

## CHAPTER 308

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**CRIMINAL LAW AND PROCEDURE**

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## HOUSE BILL 13-1242

BY REPRESENTATIVE(S) Pettersen, Hullinghorst, Kagan, Court, Fischer;  
also SENATOR(S) King, Aguilar, Nicholson.

## AN ACT

**CONCERNING A REPEAL OF THE MANDATORY SENTENCING REQUIREMENT FOR VIOLATION OF BAIL  
BOND CONDITIONS FOR CERTAIN OFFENDERS.**

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

**SECTION 1.** In Colorado Revised Statutes, 18-8-212, **amend** (3); and **add** (3.5) as follows:

**18-8-212. Violation of bail bond conditions.** (3) A person ~~convicted under this section~~ WHO FAILS TO APPEAR FOR A COURT PROCEEDING WITH THE INTENT TO AVOID PROSECUTION OR SENTENCE OR A PERSON WHO IS CONVICTED OF COMMITTING A MISDEMEANOR OR FELONY CRIMINAL OFFENSE COMMITTED WHILE ON BOND shall not be eligible for probation or a suspended sentence and shall be sentenced to imprisonment of not less than one year for violation of subsection (1) of this section and not less than six months for violation of subsection (2) of this section. Any such sentence shall be served consecutively with any sentence for the offense on which the person is on bail.

(3.5) A PERSON WHO IS ON BOND FOR A SEX OFFENSE AS DEFINED IN SECTION 18-1.3-1003 WHO IS CONVICTED UNDER THIS SECTION FOR A BOND VIOLATION SHALL NOT BE ELIGIBLE FOR PROBATION OR A SUSPENDED SENTENCE AND SHALL BE SENTENCED TO IMPRISONMENT OF NOT LESS THAN ONE YEAR. ANY SUCH SENTENCE SHALL BE SERVED CONSECUTIVELY WITH ANY SENTENCE FOR THE OFFENSE ON WHICH THE PERSON IS ON BAIL.

**SECTION 2. Effective date - applicability.** This act takes effect July 1, 2013, and applies to offenses committed on or after said date.

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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.*

**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: May 28, 2013