

Checking In - Shaping a Risk-Based System and Using Data to Assess Effectiveness

Lucas County

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Why Implement Reform in Lucas County?

- Need for a new jail
 - Dealt with overcrowding for decades
 - Subject to a Federal Court Order since **1978**
 - In need of costly repairs
 - Inefficient



First Steps Toward Reform

Study about feasibility of new jail



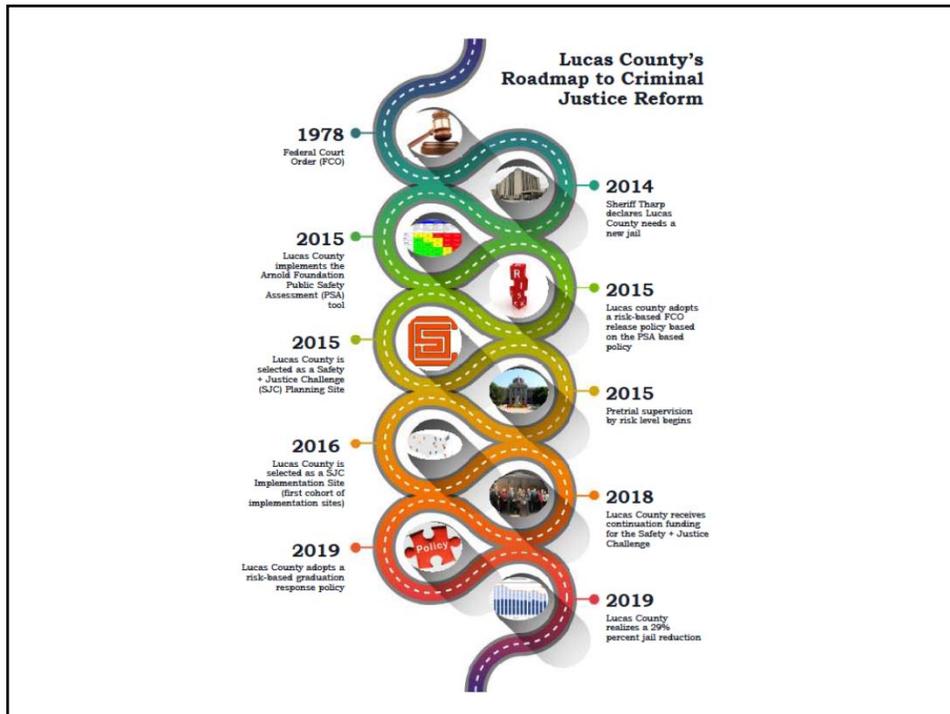
Who was in our jail



Why were they in our jail

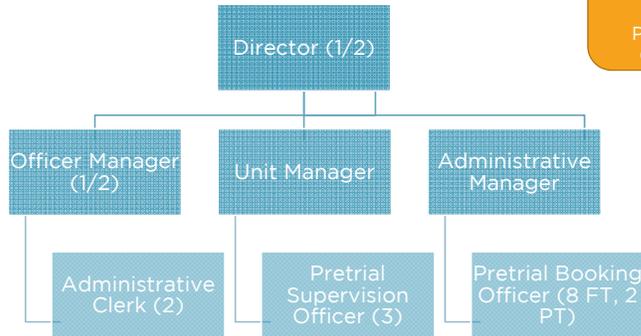


Pretrial Risk Assessment



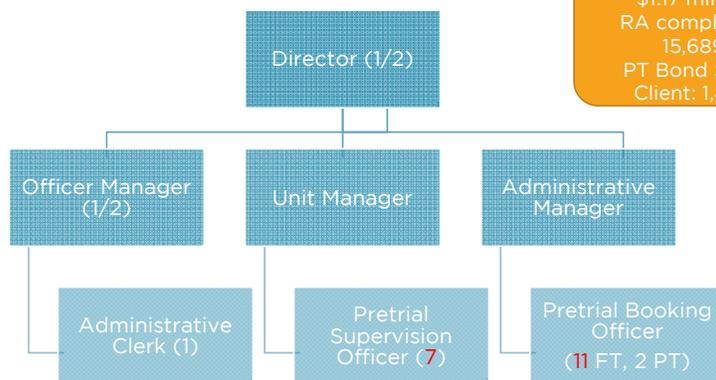
Pretrial Services Personnel Prior to PSA

