

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 28, 2014
Date

Committee on Judiciary.

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

SB14-212 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 2, lines 23 and 24, strike "SPECIFIC AND
2 INDIVIDUALIZED FINDINGS ON THE RECORD" and substitute "FACTUAL
3 FINDINGS ON THE RECORD WITH RESPECT TO THE PERSON TO BE
4 RELEASED".

5 Page 4, after line 16 insert:

6 "SECTION 6. In Colorado Revised Statutes, 16-4-110, **amend**
7 (2) as follows:

8 **16-4-110. Exoneration from bond liability.** (2) If, within
9 fourteen days after the posting of a bond by a defendant, the terms and
10 conditions of ~~said~~ THE bond are changed or altered either by order of
11 court or upon the motion of the district attorney or the defendant, the
12 court, after a hearing, may order a compensated surety to refund a portion
13 of the premium paid by the defendant, if necessary AND SUPPORTED BY
14 FACTUAL FINDINGS, to prevent unjust enrichment. If more than fourteen
15 days have elapsed after posting of a bond by a defendant, the court shall
16 not order the refund of any premium."

17 Renumber succeeding sections accordingly.

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