

DISTRICT COURT, WELD COUNTY, STATE OF COLORADO Court Address: 901 9th Avenue, Greeley, Colorado 80631 Mailing Address: P.O. Box 2038, Greeley CO 80632-2038	FILED Document – District Court 2007CV1 CO Weld County District Court 19th JD Filing Date: Jul 2 2007 10:43AM MDT Filing ID: 15429252
<hr/> <b>ADMINISTRATIVE ORDER 07-06</b>	<hr/> <p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> Case No. 07 CV 01  Division: 1
<b>ORDER ESTABLISHING PROTOCOL FOR THE ELECTRONIC TRANSMISSION          OF ARREST AND SEARCH WARRANT DOCUMENTS PURSUANT TO HB 07-1010          (§ 16-1-106, C.R.S. , AS AMENDED)</b>	

**Background**

1. House Bill 07-1010 amends § 16-1-106, C.R.S., and permits the application for and the issuance of arrest warrants and search warrants to be submitted by electronic transfer that may include an electronic or digital signature.
2. Colorado Rule of Criminal Procedure 41(3) authorizes search warrants to be authorized by a facsimile machine.
3. The court recognizes that the implementation of H.B. 07-1010: reduces travel time by law enforcement officers to the courthouse during business hours and to the residence of judicial officers during non-business hours; promotes efficiency; and may increase community safety by timely executing an arrest warrant or search warrant.
4. Law enforcement agencies within the 19th Judicial District are strongly encouraged to obtain the technology and technical support to comply with HB 07-1010.

**Protocol**

The protocol applying to the application for and issuance of electronic warrants is as follows:

1. Law enforcement agencies within the 19th Judicial District may apply for arrest warrants and search warrants electronically during business hours and during non-business hours.
2. During business hours, law enforcement officers shall first seek the approval of the proposed arrest warrant or search warrant by the District Attorney’s office electronically or,

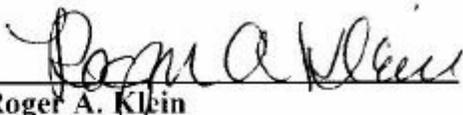
for the short-term, by facsimile machine transmitted to the District Attorney's office. Law enforcement officers are expected to follow relevant policies of the District Attorney's office regarding warrants being filed with accompanying charges. An assigned deputy district attorney shall be responsible for seeking an available judicial officer to review the application for an arrest warrant or search warrant.

3. During non-business hours, law enforcement agencies shall first seek the approval of the proposed arrest warrant or search warrant by the on call deputy district attorney. Upon approval by a deputy district attorney, the law enforcement officer shall contact the assigned judicial officer on call through Weld County Dispatch and may apply for an arrest warrant and search warrant electronically or, for the short-term, by facsimile machine. Each judicial officer shall be equipped with either the ability to receive and review an application for an arrest warrant or search warrant electronically or via a facsimile machine. The use of facsimile machines will be phased out by June 30, 2008.

4. Digital signatures will be accepted as authority to approve or deny all requests.

5. The clerk's office shall redact judicial officers' personal e-mail addresses and telephone numbers that appear on transmitted documents.

Dated: July 2, 2007

  
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Roger A. Klein  
Chief Judge  
19<sup>th</sup> Judicial District

*This document was filed pursuant to C.R.C.P. 121, § 1-26. A printable version of the electronically signed order is available in the Court's electronic file.*