

DISTRICT COURT SEVENTH JUDICIAL DISTRICT
ADMINISTRATIVE ORDER 96-05

BONDS AND RELEASE FROM CUSTODY POLICY

(Amended and Effective October 11, 2016)

WHEREAS, in the interest of fair and consistent management and handling of persons who are detainees or arrestees in the 7th Judicial District, there is a need for uniformity among the various jails and counties in the district with respect to bond procedures and jail release of said persons when they are placed in custody;

AND WHEREAS, in situations in which a person detained or arrested by law enforcement is intoxicated or incapacitated by alcohol and/or drugs and is clearly dangerous to the health and safety to himself/herself or others, it is desirable to utilize the provisions of §27-81-111, CRS and §27-82-107, CRS to implement the additional civil procedures for holding the person in protective custody for as long as it necessary to prevent injury to himself/herself or others or to prevent a breach of the peace.

NOW THEREFORE IT IS ORDERED, that all persons taken into custody in the 7th Judicial District on or after October 11, 2016, shall be held and processed in accordance with this Administrative Order and the bond Schedule attached as Schedule A to this Order. A high risk crime is defined in the attached schedule. Both the law enforcement officer who detains or arrests a person and the jail custodian where said person is held shall comply with the following guidelines governing administration of the bond schedule and the release of detainees and/or arrestees, to wit:

1. All bonds shall be cash or surety, unless otherwise ordered by a judge.
2. In addition to the other requirements for the posting of bond, any person arrested for a crime classified as felony by the Colorado Revised Statutes **SHALL NOT** be released from custody until such time as the individual seeking to be released has completed and signed the **WAIVER OF EXTRADITION AS A CONDITION OF BAIL BOND** pursuant to §16-4-103, CRS, JDF 231 which is attached as Form 1. Both law enforcement and bondsmen shall comply with this section as it relates to them.
3. No person shall be released under this bond schedule for any crime that is designated a domestic violence crime under §18-6-300.3, CRS. The bond amount and conditions shall be set by the court on advisement. No person shall be released on bond for any crime that alleges stalking or a sexual offense until they have appeared in court, have been advised and have signed a protection order.
4. No person shall be released under this bond schedule if he or she refuses to be fingerprinted, photographed, submit to DNA testing, or otherwise comply with booking procedures.
5. Because the danger posed to the arrestee and others, a person taken into custody who is under the influence of drugs may not be released under this bond schedule for a period of sixteen hours or until the arrestee is no longer visibly under the influence of drugs, whichever period is longer. An arrestee shall not be brought before a judge for a bond hearing until such person is no longer visibly under the influence of drugs. If the behavior of a person who is arrested or detained in custody for