

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

DRAFT  
9.26.17

BILL 11

LLS NO. 18-0253.01 Richard Sweetman x4333

INTERIM COMMITTEE BILL

County Courthouse and County Jail Funding and Overcrowding Solutions  
Interim Study Committee

**BILL TOPIC:** "Increase Surcharge For Court Security Cash Fund"

**A BILL FOR AN ACT**

101 **CONCERNING INCREASING COURT FEES OF WHICH ANY PORTION IS**  
102 **TRANSFERRED TO THE COURT SECURITY CASH FUND.**

**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/>.)*

**County Courthouse and County Jail Funding and Overcrowding Solutions Interim Study Committee.** Under current law, courts collect a \$5 surcharge on certain court fees, and the surcharge is credited to the court security cash fund. The surcharge is imposed on:

- Docket fees and jury fees for specified civil actions;
- Docket fees for criminal convictions;

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

- Filing fees for specified probate filings;
- Docket fees for specified special proceeding filings;
- Fees for specified filings in water matters; and
- Docket fees for specified traffic infraction penalties.

The bill increases the surcharge to \$10, thereby increasing each of these fees by \$5. On and after the effective date of the bill, for each \$10 surcharge credited to the fund, the state court administrator shall award \$5 to the court that collected the fee upon which the surcharge was assessed.

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

2           **SECTION 1.** In Colorado Revised Statutes, 13-1-204, **amend**  
3 (1)(b), (2), and (3); and **repeal** (1)(c)(II) and (1)(c)(III) as follows:

4           **13-1-204. Court security cash fund - creation - grants -**  
5 **regulations.** (1) (b) ~~A five-dollar~~ THE COURT SHALL ASSESS AND  
6 COLLECT A TEN-DOLLAR surcharge ~~shall be assessed and collected~~ as  
7 provided by law on docket fees and jury fees for specified civil actions  
8 filed on and after July 1, 2007; on docket fees for criminal convictions  
9 entered on and after July 1, 2007; on filing fees for specified probate  
10 filings made on and after July 1, 2007; on docket fees for specified  
11 special proceeding filings made on and after July 1, 2007; on fees for  
12 specified filings in water matters initiated on and after July 1, 2007; and  
13 on docket fees for specified traffic infraction penalties assessed on and  
14 after July 1, 2007. THE COURT SHALL TRANSMIT the surcharge ~~shall be~~  
15 ~~transmitted~~ to the state treasurer, who shall credit the surcharge to the  
16 fund.

17           (c) (II) ~~Notwithstanding any provision of subparagraph (I) of this~~  
18 ~~paragraph (c) to the contrary, on April 20, 2009, the state treasurer shall~~  
19 ~~deduct one million five hundred thousand dollars from the court security~~  
20 ~~cash fund and transfer such sum to the general fund.~~

1           (III) ~~Notwithstanding any provision of subparagraph (I) of this~~  
2 ~~paragraph (c) to the contrary, on July 1, 2009, the state treasurer shall~~  
3 ~~deduct five hundred thousand dollars from the court security cash fund~~  
4 ~~and transfer such sum to the general fund.~~

5           (2) ~~Moneys~~ MONEY from the fund that ~~are~~ IS distributed to  
6 counties pursuant to this part 2 ~~shall~~ MUST be used to ~~supplement existing~~  
7 ~~county funding~~ for purposes related to security of facilities containing a  
8 state court or probation office. ~~and shall not be used to supplant moneys~~  
9 ~~already allocated by the county for such purposes.~~

10           (3) (a) EXCEPT AS PROVIDED IN THIS SUBSECTION (3)(a) AND IN  
11 SUBSECTION (3)(b) OF THIS SECTION, all ~~moneys~~ MONEY credited to the  
12 fund ~~shall be~~ IS available for grants awarded by the state court  
13 administrator, based on recommendations of the commission, to counties  
14 for the purposes described in this part 2. ~~except that~~ The state court  
15 administrator, HOWEVER, may use up to ten percent of the moneys  
16 annually appropriated from the fund for administrative costs incurred  
17 through the implementation of this part 2. The state court administrator,  
18 subject to annual appropriation by the general assembly, is hereby  
19 authorized to expend moneys appropriated from the fund pursuant to this  
20 part 2.

21           (b) ON AND AFTER THE EFFECTIVE DATE OF HOUSE BILL/SENATE  
22 BILL 18-\_\_\_, ENACTED IN 2018, FOR EACH TEN DOLLAR SURCHARGE  
23 CREDITED TO THE FUND BY THE STATE TREASURER PURSUANT TO  
24 SUBSECTION (1)(b) OF THIS SECTION, THE STATE COURT ADMINISTRATOR  
25 SHALL AWARD FIVE DOLLARS TO THE COURT THAT COLLECTED THE FEE  
26 UPON WHICH THE SURCHARGE WAS ASSESSED. MONEY THAT IS  
27 DISTRIBUTED TO COUNTIES FROM THE FUND PURSUANT TO THIS

1 SUBSECTION (3)(b) MUST BE USED FOR PURPOSES RELATED TO SECURITY  
2 OF FACILITIES CONTAINING A STATE COURT OR PROBATION OFFICE.

