

Index

ABSENCE

Voluntary absence from trial as evidence of guilt, **Chapter 2, Rules Evid § 402**

ABSTRACTS

State government, prior abstracts as evidence when original records destroyed,
§ 24-72-111

ABUSE OF CHILDREN

Criminal Code, §§ **18-6-401.1, 18-6-401.3**

Evidence, crimes, §§ **13-25-129, 18-6-401.1, 18-6-401.3**

Generally, §§ **19-3-207 to 19-3-311**

ACKNOWLEDGED INSTRUMENTS AS EVIDENCE

Property, § **38-35-104**

ACT OR ACTS

Character, objections to admissibility of specific acts, **Chapter 6, Rule 405**

ADJUDICATIVE FACTS JUDICIALLY NOTICED

Generally, **Rules Evid § 201**

ADJUDICATORY PROCEDURES

Children's Code, juvenile justice system, §§ **19-2-802, 19-2-803**

ADMINISTRATIVE HEARINGS

Rules of Evidence, applicability, **Chapter 2, Rules Evid § 1101**

ADMISSION OR ADMISSIBILITY OF EVIDENCE

Alleged victim of sexual misconduct, sexual conduct or predisposition, objections to admissibility, **Chapter 6, §§ 13-25-131, 18-3-407**

Burden of proof, **Chapter 2, Rules Evid § 104**

Character, other crimes evidence not admissible to prove, **Chapter 6**

Children, this index

Commercial packaging, § **13-25-137**

Criminal history, **8-2-201**

Discussions of Pleas Inadmissible, this index

Documents arising from environmental self-evaluation, § **13-25-126.5**

Drivers' licenses, admission of records in court, § **42-2-121**

Electronic records and signatures, § **13-25-134**

Exhibits, **Rules Evid § 901-903**

Getting evidence admitted, authors' comments, **Chapter 2, Rules Evid § 103**

Insufficient matters, other crimes evidence, objections to admissibility, **Chapter 6**

Intent to offer other crimes evidence, insufficient notice, objections to admissibility, **Chapter 6**

Legal basis for admission, proponent's burden, **Chapter 2, Rules Evid § 103**

ADMISSION OR ADMISSIBILITY OF EVIDENCE—Cont'd

Limited admissibility

Authors' comments, **Chapter 2, Rules Evid § 105**

Generally, **Rules Evid § 105**

Notice of intent to offer other crimes evidence insufficient, objections to admissibility, **Chapter 6**

Objections to admissibility, **Chapter 6**

Offering of other crimes evidence, objections to admissibility, **Chapter 6**

Official records, **Chapter 2, Rules Evid § 1005**

Other crimes evidence, objections to admissibility, **Chapter 6**

Other evidence of contents of writings, recordings and photographs

Authors' comments, **Chapter 2, Rules Evid § 1004**

Generally, **Rules Evid § 1004**

Plea discussions and agreements in criminal proceedings, fact of discussion and agreement not admissible, **§ 16-7-303**

Prenatal alcohol and drug screening, **§ 13-25-136**

Product liability actions, inadmissible evidence of damages, **§ 13-21-404**

Property, certificate of death when properly recorded may be admitted as evidence, **§ 38-35-112**

Relevant evidence

Authors' comments, **Chapter 2, Rules Evid § 402**

Generally, **Rules Evid § 401-411**

Searches and seizures, criminal proceedings, §§ **16-3-308, 16-3-309**

Sexual conduct or predisposition of alleged victim of sexual misconduct, objections to admissibility, **Chapter 6, §§ 13-25-131, 18-3-407**

State government, public records, **§ 24-72-110**

Summaries of voluminous writings, recordings or photographs, **Chapter 2, Rules Evid § 1006**

Telecommunications devices for deaf persons, **§ 13-25-133**

Teletype, **§ 13-25-133**

Undisputed point, other crimes evidence offered for, objections to admissibility, **Chapter 6**

Uniform Commercial Code, sales remedies, **§ 4-2-724**

Victim of sexual misconduct, sexual conduct or predisposition, objections to admissibility, **Chapter 6, §§ 13-25-131, 18-3-407**

Weight and credibility vs. admissibility, **Chapter 2, Rules Evid § 104**

Witnesses, objections to admissibility, **Chapter 6**

ADMISSIONS OF PARTY

Authors' comments, **Chapter 2, Rules Evid § 1007**

Generally, **Rules Evid § 1007**

Hearsay, admissions by party opponent, **Chapter 2, Rules Evid § 801**

Out-of-court admission of contents, **Chapter 2, Rules Evid § 1007**

ADULTS

At-risk adults, Criminal Code, **§ 18-6.5-104**

ADVERSE INFERENCE FROM INVOCATION OF PRIVILEGE

Witnesses, objections to admissibility, **Chapter 6**

INDEX

ADVERSE PARTY

Witnesses, examination of party to record by adverse party, § 13-90-116

ADVERSE POSSESSION OF REAL PROPERTY

Evidence, § 38-41-103

AFFIDAVITS

Evidence of lost deed, bond or note, § 13-25-113

AFFIRMATION OR OATH OF WITNESSES

Witnesses, this index

AGAINST-INTEREST STATEMENTS

Evidence Rules, hearsay exceptions, **Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(3)**

AGENTS

Admissions by agents, **Chapter 2, Rules Evid § 801**

Statute of frauds, signatures, §§ 38-10-109, 38-10-116

AGREEMENTS

Contracts or Agreements, this index

AGRICULTURE

Livestock brands and branding, statutes, §§ 35-43-101 to 35-43-109

ALCOHOL

Intoxication, responsibility under Criminal Code, § 18-1-804

Prenatal alcohol and drug screening, admissibility of evidence, § 13-25-136

Vehicles and traffic, regulation, § 42-4-1303

ALLEGATIONS

Unfair Practices Act, § 6-2-107

AMBIGUOUS QUESTIONS

Authors' comment, **Chapter 2, Evid. Rule § 611**

Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

AMENDMENT OR CHANGE

Statute of frauds, no change of possession, § 38-10-114

ANCIENT DOCUMENTS

Authentication, **Chapter 2, Rules Evid § 901**

Hearsay, **Chapter 2, Rules Evid § 803**

ANIMATIONS

Computer-created, **Chapter 2, Rules Evid § 402**

ANSWERS OR RESPONSES

Asked and answered, objection to form of question to witness, **Chapter 6, Rule 611(a)**

Common objections and responses, **Chapter 6**

Nonresponsive answer, objections to admissibility, **Chapter 6, Rule 611**

APPEAL AND REVIEW

- Deference to trial court discretion, **Chapter 2, Rules Evid § 403**
- Motion in limine, preserving right to appeal, **Chapter 2, Rules Evid § 103**
- Rulings on evidence, harmless and plain error, **Chapter 2, Rules Evid § 103**

APPLICABILITY

- Rules of Evidence
 - Authors' comments, **Chapter 2, Rules Evid § 1101**
 - Generally, **Rules Evid § 1101**

APPOINTMENT

- Experts, appointment by court
 - Generally, **Rules Evid § 706**
- Interpreters for hearing impaired persons, witnesses, §§ **13-90-201 to 13-90-210**

ARBITRATION

- Rules of Evidence, inapplicability, **Chapter 2, Rules Evid § 1101**
- Uniform Arbitration Act, witnesses, subpoenas and depositions, § **13-22-209**

ARGUMENTATIVE QUESTIONS

- Authors' comments, **Chapter 2, Evid. Rule § 611**
- Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

ASKED AND ANSWERED

- Authors' comment, **Chapter 2, Evid. Rule § 611**
- Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

ASSAULT

- Sexual Assault, this index
- Vehicular assault, Criminal Code, § **18-3-205**

ASSESSMENT

- Evidence, § **13-25-108**
- Records, water and irrigation, § **37-5-115**

ASSIGNMENT OF TRUST

- Statute of frauds, § **38-10-118**

ASSUMED FACTS NOT IN EVIDENCE

- Authors' comment, **Chapter 2, Evid. Rule § 611**
- Objection to form of question to witness, **Chapter 6, Rule 611(a)**

AT-RISK ADULTS

- Criminal Code, § **18-6.5-104**

ATTORNEYS

- Witnesses, attorney-client privilege, **Chapter 6**

AUCTION

- Statute of frauds, goods sold at auction, § **38-10-113**

INDEX

AUTHENTICATION

- Ancient documents, **Chapter 2, Rules Evid § 901**
- Animations and models, **Chapter 2, Rules Evid § 901**
- Authors' comments, **Chapter 2, Rules Evid § 901-903**
- Chain of custody, **Chapter 2, Rules Evid § 901**
- Data compilation, **Chapter 2, Rules Evid § 901**
- Direct knowledge, **Chapter 2, Rules Evid § 901**
- Discretion of trial court, **Chapter 2, Rules Evid § 901**
- Generally, **Rules Evid § 901-903**
- Insufficient authentication, objections to admissibility, **Chapter 6, Rules 901, 902**
- Photograph, motion picture, videotape or sound recording not authenticated, objections to admissibility, **Chapter 6, Rule 901**
- Public records or reports, **Chapter 2, Rules Evid § 901**
- Standard for authentication, **Chapter 2, Rules Evid § 901**
- Telephone conversations, **Chapter 2, Rules Evid § 901**

AUTHORITY

- Power or Authority, this index

AVAILABILITY OR UNAVAILABILITY OF DECLARANT

- Hearsay, this index

BARGAINING

- Evidence Rules, objections to admissibility of plea bargaining, **Chapter 6, Rule 410**

BEHAVIOR

- Federal Rules of Evidence, relevance of alleged victim's past sexual behavior in sex offense cases, **Chapter 5, Rule 412**

BELIEFS

- Religious Beliefs or Opinions of Witnesses, this index

BEST EVIDENCE

- Not being offered, objections to admissibility, **Chapter 6, Rules 1001, 1002**

BIAS

- Impeachment of Witnesses, this index

BLOOD TEST

- Refusal to submit, relevance, **Chapter 2, Rules Evid § 402**

BOLSTERING

- Evidence Rules, objections to admissibility, **Chapter 6, Rules 607, 608, 801(d)(1)(B)**
- Rehabilitation of witness, no bolstering before attack, **Chapter 2, Rules Evid § 608**

BONDS

- Evidence of lost bond, **§ 13-25-113**

BRANDS AND BRANDING

- Livestock, statutes, **§§ 35-43-101 to 35-43-109**

BURDEN OF PROOF

Establishing admissibility, **Chapter 2, Rules Evid § 104**

Extrinsic act evidence, **Chapter 2, Rules Evid § 404**

Hearsay exceptions, **Chapter 2, Rules Evid § 803**

BURDENS IN CONTESTED CASES

Probate statutes, formal testacy proceedings, § **15-12-407**

BUSINESS MATTERS

Domestic relations statutes, rights of married women in their separate businesses,
§ **14-2-203**

Records. Business Records, this index

BUSINESS RECORDS

Computer-generated records as business records, **Chapter 2, Rules Evid § 803**

Evidence Rules, checklists and foundations for hearsay exceptions, **Chapter 5, Rule 803(6)**

Hearsay exception, **Chapter 2, Rules Evid § 803**

Uniform Photographic Records Act, § **13-26-102**

CALLING OF WITNESSES BY COURT

Generally, **Rules Evid § 614**

CAPACITY

Evidence Rules, checklists and foundations for impeachment of witnesses,
Chapter 5, Rules 607-613

CAPTURED PERSON

Evidence, § **13-25-122**

CERTIFICATES AND CERTIFICATION

Copies. Certified Copies, this index

Death certificates. Certificates of Death, this index

Head officer, § **13-25-115**

Property, §§ **38-30-155, 38-35-112**

Publisher, § **13-25-114**

Register, patents, § **13-25-105**

Vital statistics, statutes, §§ **25-2-110, 25-2-117**

CERTIFICATES OF DEATH

Property, properly recorded certificate may be admitted as evidence, § **38-35-112**

Vital statistics, § **25-2-110**

CERTIFIED COPIES

Property, certified copy of record as evidence of title, § **38-30-155**

Vital statistics, § **25-2-117**

CHAIN OF CUSTODY

Authors' comments, **Chapter 2, Rules Evid § 901**

Not established, objections to admissibility, **Chapter 6, Rule 901**

CHANGE

Amendment or Change, this index

INDEX

CHARACTER EVIDENCE

- Authors' comments, **Chapter 2, Rules Evid § 404**
- Checklists and foundations, **Chapter 5, Rules 404, 405**
- Civil cases, **Chapter 2, Rules Evid § 404**
- Conduct of persons
 - Character offered as circumstantial evidence of conduct, **Chapter 2, Rules Evid § 405**
 - Generally, **Rules Evid § 404**
- Criminal cases, **Chapter 2, Rules Evid § 404**
- Exclusions or exemptions
 - Generally, **Rules Evid § 404**
- Inadmissibility, **Chapter 6, Rules 404(a), 405**
- Methods of proving character
 - Authors' comments, **Chapter 2, Rules Evid § 405**
 - Character offered as circumstantial evidence of conduct, **Chapter 2, Rules Evid § 405**
 - Generally, **Rules Evid § 405**
- Other Crimes or Misconduct, this index
- Rebuttal evidence, **Chapter 2, Rules Evid § 405**
- Relevancy
 - Generally, **Rules Evid § 404, 405**
- Reputation, **Chapter 2, Rules Evid § 405**
- Specific acts inadmissible, **Chapter 6, Rule 405**
- Victim's character, **Chapter 2, Rules Evid § 404**
- Witnesses
 - Authors' comment, **Chapter 2, Rules Evid § 608**
 - Disposition for truthfulness or untruthfulness, **Chapter 2, Rules Evid § 608**
 - Generally, **Rules Evid § 608**
 - Impeachment of witnesses, checklists and foundations, **Chapter 5, Rules 607-613**
 - Objections to admissibility, **Chapter 6, Rule 405**
 - Rehabilitation of witness, no bolstering before attack, **Chapter 2, Rules Evid § 608**

CHECKLISTS

- Evidence Rules, **Chapter 5**

CHILDREN

- Abuse of Children, this index
- Adjudicatory procedures, juvenile justice system, §§ **19-2-802, 19-2-803**
- Admissibility of evidence
 - Adjudicatory procedures, juvenile justice system, § **19-2-803**
 - Dependency and neglect, § **19-3-207**
- Color photographs, evidence of abuse, § **19-3-306**
- Crimes against children
 - Abuse, §§ **18-6-401.1, 18-6-401.3**
 - Sex offenses, § **18-3-411**
- Dependency, §§ **19-3-207 to 19-3-311**
- Domestic Relations, this index

CHILDREN—Cont'd

Entry into juvenile justice system, § 19-2-511

Evidence

Abuse of children, §§ 13-25-129, 18-6-401.1, 18-6-401.3

Adjudicatory procedures, juvenile justice system, §§ 19-2-802, 19-2-803

Dependency and neglect, §§ 19-3-207 to 19-3-311

Genetic tests to determine parentage, § 13-25-126

Sex crimes against children, §§ 13-25-129, 18-3-411

Witnesses, §§ 13-90-109, 13-90-117.5

Hearsay statute, Chapter 2, Rules Evid § 803, § 13-25-129

Leading questions, Chapter 2, Rules Evid § 611

Neglect, §§ 19-3-207 to 19-3-311

Privileges

Criminal Code, abuse of children, § 18-6-401.1

Evidence of child abuse or neglect not privileged, Children's Code, § 19-3-311

Sex offenses against children, § 18-3-411

Sex crimes against children, §§ 13-25-129, 18-3-411

Statements, entry into juvenile justice system, § 19-2-511

Statutes, §§ 19-2-511 to 19-3-311

Witnesses, §§ 13-90-109, 13-90-117.5

X-rays, evidence of abuse, § 19-3-306

CHOICE OF LAW

Privileges, Chapter 2, Rules Evid § 501

CITIES AND TOWNS

Municipal Government, this index

CIVIL PROCEDURE RULES

Affidavits, Rules Civ Proc 108

Depositions, use in court proceedings, Rules Civ Proc 32

Determination of foreign law, Rules Civ Proc 44.1

Evidence

Depositions, use in court proceedings, Rules Civ Proc 32

Generally, Rules Civ Proc 43

Official record, Rules Civ Proc 44

Subpoenas, Rules Civ Proc 45

Foreign law determination, Rules Civ Proc 44.1

Official record, proof of, Rules Civ Proc 44

Subpoenas, Rules Civ Proc 45

Use of depositions in court proceedings, Rules Civ Proc 32

CLAIMS

Evidence Rules, objections to admissibility of other claims by plaintiff, Chapter 6, Rules 401-403