Personnel Budget =
\$871,000
RA completed:
17,716
PT Bond Supv
Client: 1,203



Pretrial Services Personnel After PSA

Personnel Budget =
\$1.17 million
RA completed:
15,689
PT Bond Supv
Client: 1,470



Pretrial Risk Assessment

- Implemented Public Safety Assessment (PSA)
- Relies on common factors (charge, court appearance history, CJ status, age) to predict three pretrial failure types
 - Failure to Appear (FTA)
 - New Criminal Activity (NCA)
 - New Violent Criminal Activity (NVCA)
- Generates two 6 point scales (FTA & NCA) and flag for elevated risk of violence



Public Safety Assessment (PSA)

- Completed on nearly all defendants booked

≈ 14,600
per year



Public Safety Assessment (PSA)

- Use a Decision Making Framework (DMF) to make recommendations and manage risk
- Three recommendation types:
 - Release
 - Release with Conditions
 - Release Not Recommended



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**Other Risk-Based Decisions
Informed by Use of the PSA**

Federal Court Order

- PSA integrated into Federal Court Order (FCO)
 - Tier I: Immediate release
 - Is not contingent upon jail population
 - Tier II: Input sought from Court
 - Contingent upon jail population exceeding 100% capacity
 - Tier III: If all else fails



Federal Court Order

- FCO uses risk levels to initiate release

	NCA 1	NCA 2	NCA 3	NCA 4	NCA 5	NCA 6
FTA 1	RL 1	RL 1				
FTA 2	RL 1	RL 1	RL 2	RL 3	RL 4	RL 6
FTA 3		RL 2	RL 2	RL 3	RL 4	RL 6
FTA 4		RL 2	RL 2	RL 3	RL 4	RL 6
FTA 5		RL 3	RL 3	RL 4	RL 5	RL 6
FTA 6				RL 6	RL 6	RL 6



Pretrial Bond Supervision

- Began supervision by risk level on 12/14/15
 - Low
 - Moderate
 - High
 - Court date reminder phone calls
 - More meaningful office visits with High risk defendants



Graduated Responses

- Risk-based approach to applying progressive sanctions and incentives to supervised clients to promote successful outcomes
- Follows Risk, Need, Responsivity principle



Lucas County Pretrial Incentive Response Matrix Example						
Risk/Supervision Level			INCENTIVE RESPONSES	Level 1 Responses	Administrative	Verbal praise and encouragement from Supervision Officer (SO) Convert one in-person check-in to a phone call Decrease urinalysis submission rate in accordance with drug testing policy Provide compliance report to Judge and attorney Reduce supervision down one level
Low	Mod	High				
1	1	1				
1	2	1				
2	3	2		3	2	3
1	1	1				
2	2	2				
1	1	1				
1	2	1		1		
2	3	2		3	2	3
1	1	1				
1	2	1		1		
2	3	2		3	2	3
1	1	1				
1	1	1				
3	3	3				

Compliance Review Table with Guidance by PSA Scores

Low risk defendants who are in full compliance with all conditions shall be considered for resetting of the bond to straight Own Recognizance when the time periods have been met.

PSA Score	Minimum Period of Supervision
Low Risk Score*: NCA 1, FTA 1 NCA 1, FTA 2 NCA 2, FTA 1 NCA 2, FTA 2 NCA 2, FTA 3 NCA 3, FTA 2 *PSA recommendation is release	45 CONSECUTIVE DAYS
Low Risk Score*: NCA 2, FTA 4 NCA 3, FTA 3 NCA 4, FTA 2	60 CONSECUTIVE DAYS

Linked PSA Implementation to SJC Strategies

- PSA laid the groundwork to be one of 20 planning SJC sites and a first cohort implementation site
- The following strategies incorporate the PSA:
 - Strategy 2: Managing Based on Risk
 - Strategy 3: Population Review Team
 - Strategy 5: Coordinated Probation Practices



MacArthur Strategies

- Managing Based on Risk
 - Intensive Supervision:
 - Pretrial Bond Supervision +
Electronic Monitoring
 - Implemented supervision by risk level in EM 4/19/17
 - PSA for pretrial clients
 - ORAS for sentenced clients



MacArthur Strategies

Lucas County's Population Review Team provides a weekly review of the Lucas County pretrial jail population. The Population Review Team identifies defendants who may be appropriate for bond modification or expedited case resolution.



