



# Innovative Bond Monitoring



**Collin County CSCD**



## **Collin County CSCD**

- County seat is McKinney, TX
- 8<sup>th</sup> largest CSCD based on offender population
- End of March 2019, 860 PT bond supervision cases
- 1330 total DWI probation cases



## **Pre-Trial Bond Unit**

- Four full-time employees
- Budget of \$270,000
- Receive no funding from county, State, or any other source
- Fully self-funded
- \$10,000 available for indigent defendants



## *Fees*

- Gov't Code Sec. 76.015(c) “...A department may assess a reasonable administrative fee of not less than \$25 and not more than \$60 per month on an individual who participates in a program operated by the department or receives services from the department...”
- CCP 17.441(d) “...The magistrate shall set the fee in an amount not to exceed \$10...to be sufficient to cover the cost incurred by the designated agency in conducting the verification or providing the monitoring service...”



## *Timeline of Events*

- Starts with DWI arrest
- Attorney writ bond on a DWI 1<sup>st</sup> or 2<sup>nd</sup>
- Once released, you have 7 days to show up in court
  - 7-day period of no bond conditions or monitoring
- In court, receive conditions of bond



## *Timeline of Events*

- If unable to get an attorney writ bond, arraigned in jail the next day.
- JP will give you conditions of bail.

**\*\***All county and JP courts have adopted a uniform Conditions of Bail for those who require a DLD (ignition interlock)



## **Conditions of Bail**

1. Not operate a motor vehicle unless it is equipped with a properly functioning, un-bypassed ignition interlock device with a photo ID as approved by the CSCD.

a) If the defendant gives written, sworn notice to CSCD that he or she does not drive, the defendant shall use an alternate alcohol monitoring device as directed by CSCD...

b) Before the defendant starts driving again (e.g., vehicle repaired, DL reinstated, etc.) the defendant shall have the ignition interlock installed.



## **Conditions of Bail**

2. Defendant shall bring proof of installation of the alcohol monitoring device to the bailiff or court by [certain date];
  
3. On any positive alcohol reading (e.g., fail or warn reading), the defendant shall immediately submit to a minimum of two (2) retests, five minutes apart. Failure to perform two retests shall be a violation of the Conditions of Bail.
  
4. Report to CSCD within seven (7) days of this order.





## **Conditions of Bail**

5. Beginning in the next month following the first reporting time, report to CSCD as directed at the same location for the purpose of departmental monitoring of the ignition interlock or alcohol-testing device, until the defendant's conditions of bail have expired.
  
6. Pay \$40 administrative fee per month to CSCD for supervision services pertaining to the ignition interlock, other alcohol testing, and this Conditions of Bail order.



## **Conditions of Bail**

7. Do not use alcohol, marijuana, dangerous drugs, or any substance prohibited by the Texas Controlled Substances Act.
8. Submit to random urinalysis testing and pay all departmental costs associated with testing.
9. Commit no offense against the laws of this State or any other State or of the United States.
10. Defendant shall not operate a motor vehicle without a valid driver's license.



## **When is DLD ordered as a condition of bond?**

- On Class B misdemeanor DWI, DLD ordered as a condition of bond if:
  - 1) Under age of 21
  - 2) Accident involved
- On Class A or felony DWI, a DLD will be ordered as a condition of bond



## ***DLD as a condition of an ODL***

- If defendant applies for an ODL, a DLD is a condition of ODL.
- We do NOT monitor ODLs, just bond conditions



## *Procedures*

- Bond order received
- Create our file in case management system
- Defendant comes in to schedule orientation
- Data sheet and report form filled out
- Criminal history is run



## *Procedures*

Orientation occurs (4 – 12 ppl):

- Explain all conditions on the conditions of bail order
- Explain instructions for DLD
- More paperwork filled out
- Defendant receives more information



## *Procedures*

- PTB unit monitors the alcohol monitoring devices
- DLDs, portables, SCRAM, UAs, in-home units
- Receive violation notices
- Run reports
- If no violations then web reporting



## *Duties*

- Monitor the bond conditions
- Report any violations to Court
- Meet with offenders
- Testify in court
- Watch the case for disposition





**Questions?**