

First Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 11-0815.01 Michael Dohr

HOUSE BILL 11-1267

HOUSE SPONSORSHIP

McCann,

SENATE SPONSORSHIP

Mitchell,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING AN EXPANSION OF THE CIRCUMSTANCES IN WHICH A**
102 **COURT MAY ORDER FURTHER RESTRICTIONS AS CONDITIONS OF**
103 **A PROTECTION ORDER AGAINST A DEFENDANT.**

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/billsummaries>.)

Current law allows a court to issue protection orders in domestic violence cases with the added restrictions against the defendant concerning the presence at particular locations, contact with victims, possession of firearms, possession of alcohol, or any other restriction that

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.

HOUSE
2nd Reading Unamended
March 17, 2011

the court deems appropriate to protect the safety of the alleged victim. The bill expands the types of criminal cases for which a court can impose these added restrictions to all of the crimes that are subject to the victims' rights act.

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

2 **SECTION 1.** The introductory portion to 18-1-1001 (3), Colorado
3 Revised Statutes, is amended to read:

4 **18-1-1001. Protection order against defendant.** (3) Nothing in
5 this section shall preclude the defendant from applying to the court at any
6 time for modification or dismissal of the protection order issued pursuant
7 to this section or the district attorney from applying to the court at any
8 time for further orders, additional provisions under the protection order,
9 or modification or dismissal of the same. The trial court shall retain
10 jurisdiction to enforce, modify, or dismiss the protection order until final
11 disposition of the action. Upon motion of the district attorney, or on the
12 court's motion to protect the alleged victim, the court may, in cases
13 involving domestic violence as defined in section 18-6-800.3 (1) AND
14 CASES INVOLVING CRIMES LISTED IN SECTION 24-4.1-302, C.R.S., enter any
15 of the following further orders against the defendant:

16 **SECTION 2. Safety clause.** The general assembly hereby finds,
17 determines, and declares that this act is necessary for the immediate
18 preservation of the public peace, health, and safety.