

21C6002 Measuring What Matters:

Outcome and Performance Measures for the Pretrial Services Field, 2nd Edition

Presented by the Pretrial Executives Network

September 23, 2021



Disclaimer

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Before we get started...

1. The webinar will be recorded and all lines will be muted.
2. Submit questions in the “Chat” to “Everyone” and they will be answered accordingly.
3. Send a message via “Chat” if you have technical issues and/or you would like to comment or ask a question.



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Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field, 2nd Edition

Objectives

- Introduce “*Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field, 2nd Edition*”;
- Highlight key defining Outcome and Performance Measures and supporting business practices;
- Describe how to tie the key measures to the three principles of bail: maximize release, court appearance, and public safety; and
- Provide specific site examples of jurisdictions implementing key measures; sharing successes, challenges, and lessons learned.





Measuring What Matters

OUTCOME AND PERFORMANCE MEASURES FOR
THE PRETRIAL SERVICES FIELD

2nd Edition



Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field, 2nd Edition

Measures are numeric (rates, totals) or qualitative (perception, feedback) indicators of how well an organization performs its mission-related and strategic functions.

Outcome measures focus on mission

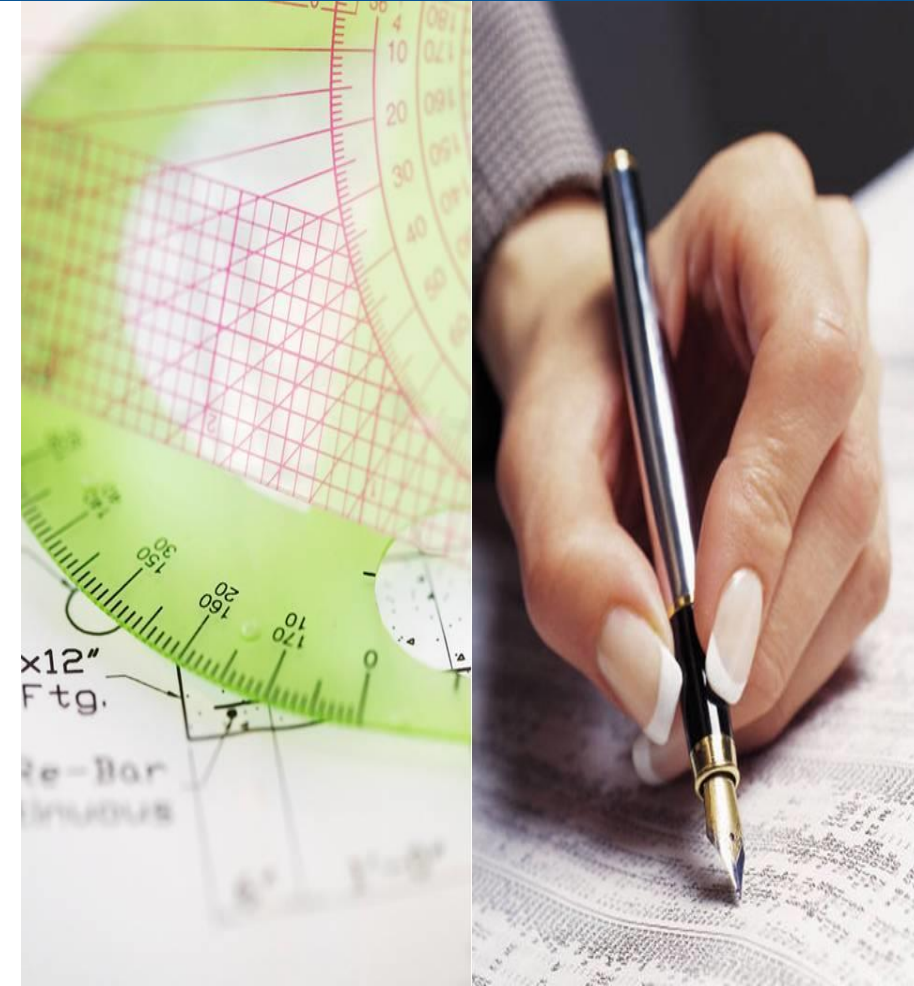
Performance measures gauge operational goals that support the mission.



