

VIRGINIA PRE-TRIAL DATA PROJECT



STATEWIDE DESCRIPTIVE FINDINGS

October 2017 Cohort Dataset

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Virginia Pre-Trial Data Project: Statewide Descriptive Findings

This document provides an overview of statewide, descriptive data contained in the Virginia Pre-Trial Data Project. This descriptive data only summarizes information in the dataset, rather than providing explanations for *why* any differences may exist between variables or groups of defendants within the dataset.

Section 1: Statewide Profile

The *Statewide Profile* section provides the population profile, criminal incidents reported, and adult arrests for Virginia in 2017, as well as a Virginia Pre-Trial Data Project statewide cohort overview.

Section 2: Defendants in Cohort

The *Defendants in Cohort* section provides an overview of statewide court appearance and public safety outcomes, defendant demographics, classification of contact event charges, defendant criminal histories, risk levels, bond amount and release information, number of days between pre-trial release and failure to appear or new in-state jailable offense, and final case disposition for each defendant whose initial summons or arrest occurred in October 2017. The defendants are classified into the following categories based on their ultimate pre-trial release mechanism or detention status during the pre-trial period:

- released on summons
- released on personal recognizance (PR) or unsecured bond only
- released on PR or unsecured bond with pretrial services agency (PSA) supervision
- released on secured bond only
- released on secured bond with pretrial services agency (PSA) supervision
- held with secured bond for entire pre-trial period
- held without bond for entire pre-trial period (i.e., denied bail)

Note: The data in Section 2 excludes defendants whose October 2017 contact event related to a pending charge or prior conviction (probation violation, failure to appear, contempt of court).

Please refer to the *Virginia Pre-Trial Data Project: Preliminary Data Codebook* for detailed information on each variable included in Section 1 and 2 of this document.

Factors Impacting the Virginia Pre-Trial Data Project Dataset

Comparison across localities based solely on the data presented in this report is strongly discouraged. Virginia is an extremely diverse state comprised of 133 localities with unique features and characteristics. Variances across localities in terms of demographics, judicial officers, court practices, pretrial services agencies, bail bondsmen, other stakeholders, and services (e.g., mental health and substance use treatment) available during the pre-trial period are important considerations. For instance, pretrial services agencies are very diverse in terms of the number of localities served, funding, total number of investigations and supervision placements, average daily caseload, and overall success rates.¹ Bail bondsmen also vary by type, licensing requirements, caseload, jurisdictions served, structure of organization/business, and overall success rates.

Factors impacting the type and volume of crime in a locality must also be taken into account, as these considerations ultimately impact the workload of law enforcement, courts, prosecutors, defense attorneys, pretrial services agencies, bail bondsmen, and correctional facilities. The annual report by the Virginia State Police, *Crime in Virginia*, highlights numerous factors impacting crime rates, including:²

- Population size, density, and degree of urbanization;
- Population variations in composition and stability;
- Economic conditions and employment availability;
- Cultural factors, education, and religious characteristics;
- Family cohesiveness;
- Climate, including seasonal weather conditions;
- Effective strength of law enforcement agencies;
- Administrative and investigative efficiency of law enforcement agencies;
- Organization and cooperation of adjoining and overlapping police jurisdictions;
- Attitudes and policies of the courts, prosecutors, and corrections;
- Citizen attitudes toward crime and law enforcement agencies; and,
- Crime reporting practices of individuals.

The data contained in the Virginia Pre-Trial Data Project is a compilation of information and variables from numerous different data sources. As such, the variables within the Virginia Pre-Trial Data Project reflect the inherent strengths and limitations of each of those different data sources. Please refer to the *Virginia Pre-Trial Data Project: Preliminary Data Codebook* for detailed information on each variable included in Section 1 and 2 of this document.

¹ See Virginia Department of Criminal Justice Services. (2019). *Report on Pretrial Services Agencies- FY2019*.

² See Virginia State Police. *Crime in Virginia-2019*, at p. 3. Retrieved from https://www.vsp.virginia.gov/downloads/Crime_in_Virginia/Crime%20In%20Virginia%202019.pdf.

