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CHARACTERISTICS OF INMATES DISCHARGED

1990

STATE OF NEW YORK  
DEPARTMENT OF CORRECTIONAL SERVICES

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COMMISSIONER

VISION OF PROGRAM PLANNING, RESEARCH AND EVALUATION  
THE STATE OFFICE BUILDING, CAMPUS  
ALBANY, NEW YORK 12226

1991

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STATE OF NEW YORK

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DEPARTMENT OF CORRECTIONAL SERVICES

THE STATE OFFICE BUILDING CAMPUS

ALBANY, N.Y. 12226

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## CHARACTERISTICS OF INMATES DISCHARGED

1990

This report presents information on the characteristics of inmates released from the facilities of the New York State Department of Correctional Services during calendar year 1990. Length of time in custody is presented according to various legal history criteria such as commitment offense, felony class category of commitment offense, minimum sentence length and maximum sentence length. In addition, several tables show trends in length of stay across the years 1986 through 1990. The report is preceded by a summary of the main findings.

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ACQUISITIONS

Division of Program Planning, Research and Evaluation

1991

## EXECUTIVE SUMMARY

1. There were 26,861 total releases from the facilities of the Department of Correctional Services during 1990. Of these, 17,839 were inmates released to parole supervision for the first time on the current sentence (see Table 1.1, p. 2, and Table 2.1, p. 5).
2. Of the 17,839 first releases to parole supervision in 1990, 32% (N=5,730) were committed for legislatively designated violent felony offenses, 6% (N=993) for other violent/coercive offenses, 43% (N=7,749) for drug offenses, 16% (N=2,873) for property and other types of offenses, and 3% (N=494) as Youthful Offenders (see Table 2.1, p. 5).
3. The average time served in New York State correctional facilities for the 17,839 first releases to parole supervision was 22.7 months. The median state time served was 17.1 months (see Table 2.2, p. 7).
4. The average total time served in custody (i.e. state prison time plus jail time in local facilities) for the 17,839 first releases to parole supervision in 1990 was 27.9 months. The median total time served was 23.9 months (see Table 2.2, p. 7).
5. The average total time served in custody for a first felony offender was 24.4 months (median 18.0 months). The average total time served in custody for persons sentenced as a second felony offender was 32.1 months (median 24.1 months) (see Table 2.3, p. 9).
6. The average total time served in custody (state time + jail time) for first releases to parole supervision has dropped from 33.3 months among first releases in 1986 to 27.9 months among first releases in 1990 (see Table 2.9, p. 19, Table 7.1 p.55). The average time served in state prison only (i.e., jail time is not included) has dropped from 27.8 months in 1986 to 22.7 months in 1990 (see Table 7.2, p. 56).
7. The length of time served in custody is very strongly correlated with the length of minimum sentence (Pearson's  $r=.90$ ).

CHARACTERISTICS OF INMATES DISCHARGED  
1990

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## CHARACTERISTICS OF INMATES DISCHARGED

1990

### I. INTRODUCTION

This report is one of a series of reports designed to provide relevant information about persons committed to the custody of the New York State Department of Correctional Services. This report presents information on the characteristics of inmates discharged from the custody of the Department of Correctional Services during calendar year 1990. Our principle objective is to examine the length of time served in custody according to various legal history criteria such as commitment offense, felony class category of commitment offense, minimum sentence length and maximum sentence length. For comparative purposes, we have also included data on time served for persons released in earlier years.

The information in this report is based on data files that are developed and maintained by the Division of Management Information Services and by the Division of Program Planning, Research and Evaluation.

Section One

TYPE OF RELEASE

During any calendar year a large number of persons are released from the custody of the Department of Correctional Services. These releases occur for several reasons. Table 1.1, below, presents the release type distribution for male and female offenders released from the Department of Correctional Services during 1990. In all, there were 26,861 persons released from custody during calendar year 1990.

The largest group of releases in 1990 were persons released to parole supervision by action of the Board of Parole. Inmates who have served their minimum period of imprisonment and have not yet reached their conditional release date are eligible for release consideration by the Board of Parole. Releases to parole supervision made up 75.5% (N=20,281) of 1990 releases.

Approximately 11% (N=3,022) of 1990 releases consisted of persons released to parole supervision by Conditional Release. If an inmate has served two-thirds of his maximum sentence and has not lost any good time credit he is required by law to be released to parole supervision as a conditional release. Approximately 4% (N=1,087) of persons released during 1990 were discharged via expiration of maximum sentence. Each year DOCS receives a number of persons who are returned to prison for violation of parole. The large majority of those who are released by expiration of maximum sentence are persons who have been returned to prison for violation of parole and who subsequently serve time until the maximum expiration date is reached.

TABLE 1.1  
RELEASE TYPE BY SEX;  
TOTAL 1990 RELEASES FROM NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

| RELEASE TYPE          | MALE   |         | FEMALE |         | TOTAL  |         |
|-----------------------|--------|---------|--------|---------|--------|---------|
|                       | NUMBER | PERCENT | NUMBER | PERCENT | NUMBER | PERCENT |
| PAROLE                | 18767  | 74.7%   | 1514   | 87.8%   | 20281  | 75.5%   |
| CONDITIONAL RELEASE   | 2922   | 11.6%   | 100    | 5.8%    | 3022   | 11.3%   |
| MAXIMUM EXPIRATION    | 1041   | 4.1%    | 46     | 2.7%    | 1087   | 4.0%    |
| TRANSFER OTHER AGENCY | 1032   | 4.1%    | 40     | 2.3%    | 1072   | 4.0%    |
| COURT ORDER DISCHARGE | 195    | .8%     | 14     | .8%     | 209    | .8%     |
| ESCAPE                | 10     | .0%     | 0      | .0%     | 10     | .0%     |
| ABSCONDENCE           | 779    | 3.1%    | 5      | .3%     | 784    | 2.9%    |
| DEATH                 | 241    | 1.0%    | 5      | .3%     | 246    | .9%     |
| OTHER RELEASE         | 150    | .6%     | 0      | .0%     | 150    | .6%     |
| TOTAL                 | 25137  | 100.0%  | 1724   | 100.0%  | 26861  | 100.0%  |

Each year a number of persons are transferred to the custody of the Department of Mental Hygiene in order to receive mental health care services. Four percent of 1990 releases (N=1,072) were persons who were transferred to the Department of Mental Hygiene. There were 209 persons discharged from DOCS custody by court order. These are cases where the individual is discharged from custody while further court proceedings take place (i.e. an appeal, a new trial), or as a result of court proceedings in which the individual is found guilty of a lesser charge (for which he may already have served the length of time legally required) or the original charge is dismissed. During 1990, ten persons escaped from Department custody. Another 784 persons absconded from Temporary Release Supervision. Two hundred forty-six inmates (0.9% of total releases) died while in custody during 1990. One hundred fifty inmates were discharged for other reasons.

The release type distribution for males and females is also presented in Table 1.1.

#### First Releases to Parole Supervision

Information in the sections that follow is confined to the 17,839 inmates that were released to parole supervision (by action of the Board of Parole or by Conditional Release) for the first time on the current sentence. Persons who were returned as parole violators and subsequently re-released for parole supervision during 1990 or parole violators who served out the maximum sentence and were released in 1990 are excluded. Persons who were transferred to other agencies, released by court order, escaped or absconded, or died while in custody are also excluded. The analysis is restricted to first releases to parole supervision in order to more clearly present the relationship between time served in state prison and such legal criteria as crime type, sentence length and first or second felony offender status.

Section Two

TIME SERVED BY COMMITMENT OFFENSE

Offense Distribution of 1990 Releases

Table 2.1 presents the offense distribution of first releases to parole supervision in 1990. Offenses are grouped into larger categories in this and several other tables. The full range of releases by offense is presented in Table 2.11 beginning on page 23.

The first category in Table 2.1 is made up of legislatively designated violent felony offenses. In 1978 the New York State Legislature identified certain offenses as violent felonies. The Legislature provided for more severe sentences and additional regulation on plea negotiation for persons indicted or convicted of these crimes. Briefly, 32% (N=5,730) of 1990 first releases were persons convicted of violent felony offenses. Another 6% (N=993) were offenders who had committed crimes involving violence or coercion but which were not offenses designated by the legislature as violent felonies. Approximately 43% (N=7,749) of first releases were drug offenders. Sixteen percent (N=2,873) were convicted of property offenses or other types of offenses. Three percent of 1990 first releases were Youthful Offenders.

There are differences in commitment offense according to gender. Thirty three percent of males released in 1990 were convicted of violent felony offenses and 42% for drug offenses. In sharp contrast, fully 65% of females released in 1990 had been convicted of drug offenses and only 18% for violent felony offenses.

TABLE 2.1 COMMITMENT OFFENSE TYPE BY SEX; 1990 FIRST RELEASES TO PAROLE SUPERVISION

| OFFENSE TYPE              | MALE         |               | FEMALE      |               | TOTAL        |               |
|---------------------------|--------------|---------------|-------------|---------------|--------------|---------------|
|                           | NUMBER       | PERCENT       | NUMBER      | PERCENT       | NUMBER       | PERCENT       |
| <b>VIOLENT FELONY</b>     |              |               |             |               |              |               |
| MURDER                    | 26           | .2%           | 0           | .0%           | 26           | .1%           |
| ATTEMPT MURDER            | 99           | .6%           | 4           | .3%           | 103          | .6%           |
| MANSLAUGHTER 1ST          | 217          | 1.3%          | 30          | 2.1%          | 247          | 1.4%          |
| RAPE 1ST                  | 117          | .7%           | 1           | .1%           | 118          | .7%           |
| ROBBERY 1ST               | 1271         | 7.7%          | 37          | 2.6%          | 1308         | 7.3%          |
| ROBBERY 2ND               | 1399         | 8.5%          | 89          | 6.3%          | 1488         | 8.3%          |
| ASSAULT 1ST               | 158          | 1.0%          | 16          | 1.1%          | 174          | 1.0%          |
| ASSAULT 2ND               | 210          | 1.3%          | 16          | 1.1%          | 226          | 1.3%          |
| BURGLARY 1ST              | 88           | .5%           | 2           | .1%           | 90           | .5%           |
| BURGLARY 2ND              | 973          | 5.9%          | 33          | 2.4%          | 1006         | 5.6%          |
| ARSON 1ST,2ND             | 35           | .2%           | 7           | .5%           | 42           | .2%           |
| SODOMY 1ST                | 51           | .3%           | 1           | .1%           | 52           | .3%           |
| SEXUAL ABUSE 1ST          | 105          | .6%           | 1           | .1%           | 106          | .6%           |
| WEAPONS OFFENSES          | 705          | 4.3%          | 19          | 1.4%          | 724          | 4.1%          |
| KIDNAPPING 1ST,2ND        | 18           | .1%           | 2           | .1%           | 20           | .1%           |
| <b>TOTAL</b>              | <b>5472</b>  | <b>33.3%</b>  | <b>258</b>  | <b>18.4%</b>  | <b>5730</b>  | <b>32.1%</b>  |
| <b>OTHER COERCIVE</b>     |              |               |             |               |              |               |
| MANSLAUGHTER 2ND          | 51           | .3%           | 6           | .4%           | 57           | .3%           |
| OTHER HOMICIDE            | 33           | .2%           | 3           | .2%           | 36           | .2%           |
| ROBBERY 3RD               | 542          | 3.3%          | 27          | 1.9%          | 569          | 3.2%          |
| ATT ASSAULT 2ND           | 83           | .5%           | 5           | .4%           | 88           | .5%           |
| OTHER SEX OFFENSES        | 78           | .5%           | 1           | .1%           | 79           | .4%           |
| OTHER COERCIVE            | 153          | .9%           | 11          | .8%           | 164          | .9%           |
| <b>TOTAL</b>              | <b>940</b>   | <b>5.7%</b>   | <b>53</b>   | <b>3.8%</b>   | <b>993</b>   | <b>5.6%</b>   |
| <b>DRUG FELONY</b>        |              |               |             |               |              |               |
| DRUG OFFENSES             | 6844         | 41.6%         | 905         | 64.5%         | 7749         | 43.4%         |
| <b>TOTAL</b>              | <b>6844</b>  | <b>41.6%</b>  | <b>905</b>  | <b>64.5%</b>  | <b>7749</b>  | <b>43.4%</b>  |
| <b>PROPERTY AND OTHER</b> |              |               |             |               |              |               |
| BURGLARY 3RD              | 1095         | 6.7%          | 14          | 1.0%          | 1109         | 6.2%          |
| GRAND LARCENY             | 579          | 3.5%          | 62          | 4.4%          | 641          | 3.6%          |
| FORGERY                   | 169          | 1.0%          | 50          | 3.6%          | 219          | 1.2%          |
| STOLEN PROPERTY           | 578          | 3.5%          | 30          | 2.1%          | 608          | 3.4%          |
| DRIVE INTOXICATED         | 147          | .9%           | 2           | .1%           | 149          | .8%           |
| ALL OTHR FELONIES         | 138          | .8%           | 9           | .6%           | 147          | .8%           |
| <b>TOTAL</b>              | <b>2706</b>  | <b>16.5%</b>  | <b>167</b>  | <b>11.9%</b>  | <b>2873</b>  | <b>16.1%</b>  |
| <b>YOUTHFUL OFFENDER</b>  |              |               |             |               |              |               |
| YOUTHFUL OFFENDER         | 474          | 2.9%          | 20          | 1.4%          | 494          | 2.8%          |
| <b>TOTAL</b>              | <b>474</b>   | <b>2.9%</b>   | <b>20</b>   | <b>1.4%</b>   | <b>494</b>   | <b>2.8%</b>   |
| <b>GRAND TOTAL</b>        | <b>16436</b> | <b>100.0%</b> | <b>1403</b> | <b>100.0%</b> | <b>17839</b> | <b>100.0%</b> |

Time Served by Commitment Offense Type

Table 2.2 presents data on time served according to commitment offense. Persons released in 1990 are grouped into 29 different commitment offense categories. State time is defined as the period between date of admission to the Department of Correctional Services and date of release, hence the designation "state time only". The average is simply the arithmetic average for state time served in months for the persons in each category. For example, persons released in 1990 who had been convicted of attempted murder (N=103) served an average of 57.4 months in state prison. Table 2.2 also presents the median state time served by offense type. The median is a measure of central tendency which represents the value of the middle case (i.e. the case or cases at the 50th percentile) in the distribution of cases. The median is less subject to distortion by extreme values than is in the arithmetic average. Again, the median time served for persons released in 1990 who had been committed for attempted murder was 46.9 months.

Table 2.2 also presents data on the total time served for persons in each offense category. In general, persons receive credit toward the service of the state prison sentence for any time spent in jail prior to commitment to state prison. Persons may be confined in jail prior to and during court proceedings if bail is not awarded. Or, a person may accumulate jail time between conviction date and commitment to state prison. Jail time of this type results from the time interval required for probation authorities to complete a pre-sentence investigation. So, "total time served" refers to the total period of time incarcerated and it is composed of time served in a state correctional facility plus time served in a local jail prior to commitment to state prison. The average "total time served" for persons committed for attempted murder was 65.7 months. The median total time served was 57.5 months (see Table 2.2).

The average jail time served for persons in each offense category is five to six months. We can note that the average state time served for persons released in 1990 was 22.7 months (see bottom row of Table 2.2) and the average total time served was 27.9 months (a difference of 5.2 months which reflects the addition of jail time to the period of time served in a state correctional facility).

TABLE 2.2 OFFENSE TYPE BY TIME SERVED; 1990 FIRST RELEASES TO PAROLE SUPERVISION

| COMMITMENT OFFENSE        | NUMBER       | STATE TIME SERVED IN MONTHS |             | TOTAL (STATE+JAIL) TIME SERVED IN MOS |             |
|---------------------------|--------------|-----------------------------|-------------|---------------------------------------|-------------|
|                           |              | AVERAGE                     | MEDIAN      | AVERAGE                               | MEDIAN      |
| <b>VIOLENT FELONY</b>     |              |                             |             |                                       |             |
| MURDER                    | 26           | 178.5                       | 178.3       | 198.4                                 | 189.9       |
| ATTEMPT MURDER            | 103          | 57.4                        | 46.9        | 65.7                                  | 57.5        |
| MANSLAUGHTER 1ST          | 247          | 65.6                        | 63.3        | 75.1                                  | 72.0        |
| RAPE 1ST                  | 118          | 58.2                        | 52.4        | 65.4                                  | 59.9        |
| ROBBERY 1ST               | 1308         | 42.1                        | 34.5        | 48.9                                  | 40.0        |
| ROBBERY 2ND               | 1488         | 25.8                        | 21.6        | 31.7                                  | 27.8        |
| ASSAULT 1ST               | 174          | 34.5                        | 30.8        | 40.9                                  | 35.9        |
| ASSAULT 2ND               | 226          | 22.1                        | 20.5        | 27.9                                  | 24.8        |
| BURGLARY 1ST              | 90           | 51.4                        | 46.8        | 58.1                                  | 53.9        |
| BURGLARY 2ND              | 1006         | 27.6                        | 24.1        | 33.4                                  | 30.0        |
| ARSON 1ST,2ND             | 42           | 33.2                        | 29.6        | 39.3                                  | 36.0        |
| SODOMY 1ST                | 52           | 52.9                        | 42.2        | 60.1                                  | 48.5        |
| SEXUAL ABUSE 1ST          | 106          | 29.1                        | 25.0        | 35.1                                  | 32.0        |
| WEAPONS OFFENSES          | 724          | 22.8                        | 20.0        | 28.4                                  | 24.0        |
| KIDNAPPING 1ST,2ND        | 20           | 48.7                        | 35.4        | 58.7                                  | 44.1        |
| <b>TOTAL</b>              | <b>5730</b>  | <b>34.0</b>                 | <b>26.2</b> | <b>40.5</b>                           | <b>31.9</b> |
| <b>OTHER COERCIVE</b>     |              |                             |             |                                       |             |
| MANSLAUGHTER 2ND          | 57           | 36.1                        | 31.3        | 42.4                                  | 35.9        |
| OTHER HOMICIDE            | 36           | 24.3                        | 22.4        | 27.6                                  | 24.0        |
| ROBBERY 3RD               | 569          | 18.0                        | 16.1        | 23.1                                  | 23.6        |
| ATT ASSAULT 2ND           | 88           | 17.4                        | 16.4        | 23.2                                  | 23.8        |
| OTHER SEX OFFENSES        | 79           | 28.6                        | 24.0        | 33.1                                  | 28.0        |
| OTHER COERCIVE            | 164          | 18.1                        | 15.8        | 24.0                                  | 23.9        |
| <b>TOTAL</b>              | <b>993</b>   | <b>20.1</b>                 | <b>17.4</b> | <b>25.3</b>                           | <b>23.9</b> |
| <b>DRUG FELONY</b>        |              |                             |             |                                       |             |
| DRUG OFFENSES             | 7749         | 17.6                        | 14.7        | 22.2                                  | 18.1        |
| <b>TOTAL</b>              | <b>7749</b>  | <b>17.6</b>                 | <b>14.7</b> | <b>22.2</b>                           | <b>18.1</b> |
| <b>PROPERTY AND OTHER</b> |              |                             |             |                                       |             |
| BURGLARY 3RD              | 1109         | 17.6                        | 16.4        | 22.5                                  | 21.5        |
| GRAND LARCENY             | 641          | 16.1                        | 15.2        | 21.3                                  | 18.3        |
| FORGERY                   | 219          | 18.8                        | 16.9        | 24.0                                  | 23.8        |
| STOLEN PROPERTY           | 608          | 15.5                        | 14.5        | 20.8                                  | 18.2        |
| DRIVE INTOXICATED         | 149          | 13.7                        | 12.9        | 17.6                                  | 16.0        |
| ALL OTHR FELONIES         | 147          | 16.9                        | 14.1        | 21.6                                  | 18.0        |
| <b>TOTAL</b>              | <b>2873</b>  | <b>16.7</b>                 | <b>15.5</b> | <b>21.7</b>                           | <b>18.9</b> |
| <b>YOUTHFUL OFFENDER</b>  |              |                             |             |                                       |             |
| YOUTHFUL OFFENDER         | 494          | 10.2                        | 8.2         | 14.7                                  | 12.1        |
| <b>TOTAL</b>              | <b>494</b>   | <b>10.2</b>                 | <b>8.2</b>  | <b>14.7</b>                           | <b>12.1</b> |
| <b>GRAND TOTAL</b>        | <b>17839</b> | <b>22.7</b>                 | <b>17.1</b> | <b>27.9</b>                           | <b>23.9</b> |

The figures in Table 2.2 also show that there are differences in average time served according to type of offense. For the group of persons convicted of violent felony offenses the average total time served was 40.5 months. Persons committed for other coercive offenses served an average of 25.3 months and drug offenders (taken as a group) served an average of 22.2 months. The total time served for persons committed for property offenses or other types of felonies was 21.7 months. As might be expected, persons committed for violent felony crimes served longer periods of time (on average) than did persons committed for property, drug, and other types of offenses.

As shown in Table 2.2 the median total time served for the total group of first releases (23.9 months) is considerably lower than the average total time served (27.9 months). This occurs because annual release cohorts (like an annual admission cohort) are made up largely of persons with relatively short minimum sentences (e.g. 1 to 5 years). The average time served (in comparison with the median) is pulled upward by that segment of the total release cohort which is made up of persons convicted of more serious offenses that have comparatively long minimum sentences (and who consequently serve a longer period in state custody).

#### Time Served by Offense Type by First or Second Felony Offender Status

Table 2.3 presents data on total time served (state time plus jail time) by commitment offense and by sentencing status as either a first or second felony offender.<sup>1/</sup> That is, persons who have previously been convicted of a felony offense generally face more severe penalties than persons convicted and sentenced for the first time on a felony charge. Again, Table 2.3 presents the average and median total time served for persons sentenced as a first felony offender and committed to state prison for one of the offenses listed in the table as well as persons sentenced as a second felony offender who had been committed to state prison for one of the offenses listed in the table.

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<sup>1/</sup> Those releases identified as second felony offenders are persons who were sentenced by the court as a second (or predicate) felony offender. Additionally, a small percentage (less than 1%) of commitments to state prison are sentenced as persistent (third time) felony offenders. Persistent felony cases are included in the second felony group. Also, a portion of those inmates placed in the first felony category have previous convictions for felony crimes and some have previous sentences to state prison. This occurs because the statutes for certain A-Felony crimes (e.g. several types of drug offenses) do not (or previously did not) contain provisions for sentencing as a second felony offender. Also, certain defendants may have served a prior state prison term as a Youthful Offender; this status does not require that the defendant be sentenced under second felony offender statutes. Further, if the first felony offense was committed more than ten years before the second felony (minus any time incarcerated) the defendant would not be sentenced as a second felony offender.

TABLE 2.3 OFFENSE TYPE BY FIRST OR SECOND FELONY BY TOTAL (STATE+JAIL) TIME SERVED  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| COMMITMENT OFFENSE        | TOTAL (STATE+JAIL) TIME SERVED IN MOS |             |             |               |             |             | TOTAL        |             |             |
|---------------------------|---------------------------------------|-------------|-------------|---------------|-------------|-------------|--------------|-------------|-------------|
|                           | FIRST FELONY                          |             |             | SECOND FELONY |             |             | NUMBER       | AVERAGE     | MEDIAN      |
|                           | NUMBER                                | AVERAGE     | MEDIAN      | NUMBER        | AVERAGE     | MEDIAN      |              |             |             |
| <b>VIOLENT FELONY</b>     |                                       |             |             |               |             |             |              |             |             |
| MURDER                    | 26                                    | 198.4       | 189.9       | 0             | .           | .           | 26           | 198.4       | 189.9       |
| ATTEMPT MURDER            | 86                                    | 58.7        | 48.0        | 17            | 101.1       | 100.5       | 103          | 65.7        | 57.5        |
| MANSLAUGHTER 1ST          | 200                                   | 70.3        | 71.0        | 47            | 95.8        | 94.2        | 247          | 75.1        | 72.0        |
| RAPE 1ST                  | 85                                    | 54.1        | 47.9        | 33            | 94.4        | 87.3        | 118          | 65.4        | 59.9        |
| ROBBERY 1ST               | 848                                   | 35.9        | 29.9        | 460           | 72.7        | 71.8        | 1308         | 48.9        | 40.0        |
| ROBBERY 2ND               | 815                                   | 22.8        | 18.1        | 673           | 42.5        | 36.1        | 1488         | 31.7        | 27.8        |
| ASSAULT 1ST               | 126                                   | 35.1        | 29.2        | 48            | 56.3        | 48.0        | 174          | 40.9        | 35.9        |
| ASSAULT 2ND               | 135                                   | 22.6        | 21.9        | 91            | 35.8        | 35.8        | 226          | 27.9        | 24.8        |
| BURGLARY 1ST              | 57                                    | 48.9        | 38.9        | 33            | 74.0        | 72.0        | 90           | 58.1        | 53.9        |
| BURGLARY 2ND              | 469                                   | 23.8        | 19.0        | 537           | 41.8        | 36.1        | 1006         | 33.4        | 30.0        |
| ARSON 1ST,2ND             | 32                                    | 33.5        | 30.4        | 10            | 57.6        | 54.1        | 42           | 39.3        | 36.0        |
| SODOMY 1ST                | 41                                    | 52.9        | 47.9        | 11            | 86.9        | 79.9        | 52           | 60.1        | 48.5        |
| SEXUAL ABUSE 1ST          | 74                                    | 32.3        | 25.1        | 32            | 41.7        | 39.9        | 106          | 35.1        | 32.0        |
| WEAPONS OFFENSES          | 297                                   | 22.3        | 18.2        | 427           | 32.7        | 29.9        | 724          | 28.4        | 24.0        |
| KIDNAPPING 1ST,2ND        | 20                                    | 58.7        | 44.1        | 0             | .           | .           | 20           | 58.7        | 44.1        |
| <b>TOTAL</b>              | <b>3311</b>                           | <b>34.1</b> | <b>24.0</b> | <b>2419</b>   | <b>49.2</b> | <b>41.9</b> | <b>5730</b>  | <b>40.5</b> | <b>31.9</b> |
| <b>OTHER COERCIVE</b>     |                                       |             |             |               |             |             |              |             |             |
| MANSLAUGHTER 2ND          | 53                                    | 39.6        | 35.9        | 4             | 79.7        | 66.0        | 57           | 42.4        | 35.9        |
| OTHER HOMICIDE            | 29                                    | 27.3        | 24.1        | 7             | 28.8        | 23.9        | 36           | 27.6        | 24.0        |
| ROBBERY 3RD               | 228                                   | 18.8        | 17.5        | 341           | 26.1        | 23.9        | 569          | 23.1        | 23.6        |
| ATT ASSAULT 2ND           | 26                                    | 19.4        | 18.4        | 62            | 24.9        | 23.9        | 88           | 23.2        | 23.8        |
| OTHER SEX OFFENSES        | 47                                    | 32.8        | 31.9        | 32            | 33.6        | 27.9        | 79           | 33.1        | 28.0        |
| OTHER COERCIVE            | 109                                   | 21.7        | 18.6        | 55            | 28.5        | 24.2        | 164          | 24.0        | 23.9        |
| <b>TOTAL</b>              | <b>492</b>                            | <b>23.5</b> | <b>20.9</b> | <b>501</b>    | <b>27.1</b> | <b>23.9</b> | <b>993</b>   | <b>25.3</b> | <b>23.9</b> |
| <b>DRUG FELONY</b>        |                                       |             |             |               |             |             |              |             |             |
| DRUG OFFENSES             | 4310                                  | 19.6        | 12.8        | 3439          | 25.4        | 23.9        | 7749         | 22.2        | 18.1        |
| <b>TOTAL</b>              | <b>4310</b>                           | <b>19.6</b> | <b>12.8</b> | <b>3439</b>   | <b>25.4</b> | <b>23.9</b> | <b>7749</b>  | <b>22.2</b> | <b>18.1</b> |
| <b>PROPERTY AND OTHER</b> |                                       |             |             |               |             |             |              |             |             |
| BURGLARY 3RD              | 303                                   | 18.1        | 17.9        | 806           | 24.2        | 23.9        | 1109         | 22.5        | 21.5        |
| GRAND LARCENY             | 197                                   | 17.6        | 16.0        | 444           | 22.9        | 22.2        | 641          | 21.3        | 18.3        |
| FORGERY                   | 73                                    | 19.2        | 17.8        | 146           | 26.4        | 23.9        | 219          | 24.0        | 23.8        |
| STOLEN PROPERTY           | 194                                   | 18.0        | 17.8        | 414           | 22.1        | 19.0        | 608          | 20.8        | 18.2        |
| DRIVE INTOXICATED         | 144                                   | 17.5        | 16.0        | 5             | 18.7        | 18.0        | 149          | 17.6        | 16.0        |
| ALL OTHR FELONIES         | 70                                    | 18.5        | 16.0        | 77            | 24.5        | 23.8        | 147          | 21.6        | 18.0        |
| <b>TOTAL</b>              | <b>981</b>                            | <b>18.0</b> | <b>16.5</b> | <b>1892</b>   | <b>23.6</b> | <b>23.8</b> | <b>2873</b>  | <b>21.7</b> | <b>18.9</b> |
| <b>YOUTHFUL OFFENDER</b>  |                                       |             |             |               |             |             |              |             |             |
| YOUTHFUL OFFENDER         | 492                                   | 14.7        | 12.1        | 2             | 22.5        | 22.5        | 494          | 14.7        | 12.1        |
| <b>TOTAL</b>              | <b>492</b>                            | <b>14.7</b> | <b>12.1</b> | <b>2</b>      | <b>22.5</b> | <b>22.5</b> | <b>494</b>   | <b>14.7</b> | <b>12.1</b> |
| <b>GRAND TOTAL</b>        | <b>9586</b>                           | <b>24.4</b> | <b>18.0</b> | <b>8253</b>   | <b>32.1</b> | <b>24.1</b> | <b>17839</b> | <b>27.9</b> | <b>23.9</b> |

As would be expected, persons convicted of a second felony offense generally serve a longer period of time in prison than do persons sentenced as first felony offender. For example, persons convicted of attempted murder and who were sentenced as a second felony offender (i.e. they had a prior felony conviction) served on average 101.0 months (see Table 2.3). Persons convicted of attempted murder and sentenced as a first felony offender served on average, 58.7 months in state prison.

Persons sentenced as a second felony offender and who had been convicted of a violent felony offense served on average 49.2 months in state prison compared with 34.1 months among first felony offenders convicted of a violent felony offense (see Table 2.3). Similarly, looking at the total group of persons convicted of property and other felony offenses and released during 1990, those sentenced as a second felony offender served an average of 23.6 months in state prison compared with first felony offenders who served 18.0 months in state prison. Second felony drug offenders served 25.4 months on average; those sentenced as a first felony offender served 19.6 months on average.

Looking at the total group of first releases in 1990, among first felony offenders the average total time served was 24.4 months. Among second felony offenders the average total time served was 32.1 months.

Table 2.4 presents average and median state time served (i.e. state time only) according to offense type and first or second felony offender status. Data are presented in the same format as Table 2.3. The trends in time served observed in Table 2.4 are similar to those observed in Table 2.3 with the exception that figures on average time served are four to six months shorter due to the exclusion of jail time in calculating the time served data. For those users interested in the total period a person is incarcerated for a particular offense the figures on total time served in Table 2.3 will be most useful. Those users interested in state time only have that data available in Table 2.4.

#### Offense by Violent Felony Offender Status

In September of 1978 the New York State Legislature designated certain crimes as violent felony offenses. On the whole, persons committed for these designated violent felony offenses serve more time than do persons committed for other felony offenses. Looking at the information on total time served for the total group of releases in 1990 (see columns under the "Total" heading in Table 2.3) it can be seen that the average total time served for violent felony offenders was 40.5 months compared to the average state time served for other coercive offenders which was 25.3 months, drug offenders 22.2 months, and property and other offenses 21.7 months.

TABLE 2.4 OFFENSE TYPE BY FIRST OR SECOND FELONY OFFENDER STATUS BY STATE TIME SERVED;  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| COMMITMENT OFFENSE        | STATE TIME SERVED IN MONTHS |             |             |               |             |             | TOTAL        |             |             |
|---------------------------|-----------------------------|-------------|-------------|---------------|-------------|-------------|--------------|-------------|-------------|
|                           | FIRST FELONY                |             |             | SECOND FELONY |             |             | NUMBER       | AVERAGE     | MEDIAN      |
|                           | NUMBER                      | AVERAGE     | MEDIAN      | NUMBER        | AVERAGE     | MEDIAN      |              |             |             |
| <b>VIOLENT FELONY</b>     |                             |             |             |               |             |             |              |             |             |
| MURDER                    | 26                          | 178.4       | 178.2       | 0             | .           | .           | 26           | 178.4       | 178.2       |
| ATTEMPT MURDER            | 86                          | 50.2        | 39.0        | 17            | 93.3        | 85.7        | 103          | 57.3        | 46.9        |
| MANSLAUGHTER 1ST          | 200                         | 60.6        | 57.5        | 47            | 86.7        | 85.7        | 247          | 65.5        | 63.2        |
| RAPE 1ST                  | 85                          | 47.5        | 43.8        | 33            | 85.7        | 81.4        | 118          | 58.2        | 52.3        |
| ROBBERY 1ST               | 848                         | 29.9        | 23.3        | 460           | 64.4        | 61.2        | 1308         | 42.0        | 34.5        |
| ROBBERY 2ND               | 815                         | 17.6        | 14.9        | 673           | 35.7        | 31.0        | 1488         | 25.8        | 21.6        |
| ASSAULT 1ST               | 126                         | 29.2        | 24.4        | 48            | 48.3        | 43.1        | 174          | 34.5        | 30.8        |
| ASSAULT 2ND               | 135                         | 17.2        | 14.7        | 91            | 29.4        | 29.0        | 226          | 22.1        | 20.5        |
| BURGLARY 1ST              | 57                          | 42.6        | 34.8        | 33            | 66.5        | 67.3        | 90           | 51.4        | 46.8        |
| BURGLARY 2ND              | 469                         | 18.3        | 15.2        | 537           | 35.6        | 31.9        | 1006         | 27.5        | 24.1        |
| ARSON 1ST,2ND             | 32                          | 27.5        | 25.4        | 10            | 51.1        | 50.1        | 42           | 33.1        | 29.6        |
| SODOMY 1ST                | 41                          | 46.2        | 39.2        | 11            | 77.5        | 73.7        | 52           | 52.8        | 42.2        |
| SEXUAL ABUSE 1ST          | 74                          | 26.8        | 22.4        | 32            | 34.3        | 33.2        | 106          | 29.0        | 25.0        |
| WEAPONS OFFENSES          | 297                         | 17.0        | 14.2        | 427           | 26.9        | 23.2        | 724          | 22.8        | 20.0        |
| KIDNAPPING 1ST,2ND        | 20                          | 48.7        | 35.4        | 0             | .           | .           | 20           | 48.7        | 35.4        |
| <b>TOTAL</b>              | <b>3311</b>                 | <b>28.0</b> | <b>19.6</b> | <b>2419</b>   | <b>42.3</b> | <b>35.3</b> | <b>5730</b>  | <b>34.0</b> | <b>26.2</b> |
| <b>OTHER COERCIVE</b>     |                             |             |             |               |             |             |              |             |             |
| MANSLAUGHTER 2ND          | 53                          | 33.0        | 29.2        | 4             | 76.9        | 60.9        | 57           | 36.1        | 31.3        |
| OTHER HOMICIDE            | 29                          | 24.4        | 22.7        | 7             | 24.1        | 22.1        | 36           | 24.3        | 22.4        |
| ROBBERY 3RD               | 228                         | 14.5        | 12.6        | 341           | 20.4        | 18.8        | 569          | 18.0        | 16.1        |
| ATT ASSAULT 2ND           | 26                          | 13.8        | 12.9        | 62            | 18.8        | 17.1        | 88           | 17.3        | 16.4        |
| OTHER SEX OFFENSES        | 47                          | 29.0        | 25.3        | 32            | 27.9        | 23.6        | 79           | 28.6        | 24.0        |
| OTHER COERCIVE            | 109                         | 16.4        | 12.9        | 55            | 21.5        | 20.6        | 164          | 18.1        | 15.8        |
| <b>TOTAL</b>              | <b>492</b>                  | <b>18.8</b> | <b>15.3</b> | <b>501</b>    | <b>21.3</b> | <b>19.6</b> | <b>993</b>   | <b>20.1</b> | <b>17.4</b> |
| <b>DRUG FELONY</b>        |                             |             |             |               |             |             |              |             |             |
| DRUG OFFENSES             | 4310                        | 15.1        | 10.4        | 3439          | 20.8        | 19.2        | 7749         | 17.6        | 14.7        |
| <b>TOTAL</b>              | <b>4310</b>                 | <b>15.1</b> | <b>10.4</b> | <b>3439</b>   | <b>20.8</b> | <b>19.2</b> | <b>7749</b>  | <b>17.6</b> | <b>14.7</b> |
| <b>PROPERTY AND OTHER</b> |                             |             |             |               |             |             |              |             |             |
| BURGLARY 3RD              | 303                         | 13.4        | 11.6        | 806           | 19.2        | 17.5        | 1109         | 17.6        | 16.4        |
| GRAND LARCENY             | 197                         | 13.2        | 11.5        | 444           | 17.4        | 16.0        | 641          | 16.1        | 15.2        |
| FORGERY                   | 73                          | 14.3        | 12.3        | 146           | 21.0        | 19.1        | 219          | 18.8        | 16.9        |
| STOLEN PROPERTY           | 194                         | 13.1        | 12.1        | 414           | 16.6        | 15.5        | 608          | 15.5        | 14.5        |
| DRIVE INTOXICATED         | 144                         | 13.6        | 12.7        | 5             | 15.8        | 15.6        | 149          | 13.7        | 12.8        |
| ALL OTHR FELONIES         | 70                          | 13.9        | 12.0        | 77            | 19.6        | 17.3        | 147          | 16.9        | 14.1        |
| <b>TOTAL</b>              | <b>981</b>                  | <b>13.4</b> | <b>12.0</b> | <b>1892</b>   | <b>18.4</b> | <b>16.6</b> | <b>2873</b>  | <b>16.7</b> | <b>15.5</b> |
| <b>YOUTHFUL OFFENDER</b>  |                             |             |             |               |             |             |              |             |             |
| YOUTHFUL OFFENDER         | 492                         | 10.1        | 8.2         | 2             | 16.1        | 16.1        | 494          | 10.2        | 8.2         |
| <b>TOTAL</b>              | <b>492</b>                  | <b>10.1</b> | <b>8.2</b>  | <b>2</b>      | <b>16.1</b> | <b>16.1</b> | <b>494</b>   | <b>10.2</b> | <b>8.2</b>  |
| <b>GRAND TOTAL</b>        | <b>9586</b>                 | <b>19.3</b> | <b>13.1</b> | <b>8253</b>   | <b>26.6</b> | <b>21.4</b> | <b>17839</b> | <b>22.7</b> | <b>17.1</b> |

Locking, for example, at burglary offenses, the information in Table 2.3 indicates that the average total time served for Burglary 1st (58.1 months) and Burglary 2nd (33.4 months), both designated violent felony offenses, is longer than the average total time served for those committed for Burglary 3rd (22.5 months). Similarly, persons convicted of Manslaughter 1st (a designated violent felony offense) and released during 1990 served an average of 75.1 months. Persons convicted of Manslaughter 2nd and released during 1990 served an average of 42.4 months. Of course, much of the difference in time served for these offenses is accounted for by differences in felony class category of offense (e.g. Burglary 1st is a Class B violent felony, Burglary 3rd is a Class D non-violent felony). However, Table 3.3 (p. 32) in the next section shows that even where the felony class category of conviction offense is the same (and 1st or 2nd felony offender status is controlled), persons convicted of designated violent felonies serve longer periods of incarceration than do persons convicted of non-violent offenses, consistent with legislative intent.

#### Offense by Attempt Status

The information in Tables 2.3 and 2.4 allow us to compare the average and median time served for different specific offense categories (e.g. murder, rape, drug offenses etc.). These data also permit comparison of time served for first and second felony offenders within each specific offense category. This information provides some idea of how long persons serve in state prison for various types of offenses. While the data on total time served (Table 2.3) and state time served (in Table 2.4) are informative, they do not reflect time served figures that are based on unique sentencing categories. That is, the specific offense categories in Table 2.3 and 2.4 (e.g. Robbery 1st) also contain attempts of that particular offense, and attempts of any offense generally fall into the next lower felony class category. As the felony class category of the conviction offense declines (i.e. moves from a B-Felony to a C-Felony and so on) the minimum and maximum sentence structure also declines (i.e. the penalties are less severe). Also, several of the offense categories in Tables 2.3 and 2.4 reflect an aggregation of offenses (e.g. weapons offenses are grouped, drug offenses are grouped). Table 2.11 below presents time served data on specific commitment offenses (with attempts of particular crimes broken out). In addition, Tables 3.3, 3.4 and 3.5 below present time served data by felony class category, violent or non-violent felony offender status, and felony class category which, when taken together, more closely conform to legally distinct sentencing categories.

Table 2.5 presents the distribution of 1990 first releases to parole supervision across various total time served categories. The distribution of cases across time served categories is also presented according to commitment offense. These data provide the reader with additional information on time served for persons committed for various offenses. Table 2.6 presents the percent distribution across total time served categories for each of the commitment offense categories utilized. Looking at the total group of first releases to parole during 1990 (last row in Table 2.6), it can be seen that 59% of first releases served 23 months or less in state prison and 41% served 24 months or longer.

Table 2.7 presents the distribution of 1990 first releases to parole supervision across various state time served categories. Table 2.8 presents the percent distribution across state time served categories according to commitment offense type.

It can be seen in Table 2.5 that there are two cases where individuals had been committed for murder and served less than the minimum time served (180 months). These are Juvenile Offenders who may receive a minimum term that is less than that for adults (e.g. five years). Further, Juvenile Offenders often serve a portion of the sentence in the custody of the Division For Youth prior to transfer (at age 21) to the Department of Correctional Services. Hence, the relatively short period of time served in New York State adult correctional facilities.

