

DENVER COMMUNITY CORRECTIONS BOARD

Subject: Criteria for acceptance of proposed Diversion and Transitional

Supersedes: All previous policy statements governing placement criteria for Denver Community Corrections Program

The following criteria are used to determine the review body for a person sentenced or assigned by a Court of the State of Colorado or recommended for community placement by the Colorado Department of Corrections (DOC) or Division of Youth Corrections (DYC). Violation of the criteria indicates review by either the Full Board or Screening Committee and does not indicate a rejection.

Transition Referrals*

Full Board:

1. Persons currently or previously convicted of any felony offense involving the use or threatened use of a deadly weapon within three years of the most recent conviction.
2. Persons currently or previously convicted of any criminal offense, the underlying factual basis of which involved a sex-related criminal offense.
3. Persons currently or previously convicted of felony involving child abuse.
4. Persons currently or previously convicted of arson or felony involving burning.
5. Persons currently or previously convicted of any acts instrumental in causing serious bodily injury or death. (OR ANY PRESENT FELONY) offense involving domestic violence or intimidation of a witness.

Screening Committee:

6. Persons referred directly to a non-residential community correctional program without first being placed in a residential system.
7. Persons referred by the Colorado Department of Corrections/Parole Board that are not serving active sentences in the CDOC from either the 1st, 2nd, 17th, 18th, or 20th Judicial District.
8. Persons currently or previously convicted of any felony offense involving the possession of a deadly weapon within three years of the most recent conviction.
9. Persons currently convicted of a DF1.
10. Persons previously convicted of felony escape from a correctional institution or correctional program within three years.
11. Persons who have parole revoked within the preceding three years for the commission of a new crime, excluding all misdemeanors and city ordinance violations involving property crimes. There shall be no time limitation for parolees revoked for the commission of a new crime involving violent behavior or the use of a weapon.
12. Persons convicted of a felony while on escape status, while on parole, or under correctional supervision (excluding probation supervision) within the preceding three years.
13. Persons whose criminal history, correctional performance or treatment diagnosis demonstrate a history of violent, assaultive and/or disruptive behavior.

Administrative Acceptance:

Persons who do not violate aforementioned criteria.

*Transition referrals to a residential program, within 15 months of Mandatory Release Date who do not violate criteria 1, 2, 3, 4 or 5 and have an active 2nd JD case and a viable Denver Parole plan are deemed acceptable for residential placement upon acceptance of the community corrections program. A viable Parole plan is defined as a plan that includes housing and community support where support person has a Denver address that has been verified by DOC (excluding community-based organizations).

DENVER COMMUNITY CORRECTIONS BOARD

Diversion Referrals

Full Board:

1. Persons currently or previously convicted of any criminal offense, the underlying factual basis of which involved a sex-related criminal offense.

Screening Committee:

2. Persons currently or previously convicted of any felony offense involving the use or threatened use of a deadly weapon within three years of the most recent conviction or Persons currently or previously convicted of any felony offense involving the possession of a deadly weapon within three years of the most recent conviction.
3. Persons currently or previously convicted of felony involving child abuse.
4. Persons currently or previously convicted of arson or felony involving burning.
5. Persons currently or previously convicted of any acts instrumental in causing serious bodily injury or death. (OR ANY PRESENT FELONY) offense involving domestic violence or intimidation of a witness.
6. Persons charged with felony offense(s) who have not yet entered a plea, or, who have entered a “not guilty” plea and await trial or other judicial proceedings, (except those persons who have formally agreed to the terms of “deferred” prosecutions and/or judgment will be eligible.)
7. Persons referred directly to a non-residential community correctional program without first being placed in a residential system.
8. Persons assigned to Community Corrections by the Court, after having previously absconded/escaped from a community correction facility or program within the preceding year.
9. Proposed diversion placements adjudicated in a Court other than the Second Judicial District Court, excluding persons who have been reviewed and accepted by Peer I or the Haven. Persons who have been adjudicated in a Court other than the Second Judicial District Court and reviewed and accepted by Peer I or the Haven and the community corrections board in the sentencing JD, will be administratively accepted.
10. Persons currently convicted of a DF1.
11. Persons previously convicted of felony escape from a correctional institution or correctional program within three years.
12. Persons who have parole revoked within the preceding three years for the commission of a new crime, excluding all misdemeanors and city ordinance violations involving property crimes. There shall be no time limitation for parolees revoked for the commission of a new crime involving violent behavior or the use of a weapon.
13. Persons convicted of a felony while on escape status, while on parole, or under correctional supervision (excluding probation supervision) within the preceding three years.
14. Persons whose criminal history, correctional performance or treatment diagnosis demonstrate a history of violent, assaultive and/or disruptive behavior.

Administrative Acceptance:

Persons who do not violate aforementioned criteria.

DENVER COMMUNITY CORRECTIONS BOARD

Condition of Parole Referrals

Screening Committee:

1. Persons currently or previously convicted of any criminal offense, the underlying factual basis of which involved a sex-related criminal offense.
2. Person currently or previously convicted of arson or felony involving burning.
3. Persons currently convicted of Class 1 or 2 felony convictions.
4. Persons that are not serving active sentences from the 2nd Judicial District.
5. Persons with a new criminal conviction.
6. Persons directly referred from an institution.

Administrative Acceptance:

Persons who do not violate aforementioned criteria.

Referrals to Intensive Residential Treatment (IRT)

Diversion: refer to Diversion Criteria

Transition: refer to Transition Criteria

Condition of Probation: Administrative Acceptance

Out of County Transition and Condition of Parole: Administrative Acceptance if the person is returning to residential program or parole placement in the metro area.