

**First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 07-0715.01 Michael Dohr

HOUSE BILL 07-1257

HOUSE SPONSORSHIP

King,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING CHILD ABUSE INVOLVING SELLING DRUGS WITH**
102 **KNOWLEDGE THAT A CHILD IS PRESENT.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Makes it child abuse to sell drugs in the presence of a child.

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

2 **SECTION 1.** 18-6-401 (1), Colorado Revised Statutes, is

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.

1 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

2 **18-6-401. Child abuse.** (1) (d) (I) A PERSON COMMITS CHILD
3 ABUSE IF, KNOWING A CHILD IS PRESENT, THE PERSON SELLS OR
4 DISTRIBUTES A CONTROLLED SUBSTANCE, OR POSSESSES WITH THE INTENT
5 TO SELL OR DISTRIBUTE A CONTROLLED SUBSTANCE, IN VIOLATION OF
6 SECTION 18-18-405.

7 (II) NOTWITHSTANDING THE PROVISIONS OF SECTION 18-1-408 (1)
8 AND (5), A PERSON MAY BE CONVICTED OF AND SENTENCED FOR BOTH A
9 VIOLATION OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (d) AND A
10 VIOLATION OF SECTION 18-18-405 THAT UNDERLIES THE VIOLATION OF
11 SUBPARAGRAPH (I) OF THIS PARAGRAPH (d).

12 **SECTION 2.** 18-6-401 (7), Colorado Revised Statutes, is
13 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

14 **18-6-401. Child abuse.** (7) (f) WHEN A PERSON COMMITS CHILD
15 ABUSE AS DESCRIBED IN PARAGRAPH (d) OF SUBSECTION (1) OF THIS
16 SECTION, IT IS A CLASS 1 MISDEMEANOR.

17 **SECTION 3. Effective date - applicability.** This act shall take
18 effect July 1, 2007, and shall apply to offenses committed on or after said
19 date.

20 **SECTION 4. Safety clause.** The general assembly hereby finds,
21 determines, and declares that this act is necessary for the immediate
22 preservation of the public peace, health, and safety.