



EL PASO AND TELLER COUNTY COMBINED COURTS  
FOURTH JUDICIAL DISTRICT, STATE OF COLORADO

---

CHIEF JUDGE ORDER 2022-11

RE: ADVISEMENTS PURSUANT TO HB 21-1280

HB 21-1280 became effective April 1, 2022. There has been a committee of stakeholders in the 4<sup>th</sup> Judicial District making recommendations concerning the implementation of HB 21-1280. The focus of HB 21-1280 is to ensure that individuals arrested for a crime are provided a timely and individualized setting of bond. Under HB 21-1280 defendants in custody who have not had their bond already set by a judge have the right to a bond hearing within 48 hours of their entry into the jail. In order to meet the requirements of HB 21-1280, the 4<sup>th</sup> Judicial District orders the following:

- 1. Bond hearings will be held on Saturdays starting at 5:00 p.m. for El Paso County cases and at 7:00 p.m. for Teller County cases.** Any person arrested (and arriving at a jail or holding facility between Friday at 10:00 a.m. and 3:00 p.m. on Saturday) on a warrant where no bond has been set or on a warrant issued for the failure to attend bonded advisements has the right to a bond hearing Saturday at 5 p.m. for El Paso County cases and at 7:00 p.m. for Teller County cases. At the Saturday hearing, the Court will make individualized determinations to set bond. The Court will also issue protection orders when appropriate.
- 2. Defendants arrested in other jurisdictions over the weekend who have charges in the 4<sup>th</sup> Judicial District and have not had bond set** will also appear virtually at 5:00 p.m. on Saturdays for El Paso County cases and at 7:00 p.m. for Teller County cases before our magistrate and representatives of our Public Defender's and District Attorney's

Offices. At these hearings, the Court will set individualized bonds and issue appropriate protection orders for those with local charges but arrested outside the 4<sup>th</sup> Judicial District.

3. **During the work week, bond hearings for individuals charged in El Paso County** but held in another jurisdiction will be in Division VID at 2:30 p.m. Monday through Friday.
4. **During the work week, bond hearings for individuals charged in Teller County** but held in another jurisdiction will be in Division T at 1:00 p.m. Monday through Thursday and at 11 :45 a.m. on Friday, except when the courthouse is closed due to a holiday. In that instance, the advisement will be in El Paso County Division VID at 2:30 p.m.; cut-off for delivery of advisement packets is at 12:00 p.m.
5. **The El Paso and Teller County Sheriff's Offices will facilitate bond hearings for detainees arrested in their jurisdictions who have warrants and pending charges in other jurisdictions (and have not had bond set).** Those hearings will be held virtually. The times and links for those hearings will be provided to the detention centers across Colorado via SharePoint.
6. **There are specific offenses and situations wherein bond may not be set within 48 hours of arrest.** These include, but are not limited to, First Degree Murders, Community Corrections Warrants, Parole Violation Warrants, and post-conviction cases.
7. **All persons arrested and jailed in the 4<sup>th</sup> J.D., including those who are arrested on warrants issued in other judicial districts, will receive an advisement pursuant to C.R.C.P. 5.**
8. **In addition, if bond has already been set in a Victim Rights Amendment case prior to arrest,** any subsequent bond reduction hearing will need to comply with the VRA.

DONE AND SIGNED ON THIS 26<sup>th</sup> DAY OF APRIL, 2022.



WILLIAM B. BAIN

Chief Judge

Fourth Judicial District