3 **SECTION 2.** In Colorado Revised Statutes, 13-32-101, **amend**  
4 (1)(a), (1)(a.5), (1)(b), (1)(b.5), (1)(c)(III) introductory portion,  
5 (1)(c)(III)(A), (1)(c)(III)(B), (1)(c)(IV)(A), (1)(c)(IV)(B), (1)(c)(IV)(C),  
6 (1)(c)(IV)(D), (1)(c)(IV)(F), (1)(d), (1)(e), (1)(f), (1)(g), (5)(a)  
7 introductory portion, (5)(a)(IV), (5)(b) introductory portion, (5)(b)(II),  
8 (5)(g), (5)(h), (5)(i) introductory portion, (5)(i)(II), (5)(j) introductory  
9 portion, (5)(j)(II), (5)(k) introductory portion, (5)(k)(II), (5)(l)  
10 introductory portion, (5)(l)(II), (5)(m) introductory portion, (5)(m)(II),  
11 (5)(n) introductory portion, (5)(n)(II), (5)(o) introductory portion,  
12 (5)(o)(II), (5)(p) introductory portion, (5)(p)(II), (5)(q) introductory  
13 portion, (5)(q)(II), (5)(r) introductory portion, and (5)(r)(II) as follows:

14 **13-32-101. Docket fees in civil actions - judicial stabilization**  
15 **cash fund - support registry fund created.** (1) At the time of first  
16 appearance in all civil actions and special proceedings in all courts of  
17 record, except in the supreme court and the court of appeals, and except  
18 in the probate proceedings in the district court or probate court of the city  
19 and county of Denver, and except as provided in subsection (3) of this  
20 section and in sections 13-32-103 and 13-32-104, there shall be paid in  
21 advance the total docket fees, as follows:

22 (a) On and after July 1, 2009, by the petitioner in a proceeding for  
23 dissolution of marriage, legal separation, or declaration of invalidity of  
24 marriage and by the petitioner in an action for a declaratory judgment  
25 concerning the status of marriage, a fee of ~~two hundred thirty dollars~~ TWO  
26 HUNDRED THIRTY-FIVE DOLLARS;

27 (a.5) On and after October 1, 2013, by the petitioner in a

1 proceeding for dissolution of a civil union, legal separation of a civil  
2 union, or declaration of invalidity of a civil union and by the petitioner in  
3 an action for a declaratory judgment concerning the status of a civil  
4 union, a fee of ~~two hundred thirty dollars~~ TWO HUNDRED THIRTY-FIVE  
5 DOLLARS;

6 (b) On and after July 1, 2009, by the respondent in a proceeding  
7 for dissolution of marriage, legal separation, or declaration of invalidity  
8 of marriage and by the respondent to an action for a declaratory judgment  
9 concerning the status of marriage, a fee of ~~one hundred sixteen dollars~~  
10 ONE HUNDRED TWENTY-ONE DOLLARS;

11 (b.5) On and after October 1, 2013, by the respondent in a  
12 proceeding for dissolution of a civil union, legal separation of a civil  
13 union, or declaration of invalidity of a civil union and by the respondent  
14 to an action for a declaratory judgment concerning the status of a civil  
15 union, a fee of ~~one hundred sixteen dollars~~ ONE HUNDRED TWENTY-ONE  
16 DOLLARS;

17 (c) (III) Except as provided in ~~subparagraph (IV) of this paragraph~~  
18 ~~(c)~~ SUBSECTION (1)(c)(IV) OF THIS SECTION:

19 (A) On and after July 1, 2010, by each plaintiff, petitioner,  
20 third-party plaintiff, and party filing a cross claim or counterclaim, when  
21 a money judgment sought is fifteen thousand dollars or less and such  
22 action is commenced in a court of record of appropriate limited  
23 jurisdiction, a fee in the amount of ~~ninety-seven dollars~~. ONE HUNDRED  
24 TWO DOLLARS;

25 (B) On and after July 1, 2010, by each defendant, respondent,  
26 third-party defendant, or other party in such court not filing a cross claim  
27 or counterclaim, when a money judgment sought is fifteen thousand

1 dollars or less and such action is commenced in a court of record of  
2 appropriate limited jurisdiction, a fee in the amount of ~~ninety-two dollars~~  
3 NINETY-SEVEN DOLLARS.

