

An Act

HOUSE BILL 17-1111

BY REPRESENTATIVE(S) Beckman, Benavidez, Ginal, Hooton, Humphrey, Jackson, Lee, Lewis, Lontine, McKean, Mitsch Bush, Pettersen, Rosenthal, Singer, Valdez, Williams D., Wist, Duran; also SENATOR(S) Fields, Cooke, Court, Crowder, Donovan, Gardner, Jahn, Kagan, Kefalas, Kerr, Martinez Humenik, Merrifield, Todd, Zenzinger.

CONCERNING ALLOWING JUVENILE COURTS TO ENTER CIVIL PROTECTION ORDERS IN DEPENDENCY AND NEGLECT CASES.

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

SECTION 1. In Colorado Revised Statutes, 19-1-104, add (7) as follows:

19-1-104. Jurisdiction. (7) UPON MOTION OF THE CITY OR COUNTY ATTORNEY, GUARDIAN AD LITEM, OR RESPONDENT PARENT COUNSEL, THE DISTRICT OR THE JUVENILE COURT HAS JURISDICTION TO ENTER A CIVIL PROTECTION ORDER PURSUANT TO ARTICLE 14 OF TITLE 13 IN ACTIONS BROUGHT PURSUANT TO ARTICLE 3 OF THIS TITLE 19. THE COURT SHALL USE THE STANDARDIZED FORMS DEVELOPED BY THE JUDICIAL DEPARTMENT PURSUANT TO SECTION 13-1-136 AND SHALL FOLLOW THE STANDARDS AND PROCEDURES FOR THE ISSUANCE OF CIVIL PROTECTION ORDERS SET FORTH

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

IN ARTICLE 14 OF TITLE 13, INCLUDING BUT NOT LIMITED TO PERSONAL SERVICE UPON THE RESTRAINED PERSON. ONCE ISSUED, THE CLERK OF THE ISSUING COURT SHALL ENTER THE CIVIL PROTECTION ORDER INTO THE COMPUTERIZED CENTRAL REGISTRY OF PROTECTION ORDERS CREATED PURSUANT TO SECTION 18-6-803.7. IF THE PERSON WHO IS THE SUBJECT OF THE CIVIL PROTECTION ORDER HAS NOT BEEN PERSONALLY SERVED PURSUANT TO SECTION 13-14-107 (3), A PEACE OFFICER RESPONDING TO A CALL FOR ASSISTANCE SHALL SERVE A COPY OF THE CIVIL PROTECTION ORDER ON THE PERSON WHO IS SUBJECT TO THE ORDER. IF THE CIVIL PROTECTION ORDER IS MADE PERMANENT PURSUANT TO THE PROVISIONS OF SECTION 13-14-106, THE CIVIL PROTECTION ORDER REMAINS IN EFFECT UPON TERMINATION OF THE JUVENILE COURT ACTION. THE CLERK OF THE COURT ISSUING THE ORDER SHALL FILE A CERTIFIED COPY OF THE PERMANENT CIVIL PROTECTION ORDER INTO AN EXISTING CASE IN THE DISTRICT COURT, IF APPLICABLE, OR WITH THE COUNTY COURT IN THE COUNTY WHERE THE PROTECTED PARTY RESIDES. CIVIL PROTECTION ORDERS ISSUED BY THE DISTRICT OR THE JUVENILE COURT PURSUANT TO ARTICLE 14 OF TITLE 13 HAVE THE SAME FORCE AND EFFECT AS PROTECTION ORDERS ISSUED PURSUANT TO ARTICLE 14 OF TITLE 13 BY A COURT WITH CONCURRENT JURISDICTION.

SECTION 2. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.



Crisanta Duran
SPEAKER OF THE HOUSE
OF REPRESENTATIVES



Kevin J. Grantham
PRESIDENT OF
THE SENATE



Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES



Effie Ameen
SECRETARY OF
THE SENATE

APPROVED

1:35 Pm

4/4/17



John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO