Presentation to Kansas 3R Legislative Committee

First Review of the Data: Emerging Opportunities

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Overview of December 8, 2004 Site Visit

• Framework of Tough and Smart Policies in Place
• Framework Under Pressure
• Opportunities to Strengthen Framework
Collection Now of More In-Depth Data

Trends, profile of revocations, and mapping analyses

**Sentencing Commission**
- Probation Placement and Revocation

**DOC**
- Inmate Admissions and Releases

**Mapping Data**
- Census, DOC, TFA, Food Stamps, Medicaid

- **P1**: July 1 to Dec. 31, 2003
- **P2**: Jan. 1 to June 30, 2004
- **P3**: July 1 to Dec. 30, 2004

18 Month Period
Overview Today

• Prison Population Trends
• Use of Prison as Intermediate Sanction
• Window of Opportunity
  ✓ To Consider Model to Reduce Revocations to Prison
  ✓ To Consider Building Community Capacity to Increase Public Safety
    ▪ Eric Cadora – Mapping Analysis
Fluctuations in Prison Population

End-of-month Inmate Population

Source: KDOC, Statistical Report, February 2005; March population as of March 25
### Decline in Prison Admissions

<table>
<thead>
<tr>
<th>Period</th>
<th>Average Monthly Admissions</th>
<th>Annual Admissions</th>
</tr>
</thead>
<tbody>
<tr>
<td>FY 2003</td>
<td>503</td>
<td>6,030</td>
</tr>
<tr>
<td>FY 2004</td>
<td>495</td>
<td>5,934</td>
</tr>
<tr>
<td>FY 2005*</td>
<td>469</td>
<td>5,631*</td>
</tr>
<tr>
<td>Change 03-05</td>
<td>-6.7%</td>
<td>- 399</td>
</tr>
</tbody>
</table>

* July 2004 to February 2005, extrapolated for the year.

All types of admissions have declined

Source: KDOC, Statistical Report, February 2005
Probation Numbers Have Declined

<table>
<thead>
<tr>
<th>Period</th>
<th>Probation Revocation Hearings</th>
<th>Revoked to Prison</th>
<th>% Revoked to Prison</th>
<th>Placements to Probation</th>
</tr>
</thead>
<tbody>
<tr>
<td>2nd 6 months 03</td>
<td>2,496</td>
<td>1,150</td>
<td>46%</td>
<td>3,524</td>
</tr>
<tr>
<td>1st 6 months 04</td>
<td>2,553</td>
<td>1,134</td>
<td>44%</td>
<td>3,607</td>
</tr>
<tr>
<td>2nd 6 months 04</td>
<td>2,014</td>
<td>894</td>
<td>44%</td>
<td>2,940</td>
</tr>
<tr>
<td>% Change</td>
<td>-19.3%</td>
<td>-22.3%</td>
<td></td>
<td>-16.6%</td>
</tr>
<tr>
<td>Total</td>
<td>7,063</td>
<td>3,178</td>
<td></td>
<td>10,071</td>
</tr>
</tbody>
</table>

Decline in probation placements across offenses, counties and severity levels

Source: Analysis of Sentencing Commission data by JFA
# Treatment Placements Increasing

The table below shows the number of SB 123 Probation Placements for different periods:

<table>
<thead>
<tr>
<th>Period</th>
<th>SB 123 Probation Placements</th>
</tr>
</thead>
<tbody>
<tr>
<td>2(^{nd}) 6 months 03</td>
<td>21</td>
</tr>
<tr>
<td>1(^{st}) 6 months 04</td>
<td>343</td>
</tr>
<tr>
<td>2(^{nd}) 6 months 04</td>
<td>371</td>
</tr>
<tr>
<td>Total</td>
<td>735</td>
</tr>
</tbody>
</table>

**Issue to Monitor**

Is program effective in reducing recidivism?

More time needed to track impact

Source: Analysis of Sentencing Commission data by JFA
Prison Population Projection

Actual and Projected Prison Population

Fiscal Year

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Significant Number of Revocations

Admissions 8,598

July 1, 2003 to Dec. 30,2004
Admissions for 18 Month Period

New Commitments 2,144 (25%)
Probation Revocations 2,763 (32%)
Parole Revocations 3,603 (42%)
Other Admissions 88 (1%)

Conditions Violations 2,538 (91.9%)
Conditions Violations 3,335 (92.6%)

Conditions Violations 5,873

68% of all admissions

Source: Analysis of DOC data by JFA

April 1, 2005
Using Prisons for Intermediate Sanctions

July 1, 2003 to Dec. 30, 2004

**Parole Revocations**
3,603 (42%)

**Conditions Violations**
3,335 (92.6%)

Admitted More Than One Time
886
(26.5%)

