

State of New York  
Department of Correctional Services

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**Statistical Overview**  
**Year 2009 Court Commitments**



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## **Statistical Overview**

### **Year 2009 Court Commitments**

This document describes the characteristics of inmates admitted to the New York State Department of Correctional Services during calendar year 2009 (N=24,204). The report concentrates on inmates admitted into a state prison facility for the first time on their current sentence (N=15,322). This overview presents information on various data points such as commitment offense, felony class, category of commitment offense, age at commitment, county of commitment and minimum sentence length. For comparative purposes, multiple tables throughout the report show trends in admission data across the years 2005 through 2009. Additionally, for comparison purposes, one table (Table 8.3) is included that shows the proportion of new commitments by gender between 1980 and 2009.

# Statistical Overview

## Year 2009 Admissions

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### Section 1: Type of Admission

There were a total of 24,204 admissions to the facilities of the Department of Correctional Services during 2009. Of the total admissions, 15,322 (63%) were new court commitments, another 8,270 (34%) were returned parole violators, and 612 (3%) were other admissions.

**Figure 1**  
**Type of Admission**  
**(2009 Total Admissions, N=24,204)**

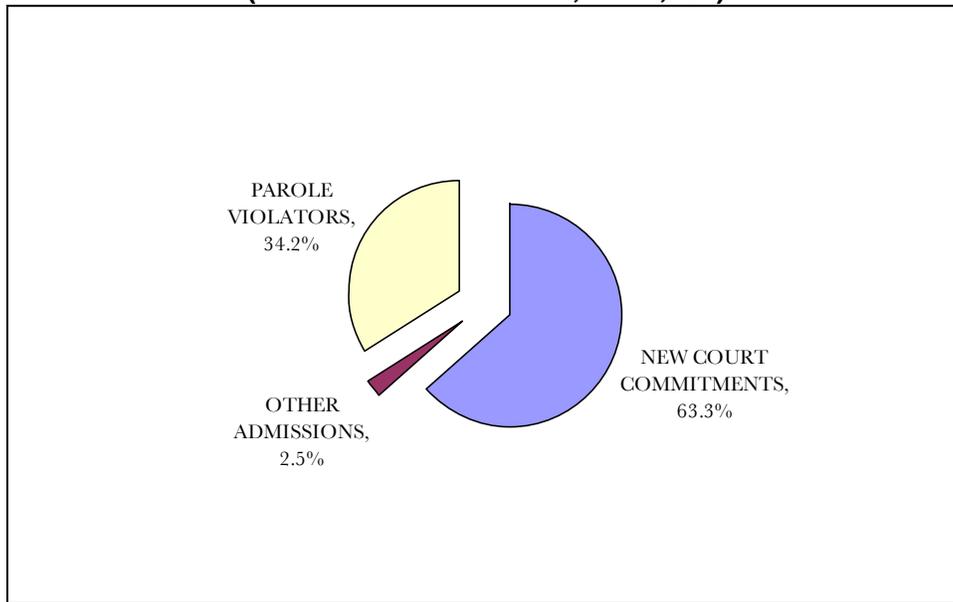


TABLE 1.1  
 ADMISSION TYPE BY SEX: 2009 TOTAL ADMISSIONS

	MEN		WOMEN		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
<b>NEW COURT COMMITMENTS</b>						
NEW COMMITS	14,285	63.1%	1,037	66.3%	15,322	63.3%
<b>SUBTOTAL</b>	14,285	63.1%	1,037	66.3%	15,322	63.3%
<b>RETURNED FROM PAROLE</b>						
RETURN POST RELEASE SUPERVISION VIOLATOR	3,156	13.9%	173	11.1%	3,329	13.8%
RETURN PAROLE VIOLATOR	3,636	16.1%	285	18.2%	3,921	16.2%
RETURN CONDITIONAL RELEASE VIOLATOR	991	4.4%	29	1.9%	1,020	4.2%
<b>SUBTOTAL</b>	7,783	34.4%	487	31.2%	8,270	34.2%
<b>OTHER ADMISSIONS</b>						
RETURN FROM COURT ORDERED DISCHARGE	68	0.3%	6	0.4%	74	0.3%
RETURN ESCAPEE	1	0.0%	0	0.0%	1	0.0%
RETURN ABSCONDER FROM TEMPORARY RELEASE	53	0.2%	6	0.4%	59	0.2%
RETURN FROM OFFICE OF MENTAL HEALTH	353	1.6%	22	1.4%	375	1.6%
RETURN OTHER AGENCY	27	0.1%	3	0.2%	30	0.1%
RETURN TEMPORARY RELEASE ARREST	26	0.1%	1	0.1%	27	0.1%
RETURN ERROR DISCHARGE	6	0.0%	1	0.1%	7	0.0%
RETURN W/STAY OF RELEASE	39	0.2%	0	0.0%	39	0.2%
<b>SUBTOTAL</b>	573	2.5%	39	2.5%	612	2.5%
<b>GRAND TOTAL</b>	22,641	100.0%	1,563	100.0%	24,204	100.0%

## Section 2: Commitment Offense

Between 2005 and 2009, the proportion of violent felony offenders in the admission cohorts increased by 5%, while the proportion of drug offenders decreased by 8%. The largest percent (34%) of new court commitments in 2009 were violent felony offenders.

Between 2008 and 2009, the proportion of offenders committed for VFOs increased from 31% to 34%, while the proportion committed for drug offenses decreased from 33% to 28%. The number of drug commitments has decreased 30% over the last two years.

TABLE 2.1  
VIOLENT FELONY STATUS AND CRIME  
BY YEAR RECEIVED: 2005-2009 NEW COURT COMMITMENTS

	2005		2006		2007		2008		2009		TOTAL	
	NUMBER	PERCENT										
<b>VIOLENT FELONY</b>												
MURDER	215	1.3%	211	1.3%	184	1.1%	193	1.2%	164	1.1%	967	1.2%
ATTEMPTED MURDER	101	0.6%	103	0.6%	117	0.7%	109	0.7%	126	0.8%	556	0.7%
MANSLAUGHTER 1ST	189	1.2%	195	1.2%	210	1.2%	197	1.2%	170	1.1%	961	1.2%
RAPE 1ST	153	0.9%	147	0.9%	173	1.0%	140	0.9%	153	1.0%	766	0.9%
ROBBERY 1ST	662	4.0%	613	3.6%	584	3.4%	537	3.4%	499	3.3%	2,895	3.5%
ROBBERY 2ND	824	5.0%	814	4.8%	863	5.0%	766	4.8%	861	5.6%	4,128	5.1%
ASSAULT 1ST	329	2.0%	304	1.8%	285	1.7%	267	1.7%	326	2.1%	1,511	1.9%
ASSAULT 2ND	481	2.9%	496	2.9%	479	2.8%	486	3.1%	506	3.3%	2,448	3.0%
BURGLARY 1ST	86	0.5%	104	0.6%	118	0.7%	133	0.8%	146	1.0%	587	0.7%
BURGLARY 2ND	657	4.0%	692	4.1%	681	4.0%	715	4.5%	757	4.9%	3,502	4.3%
ARSON 1ST,2ND	35	0.2%	30	0.2%	24	0.1%	26	0.2%	33	0.2%	148	0.2%
SODOMY 1ST	112	0.7%	101	0.6%	111	0.6%	108	0.7%	95	0.6%	527	0.6%
SEX AB-1ST, Ag.2	279	1.7%	254	1.5%	258	1.5%	253	1.6%	256	1.7%	1,300	1.6%
WEAPONS OFFENSES	606	3.7%	777	4.6%	915	5.3%	876	5.5%	1,067	7.0%	4,241	5.2%
KIDNAPPING 1ST,2ND	27	0.2%	31	0.2%	21	0.1%	14	0.1%	22	0.1%	115	0.1%
OTHER VFO SEX OFFENSES	0	0.0%	0	0.0%	0	0.0%	26	0.2%	47	0.3%	73	0.1%
OTHER VIOLENT FELONIES	6	0.0%	6	0.0%	10	0.1%	20	0.1%	20	0.1%	62	0.1%
<b>SUBTOTAL</b>	<b>4,762</b>	<b>29.1%</b>	<b>4,878</b>	<b>28.9%</b>	<b>5,033</b>	<b>29.2%</b>	<b>4,866</b>	<b>30.8%</b>	<b>5,248</b>	<b>34.3%</b>	<b>24,787</b>	<b>30.4%</b>
<b>OTHER COERCIVE</b>												
MANSLAUGHTER 2ND	51	0.3%	57	0.3%	55	0.3%	45	0.3%	40	0.3%	248	0.3%
OTHER HOMICIDE	44	0.3%	43	0.3%	27	0.2%	43	0.3%	53	0.3%	210	0.3%
ROBBERY 3RD	545	3.3%	549	3.3%	564	3.3%	490	3.1%	544	3.6%	2,692	3.3%
ATT ASSAULT 2ND	227	1.4%	232	1.4%	224	1.3%	214	1.4%	239	1.6%	1,136	1.4%
CONSPIRACY 2,3,4	97	0.6%	87	0.5%	115	0.7%	108	0.7%	76	0.5%	483	0.6%
OTHER WEAPONS	241	1.5%	248	1.5%	306	1.8%	320	2.0%	266	1.7%	1,381	1.7%
OTHER SEX OFFENSES	311	1.9%	342	2.0%	348	2.0%	326	2.1%	359	2.3%	1,686	2.1%
OTHER COERCIVE	207	1.3%	183	1.1%	185	1.1%	183	1.2%	192	1.3%	950	1.2%
<b>SUBTOTAL</b>	<b>1,723</b>	<b>10.5%</b>	<b>1,741</b>	<b>10.3%</b>	<b>1,824</b>	<b>10.6%</b>	<b>1,729</b>	<b>10.9%</b>	<b>1,769</b>	<b>11.5%</b>	<b>8,786</b>	<b>10.8%</b>
<b>DRUG OFFENSES</b>												
DRUG SALE	3,289	20.1%	3,560	21.1%	3,438	20.0%	2,736	17.3%	2,275	14.8%	15,298	18.7%
DRUG POSSESSION	2,550	15.6%	2,500	14.8%	2,710	15.7%	2,454	15.5%	2,049	13.4%	12,263	15.0%
<b>SUBTOTAL</b>	<b>5,839</b>	<b>35.7%</b>	<b>6,060</b>	<b>35.9%</b>	<b>6,148</b>	<b>35.7%</b>	<b>5,190</b>	<b>32.8%</b>	<b>4,324</b>	<b>28.2%</b>	<b>27,561</b>	<b>33.8%</b>
<b>PROPERTY AND OTHER</b>												
BURGLARY 3RD	890	5.4%	938	5.6%	974	5.7%	892	5.6%	913	6.0%	4,607	5.6%
GRAND LARCENY	743	4.5%	749	4.4%	741	4.3%	727	4.6%	735	4.8%	3,695	4.5%
FORGERY	348	2.1%	338	2.0%	364	2.1%	306	1.9%	260	1.7%	1,616	2.0%
STOLEN PROPERTY	276	1.7%	299	1.8%	262	1.5%	256	1.6%	240	1.6%	1,333	1.6%
DRIVE INTOXICATED	597	3.6%	611	3.6%	541	3.1%	574	3.6%	591	3.9%	2,914	3.6%
CONTEMPT 1ST	169	1.0%	152	0.9%	173	1.0%	161	1.0%	158	1.0%	813	1.0%
ALL OTHER FELONIES	424	2.6%	440	2.6%	470	2.7%	479	3.0%	461	3.0%	2,274	2.8%
<b>SUBTOTAL</b>	<b>3,447</b>	<b>21.1%</b>	<b>3,527</b>	<b>20.9%</b>	<b>3,525</b>	<b>20.5%</b>	<b>3,395</b>	<b>21.5%</b>	<b>3,358</b>	<b>21.9%</b>	<b>17,252</b>	<b>21.1%</b>
<b>YOUTHFUL OFFENDER</b>												
YOUTHFUL OFFENDER	573	3.5%	638	3.8%	682	4.0%	617	3.9%	603	3.9%	3,113	3.8%
<b>JUVENILE OFFENDER</b>												
JUVENILE OFFENDER	18	0.1%	23	0.1%	19	0.1%	14	0.1%	20	0.1%	94	0.1%
<b>GRAND TOTAL</b>	<b>16,362</b>	<b>100.0%</b>	<b>16,867</b>	<b>100.0%</b>	<b>17,231</b>	<b>100.0%</b>	<b>15,811</b>	<b>100.0%</b>	<b>15,322</b>	<b>100.0%</b>	<b>81,593</b>	<b>100.0%</b>

### Section 3: Felony Offender Status

More than half (57%) of 2009 new court commitments were sentenced as first felony offenders. Among offenders committed to state prison for a violent felony offense, there was a higher concentration of individuals sentenced as first felony offenders (70%) when compared with other crimes. However, it should be noted that some inmates sentenced as first felony offenders were convicted of prior felony crimes and some even had previous sentences to state prison. Many of these inmates were convicted of Class A-1 violent felony crimes, which do not permit sentencing as a second felony offender since the penalties for A-1 violent felony crimes are already the most severe.

