

NOTE: This bill has been prepared for the signature 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 11-1267

BY REPRESENTATIVE(S) McCann, Brown, Labuda, Todd, Court, Fields, Schafer S., Wilson;
also SENATOR(S) Mitchell, Aguilar, Guzman.

CONCERNING AN EXPANSION OF THE CIRCUMSTANCES IN WHICH A COURT
MAY ORDER FURTHER RESTRICTIONS AS CONDITIONS OF A
PROTECTION ORDER AGAINST A DEFENDANT.

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

SECTION 1. The introductory portion to 18-1-1001 (3) and 18-1-1001 (3) (a), (3) (b), and (3) (e), Colorado Revised Statutes, are amended to read:

18-1-1001. Protection order against defendant. (3) Nothing in this section shall preclude the defendant from applying to the court at any time for modification or dismissal of the protection order issued pursuant to this section or the district attorney from applying to the court at any time for further orders, additional provisions under the protection order, or modification or dismissal of the same. The trial court shall retain jurisdiction to enforce, modify, or dismiss the protection order until final disposition of the action. Upon motion of the district attorney or on the court's OWN motion ~~to protect~~ FOR THE PROTECTION OF the alleged victim

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

OR WITNESS, the court may, in cases involving domestic violence as defined in section 18-6-800.3 (1) AND CASES INVOLVING CRIMES LISTED IN SECTION 24-4.1-302, C.R.S., EXCEPT THOSE LISTED IN PARAGRAPHS (cc.5) AND (cc.6) OF SUBSECTION (1) OF THAT SECTION, enter any of the following further orders against the defendant:

(a) An order to vacate or stay away from the home of the ALLEGED victim OR WITNESS and to stay away from any other location where the victim OR WITNESS is likely to be found;

(b) An order to refrain from contact or direct or indirect communication with the ALLEGED victim OR WITNESS;

(e) Any other order the court deems appropriate to protect the safety of the alleged victim OR WITNESS.

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO