Rule 3-116. Pretrial Release and Supervision Committee.

Intent:

To study and make recommendations to the Judicial Council concerning pretrial release and supervision practices.

Applicability:

This rule shall apply to the judiciary.

Statement of the Rule:

The committee shall study pretrial release and supervision practices, and make regular reports and recommendations concerning those practices to the Judicial Council.

(1) Duties of the committee. The committee shall:

(1)(A) work to implement the recommendations of the Report to the Utah Judicial Council on Pretrial Release and Supervision Practices;

(1)(B) study and make recommendations regarding pretrial release and supervision generally, including the following:

(1)(B)(i) studying current pretrial release and supervision practices, the efficacy of such practices, and making recommendations for changes to those practices as necessary;

(1)(B)(ii) developing and recommending written guidelines to the Judicial Council to be used for setting financial and non-financial conditions of pretrial release;

(1)(B)(iii) assisting and advising counties on implementing a statewide pretrial risk assessment tool and developing procedures for distributing the assessment results to judges;

(1)(B)(iv) assisting and advising counties to develop pretrial supervision programs;

(1)(B)(v) determining what pretrial release and supervision data are necessary to accurately assess pretrial release and supervision practices, and making recommendations on how pretrial release and supervision data collection practices can be improved including which organizations should collect the data and how it should be collected;

(1)(B)(vi) recommending training for judges, lawyers, and other stakeholders on pretrial release and supervision practices;

(1)(B)(vii) recommending, if necessary, appropriate statutory and rule changes; and

(1)(B)(viii) providing ongoing monitoring and assessment of Utah's pretrial release and supervision practices; and

(1)(C) on an annual basis, the committee shall report its progress to the Judicial Council.

Effective: 12/14/2015