

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB19-1045 be amended as follows:

1 Amend Judiciary Committee report dated February 14, 2019, page 1, after
2 line 2, insert:

3 "Page 3, line 2, after the period, insert "NOTWITHSTANDING ANY OTHER
4 PROVISION OF THIS SECTION, UPON RECEIVING FUNDING SUFFICIENT TO
5 BEGIN OPERATIONS IN THE SECOND JUDICIAL DISTRICT, THE OFFICE MUST
6 BEGIN OPERATIONS IN THAT JUDICIAL DISTRICT PRIOR TO OPERATING IN
7 ANY OTHER DISTRICT."."

8 Page 2 of the committee report, strike line 4 and substitute:

9 "THIS ARTICLE 94.

10 **SECTION 4.** In Colorado Revised Statutes, 13-32-102, **amend**
11 (1), (6)(a) introductory portion, (6)(a)(II), (6)(b) introductory portion,
12 (6)(b)(II), (6)(c) introductory portion, (6)(c)(II), (6)(d) introductory
13 portion, (6)(d)(II), (6)(e) introductory portion, (6)(e)(II), (6)(f)
14 introductory portion, (6)(f)(II), (6)(g) introductory portion, (6)(g)(II),
15 (6)(h) introductory portion, and (6)(h)(II) as follows:

16 **13-32-102. Fees in probate proceedings.** (1) On and after July
17 1, ~~2008~~, 2019, for services rendered by judges and clerks of district or
18 probate courts in all counties of the state of Colorado in proceedings had
19 pursuant to articles 10 to 17 of title 15, the court shall charge the
20 following fees:

21 (a) Docket fee at the time of filing first papers in any decedent's
22 estate eligible for summary administrative procedures under section
23 15-12-1203, ~~C.R.S.~~, or in any small estate of a person under disability
24 qualifying under section 15-14-118, ~~C.R.S.~~, which estates involve no real
25 property..... \$ ~~68.00~~ **83.00**

26 (b) Docket fee at time of filing first papers in any estate not
27 coming within the provisions of ~~paragraph (a) of this subsection (1)~~
28 SUBSECTION (1)(a) OF THIS SECTION..... ~~164.00~~ **199.00**

29 (c) Additional fee payable by petitioner at time of filing petition
30 for supervised administration of a decedent's estate pursuant to sections
31 15-12-501 and 15-12-502, ~~C.R.S.~~, except for contested
32 claims..... ~~163.00~~ **198.00**

33 (d) Docket fee to be paid by the claimant prior to hearing on any
34 contested claim, which fee ~~shall be~~ IS taxed by the district or probate
35 court in the same manner as costs in civil actions..... ~~163.00~~
36 **198.00**

37 (e) Registration fee for registration of trust pursuant to article 5 of
38 title 15..... ~~163.00~~ **198.00**

39 (f) Docket fee at time of filing first papers in each action relating
40 to a trust..... ~~164.00~~ **199.00**

1 (g) Nonrefundable fee for any demand for notice filed pursuant to
2 section 15-12-204 ~~C.R.S.~~..... 30.00 **36.00**

3 (h) A fee to be paid by the testator at the time of depositing a will
4 with the court during the testator's lifetime pursuant to section 15-11-515
5 ~~C.R.S.~~..... 15.00 **18.00**

6 (6) (a) Each fee collected pursuant to ~~paragraph (a) of subsection~~
7 ~~(1) SUBSECTION (1)(a)~~ of this section shall be transmitted to the state
8 treasurer and divided as follows:

9 (II) On and after July 1, ~~2009~~, 2019, forty-eight dollars shall be
10 deposited in the judicial stabilization cash fund created in section
11 13-32-101 (6), five dollars shall be deposited in the court security cash
12 fund established pursuant to section 13-1-204, FIFTEEN DOLLARS SHALL
13 BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND
14 ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars
15 shall be deposited in the justice center cash fund created in section
16 13-32-101 (7)(a).

