

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

SB20-217 be amended as follows:

1 Amend reengrossed bill, page 17, after line 18 insert:

2 "SECTION 5. In Colorado Revised Statutes, 24-31-101, **add** (7)
3 and (8) as follows:

4 **24-31-101. Powers and duties of attorney general.** (7) THE
5 ATTORNEY GENERAL MAY BRING A CIVIL ACTION TO ENFORCE THE
6 PROVISIONS OF SECTION 24-31-111.

7 (8) THE ATTORNEY GENERAL MAY BRING A CIVIL ACTION TO
8 ENFORCE THE PROVISIONS OF SECTION 24-31-307 (2) OR A CRIMINAL
9 ACTION TO ENFORCE THE PROVISIONS OF SECTION 24-31-307 (3)."

10 Renumber succeeding sections accordingly.

11 Page 19, after line 18, insert:

12 "SECTION 9. In Colorado Revised Statutes, **amend** 24-31-307
13 as follows:

14 **24-31-307. Enforcement.** (1) The P.O.S.T. board shall have the
15 power to ~~direct the attorney general to enforce the provisions of this part~~
16 ~~3 through an action in district court for injunctive or other appropriate~~
17 ~~relief against~~ PROMULGATE RULES FOR ENFORCEMENT OF THIS PART 3.

18 (2) THE ATTORNEY GENERAL MAY ENFORCE THE PROVISIONS OF
19 THIS PART 3 THROUGH AN ACTION IN DISTRICT COURT FOR INJUNCTIVE OR
20 OTHER APPROPRIATE RELIEF AGAINST:

21 (a) Any individual undertaking or attempting to undertake any
22 duties as a peace officer or a reserve peace officer in this state in violation
23 of this part 3; and

24 (b) Any agency permitting any individual to undertake or attempt
25 to undertake any duties as a peace officer or a reserve peace officer in this
26 state under the auspices of such agency in violation of this part 3.

27 (3) THE ATTORNEY GENERAL MAY BRING CRIMINAL CHARGES FOR
28 VIOLATIONS OF THIS PART 3 IF VIOLATION IS WILLFUL OR WANTON, OR
29 IMPOSE FINES, AS SET IN P.O.S.T. BOARD RULE, UPON ANY INDIVIDUAL
30 OFFICER OR AGENCY FOR FAILURE TO COMPLY WITH THIS PART 3 OR ANY
31 RULE PROMULGATED UNDER THIS PART 3.

32 ~~(2)~~ (4) The attorney general shall be entitled to recover reasonable
33 attorney fees and costs against the defendant in any enforcement action
34 under this part 3, if the attorney general prevails."

35 Renumber succeeding sections accordingly.

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