



PRETRIAL DATA IN THE DANE COUNTY CRIMINAL JUSTICE SYSTEM: RESPONSE TO RES-177

Dane County Criminal Justice Council
Presented to Public Protection & Judiciary Committee
April 27, 2021

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PRESENTATION OVERVIEW

- History of Data & Collaborative Engagement
- Front-End Data Model Project
- Research Questions & Analysis from RES-177

DATA SHARING

- History of data sharing in Dane County
- Benefits of cross-agency data-sharing and analysis

Agency	Stakeholder Engagement	Data Inventory	Initial MOU Established	Data Extract	Data Exploration	Initial Data Analyses	Initial Dashboards Developed
Dane County Sheriff's Office	✓	✓	✓	✓	✓	✓	✓
Dane County Office of the District Attorney	✓	✓	✓	✓	✓	✓	
Madison Police Department	✓	✓	✓	✓	✓	✓	✓
Dane County 5-City Consortium	✓	✓	✓	✓	✓	✓	✓
Dane County Clerk of Courts	✓	✓	✓	✓	✓	✓	
Dane County Circuit Court Judges	✓	✓	✓	✓	✓	✓	
Wisconsin Department of Corrections	✓	✓	✓				

Safer, Fairer, Front-End Justice

Dane County, Wisconsin

<https://cjc.countyofdane.com/>



2021 & Beyond

Integrated front-end data justice model to inform policies and procedures

August 2020

Presented to the Criminal Justice Council

October 2019

Development of data model for long term data integration

January 2019

Overview and Mapping of Pretrial Services, Stakeholders, and available data

September 2019

Events: Safer, Fairer Front-end Justice Community Conversations

June 2019

Event: Pretrial Justice Institute, Shut the Front Door!

April 2019

Connect Historic Siloed Criminal Justice Data

April 2018

Report: Frequency of Signature Bonds in Dane County, Judge McNamara



Supported by the John D. and Catherine T. MacArthur Foundation

October 2018

Received grant from MacArthur Safety and Justice Challenge

FRONT-END JUSTICE DATA MODEL

- Connecting the dots of criminal justice process before trial
- Data Collaborators:
 - Madison, Fitchburg, Monona, Middleton, Verona, Sun Prairie Police Departments
 - Dane County Sheriff's Office
 - Dane County District Attorney
 - Consolidated Court Automated Programs (CCAP) Court Data
- Collaborators provide datasets to connect each step of criminal justice process

FRONT-END JUSTICE DATA MODEL (CONT.)

- Variables relating to...
 - Demographics (including age, gender, race, ethnicity)
 - Charges, grouped by incident
 - Pretrial court events, including events pertaining to cash bail, signature bond, failure to appear to court, and modification of pretrial release agreements
 - Length of stay (pretrial)
 - And more

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PRETRIAL COMMUNITY ENGAGEMENT

- Four large events in 2019
- Community conversations, meals, and workshops on pretrial justice issues
- State, local, and national presenters, with support from Pretrial Justice Institute (PJI)
- Funded by MacArthur Foundation through the Safety & Justice Challenge (SJC)

PRE-TRIAL COMMUNITY CONVERSATIONS

- Lunch and dinner conversations for community members to learn about pretrial justice in September 2019
- Approximately 75 people attended
- Brief presentations by Madison Police Department, Clerk of Courts, and District Attorney, then breakout conversations
- Discussions often focused on personal experiences in justice system

