

HB1345_L.009

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB16-1345 be amended as follows:

1 Amend printed bill, page 2, after line 1 insert:

2 "SECTION 1. In Colorado Revised Statutes, 16-11.7-102, amend
3 (1) and (1.5) as follows:

4 16-11.7-102. Definitions. As used in this article, unless the context
5 otherwise requires:

6 (1) "Adult sex offender" means a person who has been convicted,
7 as described in subparagraphs (I) to (III) of paragraph (a) of subsection
8 (2) of this section, of a sex offense, WHICH PERSON IS NOT A JUVENILE
9 WHO HAS COMMITTED A SEXUAL OFFENSE.

10 (1.5) "Juvenile who has committed a sexual offense" means:

11 (a) A juvenile who has been adjudicated as a juvenile or who
12 receives a deferred adjudication on or after July 1, 2002, for an offense
13 that would constitute a sex offense, as defined in subsection (3) of this
14 section, if committed as an adult; or a juvenile who has committed any
15 offense BEEN ADJUDICATED OR WHO RECEIVES A DEFERRED ADJUDICATION
16 FOR AN OFFENSE the underlying factual basis of which involves a sex
17 offense; AND

18 (b) FOR PURPOSES OF TREATMENT PURSUANT TO THE GUIDELINES
19 AND STANDARDS FOR JUVENILE OFFENDERS AS ESTABLISHED PURSUANT TO
20 SECTION 16-11.7-103 (4) (j), A "JUVENILE WHO HAS COMMITTED A SEXUAL
21 OFFENSE" ALSO MEANS, UNLESS OTHERWISE ORDERED BY THE COURT, A
22 PERSON WHO WAS UNDER EIGHTEEN YEARS OF AGE ON THE DATE OF THE
23 COMMISSION OF A SEX OFFENSE, AS DEFINED IN SUBSECTION (3) OF THIS
24 SECTION, FOR WHICH THE PERSON WAS CONVICTED AS AN ADULT AND
25 RECEIVED A SENTENCE TO PROBATION OR RECEIVED A DEFERRED
26 JUDGMENT AND SENTENCE; OR A PERSON WHO WAS UNDER EIGHTEEN
27 YEARS OF AGE ON THE DATE OF THE COMMISSION OF AN OFFENSE, THE
28 UNDERLYING FACTUAL BASIS OF WHICH INVOLVES A SEX OFFENSE FOR
29 WHICH THE PERSON WAS CONVICTED AS AN ADULT AND RECEIVED A
30 SENTENCE TO PROBATION OR RECEIVED A DEFERRED JUDGMENT AND
31 SENTENCE."

32 Renumber succeeding sections accordingly.

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