Sanctuary #g [2024-2026 #86 reworked as constitutional]

Be it enacted by the People of the State of Colorado:

**SECTION 1.** In the constitution of the state of Colorado, add section 18 to article XVIII as follows:

Section 18. Notification requirements for felons and violent offenders unlawfully present in the United States

(1) **Definitions.** As used in this section, unless the context otherwise requires, "Law enforcement" means:

(a) A CERTIFIED PEACE OFFICER DESCRIBED IN SECTION 16-2.5-101 WHO IS EMPLOYED BY A LAW ENFORCEMENT AGENCY;

(b) A CORRECTIONAL OFFICER; OR

(c) AN ATTORNEY OR INVESTIGATOR WHO IS EMPLOYED BY A DISTRICT ATTORNEY.

(2) Requirement to notify upon charging. Notwithstanding any other provision of Colorado Law, Law ENFORCEMENT SHALL NOTIFY THE FEDERAL DEPARTMENT OF HOMELAND SECURITY WITHIN SEVENTY-TWO HOURS OF CHARGING THE PERSON WITH A CRIME IF:

(a) THE PERSON IS NOT LAWFULLY PRESENT IN THE UNITED STATES OR THE STATUS OF THE PERSON'S LAWFUL PRESENCE IS UNKNOWN AFTER A REASONABLE ATTEMPT TO DETERMINE IT HAS BEEN MADE BY LAW ENFORCEMENT; AND

(b) EITHER:

(I) The person is charged with a crime of violence as defined by Colorado statute; or

(II) THE PERSON HAS BEEN CONVICTED OF A PRIOR FELONY.