TABLE 3.1  
CRIME BY FELONY STATUS (ROW PERCENTAGES); 2009 NEW COURT COMMITMENTS

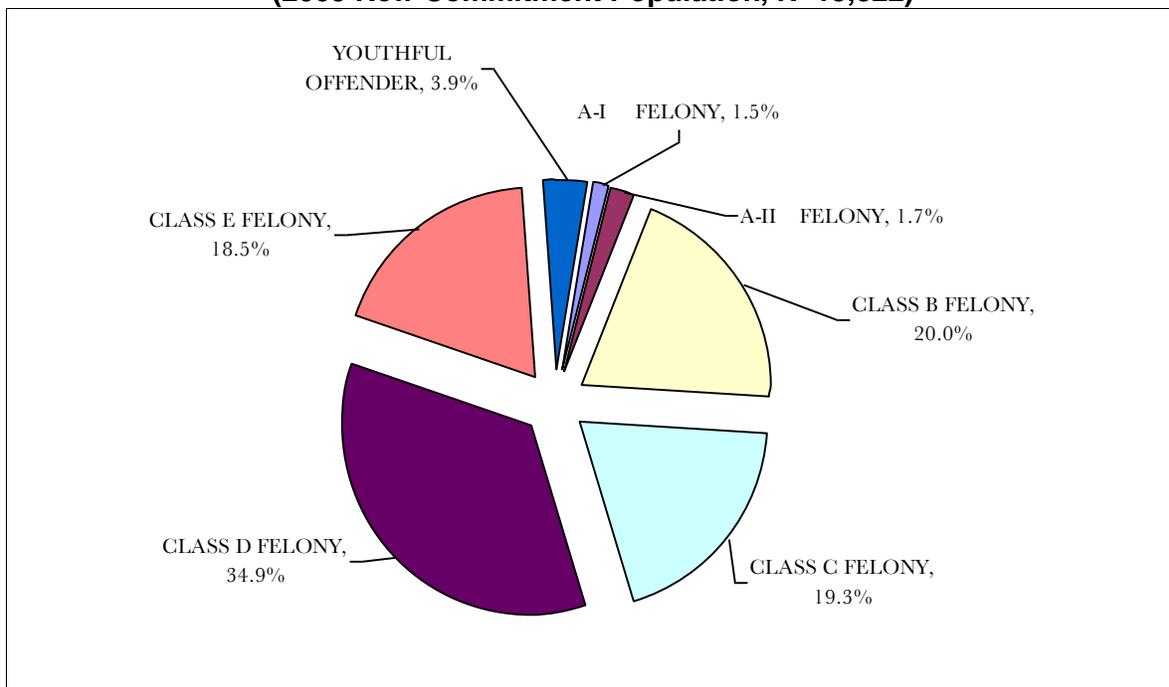
COMMITMENT CRIME	FIRST FELONY OFFENDER		SECOND FELONY OFFENDER		PERSIST FELONY OFFENDER		TOTAL	
	NUMBER	ROW PERCENT	NUMBER	ROW PERCENT	NUMBER	ROW PERCENT	NUMBER	ROW PERCENT
<b>VIOLENT FELONY</b>								
MURDER	164	100.0%	0	0.0%	0	0.0%	164	100.0%
ATTEMPTED MURDER	93	73.8%	32	25.4%	1	0.8%	126	100.0%
MANSLT 1ST,AG 2ND	137	80.6%	33	19.4%	0	0.0%	170	100.0%
RAPE 1ST	122	79.7%	31	20.3%	0	0.0%	153	100.0%
ROBBERY 1ST	330	66.1%	157	31.5%	12	2.4%	499	100.0%
ROBBERY 2ND	613	71.2%	237	27.5%	11	1.3%	861	100.0%
ASSAULT 1ST	244	74.8%	79	24.2%	3	0.9%	326	100.0%
ASSAULT 2ND	342	67.6%	161	31.8%	3	0.6%	506	100.0%
BURGLARY 1ST	100	68.5%	41	28.1%	5	3.4%	146	100.0%
BURGLARY 2ND	429	56.7%	301	39.8%	27	3.6%	757	100.0%
ARSON 1ST,2ND	24	72.7%	9	27.3%	0	0.0%	33	100.0%
SODOMY 1ST	82	86.3%	12	12.6%	1	1.1%	95	100.0%
SEX.AB-1ST,Ag.2	221	86.3%	33	12.9%	2	0.8%	256	100.0%
WEAPONS OFFENSES	717	67.2%	347	32.5%	3	0.3%	1,067	100.0%
KIDNAPPING 1ST,2ND	19	86.4%	3	13.6%	0	0.0%	22	100.0%
OTHER VFO SEX OFFENSES	36	76.6%	9	19.1%	2	4.3%	47	100.0%
OTHER VIOLENT FELONIES	19	95.0%	1	5.0%	0	0.0%	20	100.0%
<b>SUBTOTAL</b>	<b>3,692</b>	<b>70.4%</b>	<b>1,486</b>	<b>28.3%</b>	<b>70</b>	<b>1.3%</b>	<b>5,248</b>	<b>100.0%</b>
<b>OTHER COERCIVE</b>								
MANSLAUGHTER 2ND	38	95.0%	2	5.0%	0	0.0%	40	100.0%
OTHER HOMICIDE	43	81.1%	10	18.9%	0	0.0%	53	100.0%
ROBBERY 3RD	206	37.9%	338	62.1%	0	0.0%	544	100.0%
ATT ASSAULT 2ND	69	28.9%	170	71.1%	0	0.0%	239	100.0%
CONSPIRACY 2,3,4	39	51.3%	37	48.7%	0	0.0%	76	100.0%
OTHER WEAPONS	56	21.1%	209	78.6%	1	0.4%	266	100.0%
OTHER SEX OFFENSES	299	83.3%	59	16.4%	1	0.3%	359	100.0%
OTHER COERCIVE	105	54.7%	87	45.3%	0	0.0%	192	100.0%
<b>SUBTOTAL</b>	<b>855</b>	<b>48.3%</b>	<b>912</b>	<b>51.6%</b>	<b>2</b>	<b>0.1%</b>	<b>1,769</b>	<b>100.0%</b>
<b>DRUG OFFENSES</b>								
DRUG SALE	908	39.9%	1,365	60.0%	2	0.1%	2,275	100.0%
DRUG POSSESSION	879	42.9%	1,170	57.1%	0	0.0%	2,049	100.0%
<b>SUBTOTAL</b>	<b>1,787</b>	<b>41.3%</b>	<b>2,535</b>	<b>58.6%</b>	<b>2</b>	<b>0.0%</b>	<b>4,324</b>	<b>100.0%</b>
<b>PROPERTY AND OTHER OFFENSES</b>								
BURGLARY 3RD	360	39.4%	552	60.5%	0	0.1%	913	100.0%
GRAND LARCENY	306	41.6%	429	58.4%	0	0.0%	735	100.0%
FORGERY	95	36.5%	164	63.1%	1	0.4%	260	100.0%
STOLEN PROPERTY	61	25.4%	179	74.6%	0	0.0%	240	100.0%
DRIVE INTOXICATED	587	99.3%	3	0.5%	1	0.2%	591	100.0%
CONTEMPT 1ST	73	46.2%	84	53.2%	1	0.6%	158	100.0%
ALL OTHER FELONIES	247	53.6%	214	46.4%	0	0.0%	461	100.0%
<b>SUBTOTAL</b>	<b>1,729</b>	<b>51.5%</b>	<b>1,625</b>	<b>48.4%</b>	<b>4</b>	<b>0.1%</b>	<b>3,358</b>	<b>100.0%</b>
<b>YOUTHFUL/JUVENILE</b>								
YOUTHFUL OFFENDER	603	100.0%	0	0.0%	0	0.0%	603	100.0%
JUVENILE OFFENDER	20	100.0%	0	0.0%	0	0.0%	20	100.0%
<b>SUBTOTAL</b>	<b>623</b>	<b>100.0%</b>	<b>0</b>	<b>0.0%</b>	<b>0</b>	<b>0.0%</b>	<b>623</b>	<b>100.0%</b>
<b>GRAND TOTAL</b>	<b>8,686</b>	<b>56.7%</b>	<b>6,558</b>	<b>42.8%</b>	<b>78</b>	<b>0.5%</b>	<b>15,322</b>	<b>100.0%</b>

### Section 4: Felony Class Category

The New York State Penal Law classifies felonies, for the purpose of sentence, into five categories as follows: Class A, B, C, D, and E. Class A representing the most severe, and Class E the least. Class A felonies are further sub-classified for the purpose of sentencing, as A-I and A-II.<sup>1</sup> About 3% of 2009 new court commitments were Class A-I or Class A-II felons. Seventy-four percent (171 of 232) of the A-I commitments were for violent felony offenses. Nearly all Class A-II felons were committed for drug crimes. The remaining 9% represent predatory sex offenders (as defined by NYS Penal Law Sections 130.95 and 130.96 enacted in 2006).

Class D felons were the largest felony class, encompassing 35% of new commitments in 2009.

**Figure 4**  
**Felony Class**  
**(2009 New Commitment Population, N=15,322)**



**TABLE 4.1**  
**COMMITMENT CRIME BY FELONY CLASS; 2009 NEW COURT COMMITMENTS**

COMMITMENT OFFENSE	FELONY CLASS							TOTAL
	A-I	A-II	B	C	D	E	Y.O.	
VIOLENT FELONY	171	25	1,186	1,693	2,150	23	0	5,248
OTHER COERCIVE	0	0	40	114	781	834	0	1,769
DRUG OFFENSES	56	243	1,798	1,033	987	207	0	4,324
PROPERTY AND OTHER	0	0	32	120	1,429	1,777	0	3,358
YOUTHFUL OFFENDER	0	0	0	0	0	0	603	603
JUVENILE OFFENDER	5	0	12	3	0	0	0	20
<b>TOTAL</b>	232	268	3,068	2,963	5,347	2,841	603	15,322
<b>PERCENT</b>	1.5%	1.7%	20.0%	19.3%	34.9%	18.5%	3.9%	100.0%

<sup>1</sup> New York State Penal Law, Article 55. *2010 New York Law Enforcement Handbook*.

TABLE 4.2  
 CRIME BY FELONY CRIME CLASS BY FELONY OFFENDER STATUS: 2009 NEW COURT COMMITMENTS (1 OF 2)

	FIRST FELONY OFFENDER								SECOND FELONY OFFENDER						
	A-I	A-II	CLASS B	CLASS C	CLASS D	CLASS E	Y.O.	SUBTOTAL	A-I	A-II	CLASS B	CLASS C	CLASS D	CLASS E	SUBTOTAL
<b>VIOLENT FELONY</b>															
MURDER	164	0	0	0	0	0	0	164	0	0	0	0	0	0	0
ATTEMPTED MURDER	6	0	87	0	0	0	0	93	0	0	32	0	0	0	32
MANSLT 1ST,AG 2ND	0	0	136	1	0	0	0	137	0	0	30	3	0	0	33
RAPE 1ST	0	0	94	28	0	0	0	122	0	0	22	9	0	0	31
ROBBERY 1ST	0	0	196	134	0	0	0	330	0	0	87	70	0	0	157
ROBBERY 2ND	0	0	0	273	340	0	0	613	0	0	0	89	148	0	237
ASSAULT 1ST	0	0	152	92	0	0	0	244	0	0	31	48	0	0	79
ASSAULT 2ND	0	0	0	17	325	0	0	342	0	0	0	2	159	0	161
BURGLARY 1ST	0	0	85	15	0	0	0	100	0	0	30	11	0	0	41
BURGLARY 2ND	0	0	0	206	223	0	0	429	0	0	0	169	132	0	301
ARSON 1ST,2ND	0	0	19	5	0	0	0	24	0	0	5	4	0	0	9
SODOMY 1ST	0	0	66	16	0	0	0	82	0	0	10	2	0	0	12
SEX.AB-1ST,Ag.2	0	0	58	10	151	2	0	221	0	0	6	2	23	2	33
WEAPONS OFFENSES	0	0	5	274	430	8	0	717	0	0	0	183	154	10	347
KIDNAPPING 1ST,2ND	1	0	12	6	0	0	0	19	0	0	2	1	0	0	3
OTHER VFO SEX OFFENSES	0	15	0	0	21	0	0	36	0	8	0	0	1	0	9
OTHER VIOLENT FELONIES	0	0	0	0	18	1	0	19	0	0	0	0	1	0	1
<b>SUBTOTAL</b>	171	15	910	1,077	1,508	11	0	3,692	0	8	255	593	618	12	1,486
	4.6%	0.4%	24.6%	29.2%	40.8%	0.3%	0.0%	100.0%	0.0%	0.5%	17.2%	39.9%	41.6%	0.8%	100.0%
<b>OTHER COERCIVE</b>															
MANSLAUGHTER 2ND	0	0	0	37	1	0	0	38	0	0	0	2	0	0	2
OTHER HOMICIDE	0	0	5	15	11	12	0	43	0	0	0	2	3	5	10
ROBBERY 3RD	0	0	0	0	179	27	0	206	0	0	0	0	206	132	338
ATT ASSAULT 2ND	0	0	0	0	0	69	0	69	0	0	0	0	0	170	170
CONSPIRACY 2,3,4	0	0	25	4	0	10	0	39	0	0	10	3	5	19	37
OTHER WEAPONS	0	0	0	0	47	9	0	56	0	0	0	0	119	90	209
OTHER SEX OFFENSES	0	0	0	7	107	185	0	299	0	0	0	0	10	49	59
OTHER COERCIVE	0	0	0	36	49	20	0	105	0	0	0	8	43	36	87
<b>SUBTOTAL</b>	0	0	30	99	394	332	0	855	0	0	10	15	386	501	912
	0.0%	0.0%	3.5%	11.6%	46.1%	38.8%	0.0%	100.0%	0.0%	0.0%	1.1%	1.6%	42.3%	54.9%	100.0%
<b>DRUG OFFENSES</b>															
DRUG SALE	12	78	547	156	104	11	0	908	6	19	543	400	346	51	1,365
DRUG POSSESSION	26	119	383	144	173	34	0	879	12	27	323	333	364	111	1,170
<b>SUBTOTAL</b>	38	197	930	300	277	45	0	1,787	18	46	866	733	710	162	2,535
	2.1%	8.7%	53.5%	18.8%	16.9%	1.7%	0.0%	100.0%	0.7%	1.8%	34.2%	28.9%	28.0%	6.4%	100.0%
<b>PROPERTY AND OTHER</b>															
BURGLARY 3RD	0	0	0	0	302	58	0	360	0	0	0	0	361	191	552
GRAND LARCENY	0	0	11	73	91	131	0	306	0	0	0	20	104	305	429
FORGERY	0	0	0	6	71	18	0	95	0	0	0	5	104	55	164
STOLEN PROPERTY	0	0	0	0	18	43	0	61	0	0	0	2	41	136	179
DRIVE INTOXICATED	0	0	0	0	187	400	0	587	0	0	0	0	1	2	3
CONTEMPT 1ST	0	0	0	0	0	73	0	73	0	0	0	0	0	84	84
ALL OTHER FELONIES	0	0	21	13	74	139	0	247	0	0	0	1	73	140	214
<b>SUBTOTAL</b>	0	0	32	92	743	862	0	1,729	0	0	0	28	684	913	1,625
	0.0%	0.0%	1.9%	5.3%	43.0%	49.9%	0.0%	100.0%	0.0%	0.0%	0.0%	1.7%	42.1%	56.2%	100.0%
<b>YOUTHFUL OFFENDER</b>															
YOUTHFUL OFFENDER	0	0	0	0	0	0	603	603	0	0	0	0	0	0	0
	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
<b>JUVENILE OFFENDER</b>															
JUVENILE OFFENDER	5	0	12	3	0	0	0	20	0	0	0	0	0	0	0
	25.0%	0.0%	60.0%	15.0%	0.0%	0.0%	0.0%	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
<b>GRAND TOTAL</b>	214	212	1,914	1,571	2,922	1,250	603	8,686	18	54	1,131	1,369	2,398	1,588	6,558
	2.5%	2.4%	22.0%	18.1%	33.6%	14.4%	6.9%	100.0%	0.3%	0.8%	17.2%	20.9%	36.6%	24.2%	100.0%

(Continued)

TABLE 4.2  
 CRIME BY FELONY CRIME CLASS BY FELONY OFFENDER STATUS: 2009 NEW COURT COMMITMENTS (2 OF 2)

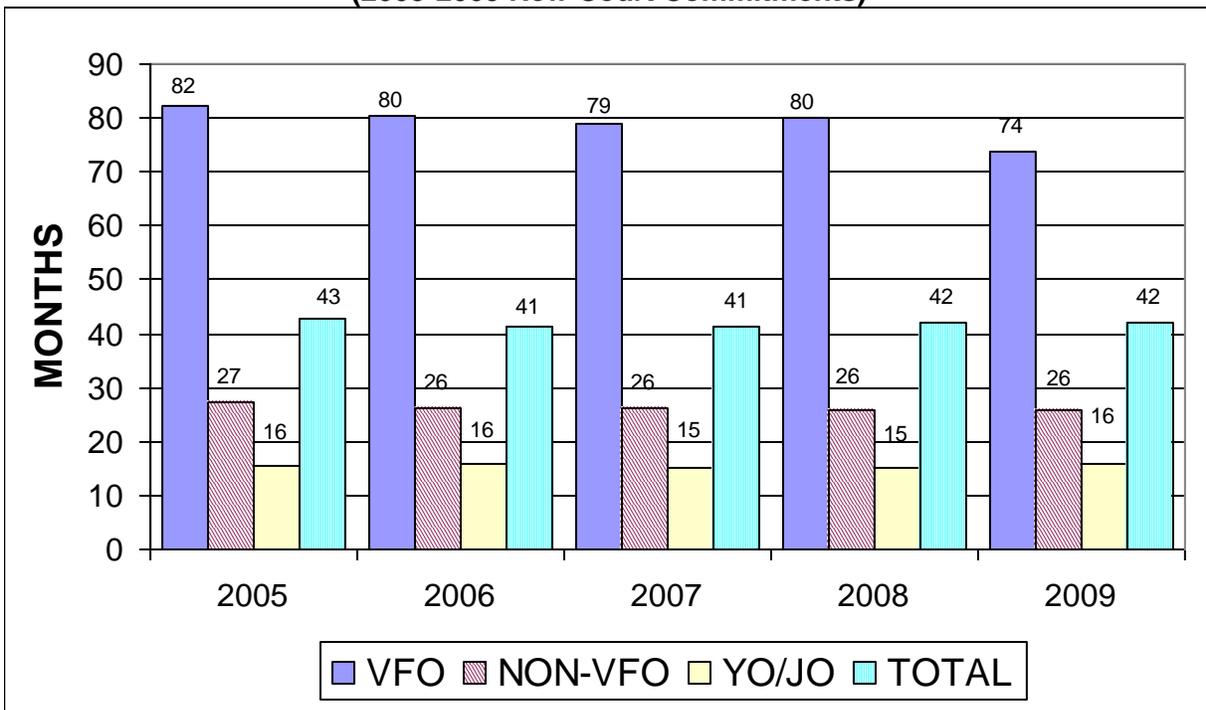
	PERSISTENT FELONY OFFENDER						TOTAL							
	A-II	CLASS B	CLASS C	CLASS D	CLASS E	SUBTOTAL	A-I	A-II	CLASS B	CLASS C	CLASS D	CLASS E	Y.O.	TOTAL
<b>VIOLENT FELONY</b>														
MURDER	0	0	0	0	0	0	164	0	0	0	0	0	0	164
ATTEMPTED MURDER	0	1	0	0	0	1	6	0	120	0	0	0	0	126
MANSLT 1ST,AG 2ND	0	0	0	0	0	0	0	0	166	4	0	0	0	170
RAPE 1ST	0	0	0	0	0	0	0	0	116	37	0	0	0	153
ROBBERY 1ST	0	11	1	0	0	12	0	0	294	205	0	0	0	499
ROBBERY 2ND	0	0	8	3	0	11	0	0	0	370	491	0	0	861
ASSAULT 1ST	0	3	0	0	0	3	0	0	186	140	0	0	0	326
ASSAULT 2ND	0	0	0	3	0	3	0	0	0	19	487	0	0	506
BURGLARY 1ST	0	5	0	0	0	5	0	0	120	26	0	0	0	146
BURGLARY 2ND	0	0	13	14	0	27	0	0	0	388	369	0	0	757
ARSON 1ST,2ND	0	0	0	0	0	0	0	0	24	9	0	0	0	33
SODOMY 1ST	0	1	0	0	0	1	0	0	77	18	0	0	0	95
SEX AB-1ST,Ag.2	0	0	0	2	0	2	0	0	64	12	176	4	0	256
WEAPONS OFFENSES	0	0	1	2	0	3	0	0	5	458	586	18	0	1,067
KIDNAPPING 1ST,2ND	0	0	0	0	0	0	1	0	14	7	0	0	0	22
OTHER VFO SEX OFFENSES	2	0	0	0	0	2	0	25	0	0	22	0	0	47
OTHER VIOLENT FELONIES	0	0	0	0	0	0	0	0	0	0	19	1	0	20
<b>SUBTOTAL</b>	2	21	23	24	0	70	171	25	1,186	1,693	2,150	23	0	5,248
	2.9%	30.0%	32.9%	34.3%	0.0%	100.0%	3.3%	0.5%	22.6%	32.3%	41.0%	0.4%	0.0%	100.0%
<b>OTHER COERCIVE</b>														
MANSLAUGHTER 2ND	0	0	0	0	0	0	0	0	0	39	1	0	0	40
OTHER HOMICIDE	0	0	0	0	0	0	0	0	5	17	14	17	0	53
ROBBERY 3RD	0	0	0	0	0	0	0	0	0	0	385	159	0	544
ATT ASSAULT 2ND	0	0	0	0	0	0	0	0	0	0	0	239	0	239
CONSPIRACY 2,3,4	0	0	0	0	0	0	0	0	35	7	5	29	0	76
OTHER WEAPONS	0	0	0	1	0	1	0	0	0	0	167	99	0	266
OTHER SEX OFFENSES	0	0	0	0	1	1	0	0	0	7	117	235	0	359
OTHER COERCIVE	0	0	0	0	0	0	0	0	0	44	92	56	0	192
<b>SUBTOTAL</b>	0	0	0	1	1	2	0	0	40	114	781	834	0	1,769
	0.0%	0.0%	0.0%	50.0%	50.0%	100.0%	0.0%	0.0%	2.3%	6.4%	44.1%	47.1%	0.0%	100.0%
<b>DRUG OFFENSES</b>														
DRUG SALE	0	2	0	0	0	2	18	97	1,092	556	450	62	0	2,275
DRUG POSSESSION	0	0	0	0	0	0	38	146	706	477	537	145	0	2,049
<b>SUBTOTAL</b>	0	2	0	0	0	2	56	243	1,798	1,033	987	207	0	4,324
	0.0%	100.0%	0.0%	0.0%	0.0%	100.0%	1.3%	5.6%	41.6%	23.9%	22.8%	4.8%	0.0%	100.0%
<b>PROPERTY AND OTHER</b>														
BURGLARY 3RD	0	0	0	1	0	1	0	0	0	0	664	249	0	913
GRAND LARCENY	0	0	0	0	0	0	0	0	11	93	195	436	0	735
FORGERY	0	0	0	1	0	1	0	0	0	11	176	73	0	260
STOLEN PROPERTY	0	0	0	0	0	0	0	0	0	2	59	179	0	240
DRIVE INTOXICATED	0	0	0	0	1	1	0	0	0	0	188	403	0	591
CONTEMPT 1ST	0	0	0	0	1	1	0	0	0	0	0	158	0	158
ALL OTHER FELONIES	0	0	0	0	0	0	0	0	21	14	147	279	0	461
<b>SUBTOTAL</b>	0	0	0	2	2	4	0	0	32	120	1,429	1,777	0	3,358
	0.0%	0.0%	0.0%	50.0%	50.0%	100.0%	0.0%	0.0%	1.4%	3.3%	42.6%	52.7%	0.0%	100.0%
<b>YOUTHFUL OFFENDER</b>														
YOUTHFUL OFFENDER	0	0	0	0	0	0	0	0	0	0	0	0	603	603
	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	100.0%	100.0%
<b>JUVENILE OFFENDER</b>														
JUVENILE OFFENDER	0	0	0	0	0	0	5	0	12	3	0	0	0	20
	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	25.0%	0.0%	60.0%	15.0%	0.0%	0.0%	0.0%	100.0%
<b>GRAND TOTAL</b>	2	23	23	27	3	78	232	268	3,068	2,963	5,347	2,841	603	15,322
	2.6%	29.5%	29.5%	34.6%	3.8%	100.0%	1.5%	1.7%	20.0%	19.3%	34.9%	18.5%	3.9%	100.0%

