

CHAPTER 185

**CRIMINAL LAW AND PROCEDURE**

**HOUSE BILL 93-1258**

BY REPRESENTATIVES R. Hernandez, Benavidez, Friednash, Hagedorn, Armstrong, Lawrence, and Pierson;  
also SENATORS Rizzuto and Gallagher.

**AN ACT**

**CONCERNING THE DUTIES OF CERTIFIED PEACE OFFICERS.**

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

**SECTION 1.** Part 1 of article 3 of title 16, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW SECTION to read:

**16-3-110. Peace officers - duties.** (1) FOR THE PURPOSES OF THIS SECTION, "PEACE OFFICER" MEANS ANY PERSON WHO IS CERTIFIED AS A PEACE OFFICER PURSUANT TO SECTION 24-31-305, C.R.S., WHO IS EMPLOYED FULL TIME BY A LAW ENFORCEMENT AGENCY LOCATED IN THE STATE OF COLORADO.

(2) A PEACE OFFICER SHALL HAVE THE AUTHORITY TO ACT IN ANY SITUATION IN WHICH A FELONY OR MISDEMEANOR HAS BEEN OR IS BEING COMMITTED IN SUCH OFFICER'S PRESENCE, AND SUCH AUTHORITY SHALL EXIST REGARDLESS OF WHETHER SUCH OFFICER IS IN THE JURISDICTION OF THE LAW ENFORCEMENT AGENCY WHICH EMPLOYS SUCH OFFICER OR IN SOME OTHER JURISDICTION WITHIN THE STATE OF COLORADO, WHEN SUCH OFFICER HAS BEEN AUTHORIZED BY SUCH AGENCY TO SO ACT. THE LOCAL LAW ENFORCEMENT AGENCY HAVING JURISDICTION SHALL BE IMMEDIATELY NOTIFIED OF THE ARREST AND ANY PERSON ARRESTED SHALL BE RELEASED TO THE CUSTODY OF THE LOCAL LAW ENFORCEMENT AGENCY.

**SECTION 2. Effective date.** This act shall take effect July 1, 1993.

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

**SECTION 3. 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: May 6, 1993