

SB056_L.006

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

SB18-056 be amended as follows:

1 Amend printed bill, page 3, strike line 23 and substitute "(1)(d), (5)(o)
2 introductory portion, and (5)(o)(II); **repeal** (1)(c)(III) introductory
3 portion, (1)(c)(III)(A), (1)(c)(III)(B), (5)(g), and (5)(h); and **add**
4 (1)(c)(III.5), (5)(g.5), and (5)(h.5)".

5 Page 4, strike lines 6 through 19 and substitute:

6 "~~(c) (HH) Except as provided in subparagraph (IV) of this~~
7 ~~paragraph (c):~~

8 ~~(A) On and after July 1, 2010, by each plaintiff, petitioner,~~
9 ~~third-party plaintiff, and party filing a cross claim or counterclaim, when~~
10 ~~a money judgment sought is fifteen thousand dollars or less and such~~
11 ~~action is commenced in a court of record of appropriate limited~~
12 ~~jurisdiction, a fee in the amount of ninety-seven dollars.~~

13 ~~(B) On and after July 1, 2010, by each defendant, respondent,~~
14 ~~third-party defendant, or other party in such court not filing a cross claim~~
15 ~~or counterclaim, when a money judgment sought is fifteen thousand~~
16 ~~dollars or less and such action is commenced in a court of record of~~
17 ~~appropriate limited jurisdiction, a fee in the amount of ninety-two dollars.~~

18 (III.5) EXCEPT AS PROVIDED IN SUBSECTION (1)(c)(IV) OF THIS
19 SECTION:

20 (A) ON OR AFTER JANUARY 1, 2019, BY EACH PLAINTIFF,
21 PETITIONER, THIRD-PARTY PLAINTIFF, AND PARTY FILING A CROSS CLAIM
22 OR COUNTERCLAIM, WHEN A MONEY JUDGMENT SOUGHT IS LESS THAN ONE
23 THOUSAND DOLLARS AND SUCH ACTION IS COMMENCED IN A COURT OF
24 RECORD OF APPROPRIATE LIMITED JURISDICTION, A FEE IN THE AMOUNT OF
25 EIGHTY-FIVE DOLLARS.

26 (B) ON OR AFTER JANUARY 1, 2019, BY EACH DEFENDANT,
27 RESPONDENT, THIRD-PARTY DEFENDANT, OR OTHER PARTY IN SUCH COURT
28 NOT FILING A CROSS CLAIM OR COUNTERCLAIM, WHEN A MONEY JUDGMENT
29 SOUGHT IS LESS THAN ONE THOUSAND DOLLARS AND SUCH ACTION IS
30 COMMENCED IN A COURT OF RECORD OF APPROPRIATE LIMITED
31 JURISDICTION, A FEE IN THE AMOUNT OF EIGHTY DOLLARS.

32 (C) ON OR AFTER JANUARY 1, 2019, BY EACH PLAINTIFF,
33 PETITIONER, THIRD-PARTY PLAINTIFF, AND PARTY FILING A CROSS CLAIM
34 OR COUNTERCLAIM, WHEN A MONEY JUDGMENT SOUGHT IS ONE THOUSAND
35 DOLLARS OR MORE BUT LESS THAN FIFTEEN THOUSAND DOLLARS AND
36 SUCH ACTION IS COMMENCED IN A COURT OF RECORD OF APPROPRIATE
37 LIMITED JURISDICTION, A FEE IN THE AMOUNT OF ONE HUNDRED FIVE
38 DOLLARS.

39 (D) ON OR AFTER JANUARY 1, 2019, BY EACH DEFENDANT,
40 RESPONDENT, THIRD-PARTY DEFENDANT, OR OTHER PARTY IN SUCH COURT

1 NOT FILING A CROSS CLAIM OR COUNTERCLAIM, WHEN A MONEY JUDGMENT
2 SOUGHT IS ONE THOUSAND DOLLARS OR MORE BUT LESS THAN FIFTEEN
3 THOUSAND DOLLARS AND SUCH ACTION IS COMMENCED IN A COURT OF
4 RECORD OF APPROPRIATE LIMITED JURISDICTION, A FEE IN THE AMOUNT OF
5 ONE HUNDRED DOLLARS.

6 (E) ON OR AFTER JANUARY 1, 2019, BY EACH PLAINTIFF,
7 PETITIONER, THIRD-PARTY PLAINTIFF, AND PARTY FILING A CROSS CLAIM
8 OR COUNTERCLAIM, WHEN A MONEY JUDGMENT SOUGHT IS FIFTEEN
9 THOUSAND DOLLARS OR MORE BUT DOES NOT EXCEED THIRTY-FIVE
10 THOUSAND DOLLARS AND SUCH ACTION IS COMMENCED IN A COURT OF
11 RECORD OF APPROPRIATE LIMITED JURISDICTION, A FEE IN THE AMOUNT OF
12 ONE HUNDRED FORTY DOLLARS.

