

CHAPTER 284

CRIMINAL LAW AND PROCEDURE

SENATE BILL 16-164

BY SENATOR(S) Cooke, Baumgardner, Lambert, Lundberg, Marble, Neville T., Woods;
also REPRESENTATIVE(S) Lee.

AN ACT

**CONCERNING CLARIFICATION THAT A PRIVATE PROBATION SUPERVISION PROVIDER CAN FILE
LEGAL PROCESS AGAINST A PROBATIONER UNDER HIS OR HER SUPERVISION.**

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

SECTION 1. In Colorado Revised Statutes, 16-11-205, **add** (7) as follows:

16-11-205. Arrest of probationer - revocation. (7) A PERSON OR ENTITY THAT PROVIDES SUPERVISION PURSUANT TO SECTION 18-1.3-202 (2), C.R.S., MAY ISSUE A SUMMONS AND FILE A COMPLAINT WITH THE COURT FOR A DEFENDANT UNDER HIS OR HER SUPERVISION IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2016 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 10, 2016

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.