### Section 5: *Minimum and Maximum Sentences*

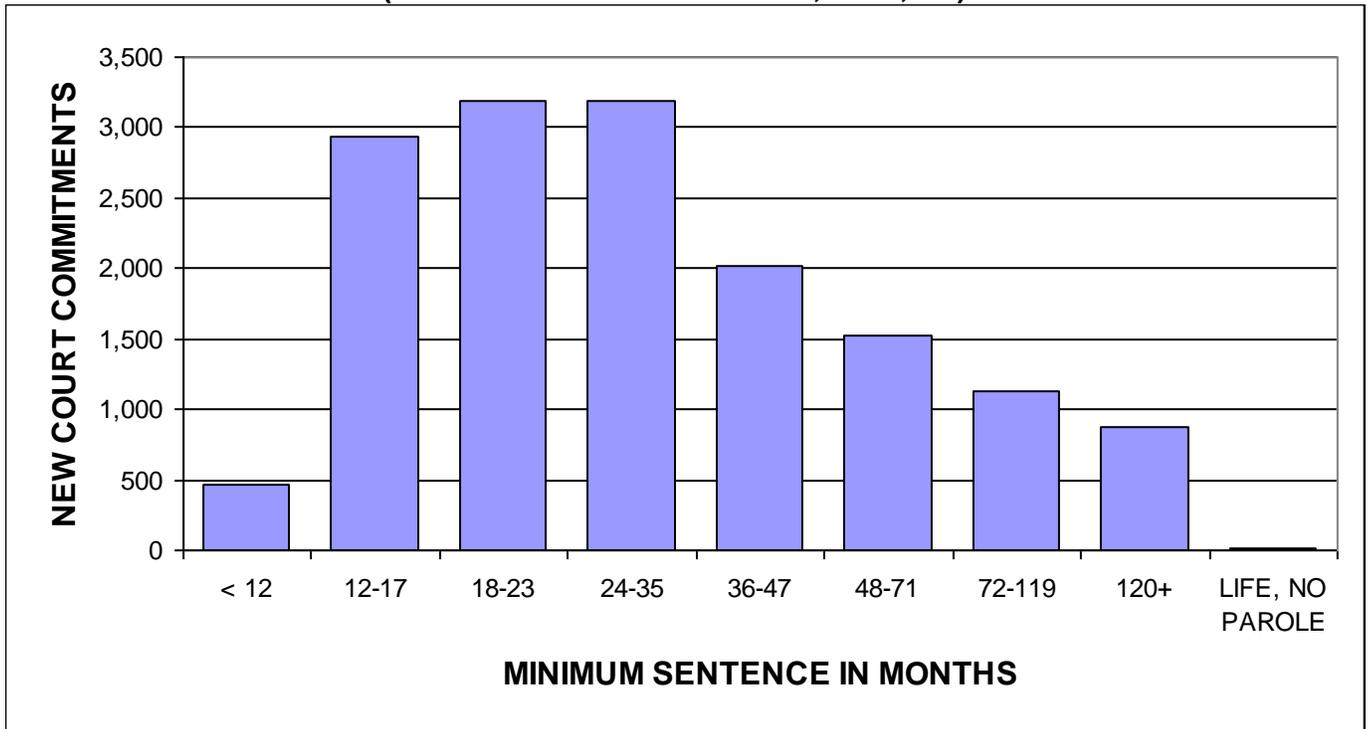
The minimum sentence reflects the shortest period of time that a person must serve before being considered for release on parole. The overall minimum sentence for all types of crime remained relatively stable between 2005 and 2009.

However, for violent felons, the average minimum sentence decreased from 82 months in 2005 to 74 months in 2009. For non-violent felons, there was very little change in the average minimum sentence between 2005 and 2009 (see Table 5.3 and Fig. 5.1).

**Figure 5.1**  
Average Minimum Sentence by Crime Type  
(2005-2009 New Court Commitments)



**Figure 5.2**  
**Minimum Sentence in Months**  
**(2009 New Court Commitments, N=15,322)**



**TABLE 5.1**  
**MINIMUM SENTENCE BY CRIME TYPE; 2009 NEW COURT COMMITMENTS**

MINIMUM SENTENCE	VIOLENT FELONY OFFENSES	OTHER COERCIVE OFFENSES	DRUG OFFENSES	PROPERTY AND OTHER OFFENSES	YOUTHFUL & JUVENILE OFFENDERS	TOTAL	PERCENT
< 12 MONTHS	4	0	436	0	23	463	3.0%
12-17 MONTHS	17	464	654	1,263	538	2,936	19.2%
18-23 MONTHS	836	466	1,001	857	28	3,188	20.8%
24-35 MONTHS	690	525	1,035	913	20	3,183	20.8%
36-47 MONTHS	949	175	651	232	5	2,012	13.1%
48-71 MONTHS	1,034	87	341	64	3	1,529	10.0%
72-119 MONTHS	888	42	171	23	3	1,127	7.4%
120+ MONTHS	818	10	35	6	3	872	5.7%
LIFE, NO PAROLE	12	0	0	0	0	12	0.1%
<b>TOTAL</b>	<b>5,248</b>	<b>1,769</b>	<b>4,324</b>	<b>3,358</b>	<b>623</b>	<b>15,322</b>	<b>100.0%</b>

While the median minimum sentence is 25 months, 13% of the new commitments received in 2009 were required to serve 6 years or more before they will be eligible for release to parole supervision (see Tables 5.1 and 5.2).

TABLE 5.2  
 AVERAGE AND MEDIAN MINIMUM SENTENCE (IN MONTHS) BY CRIME  
 AND BY FELONY OFFENDER STATUS; 2009 NEW COURT COMMITMENTS

COMMITMENT CRIME	FIRST FELONY OFFENDER			SECOND FELONY OFFENDER			PERSISTENT FELONY OFFENDER			TOTAL		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
<b>VIOLENT FELONY</b>												
MURDER	164	327.5	300.0	0	0.0	0.0	0	0.0	0.0	164	327.5	300.0
ATTEMPTED MURDER	93	130.9	103.0	32	152.5	123.0	1	540.0	540.0	126	139.6	103.0
MANSLT 1ST,AG 2ND	137	161.9	165.0	33	180.4	175.0	0	0.0	0.0	170	165.5	174.5
RAPE 1ST	122	110.4	93.0	31	134.6	123.0	0	0.0	0.0	153	115.3	96.0
ROBBERY 1ST	330	65.1	51.0	157	98.4	93.0	12	276.0	252.0	499	80.6	62.0
ROBBERY 2ND	613	34.7	31.0	237	56.5	51.0	11	209.5	192.0	861	42.9	36.0
ASSAULT 1ST	244	76.7	62.0	79	108.3	92.0	3	268.0	264.0	326	86.1	72.0
ASSAULT 2ND	342	30.8	26.0	161	46.5	46.0	3	214.0	180.0	506	36.9	31.0
BURGLARY 1ST	100	91.3	62.0	41	108.4	103.0	5	244.8	240.0	146	101.3	82.0
BURGLARY 2ND	429	38.4	35.0	301	63.3	51.0	27	218.9	180.0	757	54.7	41.0
ARSON 1ST,2ND	24	71.7	72.0	9	87.9	82.0	0	0.0	0.0	33	76.1	72.0
SODOMY 1ST	82	117.7	90.0	12	137.0	108.0	1	792.0	792.0	95	127.3	93.0
SEX.AB-1ST,Ag.2	221	62.8	36.0	33	83.9	51.0	2	252.0	252.0	256	67.0	41.0
WEAPONS OFFENSES	717	34.5	31.0	347	60.8	51.0	3	168.0	144.0	1,067	43.4	36.0
KIDNAPPING 1ST,2ND	19	121.9	82.0	3	171.3	185.0	0	0.0	0.0	22	128.6	92.5
OTHER VFO SEX OFFENSES	36	140.4	72.0	9	287.8	240.0	2	300.0	300.0	47	175.4	120.0
OTHER VIOLENT FELONIES	19	32.0	26.0	1	41.0	41.0	0	0.0	0.0	20	32.5	28.5
<b>SUBTOTAL</b>	<b>3,692</b>	<b>69.6</b>	<b>36.0</b>	<b>1,486</b>	<b>75.9</b>	<b>57.0</b>	<b>70</b>	<b>244.8</b>	<b>216.0</b>	<b>5,248</b>	<b>73.7</b>	<b>51.0</b>
<b>OTHER COERCIVE</b>												
MANSLAUGHTER 2ND	38	38.2	36.0	2	66.0	66.0	0	0.0	0.0	40	39.6	36.0
OTHER HOMICIDE	43	26.8	24.0	10	31.2	24.0	0	0.0	0.0	53	27.6	24.0
ROBBERY 3RD	206	18.3	12.0	338	28.8	24.0	0	0.0	0.0	544	24.8	24.0
ATT ASSAULT 2ND	69	13.8	12.0	170	21.2	18.0	0	0.0	0.0	239	19.1	18.0
CONSPIRACY 2,3,4	39	26.7	20.0	37	41.8	24.0	0	0.0	0.0	76	34.1	24.0
OTHER WEAPONS	56	18.3	14.0	209	25.6	24.0	1	180.0	180.0	266	24.6	24.0
OTHER SEX OFFENSES	299	26.5	21.0	59	31.2	21.0	1	24.0	24.0	359	27.3	21.0
OTHER COERCIVE	105	20.7	16.0	87	29.0	24.0	0	0.0	0.0	192	24.5	24.0
<b>SUBTOTAL</b>	<b>855</b>	<b>22.8</b>	<b>16.0</b>	<b>912</b>	<b>27.5</b>	<b>24.0</b>	<b>2</b>	<b>102.0</b>	<b>102.0</b>	<b>1,769</b>	<b>25.3</b>	<b>21.0</b>
<b>DRUG OFFENSES</b>												
DRUG SALE	908	25.3	21.0	1,365	32.9	26.0	2	192.0	192.0	2,275	30.0	26.0
DRUG POSSESSION	879	26.9	21.0	1,170	32.6	26.0	0	0.0	0.0	2,049	30.2	25.0
<b>SUBTOTAL</b>	<b>1,787</b>	<b>26.1</b>	<b>21.0</b>	<b>2,535</b>	<b>32.8</b>	<b>26.0</b>	<b>2</b>	<b>192.0</b>	<b>192.0</b>	<b>4,324</b>	<b>30.1</b>	<b>25.0</b>
<b>PROPERTY AND OTHER</b>												
BURGLARY 3RD	360	18.2	16.0	552	27.4	24.0	1	180.0	180.0	913	23.9	24.0
GRAND LARCENY	306	19.9	16.0	429	24.2	18.0	0	0.0	0.0	735	22.4	18.0
FORGERY	95	18.7	16.0	164	27.3	24.0	1	240.0	240.0	260	25.0	24.0
STOLEN PROPERTY	61	16.0	12.0	179	22.8	18.0	0	0.0	0.0	240	21.1	18.0
DRIVE INTOXICATED	587	14.4	12.0	3	18.7	18.0	1	180.0	180.0	591	14.7	12.0
CONTEMPT 1ST	73	14.0	12.0	84	19.5	18.0	1	18.0	18.0	158	16.9	18.0
ALL OTHER FELONIES	247	17.1	12.0	214	23.4	20.0	0	0.0	0.0	461	20.1	18.0
<b>SUBTOTAL</b>	<b>1,729</b>	<b>16.8</b>	<b>12.0</b>	<b>1,625</b>	<b>25.1</b>	<b>24.0</b>	<b>4</b>	<b>154.5</b>	<b>180.0</b>	<b>3,358</b>	<b>21.0</b>	<b>18.0</b>
<b>YOUTHFUL OFFENDER</b>												
YOUTHFUL OFFENDER	603	14.5	12.0	0	0.0	0.0	0	0.0	0.0	603	14.5	12.0
<b>JUVENILE OFFENDER</b>												
JUVENILE OFFENDER	20	56.4	36.0	0	0.0	0.0	0	0.0	0.0	20	56.4	36.0
<b>GRAND TOTAL</b>	<b>8,686</b>	<b>41.7</b>	<b>21.0</b>	<b>6,558</b>	<b>39.9</b>	<b>30.0</b>	<b>78</b>	<b>235.2</b>	<b>192.0</b>	<b>15,322</b>	<b>41.9</b>	<b>25.0</b>

Note: Life without parole sentences treated as 45 years (540 months) for this table.

