

**Virginia Pretrial Services Stakeholder Group**  
**Work Group C: Defining and Measuring Data Outcomes**  
**Meeting Summary**

**Date of Meeting:** March 26, 2018

**In attendance**

Christina	Arrington	Virginia State Crime Commission
Leon	Baker	Virginia Department of Criminal Justice Services
Baron	Blakley	Virginia Department of Criminal Justice Services
David	Bourne	1-800-FOR-BAIL/Virginia Bail Association Legislative Chair
Andreas	Brielmaier	Culpeper County Criminal Justice Services
Ross	Carew	OAR/Jefferson Area Community Corrections
Jane Sherman	Chambers <sup>1</sup>	Commonwealth's Attorneys' Services Council
Dave	Eber	Prince William Office of Criminal Justice Services
Meredith	Farrar-Owens	Virginia Criminal Sentencing Commission
Thomas	Fitzpatrick	Virginia Department of Criminal Justice Services
Neal	Goodloe	OAR/Jefferson Area Community Corrections
Liz	Greenwood	Virginia State Crime Commission
Jody	Hess	Office of the Executive Secretary of the Supreme Court of Virginia
Jack	Irvin	Virginia Department of Criminal Justice Services
Kari	Jackson	Virginia State Compensation Board
Maria	Jankowski	Indigent Defense Commission
Lt. Mandy	Lambert	Prince William Detention Center
Jim	McDonough	Virginia Department of Criminal Justice Services
Captain Tricia	Powers	Virginia State Police
Kenneth	Rose	Virginia Department of Criminal Justice Services
Judge	Thorne-Begland	Judge, 13th Judicial District of Virginia, General District Court
Kristi	Wright	Office of the Executive Secretary of the Supreme Court of Virginia

**Meeting overview 3/26/2018**

**I. Compare pretrial outcomes in jurisdictions with pretrial services and jurisdictions without pretrial services.**

Questions that need answering:

<sup>1</sup> Jane Sherman Chambers has moved to Workgroup B: Pretrial Investigations, Supervision, Training, and Resources.

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1. How should this study be conducted and how to track data in the future?
  - a. Would it be more meaningful to complete statistical analysis on outcomes by release types rather than the limitation of by jurisdictions with pretrial services compared to those without pretrial services?
  - b. Should the study be prospective or retrospective?
  - c. Are there other approaches to the methodology that should be considered?
    - i. Could a weighted time survey, similar to the studies where judges would track their time on the bench for a certain period, be used to collect data on case outcomes?
  - d. If by release type, what are the release types that should be measured?
    - i. Summons
    - ii. Recognizance
    - iii. Recognizance and pretrial supervision
    - iv. Recognizance and other condition (GPS, SCRAM, etc.)
    - v. Unsecured bond
    - vi. Unsecured bond and pretrial supervision
    - vii. Unsecured bond and other condition (GPS, SCRAM, etc.)
    - viii. Secured bond
    - ix. Secured bond and pretrial supervision
    - x. Secured bond and condition (GPS, SCRAM, etc.)
    - xi. Secured bond by type:
      1. Private surety
        - a. Property bondsman
        - b. Surety bondsman
      2. Personal surety
      3. Full cash
      4. Property
  - e. What data sources would be needed?
    - i. Could the magistrate database be the source of the initial data set?
  - f. Is there data available to determine how many cases are disposed in a given court in a given time period?
    - i. If so, how many cases are disposed in General District Courts, Juvenile and Domestic Relations Courts, and Circuit Courts in the time frame under examination?
    - ii. Of this total, what percentage of defendants in cases disposed in General District Courts, Juvenile and Domestic Relations Courts, and Circuit Courts is released prior to case adjudication?
  - g. What issues should be considered with the potential sample size or other issues with the data?

**II. Ascertaining methods to better define and track statewide appearance, public safety, and success rates.**

Questions that need answering:

1. How are appearance, failure to appear, public safety, and new arrest rates **currently being captured** across various data sources.

- a. What are the strengths and limitation of how these outcomes are measured and/or calculated?
2. How **should** appearance rate be measured or calculated?
  - a. This will require a reliable way to measure the documented instance when a defendant fails to appear in court, how a failure to appear is defined, and the data sources to be used.
  - b. One possible measure could be, the percentage of defendants admitted to bail and released who attend all pretrial court appearances.
  - c. Appearance Rate = Total number of released defendants without failure to appear/number of released defendants that reach case conclusion X 100.
3. How **should** failure to appear be defined and measured?
  - a. Failure to appear could be measured by any instance of failure to appear for a court date, regardless of court action (show cause summons, capias, or held in contempt).
4. What data sources could be used to capture failure to appear in court?
  - a. Court records maintained by the Office of the Executive Secretary of the Supreme Court of Virginia.
5. How should public safety rate be measured or calculated?
  - a. One possible measure could be, the percentage of defendants admitted to bail and released who are not charged with a new offense during the time on release.
  - b. Public Safety Rate = Total number of released defendants without new alleged criminal activity/number of released defendants that reach case conclusion X 100.
6. How should new alleged criminal activity be defined and measured?
  - a. Any new arrest during the period of release on bail.
  - b. Should there be a distinction of new alleged criminal activity by categories, e.g., violent, drug, theft, etc.? (Measure the dangerousness of the new alleged criminal activity)
7. What data sources will be used to capture alleged new criminal activity?
  - a. Possible data sources could be criminal history records maintained by the Virginia State Police (VCIN/NCIC).
  - b. Court records maintained by the Office of the Executive Secretary of the Supreme Court of Virginia.
8. How should the success rate be measured or calculated?
  - a. One possible measure could be, the percentage of defendants admitted to bail and released who (1) appear for all scheduled court appearances, and (2) are not charged with a new criminal offense during the period of release.