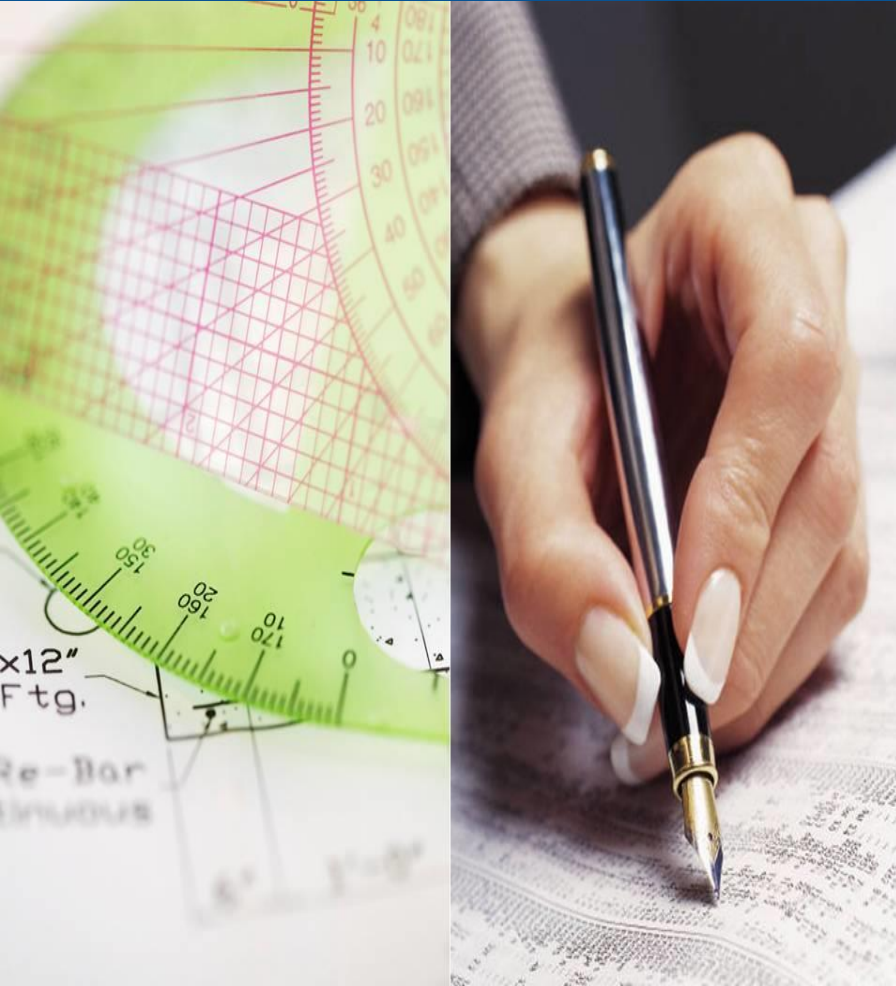
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Inputs: Resources used to produce goods or services, including human, financial, facility, or material resources. Example: number of defendants/offenders processed.

Outputs: Indicators that count an organization's services and goods. Example: number of assessments and program placements.



Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field, 2nd Edition



Efficiencies: Indicators of an organization achieving a stated target. Example: percent of defendants sanctioned for noncompliance.

Outcomes: Indicators of the actual impact of an organization's actions. Example: percent of made court appearances.



Release Rate



THE PERCENTAGE OF DEFENDANTS WHO SECURE RELEASE PENDING CASE DISPOSITION.

Recommended Data: The total number of individuals arrested for criminal offenses and the subset of those individuals who secure release pending case disposition.

“RELEASE” is defined as discharge pretrial from law enforcement custody.

“DISPOSITION” includes the end of the pretrial stage.



Examples from the Field

Wisconsin Pretrial Pilot Program

Rhonda Frank-Loron



Pretrial Initial Release Rate

Performance Measure: The percentage of defendants who are booked into jail and released on the same day as the bail/bond hearing or initial appearance, whichever occurs first.

Recommended Cohort: Defendants Released Pretrial and Their Cases Were Disposed in Quarter

Data Elements:

of Defendants Released at Time of Bail/Bond Hearing or Initial Appearance

of Defendants In-Custody at the Time of Bail/Bond Hearing or Initial Appearance

of Released Defendants Not Released Same Day as Bail/Bond Hearing or Initial Appearance

Date of Initial Bail/Bond Hearing or Initial Appearance Judge

Date of Release

Type of Release and Money Amount Attached to Signature or Cash Bond (if applicable)

Court-Ordered Release Conditions (if applicable)

Reason not Released at Initial Bail/Bond Hearing or Initial Appearance

Date of Case Disposition

Pretrial Initial Release Rate:

$$= \frac{\text{\# of defendants released at time of bail / bond hearing or initial appearance}}{\text{\# of defendants in custody at time of bail / bond hearing or initial appearance}}$$



Pretrial Subsequent Release Rate

Performance Measure: The percentage of defendants who are booked into jail and released during the pretrial period on a date that occurs after the date of the initial bail / bond hearing or initial appearance, but prior to case disposition.