TABLE 2.5 OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; 1990 FIRST RELEASES

| COMMITMENT OFFENSE        | TOTAL (STATE+JAIL) TIME SERVED |              |              |              |              |              |              |              |              |               |                |              | TOTAL        |
|---------------------------|--------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|--------------|
|                           | 06-11 MONTHS                   | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |              |
| <b>VIOLENT FELONY</b>     |                                |              |              |              |              |              |              |              |              |               |                |              |              |
| MURDER                    | 0                              | 1            | 0            | 0            | 0            | 1            | 0            | 0            | 0            | 0             | 0              | 24           | 26           |
| ATTEMPT MURDER            | 2                              | 1            | 0            | 11           | 8            | 17           | 2            | 13           | 7            | 30            | 12             | 0            | 103          |
| MANSLAUGHTER 1ST          | 1                              | 1            | 3            | 15           | 6            | 10           | 9            | 29           | 35           | 119           | 17             | 2            | 247          |
| RAPE 1ST                  | 1                              | 0            | 3            | 6            | 9            | 16           | 3            | 19           | 13           | 35            | 13             | 0            | 118          |
| ROBBERY 1ST               | 6                              | 12           | 195          | 213          | 76           | 160          | 35           | 207          | 93           | 270           | 40             | 1            | 1308         |
| ROBBERY 2ND               | 5                              | 240          | 262          | 274          | 202          | 166          | 55           | 158          | 62           | 58            | 6              | 0            | 1488         |
| ASSAULT 1ST               | 0                              | 6            | 24           | 35           | 13           | 29           | 6            | 29           | 18           | 11            | 3              | 0            | 174          |
| ASSAULT 2ND               | 1                              | 50           | 23           | 50           | 36           | 36           | 11           | 18           | 0            | 1             | 0              | 0            | 226          |
| BURGLARY 1ST              | 0                              | 0            | 8            | 8            | 6            | 15           | 0            | 12           | 10           | 29            | 2              | 0            | 90           |
| BURGLARY 2ND              | 2                              | 112          | 159          | 183          | 138          | 145          | 53           | 120          | 58           | 34            | 2              | 0            | 1006         |
| ARSON 1ST,2ND             | 1                              | 1            | 5            | 8            | 3            | 9            | 1            | 7            | 2            | 5             | 0              | 0            | 42           |
| SODOMY 1ST                | 0                              | 0            | 1            | 1            | 0            | 13           | 3            | 12           | 7            | 10            | 5              | 0            | 52           |
| SEXUAL ABUSE 1ST          | 0                              | 2            | 6            | 37           | 11           | 23           | 2            | 22           | 0            | 3             | 0              | 0            | 106          |
| WEAPONS OFFENSES          | 5                              | 108          | 143          | 191          | 96           | 69           | 34           | 48           | 15           | 15            | 0              | 0            | 724          |
| KIDNAPPING 1ST,2ND        | 0                              | 0            | 0            | 4            | 1            | 5            | 0            | 4            | 2            | 2             | 0              | 2            | 20           |
| <b>TOTAL</b>              | <b>24</b>                      | <b>534</b>   | <b>832</b>   | <b>1036</b>  | <b>605</b>   | <b>714</b>   | <b>214</b>   | <b>698</b>   | <b>322</b>   | <b>622</b>    | <b>100</b>     | <b>29</b>    | <b>5730</b>  |
| <b>OTHER COERCIVE</b>     |                                |              |              |              |              |              |              |              |              |               |                |              |              |
| MANSLAUGHTER 2ND          | 0                              | 1            | 4            | 14           | 7            | 7            | 3            | 8            | 9            | 3             | 1              | 0            | 57           |
| OTHER HOMICIDE            | 0                              | 6            | 5            | 12           | 6            | 2            | 3            | 2            | 0            | 0             | 0              | 0            | 36           |
| ROBBERY 3RD               | 37                             | 105          | 144          | 147          | 71           | 30           | 24           | 5            | 4            | 2             | 0              | 0            | 569          |
| ATT ASSAULT 2ND           | 0                              | 10           | 32           | 30           | 11           | 3            | 1            | 1            | 0            | 0             | 0              | 0            | 88           |
| OTHER SEX OFFENSES        | 0                              | 0            | 2            | 38           | 19           | 3            | 0            | 14           | 1            | 2             | 0              | 0            | 79           |
| OTHER COERCIVE            | 10                             | 38           | 25           | 51           | 15           | 16           | 2            | 7            | 1            | 1             | 0              | 0            | 164          |
| <b>TOTAL</b>              | <b>47</b>                      | <b>160</b>   | <b>210</b>   | <b>292</b>   | <b>129</b>   | <b>61</b>    | <b>33</b>    | <b>37</b>    | <b>15</b>    | <b>8</b>      | <b>1</b>       | <b>0</b>     | <b>993</b>   |
| <b>DRUG FELONY</b>        |                                |              |              |              |              |              |              |              |              |               |                |              |              |
| DRUG OFFENSES             | 895                            | 2271         | 1221         | 1652         | 508          | 662          | 123          | 224          | 90           | 90            | 1              | 11           | 7748         |
| <b>TOTAL</b>              | <b>895</b>                     | <b>2271</b>  | <b>1221</b>  | <b>1652</b>  | <b>508</b>   | <b>662</b>   | <b>123</b>   | <b>224</b>   | <b>90</b>    | <b>90</b>     | <b>1</b>       | <b>11</b>    | <b>7748</b>  |
| <b>PROPERTY AND OTHER</b> |                                |              |              |              |              |              |              |              |              |               |                |              |              |
| BURGLARY 3RD              | 88                             | 135          | 353          | 321          | 103          | 53           | 31           | 18           | 6            | 1             | 0              | 0            | 1109         |
| GRAND LARCENY             | 43                             | 98           | 238          | 186          | 43           | 17           | 5            | 10           | 0            | 1             | 0              | 0            | 641          |
| FORGERY                   | 15                             | 35           | 45           | 68           | 29           | 11           | 9            | 2            | 2            | 3             | 0              | 0            | 219          |
| STOLEN PROPERTY           | 51                             | 86           | 236          | 163          | 44           | 13           | 5            | 8            | 2            | 0             | 0              | 0            | 608          |
| DRIVE INTOXICATED         | 5                              | 80           | 29           | 29           | 6            | 0            | 0            | 0            | 0            | 0             | 0              | 0            | 149          |
| ALL OTHR FELONIES         | 6                              | 39           | 48           | 33           | 8            | 4            | 2            | 4            | 2            | 1             | 0              | 0            | 147          |
| <b>TOTAL</b>              | <b>208</b>                     | <b>473</b>   | <b>949</b>   | <b>800</b>   | <b>233</b>   | <b>98</b>    | <b>52</b>    | <b>42</b>    | <b>12</b>    | <b>6</b>      | <b>0</b>       | <b>0</b>     | <b>2873</b>  |
| <b>YOUTHFUL OFFENDER</b>  |                                |              |              |              |              |              |              |              |              |               |                |              |              |
| YOUTHFUL OFFENDER         | 112                            | 282          | 48           | 35           | 11           | 3            | 3            | 0            | 0            | 0             | 0              | 0            | 494          |
| <b>TOTAL</b>              | <b>112</b>                     | <b>282</b>   | <b>48</b>    | <b>35</b>    | <b>11</b>    | <b>3</b>     | <b>3</b>     | <b>0</b>     | <b>0</b>     | <b>0</b>      | <b>0</b>       | <b>0</b>     | <b>494</b>   |
| <b>GRAND TOTAL</b>        | <b>1286</b>                    | <b>3720</b>  | <b>3260</b>  | <b>3815</b>  | <b>1486</b>  | <b>1538</b>  | <b>425</b>   | <b>1001</b>  | <b>439</b>   | <b>726</b>    | <b>102</b>     | <b>40</b>    | <b>17838</b> |

TABLE 2.6 OFFENSE TYPE BY TOTAL(STATE+JAIL) TIME SERVED; 1990 FIRST RELEASES

| COMMITMENT OFFENSE        | TOTAL (STATE+JAIL) TIME SERVED |              |              |              |              |              |              |              |              |               |                |              | TOTAL       |
|---------------------------|--------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|-------------|
|                           | 06-11 MONTHS                   | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |             |
| <b>VIOLENT FELONY</b>     |                                |              |              |              |              |              |              |              |              |               |                |              |             |
| MURDER                    | 0%                             | 4%           | 0%           | 0%           | 0%           | 4%           | 0%           | 0%           | 0%           | 0%            | 0%             | 92%          | 100%        |
| ATTEMPT MURDER            | 2%                             | 1%           | 0%           | 11%          | 8%           | 17%          | 2%           | 13%          | 7%           | 29%           | 12%            | 0%           | 100%        |
| HANSLAUGHTER 1ST          | 0%                             | 0%           | 1%           | 6%           | 2%           | 4%           | 4%           | 12%          | 14%          | 48%           | 7%             | 1%           | 100%        |
| RAPE 1ST                  | 1%                             | 0%           | 3%           | 5%           | 8%           | 14%          | 3%           | 16%          | 11%          | 30%           | 11%            | 0%           | 100%        |
| ROBBERY 1ST               | 0%                             | 1%           | 15%          | 16%          | 6%           | 12%          | 3%           | 16%          | 7%           | 21%           | 3%             | 0%           | 100%        |
| ROBBERY 2ND               | 0%                             | 16%          | 18%          | 18%          | 14%          | 11%          | 4%           | 11%          | 4%           | 4%            | 0%             | 0%           | 100%        |
| ASSAULT 1ST               | 0%                             | 3%           | 14%          | 20%          | 7%           | 17%          | 3%           | 17%          | 10%          | 6%            | 2%             | 0%           | 100%        |
| ASSAULT 2ND               | 0%                             | 22%          | 10%          | 22%          | 16%          | 16%          | 5%           | 8%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| BURGLARY 1ST              | 0%                             | 0%           | 9%           | 9%           | 7%           | 17%          | 0%           | 13%          | 11%          | 32%           | 2%             | 0%           | 100%        |
| BURGLARY 2ND              | 0%                             | 11%          | 16%          | 18%          | 14%          | 14%          | 5%           | 12%          | 6%           | 3%            | 0%             | 0%           | 100%        |
| ARSON 1ST,2ND             | 2%                             | 2%           | 12%          | 19%          | 7%           | 21%          | 2%           | 17%          | 5%           | 12%           | 0%             | 0%           | 100%        |
| SODOMY 1ST                | 0%                             | 0%           | 2%           | 2%           | 0%           | 25%          | 6%           | 23%          | 13%          | 19%           | 10%            | 0%           | 100%        |
| SEXUAL ABUSE 1ST          | 0%                             | 2%           | 6%           | 35%          | 10%          | 22%          | 2%           | 21%          | 0%           | 3%            | 0%             | 0%           | 100%        |
| WEAPONS OFFENSES          | 1%                             | 15%          | 20%          | 26%          | 13%          | 10%          | 5%           | 7%           | 2%           | 0%            | 0%             | 0%           | 100%        |
| KIDNAPPING 1ST,2ND        | 0%                             | 0%           | 0%           | 20%          | 5%           | 25%          | 0%           | 20%          | 10%          | 10%           | 0%             | 10%          | 100%        |
| <b>TOTAL</b>              | <b>0%</b>                      | <b>9%</b>    | <b>15%</b>   | <b>18%</b>   | <b>11%</b>   | <b>12%</b>   | <b>4%</b>    | <b>12%</b>   | <b>6%</b>    | <b>11%</b>    | <b>2%</b>      | <b>1%</b>    | <b>100%</b> |
| <b>OTHER COERCIVE</b>     |                                |              |              |              |              |              |              |              |              |               |                |              |             |
| HANSLAUGHTER 2ND          | 0%                             | 2%           | 7%           | 25%          | 12%          | 12%          | 5%           | 14%          | 16%          | 5%            | 2%             | 0%           | 100%        |
| OTHER HOMICIDE            | 0%                             | 17%          | 14%          | 33%          | 17%          | 6%           | 8%           | 6%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| ROBBERY 3RD               | 7%                             | 18%          | 25%          | 26%          | 12%          | 5%           | 4%           | 1%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| ATT ASSAULT 2ND           | 0%                             | 11%          | 36%          | 34%          | 13%          | 3%           | 1%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| OTHER SEX OFFENSES        | 0%                             | 0%           | 3%           | 48%          | 24%          | 4%           | 0%           | 18%          | 1%           | 3%            | 0%             | 0%           | 100%        |
| OTHER COERCIVE            | 6%                             | 23%          | 14%          | 31%          | 9%           | 10%          | 1%           | 4%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>5%</b>                      | <b>16%</b>   | <b>21%</b>   | <b>29%</b>   | <b>13%</b>   | <b>6%</b>    | <b>3%</b>    | <b>4%</b>    | <b>2%</b>    | <b>1%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>DRUG FELONY</b>        |                                |              |              |              |              |              |              |              |              |               |                |              |             |
| DRUG OFFENSES             | 12%                            | 29%          | 16%          | 21%          | 7%           | 9%           | 2%           | 3%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>12%</b>                     | <b>29%</b>   | <b>16%</b>   | <b>21%</b>   | <b>7%</b>    | <b>9%</b>    | <b>2%</b>    | <b>3%</b>    | <b>1%</b>    | <b>1%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>PROPERTY AND OTHER</b> |                                |              |              |              |              |              |              |              |              |               |                |              |             |
| BURGLARY 3RD              | 8%                             | 12%          | 32%          | 29%          | 9%           | 5%           | 3%           | 2%           | 1%           | 0%            | 0%             | 0%           | 100%        |
| GRAND LARCENY             | 7%                             | 15%          | 37%          | 29%          | 7%           | 3%           | 1%           | 2%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| FORGERY                   | 7%                             | 16%          | 21%          | 31%          | 13%          | 5%           | 4%           | 1%           | 1%           | 0%            | 0%             | 0%           | 100%        |
| STOLEN PROPERTY           | 8%                             | 14%          | 39%          | 27%          | 7%           | 2%           | 1%           | 1%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| DRIVE INTOXICATED         | 3%                             | 54%          | 19%          | 19%          | 4%           | 0%           | 0%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| ALL OTHR FELONIES         | 4%                             | 27%          | 33%          | 22%          | 5%           | 3%           | 1%           | 3%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>7%</b>                      | <b>16%</b>   | <b>33%</b>   | <b>28%</b>   | <b>8%</b>    | <b>3%</b>    | <b>2%</b>    | <b>1%</b>    | <b>0%</b>    | <b>0%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>YOUTHFUL OFFENDER</b>  |                                |              |              |              |              |              |              |              |              |               |                |              |             |
| YOUTHFUL OFFENDER         | 23%                            | 57%          | 10%          | 7%           | 2%           | 1%           | 1%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>23%</b>                     | <b>57%</b>   | <b>10%</b>   | <b>7%</b>    | <b>2%</b>    | <b>1%</b>    | <b>1%</b>    | <b>0%</b>    | <b>0%</b>    | <b>0%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>GRAND TOTAL</b>        | <b>7%</b>                      | <b>21%</b>   | <b>18%</b>   | <b>21%</b>   | <b>8%</b>    | <b>9%</b>    | <b>2%</b>    | <b>6%</b>    | <b>2%</b>    | <b>4%</b>     | <b>1%</b>      | <b>0%</b>    | <b>100%</b> |

TABLE 2.7  
OFFENSE TYPE BY STATE TIME SERVED; 1990 FIRST RELEASES TO PAROLE SUPERVISION

| COMMITMENT OFFENSE        | STATE TIME SERVED IN MONTHS |              |              |              |              |              |              |              |              |               |                |              | TOTAL        |
|---------------------------|-----------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|--------------|
|                           | 0-11 MONTHS                 | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |              |
| <b>VIOLENT FELONY</b>     |                             |              |              |              |              |              |              |              |              |               |                |              |              |
| MURDER                    | 1                           | 0            | 0            | 1            | 0            | 0            | 0            | 0            | 0            | 0             | 15             | 9            | 26           |
| ATTEMPT MURDER            | 2                           | 8            | 11           | 9            | 9            | 7            | 7            | 8            | 11           | 24            | 7              | 0            | 103          |
| MANSLAUGHTER 1ST          | 7                           | 7            | 11           | 7            | 16           | 14           | 23           | 33           | 32           | 88            | 7              | 2            | 247          |
| RAPE 1ST                  | 1                           | 6            | 2            | 10           | 18           | 7            | 11           | 17           | 15           | 26            | 5              | 0            | 118          |
| ROBBERY 1ST               | 85                          | 210          | 156          | 97           | 133          | 90           | 97           | 131          | 118          | 169           | 22             | 0            | 1308         |
| ROBBERY 2ND               | 303                         | 289          | 252          | 200          | 127          | 89           | 71           | 87           | 30           | 40            | 0              | 0            | 1488         |
| ASSAULT 1ST               | 12                          | 28           | 25           | 18           | 21           | 13           | 24           | 19           | 6            | 7             | 1              | 0            | 174          |
| ASSAULT 2ND               | 53                          | 41           | 47           | 30           | 24           | 19           | 9            | 2            | 1            | 0             | 0              | 0            | 226          |
| BURGLARY 1ST              | 4                           | 11           | 5            | 5            | 11           | 3            | 9            | 10           | 7            | 24            | 1              | 0            | 90           |
| BURGLARY 2ND              | 159                         | 186          | 156          | 137          | 117          | 71           | 73           | 55           | 30           | 22            | 0              | 0            | 1006         |
| ARSON 1ST,2ND             | 4                           | 8            | 4            | 7            | 5            | 3            | 3            | 3            | 1            | 4             | 0              | 0            | 42           |
| SODOMY 1ST                | 0                           | 2            | 2            | 1            | 8            | 11           | 6            | 6            | 6            | 9             | 1              | 0            | 52           |
| SEXUAL ABUSE 1ST          | 4                           | 14           | 32           | 11           | 14           | 13           | 11           | 4            | 3            | 0             | 0              | 0            | 106          |
| WEAPONS OFFENSES          | 150                         | 175          | 156          | 78           | 60           | 41           | 22           | 28           | 7            | 7             | 0              | 0            | 724          |
| KIDNAPPING 1ST,2ND        | 1                           | 2            | 3            | 1            | 3            | 4            | 0            | 2            | 2            | 0             | 1              | 1            | 20           |
| <b>TOTAL</b>              | <b>786</b>                  | <b>987</b>   | <b>862</b>   | <b>612</b>   | <b>566</b>   | <b>385</b>   | <b>366</b>   | <b>405</b>   | <b>269</b>   | <b>420</b>    | <b>60</b>      | <b>12</b>    | <b>5730</b>  |
| <b>OTHER COERCIVE</b>     |                             |              |              |              |              |              |              |              |              |               |                |              |              |
| MANSLAUGHTER 2ND          | 4                           | 4            | 16           | 4            | 7            | 2            | 8            | 7            | 2            | 2             | 1              | 0            | 57           |
| OTHER HOMICIDE            | 3                           | 10           | 8            | 6            | 3            | 3            | 3            | 0            | 0            | 0             | 0              | 0            | 36           |
| ROBBERY 3RD               | 173                         | 162          | 104          | 49           | 50           | 19           | 4            | 5            | 1            | 2             | 0              | 0            | 569          |
| ATT ASSAULT 2ND           | 20                          | 32           | 24           | 7            | 3            | 2            | 0            | 0            | 0            | 0             | 0              | 0            | 88           |
| OTHER SEX OFFENSES        | 4                           | 8            | 27           | 18           | 5            | 2            | 9            | 4            | 1            | 1             | 0              | 0            | 79           |
| OTHER COERCIVE            | 59                          | 32           | 41           | 13           | 5            | 7            | 5            | 1            | 1            | 0             | 0              | 0            | 164          |
| <b>TOTAL</b>              | <b>263</b>                  | <b>248</b>   | <b>220</b>   | <b>97</b>    | <b>73</b>    | <b>35</b>    | <b>29</b>    | <b>17</b>    | <b>5</b>     | <b>5</b>      | <b>1</b>       | <b>0</b>     | <b>993</b>   |
| <b>DRUG FELONY</b>        |                             |              |              |              |              |              |              |              |              |               |                |              |              |
| DRUG OFFENSES             | 3432                        | 1432         | 1269         | 582          | 520          | 162          | 116          | 126          | 59           | 39            | 10             | 2            | 7749         |
| <b>TOTAL</b>              | <b>3432</b>                 | <b>1432</b>  | <b>1269</b>  | <b>582</b>   | <b>520</b>   | <b>162</b>   | <b>116</b>   | <b>126</b>   | <b>59</b>    | <b>39</b>     | <b>10</b>      | <b>2</b>     | <b>7749</b>  |
| <b>PROPERTY AND OTHER</b> |                             |              |              |              |              |              |              |              |              |               |                |              |              |
| BURGLARY 3RD              | 308                         | 358          | 238          | 96           | 58           | 26           | 17           | 5            | 3            | 0             | 0              | 0            | 1109         |
| GRAND LARCENY             | 206                         | 234          | 129          | 41           | 13           | 7            | 6            | 4            | 0            | 1             | 0              | 0            | 641          |
| FORGERY                   | 56                          | 60           | 51           | 27           | 13           | 5            | 2            | 1            | 2            | 0             | 0              | 0            | 219          |
| STOLEN PROPERTY           | 209                         | 208          | 124          | 36           | 18           | 5            | 6            | 1            | 1            | 0             | 0              | 0            | 608          |
| DRIVE INTOXICATED         | 67                          | 48           | 27           | 6            | 1            | 0            | 0            | 0            | 0            | 0             | 0              | 0            | 149          |
| ALL OTHR FELONIES         | 51                          | 50           | 29           | 4            | 4            | 2            | 2            | 4            | 0            | 1             | 0              | 0            | 147          |
| <b>TOTAL</b>              | <b>897</b>                  | <b>958</b>   | <b>598</b>   | <b>210</b>   | <b>107</b>   | <b>45</b>    | <b>33</b>    | <b>15</b>    | <b>6</b>     | <b>4</b>      | <b>0</b>       | <b>0</b>     | <b>2873</b>  |
| <b>YOUTHFUL OFFENDER</b>  |                             |              |              |              |              |              |              |              |              |               |                |              |              |
| YOUTHFUL OFFENDER         | 373                         | 76           | 26           | 12           | 3            | 4            | 0            | 0            | 0            | 0             | 0              | 0            | 494          |
| <b>TOTAL</b>              | <b>373</b>                  | <b>76</b>    | <b>26</b>    | <b>12</b>    | <b>3</b>     | <b>4</b>     | <b>0</b>     | <b>0</b>     | <b>0</b>     | <b>0</b>      | <b>0</b>       | <b>0</b>     | <b>494</b>   |
| <b>GRAND TOTAL</b>        | <b>5751</b>                 | <b>3701</b>  | <b>2975</b>  | <b>1513</b>  | <b>1269</b>  | <b>631</b>   | <b>544</b>   | <b>563</b>   | <b>339</b>   | <b>468</b>    | <b>71</b>      | <b>14</b>    | <b>17839</b> |

TABLE 2.8 OFFENSE TYPE BY STATE TIME SERVED; 1990 FIRST RELEASES TO PAROLE SUPERVISION

| COMMITMENT OFFENSE        | STATE TIME SERVED IN MONTHS |              |              |              |              |              |              |              |              |               |                |              | TOTAL       |
|---------------------------|-----------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|-------------|
|                           | 0-11 MONTHS                 | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |             |
| <b>VIOLENT FELONY</b>     |                             |              |              |              |              |              |              |              |              |               |                |              |             |
| MURDER                    | 4%                          | 0%           | 0%           | 4%           | 0%           | 0%           | 0%           | 0%           | 0%           | 0%            | 58%            | 35%          | 100%        |
| ATTEMPT MURDER            | 2%                          | 8%           | 11%          | 9%           | 9%           | 7%           | 7%           | 8%           | 11%          | 23%           | 7%             | 0%           | 100%        |
| MANSLAUGHTER 1ST          | 3%                          | 3%           | 4%           | 3%           | 6%           | 6%           | 9%           | 13%          | 13%          | 36%           | 3%             | 1%           | 100%        |
| RAPE 1ST                  | 1%                          | 5%           | 2%           | 8%           | 15%          | 6%           | 9%           | 14%          | 13%          | 22%           | 4%             | 0%           | 100%        |
| ROBBERY 1ST               | 6%                          | 16%          | 12%          | 7%           | 10%          | 7%           | 7%           | 10%          | 9%           | 13%           | 2%             | 0%           | 100%        |
| ROBBERY 2ND               | 20%                         | 19%          | 17%          | 13%          | 9%           | 6%           | 5%           | 6%           | 2%           | 3%            | 0%             | 0%           | 100%        |
| ASSAULT 1ST               | 7%                          | 16%          | 14%          | 10%          | 12%          | 7%           | 14%          | 11%          | 3%           | 4%            | 1%             | 0%           | 100%        |
| ASSAULT 2ND               | 23%                         | 18%          | 21%          | 13%          | 11%          | 8%           | 4%           | 1%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| BURGLARY 1ST              | 4%                          | 12%          | 6%           | 6%           | 12%          | 3%           | 10%          | 11%          | 8%           | 27%           | 1%             | 0%           | 100%        |
| BURGLARY 2ND              | 16%                         | 18%          | 16%          | 14%          | 12%          | 7%           | 7%           | 5%           | 3%           | 2%            | 0%             | 0%           | 100%        |
| ARSON 1ST,2ND             | 10%                         | 19%          | 10%          | 17%          | 12%          | 7%           | 7%           | 7%           | 2%           | 10%           | 0%             | 0%           | 100%        |
| SODOMY 1ST                | 0%                          | 4%           | 4%           | 2%           | 15%          | 21%          | 12%          | 12%          | 12%          | 17%           | 2%             | 0%           | 100%        |
| SEXUAL ABUSE 1ST          | 4%                          | 13%          | 30%          | 10%          | 13%          | 12%          | 10%          | 4%           | 3%           | 0%            | 0%             | 0%           | 100%        |
| WEAPONS OFFENSES          | 21%                         | 24%          | 22%          | 11%          | 8%           | 6%           | 3%           | 4%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| KIDNAPPING 1ST,2ND        | 5%                          | 10%          | 15%          | 5%           | 15%          | 20%          | 0%           | 10%          | 10%          | 0%            | 5%             | 5%           | 100%        |
| <b>TOTAL</b>              | <b>14%</b>                  | <b>17%</b>   | <b>15%</b>   | <b>11%</b>   | <b>10%</b>   | <b>7%</b>    | <b>6%</b>    | <b>7%</b>    | <b>5%</b>    | <b>7%</b>     | <b>1%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>OTHER COERCIVE</b>     |                             |              |              |              |              |              |              |              |              |               |                |              |             |
| MANSLAUGHTER 2ND          | 7%                          | 7%           | 28%          | 7%           | 12%          | 4%           | 14%          | 12%          | 4%           | 4%            | 2%             | 0%           | 100%        |
| OTHER HOMICIDE            | 8%                          | 28%          | 22%          | 17%          | 8%           | 8%           | 8%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| ROBBERY 3RD               | 30%                         | 28%          | 18%          | 9%           | 9%           | 3%           | 1%           | 1%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| ATT ASSAULT 2ND           | 23%                         | 36%          | 27%          | 8%           | 3%           | 2%           | 0%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| OTHER SEX OFFENSES        | 5%                          | 10%          | 34%          | 23%          | 6%           | 3%           | 11%          | 5%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| OTHER COERCIVE            | 36%                         | 20%          | 25%          | 8%           | 3%           | 4%           | 3%           | 1%           | 1%           | 0%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>26%</b>                  | <b>25%</b>   | <b>22%</b>   | <b>10%</b>   | <b>7%</b>    | <b>4%</b>    | <b>3%</b>    | <b>2%</b>    | <b>1%</b>    | <b>1%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>DRUG FELONY</b>        |                             |              |              |              |              |              |              |              |              |               |                |              |             |
| DRUG OFFENSES             | 44%                         | 18%          | 16%          | 8%           | 7%           | 2%           | 1%           | 2%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>44%</b>                  | <b>18%</b>   | <b>16%</b>   | <b>8%</b>    | <b>7%</b>    | <b>2%</b>    | <b>1%</b>    | <b>2%</b>    | <b>1%</b>    | <b>1%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>PROPERTY AND OTHER</b> |                             |              |              |              |              |              |              |              |              |               |                |              |             |
| BURGLARY 3RD              | 28%                         | 32%          | 21%          | 9%           | 5%           | 2%           | 2%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| GRAND LARCENY             | 32%                         | 37%          | 20%          | 6%           | 2%           | 1%           | 1%           | 1%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| FORGERY                   | 26%                         | 27%          | 23%          | 12%          | 6%           | 2%           | 1%           | 0%           | 1%           | 1%            | 0%             | 0%           | 100%        |
| STOLEN PROPERTY           | 34%                         | 34%          | 20%          | 6%           | 3%           | 1%           | 1%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| DRIVE INTOXICATED         | 45%                         | 32%          | 18%          | 4%           | 1%           | 0%           | 0%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| ALL OTHR FELONIES         | 35%                         | 34%          | 20%          | 3%           | 3%           | 1%           | 1%           | 3%           | 0%           | 1%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>31%</b>                  | <b>33%</b>   | <b>21%</b>   | <b>7%</b>    | <b>4%</b>    | <b>2%</b>    | <b>1%</b>    | <b>1%</b>    | <b>0%</b>    | <b>0%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>YOUTHFUL OFFENDER</b>  |                             |              |              |              |              |              |              |              |              |               |                |              |             |
| YOUTHFUL OFFENDER         | 76%                         | 15%          | 5%           | 2%           | 1%           | 1%           | 0%           | 0%           | 0%           | 0%            | 0%             | 0%           | 100%        |
| <b>TOTAL</b>              | <b>76%</b>                  | <b>15%</b>   | <b>5%</b>    | <b>2%</b>    | <b>1%</b>    | <b>1%</b>    | <b>0%</b>    | <b>0%</b>    | <b>0%</b>    | <b>0%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |
| <b>GRAND TOTAL</b>        | <b>32%</b>                  | <b>21%</b>   | <b>17%</b>   | <b>8%</b>    | <b>7%</b>    | <b>4%</b>    | <b>3%</b>    | <b>3%</b>    | <b>2%</b>    | <b>3%</b>     | <b>0%</b>      | <b>0%</b>    | <b>100%</b> |

TRENDS IN TIME SERVED BY OFFENSE OVER THE PERIOD 1986-1990

Table 2.9 presents average time served by offense category over the release years 1986 through 1990. These data allow assessment of changes in time served that may have occurred over this period. The "total" columns on the right hand side of Table 2.9 present the total number of cases in each offense category for the entire group of releases over this five year period and they reflect the average total time served in prison for the total group of releases in each offense category over the five year period.

The average time served for the total group of first releases to parole supervision has declined dramatically from 33.3 months in 1986 to 27.9 months in 1990. As discussed more fully below, these shifts are due to (1) changes in the composition of the release population according to crime type, and (2) declines in average time served in certain offense categories which are, in part, the result of new programs initiated by the Department such as the Earned Eligibility Program and the Shock Incarceration Program<sup>2/</sup>.

Examining the time served data in Table 2.9 shows that there are substantial declines in average time served for all of the larger offense categories except for violent felony offenders. The average total time served for drug offenders declines from 27.2 months in 1986 to 22.2 months in 1990. Other coercive offenders decline from 28.1 months to 25.3 months, property offenders from 23.5 to 21.7 and Youthful Offenders from 18.2 months to 14.7 months. The violent felony offender subgroup is virtually unchanged from an average stay of 39.8 months in 1986 to 40.4 months in 1990.

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<sup>2/</sup>The Earned Eligibility Program provides for the release of inmates at their parole eligibility date if they satisfactorily complete certain prescribed programs (see "Earned Eligibility Program: July 1987 through September 1990", New York State Department of Correctional Services, December 1990). The Shock Incarceration Program permits early release to parole supervision for inmates successfully completing a six month program of intensive physical training, counseling and drug treatment (see "The Third Annual Report to the Legislature: Shock Incarceration in New York State", New York State Department of Correctional Services, January 1991).

TABLE 2.9  
OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED  
FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE        | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |             |              |             |              |             |              |             |              |             | TOTAL        |             |
|---------------------------|--|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|
|                           | RELEASE YEAR                             |             |              |             |              |             |              |             |              |             | NUMBER       | AVERAGE     |
|                           | 1986                                     |             | 1987         |             | 1988         |             | 1989         |             | 1990         |             |              |             |
|                           | NUMBER                                   | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     |              |             |
| <b>VIOLENT FELONY</b>     |  |             |              |             |              |             |              |             |              |             |              |             |
| MURDER                    | 30                                       | 193.8       | 41           | 180.7       | 67           | 174.1       | 46           | 173.3       | 26           | 198.4       | 210          | 181.1       |
| ATTEMPT MURDER            | 97                                       | 60.7        | 122          | 65.7        | 117          | 61.5        | 105          | 63.6        | 103          | 65.7        | 544          | 63.5        |
| MANSLAUGHTER 1ST          | 283                                      | 74.7        | 356          | 73.5        | 354          | 72.7        | 261          | 73.7        | 247          | 75.1        | 1501         | 73.9        |
| RAPE 1ST                  | 161                                      | 62.8        | 195          | 62.6        | 196          | 65.4        | 143          | 67.1        | 118          | 65.4        | 813          | 64.5        |
| ROBBERY 1ST               | 1623                                     | 45.4        | 1623         | 47.5        | 1559         | 48.0        | 1282         | 49.7        | 1308         | 48.9        | 7395         | 47.8        |
| ROBBERY 2ND               | 1459                                     | 31.9        | 1584         | 32.1        | 1523         | 31.8        | 1277         | 31.5        | 1488         | 31.7        | 7331         | 31.8        |
| ASSAULT 1ST               | 173                                      | 39.1        | 204          | 37.0        | 224          | 40.9        | 189          | 40.3        | 174          | 40.9        | 964          | 39.6        |
| ASSAULT 2ND               | 222                                      | 28.3        | 217          | 29.6        | 225          | 29.0        | 196          | 28.3        | 226          | 27.9        | 1086         | 28.6        |
| BURGLARY 1ST              | 97                                       | 41.5        | 101          | 47.1        | 133          | 47.6        | 84           | 45.7        | 90           | 58.1        | 505          | 47.9        |
| BURGLARY 2ND              | 1047                                     | 31.2        | 1066         | 31.9        | 1082         | 31.7        | 968          | 32.7        | 1006         | 33.4        | 5169         | 32.2        |
| ARSON 1ST,2ND             | 51                                       | 38.8        | 49           | 44.0        | 46           | 41.3        | 41           | 48.9        | 42           | 39.3        | 229          | 42.3        |
| SODOMY 1ST                | 63                                       | 53.3        | 82           | 51.7        | 83           | 49.4        | 76           | 61.3        | 52           | 60.1        | 356          | 54.7        |
| SEXUAL ABUSE 1ST          | 102                                      | 30.4        | 98           | 31.8        | 103          | 33.1        | 114          | 33.7        | 106          | 35.1        | 523          | 32.9        |
| WEAPONS OFFENSES          | 626                                      | 29.9        | 627          | 29.8        | 600          | 29.1        | 581          | 28.4        | 724          | 28.4        | 3158         | 29.1        |
| KIDNAPPING 1ST,2ND        | 14                                       | 67.3        | 29           | 74.7        | 15           | 61.2        | 16           | 53.9        | 20           | 58.7        | 94           | 64.5        |
| <b>TOTAL</b>              | <b>6048</b>                              | <b>39.8</b> | <b>6394</b>  | <b>41.4</b> | <b>6327</b>  | <b>41.8</b> | <b>5379</b>  | <b>41.6</b> | <b>5730</b>  | <b>40.5</b> | <b>29878</b> | <b>41.0</b> |
| <b>OTHER COERCIVE</b>     |  |             |              |             |              |             |              |             |              |             |              |             |
| MANSLAUGHTER 2ND          | 54                                       | 51.6        | 84           | 46.6        | 84           | 41.2        | 64           | 52.2        | 57           | 42.4        | 343          | 46.4        |
| OTHER HOMICIDE            | 23                                       | 23.5        | 44           | 23.9        | 36           | 21.0        | 46           | 25.1        | 36           | 27.6        | 185          | 24.3        |
| ROBBERY 3RD               | 302                                      | 26.6        | 333          | 25.6        | 419          | 23.9        | 445          | 24.5        | 569          | 23.1        | 2068         | 24.5        |
| ATT ASSAULT 2ND           | 65                                       | 21.9        | 97           | 23.9        | 90           | 22.8        | 84           | 22.8        | 88           | 23.2        | 424          | 23.0        |
| OTHER SEX OFFENSES        | 69                                       | 25.5        | 62           | 30.1        | 65           | 28.4        | 88           | 29.0        | 79           | 33.1        | 363          | 29.3        |
| OTHER COERCIVE            | 104                                      | 26.8        | 141          | 26.2        | 130          | 23.0        | 150          | 26.2        | 164          | 24.0        | 689          | 25.1        |
| <b>TOTAL</b>              | <b>617</b>                               | <b>28.1</b> | <b>761</b>   | <b>28.1</b> | <b>824</b>   | <b>25.6</b> | <b>877</b>   | <b>27.1</b> | <b>993</b>   | <b>25.3</b> | <b>4072</b>  | <b>26.7</b> |
| <b>DRUG FELONY</b>        |  |             |              |             |              |             |              |             |              |             |              |             |
| DRUG OFFENSES             | 1792                                     | 27.2        | 2427         | 25.6        | 3499         | 24.2        | 4943         | 23.7        | 7749         | 22.2        | 20410        | 23.7        |
| <b>TOTAL</b>              | <b>1792</b>                              | <b>27.2</b> | <b>2427</b>  | <b>25.6</b> | <b>3499</b>  | <b>24.2</b> | <b>4943</b>  | <b>23.7</b> | <b>7749</b>  | <b>22.2</b> | <b>20410</b> | <b>23.7</b> |
| <b>PROPERTY AND OTHER</b> |  |             |              |             |              |             |              |             |              |             |              |             |
| BURGLARY 3RD              | 879                                      | 25.1        | 873          | 24.9        | 977          | 23.9        | 948          | 22.9        | 1109         | 22.5        | 4786         | 23.8        |
| GRAND LARCENY             | 568                                      | 22.5        | 675          | 22.0        | 707          | 21.8        | 595          | 21.5        | 641          | 21.3        | 3186         | 21.8        |
| FORGERY                   | 174                                      | 24.0        | 196          | 24.6        | 199          | 23.7        | 208          | 23.2        | 219          | 24.0        | 996          | 23.9        |
| STOLEN PROPERTY           | 381                                      | 22.4        | 444          | 22.8        | 480          | 22.1        | 496          | 21.4        | 608          | 20.8        | 2409         | 21.8        |
| DRIVE INTOXICATED         | 59                                       | 16.7        | 75           | 16.9        | 98           | 16.7        | 121          | 17.8        | 149          | 17.6        | 502          | 17.3        |
| ALL OTHR FELONIES         | 107                                      | 22.0        | 115          | 25.3        | 121          | 24.4        | 124          | 23.3        | 147          | 21.6        | 614          | 23.3        |
| <b>TOTAL</b>              | <b>2168</b>                              | <b>23.5</b> | <b>2378</b>  | <b>23.4</b> | <b>2582</b>  | <b>22.7</b> | <b>2492</b>  | <b>22.1</b> | <b>2873</b>  | <b>21.7</b> | <b>12493</b> | <b>22.6</b> |
| <b>YOUTHFUL OFFENDER</b>  |  |             |              |             |              |             |              |             |              |             |              |             |
| YOUTHFUL OFFENDER         | 261                                      | 18.2        | 305          | 17.4        | 318          | 16.2        | 314          | 15.4        | 494          | 14.7        | 1692         | 16.1        |
| <b>TOTAL</b>              | <b>261</b>                               | <b>18.2</b> | <b>305</b>   | <b>17.4</b> | <b>318</b>   | <b>16.2</b> | <b>314</b>   | <b>15.4</b> | <b>494</b>   | <b>14.7</b> | <b>1692</b>  | <b>16.1</b> |
| <b>GRAND TOTAL</b>        | <b>10886</b>                             | <b>33.3</b> | <b>12265</b> | <b>33.4</b> | <b>13550</b> | <b>32.0</b> | <b>14005</b> | <b>30.3</b> | <b>17839</b> | <b>27.9</b> | <b>68545</b> | <b>31.1</b> |

Not only are there declines in average time served for several offense categories across the period 1986 to 1990, there are also shifts in the percent of cases in each offense category (see Table 2.10). For example, drug offenders make up 16% of releases in 1985 but they make up 43% of releases in 1990. The large increase in the percent of releases that are drug offenders as well as the decline in average time served for drug offenders help explain the decline in average time served for total releases from 33.3 months in 1986 to 27.9 months in 1990<sup>3/</sup>. While the average stay for violent felony offenders is stable across the five year period, the proportion of first releases made up by violent felony offenders declines from 56% in 1986 to 32% in 1990.

The data in Table 2.9 present a general picture of time served by offense. It should be noted, however, that the offense groupings in Table 2.9 do not reflect groups of offenders that are legally unique in terms of the sentencing laws that apply to them. That is, the offense categories group persons sentenced as first and as second felony offenders, they group persons convicted of "attempts" of the offense along with those convicted of the specific offense, and several categories group offenses that differ by felony class (e.g. all drug offenders are grouped together, all weapons offenses, etc.). Data on time served for persons who fall into groups that are similar with respect to the sentencing laws that apply to them can be found Table 3.6. The reader is referred to this table and accompanying text for further discussion on time served trends.

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<sup>3/</sup>The decrease in average time served for drug offenders released in 1990 (22.2 months) when compared with drug offenders released in 1986 (27.2 months) occurs for two reasons. First, 63% of those released in 1990 were committed for Class C, D, or E felony offenses (as opposed to offenses in the most serious felony class categories of A-I, A-II, or B) compared with 50% of those released in 1987. Since more of the 1990 drug offenders were convicted of less serious offenses it would be expected that time served for the total group of drug offenders would decline. It is also the case, however, that even for drug offenders in the same felony class category (e.g., Class B, Class C) the average time served declines across the years 1987 to 1990. Trend data on time served for drug offenders as well as information on changes in the drug offender population committed to state prison in recent years is presented in a separate report entitled "Drug Offenders Committed to State Prison" (1991), New York State Department of Correctional Services.

TABLE 2.10  
NUMBER AND PERCENT OF RELEASES ACCORDING TO CRIME AND VIOLENT FELONY STATUS  
FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE        | RELEASE YEAR |               |              |               |              |               |              |               |              |               | TOTAL        |               |
|---------------------------|--------------|---------------|--------------|---------------|--------------|---------------|--------------|---------------|--------------|---------------|--------------|---------------|
|                           | 1986         |               | 1987         |               | 1988         |               | 1989         |               | 1990         |               | NUMBER       | PERCENT       |
|                           | NUMBER       | PERCENT       |              |               |
| <b>VIOLENT FELONY</b>     |              |               |              |               |              |               |              |               |              |               |              |               |
| MURDER                    | 30           | .3%           | 41           | .3%           | 67           | .5%           | 46           | .3%           | 24           | .1%           | 210          | .3%           |
| ATTEMPT MURDER            | 97           | .9%           | 122          | 1.0%          | 117          | .9%           | 105          | .7%           | 103          | .6%           | 544          | .8%           |
| MANSLAUGHTER 1ST          | 283          | 2.6%          | 356          | 2.9%          | 354          | 2.6%          | 261          | 1.9%          | 247          | 1.4%          | 1501         | 2.2%          |
| RAPE 1ST                  | 161          | 1.5%          | 195          | 1.6%          | 196          | 1.4%          | 143          | 1.0%          | 118          | .7%           | 813          | 1.2%          |
| ROBBERY 1ST               | 1623         | 14.9%         | 1623         | 13.2%         | 1559         | 11.5%         | 1282         | 9.2%          | 1308         | 7.3%          | 7395         | 10.8%         |
| ROBBERY 2ND               | 1459         | 13.4%         | 1584         | 12.9%         | 1523         | 11.2%         | 1277         | 9.1%          | 1480         | 8.3%          | 7331         | 10.7%         |
| ASSAULT 1ST               | 173          | 1.6%          | 204          | 1.7%          | 224          | 1.7%          | 189          | 1.3%          | 174          | 1.0%          | 964          | 1.4%          |
| ASSAULT 2ND               | 222          | 2.0%          | 217          | 1.8%          | 225          | 1.7%          | 196          | 1.4%          | 226          | 1.3%          | 1086         | 1.6%          |
| BURGLARY 1ST              | 97           | .9%           | 101          | .8%           | 133          | 1.0%          | 84           | .6%           | 90           | .5%           | 505          | .7%           |
| BURGLARY 2ND              | 1047         | 9.6%          | 1066         | 8.7%          | 1082         | 8.0%          | 968          | 6.9%          | 1006         | 5.6%          | 5169         | 7.5%          |
| ARSON 1ST,2ND             | 51           | .5%           | 49           | .4%           | 46           | .3%           | 41           | .3%           | 42           | .2%           | 229          | .3%           |
| SODOMY 1ST                | 63           | .6%           | 82           | .7%           | 83           | .6%           | 76           | .5%           | 52           | .3%           | 356          | .5%           |
| SEXUAL ABUSE 1ST          | 102          | .9%           | 98           | .8%           | 103          | .8%           | 114          | .8%           | 106          | .6%           | 523          | .8%           |
| WEAPONS OFFENSES          | 626          | 5.8%          | 627          | 5.1%          | 600          | 4.4%          | 581          | 4.1%          | 724          | 4.1%          | 3158         | 4.6%          |
| KIDNAPPING 1ST,2ND        | 14           | .1%           | 29           | .2%           | 15           | .1%           | 16           | .1%           | 20           | .1%           | 94           | .1%           |
| <b>TOTAL</b>              | <b>6048</b>  | <b>55.6%</b>  | <b>6394</b>  | <b>52.1%</b>  | <b>6327</b>  | <b>46.7%</b>  | <b>5379</b>  | <b>38.4%</b>  | <b>5730</b>  | <b>32.1%</b>  | <b>29878</b> | <b>43.6%</b>  |
| <b>OTHER COERCIVE</b>     |              |               |              |               |              |               |              |               |              |               |              |               |
| MANSLAUGHTER 2ND          | 54           | .5%           | 84           | .7%           | 84           | .6%           | 64           | .5%           | 57           | .3%           | 343          | .5%           |
| OTHER HOMICIDE            | 23           | .2%           | 44           | .4%           | 36           | .3%           | 46           | .3%           | 36           | .2%           | 185          | .3%           |
| ROBBERY 3RD               | 302          | 2.8%          | 333          | 2.7%          | 419          | 3.1%          | 445          | 3.2%          | 569          | 3.2%          | 2068         | 3.0%          |
| ATT ASSAULT 2ND           | 65           | .6%           | 97           | .8%           | 90           | .7%           | 84           | .6%           | 88           | .5%           | 424          | .6%           |
| OTHER SEX OFFENSES        | 69           | .6%           | 62           | .5%           | 65           | .5%           | 88           | .6%           | 79           | .4%           | 363          | .5%           |
| OTHER COERCIVE            | 104          | 1.0%          | 141          | 1.1%          | 130          | 1.0%          | 150          | 1.1%          | 164          | .9%           | 689          | 1.0%          |
| <b>TOTAL</b>              | <b>617</b>   | <b>5.7%</b>   | <b>761</b>   | <b>6.2%</b>   | <b>824</b>   | <b>6.1%</b>   | <b>877</b>   | <b>6.3%</b>   | <b>993</b>   | <b>5.6%</b>   | <b>4072</b>  | <b>5.9%</b>   |
| <b>DRUG FELONY</b>        |              |               |              |               |              |               |              |               |              |               |              |               |
| DRUG OFFENSES             | 1792         | 16.5%         | 2427         | 19.8%         | 3499         | 25.8%         | 4943         | 35.3%         | 7749         | 43.4%         | 20410        | 29.8%         |
| <b>TOTAL</b>              | <b>1792</b>  | <b>16.5%</b>  | <b>2427</b>  | <b>19.8%</b>  | <b>3499</b>  | <b>25.8%</b>  | <b>4943</b>  | <b>35.3%</b>  | <b>7749</b>  | <b>43.4%</b>  | <b>20410</b> | <b>29.8%</b>  |
| <b>PROPERTY AND OTHER</b> |              |               |              |               |              |               |              |               |              |               |              |               |
| BURGLARY 3RD              | 879          | 8.1%          | 873          | 7.1%          | 977          | 7.2%          | 948          | 6.8%          | 1109         | 6.2%          | 4786         | 7.0%          |
| GRAND LARCENY             | 568          | 5.2%          | 675          | 5.5%          | 707          | 5.2%          | 595          | 4.2%          | 641          | 3.6%          | 3186         | 4.6%          |
| FORGERY                   | 174          | 1.6%          | 196          | 1.6%          | 199          | 1.5%          | 208          | 1.5%          | 219          | 1.2%          | 996          | 1.5%          |
| STOLEN PROPERTY           | 381          | 3.5%          | 444          | 3.6%          | 480          | 3.5%          | 496          | 3.5%          | 608          | 3.4%          | 2409         | 3.5%          |
| DRIVE INTOXICATED         | 59           | .5%           | 75           | .6%           | 98           | .7%           | 121          | .9%           | 149          | .8%           | 502          | .7%           |
| ALL OTHR FELONIES         | 107          | 1.0%          | 115          | .9%           | 121          | .9%           | 124          | .9%           | 147          | .8%           | 614          | .9%           |
| <b>TOTAL</b>              | <b>2168</b>  | <b>19.9%</b>  | <b>2378</b>  | <b>19.4%</b>  | <b>2582</b>  | <b>19.1%</b>  | <b>2492</b>  | <b>17.8%</b>  | <b>2873</b>  | <b>16.1%</b>  | <b>12493</b> | <b>18.2%</b>  |
| <b>YOUTHFUL OFFENDER</b>  |              |               |              |               |              |               |              |               |              |               |              |               |
| YOUTHFUL OFFENDER         | 261          | 2.4%          | 305          | 2.5%          | 318          | 2.3%          | 314          | 2.2%          | 494          | 2.8%          | 1692         | 2.5%          |
| <b>TOTAL</b>              | <b>261</b>   | <b>2.4%</b>   | <b>305</b>   | <b>2.5%</b>   | <b>318</b>   | <b>2.3%</b>   | <b>314</b>   | <b>2.2%</b>   | <b>494</b>   | <b>2.8%</b>   | <b>1692</b>  | <b>2.5%</b>   |
| <b>GRAND TOTAL</b>        | <b>10886</b> | <b>100.0%</b> | <b>12265</b> | <b>100.0%</b> | <b>13550</b> | <b>100.0%</b> | <b>14005</b> | <b>100.0%</b> | <b>17839</b> | <b>100.0%</b> | <b>68545</b> | <b>100.0%</b> |

TRENDS IN TIME SERVED BY SPECIFIC OFFENSE OVER THE PERIOD 1986-1990

The Department receives requests in regard to time served of persons who commit certain types of offenses. In addition, there is interest in changes over time in the length of time served for certain types of offenses.

Table 2.11 presents information on total time served (that is, the length of service in state prison plus any jail time accumulated prior to commitment to state prison) according to specific commitment offenses (the Penal Law Section number for the crimes listed in Table 2.11 can be found in Appendix E). In addition, for each specific offense category, time served is presented for persons released in each year 1986 through 1990. The "total" columns at the right hand side of the table contain the total number of persons released from DOCS over the period 1986 through 1990 in each offense category as well as the average total time served. The number of cases released in any one year for a particular offense may be quite small. By grouping all releases over a five year period a large number of cases is obtained and a more reliable figure for average time served is possible, particularly for those offense categories where the number of releases in any one year is small.

Not only does Table 2.11 present information on each specific offense category, it also presents time served information for persons who have been committed for "attempts" of each crime type. As noted earlier, attempts of any particular offense fall into the next lower felony class category and persons would ordinarily receive a less severe sentence. Since attempts fall into a lower felony class category we would expect that they would serve less time in prison than is the case for persons convicted of the specific offense (e.g. those convicted of Robbery 1st as opposed to Attempted Robbery 1st).

The commitment offense categories in Table 2.11 still do not contain persons in legally distinct sentencing categories. That is, those convicted of each offense and who are second felony offenders are mixed with first felony offenders. Persons sentenced as a second felony offender generally receive a sentence that is more severe than that for a first felony offender. Accordingly, Appendix B presents time served data according to specific offense type for persons sentenced to prison as a first felony offender (or, more accurately for persons who were not sentenced to state prison as a second or persistent felony offender). The data in Appendix C present the time served experience for persons sentenced to state prison as a Second or Persistent Felony Offender.