CLERGY-COMMUNICANT PRIVILEGE

Witnesses, objections to admissibility, Chapter 6

COERCION

Permissible evidence to impeach verdict, Chapter 2, Rules Evid § 606

INDEX

COLLATERAL MATTER IMPEACHMENT

Evidence Rules, objections to admissibility, **Chapter 6, Rules 403, 607**

COLOR PHOTOGRAPHS

Children's Code, evidence of child abuse, § **19-3-306**

COMMENTING ON EVIDENCE

Judge's comments, **Chapter 2, Rules Evid § 605**

COMMENT ON INVOCATION OF PRIVILEGE

Witnesses, objections to admissibility, **Chapter 6**

COMMERCIAL PACKAGING

Admission or admissibility of evidence, § **13-25-137**

COMMUNICATIONS

Crimes involving communications, § **18-9-305**

Domestic relations statutes, confidential communications in marriage counseling proceedings, § **14-12-105**

Ex parte order authorizing interception of wire, oral or electronic communications, criminal proceedings, § **16-15-102**

Witnesses, this index

COMPENSATION OF INTERPRETERS

Witnesses, §§ **13-90-113, 13-90-114, 13-90-210**

COMPETENCY

Incompetency, this index

Jury trials in criminal cases, inconsistent statement of witness, § **16-10-201**

Restoration to Competency, this index

Witnesses

Generally, **Rules Evid § 601, 605, 606**

Hypnosis as condition affecting competency, **Chapter 2, Rules Evid § 601**

Juror as witness. Jury and Jury Trial, this index

Mental health as condition affecting competency, **Chapter 2, Rules Evid § 601**

Presumption and determination of competency, **Chapter 2, Rules Evid § 601**

Youth as condition affecting competency, **Chapter 2, Rules Evid § 601**

COMPOUND QUESTIONS

Authors' comment, **Chapter 2, Evid. Rule § 611**

Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

COMPROMISE AND OFFERS TO COMPROMISE

Bar on evidence to prove liability, **Chapter 2, Rules Evid § 408**

Civil/criminal contexts, **Chapter 2, Rules Evid § 408**

Objections to admissibility, **Chapter 6, Rule 408**

Relevancy

Authors' comments, **Chapter 2, Rules Evid § 408**

Generally, **Rules Evid § 408**

CONCLUSIONS OF LAW

Evidence Rules, objections to admissibility of testimony, **Chapter 6, Rules 701, 702, 704**

CONDUCT OF PERSONS

Sexual conduct of alleged victim of sexual misconduct, objections to admissibility, **Chapter 6, §§ 13-25-131, 18-3-407**

CONFIDENTIAL OR CONFIDENTIALITY

Dispute Resolution Act, § **13-22-307**

Domestic relations statutes, marriage counseling proceedings, § **14-12-105**

Quality management functions, § **25-3-109**

CONFRONTATION

Hearsay and confrontation clause, **Chapter 2, Rules Evid § 802, Rules Evid § 804, Rules Evid § 807**

CONFUSION

Exclusion of relevant evidence

Authors' comments, **Chapter 2, Rules Evid § 403**

Generally, **Rules Evid § 403**

Issues, objections to admissibility, **Chapter 6, Rule 403**

Objection to form of question to witness, **Chapter 6, Rule 611(a)**

CONJECTURAL EXPERT OPINION

Evidence Rules, objections to admissibility, **Chapter 6, Rule 702**

CONSCIOUSNESS OF GUILT

Admissions by conduct, **Chapter 2, Rules Evid § 404**

Evidence of flight, **Chapter 2, Rules Evid § 402**

CONSENT TO TESTIFY

Witnesses, §§ **13-90-107, 13-90-108**

CONSIDERATION LACKING

Statute of frauds, § **38-10-120**

CONSISTENT STATEMENT

Prior consistent statement not admissible to rehabilitate witness, **Chapter 6**

CONSPIRACY

Statements in furtherance, **Chapter 2, Rules Evid § 801**

CONSTITUTION OF COLORADO

Crimes and criminal matters

Confrontation clause and hearsay, **Chapter 2, Rules Evid § 802, Rules Evid § 804, Rules Evid § 807**

Double jeopardy, **Const. Art. 2 § 18**

Imprisonment of witnesses, **Const. Art. 2 § 17**

Rights of defendant, **Const. Art. 2 § 16**

Self-incrimination, **Const. Art. 2 § 18**

Depositions, **Const. Art. 2 § 17**

Double jeopardy, **Const. Art. 2 § 18**

INDEX

CONSTITUTION OF COLORADO—Cont'd

- Due process of law, **Const. Art. 2 § 25**
- Election trial, no privilege to witness in, **Const. Art. 7, Const. Art. 7 § 9**
- Estates of suicides, **Const. Art. 2 § 9**
- Evidence
 - Against one's self, crimes, **Const. Art. 2 § 18**
 - Depositions, **Const. Art. 2 § 17**
- Imprisonment of witnesses, **Const. Art. 2 § 17**
- Jeopardy, crimes, **Const. Art. 2 § 18**
- No privilege to witness in election trial, **Const. Art. 7 § 9**
- Person, security of, **Const. Art. 2 § 7**
- Power, rulemaking, **Const. Art. 6 § 21**
- Privileges
 - No privilege to witness in election trial, **Const. Art. 7 § 9**
 - Self-incrimination, crimes, **Const. Art. 2 § 18**
- Property, security of, **Const. Art. 2 § 7**
- Rights of defendant, criminal prosecutions, **Const. Art. 2 § 16**
- Rulemaking power, **Const. Art. 6 § 21**
- Searches and seizures, **Const. Art. 2 § 7**
- Security of person and property, **Const. Art. 2 § 7**
- Self-incrimination, crimes, **Const. Art. 2 § 18**
- Special legislation prohibited, **Const. Art. 5 § 25**
- Suicides' estates, **Const. Art. 2 § 9**
- Treason, **Const. Art. 2 § 9**
- Warrants, **Const. Art. 2 § 7**
- Witnesses
 - Imprisonment of witnesses, **Const. Art. 2 § 17**
 - No privilege to witness in election trial, **Const. Art. 7 § 9**

CONSTRUCTION AND INTERPRETATION

- Authors' comments, **Chapter 2, Rules Evid § 102**
- Generally, **Rules Evid § 102**
- Statute of frauds, §§ **38-10-122, 38-10-123**
- Uniform Photographic Records Act, § **13-26-104**

CONTESTED CASES

- Probate statutes, burdens in contested cases, § **15-12-407**

CONTRACTS OR AGREEMENTS

- Evidence Rules, objections to admissibility of other contracts involving party,
Chapter 6, Rules 401-403
- Plea agreements in criminal proceedings, fact of agreement not admissible, § **16-7-303**
- Probate statutes, contracts concerning succession, § **15-11-514**
- Statute of Frauds, this index
- Uniform Commercial Code, this index

CONTRADICTION

- Evidence Rules, checklists and foundations for impeachment of witnesses,
Chapter 5, Rules 607-613

CONVERSATION OF DECEASED PARTNER

Witnesses, § 13-90-104

CONVEYANCES OF PROPERTY

Generally, §§ 38-35-102 to 38-35-112

Statute of frauds, §§ 38-10-101 to 38-10-106, 38-10-117, 38-10-119, 38-10-123

CONVICTION OF CRIME

Impeachment of Witnesses, this index

Prior conviction

Habitual criminal sentencing, evidence, § 18-1.3-802

Hearsay, **Chapter 2, Rules Evid § 803**

Witness impeachment, prior conviction inadmissible, **Chapter 6, § 13-90-101**

COORDINATION OF INTERPRETER REQUESTS

Witnesses, interpreters appointed for hearing impaired persons, § 13-90-205

COPIES OR DUPLICATES

Admissibility of duplicates

Authenticity of original in doubt, **Chapter 2, Rules Evid § 1003**

Authors' comments, **Chapter 2, Rules Evid § 1003**

Fairness, **Chapter 2, Rules Evid § 1003**

Generally, **Rules Evid § 1003**

Lost or destroyed original, **Chapter 2, Rules Evid § 1004**

Original instruments outside scope of rule, **Chapter 2, Rules Evid § 1003**

Variations from original, **Chapter 2, Rules Evid § 1003**

Wills, **Chapter 2, Rules Evid § 1003**

Certified Copies, this index

Patents, copy of record, § 13-25-110

CORPORATE RESOLUTIONS AND MINUTES

Evidence, § 13-25-120

COUNSEL

Witnesses, attorney-client privilege, **Chapter 6**

COUNSELING

Domestic relations statutes, marriage counseling, § 14-12-105

COURSE OF DEALING

Uniform Commercial Code, § 4-1-205

COURTS

Civil Procedure Rules, this index

Criminal Procedure Rules, this index

Functions of Court and Jury, this index

Interrogation of witnesses by court. Interrogation of Witnesses, this index

Judge as Witness, this index

Judicial Notice, this index

Orders, this index

Statute of frauds, enforcement of specific performance, § 38-10-110

Statutes, §§ 13-21-404 to 13-90-210

INDEX

COURTS—Cont'd

Witnesses, court's power to enforce subpoenas, § **13-90-112**

CREDIBILITY

Admissibility vs. weight and credibility, **Chapter 2, Rules Evid § 104**

Declarant's credibility. Hearsay, this index

Opinions about credibility, **Chapter 2, Rules Evid § 701, Rules Evid § 702**

Scope of cross-examination, **Chapter 2, Rules Evid § 611**

Witness credibility, **Chapter 2, Rules Evid § 401**

CREDIT

Criminal Code, presumption that extension of credit is extortionate, § **18-15-103**

Statute of frauds, credit agreements, § **38-10-124**

CREDITORS

Statute of frauds, §§ **38-10-111, 38-10-115, 38-10-117**

CRIMES AND CRIMINAL MATTERS

Character evidence, **Chapter 2, Rules Evid § 404**

Children, this index

Confrontation clause and hearsay, **Chapter 2, Rules Evid § 802, Rules Evid § 804, Rules Evid § 807**

Constitution of Colorado, this index

Conviction of Crime, this index

Insanity and incompetency, § **16-8-107**

Pleas, this index

Preliminary matters, testimony by accused not waiver, **Chapter 2, Rules Evid § 104**

Prenatal alcohol and drug screening, admissibility, § **13-25-136**

Presumptions in criminal cases, **Chapter 2, Rules Evid § 301**

Prior inconsistent statements, use as substantive evidence, **Chapter 2, Rules Evid § 613**

Rules of Criminal Procedure. Criminal Procedure Rules, this index

Searches and Seizures, this index

Sentence and Punishment, this index

Sex Crimes, this index

Statements against penal interest, hearsay exception, **Chapter 2, Rules Evid § 804**

Statutes, Generally, §§ **16-3-308 to 18-15-103**

Vehicles and Traffic, this index

Victims of Crimes, this index

CRIMINAL HISTORY

Admission or admissibility of evidence, **8-2-201**

CRIMINAL PROCEDURE RULES

Discovery, **Rules Crim Proc 15, 16**

Subpoenas, **Rules Crim Proc 6.1, 17**

CROSS-EXAMINATION OF WITNESSES

Beyond scope of direct, objections to admissibility, **Chapter 6, Rule 611(b)**

CROSS-EXAMINATION OF WITNESSES—Cont'd

Character evidence

Checklists and foundations, **Chapter 5, Rules 404, 405**

Defendant's character, opening the door to cross-examination, **Chapter 2, Rules Evid § 404**

Good faith basis for asking about specific acts, **Chapter 2, Rules Evid § 405**

Opinion/reputation witness, **Chapter 2, Rules Evid § 405, Rules Evid § 608**

Expert witnesses, **Chapter 2, Rules Evid § 705**

Impeachment of witnesses

Authors' comment, **Chapter 2, Rules Evid § 608**

Checklists and foundations, **Chapter 5, Rules 607-613**

Improper cross-examination of character witness as to specific acts, objections to admissibility, **Chapter 6, Rule 405**

Leading questions, **Chapter 2, Chapter 6, Rule 611(c), Rules Evid § 611**

Limitations, **Chapter 2, Rules Evid § 611**

Recross, **Chapter 2, Rules Evid § 611**

Right to cross-examine, **Chapter 2, Rules Evid § 611**

Scope of cross-examination, **Chapter 2, Rules Evid § 611**

CUMULATIVE EVIDENCE

Exclusion of relevant evidence, **Chapter 2, Rules Evid § 403**

Objections to admissibility, **Chapter 6, Rule 403**

CUSTODY

Evidence Rules, objections to admissibility since chain of custody not established, **Chapter 6, Rule 901**

Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**

DAMAGES

Fellow servant rule, abolition, § **8-2-201**

DATE

Time or Date, this index

DEAD MAN'S ACT

Authors' comments, **Chapter 2, Rules Evid § 601**

Evidence Rules, objections to admissibility, **Chapter 6, Rule 601**

DEAF OR HEARING IMPAIRED PERSONS

Telecommunications devices for deaf persons, inadmissibility of evidence, § **13-25-133**

Witnesses, appointment of interpreters, §§ **13-90-201 to 13-90-210**

DEATH

Certificates of Death, this index

Decedents' Estates, this index

Hearsay exception for unavailability, **Chapter 2, Rules Evid § 804**

Probate, trusts and fiduciaries, evidence of death or status, § **15-10-107**

Reports of death, § **13-25-121**

Witnesses, this index

INDEX

DECEDENTS' ESTATES

Constitution of Colorado, estates of suicides, **Const. Art. 2 § 9**

Witnesses, § **13-90-109**

DECISIONS

Evidence, reports of decisions, § **13-25-101**

DECLARATION OF PURPOSE

Searches and seizures in criminal proceedings, admissibility of evidence, § **16-3-308**

DEEDS

Lost deeds, § **13-25-113**

DEEMED REPORT

Evidence, § **13-25-123**

DEFAULT

Uniform Commercial Code, leases, § **4-2.5-507**

DEFINITIONS

Contents of writings, recordings and photographs

Generally, **Rules Evid § 1001**

Creditors, § **38-10-115**

Hearsay

Authors' comments, **Chapter 2, Rules Evid § 801**

Generally, **Rules Evid § 801**

Interpreters appointed for hearing impaired persons, § **13-90-202**

Relevant evidence

Generally, **Rules Evid § 401**

Unavailable, **Rules Evid § 804(a)**

Unlawful sexual offense, § **18-3-411**

DEGREE OF PROOF

Civil actions, § **13-25-127**

DELIVERY

Statute of frauds, no delivery, § **38-10-114**

DEMONSTRATIVE EVIDENCE

Generally, **Chapter 2, Rules Evid § 402**

DEPARTMENT OF HUMAN SERVICES

Witnesses, interpreters appointed for hearing impaired persons, § **13-90-203**

DEPENDENCY

Children's Code, §§ **19-3-207 to 19-3-311**

DEPOSITIONS

Civil Procedure Rules, use in court proceedings, **Chapter 2, Rules Civ Proc 32, Rules Evid § 804**

Constitution of Colorado, **Const. Art. 2 § 17**

Hearsay exception for former testimony, **Chapter 2, Rules Evid § 804**

Interstate Depositions and Discovery Act, this index

DEPOSITIONS—Cont'd

Uniform Arbitration Act, § **13-22-209**

Use of depositions

Civil Procedure Rules, **Rules Civ Proc 32**

Criminal actions, § **13-25-132**

Videotape depositions

Abused children, Criminal Code, § **18-6-401.3**

Criminal actions, use at trial, § **13-25-132**

DESTRUCTION OF RECORDS

State government, prior abstracts as evidence when original records destroyed,
§ **24-72-111**

