

SB241_L.001

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee_____
DateCommittee on Judiciary.

After consideration on the merits, the Committee recommends the following:

SB09-241 be amended as follows:

1 Amend printed bill, page 2, line 26, strike "ARRESTED" and substitute
2 "CHARGED".

3 Page 3, strike lines 1 through 21 and substitute the following:

4 "WITH A CRIME OF VIOLENCE AS DEFINED IN SECTION 18-1.3-406, C.R.S.,
5 AN UNLAWFUL SEXUAL BEHAVIOR OFFENSE AS LISTED IN SECTION
6 16-22-102 (9), OR A BURGLARY OFFENSE AS DESCRIBED IN PART 2 OF
7 ARTICLE 4 OF TITLE 18, C.R.S.

8 (b) EVERY PERSON WHO IS CHARGED WITH A CRIME OF VIOLENCE
9 AS DEFINED IN SECTION 18-1.3-406, C.R.S., AN UNLAWFUL SEXUAL
10 BEHAVIOR OFFENSE AS LISTED IN SECTION 16-22-102 (9), OR A BURGLARY
11 OFFENSE AS DESCRIBED IN PART 2 OF ARTICLE 4 OF TITLE 18, C.R.S., BY AN
12 INDICTMENT, INFORMATION, OR FELONY COMPLAINT FILED ON OR AFTER
13 SEPTEMBER 1, 2009, AND WHO IS NOT ARRESTED IN CONNECTION WITH THE
14 FELONY CHARGE ON OR AFTER SEPTEMBER 1, 2009, WHETHER BECAUSE
15 THE PERSON'S ARREST OCCURRED BEFORE THAT DATE, BECAUSE THE
16 PERSON'S APPEARANCE IS PROCURED BY SUMMONS RATHER THAN ARREST,
17 OR FOR OTHER REASONS.

18 (2) AT THE PERSON'S FIRST APPEARANCE AFTER CHARGES ARE
19 FILED, THE COURT SHALL REQUIRE THE PERSON TO SUBMIT TO COLLECTION
20 OF A BIOLOGICAL SAMPLE BY THE INVESTIGATING AGENCY RESPONSIBLE
21 FOR COLLECTING THE SAMPLE PURSUANT TO SECTION 16-23-103, AND
22 THAT AGENCY SHALL COLLECT THE SAMPLE."



- 1 Renumber succeeding subsections accordingly.
- 2 Page 5, line 10, strike "A FELONY OFFENSE;" and substitute "FOR A CRIME
3 OF VIOLENCE AS DEFINED IN SECTION 18-1.3-406, C.R.S., AN UNLAWFUL
4 SEXUAL BEHAVIOR OFFENSE AS LISTED IN SECTION 16-22-102 (9), OR A
5 BURGLARY OFFENSE AS DESCRIBED IN PART 2 OF ARTICLE 4 OF TITLE 18,
6 C.R.S.;"
- 7 line 13, strike "FELONY CHARGE" and substitute "CHARGE FOR A CRIME OF
8 VIOLENCE AS DEFINED IN SECTION 18-1.3-406, C.R.S., AN UNLAWFUL
9 SEXUAL BEHAVIOR OFFENSE AS LISTED IN SECTION 16-22-102 (9), OR A
10 BURGLARY OFFENSE AS DESCRIBED IN PART 2 OF ARTICLE 4 OF TITLE 18,
11 C.R.S.;"
- 12 line 16, strike "FELONY CHARGE" and substitute "CHARGE FOR A CRIME OF
13 VIOLENCE AS DEFINED IN SECTION 18-1.3-406, C.R.S., AN UNLAWFUL
14 SEXUAL BEHAVIOR OFFENSE AS LISTED IN SECTION 16-22-102 (9), OR A
15 BURGLARY OFFENSE AS DESCRIBED IN PART 2 OF ARTICLE 4 OF TITLE 18,
16 C.R.S.;"
- 17 line 18, strike "FELONY OFFENSE." and substitute "CRIME OF VIOLENCE AS
18 DEFINED IN SECTION 18-1.3-406, C.R.S., AN UNLAWFUL SEXUAL BEHAVIOR
19 OFFENSE AS LISTED IN SECTION 16-22-102 (9), OR A BURGLARY OFFENSE
20 AS DESCRIBED IN PART 2 OF ARTICLE 4 OF TITLE 18, C.R.S."

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