Most Serious Offense
Property, Drug, DUI
1,168 (35%)

Close to 88% of the parolees with conditions violations will serve 6 months or less

DOC data analysis
Probation Revocations

Probation Revocations to Prison

42% one reason
21% two reasons

2,763

Probation revocations to prison from AOC data and reasons for revocation
from Sentencing Commission data

Revocations for Conditions Violations Only

2,538 or 91.9% of probation revocations to prison

42% Failure to Report
30% Failed Drug Test
22% Failure to Pay Fines
Most Revocations on First Hearing

Probation Revocations for Condition Violations Only
2,538

Revoked on First Hearing
76% of those revoked for condition violations

Length of Stay in Prison
Average 10 months
57% served 6 months or less

Probation revocations to prison and length of stay from AOC data and percent revoked on first hearing from Sentencing Commission data
Impact of Mental Health Problems

Offenders Released from DOC

20% Diagnosis of Mental Illness
50% Meeting KD of Social and Rehabilitation Services (SRS) Criteria for Severe and Persistent Mental Illness (SAMI)

67% Returned for Condition Violation

1/3 of all inmates are homeless and require pre-release connections to housing/DOC releases 40 to 67 condition violators every month

70% With NO Diagnosis of Mental Illness

40% Returned for Condition Violation

Source: CSG Technical Assistance Report to Kansas, November 30, 2004
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Potential Diversion Model

Condition Violators
Low Risk/High Need Offenders

In Lieu of Prison Diverted to
Community Intermediate Punishment
Rehabilitation Initiative (CIPRI)

Elements
Community Level
Risk/Needs Assessments
Secure and/or Other Housing
Intense “Wrap Around” Services
Collaboration/Coordination
Accountability/Performance Measures

Average 6 months participation
Prison Cost of Potential Diversion Group

Assumption: 30% of Conditions Violators Low Risk/High Need

Probation Revocations/Conditions
30% of 2,538
= 761

10 Months (300 Days) in Prison at $52.17 per day
= $11,910,411

Parole Revocations/Conditions
30% of 3,335
= 1,000

6 Months (180 Days) in Prison at $52.17 per day
= $9,390,600

1,761 Offenders = $21,301,011
LOS Prison Cost
Potential Prison Recidivism Cost

Condition Violators
Low Risk/High Need Offenders

1,761 Offenders

Assumption (No Data Available)
20% Will Recidivate to Prison with a New Sentence
Three Years After Release

352

Cost of Staying in Prison for Average of 4.6 Years (55.4 Months)*

$30,520,702

*Average calculated by Sentencing Commission
### Scenario Comparing Costs

<table>
<thead>
<tr>
<th></th>
<th>Status Quo</th>
<th>CIPRI</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offenders Served</strong></td>
<td>1,761</td>
<td>1,761</td>
</tr>
<tr>
<td><strong>Cost-Per-Day</strong></td>
<td>$52.17</td>
<td>$60.00</td>
</tr>
<tr>
<td><strong>LOS</strong></td>
<td>10 Months Probationers 6 Months Parolees</td>
<td>6 Months</td>
</tr>
<tr>
<td><strong>LOS Cost</strong></td>
<td>$21,301,011</td>
<td>$19,018,800</td>
</tr>
<tr>
<td><strong>Three Year Recidivism Rate</strong></td>
<td>20%</td>
<td>15%</td>
</tr>
<tr>
<td><strong>Recidivism LOS Prison Cost</strong></td>
<td>$30,520,702</td>
<td>$22,890,526</td>
</tr>
<tr>
<td><strong>Total Cost</strong></td>
<td>$51,822,713</td>
<td>$41,909,326</td>
</tr>
</tbody>
</table>
Potential Benefits

- **Cost Avoidance/Savings for Group**
  - $9,913,387
  - Higher cost avoidance if costs-per-day are less and/or recidivism reduction is better and vice versa
- **Annualized Prison Capacity Impact**
  - Approximately 750 beds available for other uses
    - Assumption that no facilities will be closed
- **Prison Management Perspective**
  - Prison case workers and pre-release staff can concentrate on longer term offenders
  - More classification/program flexibility by operating at lower capacity level
- **Public Safety**
  - Lower recidivism for group diverted
  - Community capacity to address local problems
Cost Avoidance Per 100 Offenders

100 Condition Violators
Low Risk/High Need Offenders
(43 Probationers/57 Parolees)

Prison

- Prison LOS Cost $1,208,257
- Recidivism LOS Cost $1,734,131
- Total $2,942,388

CIPRI

- LOS Cost $1,080,000
- Recidivism LOS Cost $1,300,598
- Total $2,380,598

$561,790 in Cost Avoidance for Every 100 Offenders Diverted to CIPRI
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