

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

**REVISED**

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

LLS NO. 11-0590.01 Jane Ritter

**HOUSE BILL 11-1151**

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**HOUSE SPONSORSHIP**

**Hamner,**

**SENATE SPONSORSHIP**

**Nicholson,**

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**House Committees**  
Health and Environment

**Senate Committees**  
Local Government

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**A BILL FOR AN ACT**

101 **CONCERNING CRUELTY TO SERVICE ANIMALS.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill specifically defines cruelty to a service animal being used by a peace officer or person with a disability (service animal) and requires that, in addition to any other penalty imposed, a person who is convicted of aggravated cruelty to a service animal shall make restitution for any veterinary bills and, if necessary, replacement costs of the service animal that are a result of the cruelty incident.

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 14, 2011

HOUSE  
3rd Reading Unam ended  
February 22, 2011

HOUSE  
Am ended 2nd Reading  
February 21, 2011

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

2 **SECTION 1.** The introductory portion to 18-9-201 and 18-9-201  
3 (2), Colorado Revised Statutes, are amended to read: ==

4 **18-9-201. Definitions.** As used in THIS SECTION AND sections  
5 18-9-201.5, 18-9-202, 18-9-202.5, and 18-9-204.5, unless the context  
6 otherwise requires:

7 (2) "Animal" means any living dumb creature, INCLUDING A  
8 SERVICE ANIMAL AS DEFINED IN SECTION 18-1.3-602 (3.5).

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11 **SECTION 2.** 18-9-202 (1.5), Colorado Revised Statutes, is  
12 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

13 **18-9-202. Cruelty to animals - aggravated cruelty to animals**  
14 **- cruelty to a service animal - restitution.** (1.5) (c) A PERSON COMMITS  
15 CRUELTY TO A SERVICE ANIMAL IF HE OR SHE VIOLATES THE PROVISIONS  
16 OF SUBSECTION (1) OF THIS SECTION WITH RESPECT TO A SERVICE ANIMAL  
17 AS DEFINED IN SECTION 18-1.3-602 (3.5). WHETHER THE SERVICE ANIMAL  
18 IS ON DUTY OR NOT ON DUTY. ■

19 **SECTION 3.** 18-9-202 (2), Colorado Revised Statutes, is  
20 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

21 **18-9-202. Cruelty to animals - aggravated cruelty to animals**  
22 **- cruelty to a service animal - restitution.** (2) (d) IF A PERSON IS  
23 CONVICTED OF CRUELTY TO A SERVICE ANIMAL PURSUANT TO PARAGRAPH  
24 (c) OF SUBSECTION (1.5) OF THIS SECTION, HE OR SHE SHALL BE ORDERED  
25 TO MAKE RESTITUTION TO THE AGENCY OR INDIVIDUAL OWNING THE  
26 ANIMAL == ■ FOR ANY VETERINARY BILLS AND REPLACEMENT COSTS

1 OF THE ANIMAL IF IT IS DISABLED OR KILLED AS A RESULT OF THE CRUELTY  
2 TO ANIMALS INCIDENT.

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4 **SECTION 4. Act subject to petition - effective date.** This act  
5 shall take effect at 12:01 a.m. on the day following the expiration of the  
6 ninety-day period after final adjournment of the general assembly (August  
7 10, 2011, if adjournment sine die is on May 11, 2011); except that, if a  
8 referendum petition is filed pursuant to section 1 (3) of article V of the  
9 state constitution against this act or an item, section, or part of this act  
10 within such period, then the act, item, section, or part shall not take effect  
11 unless approved by the people at the general election to be held in  
12 November 2012 and shall take effect on the date of the official  
13 declaration of the vote thereon by the governor.