

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

February 21, 2012

Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB12-1130 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, **add** 18-1-506 as
4 follows:

5 **18-1-506. Construction of statutes regarding unborn members**
6 **of the species homo sapiens.** IF THE COMMISSION OF ANY CRIME CODIFIED
7 IN THIS TITLE OR TITLE 42, C.R.S., IS THE PROXIMATE CAUSE OF DEATH OR
8 INJURY TO AN UNBORN MEMBER OF THE SPECIES HOMO SAPIENS, THE
9 RESPECTIVE HOMICIDE AND ASSAULT CHARGES FOR THAT DEATH OR
10 INJURY MAY BE BROUGHT CONTEMPORANEOUSLY WITH THE UNDERLYING
11 CHARGES.

12 **SECTION 2. Potential appropriation.** Pursuant to section
13 2-2-703, Colorado Revised Statutes, any bill that results in a net increase
14 in periods of imprisonment in the state correctional facilities must include
15 an appropriation of moneys that is sufficient to cover any increased
16 capital construction and operational costs for the first five fiscal years in
17 which there is a fiscal impact. Because this act may increase periods of
18 imprisonment, this act may require a five-year appropriation.

19 **SECTION 3. Effective date - applicability.** This act takes effect
20 July 1, 2012, and applies to offenses committed on or after said date.

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

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