

Second Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

REVISED

*This Version Includes All Amendments Adopted
on Second Reading in the Second House*

LLS NO. 08-0737.01 Kate Meyer

HOUSE BILL 08-1104

HOUSE SPONSORSHIP

Marostica,

SENATE SPONSORSHIP

Brophy,

House Committees
Judiciary

Senate Committees
Judiciary

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.

SENATE
Am ended 2nd Reading
March 26, 2008

HOUSE
3rd Reading Unam ended
February 27, 2008

HOUSE
Am ended 2nd Reading
February 25, 2008

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 SERIOUS BODILY
7 INJURY OR DEATH TO ANOTHER PERSON, THE VIOLATOR COMMITS AN
8 AGGRAVATED RIGHT-OF-WAY OFFENSE.

9 (2) ANY PERSON WHO VIOLATES THIS SECTION COMMITS A CLASS
10 1 MISDEMEANOR TRAFFIC OFFENSE AND SHALL BE PUNISHED AS PROVIDED
11 IN SECTION 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12 (3) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2011.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.