DETERMINATIONS

Evidence, genetic tests to determine parentage, § **13-25-126**

Foreign Law Determination, this index

State government, rulemaking and licensing procedures by state agencies, § **24-4-105**

Statute of frauds, conveyance determinable at will of grantor void, § **38-10-103**

DEVISE OF TANGIBLE PERSONAL PROPERTY

Probate statutes, separate writing or memorandum, § **15-11-513**

DIRECT EXAMINATION OF WITNESSES

Cross-examination beyond scope of direct, objections to admissibility, **Chapter 6, Rule 611(b)**

Leading questions, objection to form of question to witness, **Chapter 6, Rule 611(c)**

DISCLOSURE

Experts and Expert Witnesses, this index

Prior inconsistent statement, must disclose contents of writing, objections to admissibility, **Chapter 6, Rule 613**

DISCOVERY

Criminal Procedure Rules, **Rules Crim Proc 15, 16**

Depositions, this index

Interstate Depositions and Discovery Act, this index

DISCUSSIONS OF PLEAS INADMISSIBLE

Authors' comments, **Chapter 2, Rules Evid § 410**

Generally, § **16-7-303**

DISHONOR OF NEGOTIABLE INSTRUMENTS

Uniform Commercial Code, § **4-3-505**

DISPUTE RESOLUTION ACT

Confidentiality, § **13-22-307**

DISTINCTIVE CHARACTERISTICS

Identification of objects, **Chapter 2, Rules Evid § 901**

DIVISION OF LABOR

Industrial Claim Appeals Office, rules of evidence, § **8-1-118**

INDEX

DOCUMENTARY EVIDENCE

Evidence Rules, checklists and foundations, **Chapter 5, Rules 401, 402, 901, 902**

DOCUMENTS ARISING FROM ENVIRONMENTAL SELF-EVALUATION

Admissibility of evidence, § **13-25-126.5**

DOMESTIC RELATIONS

Competent witness, spouse as, nonsupport, § **14-6-105**
Confidential communications, marriage counseling proceedings, § **14-12-105**
Counseling, marriage, § **14-12-105**
Criminal Code, §§ **18-6-401.1 to 18-6-801.5**
Custody, Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**
Enforcement, Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**
Jurisdiction, Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**
Nonsupport, § **14-6-105**
Private marriage counseling proceedings, § **14-12-105**
Rights of married women in their separate businesses, § **14-2-203**
Statutes, §§ **14-2-203 to 14-13-111**
Support
Nonsupport, § **14-6-105**
Uniform Interstate Family Support Act, § **14-5-316**
Taking testimony in another state, Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**
Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**
Uniform Interstate Family Support Act, § **14-5-316**
Witnesses
Nonsupport, spouse as competent witness, § **14-6-105**
Taking testimony in another state, Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**

DOMESTIC VIOLENCE

Evidence of similar transactions, § **18-6-801.5**
Prior acts, **Chapter 2, Rules Evid § 404**

DOUBLE JEOPARDY

Constitution of Colorado, **Const. Art. 2 § 18**

DRIVERS' LICENSES

Vehicles and traffic, § **42-2-121**

DRUG OFFENSES

Prenatal alcohol and drug screening, admissibility of evidence, § **13-25-136**
Vehicles and traffic, regulation, § **42-4-1303**

DUCES TECUM SUBPOENAS

Witnesses, power of court to enforce, § **13-90-112**

DUE PROCESS OF LAW

Constitution of Colorado, **Const. Art. 2 § 25**

DUPLICATES

Copies or Duplicates, this index

DUTIES

Sex Offender Registration Act, criminal proceedings, § **16-22-109**

Witnesses, duties of Department of Human Services regarding interpreters for hearing impaired persons, § **13-90-203**

DYING DECLARATIONS

Authors' comments, **Chapter 2, Rules Evid § 804**

Belief death was imminent, **Chapter 2, Rules Evid § 804**

Confrontation clause, **Chapter 2, Rules Evid § 804**

Federal rules compared, **Chapter 2, Rules Evid § 804**

Generally, § **13-25-119**

Hearsay exceptions, **Rules Evid § 804(b)(2)**

Rules of Evidence, **Rules Evid § 804(b)(2)**

EAVESDROPPING

Criminal proceedings, § **16-15-102**

ELECTION TRIAL

Constitution of Colorado, no privilege to witness, Const. Art. 7, **Const. Art. 7 § 9**

ELECTRONIC COMMUNICATIONS

Ex parte order authorizing interception, criminal proceedings, § **16-15-102**

ELECTRONIC RECORDS AND SIGNATURES

Admissibility of evidence, § **13-25-134**

ELIGIBILITY

Statute of frauds, trusts to establish or maintain eligibility for certain public assistance are void, § **38-10-111.5**

EMPLOYEES

Admissions by employees, **Chapter 2, Rules Evid § 801**

ENFORCEMENT

Local law enforcement agencies, Sex Offender Registration Act, § **16-22-109**

Statute of frauds, specific performance, § **38-10-110**

Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**

Witnesses, court's power to enforce subpoenas, § **13-90-112**

ENTRY INTO JUVENILE JUSTICE SYSTEM

Children's Code, § **19-2-511**

ENVIRONMENTAL SELF-EVALUATION

Documents arising from environmental self-evaluation, admissibility of evidence, § **13-25-126.5**

EQUIPMENT

Vehicles and traffic, regulation, § **42-4-237**

INDEX

ESTABLISH ELIGIBILITY

Statute of frauds, trusts to establish eligibility for certain public assistance are void, § **38-10-111.5**

ESTATE OF DECEDENTS

Decedents' Estates, this index

EXAMINATION OR EXAMINATIONS

Insanity and incompetency, criminal proceedings, § **16-8-106**

Witnesses, this index

EXCLUSIONS OR EXEMPTIONS

Communications crimes, § **18-9-305**

Hearsay exception, § **13-25-129**

Objections to evidence, **Chapter 2, Rules Evid § 103**

Relevant evidence, exclusion of

Generally, **Rules Evid § 403**

Authors' comments, **Chapter 2, Rules Evid § 403**

Statute of frauds, trusts to establish or maintain eligibility for certain public assistance are void, § **38-10-111.5**

Subsequent Remedial Measures, this index

Telecommunications devices for deaf persons and teletype, inadmissibility of evidence, § **13-25-133**

Uniform Photographic Records Act, § **13-26-103**

Vehicles and Traffic, this index

Witnesses, exclusion of. Witnesses, this index

EXHIBITS

Admission of exhibits, **Rules Evid § 901-903**

Authors' comments, **Chapter 2, Rules Evid § 402, Rules Evid § 901-903**

Offering exhibit, checklists and foundations, **Chapter 5, Rules 401, 402, 901, 902**

EX PARTE ORDER

Authorizing interception of wire, oral or electronic communications, criminal proceedings, § **16-15-102**

EXPENSES

Medical Expenses' Payment, this index

Payment of Expenses, this index

EXPERIMENTS

Testimony about, **Chapter 2, Rules Evid § 402**

EXPERTS AND EXPERT WITNESSES

Appointment by court

Authors' comments, **Chapter 2, Rules Evid § 706**

Generally, **Rules Evid § 706**

Authors' comments, **Chapter 2, Rules Evid § 702**

Basis of expert's opinion

Admissibility, relationship to hearsay and other rules, **Chapter 2, Rules Evid § 703**

EXPERTS AND EXPERT WITNESSES—Cont'd

Basis of expert's opinion—Cont'd

Authors' comments, **Chapter 2, Rules Evid § 703**

Evidence, opinions based on, **Chapter 2, Rules Evid § 703**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 703**

Firsthand knowledge, other testimony, or hypothetical questions, **Chapter 2, Rules Evid § 703**

Generally, **Rules Evid § 703**

Hearsay, objections to admissibility, **Chapter 6, Rule 703**

Opinions without proper bases, **Chapter 2, Rules Evid § 703**

Other information reasonably relied on by experts in field, **Chapter 2, Rules Evid § 703**

Sufficient basis lacking, objections to admissibility, **Chapter 6, Rule 702**

Checklists and foundations, **Chapter 5, Rule 702**

Claims requiring expert testimony, **Chapter 2, Rules Evid § 702**

Conclusions of law, objections to admissibility, **Chapter 6, Rules 702, 704**

Court-appointed. Appointment by court, above

Cross-examination of experts, **Chapter 2, Rules Evid § 705**

Disclosure of facts or data underlying opinion

Authors' comments, **Chapter 2, Rules Evid § 705**

Combined effect of Rules 703 and 705, **Chapter 2, Rules Evid § 705**

Generally, **Rules Evid § 705**

Mandatory vs. discretionary disclosure, **Chapter 2, Rules Evid § 705**

Experiments, testimony about, **Chapter 2, Rules Evid § 402**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 702**

Framework for decisions under Rule 702, **Chapter 2, Rules Evid § 702**

Generally, **Rules Evid § 702-706**

Hearsay, objections to admissibility, **Chapter 6, Rule 703**

Hypothetical questions, objections to admissibility, **Chapter 6, Rule 705**

Impeachment of experts, **Chapter 2, Rules Evid § 705**

Insufficient basis for opinion, objections to admissibility, **Chapter 6, Rule 702**

Lay Witnesses, this index

Probative value vs. prejudice or confusion, **Chapter 2, Rules Evid § 702**

Qualification

Checklists and foundations, **Chapter 5, Rule 702**

Objections to admissibility, **Chapter 6, Rule 702**

Questions assuming facts not support by inference from evidence, **Chapter 2, Evid. Rule § 611**

Reasonable reliability determination, **Chapter 2, Rules Evid § 702**

Reviewing expert's qualifications, **Chapter 2, Rules Evid § 702**

Shreck's four step analysis and continued vitality of pre-Shreck cases, **Chapter 2, Rules Evid § 702**

Similar injury evidence, **Chapter 2, Rules Evid § 702**

Speculative or conjectural opinion, objections to admissibility, **Chapter 6, Rule 702**

Ultimate issue

Authors' comments, **Chapter 2, Rules Evid § 704**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 704**

INDEX

EXPERTS AND EXPERT WITNESSES—Cont'd

Ultimate issue—Cont'd

Generally, **Rules Evid § 704**

Objections to admissibility, **Chapter 2, Chapter 6, Rule 704, Rules Evid § 704**

Unhelpful opinion, objections to admissibility, **Chapter 6, Rule 702**

Unqualified expert, objections to admissibility, **Chapter 6, Rule 702**

Usurpation of function of court or jury, **Chapter 2, Rules Evid § 702**

EXTENSION OF CREDIT

Presumption that extension of credit is extortionate, Criminal Code, § **18-15-103**

EXTORTION

Presumption that extension of credit is extortionate, Criminal Code, § **18-15-103**

EXTRINSIC EVIDENCE TO IMPEACH WITNESSES

Checklists and foundations, **Chapter 5, Rules 607-613**

Prior conduct, objections to admissibility, **Chapter 6, Rule 608**

Prior inconsistent statement, objections to admissibility, **Chapter 6, Rule 613(b)**

FACTS

Assumed facts not in evidence, objection to form of question to witness,

Chapter 6, Rule 611(a)

Hypothetical question to expert includes facts not in evidence, objections to admissibility, **Chapter 6, Rule 705**

Judicial notice, facts susceptible to, **Chapter 2, Rules Evid § 201**

Statute of frauds, intent as question of fact, § **38-10-120**

FAMILY HISTORY STATEMENT

Evidence Rules, hearsay exceptions, **Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(4)**

FEES

Patents, fees of recorder, § **13-25-112**

Vital statistics, certified copies, § **25-2-117**

FELLOW SERVANT RULE

Abolition, § **8-2-201**

FIDUCIARIES

Probate, Trusts and Fiduciaries, this index

FILMS OR MOTION PICTURES

Motion Pictures, this index

FINAL WRITTEN EXPRESSION

Uniform Commercial Code, this index

FINANCIAL RESPONSIBILITY LAW

Vehicles and traffic, § **42-7-504**

FIRM OFFERS

Uniform Commercial Code, sales, § **4-2-205**

FOREIGN LAW DETERMINATION

Civil Procedure Rules, **Rules Civ Proc 44.1**

FORMAL MATTERS

Requirements, sales under Uniform Commercial Code, § **4-2-201**

Testacy proceedings, probate statutes, § **15-12-407**

FORMER MATTERS

Prior Matters, this index

FORM OF QUESTION

Objections, **Chapter 6, Rule 611(a) and (c)**

FORM OR FORMAT

Affirmation, witnesses, § **13-90-117**

FOUNDATIONS

Generally, **Chapter 5**

FRAUDS, STATUTE OF

Statute of Frauds, this index

FUNCTIONS OF COURT AND JURY

Authors' comments, **Chapter 2, Rules Evid § 1008**

Generally, **Rules Evid § 1008**

Jury questions concerning documents, **Chapter 2, Rules Evid § 1008**

GAG ORDERS

Generally, **Chapter 2, Rules Evid § 615**

GANG MEMBERSHIP

Admissibility, **Chapter 2, Rules Evid § 404**

GENETIC TESTS TO DETERMINE PARENTAGE

Evidence, § **13-25-126**

GOODS SOLD AT AUCTION

Statute of frauds, § **38-10-113**

GOVERNMENT

Crimes involving governmental operations, § **18-8-610**

Municipal Government, this index

State Government, this index

GRANT OF AUTHORITY

Subject to reservation, § **13-25-128**

GRANTS, GRANTORS AND GRANTEES

Statute of frauds, §§ **38-10-102, 38-10-103, 38-10-111, 38-10-118**

GUILTY PLEA

Authors' comments, **Chapter 2, Rules Evid § 410**

Federal rule compared, **Chapter 2, Rules Evid § 410**

Offer to plead guilty, **Rules Evid § 410**

Withdrawn pleas, **Rules Evid § 410**

INDEX

HABIT

Objections to admissibility, **Chapter 6, Rule 406**

Relevancy

Authors' comments, **Chapter 2, Rules Evid § 406**

Generally, **Rules Evid § 406**

HABITUAL CRIMINALS

Sentencing, **§ 18-1.3-802**

HANDWRITING

Evidence, **§ 13-25-104**

Non-expert opinion, **Chapter 2, Rules Evid § 901**

HARASSMENT OF WITNESS

Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

HARMLESS ERROR

Rulings on evidence, **Chapter 2, Rules Evid § 103**

HEAD OFFICER

Evidence, certificate of head officer, **§ 13-25-115**

HEALTH

Vital statistics, statutes, **§§ 25-2-110, 25-2-117**

HEARING IMPAIRED PERSONS

Deaf or Hearing Impaired Persons, this index

HEARINGS

Evidentiary hearings outside jury's presence, **Chapter 2, Rules Evid § 103, Rules Evid § 104**

Probation revocation hearing, **§ 16-11-206**

Restoration to competency, criminal proceedings, **§ 16-8-114**

Sex crimes, evidentiary hearing regarding prior history of victim and witness, **§ 18-3-407**

State government, rulemaking and licensing procedures by state agencies, **§ 24-4-105**

HEARSAY

Admissions, **Chapter 2, Rules Evid § 801**

Adoption or silence, admissions by, **Chapter 2, Rules Evid § 801**

Agents and employees, admissions by, **Chapter 2, Rules Evid § 801**

Ancient documents, **Chapter 2, Rules Evid § 803**

Attacking credibility of declarant

Authors' comments, **Chapter 2, Rules Evid § 806**

Generally, **Rules Evid § 806**

Authors' comments, **Chapter 2, Rules Evid § 801-807**

Availability or unavailability of declarant

Absence, **Chapter 2, Rules Evid § 804**

Authors' comments, **Chapter 2, Rules Evid § 803, 804**

Death or infirmity, **Chapter 2, Rules Evid § 804**

HEARSAY—Cont'd

Availability or unavailability of declarant—Cont'd

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 803, 804**

Generally, **Rules Evid § 803, 804**

Lack of memory, **Chapter 2, Rules Evid § 804**

Privilege not to testify, invoking, **Chapter 2, Rules Evid § 804**

Refusal to testify, **Chapter 2, Rules Evid § 804**

Boundaries or general history, reputation concerning, **Chapter 2, Rules Evid § 803**

