SB10 Reporting Requirements

Judicial Council, Courts and Pretrial Services

1320.23(a) PC Warrants

Indicate on the face of the warrant if the defendant should be:

- *booked and released*
- *detained for an initial review*
- *detained pending arraignment*
- *or detained pending a hearing on the violation of supervision.*

1320.24(b) PC Court Reporting

Courts shall submit data twice a year to the Judicial Council. Data will include, but not be limited to, the number of incidences in which individuals are:

Assessed using a validated risk assessment tool, and the risk level of those individuals.

Released on OR or Supervised OR pursuant to:

1320.10(b) PC - Low Risk	*1320.10 (c) PC – Medium Risk*	*1320.13 (after prearraignment review, disaggregated by risk level)*

Detained at:

Arraignment, by risk level	*Pretrial Detention Hearing, by risk level*

Released pretrial on own recognizance or on supervised own recognizance release who:

Fail to appear at a required court appearance.

Have charges filed for a new crime.

Considered for release or detention at a preventive detention hearing.

Courts may require the entity providing pretrial assessment services to report the data to the Judicial Council, where appropriate.

Filings and Forms

- *Pretrial Risk Assessment filed – Risk Level: Low Risk*
- *Pretrial Risk Assessment filed – Risk Level: Medium Risk*
- *Pretrial Risk Assessment filed – Risk Level: High Risk*

- *Release on Own Recognizance pursuant to PC 1320.10(b) – Low Risk*
- *Release on Own Recognizance pursuant to PC 1320.10(c) – Medium Risk*
- *Release on Own Recognizance pursuant to PC 1320.13 – Low Risk (APR)*
- *Release on Own Recognizance pursuant to PC 1320.13 – Medium Risk (APR)*

Motion for Preventive Detention filed (PC 1320.18)

Motion to Reopen Preventive Detention Hearing (PC 1320.21(a))

Reporter's Transcript of Preventive Detention Hearing filed (PC 1320.20(d)(2))

Request for Warrant for violation of condition(s) of Pretrial Release

Hearing Types

Pre-Arraignment Review Hearing

Preventive Detention Hearing (PC 1320.19)

Minute Orders

The court finds the person appropriate for prearraignment release

The court orders defendant detained pending preventive detention hearing. Reasons for Detention stated for the record are as follows:
_____ (PC 1320.18(d))

The court finds there is not a sufficient basis for detaining the defendant

The court finds there is a substantial likelihood that no condition or combination of conditions of pretrial supervision will reasonably assure public safety or the appearance of the person as required.

- *The court orders modification of the conditions of release as follows: **
- *Defendant personally waives right to continuous preventive detention hearing (PC 1320.19(c))*
- *Victim appeared and addressed the court.*
- *Victim not present*
- *Victim comments submitted and made part of the record (PC 1320.19(g))*

- *Detained at arraignment*
- *Detained at pretrial detention hearing*
- *Release after FTA while on pretrial O/R*
- *Released after new charged filed while on pretrial O/R*

- *Bench warrant ordered for FTA after Pre-Trial Release pursuant to PC 1320 (all three)*

Minimum conditions of own recognizance release agreement:

(1) A promise to appear at all times and places, as ordered by the court.

(2) A promise not to depart this state without the permission of the court.

(3) Agreement to waive extradition if the person fails to appear as required and is apprehended outside of the State of California.

(4) Acknowledgment that he or she has been informed of the consequences and penalties applicable to violation of these conditions of release.

(5) Agreement to obey all laws and orders of the court.

1320.24(d) PC Annual Report to JC

(1) Whether the court conducts prearraignment reviews pursuant to Section 1320.13.

(2) The estimated amount of time required for making release and detention decisions at arraignment and preventive detention hearings.

(3) The validated risk assessment tool used by Pretrial Assessment Services.

1320.7(k) PC

The assessment tools shall be demonstrated by scientific research to be accurate and reliable in assessing the risk …and minimize bias.