



**TWENTY-THIRD JUDICIAL DISTRICT
DOUGLAS, ELBERT, and LINCOLN COUNTIES
STATE OF COLORADO**

**AMENDED CHIEF JUDGE ORDER 2025-23
SETTING FORTH BOND GUIDELINES
EFFECTIVE: JANUARY 24, 2025**

Pursuant to authority granted to Chief Judges of the judicial districts of the State of Colorado by Chief Justice Directive 95-01, “Authority and Responsibility of Chief Judges,” the following Chief Judge Order is entered. This Order concerns the legislative authority provided for in C.R.S. § 16-4-101 through 117, as may be amended from time to time.

Judicial officers are not bound by the below provided guidelines and may use their discretion where not otherwise prohibited. While the following may be used as a reference, conditions of release and bond amounts are to be set according to the individual circumstances as applied to the statutory factors, pursuant to C.R.S. § 16-4-103. When determining type of bond and conditions of release, the judicial officer must consider factors as specified in C.R.S. § 16-4-103(4). The judicial officer may consider, as appropriate and relevant, the criteria specified in C.R.S. § 16-4-103(5). Judicial officers are to ensure any offense-specific bond conditions mandated by statute are included. Judicial officers may impose additional conditions upon discretion and individual circumstance review.

These guidelines are to be used by judicial officers in setting bond. This is not a bond schedule. The Sheriff may not release individuals until a bond has been set by a judicial officer, except as stated below.

PRETRIAL RELEASE REPORTS

Where a pretrial release report is available and completed, judicial officers shall consider the risk level provided by such report. C.R.S. § 16-4-103(3)(b).

Judicial officers are encouraged to apply the higher score when making bond determinations, whenever two scores may be provided.

Low risk = score of 1 or 2

Medium risk = score of 3 or 4

High risk = score of 5 or 6

NO BOND HOLDS
<p>Bond is unavailable to the following pursuant to C.R.S. § 16-4-101:</p> <ul style="list-style-type: none">• Murder in the first degree (as described in C.R.S. § 18-3-102) when proof is evident or presumption is great.• If a person convicted of a crime of violence or of possession of a weapon by a previous offender (as described in C.R.S. § 18-12-108(2)(b), (2)(c), (4)(b), (4)(c), or (5), as those provisions existed prior to their repeal, where the conviction is either being appealed or the person is awaiting sentencing, AND the judicial officer finds that the public would be placed in significant peril if person were to be released.• Following a hearing held within 96 hours of arrest and upon reasonable notice: (1) a person is accused of offenses listed in § 16-4-101(1)(b); and (2) the judicial officer finds that proof is evident and presumption is great as to the crime alleged to have been committed; and (3) judicial officer finds that the public would be placed in significant peril if the accused were released on bail.
<p>Bond may not be imposed in the following situations until sufficient advisement of the mandatory protection order:</p> <p>A defendant may not be released on bond in the below case types, prior to compliance with C.R.S. §18-1-1001(5): the mandatory protection order terms must be stated on the record to the defendant, and the protection order must have been acknowledged in court and in writing by the defendant.</p> <ul style="list-style-type: none">• Domestic violence per § 18-6-800.3(1)• Stalking per § 18-3-602• Unlawful sexual behavior per § 16-22-102(9)

NON-DRUG FELONY CHARGES, BOND AMOUNTS			
Offense level	Low Risk	Medium Risk	High Risk
F1	No Bond pending proof evident, presumption great hearing		
F2	\$50,000	\$100,000	\$250,000
F2 + Death (2nd Degree Murder/Felony Murder/Child Abuse w/ Death)	\$100,000	\$250,000	\$500,000
F3	\$10,000	\$25,000	\$50,000
F3 + Death (Vehicular Homicide DUI/Vehicular Eluding w/ Death)	\$25,000	\$100,000	\$250,000
F3+			
<ul style="list-style-type: none"> Aggravated Robbery (w/weapon other than firearm) 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Aggravated Robbery (w/firearm) 	\$25,000	\$75,000	\$150,000
<ul style="list-style-type: none"> Arson – 1st Degree Building/Occupied structure 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Assault – 1st Degree 	\$25,000	\$100,000	\$250,000
<ul style="list-style-type: none"> Burglary – 1st Degree Building/Occupied structure & assault, menace, or explosive/weapon 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Burglary – 2nd Degree Dwelling & drugs 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Child Abuse w/ SBI 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Escape – held for F1 or F2 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Kidnapping – 2nd Degree, w/ deadly weapon 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Sexual Assault – All child/adult 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Unlawful sexual offenses 	\$25,000	\$50,000	\$100,000
<ul style="list-style-type: none"> Retaliation – against victim, juror, witness, judge or magistrate 	\$25,000	\$50,000	\$100,000
F4	PR	\$5,000	\$20,000
F4 + Death (Manslaughter, Leaving the Scene of Accident w/ Death/Vehicular Homicide – Reckless or DWAI)	\$20,000	\$50,000	\$100,000
F4 +			

