

<p>District Court, Weld County, State of Colorado Court Address: 901 9th Avenue, Greeley, Colorado 80631 Mailing Address: PO Box 2038, Greeley, Colorado Phone Number: (970) 351-7300</p>	<p style="color: red;">EFILED Document – District Court 07CV1 CO Weld County District Court 19th JD Filing Date: 01/15/2018 8:31AM MDT Filing ID: 16567559</p> <hr/> <p>Case Number: 07 CV 01</p> <p>Division: 1</p>
<p>ADMINISTRATIVE ORDER 07-09</p>	
<p>COURT USE ONLY</p>	
<p>ORDER AUTHORIZING THE CLERK OF THE COMBINED COURTS OF THE 19TH JUDICIAL DISTRICT TO PERFORM CERTAIN DUTIES IN MISDEMEANOR TRAFFIC OFFENSE AND TRAFFIC INFRACTION CASES</p>	

THE COURT CONCLUDES that, pursuant to C.R.S. §13-6-212(2), the Chief Judge of a judicial district, upon approval of the Chief Justice of the Supreme Court, may authorize the clerk of the county court to:

- a. advise defendants in criminal cases of their procedural and constitutional rights; C.R.S. §13-6-212(2)(b);
- b. accept pleas of not guilty in all criminal cases and set cases for hearings or trials in such cases; C.R.S. §13-6-212(2)(c);
- c. under the direction of a judge, grant continuances, set motions for hearing and set cases for trial; C.R.S. §13-6-212(2)(e); and
- d. with the consent of the defendant, accept pleas of guilty and admissions of liability and impose penalties pursuant to a schedule approved by the presiding judge in misdemeanor traffic and traffic infraction cases involving the regulation of vehicles and traffic for which the penalty specified in §42-4-1701 C.R.S., or elsewhere in Articles 2-4 of Title 42 C.R.S., in each case is less than \$300. Provided, however, that the clerk shall not levy a fine over said amounts, nor sentence any person to jail. C.R.S. §13-6-212(2)(f).

THE COURT FINDS as follows:

1. Justice requires the courts operate more efficiently in Traffic Infraction matters for violations of misdemeanor traffic and traffic infraction cases.
2. Efficient case management requires setting Final Hearings for such cases in an efficient and expedited manner.
3. The deputy clerks of the Weld County Court have the greater capacity to process such cases at the First Hearing and/or Arraignment than does a judicial officer, to advise the defendant of their procedural and constitutional rights, to accept pleas of not guilty and set dates for hearings, final hearings, or trials in such cases, and to accept guilty pleas and admissions of liability and imposing penalties pursuant to a fixed schedule.
4. In CCAO 07.03, the presiding judge of the Weld County Court has:
 - a. approved as the penalty schedule for penalties to be imposed by the clerks, the penalties as set forth in the original penalty assessment which is determined by §42-4-1701, C.R.S., as currently adopted,

and as may be amended from time to time, in misdemeanor traffic and traffic infraction offenses involving the regulation of vehicles and traffic.

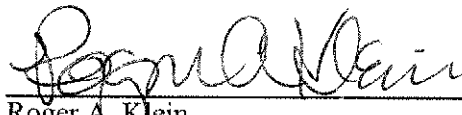
- b. assigned similar duties and powers as contained herein to the Weld County Court Clerk, pursuant to C.R.S. §13-6-212(a).

IT IS THEREFORE ORDERED that, pursuant to C.R.S. §13-6-212(2), the Clerk of the Combined Courts of the 19th Judicial District, of the Weld County Court, and any judicial assistant thereunder, is hereby **ASSIGNED AND AUTHORIZED**, in all misdemeanor traffic offenses, and traffic infraction cases involving the regulation of vehicles and traffic for which the penalty specified in §42-4-1701, C.R.S., or elsewhere in Articles 2, 3, and 4 of Title 42, C.R.S., with fines or penalty assessments of less than \$300, as follows:

- a. to advise defendants of their procedural and constitutional rights, pursuant to Colorado Rules of Traffic Infractions Rule 7;
- b. accept pleas of not guilty or denials of liability in such cases, and set dates for hearings or trials;
- c. under the direction of a judge, grant continuances, set motions for hearing, and set cases for trial;
- d. with the consent of the defendant, accept pleas of guilty and admissions of liability and impose penalties pursuant to the schedule approved by the presiding judge. However, the clerk shall not levy a fine of over \$300 nor sentence any person to jail.

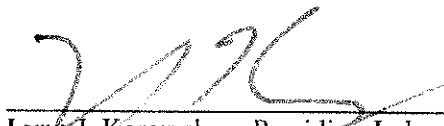
DATED AND EFFECTIVE: September 24, 2007

BY THE COURT:



Roger A. Klein
Chief Judge
19th Judicial District

APPROVED this 24 day of September, 2007


Lynn J. Karowsky – Presiding Judge
Weld County Court

APPROVED this 27th day of September, 2007


Mary J. Mullarkey
Chief Justice
Colorado Supreme Court