

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.



SENATE BILL 25-281

BY SENATOR(S) Carson and Snyder, Amabile, Baisley, Ball, Bridges, Bright, Catlin, Cutter, Exum, Frizell, Gonzales J., Jodeh, Kirkmeyer, Kolker, Liston, Lundeen, Marchman, Michaelson Jenet, Mullica, Pelton B., Pelton R., Simpson, Wallace, Weissman, Coleman;
also REPRESENTATIVE(S) Espenosa and Armagost, Barron, Bird, Boesenecker, Caldwell, Clifford, Duran, Froelich, Keltie, Lindstedt, Martinez, Phillips, Valdez, Weinberg, Woog, McCluskie.

CONCERNING CARELESS DRIVING RESULTING IN SERIOUS BODILY INJURY.

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

SECTION 1. In Colorado Revised Statutes, 42-4-1402, **amend** (2) as follows:

42-4-1402. Careless driving - penalty. (2) (a) Except as otherwise provided in ~~paragraphs (b) and (c) of this subsection (2), any~~ SUBSECTIONS (2)(b) AND (2)(c) OF THIS SECTION, A person who violates ~~any provision of~~ this section commits a class 2 misdemeanor traffic offense.

(b) If the person's actions are the proximate cause of bodily injury to ~~another, such~~ AN INDIVIDUAL, THE person commits a class 1 misdemeanor

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

traffic offense.

(c) (I) If the person's actions are the proximate cause of SERIOUS BODILY INJURY, AS DEFINED IN SECTION 18-1-901, OR death to ~~another, such~~ AN INDIVIDUAL, THE person commits a class 1 misdemeanor traffic offense.

(II) IF THE PERSON'S ACTIONS ARE THE PROXIMATE CAUSE OF SERIOUS BODILY INJURY, AS DEFINED IN SECTION 18-1-901, TO OR DEATH TO MORE THAN ONE INDIVIDUAL, EACH INDIVIDUAL INJURED OR KILLED IS A SEPARATE VIOLATION OF THIS SECTION.

SECTION 2. In Colorado Revised Statutes, 24-4.1-302, **amend** (1)(cc.5) as follows:

24-4.1-302. Definitions. As used in this part 3, and for no other purpose, including the expansion of the rights of any defendant:

(1) "Crime" means any of the following offenses, acts, and violations as defined by the statutes of the state of Colorado, whether committed by an adult or a juvenile:

(cc.5) Careless driving, in violation of section 42-4-1402 ~~(2)(c)~~, ~~C.R.S.~~, that results in the SERIOUS BODILY INJURY OR death of another person;

SECTION 3. Applicability. This act applies to offenses committed on or after the effective date of this act.

SECTION 4. Safety clause. The general assembly finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety or for appropriations for

the support and maintenance of the departments of the state and state institutions.

James Rashad Coleman, Sr.
PRESIDENT OF
THE SENATE

Julie McCluskie
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Esther van Mourik
SECRETARY OF
THE SENATE

Vanessa Reilly
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO