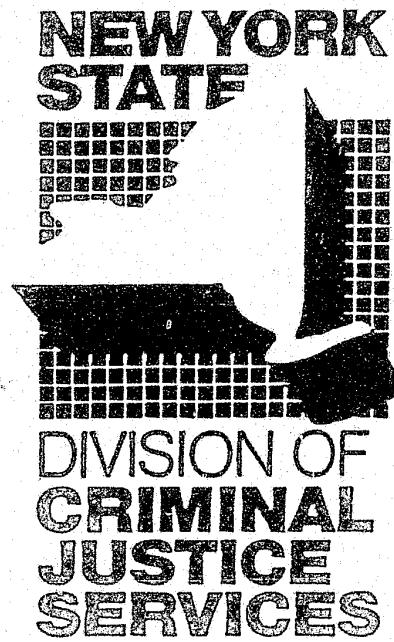


ANALYSIS

New York State
VIOLENT FELONY PROCESSING SOURCEBOOK
1982 - 1986

VOLUME IX: New York City Region



110662

NEW YORK STATE
DIVISION OF CRIMINAL JUSTICE SERVICES
Lawrence T. Kurlander
Director of Criminal Justice
and
Commissioner

Office of Justice Systems Analysis
Barry C. Sample
Deputy Commissioner

New York State
Violent Felony Processing Sourcebook
1982-1986

Volume IX: New York City Region

December, 1987

Bureau of Statistical Services
Richard A. Rosen
Chief

NCRS

APP 30 1987

ASST. ATTORNEY GENERAL

Prepared by:
Gary Lukacik

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Introduction

This Sourcebook presents data on the processing of violent felony offenses in each of the counties in New York State from 1982 through 1986. The Sourcebook is comprised of twelve regional volumes using the same regional breakdowns as the Division's Criminal Justice Profiles reports. These are listed in Appendix D.

To provide a comparative base, each volume presents statistics on New York State, New York City, Suburban New York City, the remaining "Upstate" counties, as well as the individual counties within the region. In addition, each of the volumes that contain a Metropolitan Planning Area (MPA) county will also display the statistics for all individual MPA counties outside the region. (New York City consists of Bronx, Kings, New York, Queens, and Richmond Counties; Suburban New York City consists of Nassau, Rockland, Suffolk, and Westchester Counties; the MPAs are Erie, Monroe, Nassau, Onondaga, Suffolk, and Westchester Counties.)

This is the eleventh report on violent felony offenses issued by the Division of Criminal Justice Services pursuant to Section 837-a of the Executive Law. It is the fourth prepared under the auspices of the Office of Justice Systems Analysis and its predecessor organization, the Office of Policy Analysis, Research and Statistical Services.

Data for this analysis were obtained from the Computerized Criminal History/Offender-Based Transaction Statistics data system (CCH/OBTS) maintained by DCJS. The CCH/OBTS system uses data collected from police, prosecutors, courts, and correctional agencies to track individual offenders through the criminal justice system. The "arrest event" is the unit of count utilized in this Sourcebook. An arrest event consists of all charges placed against an offender as a result of a single arrest. Offenders arrested more than one time in the specified year would be counted once for each arrest.

Readers wishing additional information regarding violent felony offense processing are invited to contact the Division of Criminal Justice Services.

How to Interpret the Tables

TOTAL VFO ARRESTS

The number of VFO arrests reported with an arrest date in the listed year.

DISPOSITIONS

CONVICTIONS:

VIOLENT FELONY

OTHER FELONY

MISD/OTHER

SENTENCES:

PRISON

JAIL

OTHER

For convictions, the number sentenced in the listed year; for non-convictions, the number of dispositions reported in the listed year.

Counts the number of convictions in which at least one charge was for a violent felony.

"JAIL" includes split sentences to jail and probation and time served; "OTHER" includes fine as well as conditional and unconditional discharge.

In the tables which follow, the above data are presented for the years 1982 through 1986 for New York State and the three general regions discussed above. Data are also presented for the specific counties in the geographic region covered by the volume. Tables show the processing of "all violent felony offenses" and for violent felony offenses categorized by the Penal Law article in which they are defined (e.g., assault violent felonies include those specific violent felony offenses found under Article 120 of the New York State Penal Law). "Other VFOs" include kidnapping, arson, and intimidating a victim or witness. A complete listing is provided in Appendix A (by arrest class) and Appendix B (by arrest article).

- The reporting of dispositions to the CCH/OBTS system is known to be incomplete, especially in the non-New York City areas. In addition, because only "final" dispositions are counted in these analyses, non-final or "interim" dispositions, such as the issuance of a warrant, are also considered "missing." Appendix C lists the percentage of final dispositions reported for each county for 1982 through 1986 Violent Felony Arrests. In general, the lower the rate of reporting, the more caution should be exercised in drawing definitive conclusions from the processing data in this Sourcebook. Reporting percentages will tend to be lower for more recent years (particularly 1986) than for earlier years. This is because relatively fewer of these recent arrests had completed their criminal justice processing at the time the data file was created in mid-1987.
- Percent change refers to yearly change only. Data are not transactional, arrests are presented by year of arrest, whereas dispositions are listed by year of disposition. Therefore, dispositions are not necessarily related to the arrests that occurred in that year.
- "NA" (not applicable) is used in the percent change column when the base figure is zero and the comparison year is not equal to zero.

VIOLENT FELONY OFFENSE PROCESSING

New York State

New York City
(Bronx, Kings, New York, Queens, and Richmond Counties)

Suburban New York City
(Nassau, Rockland, Suffolk, and Westchester Counties)

Upstate New York
(all remaining Counties)

VIOLENT FELONY OFFENSE PROCESSING

New York City Region

Bronx County
Kings County
New York County
Queens County
Richmond County

DIVISION OF CRIMINAL JUSTICE SERVICES
OFFICE OF JUSTICE SYSTEMS ANALYSIS

Violent Felony Processing Sourcebook
1982-1986

To help us evaluate the usefulness of this report, please answer the following questions. Then, fold the page on the dotted lines so that the address is on the outside, seal it with tape, and kindly return it to us.

1. Which of the following best describes your general opinion of this report?
(Check one.)

Excellent Very Good Good Poor Useless

2. For each of the following use categories, to what extent will this report be useful to you or your staff?

	Very Useful	Of Limited Use	Not Useful
*As a source of data	[]	[]	[]
*As a teaching tool	[]	[]	[]
*As a reference for an article or report	[]	[]	[]
*As a tool for criminal justice planning	[]	[]	[]
*As a source of general information	[]	[]	[]
*Other (Specify) _____	[]	[]	[]

3. Please list specific aspects of this report (by subject and page number) that you would like to see treated in greater detail.

- a. _____
- b. _____
- c. _____

4. In what capacity did you use this report? (Check all that apply.)

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 Planner Federal College/University
 Educator State
 Student County
 Criminal Justice Agency Employee Municipal
(Specify) _____

Other (Specify) _____

5. How would you change this report to make it serve your needs better?
- _____
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- _____

Thank you for your cooperation.

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Appendices

Appendix A. Violent Felony Offense Listing.

Appendix B. Violent Felony Offense Article Classifications as used in the Data Tables.

Appendix C. Percent of "Final" Dispositions of VFO Arrests Reported to DCJS.

Appendix D. Regional Volumes of the Violent Felony Processing Sourcebook.

APPENDIX A

VIOLENT FELONY OFFENSE LISTING

The following violent felony offenses were enacted under Chapter 481 of the 1978 Laws of New York State (effective September 1, 1978) unless otherwise noted:

Class B Violent Felony Offenses:

A. An attempt to commit the Class A-I felonies of:

1. PL 125.25 - Murder 2^o
2. PL 135.25 - Kidnapping 1^o
3. PL 150.20 - Arson 1^o

B. The crimes of:

1. PL 120.11 - Aggravated Assault on a Peace Officer*
2. PL 125.20 - Manslaughter 1^o
3. PL 130.35 - Rape 1^o
4. PL 130.50 - Sodomy 1^o
5. PL 130.70 - Aggravated Sexual Abuse**
6. PL 135.20 - Kidnapping 2^o
7. PL 140.30 - Burglary 1^o
8. PL 150.15 - Arson 2^o
9. PL 160.15 - Robbery 1^o
10. PL 215.17 - Intimidating a Victim or Witness 1^o***
11. PL 265.04 - Criminal Possession of a Dangerous Weapon 1^o*
12. PL 265.09 - Criminal Use of a Firearm 1^o.

Class C Violent Felony Offenses:

A. An attempt to commit any of the Class B violent felony offenses.

B. The crimes of:

1. PL 120.10 - Assault 1^o
2. PL 140.25 - Burglary 2^o****
3. PL 160.10 - Robbery 2^o
4. PL 265.03 - Criminal Possession of a Weapon 2^o
5. PL 265.08 - Criminal Use of a Firearm 2^o*

* New York State Laws, Chapter 233, effective August 12, 1980.

** New York State Laws, Chapter 583, effective September 1, 1980.

*** New York State Laws, Chapter 124, effective November 1, 1986.

**** New York State Laws, Chapter 361, effective September 1, 1981; repealed the night element in first and second degree burglary and elevated many third degree burglaries to violent felonies.

Class D Violent Felony Offenses:

- A. An attempt to commit any of the Class C violent felony offenses.
- B. The crimes of:
 - 1. PL 120.05 - Assault 2⁰
 - 2. PL 130.65 - Sexual Abuse 1⁰
 - 3. PL 215.16 - Intimidating a Victim or Witness 2^{0*}
 - 4. PL 265.02 (4) & (5) - Criminal Possession of a Weapon 3^{0**}
 - a. Possession of any loaded firearm outside such person's home or place of business;
 - b. Possession of twenty or more firearms;
 - c. Possession of any firearm outside home or place of business, and having been convicted of a felony or Class A misdemeanor within five years immediately preceding the commission of the offense.
 - 5. PL 265.12 - Criminal Sale of a Firearm 1⁰

Class E Violent Felony Offense:**

- A. An attempt to commit Criminal Possession of a Weapon 3⁰ - PL 265.02 (4) & (5) (see above 3a-c) if plead guilty to a lesser included offense of the substantive crime.

Other offenses, not designated as violent felonies, but included in the analysis:

Class A-I Felony Offenses:

- A. The crimes of:
 - 1. PL 125.27 - Murder 1⁰
 - 2. PL 125.25 - Murder 2⁰
 - 3. PL 135.25 - Kidnapping 2⁰
 - 4. PL 150.20 - Arson 1⁰

* New York State Laws, Chapter 124, effective November 1, 1986.

** New York State Laws, Chapter 233, effective August 12, 1980.

APPENDIX B

Violent Felony Offense Article Classifications as Used in the Data Tables.

A. Violent Felony Assault Offenses:

1. PL 120.11 - Aggravated Assault on a Peace Officer*
2. PL 120.10 - Assault 1⁰*
3. PL 120.05 - Assault 2⁰

B. Violent Felony Robbery Offenses:

1. PL 160.15 - Robbery 1⁰*
2. PL 160.10 - Robbery 2⁰*

C. Violent Felony Burglary Offenses:

1. PL 140.30 - Burglary 1⁰*
2. PL 140.25 - Burglary 2⁰*

D. Violent Felony Weapon Offenses:

1. PL 265.04 - Criminal Possession of a Dangerous Weapon 1⁰*
2. PL 265.09 - Criminal Use of a Firearm 1⁰*
3. PL 265.03 - Criminal Possession of a Weapon 2⁰*
4. PL 265.08 - Criminal Use of a Firearm 2⁰*
5. PL 265.02 - Criminal Possession of a Weapon 3⁰*
6. PL 265.12 - Criminal Sale of a Firearm 1⁰*

E. Violent Felony Sex Offenses:

1. PL 130.35 - Rape 1⁰*
2. PL 130.50 - Sodomy 1⁰*
3. PL 130.70 - Aggravated Sexual Abuse*
4. PL 130.65 - Sexual Abuse 1⁰

F. Violent Felony Homicide Offenses

1. PL 125.25 - Murder 2⁰*
2. PL 125.20 - Manslaughter 1⁰*
3. PL 125.27 - Murder 1⁰**
4. PL 125.25 - Murder 2⁰**

G. Other Violent Felony Offenses:

1. PL 135.25 - Kidnapping 1⁰*
2. PL 150.20 - Arson 1⁰*
3. PL 135.25 - Kidnapping 2⁰**
4. PL 150.15 - Arson 2⁰
5. PL 150.20 - Arson 1⁰**
6. PL 215.16 - Intimidating a Victim or Witness 2⁰
7. PL 215.17 - Intimidating a Victim or Witness 1⁰*

In addition:

* Or an attempt to commit any of these offenses.

** Not designated as violent felonies, but included in the analysis.

APPENDIX C

PERCENT OF "FINAL" DISPOSITIONS OF VFO ARRESTS REPORTED TO DCJS

	VFO ARREST YEAR				
	1982	1983	1984	1985	1986
NEW YORK STATE	91.6	90.6	89.8	88.1	75.2
NEW YORK CITY	94.4	93.3	92.0	90.2	78.5
SUBURBAN NYC	86.1	85.9	86.5	86.2	66.1
UPSTATE	82.5	80.5	80.7	79.5	63.9
<u>County</u>					
ALBANY	89.4	87.9	85.7	88.6	78.1
ALLEGANY	66.7	58.8	66.7	57.1	63.6
BRONX	92.8	94.4	92.2	91.5	80.0
BROOME	80.0	76.0	84.6	78.4	64.3
CATTARAUGUS	61.8	80.4	66.7	75.4	58.1
CAYUGA	66.7	64.6	61.0	80.0	65.2
CHAUTAUQUA	82.0	84.1	76.9	82.0	66.7
CHEMUNG	93.0	86.4	90.5	85.4	65.8
CHEHAWGO	69.2	65.0	57.8	73.9	55.2
CLINTON	72.2	65.4	76.2	76.9	49.5
COLUMBIA	81.0	71.4	71.1	73.7	75.6
CORTLAND	90.7	80.8	89.5	75.5	59.5
DELAWARE	67.6	75.6	85.4	79.3	50.0
DUTCHESS	87.0	86.7	84.0	86.6	66.0
ERIE	86.5	82.0	86.4	89.2	79.9
ESSEX	76.0	69.0	66.7	80.0	38.2
FRANKLIN	71.4	68.4	79.1	69.7	56.1
FULTON	80.9	92.9	84.7	83.3	72.7
GENESEE	68.4	77.1	81.2	76.0	47.6
GREENE	75.5	69.2	70.2	76.0	72.5
HAMILTON	40.0	100.0	100.0	66.7	66.7
HERKIMER	69.0	59.0	64.8	72.1	56.9
JEFFERSON	83.5	86.7	83.9	78.3	73.5
KINGS	94.1	91.6	89.7	86.9	75.4
LEWIS	77.8	70.0	50.0	100.0	71.4
LIVINGSTON	82.1	86.5	72.0	72.1	35.4
MADISON	68.9	75.0	81.4	79.6	60.8
MONROE	89.7	86.2	84.5	74.1	56.2
MONTGOMERY	75.0	78.1	74.1	87.5	55.0
NASSAU	96.2	94.8	92.3	90.1	67.7
NEW YORK	95.2	93.7	93.4	92.3	81.7
NIAGARA	92.0	91.6	88.1	87.6	71.3
OHEIDA	87.0	78.5	75.0	81.3	63.3
ONONDAGA	77.8	81.3	77.7	72.8	46.9
ONTARIO	87.9	78.8	73.7	77.2	67.0
ORANGE	84.5	82.3	83.0	81.9	52.8
ORLEANNS	85.4	84.0	86.5	80.0	62.9
OSWEGO	72.4	76.0	83.3	71.3	69.1
OTSEGO	85.3	64.5	63.8	78.9	68.7
PUTNAM	62.9	64.1	71.0	66.7	42.7
QUEENS	95.8	94.8	94.3	91.4	76.9
RENSSELAER	83.0	83.1	75.7	76.7	54.0
RICHMOND	92.6	95.4	93.9	93.7	82.6
ROCKLAND	79.7	79.4	74.7	77.8	55.1
ST. LAWRENCE	48.6	30.9	30.5	34.1	35.3
SARATOGA	80.0	82.5	76.5	82.5	66.7
SCHEECTADY	79.6	78.7	86.7	92.3	67.4
SCHOHARIE	66.7	100.0	76.2	80.8	69.7
SCHUYLER	83.3	46.7	77.8	76.9	57.9
SEHECA	56.0	71.0	75.0	70.0	61.3
STEUBEN	85.2	78.9	84.3	74.2	55.2
SUFFOLK	79.3	82.9	90.9	85.5	60.8
SULLIVAN	81.5	83.3	86.5	79.9	67.1
TIOGA	69.4	70.0	68.3	84.0	50.0
TOMPKINS	68.8	72.1	75.8	68.1	41.7
ULSTER	66.7	63.2	65.6	54.2	55.7
WARREN	88.3	82.7	86.5	77.3	84.8
WASHINGTON	66.7	64.7	63.2	61.7	59.7
WAYNE	56.1	62.1	60.4	67.6	61.0
WESTCHESTER	85.8	81.1	75.6	83.8	73.1
WYOMING	69.6	53.8	69.0	73.9	41.2
YATES	93.7	93.7	100.0	75.0	76.9

APPENDIX D

Regional Volumes of the Violent Felony Processing Sourcebook

- Volume I Violent felonies in New York State: 1979-1985, May, 1987.
- Volume II Binghamton Region: Broome, Chenango, Delaware, Otsego, and Tioga Counties.
- Volume III Buffalo Region: Cattaraugus, Chautauqua, Erie, Niagara, and the MPAs outside this region; Monroe, Nassau, Onondaga, Suffolk, and Westchester Counties.
- Volume IV Capital Region: Albany, Montgomery, Rensselaer, Saratoga, Schenectady, Schoharie, Warren, and Washington Counties.
- Volume V Elmira Region: Allegany, Chemung, Schuyler, Steuben, and Tompkins Counties.
- Volume VI Lower Hudson Region and Long Island Region: Nassau, Putnam, Rockland, Suffolk, Westchester, and the MPAs outside this region; Erie, Monroe, and Onondaga Counties.
- Volume VII Mid-Hudson Region: Columbia, Dutchess, Greene, Orange, Sullivan, and Ulster Counties.
- Volume VIII Mohawk Valley Region: Fulton, Hamilton, Herkimer, and Oneida Counties.
- Volume IX New York City: Bronx, Kings, New York, Queens, and Richmond Counties.
- Volume X Northern Region: Clinton, Essex, Franklin, Jefferson, Lewis, and St. Lawrence Counties.
- Volume XI Rochester Region: Genesee, Livingston, Monroe, Ontario, Orleans, Seneca, Wayne, Wyoming, Yates, and the MPAs outside this region; Erie, Nassau, Onondaga, Suffolk, and Westchester Counties.
- Volume XII Syracuse Region: Cayuga, Cortland, Madison, Onondaga, Oswego, and the MPAs outside this region; Erie, Monroe, Nassau, Suffolk, and Westchester Counties.