

CHAPTER 273

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 11-1267

BY REPRESENTATIVE(S) McCann, Brown, Labuda, Todd, Court, Fields, Schafer S., Wilson;
also SENATOR(S) Mitchell, Aguilar, Guzman.

AN ACT

**CONCERNING AN EXPANSION OF THE CIRCUMSTANCES IN WHICH A COURT MAY ORDER FURTHER
RESTRICTIONS AS CONDITIONS OF A PROTECTION ORDER AGAINST A DEFENDANT.**

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

SECTION 1. The introductory portion to 18-1-1001 (3) and 18-1-1001 (3) (a), (3) (b), and (3) (e), Colorado Revised Statutes, are amended to read:

18-1-1001. Protection order against defendant. (3) Nothing in this section shall preclude the defendant from applying to the court at any time for modification or dismissal of the protection order issued pursuant to this section or the district attorney from applying to the court at any time for further orders, additional provisions under the protection order, or modification or dismissal of the same. The trial court shall retain jurisdiction to enforce, modify, or dismiss the protection order until final disposition of the action. Upon motion of the district attorney or on the court's OWN motion ~~to protect~~ FOR THE PROTECTION OF the alleged victim OR WITNESS, the court may, in cases involving domestic violence as defined in section 18-6-800.3 (1) AND CASES INVOLVING CRIMES LISTED IN SECTION 24-4.1-302, C.R.S., EXCEPT THOSE LISTED IN PARAGRAPHS (cc.5) AND (cc.6) OF SUBSECTION (1) OF THAT SECTION, enter any of the following further orders against the defendant:

(a) An order to vacate or stay away from the home of the ALLEGED victim OR WITNESS and to stay away from any other location where the victim OR WITNESS is likely to be found;

(b) An order to refrain from contact or direct or indirect communication with the ALLEGED victim OR WITNESS;

(e) Any other order the court deems appropriate to protect the safety of the

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

alleged victim OR WITNESS.

SECTION 2. 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: June 2, 2011