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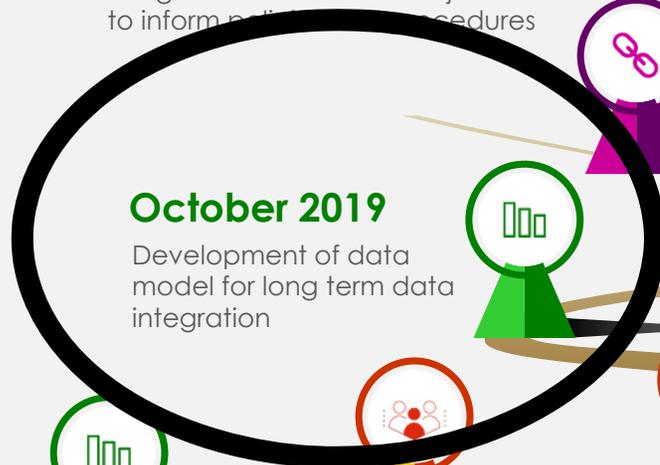


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RES-177 RESEARCH QUESTIONS

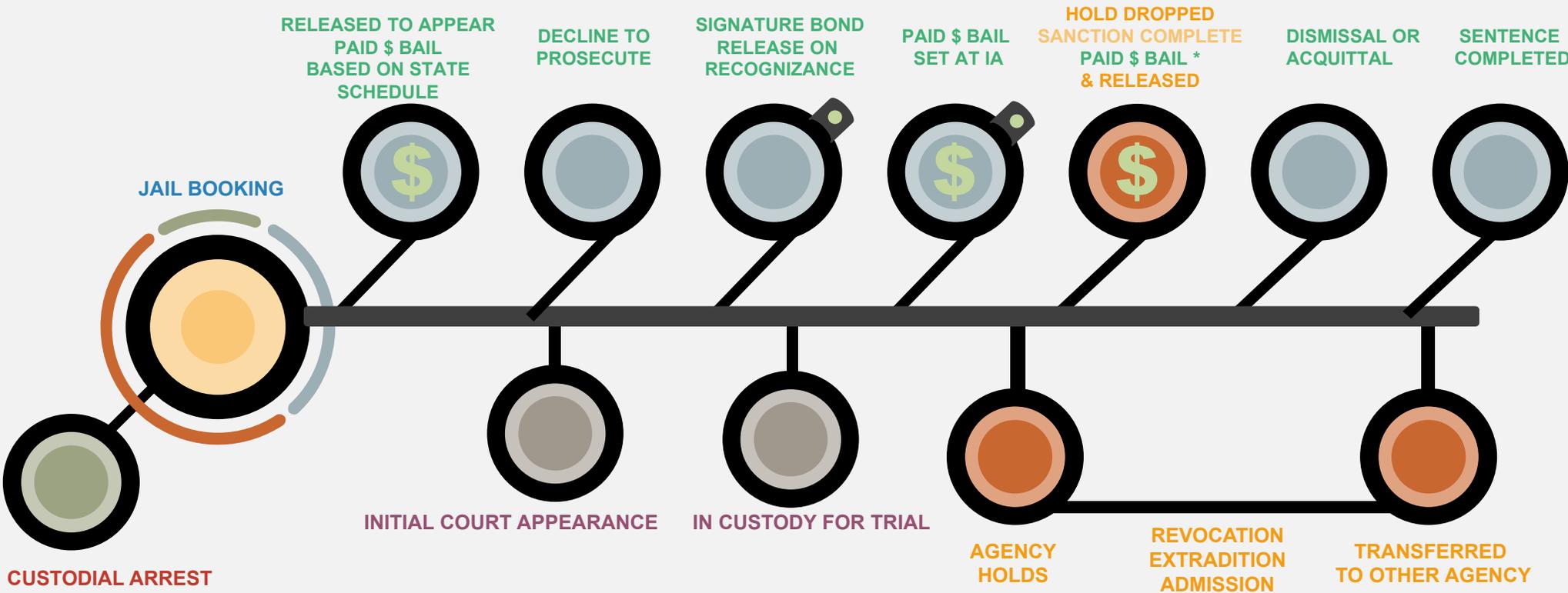
All the answers to these questions are predicated on the work of data sharing, community engagement, and data model development.

