

First Regular Session
Seventy-second General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 19-0084.01 Michael Dohr x4347

SENATE BILL 19-049

SENATE SPONSORSHIP

Fields,

HOUSE SPONSORSHIP

Michaelson Jenet,

Senate Committees
Judiciary

House Committees

A BILL FOR AN ACT

101 CONCERNING INCREASING THE STATUTE OF LIMITATIONS FOR CERTAIN
102 FAILURE TO REPORT CHILD SEXUAL ABUSE CRIMES.

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>.)

The bill makes the statute of limitations 5 years for failure to report child abuse when a child makes a verbal or written allegation of unlawful sexual behavior to a mandatory reporter.

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

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.

1 **SECTION 1.** In Colorado Revised Statutes, 19-3-304, **add (5)** as
2 follows:

3 **19-3-304. Persons required to report child abuse or neglect.**

4 (5) NO PERSON SHALL BE PROSECUTED, TRIED, OR PUNISHED FOR AN
5 OFFENSE THAT PERTAINS TO A REPORT OF UNLAWFUL SEXUAL BEHAVIOR
6 AS DEFINED IN SECTION 16-22-102 (9) AND UNDER CIRCUMSTANCES WHEN
7 A CHILD HAS MADE A VERBAL OR WRITTEN ALLEGATION OF THE ABUSE TO
8 A MANDATORY REPORTER AS DESCRIBED IN THIS SECTION UNLESS THE
9 INDICTMENT, INFORMATION, COMPLAINT, OR ACTION FOR THE SAME IS
10 FOUND OR INSTITUTED WITHIN FIVE YEARS AFTER THE COMMISSION OF THE
11 OFFENSE. THE LIMITATION FOR COMMENCING CRIMINAL PROCEEDINGS
12 CONCERNING ACTS OF FAILURE TO REPORT CHILD ABUSE OTHER THAN
13 THOSE INVOLVING ACTS DESCRIBED IN THIS SUBSECTION (5) ARE
14 GOVERNED BY SECTION 16-5-401.

15 **SECTION 2. Applicability.** This act applies to offenses
16 committed on or after the effective date of this act.

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