

CHAPTER 154

CRIMINAL LAW AND PROCEDURE

HOUSE BILL 15-1203

BY REPRESENTATIVE(S) Rosenthal, Melton, Moreno, Young;
also SENATOR(S) Steadman.

AN ACT

CONCERNING EARNED TIME FOR CERTAIN OFFENDERS SERVING LIFE SENTENCES AS HABITUAL OFFENDERS.

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

SECTION 1. In Colorado Revised Statutes, 17-22.5-104, **amend** (2) (c) and (2) (d) (I) as follows:

17-22.5-104. Parole - regulations. (2) (c) (I) No inmate imprisoned under a life sentence for a crime committed on or after July 1, 1985, shall be paroled until such inmate has served at least forty calendar years, and no application for parole shall be made or considered during such period of forty years.

(II) SUBPARAGRAPH (I) OF THIS PARAGRAPH (c) DOES NOT APPLY TO AN INMATE SENTENCED PURSUANT SECTION 16-13-101 (2), C.R.S., AS IT EXISTED PRIOR TO JULY 1, 1993, FOR ANY CRIME COMMITTED ON OR AFTER JULY 1, 1985, AND THE INMATE SHALL BE ELIGIBLE FOR PAROLE AFTER THE INMATE HAS SERVED FORTY CALENDAR YEARS LESS ANY TIME AUTHORIZED PURSUANT TO SECTION 17-22.5-405.

(d) (I) No inmate imprisoned under a life sentence for a class 1 felony committed on or after July 1, 1990, shall be eligible for parole. ~~No inmate imprisoned under a life sentence pursuant to section 16-13-101 (2), C.R.S., as it existed prior to July 1, 1993, for a crime committed on or after July 1, 1990, shall be paroled until such inmate has served at least forty calendar years, and no application for parole shall be made or considered during such period of forty years.~~

SECTION 2. Applicability. This act applies to an inmate sentenced pursuant to section 16-13-101 (2), Colorado Revised Statutes, as it existed prior to July 1, 1993, for any crime committed on or after July 1, 1985.

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. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: May 4, 2015