

Disposed 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 adult 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 Office of Court Administration. For calendar years up to and including 2017, state law defined an adult as anyone age 16 or older. Dispositions of arrests for misdemeanors committed by 16 year olds on or after October 1, 2018 are not included as these arrests are no longer fingerprinted due to Raise the Age Legislation. Dispositions of felony arrests committed by 16 year olds and handled in the Youth Part of criminal court are included in these counts.

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).
- **Violent Felony:** A subset of the felony category that includes all charges listed under Penal Law Article 70.02 and the Class A felonies of murder, arson, kidnapping, and predatory sexual assault.
- **Drug Felony:** A subset of the felony category that includes all felony charges listed under Penal Law Article 220 (Controlled Substances) and Article 221 (Marijuana).
- **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 (i.e., a felony arrest may result in conviction for a misdemeanor or violation. Conversely, charges can also be upgraded post-arrest). Convictions are further categorized as Adult Convictions and Youthful Offender Adjudications. Under state law, Youthful Offender status may be granted by a court to individuals who are 16, 17 or 18 years old. This results in the conviction being sealed, however, the individual may serve a period of incarceration as the result of the Youthful Offender Adjudication. 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 the 2018 column). For arrest events with multiple charges, the disposition shown is the most serious disposition. The following are 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 court-imposed sanctions and not actual admissions or caseloads.

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 DISPOSED**

Top Arrest Charge		Disposition Year										
		2014		2015		2016		2017		2018		
		N	%	N	%	N	%	N	%	N	%	
Felony	Total Dispositions	343	100.0%	317	100.0%	362	100.0%	289	100.0%	324	100.0%	
	Convicted-Sentenced	291	84.8%	269	84.9%	258	71.3%	248	85.8%	266	82.1%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	18	5.2%	26	8.2%	28	7.7%	18	6.2%	32	9.9%	
	Dismissed-ACD	0	0.0%	1	0.3%	0	0.0%	1	0.3%	0	0.0%	
	Dismissed-Not ACD	14	4.1%	13	4.1%	13	3.6%	17	5.9%	16	4.9%	
	Acquitted	4	1.2%	0	0.0%	0	0.0%	1	0.3%	3	0.9%	
	DA Declined to Prosecute	2	0.6%	1	0.3%	1	0.3%	0	0.0%	0	0.0%	
	Other	14	4.1%	7	2.2%	62	17.1%	4	1.4%	7	2.2%	
	Adult Non-YO Convictions for:	Felonies	113	32.9%	114	36.0%	95	26.2%	98	33.9%	142	43.8%
		Misdemeanors	149	43.4%	119	37.5%	120	33.1%	122	42.2%	100	30.9%
		Non-Criminal/Unknown	18	5.2%	16	5.0%	25	6.9%	13	4.5%	6	1.9%
	Youthful Offender Adjudications for:	Felonies	6	1.7%	10	3.2%	11	3.0%	7	2.4%	9	2.8%
		Misdemeanors	5	1.5%	10	3.2%	7	1.9%	8	2.8%	9	2.8%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	59	17.2%	56	17.7%	41	11.3%	42	14.5%	73	22.5%
		Jail	47	13.7%	58	18.3%	39	10.8%	41	14.2%	41	12.7%
		Time Served	12	3.5%	12	3.8%	14	3.9%	13	4.5%	11	3.4%
		Jail+Probation	34	9.9%	35	11.0%	21	5.8%	20	6.9%	24	7.4%
		Probation	52	15.2%	59	18.6%	61	16.9%	72	24.9%	71	21.9%
		Fine	72	21.0%	43	13.6%	64	17.7%	56	19.4%	33	10.2%
		Cond Discharge	13	3.8%	6	1.9%	16	4.4%	2	0.7%	12	3.7%
		Other/Unknown	2	0.6%	0	0.0%	2	0.6%	2	0.7%	1	0.3%

Note: All percentages shown are based on total dispositions.
Source: DCJS, Computerized Criminal History system (as of 3/22/2019).

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ADULT ARRESTS DISPOSED**

Top Arrest Charge		Disposition Year										
		2014		2015		2016		2017		2018		
		N	%	N	%	N	%	N	%	N	%	
Violent Felony	Total Dispositions	59	100.0%	64	100.0%	68	100.0%	45	100.0%	60	100.0%	
	Convicted-Sentenced	43	72.9%	53	82.8%	49	72.1%	38	84.4%	51	85.0%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	7	11.9%	6	9.4%	3	4.4%	1	2.2%	2	3.3%	
	Dismissed-ACD	0	0.0%	1	1.6%	0	0.0%	1	2.2%	0	0.0%	
	Dismissed-Not ACD	2	3.4%	1	1.6%	1	1.5%	3	6.7%	5	8.3%	
	Acquitted	1	1.7%	0	0.0%	0	0.0%	1	2.2%	1	1.7%	
	DA Declined to Prosecute	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Other	6	10.2%	3	4.7%	15	22.1%	1	2.2%	1	1.7%	
	Adult Non-YO Convictions for:											
		Felonies	22	37.3%	26	40.6%	25	36.8%	21	46.7%	25	41.7%
		Misdemeanors	17	28.8%	19	29.7%	12	17.6%	13	28.9%	20	33.3%
		Non-Criminal/Unknown	2	3.4%	0	0.0%	3	4.4%	1	2.2%	0	0.0%
	Youthful Offender Adjudications for:											
		Felonies	2	3.4%	5	7.8%	6	8.8%	1	2.2%	3	5.0%
		Misdemeanors	0	0.0%	3	4.7%	3	4.4%	2	4.4%	3	5.0%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:											
		Prison	16	27.1%	20	31.3%	16	23.5%	17	37.8%	19	31.7%
		Jail	10	16.9%	10	15.6%	8	11.8%	8	17.8%	15	25.0%
		Time Served	2	3.4%	1	1.6%	2	2.9%	3	6.7%	3	5.0%
		Jail+Probation	7	11.9%	11	17.2%	7	10.3%	5	11.1%	3	5.0%
		Probation	3	5.1%	10	15.6%	10	14.7%	2	4.4%	10	16.7%
		Fine	3	5.1%	1	1.6%	5	7.4%	2	4.4%	1	1.7%
		Cond Discharge	2	3.4%	0	0.0%	1	1.5%	0	0.0%	0	0.0%
		Other/Unknown	0	0.0%	0	0.0%	0	0.0%	1	2.2%	0	0.0%