MacArthur Strategies

- Coordinated Probation Practices
 - Sentenced Population Review Team
 - Review of defendants sentenced to regional jail
 - Recommendations for release based upon risk level, % of sentence served
 - Hiring of Probation Officer to conduct ORAS at suburban municipal courts

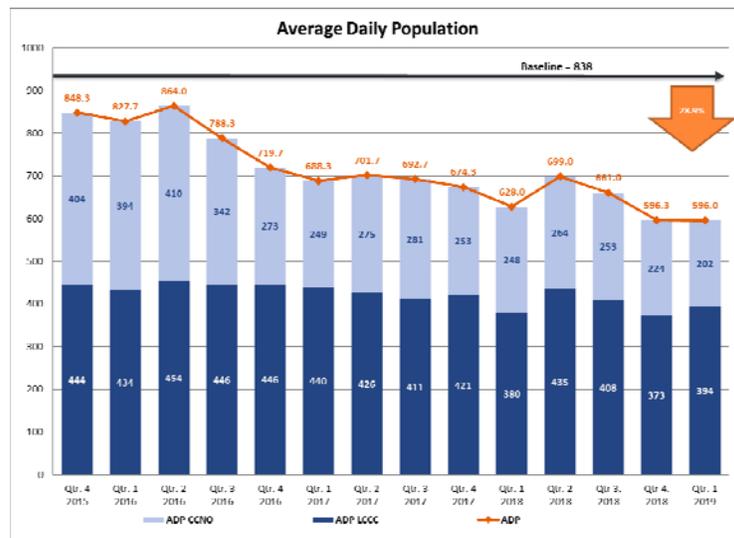


Other SJC Strategies

- S1 - Pre-Arrest Deflection
 - Focus is on training (procedural justice and CIT training)
- S4 - Diversion of Underserved Populations
 - Procedural Justice training for court actors
 - Diversion program for repeat offenders



SJC Results - Lucas County



Other Initiatives

- **Toledo Municipal Court**
 - Weekend Call-In Docket
 - Changes to Court Rule regarding bond
- **Public Defender's Office**
 - Opportunity Project
 - Expedited Case Resolution



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GROUP ACTIVITY

What data do you think is important to collect to evaluate the effectiveness of your pretrial reform efforts?



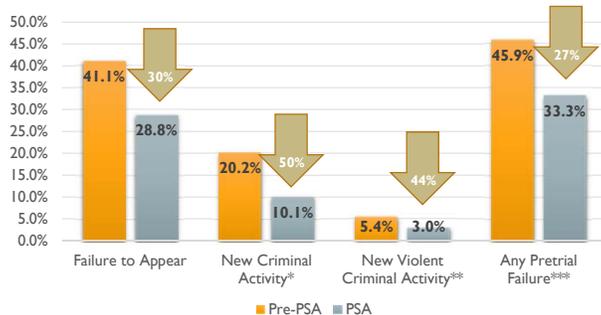
Recommended Measures for Pretrial Programs

- Outcome measures: indicators of effectiveness
 - Appearance rate
 - Safety rate
 - Concurrence rate
 - Success rate
- Pretrial Length of Stay

National Institute of Corrections (2011). *Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field.*



2015 PSA Data Analysis



Lucas County Concurrency Rate

- Unusually high risk population due to past poor practices

49.69%

- Judges have taken more risk and released more people

13.8%



Recommended Measures for Pretrial Programs

- Performance measures: quantitative or qualitative characterization of performance
 - Universal screening
 - Recommendation rate
 - Response to defendant conduct
 - Pretrial intervention rate

National Institute of Corrections (2011). *Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field.*



Recommended Measures for Pretrial Programs

- Mission-critical data: tracks progress in specific areas
 - # of defendants released by release type and condition
 - Caseload ratio
 - Time on pretrial supervision
 - Pretrial detention rate

55 – 60% High risk

National Institute of Corrections (2011). *Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field.*



