

HB1029_L.006

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
2 substitute "(1)(a)(V)(A), (1)(a)(V)(C.7), and(1)(a)(V)(D);".

3 Page 3, after line 27 insert:

4 "(C.7) Any person sentenced for a felony committed on or after
5 July 1, 2002, involving unlawful sexual behavior, as defined in section
6 16-22-102 (9), ~~C.R.S.~~, or for a felony, committed on or after July 1, 2002,
7 the underlying factual basis of which involved unlawful sexual behavior,
8 and who is not subject to the provisions of part 10 of this ~~article~~ ARTICLE
9 1.3, shall be subject to the mandatory period of parole specified in
10 ~~sub-subparagraph (A) of this subparagraph (V)~~ SUBSECTION (1)(a)(V)(A)
11 OR SUBSECTION (1)(a)(V)(A.1) OF THIS SECTION.

12 (D) The mandatory period of parole imposed pursuant to
13 ~~sub-subparagraph (A) of this subparagraph (V)~~ SUBSECTION (1)(a)(V)(A)
14 OR SUBSECTION (1)(a)(V)(A.1) OF THIS SECTION shall commence
15 immediately upon the discharge of an offender from imprisonment in the
16 custody of the department of corrections. If the offender has been granted
17 release to parole supervision by the state board of parole, the offender
18 shall be deemed to have discharged the offender's sentence to
19 imprisonment provided for in ~~sub-subparagraph (A) of this subparagraph~~
20 ~~(V)~~ SUBSECTION (1)(a)(V)(A) OR SUBSECTION (1)(a)(V)(A.1) OF THIS
21 SECTION in the same manner as if such sentence were discharged pursuant
22 to law; except that the sentence to imprisonment for any person sentenced
23 as a sex offender pursuant to part 10 of this ~~article~~ ARTICLE 1.3 shall not
24 be deemed discharged on release of said person on parole. When an
25 offender is released by the state board of parole or released because the
26 offender's sentence was discharged pursuant to law, the mandatory period
27 of parole shall be served by such offender. An offender sentenced for
28 nonviolent felony offenses, as defined in section 17-22.5-405 (5), ~~C.R.S.~~;
29 may receive earned time pursuant to section 17-22.5-405, ~~C.R.S.~~; while
30 serving a mandatory parole period in accordance with this section, but not
31 while such offender is reincarcerated after a revocation of the mandatory
32 period of parole. An offender who is sentenced for a felony committed on
33 or after July 1, 1993, and paroled on or after January 1, 2009, shall be
34 eligible to receive any earned time while on parole or after reparole
35 following a parole revocation. The offender shall not be eligible for
36 earned time while the offender is reincarcerated after revocation of the
37 mandatory period of parole pursuant to this ~~subparagraph (V)~~
38 SUBSECTION (1)(a)(V).".

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