

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Carver

1 Strike the Appropriations Committee Report, dated May 5, 2022 and
2 substitute:

3 "Strike the Judiciary Committee report, dated March 15, 2022 and
4 substitute:

5 "Amend the reengrossed bill, page 2, strike lines 2 through 22 and
6 substitute:

7 **"SECTION 1.** In Colorado Revised Statutes, 19-2.5-203, **add** (8)
8 as follows:

9 **19-2.5-203. Statements - definitions.** (8) ON OR BEFORE
10 FEBRUARY 28, 2023, ANY COLORADO LAW ENFORCEMENT AGENCY THAT
11 EMPLOYS A PEACE OFFICER REQUIRED TO BE P.O.S.T.-CERTIFIED
12 PURSUANT TO SECTION 16-2.5-102 THAT IS CHARGED WITH ENFORCING THE
13 CRIMINAL LAWS OF COLORADO, AND THAT, AS PART OF ANY CRIMINAL
14 INVESTIGATION, USES OR MIGHT USE ANY JUVENILE CUSTODIAL
15 INTERROGATION PROCEDURE, SHALL ADOPT WRITTEN POLICIES AND
16 PROCEDURES CONCERNING THE CUSTODIAL INTERROGATION OF A JUVENILE
17 CONDUCTED BY THAT LAW ENFORCEMENT AGENCY. THE POLICIES AND
18 PROCEDURES ADOPTED AND IMPLEMENTED BY A LAW ENFORCEMENT
19 AGENCY MUST BE CONSISTENT WITH JUVENILE CUSTODIAL INTERROGATION
20 PROCEDURES OF THE INTERNATIONAL ASSOCIATION OF CHIEFS OF POLICE
21 OR OTHER NATIONALLY RECOGNIZED PEER-REVIEWED RESEARCH. THE
22 POLICIES AND PROCEDURES MUST INCLUDE REQUIREMENTS FOR:

23 (a) AGE-APPROPRIATE MIRANDA WARNINGS THAT SHALL BE
24 ADMINISTERED PRIOR TO A CUSTODIAL INTERROGATION OF A JUVENILE;

25 (b) ELECTRONIC RECORDING BY LAW ENFORCEMENT OF ALL
26 JUVENILE CUSTODIAL INTERROGATIONS PURSUANT TO SECTION 16-3-601
27 WITHOUT REGARD TO THE NATURE OF THE OFFENSE; AND

28 (c) LAW ENFORCEMENT OFFICIALS TO TAILOR THE QUESTIONS FOR
29 A CUSTODIAL INTERROGATION OF A JUVENILE TO THE JUVENILE'S AGE,
30 SOPHISTICATION, MATURITY, LEVEL OF EDUCATION, MENTAL ABILITY, AND
31 OTHER PERTINENT INFORMATION."

32 Strike page 3.

33 Page 4, strike lines 1 through 4.

34 Page 4, line 5, strike "**Section. 3.**" and substitute "**SECTION. 2.**".

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