



Office of the State Court Administrator



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TO: House and Senate Judiciary Committees
Colorado General Assembly

FROM: Christopher T. Ryan *CR*
State Court Administrator

RE: SB 17-254 - Concerning Pretrial Service Program Requirements

DATE: November 1, 2018

In accordance with SB 17-254 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, Alamosa, 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 SB 17-254; 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.

<p align="center">CRS 16-4-105 Pretrial Services Program Reporting Annual Reporting to State Judicial Department</p>	
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	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/S elf Bond	Number of These Cases Posted via Personal Recognizance/S urety Bond	Total Number of All Personal Recognizance Bonds	Percent of These Cases Posted via All Personal Recognizance Bonds
County																		
Adams	10,866	1,898	1,397	73.6%	1,692	89.1%	1,467	77.3%	732	38.6%	3	0	3	0.2%	1166	0	1,166	61.4%
Alamosa	264	132	101	76.5%	112	84.8%	112	84.8%	5	3.8%	0	0	0	0.0%	131	0	131	99.5%
Arapahoe	5,088	2,648	1,969	74.4%	2,549	96.3%	2,434	91.9%	1,252	47.3%	247	0	247	9.3%	915	0	915	34.6%
Archuleta	136	53	50	94.3%	43	81.1%	43	81.1%	17	32.1%	0	0	0	0.0%	35	0	35	66.0%
Boulder	4,973	1,249	1,080	86.5%	974	78.0%	1,110	88.9%	0	0.0%	548	0	548	43.9%	369	0	369	29.5%
Denver	11,189	7,951	6,051	76.1%	7,188	90.4%	7,785	97.9%	2,287	28.8%	820	16	836	10.5%	4512	0	4,512	56.7%
Douglas	3,895	1,303	1,118	85.8%	1,267	97.2%	924	70.9%	770	59.1%	86	0	86	6.6%	401	0	401	30.8%
El Paso	1,592	1,566	1,385	88.4%	1,505	96.1%	1,477	94.3%	0	0.0%	0	0	0	0.0%	1566	0	1,566	100.0%
Fremont	1,131	687	551	80.2%	586	85.3%	612	89.1%	124	18.0%	8	0	8	1.2%	557	0	557	81.1%
Garfield	1,251	299	220	73.6%	208	69.6%	268	89.6%	141	47.2%	17	0	17	5.7%	136	5	141	47.2%
Jefferson	7,124	4,971	4,530	91.1%	4,763	95.8%	3,908	78.6%	2,706	54.4%	445	0	445	9.0%	1455	90	1,545	31.1%
LaPlata	1,246	502	466	92.8%	312	62.2%	0	0.0%	292	58.2%	11	0	11	2.2%	168	0	168	33.5%
Larimer	7,886	5,949	4,644	78.1%	5,464	91.8%	5,601	94.2%	1,428	24.0%	1,943	1	1,944	32.7%	1442	1135	2,577	43.3%
Logan/Morgan	419	262	204	77.9%	188	71.8%	245	93.5%	115	43.9%	22	0	22	8.4%	93	32	125	47.7%
Mesa	3,338	2,585	1,833	70.9%	2,176	84.2%	1,814	70.2%	480	18.6%	315	0	315	12.2%	1742	48	1,790	69.2%
Montezuma	1,096	262	222	84.7%	202	77.1%	208	79.4%	109	41.6%	4	0	4	1.5%	144	5	149	56.9%
Pueblo	4,308	2,788	2,170	77.8%	2,375	85.2%	2,341	84.0%	1,283	46.0%	17	1	17	0.6%	1489	0	1,489	53.4%
Weld	3,416	3,025	2,447	80.9%	2,532	83.7%	2,784	92.0%	1,612	53.3%	40	0	40	1.3%	1165	2	1,167	38.6%

	<p>Alamosa: The months of May and June include pretrial supervision cases out of Costilla County, only in the number of cases closed and all statistics relating to those case. No screens done any other location besides Alamosa.</p> <p>Arapahoe: Approximately 15% of clients supervised are on a summons.</p> <p>Boulder: Boulder County Community Justice Services implemented a new case management system midway through this reporting cycle. As a result, data for this reporting period should be interpreted with caution due to numerous changes in data entry practices and a new process for extracting data. This is especially true when attempting to compare data between the 2017 portion and 2018 portion of this report, and in comparing this report with past reports. In particular, the number of supervision cases closed for the second half of the reporting period is inaccurate due to challenges with migrating data from old system to the new system. The new case management system has limited capability for tracking whether a bond was posted via commercial surety bond, and we have developed a solution for the next reporting cycle. For this period, all financial bonds, whether posted as cash or using a bail bonding agent are reported as cash. Bond types do not equal 100% due to missing data.</p> <p>Notes: Denver: Approximately 4% of the closed cases are missing a bond type entry in our database, however we do not suspect this would change the bond type distribution.</p> <p>Douglas: Approximately 3% of cases supervised were on summons.</p> <p>Jefferson: There were 275 Summons cases under Pretrial Services Supervision that closed. This is 5.5% of the total cases closed.</p> <p>Larimer: For this Fiscal Year 2018 report, Larimer County counted the number of pretrial reports completed and submitted to the court as the Number of Pretrial Assessments. In prior years Larimer County only counted the number of CPAT Risk Assessments completed.</p> <p>Weld: For the 2017-18 fiscal year, 6.8% of the cases were Summons.</p>
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Definitions: CRS 16-4-106 (6,7) Pretrial Services Program Reporting

Number of Pretrial Assessments refers to the total number of pretrial assessments performed by the program and submitted to the court.

Number of Pretrial Supervision Cases Closed 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.

Number of These Cases with No FTA 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.

Court Appearance Rate is an automatically calculated field.

Number of These Cases with No New Filing 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.

Public Safety Rate is an automatically calculated field.

Number of These Cases Not Revoked for Technical Violation 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.

Technical Compliance Rate is an automatically calculated field.

Number of These Cases Posted via Commercial Surety Bond (Bail Bonding Agent) refers to the number of cases for which the defendant was released on a commercial surety bond in addition to pretrial supervision.

Percent of These Cases Posted via Commercial Surety Bond is an automatically calculated field.

Number of These Cases Posted via All Cash Bonds 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.

Number of These Cases Posted via Property Bond refers to the number of cases for which the defendant was released on a property bond, in addition to pretrial supervision.

Total Number of All Cash and Property Bonds is an automatically calculated field.

Percent of These Cases Posted via All Cash or Property Bonds is an automatically calculated field.

Number of These Cases Posted via Personal Recognizance/Self Bond 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.

Number of These Cases Posted via Personal Recognizance/Surety Bond 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.

Total Number of All Personal Recognizance Bonds is an automatically calculated field.

Percent of These Cases Posted via All Personal Recognizance Bonds is an automatically calculated field.

Disclaimer: 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.