SECTION 1: STATEWIDE PROFILE

FIPS Code: 51 Region: --- Judicial Circuit: --- Judicial District: --- Magisterial Region:---

Public Defender Office (Oct. 2017): --- Pretrial Services Agency (Oct. 2017): ---

2017 Population Profile:

Population: 8,470,020

Population density: 202.6 m²

- White: 69.7%
- Black: 19.8%
- Asian: 6.8%
- Other Races: 0.7%
- Hispanic Origin: 9.4%
- Male: 49.2%
- Female: 50.8%
- Median age: 38.1
- High school graduate or above: 89.0%
- Bachelor's degree or above: 37.6%

Geographic area: 39,490.1 m²

Total sworn law enforcement officers per 1,000: 2.2

- Households with a computer: 88.6%
- Households with broadband internet: 80.0%
- Unemployment rate: 3.5%
- Per capita income: \$36,268
- Median household income: \$68,766
- Below poverty level: 11.2%
- Gini index: 0.4674
- No health insurance: 9.9%
- Received cash public assistance income: 2.0%
- Received food stamp/SNAP benefits: 9.1%

Source: All variables above were collected from 2017 population estimates by the U.S. Census Bureau except for the following variables: total sworn law enforcement officers per 1,000 (Virginia State Police, 2017), unemployment rate (Bureau of Labor Statistics, October 2017) and Gini index (U.S. Census Bureau, 2010).

2017 Criminal Incidents Reported and Adult Arrests:

Total Incidents Reported: 394,187

Incident Rate per 1,000: 46.5

Crimes Against Persons: 106,533 offenses

Total Adult Arrests: 264,027

Crimes Against Property: 260,584 offenses

Group A Adult Arrests: 124,083

Crimes Against Society: 85,710 offenses

Group B Adult Arrests: 139,944

Source: All variables above were collected and calculated from the *Crime in Virginia, 2017*, report by the Virginia State Police.

October 2017: Virginia Pre-Trial Data Project – Statewide Overview

Defendants in Statewide Cohort: 22,986

Related to New Arrests: 15,715 (68%)

Related to Pending Charges/Prior Convictions: 3,873 (17%)

Excluded: 3,398 (15%)

Court Jurisdiction: Circuit: 2,399 (10%)

General District: 16,729 (73%)

J&DR District: 3,274 (14%)

Multiple courts: 584 (3%)

Released During Pre-Trial Period: 19,154 (83%)

Released on Summons: 5,285

Released on PR or Unsecured Bond: 8,425

Released on Secured Bond: 5,149

Released - Bond Type Undetermined: 326

Released/Detained Status Undetermined: 31 (0.1%)

Detained Entire Pre-Trial Period: 3,801 (17%)

Held without Bond: 3,368

Held with Secured Bond: 360

Held with PR or Unsecured Bond: 9

Detained - Bond Type Undetermined: 64

Contact Events by Most Serious Charge in the Statewide Cohort:

1. Narcotics: 3,147 (14%)

2. Assault: 2,977 (13%)

3. Larceny: 1,987 (9%)

4. DWI: 1,987 (9%)

5. Obstruction: 1,673 (7%)

6. Contempt of Court: 1,531 (7%)

7. Probation Violation: 1,272 (6%)

8. Reckless Driving or Eluding: 949 (4%)

9. License-Related Offenses: 938 (4%)

10. Failure to Appear: 906 (4%)

Note: Please refer to the *Virginia Pre-Trial Data Project: Preliminary Data Codebook* for detailed information on each variable listed.

SECTION 2: DEFENDANTS IN COHORT

STATEWIDE

Table 1: Court Appearance and Public Safety Outcomes for Defendants in Cohort

(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide	<u>Released Defendants</u>					<u>Detained Defendants</u>	
	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision	Held with Secured Bond	Held without Bond
Number of Defendants, N= 15,653¹	4,227	4,733	632	3,120	1,019	226	1,696
Overall Court Appearance and Public Safety Outcomes							
Defendants Charged with Failure to Appear	361 (9%)	617 (13%)	97 (15%)	514 (16%)	126 (12%)	3 (1%)	55 (3%)
Defendants Arrested for New In-State Jailable Offense	702 (17%)	945 (20%)	177 (28%)	889 (28%)	288 (28%)	9 (4%)	108 (6%)
Arrests for New In-State Jailable Offense²							
Defendants Arrested for New In-State Jailable Non-Felony Offense ³	648 (15%)	845 (18%)	154 (24%)	778 (25%)	252 (25%)	6 (3%)	82 (5%)
Defendants Arrested for New In-State Felony Offense	160 (4%)	316 (7%)	74 (12%)	374 (12%)	144 (14%)	3 (1%)	33 (2%)
Defendants Arrested for New In-State Violent Felony Offense (§ 17.1-805)	39 (1%)	96 (2%)	22 (3%)	105 (3%)	39 (4%)	1 (0%)	19 (1%)

