



Division of Criminal  
Justice Services

# Criminal Justice Statistical Report

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**Legislative Report Series**

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## **Executive Law Article 13-A Classification/ Alternatives to Incarceration Program 2015 Annual Report**

New York Executive Law Article 13-A requires that counties submit an Alternative to Incarceration (ATI) Service Plan for Classification Funding to New York State. The Plan is designed to identify the need for and plan for ATI programming as determined by either an advisory board established pursuant to this article, or by an existing criminal justice coordinating council.

The annual ATI Service Plan provides counties the opportunity to examine their criminal justice and jail populations and to conduct planning for effective ATI programs that reduce unnecessary reliance on incarceration. Upon approval of the Plan, the state provides counties funding (requires 50% match) for those programs, as well as the authority for the continued use of reduced classification at the jails they operate.

Pursuant to Section 267, the New York State Division of Criminal Justice Services (DCJS) shall submit its evaluation and assessment of ATI planning and programming efforts by the counties. This report complies with the reporting requirement by including the status of the development, approval, and implementation of such plans.

### **Development of ATI Service Plans**

The DCJS Office of Probation and Correctional Alternatives (OPCA) received a total of 57 ATI Service Plan Applications, from New York City and all other counties in the state, except Hamilton, for State Fiscal Year 2014-15. Counties were asked to analyze their jail populations as well as the relationship between substance use and abuse and incarceration practices. Their analysis is used to inform the types and nature of programming to be included in the plan when supporting the funds for one or more of the following program model options:

- Pretrial Services
- Defender-Based Advocacy Services
- Community Service
- Specialized and Drug/Alcohol Services
- Treatment Alternatives for Safer Communities (TASC)

Counties responded as follows to questions about the development of their ATI Service Plans and Advisory Board activities (see Table 1 below):

- 86% (49 out of 57 counties) reported that they had analyzed the county's jail population to determine incarceration practices and trends.
- 84% (48 out of 57 counties) reported that they had analyzed the relationship between alcohol, drugs and crime and the effects of alcohol and substance abuse on the local criminal justice system and jail, probation and alternatives to incarceration populations.
- 74% (42 out of 57 counties) reported that they had met to review the Annual Service Plans before they were approved and submitted to the state.
- 58% (33 out of 57 counties) reported that they had met to review the ATI programs' Quarterly Reports and Tracking Logs prior to their submission to the state.

**Table 1**  
**Advisory Board Activities**

	Counties Reporting	Does your Advisory Board analyze or review the following?			
		Incarceration Practices and Trends	Relationship between Substance Abuse and Crime	Annual Service Plans before Submission	Quarterly Reports and Logs before Submission
Total Reporting	57	49 – Yes	48 – Yes	42 – Yes	33 – Yes
Percent of Total		86%	84%	74%	58%

### **Approval and Implementation of ATI Service Plans**

A total of \$5,362,371 in funding for ATI programs was continued through renewal contracts effective July 1, 2015. All ATI contracts are performance-based contracts. Annual submission of the ATI Service Plan requires a review by DCJS of contractual milestone targets and program performance.

## Program Utilization

Tables 2 through 6 provide information about the numbers of persons served by the various ATI program models funded by DCJS from January 1, 2015 through December 31, 2015. These numbers represent the State's payment made pursuant to performance-based contracts and may not represent the total number of participants served by such programs and funded primarily by localities.

Pretrial Services Programs (44) report 25,211 releases with an overall Failure to Appear Rate of 3.0%.

**Table 2**

**Pretrial Services Program Utilization 2015**

	Number Screened	Number Interviewed	Total Number Released	Percent Released	Administrative Discharges	Total Number Under Pretrial Release <sup>1</sup>	Persons FTA	FTA Rate
Total	75,930	44,803	25,211	56.3%	452	41,788	1,233	3.0%

<sup>1</sup>This number includes those under supervision from previous year.

Defender-Based Advocacy Programs (8) prepared 2,578 individualized client-specific plans and 2,263 were accepted by courts or other releasing authorities.

**Table 3**

**Defender-Based Advocacy Program Utilization 2015**

	Number Prepared	Number Accepted	Percent Accepted
Total	2,578	2,263	87.8%

Community Service Programs (37) report that 94.5% of participants successfully completed the service.

**Table 4**

**Community Service Program Utilization 2015**

	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges	Completion Rate
Total	12,818	10,770	626	209	94.5%

Specialized and Drug/Alcohol Service Programs (26) report 12,687 individuals placed in programs and 90.1% completing.

**Table 5**

**Specialized and Drug/Alcohol Service Program Utilization 2015**

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges	Completion Rate
Total	14,613	12,687	10,314	1,139	24	90.1%

Treatment Alternatives for Safer Communities (TASC) Model Programs (10) report 3,966 placements and 3,818 successful completions.

**Table 6**

**Treatment Alternatives for Safer Communities Program Utilization 2015**

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Administrative Discharges	Completion Rate
Total	4,136	3,966	3,818	944	214	80.2%

## Review of Jail Population

Each year, DCJS publishes the '[Jail Population Outside of New York City \(Annual\)](#),' a report that summarizes census data for local jails outside of New York City for the last ten years. The report includes the average daily population for each local jail, as well as the number of inmates that are detained in pretrial status. These numbers are provided to each county in a summary table and are used by the counties to develop their ATI Service Plans.

## Alcohol, Drugs and Crime

Each year, DCJS provides counties with a table summarizing the prison under custody population, by county of commitment. The summary includes the percentage of inmates from the county who are under custody for drug or property offenses. As with the jail populations, counties compare their individual under-custody populations to the regional and the statewide totals and report the use of this information in preparing and submitting their ATI Service Plan.

Tables 5 and 6 above present the number of individuals assessed for and admitted to drug and alcohol service programs and TASC model programs. Overall, these substance abuse programs placed 18,749 participants. The majority (85.3%) of discharges successfully completed the programs. (See Table 7 below).

**Table 7**

### Alcohol and Substance Abuse Programs

	Number Assessed	Number Placed	Satisfactory Completions	Unsatisfactory Terminations	Admin Discharges	Completion Rate
Alcohol and Substance Abuse Programs	14,613	12,687	10,314	1,139	24	90.1%
TASC Model Programs	4,136	3,966	3,818	944	214	80.2%
Total	18,749	16,653	14,132	2,083	238	85.3%