17 (b) Each fee collected pursuant to ~~paragraph (b) of subsection (1)~~
18 ~~SUBSECTION (1)(b)~~ of this section shall be transmitted to the state
19 treasurer and divided as follows:

20 (II) On and after July 1, ~~2009~~, 2019, one hundred forty-three
21 dollars shall be deposited in the judicial stabilization cash fund created in
22 section 13-32-101 (6), five dollars shall be deposited in the court security
23 cash fund established pursuant to section 13-1-204, fifteen dollars shall
24 be deposited in the justice center cash fund created in section 13-32-101
25 (7)(a), THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF
26 PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION
27 13-94-108 (1), and one dollar shall be deposited in the general fund
28 pursuant to section 2-5-119. ~~C.R.S.~~

29 (c) Each fee collected pursuant to ~~paragraph (c) of subsection (1)~~
30 ~~SUBSECTION (1)(c)~~ of this section shall be transmitted to the state treasurer
31 and divided as follows:

32 (II) On and after July 1, ~~2009~~, 2019, one hundred forty-three
33 dollars shall be deposited in the judicial stabilization cash fund created in
34 section 13-32-101 (6), five dollars shall be deposited in the court security
35 cash fund established pursuant to section 13-1-204, THIRTY-FIVE DOLLARS
36 SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND
37 ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars
38 shall be deposited in the justice center cash fund created in section
39 13-32-101 (7)(a).

40 (d) Each fee collected pursuant to ~~paragraph (d) of subsection (1)~~
41 ~~SUBSECTION (1)(d)~~ of this section shall be transmitted to the state
42 treasurer and divided as follows:

43 (II) On and after July 1, ~~2009~~, 2019, one hundred forty-three

1 dollars shall be deposited in the judicial stabilization cash fund created in
2 section 13-32-101 (6), five dollars shall be deposited in the court security
3 cash fund established pursuant to section 13-1-204, THIRTY-FIVE DOLLARS
4 SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND
5 ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars
6 shall be deposited in the justice center cash fund created in section
7 13-32-101 (7)(a).

8 (e) Each fee collected pursuant to ~~paragraph (e) of subsection (1)~~
9 SUBSECTION (1)(e) of this section shall be transmitted to the state treasurer
10 and divided as follows:

11 (II) On and after July 1, ~~2009~~, 2019, one hundred forty-three
12 dollars shall be deposited in the judicial stabilization cash fund created in
13 section 13-32-101 (6), five dollars shall be deposited in the court security
14 cash fund established pursuant to section 13-1-204, THIRTY-FIVE DOLLARS
15 SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND
16 ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and fifteen dollars
17 shall be deposited in the justice center cash fund created in section
18 13-32-101 (7)(a).

19 (f) Each fee collected pursuant to ~~paragraph (f) of subsection (1)~~
20 SUBSECTION (1)(f) of this section shall be transmitted to the state treasurer
21 and divided as follows:

22 (II) On and after July 1, ~~2009~~, 2019, one hundred forty-three
23 dollars shall be deposited in the judicial stabilization cash fund created in
24 section 13-32-101 (6), five dollars shall be deposited in the court security
25 cash fund established pursuant to section 13-1-204, fifteen dollars shall
26 be deposited in the justice center cash fund created in section 13-32-101
27 (7)(a), THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF
28 PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION
29 13-94-108 (1), and one dollar shall be deposited in the general fund
30 pursuant to section 2-5-119. ~~C.R.S.~~

31 (g) Each fee collected pursuant to ~~paragraph (g) of subsection (1)~~
32 SUBSECTION (1)(g) of this section shall be transmitted to the state
33 treasurer and divided as follows:

34 (II) On and after July 1, ~~2009~~, 2019, twenty-five dollars shall be
35 deposited in the judicial stabilization cash fund created in section
36 13-32-101 (6), SIX DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC
37 GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION
38 13-94-108 (1), and five dollars shall be deposited in the court security
39 cash fund established pursuant to section 13-1-204.

40 (h) Each fee collected pursuant to ~~paragraph (h) of subsection (1)~~
41 SUBSECTION (1)(h) of this section shall be transmitted to the state
42 treasurer and divided as follows:

43 (II) On and after July 1, ~~2010~~, 2019, ten dollars shall be deposited

1 in the judicial stabilization cash fund created in section 13-32-101 (6),
2 THREE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC
3 GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION
4 13-94-108 (1), and five dollars shall be deposited in the court security
5 cash fund established pursuant to section 13-1-204.

