

TWENTY SECOND JUDICIAL DISTRICT in and for DOLORES AND MONTEZUMA COUNTIES STATE OF COLORADO	
ADMINISTRATIVE ORDER 2025-05 UPDATED JUVENILE DETENTION SCREENING PROTOCOL FOR THE 22ND JUDICIAL DISTRICT	

WHEREAS, it is necessary to have a uniform screening process to determine the appropriateness of juveniles for detention placement and that such screening process requires adherence to state guidelines, the Court adopts this updated protocol.

This order supersedes Administrative Order 2025-02, which was ordered on January 24th, 2025, and herein rescinded.

This document reflects changes being made to the 22nd Judicial District Juvenile Detention Screening Protocol ("Protocol") effective immediately; and shall be considered official policy regarding the circumstances in which youth are screened for detention, and the process for determining if youth should be held in detention or released.

I. Purpose

The purpose of this Protocol is to outline the juvenile detention screening procedures for youth in the 22nd Judicial District. This Protocol shall address 1) the circumstances under which youth shall and shall not be screened for detention; and 2) the process for screening juveniles to determine whether they should be held in detention or released.

II. Intake Screening

The Chief Judge of the 22nd Judicial District has appointed the Colorado Youth Detention Continuum/SB94 office for the 22nd Judicial District ("CYDC") as the Screening Team responsible for detention screenings, detention bed management, release recommendations, community supervision and case management. Currently, CYDC has a contract with the Jefferson County Juvenile Assessment Center ("JCJAC"), ("Screening Center") to perform juvenile intake screenings using the Colorado Youth Detention Screening Instrument ("CYDSI") and this Protocol 24 hours per day/7 days a week by telephone.

Law Enforcement Agencies ("LEA") within Montezuma and Dolores Counties shall:

- Immediately contact the juvenile's parent/legal guardian to notify them that the juvenile is in custody and direct them to the appropriate law enforcement agency to participate in the intake screening.

- If a parent or legal guardian cannot be reached, the Screening Center shall still conduct the intake screening with the juvenile. The Screening Center and law enforcement shall continue to try and contact the parent/legal guardian. If they cannot be located, or they are unable to participate in the detention screen within one hour, the detention screen will be finalized without parental participation. If parent/legal guardian cannot be reached after the screen is completed, refer to section II.C.
- Call JCJAC at 720-497-7770 and inform them that a juvenile is in custody, is being charged with one of the offenses listed below, and is in need of a detention screening.
- LEA shall then provide:
 - Youth Name
 - DOB
 - Purpose of Screen (New arrest/charges, warrant)
- Fax to 720-497-7791 or scan to the email address provided by screener:
 - Copy of warrant and/or affidavit
 - Officer's name and contact information
 - Parent/guardian contact information
- JCJAC will conduct a detention screening over the phone.
 - **Mitigation:**
 - **Mitigation determination on the CYDSI Decision Tree will not be determined by the JCJAC at this time. If the law enforcement officer believes there are community-based alternatives to detention that can mitigate risk of harm or risk of flight, the arresting officer may contact the On-Call Judge to request those alternatives be in place and the juvenile not be detained. The On-Call Judge will determine whether mitigation is appropriate at that time. If mitigation is appropriate, the On-Call Judge will complete the Judicial Override for Detention Screen Form listing requirements of community supervision, and the law enforcement officer will complete the juvenile and guardian information sections on the form. The juvenile and guardian will then sign and receive a copy of the form.**
- JCJAC will notify LEA of the results of the detention screen.

For purposes of deciding on whether a juvenile must be screened by the Screening Center, law enforcement shall use the highest possible charge for which the officer has probable cause to arrest the juvenile.

A. Offenses for which screenings are mandatory are:

- Class 6 Felony or higher;
- Any Sex Assault offense;
- Any offense that alleges the use or threatened use of a weapon/firearm;

- Probation Authorization/Hold;
- District Court Warrant from any jurisdiction;
 - Warrants with Personal Recognizance Bonds that are from jurisdictions other than the 22nd JD will need to be screened for detention. (For 22nd JD PR Bonds, see section B below).
- Out of State Runaways (*i.e. - persons within the juvenile jurisdictional age limit established by the home state who (1) have voluntarily left their residence without permission of their legal guardian or custodial agency or (2) refuse to return to their residence as directed by their legal guardian or custodial agency, but who may or may not have been adjudicated.*)

B. Screening intakes shall not be conducted for the following:

- Misdemeanors that do not include the use or threatened use of a weapon/firearm (see Section C for Discretionary Screening & section V regarding issuance of Promise to Appear by Law Enforcement);
- In-State Runaways;
- Status or Petty offenses;
- Truancy cases;
- Municipal or County Court Warrants or Cases; or
- 22nd JD District Court Warrants that have a Personal Recognizance bond.
- Youth ages 10-12 may **not** be screened for detention or held on a warrant unless they are originally charged or adjudicated with a felony or a weapons charge pursuant to C.R.S. §§ 18-12-102, 18-12-105, 18-12-106 or 18-12-108.5.