Character, reputation as to, **Chapter 2, Rules Evid § 803**

Child hearsay statute, **Chapter 2, Rules Evid § 803**

Coconspirator statements, **Chapter 2, Rules Evid § 801**

Confrontation clause and hearsay, **Chapter 2, Rules Evid § 802, Rules Evid § 804, Rules Evid § 807**

Credibility of declarant

Authors' comments, **Chapter 2, Rules Evid § 806**

Generally, **Rules Evid § 806**

Definitions

Generally, **Rules Evid § 801**

Authors' comments, **Chapter 2, Rules Evid § 801**

Exceptions

Authors' comments, **Chapter 2, Rules Evid § 803-807**

Burden of proof, **Chapter 2, Rules Evid § 803**

Checklists and foundations, **Chapter 5, Rules 803, 807**

Generally, **Rules Evid § 803-807**

Excited utterance, **Chapter 2, Rules Evid § 803**

Experts, objections to admissibility, **Chapter 2, Chapter 6, Rule 703, Rules Evid § 703**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 801**

Foreign language translation, **Chapter 2, Rules Evid § 801**

Former testimony exception, **Chapter 2, Rules Evid § 804**

Generally, **Rules Evid § 801-807, § 13-25-129**

Identification, statements of, **Chapter 2, Rules Evid § 801**

Immateriality of availability of declarant

Generally, **Rules Evid § 803**

Implied assertions, **Chapter 2, Rules Evid § 801**

Judgment of previous conviction, **Chapter 2, Rules Evid § 803**

Learned treatises, **Chapter 2, Rules Evid § 803**

Market reports, commercial publications, **Chapter 2, Rules Evid § 803**

Medical diagnosis or treatment, statements for purpose of, **Chapter 2, Rules Evid § 803**

Mental, emotional or physical condition, then existing, **Chapter 2, Rules Evid § 803**

Nontestimonial statements, **Chapter 2, Rules Evid § 802**

Objections to admissibility, **Chapter 6, Rules 703, 801, 802**

Personal or family history, reputation concerning, **Chapter 2, Rules Evid § 803**

Personal statement by party opponent, **Chapter 2, Rules Evid § 801**

Previous conviction, evidence of final judgment, **Chapter 2, Rules Evid § 803**

INDEX

HEARSAY—Cont'd

- Prior statements, **Chapter 2, Rules Evid § 801**
- Property interests, records of documents affecting, **Chapter 2, Rules Evid § 803**
- Public records and reports, **Chapter 2, Rules Evid § 803**
- Recorded recollection, **Chapter 2, Rules Evid § 803**
- Records of regularly conducted activity, **Chapter 2, Rules Evid § 803**
- Religious organization records, **Chapter 2, Rules Evid § 803**
- Reputation concerning personal or family history, **Chapter 2, Rules Evid § 803**
- Residual Hearsay Exception, this index
- Spontaneous present sense impression, **Chapter 2, Rules Evid § 803**
- State of mind of hearer or reader, **Chapter 2, Rules Evid § 801**
- Subsequent actions, statement offered to explain, **Chapter 2, Rules Evid § 801**
- Supporting credibility of declarant
 - Authors' comments, **Chapter 2, Rules Evid § 806**
 - Generally, **Rules Evid § 806**
- Treatises, **Chapter 2, Rules Evid § 803**
- Unavailability. Availability or unavailability of declarant, above
- Verbal acts, **Chapter 2, Rules Evid § 801**
- Vital statistics records, **Chapter 2, Rules Evid § 803**
- Within hearsay
 - Authors' comments, **Chapter 2, Rules Evid § 805**
 - Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 805**
 - Generally, **Rules Evid § 805**

HEIRS

- Statute of frauds, conveyances void against heirs, § **38-10-119**

HISTORY

- Evidence Rules, hearsay exception for statement of personal or family history,
Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(4)
- Sex crimes, prior history of victim and witness, § **18-3-407**

HOMICIDE

- Vehicular homicide, Criminal Code, § **18-3-106**

HOSPITAL EXPENSES

- Payment of expenses, objections to admissibility, **Chapter 6, Rule 409**

HUMAN SERVICES DEPARTMENT

- Witnesses, interpreters appointed for hearing impaired persons, § **13-90-203**

HUSBAND AND WIFE

- Spouses, this index

HYPNOSIS

- Post-hypnotic testimony, **Chapter 2, Rules Evid § 601**

HYPOTHETICAL QUESTIONS TO EXPERT

- Evidence Rules, objections to admissibility, **Chapter 6, Rule 705**

IDENTIFICATION AND IDENTITY

- Distinctive characteristics, **Chapter 2, Rules Evid § 901**

IDENTIFICATION AND IDENTITY—Cont'd

Generally, **Rules Evid § 901-903**

Habitual criminal sentencing, evidence of prior convictions, § **18-1.3-802**

Hearsay, statements of identity, **Chapter 2, Rules Evid § 801**

Insufficient, objections to admissibility, **Chapter 6, Rules 901, 902**

Other misconduct, admissibility to show identity, **Chapter 2, Rules Evid § 404**

Probate statutes, separate writing or memorandum identifying devise of tangible personal property, § **15-11-513**

Voice identification, **Chapter 2, Rules Evid § 901**

ILLUSTRATIVE EVIDENCE

Evidence Rules, checklists and foundations, **Chapter 5, Rules 401, 402, 901, 902**

IMMATERIAL OR IMMATERIALITY

Hearsay, this index

Objections to admissibility, **Chapter 6, Rules 401, 402**

IMMUNITY

Witnesses, § **13-90-118**

IMPAIRED MENTAL CONDITION

Responsibility, Criminal Code, § **18-1-803**

IMPEACHMENT OF VERDICT

Evidence Rules, objections to juror as witness, **Chapter 6, Rule 606(b)**

IMPEACHMENT OF WITNESSES

Authors' comment, **Chapter 2, Rules Evid § 607**

Bias

Checklists and foundations, **Chapter 5, Rules 607-613**

Insurance, use of in questioning witness bias, **Chapter 2, Rules Evid § 411**

Objections to admissibility, **Chapter 6, Rules 607, 611**

Character evidence, use of, **Chapter 2, Rules Evid § 404**

Checklists and foundations, **Chapter 5, Rules 607-613**

Collateral matters, objections to admissibility, **Chapter 6, Rules 403, 607**

Conviction of crime

Authors' comment, **Chapter 2, Rules Evid § 609**

Checklists and foundations, **Chapter 5, Rules 607-613**

Collateral attack, challenging validity of prior conviction, **Chapter 2, Rules Evid § 609**

Criminal defendants, required advisements, **Chapter 2, Rules Evid § 609**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 609**

Limiting instruction, **Chapter 2, Rules Evid § 609**

Expert witnesses, **Chapter 2, Rules Evid § 705**

Generally, **Rules Evid § 607-613**

Own witness, objections to admissibility, **Chapter 6, Rules 607, 613**

Plea bargain discussions, **Chapter 2, Rules Evid § 410**

Prior Inconsistent Statements, this index

Subsequent remedial measures, admissibility for impeachment, **Chapter 2, Rules Evid § 407**

INDEX

IMPRISONMENT OF WITNESSES

Constitution of Colorado, **Const. Art. 2 § 17**

INADMISSIBILITY OF EVIDENCE

Admission or Admissibility of Evidence, this index

INCOMPETENCY

Competency, this index

Criminal proceedings, §§ **16-8-106 to 16-8-114**

Witnesses, this index

INCONSISTENT STATEMENT OF WITNESSES

Witnesses, this index

INDUSTRIAL CLAIM APPEALS OFFICE OF DIVISION OF LABOR

Rules of evidence, § **8-1-118**

INFANTS

Children, this index

INFERENCES

Witnesses, adverse inference from invocation of privilege, objections to admissibility, **Chapter 6**

INFLAMMATORY PHOTOGRAPH

Evidence Rules, objections to admissibility, **Chapter 6, Rule 403**

INSANITY

Criminal proceedings, §§ **16-8-106 to 16-8-114**

INSTRUCTIONS TO JURY

Curative instruction, **Chapter 2, Rules Evid § 103**

Limiting instruction, **Chapter 2, Rules Evid § 105**

Presumptions and jury instructions, **Chapter 2, Rules Evid § 301**

INSTRUMENTS

Property, evidence, §§ **38-35-102, 38-35-104**

Statute of frauds, authorized agent may subscribe, § **38-10-109**

Uniform Commercial Code, negotiable instruments, § **4-3-505**

INSUFFICIENT MATTERS

Authentication, objections to admissibility, **Chapter 6, Rules 901, 902**

Basis for expert's opinion, objections to admissibility, **Chapter 6, Rule 702**

Identification, objections to admissibility, **Chapter 6, Rules 901, 902**

INSURANCE

Liability Insurance, this index

INTENT

Admissibility objections, insufficient notice of intent to offer other crimes evidence, **Chapter 6**

Other misconduct, admissibility to show intent, **Chapter 2, Rules Evid § 404**

Statute of frauds, intent as question of fact, § **38-10-120**

INTERCEPTION OF COMMUNICATIONS

Ex parte order authorizing interception of wire, oral or electronic communications, criminal proceedings, § **16-15-102**

INTEREST OR INTERESTS

Against-interest statements, hearsay exceptions, **Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(3)**

Impeachment of witnesses, checklists and foundations, **Chapter 5, Rules 607-613**

Statute of frauds, contracts for interests in land must be written, § **38-10-108**

Witnesses, who may testify, § **13-90-101**

INTERMEDIARY INTERPRETER

Witnesses, hearing impaired persons, § **13-90-206**

INTERNEED PERSON

Evidence, § **13-25-122**

INTERPRETATION

Construction and Interpretation, this index

INTERPRETERS

Appointment of interpreters for hearing impaired persons, §§ **13-90-201 to 13-90-210**

Authors' comments, **Chapter 2, Rules Evid § 604**

Compensation, §§ **13-90-113, 13-90-114, 13-90-210**

Custodial warnings, administration of, **Chapter 2, Rules Evid § 604**

Generally, **Rules Evid § 604**

Qualifications, **Chapter 2, Rules Evid § 604**

INTERROGATION OF WITNESSES

Court interrogation

Authors' comments, **Chapter 2, Rules Evid § 614**

Generally, **Rules Evid § 614**

Objections to examination by court, **Chapter 2, Rules Evid § 614**

Method and order of interrogation

Authors' comment, **Chapter 2, Rules Evid § 611**

Generally, **Rules Evid § 611**

Inappropriate action by court in controlling testimony, **Chapter 2, Rules Evid § 611**

Order of witnesses, **Chapter 2, Rules Evid § 611**

Rebuttal testimony, **Chapter 2, Rules Evid § 611**

Redirect, **Chapter 2, Rules Evid § 611**

INTERSTATE DEPOSITIONS AND DISCOVERY ACT

Application to court, § **13-90.5-106**

Definitions, § **13-90.5-102**

Deposition, production, and inspection, § **13-90.5-105**

Generally, §§ **13-90.5-101 et seq.**

Issuance of subpoena, § **13-90.5-103**

Service of subpoena, § **13-90.5-104**

INDEX

INTERSTATE DEPOSITIONS AND DISCOVERY ACT—Cont'd

Uniformity of application and construction, § **13-90.5-107**

INTOXICATION

Responsibility, Criminal Code, § **18-1-804**

INVESTMENT SECURITIES

Uniform Commercial Code, § **4-8-113**

INVOCATION OF PRIVILEGE

Witnesses, comment on or adverse inference from invocation of privilege,
Chapter 6

IRRELEVANT EVIDENCE

Generally, **Rules Evid § 402**

Objections, **Chapter 6, Rules 401, 402**

IRRIGATION

Water and Irrigation, this index

JEOPARDY

Constitution of Colorado, crimes, **Const. Art. 2 § 18**

JOINT DEFENDANTS

Evidence, § **13-25-118**

JUDGE AS WITNESS

Authors' comments, **Chapter 2, Rules Evid § 605**

Commenting on evidence, **Chapter 2, Rules Evid § 605**

Generally, **Rules Evid § 605**

Objections to admissibility, **Chapter 6, Rule 605**

Unrelated matters, **Chapter 2, Rules Evid § 605**

JUDICIAL NOTICE

Authors' comments, **Chapter 2, Rules Evid § 201**

Discretionary vs. mandatory, **Chapter 2, Rules Evid § 201**

Facts susceptible to judicial notice, **Chapter 2, Rules Evid § 201**

Generally, **Rules Evid § 201**

Laws of other jurisdictions, § **13-25-106**

Legislative facts, **Chapter 2, Rules Evid § 201**

Notice and opportunity to challenge, **Chapter 2, Rules Evid § 201**

JURISDICTION

Uniform Child Custody Jurisdiction and Enforcement Act, § **14-13-111**

JURY AND JURY TRIAL

Coercion, permissible evidence to impeach verdict, **Chapter 2, Rules Evid § 606**

Criminal proceedings, §§ **16-10-201, 16-10-301**

Evidentiary hearings outside jury's presence, **Chapter 2, Rules Evid § 103, Rules Evid § 104**

Extraneous prejudicial information, use of, **Chapter 2, Rules Evid § 606**

Functions of Court and Jury, this index

JURY AND JURY TRIAL—Cont'd

- Impermissible evidence regarding verdict or deliberations, **Chapter 2, Rules Evid § 606**
- Inquiry into jury deliberations, **Chapter 2, Rules Evid § 606**
- Juror as witness
 - Authors' comments, **Chapter 2, Rules Evid § 606**
 - Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 606**
 - Generally, **Rules Evid § 606**
 - Objections to admissibility, **Chapter 6, Rule 606**
- Misleading jury, objections to admissibility, **Chapter 6, Rule 403**
- Usurpation of jury's function, **Chapter 2, Rules Evid § 403**
- Voir dire, insurance questions, **Chapter 2, Rules Evid § 411**

JURY INSTRUCTIONS

- Instructions to Jury, this index

JUSTIFICATION

- Evidence, libel and slander, § **13-25-125**

JUVENILES

- Children, this index

KNOWLEDGE

- Other misconduct, admissibility to show knowledge, **Chapter 2, Rules Evid § 404**
- Personal Knowledge of Witness Lacking, this index
- Statements against interest, knowledge requirement, **Chapter 2, Rules Evid § 804**

LABORATORY TEST RESULTS

- Searches and seizures in criminal proceedings, admissibility of evidence, § **16-3-309**

LABOR DIVISION

- Industrial Claim Appeals Office, rules of evidence, § **8-1-118**

LAND

- Real Property, this index

LAWS

- Statutes, this index

LAWYERS

- Attorneys, this index

LAY WITNESSES

- Authors' comments, **Chapter 2, Rules Evid § 701**
- Conclusions of law, objections to admissibility, **Chapter 6, Rules 701, 704**
- Credibility, opinions about, **Chapter 2, Rules Evid § 701**
- Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 701**
- Generally, **Rules Evid § 701, § 16-8.5-110, § 16-8-109**
- Handwriting, non-expert opinion, **Chapter 2, Rules Evid § 901**
- Objections to admissibility, **Chapter 6, Rules 701, 704**

INDEX

LAY WITNESSES—Cont'd

- Personal knowledge rationally based on perception, **Chapter 2, Rules Evid § 701**
- Subject matter reserved for experts, **Chapter 2, Rules Evid § 701**
- Testifying as experts, objections to admissibility, **Chapter 6, Rule 701**

LEADING QUESTIONS

- Authors' comments, **Chapter 2, Rules Evid § 611**
- Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(c)**

LEARNED TREATISES

- Hearsay, **Chapter 2, Rules Evid § 803**

LEASES

- Uniform Commercial Code, §§ **4-2.5-202, 4-2.5-507**

LEGISLATIVE FACTS

- Judicial notice, **Chapter 2, Rules Evid § 201**

LIABILITY

- Insurance. Liability Insurance, this index
- Product liability actions, inadmissible evidence of damages, § **13-21-404**

