

Colorado Commission on Criminal and Juvenile Justice



Commission Norms

Staff to the Commission on Criminal and Juvenile Justice
August 2019



Guiding Principles

1. Public safety should always be paramount in our thoughts.
2. We agree to be inclusive of all represented perspectives and areas of expertise and commit to non-partisanship.
3. We agree to question our assumptions, maintain respect for differences and work toward common goals that meet the Commission's mandate.



Guiding Principles

4. We must seek outside help when we are lacking in knowledge.
5. Because our decisions impact all Colorado, we must carefully consider the diverse perspectives of the state's regions, victims and offenders.
6. To the best of our ability, our decisions should be clear, sound and made with a sense of urgency.



Guiding Principles

7. We agree to make data-driven decisions that reduce system penetration, recidivism, and victimization through the most cost-effective means.
8. We acknowledge that a need for treatment is not an adequate reason for incarceration and that alternatives should be available.



By-Laws

*By-Laws of the
Colorado Commission on
Criminal and Juvenile Justice*



*Last updated April 12, 2013 (Statutory revision, July 31, 2018)
Maintained by the Division of Criminal Justice of the Colorado Department of Public Safety*



Current Committees

Colorado Commission on Criminal and Juvenile Justice

Legislative
Subcommittee

Opioid
Investigations
Subcommittee

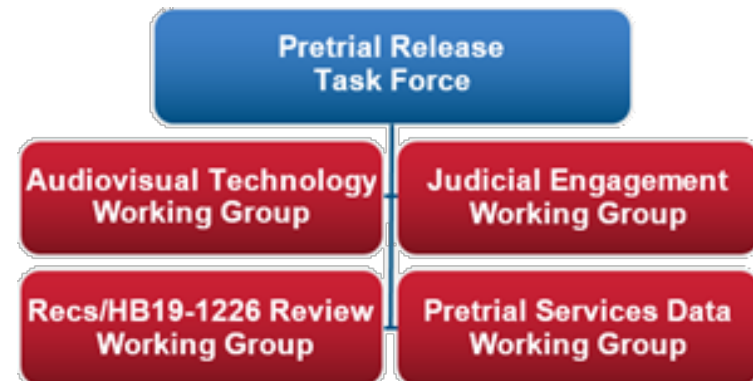
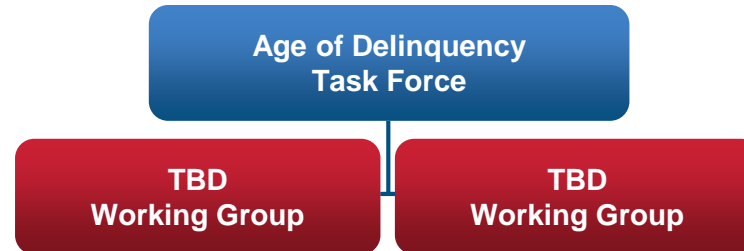
Age of
Delinquency
Task Force