6 **SECTION 5.** In Colorado Revised Statutes, 13-53-106, **amend**
7 (1)(a), (1)(c) introductory portion, (1)(c)(III), (1)(c)(IV); and **add**
8 (1)(c)(V) as follows:

9 **13-53-106. Fees.** (1) (a) On and after July 1, 2008, any person
10 filing a foreign judgment shall pay to the clerk of the court ~~one hundred~~
11 ~~sixty-six~~ TWO HUNDRED ONE dollars.

12 (c) Each fee collected pursuant to ~~paragraph (a) of this subsection~~
13 ~~(†)~~ SUBSECTION (1)(a) OF THIS SECTION shall be transmitted to the state
14 treasurer and divided as follows:

15 (III) Fifteen dollars shall be deposited in the justice center cash
16 fund created in section 13-32-101 (7)(a); ~~and~~

17 (IV) One dollar shall be deposited in the general fund pursuant to
18 section 2-5-119; ~~C.R.S.~~ AND

19 (V) THIRTY-FIVE DOLLARS SHALL BE DEPOSITED IN THE OFFICE OF
20 PUBLIC GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION
21 13-94-108 (1).

22 **SECTION 6.** In Colorado Revised Statutes, 15-12-623, **amend**
23 (1)(a)(III); and **add** (1)(c) as follows:

24 **15-12-623. Public administrator - administration - reports -**
25 **fees.** (1) The following court docket fees shall be charged:

26 (a) Public administrator statements of account in small estates, as
27 "small estates" is defined in section 15-12-1201, having gross assets:

	Fee	Tax	Total
28			
29	(III) \$2,000.00 or more \$ 89.00 108.00	1.00	90.00 109.00

30 (c) NINETEEN DOLLARS OF EACH FEE COLLECTED PURSUANT TO
31 SUBSECTION (1)(a)(III) OF THIS SECTION SHALL BE TRANSMITTED TO THE
32 STATE TREASURER, WHO SHALL DEPOSIT IT IN THE OFFICE OF PUBLIC
33 GUARDIANSHIP CASH FUND ESTABLISHED PURSUANT TO SECTION
34 13-94-108 (1).

35 **SECTION 7.** In Colorado Revised Statutes, 13-71-144, **amend**
36 (1)(a), (2)(a) introductory portion, and (2)(a)(II) as follows:

37 **13-71-144. Jury fees to be assessed in civil cases.** (1) (a) On and
38 after July 1, ~~2008~~; 2019, any party demanding a trial by jury as provided
39 by statute shall pay to the clerk of the court a fee of ~~one hundred ninety~~
40 TWO HUNDRED THIRTY-ONE dollars in district court cases at the time the
41 demand is made pursuant to the Colorado rules of civil procedure.

42 (2) (a) Each fee collected pursuant to ~~paragraph (a) of subsection~~
43 ~~(†)~~ SUBSECTION (1)(a) of this section shall be transmitted to the state

1 treasurer and divided as follows:

2 (II) On and after July 1, ~~2009~~, 2019, one hundred sixty-five
3 dollars shall be deposited in the judicial stabilization cash fund created in
4 section 13-32-101 (6), five dollars shall be deposited in the court security
5 cash fund established pursuant to section 13-1-204, FORTY-ONE DOLLARS
6 SHALL BE DEPOSITED IN THE OFFICE OF PUBLIC GUARDIANSHIP CASH FUND
7 ESTABLISHED PURSUANT TO SECTION 13-94-108 (1), and twenty dollars
8 shall be deposited in the justice center cash fund created in section
9 13-32-101 (7)(a).

10 **SECTION 8. Effective date - applicability.** This act takes effect
11 July 1, 2019, and applies to fees assessed on or after said date.

12 **SECTION 9. Safety clause.** The general assembly hereby finds,
13 determines, and declares that this act is necessary for the immediate
14 preservation of the public peace, health, and safety."."

15 Page 2 of the committee report, strike line 5 and substitute:

16 "Page 3 of the printed bill, strike lines 3 through 12."

** *** ** *** **