

**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. 13-0798.01 Jane Ritter x4342

**SENATE BILL 13-198**

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**SENATE SPONSORSHIP**

**Jahn,**

**HOUSE SPONSORSHIP**

**Gardner,**

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**Senate Committees**  
Judiciary

**House Committees**  
Judiciary

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**A BILL FOR AN ACT**

101     **CONCERNING CLOSING A COURT TO THE PUBLIC WHEN SEXUALLY**  
102             **EXPLOITATIVE MATERIAL RELATED TO A SPECIFIC CHILD IS**  
103             **BEING PRESENTED AS EVIDENCE.**

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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 provides a court with the option to close the court to the public, when it is in the best interest of a child, when images of sexually exploitative materials or forensic interviews directly related to that child are being presented as evidence in court and the child or forensic

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.*

HOUSE  
Amended 2nd Reading  
April 22, 2013

SENATE  
3rd Reading Unamended  
March 19, 2013

SENATE  
Amended 2nd Reading  
March 18, 2013

interviewer is on the witness stand.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 16-10-403 as  
3 follows:

4 **16-10-403. Option to close court.** THE COURT MAY, IF IT  
5 DETERMINES THAT THE BEST INTEREST OF A CHILD IN A CLOSED  
6 PROCEEDING OVERRIDES THE PUBLIC INTEREST IN AN OPEN CRIMINAL  
7 PROCEEDING AND THE DEFENDANT'S RIGHT TO A PUBLIC TRIAL, == ==  
8 CLOSE THE COURT TO THE PUBLIC WHEN IMAGES OF SEXUALLY  
9 EXPLOITATIVE MATERIALS OR FORENSIC INTERVIEWS DIRECTLY RELATED  
10 TO SAID CHILD ARE BEING PRESENTED AS EVIDENCE IN COURT AND THE  
11 CHILD OR THE FORENSIC INTERVIEWER IS ON THE WITNESS STAND.

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.