

CLASS 3 MISDEMEANORS

Elements of Offense

C.R.S. Citation

LABOR AND INDUSTRY

Petroleum Storage Tanks

1. **Confidentiality.** Releasing confidential records regarding petroleum storage tanks without authorization is a class 3 misdemeanor. 8-20.5-105 (2)

SAFETY — INDUSTRIAL AND COMMERCIAL

Elevator and Escalator Certification

2. **Violations of the Elevator and Escalator Certification Act.** Violating any of the provisions of the Elevator and Escalator Certification Act is a class 3 misdemeanor. 9-5.5-118

INSURANCE

Preneed Funeral Contracts

3. **Violations of preneed funeral contracts.** Violating any of the provisions regarding preneed funeral contracts or violating a cease-and-desist order issued regarding preneed funeral contracts is a class 3 misdemeanor. 10-15-118 (1)

FINANCIAL INSTITUTIONS

Public Securities

4. **Colorado Municipal Bond Supervision Act.** Violating any of the provisions or any rule or order of the Colorado Municipal Bond Supervision Act is a class 3 misdemeanor. 11-59-115 (2)

PROFESSIONS AND OCCUPATIONS

Automobiles

5. **Licensure.** Acting as a motor vehicle dealer, manufacturer, distributor, manufacturer representative, used motor vehicle dealer, buyer agent, wholesale motor vehicle auction dealer, or motor vehicle salesperson unless duly licensed is a class 3 misdemeanor. 12-6-121
6. **Powersports vehicles.** Violating section 12-6-523 (2) by acting as a powersports vehicle wholesaler, dealer, manufacturer, distributor, manufacturer representative, or salesperson unless duly licensed is a class 3 misdemeanor. 12-6-527

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Fireworks

7. **Violations.** Violating any of the provisions of Article 28 of Title 12 regarding fireworks is a class 3 misdemeanor. 12-28-110

Podiatrists

8. **Fees.** Violating the provisions of section 12-32-117 regarding the division of fees or compensation received by podiatrists is a class 3 misdemeanor. 12-32-117 (1)

Medical Practice

9. **Division of fees.** Violating the provisions of section 12-36-125 regarding the division of fees or compensation received by physicians is a class 3 misdemeanor. 12-36-125 (1) (a)
- Receiving pay or compensation in violation of section 12-36-125 regarding the division of fees is a class 3 misdemeanor. 12-36-127

Notaries Public Act

10. **Violations.** Unlawfully possessing and using a notary's journal, official seal, electronic signature, or any papers, copies, or electronic records relating to notarial acts is a class 3 misdemeanor. 12-55-118

COURTS AND COURT PROCEDURE

Juries and Jurors

11. **Juror summons.** Knowingly failing to obey a juror summons without justifiable excuse is a class 3 misdemeanor. 13-71-111
12. **Juror questionnaires.** Willfully misrepresenting a material fact on a juror questionnaire is a class 3 misdemeanor. 13-71-115 (1)

CRIMINAL CODE — INCHOATE OFFENSES

Inchoate Offenses

13. **Criminal attempt.** Intentionally engaging in conduct that constitutes a substantial step towards the commission of a misdemeanor other than a class 1 misdemeanor is a class 3 misdemeanor. 18-2-101 (7)
14. **Criminal conspiracy.** A person who agrees with another person to engage in conduct that constitutes a misdemeanor defined outside of the Criminal Code, or who agrees to attempt to commit such a misdemeanor, or who agrees to aid another in the planning, commission, or attempt to commit such a crime, with the intent to facilitate or promote commission of such crime, commits a class 3 misdemeanor. 18-2-201 (5)
- Conspiracy to commit a misdemeanor other than a class 1 misdemeanor is a class 3 misdemeanor. 18-2-206 (5)

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**CRIMINAL CODE —
OFFENSES AGAINST THE PERSON**

Assaults

15. **Menacing.** A person who knowingly places or attempts to place another in fear of imminent serious bodily injury by any threat or physical action commits a class 3 misdemeanor. 18-3-206 (1)
16. **Reckless endangerment.** A person who recklessly engages in conduct which creates a substantial risk of serious bodily injury to another person commits reckless endangerment, which is a class 3 misdemeanor. 18-3-208

**CRIMINAL CODE —
OFFENSES AGAINST PROPERTY**

Arson

17. **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 3 misdemeanor when only property is endangered and the value of such property is less than \$100. 18-4-105 (4)

