

First Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0301.01 Michael Dohr x4347

SENATE BILL 13-005

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SENATE SPONSORSHIP

Grantham,

HOUSE SPONSORSHIP

(None),

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Senate Committees  
Judiciary

House Committees

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A BILL FOR AN ACT

101 CONCERNING DESIGNATING FORT CARSON POLICE OFFICERS AS PEACE  
102 OFFICERS.

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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/billssummaries>.)*

The bill designates Fort Carson police officers as peace officers in Colorado. A Fort Carson police officer may be P.O.S.T.-certified.

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

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.*

1           **SECTION 1.** In Colorado Revised Statutes, **add** 16-2.5-150 as  
2 follows:

3           **16-2.5-150. Fort Carson police officers.** (1) A FORT CARSON  
4 POLICE OFFICER IS A PEACE OFFICER WHILE ENGAGED IN THE  
5 PERFORMANCE OF HIS OR HER DUTIES. FORT CARSON POLICE OFFICERS ARE  
6 EMPLOYED BY THE FORT CARSON POLICE, A FEDERAL CIVILIAN LAW  
7 ENFORCEMENT AGENCY WITHIN THE STATE OF COLORADO. A FORT  
8 CARSON POLICE OFFICER'S AUTHORITY INCLUDES ENFORCING ALL THE  
9 LAWS OF THE CONSTITUTION OF THE UNITED STATES, THE UNITED STATES  
10 CODE, THE "UNIFORM CODE OF MILITARY JUSTICE", 10 U.S.C. CHAPTER  
11 47, AND THE LAWS OF THE STATE OF COLORADO WITHIN THE JURISDICTION  
12 AND PROPERTIES OF FORT CARSON AND THE PINON CANYON MANEUVER  
13 SITE, INCLUDING ALL FIXED AND MOBILE PROPERTIES OF FORT CARSON  
14 AND THE PINON CANYON MANEUVER SITE. A FORT CARSON POLICE  
15 OFFICER'S AUTHORITY INCLUDES THE POWER TO ARREST BASED ON  
16 PROBABLE CAUSE WHILE ENGAGED IN THE PERFORMANCE OF HIS OR HER  
17 DUTIES. FORT CARSON POLICE OFFICERS WHO ARE P.O.S.T.-CERTIFIED  
18 SHALL HAVE FULL SCOPE OF AUTHORITY AND RESPONSIBILITIES AS A  
19 P.O.S.T.-CERTIFIED PEACE OFFICER AS DESCRIBED IN SECTION 16-2.5-101.  
20 A FORT CARSON POLICE OFFICER MAY BE P.O.S.T.-CERTIFIED.

21           (2) AS USED IN THIS SECTION, "FIXED AND MOBILE PROPERTIES OF  
22 FORT CARSON AND THE PINON CANYON MANEUVER SITE" MEANS ANY  
23 MOBILE, FIXED, OR TEMPORARY FACILITY OWNED OR OPERATED BY FORT  
24 CARSON PERSONNEL, ACTIVE DUTY OR CIVILIAN, INCLUDING BUT NOT  
25 LIMITED TO TEMPORARY TRAINING FACILITIES, TEMPORARY  
26 ENCAMPMENTS, PERMANENT PROPERTIES, AND FIXTURES THAT FALL  
27 UNDER THE JURISDICTION OF FORT CARSON.

1           **SECTION 2. Act subject to petition - effective date.** This act  
2 takes effect at 12:01 a.m. on the day following the expiration of the  
3 ninety-day period after final adjournment of the general assembly (August  
4 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a  
5 referendum petition is filed pursuant to section 1 (3) of article V of the  
6 state constitution against this act or an item, section, or part of this act  
7 within such period, then the act, item, section, or part will not take effect  
8 unless approved by the people at the general election to be held in  
9 November 2014 and, in such case, will take effect on the date of the  
10 official declaration of the vote thereon by the governor.