

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

**Sentence Structure Working Group**  
**MINUTES**

January 25, 2021 / 3:00PM-5:00PM  
Virtual Meeting

**ATTENDEES**

**WORKING GROUP MEMBERS**

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

**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**

Christie Donner, Colorado Criminal Justice Reform Coalition  
Dan Rubinstein, District Attorney, 21<sup>st</sup> Judicial District

<b>Issue/Topic</b>	<b>Discussion</b>
<p>Welcome, Agenda &amp; Status of Work <i>Michael Dougherty, WG Leader</i></p>	<p>Michael welcomed the group and members of the public, then provided a brief overview of the agenda. Michael updated the group on the voting outcomes for the recommendation elements from the previous meeting of the Sentencing Reform Task Force (SRTF). He stated that those elements passed, but the following aspects were asked to be reevaluated or amended in light of discussions by SRTF members:</p> <ul style="list-style-type: none"> <li>• POWPO (Possession of a Weapon by a Previous Offender) statute</li> <li>• Violation of Criminal Protection Orders to become M1, rather than M2</li> </ul> <p>The group agreed to postpone discussion of POWPO and Violations of Criminal Protection orders until Christie Donner and Dan Rubenstein could join at the next Study Group meeting.</p> <p>Michael and Maureen presented a chart that organizes the current elements under study and those that will be undertaken in the near future.</p>

<b>Issue/Topic</b>	<b>Discussion</b>
<p>Report from Study Group <i>Maureen Cain, Michael Dougherty, Tom Raynes, &amp; Members</i></p>	<p>The Study Group presented documents that contained recommended changes to various statutes. Changes to the following were recommended and discussed by the Working Group (WG):</p> <ul style="list-style-type: none"> <li>• County Jail Sentencing Alternatives</li> <li>• DUI Sentencing (misdemeanor traffic)</li> <li>• County Jail Time Credits</li> <li>• Fines</li> <li>• Title 42 (traffic) crimes that were not addressed previously by the WG</li> </ul> <p>Following a brief discussion of each, there were no objections to the recommended changes to County Jail Sentencing Alternatives, DUI Sentencing, Jail Time Credits, or the Title 42 offense designations.</p>

<b>Issue/Topic</b>	<b>Discussion</b>
<p>Public Comment</p>	<p>No members of the public were present to offer comment.</p>
<p>Next Steps, Next Meeting &amp; Adjournment <i>Michael Dougherty, All</i></p>	<p>Michael stated that the Study Group would continue to work on the Title 42 offenses that were not covered during the meeting as well as discuss POWPO and Violations of Criminal Protection Orders.</p> <p>The group confirmed that they would meet every other Monday at 3:00pm MST rather than 3:30, beginning on February 8<sup>th</sup>.</p> <p>Michael asked if there were any additional comments for the good of the order and, hearing none, he adjourned the meeting.</p> <p><b>The next meeting is Monday, February 8, 2021 at 3:00pm.</b></p>