Theft

18. **Theft.** A person commits theft if he or she knowingly obtains, retains, or exercises control over anything of value belonging to another without authorization, or by threat or deception, or receives, loans money on, or disposes of anything of value or belonging to another that he or she knows or believes to have been stolen and: a) intends to deprive the other person permanently of the use or benefit of the thing of value; b) knowingly uses, conceals, or abandons the thing of value in such a manner as to deprive the owner permanently of its use or benefit; c) uses, conceals, or abandons the thing of value intending that such use, concealment, or abandonment will deprive the owner permanently of its use or benefit; or d) demands any consideration to which he or she is not legally entitled as a condition of restoring the thing of value to the owner; or e) knowingly retains the thing of value for more than 72 hours after the agreed-upon time of return in any lease or hire agreement. It is also theft to:
- be a manufacturer, dealer, or lessor who engages in conduct to delay making a final repair that is required as a consequence of the enforcement of warranties or duties under the Warranties for Assistive Technology Act of the Colorado Consumer Protection Act with the intention of requiring payment of the cost of such repair to be made by a publicly funded program of public assistance, medical assistance, or rehabilitation assistance; 6-1-409

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- be a manufacturer, dealer, or lessor who engages in conduct to delay making a final repair that is required as a consequence of the enforcement of warranties or duties under the Warranties for Facilitative Technology Act under the Colorado Consumer Protection Act with the intention of requiring payment of the cost of such repair to be made by a publicly funded program of public assistance, medical assistance, or rehabilitation assistance; 6-1-508
- violate the trust fund provisions of law regarding preneed funeral contracts or any other misappropriation of funds; 10-15-118 (1)
- willfully convert to his or her own use or benefit the farm products of another; 12-16-115 (1) (f)
- if licensed as a dealer or small-volume dealer, sell farm products for less than the current market price to any person with whom such dealer has any financial connection or to sell farm products out of the purchase price of which the dealer receives any portion thereof other than the lawfully allowed commission; 12-16-115 (1) (j)
- purchase farm products in the state and move the products to another state and issue a check in payment for those products knowing that there are insufficient funds to pay for the products; 12-16-118 (2)
- willfully convert to his or her own use or benefit the commodities of another; 12-16-221 (1) (f)
- sell commodities for less than the current market price to any person with whom one has any direct or indirect financial connection; 12-16-221 (1) (k)
- sell commodities out of the purchase price of which one receives any portion thereof other than the lawfully allowed commission; 12-16-221 (1) (k)
- exercise undue influence to convert or take possession of an at-risk elder's money, assets, or other property; 18-6.5-103 (7.5)
- knowingly obtain any telecommunications service by charging such service to or causing such service to be charged to a stolen or fraudulent telephone number, access device, or credit card number, or by any method of code calling, or by installing, rearranging, or tampering with any equipment, physically or electronically, or by the use of any other fraudulent means, method, trick, device, or scheme; 18-9-309 (3) (a)
- obtain telecommunications services with fraudulent intent through the use of a false name, telephone number, address, or credit card number or through the unauthorized use of the name, telephone number, address, or credit card information of another; 18-9-309 (3) (b)
- obtain or willfully aid or abet another, by means of a willfully false statement, representation, impersonation, or other fraudulent device, to obtain public assistance or vendor payments or medical assistance to which the person is not entitled or in an amount greater than that to which the person is justly entitled or payment of any forfeited installment grants or benefits to which the person is not entitled or in a greater amount than that to which the person is entitled; 26-1-127 (1)
- obtain or willfully aid or abet another, by means of a willfully false statement, representation, impersonation, or other fraudulent device, to obtain food stamp coupons or authorization to purchase cards or an electronic benefits transfer card or similar device for delivering food stamp benefits to which the person is not entitled, or in a value greater than that to which the person is entitled; 26-2-305 (1)
- file a fraudulent or false claim for a refund from the Colorado Beef Council Authority, or by any false pretense obtain or obtain a refund not legally due the actor, or sign a refund claim in the name of and for another person; 35-57-119 (4)

