

## CHAPTER 58

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**CRIMINAL LAW AND PROCEDURE**

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**HOUSE BILL 95-1291**

BY REPRESENTATIVES Lamborn, Chlouber, Dean, and Piffner;  
also SENATORS Tebedo and Tanner.

**AN ACT**

**CONCERNING PROBATION SUPERVISION FEES, AND, IN CONNECTION THEREWITH, PROVIDING THAT A PORTION OF SUCH FEES MAY BE APPROPRIATED FOR ADMINISTRATIVE AND PERSONNEL COSTS.**

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

**SECTION 1.** 16-11-204 (2) (a) (V), Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

**16-11-204. Conditions of probation.** (2) (a) When granting probation, the court may, as a condition of probation, require that the defendant:

(V) Pay reasonable costs of the court proceedings or costs of supervision of probation, or both. When the payment of costs of court or probation supervision is a condition of probation, the court shall fix the amount thereof, which shall not exceed an amount the defendant can or will be able to pay, and shall fix the manner of performance. The INITIAL probation supervision fee, REGARDLESS OF THE LEVEL OF SUPERVISION, shall be fifty dollars, PLUS FIVE DOLLARS PER MONTH FOR THE LENGTH OF ORDERED PROBATION, if the charge is a misdemeanor or petty offense, including traffic offenses. If the charge is a felony, the fee shall be twenty dollars per month and shall be according to the length of ordered probation.

**SECTION 2.** 16-11-214, Colorado Revised Statutes, 1986 Repl. Vol., as amended, is amended to read:

**16-11-214. Fund created - adjunct probation services - unsupervised probation.** (1) There is hereby created in the state treasury the offender services fund to which shall be credited twenty percent of the probation supervision fees collected pursuant to section 16-11-204 ~~(2)-(e)~~ (2) (a) (V) and from which the general assembly shall make annual appropriations for adjunct probation services in

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

the judicial department, including treatment services, contract services, drug and alcohol treatment services, and program development AND FOR ASSOCIATED ADMINISTRATIVE AND PERSONNEL COSTS. Any moneys remaining in said fund at the end of any fiscal year shall not revert to the general fund.

(2) The remaining eighty percent of such fees shall be credited to the general fund.

**SECTION 3. Effective date.** This act shall take effect July 1, 1995.

**SECTION 4. 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: April 7, 1995