

## CLASS 4 FELONIES

### Elements of Offense

### C.R.S. Citation

#### **Safety — Industrial and Commercial Explosives**

1. ***Death by negligence.*** Any person who knowingly and unlawfully places or allows explosives to be placed on a vehicle which results in the death of another commits a class 4 felony. 9-6-104

#### **Professions and Occupations — Acupuncturists**

2. ***Acupuncturists - grounds for disciplinary action.*** Sexual contact, intrusion, or penetration with a patient during the course of patient care by an acupuncturist is a class 4 felony. 12-29.5-108 (3)

#### **Inchoate Offenses**

3. ***Criminal attempt.*** If a person intentionally engages in conduct which constitutes a substantial step toward the commission of a class 3 felony, that person commits a class 4 felony. 18-2-101 (4)
4. ***Criminal conspiracy.*** Conspiracy to commit a class 3 felony is a class 4 felony. 18-2-206 (1)
5. ***Criminal solicitation.*** A person who attempts to persuade another person to commit a class 3 felony commits a class 4 felony. (Penalty provisions for criminal solicitation are the same as those for criminal attempt contained in section 18-2-101.) 18-2-301 (5)

#### **Offenses Against the Person**

6. ***Manslaughter.*** A person commits manslaughter, a class 4 felony, if: (a) such person recklessly causes the death of another person; or (b) such person intentionally causes or aids another person to commit suicide. 18-3-104 (2)
7. ***Vehicular homicide.*** It is a class 4 felony when a person recklessly operates or drives a motor vehicle, and this conduct is the proximate cause of the death of another person. 18-3-106 (1) (c)

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8. ***Assault in the second degree.*** It is a class 4 felony to: (a) intentionally cause serious bodily injury to another; or (b) attempt to cause serious bodily injury with a deadly weapon; or (c) cause bodily injury with intent to prevent a peace officer or firefighter from doing his duty; or (d) recklessly cause serious injury by means of a deadly weapon; or (e) harm someone by means of administering a drug or other substance; or (f) when lawfully confined, use physical force against a peace officer or firefighter in the performance of his duties. 18-3-203 (2) (b)
9. ***Vehicular assault.*** When a person operates a motor vehicle while under the influence of alcohol or drugs and causes serious bodily injury to another, it is a class 4 felony. 18-3-205 (1) (c)
10. ***Criminal extortion.*** A person who threatens a person, his property, or his reputation to induce that person to act against his will to do an act or refrain from doing a lawful act commits a class 4 felony. 18-3-207 (4)
11. ***Second degree kidnaping.*** A person who kidnaps a child not his own and under the age of eighteen years of age commits a class 4 felony, if the person kidnaped is not a victim of sexual assault or robbery, and the use of a deadly weapon is not employed. 18-3-302 (5)
12. ***Violation of custody.*** Any person who, in the course of taking or enticing any child under the age of 18 from the custody of his or her parents, guardian, or other lawful custodian or who violates an order of any district or juvenile court granting the custody of a child under 18 years of age to any person, agency, or institution with the intent to deprive the lawful custodian of the custody of a child under the age of 18 and who, in the course of doing so, removes a child under the age of 18 from the country commits a class 4 felony. 18-3-304 (2.5)
13. ***Enticement of a child.*** A person who, with the intent to commit sexual assault or unlawful sexual contact, invites or persuades or attempts to invite or persuade a child under the age of 15 to enter a vehicle, building, room, or secluded place commits a class 4 felony. 18-3-305 (2)