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- fail to pay or remit to the Colorado Sheep and Wool Authority an assessment for licensing or to knowingly falsify any document furnished in connection with such a payment or remission; 35-57.5-119 (5)
 - file a fraudulent or false claim for a refund from the Colorado Horse Development Authority, or by any false pretense obtain or obtain a refund not legally due the actor, or sign a refund claim in the name of and for another person; 35-57.8-111 (4)
 - violate the trust funds provisions of law regarding lien claims to property by subcontractors, laborers, or material providers; 38-22-127 (5)
 - remove property covered by a lien on a well or equipment when the lien has been filed; 38-24-108
 - violate the trust funds provisions of law regarding verified claims to property by subcontractors, laborers, or material providers; 38-26-109 (4)
 - misappropriate funds held in escrow or a trustee account; 38-40-101 (4)
 - as a unit operator or first purchaser, collect but fail to remit the tax from the fractional interest owners pursuant to the property tax collection article. 39-10-106 (4) (b) (III)
- Theft is a class 3 misdemeanor when the value of the thing involved is \$50 or more but less than \$300. 18-4-401 (2) (c)

Trespass, Tampering, and Criminal Mischief

19. **Second degree criminal trespass.** A person commits the crime of second degree criminal trespass if he or she: unlawfully enters or remains in or upon premises which are enclosed in a manner designed to exclude intruders or which are fenced; knowingly and unlawfully enters or remains in or upon the common areas of a hotel, motel, condominium, or apartment building; or knowingly and unlawfully enters or remains in a motor vehicle of another. Second degree criminal trespass is a class 3 misdemeanor unless the premises have been classified as agricultural land. 18-4-503 (2)
20. **Third degree criminal trespass.** Unlawfully entering or remaining on premises that have been classified as agricultural land pursuant to section 39-1-102 (1.6) is a class 3 misdemeanor. 18-4-504 (2) (a)
21. **Abandonment of a motor vehicle.** Abandoning a motor vehicle on public or private property without authorization is a class 3 misdemeanor. 18-4-512 (4)
22. **Criminal use of a noxious substance.** Criminal use of a noxious substance, which is defined as depositing any stink bomb or device, irritant, or offensive-smelling substance on another's land, building, or vehicle with the intent to interfere with another's enjoyment of that land, building, or vehicle, is a class 3 misdemeanor. 18-4-513 (1)

Theft of Sound Recordings

23. **Trafficking in unlawfully transferred articles.** Knowingly advertising, offering for sale or resale, distributing, or possessing with intent to distribute an unlawfully transferred sound recording is a class 3 misdemeanor. 18-4-603 (2)

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**CRIMINAL CODE —
OFFENSES INVOLVING FRAUD**

Forgery, Simulation, Impersonation, and Related Offenses

24. ***Unlawfully using slugs.*** Knowingly inserting, depositing, or using a slug (coin substitute) in a coin machine with intent to defraud the vendor, or making, possessing, or disposing of a slug with the intent to enable a person to use the slug fraudulently is a class 3 misdemeanor. 18-5-111 (4)

Fraud in Obtaining Property or Services

25. ***Dual contracts to induce loans.*** Knowingly making, issuing, delivering, or receiving dual contracts for the purchase or sale of real property is a class 3 misdemeanor. 18-5-208

Fraudulent and Deceptive Sales and Business Practices

26. ***Identification number.*** Altering an identification number is a class 3 misdemeanor. 18-5-305 (5)

Bribery and Rigging of Contests

27. ***Rigging publicly exhibited contests.*** Rigging a publicly exhibited contest or knowingly participating in a rigged publicly exhibited contest is a class 3 misdemeanor. 18-5-402 (1) and (2)

Offenses Related to the Uniform Commercial Code

28. ***Issuance of a bad check.*** Issuing a bad check is a class 3 misdemeanor unless the offense violates the provisions of section 18-5-205 relating to fraud by check. 18-5-512 (3)

**CRIMINAL CODE —
OFFENSES INVOLVING THE FAMILY RELATIONS**

Wrongs to Children

29. ***Child abuse.*** Child abuse is a class 3 misdemeanor when a person acts with criminal negligence but where no death or injury results. 18-6-401 (7) (b) (II)

**CRIMINAL CODE —
WRONGS TO AT-RISK ADULTS AND AT-RISK JUVENILES**

Crimes Against At-Risk Adults and At-Risk Juveniles

30. **Mandatory reports of abuse and exploitation of at-risk elders.** Any person who is mandated by law to report the abuse or exploitation of an at-risk elder and who willfully fails to do so after observing such abuse or exploitation or having reasonable cause to believe that abuse or exploitation is occurring or is imminent commits a class 3 misdemeanor. 18-6.5-108 (1) (c)
- Any person who knowingly makes a false report of abuse or exploitation of an at-risk elder commits a class 3 misdemeanor. 18-6.5-108 (4)