Source: Virginia Pre-Trial Data Project. Preliminary analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

¹ There were 15,715 defendants in the statewide cohort whose October 2017 contact event related to a new arrest; however, 5 defendants held with a PR or unsecured bond and 57 defendants detained with an undetermined bond type were excluded from the analysis in this table since they could not be classified reliably.

² The percentages of defendants arrested for new in-state offenses cannot be added for purposes of determining the overall public safety outcome because these defendants may have been arrested for both felony and misdemeanor offenses during the pre-trial period. The *overall percentage* of defendants arrested for a “new in-state jailable offense” is smaller than the *sum of percentages* for defendants arrested for a “new in-state jailable misdemeanor/ordinance violation” and a “new in-state felony offense.” The larger percentages account for defendants who were arrested for both a felony and misdemeanor offense during the pre-trial period; whereas, the percentage of defendants arrested for a “new in-state jailable offense” accounts for defendants who were arrested for at least one new in-state offense during the pre-trial period. The percentage of defendants arrested for a “new in-state violent felony offense (§ 17.1-805)” is a subset of the overall percentage of defendants arrested for a “new in-state felony offense.”

³ The “New In-State Jailable Non-Felony Offense” category includes jailable misdemeanors and ordinance violations.

Table 2: Demographics of Defendants*(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)*

Statewide Demographics	<u>Released Defendants</u>					<u>Detained Defendants</u>	
	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision	Held with Secured Bond	Held without Bond
Number of Defendants, N=15,653¹	4,227	4,733	632	3,120	1,019	226	1,696
Sex							
Male	2,809 (66%)	3,111 (66%)	447 (71%)	2,311 (74%)	790 (78%)	186 (82%)	1,483 (87%)
Female	1,418 (34%)	1,622 (34%)	185 (29%)	809 (26%)	229 (22%)	40 (18%)	213 (13%)
Age							
18-25 years old	1,730 (41%)	1,422 (30%)	199 (31%)	828 (27%)	282 (28%)	46 (20%)	441 (26%)
26-35 years old	1,158 (27%)	1,473 (31%)	207 (33%)	1,074 (34%)	362 (36%)	88 (39%)	601 (35%)
36-45 years old	621 (15%)	830 (18%)	106 (17%)	657 (21%)	199 (20%)	48 (21%)	345 (20%)
46-55 years old	414 (10%)	616 (13%)	61 (10%)	366 (12%)	137 (13%)	31 (14%)	211 (12%)
>55 years old	304 (7%)	392 (8%)	59 (9%)	195 (6%)	39 (4%)	13 (6%)	98 (6%)
Race²							
White	2,373 (56%)	2,933 (62%)	359 (57%)	1,783 (57%)	558 (55%)	131 (58%)	858 (51%)
Black	1,742 (41%)	1,676 (35%)	266 (42%)	1,293 (41%)	446 (44%)	93 (41%)	825 (49%)
Asian or Pacific Islander	76 (2%)	90 (2%)	7 (1%)	29 (1%)	13 (1%)	0 (0%)	11 (1%)
American Indian or Alaskan Native	4 (0%)	0 (0%)	0 (0%)	1 (0%)	1 (0%)	0 (0%)	0 (0%)
Unknown	32 (1%)	34 (1%)	0 (0%)	14 (0%)	1 (0%)	2 (1%)	2 (0%)
Residency (based on zip code)							
Virginia Resident	0 (0%)	4,193 (89%)	555 (88%)	2,624 (84%)	916 (90%)	168 (74%)	1,277 (75%)
Out-of-State Resident	0 (0%)	284 (6%)	20 (3%)	274 (9%)	40 (4%)	22 (10%)	120 (7%)
Undetermined	4,227 (100%)	256 (5%)	57 (9%)	222 (7%)	63 (6%)	36 (16%)	299 (18%)
Indigent³							
Defendant represented by public defender or court-appointed attorney at time of case closure	1,251 (30%)	2,270 (48%)	438 (69%)	1,904 (61%)	655 (64%)	188 (83%)	1,330 (78%)

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

¹ There were 15,715 defendants in the statewide cohort whose October 2017 contact event related to a new arrest; however, 5 defendants held with a PR or unsecured bond and 57 defendants detained with an undetermined bond type were excluded from the analysis in this table since they could not be classified reliably.

