Revisor's Changes

House Bill 13-1070

2012 Colorado Revised Statutes

Prepared by the Office of Legislative Legal Services

REVISOR'S NOTE

NOTE: In the preparation of the 2012 Colorado Revised Statutes, the Office of Legislative Legal Services has compiled, edited, and arranged the statutes to include changes made at the 2012 Regular Session and in accordance with article 5 of title 2, Colorado Revised Statutes.

Itemized below are the changes made in the 2012 Colorado Revised Statutes under the authority of the Revisor in accordance with section 2-5-103 to "improve the style and clarity of the laws, yet preserve the intent, effect, and meaning of each statutory provision".

a. **Punctuation.** A uniform system of punctuation was used in the preparation of C.R.S., and the punctuation has been changed accordingly.

b. **Capitalization.** A uniform system of capitalization was used, and changes were made accordingly.

c. **Present tense.** Language in the statutes has been changed to the present tense.

d. **Short title and definition sections.** Language and format in short title and introductory portions of definition sections were standardized.

e. **Effective date.** References to "the effective date of said section (article/part)" were changed to the actual date when the section (article/part) became effective.

f. **Provisos.** The term "provided that" was changed to "except that" or "if" to conform to statutory format.

g. **Grammatical changes.** In some instances, language was rewritten to correct grammar without changing substantive meaning.

h. **Form Numbering changes.** Changes were made in C.R.S. numbering or in numbering or wording of internal references to conform to C.R.S. numbering system and statutory format.

i. **"C.R.S. 1973" and "C.R.S." changes.** References to "C.R.S. 1973" or to "C.R.S." were corrected to conform to H.B. No. 1291, 1983 Session. "C.R.S." was added to an internal reference to a provision outside of the title in which the reference appears or deleted from a reference to a provision within a title to conform with standard form.

j. **Spelling.** Misspelled words were corrected.

k. **Move "and" or "or" at the end of a paragraph, subparagraph, sub-subparagraph.** Moved an "and" or "or" to the next to last paragraph, subparagraph, or sub-subparagraph when a paragraph, subparagraph, or sub-subparagraph is added or repealed to conform to statutory format.

l. **Division of parks and outdoor recreation / division of wildlife.** Changed "division of parks and outdoor recreation" and "division of wildlife" to the "division of parks and wildlife" and made conforming changes as necessary to conform to the requirement of section 33-9-108 (5) (b), as amended by Senate Bill 11-208, which authorizes the revisor of statutes to make such changes.

m. **Division/director of registrations.** Changed "division of registrations" to "division of professions and occupations" and changed "director of registrations" or "director of the division of registrations" to "director of the division of professions and occupations" to conform to the requirement of section 24-34-102 (16) (a), as added by House Bill 12-1055, which directs the revisor of statutes to make such changes.

n. **Division of registrations cash fund.** Changed "division of registrations cash fund" to "division of professions and occupations cash fund" to conform to the requirement of section 24-34-105 (3) (a), as added by House Bill 12-1055, which directs the revisor of statutes to make such changes.

o. **Division of fire safety.** Changed "division of fire safety" to "division of fire prevention and control" to conform to the requirement of section 24-33.5-1201 (1) (c) (II) (B), as added by House Bill 12-1283, which directs the revisor of statutes to make such changes.

TITLE 1

1-40-106 (3)(b), House Bill 12-1089 harmonized with House Bill 12-1313.

1-40-115 (2)(a), House Bill 12-1089 harmonized with House Bill 12-1292.

TITLE 4

4-9-102 (69), added (B) on revision to reflect the future repeal of subsection (69) created by sections 1 and 18 of House Bill 12-1262.

TITLE 5

5-1-202 — IP(1), changed "The code" back to "This code" to be consistent with the language used throughout the Uniform Consumer Credit Code.

TITLE 8

8-3.5-104 — (4), changed "advisory committee" to "advisory council" to accurately reflect the name of the entity created in subsection (4).

TITLE 10

10-3-903 — (2)(l), changed "article 7 of title 12, C.R.S." to "article 23 of this title" to conform to the relocation and renumbering of article 7 of title 12 to article 23 of title 10 in House Bill 12-1266.

10-5-108 — (1)(a), Senate Bill 12-110 harmonized with House Bill 12-1215.

10-23-102 — (3)(a), deleted "the fee for" in the phrase "the fee for the commissioner shall proportionally adjust the renewal fee for the registration" because the language was inadvertently included in the House Judiciary Committee Report to House Bill 12-1266.

10-23-110 — Enacted as the second section 10-23-109 in House Bill 12-1266 but was renumbered on revision because the bill created two sections with the same statutory number.

TITLE 12

12-36.5-104 — (10)(a), IP(10)(b), and (10)(b)(I), House Bill 12-1297 harmonized with House Bill 12-1300, effective September 1, 2013.
(10)(b)(I)(B), added sub-subparagraph (B) on revision to reflect the future repeal of subparagraph (I) created by sections 2 and 6 of House Bill 12-1297.

