

Colorado Commission on Criminal and Juvenile Justice
Pretrial Release Task Force

Recommendation Review / H.B.19 1226 Working Group

Minutes

October 1, 2019, 3:00-5:00pm
2nd Floor CIJCIS Conference Room, 700 Kipling St., Lakewood

ATTENDEES:

WORKING GROUP MEMBERS

Maureen Cain, Co-leader, State Public Defender's Office
Greg Mauro, Co-leader, Denver Division of Community Corrections
Steve Chin, Colorado Association of Pretrial Services, Mesa County Pretrial Services
Becca Curry, American Civil Liberties Union
Glenn Tapia, Division of Probation Services
Tom Raynes, Colorado District Attorneys' Council
Bo Zeerip, District Attorney's Office, Mesa County

ABSENT:

Elizabeth Epps, Freedom Fund
Steve Vasconcellos, State Court Administrator's Office
Adam Zarrin, Governor's Office

STAFF

Laurence Lucero, Division of Criminal Justice

GUESTS

Tim Lane, CDAC

Issue/Topic	Discussion
<p>Review of draft recommendations</p>	<p>Maureen directed the group to a document which included a set of recommendations. The document was sent electronically to the Working Group members prior to meeting. Maureen informed the group that the recommendations will be presented for a first review at the Task Force meeting on October 10 and anticipated a vote by the Task Force in December 2019. Below are the titles of recommendations:</p> <p><i>[NOTE: The following recommendation index codes are temporary.]</i></p> <p>FY20-PR#01. Require a pretrial risk assessment instrument that will assist the court in release decisions for felony, misdemeanor and traffic level offenses that do not qualify for a mandatory summons.</p> <p>FY20-PR#02. Criteria for the use of pretrial risk assessment instrument and data collection for validation and impact of an instrument.</p> <p>FY20-PR#03. Expand pretrial services statewide and provide state resources for certain assessment and supervision costs with the priority given to assessment costs.</p> <p>FY20-PR#04. Expand the use of summonses to include mandatory summonses, presumptive arrest and discretionary summonses, each with appropriate public safety overrides.</p> <p>FY20-PR#05. Eliminate Section 18-8-212 – Violation of Bail Bond Conditions and clarification of the crime of protection order violation. Establish a contempt of court process for violation of bail bond condition.</p> <p>FY20-PR#06. Conditions of release – Limit overuse of conditions.</p> <p>FY20-PR#07. Establish an expedited pretrial release process.</p> <p>FY20-PR#08. Revise the initial bond hearing process and the considerations of monetary conditions of bond.</p> <p>FY20-PR#09. Clarify public defender and district attorney involvement in bail hearings.</p> <p>FY20-PR#10. Mandated training for stakeholders (consistent with FY19-PR#08).</p> <p>FY20-PR#11. Establish an expedited appeal process and a requirement for the appellate court to address constitutional issues raised in the appeal.</p> <p>FY20-PR#12. Create a tele-justice program cash fund in the state treasury.</p> <p>FY20-PR#13. Increase the representation of the community on the pretrial community advisory boards.</p> <p>The Working Group discussed and made some revisions to the document.</p>

<p>Issue/Topic Review of draft recommendations (continued)</p> <p>ACTION Maureen will update document with changes and highlight points for discussion at the Task Force in October</p>	<p>Maureen will update with changes made at today’s meeting and highlight the points of non-consensus for the Task Force to discuss.</p> <p>Following the meeting, some changes were submitted for discussion at the Task Force including an additional recommendation as follows:</p> <p>FY20-PR#14. ADOPTION OF RECOMMENDATIONS #01 - #13 AS A SINGLE CCJJ RECOMMENDATION #14 WITH SUBSECTIONS THAT INCORPORATE #001 - #013 IN ORDER TO PROMOTE A SINGLE AND UNIFIED CCJJ BAIL REFORM POLICY.</p>
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<p>Issue/Topic: Next Steps & Adjourn</p>	<p style="text-align: center;">Discussion</p> <p>No future meetings are scheduled for the Working Group pending presentation and vote of the recommendations at the Pretrial Task Force.</p> <p>Meeting adjourned at 5:10 pm</p>
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NEXT MEETING

TBD