**CRIMINAL CODE —
OFFENSES RELATING TO MORALS**

Prostitution

31. **Prostitution.** Prostitution is a class 3 misdemeanor. 18-7-201 (3)
32. **Soliciting for prostitution.** Soliciting for prostitution is a class 3 misdemeanor. 18-7-202 (2)
33. **Pandering.** Knowingly arranging or offering to arrange, in exchange for money or for another thing of value, a situation in which a person may practice prostitution is a class 3 misdemeanor. 18-7-203 (2)

**CRIMINAL CODE —
GOVERNMENTAL OPERATIONS**

Obstruction of Public Justice

34. **Obstructing government operations.** Intentionally obstructing, impairing, or hindering the performance of a governmental function by a public servant by using or threatening the use of violence, force, or physical interference is a class 3 misdemeanor. 18-8-102 (3)
35. **Compounding.** A person commits the class 3 misdemeanor of compounding when he or she accepts or agrees to accept money for refraining from seeking prosecution for an offense or for refraining from reporting a crime to law enforcement authorities. 18-8-108 (3)
36. **False reporting to authorities.** A person commits the class 3 misdemeanor of false reporting to authorities if he or she knowingly causes a false alarm of fire or other emergency or a false emergency exit alarm to be transmitted to a fire department, ambulance service, or any other government agency that deals with emergencies involving danger to life or property, or knowingly prevents a legitimate fire alarm, emergency exit alarm, or other emergency alarm from sounding or from being transmitted to an agency that deals with emergencies. 18-8-111 (2)

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- A person commits the class 3 misdemeanor of false reporting to authorities if he or she makes a report or knowingly causes the transmission of a report to law enforcement agencies of a crime or other incident while knowing that the incident did not occur. 18-8-111 (2)
- A person commits the class 3 misdemeanor of false reporting to authorities if he or she makes a report or knowingly causes the transmission of a report to law enforcement agencies pretending to furnish information related to an offense or other incident while knowing that he or she has no such information or the information is false. 18-8-111 (2)
- A person commits the class 3 misdemeanor of false reporting to authorities if he or she knowingly provides false identifying information to law enforcement authorities. 18-8-111 (2)
37. ***Impersonating a public servant.*** Impersonating a public servant (other than a peace officer) is a class 3 misdemeanor. 18-8-113 (3)

Escape and Offenses Relating to Custody

38. ***Escape.*** A person commits a class 3 misdemeanor when he or she knowingly escapes while in custody or confinement following conviction of a misdemeanor, a petty offense, or a violation of a municipal ordinance. 18-8-208 (4)
- A person who has been committed to the Division of Youth Corrections in the Department of Human Services for a delinquent act, is over 18 years old, and escapes from a staff-secure facility, other than a state-operated locked facility, commits a class 3 misdemeanor. 18-8-208 (4.5)
39. ***Violation of bail bond conditions.*** A person who has been accused of a misdemeanor and who is released on bail bond commits a class 3 misdemeanor if he or she knowingly fails to appear for trial or if he or she knowingly violates the conditions of the bail bond. 18-8-212 (2)

Offenses Relating to Judicial and Other Proceedings

40. ***Simulating legal process.*** Knowingly delivering a request for payment which in form and substance simulates a court-issued legal process is a class 3 misdemeanor. 18-8-611 (2)
41. ***Failure to obey a juror summons.*** Failure to obey a juror summons is a class 3 misdemeanor. 18-8-612 (2)
42. ***Juror questionnaire.*** Willful misrepresentation of a material fact on a juror questionnaire is a class 3 misdemeanor. 18-8-613 (2)

CRIMINAL CODE — OFFENSES AGAINST PUBLIC PEACE, ORDER, AND DECENCY

Public Peace and Order

43. ***Disobedience of public safety orders.*** Knowingly disobeying a reasonable public safety order during riot conditions is a class 3 misdemeanor. 18-9-105