2015 PSA Data Analysis

- As risk level increases,
 - Release rates decrease (detention rates increase),
 - Failure rates increase for released defendants

Risk Level	N	Population	Released	Any Failure (FTA and/or NCA)
1	1,864	15.2%	86.9%	19.9%
2	2,357	19.3%	83.0%	25.5%
3	1,991	16.3%	71.6%	31.8%
4	1,472	12.0%	69.6%	42.6%
5	1,258	10.3%	54.3%	44.5%
6	3,291	26.9%	53.4%	47.1%
12,233		100.0%	Avg. 69.2%	Avg. 33.6%

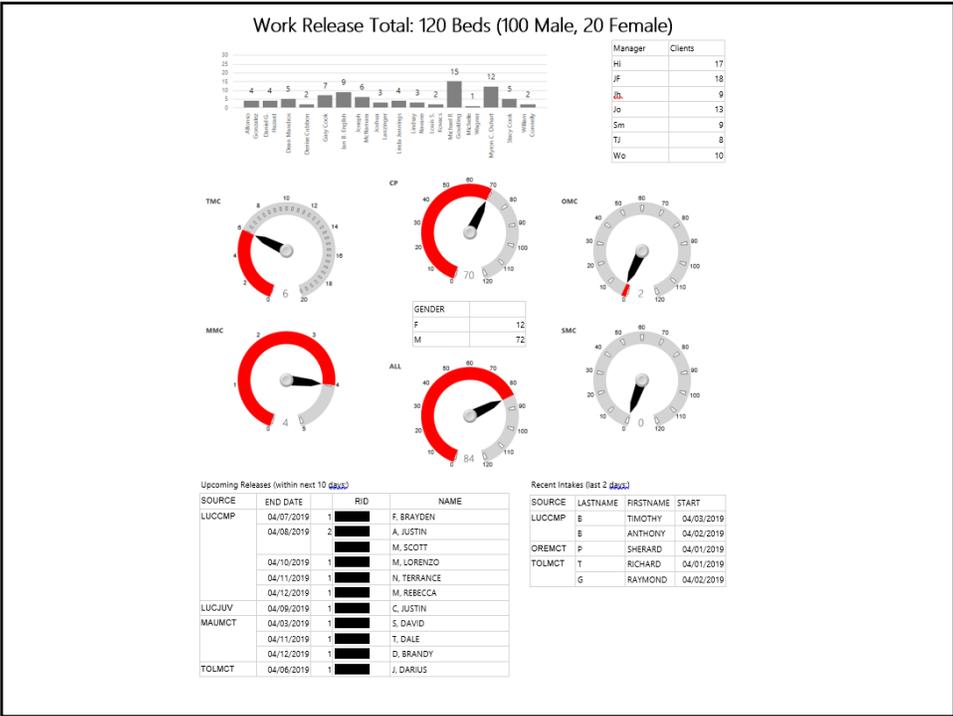
← 33.6% Avg

Using Data to Inform Decisions

PSA Dashboard Home NORRLPL

Search: Showing 1 to 25 of 25 entries

Booking Number	RIID	Name	
LCCC0886526	16504973	[REDACTED]	View PSA
LCCC0886545	47172290	[REDACTED]	View PSA
LCCC0886536	55745543	[REDACTED]	View PSA
LCCC0886510	56955947	[REDACTED]	View PSA
LCCC0886493	56795944	[REDACTED]	View PSA
LCCC0886553	47057694	[REDACTED]	View PSA
LCCC0886479	55321313	[REDACTED]	View PSA
LCCC0886540	57513048	[REDACTED]	View PSA
LCCC0886506	55272328	[REDACTED]	View PSA
LCCC0886551	48143187	[REDACTED]	View PSA
LCCC0886468	56953565	[REDACTED]	View PSA
LCCC0886395	45021796	[REDACTED]	View PSA
LCCC0886547	56130565	[REDACTED]	View PSA
LCCC0886527	38888939	[REDACTED]	View PSA
LCCC0886503	55227751	[REDACTED]	View PSA



Challenges to Use of Data

- Extra duties for pretrial staff
- Unexpected layer of commitment
- Collection and analysis
- Effect when changes are made to data collection



Questions?

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