

**Second Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

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

LLS NO. 16-0421.01 Jerry Barry x4341

**HOUSE BILL 16-1059**

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**HOUSE SPONSORSHIP**

**Lawrence,**

**SENATE SPONSORSHIP**

**Todd,**

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**House Committees**

Judiciary  
Appropriations

**Senate Committees**

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**A BILL FOR AN ACT**

101      **CONCERNING THE DEFINITION OF "JUDGE" FOR THE CRIME OF**  
102                    **RETALIATION AGAINST A JUDGE, AND, IN CONNECTION**  
103                    **THEREWITH, MAKING AN APPROPRIATION.**

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**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://www.leg.state.co.us/bills summaries>.)*

For purposes of the crime of retaliation against a judge, the bill adds to the definition of "judge" a current or previous state justice or judge whom the chief justice of Colorado assigns to perform judicial duties.

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.*

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-8-615, **amend** (3)  
3 as follows:

4 **18-8-615. Retaliation against a judge.** (3) As used in this  
5 section, unless the context otherwise requires, "judge" means any  
6 **CURRENT OR FORMER** justice of the supreme court, judge of the court of  
7 appeals, district court judge, juvenile court judge, probate court judge,  
8 water court judge, county court judge, **A PERSON PERFORMING JUDICIAL**  
9 **DUTIES PURSUANT TO SECTION 5 (3) OF ARTICLE VI OF THE STATE**  
10 **CONSTITUTION OR SECTION 13-3-111 OR 13-4-104.5, C.R.S.**, district court  
11 magistrate, county court magistrate, municipal judge, administrative law  
12 judge, or unemployment insurance hearing officer.

13 **SECTION 2.** In Colorado Revised Statutes, **add** 17-18-122 as  
14 follows:

15 **17-18-122. Appropriation to comply with section 2-2-703 - H.B.**  
16 **16-1059 - repeal.** (1) **PURSUANT TO SECTION 2-2-703, C.R.S., THE**  
17 **FOLLOWING STATUTORY APPROPRIATIONS ARE MADE IN ORDER TO**  
18 **IMPLEMENT HOUSE BILL 16-1059, ENACTED IN 2016:**

19 (a) **FOR THE 2017-18 STATE FISCAL YEAR, TWENTY-ONE THOUSAND**  
20 **EIGHT HUNDRED SIXTY-FOUR DOLLARS IS APPROPRIATED TO THE**  
21 **DEPARTMENT FROM THE GENERAL FUND;**

22 (b) **FOR THE 2018-19 STATE FISCAL YEAR, TWENTY-ONE**  
23 **THOUSAND EIGHT HUNDRED SIXTY-FOUR DOLLARS IS APPROPRIATED TO**  
24 **THE DEPARTMENT FROM THE GENERAL FUND;**

25 (c) **FOR THE 2019-20 STATE FISCAL YEAR, TWENTY-ONE THOUSAND**  
26 **EIGHT HUNDRED SIXTY-FOUR DOLLARS IS APPROPRIATED TO THE**

1 DEPARTMENT FROM THE GENERAL FUND; AND

2 (d) FOR THE 2020-21 STATE FISCAL YEAR, FIVE THOUSAND ONE  
3 HUNDRED DOLLARS IS APPROPRIATED TO THE DEPARTMENT FROM THE  
4 GENERAL FUND.

5 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2021.

6 **SECTION 3. Act subject to petition - effective date -**  
7 **applicability.** (1) This act takes effect September 1, 2016; except that,  
8 if a referendum petition is filed pursuant to section 1 (3) of article V of  
9 the state constitution against this act or an item, section, or part of this act  
10 within the ninety-day period after final adjournment of the general  
11 assembly, then the act, item, section, or part will not take effect unless  
12 approved by the people at the general election to be held in November  
13 2016 and, in such case, will take effect on the date of the official  
14 declaration of the vote thereon by the governor.

15 (2) This act applies to offenses committed on or after the  
16 applicable effective date of this act.