TABLE 2.11  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE    | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |         |        |         |        |         |        |         |        |         | TOTAL  |         |
|-----------------------|--|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|                       | RELEASE YEAR                             |         |        |         |        |         |        |         |        |         | NUMBER | AVERAGE |
|                       | 1986                                     |         | 1987   |         | 1988   |         | 1989   |         | 1990   |         |        |         |
|                       | NUMBER                                   | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE |        |         |
| COMMITMENT CRIME      | 25                                       | 209.9   | 32     | 208.1   | 50     | 206.2   | 31     | 203.4   | 14     | 233.2   | 152    | 209.2   |
| MURDER NO DEGREE      | 2  | 167.2   | 3      | 182.2   | 2      | 185.5   | 2      | 190.0   | 0      | .       | 9      | 181.3   |
| ATT MURDER NO DEGREE  | 3  | 176.6   | 1      | 203.8   | 1      | 256.3   | 2      | 223.3   | 1      | 204.2   | 8      | 205.1   |
| MURDER 1ST            | 0  | .       | 0      | .       | 1      | 180.0   | 0      | .       | 0      | .       | 1      | 180.0   |
| ATT MURDER 1ST        | 2  | 19.5    | 8      | 68.4    | 16     | 72.7    | 13     | 93.6    | 11     | 153.5   | 50     | 93.1    |
| MURDER 2ND            | 95                                       | 58.4    | 119    | 62.8    | 114    | 58.3    | 103    | 61.1    | 103    | 65.7    | 534    | 61.3    |
| ATT MURDER 2ND        | 254                                      | 77.7    | 334    | 74.7    | 334    | 74.3    | 245    | 75.4    | 234    | 76.7    | 1401   | 75.6    |
| MANSLAUGHTER 1ST      | 29                                       | 48.2    | 22     | 56.3    | 20     | 47.4    | 16     | 48.1    | 13     | 46.6    | 100    | 49.6    |
| ATT MANSLAUGHTER 1ST  | 50                                       | 53.4    | 80     | 47.3    | 81     | 41.5    | 63     | 52.3    | 56     | 42.7    | 330    | 47.0    |
| MANSLAUGHTER 2ND      | 4  | 29.2    | 4      | 33.0    | 3      | 33.3    | 1      | 47.1    | 1      | 24.0    | 13     | 32.3    |
| ATT MANSLAUGHTER 2ND  | 16                                       | 25.1    | 32     | 23.3    | 16     | 21.3    | 28     | 22.3    | 23     | 24.1    | 115    | 23.2    |
| CRIM NEGLI HOMICIDE   | 7  | 19.9    | 12     | 25.6    | 19     | 20.6    | 16     | 30.1    | 12     | 32.6    | 66     | 25.9    |
| VEHICULR MANSL 2ND    | 0  | .       | 0      | .       | 1      | 23.8    | 2      | 23.9    | 1      | 45.8    | 4      | 29.4    |
| VEHICULR MANSL 1ST    | 107                                      | 70.5    | 127    | 72.3    | 128    | 74.4    | 93     | 78.6    | 68     | 78.1    | 523    | 74.3    |
| RAPE 1ST              | 54                                       | 47.5    | 68     | 44.4    | 68     | 48.6    | 50     | 45.7    | 50     | 48.0    | 290    | 46.8    |
| ATT RAPE 1ST          | 19                                       | 30.4    | 8      | 29.2    | 8      | 31.9    | 13     | 34.6    | 13     | 39.9    | 61     | 33.4    |
| RAPE 2ND              | 5  | 22.5    | 1      | 22.5    | 1      | 24.0    | 1      | 24.0    | 3      | 29.5    | 11     | 24.7    |
| ATT RAPE 2ND          | 9  | 20.3    | 11     | 24.2    | 14     | 24.8    | 17     | 27.7    | 12     | 32.3    | 63     | 26.2    |
| RAPE NO DEGREE        | 0  | .       | 1      | 291.1   | 0      | .       | 0      | .       | 0      | .       | 1      | 291.1   |
| ROBBERY 1ST           | 1109                                     | 50.3    | 1068   | 53.8    | 991    | 54.3    | 824    | 57.1    | 821    | 57.0    | 4813   | 54.2    |
| ATT ROBBERY 1ST       | 514                                      | 34.6    | 555    | 35.2    | 568    | 36.9    | 458    | 36.5    | 467    | 35.2    | 2582   | 35.7    |
| ROBBERY 2ND           | 821                                      | 35.4    | 840    | 36.8    | 754    | 37.1    | 578    | 38.0    | 676    | 38.8    | 3669   | 37.1    |
| ATT ROBBERY 2ND       | 638                                      | 27.3    | 744    | 26.9    | 769    | 26.6    | 699    | 26.1    | 812    | 25.8    | 3662   | 26.5    |
| ROBBERY 3RD           | 172                                      | 29.1    | 197    | 27.9    | 259    | 25.5    | 258    | 26.8    | 338    | 24.9    | 1224   | 26.5    |
| ATT ROBBERY 3RD       | 130                                      | 23.4    | 136    | 22.3    | 160    | 21.2    | 187    | 21.2    | 231    | 20.6    | 844    | 21.5    |
| ASSAULT 1ST           | 135                                      | 41.4    | 167    | 39.6    | 177    | 43.6    | 151    | 42.1    | 136    | 42.6    | 766    | 41.9    |
| ATT ASSAULT 1ST       | 38                                       | 31.0    | 37     | 25.4    | 45     | 28.4    | 35     | 31.1    | 34     | 33.8    | 189    | 29.8    |
| ASSAULT 2ND           | 222                                      | 28.3    | 217    | 29.6    | 225    | 29.0    | 196    | 28.3    | 224    | 27.9    | 1086   | 28.6    |
| ATT ASSAULT 2ND       | 65                                       | 21.9    | 97     | 23.9    | 90     | 22.8    | 84     | 22.8    | 88     | 23.2    | 424    | 23.0    |
| RECK ENDANGER 1ST     | 23                                       | 28.0    | 33     | 22.8    | 17     | 20.4    | 28     | 29.2    | 34     | 22.8    | 135    | 24.7    |
| ATT RECK ENDANG1ST    | 6  | 23.5    | 13     | 22.9    | 8      | 21.9    | 11     | 23.6    | 20     | 22.8    | 58     | 22.9    |
| AG ASSAULT POLICE     | 0  | .       | 0      | .       | 0      | .       | 2      | 47.4    | 0      | .       | 1      | 47.4    |
| ATT AG ASSAULT POLICE | 0  | .       | 0      | .       | 2      | 79.9    | 1      | 62.9    | 4      | 44.0    | 8      | 57.7    |
| VEHIC ASSAULT 2ND     | 1  | 19.6    | 4      | 20.8    | 4      | 18.3    | 5      | 22.5    | 6      | 22.0    | 20     | 21.0    |
| VEHIC ASSAULT 1ST     | 0  | .       | 0      | .       | 1      | 20.5    | 1      | 10.9    | 1      | 11.6    | 3      | 14.3    |
| BURGLARY 1ST          | 67                                       | 43.7    | 82     | 50.6    | 98     | 51.6    | 60     | 49.6    | 68     | 65.5    | 375    | 52.2    |
| ATT BURGLARY 1ST      | 30                                       | 36.7    | 19     | 32.3    | 35     | 36.5    | 24     | 35.8    | 22     | 35.2    | 130    | 35.6    |
| BURGLARY 2ND          | 528                                      | 35.0    | 553    | 36.6    | 552    | 37.0    | 453    | 38.6    | 488    | 39.9    | 2574   | 37.3    |
| ATT BURGLARY 2ND      | 519                                      | 27.4    | 513    | 27.0    | 530    | 26.2    | 515    | 27.6    | 518    | 27.3    | 2595   | 27.1    |
| BURGLARY 3RD          | 495                                      | 27.8    | 495    | 27.3    | 569    | 26.5    | 512    | 25.3    | 580    | 25.3    | 2651   | 26.4    |
| ATT BURGLARY 3RD      | 384                                      | 21.6    | 378    | 21.7    | 408    | 20.2    | 436    | 20.1    | 529    | 19.5    | 2135   | 20.5    |
| GRAND LARCEN 1ST      | 2  | 38.9    | 2      | 50.9    | 6      | 37.7    | 2      | 44.4    | 0      | .       | 12     | 41.2    |
| ATT GRAND LAR 1ST     | 3  | 24.6    | 3      | 24.7    | 4      | 25.9    | 0      | .       | 0      | .       | 10     | 25.2    |
| GRAND LARCEN 2ND      | 86                                       | 24.7    | 89     | 23.1    | 67     | 25.8    | 47     | 27.2    | 26     | 34.3    | 315    | 25.6    |
| ATT GRAND LAR 2ND     | 26                                       | 20.1    | 26     | 20.0    | 9      | 21.2    | 9      | 16.8    | 6      | 26.5    | 76     | 20.3    |
| GRAND LARCEN 3RD      | 361                                      | 21.7    | 432    | 21.6    | 312    | 23.0    | 64     | 27.9    | 21     | 30.7    | 1190   | 22.5    |
| ATT GRAND LAR 3RD     | 0  | .       | 2      | 16.3    | 1      | 24.0    | 0      | .       | 2      | 28.6    | 5      | 22.7    |
| GRAND LARCEN 1ST      | 0  | .       | 0      | .       | 1      | 18.3    | 0      | .       | 0      | .       | 1      | 18.3    |
| GRAND LARCEN 2ND      | 0  | .       | 1      | 18.1    | 17     | 16.3    | 12     | 17.1    | 13     | 21.5    | 43     | 18.1    |
| ATT GRAND LAR 2ND     | 0  | .       | 0      | .       | 4      | 17.5    | 4      | 19.0    | 9      | 23.2    | 17     | 20.9    |
| GRAND LARCEN 3RD      | 0  | .       | 6      | 13.9    | 41     | 18.9    | 46     | 20.2    | 54     | 17.8    | 147    | 18.7    |
| ATT GRAND LAR 3RD     | 0  | .       | 0      | .       | 13     | 15.7    | 22     | 17.8    | 29     | 19.8    | 64     | 18.3    |
| GRAND LARCEN 4TH      | 0  | .       | 0      | .       | 133    | 17.5    | 331    | 19.6    | 397    | 20.8    | 861    | 19.8    |
| GR LAR 2ND AUTO       | 29                                       | 26.8    | 39     | 25.2    | 27     | 29.3    | 13     | 34.5    | 0      | .       | 108    | 27.7    |
| ATT GR LAR 2ND AUTO   | 29                                       | 22.8    | 24     | 22.5    | 25     | 22.1    | 5      | 32.5    | 4      | 16.0    | 87     | 22.8    |
| GR LAR 3RD AUTO       | 18                                       | 23.2    | 27     | 21.4    | 26     | 19.5    | 20     | 22.9    | 9      | 22.7    | 100    | 21.7    |
| ATT GR LAR 3RD AUTO   | 0  | .       | 0      | .       | 0      | .       | 0      | 17.2    | 5      | 21.0    | 7      | 19.9    |
| UNAU USE VEHIC 1ST    | 0  | .       | 2      | 21.8    | 1      | 17.8    | 0      | .       | 1      | 19.4    | 4      | 20.2    |
| ATT UN USE VEH 1ST    | 0  | .       | 0      | .       | 0      | .       | 1      | 19.4    | 2      | 17.9    | 3      | 18.4    |
| UNAU USE VEHIC 2ND    | 14                                       | 22.0    | 22     | 21.5    | 20     | 20.3    | 14     | 18.6    | 28     | 22.8    | 98     | 21.3    |
| AUTO STRIPPING 1ST    | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 17.9    | 1      | 17.9    |
| ATT GR LAR 2ND AUTO   | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 9.3     | 2      | 9.3     |
| GR LAR 3RD AUTO       | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 10     | 14.2    | 10     | 14.2    |
| ATT GR LAR 3RD AUTO   | 0  | .       | 0      | .       | 0      | .       | 2      | 16.3    | 10     | 16.6    | 12     | 16.6    |
| GR LAR 4TH AUTO       | 0  | .       | 0      | .       | 0      | .       | 1      | 20.8    | 13     | 15.9    | 14     | 16.3    |
| STOLEN PROP 1ST       | 125                                      | 24.3    | 142    | 26.4    | 133    | 27.8    | 46     | 32.9    | 15     | 42.2    | 461    | 27.4    |
| ATT STOLN PROP 1ST    | 61                                       | 20.8    | 70     | 20.1    | 53     | 22.1    | 12     | 26.1    | 3      | 25.0    | 199    | 21.3    |
| STOLEN PROP 2ND       | 195                                      | 21.7    | 223    | 21.6    | 124    | 22.8    | 33     | 25.2    | 8      | 26.9    | 583    | 22.2    |
| ATT STOLN PROP 2ND    | 0  | .       | 0      | .       | 1      | 23.9    | 0      | .       | 0      | .       | 1      | 23.9    |
| STOLEN PROP 3RD       | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 20.9    | 2      | 20.9    |
| ATT STOLN PROP 3RD    | 0  | .       | 1      | 14.0    | 13     | 19.0    | 16     | 25.0    | 10     | 28.2    | 40     | 23.6    |
| STOLEN PROP 1ST       | 0  | .       | 3      | 16.1    | 9      | 18.8    | 11     | 24.4    | 5      | 20.2    | 28     | 21.0    |
| ATT STOLN PROP 1ST    | 0  | .       | 4      | 18.5    | 26     | 20.4    | 8      | 18.2    | 3      | 29.6    | 41     | 20.5    |
| STOLEN PROP 2ND       | 0  | .       | 0      | .       | 0      | .       | 1      | 18.2    | 2      | 26.9    | 3      | 24.0    |
| ATT STOLN PROP 2ND    | 0  | .       | 1      | 17.7    | 24     | 14.1    | 84     | 18.7    | 168    | 21.3    | 277    | 19.9    |
| STOLEN PROP 3RD       | 0  | .       | 0      | .       | 13     | 17.0    | 50     | 18.4    | 73     | 19.8    | 136    | 19.0    |
| ATT STOLN PROP 3RD    | 0  | .       | 0      | .       | 84     | 16.6    | 235    | 19.6    | 319    | 19.2    | 638    | 19.0    |
| STOLEN PROP 4TH       | 0  | .       | 1      | 24.0    | 1      | 11.1    | 1      | 11.9    | 0      | .       | 3      | 15.7    |
| TAMP PUB RECDS 1ST    | 0  | .       | 1      | 15.9    | 0      | .       | 2      | 13.7    | 1      | 22.9    | 4      | 16.6    |
| FALSE BUS RCDS 1ST    | 0  | .       | 2      | 18.3    | 6      | 19.0    | 1      | 17.9    | 2      | 10.7    | 15     | 17.1    |
| FALSE INSTRUMENT      | 1  | 11.9    | 5      | 23.8    | 0      | .       | 1      | 40.2    | 0      | .       | 3      | 29.3    |
| CRIM IMPERSONATION    | 0  | .       | 1      | 11.9    | 1      | 48.0    | 0      | .       | 2      | 36.0    | 6      | 27.0    |
| CRIM USURY 1ST        | 2  | 14.9    | 1      | 11.9    | 1      | 48.0    | 1      | 40.2    | 0      | .       | 1      | 32.0    |
| ATT CRIM USURY 1ST    | 1  | 32.0    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 32.0    |
| DE FRAUD 1ST          | 10                                       | 18.6    | 6      | 23.1    | 7      | 20.8    | 0      | .       | 16     | 18.4    | 48     | 19.5    |
| INSUR FRAUD 1ST       | 3  | 18.6    | 1      | 23.9    | 0      | .       | 2      | 24.0    | 1      | 47.9    | 7      | 25.1    |

(continued)

TABLE 2.11  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE   | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |         |        |         |        |         |        |         |        |         | TOTAL  |         |
|----------------------|--|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|                      | RELEASE YEAR                             |         |        |         |        |         |        |         |        |         | NUMBER | AVERAGE |
|                      | 1986                                     |         | 1987   |         | 1988   |         | 1989   |         | 1990   |         |        |         |
|                      | NUMBER                                   | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE |        |         |
| ATT INS FRAUD 1ST    | 1  | 24.0    | 2      | 20.3    | 0      | .       | 0      | .       | 1      | 17.9    | 4      | 20.6    |
| INSUR FRAUD 2ND      | 0  | .       | 0      | .       | 0      | .       | 1      | 15.9    | 1      | 12.4    | 2      | 14.1    |
| INSUR FRAUD 1ST      | 0  | .       | 0      | .       | 0      | .       | 1      | 11.9    | 1      | 24.1    | 2      | 18.0    |
| ATT INS FRAUD 1ST    | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 17.9    | 1      | 17.9    |
| ATT INS FRAUD 3RD    | 0  | .       | 0      | .       | 0      | .       | 1      | 8.0     | 0      | .       | 1      | 8.0     |
| CORP TAX RETURN      | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 12.3    | 1      | 12.3    |
| FORGERY 1ST          | 1  | 59.9    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 59.9    |
| ATT FORGERY 1ST      | 1  | 19.2    | 1      | 34.0    | 0      | .       | 0      | .       | 1      | 23.9    | 3      | 25.7    |
| POS FORGE INS 1ST    | 2  | 34.7    | 0      | .       | 2      | 24.6    | 2      | 35.9    | 0      | .       | 6      | 31.7    |
| ATT POS FORGE 1ST    | 0  | .       | 0      | .       | 0      | .       | 1      | 23.9    | 1      | 4.9     | 2      | 14.4    |
| FORGERY 2ND          | 36                                       | 25.5    | 63     | 25.8    | 54     | 23.6    | 55     | 25.5    | 70     | 25.1    | 278    | 25.1    |
| ATT FORGERY 2ND      | 33                                       | 19.9    | 22     | 18.5    | 27     | 20.0    | 41     | 18.7    | 41     | 20.3    | 164    | 19.5    |
| POS FORGE INS 2ND    | 57                                       | 27.8    | 70     | 27.9    | 77     | 26.9    | 63     | 26.9    | 74     | 26.9    | 341    | 27.3    |
| ATT POS FORGE 2ND    | 41                                       | 19.9    | 40     | 20.3    | 39     | 19.9    | 46     | 18.8    | 30     | 20.0    | 196    | 19.8    |
| POS FORGE DEVICE     | 1  | 27.9    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 27.9    |
| ATT POS FORGE DEVICE | 1  | 17.9    | 0      | .       | 0      | .       | 0      | .       | 1      | 23.8    | 2      | 20.8    |
| FORG VEHIC ID        | 1  | 17.9    | 0      | .       | 0      | .       | 0      | .       | 1      | 23.9    | 2      | 20.9    |
| ATT ARSON 1ST        | 2  | 29.9    | 1      | 29.8    | 3      | 39.9    | 2      | 96.7    | 2      | 68.0    | 10     | 53.9    |
| ARSON 2ND            | 21                                       | 48.9    | 25     | 52.8    | 20     | 46.4    | 22     | 55.1    | 18     | 38.9    | 106    | 48.9    |
| ATT ARSON 2ND        | 28                                       | 31.9    | 23     | 35.0    | 23     | 37.0    | 17     | 35.3    | 22     | 36.9    | 113    | 35.0    |
| ARSON 3RD            | 22                                       | 34.7    | 36     | 31.5    | 25     | 33.8    | 29     | 29.5    | 18     | 34.3    | 130    | 32.4    |
| ATT ARSON 3RD        | 11                                       | 22.1    | 10     | 27.5    | 15     | 19.3    | 7      | 21.3    | 10     | 22.1    | 53     | 22.2    |
| ARSON 4TH            | 10                                       | 22.8    | 7      | 30.4    | 7      | 21.8    | 9      | 21.8    | 12     | 25.2    | 45     | 24.3    |
| PROMO PROSTI 1ST     | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 54.7    | 1      | 54.7    |
| PROMO PROSTI 2ND     | 1  | 17.9    | 1      | 31.9    | 3      | 63.8    | 1      | 80.0    | 3      | 55.2    | 9      | 54.1    |
| ATT PRO PROST 2ND    | 0  | .       | 0      | .       | 1      | 32.0    | 2      | 36.0    | 1      | 42.0    | 4      | 36.5    |
| PROMO PROSTI 3RD     | 3  | 29.8    | 4      | 34.7    | 3      | 27.9    | 2      | 26.0    | 0      | .       | 12     | 30.3    |
| ATT PRO PROST 3RD    | 5  | 21.9    | 0      | .       | 0      | .       | 1      | 15.8    | 0      | .       | 6      | 20.9    |
| SODOMY 1ST           | 42                                       | 56.3    | 62     | 53.8    | 56     | 51.0    | 54     | 65.9    | 36     | 66.2    | 250    | 58.0    |
| ATT SODOMY 1ST       | 21                                       | 47.2    | 20     | 45.2    | 27     | 46.1    | 22     | 49.9    | 16     | 46.3    | 106    | 47.0    |
| SODOMY 2ND           | 8  | 30.0    | 15     | 27.8    | 10     | 36.6    | 12     | 29.2    | 14     | 44.0    | 59     | 33.7    |
| ATT SODOMY 2ND       | 2  | 23.9    | 1      | 28.3    | 3      | 26.6    | 3      | 33.2    | 4      | 25.9    | 13     | 27.6    |
| SODOMY 3RD           | 2  | 31.9    | 7      | 26.5    | 9      | 29.3    | 8      | 25.0    | 10     | 26.1    | 36     | 27.0    |
| SEXUAL ABUSE 1ST     | 102                                      | 30.4    | 96     | 31.3    | 100    | 32.0    | 114    | 33.7    | 104    | 34.4    | 516    | 32.4    |
| ATT SEX ABUSE 1ST    | 22                                       | 22.5    | 14     | 24.0    | 15     | 23.6    | 27     | 26.0    | 16     | 26.6    | 94     | 24.6    |
| INCEST               | 1  | 19.3    | 3      | 25.2    | 2      | 31.9    | 2      | 40.0    | 2      | 23.9    | 10     | 28.6    |
| AG SEX ABUSE         | 0  | .       | 2      | 53.8    | 2      | 90.5    | 0      | .       | 2      | 72.6    | 6      | 72.1    |
| ATT AG SEX ABUSE     | 0  | .       | 0      | .       | 1      | 27.4    | 0      | .       | 0      | .       | 1      | 27.4    |
| SALE DNG DRUGS 1     | 0  | .       | 2      | 180.0   | 7      | 182.9   | 0      | .       | 0      | .       | 9      | 182.3   |
| ATT SALE DRUGS 3     | 0  | .       | 0      | .       | 1      | 47.9    | 0      | .       | 0      | .       | 1      | 47.9    |
| POS DNG DRGS 5TH     | 0  | .       | 1      | 24.2    | 0      | .       | 0      | .       | 0      | .       | 1      | 180.0   |
| POS DNG DRGS 3RD     | 0  | .       | 1      | 24.2    | 0      | .       | 1      | 7.4     | 0      | .       | 2      | 15.8    |
| POS DNG DRGS 1ST     | 2  | 180.0   | 1      | 180.3   | 0      | .       | 1      | 223.7   | 0      | .       | 4      | 191.0   |
| USE NARCOTIC 1ST     | 0  | .       | 0      | .       | 0      | .       | 1      | 31.9    | 0      | .       | 1      | 31.9    |
| CSCS 1ST             | 6  | 91.4    | 9      | 96.9    | 10     | 123.0   | 12     | 150.3   | 8      | 170.0   | 45     | 129.2   |
| ATT CSCS 1ST         | 0  | .       | 2      | 59.9    | 0      | .       | 2      | 67.1    | 7      | 44.4    | 11     | 51.4    |
| CPCS 1ST             | 5  | 76.8    | 2      | 53.9    | 2      | 109.9   | 0      | .       | 6      | 163.3   | 15     | 109.2   |
| ATT CPCS 1ST         | 1  | 35.9    | 0      | .       | 3      | 36.0    | 3      | 52.0    | 8      | 40.2    | 15     | 41.5    |
| CSCS 2ND             | 148                                      | 43.0    | 170    | 43.9    | 220    | 43.7    | 331    | 42.6    | 350    | 43.2    | 1219   | 43.2    |
| ATT CSCS 2ND         | 5  | 32.1    | 3      | 41.2    | 5      | 29.1    | 5      | 16.1    | 9      | 32.6    | 27     | 29.8    |
| CPCS 2ND             | 58                                       | 47.4    | 67     | 43.7    | 126    | 40.3    | 156    | 37.7    | 223    | 36.2    | 630    | 39.2    |
| ATT CPCS 2ND         | 1  | 18.5    | 4      | 17.5    | 6      | 23.2    | 3      | 22.3    | 6      | 26.4    | 20     | 22.7    |
| CSCS 3RD             | 450                                      | 23.8    | 695    | 21.6    | 1040   | 19.5    | 1172   | 19.9    | 1686   | 18.5    | 5043   | 19.9    |
| ATT CSCS 3RD         | 94                                       | 26.1    | 140    | 21.1    | 284    | 18.6    | 439    | 18.6    | 1000   | 18.1    | 1959   | 18.9    |
| CPCS 3RD             | 182                                      | 20.4    | 251    | 20.3    | 317    | 19.5    | 373    | 20.5    | 582    | 18.5    | 1705   | 19.6    |
| ATT CPCS 3RD         | 13                                       | 23.1    | 33     | 25.9    | 44     | 22.9    | 78     | 22.9    | 147    | 18.6    | 315    | 21.2    |
| CSCS 4TH OLD LAW     | 0  | .       | 0      | .       | 0      | .       | 2      | 16.0    | 0      | .       | 2      | 16.0    |
| ATT CSCS 4TH OLD LAW | 0  | .       | 0      | .       | 0      | .       | 1      | 23.8    | 0      | .       | 1      | 23.8    |
| CPCS 4TH OLD LAW     | 0  | .       | 0      | .       | 1      | 11.9    | 0      | .       | 0      | .       | 1      | 11.9    |
| ATT CPCS 4TH OLD LAW | 0  | .       | 0      | .       | 0      | .       | 2      | 11.7    | 0      | .       | 2      | 11.7    |
| CSCS 4TH             | 45                                       | 32.4    | 99     | 29.9    | 105    | 26.8    | 163    | 27.4    | 275    | 25.7    | 678    | 27.3    |
| ATT CSCS 4TH         | 16                                       | 27.0    | 23     | 24.2    | 20     | 22.8    | 33     | 24.3    | 36     | 23.5    | 128    | 24.2    |
| CPCS 4TH             | 39                                       | 31.7    | 53     | 27.4    | 77     | 28.1    | 119    | 23.3    | 185    | 20.1    | 473    | 24.0    |
| ATT CPCS 4TH         | 22                                       | 24.1    | 37     | 24.3    | 48     | 22.5    | 83     | 23.5    | 120    | 24.1    | 310    | 23.7    |
| CSCS 5TH             | 462                                      | 25.6    | 525    | 25.4    | 768    | 24.5    | 1111   | 24.3    | 1719   | 24.5    | 4585   | 24.7    |
| ATT CSCS 5TH         | 78                                       | 20.4    | 122    | 20.4    | 187    | 18.6    | 539    | 18.5    | 627    | 19.2    | 1553   | 19.0    |
| CPCS 5TH             | 93                                       | 26.4    | 110    | 23.8    | 132    | 24.0    | 177    | 23.2    | 379    | 19.6    | 891    | 22.2    |
| ATT CPCS 5TH         | 29                                       | 19.6    | 46     | 20.6    | 64     | 19.5    | 99     | 18.3    | 346    | 17.5    | 584    | 18.2    |
| CPCS 6TH             | 1  | 17.8    | 2      | 19.7    | 1      | 18.0    | 0      | .       | 0      | .       | 4      | 18.8    |
| CRIM SALE MARI 1     | 4  | 20.4    | 0      | .       | 1      | 62.2    | 4      | 40.4    | 0      | .       | 9      | 34.0    |
| ATT CR SALE MARI     | 2  | 6.0     | 0      | .       | 0      | .       | 0      | .       | 1      | 12.0    | 3      | 8.0     |
| CRIM POS MARI 1      | 5  | 21.3    | 10     | 23.9    | 3      | 37.4    | 10     | 27.5    | 5      | 34.0    | 33     | 27.3    |
| ATT CR POS MARI1     | 1  | 25.3    | 0      | .       | 1      | 23.9    | 1      | 29.8    | 1      | 24.4    | 4      | 25.8    |
| CRIM SALE MARI 2     | 5  | 18.5    | 5      | 23.8    | 2      | 36.0    | 3      | 16.0    | 2      | 22.6    | 17     | 22.2    |
| ATT CR SALE MARI2    | 0  | .       | 2      | 18.7    | 0      | .       | 1      | 12.5    | 0      | .       | 3      | 16.6    |
| CRIM POS MARI 2      | 3  | 39.1    | 4      | 25.3    | 7      | 19.4    | 7      | 20.5    | 9      | 18.9    | 30     | 22.3    |
| ATT CR POS MARI2     | 3  | 20.5    | 2      | 17.4    | 5      | 20.9    | 4      | 17.3    | 1      | 6.9     | 15     | 18.5    |
| CRIM SALE MARI 3     | 8  | 18.5    | 6      | 17.8    | 3      | 21.3    | 3      | 17.3    | 6      | 15.4    | 26     | 17.8    |
| ATT CR POS MARI 3    | 9  | 18.4    | 10     | 18.2    | 8      | 16.5    | 4      | 16.0    | 5      | 16.5    | 34     | 17.4    |
| C POS WEAPON 1ST     | 1  | 24.0    | 0      | .       | 1      | 94.3    | 0      | .       | 1      | 36.1    | 3      | 51.5    |
| ATT C POS WEAP 1ST   | 1  | 17.9    | 4      | 35.6    | 0      | .       | 0      | .       | 0      | .       | 5      | 32.1    |
| C POS WEAPON 3RD     | 292                                      | 28.5    | 314    | 30.0    | 291    | 28.1    | 299    | 29.7    | 390    | 27.7    | 1586   | 28.8    |
| ATT C POS WEAP 3RD   | 207                                      | 25.0    | 199    | 24.3    | 206    | 24.7    | 199    | 24.4    | 232    | 24.9    | 1043   | 24.7    |
| MFG TRANS WEAP       | 1  | 19.1    | 0      | .       | 1      | 16.6    | 0      | .       | 0      | .       | 2      | 17.9    |
| ATT MFG TRANS WEAP   | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 24.0    | 1      | 24.0    |
| C POS WEAPON 2ND     | 107                                      | 43.0    | 96     | 39.1    | 84     | 41.8    | 59     | 35.7    | 83     | 41.7    | 429    | 40.7    |

(continued)

TABLE 2.11  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE    | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |         |        |         |        |         |        |         |        |         | TOTAL  |         |
|-----------------------|--|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|                       | RELEASE YEAR                             |         |        |         |        |         |        |         |        |         | NUMBER | AVERAGE |
|                       | 1986                                     |         | 1987   |         | 1988   |         | 1989   |         | 1990   |         |        |         |
|                       | NUMBER                                   | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE |        |         |
| ATT C POS WEAP 2ND    | 14                                       | 26.3    | 9      | 29.0    | 15     | 26.4    | 20     | 24.9    | 12     | 24.4    | 70     | 26.0    |
| USE FIREARMS 1ST      | 4  | 49.8    | 2      | 42.2    | 1      | 89.8    | 1      | 59.9    | 1      | 35.9    | 9      | 52.2    |
| ATT USE FIREARM 1ST   | 0  | 0       | 3      | 46.5    | 2      | 52.8    | 2      | 21.0    | 1      | 35.9    | 8      | 43.9    |
| USE FIREARMS 2ND      | 0  | 0       | 1      | 18.0    | 0      | 0       | 3      | 19.8    | 4      | 27.8    | 5      | 35.0    |
| SALE FIREARMS 2ND     | 0  | 0       | 0      | 0       | 0      | 0       | 3      | 19.8    | 2      | 31.2    | 6      | 23.3    |
| DRIVE INTOX 2 OFF     | 59                                       | 16.7    | 75     | 16.9    | 98     | 16.7    | 120    | 17.8    | 149    | 17.6    | 501    | 17.3    |
| OBSCENITY 1ST         | 1  | 24.0    | 1      | 49.0    | 0      | 0       | 0      | 0       | 0      | 0       | 2      | 36.5    |
| CHILD PORNOGRAPHY     | 1  | 17.9    | 1      | 12.0    | 3      | 30.3    | 1      | 35.3    | 3      | 23.9    | 9      | 25.3    |
| ATT CHILD PORNOGRAPHY | 0  | 0       | 0      | 0       | 0      | 0       | 2      | 39.9    | 0      | 0       | 2      | 39.9    |
| PROMO CHILD PORN      | 0  | 0       | 0      | 0       | 0      | 0       | 1      | 39.9    | 0      | 0       | 1      | 39.9    |
| PROMO CHILD SEX       | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 2      | 48.0    | 2      | 48.0    |
| ATT PROMO CHILD SEX   | 0  | 0       | 0      | 0       | 0      | 0       | 1      | 23.9    | 0      | 0       | 1      | 23.9    |
| LEAVE ACCIDENT SCENE  | 6  | 23.1    | 2      | 28.8    | 3      | 24.7    | 4      | 19.0    | 2      | 18.4    | 17     | 22.5    |
| UNLICENSED DRIVER     | 0  | 0       | 0      | 0       | 1      | 15.9    | 5      | 16.7    | 13     | 16.6    | 19     | 16.6    |
| FALSE REPORT 1ST      | 0  | 0       | 2      | 18.0    | 0      | 0       | 0      | 0       | 0      | 0       | 2      | 18.0    |
| PROMO GAMBLING 1ST    | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 12.6    | 1      | 12.6    |
| PROMO BOOKMAK 1ST     | 2  | 20.9    | 1      | 17.9    | 0      | 0       | 0      | 0       | 1      | 17.9    | 4      | 19.4    |
| POS GAMBLING RECD     | 1  | 11.9    | 2      | 18.8    | 0      | 0       | 2      | 18.0    | 2      | 17.9    | 7      | 17.3    |
| POS BOOKMAK RECD      | 0  | 0       | 0      | 0       | 2      | 17.9    | 1      | 24.0    | 0      | 0       | 3      | 19.9    |
| CRIM MISCHIEF 2ND     | 0  | 24.5    | 0      | 18.6    | 1      | 18.4    | 1      | 20.2    | 5      | 14.6    | 15     | 18.6    |
| ATT CR MISCHIEF2ND    | 0  | 0       | 0      | 0       | 1      | 23.9    | 2      | 17.9    | 1      | 17.9    | 4      | 19.4    |
| CRIM MISCHIEF 3RD     | 15                                       | 22.7    | 13     | 19.8    | 13     | 20.5    | 16     | 19.9    | 17     | 17.6    | 74     | 20.0    |
| CRIM TRESPASS 1ST     | 0  | 0       | 0      | 0       | 1      | 16.0    | 0      | 0       | 0      | 0       | 1      | 16.0    |
| ESCAPE 1ST            | 4  | 36.7    | 6      | 27.7    | 3      | 32.1    | 0      | 0       | 3      | 23.1    | 16     | 29.9    |
| ATT ESCAPE 1ST        | 2  | 20.9    | 1      | 46.9    | 1      | 23.8    | 2      | 15.0    | 0      | 0       | 6      | 23.7    |
| ESCAPE 2ND            | 3  | 17.9    | 2      | 21.0    | 7      | 22.8    | 4      | 28.3    | 8      | 20.7    | 24     | 22.3    |
| ABSCONDING 1ST        | 2  | 15.5    | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 23.9    | 4      | 19.7    |
| CONTRABAND 1ST        | 1  | 37.2    | 7      | 65.8    | 2      | 55.3    | 3      | 65.9    | 2      | 0       | 13     | 62.0    |
| ATT CONTRABAND 1ST    | 0  | 0       | 0      | 0       | 2      | 26.7    | 1      | 17.9    | 2      | 19.1    | 5      | 21.9    |
| HINDER PROSEC 1ST     | 0  | 0       | 1      | 37.9    | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 37.9    |
| HINDER PROSEC 2ND     | 1  | 24.1    | 1      | 21.0    | 1      | 23.9    | 0      | 0       | 0      | 0       | 3      | 23.0    |
| KIDNAPPING 1ST        | 1  | 179.9   | 4      | 176.2   | 0      | 0       | 0      | 0       | 1      | 180.1   | 6      | 177.5   |
| ATT KIDNAPPING 1ST    | 1  | 47.8    | 0      | 0       | 1      | 47.9    | 2      | 66.7    | 1      | 34.7    | 5      | 52.8    |
| KIDNAPPING 2ND        | 9  | 70.7    | 15     | 62.4    | 9      | 60.2    | 11     | 57.3    | 17     | 55.0    | 61     | 60.3    |
| ATT KIDNAPPING 2ND    | 1  | 26.1    | 10     | 52.6    | 5      | 65.7    | 5      | 32.6    | 1      | 23.9    | 22     | 47.9    |
| UNLAWFUL INTERF 1ST   | 0  | 26.5    | 2      | 21.9    | 1      | 22.1    | 10     | 25.7    | 5      | 19.2    | 25     | 23.5    |
| CUSTODY INTERFER 1ST  | 0  | 0       | 0      | 0       | 1      | 31.8    | 0      | 0       | 0      | 0       | 1      | 31.8    |
| COERCION 1ST          | 0  | 0       | 0      | 0       | 2      | 21.8    | 5      | 37.8    | 1      | 33.8    | 8      | 33.3    |
| ATT COERCION 1ST      | 3  | 15.2    | 2      | 21.0    | 2      | 25.9    | 0      | 0       | 0      | 0       | 7      | 19.9    |
| BODY STEALING         | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 2      | 23.5    | 2      | 23.5    |
| BAIL JUMPING 2ND      | 12                                       | 20.5    | 14     | 21.1    | 22     | 19.6    | 20     | 20.7    | 24     | 21.2    | 92     | 20.6    |
| CONTEMPT 1ST          | 1  | 17.9    | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 17.9    |
| TAMP WITNESS 3RD      | 8  | 0       | 3      | 21.7    | 2      | 24.1    | 1      | 20.3    | 5      | 20.0    | 11     | 21.2    |
| TAMP WITNESS 1ST      | 0  | 0       | 0      | 0       | 1      | 35.9    | 0      | 17.9    | 0      | 0       | 1      | 35.9    |
| TAMP WITNESS 2ND      | 0  | 0       | 0      | 0       | 0      | 0       | 9      | 21.0    | 2      | 43.4    | 27     | 27.2    |
| BAIL JUMPING 1ST      | 4  | 18.8    | 4      | 24.0    | 4      | 23.5    | 9      | 19.5    | 1      | 18.0    | 5      | 19.4    |
| ATT BAIL JUMP 1ST     | 0  | 0       | 2      | 29.8    | 1      | 18.8    | 1      | 19.5    | 1      | 18.0    | 5      | 19.4    |
| PERJURY 1ST           | 1  | 11.9    | 1      | 23.8    | 5      | 24.4    | 4      | 28.3    | 2      | 37.8    | 13     | 26.7    |
| ATT PERJURY 1ST       | 0  | 0       | 0      | 0       | 1      | 54.0    | 0      | 0       | 0      | 0       | 1      | 54.0    |
| PERJURY 2ND           | 0  | 0       | 0      | 0       | 0      | 0       | 1      | 17.8    | 0      | 0       | 1      | 17.8    |
| BRIBERY 2ND           | 8  | 19.4    | 7      | 21.1    | 3      | 26.0    | 2      | 29.9    | 0      | 0       | 20     | 22.0    |
| ATT BRIBERY 2ND       | 1  | 24.9    | 5      | 20.4    | 2      | 23.9    | 3      | 25.8    | 1      | 23.9    | 12     | 23.0    |
| BRIBERY 1ST           | 1  | 16.8    | 0      | 0       | 0      | 0       | 1      | 54.7    | 0      | 0       | 1      | 54.7    |
| BRIBE RECEIVE 2ND     | 1  | 11.9    | 0      | 0       | 3      | 23.0    | 1      | 17.9    | 0      | 0       | 5      | 35.7    |
| OFF MISCOM 2ND        | 0  | 0       | 2      | 11.9    | 0      | 0       | 0      | 0       | 1      | 11.9    | 3      | 11.9    |
| ATT WITNESS REC BRIBE | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 23.8    | 1      | 23.8    |
| BRIBING WITNESS       | 0  | 0       | 1      | 32.0    | 0      | 0       | 0      | 0       | 2      | 24.9    | 3      | 27.2    |
| ACCEPT COM BRIBE 1ST  | 0  | 0       | 0      | 0       | 1      | 12.0    | 0      | 0       | 0      | 0       | 1      | 12.0    |
| ATT INTIMI WIT 2ND    | 0  | 0       | 0      | 0       | 1      | 17.9    | 0      | 0       | 0      | 0       | 1      | 17.9    |
| INTIMIDATE WIT 3RD    | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 3      | 23.7    | 3      | 23.7    |
| BRIBERY 2ND           | 0  | 0       | 0      | 0       | 1      | 27.9    | 0      | 0       | 0      | 0       | 1      | 27.9    |
| BRIBERY 3RD           | 0  | 0       | 0      | 0       | 0      | 0       | 4      | 15.0    | 0      | 0       | 9      | 19.1    |
| ATT BRIBERY 3RD       | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 5      | 22.4    | 5      | 21.3    |
| BRIBE REC 3RD         | 0  | 0       | 0      | 0       | 1      | 15.9    | 0      | 0       | 3      | 17.9    | 4      | 17.4    |
| ATT BRIBE REC 3RD     | 0  | 0       | 0      | 0       | 1      | 17.9    | 0      | 0       | 1      | 17.9    | 2      | 17.9    |
| EAVESDROP             | 0  | 0       | 1      | 24.4    | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 24.4    |
| RIOT 1ST              | 2  | 16.9    | 0      | 0       | 0      | 0       | 1      | 36.8    | 0      | 0       | 3      | 23.5    |
| CONSPIRACY 2ND        | 11                                       | 28.8    | 21     | 28.4    | 29     | 19.4    | 22     | 28.0    | 17     | 25.5    | 100    | 25.3    |
| ATT CONSPIRACY 2ND    | 0  | 28.7    | 2      | 29.9    | 3      | 25.9    | 6      | 19.4    | 16     | 23.3    | 30     | 23.8    |
| CONSPIRACY 3RD        | 0  | 0       | 1      | 12.0    | 1      | 24.0    | 0      | 0       | 4      | 18.0    | 6      | 18.1    |
| ATT CONSPIRACY 3RD    | 1  | 18.0    | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 18.0    |
| CONSPIRACY 4TH        | 8  | 20.8    | 6      | 17.7    | 7      | 15.4    | 9      | 19.9    | 10     | 17.0    | 40     | 18.2    |
| ATT CRIM SOLI 1ST     | 0  | 0       | 0      | 0       | 1      | 100.3   | 0      | 0       | 0      | 0       | 1      | 100.3   |
| CRIM SOLI 2ND         | 2  | 30.9    | 5      | 29.8    | 1      | 23.9    | 1      | 79.9    | 1      | 40.0    | 10     | 35.5    |
| ATT CRIM SOLI 2ND     | 1  | 32.3    | 0      | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 32.3    |
| CRIM SOLI 3RD         | 3  | 26.4    | 0      | 0       | 0      | 0       | 1      | 15.9    | 0      | 0       | 4      | 23.8    |
| ATT CRIM FACIL 1ST    | 0  | 0       | 1      | 24.0    | 1      | 24.0    | 0      | 0       | 0      | 0       | 1      | 24.0    |
| CRIM FACIL 2ND        | 1  | 47.9    | 4      | 16.8    | 3      | 14.6    | 7      | 24.5    | 4      | 23.9    | 19     | 23.2    |
| ATT CRIM FACIL 2ND    | 0  | 0       | 1      | 15.7    | 1      | 23.8    | 1      | 23.9    | 0      | 0       | 4      | 23.5    |
| CRIM FACIL 3RD        | 0  | 0       | 0      | 0       | 0      | 0       | 2      | 16.0    | 1      | 17.9    | 3      | 17.9    |
| ILL SOUND TRANSFER    | 0  | 0       | 0      | 0       | 1      | 35.9    | 0      | 0       | 0      | 0       | 1      | 35.9    |
| YOUTHFUL OFFENDER     | 7  | 22.9    | 6      | 13.8    | 17     | 16.1    | 28     | 15.6    | 20     | 17.3    | 78     | 16.7    |
| YO ATTEMPTED OFFENSE  | 1  | 0       | 1      | 11.9    | 1      | 11.9    | 0      | 0       | 0      | 0       | 2      | 11.9    |
| YO MURDER             | 0  | 23.9    | 0      | 0       | 1      | 24.4    | 0      | 0       | 0      | 0       | 2      | 24.2    |
| YO ATT MURDER         | 1  | 0       | 0      | 0       | 4      | 12.4    | 3      | 22.9    | 3      | 18.7    | 10     | 17.4    |
| YO MANSLAUGHTER       | 0  | 21.4    | 2      | 24.3    | 1      | 16.0    | 2      | 18.8    | 4      | 25.4    | 12     | 22.4    |
| YO NEG HOMICIDE       | 0  | 0       | 0      | 0       | 8      | 0       | 0      | 0       | 1      | 23.7    | 2      | 23.7    |
| YO RAPE               | 6  | 25.2    | 7      | 26.7    | 4      | 18.9    | 2      | 20.8    | 0      | 21.6    | 25     | 23.4    |
| YO ATT RAPE           | 0  | 0       | 0      | 0       | 1      | 37.9    | 2      | 21.4    | 0      | 0       | 3      | 24.9    |
| YO ROBBERY            | 100                                      | 18.9    | 107    | 18.4    | 82     | 16.6    | 65     | 16.7    | 107    | 15.5    | 461    | 17.3    |
| YO ATT ROBBERY        | 22                                       | 18.0    | 20     | 17.0    | 31     | 16.7    | 18     | 16.7    | 26     | 14.6    | 117    | 16.5    |
| YO ASSAULT            | 10                                       | 19.9    | 13     | 18.2    | 10     | 18.1    | 7      | 14.2    | 14     | 19.0    | 58     | 18.2    |
| YO ATT ASSAULT        | 1  | 16.7    | 3      | 14.6    | 0      | 0       | 2      | 15.9    | 4      | 27.2    | 10     | 20.1    |
| YO BURGLARY           | 61                                       | 17.1    | 48     | 16.2    | 42     | 16.4    | 45     | 16.5    | 63     | 13.8    | 279    | 16.0    |
| YO ATT BURGLARY       | 8  | 17.0    | 17     | 13.8    | 10     | 12.5    | 13     | 14.0    | 24     | 13.7    | 72     | 14.0    |
| YO GRND LARCENY       | 9  | 17.8    | 6      | 15.9    | 13     | 16.0    | 4      | 11.8    | 8      | 17.3    | 42     | 15.9    |
| YO ATT GRND LARCENY   | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 2      | 12.7    | 2      | 12.7    |
| YO GRND LAR AUTO      | 2  | 15.6    | 4      | 15.6    | 6      | 15.9    | 4      | 13.6    | 2      | 12.0    | 18     | 14.9    |
| YO ATT GRND LAR AUTO  | 0  | 0       | 1      | 14.0    | 0      | 0       | 6      | 0       | 2      | 21.4    | 3      | 18.9    |
| YO POS STOL PRGP      | 5  | 16.6    | 7      | 15.0    | 10     | 12.8    | 12     | 14.4    | 18     | 12.1    | 52     | 13.6    |
| YO ATT POS STOL PRGP  | 0  | 0       | 0      | 0       | 0      | 0       | 0      | 0       | 1      | 11.9    | 1      | 11.9    |
| YO FORGERY            | 0  | 0       | 2      | 20.3    | 0      | 0       | 2      | 11.2    | 0      | 0       | 4      | 15.7    |
| YO ARSON              | 0  | 17.8    | 2      | 20.5    | 5      | 21.7    | 2      | 14.1    | 2      | 20.4    | 13     | 19.5    |
| YO ATT ARSON          | 0  | 0       |        |         |        |         |        |         |        |         |        |         |

Section Three

FELONY CLASS CATEGORY OF 1990 RELEASES

Distribution of 1990 First Releases by Felony Class Category

Felony crimes are classified into one of several felony class categories: Class A-I, A-II, B, C, D, E, and Youthful Offender. In general, more serious offenses are categorized as Class A, Class B, or Class C felonies and the less serious offenses are categorized as Class D or Class E felonies. There are, of course, still less serious offenses that are treated as misdemeanors or violations. Each felony class category has its own structure of minimum and maximum sentence that is available to the sentencing court (see Appendix A).

Table 3.1 presents a crosstabulation of felony class category of conviction offense by sex for first releases to parole supervision during calendar year 1990. Most of those released in 1990 had been committed for Class B (21%), Class C (21%), Class D (33%) or Class E (19%) felony offenses.

Table 3.2 presents a crosstabulation of felony class category of conviction offense by sentencing status as a First, Second, or Persistent Felony Offender. The figures in Table 3.2 show that among first releases in 1990, first felony offenders are concentrated in three felony class categories: Class B, Class C, and Class D felony offenses. However, both Second and Persistent felony offenders are largely concentrated in the Class D and Class E felony offense categories.

TABLE 3.1  
FELONY CRIME CLASS BY SEX; 1990 FIRST RELEASES TO PAROLE SUPERVISION

| CRIME CLASS      | MALE   |         | FEMALE |         | TOTAL  |         |
|------------------|--------|---------|--------|---------|--------|---------|
|                  | NUMBER | PERCENT | NUMBER | PERCENT | NUMBER | PERCENT |
| A-I FELONY       | 56     | .3%     | 0      | .0%     | 56     | .3%     |
| A-II FELONY      | 530    | 3.2%    | 58     | 4.1%    | 588    | 3.3%    |
| CLASS B FELONY   | 3331   | 20.3%   | 338    | 24.1%   | 3669   | 20.6%   |
| CLASS C FELONY   | 3430   | 20.9%   | 310    | 22.1%   | 3740   | 21.0%   |
| CLASS D FELONY   | 5405   | 32.9%   | 425    | 30.3%   | 5830   | 32.7%   |
| CLASS E FELONY   | 3200   | 19.5%   | 252    | 18.0%   | 3452   | 19.4%   |
| YOUTHFUL OFFENDR | 474    | 2.9%    | 20     | 1.4%    | 494    | 2.8%    |
| TOTAL            | 16426  | 100.0%  | 1403   | 100.0%  | 17829  | 100.0%  |

TABLE 3.2  
FELONY CRIME CLASS BY SECOND OR PERSISTENT FELONY OFFENDER STATUS;  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| CRIME CLASS      | FIRST FELONY |         | SECOND FELONY |         | PERSIST FELONY |         | TOTAL  |         |
|------------------|--------------|---------|---------------|---------|----------------|---------|--------|---------|
|                  | NUMBER       | PERCENT | NUMBER        | PERCENT | NUMBER         | PERCENT | NUMBER | PERCENT |
| A-I FELONY       | 56           | .6%     | 0             | .0%     | 0              | .0%     | 56     | .3%     |
| A-II FELONY      | 565          | 6.2%    | 20            | .2%     | 3              | 4.1%    | 588    | 3.3%    |
| CLASS B FELONY   | 3086         | 33.9%   | 575           | 6.6%    | 8              | 10.8%   | 3669   | 20.6%   |
| CLASS C FELONY   | 2396         | 26.4%   | 1331          | 15.4%   | 13             | 17.6%   | 3740   | 21.0%   |
| CLASS D FELONY   | 1867         | 20.5%   | 3940          | 45.5%   | 23             | 31.1%   | 5830   | 32.7%   |
| CLASS E FELONY   | 627          | 6.9%    | 2798          | 32.3%   | 27             | 36.5%   | 3452   | 19.4%   |
| YOUTHFUL OFFENDR | 494          | 5.4%    | 0             | .0%     | 0              | .0%     | 494    | 2.8%    |
| TOTAL            | 9091         | 100.0%  | 8664          | 100.0%  | 74             | 100.0%  | 17829  | 100.0%  |

Time Served by Felony Class of Commitment Offense, First or Second Felony Offender Status, and Violent or Non-Violent Felony Offender Status

In New York State the range of sentences available to the court depends upon the felony class category of the conviction offense. The range of sentences available to the court also depends upon whether the defendant is a first felony offender, a second (or predicate) felony offender or a persistent (third time) felony offender. The sentence structure (i.e. the range of minimum and maximum sentences) is, for most crimes, more severe for second and persistent felony offenders than for first felony offenders. The range of minimum and maximum sentences that applies to each felony class category is also affected by whether the offense is a legislatively designated violent felony offense. The range of minimum and maximum sentences is more severe for Class B and Class C legislatively designated violent felony offenses than is the range of minimum-maximum terms for all other Class B and Class C felony offenses. In addition, second felony offenders for whom both the immediate and the prior felony convictions were for violent felony crimes (i.e. are "Second Violent" Felony Offenders) are eligible for more severe minimum and maximum sentences than are other second felony offenders. Appendix A presents a brief summary of the minimum and maximum sentence structure for offenses in each felony class category that includes changes in sentence severity that apply to second and persistent felony offenders and to violent felony offenders.

