



Office of the State Court Administrator



Steven Vasconcellos
*Interim State Court
Administrator*

Terri Morrison
Judicial Legal Counsel

TO: House and Senate Judiciary Committees
Colorado General Assembly

FROM: Steven Vasconcellos
Interim State Court Administrator

RE: SB 19-207 - Concerning Pretrial Service Program Requirements

DATE: November 1, 2019

DIRECTORS

Chad Cornelius, CIO
*Information Technology
Services*

Glenn Tapia
Probation Services

In accordance with SB 19-207 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:

ACTING DIRECTORS

Brenidy Rice
Court Services

Marty Galvin
Financial Services

Melanie Ulrich
Human Resources

- (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/Costilla, 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.

CRS 16-4-106 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 Cnsh 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
Adams	11,536	1,579	1,154	73.1%	1,499	94.9%	1,282	81.2%	823	52.1%	5	0	5	0.3%	802	0	802	50.8%
Alamosa/Costilla	69	81	71	87.7%	78	96.3%	67	82.7%	2	2.3%	0	0	0	0.0%	79	0	79	97.5%
Arapahoe	5,373	2,104	1,637	77.8%	1,930	91.7%	1,910	90.8%	909	43.2%	186	0	186	8.8%	881	0	883	42.0%
Archuleta	128	46	44	95.7%	32	69.6%	46	100.0%	13	28.3%	0	0	0	0.0%	33	0	33	71.7%
Boulder	3,089	1,820	1,533	84.2%	1,570	86.3%	1,711	94.0%	174	9.6%	539	4	543	29.8%	724	0	724	39.8%
Denver	11,528	8,660	6,167	71.2%	7,849	90.6%	8,478	97.9%	1,826	21.1%	862	13	875	10.1%	5627	0	5,627	65.0%
Douglas	3,798	1,581	1,346	85.1%	1,506	95.3%	1,185	75.0%	861	54.5%	188	0	188	11.9%	525	0	525	33.2%
El Paso	3,714	2,593	1,920	74.0%	2,415	93.1%	2,542	98.0%	0	0.0%	0	0	0	0.0%	2593	0	2,593	100.0%
Fremont	1,261	720	570	79.2%	538	74.7%	590	81.9%	79	11.0%	31	0	31	4.3%	610	0	610	84.7%
Garfield	1,419	220	163	74.1%	157	71.4%	210	95.5%	88	40.0%	7	0	7	3.2%	123	2	125	56.8%
Jefferson	7,292	5,226	4,387	83.9%	5,031	96.3%	4,668	85.5%	2,603	49.8%	558	0	558	10.7%	1712	110	1,822	34.9%
LaPlata	1,197	427	374	87.6%	331	77.5%	0	0.0%	35	8.2%	2	0	2	0.5%	239	0	239	56.0%
Larimer	7,862	6,619	5,143	77.7%	5,969	90.2%	6,292	95.1%	846	12.8%	2,512	0	2,512	38.0%	2011	1012	3,023	45.7%
Logan/Morgan	396	307	212	69.1%	189	61.6%	258	84.0%	124	40.4%	16	1	17	5.5%	133	33	166	54.1%
Mesa	3,385	2,249	1,611	71.6%	1,893	84.2%	1,408	62.6%	345	15.3%	317	0	317	14.1%	1521	66	1,587	70.6%
Montezuma	976	220	89	40.5%	61	27.7%	39	17.7%	13	5.9%	2	0	2	0.9%	14	2	16	7.3%
Pueblo	3,973	2,321	1,840	79.3%	1,961	84.5%	1,994	85.9%	1,084	46.7%	9	1	9	0.4%	1226	0	1,226	52.8%
Weld	3,576	3,462	2,790	80.6%	2,907	84.0%	3,134	90.5%	1,801	52.0%	60	0	60	1.7%	1413	6	1,419	41.0%

Alamosa County Pretrial Services contract was terminated on 12/31/18. At that time, all cases out of Alamosa County were closed. For the 2019 months in the fiscal year, pretrial supervision has been provided to a handful of cases out of Costilla County; however, no pretrial assessments have been completed for Costilla County.

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

Boulder: The number of Pretrial Assessments are lower than previous years due to a change in how assessments are defined. Bond types do not equal 100% due to missing data.

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.

Douglas: Defendants supervised under summons were included in the PR/Self Bond calculation. Approximately 14% (74) of defendants were on supervision as a condition of summons. Douglas County did not have the reporting capability to differentiate between bonds that were revoked for technical violations and those that were revoked for new filings.

Douglas County will have the ability to differentiate between the two for the 2020 reporting year.

Jefferson: There were an additional 243 Summons cases under Pretrial Services Supervision that were closed.

Montezuma: Due to the loss of all pretrial staff members of the Sheriff's office at the first of the year Pretrial in Montezuma was almost shut down. New staff has been but in place and we are rebuilding our pretrial program. We have collected what data we could and put it in report. Report for the next year will be on track.

Weld: For the 2018-19 fiscal year, 5.4% of the cases were Summons.

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.