

Colorado Commission on Criminal and Juvenile Justice

**Sentencing Reform Task Force
Minutes**

February 10, 2021 1:30PM-4:00PM
Virtual Meeting

ATTENDEES

TASK FORCE MEMBERS

Michael Dougherty, Co-chair/District Attorney, 20th Judicial District
Rick Kornfeld, Co-chair/Defense Attorney
Taj Ashaheed, Second Chance Center
Maureen Cain, Office of the State Public Defender
Christie Donner, Colorado Criminal Justice Reform Coalition
Valerie Finks, Victim Compensation Program, 1st Judicial District DA Office
Bob Gardner, State Senator
Julie Gonzales, State Senator
Kristen Hilkey, Adult Parole Board
Kazi Houston, Rocky Mountain Victim Law Center
Jessica Jones, Defense Attorney
Sarah Keck, Court Services
Matt Lewis, Mesa County Sheriff
Andrew Matson, Colorado CURE
Heather McClure, Adams County Division of Community Safety & Well-Being
Tom Raynes, Colorado District Attorneys' Council
Michael Rourke, District Attorney, 19th Judicial District
Dan Rubinstein, District Attorney, 21st Judicial District
Glenn Tapia, Division of Probation Services
Dean Williams, Department of Corrections

STAFF

Richard Stroker, CCJJ Consultant
Kim English, Division of Criminal Justice
Damien Angel, Division of Criminal Justice
Laurence Lucero, Division of Criminal Justice
Kevin Ford, Division of Criminal Justice

ABSENT

Terri Carver, State Representative
Jeff Chostner, District Attorney, 10th Judicial District
Serena Gonzales-Gutierrez, State Representative
Henry Jackson, Metro State College
Lisa Wayne, Defense Attorney

<p style="text-align: center;">Issue/Topic</p> <p>Welcome, Approval of Minutes, and Agenda <i>Rick Kornfeld & Michael Dougherty, Task Force Co-chairs</i></p>	<p style="text-align: center;">Discussion</p> <p>Rick welcomed everyone to the Sentencing Reform Task Force meeting and reviewed the agenda. A motion was offered and seconded to approve the minutes. Task Force members unanimously approved the minutes.</p> <p>Rick informed the group that there would be an additional CCJJ meeting in February on the 26th. Michael also informed the group that there would be CCJJ Q&A sessions on February 19th and March 5th.</p> <p>Rick informed members of the public that they were welcome to leave comments in the chat and that there would be time at the end of the meeting for additional public comment.</p>
<p style="text-align: center;">Issue/Topic</p> <p>Parole Working Group Report <i>Kristin Hilkey</i></p>	<p style="text-align: center;">Discussion</p> <p>Kristin provided the Task Force with an update for the Parole Working Group, as follows:</p> <ul style="list-style-type: none"> • The group has finalized their rework of the Standard AND the Additional conditions of parole. • It is the intention of the working group to present the recommendation to the SRTF at its next meeting on February 24.
<p style="text-align: center;">Issue/Topic</p> <p>Probation Working Group Report <i>Glenn Tapia</i></p>	<p style="text-align: center;">Discussion</p> <p>Glenn updated the Task Force with the following regarding the Probation Working group:</p> <ul style="list-style-type: none"> • The group continued their work on defining the statutory purpose of probation and vetting that definition with stakeholders. • The group will be exploring areas where probation may be at risk for over-supervision.
<p style="text-align: center;">Issue/Topic</p> <p>Sentence Progression Working Group Report <i>Dean Williams</i></p>	<p style="text-align: center;">Discussion</p> <p>Dean Williams presented the most recent version of their recommendation to the Task Force as well as some context behind their group's decision-making. Following the presentation, members discussed the following:</p> <ul style="list-style-type: none"> • The impact on of local community corrections boards for program participants given the ability of boards to establish additional eligibility criteria. • The inclusion of those approaching their Statutory Release Date. • Additional programming that could be wrapped around their recommendation (enhanced pre-release planning and programming, etc.) • Differences between the recommended program and the current ISP-I program. <p>Michael reiterated the Task Force's support of the Sentence Progression Working Group's efforts and encouraged them to continue developing the recommendation.</p>

Issue/Topic	Discussion
<p>Sentence Structure Working Group Report <i>Michael Dougherty, All</i></p>	<p>Michael initiated the voting procedure for recommendation elements that had been presented at the January 20th SRTF meeting; the following ELEMENTS were moved, seconded, and approved:</p> <ul style="list-style-type: none"> • Violations of Civil Protection Orders • Possession of a Weapon by a Prior Offender (POWPO) • Misc. Felony offense reclassifications • Misc. Prostitution offenses (misdemeanors) • False Information offenses <p>Michael and Maureen Cain presented the following recommendation elements. These elements were also moved, seconded, and approved:</p> <ul style="list-style-type: none"> • Effective date of recommendation (March 2022) • Misc. DUI alternative sentencing (misdemeanors) <p>Michael asked that the SRTF review the following recommendations elements prior to the next meeting so that they may be voted on:</p> <ul style="list-style-type: none"> • Time Credits • Alternative Sentencing Language • Fine Ranges

Issue/Topic	Conclusion
<p>Public Comment</p> <p>Adjourn <i>Rick Kornfeld & Michael Dougherty</i></p>	<p>One member of the public expressed concern with how ineffective the criminal justice system is and encouraged the Task Force members to consider strategies that target support for the families of incarcerated individuals.</p> <p>Another member of the public spoke to the impacts of not having local work release programming and stated that they were interested in seeing how the proposed statutory changes would affect that need.</p> <p>Hearing no further comments, Michael thanked the group for their efforts and called the meeting to a close.</p> <p>The next meeting of the Sentencing Reform Task Force: Wednesday, February 24, 2021 at 1:30pm</p>