

**UPDATED SUMMARY
SENATE BILL 15-116**

First Regular Session - Seventieth Colorado General Assembly

This summary applies to the reengrossed version of this bill as introduced in the second house. It does not reflect any amendments that may be subsequently adopted. This summary reflects only the main points of the legislation.

The bill creates an exception to arrest and filing charges for the crime of possession of drug paraphernalia if the person prior to being searched by a peace officer *or prior to assessment or treatment by an emergency medical technician or other first responder* informs the peace officer, *emergency medical technician, or other first responder* that he or she has a needle *or syringe* ~~or other sharp object~~ on his or her person or in his or her vehicle or home that is subject to a search. The exception to arrest and filing charges also applies to the crime of possession of a controlled substance as it relates to any *trace*, residual controlled substance that may be found in a used needle *or syringe*. ~~or other sharp object.~~ *The information provided to a peace officer about the existence of a needle or syringe may be used in probable cause determination.*

The bill directs clean syringe exchange programs to develop an education program regarding the legal rights under that program and the immunity provisions created in this bill.