

## CHAPTER 123

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**MOTOR VEHICLES AND TRAFFIC REGULATION**

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**HOUSE BILL 06-1108**

BY REPRESENTATIVE(S) Benefield, Borodkin, Butcher, Carroll M., Green, Marshall, McGihon, Merrifield, Solano, Todd, Vigil, Witwer, Larson, Massey, Berens, Coleman, and Romanoff;  
also SENATOR(S) Shaffer, Williams, Windels, and Tochtrop.

**AN ACT**

**CONCERNING A REQUIREMENT THAT COURTS ORDER MINORS UNDER EIGHTEEN YEARS OF AGE WHO ARE CONVICTED OF TRAFFIC VIOLATIONS OTHER THAN TRAFFIC INFRACTIONS TO ATTEND A DRIVER IMPROVEMENT SCHOOL.**

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

**SECTION 1.** 42-4-1717, Colorado Revised Statutes, is amended to read:

**42-4-1717. Conviction - attendance at driver improvement school.**

(1) EXCEPT AS OTHERWISE PROVIDED IN SUBSECTION (2) OF THIS SECTION, whenever a person has been convicted of violating any provision of this article or other law regulating the operation of vehicles on highways, the court, in addition to the penalty provided for the violation or as a condition of either the probation or the suspension of all or any portion of any fine or sentence of imprisonment for a violation other than a traffic infraction, may require the defendant, at the defendant's own expense, if any, to attend and satisfactorily complete a course of instruction at any designated driver improvement school located and operating in the county of the defendant's residence and providing instruction in the traffic laws of this state, instruction in recognition of hazardous traffic situations, and instruction in traffic accident prevention. Unless otherwise provided by law, such school shall be approved by the court.

(2) WHENEVER A MINOR UNDER EIGHTEEN YEARS OF AGE HAS BEEN CONVICTED OF VIOLATING ANY PROVISION OF THIS ARTICLE OR OTHER LAW REGULATING THE OPERATION OF VEHICLES ON HIGHWAYS, OTHER THAN A TRAFFIC INFRACTION, THE COURT SHALL REQUIRE THE MINOR TO ATTEND AND SATISFACTORILY COMPLETE A COURSE OF INSTRUCTION AT ANY DESIGNATED DRIVER IMPROVEMENT SCHOOL PROVIDING INSTRUCTION IN THE TRAFFIC LAWS OF THIS STATE, INSTRUCTION IN

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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.*

RECOGNITION OF HAZARDOUS TRAFFIC SITUATIONS, AND INSTRUCTION IN TRAFFIC ACCIDENT PREVENTION. THE COURT SHALL IMPOSE THE DRIVER IMPROVEMENT SCHOOL REQUIREMENT IN ADDITION TO THE PENALTY PROVIDED FOR THE VIOLATION OR AS A CONDITION OF EITHER THE PROBATION OR THE SUSPENSION OF ALL OR ANY PORTION OF ANY FINE OR SENTENCE OF IMPRISONMENT FOR THE VIOLATION. THE MINOR, OR THE MINOR'S PARENT OR PARENTS WHO APPEAR IN COURT WITH THE MINOR IN ACCORDANCE WITH SECTION 42-4-1716 (4), SHALL PAY THE COST OF ATTENDING THE DESIGNATED DRIVER IMPROVEMENT SCHOOL. THE COURTS SHALL MAKE AVAILABLE INFORMATION ON SCHOLARSHIPS AND OTHER FINANCIAL ASSISTANCE AVAILABLE TO HELP MINORS OR THEIR PARENTS OFFSET THE COSTS OF DRIVER IMPROVEMENT SCHOOL. UNLESS OTHERWISE PROVIDED BY LAW, SUCH SCHOOL SHALL BE APPROVED BY THE COURT.

**SECTION 2. Effective date - applicability.** This act shall take effect July 1, 2006, and shall apply to offenses 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: April 13, 2006