



IN THE THIRTEENTH JUDICIAL DISTRICT
IN AND FOR THE STATE OF COLORADO

**ORDER RESCINDING BOND SCHEDULES AND
IMPLEMENTING DISTRICT-WIDE SCHEDULE FOR TITLE 42 MATTERS**

2024-1

There is considerable ambiguity and confusion resulting from having multiple bond schedules in our district. Recent changes in procedures have reduced the time individuals spend in custody before a bond hearing. This shift diminishes the necessity for predefined bond schedules. Additionally, the use of a bond schedule eliminates the ability to ensure that the type of bond and conditions of release shall be sufficient to reasonably ensure the appearance of the person as required and to protect the safety of the community while taking into consideration the individualized characteristics of each person in custody, including the person's financial condition. The court is unable to incorporate such tailored conditions and amounts into a bond schedule. The current bond schedules are based solely on the level of the offense. This contravenes the statutory demand that a bond schedule not be based solely on the level of offense. *See* § 16-4-103(4)(b), C.R.S. Accordingly, to address these deficiencies and promote fairness and effectiveness in our judicial process, all bond schedules in this district are hereby **RESCINDED**.

Any defendant arrested for violation of any act in Title 18 will be required to be held without bond pending an individualized bond hearing. This order does not eliminate the discretion of law enforcement to provide a summons for a defendant rather than taking them into custody when appropriate.

That said, section 42-4-1705, C.R.S., requires that the court provide a bail bond schedule for certain Title 42 matters. This section is specific to Title 42 matters and thus applies over other, more generalized sections. Accordingly, the Court issues the following unified bond schedule for Title 42 offenses:

Class 1 Traffic Offense	\$300 PR
Class 2 Traffic Offense	\$100 PR
Unclassified Title 42 Misdemeanor	\$2,000 Cash or Surety

Regardless of the above schedule, any defendant charged with any of the following offenses shall be held without bail pending an individualized bond hearing:

- Any offense under Title 42 causing or contributing to an accident resulting in injury or death to any person or property damage.
- DUI, DUI *per se*, or UDD.
- An offense other than a traffic infraction when the defendant refuses to accept service of the penalty assessment notice when it is tendered.
- Speeding by more than twenty-four miles per hour in a seventy-five mile per hour zone.

DONE and SIGNED this 16th day of April 2024, **EFFECTIVE, APRIL 22, 2024.**

BY THE COURT:



STEPHANIE M.G. GAGLIANO
Acting Chief Judge
Thirteenth Judicial District