

CHAPTER 286

**CRIMINAL LAW AND PROCEDURE**

**HOUSE BILL 93-1045**

BY REPRESENTATIVES Benavidez, Agler, Allen, Armstrong, Blue, Chlouber, Coffman, DeGette, Dyer, Eisenach, Epps, Faatz, Fleming, Friednash, George, Gordon, Greenwood, Hagedorn, R. Hernandez, T. Hernandez, Kaufman, Keller, Kerns, Knox, Kreutz, Lawrence, Lyle, Morrison, Nichol, Owen, Pfiffner, Pierson, Prinster, Reeser, Romero, Rupert, Shoemaker, Snyder, Strom, Sullivan, Tanner, Thiebaut, Tucker, Williams, and Wright;  
also SENATORS Gallagher, Bird, Bishop, Blickensderfer, Casey, Cassidy, Groff, Hopper, Johnson, Meiklejohn, Mendez, Mutzebaugh, Norton, Peterson, L. Powers, Rizzuto, Ruddick, Tebedo, Traylor, Weissmann, Wells, and Wham.

**AN ACT**

**CONCERNING AN INCREASE IN THE PENALTY FOR THE CRIME OF STALKING.**

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

**SECTION 1.** 18-9-111 (5) (a), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended, and the said 18-9-111 (5) is further amended BY THE ADDITION OF A NEW PARAGRAPH, to read:

**18-9-111. Harassment - stalking.** (5) Where a person commits harassment under paragraph (a) of subsection (4) of this section, the following shall apply:

(a) A person commits a class 1 misdemeanor FOR A FIRST OFFENSE.

(a.5) FOR A SECOND OR SUBSEQUENT OFFENSE, IF SUCH OFFENSE OCCURS WITHIN SEVEN YEARS OF THE DATE OF A PRIOR OFFENSE FOR WHICH SUCH PERSON WAS CONVICTED, THE OFFENDER SHALL BE SENTENCED TO A MANDATORY MINIMUM SENTENCE OF THIRTY DAYS IMPRISONMENT.

**SECTION 2. Effective date - applicability.** This act shall take effect July 1, 1993, and shall apply to offenses committed on or after said date.

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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: June 6, 1993