

Second Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

PREAMENDED

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

LLS NO. 08-0737.01 Kate Meyer

HOUSE BILL 08-1104

HOUSE SPONSORSHIP

Marostica,

SENATE SPONSORSHIP

Brophy,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING VIOLATIONS OF TRAFFIC RIGHTS-OF-WAY RESULTING IN**
102 **BODILY INJURY OR DEATH.**

Bill Summary

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

Creates a new misdemeanor traffic offense, the "aggravated right-of-way offense", to apply when bodily injury or death has been proximately caused by a violation of traffic rights-of-way. Establishes a penalty for committing an aggravated right-of-way offense.

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

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 **SECTION 1.** Part 7 of article 4 of title 42, Colorado Revised
2 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
3 read:

4 **42-4-713. Aggravated right-of-way offense - violation resulting**
5 **in death - penalty - repeal.** (1) IF THE VIOLATION OF A RIGHT-OF-WAY
6 PROVISION OF THIS PART 7 IS THE PROXIMATE CAUSE OF BODILY INJURY OR
7 DEATH TO ANOTHER PERSON, THE VIOLATOR COMMITS AN AGGRAVATED
8 RIGHT-OF-WAY OFFENSE.

9 (2) ANY PERSON WHO VIOLATES THIS SECTION COMMITS A CLASS
10 1 MISDEMEANOR TRAFFIC OFFENSE PUNISHABLE PURSUANT TO SECTION
11 42-4-1701.

12 (3) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2011.

13 **SECTION 2. 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.