

**AN INITIAL ANALYSIS OF THE EFFECT OF HB206 ON THE CUSTODY STATUS OF FELONY DOMESTIC VIOLENCE AND OTHER FELONY CASES BOOKED AT THE SALT LAKE COUNTY JAIL**

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HB206 has only been in effect since October 2020 yet some clear trend lines are visible with respect to the impact of HB206 on the pretrial custody status of felony domestic violence and other serious cases.

**For 1st degree felonies and other serious cases, the net effect has been that pretrial release is less likely in those categories of cases.**

Prior to HB206, the courts set bail according to a standard bail schedule. Under that framework, individuals charged with serious and violent offenses could secure release by bonding out on the high bail amounts associated with the severity level of their booking.

For example, pre-HB206:

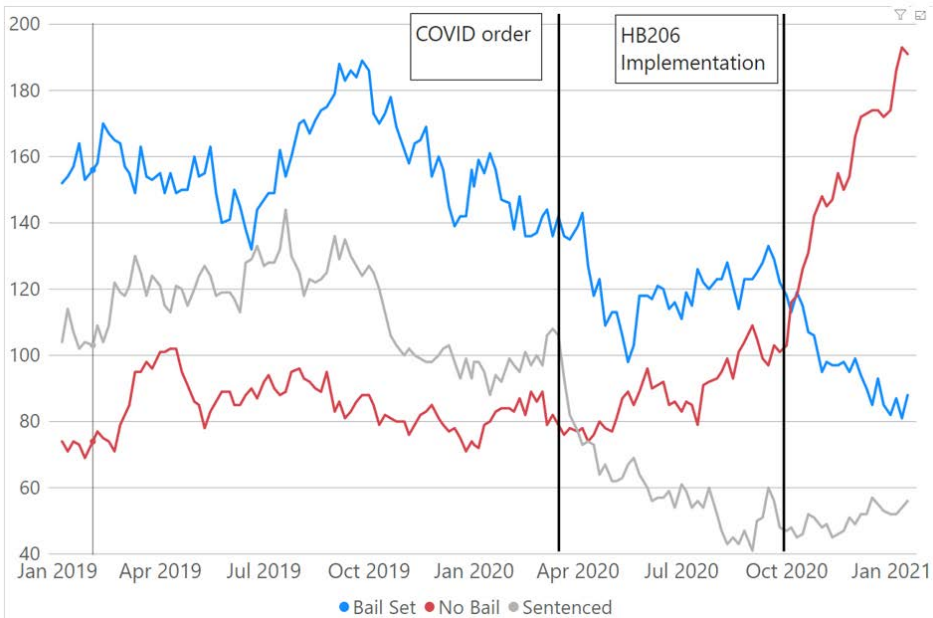
- Case # 191401782. 8 distinct felony filings in 2019, including 6 in a 3- month period. Every case alleged assault or stalking against the same victim. In each subsequent case, the bail amount was further increased, the defendant bails on each increased amount, and is released on each case.
- Case # 191904618 - 5 prior convictions of DV against same victim, active protective order in place. Aggravated assault against same victim (ex-wife) with children present. 100K bond paid by commercial bond company after 3 days in jail.
- Case #191402694 – alleged gang member, attempted murder case, released on 500K bond, less than 24 hours after booking by commercial bail bond company. Rebooked 6 months later for witness tampering, against the witnesses in the murder case.

**HB206 moved pretrial release decision-making away from a standard bail schedule tied to charge type, and instead requires an individuated inquiry on the pretrial conditions appropriate for each case.** Since HB206: (The below metrics compare the 3 months since HB206 implementation against 3 months prior)