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14. ***Sexual assault.*** An actor who knowingly inflicts sexual intrusion or sexual penetration on a victim commits a class 4 felony if: (a) the actor causes the submission of a victim by means of sufficient consequence reasonably calculated to cause submission against the victim's will; or (b) the actor knows the victim is unable to appraise the nature of the victim's conduct; or (c) the actor knows that the victim submits believing the actor to be the victim's spouse; or (d) the victim is less than fifteen years of age and the actor is four years older than and is not the spouse of the victim; or (f) the victim is in custody of law or detained in a hospital or other institution and the actor has supervisory or disciplinary authority over the victim and uses the position of authority to coerce the victim to submit unless the act is a lawful search; or (g) the actor, while purporting to offer a medical service, engages in treatment or examination of the victim for other than bona fide medical purposes. 18-3-402 (2)
15. ***Unlawful sexual contact.*** Unlawful sexual contact is a class 4 felony when an actor compels a victim to submit by the use of force, intimidation, or threat or if the actor engages in treatment or examination of a victim for other than bona fide medical purposes or in a manner inconsistent with reasonable medical practices or if the adult actor knowingly, with or without sexual contact, induces or coerces a child by any of the means set forth in section 18-3-402 to expose intimate parts or to engage in any sexual activity with another person for the actor's own sexual gratification. 18-3-404 (2)
16. ***Sexual assault on a child.*** Any actor who subjects to sexual contact a child that is less than fifteen years of age while that actor is at least four years older than the victim commits a class 4 felony. 18-3-405 (2)
17. ***Sexual assault on a child by one in a position of trust.*** Sexual assault on a child by one in a position of trust is a class 4 felony if the victim is fifteen years of age or older but less than eighteen years of age and the offense is not committed as part of a pattern of sexual abuse. 18-3-405.3 (3)
18. ***Sexual assault on a client by a psychotherapist.*** Sexual penetration or sexual intrusion on a victim by an actor when the actor is a psychotherapist and the victim is a patient is a class 4 felony. 18-3-405.5 (1) (b)
19. ***Unlawful termination of pregnancy.*** A person who, with intent to unlawfully terminate the pregnancy of another, terminates the other's pregnancy commits a class 4 felony. 18-3.5-101

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### Offenses Against Property

20. ***Second degree arson.*** A person who by means of fire or explosives knowingly damages or destroys the property of another, other than a building or occupied structure, commits a class 4 felony if the damage caused is valued at \$100 or more. 18-4-103 (2)
21. ***Third degree arson.*** A person who by means of fire or explosives intentionally damages any property with intent to defraud commits a class 4 felony. 18-4-104 (2)
22. ***Fourth degree arson.*** A person who knowingly or recklessly starts or maintains a fire or causes an explosion on his or her or another's property, and thereby places another in danger of bodily injury or death or places any building or occupied structure of another in danger of damage, commits a class 4 felony. 18-4-105 (2)
23. ***Second degree burglary.*** A person who knowingly and unlawfully enters a place with intent to commit a crime against a person or property commits a class 4 felony. 18-4-203 (2)
24. ***Third degree burglary.*** It is a class 4 felony if the object of the burglary is the theft of a controlled substance, lawfully kept in or upon the property burglarized. 18-4-204 (2)
25. ***Robbery.*** A person who takes anything of value from a person by the use of force, threats, or intimidation commits a class 4 felony. 18-4-301 (2)
26. ***Theft.*** Theft is a class 4 felony if a person knowingly exercises control over anything which is valued at \$500 or more, but less than \$15,000, without authorization or by threat or deception. 18-4-401 (2) (c)
27. ***Theft.*** Theft is a class 4 felony if it is committed on two or more occasions within six months, the person is not placed in jeopardy for the prior offense, and the aggregate value of the things involved is between \$500 and \$15,000. 18-4-401 (4)
28. ***Aggravated motor vehicle theft.*** A person who takes any motor vehicle from another without authorization and who either retains control for over twenty-four hours, commits a crime, removes the vehicle from the state, causes property damage or bodily injury, or attempts to alter the license plates, identification number, or the vehicle itself, commits a class 4 felony if the motor vehicle or vehicles involved is valued at \$15,000 or less. 18-4-409 (3) (a)
29. ***Theft by receiving.*** If a person receives a thing of value which is valued at \$500 or more but less than \$15,000 which he or she believes or knows to be stolen, and the person intends to deprive the lawful owner permanently of the use or benefit of the thing of value, said person commits a class 4 felony. 18-4-410 (4)

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30. ***Theft by receiving.*** When a person commits theft by receiving twice or more within a period of six months without having been placed in jeopardy for the prior offenses and the aggregate value of the things involved is \$500 or more but less than \$15,000, it is a class 4 felony. 18-4-410 (7)
31. ***Criminal mischief.*** A person who, in a single criminal episode, knowingly damages real or personal property, including property owned by the person jointly with another person or property owned by the person in which another person has an interest, and the aggregate damage is more than \$500 but less than \$15,000, commits a class 4 felony. 18-4-501 (1)
32. ***Second degree criminal trespass.*** It is a class 4 felony if a person unlawfully enters or remains on fenced or enclosed premises classified as agricultural land, with the intent to commit a felony. 18-4-503 (2) (b)

