

Denver County Court

City and County Building
1437 Bannock Street
Denver, CO 80202

Hon. Theresa Spahn
Presiding Judge

EXECUTIVE ORDER

APPROVING AND ADOPTING COMMAND PERSONAL RECOGNIZANCE BONDS WHEN NECESSARY TO RELIEVE OVERCROWDING IN THE DENVER DETENTION CENTER OR TO RESPOND TO A PUBLIC HEALTH EMERGENCY

The Denver County Court (DCC) recognizes that, at times, the Denver Jails may reach overcrowding situations, or a state or local disaster emergency may be declared, which impact operational and safety needs of the facilities. The Presiding Judge, with consent of the Denver County Judges sitting *en banc*, hereby authorizes the Denver Sheriff Department (DSD) to grant Command Personal Recognizance Bonds to defendants held in the custody of the DSD, under the following guidelines:

1. One of the following circumstances must exist:
 - a. The Denver Detention Center must be over capacity as determined by the Executive Director of Safety, or
 - b. The Governor has declared a State of Disaster Emergency that implicates a public health threat, or
 - c. The City is under a Local Declaration of Disaster Emergency that implicates a public health threat, AND
2. The scheduled bond for the offense is \$1,000.00 or less, or actual bond is set at \$1,000.00 or less,
3. The current charge is not a crime involving Domestic Violence, Assault, Wrongs to Minors, Child Abuse, Indecent Exposure, Unlawful Sexual Contact, or Threats,
4. No competency evaluation, pursuant to §14-49 D.R.M.C. or §16-8.5-102 C.R.S. has been ordered, and
5. The defendant has not failed to appear (FTA) on any prior Command PR Bond in the previous 24 months.

If all of the above conditions are met, a Command Personal Recognizance Bond (SD53) form must be completed, signed, and forwarded to the Denver County Courts by DSD. (See attached form)

Dated this 13th day of February, 2020

BY THE COURT:



Hon. Theresa Spahn
Presiding Judge
Denver County Court