4 (IV) The general assembly hereby declares that docket fees for  
5 actions filed in the small claims division of the county court should reflect  
6 the range of the monetary jurisdictional limit established for such actions  
7 and that such fees should promote access to the courts and reflect  
8 appropriate contributions from litigants using the court system based on  
9 the money judgment sought in an action. The general assembly hereby  
10 declares that it is appropriate to establish docket fees for the small claims  
11 division of the county court as follows:

12 (A) On and after July 1, 2008, when the money judgment sought  
13 by the plaintiff in an action filed in the small claims division of the county  
14 court is five hundred dollars or less, a plaintiff shall pay a fee of  
15 ~~thirty-one dollars~~ THIRTY-SIX DOLLARS.

16 (B) On and after July 1, 2008, when the money judgment sought  
17 by the plaintiff in an action filed in the small claims division of the county  
18 court is five hundred dollars or less, a defendant filing an answer without  
19 a counterclaim in such an action shall pay a fee of ~~twenty-six dollars~~  
20 THIRTY-ONE DOLLARS.

21 (C) On and after July 1, 2008, when the money judgment sought  
22 in an action filed in the small claims division of the county court exceeds  
23 five hundred dollars and is no more than seven thousand five hundred  
24 dollars, a plaintiff shall pay a fee of ~~fifty-five dollars~~ SIXTY DOLLARS.

25 (D) On and after July 1, 2008, when the money judgment sought  
26 in an action filed in the small claims division of the county court exceeds  
27 five hundred dollars and is no more than seven thousand five hundred

1 dollars, a defendant filing an answer without a counterclaim in such an  
2 action shall pay a fee of ~~forty-one dollars~~ FORTY-SIX DOLLARS.

3 (F) On and after July 1, 2008, if a defendant files an answer with  
4 a counterclaim in an action in the small claims division of the county  
5 court and the amount sought in either the action or the counterclaim is  
6 more than five hundred dollars and is not more than seven thousand five  
7 hundred dollars, the fee for such answer and counterclaim shall be  
8 ~~forty-six dollars~~ FIFTY-ONE DOLLARS.

9 (d) On and after July 1, 2008, by each plaintiff, petitioner,  
10 third-party plaintiff, and party filing a cross claim or counterclaim filed  
11 in a district court of the state, a fee of ~~two hundred twenty-four dollars~~  
12 TWO HUNDRED TWENTY-NINE DOLLARS;

13 (e) On and after July 1, 2008, by each appellant, a fee of ~~one~~  
14 ~~hundred sixty-three dollars~~ ONE HUNDRED SIXTY-EIGHT DOLLARS;

15 (f) On and after July 1, 2008, by an appellee and by each  
16 defendant or respondent not filing a cross claim or counterclaim, a fee of  
17 ~~one hundred fifty-eight dollars~~ ONE HUNDRED SIXTY-THREE DOLLARS;

18 (g) On and after July 1, 2008, by a petitioner in adoption  
19 proceedings, a fee of ~~one hundred sixty-seven dollars~~ ONE HUNDRED  
20 SEVENTY-TWO DOLLARS.

21 (5) (a) THE COURT SHALL TRANSMIT each fee collected pursuant  
22 to ~~paragraph (a) or (a.5) of subsection (1)~~ SUBSECTION (1)(a) OR (1)(a.5)  
23 of this section ~~shall be transmitted to the state treasurer, and divided~~ WHO  
24 SHALL DIVIDE IT as follows:

25 (IV) ~~Five dollars~~ TEN DOLLARS shall be deposited in the court  
26 security cash fund established pursuant to section 13-1-204;

27 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to

1 ~~paragraph (b) or (b.5) of subsection (1)~~ SUBSECTION (1)(b) OR (1)(b.5) of  
2 this section ~~shall be transmitted~~ to the state treasurer, ~~and divided~~ WHO  
3 SHALL DIVIDE IT as follows:

4 (II) On and after July 1, 2010, seventy-five dollars shall be  
5 deposited in the judicial stabilization cash fund created in subsection (6)  
6 of this section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
7 security cash fund established pursuant to section 13-1-204, twenty-six  
8 dollars shall be deposited in the justice center cash fund created in  
9 ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this section, five  
10 dollars shall be deposited in the Colorado domestic abuse program fund  
11 created in section 39-22-802 (1), ~~C.R.S.~~, and five dollars shall be  
12 deposited in the family violence justice fund created in section 14-4-107  
13 (1). ~~C.R.S.~~

14 (g) THE COURT SHALL TRANSMIT each fee collected pursuant to  
15 ~~sub-subparagraph (A) of subparagraph (III) of paragraph (c) of subsection~~  
16 ~~(I)~~ SUBSECTION (1)(c)(III)(A) of this section ~~shall be transmitted~~ to the  
17 state treasurer, ~~and~~ WHO SHALL DIVIDE IT AS FOLLOWS: Fifty-four dollars  
18 shall be deposited in the judicial stabilization cash fund created in  
19 subsection (6) of this section, ~~five dollars~~ TEN DOLLARS shall be deposited  
20 in the court security cash fund established pursuant to section 13-1-204,  
21 thirty-seven dollars shall be deposited in the justice center cash fund  
22 created in ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this  
23 section, and one dollar shall be deposited in the general fund pursuant to  
24 section 2-5-119. ~~C.R.S.~~

