

University of Colorado Law School

Colorado Law Scholarly Commons

Session Laws 1951-2000

Colorado Session Laws

1973

Amending the "Colorado Criminal Code", and Relating to the Definition of "Peace Officer" and the Definition of Certain Crimes Thereunder.

Colorado General Assembly

Follow this and additional works at: <https://scholar.law.colorado.edu/session-laws-1951-2000>

Recommended Citation

Colorado General Assembly, "Amending the "Colorado Criminal Code", and Relating to the Definition of "Peace Officer" and the Definition of Certain Crimes Thereunder." (1973). *Session Laws 1951-2000*. 6266. <https://scholar.law.colorado.edu/session-laws-1951-2000/6266>

This Act is brought to you for free and open access by the Colorado Session Laws at Colorado Law Scholarly Commons. It has been accepted for inclusion in Session Laws 1951-2000 by an authorized administrator of Colorado Law Scholarly Commons. For more information, please contact rebecca.ciota@colorado.edu.

CHAPTER 153

CRIMINAL CODE

DEFINITIONS

SENATE BILL NO. 338. BY SENATORS Birmingham, Allshouse, DeBerard, and MacManus; also REPRESENTATIVES Hybl, Bishop, Bryant, Eckelberry, Herzberger, Koster, Munson, Pettie, and Sonnenberg.

AN ACT

AMENDING THE "COLORADO CRIMINAL CODE", AND RELATING TO THE DEFINITION OF "PEACE OFFICER" AND THE DEFINITION OF CERTAIN CRIMES THEREUNDER.

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

Section 1. 40-1-1001 (3) (1), Colorado Revised Statutes 1963 (1971 Supp.), is amended to read:

40-1-1001. Definitions. (3) (1) "Peace officer" means a sheriff, undersheriff, deputy sheriff, police officer, state patrol officer, coroner, marshal, any officer, guard, or supervisory employee of any institution within the Colorado department of institutions, a district attorney, assistant district attorney, OR deputy district attorney, an authorized investigator of a district attorney or the attorney general, a probation or parole officer, an officer or member of the COLORADO national guard while acting under call of the governor in cases of emergency or civil disorder, an agent of the Colorado bureau of investigation, a wildlife conservation officer, and A security guard employed by the state of Colorado.

Section 2. 40-3-410, Colorado Revised Statutes 1963 (1971 Supp.), is REPEALED AND REENACTED, WITH AMENDMENTS, to read:

40-3-410. Corruption of minors and seduction. (1) Any person who has sexual intercourse with a person not his spouse or any person who engages in deviate sexual intercourse or causes another to engage in deviate sexual intercourse commits a class 5 felony if:

(a) The person is less than eighteen years old and the offender is his guardian or otherwise responsible for general supervision of his welfare; or

(b) The person is in custody of law or detained in a hospital or other institution and the offender has supervisory or disciplinary authority over him.

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

Section 3. 40-7-203, Colorado Revised Statutes 1963 (1971 Supp.), is REPEALED AND REENACTED; WITH AMENDMENTS, to read:

40-7-203. Pandering. (1) Any person who does any of the following for money or other thing of value commits pandering:

(a) Inducing a person by menacing or criminal intimidation to commit prostitution; or

(b) Knowingly arranging or offering to arrange a situation in which a person may practice prostitution.

(2) Pandering under subsection (1) (a) of this section is a class 5 felony. Pandering under subsection (1) (b) of this section is a class 3 misdemeanor.

Section 4. 40-8-505 (1), Colorado Revised Statutes 1963 (1971 Supp.), is amended to read:

40-8-505. Perjury or false swearing — inconsistent statements. (1) Where a person charged with perjury and OR false swearing has made inconsistent material statements under oath, both having been made within the period of the statute of limitations, the prosecution may proceed by setting forth the inconsistent statements in a single count alleging in the alternative that one or the other was false and not believed by the defendant. In such case it shall not be necessary for the prosecution to prove which statement was false but only that one or the other statement was false and not believed by the defendant to be true.

Section 5. **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.

Approved: July 6, 1973