- 1) Analysis of the most serious charge, and the number of charges total, for each individual assessed cash bail;
- 2) Analysis of the amount of cash bail assessed;
- 3) Analysis of individuals assessed cash bail who also had a parole or probation hold, or other external holds, that prevented the individual's release from Dane County Jail;
- 4) Analysis of individuals assessed cash bail based on race, gender, and age.

RES-177 RESEARCH QUESTIONS (CONT.)

- 1) What percentage of individuals assessed cash bail were able to post that bail? For those who posted bail, how many days did they remain in jail until they posted? For those who were assessed bail and were unable to post it and were not on a hold that prevented their release, how many days was that individual in jail before there was a final determination on the charges?
- 2) What percentage of individuals assessed cash bail had been given a signature bond in the past, on this or any other charge? For individuals assessed cash bail who were previously given a signature bond, did they violate the terms of the prior signature bond?

RELEASE AND BAIL PROCESS OVERVIEW



RELEASE W OR W/O SUPERVISION

PERCENTAGE OF RELEASE WITHOUT MONETARY BAIL, 2016-2018



	Frequency	Percentage
Total Releases	36,540	100.00%
Released without Monetary Bail (<i>Signature Bond, Release to Appear</i>)	29,252	80.04%
Released with Monetary Bail	7,288	19.96%

Table uses release data from Dane County Sheriff's Office

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There are a very small portion of cases that have missing demographic data.*

