

**COLORADO SUPREME COURT
ADVISORY COMMITTEE ON THE RULES OF CRIMINAL PROCEDURE
Minutes of Meeting**

Friday, January 19, 2024

A quorum being present, the Colorado Supreme Court’s Advisory Committee on the Rules of Criminal Procedure was called to order by Judge Elizabeth Harris at 12:45 pm remotely via Webex. Members present at or excused from the meeting were:

Name	Present	Excused
Judge Elizabeth Harris, Chair	X	
Sheryl Berry	X	
Christian Champagne	X	
Johanna Coats	X	
Judge Kandace Gerdes	X	
Matt Holman		X
Abe Hutt	X	
Judge Chelsea Malone	X	
Kevin McGreevy		X
Judge Dana Nichols	X	
Magdalena Rosa	X	
Karen Taylor	X	
Judge Lindsay VanGilder	X	
Judge Vincente Vigil		
Karen Yacuzzo (non-voting participant)	X	

I. Attachments & Handouts

- A. January 19, 2024 agenda
- B. September 15, 2023 minutes

II. Approval of Minutes

The September 15, 2023 minutes were approved as submitted.

III. Announcements from the Chair

Judge Harris made no announcements.

IV. Business

A. Gender Neutral Language in Rules

Judge Harris shared that the chairs of the various Colorado Supreme Court rules committees have formed a working group that is tasked with revising all of the Court’s rules to be gender neutral. The working group has recommended following the Washington and Minnesota approach to eliminating gendered language. Once the supreme court has approved an approach, the various committees will be responsible for revising/editing the rules.

B. Legislative Subcommittee

i. SB23-254 (Abe Hutt, Judge VanGilder, and Christian Champagne)

This subcommittee is dealing with bills that discuss warrants. The subcommittee believes that this legislation will require a rule change and will hopefully have a memo ahead of the next meeting.

ii. HB23-1151 (Judge Gerdes, Kevin McGreevy, and Johanna Coats)

The subcommittee presented some proposed amendments to Crim. P. 4.1, 4.2, 5, and 9 in response to HB23-1151. After a productive discussion, the subcommittee agreed to try to incorporate the members' feedback into further revisions and present an update to the full committee at the next meeting.

iii. HB23-1182 (Judge Nichols, Sheryl Berry, and Magdalena Rosa)

The subcommittee is unsure whether amendments to any rules would promote clarity or would only increase confusion. A Chief Justice Directive that covers this area may be updated soon, and the revisions may eliminate the need to amend the rules.

iv. HB23-1187 (Matt Holman, Judge Vigil, and Karen Taylor)

This subcommittee is in the early stages of considering whether any rule changes are necessary. At this point, the subcommittee believes it is possible that Crim. P. 35 may require changes as a response to the legislation.

C. Changes to Crim. P. 37 and 37.1 Following Changes to C.A.R. 10

These revisions will be completed later.

The committee adjourned at 2:18 pm.

II. Future Meetings

April 19, July 19, and October 18