### **III. Analyze the impact of pretrial services programs on local jail populations.**

Questions that need answering:

1. What is the primary data source for all jails in Virginia?
  - a. LIDS
  - b. Local jail systems
2. What data should be examined to determine the impact of pretrial services on jails?

- a. Release rate and detention rates
- b. Number of commitments to jail
- c. Number of releases by release type
- d. Average Length of Stay in jail for those released by release type
- e. Number detained entire period awaiting trial
  - i. On secured bond
  - ii. Denied bail
  - iii. On other hold
- f. Awaiting Trial Average Daily Population

**IV. Establishing uniform vocabulary and definitions for data entry and tracking**

Questions that need answering:

1. What terms need uniform definitions for data entry and tracking?
2. Will the vocabulary and definitions be adopted among other criminal justice databases?

<b>Study Methodology for Comparison of Release Mechanism Outcomes</b>		
<b>Action</b>	<b>Assigned To</b>	<b>Due</b>
Create plan for a prospective, retrospective, and/or combined study(s).	Christina Arrington/Baron Blakely/Meredith Farrar-Owens	May 21, 2018
Identify all release types that will be used for the study.	Christina Arrington/Ken Rose/Kristi Wright	May 21, 2018
Identify the data sources that will be used for the study.	Meredith Farrar- Owens/Christina Arrington/Kristi Wright/Ken Rose	May 21, 2018
Determine the type of cases to be study, e.g., any criminal defendant (misdemeanor or felony) released during a period of time under examination.	Christina Arrington/Baron Blakely	May 21, 2018
Determine the optimal size of the cohort to be used for this study.	Christina Arrington/Baron Blakely	May 21, 2018
For the prospective study, determine the cut off point for cases not reaching final case conclusion (length of time).	Christina Arrington/Baron Blakely/Meredith Farrar-Owens	May 21, 2018

<b>Impact on Jail Populations</b>		
<b>Action</b>	<b>Assigned To</b>	<b>Due</b>
Determine if there is a valid and reliable approach to determining variances between local and regional jails that serve localities with pretrial services versus those that do not.	Baron Blakely/Christina Arrington/Ken Rose	June 18, 2018
Develop methodology to determine the impact of pretrial services on jails.	Christina Arrington/Baron	June 18, 2018

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	Blakely/Ken Rose	
Determine data sources of jail data (LIDS, local jail management systems).	Kari Jackson/Baron Blakely	June 18, 2018
Determine measures to be used to best analyze impact of pretrial services on jails.	Christina Arrington/Baron Blakely/Ken Rose	June 18, 2018

### Defining Outcome Measures

Action	Assigned To	Due
Define appearance rate	Ken Rose/ Christina Arrington/Meredith Farrar-Owens	June 18, 2018
Define failure to appear	Ken Rose/ Christina Arrington/Meredith Farrar-Owens	June 18, 2018
Define public safety rate	Ken Rose/ Christina Arrington/Meredith Farrar-Owens	June 18, 2018
Define new alleged criminal activity	Ken Rose/ Christina Arrington/Meredith Farrar-Owens	June 18, 2018
Define success rate	Ken Rose/ Christina Arrington/Meredith Farrar-Owens	June 18, 2018

### Vocabulary and definitions for data entry and tracking

Action	Assigned To	Due
Identify terms that will need uniform definitions for data entry and tracking.	Ken Rose/Christina Arrington/Kristi Wright/ Kari Jackson/Meredith Farrar-Owens	June 18, 2018
Develop definitions for terms that have been identified as	Ken	June 18,

needing uniformity.	Rose/Christina Arrington/Kristi Wright/ Kari Jackson/Meredith Farrar-Owens	2018
Develop a strategy to implement definitions if those terms are shared among other criminal justice databases.	Ken Rose/Christina Arrington/Kristi Wright/ Kari Jackson/Meredith Farrar-Owens	June 18, 2018

<b>Next Meeting</b>		
<b>Date</b>	<b>Time</b>	<b>Location</b>
May 21, 2018	1:00 p.m. to 4:00 p.m.	Patrick Henry Building- Richmond, VA
June 18, 2018	1:00 p.m. to 4:00 p.m.	Patrick Henry Building- Richmond, VA Possibly a WebEx