TABLE 5.3  
CRIME BY AVERAGE MINIMUM SENTENCE BY FELONY OFFENDER STATUS; 2005 - 2009 NEW COURT COMMITMENTS

	2005			2006			2007			2008			2009			2005-2009 TOTAL			
	FIRST	2ND/ PERSIST.	TOTAL	FIRST	2ND/ PERSIST.	TOTAL	FIRST	2ND/ PERSIST.	TOTAL	FIRST	2ND/ PERSIST.	TOTAL	FIRST	2ND/ PERSIST.	TOTAL	FIRST	2ND/ PERSIST.	TOTAL	
	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE	FELONY	AVERAGE
<b>VIOLENT FELONY</b>																			
MURDER	314.2	.	314.2	331.2	.	331.2	326.7	.	326.7	348.3	.	348.3	327.5	.	327.5	329.3	.	329.3	
ATTEMPTED MURDER	124.8	214.2	148.7	121.7	164.0	132.0	121.9	177.2	136.6	196.4	183.8	194.0	130.9	164.2	139.6	140.0	180.0	149.9	
MANSLAUGHTER 1ST	151.4	207.0	160.0	158.7	179.1	162.8	152.7	171.4	156.0	163.9	181.9	169.1	161.9	180.4	165.5	157.4	182.8	162.5	
RAPE 1ST	104.7	201.8	136.4	120.8	215.5	142.1	110.6	230.2	134.6	105.5	161.0	116.6	110.4	134.6	115.3	110.2	195.1	129.8	
ROBBERY 1ST	66.5	124.5	88.7	70.4	126.2	88.6	74.1	136.5	95.8	71.4	126.1	89.8	65.1	111.0	80.6	69.5	125.1	88.8	
ROBBERY 2ND	34.5	66.6	45.4	35.1	70.9	46.2	34.6	65.3	44.5	33.9	70.3	45.6	34.7	63.2	42.9	34.6	67.1	44.9	
ASSAULT 1ST	81.5	109.9	89.1	79.1	116.8	89.1	76.1	122.0	89.8	79.1	118.0	89.3	76.7	114.2	86.1	78.5	116.1	88.6	
ASSAULT 2ND	32.5	52.4	39.0	30.8	49.1	37.0	32.2	52.4	39.0	30.1	48.3	35.3	30.8	49.6	36.9	31.3	50.4	37.5	
BURGLARY 1ST	106.5	145.8	123.9	85.4	121.3	96.8	101.1	145.4	118.7	80.2	138.0	99.3	91.3	123.2	101.3	91.3	135.2	106.9	
BURGLARY 2ND	40.1	75.3	58.1	41.4	77.2	59.4	38.8	75.4	56.3	40.2	67.8	53.1	38.4	76.1	54.7	39.7	74.4	56.2	
ARSON 1ST,2ND	74.2	78.5	74.9	58.1	135.9	81.4	79.4	89.8	81.1	69.8	132.3	91.5	71.7	87.9	76.1	70.9	109.1	80.4	
SODOMY 1ST	107.0	284.9	143.5	98.4	180.2	121.1	122.6	146.3	127.3	102.3	183.2	112.8	117.7	187.4	127.3	109.8	198.2	126.6	
SEXAB-1ST,Ag.2	53.3	81.0	58.5	58.5	69.0	59.8	61.7	93.1	66.7	55.3	66.9	56.6	62.8	93.5	67.0	58.2	81.9	61.7	
WEAPONS OFFENSES	36.6	53.9	44.2	35.0	51.7	42.3	35.0	53.1	41.7	36.8	60.1	44.2	34.5	61.7	43.4	35.5	56.0	43.1	
KIDNAPPING 1ST,2ND	96.8	226.0	120.7	123.9	122.8	123.7	158.8	115.0	148.4	89.6	93.0	89.9	121.9	171.3	128.6	118.5	154.0	124.3	
OTHER VFO SEX OFFENSES	.	.	.	.	.	.	103.0	.	103.0	175.0	642.2	264.8	140.4	290.0	175.4	153.2	400.1	207.3	
OTHER VIOLENT FELONIES	12.0	57.6	50.0	76.0	47.3	61.7	21.7	22.0	21.8	27.9	41.6	31.3	32.0	41.0	32.5	31.7	42.6	34.9	
<b>SUBTOTAL</b>	77.6	91.5	82.3	77.7	85.7	80.3	75.0	87.8	79.1	76.8	87.8	80.1	69.6	83.5	73.7	75.2	87.3	79.0	
<b>NON VIOLENT FELONY</b>																			
MANSLAUGHTER 2ND	43.5	72.7	46.9	39.9	60.5	44.6	42.9	64.7	46.4	43.9	75.0	49.5	38.2	66.0	39.6	66.7	45.6		
OTHER HOMICIDE	18.7	30.0	19.2	17.7	23.5	19.4	19.2	21.0	19.3	25.6	41.0	27.8	26.8	31.2	27.6	22.0	29.3	23.2	
ROBBERY 3RD	19.0	31.4	26.9	17.8	29.0	24.2	18.0	30.4	25.0	17.3	28.1	23.8	18.3	28.8	24.8	18.0	29.5	24.9	
ATT ASSAULT 2ND	14.7	23.5	20.1	14.9	20.7	18.7	16.3	20.3	19.1	15.1	20.2	18.5	13.8	21.2	19.1	14.9	21.2	19.1	
CONSPIRACY 2,3,4	31.3	44.9	36.6	25.2	40.1	32.2	31.3	33.9	32.4	26.7	37.9	30.9	26.7	41.8	34.1	28.5	39.4	33.2	
OTHER WEAPONS	18.6	25.1	23.3	21.6	27.2	25.8	19.5	26.9	25.0	19.9	25.8	24.4	18.3	26.3	24.6	19.7	26.3	24.7	
OTHER SEX OFFENSES	19.5	29.0	22.5	16.8	28.5	20.8	23.7	31.3	25.6	24.7	29.9	26.1	26.5	31.1	27.3	23.0	29.8	24.8	
OTHER COERCIVE	20.2	27.8	23.4	18.5	28.9	23.9	18.8	28.2	22.7	19.2	29.0	23.4	20.7	29.0	24.5	19.5	28.5	23.5	
DRUG SALE	25.6	35.1	31.4	23.3	34.6	30.0	23.6	33.7	29.5	23.3	33.8	29.3	25.3	33.1	30.0	24.1	34.1	30.1	
DRUG POSSESSION	28.1	34.3	31.7	26.2	32.4	29.4	23.9	32.5	28.6	23.8	32.1	28.5	26.9	32.6	30.2	25.7	32.8	29.6	
BURGLARY 3RD	18.5	29.6	25.5	17.3	29.1	24.3	18.9	28.1	24.7	18.1	27.6	24.0	18.2	27.7	23.9	18.2	28.4	24.5	
GRAND LARCENY	19.0	24.1	22.2	20.9	23.6	22.5	19.2	25.4	22.7	20.5	24.2	22.7	19.9	24.2	22.4	19.9	24.3	22.5	
FORGERY	18.5	26.9	23.8	18.7	26.0	23.2	17.2	25.6	22.4	18.4	25.6	22.9	18.7	28.6	25.0	18.3	26.5	23.4	
STOLEN PROPERTY	15.9	21.7	20.1	16.8	21.2	20.1	15.9	21.6	20.0	15.2	21.8	20.1	16.0	22.8	21.1	16.0	21.8	20.3	
DRIVE INTOXICATED	15.1	28.2	15.3	14.5	16.7	14.5	14.7	43.9	15.1	14.7	20.4	14.8	14.4	59.0	14.7	14.6	30.5	14.9	
CONTEMPT 1ST	13.8	19.5	17.0	15.3	19.3	17.4	14.2	20.7	17.8	14.9	20.6	18.1	14.0	19.5	16.9	14.4	20.0	17.5	
ALL OTHER FELONIES	16.5	23.6	19.7	17.2	25.3	20.7	17.6	27.2	22.1	18.9	23.8	21.2	17.1	23.4	20.1	17.4	24.7	20.8	
<b>SUBTOTAL</b>	22.3	31.4	27.3	21.1	30.5	26.1	21.2	30.4	26.2	21.1	29.6	25.7	21.8	29.5	25.9	21.5	30.3	26.3	
<b>YO/JO</b>																			
YOUTHFUL OFFENDER	14.3	.	14.3	14.5	.	14.5	14.4	.	14.4	14.4	.	14.4	14.5	.	14.5	14.4	.	14.4	
JUVENILE OFFENDER	58.1	.	58.1	55.2	.	55.2	33.4	.	33.4	52.9	.	52.9	56.4	.	56.4	51.3	.	51.3	
<b>SUBTOTAL</b>	15.6	.	15.6	15.9	.	15.9	14.9	.	14.9	15.2	.	15.2	15.9	.	15.9	15.5	.	15.5	
<b>GRAND TOTAL</b>	42.0	43.9	42.9	40.9	42.0	41.4	40.3	42.3	41.2	42.2	41.8	42.0	41.7	42.2	41.9	41.4	42.5	41.9	

Note: Life without parole sentences treated as 45 years (540 months) for this table.

TABLE 5.4  
CRIME CLASS BY MINIMUM SENTENCE BY FELONY OFFENDER STATUS;  
2005 - 2009 NEW COURT COMMITMENTS

	2005			2006			2007			2008			2009			TOTAL 2005-2009		
	AGGREGATE MINIMUM IN MONTHS			AGGREGATE MINIMUM IN MONTHS			AGGREGATE MINIMUM IN MONTHS			AGGREGATE MINIMUM IN MONTHS			AGGREGATE MINIMUM IN MONTHS			AGGREGATE MINIMUM IN MONTHS		
	NUMBER	AVERAGE	MEDIAN															
<b>FIRST FELONY</b>																		
<b>VIOLENT FELONY</b>																		
A-I FELONY	223	312.9	300.0	218	333.4	300.0	190	328.3	300.0	198	372.2	300.0	171	327.8	300.0	1,000	334.6	300.0
A-II FELONY	.	.	.	.	.	.	.	.	.	12	279.2	180.0	15	278.7	240.0	27	278.9	180.0
CLASS B FELONY	899	107.8	82.0	904	110.6	82.0	898	116.9	102.0	853	113.3	93.0	910	111.1	82.0	4,459	111.9	82.0
CLASS C FELONY	828	50.3	41.0	852	51.3	41.0	971	51.4	41.0	976	49.7	41.0	1,077	49.2	36.0	4,703	50.3	41.0
CLASS D FELONY	1,157	30.5	26.0	1,246	30.0	21.0	1,330	29.1	21.0	1,350	28.7	21.0	1,508	28.2	21.0	6,587	29.2	21.0
CLASS E FELONY	41	19.0	16.0	63	20.7	15.0	33	18.3	15.0	12	16.8	15.0	11	15.6	15.0	160	19.1	15.0
<b>TOTAL</b>	<b>3,148</b>	<b>77.6</b>	<b>41.0</b>	<b>3,283</b>	<b>77.7</b>	<b>41.0</b>	<b>3,422</b>	<b>75.0</b>	<b>41.0</b>	<b>3,401</b>	<b>76.8</b>	<b>41.0</b>	<b>3,692</b>	<b>69.6</b>	<b>36.0</b>	<b>16,936</b>	<b>75.2</b>	<b>41.0</b>
<b>NON VIOLENT FELONY</b>																		
A-I FELONY	36	152.9	113.0	34	130.7	98.0	28	142.6	98.0	11	105.5	82.0	38	110.5	93.0	147	131.3	93.0
A-II FELONY	245	49.7	41.0	213	43.0	41.0	239	45.5	41.0	195	44.8	36.0	197	43.8	41.0	1,091	45.9	41.0
CLASS B FELONY	1,187	24.0	21.0	1,349	23.6	21.0	1,412	22.9	21.0	1,283	23.0	21.0	992	24.6	21.0	6,223	23.5	21.0
CLASS C FELONY	594	24.8	21.0	693	23.9	21.0	667	23.1	21.0	592	25.5	21.0	491	25.2	21.0	3,038	24.4	21.0
CLASS D FELONY	1,654	18.7	16.0	1,751	18.0	15.0	1,711	18.6	15.0	1,510	18.9	16.0	1,414	19.2	16.0	8,043	18.6	16.0
CLASS E FELONY	1,168	14.6	12.0	1,226	14.5	12.0	1,241	14.6	12.0	1,171	14.8	12.0	1,239	14.9	12.0	6,051	14.7	12.0
<b>TOTAL</b>	<b>4,884</b>	<b>22.3</b>	<b>16.0</b>	<b>5,266</b>	<b>21.1</b>	<b>16.0</b>	<b>5,298</b>	<b>21.2</b>	<b>16.0</b>	<b>4,762</b>	<b>21.1</b>	<b>16.0</b>	<b>4,371</b>	<b>21.8</b>	<b>16.0</b>	<b>24,593</b>	<b>21.5</b>	<b>16.0</b>
<b>YO/JO</b>																		
A-I FELONY	5	118.4	120.0	8	93.0	96.0	.	.	.	2	156.0	156.0	5	135.6	126.0	20	116.3	108.0
CLASS B FELONY	10	36.6	40.0	13	35.5	36.0	15	31.9	36.0	11	36.4	40.0	12	33.3	32.0	61	34.5	36.0
CLASS C FELONY	3	29.3	24.0	2	32.0	32.0	4	39.0	38.0	1	28.0	28.0	3	16.7	16.0	13	29.7	24.0
CLASS D FELONY	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.	.
YOUTHFUL OFFENDE	573	14.3	12.0	638	14.5	12.0	682	14.4	12.0	617	14.4	12.0	603	14.5	12.0	3,113	14.4	12.0
<b>TOTAL</b>	<b>591</b>	<b>15.6</b>	<b>12.0</b>	<b>661</b>	<b>15.9</b>	<b>12.0</b>	<b>701</b>	<b>14.9</b>	<b>12.0</b>	<b>631</b>	<b>15.2</b>	<b>12.0</b>	<b>623</b>	<b>15.9</b>	<b>12.0</b>	<b>3,207</b>	<b>15.5</b>	<b>12.0</b>
<b>2ND &amp; PERSIST FELONY</b>																		
<b>VIOLENT FELONY</b>																		
A-II FELONY										4	795.0	420.0	10	311.8	282.0	14	449.9	282.0
CLASS B FELONY	369	176.7	134.0	306	168.2	136.0	316	182.0	154.0	300	164.8	146.5	276	157.4	134.0	1,566	170.8	144.0
CLASS C FELONY	516	87.7	72.0	509	93.4	72.0	569	85.2	72.0	543	86.1	72.0	616	83.8	72.0	2,751	87.0	72.0
CLASS D FELONY	642	54.1	51.0	665	51.5	51.0	663	51.7	51.0	591	48.3	41.0	642	48.8	41.0	3,206	50.9	51.0
CLASS E FELONY	86	28.5	30.0	115	29.2	30.0	73	28.1	31.0	27	28.1	26.0	12	37.8	33.5	313	29.0	30.0
<b>TOTAL</b>	<b>1,613</b>	<b>91.5</b>	<b>66.0</b>	<b>1,595</b>	<b>85.7</b>	<b>62.0</b>	<b>1,621</b>	<b>87.8</b>	<b>62.0</b>	<b>1,465</b>	<b>87.8</b>	<b>62.0</b>	<b>1,556</b>	<b>83.5</b>	<b>62.0</b>	<b>7,850</b>	<b>87.3</b>	<b>62.0</b>
<b>NON VIOLENT FELONY</b>																		
A-I FELONY	8	123.1	123.0	7	158.4	165.0	5	125.0	123.0	12	160.9	154.0	18	163.8	123.0	50	152.0	123.0
A-II FELONY	62	81.7	74.5	69	76.4	72.0	83	82.6	82.0	58	82.2	78.0	46	78.5	77.0	318	80.4	72.0
CLASS B FELONY	689	55.7	54.0	821	51.4	51.0	883	49.1	41.0	755	49.0	41.0	878	41.4	36.0	4,025	49.0	41.0
CLASS C FELONY	1,090	36.2	36.0	1,275	32.7	31.0	1,338	31.8	31.0	1,066	32.2	31.0	776	31.9	31.0	5,543	33.0	31.0
CLASS D FELONY	2,433	29.2	24.0	2,207	27.5	24.0	2,180	27.8	24.0	2,020	26.9	24.0	1,783	28.4	24.0	10,616	28.0	24.0
CLASS E FELONY	1,844	20.2	18.0	1,683	20.1	18.0	1,717	20.1	18.0	1,641	19.6	18.0	1,579	20.1	18.0	8,455	20.0	18.0
<b>TOTAL</b>	<b>6,126</b>	<b>31.4</b>	<b>24.0</b>	<b>6,062</b>	<b>30.5</b>	<b>24.0</b>	<b>6,206</b>	<b>30.4</b>	<b>24.0</b>	<b>5,552</b>	<b>29.6</b>	<b>24.0</b>	<b>5,080</b>	<b>29.5</b>	<b>24.0</b>	<b>29,007</b>	<b>30.3</b>	<b>24.0</b>
<b>GRAND TOTAL</b>	<b>16,362</b>	<b>42.9</b>	<b>24.0</b>	<b>16,867</b>	<b>41.4</b>	<b>24.0</b>	<b>17,248</b>	<b>41.2</b>	<b>24.0</b>	<b>15,811</b>	<b>42.0</b>	<b>24.0</b>	<b>15,322</b>	<b>41.9</b>	<b>25.0</b>	<b>81,593</b>	<b>41.9</b>	<b>24.0</b>

Note: Life without parole sentences treated as 45 years (540 months) for this table.

