

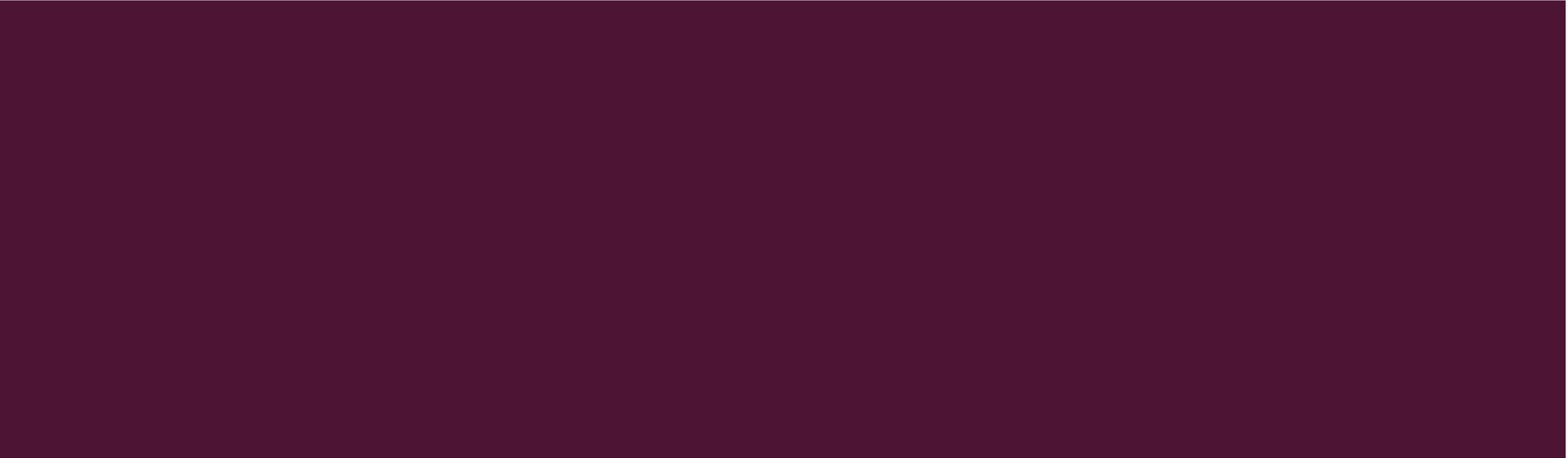


ALASKA CRIMINAL JUSTICE COMMISSION

Criminal Justice Data

Senate Judiciary Committee

February 20, 2019



INFORMATION COLLECTED AND ANALYZED BY ACJC

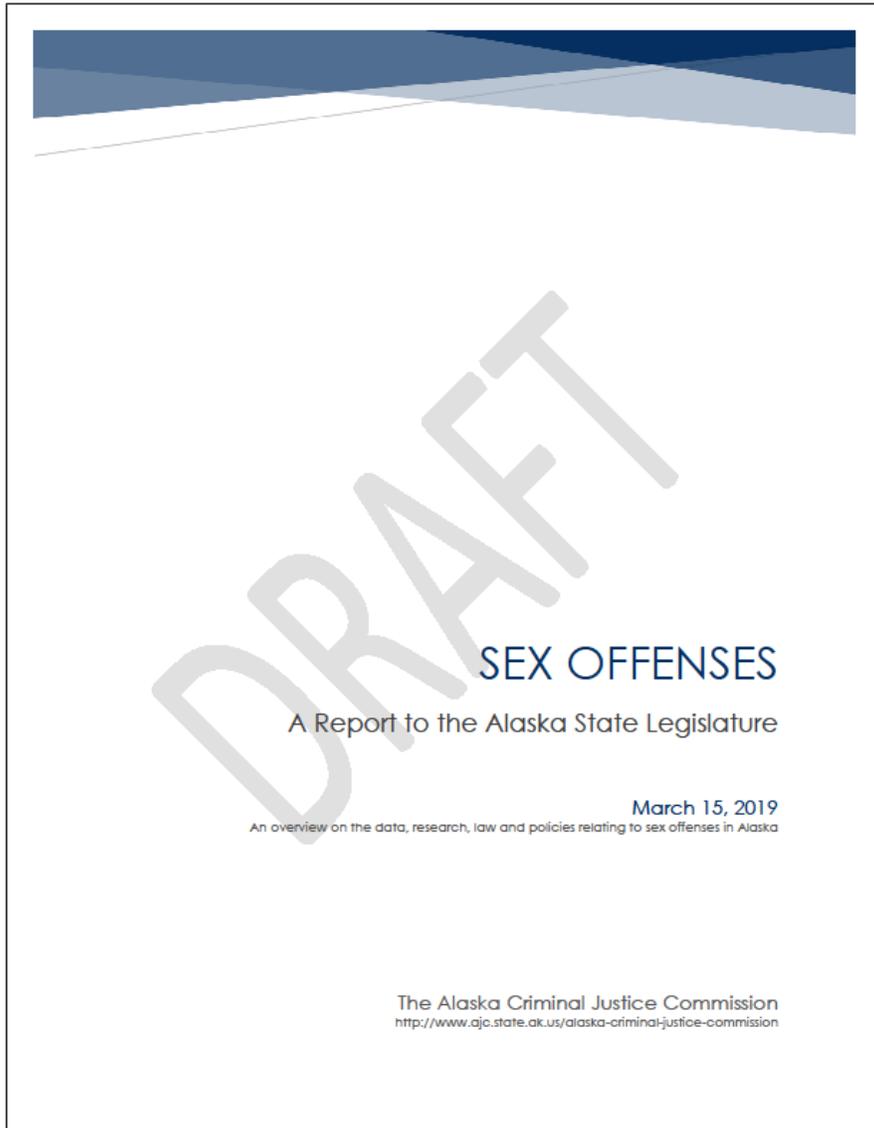
AS 44.19.647

- Information about processing of sex offense cases
- Trends in prison population
- Trends in pretrial outcomes
- Trends for supervision violators