25 (h) THE COURT SHALL TRANSMIT each fee collected pursuant to  
26 ~~sub-subparagraph (B) of subparagraph (III) of paragraph (c) of subsection~~  
27 ~~(I)~~ SUBSECTION (1)(c)(III)(B) of this section ~~shall be transmitted~~ to the



1 state treasurer, ~~and~~ WHO SHALL DIVIDE IT AS FOLLOWS: Fifty dollars shall  
2 be deposited in the judicial stabilization cash fund created in subsection  
3 (6) of this section, ~~five dollars~~ TEN DOLLARS shall be deposited in the  
4 court security cash fund established pursuant to section 13-1-204, and  
5 thirty-seven dollars shall be deposited in the justice center cash fund  
6 created in ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this  
7 section.

8 (i) THE COURT SHALL TRANSMIT each fee collected pursuant to  
9 ~~sub-subparagraph (A) of subparagraph (IV) of paragraph (c) of subsection~~  
10 ~~(I)~~ SUBSECTION (1)(c)(IV)(A) of this section ~~shall be transmitted~~ to the  
11 state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as follows:

12 (II) On and after July 1, 2010, fourteen dollars shall be deposited  
13 in the judicial stabilization cash fund created in subsection (6) of this  
14 section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court security  
15 cash fund established pursuant to section 13-1-204, eleven dollars shall  
16 be deposited in the justice center cash fund created in ~~paragraph (a) of~~  
17 ~~subsection (7)~~ SUBSECTION (7)(a) of this section, and one dollar shall be  
18 deposited in the general fund pursuant to section 2-5-119. ~~C.R.S.~~

19 (j) THE COURT SHALL TRANSMIT each fee collected pursuant to  
20 ~~sub-subparagraph (B) of subparagraph (IV) of paragraph (c) of subsection~~  
21 ~~(I)~~ SUBSECTION (1)(c)(IV)(B) of this section ~~shall be transmitted~~ to the  
22 state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as follows:

23 (II) On and after July 1, 2010, ten dollars shall be deposited in the  
24 judicial stabilization cash fund created in subsection (6) of this section,  
25 ~~five dollars~~ TEN DOLLARS shall be deposited in the court security cash  
26 fund established pursuant to section 13-1-204, and eleven dollars shall be  
27 deposited in the justice center cash fund created in ~~paragraph (a) of~~

1 ~~subsection (7)~~ SUBSECTION (7)(a) of this section.

2 (k) THE COURT SHALL TRANSMIT each fee collected pursuant to  
3 ~~sub-subparagraph (C) of subparagraph (IV) of paragraph (c) of subsection~~  
4 ~~(H) SUBSECTION (1)(c)(IV)(C) of this section shall be transmitted to the~~  
5 state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as follows:

6 (II) On and after July 1, 2010, thirty-eight dollars shall be  
7 deposited in the judicial stabilization cash fund created in subsection (6)  
8 of this section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
9 security cash fund established pursuant to section 13-1-204, eleven  
10 dollars shall be deposited in the justice center cash fund created in  
11 ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this section, and one  
12 dollar shall be deposited in the general fund pursuant to section 2-5-119.  
13 ~~C.R.S.~~

14 (l) THE COURT SHALL TRANSMIT each fee collected pursuant to  
15 ~~sub-subparagraph (D) of subparagraph (IV) of paragraph (c) of subsection~~  
16 ~~(H) SUBSECTION (1)(c)(IV)(D) of this section shall be transmitted to the~~  
17 state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as follows:

18 (II) On and after July 1, 2010, twenty-five dollars shall be  
19 deposited in the judicial stabilization cash fund created in subsection (6)  
20 of this section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
21 security cash fund established pursuant to section 13-1-204, and eleven  
22 dollars shall be deposited in the justice center cash fund created in  
23 ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this section.

24 (m) THE COURT SHALL TRANSMIT each fee collected pursuant to  
25 ~~sub-subparagraph (E) of subparagraph (IV) of paragraph (c) of subsection~~  
26 ~~(H) SUBSECTION (1)(c)(IV)(E) of this section shall be transmitted to the~~  
27 state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as follows:

1 (II) On and after July 1, 2010, fifteen dollars shall be deposited in  
2 the judicial stabilization cash fund created in subsection (6) of this  
3 section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court security  
4 cash fund established pursuant to section 13-1-204, and eleven dollars  
5 shall be deposited in the justice center cash fund created in ~~paragraph (a)~~  
6 ~~of subsection (7)~~ SUBSECTION (7)(a) of this section.

