

TWENTY-FIRST JUDICIAL DISTRICT, MESA COUNTY, COLORADO

---

ADMINISTRATIVE ORDER 06-06

---

This bond schedule replaces the schedule contained in the 1998 Administrative Order approved on January 7, 1999. It has the same purposes and is subject to the same limitations.

**A. Bond Not Allowed Without Judicial Authorization**

For the following offenses, bond is not authorized before a court appearance or without a specific order by a judge or bond magistrate: class one and two felonies; first and second degree sexual assault; sexual assault on a child by a person in a position of trust; sexual assault on a child; aggravated incest; incest; sexual exploitation of children; aggravated robbery; felony child abuse; domestic violence crimes as defined by §18-6-800.3, C.R.S.; felony kidnapping; felony arson; unlawful manufacture, dispensing, sale, distribution, or possession with intent to manufacture, dispense, sell or distribute a controlled substance; first or second degree assault; felony stalking; menacing with a deadly weapon; intimidating a witness; attempt or conspiracy to commit any of the foregoing; any crime of violence as defined by §18-1.3-406(2), C.R.S.; any felony committed while on parole or felony probation.

In addition, bond is not authorized before a court appearance or without a specific order by a judge or bond magistrate for a defendant who is intoxicated or who is threatening, violent, agitated or otherwise poses a credible threat of harm to himself or others (especially victims or witnesses) if released.

**B. Bond Schedule Offenses**

Except as otherwise provided in this order, a defendant arrested for a crime, traffic offense or petty offense within the Twenty-First Judicial District may be released after posting a cash, surety or property bond in the following amount:

class three felony crime of violence - \$60,000  
other class three felony - \$10,000

class four felony crime of violence - \$25,000  
other class four felony - \$7,500

class five felony and unclassified felony - \$3,000

class six felony - \$1,000

Notwithstanding the foregoing, when a defendant is arrested for a felony offense and there is credible information obtained from an identified source (including the defendant) that the defendant committed the offense while under the influence of methamphetamine or to obtain methamphetamine, whether or not the defendant is actually charged with a drug offense, bond shall be \$5,000 or the scheduled amount, whichever is greater.

For a defendant who has two or more prior felony convictions and is charged with a new class three or four felony, \$40,000 shall be added to the scheduled amount for the new charge. For a defendant who has two or more prior felony convictions and is charged with a new class five, six or unclassified felony, the scheduled bond amount will be \$10,000.00.

class one misdemeanor child abuse, third degree assault and sexual assault - \$1,000

other class one misdemeanors - \$750

class two misdemeanor involving a weapon - \$750

other class two misdemeanors - \$500

class three misdemeanors - \$200

class one misdemeanor traffic offenses

DUI: 1<sup>st</sup> offense - \$750; 2<sup>nd</sup> or subsequent - \$1,000

DWAI: 1<sup>st</sup> offense - \$500; 2<sup>nd</sup> or subsequent - \$750

other - \$500

class two misdemeanor traffic offenses -\$100

unlisted or unclassified misdemeanor - \$400

petty offenses - \$100

arrest under §42-2-138(1)(d)(I), C.R.S., for driving under restraint solely or partly resulting from conviction under §42-4-1301(1) or (2)(a), C.R.S. - \$10,000.

### **C. Other Provisions**

If a defendant is arrested for more than one crime, the amount of the bond will be the scheduled amount for the most serious charge.

Nothing in this order is intended to circumscribe the discretion of law enforcement officers to proceed by summons rather than arrest in appropriate circumstances.

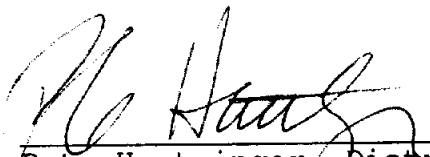
This bond schedule is not binding on the judges or bond magistrates, although it may be used as a guide. Judges and bond magistrates are encouraged to consider whether a lower bond amount or a personal recognizance bond, in conjunction with special bond conditions such as the use of a global positioning system device, electronic home monitoring, pretrial services supervision, day reporting, drug or alcohol testing or treatment, or other special conditions will be adequate to secure the defendant's attendance in court and to protect the public.

Mesa County Pretrial Services remains empowered in appropriate cases, as determined by the Pretrial Services evaluation instrument, to authorize the release of defendants charged with class four, five or six felony, misdemeanor and traffic offenses on a personal recognizance bond with pretrial services supervision, unless the defendant is not eligible for release before appearing before a judge or bond magistrate.

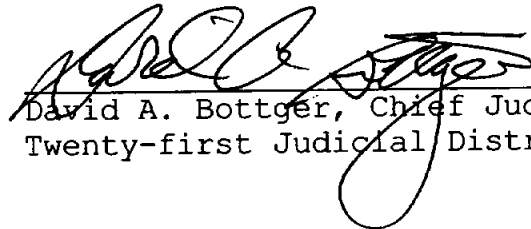
Approved this 7<sup>th</sup> day of July, 2006.

BY THE DISTRICT ATTORNEY:

BY THE COURT:



Pete Hautzinger, District Attorney  
Twenty-first Judicial District



David A. Bottger, Chief Judge  
Twenty-first Judicial District