

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Herod

1 Amend printed bill, page 10, after line 7, insert:
2 "(IV) NOTHING IN THIS SUBSECTION (1)(d.5) INFRINGES UPON THE
3 AUTHORITY AND DISCRETION VESTED WITH A DISTRICT ATTORNEY TO FILE
4 MISDEMEANOR CHARGES IN EITHER DISTRICT COURT OR COUNTY COURT,
5 WHICH COURTS, PURSUANT TO SECTION 13-6-106, HAVE CONCURRENT
6 ORIGINAL JURISDICTION OVER VIOLATIONS OF STATE LAW THAT
7 CONSTITUTE MISDEMEANORS. DISTRICT ATTORNEYS ARE ENCOURAGED TO
8 FILE MISDEMEANOR OR DRUG CHARGES IN THE COURT WHERE, IF THERE IS
9 A CONVICTION, TREATMENT AND SUPERVISION CAN MOST EFFECTIVELY BE
10 MATCHED TO THE DEFENDANT'S ASSESSED RISK AND TREATMENT NEED
11 LEVELS."

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