7 (n) THE COURT SHALL TRANSMIT each fee collected pursuant to  
8 ~~sub-subparagraph (F) of subparagraph (IV) of paragraph (c) of subsection~~  
9 ~~(1)~~ SUBSECTION (1)(c)(IV)(F) of this section ~~shall be transmitted~~ to the  
10 state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as follows:

11 (II) On and after July 1, 2010, thirty dollars shall be deposited in  
12 the judicial stabilization cash fund created in subsection (6) of this  
13 section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court security  
14 cash fund established pursuant to section 13-1-204, and eleven dollars  
15 shall be deposited in the justice center cash fund created in ~~paragraph (a)~~  
16 ~~of subsection (7)~~ SUBSECTION (7)(a) of this section.

17 (o) THE COURT SHALL TRANSMIT each fee collected pursuant to  
18 ~~paragraph (d) of subsection (1)~~ SUBSECTION (1)(d) of this section ~~shall be~~  
19 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
20 follows:

21 (II) On and after July 1, 2010, one hundred fifty dollars shall be  
22 deposited in the judicial stabilization cash fund created in subsection (6)  
23 of this section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
24 security cash fund established pursuant to section 13-1-204, sixty-eight  
25 dollars shall be deposited in the justice center cash fund created in  
26 ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this section, and one  
27 dollar shall be deposited in the general fund pursuant to section 2-5-119.

1 C.R.S.

2 (p) THE COURT SHALL TRANSMIT each fee collected pursuant to  
3 ~~paragraph (e) of subsection (1)~~ SUBSECTION (1)(e) of this section ~~shall be~~  
4 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
5 follows:

6 (II) On and after July 1, 2010, ninety dollars shall be deposited in  
7 the judicial stabilization cash fund created in subsection (6) of this  
8 section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court security  
9 cash fund established pursuant to section 13-1-204, and sixty-eight dollars  
10 shall be deposited in the justice center cash fund created in ~~paragraph (a)~~  
11 ~~of subsection (7)~~ SUBSECTION (7)(a) of this section.

12 (q) THE COURT SHALL TRANSMIT each fee collected pursuant to  
13 ~~paragraph (f) of subsection (1)~~ SUBSECTION (1)(f) of this section ~~shall be~~  
14 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
15 follows:

16 (II) On and after July 1, 2010, eighty-five dollars shall be  
17 deposited in the judicial stabilization cash fund created in subsection (6)  
18 of this section, ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
19 security cash fund established pursuant to section 13-1-204, and  
20 sixty-eight dollars shall be deposited in the justice center cash fund  
21 created in ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this  
22 section.

23 (r) THE COURT SHALL TRANSMIT each fee collected pursuant to  
24 ~~paragraph (g) of subsection (1)~~ SUBSECTION (1)(g) of this section ~~shall be~~  
25 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
26 follows:

27 (II) On and after July 1, 2010, one hundred forty-three dollars

1 shall be deposited in the judicial stabilization cash fund created in  
2 subsection (6) of this section, ~~five dollars~~ TEN DOLLARS shall be deposited  
3 in the court security cash fund established pursuant to section 13-1-204,  
4 fifteen dollars shall be deposited in the justice center cash fund created in  
5 ~~paragraph (a) of subsection (7)~~ SUBSECTION (7)(a) of this section, one  
6 dollar shall be deposited in the general fund pursuant to section 2-5-119,  
7 ~~C.R.S.~~, and three dollars shall be deposited in the vital statistics records  
8 cash fund created in section 25-2-121. ~~C.R.S.~~

9 **SECTION 3.** In Colorado Revised Statutes, 13-32-102, **amend**  
10 (1) introductory portion, (1)(a), (1)(b), (1)(c), (1)(d), (1)(e), (1)(f), (1)(g),  
11 (1)(h), (6)(a) introductory portion, (6)(a)(II), (6)(b) introductory portion,  
12 (6)(b)(II), (6)(c) introductory portion, (6)(c)(II), (6)(d) introductory  
13 portion, (6)(d)(II), (6)(e) introductory portion, (6)(e)(II), (6)(f)  
14 introductory portion, (6)(f)(II), (6)(g) introductory portion, (6)(g)(II),  
15 (6)(h) introductory portion, and (6)(h)(II) as follows:

16 **13-32-102. Fees in probate proceedings.** (1) On and after July  
17 1, 2008, for services rendered by judges and clerks of district or probate  
18 courts in all counties of the state of Colorado in proceedings had pursuant  
19 to articles 10 to 17 of title 15, ~~C.R.S.~~, the COURT SHALL CHARGE THE  
20 following fees: ~~shall be charged:~~

21 (a) Docket fee at the time of filing first papers in any decedent's  
22 estate eligible for summary administrative procedures ~~under~~ PURSUANT  
23 TO section 15-12-1203, ~~C.R.S.~~, or in any small estate of a person under  
24 disability qualifying under section 15-14-118, ~~C.R.S.~~, which estates  
25 i n v o l v e n o r e a l  
26 property.....\$ ~~68.00~~ \$73.00

27 (b) Docket fee at time of filing first papers in any estate not

1 coming within the provisions of ~~paragraph (a) of this subsection (1)~~  
2 S U B S E C T I O N ( 1 ) ( a ) o f t h i s  
3 section..... ~~164.00~~ 169.00