TABLE 5.5  
AVERAGE AND MEDIAN MAXIMUM SENTENCE (IN MONTHS) BY CRIME AND BY FELONY OFFENDER STATUS; 2009 NEW COURT COMMITMENTS

	FIRST FELONY OFFENDER			SECOND FELONY OFFENDER			PERSISTENT FELONY OFFENDER			TOTAL		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
<b>VIOLENT FELONY</b>												
MURDER	164	317.6	300.0	0	.	.	0	.	.	164	317.6	300.0
ATTEMPTED MURDER	93	146.4	120.0	32	178.1	144.0	1	300.0	300.0	126	155.7	120.0
MANSLT 1ST,AG 2ND	137	194.3	204.0	33	214.4	228.0	0	.	.	170	198.2	204.0
RAPE 1ST	122	131.5	108.0	31	159.5	144.0	0	.	.	153	137.2	120.0
ROBBERY 1ST	330	76.2	60.0	157	114.9	108.0	12	300.0	300.0	499	93.8	72.0
ROBBERY 2ND	613	40.4	36.0	237	66.1	60.0	11	300.0	300.0	861	50.8	42.0
ASSAULT 1ST	244	89.6	72.0	79	126.4	108.0	3	300.0	300.0	326	100.5	84.0
ASSAULT 2ND	342	35.9	30.0	161	54.4	54.0	3	300.0	300.0	506	43.3	36.0
BURGLARY 1ST	100	107.5	81.0	41	126.6	120.0	5	300.0	300.0	146	119.5	96.0
BURGLARY 2ND	429	45.0	42.0	301	74.1	60.0	27	300.0	300.0	757	65.7	48.0
ARSON 1ST,2ND	24	83.8	84.0	9	102.7	96.0	0	.	.	33	88.9	84.0
SODOMY 1ST	82	137.4	105.0	12	160.0	126.0	1	300.0	300.0	95	141.9	108.0
SEX.AB-1ST,Ag.2	221	73.6	48.0	33	97.8	60.0	2	300.0	300.0	256	78.5	48.0
WEAPONS OFFENSES	717	40.2	36.0	347	71.4	60.0	3	300.0	300.0	1,067	51.0	42.0
KIDNAPPING 1ST,2ND	19	140.8	96.0	3	200.0	216.0	0	.	.	22	148.9	108.0
OTHER VFO SEX OFFENSES	36	155.3	84.0	9	276.0	300.0	2	300.0	300.0	47	184.6	300.0
OTHER VIOLENT FELONIES	19	39.5	36.0	1	48.0	48.0	0	.	.	20	39.9	36.0
<b>SUBTOTAL</b>	<b>3,692</b>	<b>78.5</b>	<b>42.0</b>	<b>1,486</b>	<b>88.6</b>	<b>66.0</b>	<b>70</b>	<b>300.0</b>	<b>300.0</b>	<b>5,248</b>	<b>84.3</b>	<b>60.0</b>
<b>OTHER COERCIVE</b>												
MANSLAUGHTER 2ND	38	107.5	108.0	2	132.0	132.0	0	.	.	40	108.8	108.0
OTHER HOMICIDE	43	76.9	60.0	10	62.4	48.0	0	.	.	53	74.2	54.0
ROBBERY 3RD	206	51.0	36.0	338	57.1	48.0	0	.	.	544	54.8	48.0
ATT ASSAULT 2ND	69	40.2	36.0	170	42.2	36.0	0	.	.	239	41.6	36.0
CONSPIRACY 2,3,4	39	66.9	48.0	37	77.7	48.0	0	.	.	76	72.2	48.0
OTHER WEAPONS	56	46.9	36.0	209	50.3	48.0	1	300.0	300.0	266	50.5	48.0
OTHER SEX OFFENSES	299	47.0	36.0	59	45.7	36.0	1	300.0	300.0	359	47.5	36.0
OTHER COERCIVE	105	59.6	48.0	87	56.7	48.0	0	.	.	192	58.3	48.0
<b>SUBTOTAL</b>	<b>855</b>	<b>54.1</b>	<b>36.0</b>	<b>912</b>	<b>53.0</b>	<b>48.0</b>	<b>2</b>	<b>300.0</b>	<b>300.0</b>	<b>1,769</b>	<b>53.8</b>	<b>48.0</b>
<b>DRUG OFFENSES</b>												
DRUG SALE	908	31.1	24.0	1,365	39.1	30.0	2	234.0	234.0	2,275	36.0	30.0
DRUG POSSESSION	879	33.2	24.0	1,170	39.0	30.0	0	.	.	2,049	36.5	30.0
<b>SUBTOTAL</b>	<b>1,787</b>	<b>32.1</b>	<b>24.0</b>	<b>2,535</b>	<b>39.0</b>	<b>30.0</b>	<b>2</b>	<b>234.0</b>	<b>234.0</b>	<b>4,324</b>	<b>36.3</b>	<b>30.0</b>
<b>PROPERTY AND OTHER</b>												
BURGLARY 3RD	360	51.0	48.0	552	54.2	48.0	1	300.0	300.0	913	53.2	48.0
GRAND LARCENY	306	57.8	48.0	429	48.4	36.0	0	.	.	735	52.3	36.0
FORGERY	95	52.1	48.0	164	54.1	48.0	1	300.0	300.0	260	54.3	48.0
STOLEN PROPERTY	61	44.6	36.0	179	45.3	36.0	0	.	.	240	45.1	36.0
DRIVE INTOXICATED	587	43.1	36.0	3	48.0	48.0	1	300.0	300.0	591	43.6	36.0
CONTEMPT 1ST	73	39.0	36.0	84	39.1	36.0	1	36.0	36.0	158	39.1	36.0
ALL OTHER FELONIES	247	49.5	36.0	214	46.1	36.0	0	.	.	461	47.9	36.0
<b>SUBTOTAL</b>	<b>1,729</b>	<b>48.6</b>	<b>36.0</b>	<b>1,625</b>	<b>49.8</b>	<b>48.0</b>	<b>4</b>	<b>234.0</b>	<b>300.0</b>	<b>3,358</b>	<b>49.4</b>	<b>36.0</b>
<b>YOUTHFUL OFFENDER</b>												
YOUTHFUL OFFENDER	603	40.3	36.0	0	.	.	0	.	.	603	40.3	36.0
<b>JUVENILE OFFENDER</b>												
JUVENILE OFFENDER	20	132.6	96.0	0	.	.	0	.	.	20	132.6	96.0
<b>GRAND TOTAL</b>	<b>8,686</b>	<b>58.1</b>	<b>36.0</b>	<b>6,558</b>	<b>54.9</b>	<b>42.0</b>	<b>78</b>	<b>294.9</b>	<b>300.0</b>	<b>15,322</b>	<b>57.9</b>	<b>42.0</b>

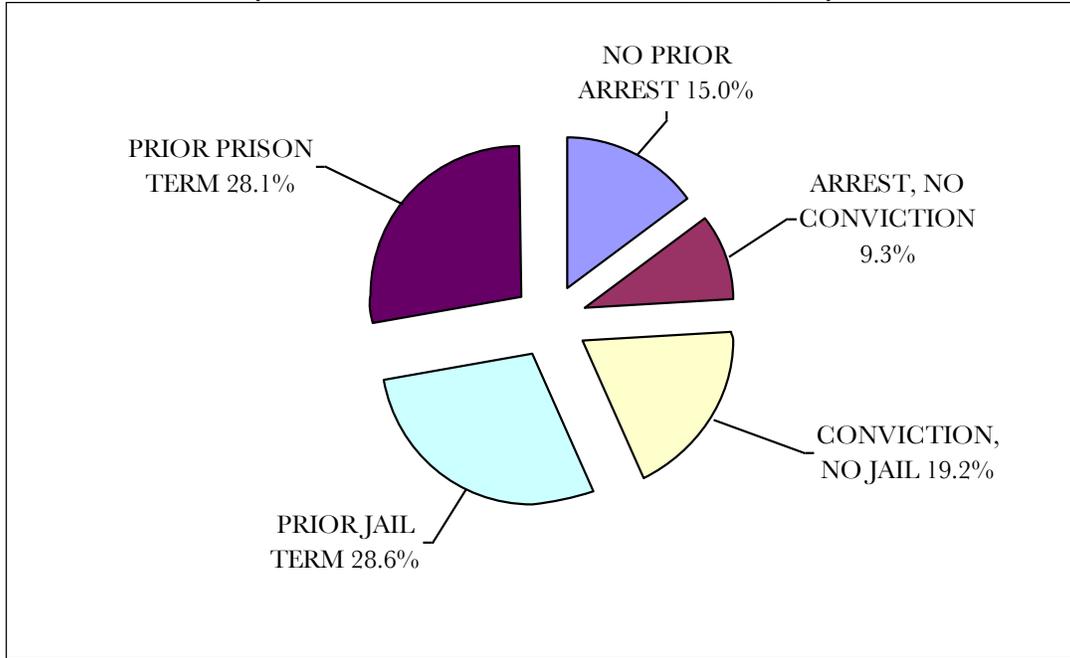
Notes: Life maximum sentences treated as 25 years (300 months) for this table.

Life without parole sentences treated as 45 years (540 months) for this table.

**Section 6: Prior Adult Criminal Record**

Nearly 57% of new court commitments in 2009 had served a prior period of time in local jail (29%) or state prison (28%).

**Figure 6  
Prior Criminal Record  
(2009 New Court Commitments, N=15,322)**



**TABLE 6.1  
OFFENSE TYPE BY PRIOR ADULT CRIMINAL RECORD; 2009 NEW COURT COMMITMENTS**

COMMITMENT OFFENSE	PRIOR ADULT RECORD					TOTAL
	NO PRIOR ARREST	ARREST, NO FEL. CONV.	CONVICTION NO JAIL	PRIOR JAIL TERM	PRIOR PRISON TERM	
VIOLENT FELONY	1,159	648	937	1,422	1,082	5,248
OTHER COERCIVE	270	126	350	498	525	1,769
DRUG OFFENSES	432	292	783	1,288	1,529	4,324
PROPERTY AND OTHER	196	165	775	1,066	1,156	3,358
YO & JO	235	188	92	104	4	623
<b>TOTAL</b>	2,292	1,419	2,937	4,378	4,296	15,322
<b>PERCENT</b>	15.0%	9.3%	19.2%	28.6%	28.0%	100.0%

## Section 7: Drug Commitments

Of those new commitments admitted in 2009 for a drug offense, the majority (53%) were incarcerated for drug sale.

The number of drug commitments increased incrementally from 2005 (5,839) to 2007 (6,148), but then declined by more than 1,800 or 30% from 2007 to 2009 (4,324). The Drug Law Reforms enacted in 2009 contributed to some of this decrease. Specifically, this new legislation provides judges with sentencing discretion for certain drug offenders with substance abuse problems. This has diverted some drug offenders from prison to treatment programs in the community.<sup>2</sup>

Determinate sentencing for drug offenders began in 2005 following the Drug Law Reforms of 2004 (see Section 16 of this report). The determinate sentencing laws have resulted in a significant drop in maximum sentences among drug offenders from 63 months in 2005 to 36 months in 2009, while the minimum sentences remained fairly stable over the same period.

TABLE 7.1  
FELONY CRIME CLASS BY DRUG SALE OR POSSESSION;  
2009 NEW COURT COMMITMENTS

FELONY CLASS	DRUG SALE	DRUG POSSESSION	TOTAL
A-I FELONY	18	38	56
A-II FELONY	97	146	243
CLASS B FELONY	1,092	706	1,798
CLASS C FELONY	556	477	1,033
CLASS D FELONY	450	537	987
CLASS E FELONY	62	145	207
<b>TOTAL</b>	<b>2,275</b>	<b>2,049</b>	<b>4,324</b>
<b>PERCENT</b>	<b>52.6%</b>	<b>47.4%</b>	<b>100.0%</b>

TABLE 7.2  
DRUG CRIME CONVICTIONS BY CRIME CLASS AND YEAR RECEIVED; 2005 - 2009 NEW COURT COMMITMENTS

CRIME CLASS	2005		2006		2007		2008		2009		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT								
A-I FELONY	44	0.8%	41	0.7%	33	0.5%	23	0.4%	56	0.4%	197	0.7%
A-II FELONY	307	5.3%	282	4.7%	317	5.2%	253	4.9%	243	4.9%	1,402	5.1%
CLASS B FELONY	1,786	30.6%	2,094	34.6%	2,210	36.0%	1,941	37.4%	1,798	37.4%	9,829	35.7%
CLASS C FELONY	1,471	25.2%	1,781	29.4%	1,803	29.3%	1,433	27.6%	1,033	27.6%	7,521	27.3%
CLASS D FELONY	1,828	31.3%	1,613	26.6%	1,520	24.7%	1,323	25.5%	987	25.5%	7,271	26.4%
CLASS E FELONY	403	6.9%	249	4.1%	265	4.3%	217	4.2%	207	4.2%	1,341	4.9%
<b>GRAND TOTAL</b>	<b>5,839</b>	<b>100.0%</b>	<b>6,060</b>	<b>100.0%</b>	<b>6,148</b>	<b>100.0%</b>	<b>5,190</b>	<b>100.0%</b>	<b>4,324</b>	<b>100.0%</b>	<b>27,561</b>	<b>100.0%</b>

<sup>2</sup> The Drug Law Reform of 2009 removed mandatory sentencing for Class B 1<sup>st</sup> felony offenders as well as Class C, D, and E second felony offenders with histories of non-violent convictions.

TABLE 7.3  
DRUG CRIME CONVICTIONS BY CRIME CLASS, FELONY OFFENDER STATUS, AND YEAR RECEIVED; 2005 - 2009 NEW COURT COMMITMENTS

FELONY CLASS AND STATUS	2005		2006		2007		2008		2009		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT								
<b>FIRST FELONY OFFENDER</b>												
A-I FELONY	36	0.6%	34	0.6%	28	0.5%	11	0.2%	38	0.9%	147	0.5%
A-II FELONY	245	4.2%	213	3.5%	235	3.8%	195	3.8%	197	4.6%	1,085	3.9%
CLASS B FELONY	1,112	19.0%	1,285	21.2%	1,341	21.8%	1,198	23.1%	930	21.5%	5,866	21.3%
CLASS C FELONY	428	7.3%	550	9.1%	507	8.2%	421	8.1%	300	6.9%	2,206	8.0%
CLASS D FELONY	467	8.0%	507	8.4%	493	8.0%	378	7.3%	277	6.4%	2,122	7.7%
CLASS E FELONY	49	0.8%	48	0.8%	58	0.9%	37	0.7%	45	1.0%	237	0.9%
<b>SUBTOTAL</b>	<b>2,337</b>	<b>40.0%</b>	<b>2,637</b>	<b>43.5%</b>	<b>2,662</b>	<b>43.3%</b>	<b>2,240</b>	<b>43.2%</b>	<b>1,787</b>	<b>41.3%</b>	<b>11,663</b>	<b>42.3%</b>
<b>SECOND AND PERSIST FELONY</b>												
A-I FELONY	8	0.1%	7	0.1%	5	0.1%	12	0.2%	18	0.4%	50	0.2%
A-II FELONY	62	1.1%	69	1.1%	82	1.3%	58	1.1%	46	1.1%	317	1.2%
CLASS B FELONY	674	11.5%	809	13.3%	869	14.1%	743	14.3%	868	20.1%	3,963	14.4%
CLASS C FELONY	1,043	17.9%	1,231	20.3%	1,296	21.1%	1,012	19.5%	733	17.0%	5,315	19.3%
CLASS D FELONY	1,361	23.3%	1,106	18.3%	1,027	16.7%	945	18.2%	710	16.4%	5,149	18.7%
CLASS E FELONY	354	6.1%	201	3.3%	207	3.4%	180	3.5%	162	3.7%	1,104	4.0%
<b>SUBTOTAL</b>	<b>3,502</b>	<b>60.0%</b>	<b>3,423</b>	<b>56.5%</b>	<b>3,486</b>	<b>56.7%</b>	<b>2,950</b>	<b>56.8%</b>	<b>2,537</b>	<b>58.7%</b>	<b>15,898</b>	<b>57.7%</b>
<b>GRAND TOTAL</b>	<b>5,839</b>	<b>100.0%</b>	<b>6,060</b>	<b>100.0%</b>	<b>6,148</b>	<b>100.0%</b>	<b>5,190</b>	<b>100.0%</b>	<b>4,324</b>	<b>100.0%</b>	<b>27,561</b>	<b>100.0%</b>

TABLE 7.4  
DRUG CRIME CONVICTIONS AND SENTENCES (IN MONTHS) BY CRIME CLASS AND YEAR RECEIVED; 2005 - 2009 NEW COURT COMMITMENTS