In Table 3.3 the 1990 release cohort has been broken into subgroups. The cohort is divided into first felony commitments and second felony commitments. These two groups were again divided into violent and other felony offenses. Within each of these four subgroups, persons are grouped according to the felony class category of the conviction offense. The 1990 release cohort is broken into these subgroups in order to examine time served information within subgroups of commitments that are similar in the sentencing laws that apply to them. There is one general category of offenders in Table 3.3 that have different sentencing laws that apply to them. Persons in the table that are listed as second felony offenders convicted of violent felony crimes (N=2,419) are persons whose instant offense is a violent felony crime and who have a prior felony conviction which results in their sentencing status as a second felony offender. However, the general category contains those whose prior felony conviction was not a legislatively designated violent felony crime (they are sentenced simply as a second felony offender) as well as those whose prior conviction was a violent felony crime (and they would be subject to the more severe penalties that attach to sentencing as a "Second Violent" felony offender).

TABLE 3.3 AVERAGE MINIMUM SENTENCE AND AVERAGE TIME SERVED BY FELONY CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS; 1990 FIRST RELEASES

| FELONY CLASS OF COMMITMENT OFFENSE | NUMBER       | MINIMUM SENTENCE IN MOS |             | STATE TIME SERVED IN MONTHS |             | TOTAL (STATE+JAIL) TIME SERVED IN MOS |             |
|------------------------------------|--------------|-------------------------|-------------|-----------------------------|-------------|---------------------------------------|-------------|
|                                    |              | AVERAGE                 | MEDIAN      | AVERAGE                     | MEDIAN      | AVERAGE                               | MEDIAN      |
| <b>FIRST FELONY</b>                |              |                         |             |                             |             |                                       |             |
| <b>VIOLENT FELONY</b>              |              |                         |             |                             |             |                                       |             |
| A-I FELONY                         | 27           | 184.0                   | 180.0       | 178.1                       | 178.0       | 197.7                                 | 187.5       |
| CLASS B FELONY                     | 990          | 44.4                    | 36.0        | 44.4                        | 37.1        | 51.8                                  | 46.3        |
| CLASS C FELONY                     | 1220         | 23.9                    | 18.0        | 22.7                        | 17.6        | 28.2                                  | 23.9        |
| CLASS D FELONY                     | 1042         | 15.4                    | 12.0        | 15.1                        | 12.7        | 20.2                                  | 18.0        |
| CLASS E FELONY                     | 32           | 15.5                    | 16.0        | 14.9                        | 14.1        | 18.5                                  | 17.8        |
| <b>TOTAL</b>                       | <b>3311</b>  | <b>28.6</b>             | <b>21.0</b> | <b>28.0</b>                 | <b>19.7</b> | <b>34.1</b>                           | <b>24.0</b> |
| <b>OTHER FELONY</b>                |              |                         |             |                             |             |                                       |             |
| A-I FELONY                         | 29           | 102.2                   | 48.0        | 94.8                        | 42.0        | 100.3                                 | 48.0        |
| A-II FELONY                        | 559          | 43.2                    | 36.0        | 32.4                        | 32.2        | 38.8                                  | 36.0        |
| CLASS B FELONY                     | 2146         | 16.4                    | 12.0        | 12.1                        | 9.7         | 16.4                                  | 12.2        |
| CLASS C FELONY                     | 1236         | 16.0                    | 12.0        | 12.2                        | 9.9         | 16.4                                  | 12.1        |
| CLASS D FELONY                     | 1054         | 17.5                    | 16.0        | 14.6                        | 11.9        | 19.3                                  | 17.9        |
| CLASS E FELONY                     | 754          | 14.1                    | 12.0        | 13.2                        | 12.3        | 17.6                                  | 17.5        |
| YOUTHFUL OFFENDR                   | 492          | 13.3                    | 12.0        | 10.1                        | 8.2         | 14.7                                  | 12.1        |
| <b>TOTAL</b>                       | <b>6270</b>  | <b>18.8</b>             | <b>12.0</b> | <b>14.7</b>                 | <b>10.6</b> | <b>19.3</b>                           | <b>14.1</b> |
| <b>SECOND FELONY</b>               |              |                         |             |                             |             |                                       |             |
| <b>VIOLENT FELONY</b>              |              |                         |             |                             |             |                                       |             |
| CLASS B FELONY                     | 382          | 82.4                    | 72.0        | 81.3                        | 77.5        | 90.1                                  | 84.6        |
| CLASS C FELONY                     | 783          | 49.6                    | 48.0        | 47.8                        | 44.4        | 55.3                                  | 48.9        |
| CLASS D FELONY                     | 1054         | 30.0                    | 30.0        | 28.3                        | 26.4        | 34.3                                  | 30.7        |
| CLASS E FELONY                     | 200          | 21.1                    | 21.0        | 20.9                        | 19.5        | 25.9                                  | 23.9        |
| <b>TOTAL</b>                       | <b>2419</b>  | <b>43.9</b>             | <b>36.0</b> | <b>42.4</b>                 | <b>35.3</b> | <b>49.2</b>                           | <b>41.9</b> |
| <b>OTHER FELONY</b>                |              |                         |             |                             |             |                                       |             |
| A-II FELONY                        | 29           | 68.1                    | 72.0        | 59.9                        | 63.6        | 68.1                                  | 71.9        |
| CLASS B FELONY                     | 151          | 48.5                    | 54.0        | 43.9                        | 46.9        | 49.7                                  | 54.0        |
| CLASS C FELONY                     | 501          | 35.8                    | 36.0        | 26.1                        | 29.9        | 31.6                                  | 35.9        |
| CLASS D FELONY                     | 2680         | 25.9                    | 24.0        | 20.9                        | 20.6        | 26.1                                  | 24.0        |
| CLASS E FELONY                     | 2466         | 18.7                    | 18.0        | 16.0                        | 15.9        | 20.4                                  | 18.0        |
| YOUTHFUL OFFENDR                   | 2            | 15.0                    | 15.0        | 16.2                        | 16.2        | 22.5                                  | 22.5        |
| <b>TOTAL</b>                       | <b>5829</b>  | <b>24.5</b>             | <b>24.0</b> | <b>20.1</b>                 | <b>18.1</b> | <b>25.0</b>                           | <b>23.9</b> |
| <b>GRAND TOTAL</b>                 | <b>17829</b> | <b>25.9</b>             | <b>24.0</b> | <b>22.7</b>                 | <b>17.1</b> | <b>28.0</b>                           | <b>23.9</b> |

For each of the felony class subgroups in Table 3.3, information is presented on the number of cases in the category, sentence length, state prison time served, and total time served (i.e. state time plus jail time). For the cases in each felony class category the median and average minimum sentence (in months) is presented. The data in Table 3.3 allow us to compare, for each felony class subgroup, the average and median minimum sentence, the average and median time served in state prison, and the average and median total time served.

In general, the data on time served in Table 3.3 show that as the felony class category declines from Class A to Class E, the median and average state time served also declines. Looking, for instance, at first felony offenders committed for violent felony offenses, the average state time served dropped in a regular manner from 178.1 months for a Class A felony to 14.9 months for a Class E violent felony. Similarly, among first felony offenders convicted of other felony offenses the average state time served declined from 94.8 months for a Class A-I felony offense to 13.2 months for a Class E felony offense.

Overall, second felony offenders receive longer sentences and serve more time in state prison than do first felony offenders. For example, the information in Table 3.3 shows that the average state time served for a second felony offender committed for a Class B violent felony offense (N=382) is 81.3 months; the average time served in state prison for a first felony offender committed for a Class B violent felony offense (N=990) is 44.4 months. For those second felony offenders convicted of other Class B felony offenses (N=151) the average state time served is 43.9 months; for first felony offenders convicted of other Class B felony offenses (N=2,146) the average state time served is 12.1 months.

Within the first felony offender group, Class B violent felony offenders serve considerably more time in state prison (average 44.4 months) than do other Class B felony offenders (12.1 months). First felony offenders convicted of a Class C violent felony served 22.7 months compared with 12.2 months for first felony offenders convicted of other Class C felony offenses. Among first felony offenders the average state time served for Class D and Class E violent felony offenses is only slightly higher than that for other Class D and Class E felony offenses. As reflected in Appendix A, the minimum sentence range for Class D and Class E violent felonies is the same as that for other Class D and Class E non-violent felony offenses (where the person is sentenced as a first felony offender) so it is not surprising that there is not a large difference in time served depending on violent felony status for persons convicted of Class D and Class E felonies.

It can also be seen in Table 3.3 that for first felony offenders convicted of non-violent offenses there is not a decline in average state time served as one moves from Class B (average 12.1 months), to Class C (12.2 months), to Class D (14.6 months) to Class E felony offenders (13.2 months). Appendix A indicates that the lowest minimum sentence length for persons in all of these categories is one year. Moreover, a large proportion of the cases in these categories are drug offenders. Some jurisdictions are more likely to convict drug offenders at the Class B and C level, others at the Class D and E level, though there may be relatively little difference in length of minimum sentence for first felony offenders convicted of drug offenses that fall into these felony class categories. In a separate report on drug offenders<sup>4/</sup> we find a modest range in average minimum sentence between first felony Class B drug offenders (average minimum in 1990 is 18.5 months) and first felony Class E offenders (13.4 months). But the length of time served in custody is about the same for first felony Class B drug offenders (average total time served 16.3 months among 1990 releases), Class C drug offenders (15.0 months), and Class E drug offenders (15.0 months) (see Table 5.1 below, interestingly Class D drug offenders had the highest average time served at 18.6 months).

Among second felony offenders there is a clear difference in time served by violent or non-violent felony status. Among second felony offenders committed for Class B violent felony offenses, the average state time served is 77.5 months, for Class B other felony offenses it is 46.9 months. In contrast to first felony offenders, however, second felony offenders convicted of violent felony offenses serve a noticeably longer period of time in custody than do second felony offenders convicted of other (non-violent) felony offenses. This can be seen by comparing the Class C, Class D and Class E felony offenders in one category with their Class C, D, and E counterparts in the other category.

The data in Table 3.3 show that the average (and median) total time served (i.e. state time plus jail time) corresponds fairly closely with the average (and median) minimum sentence for the persons in each specific felony class category. For example, the average minimum sentence for persons in the Class B offense category who were sentenced as a first felony offender for a violent felony offense (N=990) was 44.4 months and the average total time served for persons in this category was 51.8 months.

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<sup>4/</sup>"Drug Offenders Committed to State Prison" (1991), New York State Department of Correctional Services.

For a Class C felony offender convicted of a violent felony and sentenced as first felony offender (N=1,220), the average minimum sentence was 23.9 months and the average total time served was 28.2 months. In general, the same pattern exists across all the specific felony class categories in Table 3.3. The overall correlation between minimum sentence length and the total amount of time served is high (Pearson's  $r=.90$ ).

Table 3.4 presents a crosstabulation of felony class category by total time served. Felony class category is presented for separate groups of the release population according to first or second felony offender status and violent or other felony offense. These data offer another view of the distribution of time served according to felony class and other relevant criteria.

It can be seen in Table 3.4 that certain offenders appear to serve a period of time that is less than the required legal minimum sentence for offenses that fall into a particular felony class category. For instance, there were 27 cases released in 1990 who had been convicted of the Class A-I felony crimes of Murder 2nd, Arson 1st, or Kidnaping 1st. The minimum term for offenses in the category is 15 years (or 180 months). Two of the 27 cases served less than the fifteen year minimum term. These cases were Juvenile Offenders who (due to this legal status) received a minimum term that was less than the 15 year minimum that applied to adult offenders.

Among first felony offenders convicted of other (or non-violent) felony crimes 13% (N=823) served a period of time in custody that was less than 12 months (one year is the lowest legally permissible minimum sentence for a felony offender committed to state prison). In all, 7% (N=1,286) of first releases in 1990 served less than 12 months in custody (including both state time and jail time). These individuals are persons who have successfully completed the Department's Shock Incarceration Program. The Shock Incarceration Program is a six month program of intensive physical training, counseling and drug treatment. Persons who successfully complete the program are (with few exceptions) approved by the Board of Parole for release to parole supervision. An inmate with a minimum sentence of 12 months and who successfully completes the Shock Incarceration Program might, for example, serve a total of eight months in custody (e.g., one month of jail time, one month in reception/classification, and six months in Shock Incarceration (see also discussion on page 42 below).

Table 3.5 presents a crosstabulation of felony class category by state time served.

TABLE 3.4 TOTAL (STATE+JAIL) TIME SERVED BY FELONY CRIME CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY OFFENDER STATUS; 1990 FIRST RELEASES TO PAROLE

| FELONY CLASS OF COMMITMENT OFFENSE | TOTAL (STATE+JAIL) TIME SERVED |              |              |              |              |              |              |              |              |               |                |              | TOTAL         |              |
|------------------------------------|--------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|---------------|--------------|
|                                    | 06-11 MONTHS                   | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |               |              |
| <b>FIRST FELONY</b>                |                                |              |              |              |              |              |              |              |              |               |                |              |               |              |
| <b>VIOLENT FELONY</b>              |                                |              |              |              |              |              |              |              |              |               |                |              |               |              |
| A-I FELONY                         | 0<br>0%                        | 1<br>4%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 1<br>4%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 25<br>93%     | 27<br>100%   |
| CLASS B FELONY                     | 8<br>1%                        | 10<br>1%     | 8<br>1%      | 214<br>22%   | 74<br>7%     | 150<br>15%   | 37<br>4%     | 157<br>16%   | 63<br>8%     | 223<br>23%    | 23<br>2%       | 0<br>0%      | 3<br>0%       | 990<br>100%  |
| CLASS C FELONY                     | 4<br>0%                        | 29<br>2%     | 526<br>43%   | 237<br>19%   | 106<br>9%    | 149<br>12%   | 36<br>3%     | 69<br>6%     | 42<br>3%     | 21<br>2%      | 1<br>0%        | 0<br>0%      | 0<br>0%       | 1220<br>100% |
| CLASS D FELONY                     | 3<br>0%                        | 473<br>45%   | 196<br>19%   | 232<br>22%   | 53<br>5%     | 48<br>5%     | 9<br>1%      | 28<br>3%     | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 0<br>0%       | 1042<br>100% |
| CLASS E FELONY                     | 1<br>3%                        | 14<br>44%    | 12<br>38%    | 3<br>9%      | 0<br>0%      | 1<br>3%      | 0<br>0%      | 1<br>3%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 0<br>0%       | 32<br>100%   |
| TOTAL                              | 16<br>0%                       | 527<br>16%   | 742<br>22%   | 686<br>21%   | 233<br>7%    | 349<br>11%   | 82<br>2%     | 255<br>8%    | 125<br>4%    | 244<br>7%     | 24<br>1%       | 28<br>1%     | 3311<br>100%  |              |
| <b>OTHER FELONY</b>                |                                |              |              |              |              |              |              |              |              |               |                |              |               |              |
| A-I FELONY                         | 0<br>0%                        | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 12<br>43%    | 1<br>4%      | 2<br>7%      | 0<br>0%      | 2<br>7%       | 0<br>0%        | 11<br>39%    | 28<br>100%    |              |
| A-II FELONY                        | 56<br>10%                      | 51<br>9%     | 11<br>2%     | 3<br>1%      | 0<br>0%      | 238<br>43%   | 26<br>5%     | 86<br>15%    | 50<br>9%     | 37<br>7%      | 1<br>0%        | 0<br>0%      | 559<br>100%   |              |
| CLASS B FELONY                     | 299<br>14%                     | 1119<br>52%  | 352<br>16%   | 228<br>11%   | 40<br>2%     | 62<br>3%     | 11<br>1%     | 20<br>1%     | 7<br>0%      | 8<br>0%       | 0<br>0%        | 0<br>0%      | 2146<br>100%  |              |
| CLASS C FELONY                     | 176<br>14%                     | 686<br>56%   | 156<br>13%   | 125<br>10%   | 19<br>2%     | 36<br>3%     | 11<br>1%     | 11<br>1%     | 12<br>1%     | 4<br>0%       | 0<br>0%        | 0<br>0%      | 1236<br>100%  |              |
| CLASS D FELONY                     | 121<br>11%                     | 394<br>37%   | 172<br>16%   | 223<br>21%   | 75<br>7%     | 37<br>4%     | 14<br>1%     | 17<br>2%     | 1<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 1054<br>100%  |              |
| CLASS E FELONY                     | 59<br>8%                       | 325<br>43%   | 200<br>27%   | 136<br>18%   | 29<br>4%     | 3<br>0%      | 0<br>0%      | 1<br>0%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 754<br>100%   |              |
| YOUTHFUL OFFENDR                   | 112<br>23%                     | 282<br>57%   | 47<br>10%    | 34<br>7%     | 11<br>2%     | 3<br>1%      | 3<br>1%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 492<br>100%   |              |
| TOTAL                              | 823<br>13%                     | 2857<br>46%  | 938<br>15%   | 749<br>12%   | 174<br>3%    | 391<br>6%    | 66<br>1%     | 137<br>2%    | 70<br>1%     | 52<br>1%      | 1<br>0%        | 11<br>0%     | 6269<br>100%  |              |
| <b>SECOND FELONY</b>               |                                |              |              |              |              |              |              |              |              |               |                |              |               |              |
| <b>VIOLENT FELONY</b>              |                                |              |              |              |              |              |              |              |              |               |                |              |               |              |
| CLASS B FELONY                     | 1<br>0%                        | 0<br>0%      | 0<br>0%      | 1<br>0%      | 1<br>0%      | 1<br>0%      | 0<br>0%      | 33<br>9%     | 32<br>6%     | 248<br>65%    | 64<br>17%      | 1<br>0%      | 382<br>100%   |              |
| CLASS C FELONY                     | 2<br>0%                        | 0<br>0%      | 7<br>1%      | 6<br>1%      | 4<br>1%      | 133<br>17%   | 39<br>5%     | 315<br>40%   | 153<br>20%   | 113<br>14%    | 11<br>1%       | 0<br>0%      | 783<br>100%   |              |
| CLASS D FELONY                     | 4<br>0%                        | 7<br>1%      | 10<br>2%     | 262<br>25%   | 346<br>33%   | 213<br>20%   | 86<br>8%     | 91<br>9%     | 12<br>1%     | 16<br>2%      | 1<br>0%        | 0<br>0%      | 1054<br>100%  |              |
| CLASS E FELONY                     | 1<br>0%                        | 0<br>0%      | 67<br>33%    | 81<br>40%    | 21<br>10%    | 18<br>9%     | 7<br>3%      | 4<br>2%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 200<br>100%   |              |
| TOTAL                              | 8<br>0%                        | 7<br>0%      | 90<br>4%     | 350<br>14%   | 372<br>15%   | 365<br>15%   | 132<br>5%    | 443<br>18%   | 197<br>8%    | 378<br>16%    | 76<br>3%       | 1<br>0%      | 2419<br>100%  |              |
| <b>OTHER FELONY</b>                |                                |              |              |              |              |              |              |              |              |               |                |              |               |              |
| A-II FELONY                        | 0<br>0%                        | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 4<br>14%     | 0<br>0%      | 2<br>7%      | 1<br>3%      | 22<br>76%     | 0<br>0%        | 0<br>0%      | 29<br>100%    |              |
| CLASS B FELONY                     | 7<br>5%                        | 6<br>4%      | 6<br>4%      | 12<br>8%     | 4<br>3%      | 3<br>2%      | 3<br>2%      | 71<br>47%    | 21<br>14%    | 18<br>12%     | 0<br>0%        | 0<br>0%      | 151<br>100%   |              |
| CLASS C FELONY                     | 56<br>11%                      | 65<br>13%    | 21<br>4%     | 21<br>4%     | 17<br>3%     | 229<br>46%   | 42<br>8%     | 39<br>8%     | 6<br>1%      | 4<br>1%       | 1<br>0%        | 0<br>0%      | 501<br>100%   |              |
| CLASS D FELONY                     | 223<br>8%                      | 167<br>6%    | 50<br>2%     | 1354<br>51%  | 561<br>21%   | 162<br>6%    | 92<br>3%     | 45<br>2%     | 19<br>1%     | 7<br>0%       | 0<br>0%        | 0<br>0%      | 2680<br>100%  |              |
| CLASS E FELONY                     | 153<br>6%                      | 90<br>4%     | 1406<br>57%  | 640<br>26%   | 125<br>5%    | 34<br>1%     | 8<br>0%      | 9<br>0%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 2466<br>100%  |              |
| YOUTHFUL OFFENDR                   | 0<br>0%                        | 0<br>0%      | 1<br>50%     | 1<br>50%     | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 2<br>100%     |              |
| TOTAL                              | 439<br>8%                      | 328<br>6%    | 1484<br>25%  | 2028<br>35%  | 707<br>12%   | 432<br>7%    | 145<br>2%    | 166<br>3%    | 47<br>1%     | 52<br>1%      | 1<br>0%        | 0<br>0%      | 5829<br>100%  |              |
| GRAND TOTAL                        | 1286<br>7%                     | 3719<br>21%  | 3254<br>18%  | 3813<br>21%  | 1486<br>8%   | 1537<br>9%   | 425<br>2%    | 1001<br>6%   | 439<br>2%    | 726<br>4%     | 102<br>1%      | 40<br>0%     | 17828<br>100% |              |

TABLE 3.5 STATE TIME SERVED BY FELONY CRIME CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY OFFENDER STATUS; 1990 FIRST RELEASES TO PAROLE

| FELONY CLASS OF COMMITMENT OFFENSE | STATE TIME SERVED IN MONTHS |              |              |              |              |              |              |              |              |               |                |              | TOTAL         |
|------------------------------------|-----------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|---------------|
|                                    | 0-11 MONTHS                 | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |               |
| <b>FIRST FELONY</b>                |                             |              |              |              |              |              |              |              |              |               |                |              |               |
| <b>VIOLENT FELONY</b>              |                             |              |              |              |              |              |              |              |              |               |                |              |               |
| A-I FELONY                         | 1<br>4%                     | 0<br>0%      | 0<br>0%      | 1<br>4%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 16<br>59%      | 9<br>33%     | 27<br>100%    |
| CLASS B FELONY                     | 39<br>4%                    | 90<br>9%     | 148<br>15%   | 82<br>8%     | 121<br>12%   | 87<br>9%     | 84<br>8%     | 102<br>10%   | 80<br>8%     | 146<br>15%    | 8<br>1%        | 3<br>0%      | 990<br>100%   |
| CLASS C FELONY                     | 182<br>15%                  | 45<br>37%    | 176<br>14%   | 126<br>10%   | 122<br>10%   | 44<br>4%     | 44<br>4%     | 44<br>4%     | 14<br>1%     | 14<br>1%      | 0<br>0%        | 0<br>0%      | 1220<br>100%  |
| CLASS D FELONY                     | 495<br>48%                  | 233<br>22%   | 176<br>17%   | 69<br>7%     | 28<br>3%     | 19<br>2%     | 13<br>1%     | 9<br>1%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 1042<br>100%  |
| CLASS E FELONY                     | 12<br>38%                   | 13<br>41%    | 5<br>16%     | 1<br>3%      | 0<br>0%      | 0<br>0%      | 1<br>3%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 32<br>100%    |
| TOTAL                              | 729<br>22%                  | 790<br>24%   | 505<br>15%   | 279<br>8%    | 271<br>8%    | 150<br>5%    | 142<br>4%    | 155<br>5%    | 94<br>3%     | 160<br>5%     | 24<br>1%       | 12<br>0%     | 3311<br>100%  |
| <b>OTHER FELONY</b>                |                             |              |              |              |              |              |              |              |              |               |                |              |               |
| A-I FELONY                         | 0<br>0%                     | 0<br>0%      | 1<br>3%      | 6<br>21%     | 6<br>21%     | 2<br>7%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 2<br>7%       | 10<br>34%      | 2<br>7%      | 29<br>100%    |
| A-II FELONY                        | 117<br>21%                  | 11<br>2%     | 24<br>4%     | 79<br>14%    | 148<br>26%   | 51<br>9%     | 41<br>7%     | 48<br>9%     | 21<br>4%     | 19<br>3%      | 0<br>0%        | 0<br>0%      | 559<br>100%   |
| CLASS B FELONY                     | 1480<br>69%                 | 330<br>15%   | 185<br>9%    | 62<br>3%     | 43<br>2%     | 18<br>1%     | 8<br>0%      | 12<br>1%     | 4<br>0%      | 4<br>0%       | 0<br>0%        | 0<br>0%      | 2146<br>100%  |
| CLASS C FELONY                     | 880<br>71%                  | 169<br>14%   | 100<br>8%    | 28<br>2%     | 26<br>2%     | 6<br>0%      | 12<br>1%     | 10<br>1%     | 3<br>0%      | 2<br>0%       | 0<br>0%        | 0<br>0%      | 1236<br>100%  |
| CLASS D FELONY                     | 532<br>50%                  | 218<br>21%   | 164<br>16%   | 65<br>6%     | 36<br>3%     | 19<br>2%     | 16<br>2%     | 4<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 1054<br>100%  |
| CLASS E FELONY                     | 363<br>48%                  | 242<br>32%   | 107<br>14%   | 35<br>5%     | 3<br>0%      | 2<br>0%      | 1<br>0%      | 0<br>0%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 754<br>100%   |
| YOUTHFUL OFFENDR                   | 372<br>76%                  | 76<br>15%    | 25<br>5%     | 12<br>2%     | 3<br>1%      | 4<br>1%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 492<br>100%   |
| TOTAL                              | 3744<br>60%                 | 1046<br>17%  | 606<br>10%   | 287<br>5%    | 265<br>4%    | 102<br>2%    | 78<br>1%     | 74<br>1%     | 28<br>0%     | 28<br>0%      | 10<br>0%       | 2<br>0%      | 6270<br>100%  |
| <b>SECOND FELONY</b>               |                             |              |              |              |              |              |              |              |              |               |                |              |               |
| <b>VIOLENT FELONY</b>              |                             |              |              |              |              |              |              |              |              |               |                |              |               |
| CLASS B FELONY                     | 1<br>0%                     | 1<br>0%      | 0<br>0%      | 0<br>0%      | 2<br>1%      | 6<br>2%      | 17<br>4%     | 54<br>14%    | 86<br>23%    | 180<br>47%    | 35<br>9%       | 0<br>0%      | 382<br>100%   |
| CLASS C FELONY                     | 3<br>0%                     | 11<br>1%     | 10<br>3%     | 51<br>7%     | 112<br>14%   | 115<br>15%   | 160<br>20%   | 161<br>21%   | 75<br>10%    | 75<br>10%     | 0<br>0%        | 0<br>0%      | 783<br>100%   |
| CLASS D FELONY                     | 30<br>3%                    | 115<br>11%   | 277<br>26%   | 261<br>25%   | 170<br>16%   | 104<br>10%   | 44<br>4%     | 34<br>3%     | 13<br>1%     | 5<br>0%       | 1<br>0%        | 0<br>0%      | 1054<br>100%  |
| CLASS E FELONY                     | 23<br>11%                   | 70<br>35%    | 60<br>30%    | 21<br>10%    | 11<br>5%     | 10<br>5%     | 3<br>1%      | 1<br>0%      | 1<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 200<br>100%   |
| TOTAL                              | 57<br>2%                    | 197<br>8%    | 357<br>15%   | 333<br>14%   | 295<br>12%   | 235<br>10%   | 224<br>9%    | 250<br>10%   | 175<br>7%    | 260<br>11%    | 36<br>1%       | 0<br>0%      | 2419<br>100%  |
| <b>OTHER FELONY</b>                |                             |              |              |              |              |              |              |              |              |               |                |              |               |
| A-II FELONY                        | 0<br>0%                     | 0<br>0%      | 1<br>3%      | 1<br>3%      | 2<br>7%      | 1<br>3%      | 0<br>0%      | 3<br>10%     | 18<br>62%    | 3<br>10%      | 0<br>0%        | 0<br>0%      | 29<br>100%    |
| CLASS B FELONY                     | 14<br>9%                    | 7<br>5%      | 11<br>7%     | 3<br>2%      | 5<br>3%      | 6<br>4%      | 32<br>21%    | 52<br>34%    | 13<br>9%     | 8<br>5%       | 0<br>0%        | 0<br>0%      | 151<br>100%   |
| CLASS C FELONY                     | 134<br>27%                  | 19<br>4%     | 19<br>4%     | 80<br>16%    | 169<br>34%   | 43<br>9%     | 23<br>5%     | 8<br>2%      | 1<br>0%      | 4<br>1%       | 1<br>0%        | 0<br>0%      | 501<br>100%   |
| CLASS D FELONY                     | 492<br>18%                  | 431<br>16%   | 992<br>37%   | 402<br>15%   | 212<br>8%    | 77<br>3%     | 42<br>2%     | 18<br>1%     | 10<br>0%     | 4<br>0%       | 0<br>0%        | 0<br>0%      | 2680<br>100%  |
| CLASS E FELONY                     | 578<br>23%                  | 1206<br>49%  | 481<br>20%   | 127<br>5%    | 50<br>2%     | 17<br>1%     | 3<br>0%      | 3<br>0%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 2466<br>100%  |
| YOUTHFUL OFFENDR                   | 1<br>50%                    | 0<br>0%      | 1<br>50%     | 0<br>0%       | 0<br>0%        | 0<br>0% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 2<br>100%     |
| TOTAL                              | 1219<br>21%                 | 1663<br>29%  | 1505<br>26%  | 613<br>11%   | 438<br>8%    | 144<br>2%    | 100<br>2%    | 84<br>1%     | 42<br>1%     | 20<br>0%      | 1<br>0%        | 0<br>0%      | 5829<br>100%  |
| GRAND TOTAL                        | 5749<br>32%                 | 3696<br>21%  | 2973<br>17%  | 1512<br>8%   | 1269<br>7%   | 631<br>4%    | 544<br>3%    | 563<br>3%    | 339<br>2%    | 468<br>3%     | 71<br>0%       | 14<br>0%     | 17829<br>100% |

Trends in Time Served by Felony Class Category and First or Second Felony Offender Status Across the Years 1986 to 1990

Table 3.6 presents the average total time served in state prison for first releases to parole supervision in each year 1986 through 1990 and for the composite group of releases from 1986 to 1990. These time served figures are broken out by felony class category and by first or second felony offender status (persistent felony offenders have been grouped with second felony offenders).

As noted earlier the average total time served has declined markedly from 33.3 months among 1986 releases to 27.9 months among 1990 releases. This occurrence is due to shifts in the proportion of cases in each felony class category and to declines in time served within particular felony class categories. These conclusions are more fully explained in the next section (see Tables 3.7 and 3.8).

The data in Table 3.6 also show that persons sentenced as a second felony offender serve a longer period of time in custody than do first felony offenders. This is to be expected given the generally more stringent sentences that apply to second felony offenders (see Appendix A). For example, persons sentenced as a second felony offender for a Class B felony offense served approximately 79 months (among the total releases in this category over the five year period; N=2,538, see Table 3.6). In contrast, among first felony offenders sentenced for a Class B felony offense, the average time served was 33.7 months (for releases over the five year period in this category; see total column in Table 3.6). Second felony offenders convicted of a Class C felony offense served approximately 49 months in custody in contrast to first felony offenders convicted of a Class C felony who served approximately 26 months. And so on.

The time served data in Table 3.6 do not take into consideration the different sentencing statutes that apply to persons who are violent felony offenders. These data are reflected in Table 3.7.

TABLE 3.6  
 AVERAGE TOTAL (STATE + JAIL) TIME SERVED BY FELONY CLASS,  
 AND BY FIRST OR SECOND FELONY OFFENDER STATUS;  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| FELONY CLASS OF COMMITMENT OFFENSE | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |             |              |             |              |             |              |             |              |             | TOTAL        |             |
|------------------------------------|--|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|
|                                    | RELEASE YEAR                             |             |              |             |              |             |              |             |              |             | NUMBER       | AVERAGE     |
|                                    | 1986                                     |             | 1987         |             | 1988         |             | 1989         |             | 1990         |             |              |             |
|                                    | NUMBER                                   | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     |              |             |
| <b>FIRST FELONY</b>                |  |             |              |             |              |             |              |             |              |             |              |             |
| A-I FELONY                         | 46                                       | 163.1       | 59           | 163.2       | 92           | 163.4       | 65           | 161.0       | 56           | 148.1       | 318          | 160.2       |
| A-II FELONY                        | 189                                      | 43.7        | 227          | 42.6        | 342          | 41.1        | 473          | 39.3        | 559          | 38.8        | 1790         | 40.3        |
| A-III FELONY                       | 1  | 100.0       | 0            | .           | 0            | .           | 0            | .           | 0            | .           | 1            | 100.0       |
| CLASS B FELONY                     | 1908                                     | 40.2        | 2276         | 38.5        | 2636         | 34.2        | 2511         | 31.7        | 3136         | 27.6        | 12467        | 33.7        |
| CLASS C FELONY                     | 1739                                     | 29.1        | 1952         | 28.6        | 2004         | 27.1        | 1811         | 25.6        | 2456         | 22.3        | 9562         | 26.3        |
| CLASS D FELONY                     | 1625                                     | 21.7        | 1751         | 21.1        | 1820         | 20.3        | 1765         | 20.4        | 2096         | 19.8        | 9057         | 20.6        |
| CLASS E FELONY                     | 496                                      | 18.9        | 532          | 18.4        | 558          | 17.8        | 688          | 18.1        | 786          | 17.6        | 3060         | 18.1        |
| YOUTHFUL OFFENDR                   | 257                                      | 18.1        | 305          | 17.4        | 317          | 16.2        | 314          | 15.4        | 492          | 14.7        | 1685         | 16.1        |
| <b>TOTAL</b>                       | <b>6261</b>                              | <b>30.7</b> | <b>7102</b>  | <b>30.2</b> | <b>7769</b>  | <b>29.0</b> | <b>7627</b>  | <b>27.3</b> | <b>9581</b>  | <b>24.4</b> | <b>38340</b> | <b>28.0</b> |
| <b>SECOND FELONY</b>               |  |             |              |             |              |             |              |             |              |             |              |             |
| A-II FELONY                        | 23                                       | 45.5        | 17           | 53.7        | 15           | 61.6        | 22           | 69.8        | 29           | 68.1        | 106          | 60.3        |
| CLASS B FELONY                     | 450                                      | 75.9        | 534          | 80.1        | 525          | 80.3        | 496          | 82.2        | 533          | 78.6        | 2538         | 79.5        |
| CLASS C FELONY                     | 817                                      | 50.6        | 887          | 51.9        | 1008         | 51.2        | 984          | 48.0        | 1284         | 46.0        | 4980         | 49.3        |
| CLASS D FELONY                     | 1914                                     | 32.0        | 2122         | 32.1        | 2508         | 30.4        | 2781         | 29.8        | 3734         | 28.4        | 13059        | 30.2        |
| CLASS E FELONY                     | 1416                                     | 22.9        | 1600         | 22.8        | 1721         | 22.0        | 2093         | 21.1        | 2666         | 20.9        | 9496         | 21.8        |
| YOUTHFUL OFFENDR                   | 0  | .           | 0            | .           | 1            | 11.9        | 0            | .           | 2            | 22.5        | 3            | 18.9        |
| <b>TOTAL</b>                       | <b>4620</b>                              | <b>36.8</b> | <b>5160</b>  | <b>37.7</b> | <b>5778</b>  | <b>36.1</b> | <b>6376</b>  | <b>34.0</b> | <b>8248</b>  | <b>32.1</b> | <b>30182</b> | <b>34.9</b> |
| <b>GRAND TOTAL</b>                 | <b>10881</b>                             | <b>33.3</b> | <b>12262</b> | <b>33.4</b> | <b>13547</b> | <b>32.0</b> | <b>14003</b> | <b>30.3</b> | <b>17829</b> | <b>28.0</b> | <b>68522</b> | <b>31.1</b> |

Trends in Time Served 1986-1990 According to Felony Class Category, Violent Felony Status and First or Second Felony Offender Status.

The sentencing laws that apply to persons convicted of felony offenses in New York State depend on the felony class category of the conviction offense, whether one has been convicted of a legislatively designated violent felony offense and whether one is sentenced as a first or second felony offender. The range of minimum and maximum sentences that apply to each of these categories is presented in Appendix A. Table 3.7 presents the average total time served (state time plus jail time) for persons who fall into different categories according to these criteria. Individuals are grouped into sentencing categories that depend upon the felony class category of the conviction offense, conviction of a legislatively designated violent felony or not, and sentencing as a first or second felony offender. We note again that the general category of second felony offenders convicted of a violent felony offense includes both those whose prior conviction was not a violent felony and those whose prior conviction was a legislatively designated violent felony (which requires sentencing as a "Second Violent" felony offender).

The decline in average total time served for first releases in 1990 (28.0 months) when compared with first releases in 1986 (33.3 months) results from a shift in the percent of releases found in each specific felony class category (as further defined by violent or non-violent status, and first or predicate felony status) and by a decline in average time served for persons within certain specific felony class categories. This can be seen by examining the average time served data across the years 1986 to 1990 as reflected in Table 3.7 along with the figures on number and percent of cases in each category as shown in Table 3.8.

To begin, we note that average time served for violent felony offenders is stable across the period 1986 through 1990. This is true for almost every felony class category in the violent felony group and is true for both first felony offenders sentenced for a violent felony crime and second felony offenders sentenced for a violent felony crime. For example, first felony offenders committed for a Class B violent felony offense served on average 49.2 months among 1986 releases and they served 51.8 months among 1990 releases (see Table 3.7). However, while offenders in this category made up 12.3% of 1986 releases they comprise only 5.6% of 1990 releases. Examining the total group of first felony offenders sentenced for violent felony crimes shows that average time served declines slightly from 35.7 months in 1986 to 34.1 months in 1990. But the percent of total first releases in this category drops from 36% in 1986 to 19% in 1990. The average total time served for second felony offenders committed for violent felony crimes increases slightly from 47.3

TABLE 3.7  
 AVERAGE TOTAL (STATE + JAIL) TIME SERVED BY FELONY CLASS,  
 VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS;  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| FELONY CLASS OF COMMITMENT OFFENSE | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |             |              |             |              |             |              |             |              |             | TOTAL        |             |
|------------------------------------|--|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|
|                                    | RELEASE YEAR                             |             |              |             |              |             |              |             |              |             | NUMBER       | AVERAGE     |
|                                    | 1986                                     |             | 1987         |             | 1988         |             | 1989         |             | 1990         |             |              |             |
|                                    | NUMBER                                   | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     |              |             |
| <b>FIRST FELONY</b>                |  |             |              |             |              |             |              |             |              |             |              |             |
| <b>VIOLENT FELONY</b>              |  |             |              |             |              |             |              |             |              |             |              |             |
| A-I FELONY                         | 32                                       | 193.0       | 43           | 185.8       | 70           | 174.5       | 47           | 173.4       | 27           | 197.7       | 219          | 182.1       |
| CLASS B FELONY                     | 1334                                     | 49.2        | 1389         | 51.5        | 1344         | 51.1        | 1052         | 51.6        | 990          | 51.8        | 6109         | 51.0        |
| CLASS C FELONY                     | 1554                                     | 29.6        | 1624         | 29.4        | 1498         | 29.2        | 1158         | 29.7        | 1220         | 28.2        | 7054         | 29.2        |
| CLASS D FELONY                     | 957                                      | 22.1        | 975          | 21.2        | 999          | 20.6        | 942          | 21.0        | 1042         | 20.2        | 4915         | 21.0        |
| CLASS E FELONY                     | 31                                       | 22.6        | 21           | 19.7        | 26           | 17.2        | 41           | 20.3        | 32           | 18.5        | 151          | 19.8        |
| <b>TOTAL</b>                       | <b>3908</b>                              | <b>35.7</b> | <b>4052</b>  | <b>36.6</b> | <b>3937</b>  | <b>36.9</b> | <b>3240</b>  | <b>36.2</b> | <b>3311</b>  | <b>34.1</b> | <b>18448</b> | <b>36.0</b> |
| <b>OTHER FELONY</b>                |  |             |              |             |              |             |              |             |              |             |              |             |
| A-I FELONY                         | 14                                       | 94.9        | 16           | 102.5       | 22           | 129.0       | 18           | 128.8       | 29           | 100.3       | 99           | 111.6       |
| A-II FELONY                        | 189                                      | 43.7        | 227          | 42.6        | 342          | 41.1        | 473          | 39.3        | 559          | 38.8        | 1790         | 40.3        |
| A-III FELONY                       | 1  | 100.0       | 0            | .           | 0            | .           | 0            | .           | 0            | .           | 1            | 100.0       |
| CLASS B FELONY                     | 574                                      | 19.3        | 887          | 18.2        | 1292         | 16.6        | 1459         | 17.3        | 2146         | 16.4        | 6358         | 17.2        |
| CLASS C FELONY                     | 185                                      | 25.0        | 328          | 24.3        | 506          | 21.1        | 653          | 18.3        | 1236         | 16.4        | 2908         | 19.1        |
| CLASS D FELONY                     | 668                                      | 21.1        | 776          | 20.8        | 821          | 20.0        | 823          | 19.7        | 1054         | 19.3        | 4142         | 20.1        |
| CLASS E FELONY                     | 465                                      | 18.7        | 511          | 18.3        | 532          | 17.8        | 647          | 17.9        | 754          | 17.6        | 2909         | 18.0        |
| YOUTHFUL OFFENDR                   | 257                                      | 18.1        | 305          | 17.4        | 317          | 16.2        | 314          | 15.4        | 492          | 14.7        | 1685         | 16.1        |
| <b>TOTAL</b>                       | <b>2353</b>                              | <b>22.5</b> | <b>3050</b>  | <b>21.7</b> | <b>3832</b>  | <b>20.9</b> | <b>4387</b>  | <b>20.7</b> | <b>6270</b>  | <b>19.3</b> | <b>19892</b> | <b>20.6</b> |
| <b>SECOND FELONY</b>               |  |             |              |             |              |             |              |             |              |             |              |             |
| <b>VIOLENT FELONY</b>              |  |             |              |             |              |             |              |             |              |             |              |             |
| CLASS B FELONY                     | 382                                      | 80.3        | 453          | 84.3        | 415          | 87.5        | 368          | 92.2        | 382          | 90.1        | 2000         | 86.8        |
| CLASS C FELONY                     | 715                                      | 50.9        | 754          | 53.7        | 818          | 54.8        | 677          | 53.3        | 783          | 55.3        | 3747         | 53.7        |
| CLASS D FELONY                     | 867                                      | 34.3        | 957          | 34.9        | 977          | 34.2        | 936          | 34.7        | 1054         | 34.3        | 4791         | 34.5        |
| CLASS E FELONY                     | 176                                      | 25.5        | 178          | 24.9        | 180          | 25.7        | 158          | 25.5        | 200          | 25.9        | 892          | 25.5        |
| <b>TOTAL</b>                       | <b>2140</b>                              | <b>47.3</b> | <b>2342</b>  | <b>49.7</b> | <b>2390</b>  | <b>49.9</b> | <b>2139</b>  | <b>49.8</b> | <b>2419</b>  | <b>49.2</b> | <b>11430</b> | <b>49.2</b> |
| <b>OTHER FELONY</b>                |  |             |              |             |              |             |              |             |              |             |              |             |
| A-II FELONY                        | 23                                       | 45.5        | 17           | 53.7        | 15           | 61.6        | 22           | 69.8        | 29           | 68.1        | 106          | 60.3        |
| CLASS B FELONY                     | 68                                       | 51.3        | 81           | 56.6        | 110          | 53.5        | 128          | 53.1        | 151          | 49.7        | 538          | 52.5        |
| CLASS C FELONY                     | 102                                      | 48.1        | 133          | 41.7        | 190          | 35.5        | 307          | 36.2        | 501          | 31.6        | 1233         | 35.8        |
| CLASS D FELONY                     | 1047                                     | 30.1        | 1165         | 29.8        | 1531         | 27.9        | 1845         | 27.3        | 2680         | 26.1        | 8268         | 27.7        |
| CLASS E FELONY                     | 1240                                     | 22.5        | 1422         | 22.5        | 1541         | 21.5        | 1935         | 20.8        | 2466         | 20.4        | 8604         | 21.4        |
| YOUTHFUL OFFENDR                   | 0  | .           | 0            | .           | 1            | 11.9        | 0            | .           | 2            | 22.5        | 3            | 18.9        |
| <b>TOTAL</b>                       | <b>2480</b>                              | <b>27.7</b> | <b>2818</b>  | <b>27.6</b> | <b>3388</b>  | <b>26.4</b> | <b>4237</b>  | <b>26.0</b> | <b>5829</b>  | <b>25.0</b> | <b>18752</b> | <b>26.2</b> |
| <b>GRAND TOTAL</b>                 | <b>10881</b>                             | <b>33.3</b> | <b>12262</b> | <b>33.4</b> | <b>13547</b> | <b>32.0</b> | <b>14003</b> | <b>30.3</b> | <b>17829</b> | <b>28.0</b> | <b>68522</b> | <b>31.1</b> |

TEST 3.8  
 NUMBER AND PERCENT OF RELEASES ACCORDING TO FELONY CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS;  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| FELONY CLASS OF COMMITMENT OFFENSE | RELEASE YEAR |               |              |               |              |               |              |               |              |               | TOTAL        |               |
|------------------------------------|--------------|---------------|--------------|---------------|--------------|---------------|--------------|---------------|--------------|---------------|--------------|---------------|
|                                    | 1986         |               | 1987         |               | 1988         |               | 1989         |               | 1990         |               | NUMBER       | PERCENT       |
|                                    | NUMBER       | PERCENT       |              |               |
| <b>FIRST FELONY</b>                |              |               |              |               |              |               |              |               |              |               |              |               |
| <b>VIOLENT FELONY</b>              |              |               |              |               |              |               |              |               |              |               |              |               |
| A-I FELONY                         | 32           | .3%           | 43           | .4%           | 70           | .5%           | 47           | .3%           | 27           | .2%           | 219          | .3%           |
| CLASS B FELONY                     | 1334         | 12.3%         | 1389         | 11.3%         | 1344         | 9.9%          | 1052         | 7.5%          | 990          | 5.6%          | 6109         | 8.9%          |
| CLASS C FELONY                     | 1554         | 14.3%         | 1624         | 13.2%         | 1498         | 11.1%         | 1158         | 8.3%          | 1220         | 6.8%          | 7054         | 10.3%         |
| CLASS D FELONY                     | 957          | 8.8%          | 975          | 8.0%          | 999          | 7.4%          | 942          | 6.7%          | 1042         | 5.8%          | 4915         | 7.2%          |
| CLASS E FELONY                     | 31           | .3%           | 21           | .2%           | 26           | .2%           | 41           | .3%           | 32           | .2%           | 151          | .2%           |
| <b>TOTAL</b>                       | <b>3908</b>  | <b>35.9%</b>  | <b>4052</b>  | <b>33.0%</b>  | <b>3937</b>  | <b>29.1%</b>  | <b>3240</b>  | <b>23.1%</b>  | <b>3311</b>  | <b>18.6%</b>  | <b>18448</b> | <b>26.9%</b>  |
| <b>OTHER FELONY</b>                |              |               |              |               |              |               |              |               |              |               |              |               |
| A-I FELONY                         | 14           | .1%           | 16           | .1%           | 22           | .2%           | 18           | .1%           | 29           | .2%           | 99           | .1%           |
| A-II FELONY                        | 189          | 1.7%          | 227          | 1.9%          | 342          | 2.5%          | 473          | 3.4%          | 559          | 3.1%          | 1790         | 2.6%          |
| A-III FELONY                       | 1            | .0%           | 0            | .0%           | 0            | .0%           | 0            | .0%           | 0            | .0%           | 1            | .0%           |
| CLASS B FELONY                     | 574          | 5.3%          | 887          | 7.2%          | 1292         | 9.5%          | 1459         | 10.4%         | 2146         | 12.0%         | 6358         | 9.3%          |
| CLASS C FELONY                     | 185          | 1.7%          | 328          | 2.7%          | 506          | 3.7%          | 653          | 4.7%          | 1236         | 6.8%          | 2908         | 4.2%          |
| CLASS D FELONY                     | 668          | 6.1%          | 776          | 6.3%          | 821          | 6.1%          | 825          | 5.9%          | 1054         | 5.9%          | 4142         | 6.0%          |
| CLASS E FELONY                     | 465          | 4.3%          | 511          | 4.2%          | 532          | 3.9%          | 647          | 4.6%          | 754          | 4.2%          | 2909         | 4.2%          |
| YOUTHFUL OFFENDR                   | 257          | 2.4%          | 305          | 2.5%          | 317          | 2.3%          | 314          | 2.2%          | 492          | 2.8%          | 1685         | 2.5%          |
| <b>TOTAL</b>                       | <b>2353</b>  | <b>21.6%</b>  | <b>3050</b>  | <b>24.9%</b>  | <b>3832</b>  | <b>28.3%</b>  | <b>4387</b>  | <b>31.3%</b>  | <b>6270</b>  | <b>35.2%</b>  | <b>19892</b> | <b>29.0%</b>  |
| <b>SECOND FELONY</b>               |              |               |              |               |              |               |              |               |              |               |              |               |
| <b>VIOLENT FELONY</b>              |              |               |              |               |              |               |              |               |              |               |              |               |
| CLASS B FELONY                     | 382          | 3.5%          | 453          | 3.7%          | 415          | 3.1%          | 368          | 2.6%          | 382          | 2.1%          | 2000         | 2.9%          |
| CLASS C FELONY                     | 715          | 6.6%          | 754          | 6.1%          | 818          | 6.0%          | 677          | 4.8%          | 783          | 4.4%          | 3747         | 5.5%          |
| CLASS D FELONY                     | 867          | 8.0%          | 957          | 7.8%          | 977          | 7.2%          | 936          | 6.7%          | 1054         | 5.9%          | 4791         | 7.0%          |
| CLASS E FELONY                     | 176          | 1.6%          | 178          | 1.5%          | 180          | 1.3%          | 158          | 1.1%          | 200          | 1.1%          | 892          | 1.3%          |
| <b>TOTAL</b>                       | <b>2140</b>  | <b>19.7%</b>  | <b>2342</b>  | <b>19.1%</b>  | <b>2390</b>  | <b>17.6%</b>  | <b>2139</b>  | <b>15.3%</b>  | <b>2419</b>  | <b>13.6%</b>  | <b>11430</b> | <b>16.7%</b>  |
| <b>OTHER FELONY</b>                |              |               |              |               |              |               |              |               |              |               |              |               |
| A-II FELONY                        | 23           | .2%           | 17           | .1%           | 15           | .1%           | 22           | .2%           | 29           | .2%           | 106          | .2%           |
| CLASS B FELONY                     | 68           | .6%           | 81           | .7%           | 110          | .8%           | 128          | .9%           | 151          | .8%           | 538          | .8%           |
| CLASS C FELONY                     | 102          | .9%           | 133          | 1.1%          | 190          | 1.4%          | 307          | 2.2%          | 501          | 2.8%          | 1233         | 1.8%          |
| CLASS D FELONY                     | 1047         | 9.6%          | 1165         | 9.5%          | 1531         | 11.3%         | 1845         | 13.2%         | 2680         | 15.0%         | 8268         | 12.1%         |
| CLASS E FELONY                     | 1240         | 11.4%         | 1422         | 11.6%         | 1541         | 11.4%         | 1935         | 13.8%         | 2466         | 13.8%         | 8604         | 12.6%         |
| YOUTHFUL OFFENDR                   | 0            | .0%           | 0            | .0%           | 1            | .0%           | 0            | .0%           | 2            | .0%           | 3            | .0%           |
| <b>TOTAL</b>                       | <b>2460</b>  | <b>22.8%</b>  | <b>2818</b>  | <b>23.0%</b>  | <b>3388</b>  | <b>25.0%</b>  | <b>4237</b>  | <b>30.3%</b>  | <b>5829</b>  | <b>32.7%</b>  | <b>18752</b> | <b>27.4%</b>  |
| <b>GRAND TOTAL</b>                 | <b>10881</b> | <b>100.0%</b> | <b>12262</b> | <b>100.0%</b> | <b>13547</b> | <b>100.0%</b> | <b>14003</b> | <b>100.0%</b> | <b>17829</b> | <b>100.0%</b> | <b>68522</b> | <b>100.0%</b> |

months in 1986 to 49.2 months in 1990 (see Table 3.7); but the percent of first releases in this group declines from 20% in 1986 to 14% in 1990 (Table 3.8). In brief, violent felony offenders make up a substantially reduced percent of releases in 1990 due to the large influx of drug felons committed in recent years, but the length of stay for violent felony offenders released in 1990 has not changed from that found for violent felons released in the four previous years.