Recommended Cohort: Defendants Released Pretrial and their Cases Were Disposed in Quarter

Data Elements:

- # of Defendants in-custody at Time of Bail/Bond Hearing or Initial Appearance
- # of Defendants not released same day as bail/bond Hearing or Initial appearance
- # of Defendants Released Same Day as Bail/Bond Hearing or Initial Appearance
- # of Defendants continuously detained through case disposition
- Judge
- Date of Release
- Type of Release and Money Amount Attached to Signature or Cash Bond (if applicable)
- Court-Ordered Release Conditions (if applicable)
- Reason not Released at Initial Bail/Bond Hearing or Initial Appearance
- Date of Case Disposition

Step 1

of Defendants not released same day as bail/bond Hearing or Initial appearance

$$= \frac{\text{\# of Defendants in-custody at Time of Bail/Bond Hearing or Initial Appearance} - \text{\# of Defendants Released Same Day as Bail/Bond Hearing or Initial Appearance}}{\text{\# of Defendants in-custody at Time of Bail/Bond Hearing or Initial Appearance}}$$

Step 2

of Released Defendants not released same day as bail/bond Hearing or Initial appearance

$$= \frac{\text{\# of Defendants not released same day as bail/bond Hearing or Initial appearance} - \text{\# of Defendants continuously detained through case disposition}}{\text{\# of Defendants not released same day as bail/bond Hearing or Initial appearance}}$$

Step 3

Pretrial Subsequent Release Rate

$$= \frac{\text{\# of Released Defendants not released same day as bail/bond Hearing or Initial appearance (divided by)}}{\text{\# of Defendants continuously detained through case disposition}} \times 100$$



Appearance Rate



THE PERCENTAGE OF SUPERVISED DEFENDANTS WHO MAKE ALL SCHEDULED COURT APPEARANCES.

Recommended Data: Cases with a verified pretrial release and/or placement to the pretrial program and the subset of this population that have no bench warrants/capiases issued for missed scheduled court appearances.

Appearance Rate also may be tracked by various defendant populations, although the primary group targeted should be defendants released to the agency's supervision.



Court Nonappearance vs. Willful Abscondence



“PRETRIAL REFORM EFFORTS MUST ADDRESS A FUNDAMENTAL DEFINITIONAL PROBLEM: THE COLLAPSING OF VERY DIFFERENT TYPES OF BEHAVIOR THAT RESULT IN FAILURES TO APPEAR IN COURT INTO A SINGLE, UNDIFFERENTIATED CATEGORY OF NONAPPEARANCE RISK.”

Gouldin, L.P. (2018) “Defining Flight Risk.” *The University of Chicago Law Review* 85:677-742.



Examples from the Field

Pima County Warrant Resolution Court

Domingo Corona



Warrant Resolution Court

- The Challenge: in 2015 there were 23,000 warrants in Pima County Justice Court (limited jurisdiction)
- Two strategies:
 - Quash/close certain warrants (age/charge type)
 - Establish a warrant resolution court



Warrant Resolution Court

Measures	Q. 1 (May-Jul 17)	Q. 2 (Aug-Oct 17)	Q. 3 (Nov-Jan 18)	Q. 4 (Feb-Apr 18)
<i>Pima Justice Court Night and Extended Hours Warrant Resolution Court</i>				
Customers served at window	279	413	317	456
# of Hearings	133	228	240	327
# of Warrants Quashed	133	197	146	173
# of Other Issues dealt with	54	104	68	63
% of Warrants Quashed at hearings	100%	86%	61%	53%
<i>Tucson City Court Night and Extended Hours Warrant Resolution Court</i>				
Customers served at window	85	165	97	265
# of Hearings	9	36	34	98
# of Warrants Quashed	9	36	34	98
# of Other Issues dealt with	45	194	63	214
% of Warrants Quashed at hearings	100%	100%	100%	100%

- Public service announcements
- Community partners helped share event information
- No promises were made
- Agreements between courts to staff the events



Warrant Resolution Court

- The Outcome:
 - Number of active warrants reduced from 23,000 to just under 14,000
 - Implementation of an automated court reminder system: 17,235 defendants notified in Q4 of Fiscal Year 17-18



Public Safety Rate

THE PERCENTAGE OF SUPERVISED DEFENDANTS WHO ARE NOT CHARGED WITH A NEW OFFENSE DURING CASE ADJUDICATION.

