

L A W S

PASSED AT THE

EIGHTH SESSION

OF THE

G E N E R A L A S S E M B L Y

OF THE

STATE OF COLORADO,

CONVENED AT DENVER,

ON THE

SEVENTH DAY OF JANUARY, A. D. 1891.

PUBLISHED BY AUTHORITY.

COLORADO SPRINGS, COLO.:
THE GAZETTE PRINTING CO., STATE PRINTERS,
1891.

CRIMINAL CODE.

(S. B. 192.)

AN ACT

TO AMEND SECTION ONE HUNDRED AND EIGHTY-TWO (182) OF CHAPTER TWENTY-FIVE (25) OF THE GENERAL STATUTES OF THE STATE OF COLORADO, ENTITLED "CRIMINAL CODE" BEING GENERAL SECTION EIGHT HUNDRED AND SEVENTY (870) AS THE SAME WAS AMENDED APRIL 10, 1885.

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

SECTION 1. That Section 182 of Chapter XXV of the General Statutes of Colorado, entitled "Criminal Code" being general section 870, as the same was amended April 10, 1885, be, and the same is hereby amended so as to read as follows: SECTION 182. If any person, or persons shall within any city, town or village in this State, whether the same is incorporated or not carry concealed upon his, her Carrying concealed weapons. or their person any pistol, revolver, derringer, bowie-knife, razor, dagger, sling-shot or other deadly weapon, such person, or persons shall upon conviction thereof before any police magistrate or justice of the peace, be punished by Penalty. imprisonment in the county jail for a term not exceeding thirty days, or by a fine of not more than fifty dollars with costs or by both such fine and imprisonment, in the discretion of the court; and in case any such fine is not paid, the offender may be committed to, and confined in the county, or city jail one day for each two dollars of such fine, or until such fine is paid in money or by such confinement. The foregoing provisions shall not apply to any sheriff, or deputy sheriff, constable, policeman or other peace officer within their county, or while upon duty; but such officers shall have and produce upon demand, a certificate from the proper authority, showing that they are officers within this exception; or, in default thereof, may be fined to the same extent and in the same manner as is hereafter provided in this section. It is hereby made the duty of all sheriffs, deputy sheriffs, Provisions of this act not applicable to peace officers on duty. constables, marshals, policemen and detectives to search, without a warrant all persons suspected of violating this section, and to arrest, without a warrant, all persons found violating the provisions of this section, and to bring him, her or them before the nearest justice of the peace or police magistrate, to be summarily tried for such offense. Officer may search and arrest without warrant.

Penalty for
neglect or
refusal of
officer to act.

In case any sheriff, deputy sheriff, constable or policeman shall fail, neglect or refuse to search any person or persons suspected of violating this section, upon the request of any reputable freeholder of the county such officer so failing, neglecting or refusing to search such person or persons as requested, and to arrest in such case, if this section is being violated shall be liable to a fine of not less than twenty-five dollars and costs of suit for each failure or refusal to act, to be recoverable in a suit before a justice of the peace on complaint of the freeholder making such request; one-half of such fine to be paid to complainant, and the balance to be paid to the school fund in the district in which complainant is a tax-payer. All concealed weapons taken from parties violation [violating] this section, shall be forfeited to the county, and confiscated and sold at auction for the benefit of the school fund of the county in which the offense is committed.

Weapons confiscated and
sold for benefit
of school fund.

Emergency.

SEC. 2. In the opinion of this general assembly, an emergency exists; therefore this act shall be in force and take effect from and after its passage.

Approved April 10th, 1891.

CRIMINAL CODE.

(H. B. 215.)

AN ACT

IN RELATION TO THE LARCENY OF LIVE STOCK AND PROVIDING PENALTIES THEREFOR.

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

Larceny of
live stock.

SECTION 1. Any person who shall steal, embezzle or unlawfully kill, sell, drive, lead or ride away, or in any manner unlawfully deprive the owner of the immediate possession of any neat cattle, horse, mule, sheep, goat, swine or ass, or any person who shall steal, embezzle or unlawfully kill, sell, drive, lead or ride away, or in any manner unlawfully apply to his own use any neat cattle, horse, mule, goat, sheep, ass or swine, the owner of which is unknown, or any person who shall purchase from any one knowing that he has not the lawful right to sell and