

New York City Department of Probation - Recidivism Report

Local Law 90

Calendar Year 2023

Subdivision B:

	Adult	Percentage	Juvenile	Percentage
I. Population Overview:				
-Number of Probationers (on supervision 12/31/23)	9,972		532	
-Average Monthly Number of Probationers during CY 2023	9,735		580	
-Number of Probationers (period of supervision began during CY 2023)	4,107		571	
II. The number and percentage of probationers who were:				
(a.) Arrested for any crime	2,648		272	
(b.) Arrested for a non-criminal offense	28	1.1%	2	0.7%
(c.) Arrested for a misdemeanor	1,604	60.6%	108	39.7%
(d.) Arrested for a felony	1,565	59.1%	221	81.3%
- Violent felony	593	22.4%	156	57.4%
- Felony drug offense	252	9.5%	12	4.4%
- Second felony drug offense	80	3.0%	N/A	N/A
(e.) Other (violations)	36	1.4%	2	0.7%
(f.) Convicted of a non-criminal offense	2	1.2%	N/A	N/A
(g.) Convicted of a misdemeanor	124	73.4%	18	23.1%
(h.) Convicted of a felony	43	25.4%	36	46.2%
- Convicted of a violent felony	14	8.3%	24	30.8%
- Convicted of a felony drug offense	5	3.0%	N/A	N/A
- Convicted of second felony drug offense	0	0.0%	N/A	N/A
(i.) Other (violations)	37	21.9%	N/A	N/A
III. The number off arrests resulting in sentences of incarceration other than time served for:				
- Non criminal offenses	3		0	
- Misdemeanors	24		3	
- Felonies	11		11	
IV. The number and percentage of probationers who were arrested within the following periods of time (from date of sentence)				
	Adult	Percentage	Juvenile	Percentage
(a.) 1 month	93	6.5%	45	29.0%
(b.) 3 months	215	15.0%	39	25.2%
(c.) 6 months	257	18.0%	36	23.2%
(d.) 1 year	355	24.8%	29	18.7%
(e.) 2 years	309	21.6%	6	3.9%
(f.) 3 years	201	14.1%	0	0.0%
V. The number and percentage of probationers who:				
(a.) Were in full compliance with terms of their probation	13,174	90.2%	762	78.9%
(b.) Violated the terms of their probation (by administrative hearing)	38	0.3%	66	6.8%
(c.) Violated the terms of their probation (overall:)	1,386	9.5%	138	14.3%
- Rearrest	1,023	7.0%	20	2.1%
- Absconder	144	1.0%	2	0.2%
- Technical	219	1.5%	116	12.0%
VI. The number and percentage of probationers whose period of probation was successfully completed during the reporting period.				
(a.) Successful completions	3,093	69.8%	295	78.5%
- Mean (in days)	1,219		343	
- Median (in days)	1,095		363	
VII. The number of cases open for adjustment during the reporting period that were monitored by the department, and the number and percentage of such cases in which those being monitored violated the terms of their monitoring.				
(a.) Number of cases open for adjustment	N/A		1,915	
(b.) Number that did not successfully complete adjustment services and were referred for petition	N/A		228	
(c.) Percentage that did not successfully complete adjustment services and were referred for petition	N/A		11.9%	
Key:				
N/A = Not Applicable				
Numbers are preliminary; based on available data in the Department's case management system				

Subdivision C:				
	Citywide	Percentage		
I. The age of the probationer, in the following categories:				
(a.) up to age 15,	121	1.2%		
(b.) 16-24, and	1,991	19.0%		
(c.) 25 and older	8,392	79.9%		
II. Whether the underlying case for which the probationer was ordered to be monitored by the department was classified by state law, or by , or by equivalent laws of another state, as a :				
(a.) juvenile delinquency,	532	5.1%		
(b.) juvenile offender,	1	0.0%		
(c.) youthful offender, or	362	3.4%		
(d.) adult criminal case	9,609	91.5%		
III. For those probationers for whom the underlying case for which the probationer was ordered to be monitored was an adult criminal case, or the equivalent in another state, whether such case was				
a misdemeanor or felony	Adult	Percentage	Juvenile	Percentage
(a.) Felonies	7,282	70.1%	302	58.6%
(b.) Misdemeanors	3,061	29.5%	203	39.4%
(c.) Other	50	0.5%	10	1.9%
IV. The risk level of the probationer, as described in section 351.6 of title 9 of the compilation of codes, rules and regulations of the state of New York, or any successor regulation.				
(a.) Low Risk	3,229	32.8%	78	26.1%
(b.) Medium Risk	3,969	40.3%	173	57.9%
(c.) High Risk	2,547	25.9%	48	16.1%
(d.) Greatest Risk (Does not apply to Juvenile Operations)	107	1.1%	N/A	N/A
Key:				
N/A = Not Applicable				
<i>Numbers are preliminary; based on available data in the Department's case management system</i>				

Subdivison C:

II.

