

**First Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 25-0642.01 Jacob Baus x2173

HOUSE BILL 25-1171

HOUSE SPONSORSHIP

Bird and Boesenecker, Armagost, Duran, Lindstedt, Lukens, McCluskie, McCormick, Smith, Woodrow

SENATE SPONSORSHIP

Hinrichsen,

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A BILL FOR AN ACT

101 **CONCERNING ADDING MOTOR VEHICLE THEFT TO THE LIST OF**
102 **OFFENSES THAT APPLY TO THE OFFENSE OF POSSESSION OF**
103 **WEAPONS BY PREVIOUS OFFENDERS.**

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://leg.colorado.gov>.)

Under current law, it is illegal for a person to possess a firearm if the person was convicted of or adjudicated for certain felonies. The bill adds motor vehicle theft in the first, second, and third degree to the list of violations that prohibit a person from possessing a firearm.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
3rd Reading Unamended
April 21, 2025

HOUSE
Amended 2nd Reading
April 17, 2025

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

2 **SECTION 1.** In Colorado Revised Statutes, 18-12-108, **add (3.5),**
3 **(7)(n.5)** as follows:

4 **18-12-108. Possession of weapons by previous offenders.**

5 **(3.5) (a)** IF AT LEAST TEN YEARS HAVE PASSED SINCE THE DATE OF THE
6 FINAL DISPOSITION OF ALL CRIMINAL PROCEEDINGS AGAINST THE PERSON
7 FOR THE CONVICTION OF MOTOR VEHICLE THEFT IN THE FIRST DEGREE IN
8 VIOLATION OF SECTION 18-4-409 (2) OR THE CONVICTION OF ATTEMPT OR
9 CONSPIRACY TO COMMIT MOTOR VEHICLE THEFT IN THE FIRST DEGREE, OR
10 SINCE THE RELEASE OF THE PERSON FROM SUPERVISION FOR THE
11 CONVICTION OF MOTOR VEHICLE THEFT IN THE FIRST DEGREE IN VIOLATION
12 OF SECTION 18-4-409 (2) OR THE RELEASE OF THE PERSON FROM
13 SUPERVISION FOR THE CONVICTION OF ATTEMPT OR CONSPIRACY TO
14 COMMIT A MOTOR VEHICLE THEFT IN THE FIRST DEGREE, WHICHEVER IS
15 LATER, THEN THE PERSON MAY PETITION THE COURT FOR AN ORDER
16 DETERMINING THAT SUBSECTION (1) OF THIS SECTION DOES NOT APPLY TO
17 THE PERSON IF THE PERSON LEGALLY POSSESSES, USES, OR CARRIES UPON
18 THEIR PERSON A FIREARM AS DEFINED IN SECTION 18-1-901 (3)(h) OR ANY
19 OTHER WEAPON THAT IS SUBJECT TO THIS ARTICLE 12.

20 **(b)** A COURT SHALL ENTER AN ORDER DETERMINING THAT
21 SUBSECTION (1) OF THIS SECTION DOES NOT APPLY TO A PERSON
22 DESCRIBED IN SUBSECTION (3.5)(a) OF THIS SECTION UPON THE PROPER
23 REQUEST OF THE PERSON PURSUANT TO SUBSECTION (3.5)(a) OF THIS
24 SECTION.

25 **(7)** In addition to a conviction for felony crime as defined in
26 section 24-4.1-302 (1), a felony conviction or adjudication for one of the

1 following felonies prohibits a person from possessing, using, or carrying
2 upon the person a firearm as defined in section 18-1-901 (3)(h) or any
3 other weapon that is subject to this article 12 pursuant to subsection (1)
4 or (3) of this section:

5 (n.5) MOTOR VEHICLE THEFT IN THE FIRST DEGREE IN VIOLATION
6 OF SECTION 18-4-409;

7

8 **SECTION 2. Applicability.** This act applies to offenses
9 committed on or after the effective date of this act.

10 **SECTION 3. Safety clause.** The general assembly finds,
11 determines, and declares that this act is necessary for the immediate
12 preservation of the public peace, health, or safety or for appropriations for
13 the support and maintenance of the departments of the state and state
14 institutions.