Drug Offense
Task Force

Pretrial Release
Task Force



Current Committees





Structure Descriptions

Colorado Commission on Criminal and Juvenile Justice: Structure Descriptions

CCJJ "Structure-at-a-Glance"					
Committee Descriptors	Commission	Commission Committees			
		Subcommittee Large "Solution Team"	Task Force (TF)	Working Group (WG)	Study Group Small "Solution Team"
Initiated by...	Statute (16-11.3-101, C.R.S.)	Commission	Commission	Task Force	Commission, Subc., TF or WG
Member appointments by...	Governor (& Cabinet designation), Chief Justice, Sen. Pres., Sen. Min. Leader, House Speaker, & House Min. Leader	Commission Chair/ Vice Chair	Commission leaders, AND by TF leaders request to Commission leaders	Task Force leaders	Commission leaders, Subc. leaders, or WG leaders
Number of Members (terms)	29 and 1 ex officio (2, 3-yr terms, if re-appointed)	Typically, 10 or fewer (duration of work)	Typically, 25 or fewer (duration of work)	Typically, 10 or fewer (duration of work)	Typically, 5 or fewer (duration of work)
Leader appointments by...	Governor	Commission Chair/ Vice Chair	Commission Chair/ Vice Chair	TF leadership OR, selected by the Working Group	Originating leadership OR selected by the Study Group
Leadership	Chair & Vice-Chair (CCJJ members only)	Chair, Chair & Vice-Chair OR Co-Chairs*	Chair & Vice-Chair OR Co-Chairs*	Leader [^]	Leader ^{##}
Assigns committees	Yes (May seat Subc., Task Forces, and Study Groups)	Typically, No (Rarely, but may seat Study Groups)	Yes (May seat Working and Study Groups)	Yes (May seat Study Groups)	No
Reports to...	Gov., House, Senate, & Chief Justice	Commission	Commission	Task Force	Originating group
Scope of Work	Evidence-based analysis of the criminal justice system	Specific topic or issue (defined by Commission)	Topic area (defined by Commission)	Specific topic (defined by TF)	Very specific topic (defined by originating group)
Charge // Timeframe	Submit annual activity reports // Statutory duration (Subject to Sunset review & Leg. renewal)	Produce policy or leg. recs. or position statements // Typically, time-limited (1 year or less)	Produce policy or leg. recs. // Longer duration (up to 3-4 years)	Produce policy or leg. recs., prioritized options, and/or analysis // Time-limited (as directed)	Produce policy or leg. recs., prioritized options, and/or analysis // Time-limited (as directed)
Voting	Yes Approval of recs. or position statements (Supermajority), or to conduct business (Simple Majority)	Yes Approval of recs. or position statements, or ranking rec options, or to conduct business (Simple Majority)	Yes Approval of recs or ranking rec. options, or to conduct business (Simple Majority)	No May prioritize (or rank) drafts and options	No May prioritize (or rank) drafts and options
Records Minutes	Yes Upon approval, posted on website	Yes Upon approval, posted on website	Yes Upon approval, posted on website	No + (Work products reflect activities)	No + (Work products reflect activities)
Public meeting	Yes	Yes	Yes	No + (No voting or final decisions)	No + (No voting or final decisions)

* At least one leader must be a Commission member or be appointed by Commission leadership. ^ Leader must be a member of the originating task force. ## Leader must be a member of the originating group or be appointed by Commission leadership. + If two or more Commission members are seated on these groups, meetings must be announced in advance and open to the public and meeting minutes must be recorded.

08/09/2019

Page 3 of 3



Committee Creation

- **The Commission determines an issue area (or responds to mandates)**
- **Commission leadership determines the best committee type to address the issue**
- **Commission leadership determines chair(s), key stakeholders and potential members of committees**
- **Commission Chair and Vice-Chair with the input of the Chairs decide group membership (See next slide!)**
- **Invitations issued**
- **First meeting date identified**



