

**UPDATED SUMMARY
HOUSE BILL 15-1043**

First Regular Session - Seventieth Colorado General Assembly

This summary applies to the reengrossed version of this bill as introduced in the second house. It does not reflect any amendments that may be subsequently adopted. This summary reflects only the main points of the legislation.

Under current law, a DUI, DUI per se, or DWAI is a misdemeanor offense. The bill makes such an offense a class 4 felony if the violation occurred ~~(1) After~~ *after* 3 or more prior convictions for DUI, DUI per se, or DWAI; vehicular homicide; vehicular assault; or any combination thereof. ~~or (2) not more than 7 years after the first of 2 prior convictions for DUI, DUI per se, or DWAI; vehicular homicide; vehicular assault; or any combination thereof, if the violation included at least one of the following circumstances:~~

- ~~! One or more persons less than 18 years of age were present in the person's vehicle at the time of the violation;~~
- ~~! In committing the violation, the person caused damage or injury to any property or persons;~~
- ~~! After committing the violation, the person fled the scene; or~~
- ~~! At the time of the violation, or within 2 hours after the violation, the person's BAC was 0.15 or higher.~~

Under current law, aggravated driving with a revoked license is a class 6 felony. The bill changes the penalty to a class 1 misdemeanor but requires a sentencing court to ensure that an offender spends a minimum of 60 days in the custody of a county jail.

Under current law, a person whose privilege to drive was revoked for multiple convictions for any combination of a DUI, DUI per se, or DWAI must hold an interlock-restricted license for at least one year following reinstatement prior to being eligible to obtain any other driver's license. The bill expands this period to a minimum of 2 years and a maximum of 5 years.

The bill repeals provisions relating to the crime of aggravated driving with a revoked license when the offender also commits DUI, DUI per se, or DWAI as part of the same criminal episode.

The bill makes conforming amendments.

The bill makes an appropriation.