² The Virginia State Police adhere to and comply with the racial categories standardized by the National Crime Information Center (NCIC) Code Manual.

³ The indigent variable is a proxy measure calculated based upon whether the attorney type was recorded as a public defender or court-appointed attorney at the time of case closure. This proxy measure does not capture any changes to attorney type that occurred prior to the case closure.

Table 3: Classification of Most Serious Charge in Contact Event
(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide	<u>Released Defendants</u>					<u>Detained Defendants</u>	
	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision	Held with Secured Bond	Held without Bond
Number of Defendants, N=15,653¹	4,227	4,733	632	3,120	1,019	226	1,696
Most Serious Charge Type in Contact Event							
Defendants with At Least One Felony Charge	8 (0%)	1,258 (27%)	360 (57%)	1,805 (58%)	783 (77%)	110 (49%)	1,345 (79%)
Defendants with Jailable Non-Felony Charges Only	4,218 (100%)	3,470 (73%)	272 (43%)	1,303 (42%)	236 (23%)	116 (51%)	350 (21%)
Defendants with Undetermined Charge Classification	1 (0%)	5 (0%)	0 (0%)	12 (0%)	0 (0%)	0 (0%)	1 (0%)
Class of Most Serious Charge in Contact Event							
Class 1 Felony (F1)	0 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)
Class 2 Felony (F2)	0 (0%)	4 (0%)	3 (0%)	7 (0%)	13 (1%)	0 (0%)	52 (3%)
Class 3 Felony (F3)	0 (0%)	15 (0%)	23 (4%)	70 (2%)	43 (4%)	1 (0%)	87 (5%)
Class 4 Felony (F4)	1 (0%)	19 (0%)	4 (1%)	50 (2%)	12 (1%)	1 (0%)	23 (1%)
Class 5 Felony (F5)	0 (0%)	397 (8%)	113 (18%)	505 (16%)	274 (27%)	30 (13%)	265 (16%)
Class 6 Felony (F6)	2 (0%)	264 (6%)	93 (15%)	465 (15%)	208 (20%)	34 (15%)	323 (19%)
Unclassified Felony (F9)	4 (0%)	556 (12%)	124 (20%)	707 (23%)	232 (23%)	44 (19%)	594 (35%)
Class 1 Misdemeanor (M1)	2,734 (65%)	3,330 (70%)	242 (38%)	1,188 (38%)	193 (19%)	111 (49%)	319 (19%)
Class 2 Misdemeanor (M2)	290 (7%)	27 (1%)	2 (0%)	5 (0%)	1 (0%)	0 (0%)	5 (0%)
Class 3 Misdemeanor (M3)	2 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)
Class 4 Misdemeanor (M4)	0 (0%)	2 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)	0 (0%)
Unclassified Misdemeanor (M9)	1,186 (28%)	62 (1%)	5 (1%)	20 (1%)	5 (0%)	0 (0%)	5 (0%)
Special Class Offense (S9) ²	7 (0%)	52 (1%)	23 (4%)	91 (3%)	38 (4%)	5 (2%)	22 (1%)
Undetermined Classification	1 (0%)	5 (0%)	0 (0%)	12 (0%)	0 (0%)	0 (0%)	1 (0%)

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

¹ There were 15,715 defendants in the statewide cohort whose October 2017 contact event related to a new arrest; however, 5 defendants held with a PR or unsecured bond and 57 defendants detained with an undetermined bond type were excluded from the analysis in this table since they could not be classified reliably.

² Special class offenses carry a special penalty structure that does not fall within the fixed parameters of Class 1 through Class 6 felonies or Class 1 through Class 4 misdemeanors.