A new offense is one:

- whose offense date occurs during the defendant's period of pretrial release;
- includes a prosecutorial decision to charge; and
- carries the potential of incarceration or community supervision upon conviction.

Excludes arrest warrants executed for offenses committed before case filing.

Recommended Data: The number of defendants released pretrial or placed to the pretrial program and the subset of this population with no rearrests on a new offense. Programs also may track separate safety rates by charges type or severity or defendant populations.



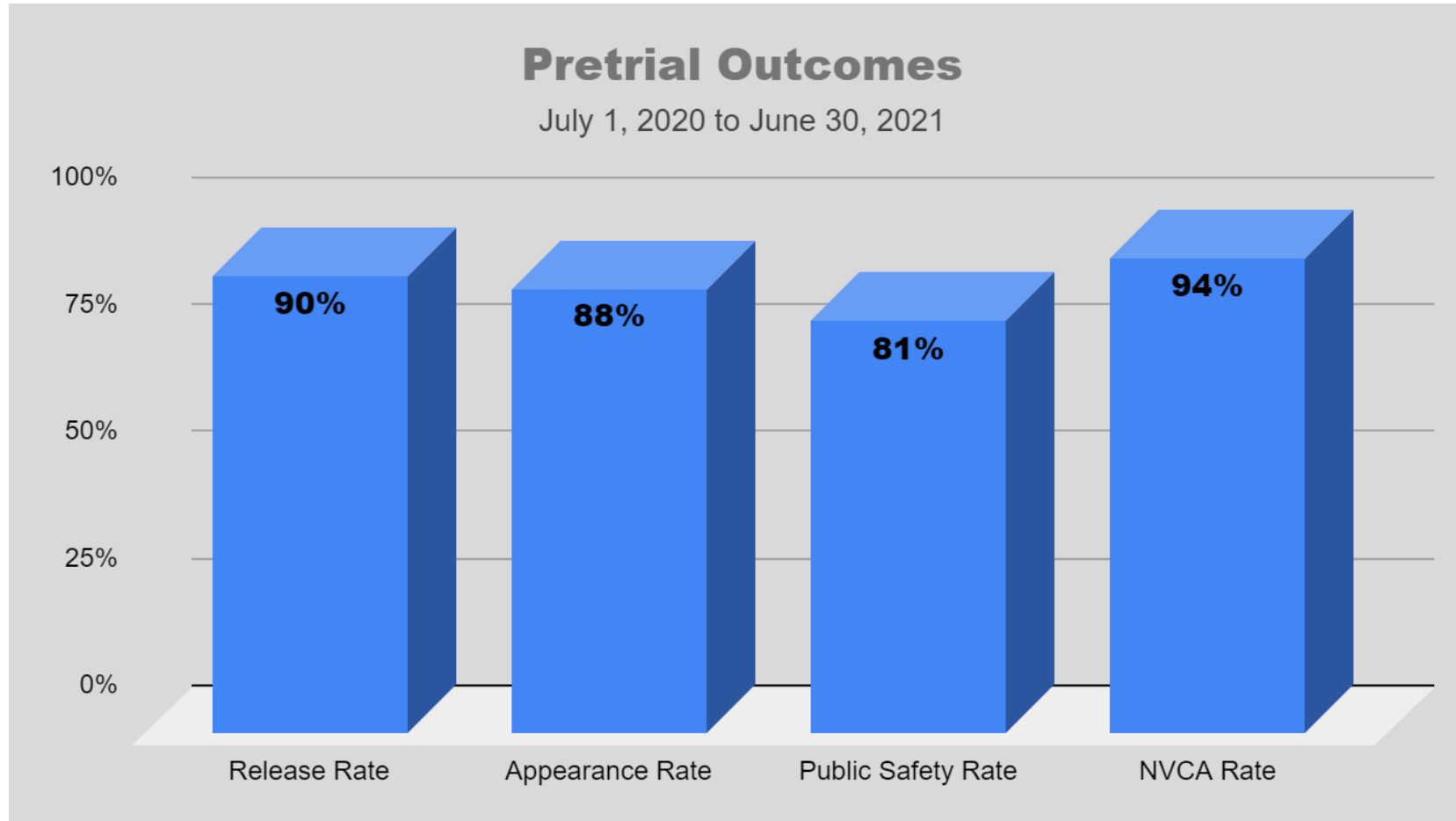
