

Dispositions of Adult Arrests Data Source Notes

The attached disposition data is derived from the Division of Criminal Justice Services (DCJS) Computerized Criminal History (CCH) system. CCH contains arrests and dispositions for offenses where fingerprints are required to be taken (Criminal Procedure Law 160.10). Arrest information is submitted by police agencies via a fingerprint transaction and disposition information is electronically transmitted to DCJS by the state Office of Court Administration. Dispositions of arrests shown involve individuals who were 18 or older when the crime was committed.

Dispositions are categorized by the most serious charge reported at the time of arrest. For example, if an individual was charged with a felony and a misdemeanor in connection with the same crime, a single disposition outcome would be displayed and would be categorized as a felony. **Outcomes are shown only for arrests that have reached a final disposition. Arrests with no disposition, an interim disposition, or a conviction without a sentence are not considered fully disposed and are not displayed.** Disposed arrests are categorized by the following arrest types:

- **Felony:** Offenses for which a sentence of imprisonment of more than one year may be imposed (Penal Law Article 10.05).
- **Misdemeanor:** Offenses, other than traffic infractions, for which a sentence of imprisonment of more than 15 days but no more than one year can be imposed (Penal Law Article 10.04).

If an arrest resulted in a conviction, the table notes whether the conviction charge was a felony, misdemeanor, or non-criminal offense. Convictions may be the result of a plea bargain or a trial, and may be for offenses other than what was charged at arrest. For example, felony arrests can result in conviction to a misdemeanor or violation, and misdemeanor arrest charges can be upgraded to a felony charge at arraignment and result in a felony conviction. There is a small percentage of cases (less than one percent) where Youthful Offender status was granted to someone who was 18 when the crime was committed. These cases are included in the Adult Convictions category but not shown separately. Data is displayed according to the year in which the final disposition occurred, regardless of when the arrest occurred (i.e., an arrest from 2017 that was disposed in 2018 would be displayed in 2018). For arrest events with multiple charges, the disposition shown is the most serious disposition. The following are the final disposition types:

- **Convicted-Sentenced:** Cases resulting in a conviction, either by plea or trial, where a sentence has been imposed.
- **Diverted and Dismissed:** Cases dismissed after successful completion of a treatment/diversion program pursuant to CPL 400.10(04).

Note: Not all 'Diverted and dismissed' dispositions are reported to DCJS.

- **Covered by Another Case:** Cases resolved by a disposition (usually a guilty plea) in a separate case.
- **Dismissed-Adjourned in Contemplation of Dismissal (ACD):** Cases dismissed after a period of adjournment under CPL 170.55.
- **Dismissed-Not ACD:** Cases that were dismissed based on merit or procedure.
- **Acquitted:** Cases where the defendant was found not guilty after trial.

- **DA Declined to Prosecute:** Cases where the District Attorney declined to bring formal charges against the arrested individual.

Note: This disposition primarily occurs in the five counties/boroughs of New York City.

- **Other:** Cases abated by the defendant's death, other unknown favorable dispositions and cases where it was determined that New York State did not have jurisdiction.

Sentences to prison, jail, and probation represent the sanction imposed by the court, not the number of admissions to jail or prison or Probation

Note: All percentages, even in the sentence type section of the tables, represent the percentage/proportion of total disposed arrests for the year.