- **Connection to other relevant boards / initiatives**

Source: Colorado Rural Health Center

Commission Norms



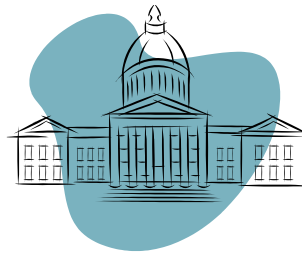
Commission Recommendations



Business Practice



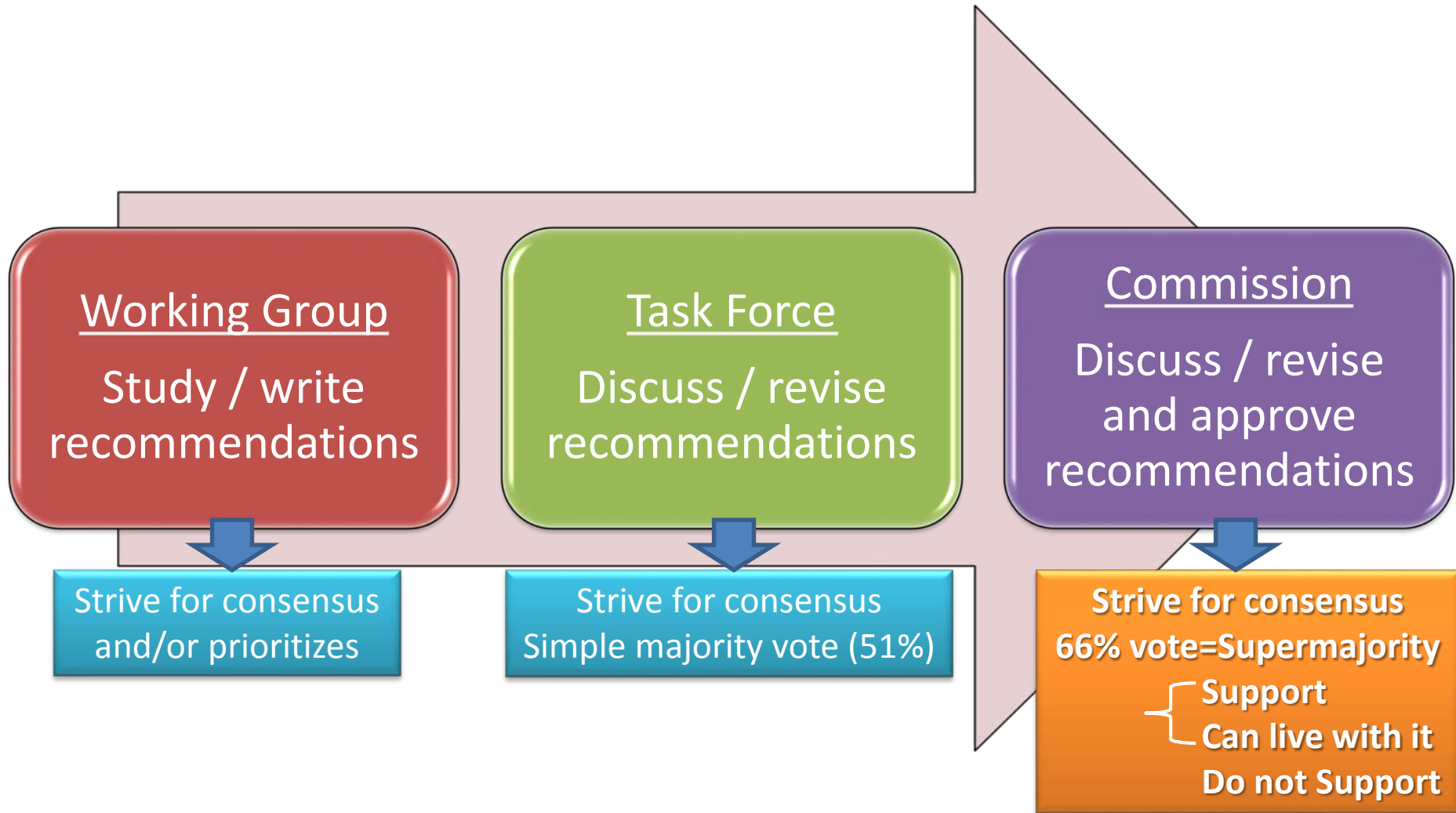
Policy



Legislation



Commission Recommendations





Commission Votes

1. Voting

- Look for your name on the back of the remote.
- Votes are recorded according to the assigned remote.
- The remote readout displays the vote for 3 seconds.
- May re-enter/change vote as long as polling is open.
(Grid will change colors)
- The last vote entered is the vote recorded.
- Voting grid indicates vote entered, not vote choice.

2. Voting Record

- Commission votes are made public on the CCJJ website.