Persons categorized as "other felony offender" (or non-violent felony offender) show dramatic growth as a percent of first releases and this occurs because this category includes drug offenders. First felony offenders committed for non-violent crimes comprised 22% of first releases in 1986 but they make up 36% of 1990 first releases (and within this first felony non-violent category the largest shift occurs in the Class B and Class C categories; see Table 3.8). Similarly, second felony offenders committed for non-violent offenses increase from 23% of first releases in 1986 to 33% in 1990. In addition to the growth in the size of the non-violent felony group, for many of the specific felony class categories there is a notable decline in average time served. For example, first felony offenders committed for a Class C non-violent crime served 25.0 months among 1986 releases but these same offenders served 16.4 months among 1990 releases, a decline of 8.6 months (see Table 3.7). Similarly, among second felony offenders committed for a Class C non-violent felony offense the average time served declines from 48.1 months among 1986 releases to 31.6 months among 1990 releases (a decline of 16.5 months).

In summary, non-violent offenders make up a larger proportion of releases in 1990 than they did among 1986 releases. Since non-violent offenders generally receive shorter minimum sentences than do violent felony offenders a higher concentration of non-violent offenders would drive down average time served when the total group of first releases is examined. But in addition to a shift in the percent of cases in favor of non-violent offenders, many of the specific felony class categories in the non-violent group have shown a decline in average time served. It was suggested earlier than one reason for the decline in average time served for non-violent offenders is new programs initiated by the Department of Correctional Services. One of these programs is the Earned Eligibility Program which provides for presumptive release once the minimum period of imprisonment has been served provided the inmate makes satisfactory progress in educational programs and work assignments. The Shock Incarceration Program permits early release to parole supervision for inmates who successfully

complete a six month program of intensive physical training, counseling and drug treatment.<sup>5/</sup> Both of these programs draw heavily on non-violent offenders committed to state prison and each has served to reduce the average length of stay.

Another possible explanation for a decline in average time served for persons in specific felony class categories (again, defined further by violent or non-violent crime and by first or predicate felony status) is a change in sentencing patterns by the courts. However, a separate Department report on drug offenders committed to state prison in recent years shows that the average minimum sentence within specific felony class categories is unchanged over the years 1987 through 1990<sup>6/</sup>. Along this line, Appendix D presents average minimum sentence length for subgroups of the release population defined by felony class category, first or second felony offender status, and violent or non-violent felony status. When average minimum sentence length is examined across releases from 1986 to 1990 within these legally distinct subgroups, the data show that for nearly every subgroup average minimum sentence has not changed across this five year period (see Appendix D). So, changes in length of stay within the same felony class category would appear to be due more to the initiation of new programs than to a shift in sentencing patterns by the courts.

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<sup>5</sup> See "Earned Eligibility Program July 1987 through September 1990" (1991) Division of Program Planning, Research and Evaluation, New York State Department of Correctional Services, Albany, New York 12226 and "Third Annual Report to the Legislature: Shock Incarceration in New York State" (1991).

<sup>6</sup> See "Drug Offenders Committed to State Prison" (1991),p.14 Division of Program Planning, Research and Evaluation, New York State Department of Correctional Services, Albany, New York 12226.

Section Four

TIME SERVED BY MINIMUM AND MAXIMUM SENTENCE LENGTH

Time Served by Length of Minimum Sentence

The tables in this section present information on the length of time served by minimum sentence and by maximum sentence.

Table 4.1 presents total time served (state time plus jail time) according to minimum sentence length. The data in Table 4.1 show the percent of cases in each minimum sentence length category that fall into each time served category. In general, a substantial number of persons committed to state prison serve a period of time in custody that closely approximates the length of the minimum sentence. There are, however, cases in each minimum sentence category who serve a period of time in custody that is lower than the minimum sentence. Participation in the Shock Incarceration Program explains the large majority of cases where the individual serves a period less than the minimum sentence. The Shock Incarceration Program is a six month program of intensive physical training, counseling and drug treatment. Persons who successfully complete the program are (with few exceptions) approved by the Board of Parole for release to parole supervision. An inmate with a minimum sentence of 12 months and who successfully completes the Shock Incarceration Program might, for example, serve a total of eight months in custody (e.g., one month of jail time, one month in reception/classification, and six months in Shock Incarceration). One of the important incentives for successful completion of the Shock program is the possibility of early release. Other reasons that explain why an individual did not serve the full minimum term include: additional court proceedings that result in a charge reduction (and possibly a subsequent sentence reduction), dismissal of charges at a new trial, transfer to a federal institution to serve a concurrent term, and commutation of sentence resulting from executive clemency.

Table 4.2 crosstabulates state time served by minimum sentence. Some portion of the cases in Table 4.2 appear to serve a period of time in state prison that is less than the length of the minimum sentence. This occurs in part for the reasons described in the paragraph above and because persons have accumulated jail time prior to commitment to state prison. Jail time is credited toward service of the minimum sentence. So, some persons may serve a period in a state correctional facility (e.g. 10 months) that is shorter than the length of the minimum sentence (e.g. 12 months) due to accumulated jail time (e.g. 2 months) prior to admission to state prison.

Time Served by Length of Maximum Sentence

Table 4.3 presents a crosstabulation of maximum sentence by total time served in state prison. It can be seen in Table 4.3 that a few cases appear to serve a period of time longer than the maximum term. These are individuals who may have received an additional sentence after admission to state prison (i.e. they received an additional sentence due to court proceedings on separate charges following confinement or for an offense that may have been committed while confined).

Table 4.4 crosstabulates aggregate maximum sentence by state time only.

TABLE 4.1  
TOTAL (STATE+JAIL) TIME SERVED BY LENGTH OF MINIMUM SENTENCE;  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| MINIMUM SENTENCE | TOTAL (STATE+JAIL) TIME SERVED |              |              |              |              |              |              |              |              |               |                |              | TOTAL         |
|------------------|--------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|---------------|
|                  | 06-11 MONTHS                   | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |               |
| 12-17 MONTHS     | 571<br>12%                     | 3202<br>67%  | 566<br>12%   | 390<br>8%    | 58<br>1%     | 7<br>0%      | 2<br>0%      | 2<br>0%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 4799<br>100%  |
| 18-23 MONTHS     | 230<br>6%                      | 120<br>3%    | 2621<br>67%  | 657<br>17%   | 139<br>4%    | 106<br>3%    | 16<br>0%     | 3<br>0%      | 0<br>0%      | 6<br>0%       | 0<br>0%        | 0<br>0%      | 3898<br>100%  |
| 24-35 MONTHS     | 339<br>6%                      | 250<br>5%    | 48<br>1%     | 2762<br>53%  | 1280<br>24%  | 316<br>6%    | 108<br>2%    | 120<br>2%    | 5<br>0%      | 4<br>0%       | 0<br>0%        | 0<br>0%      | 5232<br>100%  |
| 36-47 MONTHS     | 142<br>7%                      | 145<br>7%    | 22<br>1%     | 4<br>0%      | 8<br>0%      | 1104<br>56%  | 298<br>15%   | 211<br>11%   | 27<br>1%     | 27<br>1%      | 0<br>0%        | 0<br>0%      | 1988<br>100%  |
| 48-71 MONTHS     | 2<br>0%                        | 3<br>0%      | 3<br>0%      | 3<br>0%      | 1<br>0%      | 3<br>0%      | 1<br>0%      | 663<br>55%   | 406<br>34%   | 105<br>9%     | 8<br>1%        | 0<br>0%      | 1198<br>100%  |
| 72-119 MONTHS    | 1<br>0%                        | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 2<br>0%      | 0<br>0%      | 2<br>0%      | 1<br>0%      | 582<br>93%    | 33<br>5%       | 2<br>0%      | 623<br>100%   |
| 120-179 MONTHS   | 1<br>2% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0<br>0%      | 1<br>2%       | 61<br>97%      | 0<br>0%      | 63<br>100%    |
| 180-239 MONTHS   | 0<br>0%                        | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 31<br>100%   | 31<br>100%    |
| 240 + MONTHS     | 0<br>0%                        | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 6<br>100%    | 6<br>100%     |
| TOTAL            | 1286<br>7%                     | 3720<br>21%  | 3260<br>18%  | 3816<br>21%  | 1486<br>8%   | 1538<br>9%   | 425<br>2%    | 1001<br>6%   | 439<br>2%    | 726<br>4%     | 102<br>1%      | 39<br>0%     | 17838<br>100% |

TABLE 4.2  
STATE TIME SERVED IN MONTHS BY LENGTH OF MINIMUM SENTENCE,  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| MINIMUM SENTENCE IN MONTHS | STATE TIME SERVED IN MONTHS |              |              |              |              |              |              |              |              |               |                |              | TOTAL         |
|----------------------------|-----------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|---------------|
|                            | 0-11 MONTHS                 | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |               |
| 12-17 MONTHS               | 3634<br>76%                 | 739<br>15%   | 336<br>7%    | 72<br>2%     | 12<br>0%     | 3<br>0%      | 1<br>0%      | 1<br>0%      | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 4799<br>100%  |
| 18-23 MONTHS               | 1001<br>26%                 | 2049<br>53%  | 527<br>14%   | 204<br>5%    | 88<br>2%     | 17<br>0%     | 3<br>0%      | 3<br>0%      | 0<br>0%      | 6<br>0%       | 0<br>0%        | 0<br>0%      | 3898<br>100%  |
| 24-35 MONTHS               | 795<br>15%                  | 887<br>17%   | 2024<br>39%  | 881<br>17%   | 356<br>7%    | 171<br>3%    | 89<br>2%     | 25<br>0%     | 2<br>0%      | 2<br>0%       | 0<br>0%        | 0<br>0%      | 5232<br>100%  |
| 36-47 MONTHS               | 311<br>16%                  | 24<br>1%     | 84<br>4%     | 344<br>17%   | 763<br>38%   | 251<br>13%   | 113<br>6%    | 68<br>3%     | 25<br>1%     | 5<br>0%       | 0<br>0%        | 0<br>0%      | 1988<br>100%  |
| 48-71 MONTHS               | 9<br>1%                     | 2<br>0%      | 4<br>0%      | 11<br>1%     | 50<br>4%     | 185<br>15%   | 338<br>28%   | 422<br>35%   | 117<br>10%   | 58<br>5%      | 2<br>0%        | 0<br>0%      | 1198<br>100%  |
| 72-119 MONTHS              | 1<br>0%                     | 0<br>0%      | 0<br>0%      | 1<br>0%      | 0<br>0%      | 4<br>1%      | 0<br>0%      | 44<br>7%     | 195<br>31%   | 363<br>58%    | 13<br>2%       | 2<br>0%      | 623<br>100%   |
| 120-179 MONTHS             | 1<br>2% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0 0% | 0<br>0%      | 33<br>52%     | 29<br>46%      | 0<br>0%      | 63<br>100%    |
| 180-239 MONTHS             | 0<br>0%                     | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 27<br>84%      | 5<br>16%     | 32<br>100%    |
| 240 + MONTHS               | 0<br>0%                     | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%      | 0<br>0%       | 0<br>0%        | 6<br>100%    | 6<br>100%     |
| TOTAL                      | 5752<br>32%                 | 3701<br>21%  | 2975<br>17%  | 1513<br>8%   | 1269<br>7%   | 631<br>4%    | 544<br>3%    | 563<br>3%    | 339<br>2%    | 468<br>3%     | 71<br>0%       | 13<br>0%     | 17839<br>100% |

TABLE 4.3  
TOTAL (STATE+JAIL) TIME SERVED BY LENGTH OF MAXIMUM SENTENCE;  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| MAXIMUM SENTENCE | TOTAL (STATE+JAIL) TIME SERVED |              |              |              |              |              |              |              |              |               |                |              | TOTAL         |
|------------------|--------------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|---------------|
|                  | 06-11 MONTHS                   | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |               |
| 36 MONTHS        | 634<br>10%                     | 2916<br>44%  | 2113<br>32%  | 865<br>13%   | 87<br>1%     | 22<br>0%     | 9<br>0%      | 4<br>0%      | 0<br>0%      | 7<br>0%       | 0<br>0%        | 0<br>0%      | 6657<br>100%  |
| 37-53 MONTHS     | 271<br>8%                      | 488<br>14%   | 123<br>3%    | 2001<br>56%  | 538<br>15%   | 81<br>2%     | 33<br>1%     | 15<br>0%     | 0<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 3551<br>100%  |
| 54-71 MONTHS     | 139<br>6%                      | 95<br>4%     | 980<br>42%   | 154<br>7%    | 625<br>27%   | 249<br>11%   | 46<br>2%     | 30<br>1%     | 0<br>0%      | 2<br>0%       | 0<br>0%        | 0<br>0%      | 2320<br>100%  |
| 72-95 MONTHS     | 158<br>6%                      | 147<br>6%    | 26<br>1%     | 784<br>31%   | 227<br>9%    | 651<br>26%   | 241<br>10%   | 240<br>10%   | 19<br>1%     | 4<br>0%       | 0<br>0%        | 0<br>0%      | 2497<br>100%  |
| 96-107 MONTHS    | 3<br>1%                        | 0<br>0%      | 1<br>0%      | 1<br>0%      | 6<br>2%      | 3<br>1%      | 12<br>3%     | 272<br>77%   | 52<br>15%    | 4<br>1%       | 1<br>0%        | 0<br>0%      | 355<br>100%   |
| 108-143 MONTHS   | 25<br>3%                       | 25<br>3%     | 5<br>1%      | 6<br>1%      | 2<br>0%      | 272<br>31%   | 54<br>6%     | 199<br>23%   | 201<br>23%   | 80<br>9%      | 0<br>0%        | 0<br>0%      | 869<br>100%   |
| 144-179 MONTHS   | 0<br>0%                        | 0<br>0%      | 1<br>0%      | 1<br>0%      | 1<br>0%      | 3<br>1%      | 0<br>0%      | 147<br>35%   | 18<br>4%     | 240<br>58%    | 4<br>1%        | 0<br>0%      | 415<br>100%   |
| 180 AND OVER     | 1<br>0%                        | 0<br>0%      | 1<br>0%      | 0<br>0%      | 0<br>0%      | 1<br>0%      | 0<br>0%      | 3<br>1%      | 98<br>19%    | 312<br>61%    | 92<br>18%      | 4<br>1%      | 512<br>100%   |
| LIFE MAX         | 55<br>8%                       | 49<br>7%     | 10<br>2%     | 4<br>1%      | 0<br>0%      | 256<br>39%   | 30<br>5%     | 91<br>14%    | 51<br>8%     | 76<br>11%     | 5<br>1%        | 36<br>5%     | 663<br>100%   |
| TOTAL            | 1286<br>7%                     | 3720<br>21%  | 3260<br>18%  | 3816<br>21%  | 1486<br>8%   | 1538<br>9%   | 425<br>2%    | 1001<br>6%   | 439<br>2%    | 726<br>4%     | 102<br>1%      | 40<br>0%     | 17839<br>100% |

TABLE 4.4  
STATE TIME SERVED IN MONTHS BY LENGTH OF MAXIMUM SENTENCE,  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| MAXIMUM SENTENCE IN MONTHS | STATE TIME SERVED IN MONTHS |              |              |              |              |              |              |              |              |               |                |              | TOTAL         |
|----------------------------|-----------------------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|--------------|---------------|----------------|--------------|---------------|
|                            | 0-11 MONTHS                 | 12-17 MONTHS | 18-23 MONTHS | 24-29 MONTHS | 30-35 MONTHS | 36-41 MONTHS | 42-47 MONTHS | 48-59 MONTHS | 60-71 MONTHS | 72-119 MONTHS | 120-179 MONTHS | 180 + MONTHS |               |
| 36 MONTHS<br>ROW PCT       | 3916<br>59%                 | 1852<br>28%  | 695<br>10%   | 139<br>2%    | 31<br>0%     | 11<br>0%     | 3<br>0%      | 3<br>0%      | 0<br>0%      | 7<br>0%       | 0<br>0%        | 0<br>0%      | 6657<br>100%  |
| 37-53 MONTHS<br>ROW PCT    | 757<br>21%                  | 817<br>23%   | 1360<br>38%  | 382<br>11%   | 174<br>5%    | 42<br>1%     | 16<br>0%     | 2<br>0%      | 1<br>0%      | 0<br>0%       | 0<br>0%        | 0<br>0%      | 3551<br>100%  |
| 54-71 MONTHS<br>ROW PCT    | 521<br>22%                  | 745<br>32%   | 319<br>14%   | 455<br>20%   | 166<br>7%    | 79<br>3%     | 24<br>1%     | 9<br>0%      | 0<br>0%      | 2<br>0%       | 0<br>0%        | 0<br>0%      | 2320<br>100%  |
| 72-95 MONTHS<br>ROW PCT    | 381<br>15%                  | 266<br>11%   | 548<br>22%   | 362<br>14%   | 514<br>21%   | 227<br>9%    | 139<br>6%    | 51<br>2%     | 8<br>0%      | 1<br>0%       | 0<br>0%        | 0<br>0%      | 2497<br>100%  |
| 96-107 MONTHS<br>ROW PCT   | 5<br>1%                     | 1<br>0%      | 2<br>1%      | 11<br>3%     | 31<br>9%     | 87<br>25%    | 127<br>36%   | 72<br>20%    | 15<br>4%     | 3<br>1%       | 1<br>0%        | 0<br>0%      | 355<br>100%   |
| 108-143 MONTHS<br>ROW PCT  | 53<br>6%                    | 8<br>1%      | 23<br>3%     | 72<br>8%     | 184<br>21%   | 76<br>9%     | 103<br>12%   | 241<br>28%   | 88<br>10%    | 21<br>2%      | 0<br>0%        | 0<br>0%      | 869<br>100%   |
| 144-179 MONTHS<br>ROW PCT  | 2<br>0%                     | 1<br>0%      | 3<br>1%      | 3<br>1%      | 11<br>3%     | 49<br>12%    | 69<br>17%    | 50<br>12%    | 115<br>28%   | 110<br>27%    | 2<br>0%        | 0<br>0%      | 415<br>100%   |
| 180 AND OVER<br>ROW PCT    | 2<br>0%                     | 0<br>0%      | 0<br>0%      | 1<br>0%      | 0<br>0%      | 6<br>1%      | 19<br>4%     | 83<br>16%    | 67<br>13%    | 290<br>57%    | 41<br>8%       | 4<br>1%      | 513<br>100%   |
| LIFE MAX<br>ROW PCT        | 115<br>17%                  | 11<br>2%     | 25<br>4%     | 88<br>13%    | 158<br>24%   | 54<br>8%     | 44<br>7%     | 52<br>8%     | 45<br>7%     | 34<br>5%      | 27<br>4%       | 10<br>2%     | 663<br>100%   |
| TOTAL<br>ROW PCT           | 5752<br>32%                 | 3701<br>21%  | 2975<br>17%  | 1513<br>8%   | 1269<br>7%   | 631<br>4%    | 544<br>3%    | 563<br>3%    | 339<br>2%    | 468<br>3%     | 71<br>0%       | 14<br>0%     | 17840<br>100% |

Section Five

TIME SERVED FOR DRUG OFFENDERS

There have been substantial increases in recent years in the number of persons committed to the Department for a drug offense. In 1984 the Department received 1,875 drug commitments, in 1985 it received 2,218, in 1986 it received 3,228, in 1987 there were 5,106, in 1988 there were 6,432, in 1989 there were 9,742, and in 1990 the Department received 10,784 commitments for a drug offense. Given the attention directed toward the arrest, conviction and incarceration of drug offenders, we have included a brief section which specifically examines the time served experience of persons committed for drug offenses.

Table 5.1 shows average and median state time served and average and median total time served for drug offenders released to parole supervision in 1990. In this table drug offenders are categorized by felony class category of conviction offense and by first or second felony offender status. These data show that average total time served for a Class A-I drug felony offender was approximately 100 months. Offenders convicted of a Class A-II drug felony served, on average, 39 months in custody. Among inmates sentenced as a first felony offender, there was relatively little difference in the average total time served (approximately 16 months) for persons convicted of Class B, C, or E felony drug offenses. Interestingly, persons who are first felony offenders convicted of Class D drug felony offenses served on average a longer period of time (18.6 months) than did either Class B (average 16.3 months) or Class C (average 15.0 months) first felony drug offenders. The similarity in time served for first felony drug offenders across the Class B, C, and E categories is in contrast to the time served figures for all non-violent first felony offenders where there tends to be more of an ordered change in time served as one moves from the Class B to the Class E categories (see Table 3.3 p. 29). That is, for non-drug, non-violent first felony offenders the length of time served tends to decline as one moves from Class B felony offenses to Class E felony offenses.

As would be expected, persons sentenced as a second felony offender tend to serve a longer period in confinement than do first felony offenders (where the felony class category of conviction offense is the same). For instance, persons convicted of a Class B drug felony offense and sentenced as a second felony offender served, on average, 50 months (see Table 5.1). This compares with persons convicted of a Class B drug felony offense and sentenced as a first felony offender who served an average of 16 months in custody.

TABLE 5.1  
 AVERAGE TIME SERVED BY FELONY CLASS AND 1ST OR 2ND FELONY STATUS;  
 PERSONS COMMITTED TO DOCS FOR DRUG SALE OR DRUG POSSESSION OFFENSES  
 1990 FIRST RELEASES FIRST RELEASES TO PAROLE SUPERVISION

| FELONY CLASS OF COMMITMENT OFFENSE | NUMBER      | STATE TIME SERVED IN MONTHS |             | TOTAL (STATE+JAIL) TIME SERVED IN MOS |             |
|------------------------------------|-------------|-----------------------------|-------------|---------------------------------------|-------------|
|                                    |             | AVERAGE                     | MEDIAN      | AVERAGE                               | MEDIAN      |
| <b>FIRST FELONY</b>                |             |                             |             |                                       |             |
| A-I FELONY                         | 29          | 94.8                        | 42.0        | 100.3                                 | 48.0        |
| A-II FELONY                        | 559         | 32.4                        | 32.2        | 38.8                                  | 36.0        |
| CLASS B FELONY                     | 2124        | 12.0                        | 9.6         | 16.3                                  | 12.2        |
| CLASS C FELONY                     | 1134        | 10.9                        | 9.4         | 15.0                                  | 12.0        |
| CLASS D FELONY                     | 364         | 13.7                        | 11.3        | 18.6                                  | 17.8        |
| CLASS E FELONY                     | 100         | 11.6                        | 10.8        | 15.0                                  | 13.2        |
| <b>TOTAL</b>                       | <b>4310</b> | <b>15.1</b>                 | <b>10.4</b> | <b>19.6</b>                           | <b>12.8</b> |
| <b>SECOND FELONY</b>               |             |                             |             |                                       |             |
| A-II FELONY                        | 29          | 59.9                        | 63.6        | 68.1                                  | 71.9        |
| CLASS B FELONY                     | 144         | 44.4                        | 48.0        | 50.3                                  | 54.0        |
| CLASS C FELONY                     | 478         | 25.5                        | 29.7        | 30.8                                  | 35.9        |
| CLASS D FELONY                     | 1903        | 19.5                        | 20.1        | 24.6                                  | 24.0        |
| CLASS E FELONY                     | 885         | 15.8                        | 16.2        | 18.9                                  | 18.0        |
| <b>TOTAL</b>                       | <b>3439</b> | <b>20.8</b>                 | <b>19.2</b> | <b>25.4</b>                           | <b>23.9</b> |
| <b>GRAND TOTAL</b>                 | <b>7749</b> | <b>17.6</b>                 | <b>14.7</b> | <b>22.2</b>                           | <b>18.1</b> |

TABLE 5.2  
 AVERAGE AND MEDIAN TIME SERVED BY OFFENSE TYPE AND BY  
 FIRST OR SECOND FELONY OFFENDER STATUS;  
 PERSONS COMMITTED FOR SALE OR POSSESSION OF DRUGS  
 1990 FIRST RELEASES TO PAROLE SUPERVISION

| COMMITMENT OFFENSE   | NUMBER      | STATE TIME SERVED IN MONTHS |             | TOTAL (STATE+JAIL) TIME SERVED IN MOS |             |
|----------------------|-------------|-----------------------------|-------------|---------------------------------------|-------------|
|                      |             | AVERAGE                     | MEDIAN      | AVERAGE                               | MEDIAN      |
| <b>FIRST FELONY</b>  |             |                             |             |                                       |             |
| CRIME                |             |                             |             |                                       |             |
| CSCS 1ST             | 15          | 103.4                       | 98.1        | 111.4                                 | 100.1       |
| CPCS 1ST             | 14          | 85.6                        | 35.4        | 87.6                                  | 42.0        |
| CSCS 2ND             | 339         | 35.0                        | 33.9        | 41.2                                  | 36.0        |
| CPCS 2ND             | 220         | 28.5                        | 29.7        | 35.0                                  | 36.0        |
| CSCS 3RD             | 2334        | 11.5                        | 9.7         | 15.7                                  | 12.1        |
| CPCS 3RD             | 663         | 11.7                        | 9.1         | 16.1                                  | 12.2        |
| CSCS 4TH             | 130         | 12.7                        | 8.6         | 17.8                                  | 12.6        |
| CPCS 4TH             | 163         | 11.5                        | 9.3         | 15.8                                  | 12.2        |
| CSCS 5TH             | 224         | 15.6                        | 15.4        | 20.4                                  | 20.5        |
| CPCS 5TH             | 186         | 10.6                        | 9.3         | 14.9                                  | 12.1        |
| CRIM SALE MARI 1     | 1           | 11.7                        | 11.7        | 12.0                                  | 12.0        |
| CRIM POS MARI 1      | 5           | 33.3                        | 19.0        | 34.0                                  | 19.9        |
| CRIM SALE MARI 2     | 1           | 19.1                        | 19.1        | 21.3                                  | 21.3        |
| CRIM POS MARI 2      | 8           | 12.2                        | 10.9        | 16.5                                  | 16.9        |
| CRIM SALE MARI 3     | 4           | 8.8                         | 6.8         | 12.6                                  | 13.7        |
| CRIM POS MARI 3      | 3           | 12.7                        | 12.1        | 13.4                                  | 12.3        |
| <b>TOTAL</b>         | <b>4310</b> | <b>15.1</b>                 | <b>10.4</b> | <b>19.6</b>                           | <b>12.8</b> |
| <b>SECOND FELONY</b> |             |                             |             |                                       |             |
| CRIME                |             |                             |             |                                       |             |
| CSCS 2ND             | 20          | 62.9                        | 65.3        | 71.1                                  | 71.9        |
| CPCS 2ND             | 9           | 53.4                        | 60.4        | 61.3                                  | 71.9        |
| CSCS 3RD             | 352         | 30.6                        | 31.1        | 35.7                                  | 35.9        |
| CPCS 3RD             | 66          | 36.8                        | 36.5        | 42.9                                  | 41.9        |
| CSCS 4TH             | 181         | 25.2                        | 29.1        | 31.0                                  | 35.9        |
| CPCS 4TH             | 142         | 22.8                        | 22.0        | 28.5                                  | 26.0        |
| CSCS 5TH             | 2122        | 19.1                        | 19.0        | 23.4                                  | 23.9        |
| CPCS 5TH             | 539         | 15.1                        | 15.5        | 19.9                                  | 18.1        |
| CRIM POS MARI 1      | 1           | 18.3                        | 18.3        | 24.4                                  | 24.4        |
| CRIM SALE MARI 2     | 1           | 23.0                        | 23.0        | 24.0                                  | 24.0        |
| CRIM POS MARI 2      | 2           | 13.7                        | 13.7        | 22.4                                  | 22.4        |
| CRIM SALE MARI 3     | 2           | 18.9                        | 18.9        | 20.9                                  | 20.9        |
| CRIM POS MARI 3      | 2           | 18.1                        | 18.1        | 21.0                                  | 21.0        |
| <b>TOTAL</b>         | <b>3439</b> | <b>20.8</b>                 | <b>19.2</b> | <b>25.4</b>                           | <b>23.9</b> |
| <b>GRAND TOTAL</b>   | <b>7749</b> | <b>17.6</b>                 | <b>14.7</b> | <b>22.2</b>                           | <b>18.1</b> |

Overall, the average total time served for all drug offenders released in 1990 was 22.2 months. For drug offenders sentenced as a first felony offender the average total time served was 19.6 months. For drug offenders sentenced as a second felony offender the average total time served was 25.4 months.

Table 5.2 presents time served data according to specific drug offense within categories of persons sentenced as first or second felony offenders. (CSCS refers to Criminal Sale of Controlled Substance, CPCS to Criminal Possession of Controlled Substance, see Appendix E, p. 70 for NY Penal Law Section number of these offenses).

Section Six

DEMOGRAPHIC CHARACTERISTICS OF RELEASES

Demographic Characteristics of Releases

Table 6.1 presents a crosstabulation of ethnic status by gender status. Among 1990 releases 92% were male, 8% female.

Among 1990 releases, 16% were white, 49% black and 34% were Hispanic (see table 6.1). Table 6.1 also shows the percent of each ethnic group within each gender category. Among males released to parole supervision in 1990, 16% were white, 49% black and 34% Hispanic. Among female releases 11% were white, 49% black and 39% Hispanic. The "Other" category contains Asian, East Asian and Native Americans released during 1990.

Table 6.2 presents age at release among 1990 first releases to parole supervision. The age at release distribution for each gender group is also presented. The average age at release was 29 years.

Table 6.3 presents age at release within each ethnic group for 1990 first releases to parole supervision. The average age at release for blacks tends to be slightly lower (28.6 years) than that for Hispanics (29.9 years) or whites (30.4 years).

Table 6.4 presents the county of commitment (i.e. the New York State county from which the individual was committed to state prison) of persons who were released from DOCS to parole supervision during 1990. Counties that comprise New York City account for the majority of releases to parole supervision. Approximately 71% of releases had been committed from New York City, another 12% had been committed from counties close to New York City (Nassau, Suffolk, Rockland and Westchester). Persons committed from Upstate counties that had one major population center of 50,000 or more persons made up 9% of releases and persons committed from the remaining upstate counties made up 7% of releases. It can be seen that females released in 1990 were somewhat more likely to have been committed from New York City (76%) than is true for males (71%).

TABLE 6.1  
ETHNICITY BY SEX  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| ETHNIC STATUS | MALE          | FEMALE       | TOTAL         |
|---------------|---------------|--------------|---------------|
| WHITE         | 2646<br>16%   | 151<br>11%   | 2797<br>16%   |
| BLACK         | 8100<br>49%   | 687<br>49%   | 8787<br>49%   |
| HISPANIC      | 5552<br>34%   | 551<br>39%   | 6103<br>34%   |
| OTHER         | 124<br>1%     | 12<br>1%     | 136<br>1%     |
| TOTAL         | 16422<br>100% | 1401<br>100% | 17823<br>100% |

TABLE 6.2  
AGE AT RELEASE BY SEX  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| AGE AT RELEASE | MALE          | FEMALE       | TOTAL         |
|----------------|---------------|--------------|---------------|
| 16-18 YEARS    | 435<br>3%     | 9<br>1%      | 444<br>2%     |
| 19-20 YEARS    | 1246<br>8%    | 49<br>3%     | 1295<br>7%    |
| 21-24 YEARS    | 3448<br>21%   | 236<br>17%   | 3684<br>21%   |
| 25-29 YEARS    | 4568<br>28%   | 465<br>33%   | 5033<br>28%   |
| 30-34 YEARS    | 3182<br>19%   | 319<br>23%   | 3501<br>20%   |
| 35-39 YEARS    | 1833<br>11%   | 195<br>14%   | 2028<br>11%   |
| 40-44 YEARS    | 917<br>6%     | 65<br>6%     | 1002<br>6%    |
| 45-49 YEARS    | 437<br>3%     | 24<br>2%     | 461<br>3%     |
| 50-54 YEARS    | 203<br>1%     | 14<br>1%     | 217<br>1%     |
| 55-59 YEARS    | 89<br>1%      | 3<br>0%      | 92<br>1%      |
| 60-64 YEARS    | 52<br>0%      | 3<br>0%      | 55<br>0%      |
| 65+ YEARS      | 27<br>0%      | 1<br>0%      | 28<br>0%      |
| TOTAL          | 16437<br>100% | 1403<br>100% | 17840<br>100% |
| AVERAGE        | 100%<br>29.3  | 100%<br>30.1 | 100%<br>29.3  |

TABLE 6.3  
AGE AT RELEASE BY ETHNIC STATUS  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| AGE AT RELEASE | WHITE        | BLACK        | HISPANIC     | OTHER        | TOTAL         |
|----------------|--------------|--------------|--------------|--------------|---------------|
| 16-18 YEARS    | 47<br>2%     | 264<br>3%    | 124<br>2%    | 7<br>5%      | 442<br>2%     |
| 19-20 YEARS    | 197<br>7%    | 738<br>8%    | 343<br>6%    | 17<br>13%    | 1295<br>7%    |
| 21-24 YEARS    | 527<br>19%   | 1975<br>22%  | 1149<br>19%  | 30<br>22%    | 3681<br>21%   |
| 25-29 YEARS    | 729<br>26%   | 2524<br>29%  | 1743<br>29%  | 33<br>24%    | 5029<br>28%   |
| 30-34 YEARS    | 570<br>20%   | 1646<br>19%  | 1264<br>21%  | 18<br>13%    | 3498<br>20%   |
| 35-39 YEARS    | 329<br>12%   | 895<br>10%   | 785<br>13%   | 19<br>14%    | 2028<br>11%   |
| 40-44 YEARS    | 179<br>6%    | 428<br>5%    | 389<br>6%    | 4<br>3%      | 1000<br>6%    |
| 45-49 YEARS    | 117<br>4%    | 168<br>2%    | 170<br>3%    | 4<br>3%      | 459<br>3%     |
| 50-54 YEARS    | 57<br>2%     | 79<br>1%     | 79<br>1%     | 1<br>1%      | 216<br>1%     |
| 55-59 YEARS    | 23<br>1%     | 28<br>0%     | 39<br>1%     | 2<br>1%      | 92<br>1%      |
| 60-64 YEARS    | 13<br>0%     | 26<br>0%     | 15<br>0%     | 1<br>1%      | 55<br>0%      |
| 65+ YEARS      | 9<br>0%      | 16<br>0%     | 3<br>0%      | 0<br>0%      | 28<br>0%      |
| TOTAL          | 2797<br>100% | 8787<br>100% | 6103<br>100% | 136<br>100%  | 17823<br>100% |
| AVERAGE        | 100%<br>30.4 | 100%<br>28.6 | 100%<br>29.9 | 100%<br>28.5 | 100%<br>29.3  |

TABLE 6.4 COUNTY OF COMMITMENT BY SEX  
1990 FIRST RELEASES TO PAROLE SUPERVISION

| COUNTY OF COMMITMENT    | MALE         |               | FEMALE      |               | TOTAL        |               |
|-------------------------|--------------|---------------|-------------|---------------|--------------|---------------|
|                         | NUMBER       | PERCENT       | NUMBER      | PERCENT       | NUMBER       | PERCENT       |
| <b>NEW YORK CITY</b>    |              |               |             |               |              |               |
| KINGS                   | 2903         | 17.7%         | 253         | 18.0%         | 3156         | 17.7%         |
| NEW YORK                | 4022         | 24.5%         | 363         | 25.9%         | 4385         | 24.6%         |
| QUEENS                  | 2163         | 13.2%         | 235         | 16.7%         | 2398         | 13.4%         |
| RICHMOND                | 186          | 1.1%          | 23          | 1.6%          | 209          | 1.2%          |
| BRONX                   | 2373         | 14.4%         | 195         | 13.9%         | 2568         | 14.4%         |
| <b>TOTAL</b>            | <b>11647</b> | <b>70.9%</b>  | <b>1069</b> | <b>76.2%</b>  | <b>12716</b> | <b>71.3%</b>  |
| <b>SUBURBAN NEWYORK</b> |              |               |             |               |              |               |
| NASSAU                  | 803          | 4.9%          | 54          | 3.8%          | 857          | 4.8%          |
| ROCKLAND                | 117          | .7%           | 11          | .8%           | 128          | .7%           |
| SUFFOLK                 | 614          | 3.7%          | 57          | 4.1%          | 671          | 3.8%          |
| WESTCHESTER             | 465          | 2.8%          | 33          | 2.4%          | 498          | 2.8%          |
| <b>TOTAL</b>            | <b>1999</b>  | <b>12.2%</b>  | <b>155</b>  | <b>11.0%</b>  | <b>2154</b>  | <b>12.1%</b>  |
| <b>UPSTATE URBAN</b>    |              |               |             |               |              |               |
| ALBANY                  | 289          | 1.8%          | 17          | 1.2%          | 306          | 1.7%          |
| BROOME                  | 100          | .6%           | 5           | .4%           | 105          | .6%           |
| ERIE                    | 318          | 1.9%          | 17          | 1.2%          | 335          | 1.9%          |
| MONROE                  | 415          | 2.5%          | 32          | 2.3%          | 447          | 2.5%          |
| ONEIDA                  | 127          | .8%           | 6           | .4%           | 133          | .7%           |
| ONONDAGA                | 188          | 1.1%          | 12          | .9%           | 200          | 1.1%          |
| RENSSELAER              | 46           | .3%           | 2           | .1%           | 48           | .3%           |
| SCHENECTADY             | 56           | .3%           | 11          | .8%           | 67           | .4%           |
| <b>TOTAL</b>            | <b>1539</b>  | <b>9.4%</b>   | <b>102</b>  | <b>7.3%</b>   | <b>1641</b>  | <b>9.2%</b>   |
| <b>UPSTATE RURAL</b>    |              |               |             |               |              |               |
| ALLEGANY                | 9            | .1%           | 0           | .0%           | 9            | .1%           |
| CATTARAUGUS             | 16           | .1%           | 0           | .0%           | 16           | .1%           |
| CAYUGA                  | 44           | .3%           | 0           | .0%           | 44           | .2%           |
| CHAUTAUQUA              | 23           | .1%           | 0           | .0%           | 23           | .1%           |
| CHEMUNG                 | 54           | .3%           | 4           | .3%           | 58           | .3%           |
| CHENANGO                | 9            | .1%           | 0           | .0%           | 9            | .1%           |
| CLINTON                 | 15           | .1%           | 0           | .0%           | 15           | .1%           |
| COLUMBIA                | 34           | .2%           | 3           | .2%           | 37           | .2%           |
| CORTLAND                | 17           | .1%           | 2           | .1%           | 19           | .1%           |
| DELEWARE                | 5            | .0%           | 2           | .1%           | 7            | .0%           |
| DUTCHESS                | 68           | .4%           | 6           | .4%           | 74           | .4%           |
| ESSEX                   | 3            | .0%           | 0           | .0%           | 3            | .0%           |
| FRANKLIN                | 9            | .1%           | 1           | .1%           | 10           | .1%           |
| FULTON                  | 26           | .2%           | 0           | .0%           | 26           | .1%           |
| GENESEE                 | 17           | .1%           | 0           | .0%           | 17           | .1%           |
| GREENE                  | 8            | .0%           | 1           | .1%           | 9            | .1%           |
| HAMILTON                | 5            | .0%           | 0           | .0%           | 5            | .0%           |
| HERKIMER                | 12           | .1%           | 0           | .0%           | 12           | .1%           |
| JEFFERSON               | 26           | .2%           | 4           | .3%           | 30           | .2%           |
| LEWIS                   | 4            | .0%           | 0           | .0%           | 4            | .0%           |
| LIVINGSTON              | 23           | .1%           | 1           | .1%           | 24           | .1%           |
| MADISON                 | 12           | .1%           | 0           | .0%           | 12           | .1%           |
| MONTGOMERY              | 31           | .2%           | 1           | .1%           | 32           | .2%           |
| NIAGRA                  | 82           | .5%           | 7           | .5%           | 89           | .5%           |
| ONTARIO                 | 54           | .3%           | 7           | .5%           | 61           | .3%           |
| ORANGE                  | 183          | 1.1%          | 18          | 1.3%          | 201          | 1.1%          |
| ORLEANS                 | 16           | .1%           | 0           | .0%           | 16           | .1%           |
| OSWEGO                  | 19           | .1%           | 0           | .0%           | 19           | .1%           |
| OTSEGO                  | 30           | .2%           | 0           | .0%           | 30           | .2%           |
| PUTNAM                  | 23           | .1%           | 0           | .0%           | 23           | .1%           |
| ST. LAWRENCE            | 19           | .1%           | 0           | .0%           | 19           | .1%           |
| SARATOGA                | 41           | .2%           | 0           | .0%           | 41           | .2%           |
| SCOHARIE                | 5            | .0%           | 0           | .0%           | 5            | .0%           |
| SCHUYLER                | 7            | .0%           | 0           | .0%           | 7            | .0%           |
| SENECA                  | 9            | .1%           | 1           | .1%           | 10           | .1%           |
| STEUBEN                 | 27           | .2%           | 2           | .1%           | 29           | .2%           |
| SULLIVAN                | 100          | .6%           | 6           | .4%           | 106          | .6%           |
| YIOGA                   | 16           | .1%           | 0           | .0%           | 16           | .1%           |
| TOMPKINS                | 15           | .1%           | 2           | .1%           | 17           | .1%           |
| ULSTER                  | 69           | .4%           | 6           | .4%           | 75           | .4%           |
| WARREN                  | 14           | .1%           | 1           | .1%           | 15           | .1%           |
| WASHINGTON              | 7            | .0%           | 1           | .1%           | 8            | .0%           |
| WAYNE                   | 29           | .2%           | 1           | .1%           | 30           | .2%           |
| WYOMING                 | 8            | .0%           | 0           | .0%           | 8            | .0%           |
| YATES                   | 4            | .0%           | 0           | .0%           | 4            | .0%           |
| <b>TOTAL</b>            | <b>1247</b>  | <b>7.6%</b>   | <b>77</b>   | <b>5.5%</b>   | <b>1324</b>  | <b>7.4%</b>   |
| <b>GRAND TOTAL</b>      | <b>16432</b> | <b>100.0%</b> | <b>1403</b> | <b>100.0%</b> | <b>17835</b> | <b>100.0%</b> |

Section Seven

TIME SERVED BY RELEASE YEAR

For first releases to parole supervision the average length of stay in custody (state time plus jail time) has declined sharply from 33.3 months in 1986 to 27.9 months in 1990. Earlier sections of the report have provided some explanation for these declines (see pages 35-41 and 18-21). In general the decline in average length of stay occurs for two reasons. First, when compared with 1986 releases, the 1990 release cohort has a higher proportion of non-violent felony offenders (largely drug offenders) who receive shorter minimum sentences than do violent felony offenders. This higher proportion of non-violent offenders in the release cohort helps to drive down the average time served for the total first release group. Second, when the release cohort is broken into subgroups by felony class category and violent or non-violent felony crime, we find that the average total time served in custody for non-violent offenders has declined (see Table 3.7). In large part these declines are due to new programs initiated by the Department including the Shock Incarceration Program and the Earned Eligibility program. Successful completion of the Shock Incarceration Program offers the possibility of a substantial reduction in the minimum period that must be served in custody. For example, the average minimum sentence of male inmates in the Shock Incarceration Program in November of 1989 was 21 months g/. However the average total period in custody for Shock graduates released between March 1988 and March 1990 was approximately 11 months (approximately 7.6 months of state time plus approximately 3.5 months of jail time) a considerable reduction in the minimum period of imprisonment for those who successfully complete the program.

The Earned Eligibility Program has also contributed to a decline in length of time served. This program may be described as follows:

... the objective of the Earned Eligibility Program is to increase the rate of release for those inmates who have served their required minimum sentence and who have demonstrated an overall pattern of progress in appropriate programs. In evaluating program progress, attention is focused on the inmate's participation in programs which directly address his crime of commitment and other areas of identified needs or deficiencies (e.g. substance abuse programs, educational programs, specialized counseling). In addition to determining program appropriateness, consideration is given to the inmate's level of attendance, participation, and progress in the program and to his institutional behavior record (Earned Eligibility Program Statistical Report 1990 Calendar Year, p. 2, New York State Department of Correctional Services).

In 1986, the year before the Earned Eligibility Program began, the rate of release to parole supervision for inmates making their initial appearance before the Board of Parole was 48%. During 1987 the release rate at initial appearance was 57% and during 1990 the release rate was approximately 68%. The Earned Eligibility program contributed to this increase in release rates. Of those inmates who had a parole hearing during calendar year 1990 and who were eligible to be evaluated for a Certificate of Earned Eligibility, 72% were issued a certificate, 19% were denied and 9% were granted non-certificate status<sup>9/</sup>. Further, 83% of those who obtained a certificate were paroled, compared with only 36% paroled for those who were denied a certificate<sup>10/</sup>. One would expect that an increase in release rates at initial appearance would contribute to a decline in average time served (at least for the initial appearance cases). At least for recent years, as the rate of release has increased the average time served in custody has declined.