FELONY CLASS AND STATUS	2005			2006			2007			2008			2009		
	NUMBER	AVG MIN	AVG MAX												
<b>FIRST FELONY OFFENDER</b>															
A-I FELONY	36	152.9	181.3	34	130.7	158.6	28	142.6	162.0	11	105.5	132.0	38	110.5	128.8
A-II FELONY	245	49.7	191.6	213	43.0	71.9	235	42.0	61.8	195	44.8	60.4	197	43.8	56.2
CLASS B FELONY	1,112	23.4	53.0	1,285	23.2	34.5	1,341	22.0	29.4	1,198	22.2	28.0	930	24.1	28.9
CLASS C FELONY	428	22.6	48.2	550	22.2	34.0	507	20.9	29.3	421	22.4	28.6	300	21.4	27.1
CLASS D FELONY	467	17.9	36.8	507	16.9	27.2	493	16.4	23.1	378	16.9	22.3	277	15.8	19.8
CLASS E FELONY	49	17.4	37.0	48	14.0	24.6	58	14.5	21.7	37	12.8	18.6	45	13.8	19.6
<b>SUBTOTAL</b>	<b>2,337</b>	<b>26.8</b>	<b>65.1</b>	<b>2,637</b>	<b>24.6</b>	<b>37.5</b>	<b>2,662</b>	<b>23.6</b>	<b>32.3</b>	<b>2,240</b>	<b>23.6</b>	<b>30.4</b>	<b>1,787</b>	<b>26.1</b>	<b>32.1</b>
<b>SECOND AND PERSIST FELONY</b>															
A-I FELONY	8	123.1	144.0	7	158.4	185.1	5	125.0	146.4	12	160.9	188.0	18	163.8	191.1
A-II FELONY	62	81.7	183.8	69	76.4	109.5	82	80.7	101.4	58	82.2	100.8	46	78.5	101.1
CLASS B FELONY	674	55.0	95.7	809	51.2	71.3	869	48.5	60.3	743	48.5	58.3	868	40.9	48.3
CLASS C FELONY	1,043	35.6	59.7	1,231	32.0	41.6	1,296	30.8	38.4	1,012	31.1	37.6	733	30.8	36.8
CLASS D FELONY	1,361	25.6	45.5	1,106	22.2	29.7	1,027	21.8	27.3	945	21.1	25.7	710	22.0	26.4
CLASS E FELONY	354	18.4	32.8	201	18.7	25.0	207	18.8	23.4	180	18.3	22.0	162	19.3	22.8
<b>SUBTOTAL</b>	<b>3,502</b>	<b>34.7</b>	<b>60.8</b>	<b>3,423</b>	<b>33.7</b>	<b>45.5</b>	<b>3,486</b>	<b>33.2</b>	<b>41.3</b>	<b>2,950</b>	<b>33.0</b>	<b>39.9</b>	<b>2,537</b>	<b>32.9</b>	<b>39.2</b>
<b>GRAND TOTAL</b>	<b>5,839</b>	<b>31.5</b>	<b>62.5</b>	<b>6,060</b>	<b>29.8</b>	<b>42.0</b>	<b>6,148</b>	<b>29.0</b>	<b>37.4</b>	<b>5,190</b>	<b>28.9</b>	<b>35.8</b>	<b>4,324</b>	<b>30.1</b>	<b>36.3</b>

Notes: Life maximum sentences treated as 25 years (300 months) for this table.

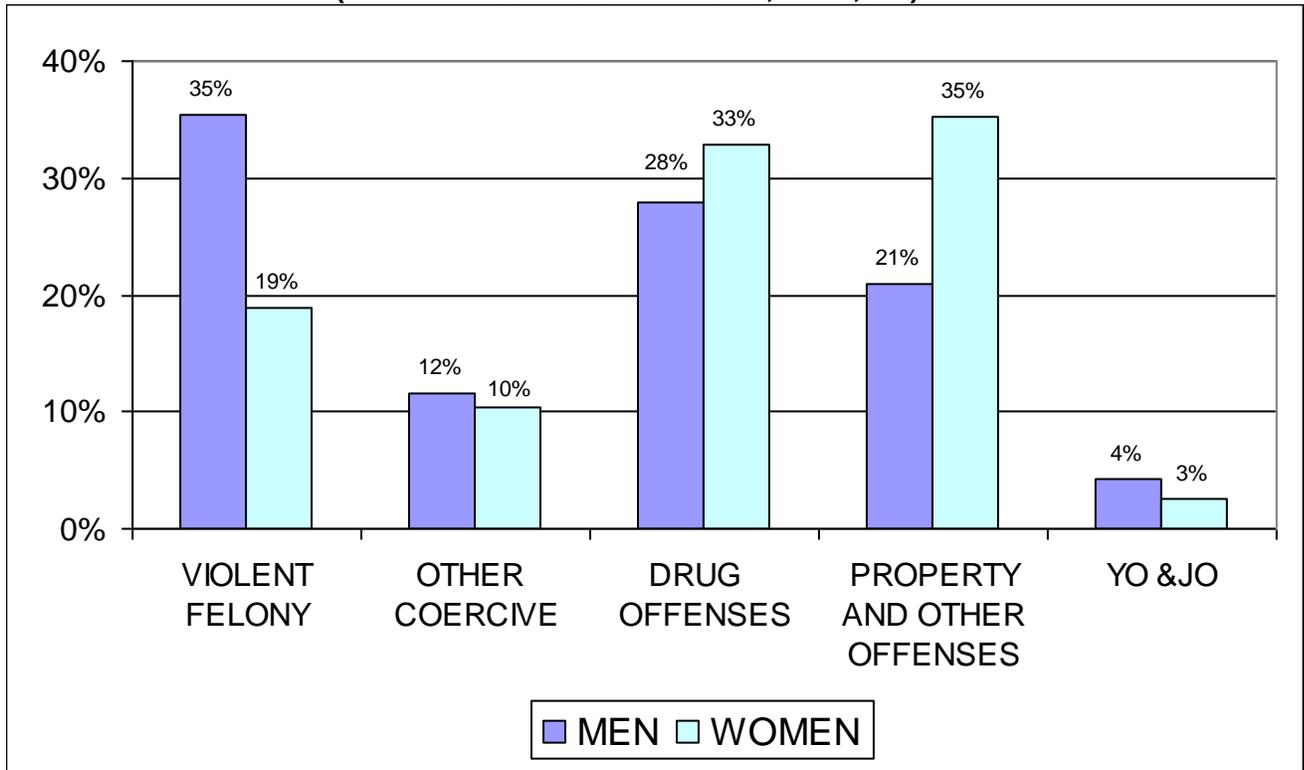
Life Without Parole minimum and maximum sentences treated as 45 years (540) months) for this table.

**Section 8: Gender**

Males made up 93% of 2009 new court commitments. Approximately 96% of newly committed violent felons were men.

The proportion of men who were violent felons (35%) was nearly double the proportion of women who were violent felons (19%), whereas women were more likely than men to be committed for drug offenses (33% and 28%, respectively) and property offenses (35% and 21%, respectively).

**Figure 8  
Commitment Crime By Gender  
(2009 New Court Commitments, N=15,322)**



**TABLE 8.1  
CRIME BY GENDER; 2009 NEW COURT COMMITMENTS**

	MEN	WOMEN	TOTAL
VIOLENT FELONY	5,052	196	5,248
OTHER COERCIVE	1,662	107	1,769
DRUG OFFENSES	3,983	341	4,324
PROPERTY AND OTHER	2,992	366	3,358
YO & JO	596	27	623
<b>TOTAL</b>	<b>14,285</b>	<b>1,037</b>	<b>15,322</b>
<b>PERCENT</b>	<b>93.2%</b>	<b>6.8%</b>	<b>100.0%</b>

TABLE 8.2  
CRIME BY GENDER; 2009 NEW COURT COMMITMENTS

	MEN		WOMEN		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
<b>VIOLENT FELONY</b>						
MURDER	156	1.1%	8	0.8%	164	1.1%
ATTEMPTED MURDER	125	0.9%	1	0.1%	126	0.8%
MANSLT 1ST,AG 2ND	158	1.1%	12	1.2%	170	1.1%
RAPE 1ST	152	1.1%	1	0.1%	153	1.0%
ROBBERY 1ST	483	3.4%	16	1.5%	499	3.3%
ROBBERY 2ND	828	5.8%	33	3.2%	861	5.6%
ASSAULT 1ST	306	2.1%	20	1.9%	326	2.1%
ASSAULT 2ND	471	3.3%	35	3.4%	506	3.3%
BURGLARY 1ST	140	1.0%	6	0.6%	146	1.0%
BURGLARY 2ND	720	5.0%	37	3.6%	757	4.9%
ARSON 1ST,2ND	29	0.2%	4	0.4%	33	0.2%
SODOMY 1ST	95	0.7%	0	0.0%	95	0.6%
SEX.AB-1ST,Ag.2	254	1.8%	2	0.2%	256	1.7%
WEAPONS OFFENSES	1,051	7.4%	16	1.5%	1,067	7.0%
KIDNAPPING 1ST,2ND	21	0.1%	1	0.1%	22	0.1%
OTHER VFO SEX OFFENSES	46	0.3%	1	0.1%	47	0.3%
OTHER VIOLENT FELONIES	17	0.1%	3	0.3%	20	0.1%
<b>SUBTOTAL</b>	<b>5,052</b>	<b>35.4%</b>	<b>196</b>	<b>18.9%</b>	<b>5,248</b>	<b>34.3%</b>
<b>OTHER COERCIVE</b>						
MANSLAUGHTER 2ND	26	0.2%	14	1.4%	40	0.3%
OTHER HOMICIDE	42	0.3%	11	1.1%	53	0.3%
ROBBERY 3RD	521	3.6%	23	2.2%	544	3.6%
ATT ASSAULT 2ND	222	1.6%	17	1.6%	239	1.6%
CONSPIRACY 2,3,4	72	0.5%	4	0.4%	76	0.5%
OTHER WEAPONS	257	1.8%	9	0.9%	266	1.7%
OTHER SEX OFFENSES	351	2.5%	8	0.8%	359	2.3%
OTHER COERCIVE	171	1.2%	21	2.0%	192	1.3%
<b>SUBTOTAL</b>	<b>1,662</b>	<b>11.6%</b>	<b>107</b>	<b>10.3%</b>	<b>1,769</b>	<b>11.5%</b>
<b>DRUG OFFENSES</b>						
DRUG SALE	2,058	14.4%	217	20.9%	2,275	14.8%
DRUG POSSESSION	1,925	13.5%	124	12.0%	2,049	13.4%
<b>SUBTOTAL</b>	<b>3,983</b>	<b>27.9%</b>	<b>341</b>	<b>32.9%</b>	<b>4,324</b>	<b>28.2%</b>
<b>PROPERTY AND OTHER</b>						
BURGLARY 3RD	883	6.2%	30	2.9%	913	6.0%
GRAND LARCENY	590	4.1%	145	14.0%	735	4.8%
FORGERY	194	1.4%	66	6.4%	260	1.7%
STOLEN PROPERTY	208	1.5%	32	3.1%	240	1.6%
DRIVE INTOXICATED	551	3.9%	40	3.9%	591	3.9%
CONTEMPT 1ST	154	1.1%	4	0.4%	158	1.0%
ALL OTHER FELONIES	412	2.9%	49	4.7%	461	3.0%
<b>SUBTOTAL</b>	<b>2,992</b>	<b>20.9%</b>	<b>366</b>	<b>35.3%</b>	<b>3,358</b>	<b>21.9%</b>
<b>YOUTHFUL OFFENDER</b>						
YOUTHFUL OFFENDER	576	4.0%	27	2.6%	603	3.9%
<b>JUVENILE OFFENDER</b>						
JUVENILE OFFENDER	20	0.1%	0	0.0%	20	0.1%
<b>GRAND TOTAL</b>	<b>14,285</b>	<b>100.0%</b>	<b>1,037</b>	<b>100.0%</b>	<b>15,322</b>	<b>100.0%</b>

The proportion of new commitments who were women has fluctuated since 1980, with the lowest level occurring in 1983 (3.5%) and the highest in 1991 (9.4%). In 2009, 6.8% of new commitments were women.

TABLE 8.3  
NEW COURT COMMITMENTS BY GENDER; 1980-2009

COMMITMENT YEAR	NUMBER OF WOMEN	PERCENT OF NEW COURT COMMITMENTS	NUMBER OF MEN	PERCENT OF NEW COURT COMMITMENTS
1980	284	3.6%	7,675	96.4%
1981	405	3.9%	9,896	96.1%
1982	377	3.6%	10,032	96.4%
1983	438	3.5%	12,051	96.5%
1984	523	4.3%	11,719	95.7%
1985	495	4.0%	11,925	96.0%
1986	721	4.8%	14,213	95.2%
1987	802	5.1%	14,903	94.9%
1988	1,014	5.8%	16,372	94.2%
1989	1,612	7.5%	19,923	92.5%
1990	1,683	7.3%	21,432	92.7%
1991	2,264	9.4%	21,856	90.6%
1992	1,888	7.5%	23,267	92.5%
1993	1,881	7.6%	23,017	92.4%
1994	1,796	7.8%	21,357	92.2%
1995	1,835	8.0%	21,145	92.0%
1996	1,711	8.1%	19,481	91.9%
1997	1,682	8.1%	19,121	91.9%
1998	1,543	7.9%	17,954	92.1%
1999	1,498	7.8%	17,666	92.2%
2000	1,337	7.2%	17,226	92.8%
2001	1,212	7.3%	15,287	92.7%
2002	1,213	7.1%	15,796	92.9%
2003	1,157	6.7%	16,181	93.3%
2004	1,129	6.9%	15,259	93.1%
2005	1,207	7.4%	15,156	92.6%
2006	1,259	7.5%	15,608	92.5%
2007	1,274	7.4%	15,974	92.6%
2008	1,148	7.3%	14,663	92.7%
2009	1,037	6.8%	14,285	93.2%

### Section 9: Race/Ethnic Status

Over the 2005 to 2009 period, just under half of new commitments annually have been African-Americans. The proportion of Whites in the admission group rose slightly between 2005 and 2009, while the proportion of African-Americans decreased slightly. The proportion of Hispanics remained constant at 26%.

Within offense categories, there were some changes in racial/ethnic composition between 2005 and 2009. Among drug offenders, the proportion of Whites increased from 9% in 2005 to 13% in 2009, while the proportion of African-Americans decreased from 58% to 52%. However, among violent felony offenders, the proportion of African-Americans increased from 49% to 52%, while the proportion of Whites decreased from 21% to 19%.

