

## CHAPTER 109

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**CRIMINAL LAW AND PROCEDURE**

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SENATE BILL 09-035

BY SENATOR(S) Renfroe;  
also REPRESENTATIVE(S) Sonnenberg, Baumgardner, Curry, Gardner B., Kerr J., King S., Stephens.

**AN ACT**

**CONCERNING A PENALTY FOR A VIOLATION OF CERTAIN PROSCRIBED ACTS FOR GOVERNMENT OFFICIALS.**

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

**SECTION 1.** Part 2 of article 18 of title 24, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

**24-18-206. Penalty.** A PERSON WHO KNOWINGLY COMMITS AN ACT PROSCRIBED IN THIS PART 2 COMMITS A CLASS 1 MISDEMEANOR AND SHALL BE PUNISHED AS PROVIDED IN SECTION 18-1.3-501, C.R.S. IN ADDITION TO THE PENALTIES PROVIDED IN SECTION 18-1.3-501, C.R.S., THE COURT MAY IMPOSE A FINE OF NO MORE THAN TWICE THE AMOUNT OF THE BENEFIT THE PERSON OBTAINED OR WAS ATTEMPTING TO OBTAIN IN VIOLATING A PROVISION OF THIS PART 2.

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 5, 2009, if adjournment sine die is on May 6, 2009); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

(2) The provisions of this act shall apply to offenses committed on or after the applicable effective date of this act.

Approved: April 9, 2009

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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.*