

CHAPTER 243

CRIMINAL LAW AND PROCEDURE

SENATE BILL 10-204

BY SENATOR(S) Shaffer B., Bacon, King K., Newell, Schwartz, Williams;
also REPRESENTATIVE(S) Solano, Apuan, Benefield, Court, Fischer, Kerr J., King S., Levy, Merrifield, Primavera, Ryden,
Schafer S., Todd.

AN ACT

CONCERNING THE PENALTY FOR CARELESS DRIVING RESULTING IN DEATH.

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

SECTION 1. 42-2-127 (5), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

42-2-127. Authority to suspend license - to deny license - type of conviction - points. (5) Point system schedule:

Type of conviction	Points
(e.5) CARELESS DRIVING RESULTING IN DEATH.	12

SECTION 2. 42-4-1402 (2), Colorado Revised Statutes, is amended to read:

42-4-1402. Careless driving - penalty. (2) (a) EXCEPT AS OTHERWISE PROVIDED IN PARAGRAPHS (b) AND (c) OF THIS SUBSECTION (2), any person who violates any provision of this section commits a class 2 misdemeanor traffic offense. ~~but,~~

(b) If the person's actions are the proximate cause of bodily injury ~~or death~~ to another, such person commits a class 1 misdemeanor traffic offense.

(c) IF THE PERSON'S ACTIONS ARE THE PROXIMATE CAUSE OF DEATH TO ANOTHER, SUCH PERSON COMMITS A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE.

SECTION 3. Specified effective date - applicability. This act shall take effect

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

upon passage and shall apply to offenses committed on or after said date.

SECTION 4. 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 21, 2010