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Top Arrest Charge		Disposition Year										
		2014		2015		2016		2017		2018		
		N	%	N	%	N	%	N	%	N	%	
Drug Felony	Total Dispositions	79	100.0%	59	100.0%	71	100.0%	59	100.0%	52	100.0%	
	Convicted-Sentenced	73	92.4%	51	86.4%	50	70.4%	48	81.4%	41	78.8%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	3	3.8%	5	8.5%	7	9.9%	4	6.8%	6	11.5%	
	Dismissed-ACD	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Dismissed-Not ACD	2	2.5%	1	1.7%	3	4.2%	7	11.9%	3	5.8%	
	Acquitted	1	1.3%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	DA Declined to Prosecute	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Other	0	0.0%	2	3.4%	11	15.5%	0	0.0%	2	3.8%	
	Adult Non-YO Convictions for:	Felonies	44	55.7%	26	44.1%	21	29.6%	23	39.0%	26	50.0%
		Misdemeanors	25	31.6%	21	35.6%	25	35.2%	15	25.4%	12	23.1%
		Non-Criminal/Unknown	1	1.3%	2	3.4%	3	4.2%	5	8.5%	1	1.9%
	Youthful Offender Adjudications for:	Felonies	2	2.5%	2	3.4%	1	1.4%	1	1.7%	2	3.8%
		Misdemeanors	1	1.3%	0	0.0%	0	0.0%	4	6.8%	0	0.0%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	25	31.6%	14	23.7%	11	15.5%	9	15.3%	20	38.5%
		Jail	9	11.4%	12	20.3%	7	9.9%	7	11.9%	4	7.7%
		Time Served	3	3.8%	0	0.0%	4	5.6%	3	5.1%	1	1.9%
		Jail+Probation	13	16.5%	3	5.1%	1	1.4%	3	5.1%	2	3.8%
		Probation	14	17.7%	13	22.0%	13	18.3%	16	27.1%	9	17.3%
		Fine	9	11.4%	9	15.3%	14	19.7%	9	15.3%	5	9.6%
		Cond Discharge	0	0.0%	0	0.0%	0	0.0%	1	1.7%	0	0.0%
		Other/Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%

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		2014		2015		2016		2017		2018		
		N	%	N	%	N	%	N	%	N	%	
Misdemeanor	Total Dispositions	795	100.0%	859	100.0%	792	100.0%	795	100.0%	719	100.0%	
	Convicted-Sentenced	667	83.9%	737	85.8%	691	87.2%	667	83.9%	607	84.4%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	30	3.8%	35	4.1%	21	2.7%	36	4.5%	32	4.5%	
	Dismissed-ACD	13	1.6%	8	0.9%	8	1.0%	9	1.1%	5	0.7%	
	Dismissed-Not ACD	71	8.9%	73	8.5%	63	8.0%	76	9.6%	70	9.7%	
	Acquitted	0	0.0%	1	0.1%	0	0.0%	0	0.0%	1	0.1%	
	DA Declined to Prosecute	3	0.4%	0	0.0%	0	0.0%	1	0.1%	1	0.1%	
	Other	11	1.4%	5	0.6%	9	1.1%	6	0.8%	3	0.4%	
	Adult Non-YO Convictions for:	Felonies	3	0.4%	4	0.5%	2	0.3%	3	0.4%	8	1.1%
		Misdemeanors	261	32.8%	353	41.1%	351	44.3%	304	38.2%	291	40.5%
		Non-Criminal/Unknown	390	49.1%	353	41.1%	311	39.3%	346	43.5%	293	40.8%
	Youthful Offender Adjudications for:	Felonies	0	0.0%	0	0.0%	1	0.1%	0	0.0%	0	0.0%
		Misdemeanors	13	1.6%	25	2.9%	26	3.3%	12	1.5%	14	1.9%
		Unknown	0	0.0%	2	0.2%	0	0.0%	2	0.3%	1	0.1%
	Sentences to:	Prison	2	0.3%	0	0.0%	1	0.1%	2	0.3%	3	0.4%
		Jail	80	10.1%	123	14.3%	84	10.6%	82	10.3%	103	14.3%
		Time Served	27	3.4%	31	3.6%	25	3.2%	21	2.6%	12	1.7%
		Jail+Probation	5	0.6%	10	1.2%	3	0.4%	3	0.4%	4	0.6%
		Probation	8	1.0%	15	1.7%	28	3.5%	18	2.3%	53	7.4%
		Fine	491	61.8%	525	61.1%	517	65.3%	488	61.4%	382	53.1%
		Cond Discharge	40	5.0%	28	3.3%	30	3.8%	41	5.2%	47	6.5%
		Other/Unknown	14	1.8%	5	0.6%	3	0.4%	12	1.5%	3	0.4%

Note: All percentages shown are based on total dispositions.
Source: DCJS, Computerized Criminal History system (as of 3/22/2019).