

HB1029_L.005

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB18-1029 be amended as follows:

- 1 Amend reengrossed bill, page 2, line 3, strike "(1)(a)(V)(A); and add
2 (1)(a)(V.5)" and substitute "(1)(a)(V)(A), (1)(a)(V)(B), (1)(a)(V)(C), and
3 (1)(a)(V)(C.5); and add (1)(a)(V)(A.1)".
- 4 Page 2, line 24, strike "(V.5)" and substitute "(A.1)".
- 5 Page 3, after line 27 insert:
6 "(B) Any person who is paroled pursuant to section 17-22.5-403,
7 ~~C.R.S.~~; or any person who is not paroled and is discharged pursuant to
8 law, shall be subject to the mandatory period of parole established
9 pursuant to ~~sub-subparagraph (A) of this subparagraph (V)~~ SUBSECTION
10 (1)(a)(V)(A) OR SUBSECTION (1)(a)(V)(A.1) OF THIS SECTION. Such
11 mandatory period of parole may not be waived by the offender or waived
12 or suspended by the court and shall be subject to the provisions of section
13 17-22.5-403 (6), ~~C.R.S.~~; which permits the state board of parole to
14 discharge the offender at any time during the term of parole upon a
15 determination that the offender has been sufficiently rehabilitated and
16 reintegrated into society and can no longer benefit from parole
17 supervision.
- 18 (C) Notwithstanding ~~sub-subparagraph (A) of this subparagraph~~
19 ~~(V)~~ SUBSECTION (1)(a)(V)(A) OR SUBSECTION (1)(a)(V)(A.1) OF THIS
20 SECTION, the mandatory period of parole for a person convicted of a
21 felony offense committed prior to July 1, 1996, pursuant to part 4 of
22 article 3 of this title TITLE 18, or part 3 of article 6 of this title TITLE 18,
23 shall be five years. Notwithstanding ~~sub-subparagraph (A) of this~~
24 ~~subparagraph (V)~~ SUBSECTION (1)(a)(V)(A) OR SUBSECTION
25 (1)(a)(V)(A.1) OF THIS SECTION, and except as otherwise provided in
26 ~~sub-subparagraph (C.5) of this subparagraph (V)~~ SUBSECTION
27 (1)(a)(V)(C.5) OF THIS SECTION, the period of parole for a person
28 convicted of a felony offense committed on or after July 1, 1996, but prior
29 to July 1, 2002, pursuant to part 4 of article 3 of this title TITLE 18, or part
30 3 of article 6 of this title TITLE 18, shall be set by the state board of parole
31 pursuant to section 17-2-201 (5)(a.5), ~~C.R.S.~~; but in no event shall the
32 term of parole exceed the maximum sentence imposed upon the inmate
33 by the court.
- 34 (C.5) Notwithstanding the provisions of ~~sub-subparagraph (A) of~~
35 ~~this subparagraph (V)~~ SUBSECTION (1)(a)(V)(A) OR SUBSECTION
36 (1)(a)(V)(A.1) OF THIS SECTION, any person sentenced for a sex offense,
37 as defined in section 18-1.3-1003 (5), committed on or after November
38 1, 1998, shall be sentenced pursuant to the provisions of part 10 of this
39 article ARTICLE 1.3."

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