

HB1378_L.007

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.HB16-1378 be amended as follows:

1 Amend printed bill, strike lines 2 through 15 and substitute:

2 "SECTION 1. In Colorado Revised Statutes, 18-1.3-701, **amend**
3 (2) (j); and **add** (2) (j.5) as follows:

4 **18-1.3-701. Judgment for costs and fines.** (2) The costs
5 assessed pursuant to subsection (1) of this section or section 16-18-101,
6 C.R.S., may include:

7 (j) On proper motion of the prosecuting attorney and at the
8 discretion of the court, any other reasonable and necessary costs incurred
9 by the prosecuting attorney or ~~law enforcement agency~~ COLORADO STATE
10 PATROL that are directly the result of the prosecution of the defendant,
11 including the costs resulting from the collection and analysis of any
12 chemical test upon the defendant pursuant to section 42-4-1301.1, C.R.S.,
13 which costs shall be reimbursed by the defendant directly to the ~~law~~
14 ~~enforcement agency that performed such chemical tests~~ COLORADO STATE
15 PATROL.

16 (j.5) ON PROPER MOTION OF THE PROSECUTING ATTORNEY AND AT
17 THE DISCRETION OF THE COURT, ANY OTHER REASONABLE AND NECESSARY
18 COSTS INCURRED BY THE PROSECUTING ATTORNEY OR LAW ENFORCEMENT
19 AGENCY OTHER THAN THE COLORADO STATE PATROL THAT ARE DIRECTLY
20 THE RESULT OF THE PROSECUTION OF THE DEFENDANT, INCLUDING THE
21 COSTS RESULTING FROM THE COLLECTION AND ANALYSIS OF ANY
22 CHEMICAL TEST UPON THE DEFENDANT PURSUANT TO SECTION
23 42-4-1301.1, C.R.S., WHICH COSTS, THE COURT SHALL ASSESS AGAINST THE
24 DEFENDANT, COLLECT FROM THE DEFENDANT, AND TRANSFER TO THE LAW
25 ENFORCEMENT AGENCY THAT PERFORMED THE CHEMICAL TESTS."

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