SEX OFFENSES

CASE PROCESSING



Forthcoming Alaska Criminal Justice Commission Report to the Legislature

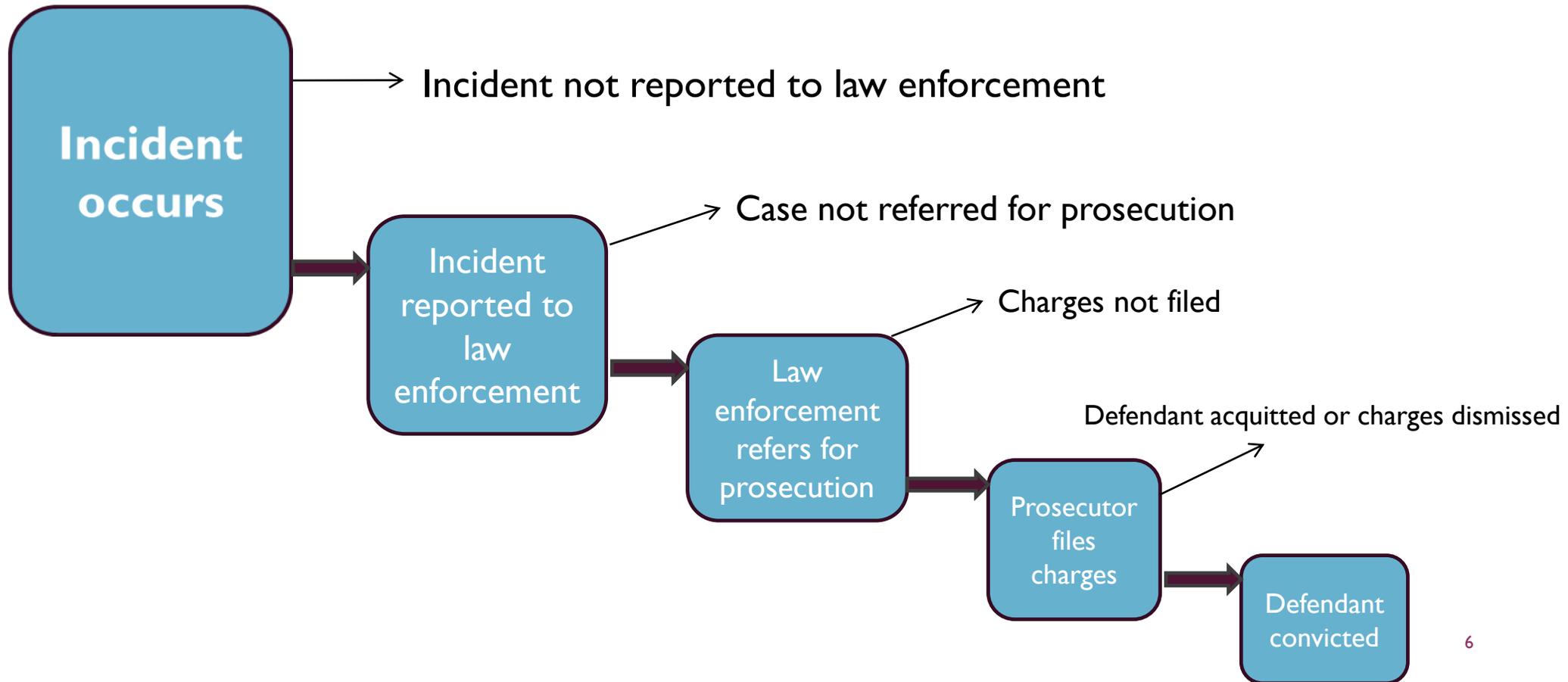
AS 44.19.645(4)

SEX OFFENSES REPORT – DATA LIMITATIONS

- Exact figures on victimization are impossible, but victimization surveys indicate that sexual violence is pervasive in Alaska
- No one study has followed all sex offenses in Alaska from report through to disposition
- Existing data indicate that many people who commit sex offenses are not reported, arrested, or prosecuted
 - Many reasons for this, including societal pressure not to report and standard of proof required for criminal cases

SEX OFFENSES – CASE PROCESSING

Criminal case processing—and reasons why a suspect may not be charged or convicted



ESTIMATES OF INCIDENTS OF “SEXUAL VIOLENCE”

2015 Alaska Victimization Survey

- 2.9% of the women surveyed said they had experienced sexual violence within the previous year;
- Using Department of Labor population estimates, 2.9% of adult women in Alaska equates to about 7,136 individuals in 2015;
- Reported experiences may not be crimes;
- Some populations excluded from survey.

REPORTS TO LAW ENFORCEMENT

Victims do not necessarily report to law enforcement:

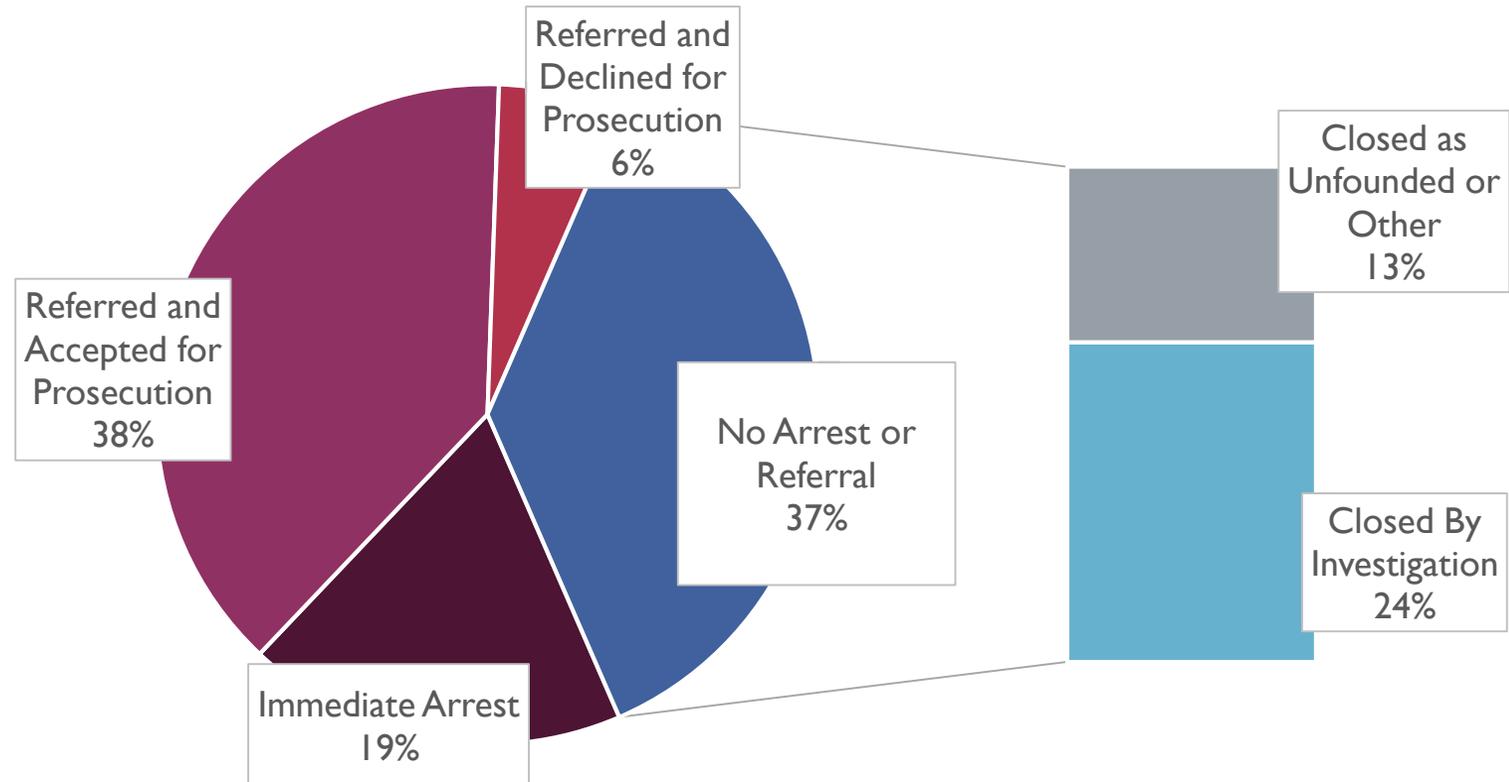
- Some victims disclose to someone else;
- Some victims do not disclose to anyone;
- The closer the relationship between the victim and the attacker, the less likely the victim will report to police*;
- Victim responses to sexual violence are varied.