13 (F) ON OR AFTER JANUARY 1, 2019, BY EACH DEFENDANT,
14 RESPONDENT, THIRD-PARTY DEFENDANT, OR OTHER PARTY IN SUCH COURT
15 NOT FILING A CROSS CLAIM OR COUNTERCLAIM, WHEN A MONEY JUDGMENT
16 SOUGHT IS FIFTEEN THOUSAND DOLLARS OR MORE BUT DOES NOT EXCEED
17 THIRTY-FIVE THOUSAND DOLLARS AND SUCH ACTION IS COMMENCED IN A
18 COURT OF RECORD OF APPROPRIATE LIMITED JURISDICTION, A FEE IN THE
19 AMOUNT OF ONE HUNDRED THIRTY-FIVE DOLLARS."

20 Page 4, line 23, strike "THIRTY" and substitute "FORTY-NINE".

21 Page 4, after line 23 insert:

22 ~~"(5) (g) Each fee collected pursuant to sub-subparagraph (A) of~~
23 ~~subparagraph (III) of paragraph (c) of subsection (1) of this section shall~~
24 ~~be transmitted to the state treasurer and fifty-four dollars shall be~~
25 ~~deposited in the judicial stabilization cash fund created in subsection (6)~~
26 ~~of this section, five dollars shall be deposited in the court security cash~~
27 ~~fund established pursuant to section 13-1-204, thirty-seven dollars shall~~
28 ~~be deposited in the justice center cash fund created in paragraph (a) of~~
29 ~~subsection (7) of this section, and one dollar shall be deposited in the~~
30 ~~general fund pursuant to section 2-5-119. C.R.S.~~

31 (g.5) EACH FEE COLLECTED PURSUANT TO SUBSECTION
32 (1)(c)(III.5)(A), (1)(c)(III.5)(C), OR (1)(c)(III.5)(E) OF THIS SECTION
33 SHALL BE TRANSMITTED TO THE STATE TREASURER AND FIVE DOLLARS
34 SHALL BE DEPOSITED IN THE COURT SECURITY CASH FUND ESTABLISHED
35 PURSUANT TO SECTION 13-1-204, THIRTY-SEVEN DOLLARS SHALL BE
36 DEPOSITED IN THE JUSTICE CENTER CASH FUND CREATED IN SUBSECTION
37 (7)(a) OF THIS SECTION, AND ONE DOLLAR SHALL BE DEPOSITED IN THE
38 GENERAL FUND PURSUANT TO SECTION 2-5-119. THE REMAINING BALANCE
39 SHALL BE DEPOSITED IN THE JUDICIAL STABILIZATION CASH FUND CREATED
40 IN SUBSECTION (6) OF THIS SECTION.

41 (h) ~~Each fee collected pursuant to sub-subparagraph (B) of~~
42 ~~subparagraph (III) of paragraph (c) of subsection (1) of this section shall~~
43 ~~be transmitted to the state treasurer and fifty dollars shall be deposited in~~

1 the judicial stabilization cash fund created in subsection (6) of this
2 section, five dollars shall be deposited in the court security cash fund
3 established pursuant to section 13-1-204, and thirty-seven dollars shall be
4 deposited in the justice center cash fund created in paragraph (a) of
5 subsection (7) of this section:

6 (h.5) EACH FEE COLLECTED PURSUANT TO SUBSECTION
7 (1)(c)(III.5)(B), (1)(c)(III.5)(D), OR (1)(c)(III.5)(F) OF THIS SECTION
8 SHALL BE TRANSMITTED TO THE STATE TREASURER AND FIVE DOLLARS
9 SHALL BE DEPOSITED IN THE COURT SECURITY CASH FUND ESTABLISHED
10 PURSUANT TO SECTION 13-1-204, AND THIRTY-SEVEN DOLLARS SHALL BE
11 DEPOSITED IN THE JUSTICE CENTER CASH FUND CREATED IN SUBSECTION
12 (7)(a) OF THIS SECTION. THE REMAINING BALANCE SHALL BE DEPOSITED IN
13 THE JUDICIAL STABILIZATION CASH FUND CREATED IN SUBSECTION (6) OF
14 THIS SECTION.

15 (o) Each fee collected pursuant to paragraph (d) of subsection (1)
16 SUBSECTION (1)(d) of this section shall be transmitted to the state
17 treasurer and divided as follows:

18 (II) On and after ~~July 1, 2010~~ JANUARY 1, 2019, one hundred fifty
19 SEVENTY-FIVE dollars shall be deposited in the judicial stabilization cash
20 fund created in subsection (6) of this section, five dollars shall be
21 deposited in the court security cash fund established pursuant to section
22 13-1-204, sixty-eight dollars shall be deposited in the justice center cash
23 fund created in paragraph (a) of subsection (7) SUBSECTION (7)(a) of this
24 section, and one dollar shall be deposited in the general fund pursuant to
25 section 2-5-119. C.R.S."

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