4 (c) Additional fee payable by petitioner at time of filing petition  
5 for supervised administration of a decedent's estate pursuant to sections  
6 15-12-501 and 15-12-502, ~~C.R.S.~~, except for contested  
7 claims..... ~~163.00~~ 168.00

8 (d) Docket fee to be paid by the claimant prior to hearing on any  
9 contested claim, which fee shall be taxed by the district or probate court  
10 in the same manner as costs in civil actions..... ~~163.00~~ 168.00

11 (e) Registration fee for registration of trust pursuant to article 16  
12 of title 15 ~~C.R.S.~~..... ~~163.00~~ 168.00

13 (f) Docket fee at time of filing first papers in each action relating  
14 to a trust ..... ~~164.00~~ 169.00

15 (g) Nonrefundable fee for any demand for notice filed pursuant to  
16 section 15-12-204 ~~C.R.S.~~..... ~~30.00~~ 35.00

17 (h) A fee to be paid by the testator at the time of depositing a will  
18 with the court during the testator's lifetime pursuant to section 15-11-515  
19 ~~C.R.S.~~..... ~~15.00~~ 20.00

20 (6) (a) THE COURT SHALL TRANSMIT each fee collected pursuant  
21 to ~~paragraph (a) of subsection (1)~~ SUBSECTION (1)(a) of this section ~~shall~~  
22 ~~be transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
23 follows:

24 (II) On and after July 1, 2009, forty-eight dollars shall be  
25 deposited in the judicial stabilization cash fund created in section  
26 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
27 security cash fund established pursuant to section 13-1-204, and fifteen

1 dollars shall be deposited in the justice center cash fund created in section  
2 13-32-101 (7)(a).

3 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to  
4 ~~paragraph (b) of subsection (1)~~ SUBSECTION (1)(b) of this section ~~shall be~~  
5 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
6 follows:

7 (II) On and after July 1, 2009, one hundred forty-three dollars  
8 shall be deposited in the judicial stabilization cash fund created in section  
9 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
10 security cash fund established pursuant to section 13-1-204, fifteen  
11 dollars shall be deposited in the justice center cash fund created in section  
12 13-32-101 (7)(a), and one dollar shall be deposited in the general fund  
13 pursuant to section 2-5-119. ~~C.R.S.~~

14 (c) THE COURT SHALL TRANSMIT each fee collected pursuant to  
15 ~~paragraph (c) of subsection (1)~~ SUBSECTION (1)(c) of this section ~~shall be~~  
16 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
17 follows:

18 (II) On and after July 1, 2009, one hundred forty-three dollars  
19 shall be deposited in the judicial stabilization cash fund created in section  
20 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
21 security cash fund established pursuant to section 13-1-204, and fifteen  
22 dollars shall be deposited in the justice center cash fund created in section  
23 13-32-101 (7)(a).

24 (d) THE COURT SHALL TRANSMIT each fee collected pursuant to  
25 ~~paragraph (d) of subsection (1)~~ SUBSECTION (1)(d) of this section ~~shall be~~  
26 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
27 follows:

1 (II) On and after July 1, 2009, one hundred forty-three dollars  
2 shall be deposited in the judicial stabilization cash fund created in section  
3 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
4 security cash fund established pursuant to section 13-1-204, and fifteen  
5 dollars shall be deposited in the justice center cash fund created in section  
6 13-32-101 (7)(a).

7 (e) THE COURT SHALL TRANSMIT each fee collected pursuant to  
8 ~~paragraph (e) of subsection (1)~~ SUBSECTION (1)(e) of this section shall be  
9 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
10 follows:

11 (II) On and after July 1, 2009, one hundred forty-three dollars  
12 shall be deposited in the judicial stabilization cash fund created in section  
13 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
14 security cash fund established pursuant to section 13-1-204, and fifteen  
15 dollars shall be deposited in the justice center cash fund created in section  
16 13-32-101 (7)(a).

17 (f) THE COURT SHALL TRANSMIT each fee collected pursuant to  
18 ~~paragraph (f) of subsection (1)~~ SUBSECTION (1)(f) of this section shall be  
19 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
20 follows:

21 (II) On and after July 1, 2009, one hundred forty-three dollars  
22 shall be deposited in the judicial stabilization cash fund created in section  
23 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
24 security cash fund established pursuant to section 13-1-204, fifteen  
25 dollars shall be deposited in the justice center cash fund created in section  
26 13-32-101 (7)(a), and one dollar shall be deposited in the general fund  
27 pursuant to section 2-5-119. ~~C.R.S.~~



1 (g) THE COURT SHALL TRANSMIT each fee collected pursuant to  
2 ~~paragraph (g) of subsection (1)~~ SUBSECTION (1)(g) of this section ~~shall be~~  
3 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
4 follows:

5 (II) On and after July 1, 2009, twenty-five dollars shall be  
6 deposited in the judicial stabilization cash fund created in section  
7 13-32-101 (6) and ~~five dollars~~ TEN DOLLARS shall be deposited in the  
8 court security cash fund established pursuant to section 13-1-204.