*Rennison, C., *Rape and Sexual Assault: Reporting to Police and Medical Attention, 1992-2000*, Bureau of Justice Statistics, Office of Justice Programs, U.S. Department of Justice, August 2002, p 3.

DISPOSITION OF REPORTS TO TROOPERS

Disposition of Reports to the Alaska State Troopers,
2008-2011

- Reports to troopers: troopers may arrest immediately, but may also refer the case to a prosecutor



Source: Myrstol, B.A. & Parker, K. L., *Alaska Domestic Violence and Sexual Assault Case Processing Project*. University of Alaska Anchorage, Alaska Justice Statistical Analysis Center, 2015.

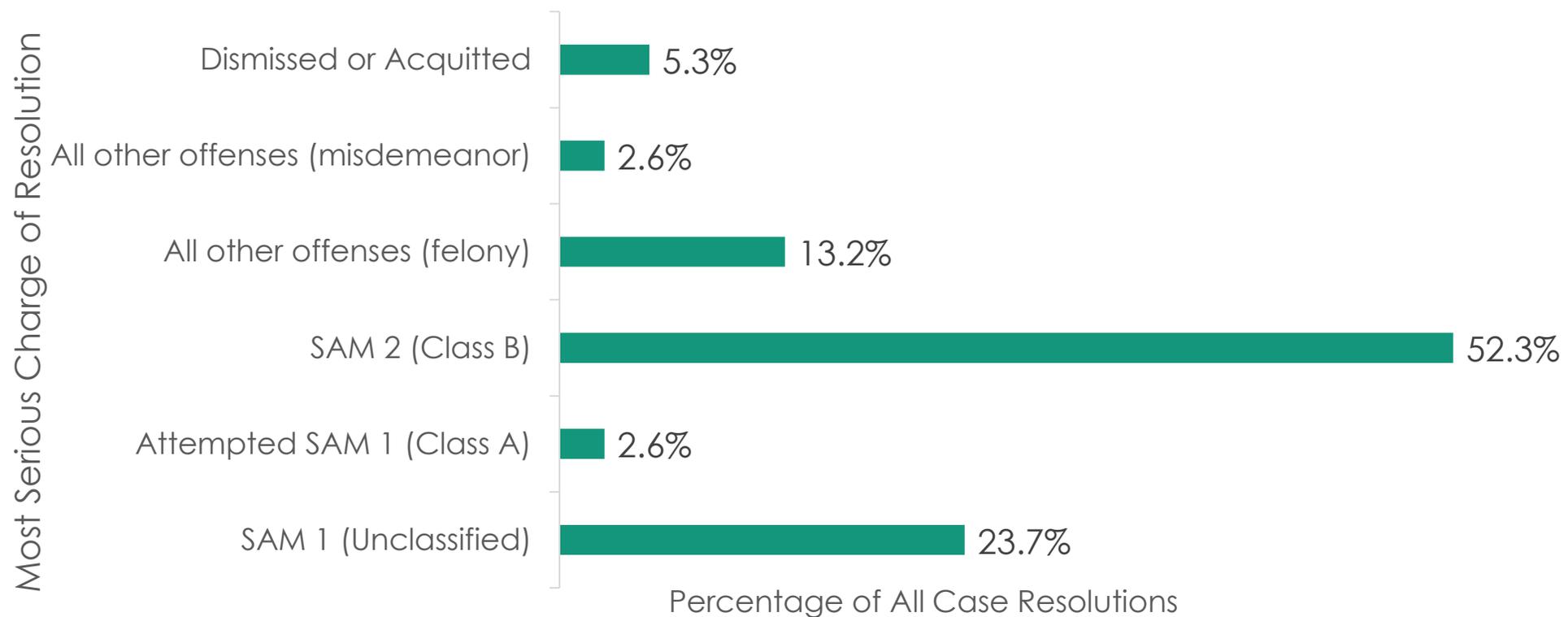
ARRESTS BY ALL LAW ENFORCEMENT AGENCIES

- Sex offense arrests by all law enforcement agencies in Alaska, 2008-2011
 - 97.1% of arrests lead to prosecution;
 - 68.9% of the resulting cases end with a conviction;
 - 28% of charges within the cases result in conviction.

Source: Myrstol, B. A., Rivera, M. & Parker, K. L. *Alaska Sex Offender Recidivism and Case Processing Study*, University of Alaska Anchorage, Alaska Justice Statistical Analysis Center, 2016