***A juvenile with a warrant with a Personal Recognizance bond out of the 22nd JD may turn themselves into the Montezuma County Jail or the Montezuma County Combined Courthouse during business hours to complete bond paperwork and receive a new court date.**

- C. Discretionary Screening: Law enforcement and judicial staff may, at their discretion, request a screening for any offense that constitutes a delinquent act if they have reason to believe the juvenile may pose a substantial risk of serious harm to others or a substantial risk of flight from prosecution and community-based alternatives to detention are insufficient to reasonably mitigate risk. Any screens completed will automatically involve CYDC Supervision for the juvenile.
- D. If parent/legal guardian cannot be reached after detention screen: If the juvenile screens to secure detention, CYDC will then continue best efforts to contact the parents/legal guardian upon receiving contact information. If the juvenile screens to home detention/release and neither the parent/legal guardian nor a responsible adult can be reached, law enforcement will notify the appropriate County Department of Human Services to initiate a transfer of custody of the juvenile to the County Department of Human Services.

Once the screening has been concluded, the Screening Center will complete all appropriate paperwork, which includes the CYDSI and CYDSI Facesheet, and shall scan the paperwork as soon as possible to CYDC and to Grand Mesa Youth Services Center ("GMYSC") if the youth is detained. CYDC will then forward all paperwork to the local Public Defender's Office, the District Attorney's Office, and the Juvenile Judge's clerk upon receiving the paperwork. A copy of all signed paperwork should also be provided by law enforcement to the parent/legal guardian of the juvenile.

E. Judicial Approval/Overrides

The 22nd Judicial District Juvenile Judge shall be contacted by the JCJAC for all overrides/approvals. If the override/approval is requested outside of business hours, the On-Call Judge may be contacted. Overrides/approvals are to address:

- Any request by law enforcement for mitigation to be considered.
- Any request by the Screening Center for an override on the results of the CYDSI and/or this Protocol.
- Release of the juvenile to an adult other than the parent/legal guardian.
- In the case of an invalid screen, whether the youth will be detained or released to a parent/legal guardian.

If the Juvenile Judge or the On-Call Judge requests more information they can be given contact information for the law enforcement officer on the case or CYDC Coordinator.

The 22nd Judicial District does not currently have staff secure (Level 2 on the CYDSI) as an option for placement. If placement is not available at the level indicated by the CYDSI, the Screening Center shall determine the next most appropriate level for placement and shall contact the Juvenile Judge for a judicial override/approval if necessary.

III. Secure Detention

If the juvenile screens into secure detention, the youth will be held in custody of the arresting law enforcement agency until they can be transported to GMYSC along with a copy of their paperwork for admission. The maximum amount of time the juvenile can be held by law enforcement, including travel time, is 6 hours. **The detaining agency will arrange transport.** The Juvenile Court shall use its best efforts to schedule a detention hearing within 24 hours of the juvenile being detained, excluding weekends and court holidays. Under no circumstances shall the juvenile be held in the temporary juvenile holding facility for a period exceeding 48 hours, excluding weekends and court holidays.

IV. Home Detention/Release

If the juvenile does not screen into secure detention, law enforcement shall complete a Promise to Appear ("PTA") and provide a copy to the youth and parent/guardian before the victim information is filled out. The PTA is considered a Court Order and as such the juvenile and parent/legal guardian shall be subject to contempt sanctions if any violations occur. Law

enforcement shall notify the juvenile and parent/legal guardian of potential penalties for violating these orders.

Law enforcement shall then send a copy of the PTA to the JCJAC before sending a copy to the District Attorney's Office along with an affidavit or incident report.

The District Attorney's Office will forward the PTA and affidavit or incident report to CYDC and the Juvenile Court Clerk by the next business day to open a case.

Additionally, CYDC supervision is immediately required and herein ordered for all juveniles who are screened, but do not screen into detention. The CYDC Case Manager is herein given discretion to set the terms and level of supervision.

