

CHAPTER 72

CHILDREN AND DOMESTIC MATTERS

HOUSE BILL 00-1240

BY REPRESENTATIVES Chavez, Gordon, Hagedorn, Larson, Mace, Piffner, Vigil, and S. Williams;
also SENATORS Perlmutter, Hernandez, Sullivan, Tebedo, and Weddig.

AN ACT

CONCERNING THE INSPECTION OF JUVENILE DELINQUENCY RECORDS BY THE COLORADO BUREAU OF INVESTIGATION.

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

SECTION 1. 19-1-304 (1) (a), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

19-1-304. Juvenile delinquency records. (1) (a) **Court records - open.** Except as provided in paragraph (b.5) of this subsection (1), court records in juvenile delinquency proceedings or proceedings concerning a juvenile charged with the violation of any municipal ordinance except a traffic ordinance shall be open to inspection to the following persons without court order:

(VII.5) THE COLORADO BUREAU OF INVESTIGATION FOR PURPOSES OF CONDUCTING A CRIMINAL BACKGROUND INVESTIGATION RELATING TO AUTHORIZATION OF A FIREARM PURCHASE;

SECTION 2. 19-1-304 (1) (c), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

19-1-304. Juvenile delinquency records. (1) (c) **Probation records - limited access.** Except as otherwise authorized by section 19-1-303, a juvenile probation officer's records, whether or not part of the court file, shall not be open to inspection except as provided in subparagraphs (I) to (IX) of this paragraph (c):

(II.5) TO THE COLORADO BUREAU OF INVESTIGATION FOR PURPOSES OF CONDUCTING A CRIMINAL BACKGROUND INVESTIGATION RELATING TO AUTHORIZATION OF A FIREARM PURCHASE. THE INSPECTION SHALL BE LIMITED TO THE

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

INFORMATION IDENTIFIED IN SUB-SUBPARAGRAPHS (A) TO (H) OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (c);

SECTION 3. 19-1-304 (2) (a), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBPARAGRAPH to read:

19-1-304. Juvenile delinquency records. (2) (a) **Law enforcement records in general - closed.** Except as otherwise provided by paragraph (b.5) of subsection (1) of this section and otherwise authorized by section 19-1-303, the records of law enforcement officers concerning juveniles, including identifying information, shall be identified as juvenile records and shall not be inspected by or disclosed to the public, except:

(II.5) TO THE COLORADO BUREAU OF INVESTIGATION FOR PURPOSES OF CONDUCTING A CRIMINAL BACKGROUND INVESTIGATION RELATING TO AUTHORIZATION OF A FIREARM PURCHASE;

SECTION 4. 19-1-304 (2) (b), Colorado Revised Statutes, is amended to read:

19-1-304. Juvenile delinquency records. (2) (b) The fingerprints, photograph, name, address, and other identifying information regarding a juvenile may be transmitted to the Colorado bureau of investigation to assist in any apprehension or investigation AND FOR PURPOSES OF CONDUCTING A CRIMINAL BACKGROUND INVESTIGATION RELATING TO AUTHORIZATION OF A FIREARM PURCHASE.

SECTION 5. 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 29, 2000