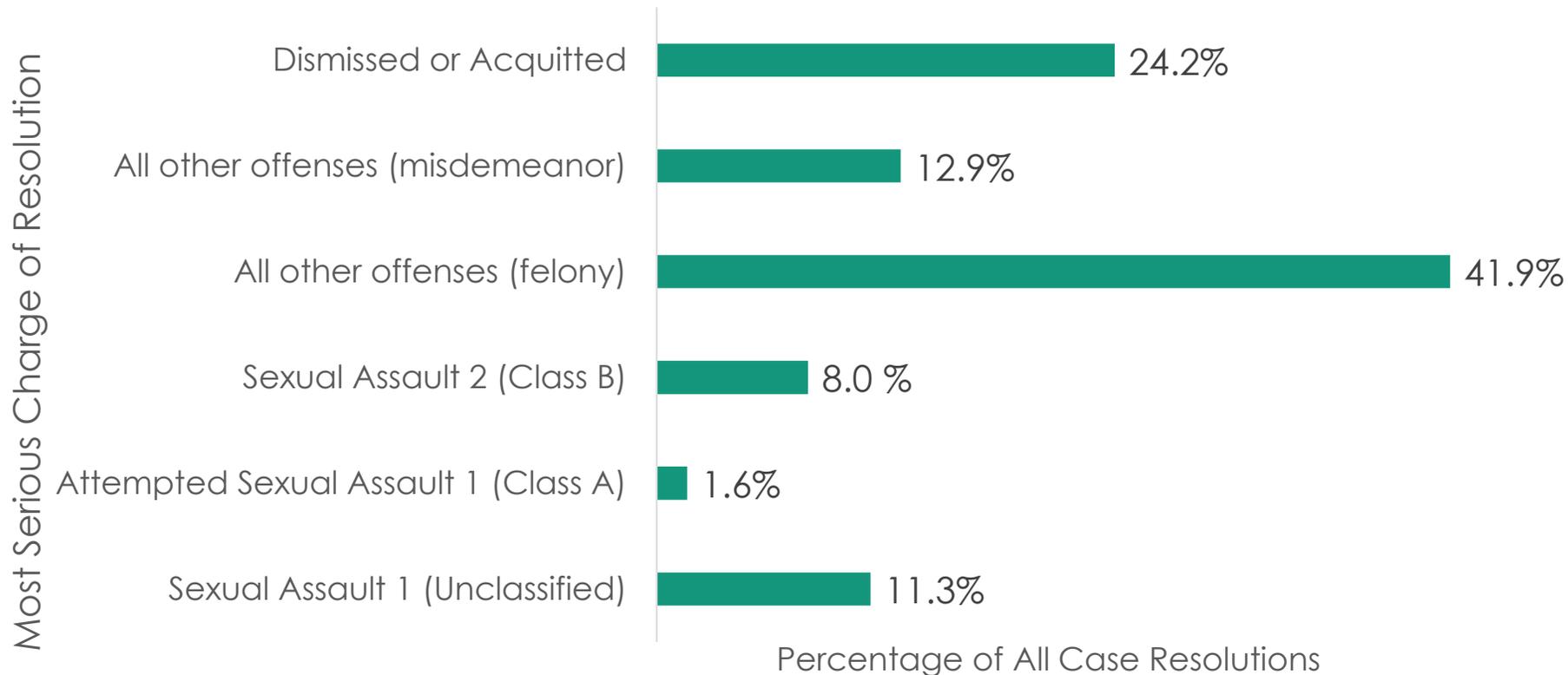
CHARGING TO DISPOSITION

Cases Disposed in 2017: Most Serious Initial Charge was
1st Degree Sexual Abuse of a Minor



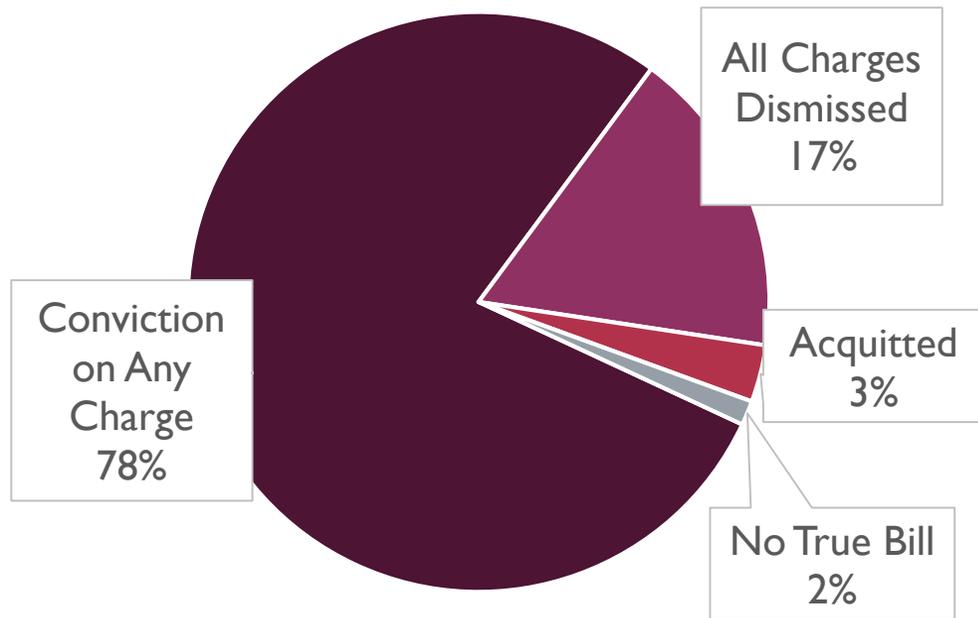
SEX OFFENSE CASE RESOLUTIONS

Cases Disposed in 2017: Most Serious Initial Charge was
1st Degree Sexual Assault