9 (h) THE COURT SHALL TRANSMIT each fee collected pursuant to  
10 ~~paragraph (h) of subsection (1)~~ SUBSECTION (1)(h) of this section ~~shall be~~  
11 ~~transmitted~~ to the state treasurer, ~~and divided~~ WHO SHALL DIVIDE IT as  
12 follows:

13 (II) On and after July 1, 2010, ten dollars shall be deposited in the  
14 judicial stabilization cash fund created in section 13-32-101 (6) and ~~five~~  
15 ~~dollars~~ TEN DOLLARS shall be deposited in the court security cash fund  
16 established pursuant to section 13-1-204.

17 **SECTION 4.** In Colorado Revised Statutes, 13-32-103, **amend**  
18 (1)(a), (1)(b) introductory portion, (1)(b)(II), (2)(a), (2)(b) introductory  
19 portion, (2)(b)(II), (3)(a), (3)(b) introductory portion, (3)(b)(II), (6)(a),  
20 (6)(b) introductory portion, and (6)(b)(II) as follows:

21 **13-32-103. Docket fees in special proceedings.** (1) (a) On and  
22 after July 1, 2008, if an appeal is taken from a judgment of a county court  
23 in a criminal matter or from a judgment of a municipal court, the  
24 appellant shall pay a docket fee of ~~seventy dollars~~ SEVENTY-FIVE  
25 DOLLARS. Such an appeal ~~shall~~ IS not ~~be~~ subject to the tax imposed by  
26 section 2-5-119 ~~C.R.S.~~, for the use of the committee on legal services.

27 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to

1 ~~paragraph (a) of this subsection (1) shall be transmitted~~ SUBSECTION  
2 (1)(a) OF THIS SECTION to the state treasurer, ~~and divided~~ WHO SHALL  
3 DIVIDE IT as follows:

4 (II) On and after July 1, 2010, forty-five dollars shall be deposited  
5 in the judicial stabilization cash fund created in section 13-32-101 (6),  
6 ~~five dollars~~ TEN DOLLARS shall be deposited in the court security cash  
7 fund established pursuant to section 13-1-204, and twenty dollars shall be  
8 deposited in the justice center cash fund created in section 13-32-101  
9 (7)(a).

10 (2) (a) On and after July 1, 2008, in cases where a motion to  
11 dismiss for failure to file a complaint is filed, the defendant shall pay a  
12 docket fee of ~~fifty-five dollars~~ SIXTY DOLLARS.

13 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to  
14 ~~paragraph (a) of this subsection (2) shall be transmitted~~ SUBSECTION  
15 (2)(a) OF THIS SECTION to the state treasurer, ~~and divided~~ WHO SHALL  
16 DIVIDE IT as follows:

17 (II) On and after July 1, 2010, thirty dollars shall be deposited in  
18 the judicial stabilization cash fund created in section 13-32-101 (6), ~~five~~  
19 ~~dollars~~ TEN DOLLARS shall be deposited in the court security cash fund  
20 established pursuant to section 13-1-204, and twenty dollars shall be  
21 deposited in the justice center cash fund created in section 13-32-101  
22 (7)(a).

23 (3) (a) On and after July 1, 2008, in cases where a motion to  
24 authorize a sale in accordance with the provisions of rule 120, Colorado  
25 rules of civil procedure, is filed, the applicant shall pay a docket fee of  
26 ~~two hundred twenty-four dollars~~ TWO HUNDRED TWENTY-NINE DOLLARS.

27 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to

1 ~~paragraph (a) of this subsection (3) shall be transmitted~~ SUBSECTION  
2 (3)(a) OF THIS SECTION to the state treasurer, ~~and divided~~ WHO SHALL  
3 DIVIDE IT as follows:

4 (II) On and after July 1, 2010, one hundred fifty dollars shall be  
5 deposited in the judicial stabilization cash fund created in section  
6 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
7 security cash fund established pursuant to section 13-1-204, sixty-eight  
8 dollars shall be deposited in the justice center cash fund created in section  
9 13-32-101 (7)(a), and one dollar shall be deposited in the general fund  
10 pursuant to section 2-5-119. ~~C.R.S.~~

11 (6) (a) On and after July 1, 2008, in any supplemental proceeding  
12 held pursuant to rule 69, Colorado rules of civil procedure, or rule 369,  
13 Colorado rules of county court civil procedure, the judgment creditor,  
14 upon commencement of the proceeding, shall pay a docket fee of ~~seventy~~  
15 ~~dollars~~ SEVENTY-FIVE DOLLARS.

