

CHAPTER 8

CHILDREN AND DOMESTIC MATTERS

SENATE BILL 93S-8

BY SENATORS Owens, Ament, Bird, Bishop, Blickensderfer, Lacy, Mutzebaugh, Norton, R. Powers, Rizzuto, Roberts, Schroeder, Tebedo, and Wattenberg;
also REPRESENTATIVES Coffman, Anderson, Chlouber, Martin, Ratterree, and Salaz.

AN ACT

CONCERNING THE AVAILABILITY TO THE PUBLIC OF COURT RECORDS IN JUVENILE DELINQUENCY PROCEEDINGS.

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

SECTION 1. 19-1-119(1)(b.5), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

19-1-119. Confidentiality of juvenile records - delinquency. (1) (b.5) Court records in juvenile delinquency proceedings concerning a juvenile who is adjudicated a juvenile delinquent for the commission of a delinquent act which would constitute a class 1, 2, 3, or 4 felony if such juvenile were an adult, OR ANY JUVENILE WHO IS CHARGED WITH THE COMMISSION OF ANY SUCH DELINQUENT ACT, shall be open to the public. THE INFORMATION WHICH SHALL BE OPEN TO THE PUBLIC PURSUANT TO THIS PARAGRAPH (b.5) REGARDING A JUVENILE WHO IS CHARGED WITH THE COMMISSION OF A DELINQUENT ACT SHALL BE THE BASIC IDENTIFICATION INFORMATION CONCERNING SUCH JUVENILE, AS DEFINED IN SECTION 24-72-302 (2), C.R.S. However, any psychological profile of any such juvenile, any intelligence test results for any such juvenile, or any information regarding whether such juvenile has been sexually abused shall not be open to the public unless released by an order of the court.

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

SECTION 2. 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: September 13, 1993