

OFFICE OF THE STATE COURT ADMINISTRATOR



Steven Vasconcellos
State Court Administrator

Terri Morrison
Judicial Legal Counsel

DIRECTORS

Brenidy Rice
Court Services

Marty Galvin
Financial Services


Chad Cornelius, CIO
Information Technology Services

Glenn Tapia
Probation Services

ACTING DIRECTOR

Melanie Ulrich
Human Resources

TO: House and Senate Judiciary Committees
Colorado General Assembly

FROM: Steven Vasconcellos
State Court Administrator 

RE: Concerning Pretrial Service Program Requirements

DATE: November 1, 2020

In accordance with §§ 16-4-106(6),(7), C.R.S., each pretrial service program is required to provide an annual report to the Judicial Department no later than November 1 of each year for inclusion in a combined annual report to be presented by the Judicial Department 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, Costilla, 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: (1) recommendations they make to the courts; and (2) bond status.

This report is an effort to compile information in compliance with C.R.S. §§ 16-4-106(6),(7); 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.

Definitions: C.R.S. §§ 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.
<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.

**CRS 16-4-106 Pretrial Services Program Reporting
Annual Reporting to State Judicial Department - FY2020**

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/Surety Bond	Total Number of All Personal Recognizance Bonds	Percent of These Cases Posted via All Personal Recognizance Bonds
Adams	10,462	1,699	1,120	65.9%	1,548	91.1%	1,423	83.8%	888	52.3%	21	0	21	1.2%	893	0	893	52.6%
Arapahoe	4,602	2,216	1,667	75.2%	2,043	92.2%	2,030	91.6%	814	36.7%	230	0	230	10.4%	1090	0	1,090	49.2%
Archuleta	155	67	59	88.1%	47	70.1%	66	98.5%	6	9.0%	1	0	1	1.5%	60	0	60	89.6%
Boulder	3,363	1,553	1,162	74.8%	1,223	78.8%	1,433	92.3%	112	7.2%	409	2	411	26.3%	737	0	737	47.5%
Costilla	0	32	23	71.9%	27	84.4%	30	93.8%	0	0.0%	0	0	0	0.0%	32	0	32	100.0%
Denver	10,375	8,534	5,944	69.7%	7,897	92.5%	8,377	98.2%	1,215	14.2%	971	12	983	11.5%	6100	0	6,100	71.5%
Douglas	3,445	1,313	1,145	87.2%	1,219	92.8%	949	72.3%	688	52.4%	191	0	191	14.5%	434	0	434	33.1%
El Paso	4,174	2,937	2,031	69.2%	2,636	89.8%	2,905	98.9%	0	0.0%	0	0	0	0.0%	2937	0	2,937	100.0%
Fremont	1,167	569	429	75.4%	410	72.1%	482	84.7%	36	6.3%	27	0	27	4.7%	505	0	505	88.8%
Garfield	1,288	262	201	76.7%	185	70.6%	248	94.7%	100	38.2%	11	0	11	4.2%	148	3	151	57.6%
Jefferson	5,964	4,239	3,436	81.1%	4,097	96.7%	3,596	84.8%	1,889	44.6%	506	0	506	11.9%	1378	179	1,557	36.7%
LaPlata	1,013	361	318	88.4%	295	81.7%	0	0.0%	31	8.6%	5	0	5	1.4%	192	0	192	53.2%
Larimer	7,730	5,717	4,383	76.7%	4,985	87.2%	5,239	91.6%	362	6.3%	2,658	0	2,658	46.5%	1838	858	2,696	47.2%
Logan/Morgan	318	251	182	72.5%	149	59.4%	153	61.0%	52	20.7%	20	47	67	26.7%	82	49	131	52.2%
Mesa	2,780	1,735	1,258	72.5%	1,407	81.1%	1,232	71.0%	177	10.2%	238	0	238	13.7%	1289	29	1,318	76.0%
Montezuma	957	219	190	86.8%	206	94.1%	147	67.1%	37	16.9%	4	0	4	1.8%	65	1	66	30.1%
Pueblo	3,510	2,140	1,744	81.5%	1,800	84.1%	1,807	84.4%	884	41.3%	23	0	23	1.1%	1192	0	1,192	55.7%
Weld	2,185	3,647	3,041	83.4%	2,919	80.0%	3,158	86.6%	1,924	52.8%	114	0	114	3.1%	1460	14	1,474	40.4%

Arapahoe: Approximately 1.5% of clients supervised are on a summons.

Denver: Approximately 3% of the closed cases are missing a bond type entry in the program database, however the program does not believe this changes the bond type distribution.

Douglas: Defendants supervised under summons were included in the PR/Self Bond calculation.

Jeffco: There were an additional 284 Summons cases under Pretrial Services Supervision that were closed.

Mesa: There were significant changes throughout the 21st Judicial District beginning on March 15th, 2020 that affected data across all points.

Weld: For the 2019-20 fiscal year, 7% of the cases were Summons.

*At the request of the Courts and due to COVID-19 precautions, Bail Reports (Pretrial Assessments) were suspended beginning March 18, 2020 and resumed effective July 20, 2020.

Please note, for the month of April, because there were few court hearings scheduled, successful closure types substantially lowered (i.e. sentenced, dismissed, acquittal) leaving the primary closure type as an unsuccessful closure (i.e. revocation). This directly correlates with the Public Safety Rate and Technical Compliance Rate.