LIABILITY INSURANCE

- Authors' comments, **Chapter 2, Rules Evid § 411**
- Generally, **Rules Evid § 411**
- Inadvertent reference to insurance, **Chapter 2, Rules Evid § 411**
- Objections to admissibility, **Chapter 6, Rule 411**
- Witness bias, use of insurance in questioning, **Chapter 2, Rules Evid § 411**

LIBEL AND SLANDER

- Evidence, §§ **13-25-124 to 13-25-125.5**

LICENSES AND LICENSING

- Drivers' licenses, vehicles and traffic statutes, § **42-2-121**
- State government, licensing procedures by state agencies, § **24-4-105**

LIMITATION OF ACTIONS

- Abuse of children, Criminal Code, § **18-6-401.1**
- Adverse possession of real property, evidence, § **38-41-103**
- Sex offenses against children, § **18-3-411**

LIMITATIONS OR RESTRICTIONS

- Actions. Limitation of Actions, this index

LIQUOR

- Alcohol, this index

LIVESTOCK

- Brands and branding, statutes, §§ **35-43-101 to 35-43-109**

LOCAL LAW ENFORCEMENT AGENCIES

- Sex Offender Registration Act, criminal proceedings, § **16-22-109**

LOST DOCUMENTS

Evidence, § 13-25-113

Use of secondary evidence to prove contents, **Chapter 2, Rules Evid § 1004**

MARKET

Uniform Commercial Code, this index

MARRIAGE

Domestic Relations, this index

MEDICAL EXPENSES' PAYMENT

Authors' comments, **Chapter 2, Rules Evid § 409**

Bar on evidence, **Chapter 2, Rules Evid § 409**

Generally, **Rules Evid § 409**

Objections to admissibility, **Chapter 6, Rule 409**

Withdrawal of offer to pay, **Chapter 2, Rules Evid § 409**

MEMORANDUM

Probate statutes, identification of devise of tangible personal property, § 15-11-513

Statute of frauds, goods sold at auction, § 38-10-113

MEMORY OF WITNESSES

Refreshing Recollection, this index

MENTAL STATE OR CONDITION

Evidence Rules, objections to admissibility of mental state or condition of accused, **Chapter 6, Rule 704(b)**

Impaired mental condition, responsibility under Criminal Code, § 18-1-803

Insanity, criminal proceedings, §§ 16-8-106 to 16-8-114

Objections to admissibility, **Chapter 6, Rule 704(b)**

Witnesses

Mental health as condition affecting competency, **Chapter 2, Rules Evid § 601**

Mentally incompetent persons, §§ 13-90-105, 13-90-109

MINORS

Children, this index

MINUTES OF CORPORATIONS

Evidence, § 13-25-120

MISCONDUCT

Other Crimes or Misconduct, this index

Sexual conduct or predisposition of alleged victim of sexual misconduct, objections to admissibility, **Chapter 6, §§ 13-25-131, 18-3-407**

MISLEADING EVIDENCE

Exclusion of relevant evidence, **Chapter 2, Rules Evid § 403**

MISLEADING THE JURY

Evidence Rules, objections to admissibility, **Chapter 6, Rule 403**

INDEX

MISSING PERSON

Evidence, § 13-25-122

MISTAKE

Entering verdict onto verdict form, **Chapter 2, Rules Evid § 606**

MODIFICATION

Amendment or Change, this index

MODUS OPERANDI

Admissibility of other misconduct, **Chapter 2, Rules Evid § 404**

MORTALITY TABLES

Evidence, §§ 13-25-102, 13-25-103

MOTION IN LIMINE

Preserving right to appeal, **Chapter 2, Rules Evid § 103**

MOTION PICTURES OR FILMS

Rules of Evidence, objections to admissibility of motion picture not authenticated, **Chapter 6, Rule 901**

Use of films of property in criminal actions, § 13-25-130

MOTIVE

Other misconduct, admissibility to show motive, **Chapter 2, Rules Evid § 404**

MOTOR VEHICLES

Vehicles and Traffic, this index

MUNICIPAL GOVERNMENT

Evidence, §§ 13-25-107, 31-16-208, 31-23-109

Ordinance codes adopted by reference, use as evidence, § 31-16-208

Planning, plats as evidence, § 31-23-109

Plats as evidence, § 31-23-109

Statutes, §§ 31-16-208, 31-23-109

Use as evidence of ordinance codes adopted by reference, § 31-16-208

Zoning, plats as evidence, § 31-23-109

NARRATIVE TESTIMONY

Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

NEGLECT

Children's Code, §§ 19-3-207 to 19-3-311

NEGOTIABLE INSTRUMENTS

Uniform Commercial Code, § 4-3-505

NEWSPERSON'S PRIVILEGE

Witnesses, § 13-90-119

NOLO CONTENDERE PLEA

Generally, **Rules Evid § 410**

Authors' comments, **Chapter 2, Rules Evid § 410**

NONEXPERT OR LAY WITNESSES

Lay Witnesses, this index

NONRESPONSIVE ANSWER

Evidence Rules, objections to admissibility, **Chapter 6, Rule 611**

NONSUPPORT

Domestic relations statutes, § **14-6-105**

NOTES

Lost note, § **13-25-113**

NOTICE

Admissibility objections, notice of intent to offer other crimes evidence insufficient, **Chapter 6**

Judicial Notice, this index

Statute of frauds, purchaser with notice, §§ **38-10-102, 38-10-121**

OATH OR AFFIRMATION

Authors' comments, **Chapter 2, Rules Evid § 603**

Exception for children in sexual assault cases, **Chapter 2, Rules Evid § 603**

Generally, **Rules Evid § 603, §§ 13-90-117, 13-90-117.5**

OBJECTIONS

Generally, **Chapter 6**

Authenticity, pretrial procedure, **Chapter 2, Rules Evid § 901**

Keeping evidence out, timeliness and specificity of objection, **Chapter 2, Rules Evid § 103**

Standing objections, **Chapter 2, Rules Evid § 103**

Witness examination by court, objections to, **Chapter 2, Rules Evid § 614**

OFFENSES

Crimes and Criminal Matters, this index

OFFER OR OFFERS

Best evidence not being offered, objections to admissibility, **Chapter 6, Rules 1001, 1002**

Exhibit, checklists and foundations, **Chapter 5, Rules 401, 402, 901, 902**

Offer of proof, authors' comments, **Chapter 2, Rules Evid § 103**

Pleading guilty, relevancy and its limits, **Rules Evid § 410**

Uniform Commercial Code sales, firm offers, § **4-2-205**

OFFICERS

Evidence, certificate of head officer, § **13-25-115**

OFFICIAL RECORDS

Civil Procedure Rules, **Rules Civ Proc 44**

OFFICIALS

Evidence, water officials' records, § **13-25-116**

OPERATION OF LAW

Statute of frauds, not to affect will or trusts, § **38-10-107**

INDEX

OPINIONS AND OPINION TESTIMONY

Character evidence

Authors' comments, **Chapter 2, Rules Evid § 405**

Checklists and foundations, **Chapter 5, Rules 404, 405**

Objections to admissibility, **Chapter 6, Rule 405**

Character of witnesses

Checklists and foundations, **Chapter 5, Rules 607-613**

Opinion on truthfulness of witness, **Chapter 2, Rules Evid § 608**

Handwriting, non-expert opinion, **Chapter 2, Rules Evid § 901**

Lay Witnesses, this index

ORAL MATTERS

Parol or Oral Matters, this index

ORDERS

Ex parte order authorizing interception of wire, oral or electronic communications, criminal proceedings, **§ 16-15-102**

ORDINANCE CODES ADOPTED BY REFERENCE

Municipal government, use as evidence, **§ 31-16-208**

ORIGINALS

Electronic records and signatures, admissibility of evidence, **§ 13-25-134**

Generally, **Rules Evid § 1002**

State government, prior abstracts as evidence when original records destroyed, **§ 24-72-111**

OTHER ACCIDENTS

Evidence Rules, objections to admissibility, **Chapter 6, Rules 401-403**

OTHER CLAIMS BY PLAINTIFF

Evidence Rules, objections to admissibility, **Chapter 6, Rules 401-403**

OTHER CONTRACTS OR TRANSACTIONS INVOLVING PARTY

Evidence Rules, objections to admissibility, **Chapter 6, Rules 401-403**

OTHER CRIMES OR MISCONDUCT

Admissibility objections, **Chapter 6**

Authors' comments, **Chapter 2, Rules Evid § 404**

Burden of proof, **Chapter 2, Rules Evid § 404**

Civil cases, **Chapter 2, Rules Evid § 404**

Criminal Convictions, this index

Domestic violence, prior acts, **Chapter 2, Rules Evid § 404**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 404**

Gang membership, **Chapter 2, Rules Evid § 404**

Identity, admissibility to show, **Chapter 2, Rules Evid § 404**

Intent, admissibility to show, **Chapter 2, Rules Evid § 404**

Knowledge, admissibility to show, **Chapter 2, Rules Evid § 404**

Limitations on other crimes evidence, **Chapter 2, Rules Evid § 105**

Logical relevance to permissible purpose independent of bad character inference, **Chapter 2, Rules Evid § 404**

Material assertion, admissibility to rebut, **Chapter 2, Rules Evid § 404**

OTHER CRIMES OR MISCONDUCT—Cont'd

- Mistake or accident, admissibility to rebut claim, **Chapter 2, Rules Evid § 404**
- Modus operandi, admissibility to show, **Chapter 2, Rules Evid § 404**
- Motive, admissibility to show, **Chapter 2, Rules Evid § 404**
- Non-character purpose, admissibility for, **Chapter 2, Rules Evid § 404**
- Probative value vs. prejudicial effect, **Chapter 2, Rules Evid § 404**
- Procedural requirements, **Chapter 2, Rules Evid § 404**
- Res gestae distinguished, **Chapter 2, Rules Evid § 404**
- Scheme or plan, admissibility to show, **Chapter 2, Rules Evid § 404**
- Sex Crimes, this index
- When defendant testifies, **Chapter 2, Rules Evid § 404**

OWNERSHIP

- Livestock branding as evidence of ownership, **§ 35-43-102**

OWN WITNESS IMPEACHMENT

- Evidence Rules, objections to admissibility, **Chapter 6, Rules 607, 613**

PARENTAGE

- Evidence, genetic tests, **§ 13-25-126**

PAROL OR EXTRINSIC EVIDENCE

- Extrinsic Evidence to Impeach Witness, this index
- Uniform Commercial Code, this index

PAROL OR ORAL MATTERS

- Ex parte order authorizing interception of oral communications, criminal proceedings, **§ 16-15-102**
- Witnesses, testimony concerning oral statements made by person incapable of testifying, **§ 13-90-102**

PARTIES

- Other contracts or transactions involving party, objections to admissibility, **Chapter 6, Rules 401-403**
- Witnesses, examination of party to record by adverse party, **§ 13-90-116**

PARTNER

- Witnesses, conversation of deceased partner, **§ 13-90-104**

PATENTS

- Evidence, §§ **13-25-105, 13-25-109 to 13-25-112**

PAYMENT OF EXPENSES

- Authors' comments, **Chapter 2, Rules Evid § 409**
- Generally, **Rules Evid § 409**
- Objections to admissibility, **Chapter 6, Rule 409**

PECUNIARY OR PROPRIETARY INTEREST

- Statements against, hearsay exception, **Chapter 2, Rules Evid § 804**

PENAL INTEREST

- Statements against, hearsay exception, **Chapter 2, Rules Evid § 804**

INDEX

PENALTIES

- Livestock branding as evidence of ownership, § 35-43-102
- Vehicles and Traffic, this index

PERJURY

- Witnesses, § 13-90-117

PERSON

- Constitution of Colorado, security of person, **Const. Art. 2 § 7**
- Crimes against the person, §§ 18-3-106 to 18-3-411

PERSONAL HISTORY STATEMENT

- Evidence Rules, hearsay exceptions, **Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(4)**

PERSONAL KNOWLEDGE OF WITNESS LACKING

- Authors' comments, **Chapter 2, Rules Evid § 602**
- Expert witness exception, **Chapter 2, Rules Evid § 602**
- Foundation vs. weight and conditional admission based on personal knowledge, **Chapter 2, Rules Evid § 602**
- Generally, **Rules Evid § 602**
- Objections to admissibility, **Chapter 6, Rule 602**

PERSONAL PROPERTY

- Livestock brands, § 35-43-109
- Probate statutes, separate writing or memorandum identifying devise of tangible personal property, § 15-11-513
- Statutes, Generally, §§ 38-1-118 to 38-41-103
- Uniform Commercial Code, this index

PHOTOGRAPHS

- Child abuse evidence, color photographs, § 19-3-306
- Contents
 - Authors' comments, **Chapter 2, Rules Evid § 1001-1008**
 - Generally, **Rules Evid § 1001-1008**
 - Other evidence of contents, admissibility, **Chapter 2, Rules Evid § 1004**
 - Summaries, **Chapter 2, Rules Evid § 1005**
- Gruesome photographs, admissibility, **Chapter 2, Rules Evid § 403**
- Inflammatory and unfairly prejudicial, objections to admissibility, **Chapter 6, Rule 403**
- Not authenticated, objections to admissibility, **Chapter 6, Rule 901**
- Uniform Photographic Records Act, §§ 13-26-101 to 13-26-104
- Use of photographs of property in criminal actions, § 13-25-130

PHRASES AND WORDS

- Definitions, this index

PHYSICAL EVIDENCE

- Tampering with physical evidence, crimes involving governmental operations, § 18-8-610

PHYSICIAN-PATIENT PRIVILEGE

Witnesses, objections to admissibility, **Chapter 6**

PLACE

Uniform Commercial Code, this index

PLAIN ERROR

Evidentiary rulings, **Chapter 2, Rules Evid § 103**

PLANNING

Municipal government, plats as evidence, § **31-23-109**

PLATS AS EVIDENCE

Municipal government, § **31-23-109**

PLEADINGS

Evidence, libel and slander, §§ **13-25-124, 13-25-125**

PLEAS

Discussions of Pleas Inadmissible, this index

Fact of agreement not admissible, criminal proceedings, § **16-7-303**

Generally, **Rules Evid § 410**

Objections to admissibility, **Chapter 6, Rule 410**

POSSESSION

Adverse possession of real property, evidence, § **38-41-103**

Statute of frauds, no change of possession, § **38-10-114**

POWER OR AUTHORITY

Constitution of Colorado, rulemaking power, **Const. Art. 6 § 21**

Evidence rules, grant of authority subject to reservation, § **13-25-128**

Ex parte order authorizing interception of wire, oral or electronic communications, criminal proceedings, § **16-15-102**

Statute of Frauds, this index

Witnesses, this index

PREACCIDENT MEASURES

Admissibility, **Chapter 2, Rules Evid § 407**

PREDISPOSITION

Federal Rules of Evidence, relevance of alleged victim's alleged sexual predisposition in sex offense cases, **Chapter 5, Rule 412**

Sexual predisposition of alleged victim of sexual misconduct, objections to admissibility, **Chapter 6, §§ 13-25-131, 18-3-407**

PREJUDICE

Exclusion of relevant evidence

Generally, **Rules Evid § 403**

Impeachment of witnesses, checklists and foundations, **Chapter 5, Rules 607-613**

Photograph unfairly prejudicial, objections to admissibility, **Chapter 6, Rule 403**

Probative value outweighed by prejudicial effect, objections to admissibility, **Chapter 6, Rule 403**

