

**UPDATED SUMMARY
SENATE BILL 14-129**

Second Regular Session - Sixty-ninth 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.

Section 1. The bill adds consumption and possession of marijuana and possession of marijuana paraphernalia to the crime of underage possession or consumption of alcohol *and makes the crime an unclassified petty offense*. The bill changes the penalty structure for the crime as follows:

! For a first offense, there is a fine of up to \$100 or a requirement to attend substance abuse education classes, *or both*;

! For a second offense, there is a fine of up to \$100; a requirement to attend substance abuse education classes; if appropriate, an order for a substance abuse assessment and any treatment recommended by the assessment; and up to 24 hours of public service; and

! For a third or subsequent offense, there is a fine of up to \$250, an order for a substance abuse assessment and any treatment recommended by the assessment, and up to 36 hours of public service.

Section 2. Under current law, the P.O.S.T. board is encouraged to offer an advanced roadside impaired driving training course at basic academy training. The bill encourages the P.O.S.T. board to offer the course as an elective to basic field sobriety training recertification.

Section 3. The bill changes the open marijuana container crime to require that prosecution prove that the container has a broken seal, that the contents were partially removed, and that there is evidence that marijuana was consumed in the vehicle. Current law only requires proof of one of those 3 elements.

Sections 4 through 12. The bill makes conforming amendments.