


OFFICE OF THE STATE COURT ADMINISTRATOR



TO: House and Senate Judiciary Committees Colorado General Assembly
FROM: Steven Vasconcellos, State Court Administrator 
RE: Concerning Pretrial Service Program Requirements
DATE: November 1, 2023

In accordance with C.R.S. §§ 16-4-106(6), (7), 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, Delta, Denver, Douglas, El Paso, Fremont, Garfield, Jefferson, La Plata, 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.

In July of 2022, the Pretrial Executive Network, comprised of pretrial agency leadership from across Colorado, requested a specific note be added to the Pretrial Services Program Annual Report, ***“Due to differing Pretrial Services practices in arrestees risk-assessed, defendants supervised, and at what stage in the process a case is closed with an outcome, data in this report are not comparable across different counties/jurisdictions.”*** As the Pretrial Executive Network represents many pretrial programs and the statement can be applied universally, the note was added at the top of the report directly under the title as well as a footnote at the bottom of the report.

This report compiles 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.

CRS 16-4-106 Pretrial Services Program Reporting
Annual Reporting to State Judicial Department - FY2023
**Due to differing Pretrial Services practices in arrestees risk-assessed, defendants supervised, and at what stage in the process a case is closed with an outcome, data in this report are not comparable across different counties/jurisdictions.*

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	9,871	1,890	1,204	63.7%	1,762	93.2%	1,664	88.0%	1,028	54.4%	145	0	145	7.7%	830	10	840	44.4%
Arapahoe	4,370	2,017	1,575	78.1%	1,940	96.2%	1,881	93.3%	598	29.6%	141	0	141	7.0%	1,278	0	1,278	63.4%
Archuleta	128	42	38	90.5%	37	88.1%	42	100.0%	2	4.8%	1	0	1	2.4%	39	0	39	92.9%
Boulder	3,218	1,766	986	55.8%	1,352	76.6%	1,695	96.0%	143	8.1%	382	0	382	21.6%	1,241	0	1,241	70.3%
Delta	524	275	209	76.0%	194	70.5%	233	84.7%	1	0.4%	9	0	9	3.3%	264	0	264	96.0%
Denver	7,588	6,563	5,087	77.5%	5,973	91.0%	6,447	98.2%	1,411	21.5%	1,045	6	1,051	16.0%	3,759	0	3,759	57.3%
Douglas	3,641	1,203	1,009	83.9%	1,140	94.8%	955	79.4%	618	51.4%	198	0	198	16.5%	383	0	383	31.8%
El Paso	8,529	5,004	3,322	66.4%	4,526	90.4%	4,772	95.4%	0	0.0%	0	0	0	0.0%	5,004	0	5,004	100.0%
Fremont	911	615	372	60.5%	310	50.4%	341	55.4%	63	10.2%	28	0	28	4.6%	373	0	373	60.7%
Garfield	996	231	168	72.7%	137	59.3%	214	92.6%	60	26.0%	24	0	24	10.4%	140	0	140	60.6%
Jefferson	5,164	3,844	3,188	82.9%	3,570	92.9%	3,103	80.7%	1,001	26.0%	509	0	509	13.2%	1,849	8	1,857	48.3%
LaPlata	945	328	273	83.2%	237	72.3%	0	0.0%	64	19.5%	9	0	9	2.7%	122	0	122	37.2%
Larimer	6,619	5,495	3,644	66.3%	4,689	85.3%	5,166	94.0%	291	5.3%	2,512	1	2,513	45.7%	2,071	439	2,510	45.7%
Logan/Morgan	0	177	109	61.6%	86	48.6%	105	59.3%	83	46.9%	11	0	11	6.2%	68	15	83	46.9%
Mesa	2,623	1,642	1,232	75.0%	1,463	89.1%	1,196	72.8%	263	16.0%	182	0	182	11.1%	1,179	18	1,197	72.9%
Montezuma	1,197	148	108	73.0%	131	88.5%	99	66.9%	53	35.8%	2	0	2	1.4%	93	0	93	62.8%
Pueblo	2,606	1,656	1,389	83.9%	1,497	90.4%	1,350	81.5%	764	46.1%	10	0	10	0.6%	892	0	892	53.9%
Summit	340	178	157	88.2%	144	80.9%	159	89.3%	20	11.2%	47	0	47	26.4%	104	1	105	59.0%
Weld	2,911	4,183	3,458	82.7%	3,498	83.6%	3,333	79.7%	1,858	44.4%	218	0	218	5.2%	1,898	3	1,901	45.4%

Notes:

*PEN Committee Note (Added FY22)

Arapahoe: Approximately 10% of clients supervised are on a summons

Denver: 1) Assessment Numbers above include only those bond advisement reports with completed assessments. Total bond advisement reports for the year is 10,709 2) Denver transitioned from CPAT to CPAT-R on 11/1/22 3) 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 distribution. 4) FTA numbers refer to any supervision event where an FTA occurs and remains active or where the original bond is not reinstated upon clearance of the warrant by the court.

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

Jefferson: An additional 472 closed Pretrial cases (12.3% of closures) were issued Summons, and 5 additional cases (0.1%) were closed on an Appeal bond.

LaPlata: Information on bond revocations for technical violations is typically not a practice in LaPlata County and is therefore not tracked.

Weld: For the 2022-23 state fiscal year, 5% of the number of pretrial supervision cases closed, were Summons (206).

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.

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.