

Chief Judge Directive 05-02

In the matter of the protection of)
Confidential Probation / Court Records)

ORDER

WHEREAS, pursuant to Chief Justice Directive 04-03, statewide standards for probation have been established, including standards 5.3 and 5.9 which state respectively: "When confidential information is attached to a pre-sentence investigation report, it shall be under confidential cover. Confidential information and reports attached to the pre-sentence investigation report shall be referenced only in general terms in the body of the report;" and, "Decisions regarding public access to pre-sentence investigation report and to sensitive information shall be made by the Chief Judge of each judicial district."

WHEREAS, Chief Justice directive 98-05 directs Courts to protect the privacy interest of parties and authorizes Courts to declare that certain types of materials, such as pre-sentence investigation reports, shall not be made available to the public.

THEREFORE, it is ordered that Pre-Sentence Investigation Reports and Alcohol Evaluation Reports shall not be made available to the public, unless specifically authorized by Court order.

IT IS FURTHER ORDERED effective the date of signing, that Pre-sentence Investigation Reports, Alcohol Evaluation Reports and all confidential and protected attachments shall whenever possible, be placed in a sealable envelope designated for purposes of containing protected material. Court personnel are directed to remove all protected materials from Court file prior to releasing the Court file to the public.

Done in Salida, Colorado for the Eleventh Judicial District, this 11th day of May 2005.

/s/ C.M. Barton, Chief Judge
Eleventh Judicial District

