

<input type="checkbox"/> COUNTY <input type="checkbox"/> DENVER JUVENILE <input type="checkbox"/> DISTRICT COURT, _____ COUNTY, COLORADO _____ County Courthouse Courthouse Address: _____ People of the State of Colorado In the Interest of: _____ Juvenile and concerning Respondent: _____ (Name of Parent / Guardian)	<p style="text-align: center;">◆ COURT USE ONLY ◆</p>
	Case Number: _____ JD_____ (please indicate the case in which the juvenile was ordered to register as a sex offender) Division: Courtroom:
MOTION TO FILE THIS NOTICE AND ANY ATTACHMENTS UNDER SEAL & NOTICE OF RECOMMENDATION OF SEX OFFENSE-SPECIFIC TREATMENT PROVIDER CONCERNING REMOVAL FROM SEX OFFENDER REGISTRY	

Motion to File Under Seal: The undersigned requests the Court accept this notice and any attachments under seal. This filing contains confidential mental health treatment information that should be kept private, subject to any release, in whole or in part, that may occur with the knowledge, approval, and supervision of this Court.

Notice: This notice is being provided to advise the Court that (name of client) _____ entered into sex offense-specific treatment on _____ (date) and was discharged on _____ (date) from:

Name of Program: _____

Address: _____

Phone Number: _____ **Fax Number:** _____

Email Address: _____

Based upon my consideration of (name of client) _____ 's participation in treatment, as of this date, I do/do not recommend that this Court relieve him/her of the duty to register as a sexual offender in the state of Colorado. I have/have not attached additional information concerning my recommendation.

This recommendation is provided because (except in the case of a deferred adjudication), among other factors, the Court shall consider the recommendations of a person's sex offense-specific treatment provider in determining whether to remove the person from the sex offender registry. Colo. Rev. Stat. § 16-22-113(1)(e). Consequently, this recommendation does not reflect consideration of events transpiring between the date of its filing and the date upon which this Court ultimately may entertain a petition to discontinue registration.

Signature of SOMB-Approved Provider

Printed name of SOMB-Approved Provider

License # / credential (if applicable):

Dated: _____

NOTE: PLEASE DETACH THIS PAGE BEFORE FILING THE FORM

**INSTRUCTIONS TO THERAPISTS FOR JUVENILE DEREGISTRATION
RECOMMENDATION FORM:**

At the time of discharge from treatment, *print or type* the information required by the form and sign the signature block. Where text is underlined, please **circle one** option, *e.g.*, **do/do not**.

The form is to be filed in the court and under the juvenile (“JD”) case number where the client was ordered to register as a sex offender. If venue was subsequently changed to a different county, the form should be filed under the *last* case number and in the *last* county having jurisdiction over the client for the offense requiring registration. The address for each County and District Court in Colorado is to be entered in the caption and is available under “Find a Court” at: <http://www.courts.state.co.us/>

This form may be filed with the court in person at the courthouse or submitted via U.S. Mail to the Clerk’s Office at the court’s mailing address. A Probation Officer may also assist you in properly filing this form with the court.

PURPOSE OF THIS DOCUMENT:

In Colorado, some clients will not become eligible or file a petition to be taken off the sex offender registry until many years or decades after their sentences have terminated. Nevertheless, where a juvenile adjudication has entered, judges entertaining such petitions are required to consider the recommendations of treatment providers in assessing whether or not to relieve a person of the duty to register. For many clients, *including adjudicated clients who have become adults by the time they petition to deregister*, obtaining documentation from their treatment provider may be difficult or impossible. This form has been developed as a tool to assist therapists in providing feedback to the court that is contemporaneous with the therapy process. It allows the therapist to share information with the court about their opinions concerning a juvenile’s termination from treatment close in time to the treatment and while authorizations remain in effect allowing the therapist to divulge this otherwise confidential information to the court.

Similarly, Standard 3.420(C) of the *Standards and Guidelines for the Evaluation, Assessment, Treatment and Supervision of Juveniles Who Have Committed Sexual Offenses* requires treatment providers to prepare a written summary that includes “A current recommendation regarding whether registration should/should not continue based on information available at the date of the report.”

Unlike most other records, court files are maintained forever. Consequently, by logging this information in the court record, it will remain available to clients and other parties to the case in the court’s discretion.

Although State law advises that the court shall consider the recommendation of the therapist in evaluating a petition to discontinue registration, it provides limited guidance as to the nature of the information that is to be conveyed. This form allows the therapist to document his/her

ultimate recommendation concerning the registry. If the therapist would like to further expand on the recommendation, s/he may attach a letter or report explaining his/her position more fully. Any documents received by the court under seal cannot be viewed by anyone else without subsequent court orders authorizing release.