<u>Elements of Offense</u>	<u>C.R.S. Citation</u>
44. Disorderly conduct. Fighting with another in a public place, except in an amateur or professional contest, is a class 3 misdemeanor.	18-9-106 (3) (b)
45. Obstructing a highway or other passageway. Obstructing a highway or other passageway without legal privilege is a class 3 misdemeanor.	18-9-107 (3)
46. Disrupting lawful assembly. A person who, intending to prevent or disrupt any lawful meeting, procession, or gathering, obstructs or interferes with the meeting, procession, or gathering by physical action, verbal utterance, or any other means, commits a class 3 misdemeanor.	18-9-108 (2)
47. Interference with staff, faculty, or students of educational institutions. Interfering with the staff, faculty, or students of educational institutions is a class 3 misdemeanor.	18-9-109 (5)
48. Harassment. A person commits a class 3 misdemeanor if he or she, with the intent to harass, annoy, or alarm another person, subjects the other person to physical contact; directs obscene language or gestures toward the other person in public; follows the other person in public; repeatedly initiates or attempts to initiate communication with the other person; or repeatedly insults, taunts, challenges, or makes communications in offensively coarse language to the other person.	18-9-111 (2)
49. Desecration of venerated objects. A person commits a class 3 misdemeanor if he or she knowingly desecrates any public monument, structure, or other object of veneration by the public.	18-9-113 (1) (a)
50. Violation of a restraining order related to public conveyances. A person commits a class 3 misdemeanor if he or she violates a court order that specifically restrains that person from traveling in or on a particular public conveyance.	18-9-115.5
51. Unlawful conduct on public property. Violating any order, rule or regulation that issued by any officer or agency having the power of control, management, or supervision of a public building or public property and that is reasonably necessary for the administration, protection, and maintenance of such public building or property is a class 3 misdemeanor, with some exceptions.	18-9-117 (3) (a)
52. Failure to leave premises upon request of a peace officer. Barricading or refusing police entry to any premises or property through use of or threatened use of force, or knowingly refusing or failing to leave any premises or property when requested to do so by a peace officer, is a class 3 misdemeanor.	18-9-119 (2)
53. Preventing passage to and from a health care facility. Knowingly obstructing, detaining, hindering, impeding, or blocking another person's entry to or exit from a health care facility is a class 3 misdemeanor.	18-9-122 (2)
Knowingly approaching another person within 8 feet of that person, without consent, for the purpose of passing information to, displaying a sign to, or engaging in oral protest, education, or counseling with that person within a radius of 100 feet from any entrance to a health care facility is a class 3 misdemeanor.	18-9-122 (3)
54. Hazing. Any activity in which a person recklessly endangers the health or safety of, or causes a risk of bodily injury to, another person for purposes of initiation or admission into or affiliation with any student organization is hazing, which is a class 3 misdemeanor.	18-9-124 (4)

Elements of Offense

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Cruelty to Animals

55. ***Unlawful ownership of a dangerous dog.*** The first offense of unlawful ownership of a dangerous dog is a class 3 misdemeanor when the dog inflicts bodily injury upon any other person. 18-9-204.5 (3) (b)
- The first offense of unlawful ownership of a dangerous dog is a class 3 misdemeanor when the dog injures or destroys any domestic animal. 18-9-204.5 (3) (e) (I)
56. ***False reporting of animal cruelty.*** Knowingly making a false report of animal cruelty to a local law enforcement agency or to the state bureau of animal protection is a class 3 misdemeanor. 18-9-209 (3)

Offenses Involving Communications

57. ***Abuse of telephone and telegraph service.*** Abuse of telephone or telegraph service is a class 3 misdemeanor. 18-9-306 (1)
58. ***Telecommunications crime.*** Knowingly accessing, using, manipulating, or damaging any telecommunications device without the authority of the owner or person that has lawful possession or use of the device is a class 3 misdemeanor. 18-9-309 (2) (a)
- Making, possessing, or using illegal telecommunications equipment is a class 3 misdemeanor. 18-9-309 (2) (b)
- Selling, giving, or advertising illegal telecommunications equipment or instructions for making, assembling, or using illegal telecommunications equipment is a class 3 misdemeanor. 18-9-309 (2) (c) and (2) (d)
- Selling, renting, lending, giving, publishing, or otherwise transferring or disclosing to another the number or code of a counterfeited, cancelled, expired, revoked, or nonexistent telephone number, credit card number, or method of numbering or coding telephone numbers without proper authority is a class 3 misdemeanor. 18-9-309 (2) (e)

CRIMINAL CODE — GAMBLING

Offenses Involving Gambling

59. ***Gambling information.*** Knowingly transmitting or receiving gambling information, or knowingly installing or maintaining equipment for such transmission is a class 3 misdemeanor if the offender is not a repeating gambling offender. 18-10-106 (1)
60. ***Gambling premises.*** Maintaining gambling premises is a class 3 misdemeanor if the offender is not a repeating gambling offender. 18-10-107 (3)

