

CHAPTER 61

COURTS

HOUSE BILL 01-1075

BY REPRESENTATIVE(S) Mitchell, Hefley, Dean, Grossman, Alexander, Bacon, Borodkin, Boyd, Clapp, Cloer, Coleman, Crane, Daniel, Decker, Fairbank, Fritz, Garcia, Groff, Hodge, Hoppe, Jahn, Jameson, Kester, King, Madden, Marshall, Nuñez, Paschall, Plant, Ragsdale, Rhodes, Romanoff, Saliman, Schultheis, Scott, Sinclair, Smith, Snook, Spence, Stafford, Stengel, Swenson, Tapia, Tochtrop, Veiga, Vigil, Webster, Weddig, White, Williams S., Williams T., and Young;
also SENATOR(S) Perlmutter, Andrews, Matsunaka, Anderson, Arnold, Dyer (Arapahoe), Dyer (Durango), Epps, Fitz-Gerald, Gordon, Hagedorn, Hanna, Hernandez, Hillman, Lamborn, May, McElhany, Pascoe, Phillips, Takis, Tate, Taylor, Tupa, and Windels.

AN ACT

CONCERNING AN INCREASE IN THE NUMBER OF DISTRICT COURT JUDGES IN TEN JUDICIAL DISTRICTS, AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. 13-5-102, Colorado Revised Statutes, is amended to read:

13-5-102. First district. (1) The first judicial district shall be composed of the counties of Gilpin and Jefferson.

(2) (a) The number of judges for the first judicial district shall be ~~ten~~ ELEVEN.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2004, THE NUMBER OF JUDGES FOR THE FIRST JUDICIAL DISTRICT SHALL BE TWELVE.

SECTION 2. 13-5-105, Colorado Revised Statutes, is amended to read:

13-5-105. Fourth district. (1) The fourth judicial district shall be composed of the counties of El Paso and Teller.

(2) (a) The number of judges for the fourth judicial district shall be ~~fourteen~~ FIFTEEN.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2002, 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.

NUMBER OF JUDGES FOR THE FOURTH JUDICIAL DISTRICT SHALL BE SIXTEEN.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2003, THE NUMBER OF JUDGES FOR THE FOURTH JUDICIAL DISTRICT SHALL BE SEVENTEEN.

(d) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2004, THE NUMBER OF JUDGES FOR THE FOURTH JUDICIAL DISTRICT SHALL BE NINETEEN.

SECTION 3. 13-5-106, Colorado Revised Statutes, is amended to read:

13-5-106. Fifth district. (1) The fifth judicial district shall be composed of the counties of Clear Creek, Eagle, Lake, and Summit.

(2) (a) The number of judges for the fifth judicial district shall be three.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2002, THE NUMBER OF JUDGES FOR THE FIFTH JUDICIAL DISTRICT SHALL BE FOUR.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2004, THE NUMBER OF JUDGES FOR THE FIFTH JUDICIAL DISTRICT SHALL BE FIVE.

(d) At least one of ~~such~~ THE judges FOR THE FIFTH JUDICIAL DISTRICT shall maintain his OR HER official chambers and residence in the county of Eagle, Lake, or Summit.

SECTION 4. 13-5-107, Colorado Revised Statutes, is amended to read:

13-5-107. Sixth district. (1) The sixth judicial district shall be composed of the counties of Archuleta, La Plata, and San Juan.

(2) (a) The number of judges for the sixth judicial district shall be two.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2002, THE NUMBER OF JUDGES FOR THE SIXTH JUDICIAL DISTRICT SHALL BE THREE.

SECTION 5. 13-5-108, Colorado Revised Statutes, is amended to read:

13-5-108. Seventh district. (1) The seventh judicial district shall be composed of the counties of Delta, Gunnison, Hinsdale, Montrose, Ouray, and San Miguel.

(2) (a) The number of judges for the seventh judicial district shall be three.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2003, THE NUMBER OF JUDGES FOR THE SEVENTH JUDICIAL DISTRICT SHALL BE FOUR.

SECTION 6. 13-5-109, Colorado Revised Statutes, is amended to read:

13-5-109. Eighth district. (1) The eighth judicial district shall be composed of the counties of Larimer and Jackson.