Unfair prejudice, **Chapter 2, Rules Evid § 403**

INDEX

PRELIMINARY QUESTIONS

Authors' comments, **Chapter 2 Rules Evid § 104**

Generally, **Rules Evid § 104**

PRESENCE AT TRIAL

Right to be present, **Chapter 2, Rules Evid § 615**

PRESENTATION OF WITNESSES

Generally, **Rules Evid § 611**

PRESENT RECOLLECTION REFRESHED

Evidence Rules, checklists and foundations, **Chapter 5, Rule 612**

PRESUMPTIONS IN CIVIL ACTIONS AND PROCEEDINGS

Authors' comments, **Chapter 2, Rules Evid § 301, Rules Evid § 302**

Extension of credit is extortionate, Criminal Code, § **18-15-103**

Generally, **Rules Evid § 301**

Mandatory presumptions, **Chapter 2, Rules Evid § 301**

Rebuttable presumptions, **Chapter 2, Rules Evid § 301**

Rebuttal of presumption, **Chapter 2, Rules Evid § 301**

Sexual assault, certain evidence presumed irrelevant in civil actions, § **13-25-131**

PREVIOUS MATTERS

Prior Matters, this index

PRICE

Uniform Commercial Code sales, market price, § **4-2-723**

PRIEST-PENITENT PRIVILEGE

Witnesses, objections to admissibility, **Chapter 6**

PRIMA FACIE EVIDENCE

Property, unacknowledged instruments, § **38-35-102**

Vehicles and traffic, alcohol and drug offense records, § **42-4-1303**

Water and irrigation, assessment records, § **37-5-115**

PRINTED STATUTES

Evidence, § **13-25-101**

PRIOR INCONSISTENT STATEMENTS

Actual inconsistency required, **Chapter 2, Rules Evid § 613**

Authors' comments, **Chapter 2, Rules Evid § 613**

Checklists and foundations, **Chapter 5, Rules 607-613**

Extrinsic evidence inadmissible, objections to admissibility, **Chapter 6, Rule 613(b)**

Extrinsic proof, use of, **Chapter 2, Rules Evid § 613**

Hearsay, **Chapter 2, Rules Evid § 801**

Identification of prior statement, **Chapter 2, Rules Evid § 613**

Jury trials, criminal proceedings, § **16-10-201**

Method of impeachment, **Chapter 2, Rules Evid § 613**

Must disclose contents of writing, objections to admissibility, **Chapter 6, Rule 613**

Opportunity to admit or deny, **Chapter 2, Rules Evid § 613**

PRIOR INCONSISTENT STATEMENTS—Cont'd

Own witness impeachment, objections to admissibility, **Chapter 6, Rule 613**
Substantive evidence in criminal cases, use of statements, **Chapter 2, Rules Evid § 613**

PRIOR MATTERS

Conviction of Crime, this index
Federal Rules of Evidence compared, relevance of alleged victim's past sexual behavior or alleged sexual predisposition in sex offense cases, **Chapter 5, Rule 412**
Objections to admissibility, extrinsic evidence of prior conduct inadmissible, **Chapter 6, Rule 608**
Other Crimes or Misconduct, this index
State government, prior abstracts as evidence when original records destroyed, **§ 24-72-111**
Sex crimes, prior history of victim and witness, **§ 18-3-407**
Statute of frauds, prior grantee privy, **§ 38-10-102**
Witnesses, this index

PRIOR STATEMENTS OF WITNESSES

Authors' comments, **Chapter 2, Rules Evid § 613**
Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 613**
Generally, **Rules Evid § 613**
Hearsay, **Chapter 2, Rules Evid § 801**

PRIVACY

Domestic relations statutes, private marriage counseling proceedings, **§ 14-12-105**

PRIVILEGES

Asserted privileges rejected by Colorado courts, **Chapter 2, Rules Evid § 501**
At-risk adults, Criminal Code, **§ 18-6.5-104**
Authors' comments, **Chapter 2, Rules Evid § 501**
Children, this index
Choice of law governing privileges, **Chapter 2, Rules Evid § 501**
Constitution of Colorado, this index
Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 501**
Generally, **Rules Evid § 501**
Hearsay exception for unavailability, invocation of privilege not to testify, **Chapter 2, Rules Evid § 804**
Recognized privileges under Colorado law, **Chapter 2, Rules Evid § 501**
Witnesses, this index

PROBATE, TRUSTS AND FIDUCIARIES

Burdens in contested cases, formal testacy proceedings, **§ 15-12-407**
Contracts concerning succession, **§ 15-11-514**
Death, evidence of, **§ 15-10-107**
Devise of tangible personal property, separate writing or memorandum identifying, **§ 15-11-513**
Evidence of death or status, **§ 15-10-107**
Formal testacy proceedings, **§ 15-12-407**

INDEX

PROBATE, TRUSTS AND FIDUCIARIES—Cont'd

Identification of devise of tangible personal property, separate writing or memorandum, § **15-11-513**

Memorandum identifying devise of tangible personal property, § **15-11-513**

Separate writing or memorandum identifying devise of tangible personal property, § **15-11-513**

Status, evidence of, § **15-10-107**

Statute of frauds, trusts, §§ **38-10-106, 38-10-107, 38-10-111, 38-10-111.5, 38-10-118**

Statutes, §§ **15-10-107 to 15-12-407**

Tangible personal property, separate writing or memorandum identifying devise of, § **15-11-513**

Uniform Photographic Records Act, trust departments or companies, § **13-26-103**

Wills

Copies, entry into probate, **Chapter 2, Rules Evid § 1003**

Generally, §§ **15-11-513 to 15-12-407**

Secondary evidence to establish contents, **Chapter 2, Rules Evid § 1004**

Statute of frauds, not to affect will by operation of law, § **38-10-107**

Writing identifying devise of tangible personal property, § **15-11-513**

PROBATION

Revocation hearing, § **16-11-206**

PROBATIVE MATTERS

Not probative, objections to admissibility, **Chapter 6, Rules 401, 402**

Prejudicial effect outweighs probative value, objections to admissibility, **Chapter 6, Rule 403**

PRODUCT LIABILITY ACTIONS

Inadmissible evidence of damages, § **13-21-404**

PROOF

Degree of proof, civil actions, § **13-25-127**

Offer of proof, authors' comments, **Chapter 2, Rules Evid § 103**

Official record, proof of, **Rules Civ Proc 44**

Unfair Practices Act, allegations and proof, § **6-2-107**

PROPERTY

Acknowledged instruments as evidence, § **38-35-104**

Admitted as evidence, certificate of death when properly recorded may be, § **38-35-112**

Certificates and certification, §§ **38-30-155, 38-35-112**

Constitution of Colorado, security of property, **Const. Art. 2 § 7**

Conveyances of Property, this index

Crimes against property, § **18-4-414**

Death certificate when properly recorded may be admitted as evidence, § **38-35-112**

Evidence

Adverse possession, § **38-41-103**

Certified copy of record as evidence of title, § **38-30-155**

PROPERTY—Cont'd

Evidence—Cont'd

Conveyancing and recording, §§ 38-35-102 to 38-35-112

Lost deed, § 13-25-113

Patents, §§ 13-25-105, 13-25-109 to 13-25-112

Use of photographs, videotapes or films of property in criminal actions, § 13-25-130

Instruments, evidence, §§ 38-35-102, 38-35-104

Personal Property, this index

Prima facie evidence, unacknowledged instruments, § 38-35-102

Real Property, this index

Records and recording, §§ 38-30-155 to 38-35-112

Statute of Frauds, this index

Statutes, Generally, §§ 38-1-118 to 38-41-103

Title, certified copy of record as evidence of, § 38-30-155

Transfer of property, consciousness of liability, **Chapter 2, Rules Evid § 402**

Unacknowledged instruments as prima facie evidence, § 38-35-102

Value of property evidence

Generally, § 38-1-118

Theft, § 18-4-414

PSYCHOTHERAPIST-PATIENT PRIVILEGE

Witnesses, objections to admissibility, **Chapter 6**

PUBLIC ASSISTANCE

Statute of frauds, trusts to establish or maintain eligibility for certain public assistance are void, § 38-10-111.5

PUBLICATION

Certificate of publisher, § 13-25-114

Self-publication, libel and slander, § 13-25-125.5

PUBLIC RECORDS OR REPORTS

Admissibility of official records, **Chapter 2, Rules Evid § 1005**

Authentication, **Chapter 2, Rules Evid § 901**

Authors' comments, **Chapter 2, Rules Evid § 1005**

Evidence Rules, checklists and foundations, **Chapter 5, Rule 803(8)**

Generally, **Rules Evid § 1005**

Hearsay exceptions

Authors' comments, **Chapter 2, Rules Evid § 803**

Checklists and foundations, **Chapter 5, Rule 803(8)**

State government, §§ 24-72-110, 24-72-111

Uniform Photographic Records Act, § 13-26-102

PUNISHMENT

Sentence and Punishment, this index

PURPOSE OF RULES

Authors' comments, **Chapter 2, Rules Evid § 102**

Generally, **Rules Evid § 102**

INDEX

QUALIFICATION OF WITNESSES

Character witness not qualified to testify in form of reputation or opinion, objections to admissibility, **Chapter 6, Rule 405**

QUALITY MANAGEMENT FUNCTIONS

Confidentiality and immunity, § **25-3-109**

QUESTIONS

Form of question, objections, **Chapter 6, Rule 611(a) and (c)**

Hypothetical questions to expert, objections to admissibility, **Chapter 6, Rule 705**

Nonresponsive answer, objections to admissibility, **Chapter 6, Rule 611**

Speculation called for, objections to admissibility, **Chapter 6, Rules 602, 701, 702**

Statute of frauds, intent as questions of fact, § **38-10-120**

QUOTATIONS

Uniform Commercial Code sales, market quotations, § **4-2-724**

REAL EVIDENCE

Chain of custody

Generally, **Chapter 2, Rules Evid § 402**

Not established, objections to admissibility, **Chapter 6, Rule 901**

Offering exhibit, checklists and foundations, **Chapter 5, Rules 401, 402, 901, 902**

Relevance, **Chapter 2, Rules Evid § 402**

REAL PROPERTY

Adverse possession, evidence, § **38-41-103**

Statutes, Generally, §§ **38-1-118 to 38-41-103**

RECOLLECTION

Present recollection refreshed, checklists and foundations, **Chapter 5, Rule 612**

Recorded recollection, hearsay exceptions

Authors' comments, **Chapter 2, Rules Evid § 803**

Checklists and foundations, **Chapter 5, Rule 803(5)**

RECONVEYANCE POWER

Statute of frauds, § **38-10-104**

RECORDS AND RECORDINGS

Civil Procedure Rules, proof of official record, **Rules Civ Proc 44**

Contents

Authors' comments, **Chapter 2, Rules Evid § 1001-1008**

Generally, **Rules Evid § 1001-1008**

Other evidence of contents, admissibility, **Chapter 2, Rules Evid § 1004**

Summaries, **Chapter 2, Rules Evid § 1006**

Court orders for production of records, **16-3-301.1**

Electronic records and signatures, admissibility of evidence, § **13-25-134**

Hearsay exception, records of regularly conducted activity, **Chapter 2, Rules Evid § 803**

Livestock brands, § **35-43-109**

RECORDS AND RECORDINGS—Cont'd

- Original recordings of events, **Chapter 2, Rules Evid § 1001**
- Partially unintelligible original, **Chapter 2, Rules Evid § 1001**
- Patents, §§ **13-25-109 to 13-25-112**
- Property, §§ **38-30-155 to 38-35-112**
- Public Records, this index
- Recollection recorded, checklists and foundations, **Chapter 5, Rule 803(5)**
- Sound recording not authenticated, objections to admissibility, **Chapter 6, Rule 901**
- Two original recordings, **Chapter 2, Rules Evid § 1001**
- Uniform Photographic Records Act, §§ **13-26-101 to 13-26-104**
- Vehicles and Traffic, this index
- Water and irrigation, assessment records as prima facie evidence, § **37-5-115**
- Water officials' records, § **13-25-116**

REFRESHING RECOLLECTION OR MEMORY OF WITNESSES

- Generally, **Rules Evid § 612**
- Present recollection refreshed, checklists and foundations, **Chapter 5, Rule 612**
- Writings, use of. Writings, this index

REGISTER

- Evidence, certificate of register of patents, § **13-25-105**

REGISTRATION

- Sex Offender Registration Act, criminal proceedings, § **16-22-109**

REGULATION

- Vehicles and traffic, §§ **42-4-237, 42-4-1303**

REHABILITATION OF WITNESS

- Prior consistent statement not admissible for, **Chapter 6**

RELATED WRITINGS

- Remainder of or Related Writings or Recorded Statements, this index

RELEVANCY AND RELEVANT EVIDENCE

- Authors' comments, **Chapter 2, Rules Evid § 401 et seq.**
- Balancing process, **Chapter 2, Rules Evid § 403**
- Conditionally relevant evidence, **Chapter 2, Rules Evid § 104**
- Conduct evidencing guilt or liability, **Chapter 2, Rules Evid § 402**
- Direct and circumstantial evidence, **Chapter 2, Rules Evid § 401**
- Exclusion of relevant evidence
 - Generally, **Rules Evid § 403**
 - Authors' comments, **Chapter 2, Rules Evid § 403**
- Guilt or liability, conduct evidencing, **Chapter 2, Rules Evid § 402**
- Materiality, **Chapter 2, Rules Evid § 401**
- Minimal logical relevance, **Chapter 2, Rules Evid § 401**
- Offering exhibit, checklists and foundations, **Chapter 5, Rules 401, 402**
- Probative value, **Chapter 2, Rules Evid § 401, Rules Evid § 403**
- Rebuttal evidence, **Chapter 2, Rules Evid § 401**
- Stipulated to evidence, **Chapter 2, Rules Evid § 401**

INDEX

RELEVANCY AND RELEVANT EVIDENCE—Cont'd

Undisputed evidence, **Chapter 2, Rules Evid § 401**

RELIABILITY FACTORS FOR WITNESSES

Evidence Rules, checklists and foundations, **Chapter 5, Rule 702**

RELIANCE OF EXPERT ON HEARSAY

Evidence Rules, objections to admissibility, **Chapter 6, Rule 703**

RELIGIOUS BELIEFS OR OPINIONS OF WITNESSES

Authors' comment, **Chapter 2, Rules Evid § 610**

Generally, **Rules Evid § 610, § 13-90-110**

Objections to admissibility, **Chapter 6, Rule 610**

RELIGIOUS ORGANIZATIONS

Hearsay, records of religious organization, **Chapter 2, Rules Evid § 803**

REMAINDER OF OR RELATED WRITINGS OR RECORDED STATEMENTS

Authors' comments, **Chapter 2, Rules Evid § 106**

Complete writing, scope of, **Chapter 2, Rules Evid § 106**

Generally, **Rules Evid § 106**

Opportunity to introduce remaining portions independently, **Chapter 2, Rules Evid § 106**

REMEDIES

Product liability actions, inadmissible evidence of damages, **§ 13-21-404**

Uniform Commercial Code, sales, §§ **4-2-723, 4-2-724**

REPEAL OF STATUTE

Sex Offender Registration Act, criminal proceedings, **§ 16-22-109**

REPETITIOUS QUESTIONS

Authors' comment, **Chapter 2, Evid. Rule § 611**

Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

REPORTS

Death, **§ 13-25-121**

Decisions, reports of, **§ 13-25-101**

Deemed reports pursuant to law, **§ 13-25-123**

Insanity and incompetency, criminal proceedings, **§ 16-8-106**

Rules of Evidence, public reports, checklists and foundations, **Chapter 5, Rule 803(8)**

Witnesses, privileged required report, objections to admissibility, **Chapter 6**

REPUTATION

Authors' comments, **Chapter 2, Rules Evid § 405, Rules Evid § 608**

Checklists and foundations, **Chapter 5, Rules 404, 405, 607-613**

Hearsay exceptions, **Chapter 2, Rules Evid § 803**

Impeachment of witnesses, checklists and foundations, **Chapter 5, Rules 607-613**

Objections to admissibility, **Chapter 6, Rule 405**

REPUTATION—Cont'd

Witness' reputation for truthfulness, laying the foundation, **Chapter 2, Rules Evid § 608**