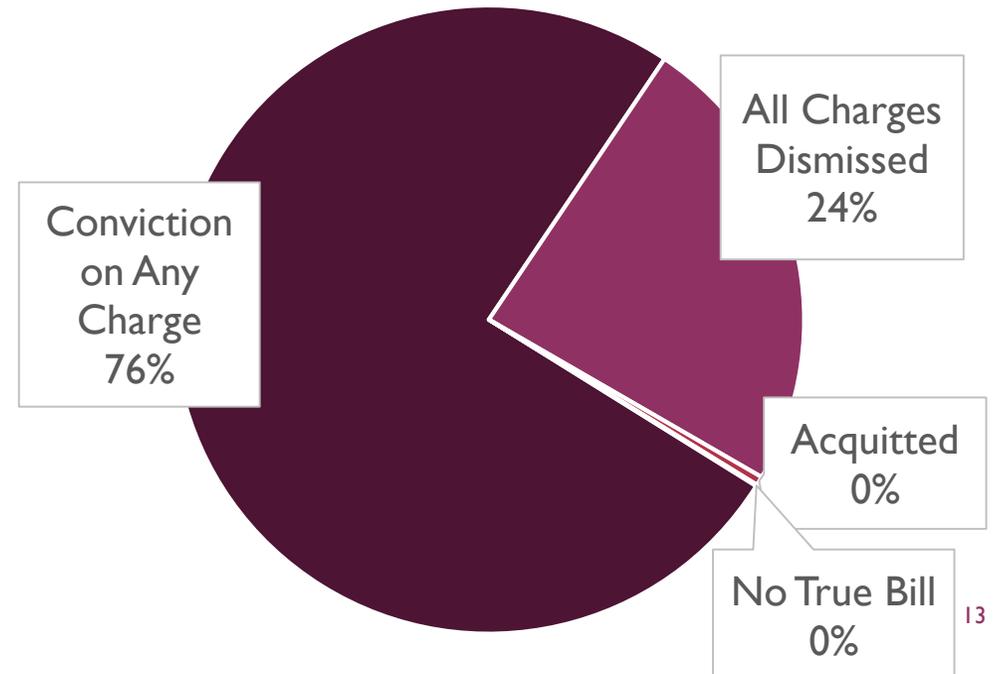


CASE RESOLUTIONS FOR FELONY SEX OFFENSES COMPARED TO FELONY ASSAULTS

Felony Sex Offense Case Resolutions, 2017
N=220



Felony Assault Case Resolutions, 2017
N= 1747



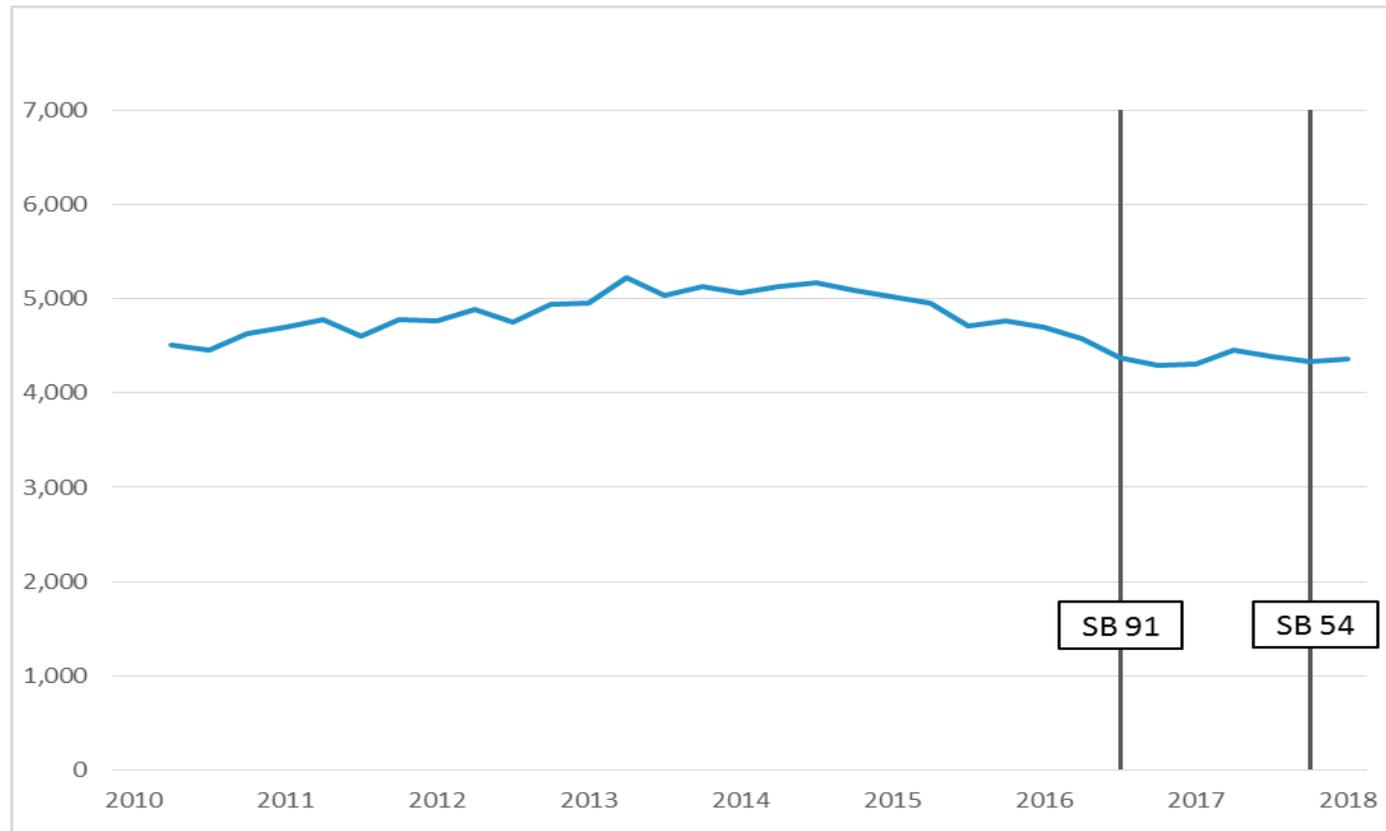


TRENDS IN CRIMINAL JUSTICE

PRISON POPULATION

PRISON POPULATION

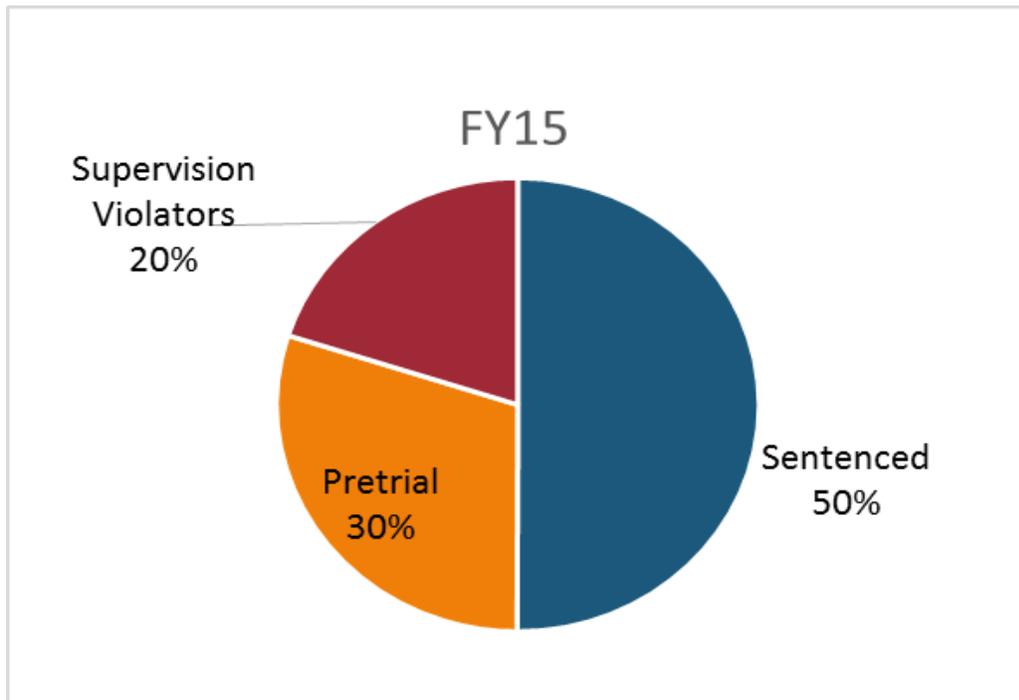
Prison Population, 2010-2018



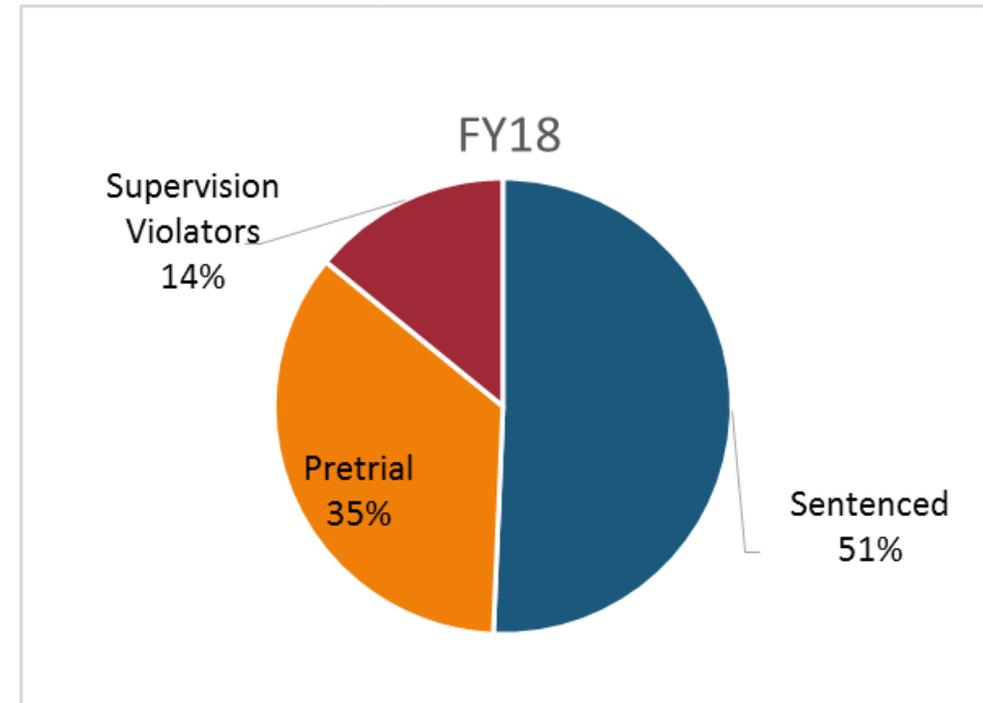
PRISON POPULATION

Legal Status of Inmates on a Snapshot Day

Legal Status: FY15



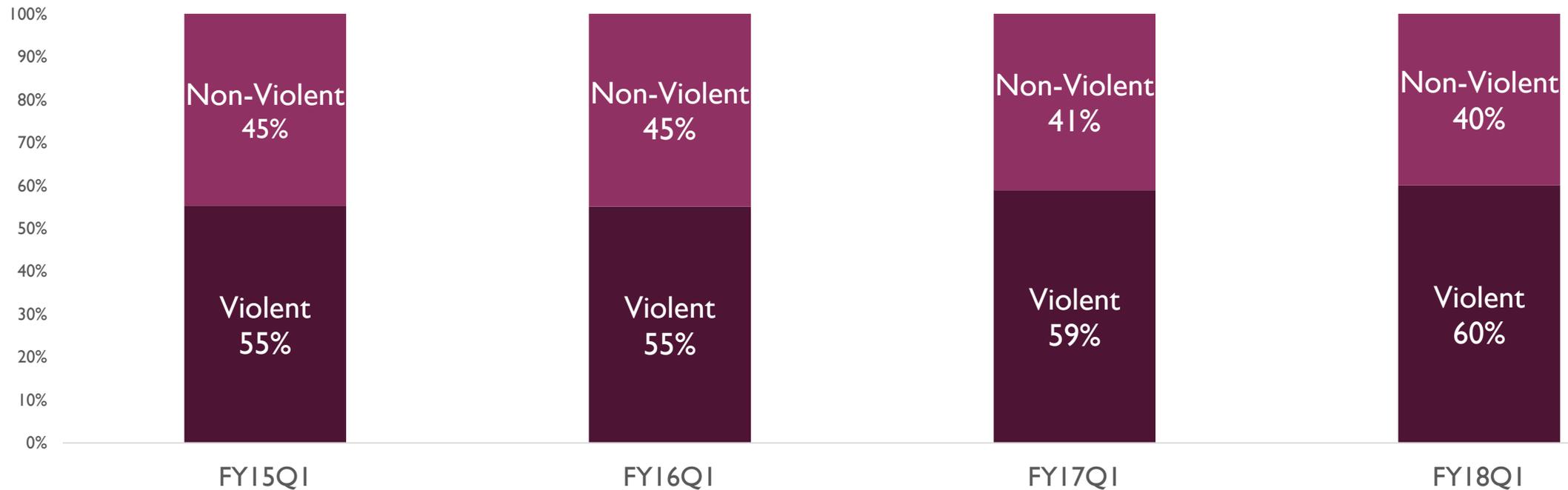
Legal Status: FY18



Source: Department of Corrections

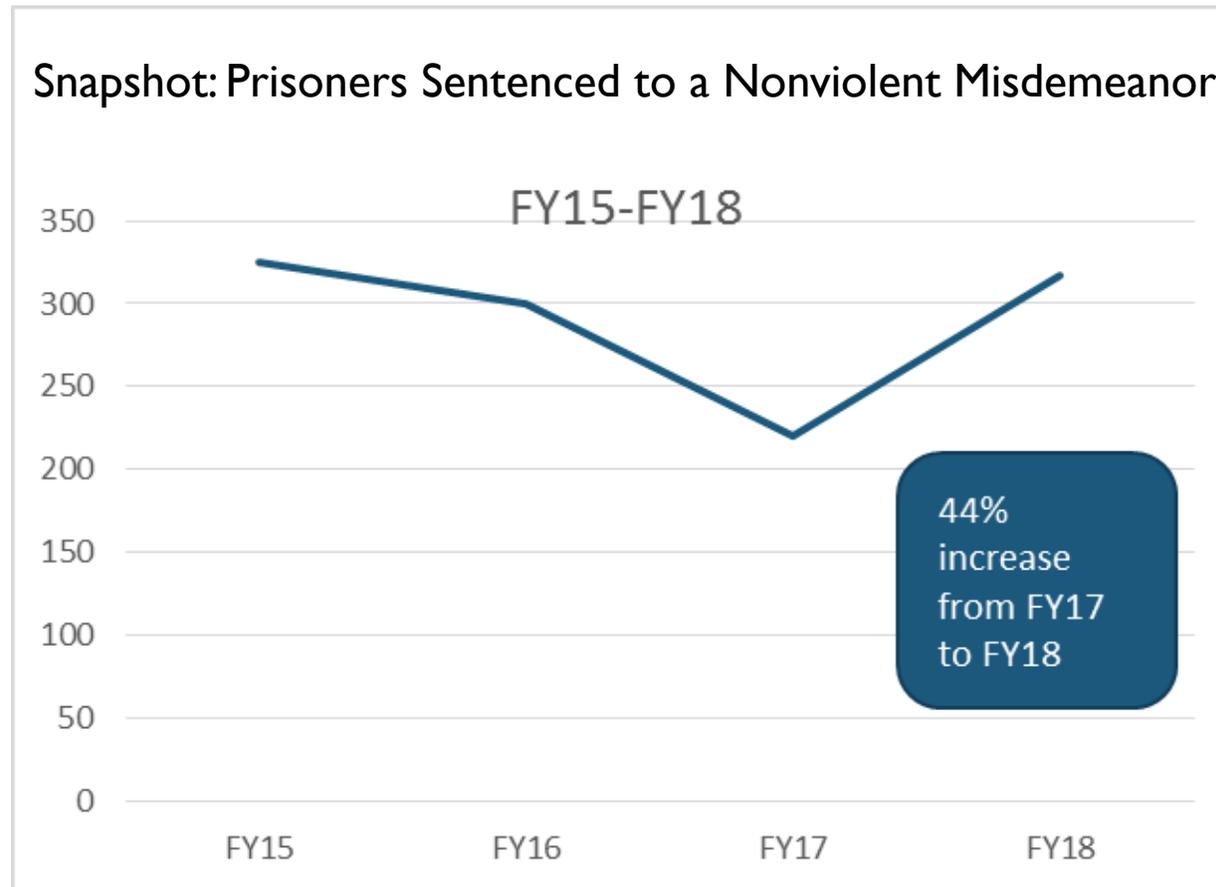
PRISON POPULATION

Daily Prison Population,
Violent vs. Non-Violent, FY15-FY18



Source: Department of Corrections

PRISON POPULATION