12-42.5-133 — Amended as section 12-22-133 in Senate Bill 12-161 but was harmonized with House Bill 12-1311 and relocated to section 12-42.5-133.

12-42.5-405 — (3), changed "2011-2012" to "2011-12", "2012-2013" to "2012-13", "2013-2014" to "2013-14", and "2014-2015" to "2014-15" to conform to the preferred method of referring to state fiscal years.

12-43.7-0	Entire article, enacted as article 43.5 in House Bill 12-1303 but was renumbered on revision for ease of location.
12-43.7-104	(2), changed "12-43.5-106" to "12-43.7-106" due to the renumbering of the article on revision.
12-43.7-105	(2), changed "12-43.5-108" to "12-43.7-108" due to the renumbering of the article on revision.
12-43.7-106	(3) and (4)(d), changed "12-43.5-110" to "12-43.7-110" due to the renumbering of the article on revision.
12-43.7-107	(1)(b)(III), changed "12-43.5-106" to "12-43.7-106" due to the renumbering of the article on revision.
12-43.7-108	(1)(d), changed "12-43.5-106" to "12-43.7-106" due to the renumbering of the article on revision.
12-43.7-110	(1) and IP(2), changed "12-43.5-111" to "12-43.7-111" due to the renumbering of the article on revision. (2)(d)(I) and (2)(d)(III), changed "12-43.5-115" to "12-43.7-115" due to the renumbering of the article on revision. (2)(g), changed "12-43.5-112" to "12-43.7-112" due to the renumbering of the article on revision. (2)(m), changed "12-43.5-114" to "12-43.7-114" due to the renumbering of the article on revision. (2)(n), changed "12-43.5-106" to "12-43.7-106" due to the renumbering of the article on revision.
12-43.7-111	(1)(a), changed "12-43.5-110" to "12-43.7-110" due to the renumbering of the article on revision.
12-43.7-115	(2)(d), changed "12-43.5-110" to "12-43.7-110" and "12-43.5-111" to "12-43.7-111" due to the renumbering of the article on revision. (3), changed "12-43.5-110" to "12-43.7-110" due to the renumbering of the article on revision.
12-43.7-116	(4), changed "12-43.5-111" to "12-43.7-111" due to the renumbering of the article on revision.
12-55-112	(2.3), enacted as (2)(d) in House Bill 12-1274 but was renumbered on revision for ease of location.

12-61-710 (7) and (9), added a paragraph (b) to each subsection on revision to reflect the future repeal of subsections (7) and (9) created by sections 9 and 19 of House Bill 12-1110.

12-64-124 (1)(c), changed "veterinarian peer assistance program" to "veterinarian peer health assistance program" to conform to the name of the program used throughout the section.
(3), changed "peer assistance programs" to "peer health assistance programs" and "peer assistance program" to "peer health assistance program" to conform to the name of the program used throughout the section.

TITLE 13

13-25-129.5 (2)(b)(V), changed "Internet exploitation of a child" to "Internet sexual exploitation of a child" to correctly cite the crime as identified in section 18-3-405.4.

TITLE 15

15-12-610 (3), added "or her" after "his" to be consistent with other amendments to subsection (3) that made the language in the subsection gender-neutral.

15-18.6-101 (3), House Bill 12-1059 harmonized with House Bill 12-1283.

15-18.7-102 (8), House Bill 12-1059 harmonized with House Bill 12-1283.

TITLE 16

16-11-102 (1)(b), House Bill 12-1310 harmonized with House Bill 12-1346.

TITLE 18

18-1.3-102 (1), Senate Bill 12-175 harmonized with House Bill 12-1310.

18-4-412 (2)(a), House Bill 12-1059 harmonized with House Bill 12-1311.

18-18-403.5 (1), Senate Bill 12-020 harmonized with House Bill 12-1311.

18-19-103 (5)(a), changed "created herein" to "hereby created" to conform to standard statutory drafting practices.

TITLE 22

22-30.5-112.1	(1)(k)(II), House Bill 12-1090 harmonized with House Bill 12-1240.
22-30.5-505	(3)(f), House Bill 12-1043 harmonized with House Bill 12-1345.
22-30.5-513	(1)(j)(II), House Bill 12-1090 harmonized with House Bill 12-1240.
22-30.5-514	(2), changed "the account" to "the accounts" for consistency within the subsection.
22-30.7-102	(13), House Bill 12-1212 harmonized with House Bill 12-1240.
22-30.7-105	(1)(a), House Bill 12-1212 harmonized with House Bill 12-1240.
22-30.7-107	(2), House Bill 12-1090 harmonized with House Bill 12-1240.
22-32-109	(1)(nn), House Bill 12-1043 harmonized with House bill 12-1345.
22-33-102	(10.5), enacted as subsection (5.5) in House Bill 12-1090 but was harmonized with House Bill 12-1345 and relocated to subsection (10.5).
22-33-106	(1)(d)(I), House Bill 12-1311 harmonized with House Bill 12-1345.
22-35-109.5	(1)(a), changed "state system of community colleges" to "state system of community and technical colleges" to correctly cite the name of the system as established in part 2 of article 60 of title 23.
22-54-103	(8.5)(a)(II), House Bill 12-1090 harmonized with House Bill 12-1240.
22-54-126	(1)(b), House Bill 12-1090 harmonized with House Bill 12-1240.