REQUESTS

Witnesses, interpreters for hearing impaired persons, § **13-90-205**

RESERVATION

Evidence rules, grant of authority subject to reservation, § **13-25-128**

RES GESTAE

Distinguished from Rule 4041(b), **Chapter 2, Rules Evid § 404**

RESIDUAL HEARSAY EXCEPTION

Authors' comments, **Chapter 2, Rules Evid § 807**

Checklists and foundations, **Chapter 5, Rule 807**

Confrontation clause, **Chapter 2, Rules Evid § 807**

Generally, **Rules Evid § 807**

Notice requirement, **Chapter 2, Rules Evid § 807**

RESOLUTIONS OF CORPORATIONS

Evidence, § **13-25-120**

RESPONSES OR ANSWERS

Answers or Responses, this index

RESPONSIBILITY

Criminal Code, §§ **18-1-803, 18-1-804**

Financial Responsibility Law, vehicles and traffic, § **42-7-504**

RESTORATION TO COMPETENCY

Criminal proceedings, § **16-8-114**

Witnesses, § **13-90-105**

RESTRICTIONS

Limitations or Restrictions, this index

REVOCATION

Probation revocation hearing, § **16-11-206**

Statute of frauds, power to revoke, § **38-10-104**

RIGHTS

Constitution of Colorado, rights of defendant in criminal prosecutions, **Const. Art. 2 § 16**

Domestic relations statutes, rights of married women in their separate businesses, § **14-2-203**

ROUTINE PRACTICE

Authors' comments, **Chapter 2, Rules Evid § 406**

Generally, **Rules Evid § 406**

RULEMAKING

Constitution of Colorado, rulemaking power, **Const. Art. 6 § 21**

State government, rulemaking procedures by state agencies, § **24-4-105**

INDEX

RULINGS ON EVIDENCE

- Authors' comments, **Chapter 2, Rules Evid § 103**
- Erroneous rulings and substantiality requirement, **Chapter 2, Rules Evid § 103**
- Generally, **Rules Evid § 103**

SAFETY BELT SYSTEMS

- Vehicles and traffic, regulation, **§ 42-4-237**
- Victim's failure to wear seatbelt, **Chapter 2, Rules Evid § 402**

SALES

- Statute of Frauds, this index
- Uniform Commercial Code, §§ **4-2-201 to 4-2-724**

SANCTIONS

- Penalties, this index

SCIENTIFIC EVIDENCE

- Evidence Rules, objections to admissibility, **Chapter 6, Rule 702**
- Objections to admissibility, **Chapter 6, Rule 702**

SCOPE

- Cross-examination beyond scope of direct, objections to admissibility, **Chapter 6, Rule 611(b)**
- Federal Rules of Evidence compared
 - Authors' comments, **Chapter 2, Rule 101**
- Rules of Evidence
 - Generally, **Rules Evid § 101**
 - Authors' comments, **Chapter 2, Rules Evid § 101**

SEARCHES AND SEIZURES

- Admissibility of evidence, criminal proceedings, §§ **16-3-308, 16-3-309**
- Constitution of Colorado, **Const. Art. 2 § 7**
- Refusal to submit to warrantless search or arrest, **Chapter 2, Rules Evid § 402**

SECURITY OF PERSON AND PROPERTY

- Constitution of Colorado, **Const. Art. 2 § 7**

SEIZURES

- Searches and Seizures, this index

SELF-AUTHENTICATION

- Authors' comments, **Chapter 2, Rules Evid § 902**
- Generally, **Rules Evid § 902**

SELF-EVALUATION

- Documents arising from environmental self-evaluation, admissibility of evidence, **§ 13-25-126.5**

SELF-INCRIMINATION

- Constitution of Colorado, crimes, **Const. Art. 2 § 18**
- Witness's right against self-incrimination, **Chapter 2, Rules Evid § 608**

SELF-PUBLICATION

- Evidence, libel and slander, **§ 13-25-125.5**

SENTENCE AND PUNISHMENT

Habitual criminals, § 18-1.3-802

Probation revocation hearing, § 16-11-206

SEPARATE BUSINESSES

Domestic relations statutes, rights of married women in their separate businesses,
§ 14-2-203

SEPARATE WRITING OR MEMORANDUM

Probate statutes, identification of devise of tangible personal property, § 15-11-513

SEQUESTRATION OF WITNESSES

Generally, Chapter 2, Rules Evid § 615

SERVICE OF SUBPOENA

Witnesses, § 13-90-115

SEX CRIMES

Admissibility objections, sexual conduct or predisposition of alleged victim of sexual misconduct, Chapter 6, § 18-3-407

Evidence, Generally, §§ 13-25-129, 18-3-407, 18-3-411

Federal Rules of Evidence compared, Chapter 5, Rules 412-414

Generally, §§ 18-3-407, 18-3-411

Prior offenses

Generally, § 16-10-301

Sex Offender Registration Act, § 16-22-109

Victims

Admissibility objections, Chapter 6, §§ 13-25-131, 18-3-407

Federal Rules of Evidence, Chapter 5, Rule 412

Prior history, § 18-3-407

Statement of victim of sex crime against child, evidence, § 13-25-129

SEXUAL ASSAULT

Admissibility objections in civil cases, Chapter 6, § 13-25-131

Character of victim, Chapter 2, Rules Evid § 404

Presumed irrelevant evidence in civil actions, § 13-25-131

SHORT TITLE

Uniform Photographic Records Act, § 13-26-101

SIGNATURES

Electronic signatures, admissibility of evidence, § 13-25-134

Statute of frauds, agents, §§ 38-10-109, 38-10-116

SIMILAR ACTS EVIDENCE

Authors' comments, Chapter 2, Rules Evid § 402

SIMILAR TRANSACTIONS EVIDENCE

Domestic violence, § 18-6-801.5

Jury trials, criminal proceedings, § 16-10-301

INDEX

SIMULATIONS

Computer-created, **Chapter 2, Rules Evid § 402**

SLANDER AND LIBEL

Evidence, §§ **13-25-124 to 13-25-125.5**

SOUND RECORDING

Not authenticated, objections to admissibility, **Chapter 6, Rule 901**

SPECIAL LEGISLATION PROHIBITED

Constitution of Colorado, **Const. Art. 5 § 25**

SPECIFIC ACTS

Evidence Rules, objections to admissibility, **Chapter 6, Rule 405**

SPECIFIC PERFORMANCE

Statute of frauds, courts may enforce, § **38-10-110**

SPECULATION

Expert opinion is speculative, objections to admissibility, **Chapter 6, Rule 702**

Question calls for speculation, objections to admissibility, **Chapter 6, Rules 602, 701, 702**

SPOILIATION OF EVIDENCE

Generally, **Chapter 2, Rules Evid § 402**

SPOUSES

Domestic Relations, this index

Witnesses, spousal privilege, **Chapter 6**

STATE GOVERNMENT

Admissibility of evidence, public records, § **24-72-110**

Determinations, rulemaking and licensing procedures by state agencies, § **24-4-105**

Evidence

Public records, §§ **24-72-110, 24-72-111**

Witnesses, payment of compensation of interpreters by state, § **13-90-114**

Hearings, rulemaking and licensing procedures by state agencies, § **24-4-105**

Licensing procedures by state agencies, § **24-4-105**

Original records destroyed, prior abstracts as evidence, § **24-72-111**

Public records, §§ **24-72-110, 24-72-111**

Rulemaking procedures by state agencies, § **24-4-105**

Statutes, §§ **24-4-105 to 24-72-111**

Witnesses, payment of compensation of interpreters by state, § **13-90-114**

STATEMENTS

Against-interest statements, hearsay exceptions, **Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(3)**

Children's Code, entry into juvenile justice system, § **19-2-511**

Child victim of unlawful sexual offense against child or of child abuse, § **13-25-129**

Personal or family history statement, hearsay exceptions, **Chapter 2, Rules Evid § 804, Rules Evid § 804(b)(4)**

STATUS

Probate, trusts and fiduciaries, evidence of status, § 15-10-107

STATUTE OF FRAUDS

Agents, signatures, §§ 38-10-109, 38-10-116

Assignment of trust, § 38-10-118

Auction, goods sold at, § 38-10-113

Consideration lacking, § 38-10-120

Construction of terms, §§ 38-10-122, 38-10-123

Contracts or agreements

 Credit agreements, § 38-10-124

 Interests in land, § 38-10-108

 Void agreements, § 38-10-112

Conveyances, §§ 38-10-101 to 38-10-106, 38-10-117, 38-10-119, 38-10-123

Courts may enforce specific performance, § 38-10-110

Credit agreements must be in writing, § 38-10-124

Creditors, §§ 38-10-111, 38-10-115, 38-10-117

Definition of creditors, § 38-10-115

Enforcement of specific performance, § 38-10-110

Exceptions, trusts to establish or maintain eligibility for certain public assistance
are void, § 38-10-111.5

Fraud, §§ 38-10-101, 38-10-117, 38-10-121

Goods sold at auction, § 38-10-113

Grants, grantors and grantees, §§ 38-10-102, 38-10-103, 38-10-111, 38-10-118

Heirs, conveyances void against, § 38-10-119

Instrument, authorized agent may subscribe, § 38-10-109

Intent as question of fact, § 38-10-120

Interests in land, contracts must be written, § 38-10-108

Lawful agent may subscribe, § 38-10-116

Memorandum, goods sold at auction, § 38-10-113

No delivery or change of possession, § 38-10-114

Notice, purchaser with, §§ 38-10-102, 38-10-121

Not to affect will or trusts by operation of law, § 38-10-107

Operation of law, not to affect will or trusts by, § 38-10-107

Personal property, Generally, §§ 38-10-101 to 38-10-124

Possession, no change of, § 38-10-114

Power

 Conveyances, §§ 38-10-104 to 38-10-106

 Revoke and reconvey, § 38-10-104

 Subscribe instrument, authorized agent, § 38-10-109

Prior grantee privy, purchaser with notice, § 38-10-102

Property statutes, Generally, §§ 38-10-101 to 38-10-124

Purchaser with notice, §§ 38-10-102, 38-10-121

Question of fact, intent, § 38-10-120

Real property, Generally, §§ 38-10-101 to 38-10-124

Reconvey, power to, § 38-10-104

Revoke, power to, § 38-10-104

INDEX

STATUTE OF FRAUDS—Cont'd

Sales

Goods sold at auction, § **38-10-113**

Purchaser with notice, §§ **38-10-102, 38-10-121**

Signatures, agents, §§ **38-10-109, 38-10-116**

Specific performance, courts may enforce, § **38-10-110**

Trusts, §§ **38-10-106, 38-10-107, 38-10-111, 38-10-111.5, 38-10-118**

Uniform Commercial Code, this index

Void

Agreements, § **38-10-112**

Conveyances, §§ **38-10-103, 38-10-117, 38-10-119**

Trusts, §§ **38-10-111, 38-10-111.5**

Want of consideration, § **38-10-120**

Wills, not to affect by operation of law, § **38-10-107**

STATUTE OF LIMITATIONS

Limitation of Actions, this index

STATUTES

Agriculture, livestock brands and branding, §§ **35-43-101 to 35-43-109**

Children's Code, §§ **19-2-511 to 19-3-311**

Constitution of Colorado, special legislation prohibited, **Const. Art. 5 § 25**

Crimes and court procedure, §§ **13-21-404 to 13-90-210**

Crimes and criminal proceedings, Generally, §§ **16-3-308 to 18-15-103**

Dead Man's Act renders witness incompetent, objections to admissibility,

Chapter 6, Rule 601

Domestic relations, §§ **14-2-203 to 14-13-111**

Evidence, Generally, §§ **13-25-101 to 13-90-210**

Industrial Claim Appeals Office of Division of Labor, § **8-1-118**

Irrigation and water, § **37-5-115**

Livestock brands and branding, §§ **35-43-101 to 35-43-109**

Municipal government, §§ **31-16-208, 31-23-109**

Personal property, Generally, §§ **38-1-118 to 38-41-103**

Probate, trusts and fiduciaries, §§ **15-10-107 to 15-12-407**

Property, Generally, §§ **38-1-118 to 38-41-103**

Real property, Generally, §§ **38-1-118 to 38-41-103**

Repeal of Statute, this index

State government, §§ **24-4-105 to 24-72-111**

Unfair Practices Act, § **6-2-107**

Uniform Commercial Code, this index

Vehicles and traffic, §§ **42-2-121 to 42-7-504**

Vital statistics, §§ **25-2-110, 25-2-117**

Water and irrigation, § **37-5-115**

Witnesses, Generally, §§ **13-90-101 to 13-90-210**

STRICT LIABILITY

Subsequent remedial measures, **Chapter 2, Rules Evid § 407**

SUBPOENAS

Civil Procedure Rules, **Rules Civ Proc 45**

SUBPOENAS—Cont'd

Criminal Procedure Rules, **Rules Crim Proc 6.1, 17**
Uniform Arbitration Act, § **13-22-209**
Witnesses, this index

SUBSCRIBING WITNESS

Authors' comments, **Chapter 2, Rules Evid § 903**
Signatures, this index
Testimony unnecessary for authentication and identification, **Rules Evid § 903**

SUBSEQUENT REMEDIAL MEASURES

Authors' comments, **Chapter 2, Rules Evid § 407**
Generally, **Rules Evid § 407**
Objections to admissibility, **Chapter 6, Rule 407**
Strict liability cases, **Chapter 2, Rules Evid § 407**

SUICIDES' ESTATES

Constitution of Colorado, **Const. Art. 2 § 9**

SUMMARIES OF VOLUMINOUS WRITINGS

Admissibility, **Chapter 2, Rules Evid § 1006**
Authors' comments, **Chapter 2, Rules Evid § 1006**
Best evidence rule, inapplicability, **Chapter 2, Rules Evid § 1006**
Checklists and foundations, **Chapter 5, Rule 1006**
Generally, **Rules Evid § 1006**
Objections to admissibility, **Chapter 6, Rule 1006**
Redaction of underlying documents, **Chapter 2, Rules Evid § 1006**

SUPPORT OF PERSONS

Domestic Relations, this index

TAMPERING WITH PHYSICAL EVIDENCE

Crimes involving governmental operations, § **18-8-610**

TANGIBLE PERSONAL PROPERTY

Probate statutes, separate writing or memorandum identifying devise, § **15-11-513**

TELECOMMUNICATIONS DEVICES FOR DEAF PERSONS

Inadmissibility of evidence, § **13-25-133**

TELEPHONE CONVERSATIONS

Authentication, **Chapter 2, Rules Evid § 901**

TELETYPE

Inadmissibility of evidence, § **13-25-133**

TESTIMONY

Witnesses, this index

THEFT

Crimes against property, § **18-4-414**

INDEX

TIME OR DATE

- Limitation of Actions, this index
- Timeliness of objection to keep evidence out, **Chapter 2, Rules Evid § 103**
- Uniform Commercial Code, this index

TITLE

- Authors' comments, **Chapter 2, Rules Evid § 1103**
- Generally, **Rules Evid § 1103**
- Property, certified copy of record as evidence of title, **§ 38-30-155**

TOWNS AND CITIES

- Municipal Government, this index

TRADE USAGE

- Uniform Commercial Code, **§ 4-1-205**

TRAFFIC

- Vehicles and Traffic, this index

TRANSACTIONS

- Rules of Evidence, objections to admissibility of other transactions involving party, **Chapter 6, Rules 401-403**

TRANSFER OF PROPERTY

- Consciousness of liability, **Chapter 2, Rules Evid § 402**

TREASON

- Constitution of Colorado, **Const. Art. 2 § 9**

TREATISES

- Hearsay, **Chapter 2, Rules Evid § 803**

TRUSTS

- Probate, Trusts and Fiduciaries, this index

TRUTHFULNESS

- Another's testimony, objections to admissibility, **Chapter 6, Rules 608, 701, 702**

ULTIMATE ISSUE

- Experts and Expert Witnesses, this index

UNACKNOWLEDGED INSTRUMENTS

- Property, prima facie evidence, **§ 38-35-102**

UNAVAILABILITY OR AVAILABILITY OF DECLARANT

- Hearsay, this index

UNCONSCIONABLE CONTRACT OR CLAUSE

- Uniform Commercial Code, sales, **§ 4-2-302**

UNDISPUTED POINT

- Admissibility objections, other crimes evidence offered for undisputed point, **Chapter 6**

