Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REENGROSSED
This Version Includes All Amendments
Adopted in the House of Introduction

LLS NO. 14-0304.01 Jerry Barry x4341

HOUSE BILL 14-1069

HOUSE SPONSORSHIP

Rosenthal,

SENATE SPONSORSHIP

King,

House Committees
Judiciary

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING DISTRICT COMMISSIONS ON JUDICIAL PERFORMANCE.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://www.leg.state.co.us/billsummaries.)

Current law directs district commissions on judicial performance (commissions), as part of their evaluations of district and county judges, to interview other district and county judges and other interested persons. The bill adds to this list the district attorney, a representative of the state public defender, and a representative of the local bar association.

The commission must issue invitations to the new interviewees not less than 35 days before the interview. A majority of the commission

HOUSE
3rd Reading Unamended
February 4, 2014

HOUSE
Amended 2nd Reading
February 3, 2014

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

must be present at the interview. The commission may substitute a written submission in place of an interview only with the consent of the invited person.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 13-5.5-105, **amend** (1) (d); and **add** (4) as follows:

13-5.5-105. Powers and duties of district commissions. (1) In addition to other powers conferred and duties imposed upon a district commission by this article, in conformity with the rules, guidelines, and procedures adopted by the state commission pursuant to section 13-5.5-103 (1) (f) and the state commission's review of the deliberation procedures pursuant to section 13-5.5-103 (1) (p), a district commission has the following powers and duties:

(d) To interview district and county court judges, A REPRESENTATIVE OF THE DISTRICT ATTORNEY, A REPRESENTATIVE OF THE STATE PUBLIC DEFENDER, A REPRESENTATIVE OF THE LOCAL BAR ASSOCIATION, and other persons and accept information and documentation from interested persons;

(4) BEFORE SUBMITTING THE NARRATIVES, A DISTRICT COMMISSION SHALL INVITE A REPRESENTATIVE OF THE DISTRICT ATTORNEY, A REPRESENTATIVE OF THE STATE PUBLIC DEFENDER, AND A REPRESENTATIVE OF THE LOCAL BAR ASSOCIATION TO PARTICIPATE INDIVIDUALLY IN THE INTERVIEW REQUIRED BY PARAGRAPH (d) OF SUBSECTION (1) OF THIS SECTION. THE INVITED PARTY MAY ATTEND OR DESIGNATE A REPRESENTATIVE TO ATTEND THE INTERVIEW. THE DISTRICT COMMISSION MUST ISSUE THE INVITATION NOT LESS THAN THIRTY-FIVE

DAYS BEFORE THE SCHEDULED INTERVIEW. A MAJORITY OF THE MEMBERS OF THE DISTRICT COMMISSION MUST BE PRESENT AT EACH INTERVIEW. THE DISTRICT COMMISSION SHALL NOT SUBSTITUTE A WRITTEN SUBMISSION FOR THE INTERVIEW WITHOUT THE CONSENT OF THE INVITED PARTY.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.