Source: Department of Corrections

PRETRIAL OUTCOMES

2015 Alaska Pretrial Outcomes (findings from AJC court file review)

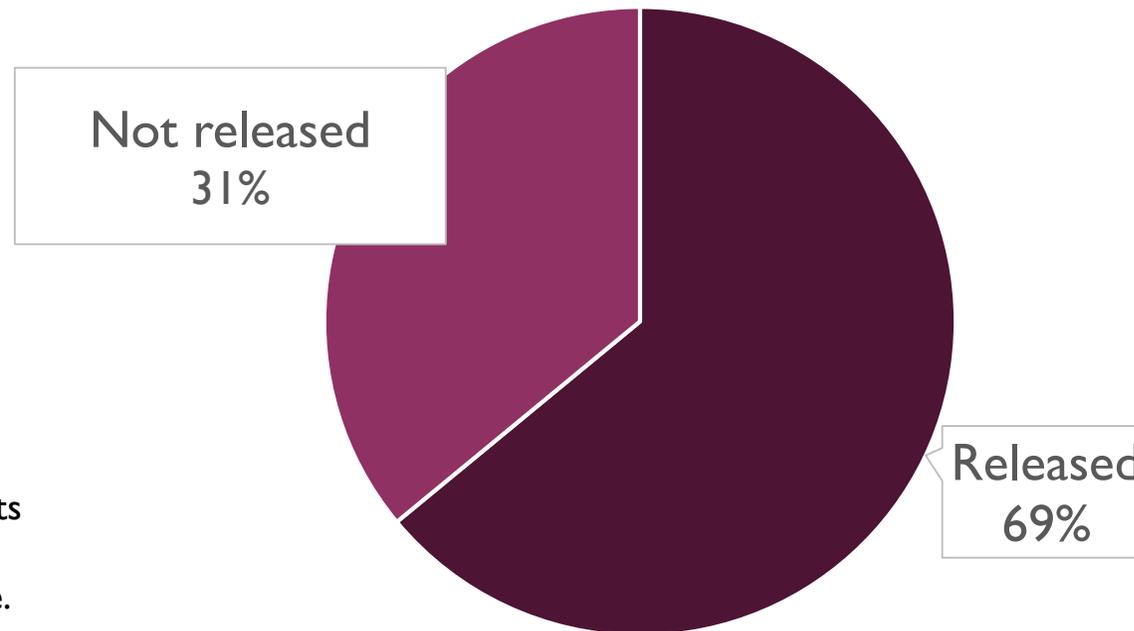
- About half of all defendants were released pending disposition of their cases;
- Most defendants were given third party custodian and/or money bond conditions
- Alaska Natives were more likely than Caucasians to be held pretrial.

PRETRIAL OUTCOMES

- Two ways to be released after being arrested for a crime:
 - Before being booked, per the Alaska Court System's bail schedule, if arrested for a misdemeanor;
 - After being booked, by a judge's order.
- Article I, Section 11 of the Alaska Constitution: "in all criminal prosecutions" the accused "is entitled...to be released on bail, except for capital offenses when the proof is evident or the presumption great."
