

DISTRICT COURT 9 TH JUDICIAL DISTRICT , COLORADO Garfield County Courthouse 109 8 th Street, Suite 104, Glenwood Springs, CO 81602 Phone Number: (970) 945-5075 <hr/> ADMINISTRATIVE ORDER	▲ COURT USE ONLY ▲ <hr/> Administrative Order 13-10
ADMINISTRATIVE ORDER ON BOND SCHEDULE	

Unless superseded by a court order, the following bond schedule shall be applied by the Sheriffs of Garfield, Pitkin and Rio Blanco Counties with respect to releasing on bond any person arrested within their respective counties.

HOLD DEFENDANT WITHOUT BOND UNTIL DEFENDANT SEES A JUDGE OR MAGISTRATE

- Class 1 felony
- Sex Assault as Class 2, 3, 4 or 5 felony
- Domestic Violence Offenses or Stalking¹
- Fugitive From Other State²
- CAVOP, if defendant’s probation was transferred to another state³

NOTE: For an offense to be a “drug felony”, a “drug misdemeanor” or a “drug petty offense,” the offense must be committed or allegedly committed on or after October 1, 2013. For earlier offense dates, the scheduled bond amount shall be the amount for the “class” of felony, misdemeanor or petty offense charged as set forth below. The reference to a “class” of offense applies to offenses not statutorily defined as a “drug” offense.

<u>FELONIES</u>	<u>SCHEDULED BOND AMOUNT</u>
Class 2 and Drug Felony 1	\$25,000
Class 3 and Drug Felony 2	\$10,000
Class 4 and Drug Felony 3	\$ 5,000
Class 5, Class 6 and Drug Felony 4	\$ 2,500
Unclassified	\$ 2,500

¹ See C.R.S. §16-4-105(4) and 18-1-1001(5). Defendant must acknowledge protection order.
² See C.R.S. § 16-19-117.
³ See C.R.S. § 16-19-117.

<u>MISDEMEANORS</u>	<u>SCHEDULED BOND AMOUNT</u>
Class 1 and Drug Misd. 1	\$1,000
Class 2 and Drug Misd. 2	\$ 750 cash or \$1,000 surety
Class 3	\$ 250 cash or \$1,000 surety
Unclassified	\$ 250 cash or \$1,000 surety
DUI / DWAI	\$1,000 ⁴
DUR-Alcohol Related	\$1,000 ⁵

<u>PETTY OFFENSES</u>	<u>SCHEDULED BOND AMOUNT</u>
Class 1	\$ 250 cash or \$1,000 surety
Class 2 and Drug Petty Offense	\$ 50 cash or \$1,000 surety

For the Drug Petty Offense of possession, a defendant not being arrested on any other charges shall be released on a written summons and promise to appear so long as the defendant signs the promise to appear.

<u>TRAFFIC OFFENSES</u>	<u>SCHEDULED BOND AMOUNT</u>
Class 1	\$ 750 cash or \$1,000 surety
Class 2	\$ 250 cash or \$1,000 surety
Class A	\$ 75 cash or \$1,000 surety
Class B	\$ 75 cash or \$1,000 surety
No Proof of Insurance	\$ 750 cash or \$1,000 surety

All bonds are cash or surety bonds unless otherwise indicated. Property bonds shall not be accepted unless previously approved in writing by the court.

Whether or not a bond previously has been posted under the provisions of this schedule, whenever the issue of bond is considered or reconsidered at an appearance of a defendant before a court of record, the Court shall determine the type of bond and conditions of release according to the standards and appropriate factors required by § 16-4-101, C.R.S., et seq.

⁴ If defendant has one or more prior convictions for DUI/DWAI or their equivalent from another state, the bond shall have attached to it the conditions set forth on the attached Exhibit A. See C.R.S. §16-4-105(6)(a). In addition, defendant charged with DUI/DWAI may not attend bail hearing until sober and “shall be held in custody until the person may safely attend the bail hearing.” C.R.S. § 16-4-104(4).

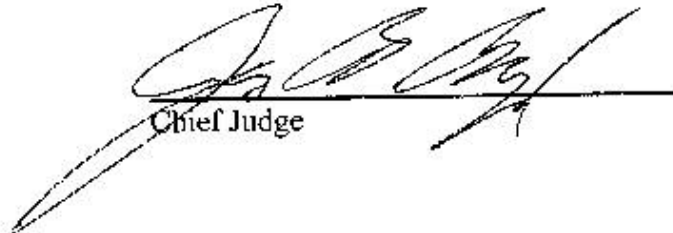
⁵ Bond must include the following condition: No Driving a motor vehicle while license is under restraint. C.R.S. § 16-4-105(5).

Administrative Order 13-10
Bond Schedule

This Administrative Order supersedes all previous Administrative Orders or Rules regarding pretrial release and bond schedules, except for Pitkin County Court Judge Ely's Administrative Orders that address bond.

Done on September 23, 2013.

BY THE COURT



Chief Judge

EXHIBIT A

BOND CONDITIONS THAT MUST BE IMPOSED ON DEFENDANTS ARRESTED FOR
DUI OR DWAI AND THE DEFENDANT HAS ONE OR MORE PREVIOUS CONVICTIONS
FOR DUI, DWAI OR ITS EQUIVALENT FROM ANOTHER STATE¹

Defendant shall put his or her initials next to each condition to acknowledge that defendant is aware of these conditions of bond. This form shall be attached to the bond.

_____ YOU MAY NOT CONSUME ALCOHOL OR ILLEGAL DRUGS

_____ YOU MUST PARTICIPATE IN A PROGRAM THAT MONITORS YOU FOR
_____ THE USE OF ALCOHOL OR ILLEGAL DRUGS

_____ Within 5 business days from your release from jail, you must enroll in a drug and alcohol monitoring program. The Clerk's Office in the County Courthouse has a list of businesses that provide drug and alcohol monitoring programs.

_____ You must pay for your participation in the drug and alcohol monitoring program.

_____ You shall maintain records of your enrollment in a drug and alcohol monitoring program and maintain records of your testing results. You shall produce those records upon request of the court.

NOTICE: You have a right to ask the Court to eliminate these conditions of your bond. To do so, you must file a request IN WRITING asking that the Court eliminate these conditions and also asking the Court to set a hearing on your request.