

## CHAPTER 76

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**CRIMINAL LAW AND PROCEDURE**

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**HOUSE BILL 03-1034**

BY REPRESENTATIVE(S) Merrifield, Borodkin, Boyd, Butcher, Cloer, Coleman, Frangas, Groff, Jahn, Marshall, Paccione, Pommer, Romanoff, Salazar, Sanchez, Tochtrop, Veiga, Vigil, and Williams S.;  
also SENATOR(S) Arnold.

**AN ACT****CONCERNING THE EFFECTIVE DATE FOR ELECTRONIC TRANSMISSION OF SEX OFFENDER REGISTRATION INFORMATION.**

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

**SECTION 1.** 16-22-104 (1) (a), Colorado Revised Statutes, as enacted by section 1 of chapter 297, Session Laws of Colorado 2002, is amended to read:

**16-22-104. Initial registration - effective date.** (1) (a) Beginning January 1, ~~2003~~ 2004, for any person required to register pursuant to section 16-22-103, the court, within twenty-four hours after sentencing the person, shall electronically file with the CBI the initial registration of the person, providing the information required by the CBI.

**SECTION 2.** 16-22-106 (3) (a) (II), Colorado Revised Statutes, as enacted by section 1 of chapter 297, Session Laws of Colorado 2002, is amended to read:

**16-22-106. Duties - probation department - community corrections administrator - court personnel - jail personnel - notice.** (3) (a) (II) The provisions of this paragraph (a) shall apply to persons sentenced on or after January 1, ~~2003~~ 2004.

**SECTION 3.** 16-22-107 (1) (b), Colorado Revised Statutes, as enacted by section 1 of chapter 297, Session Laws of Colorado 2002, is amended to read:

**16-22-107. Duties - department of corrections - department of human services - confirmation of registration - notice - address verification.** (1) (b) The provisions of this subsection (1) shall apply to persons sentenced on or

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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.*

after January 1, ~~2003~~ 2004.

**SECTION 4.** 16-22-109 (5), Colorado Revised Statutes, is RECREATED AND REENACTED, WITH AMENDMENTS, to read:

**16-22-109. Registration forms - local law enforcement agencies - duties - repeal.** (5) (a) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE TO THE CONTRARY, A REQUIREMENT FOR ELECTRONIC NOTIFICATION OR ELECTRONIC TRANSMISSION OF INFORMATION SPECIFIED IN THIS ARTICLE SHALL BE EFFECTIVE ON AND AFTER JANUARY 1, 2004. PRIOR TO SAID DATE, THE NOTIFICATION AND INFORMATION REQUIREMENTS SHALL BE MET BY PROVIDING THE REQUIRED NOTIFICATION OR INFORMATION BY A STANDARD MEANS OF TRANSMITTAL, INCLUDING BUT NOT LIMITED TO ELECTRONIC TRANSMISSION IF AVAILABLE.

(b) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JANUARY 1, 2004.

**SECTION 5. 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: March 25, 2003