

First Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 17-0570.02 Brita Darling x2241

HOUSE BILL 17-1111

HOUSE SPONSORSHIP

Beckman,

SENATE SPONSORSHIP

(None),

House Committees

Judiciary

Senate Committees

A BILL FOR AN ACT

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

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill clarifies that the juvenile court (court) has jurisdiction to enter civil protection orders in dependency and neglect actions in the same manner as district and county courts. The court must follow the same procedures for the issuance of the civil protection orders and use standardized forms. Civil protection orders must be entered into the central registry for protection orders and are enforced in the same manner

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

as civil protection orders issued by other courts.

If the civil protection order is made permanent, it remains in effect after the termination of the dependency and neglect action. The clerk of the court shall file a certified copy of a permanent civil protection order in an existing district court case, if applicable, or with the county court in the county where the protected party resides.

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

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

4 **19-1-104. Jurisdiction.** (7) THE JUVENILE COURT HAS
5 JURISDICTION TO ENTER A CIVIL PROTECTION ORDER PURSUANT TO
6 ARTICLE 14 OF TITLE 13 IN ACTIONS BROUGHT PURSUANT TO ARTICLE 3 OF
7 THIS TITLE 19. THE COURT SHALL USE THE STANDARDIZED FORMS
8 DEVELOPED BY THE JUDICIAL DEPARTMENT PURSUANT TO SECTION
9 13-1-136 AND SHALL FOLLOW THE PROCEDURES FOR THE ISSUANCE OF
10 CIVIL PROTECTION ORDERS SET FORTH IN ARTICLE 14 OF TITLE 13,
11 INCLUDING BUT NOT LIMITED TO PERSONAL SERVICE UPON THE
12 RESTRAINED PERSON. ONCE ISSUED, THE CLERK OF THE ISSUING COURT
13 SHALL ENTER THE CIVIL PROTECTION ORDER INTO THE COMPUTERIZED
14 CENTRAL REGISTRY OF PROTECTION ORDERS CREATED PURSUANT TO
15 SECTION 18-6-803.7. IF THE PERSON WHO IS THE SUBJECT OF THE CIVIL
16 PROTECTION ORDER HAS NOT BEEN PERSONALLY SERVED PURSUANT TO
17 SECTION 13-14-107 (3), A PEACE OFFICER RESPONDING TO A CALL FOR
18 ASSISTANCE SHALL SERVE A COPY OF THE CIVIL PROTECTION ORDER ON
19 THE PERSON WHO IS SUBJECT TO THE ORDER. IF THE CIVIL PROTECTION
20 ORDER IS MADE PERMANENT PURSUANT TO THE PROVISIONS OF SECTION
21 13-14-106, THE CIVIL PROTECTION ORDER REMAINS IN EFFECT UPON
22 TERMINATION OF THE JUVENILE COURT ACTION. THE CLERK OF THE COURT

1 ISSUING THE ORDER SHALL FILE A CERTIFIED COPY OF THE PERMANENT
2 CIVIL PROTECTION ORDER INTO AN EXISTING CASE IN THE DISTRICT COURT,
3 IF APPLICABLE, OR WITH THE COUNTY COURT IN THE COUNTY WHERE THE
4 PROTECTED PARTY RESIDES. CIVIL PROTECTION ORDERS ISSUED BY THE
5 JUVENILE COURT PURSUANT TO ARTICLE 14 OF TITLE 13 HAVE THE SAME
6 FORCE AND EFFECT AS PROTECTION ORDERS ISSUED PURSUANT TO ARTICLE
7 14 OF TITLE 13 BY A COURT WITH CONCURRENT JURISDICTION.

8 **SECTION 2. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.