

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-1187.01 Michael Dohr x4347

HOUSE BILL 18-1356

HOUSE SPONSORSHIP

Thurlow, Arndt, McKean

SENATE SPONSORSHIP

Moreno, Martinez Humenik, Zenzinger

House Committees

Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING ADDING A NONSUBSTANTIVE CROSS REFERENCE TO THE
102 CRIME OF FAILURE TO REGISTER AS A SEX OFFENDER.

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/>.)

Statutory Revision Committee. There is a crime of failure to register as a sex offender. There are a number of different ways to commit the crime, including when a sex offender moves out of state and fails to file a cancellation form with the jurisdiction where he or she will no longer reside. The language in the crime referencing the requirement to file a cancellation form does not include a citation to the statutory

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

requirement to file the cancellation form. The bill adds that cross reference.

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

2 **SECTION 1. Legislative declaration.** The general assembly
3 declares that the purpose of this legislation, enacted in 2018, is to effect
4 a nonsubstantive change in statute to add a cross reference to section
5 18-3-412.5 (1)(i), Colorado Revised Statutes. The general assembly
6 further declares that the addition of the cross reference to section
7 18-3-412.5 (1)(i), Colorado Revised Statutes, does not in any way alter
8 the scope or applicability of the statutory section involved.

9 **SECTION 2.** In Colorado Revised Statutes, 18-3-412.5, **amend**
10 (1) introductory portion and (1)(i) as follows:

11 **18-3-412.5. Failure to register as a sex offender.** (1) A person
12 who is required to register pursuant to article 22 of title 16 ~~C.R.S.~~, and
13 who fails to comply with any of the requirements placed on registrants by
14 said ~~article~~ ARTICLE 22, including but not limited to committing any of the
15 acts specified in this subsection (1), commits the offense of failure to
16 register as a sex offender:

17 (i) Failure to complete a cancellation of registration form and file
18 the form with the local law enforcement agency of the jurisdiction in
19 which the person will no longer reside PURSUANT TO SECTION 16-22-108
20 (4)(a)(II);

21 **SECTION 3. Act subject to petition - effective date.** This act
22 takes effect at 12:01 a.m. on the day following the expiration of the
23 ninety-day period after final adjournment of the general assembly (August
24 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
25 referendum petition is filed pursuant to section 1 (3) of article V of the

1 state constitution against this act or an item, section, or part of this act
2 within such period, then the act, item, section, or part will not take effect
3 unless approved by the people at the general election to be held in
4 November 2018 and, in such case, will take effect on the date of the
5 official declaration of the vote thereon by the governor.