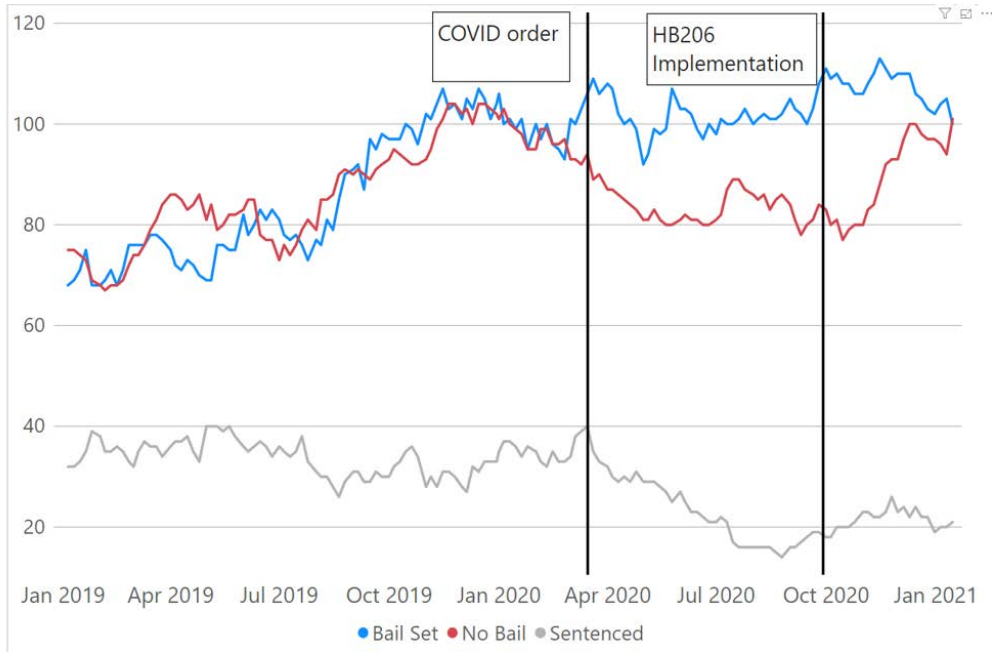
- The percentage of individuals who bonded out on Felony Domestic Violence cases has dropped by 38%.
- The percentage of people individuals who bonded out on Felony Domestic Violence cases within one week of booking dropped by 41%
  - Our review identified 11 cases of someone with an F1 Rape charge who bonded out within a week from July-September 2020. That dropped to 1 case in October-December 2020.
- The percentage of first-degree felony bookings that were released within 7 days dropped from 33% to 16%.

For those charged with Felony Domestic Violence offense, Felony Sex Offenses, Weapons Offenses, and those charged with any type of Felony 1 charges, the number of individuals subject to no bail holds has increased significantly since HB206 went into effect on October 1, 2020.

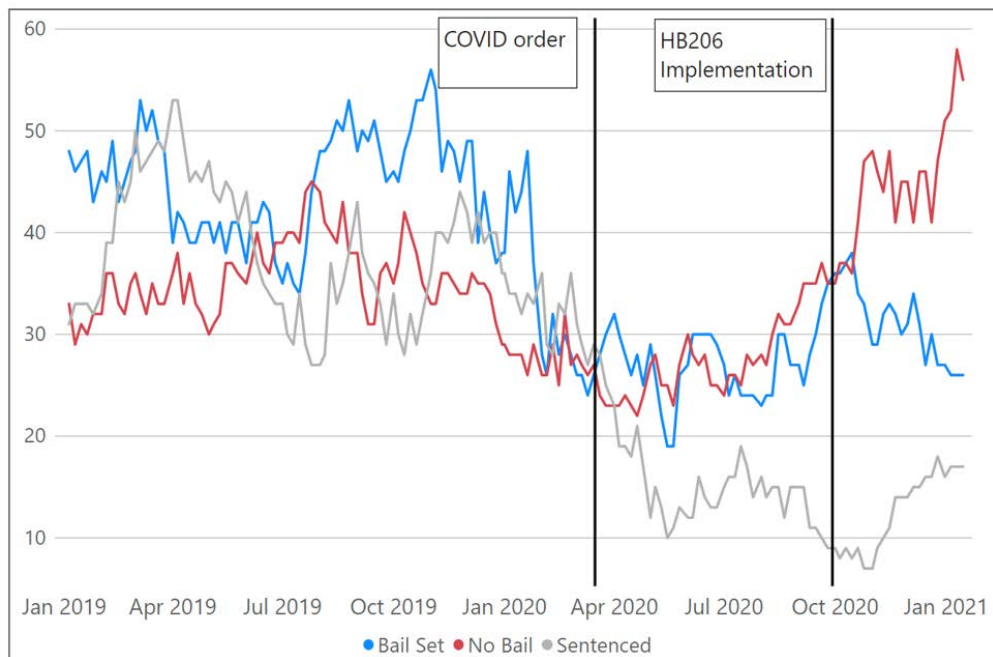
**Felony Domestic Violence Cases:**



**Felony Sex Offense Cases:**



**Weapons Charges**



### All 1<sup>st</sup> Degree Felonies