- New pretrial release procedures effective January 1, 2018:
 - At arraignment, judges are given information about a defendant's risk of pretrial failure;
 - Judges can order defendants to be supervised by a DOC Pretrial Enforcement Officer.

PRETRIAL OUTCOMES

Defendants released before case disposed – 2018
not including bail schedule releases*



*30% of all pretrial defendants in the 2018 sample were released on the bail schedule.

PRETRIAL OUTCOMES

Conditions of release

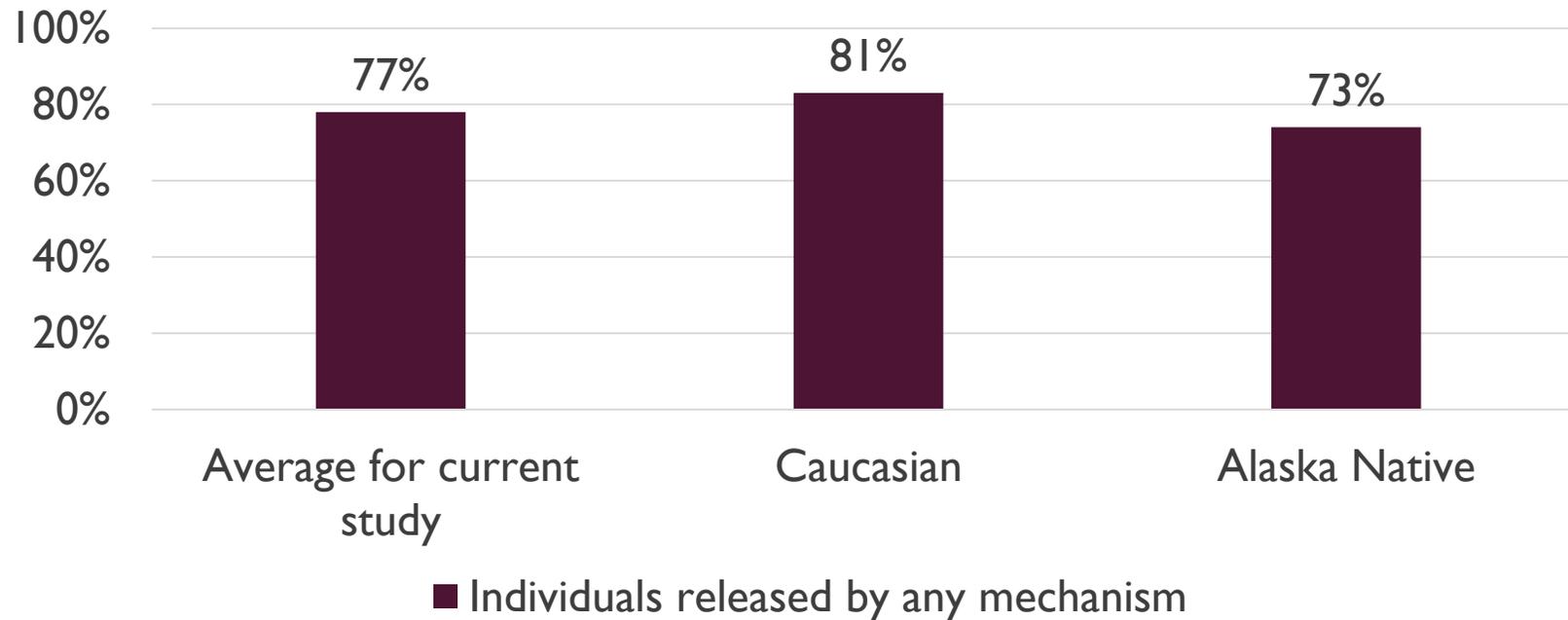
- Alcohol use/possession restrictions: 38%
- Electronic monitoring: 24%
- Drug or alcohol monitoring or testing: 21%
- About half of all defendants (released and not) had one or more of these conditions of release.

