

HB1029\_L.007

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) and(1)(a)(V)(E);".

3 Page 3, after line 27 insert:

4 "(E) If an offender is sentenced consecutively for the commission  
5 of two or more felony offenses pursuant to sub-subparagraph (A) of this  
6 subparagraph ~~(V)~~ SUBSECTION (1)(a)(V)(A) OR SUBSECTION  
7 (1)(a)(V)(A.1) OF THIS SECTION, the mandatory period of parole for such  
8 offender shall be the mandatory period of parole established for the  
9 highest class felony of which such offender has been convicted.

10 **SECTION 2.** In Colorado Revised Statutes, 17-2-201, amend  
11 (5)(a.3)(I) and (5)(a.6) as follows:

12 **17-2-201. State board of parole - duties - definitions.**

13 (5) (a.3) (I) Any person sentenced as a habitual criminal pursuant to  
14 section 18-1.3-801 (1.5) or (2) ~~C.R.S.~~, for an offense committed on or  
15 after July 1, 2003, shall be subject to the mandatory parole set forth in  
16 section 18-1.3-401 (1)(a)(V)(A), ~~18-1.3-401 (1)(a)(V)(A.1)~~, or  
17 18-1.3-401.5, ~~C.R.S.~~, for the class or level of felony of which the person  
18 is convicted.

19 (a.6) As to any person who is sentenced for conviction of an  
20 offense committed on or after July 1, 2002, involving unlawful sexual  
21 behavior, as defined in section 16-22-102 (9), ~~C.R.S.~~, or for conviction  
22 of an offense committed on or after July 1, 2002, the underlying factual  
23 basis of which involved unlawful sexual behavior; and who is not subject  
24 to the provisions of part 10 of article 1.3 of title 18, ~~C.R.S.~~, such person  
25 shall be subject to the mandatory period of parole set forth in section  
26 18-1.3-401 (1)(a)(V)(A) OR ~~18-1.3-401 (1)(a)(V)(A.1)~~. ~~C.R.S.~~

27 **SECTION 3.** In Colorado Revised Statutes, 18-1.3-406, amend  
28 (1)(b) as follows:

29 **18-1.3-406. Mandatory sentences for violent crimes -**  
30 **definitions.** (1) (b) Notwithstanding the provisions of paragraph (a) of  
31 ~~this subsection (1)~~ SUBSECTION (1)(a) OF THIS SECTION, any person  
32 convicted of a sex offense, as defined in section 18-1.3-1003 (5),  
33 committed on or after November 1, 1998, that constitutes a crime of  
34 violence shall be sentenced to the department of corrections for an  
35 indeterminate term of incarceration of at least the midpoint in the  
36 presumptive range specified in section 18-1.3-401 (1)(a)(V)(A) OR  
37 ~~18-1.3-401 (1)(a)(V)(A.1)~~ up to a maximum of the person's natural life,  
38 as provided in section 18-1.3-1004 (1)."

39 Renumber succeeding section accordingly.

\*\* \*\*\* \*\* \*\*\* \*\*