<ul style="list-style-type: none"> • Assault – 2nd degree • Domestic violence, deadly weapon, SBI, strangulation, at risk victim 	\$10,000	\$50,000	\$75,000
<ul style="list-style-type: none"> • Sexual assault – all child/adult 	\$10,000	\$50,000	\$100,000
<ul style="list-style-type: none"> • Unlawful sexual offenses 	\$10,000	\$50,000	\$100,000
<ul style="list-style-type: none"> • Stalking w/ victim protection order or 2nd offense within 7 years 	\$10,000 (PTS-GPS)	\$50,000 (PTS-GPS)	\$100,000 (PTS-GPS)
<ul style="list-style-type: none"> • Vehicular assault – DUI & SBI 	\$10,000	\$50,000 (PTS-CAM)	\$75,000 (PTS- CAM)
<ul style="list-style-type: none"> • Vehicular Eluding w/ SBI 	\$25,000	\$50,000	\$75,000
<ul style="list-style-type: none"> • DUI 4+ 	\$5,000	\$10,000 (PTS-CAM)	\$50,000 (PTS-CAM)
F5	PR	\$3,500	\$7,500
F5 + Death (Crim Negligent Homicide)	\$5,000	\$10,000	\$25,000
F5 +			
<ul style="list-style-type: none"> • Habitual Domestic Violence 	\$5,000	\$20,000	\$50,000
<ul style="list-style-type: none"> • Menacing 	\$5,000	\$10,000	\$25,000
<ul style="list-style-type: none"> • Possession of a Weapon, previous offender 	\$5,000	\$10,000	\$25,000
<ul style="list-style-type: none"> • Unlawful sexual offenses 	\$5,000	\$10,000	\$25,000
<ul style="list-style-type: none"> • Stalking 	\$5,000 (PTS-GPS)	\$10,000 (PTS-GPS)	\$25,000 (PTS- GPS)
<ul style="list-style-type: none"> • Vehicular Assault 	\$5,000	\$10,000	\$25,000
<ul style="list-style-type: none"> • Vehicular Eluding 	\$5,000	\$20,000	\$50,000
<ul style="list-style-type: none"> • Violation of Bail Bonds Conditions 	\$5,000	\$10,000	\$25,000
F6	PR	\$2,000	\$5,000
F6 +			
<ul style="list-style-type: none"> • Assault/Abuse at risk victim 	PR	\$10,000	\$25,000
<ul style="list-style-type: none"> • Aggravated cruelty to animals 	PR	\$10,000	\$25,000
<ul style="list-style-type: none"> • Sexual Assault with: • Victim ages 15-17 and defendant 10 years+ older • Invasion of privacy 2nd or victim under 15 • Indecent exposure 3rd • Sexual contact with inmate 	PR	\$10,000	\$25,000