**CRIMINAL CODE —
OFFENSES INVOLVING DISLOYALTY**

Anarchy — Sedition

61. **Mutilation - contempt of flag.** Publicly mutilating, defacing, defiling, trampling upon, burning, cutting, or tearing the flag of the United States or of the state of Colorado with the intent to cast contempt or ridicule upon the flag, to outrage the sensibilities of observers, or to cause a breach of the peace or an incitement to riot, is a class 3 misdemeanor. 18-11-204 (3)

**CRIMINAL CODE —
MISCELLANEOUS OFFENSES**

Miscellaneous Offenses

62. **Interference with persons with disabilities.** Beating, harassing, or otherwise interfering with a dog on a blaze orange leash, an assistance dog, or a dog that is accompanying a person carrying a cane or walking stick used by persons who are wholly or partially blind is a class 3 misdemeanor. 18-13-107 (4)
63. **Removal of timber from state lands.** Cutting or removing timber from state lands without lawful authority is a class 3 misdemeanor. 18-13-108
64. **Violations concerning the sale of secondhand property.** An operator of a flea market or similar facility in which secondhand property is offered for sale or trade who does not properly notify each secondhand dealer of legal requirements concerning the recording of information related to the sale of secondhand property or who does not provide the required forms for making such records commits a class 3 misdemeanor. 18-13-114 (8)
65. **Proof of ownership required.** A violation of section 18-13-114.5 regarding proof of ownership required by dealers of secondhand property and retailers of new goods who sell certain goods at flea markets is a class 3 misdemeanor. 18-13-114.5 (4)
66. **Notice.** Failure of a secondhand dealer or operator of a flea market to conspicuously post a notice of the provisions of law regarding transactions involving secondhand property, sales tax requirements, and theft, is a class 3 misdemeanor. 18-13-115 (3)
67. **Sales tax license.** Failure of a secondhand dealer or operator of a flea market to obtain a sales tax license or failure of a secondhand dealer or other person operating at a flea market to collect sales tax and to remit the proceeds is a class 3 misdemeanor. 18-13-116 (2)
68. **Record of sales.** Failure of a secondhand dealer or dealer and retailer of new goods who sells goods at a flea market to keep and preserve suitable records of sales for use in calculating taxes is a class 3 misdemeanor. 18-13-117 (2)

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**CRIMINAL CODE —
UNIFORM CONTROLLED SUBSTANCES ACT OF 1992**

69. **Offenses relating to marijuana and marijuana concentrate.** A person arrested for possessing two ounces or less of marijuana, in order to secure release from arrest or detention, is required to promise in writing to appear in court. Any person who does not honor such a written promise commits a class 3 misdemeanor. 18-18-406 (5) (a) (II)

CHILDREN'S CODE

Dependency and Neglect

70. **Child abuse or neglect.** Willful violation of the provisions of section 19-3-304 (2) regarding required reporting of child abuse or neglect is a class 3 misdemeanor. 19-3-304 (4) (a)
- Willful violation of the provisions of section 19-3-304 (3.5) regarding knowingly making a false report of child abuse or neglect is a class 3 misdemeanor. 19-3-304 (4) (a)

Relinquishment and Adoption

71. **Adoption.** Failure of a licensed child placement agency to provide notice to the court of any suspension, revocation, or other disciplinary action taken by the state against the agency is a class 3 misdemeanor. 19-5-207 (9)

POSTSECONDARY EDUCATION

Offenses Related to State Universities and Colleges

72. **Degrees.** Violating the provisions of section 23-2-103 regarding the conferring of an honorary or academic degree is a class 3 misdemeanor. 23-2-105

STATE GOVERNMENT

Department of Personnel

73. **Private use of state postage meters.** Using a state-installed postage meter for private purposes is a class 3 misdemeanor. 24-30-1111 (2)

Division of Fire Safety

74. **Fire suppression.** The first violation of failing to register as a fire suppression contractor or of acting or advertising as a fire suppression contractor when not registered as such is class 3 misdemeanor. 24-33.5-1206.5 (1)

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Department of Regulatory Agencies

75. **Persons with disabilities.** Violating the rights of persons with assistance dogs is a class 3 misdemeanor. 24-34-804 (2)

Office of Economic Development

76. **Small Business Assistance Center.** Charging a fee for information developed by the Small Business Assistance Center and knowingly failing to disclose that the information is available at no cost from the center is a class 3 misdemeanor. 24-48.5-102 (4)

Libraries

77. **Library property.** Theft or mutilation of library property is a class 3 misdemeanor. 24-90-117

HEALTH

Hospitals

78. **Emergency medical and trauma services.** Violating any of the transportation subsystem requirements of the Colorado Emergency Medical and Trauma Services Act is a class 3 misdemeanor. 25-3.5-306

