

CHAPTER 285

COURTS

SENATE BILL 94-224

BY SENATORS Lacy, Rizzuto, and Traylor;
also REPRESENTATIVES Owen, Grampas, and Romero.

AN ACT

CONCERNING FEES IMPOSED TO COVER THE COST OF PROCESSING SUPPORT PAYMENTS REQUIRED TO BE PAID THROUGH THE COURT REGISTRY.

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

SECTION 1. 13-32-101 (1) (a.5), Colorado Revised Statutes, 1987 Repl. Vol., as amended, is amended to read:

13-32-101. Docket fees in civil actions - support registry fund created. (1) At the time of first appearance in all civil actions and special proceedings in all courts of record, except in the supreme court and the court of appeals, and except in the probate proceedings in the district court or probate court of the city and county of Denver, and except as provided in subsection (2) of this section and in sections 13-32-103 and 13-32-104, there shall be paid in advance the total docket fees, as follows:

(a.5) (I) By a person directed to make support payments through the registry of the court:

(A) ~~a fee of thirty dollars~~ AN INITIAL ONE-TIME FEE, IN AN AMOUNT TO BE DETERMINED ANNUALLY BY THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT, BUT NOT GREATER THAN THIRTY DOLLARS, TO COVER THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH THE ESTABLISHMENT OF AN ACCOUNT FOR THAT PERSON, WHICH FEE SHALL BE PAID BY SUCH PERSON AT THE TIME OF THE ENTRY OF SUCH DECREE OR ORDER; AND

(B) A MINIMAL PROCESSING FEE, IN AN AMOUNT TO BE DETERMINED ANNUALLY BY THE CHIEF JUSTICE OF THE COLORADO SUPREME COURT, BUT NOT GREATER THAN

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

THREE DOLLARS, TO COVER THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH PROCESSING A SUPPORT PAYMENT, FOR EACH AND EVERY SUPPORT PAYMENT MADE BY SUCH PERSON, WHICH FEE SHALL BE PAID BY SUCH PERSON EACH TIME A SUPPORT PAYMENT IS MADE.

(II) The fees collected pursuant to subparagraph (I) of this paragraph (a.5) shall be transmitted to the state treasurer, who shall credit the same to the support registry fund, which fund is hereby created. The moneys in the fund shall be subject to annual appropriation by the general assembly for the direct and indirect costs of processing and distributing support payments required to be paid through the court registry.

SECTION 2. Effective date - applicability. This act shall take effect July 1, 1994, and shall apply to court orders entered on or after said date.

SECTION 3. 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.

Approved: May 31, 1994