

CHAPTER 15

**CHILDREN AND DOMESTIC MATTERS**

SENATE BILL 00-043

BY SENATOR Chlouber;  
also REPRESENTATIVES Spradley, Coleman, and Mace.

**AN ACT**

CONCERNING DEPENDENCY AND NEGLECT TRIALS.

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

**SECTION 1.** 19-1-108 (3) (c), Colorado Revised Statutes, is amended to read:

**19-1-108. Magistrates - qualifications - duties.** (3) (c) In proceedings under article 3 of this title, the right to require a hearing before a judge shall be deemed waived unless:

(I) A request is made by a party OR THE PEOPLE OF THE STATE OF COLORADO that the hearing be held before the judge at the time the matter is set for hearing, if counsel for the party is present at the time the matter is set; or

(II) A request is made BY A PARTY OR THE PEOPLE OF THE STATE OF COLORADO in writing within five days after receipt of notice of the setting if the matter is set for hearing outside of the presence of counsel for a represented party or if the matter is set on notice.

**SECTION 2. Effective date - applicability.** This act shall take effect July 1, 2000, and shall apply to dependency and neglect actions filed 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: March 10, 2000

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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.*