Example from the Field

New Mexico

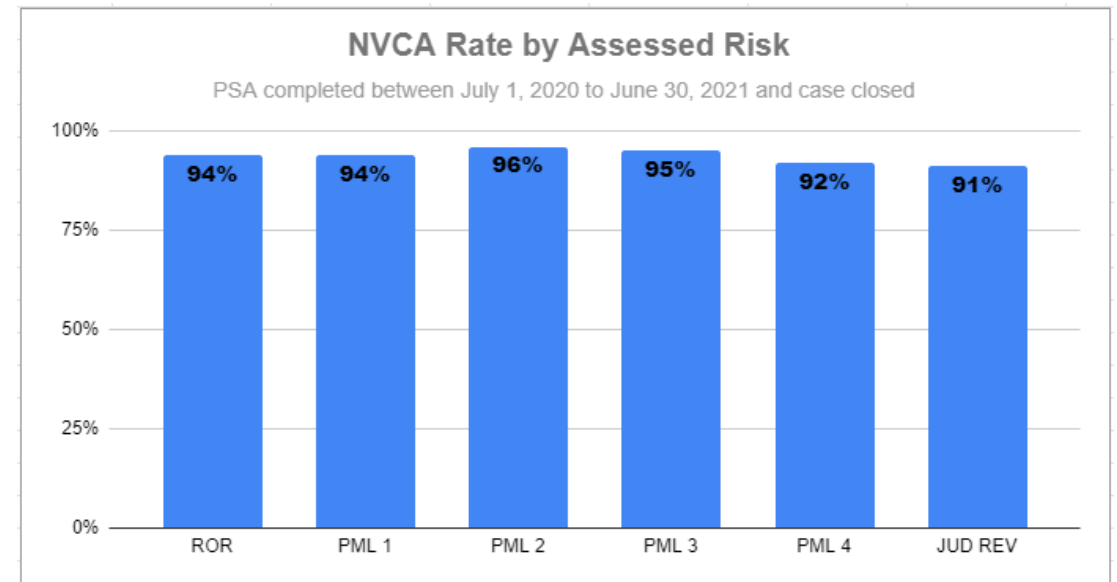
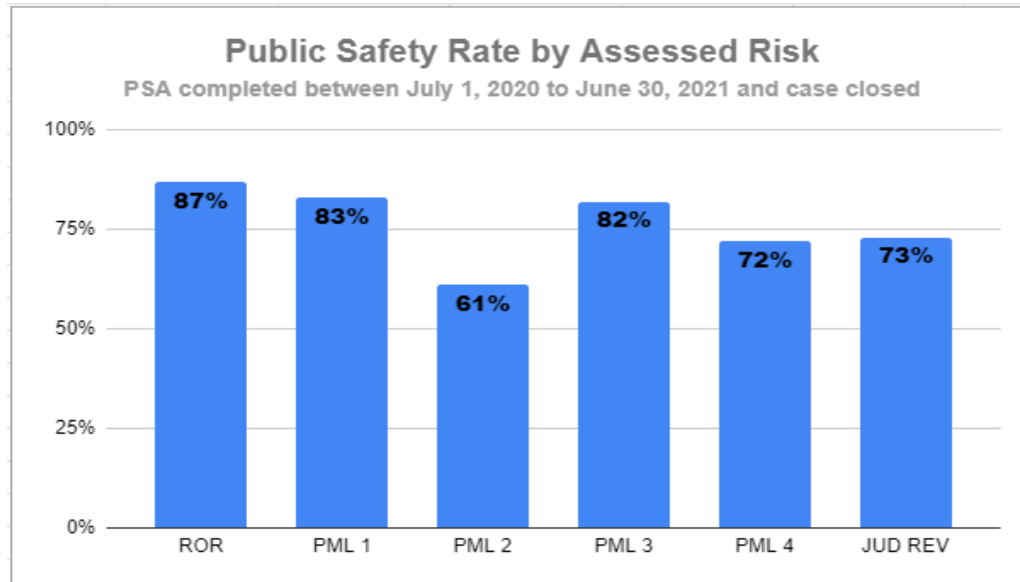
Kelly Bradford



Pretrial Outcomes



Pretrial Outcomes



Success Rate



THE PERCENTAGE OF RELEASED DEFENDANTS WHO APPEAR FOR ALL SCHEDULED COURT APPEARANCES AND REMAIN ARREST-FREE.

The measure excludes defendants that are detained following a guilty verdict and those revoked due to non pretrial related holds.

Recommended Data: The total number of defendants released to the program and the subset of this population that experience no failures to appear or rearrests.

