

FELONIES

This section contains a current listing of felony offenses, excluding drug felonies. Felony offenses are categorized as classes 1 through 6 and unclassified. The penalty for the commission of a certain felony offense depends on its classification and the date the felony was committed. The penalty scheme for felonies committed on or after July 1, 1993, but before July 1, 2018, is shown in Table 1, and the penalty scheme for felonies committed on or after July 1, 2018, is shown in Table 2.

Table 1
Sentencing Scheme for Felonies Committed between July 1, 1993, and July 1, 2018

Class of Crime	Minimum Sentence^a	Maximum Sentence^a	Mandatory Parole
Class 1^b	Life Imprisonment	Death	—
Class 2 (crime of violence)^c	16 years, \$5,000 fine	48 years, \$1,000,000 fine	5 years
Class 2	8 years, \$5,000 fine	24 years, \$1,000,000 fine	5 years
Class 3 (crime of violence)^c	10 years, \$3,000 fine	32 years, \$750,000 fine	5 years
Class 3 (extraordinary risk of harm)^d	4 years, \$3,000 fine	16 years, \$750,000 fine	5 years
Class 3	4 years, \$3,000 fine	12 years, \$750,000 fine	5 years
Class 4 (crime of violence)^c	5 years, \$2,000 fine	16 years, \$500,000 fine	3 years
Class 4 (extraordinary risk of harm)^d	2 years, \$2,000 fine	8 years, \$500,000 fine	3 years
Class 4	2 years, \$2,000 fine	6 years, \$500,000 fine	3 years
Class 5 (crime of violence)^c	30 months, \$1,000 fine	8 years, \$100,000 fine	3 years
Class 5 (extraordinary risk of harm)^d	1 year, \$1,000 fine	4 years, \$100,000 fine	2 years
Class 5	1 year, \$1,000 fine	3 years, \$100,000 fine	2 years
Class 6 (crime of violence)^c	18 months, \$1,000 fine	4 years, \$100,000 fine	1 year
Class 6 (extraordinary risk of harm)^d	1 year, \$1,000 fine	2 years, \$100,000 fine	1 year
Class 6	1 year, \$1,000 fine	18 months, \$100,000 fine	1 year
Unclassified Felonies	Specified in statute	Specified in statute	—

^aSentences may include imprisonment, fine, or both.

^bJuveniles convicted as adults for class 1 felonies may be sentenced to life imprisonment with the possibility of parole after serving 40 years (Section 18-1.3-401 (4), C.R.S.).

^cUnder Section 18-1.3-406, C.R.S., the presumptive sentencing range for crimes of violence is at least the midpoint in the presumptive range but not more than twice the maximum term authorized in the presumptive range, subject to extraordinary risk of harm enhancements, for the punishment of that class felony.

^dFelony crimes that present an extraordinary risk of harm to society include the following: aggravated robbery; child abuse; unlawful distribution, manufacturing, dispensing, sale, or possession of a controlled substance with the intent to sell, distribute, manufacture, or dispense; any Section 18-1.3-406, C.R.S., crime of violence; stalking; the sale or distribution of materials to manufacture a controlled substance; felony invasion of privacy for sexual gratification; human trafficking for involuntary servitude; human trafficking for sexual servitude; and second degree assault by strangulation (Section 18-1.3-401 (10), C.R.S.).

Table 2
Sentencing Scheme for Felonies Committed on or after July 1, 2018

Class of Crime	Minimum Sentence^a	Maximum Sentence^a	Mandatory Parole
Class 1^b	Life Imprisonment	Death for convictions prior to July 1, 2020	—
Class 2 (crime of violence)^c	16 years, \$5,000 fine	48 years, \$1,000,000 fine	5 years
Class 2	8 years, \$5,000 fine	24 years, \$1,000,000 fine	3 years
Class 3 (crime of violence)^c	10 years, \$3,000 fine	32 years, \$750,000 fine	5 years
Class 3 (extraordinary risk of harm)^d	4 years, \$3,000 fine	16 years, \$750,000 fine	5 years
Class 3	4 years, \$3,000 fine	12 years, \$750,000 fine	3 years
Class 4 (crime of violence)^c	5 years, \$2,000 fine	16 years, \$500,000 fine	3 years
Class 4 (extraordinary risk of harm)^d	2 years, \$2,000 fine	8 years, \$500,000 fine	3 years
Class 4	2 years, \$2,000 fine	6 years, \$500,000 fine	3 years
Class 5 (crime of violence)^c	30 months, \$1,000 fine	8 years, \$100,000 fine	3 years
Class 5 (extraordinary risk of harm)^d	1 year, \$1,000 fine	4 years, \$100,000 fine	2 years
Class 5	1 year, \$1,000 fine	3 years, \$100,000 fine	2 years
Class 6 (crime of violence)^c	18 months, \$1,000 fine	4 years, \$100,000 fine	1 year
Class 6 (extraordinary risk of harm)^d	1 year, \$1,000 fine	2 years, \$100,000 fine	1 year
Class 6	1 year, \$1,000 fine	18 months, \$100,000 fine	1 year
Unclassified Felonies	Specified in statute	Specified in statute	—