UNFAIRLY PREJUDICIAL PHOTOGRAPH

- Evidence Rules, objections to admissibility, **Chapter 6, Rule 403**

UNFAIR PRACTICES ACT

Allegations and proof, § **6-2-107**

UNHELPFUL MATTERS

Expert opinion not helpful, objections to admissibility, **Chapter 6, Rule 702**

Hypothetical question to expert, objections to admissibility, **Chapter 6, Rule 705**

UNIFORM ARBITRATION ACT

Witnesses, subpoenas and depositions, § **13-22-209**

UNIFORM CHILD CUSTODY JURISDICTION AND ENFORCEMENT ACT

Generally, § **14-13-111**

UNIFORM COMMERCIAL CODE

Admissibility of market quotations, sales remedies, § **4-2-724**

Contracts

Leases, §§ **4-2.5-202, 4-2.5-507**

Sales, §§ **4-2-201 to 4-2-302**

Course of dealing, § **4-1-205**

Default, leases, § **4-2.5-507**

Dishonor of negotiable instruments, § **4-3-505**

Evidence

Dishonor of negotiable instruments, § **4-3-505**

Leases, §§ **4-2.5-202, 4-2.5-507**

Sales, §§ **4-2-202, 4-2-723, 4-2-724**

Final written expression

Leases, § **4-2.5-202**

Sales, § **4-2-202**

Firm offers, sales, § **4-2-205**

Formal requirements, sales, § **4-2-201**

Investment securities, § **4-8-113**

Leases, §§ **4-2.5-202, 4-2.5-507**

Market

Price or quotations, sales remedies, §§ **4-2-723, 4-2-724**

Rent, leases, § **4-2.5-507**

Negotiable instruments, § **4-3-505**

Parol or extrinsic evidence

Leases, § **4-2.5-202**

Sales, § **4-2-202**

Place

Market price, sales remedies, § **4-2-723**

Market rent, leases, § **4-2.5-507**

Remedies, sales, §§ **4-2-723, 4-2-724**

Sales, §§ **4-2-201 to 4-2-724**

Statute of frauds

Investment securities, § **4-8-113**

Not otherwise covered personal property, § **4-1-206**

Sales, § **4-2-201**

INDEX

UNIFORM COMMERCIAL CODE—Cont'd

Time

Market price, sales remedies, § 4-2-723

Market rent, leases, § 4-2.5-507

Trade usage, § 4-1-205

Unconscionable contract or clause, sales, § 4-2-302

Usage of trade, § 4-1-205

UNIFORM INTERSTATE FAMILY SUPPORT ACT

Generally, § 14-5-316

UNIFORM PHOTOGRAPHIC RECORDS ACT

Generally, §§ 13-26-101 to 13-26-104

UNINTELLIGIBLE QUESTION

Evidence Rules, objection to form of question to witness, **Chapter 6, Rule 611(a)**

USE

Statute of frauds, trusts for use of grantor void against creditors, § 38-10-111

Uniform Commercial Code, usage of trade, § 4-1-205

Vehicles and traffic statutes, mandatory use of safety belt systems, § 42-4-237

Witnesses, use of intermediary interpreter for hearing impaired persons, § 13-90-206

VALUE OF PROPERTY

Property, this index

VEHICLES AND TRAFFIC

Admission of records in court, drivers' licenses, § 42-2-121

Alcohol offenses, regulation of vehicles and traffic, § 42-4-1303

Assault, vehicular, § 18-3-205

Crimes and offenses

Alcohol and drug offenses, § 42-4-1303

Assault, vehicular, § 18-3-205

Homicide, vehicular, § 18-3-106

Drivers' licenses, § 42-2-121

Drug offenses, regulation of vehicles and traffic, § 42-4-1303

Equipment, regulation of vehicles and traffic, § 42-4-237

Evidence

Alcohol and drug offense records, prima facie evidence, § 42-4-1303

Drivers' licenses, admission of records in court, § 42-2-121

Financial Responsibility Law, § 42-7-504

Exemptions

Financial Responsibility Law, matters not to be evidence in litigation, § 42-7-504

Mandatory use of safety belt systems, § 42-4-237

Financial Responsibility Law, § 42-7-504

Homicide, vehicular, § 18-3-106

Mandatory use of safety belt systems, regulation of vehicles and traffic, § 42-4-237

VEHICLES AND TRAFFIC—Cont'd

Penalties

Alcohol-related offenses, § **42-4-1301**

Safety belt systems, § **42-4-237**

Prima facie evidence, alcohol and drug offense records, § **42-4-1303**

Records

Alcohol and drug offenses, § **42-4-1303**

Drivers' licenses, § **42-2-121**

Regulation of vehicles and traffic, §§ **42-4-237, 42-4-1303**

Safety belt systems

Regulation of vehicles and traffic, § **42-4-237**

Victim's failure to wear seatbelt, **Chapter 2, Rules Evid § 402**

Statutes, §§ **42-2-121 to 42-7-504**

VERDICT

Impeachment, objections to juror as witness, **Chapter 6, Rule 606(b)**

Inquiry into jury deliberations, **Chapter 2, Rules Evid § 606**

Mistakes in entering verdict onto verdict form, **Chapter 2, Rules Evid § 606**

VESTING OF POWER

Statute of frauds, conveyance before power vests, § **38-10-105**

VICTIMS OF CRIMES

Abused children, § **18-6-401.3**

Character evidence, **Chapter 2, Rules Evid § 404**

Sequestration of witnesses, interplay with victim's rights, **Chapter 2, Rules Evid § 615**

Sex Crimes, this index

VIDEOTAPE

Depositions, this index

Rules of Evidence, objections to admissibility of videotape not authenticated, **Chapter 6, Rule 901**

Use of videotapes of property in criminal actions, § **13-25-130**

VIOLATION OF EXCLUSION OF WITNESS

Evidence Rules, objections to admissibility, **Chapter 6, Rule 615**

VIOLENCE

Domestic violence, evidence of similar transactions, **Chapter 2, Rules Evid § 404, § 18-6-801.5**

VISUAL AIDS

Use in opening or closing, **Chapter 2, Rules Evid § 402**

VITAL STATISTICS

Hearsay exception, records of vital statistics, **Chapter 2, Rules Evid § 803**

Statutes, §§ **25-2-110, 25-2-117**

VOICE IDENTIFICATION

Generally, **Chapter 2, Rules Evid § 901**

INDEX

VOID MATTERS

Statute of Frauds, this index

VOIR DIRE

Insurance questions, **Chapter 2, Rules Evid § 411**

VOLUMINOUS WRITINGS

Summaries of Voluminous Writings, this index

WAIVER

Plea negotiation statements, use of, **Chapter 2, Rules Evid § 410**

Preliminary matters, testimony by accused not waiver, **Chapter 2, Rules Evid § 104**

Witnesses, interpreters appointed for hearing impaired persons, § **13-90-208**

WARRANTS

Constitution of Colorado, **Const. Art. 2 § 7**

WASTE OF TIME

Exclusion of relevant evidence, **Chapter 2, Rules Evid § 403**

WATER

Officials' records, § **13-25-116**

WATER AND IRRIGATION

Assessment records as prima facie evidence, § **37-5-115**

WIFE AND HUSBAND

Spouses, this index

WILLS

Probate, Trusts and Fiduciaries, this index

WIRETAPPING

Criminal proceedings, § **16-15-102**

WITHDRAWN GUILTY PLEA

Evidence Rules, relevancy and its limits, **Rules Evid § 410**

WITNESSES

Admissibility, objections, **Chapter 6**

Adverse inference from invocation of privilege, objections to admissibility, **Chapter 6**

Adverse party, examination of party to record by, § **13-90-116**

Appointment of interpreters for hearing impaired persons, §§ **13-90-201 to 13-90-210**

Attorney-client privilege, objections to admissibility, **Chapter 6**

Beliefs. Religious Beliefs or Opinions of Witnesses, this index

Character Evidence, this index

Character witness, objections to admissibility, **Chapter 6, Rule 405**

Children, §§ **13-90-109, 13-90-117.5**

Clergy-communicant privilege, objections to admissibility, **Chapter 6**

Comment on invocation of privilege, objections to admissibility, **Chapter 6**

WITNESSES—Cont'd

Communications

Interpreters appointed for hearing impaired persons, privileged communications, § **13-90-209**

Objections to admissibility, privileges, **Chapter 6**

Compensation of interpreters, §§ **13-90-113, 13-90-114, 13-90-210**

Competency, this index

Conclusions of law, objections to admissibility of testimony, **Chapter 6, Rules 701, 702, 704**

Conduct of witnesses

Authors' comment, **Chapter 2, Rules Evid § 608**

Generally, **Rules Evid § 608**

Impeachment, extrinsic evidence of prior conduct inadmissible, **Chapter 6, Rule 608**

Consent to testify, §§ **13-90-107, 13-90-108**

Constitution of Colorado, this index

Conversation of deceased partner, § **13-90-104**

Coordination of interpreter requests, interpreters appointed for hearing impaired persons, § **13-90-205**

Court's power to enforce subpoenas, § **13-90-112**

Credibility, **Chapter 2, Rules Evid § 401**

Cross-Examination of Witnesses, this index

Dead Man's Act renders witness incompetent, objections to admissibility, **Chapter 6, Rule 601**

Deceased persons

Conversation of deceased partner, § **13-90-104**

Estates of deceased persons, § **13-90-109**

Definitions, interpreters appointed for hearing impaired persons, § **13-90-202**

Department of Human Services, interpreters appointed for hearing impaired persons, § **13-90-203**

Domestic Relations, this index

Duces tecum subpoena, power of court to enforce, § **13-90-112**

Duties of Department of Human Services, interpreters appointed for hearing impaired persons, § **13-90-203**

Enforcement of subpoenas, power of court, § **13-90-112**

Estates of deceased persons, § **13-90-109**

Examination

Interrogation of Witnesses, this index

Party to record examined by adverse party, § **13-90-116**

Exclusion of witnesses

Authors' comments, **Chapter 2, Rules Evid § 615**

Federal Rules of Evidence compared, **Chapter 2, Rules Evid § 615**

Generally, **Rules Evid § 615**

Mandatory exclusion, **Chapter 2, Rules Evid § 615**

Violation, objections to admissibility, **Chapter 6, Rule 615**

Experts and Expert Witnesses, this index

Form of affirmation, § **13-90-117**

Gag orders among witnesses, **Chapter 2, Rules Evid § 615**

INDEX

WITNESSES—Cont'd

Generally, **Rules Evid § 601-706**

Harassing or embarrassing witness, **Chapter 2, Evid. Rule § 611**

Hearing impaired persons, appointment of interpreters, §§ **13-90-201 to 13-90-210**

Human Services Department, interpreters appointed for hearing impaired persons, § **13-90-203**

Immunity, § **13-90-118**

Impeachment of Witnesses, this index

Incapable of testifying, testimony concerning oral statements made by person, § **13-90-102**

Incompetency

Evidence Rules, objections to admissibility, **Chapter 6, Rules 601, 403**

Generally, §§ **13-90-105, 13-90-109**

Inconsistent statements. Prior Inconsistent Statements, this index

Interest, who may testify, **Chapter 2, Rules Evid § 609, § 13-90-101**

Intermediary interpreter, hearing impaired persons, § **13-90-206**

Interpreters, this index

Interrogation of Witnesses, this index

Invocation of privilege, objections to admissibility, **Chapter 6**

Marital privilege, objections to admissibility, **Chapter 6**

Mentally incompetent persons, §§ **13-90-105, 13-90-109**

Newsperson's privilege, § **13-90-119**

Oath or Affirmation, this index

Objections to admissibility, **Chapter 6**

Objections to form of question, **Chapter 6, Rule 611(a) and (c)**

Offer taken as consent to testify, § **13-90-108**

Opinions and Opinion Testimony, this index

Oral statements made by person incapable of testifying, testimony concerning, § **13-90-102**

Party's testimony

Authors' comments, **Chapter 2, Rules Evid § 1007**

Generally, **Rules Evid § 1007**

Payment by state, compensation of interpreters, § **13-90-114**

Perjury, § **13-90-117**

Physician-patient privilege, objections to admissibility, **Chapter 6**

Power

Court's power to enforce subpoenas, § **13-90-112**

Department of Human Services, interpreters appointed for hearing impaired persons, § **13-90-203**

Prior matters

Impeachment, prior conviction inadmissible, **Chapter 6, § 13-90-101**

Prior Inconsistent Statements, this index

Rehabilitate witness, prior consistent statement not admissible to, **Chapter 6**

Privileges

Interpreters appointed for hearing impaired persons, § **13-90-209**

Newsperson, § **13-90-119**

Objections to admissibility, **Chapter 6**

WITNESSES—Cont'd

- Psychotherapist-patient privilege, objections to admissibility, **Chapter 6**
- Questioning, Interrogation of Witnesses, this index
- Rehabilitation of witness, prior consistent statement not admissible for, **Chapter 6**
- Religious Beliefs or Opinions of Witnesses, this index
- Reputation for truthfulness, laying the foundation, **Chapter 2, Rules Evid § 608**
- Requests, interpreters for hearing impaired persons, **§ 13-90-205**
- Requirements to be met prior to commencing proceedings, interpreters appointed for hearing impaired persons, **§ 13-90-207**
- Restoration to competency, **§ 13-90-105**
- Self-incrimination, privilege against, **Chapter 2, Rules Evid § 608**
- Sequestration order, **Chapter 2, Rules Evid § 615**
- Service of subpoena, **§ 13-90-115**
- Sex crimes, prior history of witness, **§ 18-3-407**
- Spousal privilege, objections to admissibility, **Chapter 6**
- State, payment of compensation of interpreters, **§ 13-90-114**
- Statements
 - Prior consistent statement not admissible to rehabilitate witness, **Chapter 6**
 - Testimony concerning oral statements made by person incapable of testifying, **§ 13-90-102**
- Statutes, Generally, **§§ 13-90-101 to 13-90-210**
- Subpoenas
 - Court's power to enforce, **§ 13-90-112**
 - Service, **§ 13-90-115**
- Truthfulness of another's testimony, objections to admissibility, **Chapter 6, Rules 608, 701, 702**
- Uniform Arbitration Act, **§ 13-22-209**
- Use of intermediary interpreter, hearing impaired persons, **§ 13-90-206**
- Waiver, interpreters appointed for hearing impaired persons, **§ 13-90-208**
- Who may not testify, **§§ 13-90-106, 13-90-107**
- Who may testify, **Chapter 2, Rules Evid § 609, § 13-90-101**

WORDS AND PHRASES

- Definitions, this index

WRITINGS

- Contents
 - Authors' comments, **Chapter 2, Rules Evid § 1001-1008**
 - Generally, **Rules Evid § 1001-1008**
 - Objections to admissibility, prior inconsistent statement, **Chapter 6, Rule 613**
 - Other evidence of contents, admissibility, **Chapter 2, Rules Evid § 1004**
 - Summaries, **Chapter 2, Rules Evid § 1006**
- Copies or Duplicates, this index
- Document and chattel, when writing both, **Chapter 2, Rules Evid § 1001**
- Prior inconsistent statements, written, checklists and foundations, **Chapter 5, Rules 607-613**
- Probate statutes, separate writing identifying devise of tangible personal property, **§ 15-11-513**

INDEX

WRITINGS—Cont'd

- Refreshing memory of witnesses, use of writings
 - Admissibility of writing itself, **Chapter 2, Rules Evid § 612**
 - Authors' comments, **Chapter 2, Rules Evid § 612**
 - Foundation required to refresh recollection, **Chapter 2, Rules Evid § 612**
 - Generally, **Rules Evid § 612**
 - Opponent's use of writing, **Chapter 2, Rules Evid § 612**
- Remainder of or Related Writings or Recorded Statements, this index
- Statute of Frauds, this index
- Summaries of Voluminous Writings, this index
- Uniform Commercial Code, this index

X-RAYS

- Children's Code, evidence of child abuse, § **19-3-306**

ZONING

- Municipal government, plats as evidence, § **31-23-109**