

Colorado Commission on Criminal and Juvenile Justice
Sentencing Reform Task Force

Parole Working Group
Minutes

January 13, 2021 / 3:00PM-4:00PM
VIRTUAL MEETING

ATTENDEES

WORKING GROUP MEMBERS

Kristen Hilkey, Chair, Colorado State Board of Parole, Leader
Michelle Aswad, Victim Representative
Kazi Houston, Rocky Mountain Victim Law Center
Mollie Shultz, DA's Office, 2nd Judicial District

STAFF

Richard Stroker, CCJJ Consultant
Kim English, Division of Criminal Justice
Laurence Lucero, Division of Criminal Justice

ABSENT

Taj Ashaheed, Second Chance Center
Jeff Chostner, District Attorney, 10th Judicial District
Susan White, Parole Division, Department of Corrections

GUEST

Lindsay Saunders-Velez, Criminal Justice Action Network (CJAN)

Issue/Topic	Discussion
<p>Welcome <i>Kristen Hilkey</i></p>	<p>Working Group Leader Kristen Hilkey welcomed Working Group members and reviewed changes in the ADDITIONAL Conditions regarding alcohol and marijuana for members who were not present at the last meeting.</p>
<p>Review Standard Conditions of Parole <i>Kristen Hilkey & WG</i></p>	<p>Kristen stated that Susan (who was not present) wanted to suggest language modifications to the STANDARD Conditions:</p> <ul style="list-style-type: none"> • Item #1: To obey all state and federal laws... this means it is illegal to possess or use marijuana since it is illegal federally. Should this be addressed somehow since marijuana possession and use is legal in Colorado? The group decided to leave the language as is and the parole officer will discuss this with the parolee. • <u>#2G</u> – Parolee shall not use illegal drugs as defined under Colorado statutes and Parolee must submit to random drug screening as ordered by the Parole Officer (PO). <ul style="list-style-type: none"> - Revise: “shall not possess or use”
<p>Review Additional Conditions of Parole <i>Kristen Hilkey & WG</i></p>	<p>The group reviewed Sections: 1-16 of the ADDITIONAL Conditions and agreed on the modified language in bold below.</p> <p>Conditions to REMAIN:</p> <ul style="list-style-type: none"> • #2 - Anger Management: Parolee shall participate in and successfully complete an anger management program. • #4 – Cognitive Behavioral Therapy Program: Parolee shall participate in and successfully complete “an approved” cognitive behavioral therapy program (confirm with Susan). • #5 – Community Corrections as a Condition of Parole Bed: Parolee, “if approved” shall enter, comply with all conditions, and complete a community corrections program. • #9 – Domestic Violence: Parolee shall participate in an assessment for domestic violence treatment needs and, if recommended, successfully complete treatment with an approved Domestic Violence Management Board provider. • #11 - Drug/alcohol program: Parolee shall participate in an assessment for drug/alcohol treatment needs and successfully complete treatment at the assessed level, to include submitting to urinalysis or other tests for narcotics or chemical agents, at the discretion of the Community Parole Officer, and may be required to pay for all tests.

<p>Issue/Topic Review Additional Conditions of Parole <i>Kristen Hilkey & WG</i> (continued)</p>	<ul style="list-style-type: none"> • #14 – Interlock Device: Parolee shall utilize an interlock system if permitted to drive (this is in statute). • #16 - ISP – LIFE: Parolee shall be subject to Electronic Monitoring while on parole, per C.R.S. 18-1.3-1004 (this is Jessica’s Law, directing electronic monitoring for individuals convicted of certain sex crimes). <p>Richard stated that it might be beneficial to have legal counsel to identify when this condition is appropriate, and should it be separate due to the group not addressing sex offender conditions.</p> <p>Conditions to REMOVE:</p> <ul style="list-style-type: none"> • #1 -AA/NA Program – Parolee shall participate in AA/NA and attend meetings as directed by Community Parole Officer. • #3 – AOT Assess and Txt: Parolee shall participate in a drug/alcohol assessment and successfully complete treatment (addressed in STANDARD Conditions). • #6 – Community Corrections: Parolee shall enter and comply with all conditions and complete the community corrections program at specific location. - a. If no specific location is included on the action: Parolee shall enter, comply with all conditions and complete a community corrections program, if accepted may also include “as a COP placement” • #7 - Comply w/Sentence Requirements: Parolee shall fully comply with any/all requirements on any case for which he/she has been sentenced. • #8 – Curfew: Parolee shall abide by a curfew established by the Division of Adult Parole (check with Susan). • #10 - Drug/Alcohol inpatient treatment: Parolee shall participate in an assessment for inpatient treatment needs and, if recommended, successfully complete an inpatient drug/alcohol treatment program. (this is addressed in #11). • #12 - GED: Parolee shall work to obtain a GED. • #13 - Illicit Substance Testing: Parolee shall submit tests for illicit substance as directed by their treatment provider (addressed in STANDARD Conditions). • #15- IRT: Parolee shall participate in and successfully complete an intensive residential treatment program.
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Issue/Topic	Discussion
<p>Public Comment <i>Lindsay Saunders (CJAN)</i></p>	<p>Lindsay Saunders from the Criminal Justice Action Network (CJAN) thanked the group for their contributions to parole. She mentioned that in the parole system, individuals use the title Community Parolee Officer (CPO) not Parole Officer (PO). The group agreed to change the language in the STANDARD and ADDITIONAL Conditions.</p> <p>Lindsay stated that some individuals on parole need inpatient services and it greatly helps an individual and the community. The group decided to review the condition at the next meeting</p>

Issue/Topic	Discussion
<p>Next Steps <i>Kristen Hilkey</i></p> <p>Action Item Distribute the revised Standard & Additional Conditions of Parole to the WG <i>DCJ Staff</i></p> <p>Action Item Send example of recommendation to Kristen <i>DCJ Staff</i></p> <p>Action Item Smaller group to meet & refine the preliminary recommendation draft <i>Kristen Hilkey, Kim English, Richard Stroker, and Mollie Schultz</i></p> <p>Action Item Kristen to send statutory language to DCJ staff <i>Kristen Hilkey</i></p>	<p>Kristen asked the group to review and finalize ADDITIONAL Conditions 17-43 for the next meeting.</p> <ul style="list-style-type: none"> • DCJ staff will make corrections to ADDITIONAL Conditions and distribute the document to members. • DCJ staff will send an example of a CCJJ recommendation. <ul style="list-style-type: none"> - Problem - Proposed solution - Statutory language in the appendix. • A smaller group (Kristen, Kim, Richard, and Mollie) will work on drafting a preliminary recommendation over the next few weeks. • Kristen will send statutory language to DCJ staff <p>Richard reiterated to the group that over the next couple of meetings, the group could finalize the ADDITIONAL Conditions and begin working on a preliminary proposal for the STANDARD Conditions.</p> <p>The Sentencing Reform Task Force meets next week (January 20, 2021, 1:30-4pm) during the typical meeting time for this Parole Working Group. The group shifted to a non-conflicting meeting time next week (see below).</p> <p>Kristen thanked the group for their contributions and adjourned the meeting.</p> <p>Next Parole Working Group meeting: Tuesday, January 19, 2021, 12:00 pm-1:00 pm.</p>