DEMOGRAPHICS OF DEFENDANTS WHO ARE RELEASED BY SIGNATURE BONDS, BY CASE

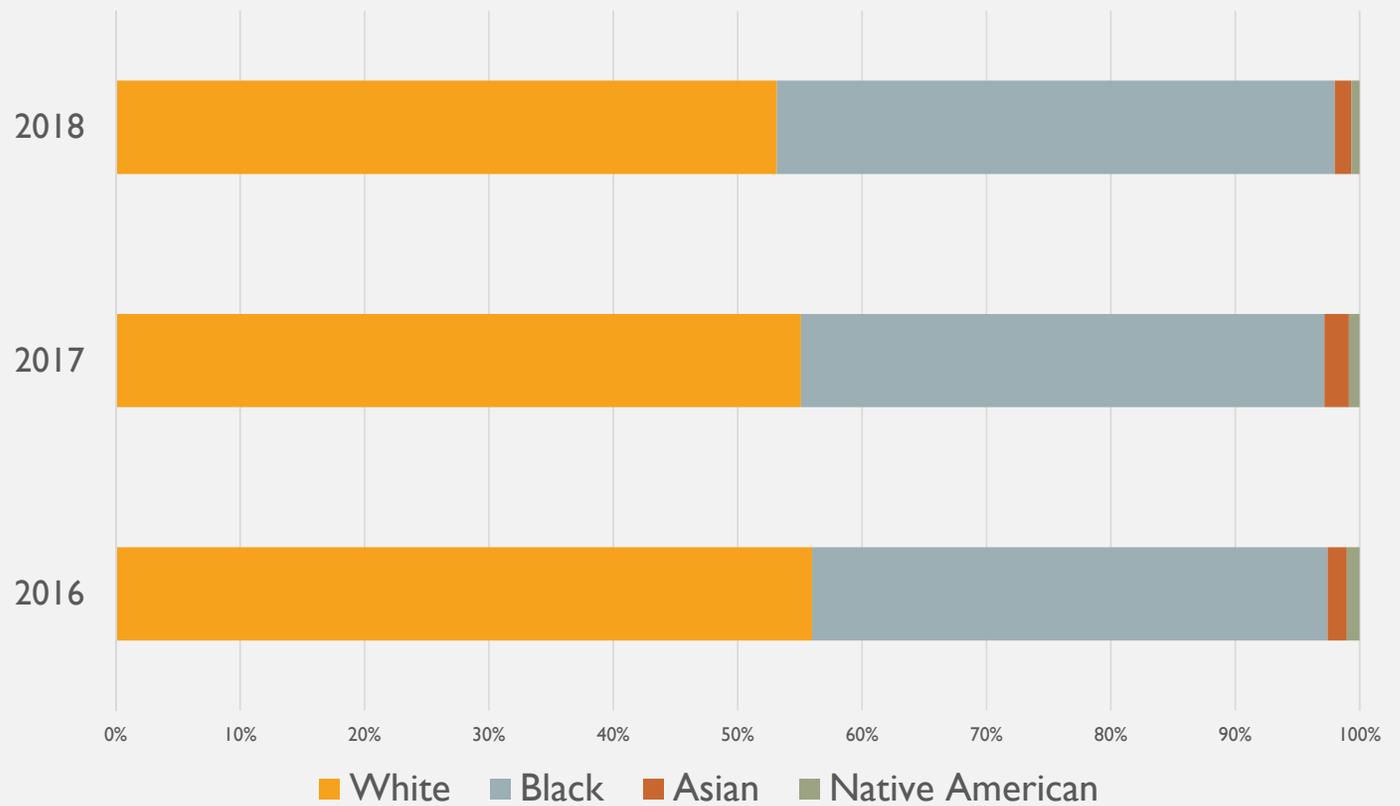


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NOW WE'RE ZOOMING INTO THE 20% WHO
RECEIVE CASH BAIL

RES-177 RESEARCH QUESTION I

- I) Analysis of the most serious charge, and the number of charges total, for each individual assessed cash bail

FREQUENCY OF HIGHEST CHARGES FOR INDIVIDUALS ASSESSED CASH BAIL

Charge	Number of Individuals with Charge
Violent	4,159
Non-Violent	3,121
Not Indicated	8
Total	7,288

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NUMBER OF CHARGES PER INDIVIDUAL ASSESSED CASH BAIL

Demographic	Mean # of Charges	Median # of Charges	Range in # of Charges
All Bookings	1.97	2	1-60

Mean = total number of charges divided by all cases

Median = middle case of the dataset (low to high) number of charges

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RES-177 RESEARCH QUESTION 2

2) Analysis of the amount of cash bail assessed

MONETARY AMOUNT PER BOOKING ASSESSED CASH BAIL

	\$100 - 499	\$500 - 999	\$1,000 - 4,999	\$5,000 - 9,999	\$10,000- 99,999	\$100,000- 999,999	\$1 Million +
Asian	0.50%	0.21%	0.18%	0.18%	0.11%	0.00%	0.00%
Black	23.83%	4.60%	9.07%	4.04%	1.63%	0.46%	0.07%
Native American	0.42%	0.14%	0.18%	0.04%	0.04%	0.00%	0.00%
White	29.89%	7.19%	11.08%	3.90%	1.77%	0.35%	0.14%
Grand Total	54.64%	12.15%	20.50%	8.14%	3.54%	0.81%	0.21%

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RES-177 RESEARCH QUESTION 3

3) Analysis of individuals assessed cash bail who also had a parole or probation hold, or other external holds, that prevented the individual's release from Dane County Jail

NUMBER OF RELEASED BOOKINGS CASH BAIL WITH EXTERNAL HOLDS

Total	454
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Race	Number of Released Bookings w/ External Holds
Asian	6
Black	190
Native American	1
White	257

Ethnicity	Number of Released Bookings w/ External Holds
Hispanic	36
Non-Hispanic	417

The jail data and court data show discrepancies in the number of individuals with external holds. This is a preliminary analysis; additional analysis will examine holds in greater detail.

Age	Number of Released Bookings w/ External Holds
17-24	154
25-34	163
35-44	72
45-54	40
55-64	22
65+	3

Gender	Number of Released Bookings w/ External Holds
Male	349
Female	105

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RES-177 RESEARCH QUESTION 1, PART 2

1) What percentage of individuals assessed cash bail were able to post that bail? For those who posted bail, how many days did they remain in jail until they posted? For those who were assessed bail and were unable to post it and were not on a hold that prevented their release, how many days was that individual in jail before there was a final determination on the charges?

