

**Legislative Subcommittee
Minutes**

October 14, 2020 4:00PM - 5:00PM
VIRTUAL

ATTENDEES

SUBCOMMITTEE MEMBERS

Stan Hilkey, Chair, CCJJ; Department of Public Safety
Abigail Tucker, Vice-Chair, CCJJ; Representing mental health treatment providers
Janet Drake, Attorney General's Office
Megan Ring, Office of the State Public Defender

ABSENT

Shawn Day, Aurora Municipal Court
Tom Raynes, Colorado District Attorneys' Council (CDAC)
Maureen Cain, *ex officio*, Office of the State Public Defender
Joe Thome, *ex officio*, Division of Criminal Justice
Cooper Reveley, *ex officio*, CDPS Legislative Liaison

STAFF

Kim English, Division of Criminal Justice
Kevin Ford, Division of Criminal Justice
Laurence Lucero, Division of Criminal Justice

GUESTS

Jeff Riester, Attorney General's Office

Issue/Topic Pretrial Efforts	Discussion
	<p>Stan Hilkey, Chair, explained that he convened the Legislative Subcommittee following a discussion with Governor Polis.</p> <p>At the request of the Governor’s Office, the Colorado Department of Public Safety submitted a decision item for \$4.8M to fund pretrial reform described in the Pretrial Release Task Force recommendations approved by the Commission on January 10, 2020. Mr. Hilkey reminded the group that aspects of the recommendations were included in Senate Bill 20-161 and that, during the delayed and abbreviated FY20 legislative session due to COVID-19, the bill was postpone indefinitely by the Senate Appropriations Committee on June 10, 2020.</p> <p>Mr. Hilkey informed the group that other stakeholders are working with legislators to introduce new pretrial reform bills during next year’s legislative session. Mr. Hilkey asked members whether the Commission should continue to pursue the pretrial reform recommendations approved by the Commission, specifically regarding the funding element that was placed in the budget of the Department of Public Safety.</p> <p>Ms. Ring acknowledged the work that went into the Commission’s pretrial reform efforts, but the dramatic system changes implemented in response to the COVID-19 pandemic, including the significant increase in the use of summonses and personal recognizance (PR) bonds, have resulted in a considerable decrease in the jail populations across the state. She added that early data show that these initiatives have not resulted in a significant increase in crime. Consequently, interest in pursuing pretrial reform has shifted to other priorities.</p> <p>Ms. Drake agreed and stated that reviving the pretrial efforts may not be an effective use of the Commission’s time and energy considering that other priorities were identified for this year’s Commission work.</p> <p>Dr. Tucker reiterated that perspectives have changed dramatically and it seems appropriate to adapt and focus resources, time and energy of the Commission toward other identified efforts.</p> <p>The Legislative Subcommittee members acknowledged the significant amount of work undertaken to produce the pretrial recommendations but recent events, including the budget challenges related to COVID-19, have shifted the Commission priorities.</p>

<p>Issue/Topic Next Steps</p>	<p>Discussion</p>
	<p>Mr. Hilkey will report to the Governor’s Office that the Legislative Subcommittee members agree that, at this time, priorities have shifted away from pretrial reform, in part because upcoming pretrial bills will address many issues described in the Commission’s pretrial recommendations and also because priorities have changed. The Legislative Subcommittee also requests that the \$4.8M be held for other Commission-related justice priorities.</p> <p>The meeting adjourned at 4:30 pm.</p>