(2) The number of judges for the eighth judicial district shall be ~~four~~ FIVE.

SECTION 7. 13-5-118, Colorado Revised Statutes, is amended to read:

13-5-118. Seventeenth district. (1) The seventeenth judicial district shall be composed of the county of Adams and the city and county of Broomfield.

(2) (a) The number of judges for the seventeenth judicial district shall be ~~seven~~ EIGHT.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2002, THE NUMBER OF JUDGES FOR THE SEVENTEENTH JUDICIAL DISTRICT SHALL BE NINE.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2003, THE NUMBER OF JUDGES FOR THE SEVENTEENTH JUDICIAL DISTRICT SHALL BE TEN.

(3) The seventeenth judicial district shall have jurisdiction over all causes of action accruing and all crimes committed within the city and county of Broomfield on or after November 15, 2001. Prior to November 15, 2001, the judicial districts for the counties, as they existed prior to November 15, 2001, shall have jurisdiction over all causes of action accruing and crimes committed within such counties.

SECTION 8. 13-5-119, Colorado Revised Statutes, is amended to read:

13-5-119. Eighteenth district. (1) The eighteenth judicial district shall be composed of the counties of Arapahoe, Douglas, Elbert, and Lincoln.

(2) (a) The number of judges for the eighteenth judicial district shall be ~~thirteen~~ FOURTEEN.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2002, THE NUMBER OF JUDGES FOR THE EIGHTEENTH JUDICIAL DISTRICT SHALL BE FIFTEEN.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2003, THE NUMBER OF JUDGES FOR THE EIGHTEENTH JUDICIAL DISTRICT SHALL BE SIXTEEN.

(d) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2004, THE NUMBER OF JUDGES FOR THE EIGHTEENTH JUDICIAL DISTRICT SHALL BE SEVENTEEN.

(e) The district judges regularly assigned to Arapahoe county shall maintain their offices in one location within Arapahoe county.

(3) Repealed.

SECTION 9. 13-5-120, Colorado Revised Statutes, is amended to read:

13-5-120. Nineteenth district. (1) The nineteenth judicial district shall be composed of the county of Weld.

(2) (a) The number of judges for the nineteenth judicial district shall be four.

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2002, THE NUMBER OF JUDGES FOR THE NINETEENTH JUDICIAL DISTRICT SHALL BE FIVE.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2003, THE NUMBER OF JUDGES FOR THE NINETEENTH JUDICIAL DISTRICT SHALL BE SIX.

SECTION 10. 13-5-121, Colorado Revised Statutes, is amended to read:

13-5-121. Twentieth district. (1) The twentieth judicial district shall be composed of the county of Boulder.

(2) (a) The number of judges for the twentieth judicial district shall be ~~four~~ SIX. ~~Effective October 1, 1977, the number of judges for the twentieth judicial district shall be five.~~

(b) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2003, THE NUMBER OF JUDGES FOR THE TWENTIETH JUDICIAL DISTRICT SHALL BE SEVEN.

(c) SUBJECT TO AVAILABLE APPROPRIATIONS, EFFECTIVE JULY 1, 2004, THE NUMBER OF JUDGES FOR THE TWENTIETH JUDICIAL DISTRICT SHALL BE EIGHT.

SECTION 11. Appropriation. (1) In addition to any other appropriation, there is hereby appropriated, out of moneys in the general fund not otherwise appropriated, to the state judicial department, for the fiscal year beginning July 1, 2001, the sum of two million two hundred thirty-five thousand two hundred fifty-two dollars (\$2,235,252) and 32.5 FTE, or so much thereof as may be necessary, for the implementation of this act. Of this amount, one hundred twenty-five thousand nine hundred eighty-five dollars (\$125,985) and 2.5 FTE shall be for the state public defender.

(2) Authorization for new judges in fiscal years commencing July 1, 2002, July 1, 2003, and July 1, 2004, shall be subject to annual appropriation in the long appropriations bill.

SECTION 12. Effective date. This act shall take effect July 1, 2001.

SECTION 13. 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 23, 2001