

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 12-0752.01 Richard Sweetman x4333

HOUSE BILL 12-1213

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HOUSE SPONSORSHIP

Fields,

SENATE SPONSORSHIP

King S.,

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House Committees  
Judiciary

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING THE PENALTY FOR A PERSON WHO ESCAPES FROM A  
102 PLACE OF CONFINEMENT OTHER THAN A COUNTY JAIL OR  
103 CORRECTIONAL FACILITY.

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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>.)*

Under current law, a person convicted of any class 1, 2, 3, 4, or 5 felony who has been convicted of two felonies within the previous ten years, or who has been convicted of three or more felonies within any time frame, may be adjudged a habitual criminal. The bill renders such an

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.*

adjudication inapplicable to a person who is convicted of escape or attempt to escape from a place other than a county jail or a correctional facility.

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

2           **SECTION 1.** In Colorado Revised Statutes, 18-1.3-801, **add** (2.6)  
3 as follows:

4           **18-1.3-801. Punishment for habitual criminals.** (2.6) THE  
5 PROVISIONS OF SUBSECTION (1.5) AND PARAGRAPH (a) OF SUBSECTION (2)  
6 OF THIS SECTION SHALL NOT APPLY TO A PERSON WHO IS CONVICTED OF  
7 ESCAPE, AS DESCRIBED IN SECTION 18-8-208 (1), (2), OR (3) OR ATTEMPT  
8 TO ESCAPE, AS DESCRIBED IN SECTION 18-8-208.1 (1), (1.5), OR (2) UNLESS  
9 THE PERSON ESCAPED OR ATTEMPTED TO ESCAPE FROM A CORRECTIONAL  
10 FACILITY, AS DEFINED IN SECTION 17-1-102, C.R.S., OR FROM PHYSICAL  
11 CUSTODY WITHIN A COUNTY JAIL.

12           **SECTION 2. Safety clause.** The general assembly hereby finds,  
13 determines, and declares that this act is necessary for the immediate  
14 preservation of the public peace, health, and safety.