



Executive Director of City Council  
1437 Bannock Street  
Room 451  
Denver, CO 80201

March 7, 2025

RE: Proposed Initiative

The attached proposed ballot initiative regarding penalties for theft is hereby submitted for review and comment. The proponents are represented by Suzanne Taheri. Suzanne can be contacted by email at [st@westglp.com](mailto:st@westglp.com) or by phone at 303-263-0844. Please also copy her paralegal, Steve Ward at [sw@westglp.com](mailto:sw@westglp.com) on correspondence.

Sincerely,

Suzanne Taheri  
Counsel for Proponents

CC: City Attorney

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*Be it enacted by the City and County of Denver,*

*Section 38-51.15 is added to the D.M.R.C. as follows:*

Sec. 38-51.15 – Enhanced penalties for certain offenders.

(a) Notwithstanding any other provision of the D.M.R.C., any person who is convicted of or pleads no contest to a violation of Section 38-51.5 or 38-51.8 shall be sentenced by the court:

(1) To a mandatory minimum sentence of 72 consecutive hours in jail if the value of the goods stolen exceeds \$100.00;

(2) To a mandatory minimum sentence of 90 days in jail if the person has been previously convicted of violating Section 38-51.5 or 38-51.8 and the value of the goods stolen exceeds \$100.00. The court shall not set aside or suspend this minimum sentence;

(3) To a mandatory minimum sentence of 180 days if the person has twice been previously convicted of violating Section 38-51.5, 38-51.8, or any similar offense under this Code, Colorado State law, or the laws of another state. The court shall not set aside or suspend this minimum sentence.

(b) Notwithstanding any other provision of the D.M.R.C., any person who is convicted or pleads no contest to a violation of Section 38-51.11 of the D.M.R.C. shall be sentenced by the court:

(1) To a mandatory minimum sentence of 60 days in jail for a first offense;

(2) To a mandatory minimum sentence of 120 days in jail for a second or subsequent offense or if the offender has previously been convicted or pled no contest to a similar provision of Colorado state law, or the laws of another state. The court shall not set aside or suspend this minimum sentence.

(c) Notwithstanding any other provision of the D.M.R.C., any person who acts in concert with two or more persons to take, attempt to take, damage, or destroy any property in excess of \$100.00 in aggregate value, shall be sentenced to a minimum of 14 additional days in jail as an enhancement to any other sentence given. The court shall not set aside or suspend this minimum sentence, and in no circumstances may the total sentence exceed 364 days in jail.