

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

**MONTGOMERY 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	299	100.0%	346	100.0%	278	100.0%	303	100.0%	340	100.0%	
	Convicted-Sentenced	255	85.3%	250	72.3%	239	86.0%	255	84.2%	279	82.1%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	24	8.0%	28	8.1%	16	5.8%	25	8.3%	22	6.5%	
	Dismissed-ACD	1	0.3%	0	0.0%	1	0.4%	0	0.0%	2	0.6%	
	Dismissed-Not ACD	11	3.7%	13	3.8%	17	6.1%	16	5.3%	13	3.8%	
	Acquitted	0	0.0%	0	0.0%	1	0.4%	3	1.0%	2	0.6%	
	DA Declined to Prosecute	1	0.3%	1	0.3%	0	0.0%	0	0.0%	2	0.6%	
	Other	7	2.3%	54	15.6%	4	1.4%	4	1.3%	20	5.9%	
	Convictions for:											
		Felonies	120	40.1%	101	29.2%	99	35.6%	143	47.2%	150	44.1%
		Misdemeanors	119	39.8%	124	35.8%	127	45.7%	106	35.0%	116	34.1%
		Non-Criminal/Unknown	16	5.4%	25	7.2%	13	4.7%	6	2.0%	13	3.8%
	Sentences to:											
		Prison	56	18.7%	41	11.8%	40	14.4%	68	22.4%	62	18.2%
		Jail	56	18.7%	38	11.0%	40	14.4%	40	13.2%	50	14.7%
		Time Served	11	3.7%	14	4.0%	13	4.7%	11	3.6%	4	1.2%
		Jail+Probation	31	10.4%	19	5.5%	17	6.1%	23	7.6%	26	7.6%
		Probation	52	17.4%	58	16.8%	70	25.2%	65	21.5%	73	21.5%
		Fine	43	14.4%	63	18.2%	56	20.1%	34	11.2%	43	12.6%
		Cond Discharge	6	2.0%	15	4.3%	2	0.7%	12	4.0%	18	5.3%
		Other/Unknown	0	0.0%	2	0.6%	1	0.4%	2	0.7%	3	0.9%

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

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

Top Arrest Charge		Disposition Year										
		2015		2016		2017		2018		2019		
		N	%	N	%	N	%	N	%	N	%	
Misdemeanor	Total Dispositions	818	100.0%	740	100.0%	763	100.0%	708	100.0%	676	100.0%	
	Convicted-Sentenced	701	85.7%	651	88.0%	646	84.7%	599	84.6%	578	85.5%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	32	3.9%	19	2.6%	33	4.3%	31	4.4%	27	4.0%	
	Dismissed-ACD	8	1.0%	7	0.9%	7	0.9%	5	0.7%	12	1.8%	
	Dismissed-Not ACD	72	8.8%	55	7.4%	69	9.0%	68	9.6%	43	6.4%	
	Acquitted	1	0.1%	0	0.0%	0	0.0%	1	0.1%	0	0.0%	
	DA Declined to Prosecute	0	0.0%	0	0.0%	1	0.1%	1	0.1%	0	0.0%	
	Other	4	0.5%	8	1.1%	7	0.9%	3	0.4%	16	2.4%	
	Convictions for:											
		Felonies	4	0.5%	2	0.3%	3	0.4%	8	1.1%	9	1.3%
		Misdemeanors	359	43.9%	356	48.1%	307	40.2%	300	42.4%	282	41.7%
		Non-Criminal/Unknown	338	41.3%	293	39.6%	336	44.0%	291	41.1%	287	42.5%
	Sentences to:											
		Prison	0	0.0%	1	0.1%	2	0.3%	3	0.4%	1	0.1%
		Jail	120	14.7%	82	11.1%	79	10.4%	101	14.3%	100	14.8%
		Time Served	30	3.7%	25	3.4%	20	2.6%	12	1.7%	17	2.5%
		Jail+Probation	10	1.2%	2	0.3%	3	0.4%	4	0.6%	1	0.1%
		Probation	11	1.3%	18	2.4%	17	2.2%	52	7.3%	39	5.8%
		Fine	502	61.4%	493	66.6%	478	62.6%	381	53.8%	369	54.6%
		Cond Discharge	25	3.1%	26	3.5%	33	4.3%	40	5.6%	48	7.1%
		Other/Unknown	3	0.4%	4	0.5%	14	1.8%	6	0.8%	3	0.4%

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