

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 21-0165.01 Conrad Imel x2313

SENATE BILL 21-030

SENATE SPONSORSHIP

Holbert,

HOUSE SPONSORSHIP

Van Winkle and Titone,

Senate Committees
Judiciary

House Committees

A BILL FOR AN ACT

101 **CONCERNING CRIMINAL THEFT OF RENTAL PROPERTY.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

Prior to 2013, general theft and theft of rental property were separate criminal offenses. In 2013, the general assembly amended the general theft offense to include theft of rental property.

The bill reestablishes the specific criminal offense for the theft of rental property. Theft of rental property is classified based on the value of the thing involved in the theft in the same manner as property in a general theft offense. In addition to any other sentence imposed or restitution ordered, the defendant must pay restitution for any lost revenue

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

resulting from the deprivation of the rental property.

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-4-401, **add (10)**
3 **as follows:**

4 **18-4-401. Theft. (10) UPON A CONVICTION FOR THEFT OF RENTAL**
5 **PROPERTY, AS DESCRIBED IN SUBSECTION (1)(e) THIS SECTION, IN**
6 **ADDITION TO ANY OTHER SENTENCE IMPOSED OR RESTITUTION ORDERED,**
7 **THE COURT SHALL SENTENCE THE DEFENDANT TO PAY RESTITUTION IN AN**
8 **AMOUNT EQUAL TO ANY LOSS OF REVENUE RESULTING FROM DEPRIVATION**
9 **OF THE RENTAL PROPERTY INVOLVED, UP TO THE ACTUAL VALUE OF THE**
10 **RENTAL PROPERTY INVOLVED AT THE TIME IT WAS RENTED.**

11 **SECTION 2. Applicability.** This act applies to offenses
12 **committed on or after the effective date of this act.**

13 **SECTION 3. Safety clause.** The general assembly hereby finds,
14 **determines, and declares that this act is necessary for the immediate**
15 **preservation of the public peace, health, or safety.**