Table 4: Criminal History of Defendants in Cohort at Time of Contact Event
(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide Criminal History of Defendants	<u>Released Defendants</u>					<u>Detained Defendants</u>	
	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision	Held with Secured Bond	Held without Bond
Number of Defendants, N=15,653¹	4,227	4,733	632	3,120	1,019	226	1,696
Pending Charge(s) at Time of Contact Event²							
Yes (VPRAI manual definition)	312 (7%)	425 (9%)	97 (15%)	538 (17%)	209 (21%)	46 (20%)	515 (30%)
Supervision Status at Time of Contact Event							
On State Probation	181 (4%)	195 (4%)	53 (8%)	388 (12%)	113 (11%)	51 (23%)	454 (27%)
On Local Community Corrections/Pretrial Supervision	122 (3%)	184 (4%)	23 (4%)	201 (6%)	35 (3%)	16 (7%)	179 (11%)
Prior Sentence of Incarceration at Time of Contact Event							
Yes (at least one prior term of 14+ days)	665 (16%)	849 (18%)	210 (33%)	1,204 (39%)	412 (40%)	128 (57%)	1,081 (64%)
Prior In-State Criminal History at Time of Contact Event							
Prior Felony Conviction	567 (13%)	669 (14%)	167 (26%)	1,078 (35%)	366 (36%)	99 (44%)	924 (54%)
Prior Felony Conviction in Past 2 Years	183 (4%)	208 (4%)	62 (10%)	395 (13%)	123 (12%)	53 (23%)	468 (28%)
Prior Violent Felony Offense Conviction (§ 17.1-805)	160 (4%)	148 (3%)	36 (6%)	297 (10%)	105 (10%)	25 (11%)	371 (22%)
Prior Violent Felony Offense Conviction (§ 17.1-805) in Past 2 Years	26 (1%)	26 (1%)	5 (1%)	49 (2%)	9 (1%)	5 (2%)	85 (5%)
Prior Misdemeanor Conviction	1,723 (41%)	1,951 (41%)	365 (58%)	1,985 (64%)	701 (69%)	167 (74%)	1,266 (75%)
Prior Misdemeanor Conviction in Past 2 Years	860 (20%)	897 (19%)	181 (29%)	1,055 (34%)	388 (38%)	109 (48%)	824 (49%)
Prior FTA Charge	618 (15%)	710 (15%)	156 (25%)	932 (30%)	323 (32%)	100 (44%)	773 (46%)
Prior FTA Charge in Past 2 Years	247 (6%)	270 (6%)	57 (9%)	396 (13%)	129 (13%)	54 (24%)	406 (24%)
Prior FTA Conviction	320 (8%)	379 (8%)	82 (13%)	539 (17%)	181 (18%)	60 (27%)	483 (28%)
Prior FTA Conviction in Past 2 Years	107 (3%)	109 (2%)	21 (3%)	184 (6%)	60 (6%)	26 (12%)	217 (13%)

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

¹ There were 15,715 defendants in the statewide cohort whose October 2017 contact event related to a new arrest; however, 5 defendants held with a PR or unsecured bond and 57 defendants detained with an undetermined bond type were excluded from the analysis in this table since they could not be classified reliably.

² Per the Virginia Pretrial Risk Assessment Instrument (VPRAI) Manual definition: A defendant is counted as having a pending charge if there were one or more charges for jailable offenses pending in a criminal or traffic (not civil) court at the time of arrest. A pending charge is defined as when there is an open criminal case that carries the possibility of a period of incarceration, and the pending charge has an offense date that is before the offense date of the current charge. A charge with a disposition of “deferred” is not counted as a pending charge under this definition.

