Preface

These are the pocket parts for the Second Edition of Colorado Criminal Practice and Procedure, Volumes 14 and 15 of West's Colorado Practice Series. These pocket parts include all pertinent changes in Colorado court rules and statutes that were adopted on or before May 31, 2026, and all pertinent United States Supreme Court, 10th Circuit, Colorado Supreme Court and Court of Appeals decisions through May 31, 2026.

Recent developments in these pocket parts include:

- Hearings to remove counsel
- Amending information before trial
- Jurisdiction of court over defendant and charges
- Presidential pardon
- Supremacy clause and federal protections against state charges
- State vs. municipal charges and sentences
- Discovery and court jurisdiction to order discovery
- Cause challenges
- Courtroom closure and hybrid proceedings
- Ineffective assistance of counsel
- Seizures-length of seizure
- Reasonable expectations of privacy
- Geofencing
- Particularity of search warrants and affidavits
- Good faith reliance
- Inevitable discovery
- Emergency aid exception
- Investigatory stops
- Affirmative defenses, including advice of counsel, choice of evils and involuntary intoxication
- Hearsay-state of mind exception
- 404(b)/Res gestae
- Elements of offenses, including mens rea
- Jury instructions
- Prosecutorial misconduct
- Concurrent vs consecutive sentences
- Proportionality reviews

- Restitution
- Juvenile transfer hearings

I would like to dedicate this update to my wife, Kristina Knight. 20 years together and going stronger than ever. Thank you for all your love and support over the last 20 years. I also dedicate this to our son, Charlie, who has the world as his oyster and is going to do amazing things in this world. For Charlie: CONGRATS LANDON AND GO MCLAREN!!!

RICHARD F. BEDNARSKI

Colorado Springs, CO

July 2026