
Presented by the Pretrial Executives Network
September 23, 2021
The National Institute of Corrections is a federal agency established to provide assistance to strengthen state and local correctional agencies by creating more effective, humane, safe, and just correctional services.

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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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Colleen Sypolt, Pretrial Services Coordinator, Allegheny County
Rhonda Frank-Loron, Statewide Pretrial Program Manager, Wisconsin
Objectives


• 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.
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.
**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.
**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:

\[
\text{Pretrial Initial Release Rate} = \frac{\# \text{ of defendants released at time of bail / bond hearing or initial appearance}}{\# \text{ of defendants in custody at time of bail / bond hearing or initial appearance}}
\]
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

= # of Defendants in-custody at Time of Bail/Bond Hearing or Initial Appearance
( minus ) # of Defendants Released Same Day as Bail/Bond Hearing or Initial Appearance

Step 2
# of Released Defendants not released same day as bail/bond Hearing or Initial appearance

= # of Released Defendants not released same day as bail/bond Hearing or Initial appearance
( minus ) # of Defendants continuously detained through case disposition

Step 3
Pretrial Subsequent Release Rate

= # of Released Defendants not released same day as bail/bond Hearing or Initial appearance (divided by)
# of Defendants continuously detained through case disposition
X 100
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.
“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.”

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

**Pima Justice Court Night and Extended Hours Warrant Resolution Court**

<table>
<thead>
<tr>
<th></th>
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<tbody>
<tr>
<td>Customers served at window</td>
<td>279</td>
<td>413</td>
<td>317</td>
<td>456</td>
</tr>
<tr>
<td># of Hearings</td>
<td>133</td>
<td>228</td>
<td>240</td>
<td>327</td>
</tr>
<tr>
<td># of Warrants Quashed</td>
<td>133</td>
<td>197</td>
<td>146</td>
<td>173</td>
</tr>
<tr>
<td># of Other Issues dealt with</td>
<td>54</td>
<td>104</td>
<td>68</td>
<td>63</td>
</tr>
<tr>
<td>% of Warrants Quashed at hearings</td>
<td>100%</td>
<td>86%</td>
<td>61%</td>
<td>53%</td>
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**Tucson City Court Night and Extended Hours Warrant Resolution Court**

<table>
<thead>
<tr>
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<tbody>
<tr>
<td>Customers served at window</td>
<td>85</td>
<td>165</td>
<td>97</td>
<td>265</td>
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<tr>
<td># of Hearings</td>
<td>9</td>
<td>36</td>
<td>34</td>
<td>98</td>
</tr>
<tr>
<td># of Warrants Quashed</td>
<td>9</td>
<td>36</td>
<td>34</td>
<td>98</td>
</tr>
<tr>
<td># of Other Issues dealt with</td>
<td>45</td>
<td>194</td>
<td>63</td>
<td>214</td>
</tr>
<tr>
<td>% of Warrants Quashed at hearings</td>
<td>100%</td>
<td>100%</td>
<td>100%</td>
<td>100%</td>
</tr>
</tbody>
</table>

- Public service announcements
- Community partners helped share event information
- No promises were made
- Agreements between courts to staff the events
• 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
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
July 1, 2020 to June 30, 2021

- Release Rate: 90%
- Appearance Rate: 88%
- Public Safety Rate: 81%
- NVCA Rate: 94%
Pretrial Outcomes

Public Safety Rate by Assessed Risk
PSA completed between July 1, 2020 to June 30, 2021 and case closed

NVCA Rate by Assessed Risk
PSA completed between July 1, 2020 to June 30, 2021 and case closed
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.
Using data to define risk
Allegheny County, Pittsburgh

Colleen Sypolt
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


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.
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
**Current ACJ Population**

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

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.)

<table>
<thead>
<tr>
<th>Booking Info</th>
<th>Demographics</th>
<th>Age</th>
<th>DOC</th>
<th>SID</th>
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<tbody>
<tr>
<td>Booking Date</td>
<td>Location</td>
<td></td>
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</tr>
<tr>
<td>Last 20 yrs</td>
<td>(All)</td>
<td>14</td>
<td>(A1)</td>
<td>(A1)</td>
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<tr>
<td>0</td>
<td>(All)</td>
<td>76</td>
<td>(All)</td>
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<table>
<thead>
<tr>
<th>Holding Status</th>
<th>Case/Assessment</th>
<th>Subpopulations</th>
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<tbody>
<tr>
<td>Sentenced</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Local Detainer</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Pretrial</td>
<td></td>
<td></td>
</tr>
<tr>
<td>External Hold</td>
<td></td>
<td></td>
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<tr>
<td>Family</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other Holds</td>
<td></td>
<td></td>
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</table>

<table>
<thead>
<tr>
<th>BH Info</th>
<th></th>
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<tbody>
<tr>
<td>Covid High Risk</td>
<td>(A1)</td>
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<tr>
<td>Medically Fragile</td>
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<tr>
<td>JRS_0M</td>
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<td>NTL_0M</td>
<td>(A1)</td>
</tr>
<tr>
<td>DAI_0M</td>
<td>(A1)</td>
</tr>
</tbody>
</table>

1 to **1,645** individuals selected (‘-‘ stands for ‘No’)
Questions from the Field?

What questions do you have?

*Chat* them now!
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

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.

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


NIC Resources

Publications

Broadcast

Training

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

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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