

CHAPTER 183

CRIMINAL LAW AND PROCEDURE

SENATE BILL 94-136

BY SENATORS R. Powers, Ament, Bird, Bishop, Blickensderfer, Lacy, Norton, Owens, Roberts, Schroeder, Tebedo, Traylor, and Wattenberg;
also REPRESENTATIVES Ratterree, Allen, Armstrong, Berry, Chlouber, Epps, Faatz, Fleming, Foster, Friednash, Hagedorn, Jerke, Kaufman, Lawrence, Moellenberg, Owen, Pierson, Prinster, Reeser, Salaz, Snyder, and Sullivan.

AN ACT

CONCERNING ADDITIONAL AGGRAVATING FACTORS FOR DEATH PENALTY DETERMINATIONS, AND, IN CONNECTION THEREWITH, MAKING THE AGGRAVATING FACTORS APPLICABLE TO A DEFENDANT WHO KILLS A CHILD UNDER A SPECIFIED AGE.

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

SECTION 1. 16-11-103 (5), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

16-11-103. Imposition of sentence in class 1 felonies - appellate review. (5) For purposes of this section, aggravating factors shall be the following factors:

(m) THE DEFENDANT INTENTIONALLY KILLED A CHILD WHO HAS NOT YET ATTAINED TWELVE YEARS OF AGE; OR

SECTION 2. Effective date - applicability. This act shall take effect upon passage and shall apply to acts committed on or after said date.

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 4, 1994

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