

SIXTH JUDICIAL DISTRICT
ARCHULETA, LA PLATA, AND SAN JUAN COUNTIES

ADMINISTRATIVE ORDER 2021-23

**ORDER VACATING CERTAIN MONETARY AMOUNTS ASSESSED AGAINST A
JUVENILE IN CERTAIN PROCEEDINGS PURSUANT TO HB 21-1315**

Pursuant to CRS 18-1.3-704, CRS 19-2-115, and CRS 19-2.5-110 the Court orders:

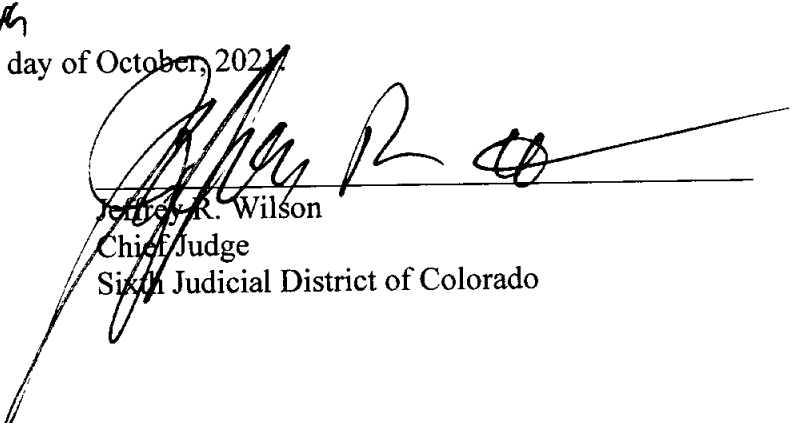
1. The costs listed in CRS 18-1.3-704, CRS 19-2-115, and CRS 19-2.5-110 shall be vacated in all cases in the 6th Judicial District where such costs have been assessed or ordered, consisting of the following fines, fees, costs, or surcharges imposed as part of sentencing, disposition, or adjudication of a felony, misdemeanor, juvenile delinquency petition, petty offense, traffic offense, or traffic infraction:
 - A. Cost of care
 - B. Cost of preliminary hearings
 - C. Cost of transcripts
 - D. Cost of medical care
 - E. Cost of genetic testing
 - F. Restorative justice costs (facilitator fees and assessment costs)
 - G. Sex offender surcharge
 - H. DWAI and DWI crime victim compensation costs
 - I. Victim compensation fees and costs
 - J. Time payment fee
 - K. Late penalty fee
 - L. Useful public service fee
 - M. Cost for diversion program
 - N. Processing fee
 - O. Misdemeanor and felony surcharges (youthful offenders)
 - P. DWAI and DWI surcharges (including data analysis surcharge)
 - Q. Cost of representation

2. The Information Technology Division of the Office of the State Court Administrator shall identify the cases in which court-assessed or court-ordered costs must be vacated pursuant to CRS 18-1.3-704, CRS 19-2-115, and CRS 19-2.5-110. Pursuant to this Administrative Order, all court-assessed or court-ordered costs against a juvenile/defendant, and against the juvenile/defendant's parent, guardian, or legal custodian, are vacated in all cases identified by the Information Technology Division, and the juvenile/defendant, or the juvenile/defendant's parent, guardian, or legal custodian, and the Information Technology Division is granted authority under this Administrative Order to vacate and remove such costs without need for a separate order issued on a case-by-case basis.

3. Information Technology Division will please provide the 6th Judicial District Clerk of Court with a list of all cases in which costs were vacated and a breakdown of the costs that were vacated. A minute order will be prepared by our staff in these cases to reflect the costs were vacated by the Information Technology Division through the authority provided by this Administrative Order. The judge or magistrate that is presiding over the case at that time will decide whether an amended mittimus or sentencing order is required, or if the provisions of this Administrative Order will suffice.
4. Vacated court-assessed or court-ordered costs shall no longer be part of any order or judgment against a juvenile/defendant or against the parent, guardian, or legal custodian. The court shall not take any steps to collect any court-assessed or court-ordered costs vacated by this Administrative Order.
5. If a particular case has been referred to a private collection agency, the court will calculate the new balance owed upon removing the costs that are vacated pursuant to statute and promptly notify the agency in writing of the amended amount that is subject to collection efforts.

This Administrative Order **does not vacate** any court-assessed or court-ordered costs that are not listed in CRS18-1.3-704, CRS 19-2-115, and CRS 19-2.5-110. This Administrative Order **does not impact or vacate** any orders imposing restitution. The provisions of this Administrative Order shall take effect once the Information Technology Division of the Office of the State Court Administrator implements the procedures for vacating the applicable costs, as set forth in Paragraph 2 above. This Administrative Order **does not entitle** anyone to repayment or reimbursement for any payments that were made prior to the effective date of this Administrative Order. This Administrative Order shall expire on June 30, 2025, pursuant to C.R.S. § 18-1.3-704(3), C.R.S. § 19-2-115(3), and C.R.S. § 19-2.5-110(3).

APPROVED AND SIGNED this 13th day of October, 2021.



Jeffrey R. Wilson
Chief Judge
Sixth Judicial District of Colorado