

SB062_L.001

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB21-062 be amended as follows:

- 1 Amend printed bill, page 3, line 11, strike "16-1-104(8.5)." and substitute
2 "18-1.3-406".
- 3 Page 3, line 23, strike "A CRIME," and substitute "THE OFFENSE IS A
4 VICTIMS' RIGHTS ACT CRIME,".
- 5 Page 4, line 22, strike ""CUSTODIAL" and substitute
6 ""DETENTION-ELIGIBLE".
- 7 Page 5, line 1, strike ""CUSTODIAL" and substitute
8 ""DETENTION-ELIGIBLE".
- 9 Page 5, line 5, strike "BREATHALCOHOL TESTING" and substitute "TESTING
10 OF BLOOD, BREATH, SALIVA OR URINE".
- 11 Page 5, line 9, strike "STATUTORY OR COURT ORDERED".
- 12 Page 5, line 10, strike "HOSPITAL" and substitute "HOSPITAL,
13 DETOXIFICATION FACILITY,".
- 14 Page 5, lines 11 and 12, strike "TRANSPORTED TO BE".
- 15 Page 5, line 13, strike "(3)" and substitute "(3) and (4)".
- 16 Page 5, line 27, strike "THE DEFENDANT IS LIKELY TO FLEE" and substitute
17 "THERE IS A SUBSTANTIAL RISK THE DEFENDANT WILL FLEE".
- 18 Page 6, line 8, strike "ISSUE A MONETARY BOND" and substitute "IMPOSE
19 A MONETARY CONDITION OF BOND".
- 20 Page 6, after line 12 insert:
21 "(4) AS USED IN THIS SECTION, "FLEE PROSECUTION" MEANS
22 PLANNING OR ATTEMPTING TO INTENTIONALLY EVADE PROSECUTION BY
23 CONCEALING ONESELF. SIMPLE, PAST NONAPPEARANCE IN COURT ALONE
24 IS NOT EVIDENCE OF FUTURE INTENT TO FLEE PROSECUTION. CITIZENSHIP
25 STATUS ALONE IS NOT EVIDENCE OF FUTURE INTENT TO FLEE
26 PROSECUTION.".
- 27 Strike "CUSTODIAL ARREST" and substitute "DETENTION-ELIGIBLE ARREST"
28 on: **Page 3**, lines 13, 17, and 19; and **Page 4**, lines 4 and 8.

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