## **Offenses Involving Fraud**

33. ***Controlled substances - consumption by fraudulent means.*** Any person who fraudulently causes another person to unknowingly consume or receive the direct administration of any controlled substance commits a class 4 felony. 18-5-116 (2)

## **Computer Crime**

34. ***Computer crime.*** If the loss, damage, value of service, or thing of value taken or cost of restoration or repair caused by computer crime is \$500 or more but less than \$15,000, computer crime is a class 4 felony. 18-5.5-102 (3) (a)

## **Offenses Involving the Family Relations**

35. ***Criminal abortion.*** Any person who intentionally ends the pregnancy of a woman by any means other than justified medical termination or birth commits the class 4 felony of criminal abortion. 18-6-102 (2)
36. ***Incest.*** Any person who knowingly marries, inflicts sexual penetration or sexual intrusion, or subjects to sexual contact, an ancestor or descendant, a brother or sister of the whole or half blood, or an uncle, aunt, nephew, or niece of the whole blood commits incest which is a class 4 felony. 18-6-301 (1)
37. ***Child abuse.*** A person who causes serious bodily injury to a child while acting with criminal negligence commits a class 4 felony. 18-6-401 (7) (a) (IV)
38. ***Sexual exploitation of children.*** The second or subsequent offense of sexual exploitation of a child by possession of sexually exploitative material is a class 4 felony. 18-6-403 (5)

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39. ***Contributing to delinquency.*** Inducing, aiding, or encouraging a child to violate any state or federal law, municipal or county ordinance, or court order is a class 4 felony. 18-6-701 (2)

### **Wrongs to At-risk Adults and At-risk Juveniles**

40. ***Crimes against at-risk adults and at-risk juveniles.*** Any person whose conduct amounts to criminal negligence and such negligence results in the death of an at-risk adult or at-risk juvenile commits a class 4 felony. 18-6.5-103 (2) (a)
41. ***First degree assault against at-risk adults or at-risk juveniles.*** Any person who commits a crime of assault in the first degree and the victim is an at-risk adult or an at-risk juvenile commits a class 4 felony if the act causing the injury is performed, not after deliberation, upon a sudden heat of passion, caused by a serious and highly provoking act of the intended victim, affecting the person causing the injury sufficiently to excite an irresistible passion in a reasonable person. 18-6.5-103 (3) (a)
42. ***Theft from at-risk adults and at-risk juveniles.*** Any person who commits theft from an at-risk adult or at-risk juvenile by means other than the use of force, threat, or intimidation commits a class 4 felony without regard to the value of the thing taken. 18-6.5-103 (5)

### **Offenses — Governmental Operations**

43. ***Accessory to crime.*** A person who renders assistance to another who has committed a crime in order to prevent the person's apprehension and punishment commits a class 4 felony if the person who renders assistance knows that the person being assisted has committed a class 1 or class 2 felony. 18-8-105 (3)
44. ***Introducing contraband in the first degree.*** It is a class 4 felony for any person to attempt to introduce a dangerous instrument, alcoholic beverage, controlled substance, or marijuana into a detention facility, or for any person who is confined in a detention facility to make any of these items. 18-8-203 (2)
45. ***Possession of contraband.*** Possession of contraband which involves a dangerous instrument is a class 4 felony. 18-8-204.1 (3)
46. ***Escapes.*** It is a class 4 felony for a person who has been charged but not convicted of a felony to escape. 18-8-208 (3)
47. ***Attempt to escape.*** It is a class 4 felony for a person who is in custody or confinement following the conviction of a felony to attempt to escape. 18-8-208.1 (1)