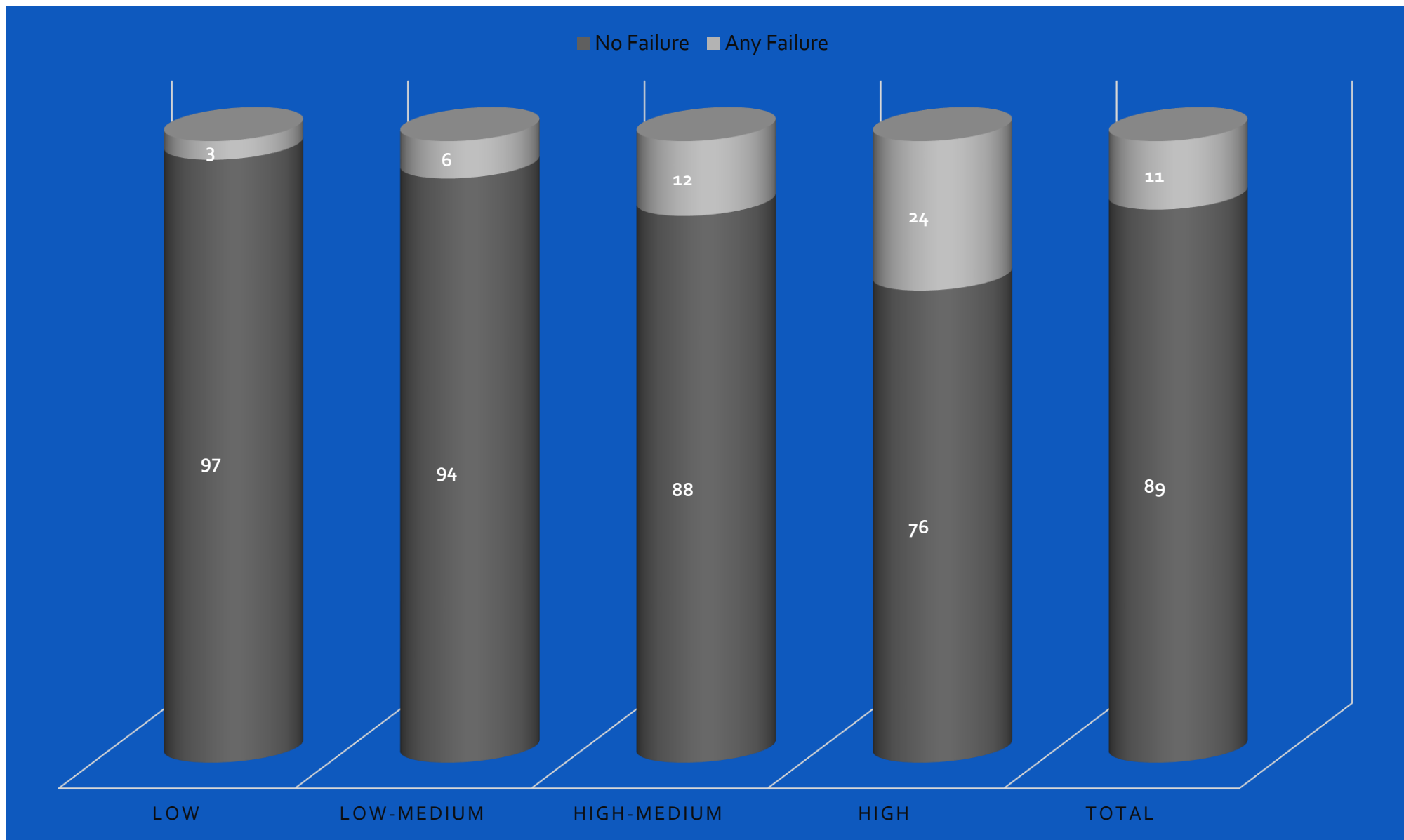


Example from the Field

Using data to define risk
Allegheny County, Pittsburgh

Colleen Sypolt





Performance Metrics

Performance Metrics

- Universal Screening
- Recommendation Rate
- Response to Defendant Conduct Rate
- Pretrial Intervention Rate
- Supervision Success Rate
- Concurrence Rate



Share Results



Measurement creates a results-oriented culture that values mission-related strategic functions

Allows pretrial agencies to demonstrate their value in a high-functioning criminal justice system

Helps to identify areas where inequities might exist and promotes an atmosphere where inequitable treatment can be discussed and addressed