The impact of these many factors on time served in custody can be seen in Table 7.1. Table 7.1 shows the distribution of total time served (state time plus jail time) by release year for 1986 through 1990. In 1986 approximately 13% of first releases to parole supervision served less than 18 months in custody, but among 1990 releases 28% had served less than 18 months in prison. At the other end of the distribution, approximately 18% of releases in 1986 served 4 years longer compared with only 13% of 1990 releases. Again, the large majority of persons who serve 6-11 months in custody are inmates who have successfully completed the Shock Incarceration program.

Table 7.2 presents data on time served in state correctional facilities only (i.e. jail time is not included) according to release year. Average state time served declines from 27.8 months in 1986 to 22.7 months in 1990. Since the average as a measure of central tendency is sensitive to extreme values, we often show the value of the median (i.e. the length of time served for cases at the middle or 50th percentile of the time served distribution). Median state time served declines from 22.3 months among releases in 1986 to 17.1 months among releases in 1990.

Looking at the state time served distribution, 14% of 1986 releases served less than 12 months in state prison compared with 32% of releases in 1990. Among first releases to parole supervision in 1986, 36% served less than 18 months in a state correctional facility but among 1990 releases fully 53% had served less than 18 months in state prison.

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<sup>9/</sup>"Earned Eligibility Program Statistical Report 1990 Calendar Year", New York State Department of Correctional Services, p. 5.

<sup>10/</sup>Ibid.

TABLE 7.1 . TOTAL TIME SERVED (STATE TIME + JAIL TIME) BY RELEASE YEAR  
FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| TIME SERVED IN CUSTODY | RELEASE YEAR    |                 |                 |                 |                 |
|------------------------|-----------------|-----------------|-----------------|-----------------|-----------------|
|                        | 1986            | 1987            | 1988            | 1989            | 1990            |
| 06-11 MONTHS           | 57<br>.5%       | 52<br>.4%       | 351<br>2.6%     | 600<br>4.3%     | 1286<br>7.2%    |
| 12-17 MONTHS           | 1346<br>12.4%   | 1890<br>15.4%   | 2296<br>16.9%   | 2527<br>18.0%   | 3720<br>20.9%   |
| 18-23 MONTHS           | 2086<br>19.2%   | 2413<br>19.7%   | 2544<br>18.8%   | 2658<br>19.0%   | 3260<br>18.3%   |
| 24-29 MONTHS           | 2592<br>25.8%   | 2659<br>21.7%   | 3016<br>22.3%   | 3083<br>22.0%   | 3816<br>21.4%   |
| 30-35 MONTHS           | 1247<br>11.5%   | 1232<br>10.0%   | 1179<br>8.7%    | 1227<br>8.8%    | 1486<br>8.3%    |
| 36-41 MONTHS           | 1204<br>11.1%   | 1222<br>10.0%   | 1312<br>9.7%    | 1377<br>9.8%    | 1538<br>8.6%    |
| 42-47 MONTHS           | 419<br>3.8%     | 461<br>3.8%     | 434<br>3.2%     | 394<br>2.8%     | 425<br>2.4%     |
| 48-59 MONTHS           | 860<br>7.9%     | 983<br>8.0%     | 961<br>7.1%     | 879<br>6.3%     | 1001<br>5.6%    |
| 60-71 MONTHS           | 425<br>3.9%     | 505<br>4.1%     | 560<br>4.1%     | 467<br>3.3%     | 439<br>2.5%     |
| 72-119 MONTHS          | 527<br>4.8%     | 690<br>5.6%     | 725<br>5.4%     | 630<br>4.5%     | 726<br>4.1%     |
| 120-179 MONTHS         | 90<br>.8%       | 110<br>.9%      | 104<br>.8%      | 102<br>.7%      | 102<br>.6%      |
| 180 + MONTHS           | 32<br>.3%       | 45<br>.4%       | 69<br>.5%       | 62<br>.4%       | 40<br>.2%       |
| TOTAL                  | 10885<br>100.0% | 12262<br>100.0% | 13551<br>100.0% | 14006<br>100.0% | 17839<br>100.0% |
| AVERAGE                | 33.3            | 33.4            | 32.0            | 30.3            | 27.9            |
| MEDIAN                 | 26.3            | 24.6            | 24.0            | 23.9            | 23.9            |

TABLE 7.2 . STATE TIME SERVED BY RELEASE YEAR  
FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| TIME SERVED IN<br>STATE PRISON | RELEASE YEAR    |                 |                 |                 |                 |
|--------------------------------|-----------------|-----------------|-----------------|-----------------|-----------------|
|                                | 1986            | 1987            | 1988            | 1989            | 1990            |
| 0-11 MONTHS                    | 1545<br>14.2%   | 2131<br>17.4%   | 3111<br>23.0%   | 3758<br>26.8%   | 5730<br>32.1%   |
| 12-17 MONTHS                   | 2323<br>21.3%   | 2741<br>22.4%   | 2840<br>21.0%   | 2892<br>20.6%   | 3723<br>20.9%   |
| 18-23 MONTHS                   | 2240<br>20.6%   | 2258<br>18.4%   | 2493<br>18.4%   | 2462<br>17.6%   | 2966<br>16.6%   |
| 24-29 MONTHS                   | 1445<br>13.3%   | 1407<br>11.5%   | 1355<br>10.0%   | 1385<br>9.9%    | 1518<br>8.5%    |
| 30-35 MONTHS                   | 1064<br>9.8%    | 1082<br>8.8%    | 1020<br>7.5%    | 1088<br>7.8%    | 1272<br>7.1%    |
| 36-41 MONTHS                   | 584<br>5.4%     | 594<br>4.8%     | 612<br>4.5%     | 591<br>4.2%     | 626<br>3.5%     |
| 42-47 MONTHS                   | 464<br>4.3%     | 536<br>4.4%     | 520<br>3.8%     | 434<br>3.1%     | 547<br>3.1%     |
| 48-59 MONTHS                   | 532<br>4.9%     | 633<br>5.2%     | 670<br>4.9%     | 574<br>4.1%     | 563<br>3.2%     |
| 60-71 MONTHS                   | 262<br>2.4%     | 350<br>2.9%     | 357<br>2.6%     | 320<br>2.3%     | 341<br>1.9%     |
| 72-119 MONTHS                  | 353<br>3.2%     | 435<br>3.5%     | 441<br>3.3%     | 378<br>2.7%     | 469<br>2.6%     |
| 120-179 MONTHS                 | 58<br>.5%       | 77<br>.6%       | 105<br>.8%      | 104<br>.7%      | 71<br>.4%       |
| 180 + MONTHS                   | 15<br>.1%       | 18<br>.1%       | 27<br>.2%       | 20<br>.1%       | 13<br>.1%       |
| TOTAL                          | 10885<br>100.0% | 12262<br>100.0% | 13551<br>100.0% | 14006<br>100.0% | 17839<br>100.0% |
| AVERAGE                        | 27.8            | 27.7            | 26.5            | 24.9            | 22.7            |
| MEDIAN                         | 22.3            | 21.4            | 20.3            | 18.9            | 17.1            |

APPENDIX A: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY<sup>a/</sup>

| Sentence to State Prison for First Felony Offense |         |  |  |
|---|---------|--|--|
| Felony Class                                      |         | Legislatively Designated Violent Felony Offense    | All Other Felony Offenses                          |
| A-I Felony  | Maximum | N/A  | LIFE   |
|   | Minimum |  | 15-25 Years  |
| A-II Felony                                       | Maximum | N/A  | LIFE   |
|   | Minimum |  | 3-8 1/2 Years                                      |
| Class B Felony                                    | Maximum | 6-25 <sup>b/</sup>                                 | 3-25   |
|   | Minimum | 2-8 1/3<br>(Minimum = 1/3 of maximum sentence)     | 1-8 1/3<br>(Minimum = 1 year up to 1/3 of maximum) |
| Class C Felony                                    | Maximum | 4 1/2-15   | 3-15   |
|   | Minimum | 1 1/2-5<br>(Minimum = 1/3 of maximum sentence)     | 1-5<br>(Minimum = 1 year up to 1/3 of maximum)     |
| Class D Felony                                    | Maximum | 3-7  | 3-7  |
|   | Minimum | 1-2 1/3<br>(Minimum = 1 year up to 1/3 of maximum) | 1-2 1/3<br>(Minimum = 1 year up to 1/3 of maximum) |
| Class E Felony                                    | Maximum | 3-4  | 3-4  |
|   | Minimum | 1-1 1/3<br>(Minimum = 1 year up to 1/3 of maximum) | 1-1 1/3<br>(Minimum = 1 year up to 1/3 of maximum) |

<sup>a/</sup>These are the general cases for these offense categories. Exceptions do exist. For example, certain class C, class D and class E felony offenders may receive a definite sentence of one year or less. For more detail see Article 70, Sentences of Imprisonment, New York State Penal Law or New York State Sentence Charts, West Publishing Co.

<sup>b/</sup>For a class B "armed violent felony offense" the court may impose a minimum term which is between 1/3 the maximum and 1/2 the maximum term imposed (i.e. a minimum of 2-12 1/2).

APPENDIX A: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY

Sentence to State Prison for Second Felony Offense

| <u>Felony Class</u> |         | <u>Legislatively Designated Violent Felony Offense</u>      | <u>All Other Felony Offenses</u>                             |
|---------------------|---------|---|--|
| Class A-II Felony   | Maximum | N/A   | Life   |
|                     | Minimum |   | 6-12 1/2<br>(Minimum Sentence fixed by Court)                |
| Class B Felony      | Maximum | 12-25   | 9-25   |
|                     | Minimum | 6-12 1/2<br>(Minimum Sentence = 1/2 of maximum sentence)    | 4 1/2-12 1/2<br>(Minimum Sentence = 1/2 of maximum sentence) |
| Class C Felony      | Maximum | 8-15  | 6-15   |
|                     | Minimum | 4-7 1/2<br>(Minimum Sentence = 1/2 of maximum sentence)     | 3-7 1/2<br>(Minimum Sentence = 1/2 of maximum sentence)      |
| Class D Felony      | Maximum | 5-7   | 4-7  |
|                     | Minimum | 2 1/2-3 1/2<br>(Minimum Sentence = 1/2 of maximum sentence) | 2-3 1/2<br>(Minimum Sentence = 1/2 of maximum sentence)      |
| Class E Felony      | Maximum | 4 years   | 3-4  |
|                     | Minimum | 2 years<br>(Minimum Sentence = 1/2 of maximum sentence)     | 1 1/2-2<br>(Minimum Sentence = 1/2 of maximum sentence)      |

**APPENDIX A: RANGE OF MINIMUM AND MAXIMUM  
SENTENCES BY FELONY CLASS CATEGORY<sup>a/</sup>**

**Sentence to State Prison for Persistent Felony Offense**

| <u>Felony Class</u> |         | <u>Legislatively<br/>Designated Violent<br/>Felony Offense</u> | <u>All Other<br/>Felony Offenses*</u>                           |
|---------------------|---------|--|---|
| Class B<br>Felony   | Maximum | LIFE   | 9-25<br>Life Optional   |
|                     | Minimum | 10-25  | 4 1/2-12 1/2<br>(Minimum Sentence = 1/2<br>of maximum sentence) |
| Class C<br>Felony   | Maximum | LIFE   | 6-15<br>Life Optional   |
|                     | Minimum | 8-25   | 3-7 1/2<br>(Minimum Sentence = 1/2<br>of maximum sentence)      |
| Class D<br>Felony   | Maximum | LIFE   | 4-7<br>Life Optional  |
|                     | Minimum | 6-25   | 2-3 1/2<br>(Minimum Sentence = 1/2<br>of maximum sentence)      |
| Class E<br>Felony   | Maximum | LIFE   | 3-4<br>Life Optional  |
|                     | Minimum | Statute does not<br>specify minimum term                       | 1 1/2-2<br>(Minimum Sentence = 1/2<br>of maximum sentence)      |

\* Under the old law a person convicted of a third felony could be sentenced as a second felony offender.

APPENDIX B  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; FIRST FELONY OFFENDERS ONLY  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE    | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |         |        |         |        |         |        |         |        |         | TOTAL  |         |
|-----------------------|--|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|                       | RELEASE YEAR                             |         |        |         |        |         |        |         |        |         | NUMBER | AVERAGE |
|                       | 1986                                     |         | 1987   |         | 1988   |         | 1989   |         | 1990   |         |        |         |
|                       | NUMBER                                   | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE |        |         |
| COMMITMENT CRIME      | 25                                       | 209.9   | 32     | 208.1   | 50     | 206.2   | 31     | 203.4   | 14     | 233.2   | 152    | 209.2   |
| MURDER NO DEGREE      | 2  | 167.2   | 0      | .       | 2      | 185.5   | 2      | 190.0   | 0      | .       | 6      | 180.9   |
| ATT MURDER NO DEGREE  | 3  | 176.6   | 1      | 203.8   | 1      | 256.3   | 2      | 223.3   | 1      | 204.2   | 8      | 205.1   |
| MURDER 1ST            | 0  | .       | 0      | .       | 1      | 180.0   | 0      | .       | 0      | .       | 1      | 180.0   |
| ATT MURDER 1ST        | 2  | 19.5    | 8      | 68.4    | 16     | 72.7    | 13     | 93.6    | 11     | 153.5   | 50     | 93.1    |
| MURDER 2ND            | 85                                       | 56.4    | 90     | 54.0    | 92     | 52.5    | 86     | 54.3    | 84     | 58.3    | 437    | 55.0    |
| ATT MURDER 2ND        | 215                                      | 72.5    | 287    | 69.5    | 284    | 68.3    | 203    | 68.9    | 193    | 71.7    | 1182   | 70.0    |
| MANSLAUGHTER 1ST      | 25                                       | 45.1    | 15     | 49.2    | 15     | 39.6    | 13     | 46.3    | 7      | 31.4    | 75     | 43.8    |
| ATT MANSLAUGHTER 1ST  | 36                                       | 43.7    | 71     | 42.9    | 66     | 36.6    | 49     | 41.9    | 51     | 39.7    | 273    | 40.7    |
| MANSLAUGHTER 2ND      | 3  | 24.3    | 1      | 49.8    | 1      | 18.0    | 0      | .       | 1      | 24.0    | 6      | 27.4    |
| ATT MANSLAUGHTER 2ND  | 10                                       | 23.5    | 25     | 21.0    | 14     | 20.3    | 18     | 20.0    | 18     | 24.1    | 85     | 21.6    |
| CRIM NEGLI HOMICIDE   | 7  | 19.9    | 9      | 21.6    | 18     | 19.8    | 11     | 22.5    | 10     | 31.1    | 55     | 22.7    |
| VEHICULR MANSL 2ND    | 0  | .       | 0      | .       | 1      | 23.8    | 1      | 11.9    | 1      | 45.8    | 3      | 27.2    |
| VEHICULR MANSL 1ST    | 78                                       | 61.9    | 96     | 66.9    | 102    | 65.4    | 70     | 66.1    | 48     | 64.4    | 394    | 65.1    |
| RAPE 1ST              | 39                                       | 39.7    | 53     | 35.7    | 55     | 44.2    | 39     | 42.1    | 33     | 36.8    | 219    | 39.9    |
| ATT RAPE 1ST          | 17                                       | 24.0    | 8      | 29.2    | 5      | 31.9    | 8      | 33.9    | 10     | 41.3    | 48     | 31.0    |
| RAPE 2ND              | 4  | 22.2    | 1      | 22.5    | 1      | 24.0    | 1      | 24.0    | 2      | 28.3    | 9      | 24.0    |
| ATT RAPE 2ND          | 5  | 17.0    | 8      | 22.6    | 6      | 19.9    | 11     | 24.7    | 6      | 28.3    | 36     | 23.0    |
| RAPE 3RD              | 818                                      | 40.9    | 747    | 42.5    | 676    | 41.6    | 545    | 42.7    | 518    | 40.4    | 3304   | 41.6    |
| ROBBERY 1ST           | 353                                      | 26.9    | 373    | 26.7    | 353    | 26.4    | 274    | 25.4    | 294    | 24.3    | 1647   | 26.0    |
| ATT ROBBERY 1ST       | 581                                      | 28.9    | 573    | 28.3    | 497    | 27.5    | 355    | 27.7    | 400    | 26.9    | 2406   | 28.0    |
| ROBBERY 2ND           | 350                                      | 20.8    | 390    | 19.4    | 376    | 18.5    | 340    | 18.3    | 392    | 17.6    | 1848   | 18.9    |
| ATT ROBBERY 2ND       | 95                                       | 24.5    | 86     | 20.9    | 124    | 19.2    | 100    | 19.6    | 167    | 18.1    | 572    | 20.1    |
| ROBBERY 3RD           | 24                                       | 18.6    | 32     | 17.9    | 28     | 15.1    | 21     | 13.9    | 38     | 17.7    | 143    | 16.8    |
| ATT ROBBERY 3RD       | 109                                      | 35.6    | 134    | 33.6    | 122    | 33.9    | 114    | 37.6    | 104    | 36.8    | 583    | 35.4    |
| ASSAULT 1ST           | 22                                       | 26.1    | 24     | 20.1    | 26     | 23.3    | 19     | 21.4    | 17     | 24.5    | 108    | 23.0    |
| ATT ASSAULT 1ST       | 144                                      | 23.8    | 125    | 23.3    | 127    | 21.8    | 109    | 21.6    | 127    | 21.6    | 632    | 22.5    |
| ASSAULT 2ND           | 18                                       | 19.3    | 18     | 21.2    | 12     | 18.4    | 16     | 17.0    | 21     | 18.2    | 85     | 18.9    |
| ATT ASSAULT 2ND       | 12                                       | 21.8    | 23     | 20.3    | 11     | 15.3    | 14     | 17.9    | 21     | 20.9    | 81     | 19.6    |
| RECK ENDANGER 1ST     | 1  | 21.0    | 5      | 19.0    | 1      | 21.7    | 4      | 16.5    | 8      | 16.6    | 19     | 17.7    |
| ATT RECK ENDANGIST    | 0  | .       | 0      | .       | 0      | .       | 1      | 47.4    | 0      | .       | 1      | 47.4    |
| AG ASSAULT POLICE     | 0  | .       | 0      | .       | 1      | 69.8    | 1      | 35.9    | 3      | 28.5    | 5      | 38.3    |
| ATT AG ASSAULT POLICE | 0  | .       | 0      | .       | 3      | 14.4    | 1      | 17.2    | 4      | 19.0    | 10     | 18.2    |
| VEHIC ASSAULT 2ND     | 1  | 19.6    | 1      | 20.2    | 3      | 20.5    | 0      | .       | 1      | 11.6    | 2      | 16.0    |
| VEHIC ASSAULT 1ST     | 53                                       | 39.0    | 53     | 42.8    | 71     | 44.5    | 42     | 40.5    | 41     | 55.1    | 260    | 44.1    |
| BURGLARY 1ST          | 16                                       | 24.6    | 11     | 22.5    | 21     | 26.5    | 13     | 19.6    | 13     | 25.0    | 74     | 24.0    |
| ATT BURGLARY 1ST      | 289                                      | 26.8    | 314    | 27.5    | 301    | 26.2    | 230    | 25.8    | 244    | 26.2    | 1378   | 26.6    |
| BURGLARY 2ND          | 202                                      | 19.5    | 217    | 18.8    | 221    | 18.9    | 211    | 18.9    | 195    | 18.1    | 1046   | 18.8    |
| ATT BURGLARY 2ND      | 162                                      | 19.9    | 197    | 20.5    | 188    | 19.0    | 175    | 17.5    | 194    | 17.2    | 916    | 18.8    |
| BURGLARY 3RD          | 55                                       | 18.2    | 60     | 17.9    | 47     | 16.3    | 71     | 15.8    | 60     | 15.4    | 293    | 16.7    |
| ATT BURGLARY 3RD      | 1  | 18.0    | 1      | 11.9    | 5      | 38.1    | 1      | 40.9    | 0      | .       | 8      | 32.6    |
| GRAND LARCN 1ST       | 2  | 21.0    | 3      | 24.7    | 0      | .       | 0      | .       | 0      | .       | 5      | 23.2    |
| ATT GRAND LAR 1ST     | 56                                       | 19.6    | 57     | 19.6    | 34     | 22.8    | 29     | 22.4    | 15     | 26.9    | 191    | 21.2    |
| GRAND LARCN 2ND       | 7  | 15.8    | 7      | 17.2    | 2      | 12.0    | 3      | 15.1    | 2      | 20.3    | 21     | 16.2    |
| ATT GRAND LAR 2ND     | 66                                       | 18.0    | 90     | 16.9    | 43     | 17.9    | 15     | 19.9    | 9      | 20.6    | 223    | 17.7    |
| GRAND LARCN 3RD       | 0  | .       | 1      | 14.6    | 0      | .       | 0      | .       | 0      | .       | 1      | 14.6    |
| ATT GRAND LAR 3RD     | 0  | .       | 1      | 18.1    | 13     | 14.3    | 12     | 17.1    | 11     | 16.3    | 37     | 16.5    |
| GRAND LARCN 2ND       | 0  | .       | 0      | .       | 1      | 15.9    | 1      | 13.9    | 5      | 20.3    | 7      | 19.1    |
| ATT GRAND LAR 2ND     | 0  | .       | 5      | 13.1    | 15     | 16.6    | 24     | 16.5    | 32     | 14.7    | 76     | 15.5    |
| GRAND LARCN 3RD       | 0  | .       | 0      | .       | 6      | 12.6    | 1      | 21.8    | 3      | 15.7    | 10     | 14.4    |
| ATT GRAND LAR 3RD     | 0  | .       | 0      | .       | 19     | 13.6    | 56     | 15.2    | 65     | 15.6    | 140    | 15.2    |
| GRAND LARCN 4TH       | 15                                       | 22.0    | 18     | 19.3    | 12     | 24.4    | 5      | 28.7    | 0      | .       | 50     | 22.3    |
| ATT GRAND LAR 4TH     | 3  | 23.3    | 1      | 16.5    | 4      | 18.7    | 0      | .       | 2      | 14.1    | 10     | 18.4    |
| GR LAR 2ND AUTO       | 5  | 13.6    | 5      | 16.8    | 5      | 12.8    | 14     | 13.8    | 5      | 17.0    | 34     | 14.5    |
| ATT GR LAR 2ND AUTO   | 0  | .       | 0      | .       | 0      | .       | 1      | 11.9    | 1      | 20.7    | 2      | 16.3    |
| GR LAR 3RD AUTO       | 0  | .       | 1      | 13.2    | 1      | 17.8    | 0      | .       | 1      | 19.4    | 3      | 16.8    |
| ATT GR LAR 3RD AUTO   | 0  | .       | 5      | 13.7    | 5      | 12.7    | 5      | 14.8    | 5      | 19.1    | 20     | 15.1    |
| GR LAR 3RD AUTO       | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 9.3     | 2      | 9.3     |
| ATT GR LAR 3RD AUTO   | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 8      | 13.0    | 8      | 13.0    |
| GR LAR 4TH AUTO       | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 4      | 15.9    | 4      | 15.9    |
| ATT GR LAR 4TH AUTO   | 0  | .       | 0      | .       | 0      | .       | 1      | 20.8    | 3      | 13.4    | 4      | 15.3    |
| STOLEN PROP 1ST       | 64                                       | 18.2    | 59     | 19.1    | 39     | 23.5    | 16     | 20.0    | 7      | 30.3    | 185    | 20.2    |
| ATT STOLEN PROP 1ST   | 6  | 16.7    | 10     | 17.4    | 9      | 21.4    | 2      | 16.5    | 0      | .       | 27     | 18.5    |
| STOLEN PROP 2ND       | 37                                       | 16.7    | 37     | 17.2    | 9      | 19.9    | 9      | 14.9    | 3      | 21.7    | 95     | 17.2    |
| ATT STOLEN PROP 2ND   | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 17.9    | 1      | 17.9    |
| STOLEN PROP 3RD       | 0  | .       | 1      | 14.0    | 10     | 16.9    | 7      | 13.6    | 5      | 17.4    | 23     | 15.9    |
| ATT STOLEN PROP 3RD   | 0  | .       | 1      | 11.9    | 2      | 12.0    | 5      | 20.4    | 3      | 16.5    | 11     | 17.1    |
| STOLEN PROP 4TH       | 0  | .       | 2      | 16.2    | 2      | 16.9    | 2      | 10.1    | 0      | .       | 6      | 14.4    |
| ATT STOLEN PROP 4TH   | 0  | .       | 0      | .       | 20     | 14.0    | 47     | 15.6    | 69     | 16.1    | 136    | 15.6    |
| TAMP PUB RCDS 1ST     | 0  | .       | 0      | .       | 2      | 14.1    | 7      | 13.0    | 15     | 18.7    | 24     | 16.6    |
| FALSE BUS RCDS 1ST    | 0  | .       | 0      | .       | 27     | 13.2    | 35     | 15.6    | 45     | 15.3    | 107    | 14.9    |
| FALSE INSTRUMENT      | 0  | .       | 1      | 24.0    | 1      | 11.1    | 1      | 11.9    | 0      | .       | 3      | 15.7    |
| CRIM USURY 1ST        | 0  | .       | 1      | 15.9    | 0      | .       | 2      | 13.7    | 1      | 22.9    | 4      | 16.6    |
| DEFRAUD 1ST           | 1  | 11.9    | 2      | 12.0    | 3      | 16.0    | 0      | .       | 1      | 3.5     | 7      | 12.5    |
| ATT INSUR FRAUD 1ST   | 2  | 14.9    | 1      | 11.9    | 1      | 48.0    | 0      | .       | 1      | 11.9    | 5      | 20.3    |
| INSUR FRAUD 2ND       | 8  | 17.9    | 1      | 24.0    | 0      | .       | 4      | 12.9    | 9      | 14.9    | 22     | 16.0    |
| ATT INS FRAUD 2ND     | 2  | 12.0    | 0      | .       | 0      | .       | 2      | 24.0    | 0      | .       | 4      | 18.0    |
| INSUR FRAUD 1ST       | 1  | 24.0    | 1      | 22.6    | 0      | .       | 0      | .       | 0      | .       | 2      | 23.3    |
| ATT INS FRAUD 1ST     | 0  | .       | 0      | .       | 0      | .       | 1      | 15.9    | 1      | 12.4    | 2      | 14.1    |
| CORP TAX RETURN       | 0  | .       | 0      | .       | 0      | .       | 1      | 11.9    | 0      | .       | 1      | 11.9    |
| FORGERY 1ST           | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 17.9    | 1      | 17.9    |
| POS FORGE INS 1ST     | 1  | 59.9    | 0      | .       | 0      | .       | 0      | .       | 1      | 12.3    | 1      | 12.3    |
| FORGERY 2ND           | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 12.3    | 1      | 12.3    |
| POS FORGE INS 2ND     | 12                                       | 22.1    | 23     | 21.1    | 23     | 17.0    | 14     | 17.8    | 31     | 18.5    | 103    | 19.1    |

(continued)

APPENDIX B  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; FIRST FELONY OFFENDERS ONLY  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE   | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |         |        |         |        |         |        |         |        |         | TOTAL  |         |
|----------------------|--|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|                      | RELEASE YEAR                             |         |        |         |        |         |        |         |        |         | NUMBER | AVERAGE |
|                      | 1986                                     |         | 1987   |         | 1988   |         | 1989   |         | 1990   |         |        |         |
|                      | NUMBER                                   | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE |        |         |
| ATT FORGERY 2ND      | 9  | 16.6    | 2      | 13.1    | 3      | 13.4    | 8      | 13.1    | 4      | 13.4    | 26     | 14.4    |
| POS FORGE INS 2ND    | 23                                       | 20.5    | 25     | 20.1    | 22     | 16.2    | 22     | 18.1    | 20     | 16.6    | 112    | 18.4    |
| ATT POS FORGE 2ND    | 5  | 16.8    | 5      | 12.6    | 7      | 16.9    | 7      | 14.9    | 6      | 15.0    | 30     | 15.3    |
| POS FORGE DEVICE     | 1  | 27.9    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 27.9    |
| ATT ARSON 1ST        | 2  | 29.9    | 1      | 29.8    | 3      | 39.9    | 2      | 96.7    | 1      | 76.0    | 9      | 53.2    |
| ARSON 2ND            | 17                                       | 46.3    | 19     | 45.8    | 18     | 43.6    | 18     | 35.9    | 17     | 36.3    | 89     | 41.6    |
| ATT ARSON 2ND        | 23                                       | 26.9    | 18     | 28.7    | 16     | 27.1    | 11     | 29.6    | 14     | 27.1    | 82     | 27.7    |
| ARSON 3RD            | 16                                       | 22.8    | 28     | 25.4    | 21     | 32.1    | 24     | 21.9    | 12     | 29.6    | 101    | 26.0    |
| ATT ARSON 3RD        | 7  | 17.0    | 6      | 21.7    | 10     | 15.8    | 4      | 14.6    | 7      | 21.1    | 34     | 18.0    |
| ARSON 4TH            | 5  | 25.7    | 1      | 25.9    | 0      | .       | 6      | 20.7    | 7      | 21.1    | 19     | 22.5    |
| PROMO PROSTI 2ND     | 1  | 17.9    | 0      | .       | 3      | 63.8    | 0      | .       | 2      | 52.9    | 6      | 52.5    |
| ATT PRO PROST 2ND    | 0  | .       | 0      | .       | 0      | .       | 1      | 35.9    | 0      | .       | 1      | 35.9    |
| PROMO PROSTI 3RD     | 2  | 26.1    | 3      | 34.3    | 1      | 12.0    | 2      | 26.0    | 0      | .       | 8      | 27.4    |
| ATT PRO PROST 3RD    | 3  | 18.6    | 0      | .       | 0      | .       | 1      | 15.8    | 0      | .       | 4      | 17.9    |
| SODOMY 1ST           | 37                                       | 55.3    | 55     | 50.1    | 48     | 45.5    | 41     | 55.3    | 30     | 58.5    | 211    | 52.2    |
| ATT SODOMY 1ST       | 14                                       | 29.7    | 15     | 39.4    | 20     | 33.2    | 18     | 44.5    | 11     | 37.6    | 78     | 37.0    |
| SODOMY 2ND           | 5  | 30.1    | 14     | 26.4    | 6      | 37.0    | 10     | 27.6    | 9      | 37.7    | 44     | 30.8    |
| ATT SODOMY 2ND       | 0  | .       | 1      | 28.3    | 1      | 23.9    | 1      | 23.1    | 3      | 26.6    | 6      | 25.9    |
| SODOMY 3RD           | 2  | 31.9    | 2      | 23.0    | 6      | 30.6    | 6      | 23.1    | 7      | 26.4    | 23     | 26.8    |
| SEXUAL ABUSE 1ST     | 73                                       | 26.6    | 67     | 28.1    | 69     | 26.2    | 71     | 29.9    | 66     | 30.6    | 346    | 28.2    |
| ATT SEX ABUSE 1ST    | 12                                       | 22.2    | 6      | 21.6    | 7      | 22.9    | 6      | 25.6    | 2      | 25.1    | 33     | 23.1    |
| INCEST               | 1  | 19.3    | 2      | 21.9    | 1      | 31.9    | 1      | 32.1    | 1      | 23.8    | 6      | 25.1    |
| AG SEX ABUSE         | 0  | .       | 2      | 53.8    | 2      | 90.5    | 0      | .       | 2      | 72.0    | 6      | 72.1    |
| ATT AG SEX ABUSE     | 0  | .       | 0      | .       | 1      | 27.4    | 0      | .       | 0      | .       | 1      | 27.4    |
| SALE DNG DRUGS 1     | 0  | .       | 2      | 180.0   | 0      | .       | 2      | 182.9   | 0      | .       | 9      | 182.3   |
| POS DNG DRGS 3RD     | 2  | 180.0   | 0      | .       | 0      | .       | 1      | 7.4     | 0      | .       | 1      | 7.4     |
| POS DNG DRGS 1ST     | 2  | 180.0   | 1      | 180.3   | 0      | .       | 1      | 223.7   | 0      | .       | 4      | 191.0   |
| CSCS 1ST             | 6  | 91.4    | 9      | 96.9    | 10     | 123.0   | 12     | 150.3   | 8      | 170.0   | 45     | 129.2   |
| ATT CSCS 1ST         | 0  | .       | 2      | 59.9    | 0      | .       | 2      | 67.1    | 7      | 44.4    | 11     | 51.4    |
| CPCS 1ST             | 5  | 76.8    | 2      | 53.9    | 2      | 109.9   | 0      | .       | 6      | 163.3   | 15     | 109.2   |
| ATT CPCS 1ST         | 1  | 35.9    | 0      | .       | 3      | 36.0    | 3      | 52.0    | 8      | 40.2    | 15     | 41.5    |
| CSCS 2ND             | 145                                      | 42.4    | 168    | 43.6    | 217    | 43.3    | 314    | 40.9    | 333    | 41.5    | 1177   | 42.1    |
| ATT CSCS 2ND         | 5  | 32.1    | 3      | 41.2    | 5      | 29.1    | 5      | 16.1    | 9      | 32.6    | 27     | 29.8    |
| CPCS 2ND             | 57                                       | 47.0    | 65     | 42.8    | 125    | 39.9    | 154    | 37.1    | 217    | 35.3    | 618    | 38.5    |
| ATT CPCS 2ND         | 1  | 18.5    | 4      | 17.5    | 5      | 13.5    | 3      | 22.3    | 6      | 26.4    | 19     | 20.1    |
| CSCS 3RD             | 397                                      | 19.9    | 624    | 17.7    | 949    | 16.1    | 1070   | 16.7    | 1563   | 16.1    | 4603   | 16.8    |
| ATT CSCS 3RD         | 62                                       | 18.4    | 112    | 17.1    | 230    | 15.4    | 324    | 14.8    | 752    | 14.2    | 1480   | 14.9    |
| CPCS 3RD             | 167                                      | 18.2    | 240    | 18.4    | 297    | 17.3    | 341    | 17.0    | 548    | 16.4    | 1593   | 17.2    |
| ATT CPCS 3RD         | 10                                       | 18.5    | 20     | 18.0    | 28     | 15.2    | 48     | 15.3    | 111    | 14.6    | 217    | 15.3    |
| CSCS 4TH OLD LAW     | 0  | .       | 0      | .       | 0      | .       | 2      | 16.0    | 0      | .       | 2      | 16.0    |
| CPCS 4TH OLD LAW     | 0  | .       | 0      | .       | 1      | 11.9    | 0      | .       | 0      | .       | 1      | 11.9    |
| ATT CPCS 4TH OLD LAW | 0  | .       | 0      | .       | 0      | .       | 1      | 11.9    | 0      | .       | 1      | 11.9    |
| CSCS 4TH             | 19                                       | 21.0    | 34     | 16.8    | 57     | 17.3    | 70     | 16.3    | 117    | 16.5    | 297    | 16.9    |
| ATT CSCS 4TH         | 2  | 23.4    | 8      | 17.3    | 5      | 16.5    | 5      | 18.8    | 2      | 14.9    | 22     | 17.8    |
| CPCS 4TH             | 18                                       | 21.7    | 37     | 21.3    | 42     | 19.7    | 80     | 18.0    | 129    | 14.9    | 306    | 17.5    |
| ATT CPCS 4TH         | 9  | 17.2    | 14     | 16.8    | 16     | 14.0    | 17     | 16.1    | 28     | 16.8    | 84     | 16.2    |
| CSCS 5TH             | 65                                       | 17.3    | 91     | 17.4    | 115    | 17.5    | 105    | 15.2    | 101    | 17.0    | 477    | 16.8    |
| ATT CSCS 5TH         | 7  | 17.6    | 6      | 17.5    | 8      | 13.6    | 10     | 14.4    | 18     | 15.7    | 49     | 15.6    |
| CPCS 5TH             | 20                                       | 17.4    | 32     | 16.9    | 32     | 16.7    | 50     | 15.2    | 120    | 14.8    | 254    | 15.6    |
| ATT CPCS 5TH         | 5  | 15.9    | 2      | 18.9    | 1      | 21.2    | 10     | 13.5    | 37     | 12.6    | 55     | 13.5    |
| CPCS 6TH             | 0  | .       | 1      | 12.1    | 0      | .       | 0      | .       | 0      | .       | 1      | 12.1    |
| CRIM SALE MARI 1     | 4  | 20.4    | 0      | .       | 1      | 62.2    | 3      | 24.0    | 0      | .       | 8      | 27.0    |
| ATT CR SALE MARI     | 2  | 6.0     | 0      | .       | 0      | .       | 0      | .       | 1      | 12.0    | 3      | 8.0     |
| CRIM POS MARI 1      | 4  | 17.6    | 7      | 17.0    | 2      | 26.1    | 8      | 25.4    | 5      | 34.0    | 26     | 23.6    |
| CRIM SALE MARI 2     | 4  | 15.2    | 3      | 19.8    | 0      | .       | 3      | 16.0    | 1      | 21.3    | 11     | 17.2    |
| ATT CR SALE MARI2    | 0  | .       | 0      | .       | 0      | .       | 1      | 12.5    | 0      | .       | 1      | 12.5    |
| CRIM POS MARI 2      | 1  | 69.3    | 2      | 17.7    | 5      | 17.6    | 5      | 19.0    | 6      | 16.6    | 19     | 20.4    |
| ATT CR POS MARI2     | 0  | .       | 1      | 16.9    | 1      | 23.9    | 1      | 11.9    | 1      | 6.9     | 4      | 14.9    |
| CRIM SALE MARI 3     | 3  | 13.4    | 3      | 16.5    | 1      | 22.1    | 0      | .       | 4      | 12.6    | 11     | 14.7    |
| CRIM POS MARI 3      | 3  | 15.2    | 4      | 16.5    | 2      | 12.0    | 0      | .       | 3      | 13.4    | 12     | 14.6    |
| C POS WEAPON 1ST     | 1  | 24.0    | 0      | .       | 0      | .       | 0      | .       | 1      | 36.1    | 2      | 30.1    |
| ATT C POS WEAP 1ST   | 1  | 17.9    | 4      | 35.6    | 0      | .       | 0      | .       | 0      | .       | 5      | 32.1    |
| C POS WEAPON 3RD     | 116                                      | 20.3    | 104    | 21.1    | 112    | 19.3    | 115    | 20.5    | 178    | 18.8    | 625    | 19.9    |
| ATT C POS WEAP 3RD   | 18                                       | 19.9    | 12     | 18.2    | 18     | 14.4    | 25     | 17.1    | 19     | 15.8    | 92     | 17.0    |
| HFG TRANS WEAP       | 1  | 19.1    | 0      | .       | 1      | 16.6    | 0      | .       | 0      | .       | 2      | 17.9    |
| C POS WEAPON 2ND     | 75                                       | 35.3    | 69     | 31.6    | 53     | 29.5    | 45     | 29.0    | 54     | 30.9    | 296    | 31.6    |
| ATT C POS WEAP 2ND   | 7  | 14.5    | 3      | 15.6    | 8      | 21.7    | 12     | 15.6    | 7      | 18.2    | 37     | 17.2    |
| USE FIREARMS 1ST     | 2  | 37.1    | 2      | 42.2    | 0      | .       | 0      | .       | 0      | .       | 4      | 39.7    |
| ATT USE FIREARM 1ST  | 0  | .       | 1      | 18.0    | 0      | .       | 2      | 21.0    | 0      | .       | 3      | 20.0    |
| USE FIREARMS 2ND     | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 3      | 23.4    | 3      | 23.4    |
| SALE FIREARMS 2ND    | 0  | .       | 0      | .       | 2      | 20.7    | 0      | .       | 0      | .       | 2      | 20.7    |
| DRIVE INTOX 2 OFF    | 58                                       | 16.4    | 72     | 16.5    | 97     | 16.7    | 119    | 17.8    | 144    | 17.5    | 490    | 17.2    |
| OBSCENITY 1ST        | 1  | 24.0    | 1      | 49.0    | 0      | .       | 0      | .       | 0      | .       | 2      | 36.5    |
| CHILD PORNOGRAPHY    | 1  | 17.9    | 1      | 12.0    | 3      | 30.3    | 1      | 35.3    | 3      | 23.9    | 9      | 25.3    |
| PROMO CHILD SEX      | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 48.0    | 2      | 48.0    |
| DRIVE IMPAIR 2 OFF   | 0  | .       | 0      | .       | 0      | .       | 1      | 15.9    | 0      | .       | 1      | 15.9    |
| LEAVE ACCIDENT SCENE | 4  | 21.7    | 1      | 23.6    | 3      | 24.7    | 4      | 19.0    | 2      | 18.4    | 14     | 21.2    |
| UNLICENSED DRIVER    | 0  | .       | 0      | .       | 1      | 15.9    | 5      | 16.7    | 13     | 16.6    | 19     | 16.6    |
| PROMO GAMBLING 1ST   | 0  | .       | 0      | .       | 0      | .       | 1      | 12.6    | 0      | .       | 1      | 12.6    |
| POS GAMBLING RECD    | 1  | 11.9    | 1      | 16.3    | 0      | .       | 0      | .       | 0      | .       | 2      | 14.1    |
| CRIM HISCHIEF 2ND    | 1  | 20.1    | 4      | 17.3    | 3      | 14.6    | 1      | 20.2    | 3      | 14.6    | 12     | 16.4    |
| ATT CR HISCHIEF 2ND  | 0  | .       | 0      | .       | 1      | 23.9    | 0      | .       | 0      | .       | 1      | 23.9    |
| CRIM HISCHIEF 3RD    | 5  | 19.1    | 4      | 15.8    | 3      | 17.3    | 6      | 15.4    | 3      | 16.8    | 21     | 16.8    |
| CRIM TRESPASS 1ST    | 0  | .       | 0      | .       | 1      | 16.0    | 0      | .       | 0      | .       | 1      | 16.0    |
| ESCAPE 1ST           | 0  | .       | 1      | 24.1    | 2      | 34.8    | 0      | .       | 1      | 12.1    | 4      | 26.4    |
| ATT ESCAPE 1ST       | 0  | .       | 0      | .       | 0      | .       | 1      | 11.9    | 0      | .       | 1      | 11.9    |

(continued)

APPENDIX B  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; FIRST FELONY OFFENDERS ONLY  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE       | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |         |        |         |        |         |        |         |        |         | TOTAL  |         |
|--------------------------|--|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|                          | RELEASE YEAR                             |         |        |         |        |         |        |         |        |         | NUMBER | AVERAGE |
|                          | 1986                                     |         | 1987   |         | 1988   |         | 1989   |         | 1990   |         |        |         |
|                          | NUMBER                                   | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE | NUMBER | AVERAGE |        |         |
| ESCAPE 2ND               | 0  | .       | 0      | .       | 3      | 16.2    | 1      | 20.5    | 1      | 11.9    | 5      | 16.2    |
| ABSCONDING 1ST           | 1  | 13.2    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 13.2    |
| CONTRABAND 1ST           | 0  | .       | 1      | 86.1    | 0      | .       | 0      | .       | 0      | .       | 1      | 86.1    |
| ATT CONTRABAND 1ST       | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 16.6    | 1      | 16.6    |
| HINDER PROSEC 2ND        | 0  | .       | 1      | 21.0    | 0      | .       | 0      | .       | 0      | .       | 1      | 21.0    |
| KIDNAPPING 1ST           | 1  | 179.9   | 4      | 176.2   | 0      | .       | 0      | .       | 1      | 180.1   | 6      | 177.5   |
| ATT KIDNAPPING 1ST       | 0  | .       | 0      | .       | 1      | 47.9    | 2      | 66.7    | 1      | 34.7    | 4      | 54.0    |
| KIDNAPPING 2ND           | 8  | 69.5    | 13     | 60.5    | 8      | 58.8    | 9      | 50.1    | 17     | 55.0    | 55     | 58.2    |
| ATT KIDNAPPING 2ND       | 3  | 26.1    | 7      | 40.5    | 3      | 64.9    | 2      | 21.0    | 1      | 23.9    | 16     | 38.9    |
| UNLAWFUL IMPRIS 1ST      | 1  | 16.0    | 2      | 21.9    | 3      | 16.3    | 0      | .       | 4      | 18.1    | 10     | 18.1    |
| CUSTODY INTERFERE 1ST    | 0  | .       | 0      | .       | 1      | 31.8    | 0      | .       | 0      | .       | 1      | 31.8    |
| COERCION 1ST             | 0  | .       | 0      | .       | 1      | 13.6    | 4      | 38.2    | 1      | 33.8    | 6      | 33.4    |
| ATT COERCION 1ST         | 1  | 15.9    | 2      | 21.0    | 0      | .       | 0      | .       | 0      | .       | 3      | 19.3    |
| BODY STEALING            | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 23.5    | 2      | 23.5    |
| BAIL JUMPING 2ND         | 2  | 17.7    | 3      | 18.4    | 3      | 18.2    | 2      | 22.1    | 4      | 14.7    | 14     | 17.8    |
| TAMP WITNESS 3RD         | 0  | .       | 0      | .       | 0      | .       | 1      | 20.3    | 2      | 11.9    | 3      | 14.7    |
| TAMP WITNESS 1ST         | 0  | .       | 0      | .       | 1      | 35.9    | 0      | .       | 0      | .       | 1      | 35.9    |
| TAMP WITNESS 2ND         | 0  | .       | 0      | .       | 0      | .       | 1      | 17.9    | 0      | .       | 1      | 17.9    |
| BAIL JUMPING 1ST         | 3  | 14.4    | 3      | 24.1    | 0      | .       | 5      | 19.9    | 0      | .       | 11     | 19.5    |
| PERJURY 1ST              | 1  | 11.9    | 0      | .       | 4      | 23.0    | 2      | 27.1    | 0      | .       | 7      | 22.6    |
| BRIBERY 2ND              | 4  | 17.9    | 5      | 17.9    | 1      | 24.0    | 0      | .       | 0      | .       | 10     | 18.5    |
| ATT BRIBERY 2ND          | 0  | .       | 0      | .       | 0      | .       | 1      | 15.9    | 0      | .       | 1      | 15.9    |
| BRIBERY 1ST              | 1  | 16.6    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 16.6    |
| BRIBE RECEIVE 2ND        | 1  | 11.9    | 0      | .       | 2      | 16.9    | 0      | .       | 1      | 11.9    | 3      | 15.2    |
| OFF MISCON 2ND           | 0  | .       | 2      | 11.9    | 0      | .       | 0      | .       | 1      | 11.9    | 3      | 11.9    |
| BRIBING WITNESS          | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 18.0    | 1      | 18.0    |
| ACCEPT COM BRIBE 1ST     | 0  | .       | 0      | .       | 1      | 12.0    | 0      | .       | 0      | .       | 1      | 12.0    |
| BRIBERY 2ND              | 0  | .       | 0      | .       | 1      | 27.9    | 0      | .       | 0      | .       | 1      | 27.9    |
| BRIBERY 3RD              | 0  | .       | 0      | .       | 0      | .       | 2      | 15.0    | 3      | 17.4    | 5      | 16.4    |
| BRIBE REC 3RD            | 0  | .       | 0      | .       | 1      | 15.9    | 0      | .       | 2      | 12.0    | 3      | 13.3    |
| RIOT 1ST                 | 2  | 16.9    | 0      | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 16.9    |
| CONSPIRACY 2ND           | 10                                       | 25.7    | 20     | 27.1    | 28     | 17.3    | 22     | 28.0    | 17     | 25.5    | 97     | 24.1    |
| ATT CONSPIRACY 2ND       | 2  | 14.9    | 1      | 23.9    | 3      | 25.9    | 5      | 16.1    | 13     | 20.4    | 24     | 19.9    |
| CONSPIRACY 3RD           | 0  | .       | 1      | 12.0    | 0      | .       | 0      | .       | 2      | 11.9    | 3      | 11.9    |
| CONSPIRACY 4TH           | 4  | 16.5    | 3      | 13.4    | 3      | 12.0    | 0      | .       | 6      | 14.4    | 16     | 14.3    |
| CRIM SOLI 2ND            | 0  | .       | 4      | 26.8    | 1      | 23.9    | 1      | 79.9    | 1      | 40.0    | 7      | 35.9    |
| CRIM SOLI 3RD            | 0  | .       | 0      | .       | 0      | .       | 1      | 15.9    | 0      | .       | 1      | 15.9    |
| CRIM FACIL 2ND           | 0  | .       | 4      | 16.8    | 3      | 14.6    | 6      | 25.7    | 3      | 19.8    | 16     | 20.3    |
| ATT CRIM FACIL 2ND       | 0  | .       | 1      | 15.7    | 0      | .       | 0      | .       | 0      | .       | 1      | 15.7    |
| YOUTHFUL OFFENDER        | 7  | 22.9    | 6      | 13.8    | 17     | 16.1    | 28     | 15.6    | 20     | 17.3    | 78     | 16.7    |
| YO ATTEMPTED OFFENSE     | 0  | .       | 1      | 11.9    | 1      | 11.9    | 0      | .       | 0      | .       | 2      | 11.9    |
| YO MURDER                | 1  | 23.9    | 0      | .       | 1      | 24.6    | 0      | .       | 0      | .       | 2      | 24.2    |
| YO ATT MURDER            | 0  | .       | 0      | .       | 4      | 12.4    | 3      | 22.9    | 3      | 18.7    | 10     | 17.4    |
| YO MANSLAUGHTER          | 3  | 21.4    | 2      | 24.3    | 1      | 16.0    | 2      | 18.8    | 4      | 25.4    | 12     | 22.4    |
| YO NEG HOMICIDE          | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 23.7    | 1      | 23.7    |
| YO RAPE                  | 6  | 25.2    | 7      | 26.7    | 4      | 18.9    | 2      | 20.8    | 6      | 21.6    | 25     | 23.4    |
| YO ATT RAPE              | 0  | .       | 0      | .       | 1      | 37.9    | 2      | 21.4    | 0      | .       | 3      | 26.9    |
| YO ROBBERY               | 100                                      | 18.9    | 107    | 18.4    | 82     | 16.6    | 65     | 16.7    | 107    | 15.5    | 461    | 17.3    |
| YO ATT ROBBERY           | 22                                       | 18.0    | 20     | 17.0    | 31     | 16.7    | 18     | 16.7    | 26     | 14.6    | 117    | 16.5    |
| YO ASSAULT               | 10                                       | 19.9    | 13     | 18.2    | 10     | 18.1    | 7      | 14.2    | 14     | 19.0    | 54     | 18.2    |
| YO ATT ASSAULT           | 1  | 16.7    | 3      | 14.6    | 0      | .       | 2      | 15.9    | 4      | 27.2    | 10     | 20.1    |
| YO BURGLARY              | 61                                       | 17.1    | 48     | 16.2    | 62     | 16.4    | 45     | 16.5    | 63     | 13.8    | 279    | 16.0    |
| YO ATT BURGLARY          | 8  | 17.0    | 17     | 13.8    | 10     | 12.5    | 13     | 14.0    | 24     | 13.7    | 72     | 14.0    |
| YO GRND LARCENY          | 9  | 17.8    | 6      | 15.9    | 13     | 16.0    | 6      | 11.0    | 8      | 17.3    | 42     | 15.9    |
| YO ATT GRND LARCENY      | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 2      | 12.7    | 2      | 12.7    |
| YO GRND LAR AUTO         | 4  | 15.6    | 4      | 15.6    | 6      | 15.9    | 4      | 13.6    | 2      | 12.0    | 18     | 14.9    |
| YO ATT GRND LAR AUTO     | 0  | .       | 1      | 14.0    | 0      | .       | 0      | .       | 2      | 21.4    | 3      | 18.9    |
| YO POS STOL PROP         | 5  | 16.6    | 7      | 15.0    | 10     | 12.8    | 12     | 14.4    | 18     | 12.1    | 52     | 13.6    |
| YO ATT POS STOL PROP     | 0  | .       | 0      | .       | 0      | .       | 0      | .       | 1      | 11.9    | 1      | 11.9    |
| YO FORGERY               | 0  | .       | 2      | 20.3    | 0      | .       | 2      | 11.2    | 0      | .       | 4      | 15.7    |
| YO ARSON                 | 2  | 17.8    | 2      | 20.5    | 5      | 21.7    | 2      | 14.1    | 2      | 20.4    | 13     | 19.5    |
| YO ATT ARSON             | 0  | .       | 1      | 22.6    | 0      | .       | 0      | .       | 0      | .       | 1      | 22.6    |
| YO SODOMY SEX ABUSE      | 4  | 22.7    | 12     | 23.6    | 8      | 24.1    | 4      | 21.2    | 6      | 24.4    | 34     | 23.5    |
| YO DRUG OFFENSE          | 12                                       | 13.7    | 34     | 14.4    | 39     | 13.3    | 58     | 13.7    | 120    | 12.7    | 263    | 13.3    |
| YO ATT DRUG OFFENSE      | 0  | .       | 1      | 12.2    | 2      | 18.0    | 26     | 12.5    | 37     | 12.6    | 66     | 12.7    |
| YO DANG WEAPONS          | 4  | 15.9    | 6      | 19.0    | 8      | 17.6    | 11     | 18.6    | 15     | 16.6    | 44     | 17.6    |
| YO ATT DANG WEAPONS      | 0  | .       | 0      | .       | 1      | 13.4    | 0      | .       | 5      | 9.2     | 6      | 9.9     |
| YO CRIM MISCHIEF         | 2  | 13.9    | 2      | 18.0    | 1      | 10.0    | 0      | .       | 2      | 10.9    | 7      | 13.7    |
| YO ATT CRIM MISCHIEF     | 0  | .       | 0      | .       | 1      | 12.5    | 0      | .       | 0      | .       | 1      | 12.5    |
| YO ESCAPE RES ARREST     | 1  | 11.8    | 1      | 15.4    | 0      | .       | 1      | 10.2    | 2      | 15.3    | 5      | 13.6    |
| YO ATT ESCAPE RES ARREST | 0  | .       | 1      | 17.3    | 0      | .       | 0      | .       | 0      | .       | 1      | 17.3    |
| YO KIDNAPPING            | 0  | .       | 1      | 25.8    | 0      | .       | 0      | .       | 0      | .       | 2      | 18.8    |
| 804B                     | 1  | 15.2    | 0      | .       | 0      | .       | 1      | 11.9    | 0      | .       | 1      | 15.2    |
| UNSPECIFIED FELONY       | 1  | 15.9    | 0      | .       | 1      | 19.2    | 0      | .       | 1      | 13.8    | 3      | 16.3    |
| TOTAL                    | 6031                                     | 30.7    | 6854   | 30.1    | 7381   | 28.8    | 7167   | 27.0    | 9094   | 24.0    | 36527  | 27.8    |

