

CHAPTER 420

COURTS

HOUSE BILL 23-1132

BY REPRESENTATIVE(S) Snyder and Soper, Bird, Lindstedt, Ricks, Titone;
also SENATOR(S) Fields, Cutter, Exum, Gonzales, Hansen, Jaquez Lewis, Priola, Rodriguez, Winter F.

AN ACT

CONCERNING THE COURT DATA-SHARING TASK FORCE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

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

SECTION 1. In Colorado Revised Statutes, **add** 13-3-119 as follows:

13-3-119. Data-sharing task force between state and municipal courts - creation - legislative declaration - repeal. (1) THE GENERAL ASSEMBLY FINDS AND DECLARES THAT:

(a) DATA COORDINATION AND SHARING BETWEEN STATE AND MUNICIPAL COURTS IS CRITICAL FOR THE ADMINISTRATION OF JUSTICE;

(b) THE EXISTING STATEWIDE COURT DATA SYSTEM PROVIDES ALL BUT ONE OF THE CURRENT STATE COURTS WITH DIGITAL ACCESS TO CASE INFORMATION STATEWIDE, BUT DOES NOT CURRENTLY SHARE CASE INFORMATION WITH MUNICIPAL COURTS;

(c) DENVER COUNTY COURT IS BOTH A STATE AND MUNICIPAL COURT AND DOES NOT CURRENTLY SHARE CASE INFORMATION STATEWIDE;

(d) MUNICIPAL COURT DATA SYSTEMS DO NOT CURRENTLY SHARE MUNICIPAL CASE INFORMATION STATEWIDE;

(e) WHILE SOME MUNICIPAL COURTS HAVE CREATED READ-ONLY DIGITAL DATA ACCESS, THIS ACCESS DOES NOT EXIST WITH ALL COURTS THROUGHOUT THE STATE, WHICH CREATES GAPS AND REQUIRES EACH COURT TO DIRECTLY CONTACT THE

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OTHER COURT TO REQUEST COPIES OF COURT FILES OR CASES, RESULTING IN A TEDIOUS AND TIME-CONSUMING PROCESS;

(f) PROVIDING READ-ONLY DIGITAL DATA ACCESS TO STATE AND MUNICIPAL CASES AMONG COURTS WILL STREAMLINE COURT DATA SHARING, SERVE THE PUBLIC INTEREST, AND NOT UNDULY BURDEN STATE COURTS OR MUNICIPAL COURTS; AND

(g) IT IS ESSENTIAL THAT THE STATE JUDICIAL DEPARTMENT AND MUNICIPAL COURTS COLLABORATE TO DETERMINE THE BEST PROCESS TO IMPLEMENT A READ-ONLY DIGITAL DATA ACCESS COURT DATA SYSTEM.

(2) THERE IS CREATED IN THE JUDICIAL DEPARTMENT THE TASK FORCE ON DATA SHARING BETWEEN STATE COURTS AND MUNICIPAL COURTS, REFERRED TO IN THIS SECTION AS THE "TASK FORCE". THE TASK FORCE MUST MEET REGULARLY TO:

(a) INVESTIGATE CURRENT DATA SHARING AND ACCESS TO COURT DATA SYSTEMS;

(b) CONSIDER PROCESSES FOR SHARING DATA AND PROVIDING ACCESS TO COURT DATA SYSTEMS STATEWIDE; AND

(c) CONSIDER SAFETY MEASURES OR INTEGRATION OF SYSTEMS IN ORDER TO PROTECT SENSITIVE DATA IN COURT SYSTEMS.

(3) THE TASK FORCE CONSISTS OF:

(a) THREE REPRESENTATIVES FROM THE STATE JUDICIAL DEPARTMENT, ONE OF WHOM MUST BE A CHIEF JUDGE WHO WILL SERVE AS THE CHAIR OF THE COMMITTEE, APPOINTED BY THE JUDICIAL DEPARTMENT;

(b) THE STATE COURT ADMINISTRATOR OR THE ADMINISTRATOR'S DESIGNEE, APPOINTED BY THE JUDICIAL DEPARTMENT;

(c) FIVE REPRESENTATIVES FROM MUNICIPAL COURTS, WITH AT LEAST ONE REPRESENTATIVE FROM THE DENVER COUNTY COURT, AT LEAST ONE REPRESENTATIVE FROM A MUNICIPAL COURT IN A MUNICIPALITY WITH A POPULATION OF FIFTY THOUSAND TO FIVE HUNDRED NINETY-NINE THOUSAND NINE HUNDRED NINETY-NINE, AT LEAST ONE REPRESENTATIVE FROM A MUNICIPAL COURT IN A MUNICIPALITY WITH A POPULATION OF EIGHT THOUSAND TO FORTY-NINE THOUSAND NINE HUNDRED NINETY-NINE, AND AT LEAST ONE REPRESENTATIVE FROM A MUNICIPAL COURT IN A MUNICIPALITY WITH A POPULATION OF FEWER THAN EIGHT THOUSAND. ONE MUNICIPAL COURT REPRESENTATIVE MUST SERVE AS THE VICE-CHAIR OF THE COMMITTEE. EACH OF THESE REPRESENTATIVES IS APPOINTED BY A STATEWIDE ORGANIZATION OF MUNICIPALITIES.

(d) A REPRESENTATIVE WHO WORKS AS A MUNICIPAL PROSECUTOR, APPOINTED BY A STATEWIDE ORGANIZATION OF MUNICIPALITIES;

(e) A REPRESENTATIVE WHO WORKS AS A MUNICIPAL PUBLIC DEFENDER, APPOINTED BY A STATEWIDE ORGANIZATION OF MUNICIPALITIES;

(f) A REPRESENTATIVE FROM THE COLORADO DISTRICT ATTORNEYS' COUNCIL, APPOINTED BY THE OFFICE OF THE DISTRICT ATTORNEYS' COUNCIL;

(g) A REPRESENTATIVE FROM THE OFFICE OF STATE PUBLIC DEFENDER CREATED IN SECTION 21-1-101, APPOINTED BY THE OFFICE OF STATE PUBLIC DEFENDER;

(h) A REPRESENTATIVE FROM THE OFFICE OF THE CHILD PROTECTION OMBUDSMAN; AND

(i) A REPRESENTATIVE FROM THE SEXUAL ASSAULT COMMUNITY OR FROM THE DOMESTIC VIOLENCE VICTIM'S RIGHTS COMMUNITY.

(4) THE MEMBERS OF THE TASK FORCE SERVE WITHOUT COMPENSATION AND WITHOUT REIMBURSEMENT FOR EXPENSES.

(5) THE TASK FORCE SHALL MEET A MAXIMUM OF SIX TIMES BEFORE JANUARY 8, 2024. THE FIRST MEETING MUST OCCUR NO LATER THAN JULY 17, 2023.

(6) THE TASK FORCE SHALL REPORT ITS FINDINGS AND RECOMMENDATIONS TO THE JUDICIARY COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE, OR ANY SUCCESSOR COMMITTEES, ON OR BEFORE JANUARY 8, 2024.

(7) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2024.

SECTION 2. Appropriation. For the 2023-24 state fiscal year, \$115,440 is appropriated to the judicial department. This appropriation is from the general fund. To implement this act, the department may use this appropriation for information technology infrastructure.

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, or safety.

Approved: June 7, 2023