

**Colorado Commission on Criminal and Juvenile Justice**  
**Sentencing Reform Task Force**

**Sentence Structure Working Group**  
**Minutes**

February 22, 2021 / 3:00PM-5:00PM  
Virtual Meeting

**ATTENDEES**

**WORKING GROUP MEMBERS**

Michael Dougherty, *WG Leader*, District Attorney, 20<sup>th</sup> Judicial District  
Maureen Cain, Office of the State Public Defender  
Christie Donner, Colorado Criminal Justice Reform Coalition  
Valarie Finks, Crime Victim Compensation, 1<sup>st</sup> Judicial District  
Jessica Jones, Defense Attorney  
Tom Raynes, Colorado District Attorneys' Council  
Dan Rubinstein, District Attorney, 21<sup>st</sup> Judicial District  
Lisa Wayne, Defense Attorney

**GUESTS**

**STAFF**

Kim English, Division of Criminal Justice  
Damien Angel, Division of Criminal Justice  
Laurence Lucero, Division of Criminal Justice  
Stephane Waisanen, Division of Criminal Justice  
Kevin Ford, Division of Criminal Justice

**ABSENT**

<p><b>Issue/Topic</b> Welcome, Agenda, SRTF Review <i>Michael Dougherty, All</i></p>	<p><b>Discussion</b> Michael welcomed the group and members of the public, then provided a brief overview of the agenda and the timeline for the group’s work moving forward.  Michael informed the group that there had been a public Q&amp;A session on Friday, Feb 19, to discuss the recommendation, and that the event went well.</p>
<p><b>Issue/Topic</b> Report from Study Group <i>Maureen Cain, Michael Dougherty, Tom Raynes, All</i></p>	<p><b>Discussion</b> The Study Group presented recommendation elements for consideration by the Working Group, highlighting specific statutes that spurred discussion among Study Group members. These included the following:</p> <ul style="list-style-type: none"> <li>• Titles 10, 14 - 16, 19, 24, 26, 27, 33 – 37, 40, 43, and 44.</li> </ul> <p>These recommendation elements were discussed and agreed upon by the Working Group. Michael stated that the Sentencing Reform Task Force would vote on these recommendation elements during their next meeting.</p> <p>The Study Group agreed to continue working on recommendation elements for Titles 7, 8, and 9 in the weeks to come.</p> <p>The group discussed a recommendation element concerning time credits in jails. It was agreed that the impact would vary from jail to jail so feedback from stakeholders would be necessary.</p>
<p><b>Issue/Topic</b> Public Comment <i>Michael Dougherty</i></p>	<p><b>Discussion</b> A member of the public joined the meeting to discuss a memo that he had distributed to the Working Group via email. The memo addressed driving while under the influence of THC and suggested that violations of this type be made felonies. The group informed him that the recommendation <u>does</u> make DWAI (Driving While Ability Impaired) a felony. Michael suggested that the member of the public continue advocating for his position by attending future meetings of the Sentencing Reform Task Force and the Commission.</p>
<p><b>Issue/Topic</b> Meeting Schedule &amp; Adjournment <i>Michael Dougherty, All</i></p> <p><b>ACTION</b> Damien Angel to poll group members via email for new meeting time.</p>	<p><b>Discussion</b> The group discussed their meeting schedule and agreed to meet less frequently after their recommendation is voted on by the Commission on March 12, but they will remain available for meetings in case questions arise about the recommendation.</p> <p>Michael asked if there were any additional comments and, hearing none, adjourned the meeting.</p>