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48. <b><i>Attempt to influence a public servant.</i></b> Any person who attempts to influence any public servant by means of deceit, threat of violence, or economic reprisal commits a class 4 felony.	18-8-306
49. <b><i>Perjury in the first degree.</i></b> A person who makes a materially false statement under oath in any official proceeding commits a class 4 felony.	18-8-502 (3)
50. <b><i>Bribe-receiving by a witness.</i></b> A witness accepting any benefit for the purpose of influencing his or her presence or testimony at an official proceeding commits a class 4 felony.	18-8-603 (1)
51. <b><i>Bribing a juror.</i></b> A person who attempts to influence a juror's decision by offering or conferring any benefit upon the juror commits a class 4 felony.	18-8-606 (2)
52. <b><i>Bribe-receiving by a juror.</i></b> Any juror who accepts any benefit for the purpose of influencing his or her vote commits a class 4 felony.	18-8-607 (2)
53. <b><i>Intimidating a juror.</i></b> A person who attempts to influence a juror's vote by use of threat of harm or injury to any person or property commits a class 4 felony.	18-8-608 (2)
54. <b><i>Jury tampering.</i></b> Jury tampering in any class 1 felony trial is a class 4 felony.	18-8-609 (2)
55. <b><i>Bribing a witness or victim.</i></b> A person who offers or confers any benefit upon a witness or victim, in any official proceeding, members of the witness or victim's family, or persons in close relationship to or residing in the same household with a witness or victim in an attempt to influence that witness or victim commits a class 4 felony.	18-8-703 (2)
56. <b><i>Intimidating a witness or victim.</i></b> If, in an attempt to influence a witness or victim, a person threatens harm or injury to any person or property, he or she commits a class 4 felony.	18-8-704 (2)
57. <b><i>Tampering with a witness or victim.</i></b> A person who attempts to influence a victim or witness without bribery or threats commits a class 4 felony.	18-8-707 (2)
58. <b><i>Arming rioters.</i></b> If a person supplies a deadly weapon or destructive device for use in a riot, or teaches another to use such weapon or device in a riot, he or she commits a class 4 felony.	18-9-103 (2)
59. <b><i>Engaging in a riot.</i></b> If, in the course of rioting, a person employs a deadly weapon or destructive device or any article used or fashioned in a manner to cause a person to believe that the article is a deadly weapon, or if in the course of rioting, the actor represents verbally or otherwise that he or she is armed with a deadly weapon, that person commits a class 4 felony.	18-9-104 (1)

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- 60. ***Harassment - stalking.*** Stalking is a class 4 felony for a second or subsequent offense if such offense occurs within seven years of the date of a prior conviction for stalking. 18-9-111 (5) (a.5)
- 61. ***Harassment - stalking.*** Stalking is a class 4 felony when, at the time of the offense, there was a temporary or permanent protection order, injunction, or condition of bond, probation, or parole or any other court order in effect against such person prohibiting the stalking behavior. 18-9-111 (5) (b)
- 62. ***Vehicular eluding.*** Any person who attempts to elude a peace officer while operating a motor vehicle, and which results in bodily injury to another person, commits a class 4 felony. 18-9-116.5
- 63. ***Failure to leave premises upon request of a peace officer.*** Any person who barricades or refuses police entry to any premises through use or threat of force, fails to leave upon request by a peace officer outside the structure, and holds another person hostage with use of a deadly weapon commits a class 4 felony. 18-9-119 (5)
- 64. ***Bias-motivated crimes.*** Commission of a bias-motivated crime is a class 4 felony if the offender is physically aided or abetted by one or more other persons during the commission of the offense. 18-9-121 (3)

**Offenses Against Public Peace, Order, and Decency**

- 65. ***Animal - fighting - penalty.*** Any person committing a second or subsequent violation of causing, sponsoring, arranging, or encouraging a fight between animals for monetary gain or entertainment commits a class 4 felony. 18-9-204 (2)
- 66. ***Telecommunications crime.*** A person who knowingly uses cloning equipment to create a cloned cellular phone commits a class 4 felony. 18-9-309 (2) (b)
- 67. ***Telecommunications crime.*** A second or subsequent violation of knowingly cloning equipment to create a cloned cellular phone is a class 4 felony. 18-9-309 (2.5)
- 68. ***Telecommunications crime.*** A person commits a class 4 felony if he or she knowingly uses cloning equipment to: intercept signals, including signals transmitted to or from a cellular phone, between a telecommunications provider and persons using telecommunications services, or between persons using telecommunications services; or create a cellular phone. 18-9-309 (4) (a)
- 69. ***Telecommunications crime.*** A person commits a class 4 felony if he or she aids, abets, advises, or encourages one or more persons who engage in the activities described in section 18-9-309 (4) (a). 18-9-309 (4) (b)

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**Offenses Relating to Firearms and Weapons**