PED Supervision

- Judges ordered PED supervision for about half of the people they arraigned.
- About 78% of defendants who had a PED supervision order were released before their cases were disposed.

PRETRIAL OUTCOMES

Rates of Release by Ethnicity: 2018



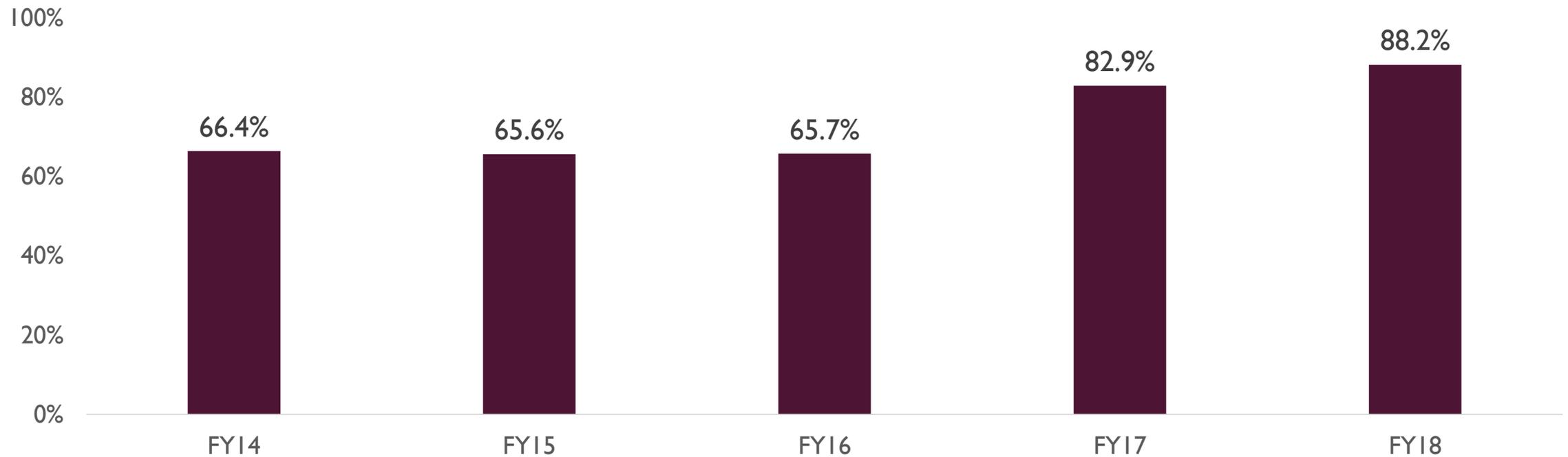
Compare to 2015:

Alaska Native release rate: 24%

Caucasian release rate: 50%

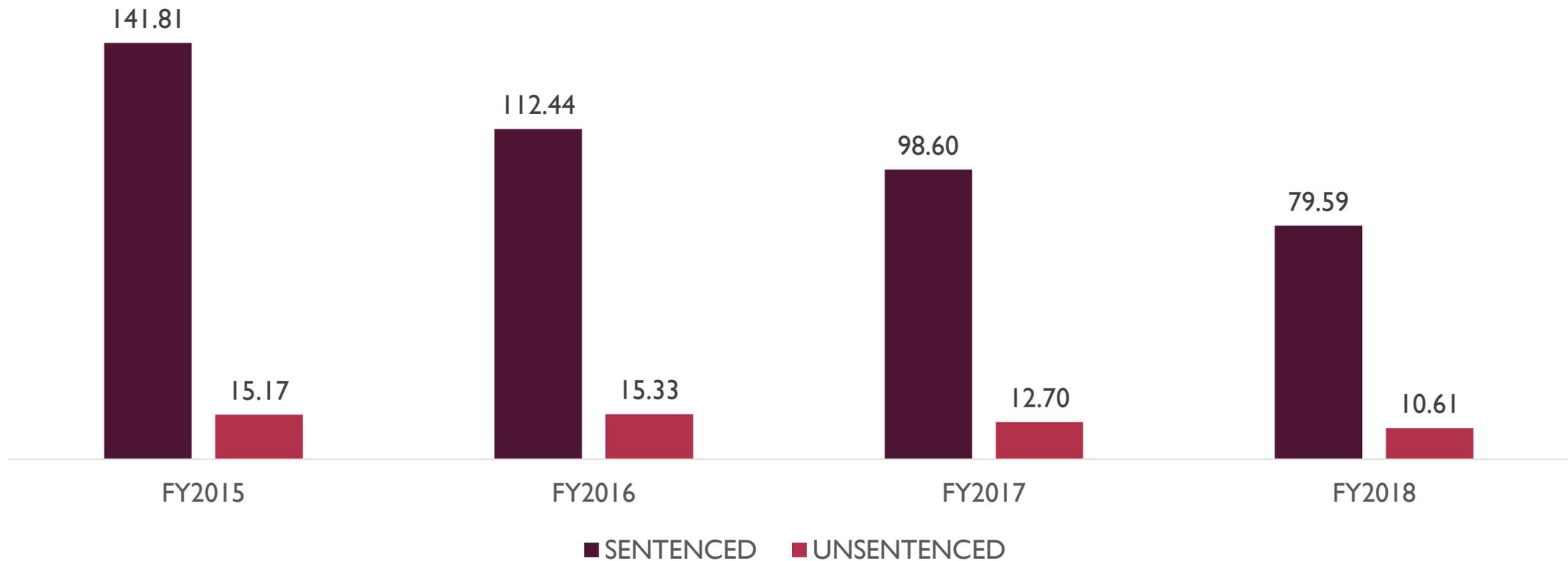
PROBATION & PAROLE

Successful Probation and Parole Discharges, FY14-FY18



PROBATION & PAROLE

Average Length of Stay for Probation/Parole Violations,
Sentenced and Unsentenced, in Days



QUESTIONS

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