Disease Control

79. **Disease control.** Violating any of the provisions of section 25-4-1808 relating to the sale of shellfish and shellfish dealer certification is a class 3 misdemeanor. 25-4-1813

Products Control and Safety

80. **Passenger tramway safety.** Operation, by an area operator, of a passenger tramway which has not been licensed or when the license has been suspended, or failure of an area operator to comply with an order, is a class 3 misdemeanor. 25-5-707 (4)

Environmental Control

81. **Hazardous waste disposal sites.** Violating any of the provisions of the State Hazardous Waste Siting Act is a class 3 misdemeanor. 25-15-211
- Violating any of the provisions of the State Hazardous Waste Incinerator or Processor Siting Act is a class 3 misdemeanor. 25-15-513

Prevention, Intervention, and Treatment Services

82. **Child Fatality Prevention Act.** Knowingly violating the confidentiality requirements of the Child Fatality Prevention Act is a class 3 misdemeanor. 25-20.5-408 (2) (b)

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HEALTH CARE POLICY AND FINANCING

Colorado Medical Assistance Act

83. **Personal needs benefits.** Unlawfully retaining patient personal needs funds established pursuant to the Colorado Medical Assistance Act is a class 3 misdemeanor. 25.5-6-206 (8) (c)
- Unlawful use of a patient personal needs trust fund is a class 3 misdemeanor when the amount involved is less than \$100. 25.5-6-206 (8) (d) (I)

HUMAN SERVICES CODE

Department of Human Services

84. **Fraudulent acts.** Any recipient of public assistance who knowingly fails to notify the county Department of Human Services within 30 days of receipt of property or income in excess of that declared at the time when eligibility for public assistance was determined, or of any other change in circumstances affecting eligibility, commits a class 3 misdemeanor. 26-1-127 (2) (a)
- A recipient or vendor of public assistance who falsifies any required report commits a class 3 misdemeanor. 26-1-127 (3)

Colorado Public Assistance Act

85. **Fraudulent acts.** Any recipient of food stamps who knowingly fails to notify the county or state Department of Human Services of any change in circumstances affecting the recipient's eligibility for food stamps or the amount of food stamp coupons to which the recipient is entitled and who by such failure receives benefits in excess of those to which the person was in fact entitled commits a class 3 misdemeanor. 26-2-305 (2)

Protective Services for Adults at Risk of Mistreatment or Self-neglect

86. **Reporting requirements.** Willfully and knowingly making a false report of mistreatment, self-neglect, or exploitation regarding an at-risk adult to a county department or local law enforcement agency is a class 3 misdemeanor. 26-3.1-102 (4)

MILITARY AND VETERANS

Offenses Related to the Military and Veterans

87. **Interference with duty - arrest - penalty.** Obstructing or interfering with a member of the National Guard who is on duty is a class 3 misdemeanor. 28-3-507

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88. ***Trial procedure.*** Willfully neglecting or refusing to appear, testify, or produce evidence before a military court or military or civil officer after being subpoenaed pursuant to trial procedures under the Colorado Code of Military Justice is a class 3 misdemeanor. 28-3.1-312 (1)

LOCAL GOVERNMENT

Local Hazardous Substance Incidents

89. ***Hazardous substance listing required.*** Releasing information, without express written consent, that is required to be provided to state and local authorities pursuant to section 29-22-107 (2) regarding the listing of hazardous substances is a class 3 misdemeanor. 29-22-107 (2) (c) (III)

PARKS AND WILDLIFE

Parks and Outdoor Recreation

90. ***River outfitters.*** A river outfitter, guide, trip leader, or guide instructor who fails to have one personal flotation device for each person on board commits a class 3 misdemeanor. 33-32-107 (2) (a)
- A river outfitter, guide, trip leader, or guide instructor who operates a vessel in a careless or imprudent manner without due regard for river conditions or in such a manner as to endanger any person, property, or wildlife commits a class 3 misdemeanor. 33-32-107 (2) (b)

AGRICULTURE

Pesticide Act

91. ***Violations.*** Violating any of the provisions of section 35-9-120 (2) (e) of the Pesticide Act is a class 3 misdemeanor. 35-9-125 (4)

Colorado Nursery Act

92. ***Violations.*** Intentionally violating any of the provisions of or rules and regulations promulgated pursuant to the Colorado Nursery Act is a class 3 misdemeanor. 35-26-109 (1)