The JCJAC shall immediately send the CYDSI, PTA, and affidavit/incident report to all required parties listed in section II. JCJAC will also provide the parent/guardian with the 22nd JD CYDC Case Manager's contact information (CYDC phone – 970.529.6472)

V. Promise to Appear Issued by Law Enforcement

Law enforcement is permitted to issue a Promise to Appear ("PTA") to the juvenile and his/her parents or legal guardians for the following offenses:

- **Class 1 or 2 Misdemeanors that do not involve the use or threatened use of a weapon/firearm; DV Offenses; Misdemeanor Traffic; or Petty offenses.**

When a PTA is issued by law enforcement, an intake screening will not be conducted. Law enforcement shall complete a PTA and provide a copy to the youth and parent/guardian before the victim information is filled out. The PTA is considered a Court Order and as such the juvenile and parent/legal guardian shall be subject to contempt sanctions if any violations occur. Law enforcement shall notify the juvenile and parent/legal guardian of potential penalties for violating these orders. Law enforcement shall scan a copy of the PTA and affidavit or incident report to the District Attorney's Office.

The District Attorney's Office will forward the PTA and affidavit or incident report to CYDC and the Juvenile Court Clerk by the next business day to open a case.

If law enforcement believes additional services or supervision is necessary, they may contact the On-Call Judge to request CYDC Supervision be ordered alongside the PTA. The law enforcement officer will send the CYDC Referral with Promise to Appear Form to the On-Call Judge for determination of the necessity of CYDC Supervision. The On-Call Judge will send the completed form to CYDC Coordinator and the Clerk's Office.

VI. Juvenile Mental Health/Intoxication

A. Imminent Risk of Suicide by Juvenile

In the event the juvenile is determined at any point to be at imminent risk for suicide by law enforcement, the intake screening will cease, and the juvenile shall be transported by law enforcement to Southwest Memorial Hospital ("SMH") for a Mental Health Evaluation. If the juvenile meets the statutory criteria for a 72-hour Mental Health Hold, CYDC shall be contacted by SMH and will monitor the situation and advise all of the parties on next steps.

If, however, the juvenile has received a medical clearance by SMH, law enforcement shall transport the juvenile back to the law enforcement agency and the intake screening process shall resume with the Screening Center.

B. Intoxication of Juvenile

In the event the juvenile is under the influence of drugs or alcohol, law enforcement shall contact SMH for a medical clearance. Once the juvenile is medically released, law enforcement will transport the juvenile back to the law enforcement agency and the intake screening process shall resume with the Screening Center.

VII. Borrowing Detention Beds

The 22nd Judicial District has been allocated 2 detention beds at Grand Mesa Youth Services Center. In total there are 22 detention beds allocated to the districts in the Western Region. CYDC districts in the Western Region have agreed that if one district has all allotted beds occupied when they get another intake, such district can automatically borrow an open bed from another district. If detention beds are full or close capacity, CYDC Coordinators will create Emergency Release Plans or coordinate with another district to continue borrowing their bed.

VIII. Emergency Release

CYDC will maintain an on-going list of juveniles with the lowest risk for consideration of emergency release when all the 22nd Judicial District's detention beds are full. The Juvenile Judge, GMYSC and the JCJAC will be notified by CYDC of the emergency release plan if all 22nd Judicial District's beds are full and there are no available beds to borrow. If an emergency release needs to occur, CYDC will request an Order for a Personal Recognizance Bond and set up transport. If a bed is not immediately available, law enforcement shall be required to retain the juvenile in their custody until a bed is available.

- GMYSC is allocated 3 additional emergency beds that are available on a first come first served basis. An available emergency detention bed within a judicial district's catchment area may be used by a judicial district in the catchment area if:
 1. The juvenile who is being detained meets the criteria for detention pursuant to C.R.S. 19-2.5-303 and 19-2.5-304.
 2. The DYS detention facility(s) in which the judicial district's beds are located are all being utilized.
 3. There are no beds available in the catchment area.

4. All beds allocated to the judicial district are being utilized by the judicial district.
5. Services to mitigate the juvenile's substantial risk of harm to others or the juvenile's risk of flight from prosecution are unavailable.

Criteria for the use of an emergency bed will be confirmed by the CYDC Coordinator and CYDC State-Wide Detention Bed Manager.

Once the criteria, with exceptions, are no longer met, the juvenile may be placed in a non-emergency detention bed. C.R.S. 19-2.5-1407.3 (4) (III).

IX. Victim Notification

If there is a victim involved in the alleged offense, the GMYSC shall notify the victim as required by current Victim Notification laws and regulations. GMYSC is not required to provide victim notification in the event of an emergency release during which time, the District Attorney will provide such notice. If the victim has questions regarding notification or the case, they shall be directed to contact the District Attorney's Office at 970.565.3788

SO ORDERED this 12th day of November, 2025

A handwritten signature in black ink, appearing to read 'Todd J. Plewe', is written over a horizontal line.

Todd J. Plewe, Chief Judge
22nd Judicial District

cc: Grand Mesa Youth Services Center
22nd Judicial Probation
22nd Judicial SB94/CYDC Pre-Trial Services
All Law Enforcement Agencies, 22nd Judicial District
Judges and Magistrates, 22nd Judicial District