DRUG FELONY CHARGES, BOND AMOUNTS			
Offense level	Low Risk	Medium Risk	High Risk
DF 1: Distribution § 18-18-405 <ul style="list-style-type: none"> • More than 225g, schedule I or II • More than 112g meth, heroin, ketamine • More than 50g fentanyl, opiate • More than 40mg flunitrazepam 	\$10,000	\$50,000	\$100,000
DF 2: Distribution § 18-18-405 <ul style="list-style-type: none"> • 14 – 225g Schedule I or II • 7-112g meth, heroin, ketamine • 4-50g fentanyl, opiate • 10-50mg flunitrazepam 	\$5,000	\$25,000	\$50,000
DF 3: Distribution § 18-18-405 <ul style="list-style-type: none"> • 14g or less schedule I or II • 7g or less meth, heroin, ketamine • 10mg or less flunitrazepam • More than 4g schedule III or IV • 4g or less fentanyl 	PR	\$5,000	\$10,000
DF 4: Distribution § 18-18-405 <ul style="list-style-type: none"> • 4g or less of schedule III or IV 	PR	\$2,000	\$5,000

MISDEMEANORS			
Offense level	Low Risk	Medium Risk	High Risk
M1	PR	\$1,000	\$2,500
M1 + <ul style="list-style-type: none"> • Domestic violence, sex offense, child abuse, cruelty to animals, weapons 	PR	\$2,500	\$5,000
M2	PR	PR	PR
DM1	PR	\$1,000	\$2,000
DM2	PR	PR	\$1,000
DUI/DWAI 2nd	PR (PTS-alcohol or drug monitoring)	\$2,500 (PTS-CAM)	\$5,000 (PTS-CAM)
DUI/DWAI 3rd	\$5,000 (PTS-CAM)	\$10,000 (PTS-CAM)	\$15,000 (PTS-CAM)

PERSONAL RECOGNIZANCE (“PR”) BOND REQUIRED
<ul style="list-style-type: none"> Any offense charged where the maximum penalty does not exceed 6 months imprisonment, unless an exception applies as listed in § 16-4-113(1)(a). Traffic, petty, or comparable municipal offenses, except as listed in § 16-4-113(2)(e).

PR BONDS UNAUTHORIZED
<p>Pursuant to C.R.S. § 16-4-104(2), a PR bond is not available in the following circumstances¹:</p> <ol style="list-style-type: none"> The person is at liberty on another bond of any kind in another criminal action involving a felony or a class 1 misdemeanor; The person has a record of conviction of a class 1 misdemeanor within two years or a felony within five years prior to the bail hearing; or The person failed to appear on bond in any case involving a felony or class 1 misdemeanor charge in the preceding five years. Person is presently on release under a surety bond for felony or class 1 misdemeanor charges unless the surety: <ol style="list-style-type: none"> is notified² and provided an opportunity to surrender the person into custody on such terms as the court deems just under provisions of C.R.S. §16-4-108.

AUTHORIZATION TO RELEASE PRIOR TO ADVISEMENT

Sworn bonding commissioners may only set bond for the following offenses. The Sheriff may release individuals on bonds set by sworn bonding commissioners or, if the Sheriff or Sheriff's designee reasonably believes the individual poses a high risk to fail to appear or a high risk to the community, may continue to detain individuals to be advised by a judicial officer.

AUTHORIZATION TO RELEASE PRIOR TO ADVISEMENT		
Offense	Bond	Conditions
F6 (non-VRA) , except aggravated cruelty to animals	\$5,000	PTS
M1 (non-VRA)	\$2,500	PTS
M1 + (non-VRA) <ul style="list-style-type: none"> cruelty to animals, weapons 	\$5,000	PTS

¹ Unless consent provided by the district attorney, or unless the court imposes certain additional individualized conditions upon bond as described in C.R.S. § 16-4-105.

² Notification of the surety and the receipt of consent of surety are the responsibility of the person charged.

M2 (non-VRA)	PR	
DM1	\$2,000	PTS – monitored sobriety
DM2	\$1,000	
DUI/DWAI 1st	PR	
DUI/DWAI 2nd	\$5,000	PTS-CAM
DUI/DWAI 3rd	\$15,000	PTS-CAM
Traffic Offenses involving death, eluding, or circumventing an interlock device	\$1,000	
Traffic Offenses other than those involving death, eluding, or circumventing an interlock device	PR	
Petty Offenses	PR	

*PTS – Pre-Trial Supervision

**CAM – Continuous Alcohol Monitoring

Dated this 24th day of January 2025.

BY THE COURT:



Ryan J. Stuart
Chief Judge, 23rd Judicial District