NYS DIVISION OF CRIMINAL JUSTICE SERVICES

**ERIE COUNTY
ADULT ARRESTS (18 AND OLDER) DISPOSED**

Top Arrest Charge		Disposition Year										
		2015		2016		2017		2018		2019		
		N	%	N	%	N	%	N	%	N	%	
Felony	Total Dispositions	6,357	100.0%	6,327	100.0%	6,013	100.0%	6,118	100.0%	6,219	100.0%	
	Convicted-Sentenced	4,083	64.2%	4,045	63.9%	3,842	63.9%	3,917	64.0%	3,919	63.0%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	370	5.8%	473	7.5%	390	6.5%	452	7.4%	388	6.2%	
	Dismissed-ACD	210	3.3%	207	3.3%	232	3.9%	288	4.7%	315	5.1%	
	Dismissed-Not ACD	1,630	25.6%	1,518	24.0%	1,473	24.5%	1,390	22.7%	1,533	24.7%	
	Acquitted	21	0.3%	16	0.3%	14	0.2%	17	0.3%	19	0.3%	
	DA Declined to Prosecute	1	0.0%	3	0.0%	2	0.0%	0	0.0%	3	0.0%	
	Other	42	0.7%	65	1.0%	60	1.0%	54	0.9%	42	0.7%	
	Convictions for:											
		Felonies	1,126	17.7%	1,201	19.0%	1,094	18.2%	1,040	17.0%	1,021	16.4%
		Misdemeanors	1,920	30.2%	1,789	28.3%	1,758	29.2%	1,852	30.3%	1,772	28.5%
		Non-Criminal/Unknown	1,037	16.3%	1,055	16.7%	990	16.5%	1,025	16.8%	1,126	18.1%
	Sentences to:											
		Prison	453	7.1%	541	8.6%	498	8.3%	448	7.3%	451	7.3%
		Jail	954	15.0%	911	14.4%	764	12.7%	651	10.6%	578	9.3%
		Time Served	309	4.9%	267	4.2%	249	4.1%	271	4.4%	232	3.7%
		Jail+Probation	151	2.4%	156	2.5%	169	2.8%	148	2.4%	157	2.5%
		Probation	605	9.5%	588	9.3%	529	8.8%	598	9.8%	555	8.9%
		Fine	526	8.3%	496	7.8%	501	8.3%	532	8.7%	581	9.3%
		Cond Discharge	1,071	16.8%	1,074	17.0%	1,104	18.4%	1,242	20.3%	1,338	21.5%
		Other/Unknown	14	0.2%	12	0.2%	28	0.5%	27	0.4%	27	0.4%

Note: All percentages shown are based on total dispositions.
Source: DCJS, Computerized Criminal History system (as of 4/17/2020).

NYS DIVISION OF CRIMINAL JUSTICE SERVICES

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Top Arrest Charge		Disposition Year										
		2015		2016		2017		2018		2019		
		N	%	N	%	N	%	N	%	N	%	
Misdemeanor	Total Dispositions	15,731	100.0%	14,988	100.0%	13,061	100.0%	12,352	100.0%	12,655	100.0%	
	Convicted-Sentenced	9,618	61.1%	8,858	59.1%	7,493	57.4%	6,929	56.1%	6,903	54.5%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	1	0.0%	
	Covered by Another Case	651	4.1%	809	5.4%	594	4.5%	622	5.0%	722	5.7%	
	Dismissed-ACD	2,345	14.9%	2,389	15.9%	2,276	17.4%	2,210	17.9%	2,328	18.4%	
	Dismissed-Not ACD	2,907	18.5%	2,700	18.0%	2,522	19.3%	2,385	19.3%	2,517	19.9%	
	Acquitted	28	0.2%	33	0.2%	25	0.2%	42	0.3%	33	0.3%	
	DA Declined to Prosecute	4	0.0%	2	0.0%	4	0.0%	1	0.0%	3	0.0%	
	Other	178	1.1%	197	1.3%	147	1.1%	163	1.3%	148	1.2%	
	Convictions for:											
		Felonies	25	0.2%	15	0.1%	14	0.1%	14	0.1%	18	0.1%
		Misdemeanors	3,452	21.9%	3,235	21.6%	2,527	19.3%	2,168	17.6%	2,245	17.7%
		Non-Criminal/Unknown	6,141	39.0%	5,608	37.4%	4,952	37.9%	4,747	38.4%	4,640	36.7%
	Sentences to:											
		Prison	3	0.0%	4	0.0%	1	0.0%	4	0.0%	8	0.1%
		Jail	1,840	11.7%	1,635	10.9%	1,180	9.0%	957	7.7%	786	6.2%
		Time Served	966	6.1%	796	5.3%	641	4.9%	607	4.9%	574	4.5%
		Jail+Probation	31	0.2%	30	0.2%	24	0.2%	21	0.2%	14	0.1%
		Probation	202	1.3%	204	1.4%	162	1.2%	129	1.0%	161	1.3%
		Fine	3,304	21.0%	3,333	22.2%	3,016	23.1%	2,736	22.2%	2,771	21.9%
		Cond Discharge	3,185	20.2%	2,804	18.7%	2,408	18.4%	2,408	19.5%	2,541	20.1%
		Other/Unknown	87	0.6%	52	0.3%	61	0.5%	67	0.5%	48	0.4%

Note: All percentages shown are based on total dispositions.
Source: DCJS, Computerized Criminal History system (as of 4/17/2020).