

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0649.01 Michael Dohr x4347

SENATE BILL 14-061

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SENATE SPONSORSHIP

Hill,

HOUSE SPONSORSHIP

(None),

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Senate Committees  
Judiciary

House Committees

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A BILL FOR AN ACT

101 CONCERNING A REQUIREMENT TO INFORM THE UNITED STATES  
102 BUREAU OF IMMIGRATION AND CUSTOMS ENFORCEMENT WHEN  
103 A CONVICTED FELON IS IN THE COUNTRY ILLEGALLY.

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Bill Summary

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

The bill requires the court to determine the immigration status of a defendant after a felony conviction. If the person is in the country illegally, the court must inform the United States bureau of immigration and customs enforcement before the defendant begins serving his or her

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

sentence and request it take custody of the defendant.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** part 9 to article  
3 11 of title 16 as follows:

4 PART 9

5 ILLEGAL ALIEN TRANSFER TO

6 IMMIGRATION OFFICIALS

7 **16-11-901. Illegal alien transfer to immigration officials.**

8 AFTER A PERSON IS CONVICTED OF A FELONY, THE COURT SHALL CHECK  
9 THE DEFENDANT'S IMMIGRATION STATUS. IF THE IMMIGRATION STATUS  
10 CHECK REVEALS THAT THE DEFENDANT IS NOT LEGALLY PRESENT IN THE  
11 UNITED STATES, THE COURT SHALL NOTIFY THE UNITED STATES BUREAU  
12 OF IMMIGRATION AND CUSTOMS ENFORCEMENT BEFORE THE DEFENDANT  
13 BEGINS SERVING HIS OR HER SENTENCE AND REQUEST THAT THE BUREAU  
14 TAKE CUSTODY OF THE DEFENDANT.

15 **SECTION 2. Act subject to petition - effective date.** This act  
16 takes effect at 12:01 a.m. on the day following the expiration of the  
17 ninety-day period after final adjournment of the general assembly (August  
18 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a  
19 referendum petition is filed pursuant to section 1 (3) of article V of the  
20 state constitution against this act or an item, section, or part of this act  
21 within such period, then the act, item, section, or part will not take effect  
22 unless approved by the people at the general election to be held in  
23 November 2014 and, in such case, will take effect on the date of the  
24 official declaration of the vote thereon by the governor.