

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

February 10, 2022

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB22-023 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 2, line 2, strike "**add** 19-2.5-203.1" and
- 2 substitute "19-2.5-203, **add** (8)".
- 3 Page 2, strike line 4 and substitute "**19-2.5-203. Statements -**".
- 4 Page 2, line 5, strike "(1)" and substitute "(8)(a)".
- 5 Page 2, line 10, before "INTERROGATION" insert "CUSTODIAL".
- 6 Page 2, line 17, before "INTERROGATION." insert "CUSTODIAL".
- 7 Page 2, line 18, strike "(2)" and substitute "(b)".
- 8 Page 2, line 19, before "INTERROGATIONS" insert "CUSTODIAL".
- 9 Page 3, strike lines 1 through 7 and substitute:
- 10 "(c) AS USED IN THIS SUBSECTION (8):
- 11 (I) "AGENT" MEANS A PERSON WHO SPEAKS DURING THE
- 12 CUSTODIAL INTERROGATION OF THE JUVENILE.
- 13 (II) "DECEPTION" MEANS TO KNOWINGLY COMMUNICATE ONE OR".
- 14
- 15 Page 3, strike lines 13 through 15 and substitute:

1 **"SECTION 2. Act subject to petition - effective date.** This act
2 takes effect February 28, 2023; except that, if a referendum petition is
3 filed pursuant to section 1 (3) of article V of the state constitution against
4 this act or an item, section, or part of this act within the ninety-day period
5 after final adjournment of the general assembly, then the act, item, section,
6 or part will not take effect unless approved by the people at the general
7 election to be held in November 2022 and, in such case, will take effect
8 February 28, 2023."

9 Page 1, line 102, before "INTERROGATION" insert "CUSTODIAL".

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