APPENDIX C  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;  
 PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE    | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |       |      |       |      |       |      |       |      |       | TOTAL |       |  |
|-----------------------|--|-------|------|-------|------|-------|------|-------|------|-------|-------|-------|--|
|                       | RELEASE YEAR                             |       |      |       |      |       |      |       |      |       | NUM   | AVG   |  |
|                       | 1986                                     |       | 1987 |       | 1988 |       | 1989 |       | 1990 |       |       |       |  |
|                       | NUM                                      | AVG   | NUM  | AVG   | NUM  | AVG   | NUM  | AVG   | NUM  | AVG   |       |       |  |
| COMMITMENT CRIME      |  |       |      |       |      |       |      |       |      |       |       |       |  |
| ATT MURDER NO DEGREE  | 0  | .     | 3    | 182.2 | 0    | .     | 0    | .     | 0    | .     | 3     | 182.2 |  |
| ATT MURDER 2ND        | 10                                       | 76.1  | 29   | 89.8  | 22   | 82.6  | 17   | 95.9  | 19   | 98.2  | 97    | 89.5  |  |
| HANSLAUGHTER 1ST      | 39                                       | 107.3 | 47   | 106.2 | 50   | 108.0 | 42   | 106.6 | 41   | 100.4 | 219   | 105.8 |  |
| ATT HANSLAUGHTER 1ST  | 4  | 67.5  | 7    | 71.5  | 5    | 70.9  | 3    | 55.9  | 6    | 64.3  | 25    | 67.1  |  |
| HANSLAUGHTER 2ND      | 14                                       | 78.3  | 9    | 82.1  | 15   | 83.0  | 14   | 88.6  | 5    | 73.3  | 57    | 77.0  |  |
| ATT HANSLAUGHTER 2ND  | 1  | 44.1  | 3    | 27.4  | 2    | 40.9  | 1    | 47.1  | 0    | .     | 7     | 36.5  |  |
| CRIM NEGLI HOMICIDE   | 6  | 27.7  | 7    | 31.7  | 2    | 27.9  | 10   | 26.4  | 5    | 24.3  | 30    | 27.6  |  |
| VEHICULR HANSL 2ND    | 0  | .     | 3    | 37.5  | 1    | 35.5  | 5    | 46.8  | 2    | 39.9  | 11    | 42.0  |  |
| VEHICULR HANSL 1ST    | 0  | .     | 0    | .     | 0    | .     | 1    | 36.0  | 0    | .     | 1     | 36.0  |  |
| RAPE 1ST              | 29                                       | 93.7  | 31   | 89.1  | 26   | 109.5 | 23   | 116.6 | 20   | 111.2 | 129   | 102.6 |  |
| ATT RAPE 1ST          | 15                                       | 67.6  | 15   | 75.2  | 13   | 67.2  | 11   | 58.5  | 17   | 70.0  | 71    | 68.3  |  |
| RAPE 2ND              | 2  | 84.6  | 0    | .     | 3    | 31.9  | 5    | 35.6  | 3    | 35.2  | 13    | 42.2  |  |
| ATT RAPE 2ND          | 1  | 23.9  | 0    | .     | 0    | .     | 0    | .     | 1    | 31.9  | 2     | 27.9  |  |
| RAPE 3RD              | 4  | 24.6  | 3    | 28.3  | 8    | 28.5  | 6    | 33.1  | 6    | 36.3  | 27    | 30.6  |  |
| RAPE NO DEGREE        | 0  | .     | 1    | 291.1 | 0    | .     | 0    | .     | 0    | .     | 1     | 291.1 |  |
| ROBBERY 1ST           | 291                                      | 76.9  | 321  | 80.2  | 315  | 81.6  | 279  | 85.1  | 303  | 85.3  | 1509  | 81.8  |  |
| ATT ROBBERY 1ST       | 161                                      | 51.6  | 182  | 52.8  | 215  | 54.0  | 184  | 53.0  | 193  | 51.7  | 935   | 52.7  |  |
| ROBBERY 2ND           | 240                                      | 50.9  | 267  | 54.9  | 257  | 55.7  | 223  | 54.5  | 276  | 55.9  | 1263  | 54.5  |  |
| ATT ROBBERY 2ND       | 288                                      | 35.3  | 354  | 35.2  | 393  | 34.3  | 359  | 33.6  | 420  | 33.4  | 1814  | 34.3  |  |
| ROBBERY 3RD           | 77                                       | 34.8  | 111  | 33.4  | 135  | 31.3  | 158  | 31.4  | 171  | 31.5  | 652   | 32.1  |  |
| ATT ROBBERY 3RD       | 106                                      | 24.4  | 104  | 23.6  | 132  | 22.5  | 166  | 22.1  | 193  | 21.1  | 701   | 22.5  |  |
| ASSAULT 1ST           | 26                                       | 65.5  | 33   | 63.7  | 55   | 65.0  | 37   | 55.8  | 32   | 61.3  | 183   | 62.3  |  |
| ATT ASSAULT 1ST       | 16                                       | 37.7  | 13   | 35.0  | 19   | 35.5  | 16   | 42.7  | 17   | 43.1  | 81    | 38.9  |  |
| ASSAULT 2ND           | 78                                       | 36.6  | 92   | 38.3  | 98   | 38.2  | 87   | 36.8  | 99   | 36.0  | 454   | 37.2  |  |
| ATT ASSAULT 2ND       | 47                                       | 24.9  | 79   | 24.5  | 78   | 23.5  | 68   | 24.1  | 67   | 24.8  | 339   | 24.0  |  |
| RECK ENDANGER 1ST     | 11                                       | 32.7  | 10   | 28.6  | 7    | 29.7  | 14   | 40.5  | 13   | 25.9  | 54    | 32.4  |  |
| ATT RECK ENDANGER 1ST | 5  | 23.9  | 8    | 25.3  | 7    | 21.9  | 7    | 27.7  | 12   | 27.0  | 39    | 25.5  |  |
| ATT AG ASSAULT        |  |       |      |       |      |       |      |       |      |       |       |       |  |
| POLICE                | 0  | .     | 0    | .     | 1    | 90.0  | 1    | 89.9  | 1    | 90.4  | 3     | 90.1  |  |
| VEHIC ASSAULT 2ND     | 0  | .     | 3    | 21.0  | 1    | 23.9  | 4    | 23.8  | 2    | 27.9  | 10    | 23.8  |  |
| VEHIC ASSAULT 1ST     | 0  | .     | 0    | .     | 0    | .     | 1    | 10.9  | 0    | .     | 1     | 10.9  |  |
| BURGLARY 1ST          | 14                                       | 62.6  | 29   | 64.8  | 27   | 70.4  | 18   | 70.8  | 27   | 81.3  | 115   | 70.7  |  |
| ATT BURGLARY 1ST      | 14                                       | 50.6  | 8    | 45.7  | 14   | 51.5  | 11   | 54.9  | 9    | 49.9  | 56    | 50.9  |  |
| BURGLARY 2ND          | 239                                      | 44.9  | 239  | 48.4  | 251  | 49.9  | 223  | 51.7  | 244  | 53.6  | 1196  | 49.7  |  |
| ATT BURGLARY 2ND      | 317                                      | 32.5  | 296  | 33.0  | 309  | 31.5  | 304  | 33.5  | 323  | 32.9  | 1549  | 32.7  |  |
| BURGLARY 3RD          | 333                                      | 31.7  | 298  | 31.8  | 381  | 30.2  | 337  | 29.4  | 386  | 29.4  | 1735  | 30.4  |  |
| ATT BURGLARY 3RD      | 329                                      | 22.1  | 318  | 22.5  | 361  | 20.7  | 365  | 20.9  | 469  | 20.0  | 1842  | 21.1  |  |
| GRAND LARCEN 1ST      | 1  | 59.9  | 1    | 89.9  | 1    | 35.9  | 1    | 48.0  | 0    | .     | 4     | 58.4  |  |
| ATT GRAND LAR 1ST     | 1  | 32.0  | 0    | .     | 4    | 25.9  | 0    | .     | 0    | .     | 5     | 27.1  |  |
| GRAND LARCEN 2ND      | 30                                       | 34.0  | 32   | 29.4  | 33   | 26.9  | 18   | 35.0  | 11   | 44.3  | 124   | 32.5  |  |
| ATT GRAND LAR 2ND     | 19                                       | 21.6  | 19   | 21.0  | 7    | 23.9  | 6    | 17.7  | 4    | 29.5  | 55    | 21.8  |  |
| GRAND LARCEN 3RD      | 295                                      | 22.6  | 342  | 22.8  | 269  | 23.9  | 49   | 30.4  | 12   | 38.2  | 967   | 23.6  |  |
| ATT GRAND LAR 3RD     | 0  | .     | 1    | 17.9  | 1    | 24.0  | 0    | .     | 2    | 28.6  | 4     | 24.8  |  |
| GRAND LARCEN 1ST      | 0  | .     | 0    | .     | 1    | 18.3  | 0    | .     | 0    | .     | 1     | 18.3  |  |
| GRAND LARCEN 2ND      | 0  | .     | 0    | .     | 4    | 22.6  | 0    | .     | 2    | 38.9  | 6     | 28.0  |  |
| ATT GRAND LAR 2ND     | 0  | .     | 0    | .     | 3    | 18.0  | 3    | 20.0  | 4    | 26.9  | 10    | 22.1  |  |
| GRAND LARCEN 3RD      | 0  | .     | 1    | 17.9  | 26   | 20.3  | 22   | 24.2  | 22   | 22.3  | 71    | 22.1  |  |
| ATT GRAND LAR 3RD     | 0  | .     | 0    | .     | 7    | 18.3  | 21   | 17.6  | 26   | 20.3  | 54    | 19.0  |  |
| GRAND LARCEN 4TH      | 0  | .     | 0    | .     | 114  | 18.2  | 275  | 20.5  | 332  | 21.8  | 721   | 20.7  |  |
| GR LAR 2ND AUTO       | 14                                       | 31.8  | 21   | 30.2  | 15   | 33.3  | 8    | 38.0  | 0    | .     | 58    | 32.5  |  |
| ATT GR LAR 2ND AUTO   | 26                                       | 22.7  | 23   | 22.8  | 21   | 22.7  | 5    | 32.5  | 2    | 18.0  | 77    | 23.3  |  |
| GR LAR 3RD AUTO       | 13                                       | 26.9  | 22   | 22.4  | 21   | 21.1  | 6    | 44.4  | 4    | 29.8  | 66    | 25.3  |  |
| ATT GR LAR 3RD AUTO   | 0  | .     | 0    | .     | 0    | .     | 1    | 22.5  | 4    | 21.0  | 5     | 21.5  |  |
| UNAU USE VEHIC 1ST    | 0  | .     | 1    | 30.4  | 0    | .     | 0    | .     | 0    | .     | 1     | 30.4  |  |
| ATT UN USE VEH 1ST    | 0  | .     | 0    | .     | 0    | .     | 1    | 19.4  | 2    | 17.9  | 3     | 18.4  |  |
| UNAU USE VEHIC 2ND    | 14                                       | 22.0  | 17   | 23.8  | 15   | 22.8  | 9    | 20.7  | 23   | 23.6  | 76    | 22.9  |  |
| AUTO STRIPPING 1ST    | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 1    | 17.9  | 1     | 17.9  |  |
| GR LAR 3RD AUTO       | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 2    | 19.0  | 2     | 19.0  |  |
| ATT GR LAR 3RD AUTO   | 0  | .     | 0    | .     | 0    | .     | 2    | 16.3  | 6    | 17.0  | 8     | 16.9  |  |
| GR LAR 4TH AUTO       | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 10   | 16.7  | 10    | 16.7  |  |
| STOLEN PROP 1ST       | 61                                       | 30.7  | 83   | 31.6  | 94   | 29.5  | 30   | 39.8  | 8    | 52.6  | 276   | 32.2  |  |
| ATT STOLN PROP 1ST    | 55                                       | 21.3  | 60   | 20.6  | 44   | 22.3  | 10   | 28.0  | 3    | 25.0  | 172   | 21.7  |  |
| STOLEN PROP 2ND       | 158                                      | 22.9  | 186  | 22.5  | 115  | 23.1  | 24   | 29.1  | 5    | 36.0  | 488   | 23.2  |  |
| ATT STOLN PROP 2ND    | 0  | .     | 0    | .     | 1    | 23.9  | 0    | .     | 0    | .     | 1     | 23.9  |  |
| STOLEN PROP 3RD       | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 1    | 24.0  | 1     | 24.0  |  |
| STOLEN PROP 1ST       | 0  | .     | 0    | .     | 3    | 26.2  | 9    | 33.9  | 5    | 39.1  | 17    | 34.0  |  |
| ATT STOLN PROP 1ST    | 0  | .     | 2    | 18.3  | 7    | 20.7  | 6    | 27.8  | 2    | 25.7  | 17    | 23.5  |  |
| STOLEN PROP 2ND       | 0  | .     | 2    | 20.8  | 24   | 20.7  | 6    | 20.9  | 3    | 29.6  | 35    | 21.5  |  |
| ATT STOLN PROP 2ND    | 0  | .     | 0    | .     | 0    | .     | 1    | 18.2  | 2    | 26.9  | 3     | 24.0  |  |
| STOLEN PROP 3RD       | 0  | .     | 1    | 17.7  | 4    | 14.7  | 37   | 22.7  | 99   | 25.0  | 141   | 24.0  |  |
| ATT STOLN PROP 3RD    | 0  | .     | 0    | .     | 11   | 17.5  | 43   | 19.3  | 58   | 20.1  | 112   | 19.6  |  |
| STOLEN PROP 4TH       | 0  | .     | 0    | .     | 57   | 18.2  | 200  | 20.3  | 274  | 19.9  | 531   | 19.9  |  |
| ATT STOLN PROP 4TH    | 0  | .     | 3    | 22.5  | 3    | 21.9  | 1    | 17.9  | 1    | 18.0  | 6     | 21.1  |  |
| FALSE INSTRUMENT      | 0  | .     | 2    | 23.8  | 0    | .     | 1    | 46.2  | 0    | .     | 3     | 29.3  |  |
| CRIM IMPERSONATION    | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 1    | 60.1  | 1     | 60.1  |  |
| CRIM USURY 1ST        | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 0    | .     | 1     | 32.0  |  |
| ATT CRIM USURY 1ST    | 1  | 32.0  | 0    | .     | 0    | .     | 0    | .     | 1    | 60.1  | 1     | 60.1  |  |
| DEFRAUD 1ST           | 2  | 21.4  | 5    | 22.9  | 7    | 20.8  | 5    | 23.6  | 7    | 22.9  | 26    | 22.4  |  |
| INSUR FRAUD 1ST       | 1  | 31.9  | 1    | 23.9  | 0    | .     | 0    | .     | 1    | 47.9  | 3     | 34.6  |  |
| ATT INS FRAUD 1ST     | 0  | .     | 1    | 17.9  | 0    | .     | 0    | .     | 1    | 17.9  | 2     | 17.9  |  |
| INSUR FRAUD 1ST       | 0  | .     | 0    | .     | 0    | .     | 0    | .     | 1    | 24.1  | 1     | 24.1  |  |
| ATT INS FRAUD 1ST     | 0  | .     | 0    | .     | 0    | .     | 1    | 8.0   | 0    | .     | 1     | 8.0   |  |
| ATT INS FRAUD 3RD     | 1  | 19.2  | 1    | 34.0  | 0    | .     | 0    | .     | 1    | 23.9  | 3     | 25.7  |  |
| ATT FORGERY 1ST       | 1  | 34.7  | 0    | .     | 0    | .     | 1    | 48.0  | 0    | .     | 3     | 39.1  |  |
| POS FORGE INS 1ST     | 2  |       | 0    | .     | 0    | .     | 0    | .     | 0    | .     | 3     | 39.1  |  |

(continued)

APPENDIX C  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;  
 PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE    | TOTAL(STATE+JAIL) TIME SERVED IN MONTHS |      |      |      |      |       |      |       |      |       | TOTAL |       |
|-----------------------|---|------|------|------|------|-------|------|-------|------|-------|-------|-------|
|                       | RELEASE YEAR                            |      |      |      |      |       |      |       |      |       | NUM   | AVG   |
|                       | 1986                                    |      | 1987 |      | 1988 |       | 1989 |       | 1990 |       |       |       |
|                       | NUM                                     | AVG  | NUM  | AVG  | NUM  | AVG   | NUM  | AVG   | NUM  | AVG   |       |       |
| ATT POS FORGE 1ST     | 0                                       | .    | 0    | .    | 0    | .     | 1    | 23.9  | 1    | 4.9   | 2     | 14.4  |
| FORGERY 2ND           | 24                                      | 27.2 | 40   | 28.5 | 31   | 28.4  | 41   | 28.1  | 39   | 30.4  | 175   | 28.7  |
| ATT FORGERY 2ND       | 24                                      | 21.1 | 20   | 19.0 | 24   | 20.9  | 33   | 20.0  | 37   | 21.0  | 138   | 20.5  |
| POS FORGE INS 2ND     | 34                                      | 32.7 | 45   | 32.2 | 55   | 31.2  | 41   | 31.6  | 54   | 30.8  | 229   | 31.6  |
| ATT POS FORGE 2ND     | 36                                      | 20.3 | 35   | 21.4 | 32   | 20.6  | 39   | 19.5  | 24   | 21.3  | 166   | 20.6  |
| ATT POS FORGE DEVICE  | 1                                       | 17.9 | 0    | .    | 0    | .     | 0    | .     | 1    | 23.8  | 2     | 20.8  |
| FORG VEHIC 1D         | 1                                       | 17.9 | 0    | .    | 0    | .     | 0    | .     | 1    | 23.9  | 2     | 20.9  |
| ATT ARSON 1ST         | 0                                       | .    | 0    | .    | 0    | .     | 0    | .     | 1    | 60.0  | 1     | 60.0  |
| ARSON 2ND             | 4                                       | 60.0 | 6    | 75.1 | 2    | 71.9  | 4    | 141.8 | 1    | 83.8  | 17    | 87.4  |
| ATT ARSON 2ND         | 5                                       | 55.0 | 5    | 57.6 | 7    | 59.8  | 6    | 45.7  | 8    | 54.1  | 31    | 54.4  |
| ARSON 3RD             | 6                                       | 66.6 | 8    | 52.7 | 4    | 42.9  | 5    | 66.0  | 6    | 43.7  | 29    | 54.7  |
| ATT ARSON 3RD         | 4                                       | 31.1 | 4    | 36.3 | 5    | 26.4  | 3    | 30.2  | 3    | 24.4  | 19    | 29.7  |
| ARSON 4TH             | 5                                       | 19.9 | 6    | 31.1 | 7    | 21.8  | 3    | 23.9  | 5    | 31.1  | 26    | 25.6  |
| PROMO PROSTI 1ST      | 0                                       | .    | 0    | .    | 0    | .     | 0    | .     | 1    | 54.7  | 1     | 54.7  |
| PROMO PROSTI 2ND      | 0                                       | .    | 1    | 31.9 | 0    | .     | 1    | 80.0  | 1    | 59.9  | 3     | 57.2  |
| ATT PRO PROST 2ND     | 0                                       | .    | 0    | .    | 1    | 32.0  | 1    | 36.0  | 1    | 42.0  | 3     | 36.6  |
| PROMO PROSTI 3RD      | 1                                       | 37.3 | 1    | 35.9 | 2    | 35.9  | 0    | .     | 0    | .     | 4     | 36.3  |
| ATT PRO PROST 3RD     | 2                                       | 26.8 | 0    | .    | 0    | .     | 0    | .     | 0    | .     | 2     | 26.8  |
| SODOHY 1ST            | 5                                       | 63.2 | 7    | 82.2 | 8    | 83.7  | 13   | 99.6  | 6    | 104.7 | 39    | 89.3  |
| ATT SODOHY 1ST        | 7                                       | 82.2 | 5    | 62.9 | 7    | 82.8  | 4    | 74.1  | 5    | 65.5  | 28    | 74.7  |
| SODOHY 2ND            | 3                                       | 30.0 | 1    | 48.0 | 4    | 35.9  | 2    | 37.0  | 5    | 55.4  | 15    | 42.2  |
| ATT SODOHY 2ND        | 2                                       | 23.9 | 0    | .    | 4    | 27.9  | 2    | 38.3  | 3    | 23.9  | 7     | 29.2  |
| SODOHY 3RD            | 0                                       | .    | 5    | 27.9 | 3    | 26.5  | 3    | 30.6  | 3    | 25.3  | 13    | 27.4  |
| SEXUAL ABUSE 1ST      | 29                                      | 40.1 | 29   | 38.8 | 31   | 44.8  | 43   | 39.9  | 38   | 41.1  | 170   | 40.9  |
| ATT SEX ABUSE 1ST     | 10                                      | 22.9 | 8    | 25.8 | 8    | 24.1  | 21   | 26.1  | 14   | 26.9  | 61    | 25.5  |
| INCEST                | 0                                       | .    | 1    | 31.9 | 1    | 32.0  | 1    | 47.9  | 1    | 23.9  | 4     | 33.9  |
| ATT SALE DRUGS 3      | 0                                       | .    | 0    | .    | 1    | 47.9  | 0    | .     | 0    | .     | 1     | 47.9  |
| POS DNG DRGS 5TH      | 0                                       | .    | 0    | .    | 1    | 180.0 | 0    | .     | 0    | .     | 1     | 180.0 |
| POS DNG DRGS 3RD      | 0                                       | .    | 1    | 24.2 | 0    | .     | 0    | .     | 0    | .     | 1     | 24.2  |
| USE NARCOTIC 1ST      | 0                                       | .    | 0    | .    | 0    | .     | 1    | 31.9  | 0    | .     | 1     | 31.9  |
| CSCS 2ND              | 3                                       | 75.5 | 2    | 72.1 | 3    | 72.0  | 17   | 73.3  | 17   | 76.1  | 42    | 74.4  |
| CPCS 2ND              | 1                                       | 71.9 | 2    | 72.0 | 1    | 84.2  | 2    | 84.4  | 6    | 71.9  | 12    | 75.0  |
| ATT CPCS 2ND          | 0                                       | .    | 0    | .    | 1    | 71.9  | 0    | .     | 0    | .     | 1     | 71.9  |
| CSCS 3RD              | 53                                      | 52.6 | 71   | 56.3 | 91   | 54.1  | 102  | 53.0  | 123  | 48.8  | 440   | 52.5  |
| ATT CSCS 3RD          | 34                                      | 40.2 | 28   | 37.2 | 54   | 32.2  | 115  | 29.2  | 248  | 29.6  | 479   | 31.0  |
| CPCS 3RD              | 15                                      | 44.5 | 11   | 60.9 | 20   | 52.8  | 32   | 57.3  | 34   | 53.3  | 112   | 53.9  |
| ATT CPCS 3RD          | 3                                       | 38.5 | 13   | 38.1 | 16   | 36.2  | 30   | 35.0  | 36   | 31.2  | 98    | 34.4  |
| ATT CSCS 4TH OLD LAW  | 0                                       | .    | 0    | .    | 0    | .     | 1    | 23.8  | 0    | .     | 1     | 23.8  |
| ATT CPCS 4TH OLD LAW  | 0                                       | .    | 0    | .    | 0    | .     | 1    | 11.4  | 0    | .     | 1     | 11.4  |
| CSCS 4TH              | 26                                      | 40.7 | 56   | 37.8 | 48   | 38.0  | 93   | 35.7  | 158  | 32.6  | 381   | 35.4  |
| ATT CSCS 4TH          | 14                                      | 27.6 | 15   | 28.0 | 15   | 24.9  | 28   | 25.2  | 34   | 24.0  | 106   | 25.5  |
| CPCS 4TH              | 21                                      | 40.2 | 16   | 41.4 | 35   | 38.1  | 39   | 34.2  | 56   | 32.1  | 167   | 35.8  |
| ATT CPCS 4TH          | 13                                      | 28.9 | 23   | 28.9 | 32   | 26.7  | 66   | 25.4  | 92   | 26.4  | 226   | 26.5  |
| CSCS 5TH              | 397                                     | 26.9 | 434  | 27.1 | 653  | 25.7  | 1006 | 25.2  | 1618 | 25.0  | 4108  | 25.6  |
| ATT CSCS 5TH          | 71                                      | 20.7 | 116  | 20.6 | 179  | 18.8  | 529  | 18.6  | 609  | 19.3  | 1504  | 19.1  |
| CPCS 5TH              | 73                                      | 28.8 | 78   | 26.6 | 100  | 26.3  | 127  | 26.3  | 259  | 21.8  | 637   | 24.8  |
| ATT CPCS 5TH          | 24                                      | 20.4 | 44   | 20.6 | 63   | 19.5  | 89   | 18.8  | 309  | 18.1  | 529   | 18.7  |
| CPCS 6TH              | 1                                       | 17.8 | 1    | 27.4 | 1    | 18.0  | 0    | .     | 0    | .     | 3     | 21.1  |
| CRIM SALE MARI 1      | 0                                       | .    | 0    | .    | 0    | .     | 1    | 89.9  | 0    | .     | 1     | 89.9  |
| CRIM POS MARI 1       | 1                                       | 35.9 | 3    | 40.0 | 1    | 60.0  | 2    | 36.0  | 3    | 24.0  | 7     | 41.1  |
| ATT CR POS MARI1      | 1                                       | 25.3 | 0    | .    | 1    | 23.9  | 1    | 29.8  | 1    | 24.4  | 4     | 25.8  |
| CRIM SALE MARI 2      | 1                                       | 31.9 | 2    | 29.9 | 2    | 36.0  | 0    | .     | 1    | 24.0  | 6     | 31.3  |
| ATT CR SALE MARI2     | 0                                       | .    | 2    | 18.7 | 0    | .     | 0    | .     | 0    | .     | 2     | 18.7  |
| CRIM POS MARI 2       | 2                                       | 23.9 | 2    | 33.0 | 2    | 23.9  | 2    | 34.0  | 3    | 23.6  | 11    | 25.5  |
| ATT CR POS MARI2      | 3                                       | 20.5 | 1    | 17.9 | 4    | 20.2  | 3    | 19.1  | 0    | .     | 11    | 19.8  |
| CRIM SALE MARI 3      | 5                                       | 21.5 | 3    | 19.1 | 2    | 20.9  | 3    | 17.3  | 2    | 20.9  | 15    | 20.0  |
| CRIM POS MARI 3       | 6                                       | 19.9 | 6    | 19.4 | 6    | 18.0  | 4    | 16.0  | 2    | 21.0  | 24    | 18.8  |
| C POS WEAPON 1ST      | 0                                       | .    | 0    | .    | 1    | 94.3  | 0    | .     | 0    | .     | 1     | 94.3  |
| C POS WEAPON 3RD      | 176                                     | 34.0 | 210  | 34.5 | 179  | 33.6  | 184  | 35.4  | 212  | 35.2  | 961   | 34.6  |
| ATT C POS WEAP 3RD    | 189                                     | 25.5 | 187  | 24.7 | 188  | 25.0  | 174  | 25.5  | 213  | 25.7  | 951   | 25.4  |
| ATT MFG TRANS WEAP    | 0                                       | .    | 0    | .    | 0    | .     | 0    | .     | 1    | 24.0  | 1     | 24.0  |
| C POS WEAPON 2ND      | 32                                      | 61.2 | 27   | 58.4 | 31   | 62.9  | 14   | 57.3  | 29   | 61.9  | 133   | 60.8  |
| ATT C POS WEAP 2ND    | 7                                       | 38.2 | 5    | 35.5 | 7    | 31.6  | 8    | 38.9  | 5    | 33.2  | 33    | 35.7  |
| USE FIREARMS 1ST      | 2                                       | 62.5 | 0    | .    | 1    | 89.8  | 1    | 59.9  | 1    | 35.9  | 5     | 62.1  |
| ATT USE FIREAM 1ST    | 0                                       | .    | 2    | 60.8 | 2    | 52.8  | 0    | .     | 1    | 63.9  | 5     | 58.2  |
| USE FIREARMS 2ND      | 0                                       | .    | 0    | .    | 0    | .     | 1    | 63.9  | 1    | 41.0  | 2     | 52.5  |
| SALE FIREARMS 2ND     | 0                                       | .    | 1    | 18.0 | 0    | .     | 1    | 18.0  | 2    | 31.2  | 4     | 24.6  |
| DRIVE INTOX 2 OFF     | 1                                       | 32.1 | 3    | 26.0 | 1    | 18.0  | 1    | 15.9  | 5    | 18.7  | 11    | 21.6  |
| ATT CHILD PORNOGRAPHY | 0                                       | .    | 0    | .    | 0    | .     | 2    | 39.9  | 0    | .     | 2     | 39.9  |
| PROMO CHILD PORN      | 0                                       | .    | 0    | .    | 0    | .     | 1    | 39.9  | 0    | .     | 1     | 39.9  |
| ATT PROMO CHILD SEX   | 0                                       | .    | 0    | .    | 0    | .     | 1    | 23.9  | 0    | .     | 1     | 23.9  |
| LEAVE ACCIDENT SCENE  | 2                                       | 26.0 | 1    | 33.9 | 0    | .     | 0    | .     | 0    | .     | 3     | 28.7  |
| FALSE REPORT 1ST      | 0                                       | .    | 2    | 18.0 | 0    | .     | 0    | .     | 0    | .     | 2     | 18.0  |
| PROMO BOOKMAKE 1ST    | 2                                       | 20.9 | 1    | 17.9 | 0    | .     | 0    | .     | 1    | 17.9  | 4     | 19.4  |
| POS GAMBLING RECDS    | 0                                       | .    | 1    | 21.3 | 0    | .     | 2    | 18.0  | 2    | 17.9  | 5     | 18.6  |
| POS BOOKMAKE RECDS    | 0                                       | .    | 0    | .    | 2    | 17.9  | 1    | 24.0  | 0    | .     | 3     | 19.9  |
| CRIM MISCHIEF 2ND     | 1                                       | 29.0 | 1    | 23.8 | 1    | 30.0  | 0    | .     | 0    | .     | 3     | 27.6  |
| ATT CR MISCHIEF2ND    | 0                                       | .    | 0    | .    | 0    | .     | 2    | 17.9  | 1    | 17.9  | 3     | 17.9  |
| CRIM MISCHIEF 3RD     | 10                                      | 24.5 | 9    | 21.5 | 10   | 21.5  | 10   | 22.6  | 14   | 17.8  | 53    | 21.3  |
| ESCAPE 1ST            | 4                                       | 36.7 | 5    | 28.5 | 1    | 26.7  | 3    | .     | 2    | 28.6  | 12    | 31.1  |
| ATT ESCAPE 1ST        | 2                                       | 20.9 | 1    | 46.9 | 1    | 23.8  | 1    | 18.0  | 0    | .     | 5     | 26.1  |
| ESCAPE 2ND            | 3                                       | 17.9 | 2    | 21.0 | 4    | 27.7  | 3    | 30.8  | 7    | 22.0  | 19    | 23.9  |
| ABSCONDING 1ST        | 1                                       | 17.9 | 0    | .    | 0    | .     | 0    | .     | 2    | 23.9  | 3     | 21.9  |

(continues)

APPENDIX C  
 SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;  
 PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| COMMITMENT OFFENSE  | TOTAL (STATE+JAIL) TIME SERVED IN MONTHS |      |      |      |      |       |      |      |      |      | TOTAL |       |
|---------------------|--|------|------|------|------|-------|------|------|------|------|-------|-------|
|                     | RELEASE YEAR                             |      |      |      |      |       |      |      |      |      | NUM   | AVG   |
|                     | 1986                                     |      | 1987 |      | 1988 |       | 1989 |      | 1990 |      |       |       |
|                     | NUM                                      | AVG  | NUM  | AVG  | NUM  | AVG   | NUM  | AVG  | NUM  | AVG  |       |       |
| CONTRABAND 1ST      | 1  | 37.2 | 6    | 62.4 | 2    | 55.3  | 3    | 65.9 | 0    | .    | 12    | 60.0  |
| ATT CONTRABAND 1ST  | 0  | .    | 0    | .    | 2    | 26.7  | 1    | 17.9 | 1    | 21.5 | 4     | 23.2  |
| HINDER PROSEC 1ST   | 0  | .    | 1    | 37.9 | 0    | .     | 0    | .    | 0    | .    | 1     | 37.9  |
| HINDER PROSEC 2ND   | 1  | 24.1 | 0    | .    | 1    | 23.9  | 0    | .    | 0    | .    | 2     | 24.0  |
| ATT KIDNAPPING 1ST  | 1  | 47.8 | 0    | .    | 0    | .     | 0    | .    | 0    | .    | 1     | 47.8  |
| KIDNAPPING 2ND      | 1  | 79.9 | 2    | 74.8 | 1    | 72.0  | 2    | 90.1 | 0    | .    | 6     | 80.3  |
| ATT KIDNAPPING 2ND  | 0  | .    | 3    | 81.0 | 2    | 66.9  | 1    | 56.0 | 0    | .    | 6     | 72.1  |
| UNLAWFUL IMPRIS 1ST | 2  | 31.8 | 0    | .    | 2    | 30.8  | 10   | 25.7 | 1    | 23.8 | 15    | 27.0  |
| COERCION 1ST        | 0  | .    | 0    | .    | 1    | 30.0  | 1    | 36.0 | 0    | .    | 2     | 33.0  |
| ATT COERCION 1ST    | 2  | 14.8 | 0    | .    | 2    | 25.9  | 0    | .    | 0    | .    | 4     | 20.3  |
| BAIL JUMPING 2ND    | 10                                       | 21.1 | 11   | 21.9 | 19   | 19.8  | 18   | 20.5 | 20   | 22.5 | 78    | 21.1  |
| CONTEMPT 1ST        | 1  | 17.9 | 0    | .    | 0    | .     | 0    | .    | 0    | .    | 1     | 17.9  |
| TAMP WITNESS 3RD    | 0  | .    | 3    | 21.7 | 2    | 24.1  | 0    | .    | 3    | 25.3 | 8     | 23.7  |
| BAIL JUMPING 1ST    | 3  | 23.3 | 1    | 23.9 | 6    | 23.5  | 4    | 22.5 | 2    | 43.4 | 16    | 25.7  |
| ATT BAIL JUMP 1ST   | 0  | .    | 2    | 20.8 | 1    | 18.0  | 1    | 19.5 | 1    | 18.0 | 5     | 19.4  |
| PERJURY 1ST         | 0  | .    | 1    | 23.8 | 1    | 30.0  | 2    | 29.5 | 2    | 37.8 | 6     | 31.4  |
| ATT PERJURY 1ST     | 0  | .    | 0    | .    | 1    | 54.0  | 0    | .    | 0    | .    | 1     | 54.0  |
| PERJURY 2ND         | 0  | .    | 0    | .    | 0    | .     | 1    | 17.8 | 0    | .    | 1     | 17.8  |
| BRIBERY 2ND         | 4  | 20.9 | 2    | 28.9 | 2    | 26.9  | 2    | 29.9 | 0    | .    | 10    | 25.5  |
| ATT BRIBERY 2ND     | 1  | 24.9 | 5    | 20.4 | 2    | 23.9  | 2    | 30.7 | 1    | 23.9 | 11    | 23.6  |
| BRIBERY 1ST         | 0  | .    | 0    | .    | 0    | .     | 1    | 54.7 | 0    | .    | 1     | 54.7  |
| BRIBE RECEIVE 2ND   | 0  | .    | 0    | .    | 1    | 35.4  | 1    | 17.9 | 0    | .    | 2     | 26.6  |
| ATT WITNESS REC     | 0  | .    | 0    | .    | 0    | .     | 0    | .    | 1    | 23.8 | 1     | 23.8  |
| BRIBE               | 0  | .    | 1    | 32.0 | 0    | .     | 0    | .    | 1    | 31.8 | 2     | 31.9  |
| BRIBING WITNESS     | 0  | .    | 0    | .    | 1    | 17.9  | 0    | .    | 0    | .    | 1     | 17.9  |
| ATT INTIMI WIT 2ND  | 0  | .    | 0    | .    | 0    | .     | 0    | .    | 3    | 23.7 | 3     | 23.7  |
| INTIMIDATE WIT 3RD  | 0  | .    | 0    | .    | 0    | .     | 2    | 15.0 | 2    | 29.9 | 4     | 22.4  |
| BRIBERY 3RD         | 0  | .    | 0    | .    | 0    | .     | 0    | .    | 5    | 21.3 | 5     | 21.3  |
| ATT BRIBERY 3RD     | 0  | .    | 0    | .    | 0    | .     | 0    | .    | 1    | 29.9 | 1     | 29.9  |
| BRIBE REC 3RD       | 0  | .    | 0    | .    | 1    | 17.9  | 0    | .    | 1    | 17.9 | 2     | 17.9  |
| ATT BRIBE REC 3RD   | 0  | .    | 1    | 24.4 | 0    | .     | 0    | .    | 0    | .    | 1     | 24.4  |
| EAVESDROP           | 0  | .    | 0    | .    | 0    | .     | 1    | 36.8 | 0    | .    | 1     | 36.8  |
| RIOT 1ST            | 0  | .    | 0    | .    | 0    | .     | 0    | .    | 0    | .    | 1     | 36.8  |
| CONSPIRACY 2ND      | 1  | 59.8 | 1    | 54.0 | 1    | 78.0  | 0    | .    | 0    | .    | 3     | 63.9  |
| ATT CONSPIRACY 2ND  | 1  | 56.2 | 1    | 35.9 | 0    | .     | 1    | 36.0 | 3    | 35.9 | 6     | 39.3  |
| CONSPIRACY 3RD      | 0  | .    | 0    | .    | 1    | 24.0  | 2    | 18.1 | 2    | 24.2 | 5     | 21.7  |
| ATT CONSPIRACY 3RD  | 1  | 18.0 | 0    | .    | 0    | .     | 0    | .    | 0    | .    | 1     | 18.0  |
| CONSPIRACY 4TH      | 4  | 25.1 | 3    | 22.0 | 4    | 17.9  | 9    | 19.9 | 4    | 21.0 | 24    | 20.9  |
| ATT CRIM SOLI 1ST   | 0  | .    | 0    | .    | 1    | 100.3 | 0    | .    | 0    | .    | 1     | 100.3 |
| CRIM SOLI 2ND       | 2  | 30.9 | 1    | 41.8 | 0    | .     | 0    | .    | 0    | .    | 3     | 34.6  |
| ATT CRIM SOLI 2ND   | 1  | 32.3 | 0    | .    | 0    | .     | 0    | .    | 0    | .    | 1     | 32.3  |
| CRIM SOLI 3RD       | 3  | 26.4 | 0    | .    | 0    | .     | 0    | .    | 0    | .    | 3     | 26.4  |
| ATT CRIM FACIL 1ST  | 0  | .    | 0    | .    | 1    | 24.0  | 0    | .    | 0    | .    | 1     | 24.0  |
| CRIM FACIL 2ND      | 1  | 47.9 | 0    | .    | 0    | .     | 1    | 31.8 | 1    | 36.3 | 3     | 38.7  |
| ATT CRIM FACIL 2ND  | 0  | .    | 0    | .    | 1    | 23.8  | 1    | 23.9 | 1    | 30.6 | 3     | 26.1  |
| CRIM FACIL 3RD      | 0  | .    | 0    | .    | 0    | .     | 2    | 18.0 | 1    | 17.9 | 3     | 17.9  |
| ILL SOUND TRANSFER  | 0  | .    | 0    | .    | 1    | 35.9  | 0    | .    | 0    | .    | 1     | 35.9  |
| TOTAL               | 4855                                     | 36.5 | 5411 | 37.5 | 6169 | 35.9  | 6838 | 33.8 | 8745 | 32.0 | 32018 | 34.8  |

APPENDIX D  
 AVERAGE MINIMUM SENTENCE (IN MONTHS) BY FELONY CLASS,  
 VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS;  
 FIRST RELEASES TO PAROLE SUPERVISION 1986 TO 1990

| FELONY CLASS OF COMMITMENT OFFENSE | AGGREGATE MINIMUM IN MONTHS |             |              |             |              |             |              |             |              |             | TOTAL        |             |
|------------------------------------|-----------------------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|--------------|-------------|
|                                    | RELEASE YEAR                |             |              |             |              |             |              |             |              |             | NUMBER       | AVERAGE     |
|                                    | 1986                        |             | 1987         |             | 1988         |             | 1989         |             | 1990         |             |              |             |
|                                    | NUMBER                      | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     | NUMBER       | AVERAGE     |              |             |
| <b>FIRST FELONY</b>                |                             |             |              |             |              |             |              |             |              |             |              |             |
| <b>VIOLENT FELONY</b>              |                             |             |              |             |              |             |              |             |              |             |              |             |
| A-I FELONY                         | 32                          | 209.0       | 43           | 184.0       | 70           | 171.0       | 47           | 170.6       | 27           | 184.0       | 219          | 180.5       |
| CLASS B FELONY                     | 1334                        | 41.1        | 1389         | 43.4        | 1344         | 44.6        | 1052         | 44.1        | 990          | 44.4        | 6109         | 43.4        |
| CLASS C FELONY                     | 1554                        | 24.3        | 1624         | 24.3        | 1498         | 24.8        | 1158         | 25.3        | 1220         | 23.9        | 7054         | 24.5        |
| CLASS D FELONY                     | 957                         | 15.9        | 975          | 15.8        | 999          | 16.1        | 942          | 16.1        | 1042         | 15.4        | 4915         | 15.9        |
| CLASS E FELONY                     | 31                          | 16.6        | 21           | 16.3        | 26           | 14.5        | 41           | 16.0        | 32           | 15.5        | 151          | 15.8        |
| <b>TOTAL</b>                       | <b>3908</b>                 | <b>29.3</b> | <b>4052</b>  | <b>30.3</b> | <b>3937</b>  | <b>31.8</b> | <b>3240</b>  | <b>30.7</b> | <b>3311</b>  | <b>28.6</b> | <b>18448</b> | <b>30.2</b> |
| <b>OTHER FELONY</b>                |                             |             |              |             |              |             |              |             |              |             |              |             |
| A-I FELONY                         | 14                          | 95.4        | 16           | 109.5       | 22           | 137.7       | 18           | 134.3       | 29           | 102.2       | 99           | 116.2       |
| A-II FELONY                        | 189                         | 42.8        | 227          | 42.5        | 342          | 42.6        | 473          | 42.7        | 559          | 43.2        | 1790         | 42.8        |
| A-III FELONY                       | 1                           | 100.0       | 0            | .           | 0            | .           | 0            | .           | 0            | .           | 1            | 100.0       |
| CLASS B FELONY                     | 574                         | 16.9        | 887          | 16.1        | 1292         | 15.5        | 1459         | 16.8        | 2146         | 16.4        | 6358         | 16.3        |
| CLASS C FELONY                     | 185                         | 21.2        | 328          | 20.8        | 506          | 18.9        | 653          | 17.3        | 1236         | 16.0        | 2908         | 17.7        |
| CLASS D FELONY                     | 668                         | 16.8        | 776          | 16.6        | 821          | 17.2        | 823          | 17.4        | 1054         | 17.5        | 4142         | 17.1        |
| CLASS E FELONY                     | 465                         | 14.3        | 511          | 13.9        | 532          | 14.4        | 647          | 14.5        | 754          | 14.1        | 2909         | 14.2        |
| YOUTHFUL OFFENDR                   | 257                         | 13.4        | 305          | 13.3        | 317          | 13.4        | 314          | 13.5        | 492          | 13.3        | 1685         | 13.4        |
| <b>TOTAL</b>                       | <b>2353</b>                 | <b>18.9</b> | <b>3050</b>  | <b>18.5</b> | <b>3832</b>  | <b>19.1</b> | <b>4387</b>  | <b>19.7</b> | <b>6270</b>  | <b>18.8</b> | <b>19892</b> | <b>19.0</b> |
| <b>SECOND FELONY</b>               |                             |             |              |             |              |             |              |             |              |             |              |             |
| <b>VIOLENT FELONY</b>              |                             |             |              |             |              |             |              |             |              |             |              |             |
| CLASS B FELONY                     | 382                         | 74.0        | 453          | 76.7        | 415          | 79.4        | 368          | 84.2        | 382          | 82.4        | 2000         | 79.2        |
| CLASS C FELONY                     | 715                         | 45.6        | 754          | 48.0        | 818          | 50.2        | 677          | 48.7        | 783          | 49.6        | 3747         | 48.5        |
| CLASS D FELONY                     | 867                         | 29.1        | 957          | 30.0        | 977          | 29.8        | 936          | 29.9        | 1054         | 30.0        | 4791         | 29.8        |
| CLASS E FELONY                     | 176                         | 21.1        | 178          | 20.8        | 180          | 21.4        | 158          | 21.1        | 200          | 21.1        | 892          | 21.1        |
| <b>TOTAL</b>                       | <b>2140</b>                 | <b>42.0</b> | <b>2342</b>  | <b>44.1</b> | <b>2390</b>  | <b>44.8</b> | <b>2139</b>  | <b>44.5</b> | <b>2419</b>  | <b>43.9</b> | <b>11430</b> | <b>43.9</b> |
| <b>OTHER FELONY</b>                |                             |             |              |             |              |             |              |             |              |             |              |             |
| A-II FELONY                        | 23                          | 43.6        | 17           | 52.9        | 15           | 60.8        | 22           | 69.3        | 29           | 68.1        | 106          | 59.5        |
| CLASS B FELONY                     | 68                          | 52.7        | 81           | 54.0        | 110          | 52.6        | 128          | 53.0        | 151          | 48.5        | 538          | 51.8        |
| CLASS C FELONY                     | 102                         | 42.8        | 133          | 39.0        | 190          | 34.9        | 307          | 36.2        | 501          | 35.8        | 1233         | 36.7        |
| CLASS D FELONY                     | 1047                        | 26.3        | 1165         | 26.4        | 1531         | 25.9        | 1845         | 26.2        | 2680         | 25.9        | 8268         | 26.1        |
| CLASS E FELONY                     | 1240                        | 18.9        | 1422         | 18.9        | 1541         | 19.0        | 1935         | 18.8        | 2466         | 18.7        | 8604         | 18.8        |
| YOUTHFUL OFFENDR                   | 0                           | .           | 0            | .           | 1            | 12.0        | 0            | .           | 2            | 15.0        | 3            | 14.0        |
| <b>TOTAL</b>                       | <b>2480</b>                 | <b>24.1</b> | <b>2818</b>  | <b>24.2</b> | <b>3388</b>  | <b>24.3</b> | <b>4237</b>  | <b>24.6</b> | <b>5829</b>  | <b>24.5</b> | <b>18752</b> | <b>24.4</b> |
| <b>GRAND TOTAL</b>                 | <b>10881</b>                | <b>28.4</b> | <b>12262</b> | <b>28.6</b> | <b>13547</b> | <b>28.6</b> | <b>14003</b> | <b>27.5</b> | <b>17829</b> | <b>25.9</b> | <b>68522</b> | <b>27.6</b> |

