

First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 25-0823.01 Jacob Baus x2173

HOUSE BILL 25-1243

HOUSE SPONSORSHIP

Lindsay,

SENATE SPONSORSHIP

Winter F.,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING MEASURES RELATED TO PROHIBITING A PEACE OFFICER
102 FROM ASKING A PERSON DURING A TRAFFIC STOP IF THE PERSON
103 KNOWS THE REASON FOR THE TRAFFIC STOP.

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>.)

The bill prohibits a peace officer from asking a driver or passenger if they know the reason for the traffic stop, and requires the peace officer to inform the driver of the reason for the traffic stop unless it is unreasonable under the totality of the circumstances.

A peace officer's failure to comply with the bill is not grounds for

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

exclusion of evidence or dismissal of a charge.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 42-4-1704.5 as
3 follows:

4 **42-4-1704.5. Peace officer questioning during a traffic stop.**

5 (1) A PEACE OFFICER WHO IS MAKING A TRAFFIC STOP SHALL NOT ASK THE
6 VEHICLE OPERATOR OR A PASSENGER IF THE VEHICLE OPERATOR OR
7 PASSENGER KNOWS THE REASON FOR THE TRAFFIC STOP.

8 (2) A PEACE OFFICER WHO IS MAKING A TRAFFIC STOP SHALL
9 INFORM THE VEHICLE OPERATOR OF THE REASON OR REASONS FOR THE
10 TRAFFIC STOP, UNLESS INFORMING THE OPERATOR OF THE REASON OR
11 REASONS FOR THE TRAFFIC STOP WOULD BE UNREASONABLE UNDER THE
12 TOTALITY OF THE CIRCUMSTANCES.

13 (3) A PEACE OFFICER'S FAILURE TO COMPLY WITH THIS SECTION IS
14 NOT GROUNDS FOR THE EXCLUSION OF EVIDENCE OR DISMISSAL OF A
15 CHARGE.

16 **SECTION 2. Safety clause.** The general assembly finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, or safety or for appropriations for
19 the support and maintenance of the departments of the state and state
20 institutions.