

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

**REVISED**

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

LLS NO. 13-0813.01 Michael Dohr x4347

**HOUSE BILL 13-1242**

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**HOUSE SPONSORSHIP**

**Pettersen,** Hullinghorst, Kagan

**SENATE SPONSORSHIP**

**King,**

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**House Committees**

Judiciary  
Appropriations

**Senate Committees**

Judiciary

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**A BILL FOR AN ACT**

101     **CONCERNING A REPEAL OF THE MANDATORY SENTENCING**  
102             **REQUIREMENT FOR VIOLATION OF BAIL BOND CONDITIONS FOR**  
103             **CERTAIN OFFENDERS.**

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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 who commits the offense of violation of bail bond conditions is subject to mandatory incarceration in prison for a felony and jail for a misdemeanor. The offense also requires mandatory consecutive sentencing. This bill repeals the mandatory sentencing

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  
2nd Reading Unamended  
May 3, 2013

HOUSE  
3rd Reading Unamended  
April 26, 2013

HOUSE  
Amended 2nd Reading  
April 25, 2013

provisions but does not change the sentencing range.

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

**SECTION 1.** In Colorado Revised Statutes, 18-8-212, **amend** (3) and **add** (3.5) as follows:

**18-8-212. Violation of bail bond conditions.** (3) A person ~~convicted under this section~~ WHO FAILS TO APPEAR FOR A COURT PROCEEDING WITH THE INTENT TO AVOID PROSECUTION OR SENTENCE OR A PERSON WHO IS CONVICTED OF COMMITTING A MISDEMEANOR OR FELONY CRIMINAL OFFENSE COMMITTED WHILE ON BOND shall not be eligible for probation or a suspended sentence and shall be sentenced to imprisonment of not less than one year for violation of subsection (1) of this section and not less than six months for violation of subsection (2) of this section. Any such sentence shall be served consecutively with any sentence for the offense on which the person is on bail.

(3.5) A PERSON WHO IS ON BOND FOR A SEX OFFENSE AS DEFINED IN SECTION 18-1.3-1003 WHO IS CONVICTED UNDER THIS SECTION FOR A BOND VIOLATION SHALL NOT BE ELIGIBLE FOR PROBATION OR A SUSPENDED SENTENCE AND SHALL BE SENTENCED TO IMPRISONMENT OF NOT LESS THAN ONE YEAR. ANY SUCH SENTENCE SHALL BE SERVED CONSECUTIVELY WITH ANY SENTENCE FOR THE OFFENSE ON WHICH THE PERSON IS ON BAIL.

**SECTION 2. Effective date - applicability.** This act takes effect July 1, 2013, and applies to offenses committed on or after said date.

**SECTION 3. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.