Weed Free Forage Crop Certification Act

93. ***Violations.*** Intentionally violating any of the provisions of or rules and regulations promulgated pursuant to the Weed Free Forage Crop Certification Act is a class 3 misdemeanor. 35-27.5-107

Branding and Herding

94. ***Cattle in feedlots.*** A second or subsequent violation of any of the provisions regarding the inspection of cattle in feedlots is a class 3 misdemeanor. 35-43-130 (2)

Elements of Offense

C.R.S. Citation

95. **Violations.** Violating any of the provisions of Part 2 of Article 43 of Title 35 relating to brand inspection is a class 3 misdemeanor, with some exceptions. 35-43-212 (1)

Elements of Offense

C.R.S. Citation

Transportation of Animals

96. **Permanent permits.** Fraudulent use of a permanent hauling transportation permit issued for the transportation of rodeo and other horses is a class 3 misdemeanor. 35-53-129 (1)
97. **Annual transportation permits.** Fraudulent use of an annual transportation permit issued for the transportation of cattle or alternative livestock is a class 3 misdemeanor. 35-53-130 (1)

Public Livestock Markets

98. **Violations.** Violating any of the provisions of or rules and regulations promulgated pursuant to the Public Livestock Markets statute is a class 3 misdemeanor. 35-55-117

TAXATION

Valuation and Taxation

99. **Mobile homes - determination of value.** A mobile home seller who is convicted for the second or subsequent time of knowingly failing to provide an itemized list of household furnishings commits a class 3 misdemeanor. 39-5-203 (3) (b)

Sales and Use Tax

100. **Licenses and fees.** A retailer who makes retail sales in this state without first securing a license to do so commits a class 3 misdemeanor. 39-26-103 (4)

VEHICLES AND TRAFFIC

Driver's Licenses

101. **Unlawful possession or use of a license.** Photographing, photostating, duplicating, or in any other way reproducing any driver's license or facsimile of one for the purpose of distributing, reselling, reusing, or manipulating the license is a class 3 misdemeanor. 42-2-136 (6) (b)

Identification Cards

102. **Violations.** Violating any of the provisions of law regarding identification cards issued by Department of Revenue is a class 3 misdemeanor. 42-2-310

Elements of Offense

C.R.S. Citation

Regulation of Vehicles and Traffic

103. **Unlawful removal or use of tow-truck signage.** Any person, other than a towing carrier or a peace officer, commits the crime of unlawful removal of tow-truck signage if: (1) a towing carrier has placed a tow-truck warning sign on or near the driver-side window of a vehicle to be towed; (2) the vehicle to be towed is within 50 feet of the towing carrier; and (3) the person removes the tow-truck warning sign from the vehicle before the tow is completed. Unlawful removal of tow-truck signage is a class 3 misdemeanor. 42-4-241 (2)
- Any person who places a tow-truck warning sign on a vehicle when the vehicle is not in the process of being towed or when the vehicle is occupied commits the crime of unlawful usage of tow-truck signage, which is a class 3 misdemeanor. 42-4-241 (2)
104. **Permits for excess size and weight and for manufactured homes.** The second or subsequent offense of moving, providing for the movement of, or assisting with the movement of a manufactured home without being the holder of a paid valorem tax certificate and a transportable manufactured home permit is a class 3 misdemeanor. 42-4-510 (12) (b)
105. **Theft discovered - duties - liability.** A person who submits an inquiry to the Colorado Motor Vehicle Verification System and who fails to report to the nearest law enforcement agency when the system identifies a motor vehicle as stolen commits a class 3 misdemeanor. 42-4-2204 (3)

Automobile Theft Law

106. **Violations.** Violating any of the provisions of Part 1 of Article 5 of Title 42 regarding automobile theft is a class 3 misdemeanor, unless otherwise specified. 42-5-108

Disposition of Personal Property

107. **Impounded vehicles.** An owner, operator, or employee of a garage or service station or an appointed custodian who releases an impounded vehicle without an official release from the Colorado State Patrol or a bona fide court order commits a class 3 misdemeanor. 42-13-105

Transportation of Hazardous and Nuclear Materials

108. **Violations.** Violating a rule or regulation promulgated pursuant to section 42-20-104 regarding the transportation of hazardous and nuclear materials is a class 3 misdemeanor. 42-20-109 (1)
- Failing to give immediate notice to law enforcement of a hazardous materials spill that occurs when transporting hazardous materials as cargo is a class 3 misdemeanor. 42-20-113 (4)