

# Office of the State Court Administrator

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TO: House and Senate Judiciary Committees  
Colorado General Assembly

FROM: Christopher T. Ryan  
State Court Administrator

RE: HB16-1405  
Concerning Pretrial Service Program Requirements

DATE: November 1, 2017

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In accordance with HB16-1405 and Section 16-4-106 (6,7), C.R.S., each pretrial service program is required to provide an annual report to the State Judicial Department no later than November 1 of each year for inclusion in a combined annual report to be presented to the House and Senate Judiciary Committees

The combined report is to include the following information:

- (1) The total number of pretrial assessments performed by the program and submitted to the Court;
- (2) The total number of closed cases by the program in which the defendant was released from custody and supervised by the program;
- (3) The total number of closed cases in which the defendant was released from custody, was supervised by the program, and, while under supervision, appeared for all scheduled court appearances on the case;
- (4) The total number of closed cases in which the defendant was released from custody, was supervised by the program, and was not charged with a new criminal offense that was alleged to have occurred while under supervision and that carried the possibility of a sentence to jail or imprisonment;
- (5) The total number of closed cases in which the defendant was released from custody and was supervised by the program, and the defendant's bond was not revoked by the court due to a violation of any other terms and conditions of supervision.

The accompanying table represents the combined information provided by pretrial service programs in Adams, Arapahoe, Archuleta, Boulder, Denver, Douglas, El Paso, Fremont, Garfield, Jefferson, LaPlata, Larimer, Logan/Morgan, Mesa, Montezuma, Pueblo and Weld Counties. As can be seen, the different pretrial service programs use varying language to describe recommendations they make to the courts and/or bond status.

This report is an effort to compile information in compliance with HB16-1405; however the Judicial Department has no administrative authority regarding pretrial programs.

Should you have additional questions, please contact Richelle Work, Staff Assistant, Division of Probation Services, (720) 625-5769 or [richelle.work@judicial.state.co.us](mailto:richelle.work@judicial.state.co.us).

CRS 16-4-105 Pretrial Services Program Reporting  
Annual Reporting to State Judicial Department

County	Number of Pretrial Assessments	Number of Pretrial Supervision Cases Closed	Number of These Cases with No FTA	Court Appearance Rate	Number of These Cases with No New Filing	Public Safety Rate	Number of These Cases Not Revoked for Technical Violation	Technical Compliance Rate	Number of These Cases Posted via Commercial Surety Bond (Bail Bonding Agent)	Percent of These Cases Posted via Commercial Surety Bond	Number of These Cases Posted via All Cash Bonds	Number of These Cases Posted via Property Bond	Total Number of All Cash and Property Bonds	Percent of These Cases Posted via All Cash or Property Bonds	Number of These Cases Posted via Personal Recognizance/Self Bond	Number of These Cases Posted via Personal Recognizance/Sur ety Bond	Total Number of All Personal Recognizance Bonds	Percent of These Cases Posted via All Personal Recognizance Bonds
Adams	10,203	1,974	1,408	71.3%	1,835	93.0%	1,738	88.0%	555	28.1%	1	0	1	0.1%	1397	1	1,398	70.8%
Arapahoe	4,992	2,493	1,955	78.4%	2,231	89.5%	2,372	95.1%	1,231	49.4%	248	0	248	9.9%	640	0	640	25.7%
Archuleta	199	88	71	80.7%	44	50.0%	44	50.0%	24	27.3%	3	0	3	3.4%	61	0	61	69.3%
Boulder	4,187	1,935	1,730	89.4%	1,632	84.3%	1,521	78.6%	255	13.2%	828	1	829	42.8%	636	0	636	32.9%
Denver	10,932	7,942	6,056	76.3%	7,190	90.5%	7,757	97.7%	2,912	36.7%	1,037	16	1,053	13.3%	3551	0	3,551	44.7%
Douglas	3,713	1,696	0	0.0%	0	0.0%	0	0.0%	1,079	63.6%	0	0	0	0.0%	541	0	541	31.9%
El Paso	1,579	1,363	1,250	91.7%	1,307	95.9%	1,267	93.0%	14	1.0%	0	0	0	0.0%	1349	0	1,349	99.0%
Fremont	1,484	947	719	75.9%	730	75.9%	890	94.0%	149	15.7%	10	0	10	1.1%	792	0	792	83.6%
Garfield	1,324	133	102	76.7%	107	80.5%	112	84.2%	32	24.1%	13	0	13	9.8%	83	4	87	65.4%
Jefferson	6,615	4,397	3,950	89.8%	4,217	95.9%	3,515	79.9%	2,511	57.1%	313	0	313	7.1%	1145	171	1,315	29.9%
LaPlata	1,350	556	535	96.2%	366	65.8%	366	65.8%	228	41.0%	34	0	0	0.0%	188	1	198	35.6%
Larimer	5,782	5,378	4,297	79.9%	5,008	93.1%	5,052	93.9%	1,314	24.4%	1,700	0	1,700	31.6%	1158	1192	2,350	43.7%
Logan/Morgan	120	181	149	82.3%	147	81.2%	174	96.1%	97	53.6%	18	1	19	10.5%	51	14	65	35.9%
Mesa	3,110	2,281	1,669	73.2%	1,879	82.4%	1,697	74.4%	376	16.5%	240	0	240	10.5%	1617	46	1,663	72.9%
Montezuma	1,008	354	300	84.7%	220	62.1%	198	55.9%	151	42.7%	8	0	8	2.3%	189	6	195	55.1%
Pueblo	4,470	2,754	2,157	78.3%	2,366	85.9%	2,359	85.7%	1,139	41.4%	11	0	11	40.0%	1605	0	1,605	58.3%
Weld	3,298	2,874	2,359	82.1%	2,480	96.3%	2,543	88.5%	1,565	54.5%	18	0	18	60.0%	1081	2	1,083	37.7%

**Alamosa County:** No longer has a pre-trial program.

**Arapahoe:** Approximately 15% of clients supervised are on a summons

**Denver:** Approximately 5% of the closed cases are missing a bond type entry in our database, however we do not suspect this would change the bond type distriution.