## LISTING OF CRIME TABLE- 01JAN91

| CODE | DESCRIPTION                                | PL-LAW          | CLASS | TYPE |
|------|--|-----------------|-------|------|
| 0100 | MURDER (DEGREELESS - PRIOR TO 9-1-74)      | 125.25          | A1    | VFO  |
| 0101 | MURDER 1ST                                 | 125.27          | A1    | VFO  |
| 0102 | MURDER 2ND                                 | 125.25          | A1    | VFO  |
| 0201 | MANSLAUGHTER 1ST                           | 125.20          | B     | VFO  |
| 0202 | MANSLAUGHTER 2ND                           | 125.15          | C     | CVO  |
| 0203 | ABORTION 1ST                               | 125.45          | D     | CVO  |
| 0204 | ABORTION 2ND                               | 125.40          | E     | CVO  |
| 0210 | SELF-ABORTION 1ST                          | 125.55          |       | MIS  |
| 0211 | SELF-ABORTION 2ND                          | 125.50          |       | MIS  |
| 0300 | CRIMINALLY NEGLIGENT HOMICIDE              | 125.10          | E     | CVO  |
| 0301 | VEHICULAR MANSLAUGHTER 2ND                 | 125.12          | D     | CVO  |
| 0302 | VEHICULAR MANSLAUGHTER 1ST                 | 125.13          | C     | CVO  |
| 0401 | RAPE 1ST                                   | 130.35          | B     | VFO  |
| 0402 | RAPE 2ND                                   | 130.30          | D     | CVO  |
| 0403 | RAPE 3RD                                   | 130.25          | E     | CVO  |
| 0405 | RAPE (DEGREE NOT SPECIFIED)                | 130.00          |       | CVO  |
| 0501 | ROBBERY 1ST                                | 160.15          | B     | VFO  |
| 0502 | ROBBERY 2ND                                | 160.10          | C     | VFO  |
| 0503 | ROBBERY 3RD                                | 160.05          | D     | CVO  |
| 0601 | ASSAULT 1ST                                | 120.10          | C     | VFO  |
| 0602 | ASSAULT 2ND                                | 120.05          | D     | VFO  |
| 0603 | ASSAULT 3RD                                | 120.00          |       | MIS  |
| 0604 | RECKLESS ENDANGERMENT 1ST                  | 120.25          | D     | CVO  |
| 0605 | MENACING                                   | 120.15          |       | MIS  |
| 0606 | RECKLESS ENDANGERMENT 2ND                  | 120.20          |       | MIS  |
| 0607 | PROMOTING A SUICIDE ATTEMPT                | 120.30          | E     | CVO  |
| 0608 | AGGRAVATED ASSAULT ON A PEACE OFFICER      | 120.11          | B     | VFO  |
| 0609 | ASSAULT (DEGREE NOT SPECIFIED)             | 120.00          |       | CVO  |
| 0610 | VEHICULAR ASSAULT 2ND                      | 120.03          | E     | CVO  |
| 0611 | VEHICULAR ASSAULT 1ST                      | 120.04          | D     | CVO  |
| 0701 | BURGLARY 1ST                               | 140.30          | B     | VFO  |
| 0702 | BURGLARY 2ND                               | 140.25          | C     | VFO  |
| 0703 | BURGLARY 3RD                               | 140.20          | D     | PDO  |
| 0900 | POSSESSION OF BURGLARS TOOLS               | 140.35          |       | MIS  |
| 1000 | GRAND LARCENY (NOT AUTO)                   | 155.00          |       | PDO  |
| 1001 | GRAND LARCENY - NOT AUTO 1ST               | B 01N086 155.40 | C     | PDO  |
| 1002 | GRAND LARCENY - NOT AUTO 2ND               | B 01N086 155.35 | D     | PDO  |
| 1003 | GRAND LARCENY - NOT AUTO 3RD               | B 01N086 155.30 | E     | PDO  |
| 1004 | GRAND LARCENY - NOT AUTO 1ST               | A 01N086 155.42 | B     | PDO  |
| 1005 | GRAND LARCENY - NOT AUTO 2ND               | A 01N086 155.40 | C     | PDO  |
| 1006 | GRAND LARCENY - NOT AUTO 3RD               | A 01N086 155.35 | D     | PDO  |
| 1007 | GRAND LARCENY - NOT AUTO 4RD               | A 01N086 155.30 | E     | PDO  |
| 1010 | COMPUTER TRESPASS                          | 156.10          | E     | PDO  |
| 1011 | COMPUTER TAMPERING 1ST                     | 156.25          | E     | PDO  |
| 1012 | UNLAWFUL DUPLICATION COMPUTER REL MATERIAL | 156.30          | E     | PDO  |
| 1013 | CRIMINAL POSSESSION COMPUTER REL MATERIAL  | 156.35          | E     | PDO  |
| 1100 | PETIT LARCENY                              | 155.25          |       | MIS  |
| 1200 | JOSTLING                                   | 165.25          |       | MIS  |
| 1201 | FRAUDULENTLY ACCOSTING                     | 165.30          |       | MIS  |
| 1300 | UNAUTHORIZED USE OF A VEHICLE 3RD          | 165.05          |       | MIS  |
| 1301 | GRAND LARCENY - AUTO 1ST                   | B 01N086 155.40 | C     | PDO  |
| 1302 | GRAND LARCENY - AUTO 2ND                   | B 01N086 155.35 | D     | PDO  |
| 1303 | GRAND LARCENY - AUTO 3RD                   | B 01N086 155.30 | E     | PDO  |
| 1304 | UNAUTHORIZED USE OF A VEHICLE 1ST          | 165.08          | D     | PDO  |
| 1305 | UNAUTHORIZED USE OF A VEHICLE 2ND          | 165.06          | E     | PDO  |

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| CODE | DESCRIPTION                               | PL-LAW          | CLASS | TYPE |
|------|---|-----------------|-------|------|
| 1306 | AUTO STRIPPING 1ST                        | 165.10          | E     | PDO  |
| 1307 | GRAND LARCENY - AUTO 1ST                  | A 01N086 155.42 | B     | PDO  |
| 1308 | GRAND LARCENY - AUTO 2ND                  | A 01N086 155.40 | C     | PDO  |
| 1309 | GRAND LARCENY - AUTO 3RD                  | A 01N086 155.35 | D     | PDO  |
| 1310 | GRAND LARCENY - AUTO 4TH                  | A 01N086 155.30 | E     | PDO  |
| 1400 | RECEIVING STOLEN PROPERTY                 | 1308-2          |       | PDO  |
| 1401 | CRIM. POSS. OF STOLEN PROPTY 1ST          | B 01N086 165.50 | D     | PDO  |
| 1402 | CRIM. POSS. OF STOLEN PROPTY 2ND          | B 01N086 165.45 | E     | PDO  |
| 1403 | CRIMINAL POSS. OF STOLEN PROPERTY 3RD     | 165.40          |       | MIS  |
| 1404 | UNLAWFUL USE, SECRET SCIENTIFIC MATERIAL  | 165.07          | E     | PDO  |
| 1405 | CRIM. POSS. OF STOLEN PROPTY 1ST          | A 01N086 165.54 | B     | PDO  |
| 1406 | CRIM. POSS. OF STOLEN PROPTY 2ND          | A 01N086 165.52 | C     | PDO  |
| 1407 | CRIM. POSS. OF STOLEN PROPTY 3RD          | A 01N086 165.50 | D     | PDO  |
| 1408 | CRIM. POSS. OF STOLEN PROPTY 4RD          | A 01N086 165.45 | E     | PDO  |
| 1500 | FALSIFYING BUSINESS RECORDS 2ND           | 175.05          |       | MIS  |
| 1501 | TAMPERING WITH PUBLIC RECORDS 1ST         | 175.25          | D     | PDO  |
| 1502 | FALSIFYING BUSINESS RECORDS 1ST           | 175.10          | E     | PDO  |
| 1503 | OFFERING A FALSE INST. FOR FILING 1ST     | 175.35          | E     | PDO  |
| 1504 | ISSUING A FALSE CERTIFICATE               | 175.40          | E     | PDO  |
| 1505 | CRIMINAL USURY 2ND                        | 190.40          | E     | PDO  |
| 1506 | UNLAWFULLY CONCEALING A WILL              | 190.30          | E     | PDO  |
| 1507 | POSSESSION OF USURIOUS LOAN RECORDS       | 190.45          |       | MIS  |
| 1508 | FRAUD IN INSOLVENCY                       | 185.00          |       | MIS  |
| 1509 | FRAUD.DISP.GOODS SUBJ.CND.SALES CONTRACT  | 185.15          |       | MIS  |
| 1510 | TAMPERING WITH PUBLIC RECORDS 2ND         | 175.20          |       | MIS  |
| 1511 | OFFERING A FALSE INST. FOR FILING 2ND     | 175.30          |       | MIS  |
| 1512 | ISSUING A FALSE FINANCIAL STATEMENT       | 175.45          |       | MIS  |
| 1513 | PRESENTING A FALSE INSURANCE CLAIM        | 175.50          |       | MIS  |
| 1514 | FALSE ADVERTISING                         | 190.20          |       | MIS  |
| 1515 | CRIMINAL IMPERSONATION                    | 190.26          | E     | PDO  |
| 1516 | FRAUDULENT DISP. OF MORTGAGED PROPERTY    | 185.10          |       | MIS  |
| 1517 | FRAUD INVOLVING A SECURITY INTEREST       | 185.05          |       | MIS  |
| 1518 | MAKING FALSE STATEMENT OF CREDIT TERMS    | 190.55          |       | MIS  |
| 1519 | UNLAWFUL COLLECTION PRACTICES             | 190.50          |       | MIS  |
| 1520 | CRIMINAL USURY 1ST                        | 190.42          | C     | PDO  |
| 1521 | SCHEME TO DEFRAUD 1ST                     | 190.65          | E     | PDO  |
| 1522 | SCHEME TO DEFRAUD 2ND                     | 190.60          |       | MIS  |
| 1523 | ISSUING A BAD CHECK                       | 190.05          |       | MIS  |
| 1524 | MISCONDUCT BY A CORPORATE OFFICIAL        | 190.35          |       | MIS  |
| 1540 | INSURANCE FRAUD 1ST                       | B 01N086 176.20 | D     | PDO  |
| 1541 | INSURANCE FRAUD 2ND                       | B 01N086 176.15 | E     | PDO  |
| 1542 | INSURANCE FRAUD 3ND                       | B 01N086 176.10 |       | MIS  |
| 1543 | OBSTRUCTING GOVERNMENT ADMINISTRATION     | 195.07          | E     | PDO  |
| 1544 | INSURANCE FRAUD 1ST                       | A 01N086 176.30 | B     | PDO  |
| 1545 | INSURANCE FRAUD 2ND                       | A 01N086 176.25 | C     | PDO  |
| 1546 | INSURANCE FRAUD 3ND                       | A 01N086 176.20 | D     | PDO  |
| 1547 | INSURANCE FRAUD 4TH                       | A 01N086 176.15 | E     | PDO  |
| 1548 | INSURANCE FRAUD 5TH                       | A 01N086 176.10 | A     | MIS  |
| 1549 | DEFRAUDING THE GOVERNMENT                 | 195.20          | E     | PDO  |
| 1550 | ENTERPRISE CORRUPTION                     | 460.20          | B     | PDO  |
| 1551 | FALSE RETURN OR REPORT: CORPORATE TAX     | TX1805B         | E     | PDO  |
| 1552 | FRAUD IN THE SALE OF SECURITIES           | GB0352C         | E     | PDO  |
| 1553 | UNAUTHORIZED PRACTICE OF A PROFESSION     | ED6512          | E     | PDO  |
| 1554 | FALSE TAX RETURN: PERSONAL INCOME         | TX1804          | E     | PDO  |
| 1555 | REPEATED FAILURE TO FILE: PERSONAL INCOME | TX1802          | E     | PDO  |

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| CODE | DESCRIPTION                                  | PL-LAW          | CLASS | TYPE |
|------|--|-----------------|-------|------|
| 1556 | MONEY LAUNDERING 1ST                         | 470.14          | D     | PDO  |
| 1557 | MONEY LAUNDERING 2ND                         | 470.10          | E     | PDO  |
| 1558 | MISUSE OF FOOD STAMPS                        | SS147           | E     | PDO  |
| 1600 | FORGERY 1ST                                  | 170.15          | C     | PDO  |
| 1601 | CRIMINAL POSS. FORGED INST. 1ST              | 170.30          | C     | PDO  |
| 1602 | FORGERY 2ND                                  | 170.10          | D     | PDO  |
| 1603 | CRIMINAL POSS. FORGED INST. 2ND              | 170.25          | D     | PDO  |
| 1604 | CRIMINAL POSS. FORGERY DEVICES               | 170.40          | D     | PDO  |
| 1605 | FORGERY 3RD                                  | 170.05          |       | MIS  |
| 1606 | CRIMINAL POSS. FORGED INST. 3RD              | 170.20          |       | MIS  |
| 1607 | CRIMINAL SIMULATION                          | 170.45          |       | MIS  |
| 1608 | UNLAWFULLY USING SLUGS 1ST                   | 170.60          | E     | PDO  |
| 1609 | FORGERY OF VEHICLE IDENTIFICATION NUMBER     | 170.65          | E     | PDO  |
| 1610 | ILLEGAL POSS. VEHICLE IDENTIFICATION NUMBER  | 170.70          | E     | PDO  |
| 1611 | UNLAWFULLY USING SLUGS 2ND                   | 170.55          |       | MIS  |
| 1612 | FORGERY (DEGREE NOT SPECIFIED)               | 170.00          |       | PDO  |
| 1700 | ARSON 1ST                                    | 150.20          | A1    | VFO  |
| 1701 | ARSON 2ND                                    | 150.15          | B     | VFO  |
| 1702 | ARSON 3RD                                    | 150.10          | C     | CVO  |
| 1703 | ARSON 4TH                                    | 150.05          | E     | CVO  |
| 1801 | PROMOTING PROSTITUTION 1ST                   | 230.32          | B     | PDO  |
| 1802 | PROMOTING PROSTITUTION 2ND                   | 230.30          | C     | PDO  |
| 1803 | PROMOTING PROSTITUTION 3RD                   | 230.25          | D     | PDO  |
| 1804 | PROSTITUTION                                 | 230.00          |       | MIS  |
| 1805 | PERMITTING PROSTITUTION                      | 230.40          |       | MIS  |
| 1807 | PATRONIZING A PROSTITUTE 1ST                 | 230.06          | D     | CVO  |
| 1808 | PATRONIZING A PROSTITUTE 2ND                 | 230.05          | E     | PDO  |
| 1809 | PROMOTING PROSTITUTION 4TH                   | 230.20          |       | MIS  |
| 1810 | PATRONIZING A PROSTITUTE 3RD                 | 230.04          |       | MIS  |
| 1811 | PATRONIZING A PROSTITUTE 4TH                 | 230.03          |       | MIS  |
| 1812 | LOITERING, PURPOSE OF PROSTITUTION           | 240.37          |       | VIO  |
| 1813 | LOITERING, PURPOSE OF PROSTITUTION (2ND OFF) | 240.37          |       | MIS  |
| 1901 | SODOMY 1ST                                   | 130.50          | B     | VFO  |
| 1902 | SODOMY 2ND                                   | 130.45          | D     | CVO  |
| 1903 | SODOMY 3RD                                   | 130.40          | E     | CVO  |
| 1904 | SEXUAL MISCONDUCT                            | 130.20          |       | MIS  |
| 1905 | SEXUAL ABUSE 1ST                             | 130.65          | D     | VFO  |
| 1906 | SEXUAL ABUSE 2ND                             | 130.60          |       | MIS  |
| 1907 | INCEST                                       | 255.25          | E     | CVO  |
| 1908 | SEXUAL ABUSE 3RD                             | 130.55          |       | MIS  |
| 1909 | CONSENSUAL SODOMY                            | 130.38          |       | MIS  |
| 1910 | AGGRAVATED SEXUAL ABUSE                      | B 01N088 130.70 | B     | VFO  |
| 1911 | AGGRAVATED SEXUAL ABUSE 1ST                  | A 01N088 130.70 | B     | VFO  |
| 1912 | AGGRAVATED SEXUAL ABUSE 2ND                  | A 01N088 130.67 | C     | VFO  |
| 2000 | CRIMINAL SELLING OF DANGEROUS DRUGS 1ST      | 220.40          | A1    | PDO  |
| 2001 | CRIMINAL SELLING OF DANGEROUS DRUGS 3RD      | 220.40          | D     | PDO  |
| 2002 | USE OF DRUG PARAPHERNALIA 2ND                | 220.50          |       | MIS  |
| 2003 | CRIMINAL POSSES. OF DANGEROUS DRUGS 5TH      | 220.06          |       | PDO  |
| 2004 | CRIMINAL POSSES. OF DANGEROUS DRUGS 2ND      | 220.15          | B     | PDO  |
| 2005 | CRIMINAL POSSES. OF DANGEROUS DRUGS 3RD      | 220.10          | D     | PDO  |
| 2006 | CRIMINAL POSSES. OF DANGEROUS DRUGS 4TH      | 220.05          |       | PDO  |
| 2007 | CRIMINAL POSSES. OF DANGEROUS DRUGS 1ST      | 220.20          | A1    | PDO  |
| 2008 | USE OF DRUG PARAPHERNALIA 1ST                | 220.55          | D     | PDO  |
| 2009 | CRIMINAL POSS. HYPODERMIC INSTRUMENT         | 220.45          |       | MIS  |
| 2010 | CRIMINAL INJECTION OF A NARCOTIC DRUG        | 220.46          | E     | PDO  |

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| CODE | DESCRIPTION                                  | PL-LAW | CLASS | TYPE |
|------|--|--------|-------|------|
| 2011 | ARTICLE 33 - PUBLIC HEALTH LAW               | PH1753 | E     | PDO  |
| 2012 | CRIMINAL POSSESSION OF PRECURSORS            | 220.60 | E     | PDO  |
| 2013 | CRIMINAL SALE, CONTROLLED SUBSTANCE 1ST      | 220.43 | A1    | PDO  |
| 2014 | CRIMINAL POSS. CONTROLLED SUBSTANCE 1ST      | 220.21 | A1    | PDO  |
| 2015 | CRIMINAL SALE, CONTROLLED SUBSTANCE 2ND      | 220.41 | A2    | PDO  |
| 2016 | CRIMINAL POSS. CONTROLLED SUBSTANCE 2ND      | 220.18 | A2    | PDO  |
| 2017 | CRIMINAL SALE, CONTROLLED SUBSTANCE 3RD      | 220.39 | B     | PDO  |
| 2018 | CRIMINAL POSS. CONTROLLED SUBSTANCE 3RD      | 220.16 | B     | PDO  |
| 2021 | CRIMINAL SALE, CONTROLLED SUBSTANCE 4TH      | 220.34 | C     | PDO  |
| 2022 | CRIMINAL POSS. CONTROLLED SUBSTANCE 4TH      | 220.09 | C     | PDO  |
| 2023 | CRIMINAL SALE, CONTROLLED SUBSTANCE 5TH      | 220.31 | D     | PDO  |
| 2024 | CRIMINAL POSS. CONTROLLED SUBSTANCE 5TH      | 220.06 | D     | PDO  |
| 2025 | CRIMINAL POSS. CONTROLLED SUBSTANCE 6TH      | 220.05 | E     | PDO  |
| 2026 | ARTICLE 33 - PUBLIC HEALTH LAW               | PH1753 |       | MIS  |
| 2027 | CRIMINAL SALE OF MARIHUANA 1ST               | 221.55 | C     | PDO  |
| 2028 | CRIMINAL POSSESSION OF MARIHUANA 1ST         | 221.30 | C     | PDO  |
| 2029 | CRIMINAL SALE OF MARIHUANA 2ND               | 221.50 | D     | PDO  |
| 2030 | CRIMINAL POSSESSION OF MARIHUANA 2ND         | 221.25 | D     | PDO  |
| 2031 | CRIMINAL SALE OF MARIHUANA 3RD               | 221.45 | E     | PDO  |
| 2032 | CRIMINAL POSSESSION OF MARIHUANA 3RD         | 221.20 | E     | PDO  |
| 2034 | CRIMINAL POSS. CONTROLLED SUBSTANCE 7TH      | 220.03 |       | MIS  |
| 2035 | CRIMINAL SALE OF MARIHUANA 4TH               | 221.40 |       | MIS  |
| 2036 | CRIMINAL SALE OF MARIHUANA 5TH               | 221.35 |       | MIS  |
| 2037 | CRIMINAL POSSESSION OF MARIHUANA 4TH         | 221.15 |       | MIS  |
| 2038 | CRIMINAL POSSESSION OF MARIHUANA 5TH         | 221.10 |       | MIS  |
| 2039 | CRIMINAL SALE OF CONTROLLED SUBST- SCHOOL    | 220.44 | B     | PDO  |
| 2040 | CRIMINAL SALE OF PRESCRIPTION                | 220.65 | C     | PDO  |
| 2094 | CRIMINAL SELLING OF DANGEROUS DRUGS 2ND      | 220.35 | B     | PDO  |
| 2095 | CRIMINAL POSSES. OF DANGEROUS DRUGS 2ND- OBS | 220.15 | D     | PDO  |
| 2096 | CRIMINAL SELLING OF DANGEROUS DRUGS 3RD- OBS | 220.30 | D     | PDO  |
| 2100 | CRIMINAL POSS. OF A DANGEROUS WEAPON 1ST     | 265.04 | B     | VFO  |
| 2101 | CRIMINAL POSSESSION OF A WEAPON 3RD          | 265.02 | D     | VFO  |
| 2102 | MFG,TRANSPORT ETC, DANGEROUS WEAPONS ETC     | 265.10 | D     | CVO  |
| 2103 | PROHIBITED USE OF WEAPONS 1ST                | 265.35 | D     | CVO  |
| 2104 | PROHIBITED USE OF WEAPONS 2ND                | 265.35 | E     | CVO  |
| 2105 | CRIMINAL POSSESSION OF A WEAPON 4TH          | 265.01 |       | MIS  |
| 2106 | MFG,TRANSPORT ETC, DANGEROUS WEAPONS ETC     | 265.10 |       | MIS  |
| 2107 | PROHIBITED USE OF WEAPONS                    | 265.35 |       | MIS  |
| 2108 | CRIMINAL POSSESSION OF A WEAPON 2ND          | 265.03 | C     | VFO  |
| 2109 | DANGEROUS WEAPON OFFENSE                     | 265.05 |       | VIO  |
| 2110 | FAILURE TO REPORT CERTAIN WOUNDS             | 265.25 |       | MIS  |
| 2121 | CRIMINAL USE OF FIREARMS 1ST                 | 265.09 | B     | VFO  |
| 2122 | CRIMINAL USE OF FIREARMS 2ND                 | 265.08 | C     | VFO  |
| 2123 | CRIMINAL SALE OF FIREARMS 1ST                | 265.12 | D     | VFO  |
| 2124 | CRIMINAL SALE OF FIREARMS 2ND                | 265.11 | E     | CVO  |
| 2125 | UNLAWFUL WEARING OF A BODY VEST              | 270.20 | E     | CVO  |
| 2201 | DRIVING WHILE INTOX., 1ST OFFENSE            | VT1192 |       | MIS  |
| 2202 | DRIVING WHILE INTOX., 2ND/SUBSQ. OFFENSE     | VT1192 | E     | PDO  |
| 2300 | OBSCENITY 2ND                                | 235.06 | E     | PDO  |
| 2301 | OBSCENITY 1ST                                | 235.07 | D     | PDO  |
| 2302 | DISSEM. OF INDECENT MATERIAL TO MINORS       | 235.21 | E     | PDO  |
| 2303 | PUBLIC DISPLAY,OFFENSIVE SEXUAL MATERIAL     | 245.11 |       | MIS  |
| 2304 | ISSUING ABORTIONAL ARTICLES                  | 125.60 |       | MIS  |
| 2305 | PUBLIC LEWDNESS                              | 245.00 |       | MIS  |
| 2400 | ABANDONMENT OF A CHILD                       | 260.00 | E     | CVO  |

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| CODE | DESCRIPTION                                  | PL-LAW   | CLASS | TYPE |
|------|--|----------|-------|------|
| 2401 | NON-SUPPORT OF A CHILD                       | 260.05   |       | MIS  |
| 2500 | ENDANGERING THE WELFARE OF A CHILD           | 260.10   |       | MIS  |
| 2501 | USE OF A CHILD IN A SEXUAL PERFORMANCE       | 263.05   | C     | CVO  |
| 2502 | PROMOTING OBSCENE SEX PERF. BY A CHILD       | 263.10   | D     | CVO  |
| 2503 | PROMOTING SEXUAL PERFORMANCE BY A CHILD      | 263.15   | D     | CVO  |
| 2504 | UNLAWFULLY DEALING WITH A CHILD              | 260.20   |       | MIS  |
| 2506 | ENDANGERING WELFARE - INCOMPETENT PERSON     | 260.25   |       | MIS  |
| 2600 | MFG. OR SALE, ILLICIT ALCOHOLIC BEVERAGES    | ABC152   | E     | PDO  |
| 2601 | VIOL. OF REGS , SALE ALCOHOLIC BEVERAGES     | ABC151   |       | VIO  |
| 2602 | VIOL. OF REGS , SALE ALCOHOLIC BEVERAGES     | ABC151   |       | MIS  |
| 2700 | UNLAWFUL USE OF CREDIT CARDS                 | 165.17   |       | MIS  |
| 2701 | THEFT OF SERVICES                            | 165.15   |       | MIS  |
| 2702 | MISAPPLICATION OF PROPERTY                   | 165.00   |       | MIS  |
| 2703 | FRAUDULENTLY OBTAINING A SIGNATURE           | 165.20   |       | MIS  |
| 2704 | FORTUNE TELLING                              | 165.35   |       | MIS  |
| 2801 | DRIVING WHILE IMPAIRED, DRUGS - 1ST OFF.     | VT1192   |       | MIS  |
| 2802 | DRIVING, IMPAIRED, DRUGS - 2ND/SUBSQ OFF.    | VT1192   | E     | PDO  |
| 2900 | UNSPEC. VIOLATION OF MOTOR VEHICLE LAWS      | VT       |       |      |
| 2901 | DESTROYING/DEFACING UNATTENDED MOTOR VEH     | VT1224   |       | MIS  |
| 2902 | UNAUTH. REMOVAL LIC. PLATE FROM MOTOR VEH    | VT 403   |       | MIS  |
| 2903 | LEAV SERIOUS PERSONAL INJ ACC W/O REPORTING  | VT 600   | E     | PDO  |
| 2904 | AGGRAVATED UNLIC. OPERATION OF MOTOR VEHICLE | VT511.3A | E     | PDO  |
| 2905 | UNLICENSED VEHICLE DISMANTLING               | VT415.A  | E     | PDO  |
| 3000 | RIOT 2ND                                     | 240.05   |       | MIS  |
| 3001 | INCITING A RIOT                              | 240.08   |       | MIS  |
| 3002 | DISRUPTION OF RELIGIOUS SERVICES             | 240.21   |       | MIS  |
| 3003 | AGGRAVATED HARASSMENT 2ND                    | 240.30   |       | MIS  |
| 3004 | UNLAWFUL ASSEMBLY                            | 240.10   |       | MIS  |
| 3005 | LOITERING 1ST                                | 240.36   |       | MIS  |
| 3006 | CRIMINAL NUISANCE                            | 240.45   |       | MIS  |
| 3007 | FALSELY REPORTING AN INCIDENT 3RD            | 240.50   |       | MIS  |
| 3008 | FALSELY REPORTING AN INCIDENT 2ND            | 240.55   |       | MIS  |
| 3009 | FALSELY REPORTING AN INCIDENT 1ST            | 240.60   | E     | PDO  |
| 3010 | PUBLIC INTOXICATION                          | 240.40   |       | VIO  |
| 3011 | APPEAR IN PUBLIC, INTOX, DRUGS NOT ALCOHOL   | 240.40   |       | VIO  |
| 3012 | LOITERING, PURPOSE OF PROSTITUTION           | 240.37   |       | VIO  |
| 3013 | AGGRAVATED HARRASSMENT 1ST                   | 240.31   | E     | PDO  |
| 3100 | LOITERING                                    | 240.35   |       | VIO  |
| 3101 | DISORDERLY CONDUCT                           | 240.20   |       | VIO  |
| 3102 | HARASSMENT                                   | 240.25   |       | VIO  |
| 3103 | LOITERS FOR BEGGING                          | 240.35   |       | VIO  |
| 3301 | PROMOTING GAMBLING 1ST LOTTERY OR POLICY     | 225.10   | E     | PDO  |
| 3302 | PROMOTING GAMBLING 1ST - BOOKMAKING          | 225.10   | E     | PDO  |
| 3303 | POSS. GAMBLING RECORDS 1ST-LOTTERY/POLICY    | 225.20   | E     | PDO  |
| 3304 | POSS. GAMBLING RECORDS 1ST - BOOKMAKING      | 225.20   | E     | PDO  |
| 3305 | POSSESSION OF GAMBLING DEVICES               | 225.30   |       | MIS  |
| 3306 | PROMOTING GAMBLING 2ND                       | 225.05   |       | MIS  |
| 3307 | POSSESSION OF GAMBLING RECORDS 2ND           | 225.15   |       | MIS  |
| 3401 | CRIMINAL MISCHIEF 2ND                        | 145.10   | D     | PDO  |
| 3402 | CRIMINAL MISCHIEF 3RD                        | 145.05   | E     | PDO  |
| 3403 | CRIMINAL MISCHIEF 4TH                        | 145.00   |       | MIS  |
| 3404 | CRIMINAL TAMPERING 1ST                       | 145.20   | D     | PDO  |
| 3405 | CRIMINAL TAMPERING 2ND                       | 145.15   |       | MIS  |
| 3406 | CRIMINAL MISCHIEF 1ST                        | 145.12   | B     | PDO  |
| 3407 | CRIMINAL TAMPERING 3RD                       | 145.14   |       | MIS  |

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| CODE | DESCRIPTION                                  | PL-LAW | CLASS | TYPE |
|------|--|--------|-------|------|
| 3408 | RECKLESS ENDANGERMENT OF PROPERTY            | 145.25 |       | MIS  |
| 3409 | TAMPERING WITH CONSUMER PRODUCT 1ST          | 145.45 | E     | PDO  |
| 3501 | CRIMINAL TRESPASS 1ST                        | 140.17 | D     | PDO  |
| 3502 | CRIMINAL TRESPASS 2ND                        | 140.15 |       | MIS  |
| 3503 | CRIMINAL TRESPASS 3RD                        | 140.10 |       | MIS  |
| 3504 | UNLAWFUL POSSESSION OF RADIO DEVICES         | 140.40 |       | MIS  |
| 3600 | CORPORATION ORDINANCES-MISDMNR, LOCAL LAW    | GML &  |       | MIS  |
| 3900 | ABSCONDING FROM FURLOUGH PROGRAM             | 205.18 |       | MIS  |
| 3901 | ESCAPE 1ST                                   | 205.15 | D     | PDO  |
| 3902 | ESCAPE 2ND                                   | 205.10 | E     | PDO  |
| 3903 | ESCAPE 3RD                                   | 205.05 |       | MIS  |
| 3904 | ABSCONDING FROM TEMPORARY RELEASE 1ST        | 205.17 | E     | PDO  |
| 3905 | RESISTING ARREST                             | 205.30 |       | MIS  |
| 3906 | ABSCONDING FROM TEMPORARY RELEASE 2ND        | 205.16 |       | MIS  |
| 3907 | PROMOTING PRISON CONTRABAND 1ST              | 205.25 | D     | PDO  |
| 3908 | PROMOTING PRISON CONTRABAND 2ND              | 205.20 |       | MIS  |
| 3909 | HINDERING PROSECUTION 1ST                    | 205.65 | D     | PDO  |
| 3910 | HINDERING PROSECUTION 2ND                    | 205.60 | E     | PDO  |
| 3911 | HINDERING PROSECUTION 3RD                    | 205.55 |       | MIS  |
| 3912 | ABSCONDING FROM COMMUNITY TREATMENT FACILITY | 205.19 | E     | PDO  |
| 4000 | KIDNAPPING                                   | 135.00 |       | USP  |
| 4001 | KIDNAPPING 1ST                               | 135.25 | A1    | VFO  |
| 4002 | KIDNAPPING 2ND                               | 135.20 | B     | VFO  |
| 4003 | UNLAWFUL IMPRISONMENT 1ST                    | 135.10 | E     | CVO  |
| 4004 | CUSTODIAL INTERFERENCE 1ST                   | 135.50 | E     | CVO  |
| 4005 | SUBSTITUTION OF CHILDREN                     | 135.55 | E     | CVO  |
| 4006 | COERCION 1ST                                 | 135.65 | D     | CVO  |
| 4007 | UNLAWFUL IMPRISONMENT 2ND                    | 135.05 |       | MIS  |
| 4008 | COERCION 2ND                                 | 135.60 |       | MIS  |
| 4009 | CUSTODIAL INTERFERENCE 2ND                   | 135.45 |       | MIS  |
| 4010 | BODY STEALING                                | PH4216 | E     | PDO  |
| 4201 | BAIL JUMPING 2ND                             | 215.56 | E     | PDO  |
| 4202 | TAMPERING WITH PHYSICAL EVIDENCE             | 215.40 | E     | PDO  |
| 4203 | CRIMINAL CONTEMPT 1ST                        | 215.51 | E     | PDO  |
| 4204 | UNLAWFUL GRAND JURY DISCLOSURE               | 215.70 | E     | PDO  |
| 4205 | TAMPERING WITH A WITNESS 4TH                 | 215.10 |       | MIS  |
| 4206 | TAMPERING WITH A JUROR                       | 215.25 |       | MIS  |
| 4207 | MISCONDUCT BY A JUROR                        | 215.30 |       | MIS  |
| 4208 | COMPOUNDING A CRIME                          | 215.45 |       | MIS  |
| 4209 | CRIMINAL CONTEMPT 2ND                        | 215.50 |       | MIS  |
| 4210 | BAIL JUMPING 3RD                             | 215.55 |       | MIS  |
| 4211 | CRIMINAL CONTEMPT OF THE LEGISLATURE         | 215.60 |       | MIS  |
| 4212 | CRIM. CONTEMPT, TEMP. STATE COMMISSION       | 215.65 |       | MIS  |
| 4213 | CRIM. CONTEMPT, STATE COMM. JUDICIAL COND    | 215.66 |       | MIS  |
| 4214 | UNLAWFUL DISCLOSURE OF AN INDICTMENT         | 215.75 |       | MIS  |
| 4215 | TAMPERING WITH A WITNESS 3RD                 | 215.11 | E     | PDO  |
| 4216 | TAMPERING WITH A WITNESS 1ST                 | 215.13 | B     | PDO  |
| 4217 | TAMPERING WITH A WITNESS 2ND                 | 215.12 | D     | PDO  |
| 4218 | BAIL JUMPING 1ST                             | 215.57 | D     | PDO  |
| 4300 | BIGAMY                                       | 255.15 | E     | PDO  |
| 4301 | UNLAWFULLY SOLEMNIZING A MARRIAGE            | 255.00 |       | MIS  |
| 4302 | UNLAWFULLY ISSUING A DISSOLUTION DECREE      | 255.05 |       | MIS  |
| 4303 | UNLAWFULLY PROCURING A MARRIAGE LICENSE      | 255.10 |       | MIS  |
| 4304 | ADULTERY                                     | 255.17 |       | MIS  |
| 4601 | PERJURY 1ST                                  | 210.15 | D     | PDO  |

LISTING OF CRIME TABLE- 01JAN91

| CODE | DESCRIPTION                                  | PL-LAW | CLASS | TYPE |
|------|--|--------|-------|------|
| 4602 | PERJURY 2ND                                  | 210.10 | E     | PDO  |
| 4603 | MAKING APPARENTLY SWORN FALSE STATE. 1ST     | 210.40 | E     | PDO  |
| 4604 | PERJURY 3RD                                  | 210.05 |       | MIS  |
| 4605 | MAKING APPARENTLY SWORN FALSE STATE. 2ND     | 210.35 |       | MIS  |
| 4606 | MAKING PUNISHABLE FALSE WRITTEN STATEMENT    | 210.45 |       | MIS  |
| 4607 | CRIMINAL SOLICITATION 4TH                    | 100.05 |       | MIS  |
| 4800 | BRIBERY 2ND B 01N086                         | 200.00 | D     | PDO  |
| 4801 | BRIBERY 1ST                                  | 200.04 | B     | PDO  |
| 4802 | BRIBE RECEIVING 1ST                          | 200.12 | B     | PDO  |
| 4803 | REWARDING OFFICIAL MISCONDUCT 1ST            | 200.22 | C     | PDO  |
| 4804 | BRIBE RECEIVING 2ND B 01N086                 | 200.10 | D     | PDO  |
| 4805 | RECEIVING REWARD FOR OFFICIAL MISCONDUCT 1ST | 200.27 | C     | PDO  |
| 4806 | REWARDING OFFICIAL MISCONDUCT 2ND            | 200.20 | E     | PDO  |
| 4807 | RECEIVING REWARD FOR OFFICIAL MISCONDUCT 2ND | 200.25 | E     | PDO  |
| 4808 | BRIBE RECEIVING BY A JUROR                   | 215.20 | D     | PDO  |
| 4809 | BRIBE RECEIVING BY A WITNESS                 | 215.05 | D     | PDO  |
| 4810 | BRIBING A JUROR                              | 215.19 | D     | PDO  |
| 4811 | BRIBING A WITNESS                            | 215.00 | D     | PDO  |
| 4812 | SPORTS BRIBING                               | 180.40 | D     | PDO  |
| 4813 | SPORTS BRIBE RECEIVING                       | 180.45 | E     | PDO  |
| 4814 | COMMERCIAL BRIBING 1ST                       | 180.03 | E     | PDO  |
| 4815 | COMMERCIAL BRIBE RECEIVING 1ST               | 180.08 | E     | PDO  |
| 4816 | COMMERCIAL BRIBING 2ND                       | 180.00 |       | MIS  |
| 4817 | COMMERCIAL BRIBE RECEIVING 2ND               | 180.05 |       | MIS  |
| 4818 | BRIBING A LABOR OFFICIAL                     | 180.15 | D     | PDO  |
| 4819 | BRIBE RECEIVING BY A LABOR OFFICIAL          | 180.25 | D     | PDO  |
| 4820 | BRIBE GIVING FOR PUBLIC OFFICE               | 200.45 | D     | PDO  |
| 4821 | BRIBE RECEIVING FOR PUBLIC OFFICE            | 200.50 | D     | PDO  |
| 4822 | TAMPERING WITH A SPORTS CONTEST 2ND          | 180.50 |       | MIS  |
| 4823 | RENT GOUGING                                 | 180.55 |       | MIS  |
| 4824 | GIVING UNLAWFUL GRATUITIES                   | 200.30 |       | MIS  |
| 4825 | RECEIVING UNLAWFUL GRATUITIES                | 200.35 |       | MIS  |
| 4826 | TAMPERING WITH A SPORTS CONTEST 1ST          | 180.51 | E     | PDO  |
| 4827 | IMPAIRING INTEG. PARI-MUTUEL BETTING SYS 2ND | 180.52 | E     | PDO  |
| 4828 | IMPAIRING INTEG. PARI-MUTUEL BETTING SYS 1ST | 180.53 | D     | PDO  |
| 4829 | INTIMIDATION OF VICTIM OR WITNESS 2ND        | 215.16 | D     | PDO  |
| 4830 | INTIMIDATION OF VICTIM OR WITNESS 3RD        | 215.15 | E     | PDO  |
| 4831 | BRIBERY 2ND A 01N086                         | 200.03 | C     | PDO  |
| 4832 | BRIBERY 3RD                                  | 200.00 | D     | PDO  |
| 4833 | BRIBE RECEIVING 2ND A 01N086                 | 200.11 | C     | PDO  |
| 4834 | BRIBE RECEIVING 3RD                          | 200.10 | D     | PDO  |
| 4835 | INTIMIDATION OF VICIYM OR WITNESS 1ST        | 215.17 | B     | VFO  |
| 5400 | EAVESDROPPING                                | 250.05 | E     | PDO  |
| 5401 | POSSESSION OF EAVESDROPPING DEVICES          | 250.10 |       | MIS  |
| 5402 | FAILURE TO REPORT WIRETAPPING                | 250.15 |       | MIS  |
| 5403 | DIVULGING A COURT ORDER                      | 250.20 |       | MIS  |
| 5404 | TAMPERING WITH PRIVATE COMMUNICATIONS        | 250.25 |       | MIS  |
| 5405 | UNLAWFULLY OBTAINING COMMUNICATIONS INFO     | 250.30 |       | MIS  |
| 5406 | FAILURE TO REPORT CRIMINAL COMMUNICATION     | 250.35 |       | MIS  |
| 6001 | RIOT 1ST                                     | 240.06 | E     | PDO  |
| 6002 | CRIMINAL ANARCHY                             | 240.15 | E     | PDO  |
| 6401 | CONSPIRACY 1ST                               | 105.17 | A1    | VFO  |
| 6402 | CONSPIRACY 2ND                               | 105.15 | B     | PDO  |
| 6403 | CONSPIRACY 3ND                               | 105.13 | D     | PDO  |
| 6404 | QNSPIRACY 4TH                                | 105.10 | E     | PDO  |

## LISTING OF CRIME TABLE- 01JAN91

| CODE | DESCRIPTION                                   | PL-LAW | CLASS | TYPE |
|------|---|--------|-------|------|
| 6405 | CONSPIRACY 5TH                                | 105.05 |       | MIS  |
| 6406 | CONSPIRACY 6TH                                | 105.00 |       | MIS  |
| 6500 | CRIMINAL SOLICITATION 1ST                     | 100.13 | C     | PDO  |
| 6501 | CRIMINAL SOLICITATION 2ND                     | 100.10 | D     | PDO  |
| 6502 | CRIMINAL SOLICITATION 3RD                     | 100.08 | E     | PDO  |
| 6600 | CRIMINAL FACILITATION 1ST                     | 115.08 | B     | PDO  |
| 6601 | CRIMINAL FACILITATION 2ND                     | 115.05 | C     | PDO  |
| 6602 | CRIMINAL FACILITATION 3RD                     | 115.01 | E     | PDO  |
| 6700 | UNAUTHORIZED TRANSFER OF RECORDED SOUND       | 275.05 | E     | PDO  |
| 6701 | ADVERTISING/SALE, UNAUTHORIZED RECORDING      | 275.10 |       | MIS  |
| 6702 | FAILURE TO DISCLOSE ORIGIN OF RECORDING       | 275.15 |       | MIS  |
| 6703 | IMPROPER LABELLING OF RECORDS                 | 275.20 |       | MIS  |
| 8000 | YOUTHFUL OFFENDER                             |        | YO    |      |
| 8001 | YO- MURDER                                    | 125    | YO    | VFO  |
| 8002 | YO- MANSLAUGHTER                              | 125    | YO    | VFO  |
| 8003 | YO- CRIMINALLY NEGLIGENT HOMICIDE             | 125    | YO    | CVO  |
| 8004 | YO- RAPE                                      | 130    | YO    | VFO  |
| 8005 | YO- ROBBERY                                   | 160    | YO    | VFO  |
| 8006 | YO- ASSAULT                                   | 120    | YO    | VFO  |
| 8007 | YO- BURGLARY                                  | 140    | YO    | VFO  |
| 8010 | YO- GRAND LARCENY (NOT AUTO)                  | 155    | YO    | PDO  |
| 8013 | YO- GRAND LARCENY -(AUTO)                     | 155    | YO    | PDO  |
| 8014 | YO- CRIMINAL POSS. OF STOLEN PROPERTY         | 165    | YO    | PDO  |
| 8015 | YO- FRAUD                                     | 175    | YO    | PDO  |
| 8016 | YO- FORGERY                                   | 170    | YO    | PDO  |
| 8017 | YO- ARSON                                     | 150    | YO    | CVO  |
| 8018 | YO- PROMOTING PROSTITUTION                    | 230    | YO    | PDO  |
| 8019 | YO- SODOMY / SEXUAL ABUSE                     | 130    | YO    | VFO  |
| 8020 | YO- DRUG OFFENSE                              | 220    | YO    | PDO  |
| 8021 | YO- DANGEROUS WEAPONS                         | 265    | YO    | VFO  |
| 8022 | YO- DRIVING WHILE INTOXICATED                 | VT1192 | YO    | PDO  |
| 8024 | YO- ABANDONMENT/NON-SUPPORT OF A CHILD        | 260    | YO    | CVO  |
| 8026 | YO- MFG. OR SALE, ILLICIT ALCOHOLIC BEVERAGES | ABC152 | YO    | PDO  |
| 8028 | YO- DRIVING WHILE IMPARED, DRUGS              | VT1192 | YO    | PDO  |
| 8031 | YO- DISORDERLY CONDUCT                        | 240    | YO    | VIO  |
| 8033 | YO- PROMOTING GAMBLING LOTTERY OR POLICY      | 225    | YO    | PDO  |
| 8034 | YO- CRIMINAL MISCHIEF                         | 145    | YO    | PDO  |
| 8035 | YO- CRIMINAL TRESPASS                         | 140    | YO    | PDO  |
| 8039 | YO- ESC/ABS, RES ARREST, PRO PRISON CONTRA'D  | 205    | YO    | PDO  |
| 8040 | YO- KIDNAPPING                                | 135    | YO    | VFO  |
| 9001 | UNSPECIFIED FELONY                            | UNSPEC | UN    |      |
| 9002 | UNSPECIFIED MISDEMEANOR                       | UNSPEC | UN    |      |
| 9003 | UNSPECIFIED VIOLATION                         | UNSPEC | UN    |      |
| 9004 | UNSPECIFIED INFRACTION                        | UNSPEC | UN    |      |
| 9100 | JUVENILE DELIQUENT                            |        | JD    |      |