Adult Probationers

- Arrestees by category of arrest and age on Dec. 31, 2023 *

	<u>All arrests</u>	<u>percentage</u>	<u>Non-crim. offense</u>	<u>percentage</u>	<u>Misd.</u>	<u>percentage</u>	<u>Fel.</u>	<u>percentage</u>	<u>VFO</u>	<u>percentage</u>	<u>Other</u>	<u>percentage</u>
15 and under	3	0.1%	0	0.0%	0	0.0%	3	0.3%	2	0.5%	0	0.0%
16-24	623	23.5%	6	21.4%	354	22.1%	431	27.5%	222	37.4%	6	16.7%
25 +	2,022	76.4%	22	78.6%	1,250	77.9%	1,131	72.3%	369	62.2%	30	83.3%
Total	2,648		28		1,604		1,565		593		36	

- Arrestees by category of arrest and age at the date of sentence *

	<u>All arrests</u>	<u>percentage</u>	<u>Non-crim. offense</u>	<u>percentage</u>	<u>Misd.</u>	<u>percentage</u>	<u>Fel.</u>	<u>percentage</u>	<u>VFO</u>	<u>percentage</u>	<u>Other</u>	<u>percentage</u>
15 and under	3	0.1%	0	0.0%	0	0.0%	3	0.2%	2	0.3%	0	0.0%
16-24	899	34.0%	8	28.6%	530	33.0%	592	37.8%	280	47.2%	11	30.6%
25 +	1,746	65.9%	20	71.4%	1,074	67.0%	970	62.0%	311	52.4%	25	69.4%
Total	2,648		28		1,604		1,565		593		36	

*Percentages are based on the column totals of all crime categories; the Arrestee "All Arrests" total is smaller than its combined subtotals because a probationer can be arrested multiple times and in multiple arrest categories.

Subdivison C:

II.

Juvenile Probationers

- Arrestees by category of arrest and age on Dec. 31, 2023 *

	<u>All arrests</u>	<u>percentage</u>	<u>Non-crim. offense</u>	<u>percentage</u>	<u>Misd.</u>	<u>percentage</u>	<u>Fel.</u>	<u>percentage</u>	<u>VFO</u>	<u>percentage</u>	<u>Other</u>	<u>percentage</u>
15 and under	47	17.3%	0	0.0%	22	20.4%	36	16.3%	24	15.4%	0	0.0%
16-24	225	82.7%	2	0.0%	86	79.6%	185	83.7%	132	84.6%	2	100.0%
Total	272		2		108		221		156		2	

- Arrestees by category of arrest and age at the date of sentence *

	<u>All arrests</u>	<u>percentage</u>	<u>Non-crim. offense</u>	<u>percentage</u>	<u>Misd.</u>	<u>percentage</u>	<u>Fel.</u>	<u>percentage</u>	<u>VFO</u>	<u>percentage</u>	<u>Other</u>	<u>percentage</u>
15 and under	95	34.9%	1	0.0%	37	34.3%	79	35.7%	54	34.6%	1	50.0%
16-24	177	65.1%	1	0.0%	71	65.7%	142	64.3%	102	65.4%	1	50.0%
Total	272		2		108		221		156		2	

*Percentages are based on the column totals of all crime categories; the Arrestee "All Arrests" total is smaller than its combined subtotals because a probationer can be arrested multiple times and in multiple arrest categories.

Subdivison C:

IV.

Adult Probationers

- Sentence - 1st arrest intervals per age on Dec. 31, 2023 *

	<u>1 month</u>	<u>percentage</u>	<u>3 months</u>	<u>percentage</u>	<u>6 months</u>	<u>percentage</u>	<u>1 year</u>	<u>percentage</u>	<u>2 years</u>	<u>percentage</u>	<u>3 years</u>	<u>percentage</u>
15 and under	0	0.0%	1	0.1%	1	0.1%	0	0.0%	0	0.0%	0	0.0%
16-24	25	1.7%	74	5.2%	83	5.8%	78	5.5%	65	4.5%	25	1.7%
25 +	68	4.8%	140	9.8%	173	12.1%	277	19.4%	244	17.1%	176	12.3%
Total	93	6.5%	215	15.0%	257	18.0%	355	24.8%	309	21.6%	201	14.1%

- Sentence - 1st arrest intervals per age at sentence date *

	<u>1 month</u>	<u>percentage</u>	<u>3 months</u>	<u>percentage</u>	<u>6 months</u>	<u>percentage</u>	<u>1 year</u>	<u>percentage</u>	<u>2 years</u>	<u>percentage</u>	<u>3 years</u>	<u>percentage</u>
15 and under	0	0.0%	1	0.1%	1	0.1%	0	0.0%	0	0.0%	0	0.0%
16-24	28	2.0%	82	5.7%	96	6.7%	110	7.7%	94	6.6%	55	3.8%
25 +	65	4.5%	132	9.2%	160	11.2%	245	17.1%	215	15.0%	146	10.2%
Total	93	6.5%	215	15.0%	257	18.0%	355	24.8%	309	21.6%	201	14.1%

*Percentages are based on the overall numbers of probationers rearrested within three years of sentencing.

