



Inmate Processing Fee

Denver Sheriff Department – Sheriff Patrick Firman
Safehouse Council Committee Presentation
November 14, 2018

Presentation Goals:

- Provide an overview of current inmate processing fee structures within the Denver Revised Municipal Code
- Review proposed changes and budget impacts

Reason for Action:

- Internal review of policies, procedures and fees to determine all fees assessed to inmates and associated impacts
- Identified areas of improvement that align with achieving better outcomes for individuals

DRMC Reference – Processing Fee

Denver Revised Municipal Code

Sec. 53-514. Imposition of fee for committing and discharging convicted inmates to and from the county jail.

Consistent with the provisions of C.R.S. § 30-1-104(1)(n), the director of corrections and undersheriff shall charge a processing fee of thirty dollars (\$30.00) (the "fee") to each convicted inmate committed or discharged from the county jail, provided that:

- (1) The fee shall be collected directly from each inmate at the time of commitment to the county jail; and
- (2) The collected fee shall be refunded to any inmate who is not convicted, as defined herein, or against whom all charges, any of which formed the basis, in whole or in part, upon which the inmate was committed to the county jail, are dismissed by the court.

Sec. 53-515 Utilization of annual revenues generated from fee for committing and discharging convicted inmates to and from the county jail.

The revenues generated annually from the fee for committing and discharging convicted inmates authorized pursuant to [section 53-514](#) above shall be distributed as follows:

- (a) The city shall expend an amount equal to twenty (20) percent of the revenues generated annually from the fee to administer a community-based treatment program for the treatment of offenders with mental illness or addiction committed or discharged by the city if the city has established such a community-based treatment program.
- (b) For purpose of subsection (a) "community-based treatment program" means a community-based program that provides management and treatment services to persons with mental illness or addiction in the criminal or juvenile justice system, designed, at a minimum, to reduce recidivism and hospitalization of these persons.
- (c) The city shall expend an amount equal to twenty (20) percent of the revenues generated annually from the fee for training, at the discretion of the manager of safety, of members of the Denver police department and the Denver sheriff department, which training may include a crisis intervention training component to meet the needs of offenders with mental illness; and
- (d) The city shall expend the balance of the revenues generated annually from the said fee for law-enforcement-related expenditures to defray the costs of processing prisoners into and out of custody of the city's jail system.

DRMC Reference – Processing Fee

Denver Revised Municipal Code

Sec. 53-516. - Internal guidelines and rules and regulations.

The manager of safety and director of corrections and undersheriff shall have power and authority, and are hereby empowered and authorized, to adopt rules and regulations and/or internal guidelines for the implementation of the collection, maintenance, utilization, and, as necessary, the refund, of the fee.

Main DRMC Changes

- *Beginning January 1, 2019, the director of corrections and undersheriff shall not charge the thirty-dollar processing fee referenced in section 30-1-104 (1) (n), C.R.S (“fee”).*
- Fund account(s) shall be established by the director of corrections and undersheriff in collaboration with the city treasurer for the receipt, management, and utilization of the fee *until all fees collected before January 1, 2019 are refunded or otherwise exhausted, at which point the fund accounts shall close.*
- The manager of safety and director of corrections and undersheriff shall have power and authority, and are hereby empowered and authorized, to adopt rules and regulations and/or internal guidelines for the implementation of the collection, maintenance, utilization, and, as necessary, the refund, of the fee *collected before January 1, 2019.*

Proposed Change - Elimination of Fees

Inmate Processing Fee

\$30/inmate due upon book-in

Approximately \$360,000 annual revenue (60% GF, 20% Training Fund, 20% Community Based Treatment Program)

Current Fund Balance:

Training: \$303K

Treatment Program: \$674

Discussion