

Municipal Court, City of Evans, CO
1100 37th Street
Evans, CO 80620

STANDING ORDER

> **COURT USE ONLY>**

2026-01) MAXIMUM FINES FOR CERTAIN MUNICIPAL OFFENSES

WHEREAS, on December 22, 2025, the Colorado Supreme Court issued its opinion in *In re People v. Camp* 2025 CO 64; and

WHEREAS, the Supreme Court held that when a municipal ordinance prohibits conduct identical to a state criminal offense, municipal penalties may not exceed the maximum penalties authorized by state law; and

WHEREAS, the City of Evans Municipal Code contains certain offenses that correspond directly to state-law offenses governed by statutory maximum fines; and

WHEREAS, the Evans Municipal Court does not impose incarceration as a penalty.

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. For all municipal offenses charged in Evans Municipal Court that prohibit conduct identical to a corresponding state criminal offense, the maximum fine that may be imposed shall not exceed the maximum fine authorized by state law for that offense classification.
2. This Standing Order applies to all pending and future cases unless and until modified by further order of the Court.
3. Exhibit A, attached hereto and incorporated by reference, sets forth the applicable Evans Municipal Code sections and the corresponding maximum fines permitted under state law.

DATED this 8 day of JAN, 2026.



Hon. Michael Stewart
Evans Municipal Court Judge

EXHIBIT A

Maximum Financial Penalties for Certain Evans Municipal Code Offenses

Evans Municipal Code Section	Offense Description	Corresponding State Offense Classification	Maximum Fine Permitted Under State Law
EMC 9.24.010	Theft – value less than \$2,000	Petty Offense (theft under \$300)	Up to \$300
EMC 9.24.050(B)	Criminal Trespass – Third Degree	Petty Offense	Up to \$300
EMC 9.24.050(A)	Criminal Trespass – Second Degree	Petty Offense	Up to \$300
EMC 9.08.040	False Alarms and False Reports	Petty Offense	Up to \$300
EMC 9.30.040	Public Consumption or Use of Marijuana	Petty Offense (statutory cap)	Up to \$100
EMC 9.12.010	Assault	Class 1 Misdemeanor (Third Degree Assault)	Up to \$500