TABLE 9.1  
RACE/ETHNIC STATUS BY CRIME TYPE (NUMBER AND COLUMN PERCENTAGES)  
2005-2009 NEW COURT COMMITMENTS

	VIOLENT FELONY		OTHER COERCIVE		DRUG OFFENSES		PROPERTY AND OTHER OFFENSES		YO & JO		TOTAL	
	#	%	#	%	#	%	#	%	#	%	#	%
<b>2005</b>												
WHITE	999	21.0%	517	30.0%	539	9.2%	1,639	47.5%	176	29.8%	3,870	23.7%
AFRICAN-AMERICAN	2,353	49.4%	777	45.1%	3,366	57.6%	1,141	33.1%	295	49.9%	7,932	48.5%
HISPANIC	1,316	27.6%	401	23.3%	1,886	32.3%	610	17.7%	112	19.0%	4,325	26.4%
OTHER	83	1.7%	21	1.2%	35	0.6%	49	1.4%	7	1.2%	195	1.2%
UNKNOWN	10	0.2%	7	0.4%	13	0.2%	9	0.3%	1	0.2%	40	0.2%
<b>TOTAL</b>	<b>4,761</b>	<b>100.0%</b>	<b>1,723</b>	<b>100.0%</b>	<b>5,839</b>	<b>100.0%</b>	<b>3,448</b>	<b>100.0%</b>	<b>591</b>	<b>100.0%</b>	<b>16,362</b>	<b>100.0%</b>
<b>2006</b>												
WHITE	977	20.0%	503	28.9%	664	11.0%	1,682	47.7%	175	26.5%	4,001	23.7%
AFRICAN-AMERICAN	2,520	51.7%	770	44.2%	3,392	56.0%	1,125	31.9%	331	50.1%	8,138	48.2%
HISPANIC	1,307	26.8%	433	24.9%	1,951	32.2%	642	18.2%	138	20.9%	4,471	26.5%
OTHER	57	1.2%	19	1.1%	40	0.7%	58	1.6%	13	2.0%	187	1.1%
UNKNOWN	17	0.3%	16	0.9%	13	0.2%	20	0.6%	4	0.6%	70	0.4%
<b>TOTAL</b>	<b>4,878</b>	<b>100.0%</b>	<b>1,741</b>	<b>100.0%</b>	<b>6,060</b>	<b>100.0%</b>	<b>3,527</b>	<b>100.0%</b>	<b>661</b>	<b>100.0%</b>	<b>16,867</b>	<b>100.0%</b>
<b>2007</b>												
WHITE	968	19.2%	545	29.9%	720	11.7%	1,674	47.5%	167	23.8%	4,074	23.6%
AFRICAN-AMERICAN	2,656	52.8%	822	45.1%	3,439	55.9%	1,072	30.4%	337	48.1%	8,326	48.3%
HISPANIC	1,329	26.4%	418	22.9%	1,930	31.4%	708	20.1%	186	26.5%	4,571	26.5%
OTHER	62	1.2%	27	1.5%	41	0.7%	56	1.6%	10	1.4%	196	1.1%
UNKNOWN	18	0.4%	12	0.7%	18	0.3%	15	0.4%	1	0.1%	64	0.4%
<b>TOTAL</b>	<b>5,033</b>	<b>100.0%</b>	<b>1,824</b>	<b>100.0%</b>	<b>6,148</b>	<b>100.0%</b>	<b>3,525</b>	<b>100.0%</b>	<b>701</b>	<b>100.0%</b>	<b>17,231</b>	<b>100.0%</b>
<b>2008</b>												
WHITE	946	19.4%	544	31.5%	664	12.8%	1,665	49.0%	138	21.9%	3,957	25.0%
AFRICAN-AMERICAN	2,511	51.6%	739	42.7%	2,839	54.7%	1,058	31.2%	316	50.1%	7,463	47.2%
HISPANIC	1,329	27.3%	394	22.8%	1,607	31.0%	584	17.2%	163	25.8%	4,077	25.8%
OTHER	62	1.3%	42	2.4%	60	1.2%	74	2.2%	11	1.7%	249	1.6%
UNKNOWN	18	0.4%	10	0.6%	20	0.4%	14	0.4%	3	0.5%	65	0.4%
<b>TOTAL</b>	<b>4,866</b>	<b>100.0%</b>	<b>1,729</b>	<b>100.0%</b>	<b>5,190</b>	<b>100.0%</b>	<b>3,395</b>	<b>100.0%</b>	<b>631</b>	<b>100.0%</b>	<b>15,811</b>	<b>100.0%</b>
<b>2009</b>												
WHITE	972	18.5%	556	31.4%	576	13.3%	1,604	47.8%	155	24.9%	3,863	25.2%
AFRICAN-AMERICAN	2,752	52.4%	773	43.7%	2,259	52.2%	1,069	31.8%	311	49.9%	7,164	46.8%
HISPANIC	1,437	27.4%	393	22.2%	1,438	33.3%	586	17.5%	135	21.7%	3,989	26.0%
OTHER	72	1.4%	33	1.9%	42	1.0%	80	2.4%	17	2.7%	244	1.6%
UNKNOWN	15	0.3%	14	0.8%	9	0.2%	19	0.6%	5	0.8%	62	0.4%
<b>TOTAL</b>	<b>5,248</b>	<b>100.0%</b>	<b>1,769</b>	<b>100.0%</b>	<b>4,324</b>	<b>100.0%</b>	<b>3,358</b>	<b>100.0%</b>	<b>623</b>	<b>100.0%</b>	<b>15,322</b>	<b>100.0%</b>

### Section 10: Age at Admission

Average age at admission has remained stable, at 32 years old, over the period 2005 through 2009. The percentage of new court commitments ages 50 to 59 increased from 4% in 2005 to 7% in 2009, while the proportion of commitments ages 35-39 decreased from 13% to 10%.

TABLE 10.1  
AGE AT COMMITMENT BY YEAR RECEIVED; 2005-2009 NEW COURT COMMITMENTS

AGE AT COMMITMENT	2005	2006	2007	2008	2009	TOTAL
16 YR	49 0.3%	78 0.5%	79 0.5%	50 0.3%	69 0.5%	325 0.4%
17 YR	328 2.0%	337 2.0%	349 2.0%	294 1.9%	310 2.0%	1,618 2.0%
18 YR	521 3.2%	591 3.5%	589 3.4%	518 3.3%	541 3.5%	2,760 3.4%
19 YR	651 4.0%	690 4.1%	728 4.2%	661 4.2%	681 4.4%	3,411 4.2%
20 YR	772 4.7%	815 4.8%	822 4.8%	695 4.4%	733 4.8%	3,837 4.7%
21 YR	701 4.3%	787 4.7%	809 4.7%	747 4.7%	737 4.8%	3,781 4.6%
22-24	2,190 13.4%	2,151 12.8%	2,162 12.5%	2,024 12.8%	1,884 12.3%	10,411 12.8%
25-29	2,840 17.4%	2,977 17.6%	3,060 17.7%	2,780 17.6%	2,722 17.8%	14,379 17.6%
30-34	2,124 13.0%	2,104 12.5%	2,216 12.8%	2,052 13.0%	2,014 13.1%	10,510 12.9%
35-39	2,169 13.3%	2,107 12.5%	1,934 11.2%	1,759 11.1%	1,546 10.1%	9,515 11.7%
40-49	3,115 19.0%	3,239 19.2%	3,353 19.4%	3,055 19.3%	2,879 18.8%	15,642 19.2%
50-59	731 4.5%	810 4.8%	948 5.5%	974 6.2%	1,036 6.8%	4,499 5.5%
60 +	172 1.1%	181 1.1%	198 1.1%	202 1.3%	170 1.1%	923 1.1%
GRAND TOTAL	16,363 100.0%	16,867 100.0%	17,247 100.0%	15,811 100.0%	15,322 100.0%	81,611 100.0%
AVERAGE	32.2	32.2	32.4	32.7	32.5	32.4

## Section 11: County and Region of Commitment

Nearly half (46%) of new court commitments in 2009 were from New York City boroughs. The percentage of new court commitments from New York City remained relatively constant between 2005 and 2009 (with the exception of 2008).

A higher proportion of men were from New York City than women (47% and 38%, respectively) and a higher proportion of women were committed from rural Upstate counties than men (26% and 19%, respectively).

Commitments from New York City, suburban New York City, and Upstate Urban were most likely to be violent felony offenders (37%, 40% and 38% respectively) while commitments from rural Upstate counties were most likely to be property offenders (37%). New York City had the largest proportion of drug offender commitments (33%).

**Figure 11**  
**Region of Commitment of New York State**  
**(2009 New Court Commitments, N=15,322)**

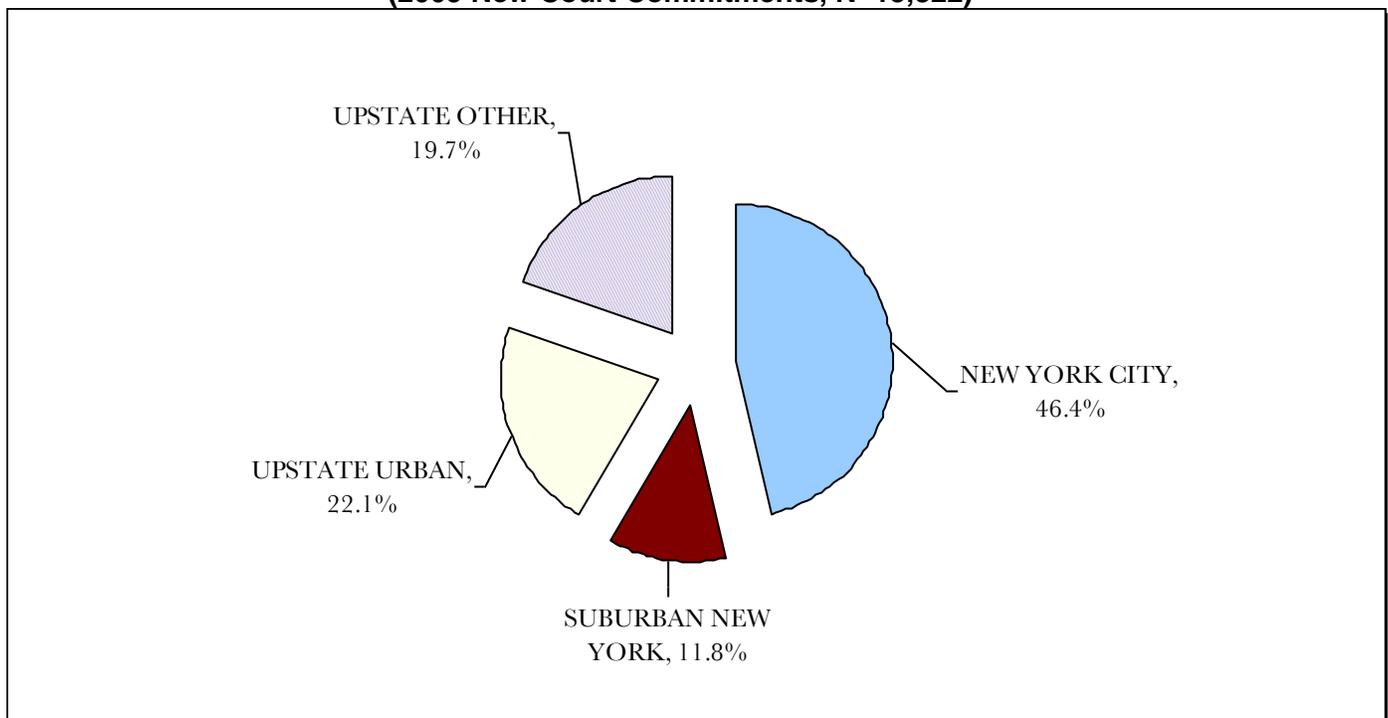


TABLE 11.1  
 REGION OF COMMITMENT BY YEAR RECEIVED; 2005-2009 NEW COURT COMMITMENTS

	2005		2006		2007		2008		2009		TOTAL	
	NUMBER	PERCENT										
NEW YORK CITY	7,775	47.5%	7,999	47.4%	8,156	47.3%	6,906	43.7%	7,117	46.4%	37,953	46.5%
SUBURBAN NEW YORK	1,947	11.9%	2,066	12.2%	2,256	13.1%	2,103	13.3%	1,804	11.8%	10,176	12.5%
UPSTATE URBAN	3,359	20.5%	3,523	20.9%	3,644	21.1%	3,537	22.4%	3,379	22.1%	17,442	21.4%
UPSTATE OTHER	3,281	20.1%	3,279	19.4%	3,175	18.4%	3,264	20.6%	3,022	19.7%	16,021	19.6%
<b>GRAND TOTAL</b>	<b>16,362</b>	<b>100.0%</b>	<b>16,867</b>	<b>100.0%</b>	<b>17,231</b>	<b>100.0%</b>	<b>15,810</b>	<b>100.0%</b>	<b>15,322</b>	<b>100.0%</b>	<b>81,592</b>	<b>100.0%</b>

TABLE 11.2  
 REGION OF THE STATE AND COUNTY OF COMMITMENT BY GENDER;  
 2009 NEW COURT COMMITMENTS

COUNTY	MEN		WOMEN		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
NEW YORK CITY						
KINGS	1,691	11.8%	83	8.0%	1,774	11.6%
NEW YORK	2,596	18.2%	184	17.7%	2,780	18.1%
QUEENS	1,127	7.9%	53	5.1%	1,180	7.7%
RICHMOND	197	1.4%	8	0.8%	205	1.3%
BRONX	1,112	7.8%	66	6.4%	1,178	7.7%
SUBTOTAL	6,723	47.1%	394	38.0%	7,117	46.4%
SUBURBAN NEW YORK						
NASSAU	494	3.5%	42	4.1%	536	3.5%
ROCKLAND	103	0.7%	4	0.4%	107	0.7%
SUFFOLK	749	5.2%	52	5.0%	801	5.2%
WESTCHESTER	340	2.4%	20	1.9%	360	2.3%
SUBTOTAL	1,686	11.8%	118	11.4%	1,804	11.8%
UPSTATE URBAN						
ALBANY	450	3.2%	55	5.3%	505	3.3%
BROOME	188	1.3%	16	1.5%	204	1.3%
ERIE	640	4.5%	35	3.4%	675	4.4%
MONROE	636	4.5%	37	3.6%	673	4.4%
NIAGARA	161	1.1%	11	1.1%	172	1.1%
ONEIDA	332	2.3%	39	3.8%	371	2.4%
ONONDAGA	460	3.2%	34	3.3%	494	3.2%
RENSSELAER	75	0.5%	8	0.8%	83	0.5%
SCHENECTADY	185	1.3%	17	1.6%	202	1.3%
SUBTOTAL	3,127	21.9%	252	24.3%	3,379	22.1%
UPSTATE OTHER						
ALLEGANY	24	0.2%	4	0.4%	28	0.2%
CATTARAUGUS	69	0.5%	9	0.9%	78	0.5%
CAYUGA	94	0.7%	5	0.5%	99	0.6%
CHAUTAUQUA	97	0.7%	4	0.4%	101	0.7%
CHEMUNG	87	0.6%	7	0.7%	94	0.6%
CHENANGO	12	0.1%	0	0.0%	12	0.1%
CLINTON	92	0.6%	13	1.3%	105	0.7%
COLUMBIA	49	0.3%	5	0.5%	54	0.4%
CORTLAND	40	0.3%	3	0.3%	43	0.3%
DELAWARE	17	0.1%	5	0.5%	22	0.1%
DUTCHESS	164	1.1%	15	1.4%	179	1.2%
ESSEX	13	0.1%	1	0.1%	14	0.1%
FRANKLIN	35	0.2%	2	0.2%	37	0.2%
FULTON	60	0.4%	4	0.4%	64	0.4%
GENESEE	83	0.6%	8	0.8%	91	0.6%
GREENE	37	0.3%	3	0.3%	40	0.3%
HAMILTON	4	0.0%	0	0.0%	4	0.0%
HERKIMER	66	0.5%	1	0.1%	67	0.4%
JEFFERSON	59	0.4%	11	1.1%	70	0.5%
LEWIS	25	0.2%	0	0.0%	25	0.2%
LIVINGSTON	70	0.5%	15	1.4%	85	0.6%
MADISON	24	0.2%	1	0.1%	25	0.2%
MONTGOMERY	38	0.3%	1	0.1%	39	0.3%
ONTARIO	138	1.0%	22	2.1%	160	1.0%
ORANGE	268	1.9%	22	2.1%	290	1.9%
ORLEANS	54	0.4%	2	0.2%	56	0.4%
OSWEGO	102	0.7%	4	0.4%	106	0.7%
OTSEGO	43	0.3%	2	0.2%	45	0.3%
PUTNAM	39	0.3%	4	0.4%	43	0.3%
ST LAWRENCE	54	0.4%	4	0.4%	58	0.4%
SARATOGA	71	0.5%	9	0.9%	80	0.5%
SCHOHARIE	12	0.1%	0	0.0%	12	0.1%
SCHUYLER	15	0.1%	3	0.3%	18	0.1%
SENECA	13	0.1%	2	0.2%	15	0.1%
STEBEN	105	0.7%	15	1.4%	120	0.8%
SULLIVAN	72	0.5%	2	0.2%	74	0.5%
TIOGA	39	0.3%	4	0.4%	43	0.3%
TOMPKINS	30	0.2%	3	0.3%	33	0.2%
ULSTER	139	1.0%	5	0.5%	144	0.9%
WARREN	120	0.8%	22	2.1%	142	0.9%
WASHINGTON	70	0.5%	19	1.8%	89	0.6%
WAYNE	62	0.4%	5	0.5%	67	0.4%
WYOMING	28	0.2%	1	0.1%	29	0.2%
YATES	16	0.1%	6	0.6%	22	0.1%
SUBTOTAL	2,749	19.2%	273	26.3%	3,022	19.7%
GRAND TOTAL	14,285	100.0%	1,037	100.0%	15,322	100.0%

TABLE 11.3  
CRIME BY REGION OF COMMITMENT; 2009 NEW COURT COMMITMENTS

	NEW YORK CITY	SUBURBAN NEW YORK	UPSTATE URBAN	UPSTATE OTHER	TOTAL
<b>VIOLENT FELONY</b>					
MURDER	70	26	45	23	164
ATTEMPTED MURDER	90	6	21	9	126
MANSLT 1ST,AG 2ND	105	17	39	9	170
RAPE 1ST	68	18	29	38	153
ROBBERY 1ST	260	78	129	32	499
ROBBERY 2ND	513	111	166	71	861
ASSAULT 1ST	202	27	57	40	326
ASSAULT 2ND	266	78	87	75	506
BURGLARY 1ST	55	43	29	19	146
BURGLARY 2ND	261	141	216	139	757
ARSON 1ST,2ND	15	4	11	3	33
SODOMY 1ST	25	8	30	32	95
SEXAB-1ST,Ag.2	93	28	60	75	256
WEAPONS OFFENSES	550	135	322	60	1,067
KIDNAPPING 1ST,2ND	13	0	6	3	22
OTHER VFO SEX OFFENSES	15	4	18	10	47
OTHER VIOLENT FELONIES	3	5	10	2	20
<b>SUBTOTAL</b>	2,604 36.6%	729 40.4%	1,275 37.7%	640 21.2%	5,248 34.3%
<b>OTHER COERCIVE</b>					
MANSLAUGHTER 2ND	17	8	6	9	40
OTHER HOMICIDE	6	12	12	23	53
ROBBERY 3RD	374	52	71	47	544
ATT ASSAULT 2ND	111	23	51	54	239
CONSPIRACY 2,3,4	39	15	10	12	76
OTHER WEAPONS	162	37	37	30	266
OTHER SEX OFFENSES	73	42	94	150	359
OTHER COERCIVE	46	24	59	63	192
<b>SUBTOTAL</b>	828 11.6%	213 11.8%	340 10.1%	388 12.8%	1,769 11.5%
<b>DRUG OFFENSES</b>					
DRUG SALE	1,360	239	325	351	2,275
DRUG POSSESSION	978	222	481	368	2,049
<b>SUBTOTAL</b>	2,338 32.9%	461 25.6%	806 23.9%	719 23.8%	4,324 28.2%
<b>PROPERTY AND OTHER</b>					
BURGLARY 3RD	349	89	174	301	913
GRAND LARCENY	313	89	185	148	735
FORGERY	80	24	67	89	260
STOLEN PROPERTY	113	33	55	39	240
DRIVE INTOXICATED	25	67	150	349	591
CONTEMPT 1ST	33	11	62	52	158
ALL OTHER FELONIES	173	44	91	153	461
<b>SUBTOTAL</b>	1,086 15.3%	357 19.8%	784 23.2%	1,131 37.4%	3,358 21.9%
<b>YOUTHFUL OFFENDER</b>					
YOUTHFUL OFFENDER	247 3.5%	42 2.3%	171 5.1%	143 4.7%	603 3.9%
<b>JUVENILE OFFENDER</b>					
JUVENILE OFFENDER	14 0.2%	2 0.1%	3 0.1%	1 0.0%	20 0.1%
<b>GRAND TOTAL</b>	7,117 100.0%	1,804 100.0%	3,379 100.0%	3,022 100.0%	15,322 100.0%

## Section 12: Country of Birth

Approximately 89% of 2009 new court commitments were born in the United States or in U.S. possessions, 5% in a Caribbean nation, 1% in South America, and approximately 4% in all other countries. Among foreign-born commitments, 46% were born in the Caribbean region, while 25% (382 of 1,555) were born in the Dominican Republic.

