

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Finance.

SB20-217 be amended as follows:

1 Amend reengrossed bill, page 4, line 8, strike "MEMBER" and substitute  
2 "PEACE OFFICER".

3 Page 4, line 18, after the period insert:

4 "WHEN INTERACTING WITH A CRIME VICTIM OR WITNESS, A PEACE  
5 OFFICER SHALL NOTIFY THE CRIME VICTIM OR WITNESS THAT THE  
6 INTERACTION IS BEING RECORDED BY A BODY-WORN CAMERA. THE PEACE  
7 OFFICER SHALL NOTIFY THE CRIME VICTIM OR WITNESS OF HIS OR HER  
8 RIGHT TO HAVE THE BODY-WORN CAMERA TURNED OFF AND OBTAIN  
9 CONSENT TO RECORD THE INTERACTION BEFORE PROCEEDING WITH THE  
10 INTERACTION. IF CONSENT IS NOT PROVIDED BY THE CRIME VICTIM OR  
11 WITNESS, THE PEACE OFFICER SHALL IMMEDIATELY DISCONTINUE  
12 RECORDING THE INTERACTION. IF CONSENT IS NOT PROVIDED, THE PEACE  
13 OFFICER SHALL NOTIFY CRIME VICTIMS AND WITNESSES OF THEIR RIGHT TO  
14 HAVE THE BODY-WORN CAMERA TURNED ON UPON REQUEST AT ANY TIME  
15 DURING THE INTERACTION."

16 Page 4, after line 26 insert:

17 "(D) THE PROVISIONS OF THIS SUBSECTION (1)(a)(II) DO NOT  
18 APPLY TO JAIL PEACE OFFICERS OR STAFF OF A LOCAL LAW ENFORCEMENT  
19 AGENCY IF THE JAIL HAS VIDEO CAMERAS; EXCEPT THIS SUBSECTION  
20 (1)(a)(II) APPLIES TO JAIL PEACE OFFICERS WHEN PERFORMING A TASK  
21 THAT REQUIRES THE USE OF FORCE, THE CIVILIAN OR ADMINISTRATIVE  
22 STAFF OF THE COLORADO STATE PATROL OR A LOCAL LAW ENFORCEMENT  
23 AGENCY, THE EXECUTIVE DETAIL OF THE COLORADO STATE PATROL, AND  
24 PEACE OFFICERS WORKING IN A COURTROOM."

25 Page 5, line 11, after "SECTION" insert "OR IF THE STATEMENT WAS NOT  
26 RECORDED BY OTHER MEANS".

27 Page 5, line 15, strike "MALFUNCTION" and substitute "MALFUNCTION, OR  
28 WAS UNABLE TO RECTIFY IT,".

29 Page 8, line 11, strike "THIRTY" and substitute "FORTY-FIVE".

30 Page 12, lines 6 and 7, strike " FORCE FOR ANY CONDUCT DESCRIBED IN  
31 THIS SECTION," and substitute "FORCE,".

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