

**NOTE: This bill has been prepared for the signatures of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

HOUSE BILL 17-1040

BY REPRESENTATIVE(S) Lundeen and Foote, Benavidez, Carver, Danielson, Ginal, Gray, Hamner, Hansen, Herod, Jackson, Kennedy, Landgraf, Liston, Lontine, McKean, McLachlan, Melton, Michaelson Jenet, Mitsch Bush, Nordberg, Pettersen, Rankin, Ransom, Rosenthal, Saine, Salazar, Valdez, Van Winkle, Wilson, Winter, Wist, Duran;

also SENATOR(S) Priola and Jahn, Cooke, Aguilar, Baumgardner, Crowder, Fenberg, Gardner, Jones, Kefalas, Kerr, Lambert, Martinez Humenik, Merrifield, Tate, Todd, Williams A., Grantham.

CONCERNING AUTHORIZING THE INTERCEPTION OF COMMUNICATION  
RELATING TO A CRIME OF HUMAN TRAFFICKING.

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** In Colorado Revised Statutes, 16-15-102, **amend** (1)(a)(IX); and **add** (1)(a)(X) as follows:

**16-15-102. Ex parte order authorizing the interception of wire, oral, or electronic communications.** (1) (a) An ex parte order authorizing or approving the interception of any wire, oral, or electronic communication may be issued by any judge of competent jurisdiction of the state of Colorado upon application of the attorney general or a district

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

attorney, or his or her designee if the attorney general or district attorney is absent from his or her jurisdiction, showing by affidavit that there is probable cause to believe that evidence will be obtained of the commission of any one of the crimes enumerated in this subsection (1) or that one of said enumerated crimes will be committed:

(IX) Limited gaming as defined in article 47.1 of title 12 ~~C.R.S.~~; or in violation of article 20 of title 18; ~~C.R.S.~~ OR

(X) HUMAN TRAFFICKING AS DESCRIBED IN SECTION 18-3-503 OR 18-3-504.

**SECTION 2. Act subject to petition - effective date - applicability.** (1) This act takes effect September 1, 2017; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2018 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

(2) This act applies to orders applied for on or after the applicable effective date of this act.

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Crisanta Duran  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Kevin J. Grantham  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Effie Ameen  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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John W. Hickenlooper  
GOVERNOR OF THE STATE OF COLORADO