**Douglas County:** Community Justice Services transitioned over to a new software platform in 2017 and we have experienced some difficulties with our data conversion and configuration of specialty reports. We are requesting additional funds to refine our new platform to meet the requirements of CRS 16-4-105, however we will not be able to satisfy all the data points this year.

**Jefferson:** There were 257 Summons cases under Pretrial Services Supervision that closed. This is 5.9% of the total cases closed.

**Logan/Morgan:** ATC mainly services Logan and Morgan County in the 13th Judicial District. There are a few instances where the other counties in the District will assign Bond Monitoring through ATC and these cases are included in the figures above. Also, ATC began doing CPAT assessments in Logan County in April of 2017 and in Morgan County in June of 2017.

**Weld:** For the 2016-2017 fiscal year, 7.2% of the cases were Summons.

<b>Definitions: CRS 16-4-106 (6,7) Pretrial Services Program Reporting</b>
<b>Number of Pretrial Assessments</b> refers to the total number of pretrial assessments performed by the program and submitted to the court.
<b>Number of Pretrial Supervision Cases Closed</b> refers to total number of closed cases by the program in which the defendant was released from custody and supervised by the program. This number serves as the denominator for the remaining calculations. A case is defined as a supervision event for a court case (i.e., one person may have multiple court cases with multiple supervision events each). A supervision event begins when supervision is ordered on a bond and the bond is posted or the date that supervision is added by court order to a person already out of custody such as in a summons case. A supervision event ends when supervision is taken off of the case due to a warrant, revocation or other event of the court.
<b>Number of These Cases with No FTA</b> refers to the total number of closed cases in which the defendant was released from custody, was supervised by the program, and, while under supervision, appeared for all scheduled court appearances on the case. No FTA refers to the absence of an FTA noted in the court record.
<b>Court Appearance Rate</b> is an automatically calculated field.
<b>Number of These Cases with No New Filing</b> refers to the total number of closed cases in which the defendant was released from custody, was supervised by the program, and was not charged with a new criminal offense that was alleged to have occurred while under supervision and that carried the possibility of a sentence to jail or imprisonment. Excludes cases for which jail or imprisonment is not a possible sentence. No new charge refers to the absence of new cases of any kind filed with the state's county or district courts, regardless of whether it began with a jail booking or a summons.
<b>Public Safety Rate</b> is an automatically calculated field.
<b>Number of These Cases Not Revoked for Technical Violation</b> refers to the total number of closed cases in which the defendant was released from custody and was supervised by the program, and the defendant's bond was not revoked by the court due only to a violation of any other terms and conditions of supervision. Excludes revocations for failure to appear and for a filing for a new crime.
<b>Technical Compliance Rate</b> is an automatically calculated field.
<b>Number of These Cases Posted via Commercial Surety Bond (Bail Bonding Agent)</b> refers to the number of cases for which the defendant was released on a commercial surety bond in addition to pretrial supervision.
<b>Percent of These Cases Posted via Commercial Surety Bond</b> is an automatically calculated field.
<b>Number of These Cases Posted via All Cash Bonds</b> refers to the number of cases for which the defendant was released on a cash bond which he/she posted him/herself or released on a cash bond which someone other than the defendant who was not a commercial bail bondsman posted for the defendant (i.e., private surety), in addition to pretrial supervision.

<b>Number of These Cases Posted via Property Bond</b> refers to the number of cases for which the defendant was released on a property bond, in addition to pretrial supervision.
<b>Total Number of All Cash and Property Bonds</b> is an automatically calculated field.
<b>Percent of These Cases Posted via All Cash or Property Bonds</b> is an automatically calculated field.
<b>Number of These Cases Posted via Personal Recognizance/Self Bond</b> refers to the number of cases for which the defendant was released on a personal recognizance bond, in addition to pretrial supervision. Excludes Personal Recognizance Co-Sign Bonds.
<b>Number of These Cases Posted via Personal Recognizance/Surety Bond</b> refers to the number of cases for which the defendant was released on a personal recognizance bond that required someone other than the defendant to sign the bond (i.e., Personal Recognizance Co-Sign Bonds), in addition to pretrial supervision.
<b>Total Number of All Personal Recognizance Bonds</b> is an automatically calculated field.
<b>Percent of These Cases Posted via All Personal Recognizance Bonds</b> is an automatically calculated field.
<i><u>Disclaimer:</u></i> Using any data not required and highlighted in blue for any other purpose may be invalid. Because of differences in the pretrial services agencies and the jurisdictions in which they operate, these data cannot be used to compare the effectiveness of one program to another.