Commission Votes

1. Look for your name on the back of the remote.

2. Type of votes and vote choices:

- “Regular Business” votes ($\approx 51\%$ to pass)

1/A = Support

2/B = Do not support

- Recommendation votes

-- Revision/Amendment & Final Votes

$\approx 66\%$ to pass, total of 1/A and 2/B;

$\approx 34\%$ to fail, total of 3/C)

1/A = Support it

2/B = Can live with it

3/C = Do not support it

-- Reconsideration ($\approx 51\%$ to pass)

-- Elements or Subparts ($\approx 51\%$ to accept)

1/A = Accept (Discussion unnecessary)

2/B = Review (Discussion necessary)





Process and Protocols

Process and Protocols

Colorado Commission on Criminal and Juvenile Justice



*Last updated June 2016 (Statutory & clerical updates, May 2018)
Maintained by the Division of Criminal Justice of the Colorado Department of Public Safety*



Member Duties and Responsibilities

- A Commission member shall perform his or her duties, including the duties as a member of any subcommittee upon which the member may serve, with care and in good faith, supporting the mission, goals and objectives of the Commission as detailed in statutes and by-laws.

(CCJJ By-Laws Section 5.8.1)



Member Duties and Responsibilities

- Membership is not intended to promote individual political, religious or social ideologies.
- Commission members shall regularly attend and actively participate at meetings.
- Upon demonstration of compelling need, the chairperson of the Commission may authorize a Commission member to attend and participate in meetings by teleconference.

(CCJJ By-Laws Section 5.8.3)



Member Duties and Responsibilities

- Commission members with three or more absences per calendar year may be removed from the Commission.
- Commission members shall serve on at least one advisory committee, as appointed by the Commission Chair.
- The Governor shall select the Chair and Vice-Chair of the Commission.

(CCJJ By-Laws Section 5.7 ; C.R.S. 16-11.3-102.4a)



Legislative Recommendation Policy

Legislative Recommendations

- Once approved, CCJJ identifies a liaison, person or group who will coordinate with Leg. sponsors to draft a bill.
- During drafting/session, bill changes will be evaluated for adherence to recommendation(s) as follows:
 - By Commission majority vote, if time allows; OR
 - By Legislative Subcommittee majority vote, if time allows; OR
 - By agreement of at least two Leg. Subc. members as designated by the Chair.

Disagreement results in withdrawal of support.

(CCJJ Legislative-Related Policies)



Legislative Recommendation Policy

Legislative Subcommittee

- Comprises designated members with the authority to continue or withdraw CCJJ support of “CCJJ bills.”
 - Leg. Subcommittee members include:
 - The CCJJ Chair or Vice Chair will act as Subc. Chair
 - Attorney General (or CCJJ designee)
 - State Public Defender
 - Local government entity representative
 - Ad hoc representative
 - *Non-voting Staff, DCJ Director & Legislative Liaison*
- (Members: Stan Hilkey, Janet Drake, Megan Ring, TBD (Local government entity repr.), Tom Raynes, *Joe Thome* and *Cooper Reveley*, respectively)

(CCJJ Legislative-Related Policies)



Legislative Recommendation Policy

Regarding Commission Members...

- Approved recommendations
 - Members actively support or remain silent and agree not to actively oppose.
- Rejected recommendations
 - Members are not constrained regarding recommendations that are rejected or for which there is no Commission vote.

(CCJJ Policy Regarding Roles and Responsibilities for Legislative Recommendations)



Legislative Recommendation Policy

Regarding Legislators...

- Any Legislator sponsoring a “CCJJ bill” encouraged to maintain the substance of related recommendation(s)
- “Commission Legislators” encouraged to refrain from substantively changing, opposing or attempting to defeat a “CCJJ bill” or sponsoring a competing bill
- Communicate bill changes to the CCJJ point of contact
- Policy does not infringe on legislators’ responsibility to cast votes in accordance with their beliefs.

(CCJJ Policy Regarding Roles and Responsibilities for Legislative Recommendations)



Legislative Recommendation Policy

Regarding Committee Members (TF/Subc./WG)...