70. ***Possessing a dangerous or illegal weapon.*** A person who knowingly possesses a dangerous weapon commits a class 4 felony for a second violation and for each subsequent violation. 18-12-102 (3)
71. ***Possession of weapons by previous offenders.*** A second or subsequent offense of possession of a weapon by a person who has previously been convicted of or adjudicated for a felony and when the weapon is a dangerous weapon or when the conviction was for or the adjudication was based on an offense involving burglary, arson, or any felony involving the use of force or the use of a deadly weapon is a class 4 felony. 18-12-108 (5)
72. ***Unlawfully providing a handgun to a juvenile or permitting a juvenile to possess a handgun.*** Any person who intentionally, knowingly, or recklessly provides a handgun to any person under the age of 18, or any person who knows of such juvenile's possession of a handgun and fails to make reasonable efforts to prevent such possession, commits unlawfully providing a handgun to a juvenile or permitting a juvenile to possess a handgun, a class 4 felony. 18-12-108.7 (1) (b)
73. ***Unlawfully providing a handgun to a juvenile or permitting a juvenile to possess a handgun.*** Any person who intentionally, knowingly, or recklessly provides a handgun to a juvenile or who permits a juvenile to possess a handgun, even though the person is aware of a substantial risk that such juvenile will use a handgun to commit a felony offense, or who fails to make reasonable efforts to prevent the commission of the offense, commits the crime of unlawfully providing or permitting a juvenile to possess a handgun, a class 4 felony. 18-12-108.7 (2) (b)
74. ***Possession, use, or removal of explosives or incendiary devices.*** Any person who knowingly possesses or controls an explosive or incendiary device commits a class 4 felony. 18-12-109 (2)
75. ***Possession, use, or removal of explosives or incendiary devices.*** Any person who removes any explosive or incendiary device from the premises of a lawful possessor without his or her consent, commits a class 4 felony. 18-12-109 (5)
76. ***Possession, use, or removal of explosives or incendiary devices.*** Any person who possesses any explosive or incendiary parts commits a class 4 felony. 18-12-109 (6)

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77. ***Possession, use, or removal of explosives or incendiary devices.*** Any person who possesses a valid permit issued under the provisions of Article 7 of Title 9, or an employee of a permittee acting within the scope of his or employment, who knowingly dispenses, distributes, or sells explosive or incendiary devices to a person not authorized to possess or control such devices, commits a class 4 felony. 18-12-109 (8)
78. ***Unlawful purchase of firearms.*** Any person who knowingly purchases or otherwise obtains a firearm on behalf of or for transfer to a person who the transferor knows or reasonably should know to be ineligible to possess a firearm commits a class 4 felony. 18-12-111 (1)

## **Miscellaneous Offenses**

79. ***Dueling.*** Persons who by agreement engage in a fight with deadly weapons commit dueling, which is a class 4 felony. 18-13-104 (2)
80. ***Hazardous wastes violations.*** Any person who abandons a vehicle containing hazardous wastes or intentionally spills such wastes on a street, highway, or public or private property without consent, commits a class 4 felony. 18-13-112 (3)

## **Offenses — Making, Financing, or Collection of Loans**

81. ***Extortionate extension of credit.*** Any agreement between a creditor and a debtor to the effect that delay or failure in making repayment for extension of credit will result in the use of extortionate means of collection results in extortionate extension of credit, which is a class 4 felony. 18-15-102
82. ***Collection of extensions of credit by extortionate means.*** Any person who uses extortionate means to collect any extension of credit commits a class 4 felony. 18-15-107 (2)

## **Uniform Controlled Substances Act of 1992**

83. ***Controlled substances.*** It is unlawful to manufacture, dispense, sell, possess, or distribute a controlled substance, and it is a class 4 felony:
- if the violation is based on the possession of a controlled substance listed in schedule II; or (2) (a) (I) (A), (2.1) (a) (I) (A)
  - if a person is convicted of a first offense for such activity in the case of schedule III controlled substances; or (2) (a) (II) (A), (2.1) (a) (II) (A)

