

An Act

HOUSE BILL 22-1373

BY REPRESENTATIVE(S) Gonzales-Gutierrez, Amabile, Bacon, Benavidez, Bernett, Cutter, Duran, Esgar, Exum, Herod, Hooton, Jodeh, Lindsay, Lontine, Michaelson Jenet, Ricks, Weissman;
also SENATOR(S) Gonzales, Buckner, Donovan, Fields, Lee, Moreno.

CONCERNING PROHIBITING COURTS FROM ORDERING JUVENILES TO PAY
RESTITUTION TO INSURANCE COMPANIES.

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


SECTION 1. In Colorado Revised Statutes, 19-2.5-1104, **add** (3) and (4) as follows:

19-2.5-1104. Sentencing - restitution by juvenile.
(3) NOTWITHSTANDING SECTION 18-1.3-602 (4)(a)(III) OR ANY OTHER PROVISION OF LAW, A COURT SHALL NOT ORDER A JUVENILE TO PAY RESTITUTION TO AN INSURANCE COMPANY. A COURT MAY ORDER A JUVENILE TO PAY RESTITUTION TO A VICTIM FOR THE PORTION OF A VICTIM'S PECUNIARY LOSS FOR WHICH THE VICTIM CANNOT BE COMPENSATED UNDER A POLICY OF INSURANCE, SELF-INSURANCE, AN INDEMNITY AGREEMENT, OR A RISK MANAGEMENT FUND.


Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(4) AS USED IN THIS SECTION, "VICTIM" DOES NOT MEAN AN INSURANCE COMPANY, AS DEFINED IN SECTION 38-13-102 (13), FOR PURPOSES OF RESTITUTION IN JUVENILE CASES.


SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.




Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES



Steve Fenberg
PRESIDENT OF
THE SENATE



Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES



Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED June 7th at 3:41 p.m.
(Date and Time)



Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO