

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 17-0496.01 Jerry Barry x4341

HOUSE BILL 17-1083

HOUSE SPONSORSHIP

Liston,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN EXEMPTION FOR CERTAIN TRAFFIC VIOLATIONS OF**
102 **THE REQUIREMENT THAT A MUNICIPAL JUDGE INFORM A**
103 **DEFENDANT OF CERTAIN RIGHTS.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

House Bill 16-1309 requires a judge to inform a defendant of certain rights at the defendant's first appearance in prosecutions in municipal courts. The bill excludes cases involving traffic infractions or violations carrying an assessment of 4 or fewer points from the requirement.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 16-7-207, **amend as**
3 **it will become effective May 1, 2017,** (3) as follows:

4 **16-7-207. Court's duty to inform on first appearance in court**
5 **and on pleas of guilty.** (3) This section applies to prosecutions for
6 violations of municipal charters and prosecutions for violations of
7 **municipal ordinances, EXCEPT FOR TRAFFIC INFRACTIONS FOR WHICH THE**
8 **PENALTY IS ONLY A FINE AND ARREST IS PROHIBITED AND FOR WHICH A**
9 **COURT SHALL NOT ISSUE A BENCH WARRANT, INCLUDING A WARRANT FOR**
10 **FAILURE TO APPEAR.**

11 **SECTION 2. Effective date - applicability.** This act takes effect
12 the later of May 1, 2017, or upon passage, and applies to violations
13 committed on or after said date.

14 **SECTION 3. Safety clause.** The general assembly hereby finds,
15 determines, and declares that this act is necessary for the immediate
16 preservation of the public peace, health, and safety.