

**First Regular Session
Seventy-first General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 17-0570.02 Brita Darling x2241

HOUSE BILL 17-1111

HOUSE SPONSORSHIP

Beckman,

SENATE SPONSORSHIP

Fields,

House Committees
Judiciary

Senate Committees
Judiciary

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.*

SENATE
3rd Reading Unamended
March 21, 2017

SENATE
2nd Reading Unamended
March 20, 2017

HOUSE
3rd Reading Unamended
March 3, 2017

HOUSE
Amended 2nd Reading
February 28, 2017

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.

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 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

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

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