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- when the offense is committed subsequent to a prior conviction of the same offense in any U.S. state or U.S. territory for such activity in the case of schedule IV controlled substances. (2) (a) (III) (B), (2.1) (a) (III) (B)
- 84. ***Unlawful activity relating to controlled substances.*** Any person who possesses one gram or less of any material, compound, mixture, or preparation containing any quantity of a schedule I through schedule IV controlled substance commits a class 4 felony if it is the person's second or subsequent conviction of such offense. 18-18-405 (2.3) (a) (II)
- 85. ***Offenses relating to marihuana.*** The following offenses involving marihuana or marihuana concentrate are class 4 felonies: 18-18-406
  - a conviction, subsequent to a prior conviction of the same offense in any U.S. state or U.S. territory, for possession of eight or more ounces of marihuana or any amount of marihuana concentrate; (4) (b) (II)
  - an initial conviction of dispensing (with consideration) over one ounce of marihuana by a person aged 18 or over to a person aged 15 to 17 or any amount of marihuana concentrate (with or without consideration) to a person under age 18; (7) (a)
  - an initial conviction of dispensing any amount of marihuana (with or without consideration) by a person aged 18 or over to a person under age 15; (7) (b)
  - an initial conviction of cultivating, growing, producing, processing, or manufacturing marihuana or its concentrate on land owned or controlled by the person or allowing such activities on his or her land; (8) (a) (II) (A)
  - an initial conviction of manufacturing, dispensing, selling, possessing, or distributing marihuana or its concentrate. (8) (b) (III) (A)
- 86. ***Unlawful acts.*** Violation of any of the unlawful acts listed in paragraphs (o) through (t) of section 18-18-414 (1) pursuant to the Uniform Controlled Substances Act. 18-18-414 (5)
- 87. ***Fraud and deceit.*** Violation of the provisions of section 18-18-415 regarding obtaining controlled substances by fraud or deceit is a class 4 felony if the violation is committed subsequent to a prior conviction for the same offense. 18-18-415 (2) (b)
- 88. ***Controlled substances — inducing consumption by fraudulent means.*** It is a class 4 felony when a person by means of fraud or misrepresentation, causes another to unknowingly consume any controlled substance. 18-18-416 (2)

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89. *Imitation controlled substances.* The manufacture, distribution, or possession with intent to distribute an imitation controlled substance is a class 4 felony when the violation is committed subsequent to a prior conviction for the same offense. 18-18-422 (1) (b) (II)
90. *Imitation controlled substances.* Distribution of an imitation controlled substance by a person 18 or older to a person 18 or younger is a class 4 felony. 18-18-422 (2) (b) (I)

**Government — State Department of Human Services**

91. *Fraudulent acts.* Obtaining public assistance or vendor payments when not entitled, or public assistance or vendor payments greater than those to which one is justly entitled, by means of a willfully false statement or representation or by impersonation or by any other fraudulent device is a class 4 felony when the value of the assistance or payments is \$500 or more but less than \$15,000 (see 18-4-401 (2) (c)). 26-1-127 (1)

**Colorado Public Assistance Act**

92. *Fraudulent acts.* Obtaining food stamps to which one is not entitled by false statement or representation or by impersonation is a class 4 felony when the value of the stamps is \$500 or more but less than \$15,000 (see 18-4-401 (2) (c)). 26-2-305 (1)
93. *Trafficking in food stamps.* Trafficking in food stamps is a class 4 felony if the value of the food stamps is \$500 or more but less than \$15,000. 26-2-306 (2) (c)
94. *Trafficking in food stamps.* Trafficking in food stamps twice or more within a period of six months without having been placed in jeopardy for the prior offense or offenses is a class 4 felony when the aggregate value of the food stamps is \$500 or more but less than \$15,000. 26-2-306 (3)

**Colorado Medical Assistance Act**

95. *Personal needs trust fund.* Unlawful use of a patient personal needs trust fund is a class 4 felony if the amount involved is \$500 or more but less than \$15,000. 26-4-504 (8) (d) (III)

**Government — Local Hazardous Substance Incidents**

96. *Hazardous substance incidents.* Any person who intentionally causes or substantially contributes to the occurrence of a hazardous substance incident commits a class 4 felony. 29-22-108 (1)

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**Agriculture — Branding and Herding**

97. *Theft of certain animals.* Any person who commits theft of, or knowingly kills, sells, drives, leads, transports, rides away, purchases, or in any manner deprives the owner of the immediate possession of any cattle, horses, mules, sheep, goats, swine, or asses, either live or slaughtered, commits a class 4 felony. 35-43-128

**Regulation of Vehicles and Traffic**

98. *Accidents involving death or personal injuries.* Drivers involved in accidents resulting in death or personal injuries shall immediately stop and remain at the scene, and shall fulfill the requirements concerning giving of certain information and the rendering of aid. A person who violates any provision of this section commits a class 4 felony if the accident resulted in the death of any person. 42-4-1601 (2) (c)

**Automobile Theft Law**

99. *Theft of motor vehicle parts.* Theft of motor vehicle parts two times or more within a period of six months without having been placed in jeopardy for the prior offense or offenses is a class 4 felony when the aggregate value of the things involved is \$15,000 or more. 42-5-104 (3)