

**NORTHGLENN MUNICIPAL COURT  
ADVISEMENT OF RIGHTS CMCR Rule 210(a)(4)**

The following is an explanation of your rights in this court. Before you enter into a plea and appear before the judge, you will have the opportunity to speak with the Prosecutor. You do not have to speak with the Prosecutor, but the purpose of that discussion is to explore a plea bargain in your case. If you do not want to enter into a plea bargain with the Prosecutor, you have the right to plead Not Guilty and set your case for trial.

**A. YOU HAVE THE FOLLOWING RIGHTS:**

1. To be represented by an attorney at your own expense. In certain cases, if you cannot afford an attorney one may be appointed to represent you. You are entitled to continue your court date to obtain an attorney.
2. To a full explanation of the nature of the charges against you. If you do not understand what you are charged with, ask the judge. The maximum sentence the court may impose on each charge is listed on the back of this form.
3. To be presumed innocent of the charges, and if you plead not guilty the prosecution must prove your guilt beyond a reasonable doubt.
4. To enter a plea that is voluntary and not the result of undue influence or coercion on the part of anyone. A plea of guilty means that you give up the right to require the prosecution to prove your guilt beyond a reasonable doubt. If you plead not guilty, you will have a trial to a judge or, in certain cases, a trial to a jury. To obtain a jury trial, you must request in writing a jury trial and post a \$25.00 jury deposit within 21 days after the arraignment or entry of a plea. The jury shall consist of three (3) persons, unless a greater number, not to exceed six (6), is requested. The jury deposit may be waived if you show that you are indigent.
5. To a speedy trial within 91 days of your arraignment date.
6. To remain silent at the trial or testify in your defense if you choose. If you choose to remain silent, your silence cannot be used against you. If you testify it can and may be used against you.
7. To confront and cross examine the witnesses called to testify against you.
8. To present your own evidence and witnesses in your defense. You have the right to have the Court issue subpoenas to compel witnesses to testify for you.
9. To make a statement before any sentence is imposed upon you.
10. To appeal a conviction within 35 days after the date of entry of the judgment or the denial of post-trial motions, whichever is later.
11. To bail and to be advised as to the amount of bail set by the Court.

**B. NON-CITIZEN:** If you are not a citizen of the United States, you are advised that a municipal conviction or a deferred judgement and sentence may have the consequences of deportation, exclusion from admission to the U.S., or denial of naturalization pursuant to the laws of the United States. Consulting with an attorney is recommended prior to entering a plea of guilty or nolo contendere.

**C. U.S. ARMED FORCES OR VETERANS:** If you are serving in the United States armed forces or are a veteran of such forces you may be entitled to receive mental health treatment, substance use disorder treatment, or other services as a veteran. Depending upon the nature of the charge that you plead guilty to it may be possible to transfer probation supervision or the court sentence to a jurisdiction with a Veterans Treatment Court.

**D. SEALING AND EXPUNGEMENT OF RECORDS:** Adults have the right to seal their criminal record if they are acquitted or the case is dismissed. Adults may request to seal municipal criminal convictions by filing a Petition with the Northglenn Municipal Court or with the Adams County District Court.

Juveniles are eligible to have their records expunged by order of the Municipal Court if they were a juvenile at the time of the commission of the offense(s), the case is closed and there are no pending case(s) before the Municipal Court.

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<b>MAXIMUM PENALTIES</b>		
<b>ADULT</b>	<ul style="list-style-type: none"> <li>➤ Criminal Code Violations: \$2,650.00 fine, a jail sentence of 364 days, or both.</li> <li>➤ Traffic Violations:               <ul style="list-style-type: none"> <li>○ Careless Driving, Reckless Driving, Eluding a Police Officer, or Speed Contest: \$2,650.00 fine, 364 day jail sentence or both.</li> <li>○ Driving without Compulsory Insurance:                   <ul style="list-style-type: none"> <li>▪ 1st offense in 5 years - mandatory minimum \$500.00 fine; if proof of current insurance is provided the fine may be reduced to \$250.00.</li> <li>▪ 2 or more offenses in 5 years - mandatory minimum fine of \$1,000.00.</li> </ul> </li> <li>○ All other traffic violations: \$499.00 fine.</li> </ul> </li> </ul>	
<b>JUVENILE</b>	<ul style="list-style-type: none"> <li>➤ Criminal Code Violations: Maximum fine \$2,650.00. Failure to comply with a court order could result in a sentence to a juvenile detention facility up to 48 hours.               <ul style="list-style-type: none"> <li>○ Your driver's license may be revoked if (1) you are convicted of possession of alcohol or marijuana by a minor and fail to complete a court ordered evaluation or treatment or (2) you are convicted of a second possession of alcohol/marijuana by a minor.</li> </ul> </li> <li>➤ Traffic Violations: Maximum fine \$499.00</li> </ul>	
<b>DRIVER'S LICENSE POINT SUSPENSIONS</b>		
<p>Your license will be suspended if too many points are accumulated from traffic violations. In Colorado, a driver starts with 0 points and when convictions are reported to the Department of Motor Vehicles (DMV) points are added to the driver's record. A summary of the points bracket by age follows:</p>		
<b>Minor Driver 17 &amp; Under</b>	<b>Minor Driver 18-21</b>	<b>Adult Driver 21 &amp; Over</b>
Points Requiring Suspension: ➤ 6 or more within any 12 months ➤ 7 or more while under the age of 18	Points Requiring Suspension: ➤ 9 or more within any 12 months ➤ 12 or more within any 24 months ➤ 14 or more at any time between the ages of 18 and 21	Points Requiring Suspension: ➤ 12 or more within any 12 months ➤ 18 or more within any 24 months

**PAYMENTS**

**The court expects you to pay all fines and court costs on the day you receive your sentence.** If you cannot, you may request a payment plan. In traffic cases, if you fail to pay or fail to appear before the Court and request an ability to pay hearing, the original charge will enter and the original points will be reported to the DMV.

\_\_\_\_\_ *Initial here if you currently serve in the United States Armed Forces or are a Veteran of such forces and would like information regarding mental health treatment, substance use disorder treatment or other services available to you.*

**\*\*If you have any questions regarding the above information or process you should consult legal counsel\*\***

**By my signature below, I attest that:**

- I acknowledge that I have read and understand this advisement of rights.
- I understand that **if** I enter a plea of guilty or no contest to the charge(s) I am waiving and giving up the rights set forth in Section A of this form.

Name Printed: \_\_\_\_\_ Date: \_\_\_\_\_

Signature: \_\_\_\_\_

Parent Signature: \_\_\_\_\_

(needed if Defendant is less than 18 years of age)

Address: \_\_\_\_\_

Email: \_\_\_\_\_ Phone: \_\_\_\_\_