

Second Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 08-0339.01 Michael Dohr

HOUSE BILL 08-1023

HOUSE SPONSORSHIP

Kerr J., Frangas, and Kerr A.

SENATE SPONSORSHIP

Boyd,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 CONCERNING CRIMINALIZING THE POSSESSION OF GRAFFITI TOOLS.

Bill Summary

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

Creates the crime of possession of graffiti tools.

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

2 **SECTION 1.** Part 5 of article 4 of title 18, Colorado Revised

3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to

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 read:

2 **18-4-510.5. Possession of graffiti tools.** (1) A PERSON COMMITS
3 POSSESSION OF GRAFFITI TOOLS IF HE OR SHE POSSESSES A TOOL,
4 INSTRUMENT, OR OTHER ARTICLE ADAPTED, DESIGNED, OR COMMONLY
5 USED TO COMMIT OR TO FACILITATE THE COMMISSION OF AN OFFENSE
6 INVOLVING DEFACING PUBLIC OR PRIVATE PROPERTY AND INTENDS TO USE
7 THE THING POSSESSED, OR KNOWS THAT ANOTHER PERSON INTENDS TO USE
8 THE THING POSSESSED, IN COMMISSION OF THE OFFENSE.

9 (2) POSSESSION OF GRAFFITI TOOLS IS A CLASS 2 MISDEMEANOR.

10 **SECTION 2. Effective date - applicability.** This act shall take
11 effect July 1, 2008, and shall apply to offenses committed on or after said
12 date.

13 **SECTION 3. Safety clause.** The general assembly hereby finds,
14 determines, and declares that this act is necessary for the immediate
15 preservation of the public peace, health, and safety.