Substantiates decisions on agency resources, quality and effectiveness



Allegheny County Jail Population Management Dashboards

Current and Historical Holding Statuses

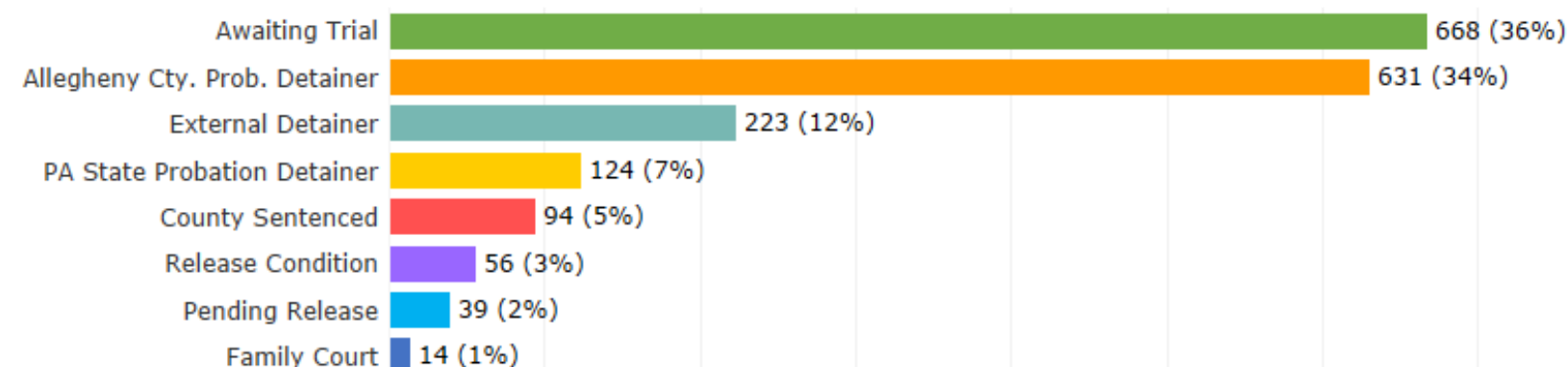
The charts below show current and historical information relating to the holding status of individuals incarcerated at the Allegheny County Jail. While individuals are often incarcerated for more than one reason, or type of hold, each person is assigned only one of these reasons as their daily holding status in the figures below. To learn more about how and why an individual can be incarcerated for more than one reason, as well as how that person is assigned one of these reasons as a daily holding status, **click the information icon above.**

Holding Status Types and Hierarchy Order

- | | | | |
|--|--|--|--|
|  1. County Sentenced |  2. Allegheny Cty. Prob. Detainer |  3. PA State Prob. Detainer |  4. Awaiting Trial |
|  5. External Detainer |  6. Family Court |  7. Release Condition |  8. Pending Release |

Current Population by Holding Status Type

As of **September 15, 2021**, there are currently **1,849** individuals incarcerated at the Allegheny County Jail. The chart below shows the holding status of these individuals.



📅 TIME PERIOD*	📄 PROGRAM*	👤 DEMOGRAPHICS OPTIONAL	📍 GEOGRAPHY OPTIONAL	👤 POLITICAL DISTRICT OPTIONAL
📄 PRIMARY PROGRAM*		📄 COMPARISON PROGRAM		

🔙 Back to Category View

☒ Active ☐ Ever Active

 Program Definitions

👤 Child Welfare

🔗 Criminal and Juvenile Justice

📖 Early Childhood and Education Services

👤 Family Strengthening Programs

🏠 Homelessness and Housing

👤 Older Adults

💓 Physical and Behavioral Health

📞 Referrals

🗨 Self Sufficiency

📊 Vital Records

👤 All Human Services

🔗 Criminal and Juvenile Justice

Includes both Allegheny County Jail bookings and Allegheny County Jail Collaborative re-entry services.

Allegheny County Jail Booking

Jail Collaborative Services

Criminal Cases (5th Judicial District)

Magisterial District Criminal Cases

Court of Common Pleas Criminal Cases

⬅ Previous Step
Time Period

🔄 Reset Selection

Next Step ➡
Demographics

Current ACJ Population

Total booked: **1,855** (210 federal holds, 109 of which are held by federal only)

Any Federal Hold

No

This dashboard shows all individuals booked in the jail as of **12:30AM today**. Users can use the filters at top to zoom in on groups like people who are not sentenced, don't have any external holds, and have a release recommendation from Pretrial. Click on the **information icon** to see more example uses. Click on the **colored squares** to view full detail of the booking.

(Note: Dashboard refreshes at 7am. Jail data is refreshed around 2am each day. Data changes made after 2am are not captured.)