DEMOGRAPHICS OF BOOKING RELEASES WHO POSTED BAIL

Race	Percent of Bookings Who Posted Bail
Asian	2.17%
Black	33.53%
Native American	0.71%
White	63.59%

Ethnicity	Percent of Bookings Who Posted Bail
Hispanic	10.59%
Non-Hispanic	88.75%

Age	Percentage of Bookings Who Posted Bail
17-24	28.36%
25-34	34.65%
35-44	21.03%
45-54	10.36%
55-64	4.24%
65+	1.36%

Gender	Percent of Bookings Who Posted Bail
Male	71.71%
Female	28.28%

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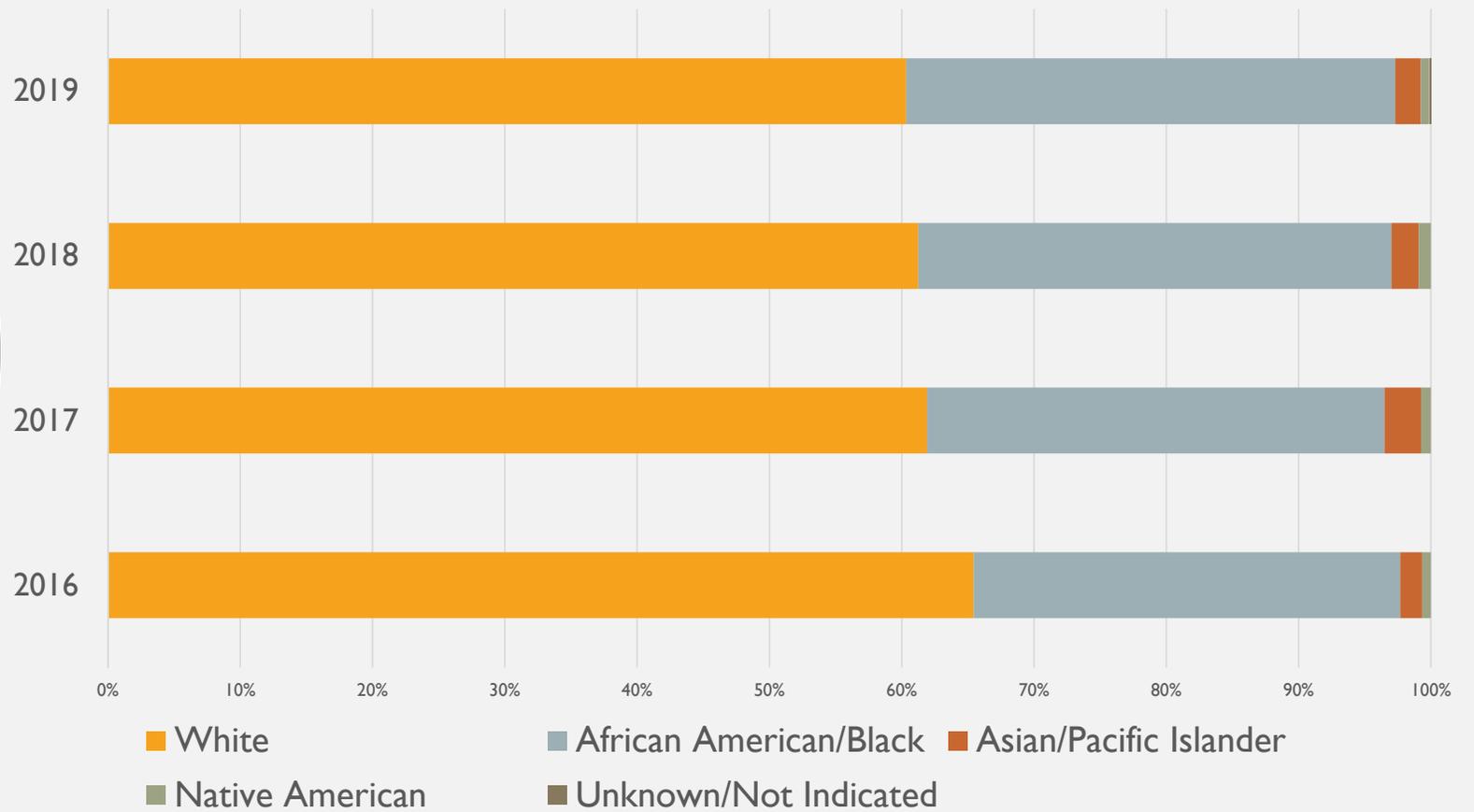
RELEASE EVENT: CASH BAIL PAID