^aSentences may include imprisonment, fine, or both.

^bJuveniles convicted as adults for class 1 felonies may be sentenced to life imprisonment with the possibility of parole after serving 40 years (Section 18-1.3-401 (4), C.R.S.). The death penalty was repealed during the 2020 Legislative Session (Section 16-11-90, C.R.S.) for convictions after July 1, 2020.

^cUnder Section 18-1.3-406, C.R.S., the presumptive sentencing range for crimes of violence is at least the midpoint in the presumptive range but not more than twice the maximum term authorized in the presumptive range, subject to extraordinary risk of harm enhancements, for the punishment of that class felony.

^dFelony crimes that present an extraordinary risk of harm to society include the following: aggravated robbery; child abuse; unlawful distribution, manufacturing, dispensing, sale, or possession of a controlled substance with the intent to sell, distribute, manufacture, or dispense; any Section 18-1.3-406, C.R.S., crime of violence; stalking; the sale or distribution of materials to manufacture a controlled substance; felony invasion of privacy for sexual gratification; human trafficking for involuntary servitude; human trafficking for sexual servitude; and second degree assault by strangulation (Section 18-1.3-401 (10), C.R.S.).

DRUG FELONIES

Drug-related felonies committed on or after October 1, 2013, are subject to a different sentencing scheme than other felonies. Previously, the sentencing scheme for drug felonies was the same as the scheme for other felonies. This section contains a current listing of drug felonies. Drug felonies are categorized as level 1, level 2, level 3, or level 4. The penalty for the commission of a certain drug felony depends on its classification. The sentencing scheme for felonies is indicated in Table 3 below.

Table 3
Sentencing Scheme for Drug Felonies Committed on or after October 1, 2013

Offense Level	Presumptive Range	Aggravated Range*	Mandatory Parole
Level 1 Drug Felony	8 to 32 years \$5,000 to \$1,000,000	—	3 years
Level 2 Drug Felony	4 to 8 years \$3,000 to \$750,000	8 to 16 years \$3,000 to \$750,000	2 years
Level 3 Drug Felony	2 to 4 years \$2,000 to \$500,000	4 to 6 years \$2,000 to \$500,000	1 year
Level 4 Drug Felony	6 months to 1 year \$1,000 to \$100,000	1 to 2 years \$1,000 to \$1,000,000	1 year

**The presence of certain aggravating circumstances requires sentencing under the aggravated scheme. Aggravating factors are: the defendant was on parole for another felony; the defendant was under confinement, in prison, or in any correctional facility as a convicted felon or was an escapee; the defendant was on probation for or on bond while awaiting sentencing following revocation of probation for a delinquent act that, if committed by an adult, would constitute a felony; whether the offense was part of a pattern of manufacturing, selling, dispensing, or distributing controlled substances; the offender used, displayed, or possessed a deadly weapon in the course of the offense; or the offender used a child as his or her agent during the course of the offense (Section 18-18-407, C.R.S.). Section 18-1.3-401.5, C.R.S., provides several other circumstances in which an offender must or may be sentenced to a term of more than the presumptive range or be disqualified from receiving certain penalties.*

It is important to note that not all persons convicted of a felony drug offense receive a sentence to prison. Colorado law authorizes many alternatives to prison including deferred prosecution, deferred sentencing, probation, and community corrections. In addition, there are several special sentencing categories that may increase or decrease the presumptive sentencing range for a felony.

The crimes in this listing are grouped according to the statutory title in which they appear.

All listings are current through the 2020 regular session laws.