Booking Info

Booking Date

Last 20 years

LOS

0

2415

Location

(All)

Demographics

Sex

(All)

Race

(All)

Age

14

76

DOC

(All)

SID

(All)



Holding Status

Sentenced

(All)

Local Detainer

(All)

Pretrial

(All)

External Hold

(All)

Family

(All)

Other Holds

(All)

Case/Assessment

HC_TYPE

(All)

HC_GRADE

(All)

PTS Rec

(All)

BH Info

Covid High Risk

(All)

Medically Fragile

(All)

JRS_6M

(All)

MH_6M

(All)

DA_6M

(All)

Sub-populations

PSC

(All)

Parole Review

(All)

General Review

(All)

1 to 1,645 individuals selected ('-' stands for 'No')

DOC

SID

First

Last

Sex, Race, Age

LOS

Sentenced

Local Detainer

Pretrial

External Hold

Family

Other Holds

PTS Rec

Questions from the Field?

What questions do you have?

Chat them now!



Publications

A FRAMEWORK FOR PRETRIAL JUSTICE: ESSENTIAL ELEMENTS OF AN EFFECTIVE PRETRIAL SYSTEM AND AGENCY 2017

MONEY AS A CRIMINAL JUSTICE STAKEHOLDER: THE JUDGE'S DECISION TO RELEASE OR DETAIN A DEFENDANT PRETRIAL 2014

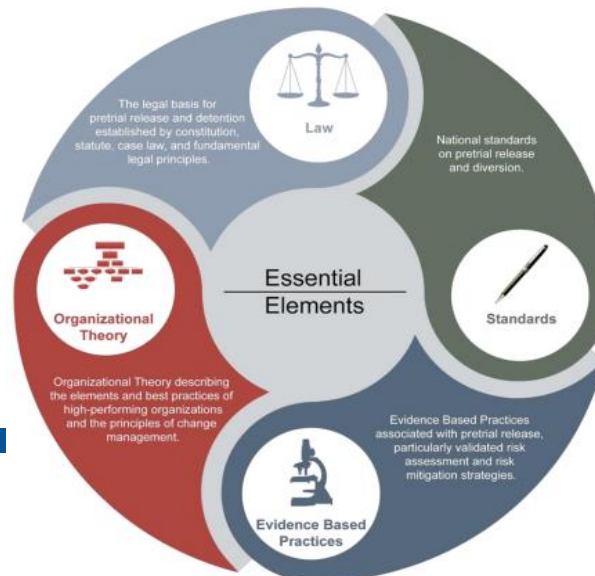
FUNDAMENTALS OF BAIL: A RESOURCE GUIDE FOR PRETRIAL PRACTITIONERS AND A FRAMEWORK FOR AMERICAN PRETRIAL REFORM 2014

MEASURING WHAT MATTERS: OUTCOME AND PERFORMANCE MEASURES FOR THE PRETRIAL SERVICES FIELD, SECOND EDITION

Broadcast

PRETRIAL JUSTICE 2016: HOW TO MAXIMIZE PUBLIC SAFETY, COURT APPEARANCE AND RELEASE

Broadcast presenters define the framework for developing a high functioning pretrial justice system; Discuss bail history and the legal processes underlying it; Identify the elements of a modern pretrial justice system; Identify the importance of the criminal justice system to support a legal and evidenced based pretrial services agency; and more.



Training

ORIENTATION FOR NEW PRETRIAL EXECUTIVES

This 40-hour program is designed to enhance the leadership capacity and promote sound pretrial release practices of pretrial professionals with decision making responsibilities. The program incorporates the National Association of Pretrial Service Agencies (NAPSA) Pretrial Release Standards with cutting-edge organizational and leadership strategies.

ORIENTATION FOR PRETRIAL JUSTICE STAKEHOLDERS

Enhance knowledge in the following areas: Principles of Pretrial Justice Law, Pretrial Justice Research, Elements of a High Functioning Pretrial System or Agency, Leading Change, and Implementation Science.

Websites

PRETRIAL

<https://nicic.gov/pretrial>

EVIDENCE-BASED DECISION MAKING

<https://nicic.gov/ebdm>



Additional Resources

National Institute of Corrections

<https://nicic.gov>

National Center for State Courts

<https://www.ncsc.org/>

Wisconsin Pretrial Pilot Project Outcome and Performance Measures

<https://www.wicourts.gov/courts/programs/docs/pretrialoutcomeperfmeasures.pdf>

National Association of Pretrial Services Agencies

<https://napsa.org>

2021 Virtual NAPSA Conference – [REGISTER HERE:](#)

<https://www.napsa.org/2021-virtual-napsa-conference>

Advancing Pretrial Policy and Research

<https://advancingpretrial.org>



Thank you for participating!



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