

CHAPTER 64

CONSUMER AND COMMERCIAL TRANSACTIONS

HOUSE BILL 17-1023

BY REPRESENTATIVE(S) Kraft-Tharp and Wist, Arndt, Benavidez, Danielson, Gray, Hooton, Kennedy, Lebsock, Melton, Neville P., Saine, Valdez, Williams D., Duran;
also SENATOR(S) Court and Holbert, Gardner, Kagan, Martinez Humenik, Merrifield, Moreno, Scott, Tate.

AN ACT**CONCERNING A CLARIFICATION OF PROCEDURES FOR SUBPOENAS FOR DECEPTIVE TRADE PRACTICES.**

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

SECTION 1. In Colorado Revised Statutes, 6-1-108, **amend** (1) and (2) as follows:

6-1-108. Subpoenas - hearings - rules. (1) WHEN THE ATTORNEY GENERAL OR A DISTRICT ATTORNEY HAS REASONABLE CAUSE TO BELIEVE THAT A PERSON, WHETHER IN THIS STATE OR ELSEWHERE, HAS ENGAGED IN OR IS ENGAGING IN A DECEPTIVE TRADE PRACTICE LISTED IN SECTION 6-1-105 OR PART 7 OF THIS ARTICLE 1, the attorney general or a district attorney, in addition to other powers conferred upon him or her by this ~~article~~ ARTICLE 1, may issue subpoenas to require the attendance of witnesses or the production of documents, administer oaths, conduct hearings in aid of any investigation or inquiry, and prescribe such forms and promulgate such rules as may be necessary to administer the provisions of this ~~article~~ ARTICLE 1.

(2) Service of any notice or subpoena may be made in the manner prescribed by law or AS PROVIDED IN RULE 4 OF the Colorado rules of civil procedure.

SECTION 2. In Colorado Revised Statutes, 6-1-107, **amend** (1) introductory portion as follows:

6-1-107. Powers of attorney general and district attorneys. (1) When the attorney general or a district attorney has REASONABLE cause to believe that any person, whether in this state or elsewhere, has engaged in or is engaging in any

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

deceptive trade practice listed in section 6-1-105 or part 7 of this article, the attorney general or district attorney may:

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

Approved: March 20, 2017