

*Colorado Commission on Criminal and Juvenile Justice*

***Sentencing Reform Task Force***

**Sentence Structure Working Group  
Q & A Session #2: Misdemeanor Sentencing/Offenses**

**Minutes**

March 5, 2021 / 1:30PM - 3:00PM

Virtual Meeting

**ATTENDEES**

**WORKING GROUP MEMBERS**

Michael Dougherty, *WG Leader*, District Attorney, 20<sup>th</sup> Judicial District

Maureen Cain, Office of the State Public Defender

**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

<b>Issue/Topic</b>	<b>Discussion</b>
<p>Welcome and Overview <i>Michael Dougherty, All</i></p>	<p>Michael addressed Commissioners and members of the public and welcomed them to the meeting. After providing a brief explanation of the timeline for the consideration of the recommendation by the Commission, he invited attendees to present any questions they had.</p>

<b>Issue/Topic</b>	<b>Discussion</b>
<p>Questions/Public Comment <i>Maureen Cain, Michael Dougherty</i></p>	<p>During the Q&amp;A portion of the meeting, the following topics were discussed <i>(Responses from Working Group members are in parentheses)</i>:</p> <ul style="list-style-type: none"> <li>• Whether municipal cases were addressed in this recommendation <i>(Municipal charges are not addressed in this recommendation)</i></li> <li>• Petty offenses and eligibility for probation <i>(The Probation Working Group will be exploring recommendations regarding petty offenses and probation eligibility)</i></li> <li>• Felony level of DWAI (Driving While Ability Impaired) offenses that result in death <i>(DWAI offenses resulting in death will be classified as a Felony 5 in this recommendation)</i></li> <li>• Obstruction charges <i>(The Working Group is attempting to work with stakeholders to draft language that is less broad than current law)</i></li> <li>• Assault on mental health professionals <i>(The current law for assault on mental health professionals was passed with a lot of stakeholder input so the Working Group does not intend to change it until they begin work on felony offenses)</i></li> </ul>

<b>Issue/Topic</b>	<b>Discussion</b>
<p>Adjournment <i>Michael Dougherty</i></p>	<p>Michael asked if there were any additional comments and, hearing none, adjourned the meeting.</p>