

CHAPTER 162

CRIMINAL LAW AND PROCEDURE

SENATE BILL 18-169

BY SENATOR(S) Gardner, Aguilar, Cooke, Fields, Garcia, Jahn, Kefalas, Martinez Humenik, Moreno, Priola, Tate, Grantham;
also REPRESENTATIVE(S) Carver, Exum, Hansen, Herod, Lee, Liston, Salazar, Duran.

AN ACT**CONCERNING OFFENSES AGAINST WITNESSES IN NONCRIMINAL PROCEEDINGS.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 18-8-704, **amend** (1) introductory portion as follows:

18-8-704. Intimidating a witness or victim. (1) A person commits intimidating a witness or victim if, by use of a threat, act of harassment as defined in section 18-9-111, or act of harm or injury to any person or property directed to or committed upon a witness ~~or~~ IN ANY CRIMINAL OR CIVIL PROCEEDING; a victim ~~to~~ OF any crime; a person he or she believes has been or is to be called or who would have been called to testify as a witness IN ANY CRIMINAL OR CIVIL PROCEEDING or a victim OF ANY CRIME; a member of the witness' family; a member of the victim's family; a person in close relationship to the witness or victim; a person residing in the same household with the witness or victim; or any person who has reported a crime or who may be called to testify as a witness to or victim of any crime, he or she intentionally attempts to or does:

SECTION 2. In Colorado Revised Statutes, 18-8-706, **amend** (1) as follows:

18-8-706. Retaliation against a witness or victim. (1) An individual commits retaliation against a witness or victim if such person uses a threat, act of harassment as defined in section 18-9-111, or act of harm or injury upon any person or property, which action is directed to or committed upon a witness ~~or~~ IN ANY CRIMINAL OR CIVIL PROCEEDING; a victim ~~to~~ OF any crime; an individual whom the person believes has been or would have been called to testify as a witness IN ANY CRIMINAL OR CIVIL PROCEEDING or a victim OF ANY CRIME; a member of the witness' family;

Capital letters or bold & italic numbers indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

a member of the victim's family; an individual in close relationship to the witness or victim; an individual residing in the same household with the witness or victim, as retaliation or retribution against such witness or victim.

SECTION 3. Effective date - applicability. This act takes effect July 1, 2018, and applies to offenses committed on or after said date.

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 25, 2018