

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB23-1249 be amended as follows:

- 1 Amend printed bill, page 28, after line 25 insert:
- 2       "(6) IF A LAW ENFORCEMENT OFFICER INFORMS THE
- 3 INDIVIDUALIZED SERVICE AND SUPPORT TEAM THAT THERE IS PROBABLE
- 4 CAUSE TO BELIEVE THAT A CHILD WHO IS TEN YEARS OF AGE OR OLDER BUT
- 5 UNDER THIRTEEN YEARS OF AGE COMMITTED AN ACT THAT WOULD BE
- 6 FELONY SEXUAL ASSAULT PURSUANT TO SECTION 18-3-402 OR FELONY
- 7 UNLAWFUL SEXUAL CONTACT PURSUANT TO SECTION 18-3-404 (2)(b) IF
- 8 COMMITTED BY AN ADULT, AND THE CHILD USED FORCE, INTIMIDATION, OR
- 9 THREAT AS SPECIFIED IN SECTION 18-3-402 (4)(a), (4)(b), OR (4)(c), THE
- 10 INDIVIDUALIZED SERVICE AND SUPPORT TEAM SHALL REFER THAT CHILD
- 11 FOR AN EVALUATION CONDUCTED BY A TREATMENT PROVIDER WHO
- 12 SPECIALIZES IN CHILDREN WHO DISPLAY PROBLEMATIC SEXUAL
- 13 BEHAVIOR."
- 14 Renumber succeeding subsections accordingly.
- 15 Page 30, line 1, strike "(8)(a)" and substitute "(9)(a)".
- 16 Page 30, line 10, strike "(8)(b)" and substitute "(9)(b)".
- 17 Page 32, lines 12 and 13, strike "(8)(c) TO (8)(f)" and substitute "(9)(c) TO
- 18 (9)(f)".
- 19 Page 34, line 23, strike "(10)(e)" and substitute "(11)(e)".
- 20 Page 37, strike lines 15 through 19 and substitute:
- 21       "(d) A SPACE FOR LAW ENFORCEMENT TO INDICATE WHETHER THE
- 22 ALLEGED CONDUCT OF THE CHILD CONSTITUTES:
- 23       (I) A CRIME OF VIOLENCE, AS DEFINED IN SECTION 18-1.3-406;
- 24       (II) UNLAWFUL SEXUAL BEHAVIOR, AS DEFINED IN SECTION
- 25 16-22-102, THAT WOULD CONSTITUTE A FELONY OFFENSE IF COMMITTED
- 26 BY AN ADULT;
- 27       (III) FELONY SEXUAL ASSAULT, PURSUANT TO SECTION 18-3-402;
- 28 OR
- 29       (IV) FELONY UNLAWFUL SEXUAL CONTACT, PURSUANT TO SECTION
- 30 18-3-404 (2)(b), AND THE CHILD USED FORCE, INTIMIDATION, OR
- 31 THREAT."

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