



Colorado  
Legislative  
Council  
Staff

HB17-1083

REVISED  
FISCAL NOTE

(replaces fiscal note dated February 22, 2017)

---

**FISCAL IMPACT:**  State  Local  Statutory Public Entity  Conditional  No Fiscal Impact

---

**Drafting Number:** LLS 17-0496  
**Prime Sponsor(s):** Rep. Liston  
Sen. Gardner

**Date:** March 10, 2017  
**Bill Status:** Senate Judiciary  
**Fiscal Analyst:** Chris Creighton (303-866-5834)

---

**BILL TOPIC:** MUNICIPAL JUDGE ADVISEMENT FOR TRAFFIC OFFENSES

### Summary of Legislation

Under current law, municipal judges will be required to inform defendants of certain rights at his or her first appearance in municipal court beginning May 1, 2017. This *reengrossed bill* excludes traffic infractions for which the penalty is only a fine and arrest is prohibited and for which a court cannot issue a bench warrant from this requirement.

### Background

For prosecutions of municipal charter and ordinance violations and beginning on May 1, 2017, House Bill 16-1309, enacted last year, requires municipal judges to inform a defendant, at first appearance, of his or her rights related to self-incrimination, counsel, trial by jury, pleas, bail, and the charges against him or her.

### Local Government Impact

Currently, municipal courts are preparing to implement HB16-1309 beginning May 1, 2017. This bill increases municipal court workload by a minimal amount to adjust policies, procedures, and forms related to the advisement of defendants to exclude traffic offenses.

### Effective Date

The bill takes effect May 1, 2017, or upon signature by the Governor and applies to violations committed on or after the effective date.

### State and Local Government Contacts

Information Technology

Judicial

Law

Municipalities