



Colorado
Legislative
Council
Staff

HB17-1316

FINAL
FISCAL NOTE

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

Drafting Number: LLS 17-1164
Prime Sponsor(s): Rep. Lontine
Sen. Marble

Date: September 5, 2017
Bill Status: Signed into Law
Fiscal Analyst: Chris Creighton (303-866-5834)

BILL TOPIC: DELAY IMPLEMENTATION OF HB 16-1309

Summary of Legislation

Under current law, beginning on May 1, 2017, municipal courts will be required to appoint legal counsel to defendants facing incarceration and to inform defendants of certain rights at his or her first court appearance. This bill delays the implementation of these requirements until July 1, 2018.

Background

House Bill 16-1309 requires as of May 1, 2017, that municipal courts appoint counsel in certain situations and municipal judges 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. This applies to prosecutions of municipal charter and ordinance violations. House Bill 17-1083, 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.

Local Government Impact

Municipal courts are preparing to implement HB16-1309 beginning on May 1, 2017. By delaying this requirement until July 1, 2018, this bill reduces municipal court workload and costs until the new effective date.

Effective Date

This bill was signed into law by the Governor and took effect on April 28, 2017.

State and Local Government Contacts

Municipalities