Table 5: Proxy Public Safety Assessment Risk Levels Assigned to Defendants in Cohort
(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide		<u>Released Defendants</u>				<u>Detained Defendants</u>	
Proxy Risk Levels Assigned to Defendants ¹	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision	Held with Secured Bond	Held without Bond
Number of Defendants, N=15,653²	4,227	4,733	632	3,120	1,019	226	1,696
Proxy Risk Level of Failure to Appear (FTA)							
Defendants assigned FTA Risk Level 1 (lowest risk)	2,303 (54%)	2,526 (53%)	226 (36%)	896 (29%)	248 (24%)	50 (22%)	297 (18%)
Defendants assigned FTA Risk Level 2	1,125 (27%)	1,257 (27%)	210 (33%)	1,015 (33%)	342 (34%)	55 (24%)	454 (27%)
Defendants assigned FTA Risk Level 3	446 (11%)	532 (11%)	92 (15%)	616 (20%)	218 (21%)	49 (22%)	334 (20%)
Defendants assigned FTA Risk Level 4	268 (6%)	316 (7%)	85 (13%)	410 (13%)	156 (15%)	37 (16%)	397 (23%)
Defendants assigned FTA Risk Level 5	72 (2%)	81 (2%)	12 (2%)	145 (5%)	40 (4%)	28 (12%)	170 (10%)
Defendants assigned FTA Risk Level 6 (highest risk)	13 (0%)	21 (0%)	7 (1%)	38 (1%)	15 (1%)	7 (3%)	44 (3%)
Proxy Risk Level of New Criminal Activity (NCA)							
Defendants assigned NCA Risk Level 1 (lowest risk)	1,392 (33%)	1,857 (39%)	146 (23%)	654 (21%)	170 (17%)	42 (19%)	206 (12%)
Defendants assigned NCA Risk Level 2	1,713 (41%)	1,489 (31%)	197 (31%)	797 (26%)	254 (25%)	28 (12%)	216 (13%)
Defendants assigned NCA Risk Level 3	543 (13%)	712 (15%)	119 (19%)	652 (21%)	236 (23%)	39 (17%)	315 (19%)
Defendants assigned NCA Risk Level 4	338 (8%)	366 (8%)	81 (13%)	542 (17%)	175 (17%)	59 (26%)	397 (23%)
Defendants assigned NCA Risk Level 5	170 (4%)	211 (4%)	61 (10%)	304 (10%)	114 (11%)	31 (14%)	337 (20%)
Defendants assigned NCA Risk Level 6 (highest risk)	71 (2%)	98 (2%)	28 (4%)	171 (5%)	70 (7%)	27 (12%)	225 (13%)

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

¹ The Public Safety Assessment tool was applied retroactively to create a uniform measure of risk of failure to appear and new criminal activity to be used for comparison purposes across all defendants in the cohort. Staff adhered and complied with the Public Safety Assessment Core Requirements and the Public Safety Assessment Scoring Manual when calculating proxy risk levels for FTA and NCA. The tool was not administered on any of the defendants in the cohort at the time of their October 2017 contact event. Virginia utilized a different pre-trial risk assessment tool (Virginia Pretrial Risk Assessment Instrument) at the time of the October 2017 contact events for defendants who met certain eligibility requirements.

² There were 15,715 defendants in the statewide cohort whose October 2017 contact event related to a new arrest; however, 5 defendants held with a PR or unsecured bond and 57 defendants detained with an undetermined bond type were excluded from the analysis in this table since they could not be classified reliably.

Table 6: Bond Information for Defendants in Cohort with Unsecured or Secured Bonds

(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide Bond Information for Contact Event Charges	<u>Released Defendants</u>				<u>Detained Defendants</u>
	Unsecured Bond Only ¹	Unsecured Bond with PSA Supervision ²	Secured Bond Only ³	Secured Bond with PSA Supervision ⁴	Held with Secured Bond (Initial Bond Amount) ⁵
Number of Defendants Released on Bond or Held with Secured Bond, N=9,361	4,498	498	3,120	1,019	226
Bond Amount Information					
Defendants with At Least One Felony Charge in Contact Event, n=	1,192	279	1,739	751	110
Average Bond Amount at Release	\$3,186	\$3,953	\$4,320	\$6,043	\$4,496
Median Bond Amount at Release	\$2,500	\$3,000	\$2,500	\$3,500	\$3,000
Range of Bond Amounts at Release	\$1 to \$50,000	\$100 to \$50,000	\$100 to \$200,000	\$50 to \$80,000	\$500 to \$30,000
Defendants with Jailable Non-Felony Charges Only, n=	3,290	213	1,281	233	116
Average Bond Amount at Release	\$2,139	\$2,921	\$2,380	\$3,476	\$2,656
Median Bond Amount at Release	\$2,000	\$2,500	\$2,000	\$2,500	\$2,000
Range of Bond Amounts at Release	\$50 to \$62,196	\$500 to \$50,000	\$200 to \$50,000	\$500 to \$75,000	\$100 to \$58,529
Missing Bond Amounts= n defendants	16	6	100	35	0
Mechanism Used to Post Secured Bond					
Bail Bondsman Only	---	---	2,783 (89%)	915 (90%)	---
Cash Bond Only	---	---	100 (3%)	25 (2%)	---
Bail Bondsman and Cash	---	---	1 (0%)	0 (0%)	---
Other	---	---	115 (4%)	39 (4%)	---
Undetermined	---	---	121 (4%)	40 (4%)	---

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff.

