

Colorado Commission on Criminal and Juvenile Justice
Sentencing Reform Task Force

Sentence Progression Working Group
MINUTES

November 24, 2020 3:00PM-4:00PM
VIRTUAL MEETING

ATTENDEES

WORKING GROUP MEMBERS

Dean Williams, DOC, WG Leader
Joseph Archambault, Office of the State Public Defender
Bob Gardner, State Senate
Andrew Matson, Colorado CURE
Greg Mauro, Denver Division of Community Corrections
Amber Pedersen, DOC
Catrina Weigel, 20th JD District Attorney's Office

STAFF

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

ABSENT

Valarie Finks, Crime Victim Compensation, 1st JD DA's Office
Rick Kornfeld, Defense Attorney

GUEST

Aaron Greco, DOC
David Johnson, DOC

| Issue/Topic | Discussion |
|---|--|
| <p>Welcome & Introductions <i>Dean Williams</i></p> | <p>Working Group Leader Dean Williams thanked members for participating in the meeting and proceeded with introductions.</p> <p>Dean reviewed the goals for the meeting as follows:</p> <ul style="list-style-type: none"> • Continuing discussion about statutory changes to: <ul style="list-style-type: none"> - ISP-I - Home Detention |

| Issue/Topic | Discussion |
|--|--|
| <p>Potential statutory changes <i>Dean Williams, All</i></p> | <p>Dean Williams asked the group to continue discussion of the proposed statutory changes for Home Detention; highlights of the discussion are below.</p> <ul style="list-style-type: none"> • Amber Pedersen reiterated her presentation (see minutes from 11/17/20 Working Group meeting) on potential statutory changes to the Home Detention statutes C.R.S 17-27-8-105. The proposed changes would allow home detention for parolees or inmates within 180 days of PED. • What is the difference between ISP-I and Home Detention since most people who are under ISP-I are electronically monitored, and what would be the incentives for an individual to choose community corrections versus ISP-I? The main difference between the ISP-I and Home Detention is housing. Home Detention would be essentially available for individuals who have housing arrangements. • Dean explained to the group that he proposed these two options (ISP-I and Home Detention) in an attempt to move forward the one option with a strong consensus from the group and would possibly gather the most support from stakeholders. • Furloughs were discussed as another potential option. Individuals who are in the last part of their incarceration sentence could be placed on furlough for hours or days to seek employment or spend time with family. There is currently no statutory language for furloughs in Colorado. • The group agreed to define the target population and incorporate risk level to the criteria for eligibility. • The Home Detention Program is well established in Colorado and used frequently for parolees. • Catrina asked for the list of states that offer home detention for people who are incarcerated. She believed that the prosecution community may take issue with the idea of an offender serving their sentence at home. • It was suggested including language about the consequences for non-compliance for both options. |

| | |
|---|--|
| <p>Issue/Topic Potential statutory changes <i>Dean Williams, All</i></p> | <ul style="list-style-type: none"> Amber and Aaron will research other states statutes around the penalties for non-compliance and the number of incarcerated individuals that have committed non-VRA crimes and who are within 180 days of their PED or approaching their MRD. <p>Kim announced that a County Commissioner from Adams County might join the group at the next meeting.</p> |
|---|--|

| | |
|--|---|
| <p>Issue/Topic Public Comment</p> | <p>Linda Summers suggested that the group consider a complete re-designing of the criminal justice system. She provided an example of a person who was one month away from release and on electronic monitoring. The person fell, and her ankle monitor accidentally broke. Consequently, the person was sent back to prison. She asked for more compassion and a 180 degree change of the criminal justice system.</p> |
|--|---|

| | |
|---|--|
| <p>Issue/Topic Next Steps & Adjourn <i>Dean Williams</i></p> | <p style="text-align: center;">Discussion</p> <p>The agenda for the next meeting:</p> <p>Continue discussion</p> <ul style="list-style-type: none"> - Penalties for violations of ISP-I/Home Detention - Target population/eligibility criteria - Continue discussion on whether to recommend one or two options. <p>The next Sentence Progression Working Group meeting is Tuesday, December 1, at 3pm.</p> <p>The meeting adjourned at 4:00pm</p> |
|---|--|