Subdivision C:

IV.

Juvenile Probationers

- Sentence - 1st arrest intervals per age on Dec. 31, 2023.

	<u>1 month</u>	<u>percentage</u>	<u>3 months</u>	<u>percentage</u>	<u>6 months</u>	<u>percentage</u>	<u>1 year</u>	<u>percentage</u>	<u>2 years</u>	<u>percentage</u>	<u>3 years</u>	<u>percentage</u>
15 and under	12	7.7%	12	7.7%	4	2.6%	2	1.3%	0	0.0%	0	0.0%
16-24	33	21.3%	27	17.4%	32	20.6%	27	17.4%	6	3.9%	0	0.0%
Total	45	29.0%	39	25.2%	36	23.2%	29	18.7%	6	3.9%	0	0.0%

- Sentence - 1st arrest intervals per age at sentence date.

	<u>1 month</u>	<u>percentage</u>	<u>3 months</u>	<u>percentage</u>	<u>6 months</u>	<u>percentage</u>	<u>1 year</u>	<u>percentage</u>	<u>2 years</u>	<u>percentage</u>	<u>3 years</u>	<u>percentage</u>
15 and under	16	10.3%	17	11.0%	10	6.5%	8	5.2%	3	1.9%	0	0.0%
16-24	29	18.7%	22	14.2%	26	16.8%	21	13.5%	3	1.9%	0	0.0%
Total	45	29.0%	39	25.2%	36	23.2%	29	18.7%	6	3.9%	0	0.0%

*Percentages are based on the overall numbers of probationers rearrested within three years of sentencing.

Subdivison C:

IV.

- Adult probationer risk level by age on Dec. 31, 2023 *

	<u>Low Risk</u>	<u>percentage</u>	<u>Medium Risk</u>	<u>percentage</u>	<u>High Risk</u>	<u>percentage</u>	<u>Greatest Risk</u>	<u>percentage</u>
15 and under	2	0.0%	1	0.0%	3	0.0%	0	0.0%
16-24	391	4.0%	524	5.3%	613	6.2%	24	0.2%
25 +	2,836	28.8%	3,444	35.0%	1,931	19.6%	83	0.8%
Total	3,229		3,969		2,547		107	

- Adult probationer risk level by age for those sentenced in 2023 **

	<u>Low Risk</u>	<u>percentage</u>	<u>Medium Risk</u>	<u>percentage</u>	<u>High Risk</u>	<u>percentage</u>	<u>Greatest Risk</u>	<u>percentage</u>
15 and under	2	0.1%	1	0.0%	3	0.1%	0	0.0%
16-24	167	4.5%	275	7.4%	327	8.8%	16	0.4%
25 +	618	16.6%	1,354	36.5%	896	24.1%	53	1.4%
Total	787		1,630		1,226		69	

- Juvenile probationer risk level by age for those sentenced in 2023 **

	<u>Low Risk</u>	<u>percentage</u>	<u>Moderate Risk</u>	<u>percentage</u>	<u>High Risk</u>	<u>percentage</u>
15 and Under	29	6.5%	80	18.0%	40	9.0%
16-24	45	10.1%	187	42.0%	64	14.4%
Total	74		267		104	

- Juvenile probationer disposition rates by YLS risk ***

	<u>Low Risk</u>	<u>percentage</u>	<u>Moderate Risk</u>	<u>percentage</u>	<u>High Risk</u>	<u>percentage</u>
Level 1	11	17.5%	46	73.0%	6	9.5%
Level 2	5	7.9%	49	77.8%	9	14.3%
Level 3	12	11.9%	69	68.3%	20	19.8%
ATP	3	5.4%	32	57.1%	21	37.5%
ACD	30	50.8%	24	40.7%	5	8.5%
CD	10	33.3%	11	36.7%	9	30.0%
Placement	3	4.1%	36	49.3%	34	46.6%
Total	74		267		104	

*Percentages are based on the overall number of probationers with a valid risk score on 12/31/23.

**Percentages are based on the overall number of probationers with a valid risk score who were sentenced during Calendar Year 2023.

***Percentages are based on the overall number of juvenile probationers with a valid risk score who were sentenced during Calendar Year 2023.