¹ Bond amounts for defendants released on unsecured bond only reflect the bond amount at the time of the defendant's release. Bond amounts do not apply to the 235 defendants who were released on a personal recognizance bond only.

² Bond amounts for defendants released on unsecured bond with PSA supervision reflect the bond amount at the time of the defendant's release. Bond amounts do not apply to the 134 defendants who were released on a personal recognizance bond with PSA supervision.

³ Bond amounts for defendants released on a secured bond only reflect the bond amount at the time of the defendant's release.

⁴ Bond amounts for defendants released on a secured bond with PSA supervision reflect the bond amount at the time of the defendant's release.

⁵ Bond amounts for defendants who were held with secured bond for the entire pre-trial period reflect the amount of bond *initially* set by the judicial officer and do not reflect any modifications to that bond amount while the defendant remained detained.

Table 7: Time between October 2017 Contact Event and Release (in days)

(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide Release Information (in days)	<u>Released Defendants</u>			
	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision
Number of Released Defendants, n=9,406	4,727	626	3,043	1,010
Time between October 2017 Contact Event and Release				
0 days	4,139 (88%)	237 (38%)	1,570 (52%)	220 (22%)
1 day	336 (7%)	141 (23%)	559 (18%)	108 (11%)
2 days	37 (1%)	34 (5%)	117 (4%)	58 (6%)
3 days	18 (0%)	35 (6%)	80 (3%)	51 (5%)
4 days	16 (0%)	15 (2%)	71 (2%)	55 (5%)
5 days	6 (0%)	14 (2%)	52 (2%)	47 (5%)
6-10 days	31 (1%)	61 (10%)	180 (6%)	152 (15%)
11-15 days	21 (0%)	21 (3%)	94 (3%)	99 (10%)
16-20 days	8 (0%)	11 (2%)	57 (2%)	58 (6%)
21-25 days	6 (0%)	9 (1%)	39 (1%)	40 (4%)
26-30 days	5 (0%)	6 (1%)	24 (1%)	23 (2%)
Over 30 days	104 (2%)	42 (7%)	200 (7%)	99 (10%)
<i>Average (median) number of days:</i>	2 (0)	7 (1)	8 (0)	12 (5)
<i>Range of days:</i>	0 to 246	0 to 190	0 to 385	0 to 206
Missing= n defendants	6	6	77	9

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

Table 8: Number of Days Between Pre-Trial Release and Failure to Appear or New In-State Jailable Offense
(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide	<u>Released Defendants</u>				
	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision
Defendants Charged with Failure to Appear (FTA), n=	361	604	94	490	121
Average (median) days between release date and FTA date:	74 (45)	72 (43)	102 (81)	96 (63)	114 (77)
Range of days between release date and FTA date:	2 to 402	0 to 429	4 to 355	0 to 424	2 to 420
Missing= <i>n</i> defendants	0	13	3	24	5
Defendants Arrested for New In-State Jailable Offense, n=	702	929	171	848	283
Average (median) days between release date and new offense date:	71 (42)	81 (50)	91 (60)	89 (60)	103 (72)
Range of days between release date and new offense date:	1 to 417	0 to 444	1 to 387	0 to 441	0 to 395
Missing= <i>n</i> defendants	0	16	6	41	5
Defendants Arrested for New In-State Jailable Non-Felony Offense, n=	648	832	148	744	249
Average (median) days between release date and new offense date:	74 (45)	82 (49)	93 (65)	89 (61)	104 (73)
Range of days between release date and new offense date:	1 to 417	0 to 444	1 to 387	0 to 435	0 to 395
Missing= <i>n</i> defendants	0	13	6	34	3
Defendants Arrested for New In-State Felony Offense, n=	160	310	74	361	141
Average (median) days between release date and new offense date:	77 (52)	104 (65)	114 (88)	110 (79)	113 (83)
Range of days between release date and new offense date:	1 to 339	0 to 444	2 to 378	0 to 441	9 to 392
Missing= <i>n</i> defendants	0	6	0	13	3
Defendants Arrested for New In-State Violent Felony Offense (§ 17.1-805), n=	39	96	22	100	39
Average (median) days between release date and new offense date:	97 (63)	97 (61)	106 (80)	121 (88)	107 (63)
Range of days between release date and new offense date:	5 to 339	0 to 410	2 to 417	0 to 432	11 to 365
Missing= <i>n</i> defendants	0	0	0	5	0

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff.