Group	2016	2017	2018
White	1664	1607	1524
African American/Black	820	898	890
Asian/Pacific Islander	42	72	51
Native American	17	19	23
Grand Total	2543	2596	2488

Table uses release data from Dane County Sheriff's Office.

DEMOGRAPHICS OF DEFENDANTS RELEASED BY PAYING CASH BAIL, BY CASE



RESEARCH QUESTION 2, PART 2

2) What percentage of individuals assessed cash bail had been given a signature bond in the past, on this or any other charge? For individuals assessed cash bail who were previously given a signature bond, did they violate the terms of the prior signature bond?

PERCENTAGE OF RELEASE WITHOUT MONETARY BAIL, 2016-2018



	Frequency	Percentage
Total Releases	36,540	100.00%
Released without Monetary Bail (<i>Signature Bond, Release to Appear</i>)	29,248	80.04%
Released with Monetary Bail	7,292	19.96%

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NOW WE'RE ZOOMING INTO THE 20% OF
BOOKINGS WHO RECEIVE CASH BAIL

INDIVIDUALS WITH CONVERSIONS BETWEEN SIGNATURE BOND AND CASH BAIL

	Frequency	Percentage
Total individuals for whom cash bail is set at any point	2790	100.00% (~15% of all defendants)
Individuals for whom cash bail is set before and/or instead of signature bond	1588	56.92% (~9% of all defendants)
Individuals for whom cash bail is set after first signature bond	1186	42.51% (~6% of all defendants)
Individuals for whom cash bail and signature bonds are set on the same date	16	0.57% (<0.1% of all defendants)

*Table uses release data from Wisconsin Circuit Court Access Program.
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INDIVIDUALS WITH CONVERSIONS BETWEEN SIGNATURE BOND AND CASH BAIL

	Frequency	Percentage
Individuals for whom cash bail is set before and/or instead of signature bond	1588	100.00% <i>(~57% of all cash bail; ~11% of all defendants)</i>
Cash bail is set before first signature bond (but signature bond follows)	428	26.95% <i>(~15% of all cash bail; ~3% of all defendants)</i>
Cash bail only (no signature bond ever)	1160	73.05% <i>(42% of all cash bail; ~8% of all defendants)</i>

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INDIVIDUALS WITH CONVERSIONS BETWEEN SIGNATURE BOND AND CASH BAIL

	Frequency	Percentage
Total defendants with cash bail set at any point	2790	100.00% <i>(~15% of all defendants)</i>
Cash bail is set after first signature bond (typically due to a violation of bond conditions)	1186	42.51% <i>(~6% of all defendants)</i>

Table uses release data from Wisconsin Circuit Court Access Program.

INDIVIDUALS WITH CONVERSIONS BETWEEN SIGNATURE BOND AND CASH BAIL

	Frequency	Percentage
Total defendants with cash bail set at any point	2790	100.00% (~15% of all cases)
Second signature bond is set after cash bail	868	31.11% (~5% of all cases)

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QUESTIONS

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