TITLE 23

23-1-113.3	(2)(a) and IP(3), House Bill 12-1080 harmonized with House Bill 12-1155. (5.5), House Bill 12-1080 superseded by House Bill 12-1155.
23-1-113.5	(2)(c) and (2)(d), House Bill 12-1080 harmonized with House Bill 12-1331.

23-1-127	(1) and (3), House Bill 12-1080 harmonized with House Bill 12-1331.
23-5-101.7	(1), Senate Bill 12-148 harmonized with House Bill 12-1080 and House Bill 12-1331.
23-5-111.4	(3)(a), Senate Bill 12-148 harmonized with House Bill 12-1080 and House Bill 12-1331.
23-5-117	Senate Bill 12-148 harmonized with House Bill 12-1080, House Bill 12-1081, and House Bill 12-1331.
23-5-127	(4)(b), Senate Bill 12-148 harmonized with House Bill 12-1080 and House Bill 12-1331.
23-56-101	Changed "college" to "university" to properly reflect the institution established as Western state Colorado university.

TITLE 24

24-32-703	(8), Senate Bill 12-158 harmonized with House Bill 12-1283.
24-33.5-704	(5), changed "this part 21" to "this part 7" to correct a reference to a part that was relocated by House Bill 12-1283.
24-33.5-706	(2)(b)(I), changed "section 23-31-309, C.R.S." to "section 24-33.5-1226" to correct a reference to the section that creates the wildlife emergency response fund that was relocated by House Bill 12-1283.
24-33.5-801	Changed "section 24-33.5-802 (4)" to "section 24-33.5-802 (6)" to correct a reference to the subsection that defines the term "injury" that was relocated by House Bill 12-1283.
24-33.5-822	Amended as section 24-33-2222 in Senate Bill 12-072 but harmonized with House Bill 12-1283 and relocated to section 24-33.5-822.
24-33.5-1219	Changed "board" to "division" to reflect a missed conforming amendment in which House Bill 12-1283 changed references from the board of governors of the Colorado state university system to the division of fire prevention and control.
24-34-104	(48.5), House Bill 12-1266 harmonized with House Bill 12-1303.

24-38.5-107 — Removed the subsection "(1)" designation to conform to statutory format.

24-48.5-101 — (7)(a), removed the introductory phrase "and shall include, at a minimum:" and replaced it with a period to end the paragraph because subparagraphs (I) to (III), as contained in Senate Bill 12-166, did not take effect.

24-50-109.5 — (2), House Bill 12-1081 harmonized with House Bill 12-1321.

24-90-604 — (1)(a)(II), deleted duplicate language "by a minor" that appeared before "for bona fide research" to accurately reflect the language adopted in House Bill 04-1004 that was mistakenly printed in the Colorado Revised Statutes since 2004.

TITLE 25

25-3-102 — (1), House Bill 12-1268 harmonized with House Bill 12-1294, effective July 1, 2013.

25-4-301 — Added the subsection "(1)" designation after the headnote to correct an error in which subsections (2) and (3) were added to the section by House Bill 12-1058 without numbering the existing language as subsection (1).

TITLE 26

26-6-107 — (1)(a)(I)(C), changed "sub-subparagraph (B), (C.5), or (C.7)" in the first sentence to "sub-subparagraph (B) or (C.7)" to correctly harmonize amendments made by House Bill 11-1102 and House Bill 11-1145.

TITLE 38

38-2-105 — Senate Bill 12-148 harmonized with House Bill 12-1080 and House Bill 12-1331.

38-38-111 — (3)(c), lettered as paragraph (d) in Senate Bill 12-030 but was relettered on revision for ease of location.

TITLE 39

39-3-207	(6), added "state" before "treasurer" to conform to standard statutory format.
39-22-604.3	(3)(b), deleted duplicate instances of codes "325193" and "541380".
39-29-109.3	(2)(f)(V)(A), House Bill 12-1028 harmonized with House Bill 12-1315.

TITLE 42

42-2-132.5	(4)(a)(II)(A), changed ".08" to "0.08" to conform to the standard statutory method of referring to blood/breath alcohol content.
42-3-312	House Bill 12-1023 harmonized with House Bill 12-1131, House Bill 12-1275, House Bill 12-1295, and House Bill 12-1302.
42-4-227	(1)(a)(III), changed "article 4 of this title" to "this article" for correct citation format.