

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 27, 2006
Date

Committee on Transportation & Energy.

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

SB06-072 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend reengrossed bill, page 2, line 19, strike "~~section~~ SECTIONS
- 2 42-2-127 AND 42-2-127.8." and substitute "section 42-2-127.";
- 3 line 20, strike "commits" and substitute "commits:";
- 4 strike lines 21 through 23 and substitute the following:
5 "~~a class 2 misdemeanor traffic offense, but, if the person's actions are the~~
- 6 ~~proximate cause of bodily injury or death to another, such person commits~~
- 7 ~~a class 1 misdemeanor traffic offense.~~
- 8 (a) A CLASS 2 MISDEMEANOR TRAFFIC OFFENSE IF THE VIOLATION
- 9 DID NOT RESULT IN INJURY TO ANY PERSON;
- 10 (b) A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE IF THE VIOLATION
- 11 WAS THE PROXIMATE CAUSE OF INJURY TO ANY PERSON;
- 12 (c) A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE IF THE VIOLATION
- 13 WAS THE PROXIMATE CAUSE OF SERIOUS BODILY INJURY TO ANY PERSON,
- 14 AS "SERIOUS BODILY INJURY" IS DEFINED IN SECTION 42-4-1601 (4) (b);
- 15 (d) A CLASS 1 MISDEMEANOR TRAFFIC OFFENSE IF THE VIOLATION
- 16 WAS THE PROXIMATE CAUSE OF DEATH TO ANY PERSON."
- 17 Page 3, line 2, strike "SHALL" and substitute "MAY";

1 line 5, strike "SHALL" and substitute "MAY";

2 strike lines 8 through 27.

3 Strike page 4.

4 Page 5, strike lines 1 through 17 and substitute the following:

5 "SECTION 3. 42-2-127 (5) is amended BY THE ADDITION OF
6 THE FOLLOWING NEW PARAGRAPHS to read:

7 **42-2-127. Authority to suspend license - to deny license - type**
8 **of conviction - points.** (5) Point system schedule:

9 Type of conviction	10 Points
11 (e.2) CARELESS DRIVING RESULTING IN BODILY INJURY.....	6
12 (e.4) CARELESS DRIVING RESULTING IN SERIOUS BODILY 13 INJURY.....	8
14 (e.6) CARELESS DRIVING RESULTING IN DEATH.....	12".

14 Page 6, line 15, strike "42-4-1402 (1)" and substitute "~~42-4-1402 (1)~~
15 42-4-1402 (2) (a)".

16 Page 7, strike lines 21 through 27.

17 Page 8, strike lines 1 through 15 and substitute the following:

18 "CREDIT THE SAME TO THE HIGHWAY USERS TAX FUND CREATED IN
19 SECTION 42-2-132 (4) (b). THE MONEYS SHALL BE ALLOCATED PURSUANT
20 TO SECTION 43-4-205 (5.5) (a), C.R.S."

** ** ** ** **