- Encouraged to abide by Commission member policy
- If expressing an opposing view, do not identify as speaking for the Commission
- If expressing views on “non-CCJJ bills,” do not speak on behalf of the Commission
- Non-compliance may result in consideration for removal

(CCJJ Policy Regarding Roles and Responsibilities for Legislative Recommendations)



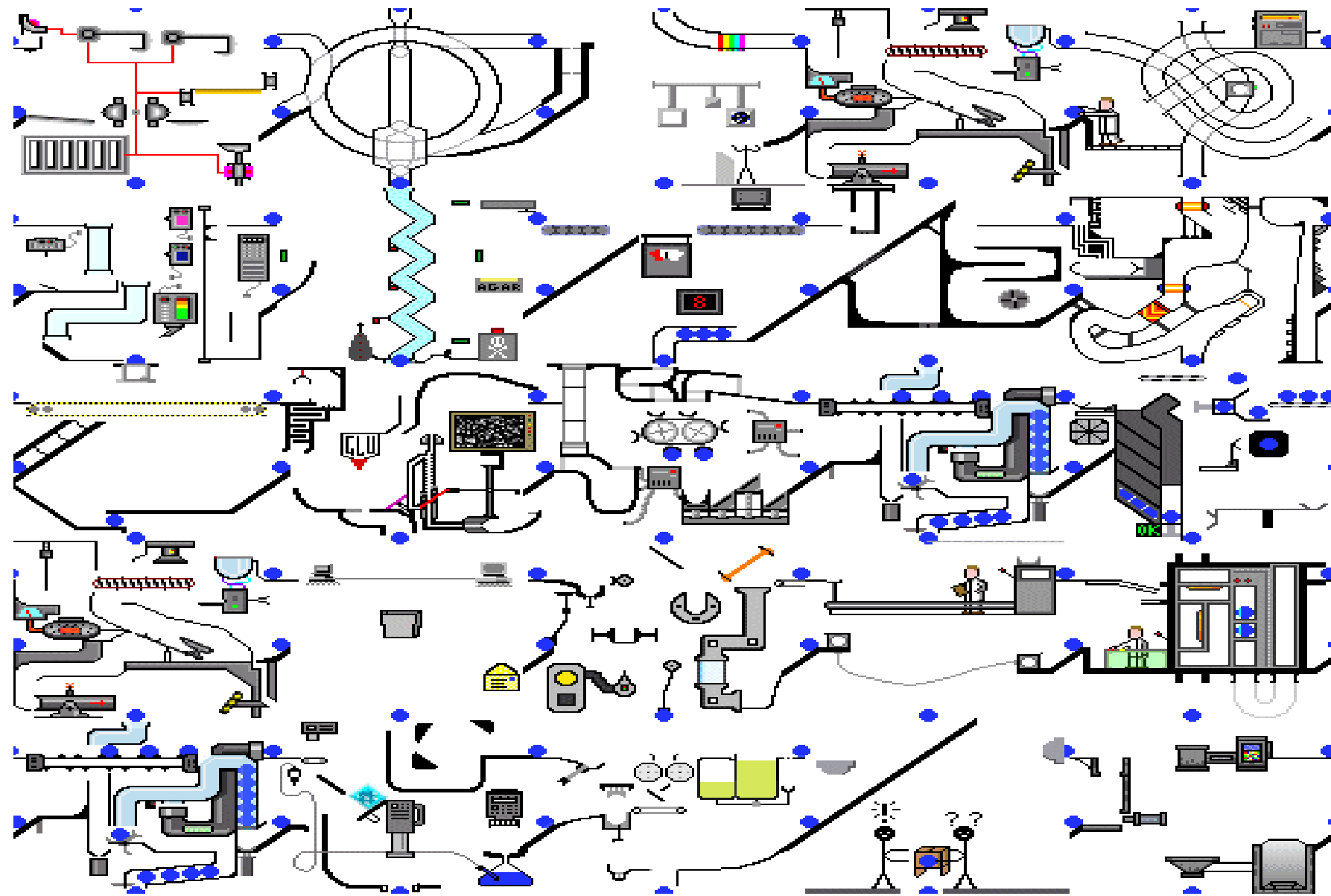
Member Expectations

Abide by

- CCJJ policies, protocols and guiding principles
- HB18-1198 Best Practices mandates
- **Attendance**
- **Participation**
- **Respect**
- **Patience**



Commission...lots of moving parts!





Questions?