



August 8 2007

All Law Enforcement Users of the Weld County North Jail Complex:

The North Jail census spiked to 142% of planned capacity the morning of August 8 2007 and the census was expected to increase during the day as several transfers of local offenders from other jails were scheduled. Crowding of this intensity is a crisis and compromises the ability to effectively manage overall facility safety and security.

As a result, bookings will be restricted to only certain types of charges until the crisis abates. Effective August 9 2007 at 0600 hours, offenders in custody for the following reasons will **not** be accepted at the North Jail until further notice:

- Civil emergency commitments, i.e. 25-1-310 Emergency Commitment-Alcohol, 25-1-1106 Emergency Commitment-Drugs, 27-10-105 Emergency Commitment-Mental Health. These shall be diverted to a licensed treatment facility or emergency medical facility.
- Adult parolees supervised by the Colorado Department of Corrections or juvenile parolees supervised by the Colorado Division of Youth Corrections solely on the basis of a technical violation of terms and conditions of parole. A criminal charge is required prior to acceptance.
- Paragraph 6, EMERGENCY RELEASE, of the intergovernmental AGREEMENT FOR MUNICIPAL JAIL SERVICES is enforced prior to booking. Violators charged only with a municipal ordinance violation, an outstanding municipal court warrant or municipal sentencing order will NOT be accepted.
- Petty offense(s) (Including lesser Title 42 offenses)
- Misdemeanor arrests **without arrest warrant** unless Colorado Revised Statutes impose a duty to arrest, i.e. acts of domestic violence, or the underlying facts involve a sex offense or any offense against a child
- Non-violent felonies **without arrest warrant**. Examples of warrantless felony charges that **WILL** be accepted are as follows:
 - Class 1, 2, 3 or unclassified with maximum penalty of more than ten years
 - Offenses involving the use, threatened use or possession of a deadly weapon
 - Offense resulted in serious bodily injury or death to any person
 - Felony offenses involving any of the following:
 - Any crime against an at-risk adult or at-risk juvenile; or,
 - Murder; or
 - First or second degree assault; or
 - Kidnapping; or,
 - A sexual offenses pursuant to Title 18, Article 3, Part 4; or,
 - Any felony sexual offense in which the defendant caused bodily injury to the victim or in which the defendant used threat, intimidation or force against the victim; or,
 - Aggravated robbery; or,
 - First degree arson; or,
 - First degree burglary; or,

Sheriff John B. Cooke

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- Escape; or,
 - Criminal Extortion; or,
 - Threatened act of domestic violence as defined in §18-6-800.3, as amended; or,
 - There is reasonable ground to believe the defendant will harass, molest, intimidate, retaliate against, tamper with, contact or have direct or indirect communication with any victim, reporting party(ies) or witness(es) to the offense charged.

Implementation of the booking restriction was delayed to give users notice and allow adjustments. Restrictions are likely to be required periodically for the next several months until additional capacity is available in February.

From this point forward, the Communications Center will be notified when the booking restrictions are enacted and relaxed to expedite timely notice. Your cooperation is appreciated.

Sincerely,

Sheriff John Cooke
by Bureau Chief Rick Dill