Table 9: Final Case Disposition of Contact Events for Defendants in Cohort

(Excludes Defendants Whose October 2017 Contact Event Related to a Pending Charge or Prior Conviction)

Statewide Final Case Disposition	<u>Released Defendants</u>					<u>Detained Defendants</u>	
	Summons	PR or Unsecured Bond Only	PR or Unsecured Bond with PSA Supervision	Secured Bond Only	Secured Bond with PSA Supervision	Held with Secured Bond	Held without Bond
Number of Defendants, N=15,653¹	4,227	4,733	632	3,120	1,019	226	1,696
Time between Contact Event and Final Case Disposition (in days)							
Defendants with At Least One Felony Charge in Contact Event, n=	8	1,027	270	1,388	624	110	1,345
Average (median) days between contact event and disposition:	135 (108)	168 (147)	167 (151)	188 (172)	188 (175)	113 (107)	175 (145)
Range of days between contact event and disposition:	39 to 332	4 to 443	12 to 429	5 to 444	8 to 439	2 to 386	4 to 456
Defendants with Jailable Non-Felony Charges Only, n=	4,000	3,107	248	1,162	214	116	350
Average (median) days between contact event and disposition:	115 (89)	121 (101)	118 (99)	124 (102)	126 (107)	43 (33)	62 (42)
Range of days between contact event and disposition:	0 to 443	0 to 450	16 to 410	0 to 452	14 to 426	1 to 340	1 to 455
Missing= <i>n</i> defendants	219	599	114	570	181	0	1
Final Case Disposition							
Convicted of at least one charge in contact event	2,665 (63%)	2,432 (51%)	380 (60%)	1,850 (59%)	608 (60%)	187 (83%)	1,298 (77%)
Deferred and Dismissed	---	---	---	---	---	---	---
Dismissed ²	774 (18%)	601 (13%)	46 (7%)	216 (7%)	45 (4%)	8 (4%)	73 (4%)
<i>Nolle prosequi</i>	482 (11%)	978 (21%)	102 (16%)	567 (18%)	215 (21%)	27 (12%)	233 (14%)
Not guilty	111 (3%)	196 (4%)	7 (1%)	66 (2%)	14 (1%)	4 (2%)	18 (1%)
Pending (as of December 31, 2018) ³	188 (4%)	524 (11%)	97 (15%)	418 (13%)	134 (13%)	0 (0%)	74 (4%)
Other	7 (0%)	2 (0%)	0 (0%)	3 (0%)	3 (0%)	0 (0%)	0 (0%)
Sentence Type of Convicted Defendants							
Number of Defendants Convicted	2,665	2,432	380	1,850	608	187	1,298
Probation/No Incarceration	2,335 (88%)	1,676 (69%)	195 (51%)	866 (47%)	215 (35%)	43 (23%)	243 (19%)
Jail up to 12 months	329 (12%)	731 (30%)	170 (45%)	878 (47%)	341 (56%)	128 (68%)	647 (50%)
Prison 1 Year or More	1 (0%)	25 (1%)	15 (4%)	106 (6%)	52 (9%)	16 (9%)	408 (31%)

Source: Virginia Pre-Trial Data Project. Analysis completed by VSCC staff. Percentages may not total 100 due to rounding.

¹ There were 15,715 defendants in the statewide cohort whose October 2017 contact event related to a new arrest; however, 5 defendants held with a PR or unsecured bond and 57 defendants detained with an undetermined bond type were excluded from the analysis in this table since they could not be classified reliably.

² Disposition status of “dismissed” includes charges that were dismissed before or during the trial of the matter, as well as charges that were deferred and ultimately dismissed between October 1, 2017 and December 31, 2018.

³ Disposition status of “pending” includes charges without a final case disposition as of December 31, 2018, to include charges that were in deferred status.