

**Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO**

**REVISED**

*This Version Includes All Amendments Adopted  
on Second Reading in the Second House*

LLS NO. 10-1119.01 Michael Dohr

**SENATE BILL 10-204**

---

**SENATE SPONSORSHIP**

**Shaffer B.,**

**HOUSE SPONSORSHIP**

**Solano,**

---

**Senate Committees**  
Judiciary

**House Committees**  
Judiciary

---

**A BILL FOR AN ACT**

101 **CONCERNING THE PENALTY FOR CARELESS DRIVING RESULTING IN**  
102 **DEATH.**

---

**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 increases the number of points from 4 to 12 that accumulate on a person's driver's license as a result of a conviction for careless driving resulting in death.

---

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.*

HOUSE  
2nd Reading Unamended  
May 10, 2010

SENATE  
3rd Reading Unamended  
May 7, 2010

SENATE  
Amended 2nd Reading  
May 6, 2010

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

2 **SECTION 1.** 42-2-127 (5), Colorado Revised Statutes, is  
3 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

4 **42-2-127. Authority to suspend license - to deny license - type**  
5 **of conviction - points.** (5) Point system schedule:

6	Type of conviction	Points
7	(e.5) CARELESS DRIVING RESULTING IN DEATH . . . . .	12

8 **SECTION 2.** 42-4-1402 (2), Colorado Revised Statutes, is  
9 amended to read:

10 **42-4-1402. Careless driving - penalty.** (2) (a) EXCEPT AS  
11 OTHERWISE PROVIDED IN PARAGRAPHS (b) AND (c) OF THIS SUBSECTION  
12 (2), any person who violates any provision of this section commits a class  
13 2 misdemeanor traffic offense. but,

14 (b) If the person's actions are the proximate cause of bodily injury  
15 or death to another, such person commits a class 1 misdemeanor traffic  
16 offense.

17 (c) IF THE PERSON'S ACTIONS ARE THE PROXIMATE CAUSE OF  
18 DEATH TO ANOTHER, SUCH PERSON COMMITS A CLASS 1 MISDEMEANOR  
19 TRAFFIC OFFENSE.

20 **SECTION 3.** **Specified effective date - applicability.** This act  
21 shall take effect upon passage and shall apply to offenses committed on  
22 or after said date.

23 **SECTION 4.** **Safety clause.** The general assembly hereby finds,  
24 determines, and declares that this act is necessary for the immediate  
25 preservation of the public peace, health, and safety.