

CHAPTER 381

CRIMINAL LAW AND PROCEDURE

SENATE BILL 00-192

BY SENATOR Lacy;
also REPRESENTATIVE Dean.

AN ACT

CONCERNING PRETRIAL SERVICES PROGRAM REQUIREMENTS.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 12-7-105 (1), Colorado Revised Statutes, is amended to read:

12-7-105. Reports and records required - bonding agents - division.

(1) COMMENCING EACH NOVEMBER 1, 2000, each licensed bail bonding agent shall ~~upon reasonable request,~~ PROVIDE A report TO THE DIVISION NO LATER THAN NOVEMBER 1 OF EACH YEAR. SUCH REPORT SHALL INCLUDE BUT IS NOT LIMITED TO the following information ~~to the division:~~

- (a) The names of the persons for whom such bail bonding agent has become surety;
- (b) A description of any bond activity;
- (c) (Deleted by amendment, L. 96, p. 1183, § 8, effective June 1, 1996.)
- (d) The amount of collateral or security received;
- (e) (Deleted by amendment, L. 96, p. 1183, § 8, effective June 1, 1996.)
- (e.5) THE NAMES OF PERSONS FOR WHOM SUCH BAIL BONDING AGENT HAS BECOME SURETY AND WHO HAVE FAILED TO APPEAR;
- (f) Such further information as the division may reasonably require.

SECTION 2. 16-4-105 (3) (e), Colorado Revised Statutes, is amended to read:

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

16-4-105. Selection by judge of the amount of bail and type of bond - criteria.

(3) (e) COMMENCING NOVEMBER 1, 2000, each pretrial services program established pursuant to this subsection (3) shall provide an annual report to the ~~chief judge of the judicial district which it serves~~ STATE JUDICIAL DEPARTMENT NO LATER THAN NOVEMBER 1 OF EACH YEAR, REGARDLESS OF WHETHER THE PROGRAM EXISTED PRIOR TO MAY 31, 1991. The judicial department shall present an annual combined report to the house and senate judiciary committees of the general assembly. The report shall include but is not limited to the following information:

(I) The number of interviews conducted with defendants;

(II) The number and nature of recommendations made;

(III) The number of defendants under pretrial release supervision who failed to appear; and

(IV) Any additional information the ~~court~~ STATE JUDICIAL DEPARTMENT may request.

SECTION 3. 16-4-105 (3), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

16-4-105. Selection by judge of the amount of bail and type of bond - criteria.

(3) (f) ANY PRETRIAL SERVICES PROGRAM ESTABLISHED PURSUANT TO THIS SUBSECTION (3) SHALL NOT BE ELIGIBLE FOR FURTHER PROGRAM FUNDING IF THE PROGRAM HAS FAILED TO PROVIDE THE REPORTS REQUIRED IN PARAGRAPH (e) OF THIS SUBSECTION (3).

SECTION 4. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: June 2, 2000