16 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to  
17 ~~paragraph (a) of this subsection (6) shall be transmitted~~ SUBSECTION  
18 (6)(a) OF THIS SECTION to the state treasurer, ~~and divided~~ WHO SHALL  
19 DIVIDE IT as follows:

20 (II) On and after July 1, 2010, forty-five dollars shall be deposited  
21 in the judicial stabilization cash fund created in section 13-32-101 (6),  
22 ~~five dollars~~ TEN DOLLARS shall be deposited in the court security cash  
23 fund established pursuant to section 13-1-204, and twenty dollars shall be  
24 deposited in the justice center cash fund created in section 13-32-101  
25 (7)(a).

26 **SECTION 5.** In Colorado Revised Statutes, 13-32-105, **amend**  
27 (3) as follows:

1           **13-32-105. Docket fees in criminal actions.** (3) Pursuant to  
2 section 13-1-204 (1)(b), ~~a five-dollar~~ THE COURT SHALL ASSESS AND  
3 COLLECT A TEN-DOLLAR surcharge ~~shall be assessed and collected~~ on each  
4 docket fee described in this section ~~concerning criminal convictions~~ THAT  
5 CONCERNS A CRIMINAL CONVICTION entered on and after July 1, 2007.

6           **SECTION 6.** In Colorado Revised Statutes, 13-71-144, **amend**  
7 (1)(a), (1)(b), (2)(a) introductory portion, (2)(a)(II), (2)(b) introductory  
8 portion, and (2)(b)(II) as follows:

9           **13-71-144. Jury fees to be assessed in civil cases.** (1) (a) On and  
10 after July 1, 2008, any party demanding a trial by jury as provided by  
11 statute shall pay to the clerk of the court a fee of ~~one hundred ninety~~  
12 ~~dollars~~ ONE HUNDRED NINETY-FIVE DOLLARS in district court cases at the  
13 time the demand is made pursuant to the Colorado rules of civil  
14 procedure.

15           (b) On and after July 1, 2008, any party demanding a trial by jury  
16 as provided by statute shall pay to the clerk of the court a fee of  
17 ~~ninety-eight dollars~~ ONE HUNDRED THREE DOLLARS in county court cases  
18 at the time the demand is made pursuant to the Colorado rules of civil  
19 procedure.

20           (2) (a) THE COURT SHALL TRANSMIT each fee collected pursuant  
21 to ~~paragraph (a) of subsection (1) of this section shall be transmitted~~  
22 SUBSECTION (1)(a) OF THIS SECTION to the state treasurer, ~~and divided~~  
23 WHO SHALL DIVIDE IT as follows:

24           (II) On and after July 1, 2009, one hundred sixty-five dollars shall  
25 be deposited in the judicial stabilization cash fund created in section  
26 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
27 security cash fund established pursuant to section 13-1-204, and twenty

1 dollars shall be deposited in the justice center cash fund created in section  
2 13-32-101 (7)(a).

3 (b) THE COURT SHALL TRANSMIT each fee collected pursuant to  
4 ~~paragraph (b) of subsection (1) of this section shall be transmitted~~  
5 SUBSECTION (1)(b) OF THIS SECTION to the state treasurer, ~~and divided~~  
6 WHO SHALL DIVIDE IT as follows:

7 (II) On and after July 1, 2009, eighty-four dollars shall be  
8 deposited in the judicial stabilization cash fund created in section  
9 13-32-101 (6), ~~five dollars~~ TEN DOLLARS shall be deposited in the court  
10 security cash fund established pursuant to section 13-1-204, and nine  
11 dollars shall be deposited in the justice center cash fund created in section  
12 13-32-101 (7)(a).

13 **SECTION 7.** In Colorado Revised Statutes, 42-4-1710, **amend**  
14 (4)(a.5) as follows:

15 **42-4-1710. Failure to pay penalty for traffic infractions -**  
16 **failure of parent or guardian to sign penalty assessment notice -**  
17 **procedures.** (4) (a.5) Pursuant to section 13-1-204 (1)(b), ~~C.R.S., a~~  
18 ~~five-dollar surcharge~~, in addition to the original surcharge described in  
19 ~~paragraph (a) of this subsection (4), shall be assessed and collected~~  
20 SUBSECTION (4)(a) OF THIS SECTION, on each docket fee that is described  
21 in ~~paragraph (a) of this subsection (4)~~ SUBSECTION (4)(a) OF THIS SECTION  
22 concerning penalties assessed on and after July 1, 2007, THE COURT  
23 SHALL ASSESS AND COLLECT A TEN-DOLLAR SURCHARGE.

24 **SECTION 8. Act subject to petition - effective date.** This act  
25 takes effect at 12:01 a.m. on the day following the expiration of the  
26 ninety-day period after final adjournment of the general assembly (August  
27 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the  
2 state constitution against this act or an item, section, or part of this act  
3 within such period, then the act, item, section, or part will not take effect  
4 unless approved by the people at the general election to be held in  
5 November 2018 and, in such case, will take effect on the date of the  
6 official declaration of the vote thereon by the governor.