



MEMORANDUM

Date: March 29, 2018

To: The Honorable Chairman and Members
Pima County Board of Supervisors

From: C.H. Huckelberry
County Administrator

A handwritten signature in black ink, appearing to be "CHH", is written over the printed name "C.H. Huckelberry".

Re: **March 22, 2018 Memorandum from Assistant County Administrator Wendy Petersen
Regarding Percentage of Arrestees Released by Pretrial Services**

As the Board of Supervisors knows, we have initiated a major criminal justice reform effort through our MacArthur Grant to reduce jail population. One of the methods of reducing this population relates to release of those arrested by pretrial services prior to booking into the Pima County Adult Detention Center. The data and statistics indicate releasing these individuals carries a small risk of failing to appear for adjudication.

The data provided in the attached memorandum discusses pretrial arrestees, those released on their own recognizance and residency. This information is very helpful in developing additional strategies to reduce detention population, including the use of electronic monitoring in-lieu of detention.

Our Criminal Justice Reform Unit is actively pursuing how best to substantially increase electronic monitoring in Pima County, similar to that now used in Maricopa County.

CHH/anc

Attachment

c: Wendy Petersen, Assistant County Administrator
Domingo Corona, Director, Pretrial Services
Joel Feinman, Public Defender
Dean Brault, Legal Defender



MEMORANDUM

County Administration
Justice and Law

Date: March 22, 2018

To: C. H. Huckelberry
County Administrator

From: Wendy Petersen 
Assistant County Administrator

Re: Percentage of Arrestees Released by Pretrial Services

This memo will respond to your February 5, 2018 request for information relating to the percentage of arrestees released by pretrial services and any subsequent return for follow up to adjudicate charges.

Pre Trial Arrestees:

In response to your memo, Public Defense Services ("PDS") compiled information regarding Pretrial Services ("PTS") and adjudication of its felony cases. I am told PDS does not track misdemeanor case information.

In FY 2016/17 –

- 30% of Public Defender ("PD") and Legal Defender ("LD") felony cases were released to Pretrial Services;
- Of those, 36% cases were dismissed pre-indictment;
- 4% of those released to PTS resulted in the issuance of a warrant.

Accordingly, the remaining clients either still have ongoing, active cases or their cases were adjudicated through post-indictment dismissal, plea, or trial.

Released on your own recognizance:

A small percentage of PDS clients are released on their own recognizance ("ROR"):

- 12% of PDS clients were ROR on or before their Initial Appearance hearing;
- Of that 12% who were ROR, 38% were dismissed pre-indictment;
- 3% of those released on ROR resulted in the issuance of a warrant.

The remaining clients either have on-going active cases or their cases were adjudicated through post-indictment dismissal, plea, or trial.

Residency:

I have been told that PDS' data about homelessness or transient individuals is not 100% accurate. PDS' do not intentionally track how many of the clients are homeless; however, PDS estimates (based upon addresses provided) that approximately 15% of PD/LD clients

Mr. Huckelberry

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who were issued warrants were homeless or transient. Therefore, it is difficult to determine how many of the clients are residents and/or taxpayers of Pima County.

Tracking Cases in JustWare:

Upon receipt of the warrant, PD/LD clerks close the case in JustWare. The clients are no longer counted towards the active caseload. PD/LD do attempt to send the client the warrant, a letter and even a phone call (if possible); however, little work is done after this point.

Please let me know if you need any further information on this topic.

c: Domingo Corona, Pretrial Services Director, Pima County Superior Court
Joel Feinman, Public Defender
Dean Brault, Legal Defender



MEMORANDUM

Date: February 5, 2018

To: Wendy Petersen
Assistant County Administrator

From: C.H. Huckelberry
County Administrator

A handwritten signature in black ink, appearing to be "CHH", is written over the printed name "C.H. Huckelberry".

Re: **Percentage of Arrestees Released by Pretrial Services and Return for follow-up to Adjudicate charges**

I would be interested in knowing the percentage of individuals who are arrested on either misdemeanor or felony charges and subsequently released by Pretrial Services before booking, or at the time immediately after booking into Pima County Adult Detention Center, who follow-up and adjudicate their charges. I have been told it is as little as 30 percent.

Regarding those individuals who fail to appear, can they be classified as to residency, for example; a resident and taxpayer of the County who has ties to the community, or transient individuals from out of state or other locations, or homeless individuals?

Finally, I would be interested in knowing how individuals, who do not show up after being released, are carried on workload cases of either the Public Defender or Legal Defender.

CHH/lab

c: Domingo Corona, Pretrial Services Director, Pima County Superior Court
Joel Fienman, Public Defender
Dean Brault, Legal Defender