While drug offenders represented 28% of all new commitments born in the United States, they comprised 43% of commitments born in U.S. possessions and 42% of those born in Caribbean nations. Among new commitments born in the United States or in U.S. possessions, 33% were committed for VFOs and 23% were committed for property offenses; in contrast, among foreign-born commitments, 44% were committed for VFOs and 16% were committed for property offenses.

The proportion of native-born and foreign-born drug offenders, are relatively even in comparison, 28% and 29% respectively. However, foreign-born offenders represent a greater proportion of violent felony offenders than native-born inmates, 33% and 44% respectively. Fifty-eight percent of inmates born in the Dominican Republic are committed for drug offenses and represent the greatest number of new commitments (382), as illustrated by Table 12.3.

**Figure 12**  
**Country of Birth**  
**(2009 New Court Commitments, N=15,322)**

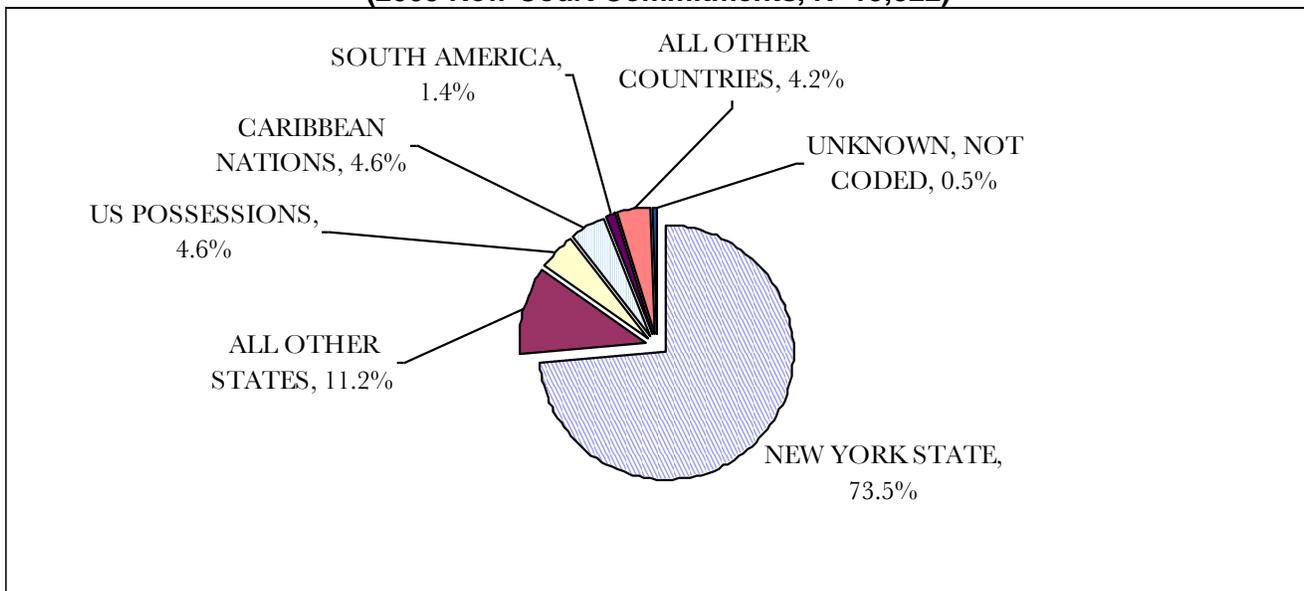


TABLE 12.1  
COMMITMENT CRIME BY PLACE OF BIRTH; 2009 NEW COURT COMMITMENTS

COMMITMENT OFFENSE	BIRTHPLACE									
	NATIVE BORN				FOREIGN BORN				UNKNOWN, NOT CODED	TOTAL
	NEW YORK STATE	ALL OTHER STATES	US POSSESSIONS	Sub-Total	CARIBBEAN NATIONS	SOUTH AMERICA	ALL OTHER COUNTRIES	Sub-Total		
VIOLENT FELONY	3,845	508	192	4,545 33.2%	269	96	315	680 43.7%	23	5,248
OTHER COERCIVE	1,354	201	68	1,623 11.9%	48	20	68	136 8.7%	10	1,769
DRUG OFFENSES	3,087	463	300	3,850 28.1%	299	45	106	450 28.9%	24	4,324
PROPERTY AND OTHER YO & JO	2,461	504	130	3,095 22.6%	72	42	133	247 15.9%	16	3,358
YO & JO	522	43	12	577 4.2%	23	5	14	42 2.7%	4	623
TOTAL	11,269	1,719	702	13,690	711	208	636	1,555	77	15,322
PERCENT	73.5%	11.2%	4.6%	89.3%	4.6%	1.4%	4.2%	10.1%	0.5%	100.0%

TABLE 12.2  
FOREIGN BORN INMATES  
2009 NEW COMMITMENTS  
BY REGION OF BIRTH

REGION	NUMBER	PERCENT
NORTH AMERICA	186	12.0%
CARIBBEAN	711	45.7%
CENTRAL AMERICA	178	11.4%
SOUTH AMERICA	208	13.4%
EUROPE	102	6.6%
AFRICA	62	4.0%
NEAR EAST	22	1.4%
ASIA	70	4.5%
SOUTH PACIFIC	6	0.4%
UNKNOWN	10	0.6%
TOTAL	1,555	100.0%

TABLE 12.3  
TOP TEN COUNTRIES OF ORIGIN  
OF FOREIGN-BORN INMATES BY COMMITMENT OFFENSE  
2009 NEW COURT COMMITMENTS

TOP TEN COUNTRIES	VFO or Coercive		DRUG		PROPERTY & OTHER		YO & JO		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
1 DOMINICAN REPUBLIC	114	29.8%	221	57.9%	32	8.4%	15	3.9%	382	100.0%
2 MEXICO	125	71.0%	27	15.3%	21	11.9%	3	1.7%	176	100.0%
3 JAMAICA	95	65.5%	35	24.1%	10	6.9%	5	3.4%	145	100.0%
4 EL SALVADOR	58	82.9%	5	7.1%	5	7.1%	2	2.9%	70	100.0%
5 GUYANA	37	57.8%	13	20.3%	10	15.6%	4	6.3%	64	100.0%
6 COLOMBIA	23	39.0%	19	32.2%	17	28.8%	0	0.0%	59	100.0%
7 ECUADOR	38	71.7%	8	15.1%	7	13.2%	0	0.0%	53	100.0%
8 CUBA	12	25.0%	24	50.0%	12	25.0%	0	0.0%	48	100.0%
9 TRINIDAD AND TOBAGO	32	66.7%	9	18.8%	7	14.6%	0	0.0%	48	100.0%
10 GUATAMALA	27	64.3%	8	19.0%	7	16.7%	0	0.0%	42	100.0%
TOTAL	561	51.6%	369	33.9%	128	11.8%	29	2.7%	1,087	100.0%

### Section 13: Marital Status

Among 2009 new court commitments, 73% reported that they were single, never married; 2% reported common law marriages; 15% reported that they were married, and 10% were divorced, separated or widowed.

Women were slightly more likely than men to report that they were married (18% and 15%, respectively) or had been married than were men (15% and 9%, respectively).

TABLE 13  
MARITAL STATUS BY SEX; 2009 NEW COURT COMMITMENTS

	MEN	WOMEN	TOTAL
<b>NOT MARRIED</b>			
SINGLE	10,497 73.9%	692 66.9%	11,189 73.4%
COMMON LAW	247 1.7%	4 0.4%	251 1.6%
<b>SUBTOTAL</b>	10,744 75.6%	696 67.3%	11,440 75.0%
<b>MARRIED</b>			
MARRIED	2,115 14.9%	187 18.1%	2,302 15.1%
<b>SUBTOTAL</b>	2,115 14.9%	187 18.1%	2,302 15.1%
<b>DIVORCED/ WIDOWED/ SEPARATED</b>			
DIVORCED	816 5.7%	81 7.8%	897 5.9%
WIDOWED	101 0.7%	38 3.7%	139 0.9%
SEPARATED	430 3.0%	33 3.2%	463 3.0%
<b>SUBTOTAL</b>	1,347 9.4%	152 14.7%	1,499 9.8%
<b>GRAND TOTAL</b>	14,206 100.0%	1,035 100.0%	15,241 100.0%

## Section 14: Jail Time

Time spent in local jail prior to commitment to state prison is credited toward service of the minimum term. Average jail time served by new commitments in 2009 was 7.5 months. This number has increased from 6.9 in 2005 to 7.5 in 2009 (see Table 14.1).

On average, from 2005-2009, inmates from New York City (8.6 months) and Suburban New York (7.5 months) spent more time in local jails than inmates from Upstate Urban (5.2 months) and Upstate Other (5.0 months) counties (see Table 14.2). While jail time among Upstate inmates has been stable between 2005 and 2009, it has increased among those from New York City (8.3 to 9.5 months) and Suburban New York (7.6 to 8.4 months).

TABLE 14.1  
CRIME BY AVERAGE JAIL TIME (IN MONTHS) BY YEAR RECEIVED;  
2005-2009 NEW COURT COMMITMENTS

	2005	2006	2007	2008	2009	TOTAL
	AVG	AVG	AVG	AVG	AVG	AVG
<b>VIOLENT FELONY</b>						
MURDER	16.6	17.8	18.8	19.2	18.4	17.8
ATTEMPTED MURDER	13.7	13.4	14.0	14.8	14.8	14.0
MANSLAUGHTER 1ST	17.5	18.4	19.7	18.6	20.7	19.1
RAPE 1ST	9.8	10.1	9.9	9.8	10.6	10.1
ROBBERY 1ST	10.5	10.1	10.0	10.5	11.1	10.4
ROBBERY 2ND	7.8	7.7	8.2	8.3	8.6	8.1
ASSAULT 1ST	11.0	10.8	10.4	12.0	11.4	10.9
ASSAULT 2ND	7.7	7.8	8.3	8.9	9.0	8.2
BURGLARY 1ST	11.1	9.0	9.7	11.1	12.2	10.6
BURGLARY 2ND	8.0	7.2	7.7	7.8	8.2	7.8
ARSON 1ST,2ND	9.1	11.2	10.3	8.7	13.8	11.1
SODOMY 1ST	7.2	9.6	8.7	8.3	9.6	8.7
SEX.AB-1ST,Ag.2	6.9	6.8	6.8	7.3	7.7	7.1
WEAPONS OFFENSES	7.5	7.6	7.0	7.9	7.9	7.5
KIDNAPPING 1ST,2ND	11.0	10.0	12.0	9.6	10.0	10.7
OTHER VFO SEX OFFENSES	.	.	.	7.2	10.6	10.6
OTHER VIOLENT FELONIES	7.4	10.0	6.6	6.0	6.6	7.2
<b>SUBTOTAL</b>	9.4	9.2	9.3	9.7	9.9	9.5
<b>OTHER COERCIVE</b>						
MANSLAUGHTER 2ND	10.0	11.4	8.6	9.2	7.5	9.5
OTHER HOMICIDE	4.6	4.0	3.7	4.5	5.1	4.4
ROBBERY 3RD	6.7	6.8	6.9	7.1	7.6	7.0
ATT ASSAULT 2ND	6.4	6.3	6.8	7.1	7.2	6.7
CONSPIRACY 2,3,4	11.1	8.8	11.2	10.8	9.7	10.3
OTHER WEAPONS	6.3	5.9	6.5	6.4	7.1	6.5
OTHER SEX OFFENSES	6.0	5.6	6.1	5.5	5.9	5.9
OTHER COERCIVE	6.2	6.5	6.3	6.5	6.5	6.4
<b>SUBTOTAL</b>	6.7	6.5	6.9	6.8	7.0	6.8
<b>DRUG OFFENSES</b>						
DRUG SALE	6.2	6.0	6.3	6.4	6.8	6.3
DRUG POSSESSION	5.6	5.5	5.6	5.5	6.4	5.7
<b>SUBTOTAL</b>	6.0	5.8	6.0	6.0	6.6	6.0
<b>PROPERTY AND OTHER</b>						
BURGLARY 3RD	6.0	5.6	5.9	6.1	6.5	6.0
GRAND LARCENY	5.5	5.6	5.6	5.9	5.6	5.6
FORGERY	5.4	5.4	5.7	6.0	5.6	5.5
STOLEN PROPERTY	5.9	6.2	6.0	5.8	6.8	6.2
DRIVE INTOXICATED	3.7	3.5	3.6	3.5	3.6	3.6
CONTEMPT 1ST	6.1	6.6	6.1	6.7	6.3	6.2
ALL OTHER FELONIES	5.6	5.6	5.5	5.4	5.9	5.6
<b>SUBTOTAL</b>	5.4	5.3	5.4	5.5	5.7	5.4
<b>YO &amp; JO</b>						
YOUTHFUL OFFENDER	5.3	5.0	5.7	6.2	5.6	5.4
JUVENILE OFFENDER	11.0	13.1	8.5	7.2	15.5	12.1
<b>SUBTOTAL</b>	5.5	5.3	5.8	6.2	6.0	5.6
<b>GRAND TOTAL</b>	6.9	6.7	6.9	7.1	7.5	7.0

TABLE 14.2  
REGION BY AVERAGE JAIL TIME (IN MONTHS) BY YEAR RECEIVED;  
2005-2009 NEW COURT COMMITMENTS

	2005 AVG	2006 AVG	2007 AVG	2008 AVG	2009 AVG	TOTAL AVG
NEW YORK CITY	8.3	8.1	8.5	9.0	9.5	8.6
SUBURBAN NEW YORK	7.6	6.8	7.3	7.6	8.4	7.5
UPSTATE URBAN	5.2	5.3	5.1	5.2	5.1	5.2
UPSTATE OTHER	5.0	5.0	4.9	5.0	5.2	5.0
<b>GRAND TOTAL</b>	6.9	6.7	6.9	7.1	7.5	7.0

### Section 15: Life Without Parole

A person convicted of the crime of murder in the first degree may be sentenced to life imprisonment without parole. Persons sentenced to 'Life Without Parole' are not eligible for parole or conditional release.

In 2009, eleven men and one woman were admitted to NYS prison facilities with a Life Without Parole sentence. Of these twelve cases, half were committed from New York City.

Of the 71 people sentenced to Life Without Parole over the last 5 years, 23% (16) were age 35-39 at the time of admission. The youngest offender with a Life Without Parole sentence was 20 years old at admission to DOCS while the oldest was 61 years old.

TABLE 15.1  
CHARACTERISTICS OF LIFE WITHOUT PAROLE CASES; 2005-2009 NEW COURT COMMITMENTS

CHARACTERISTICS	2005	2006	2007	2008	2009	TOTAL	
	NUMBER	NUMBER	NUMBER	NUMBER	NUMBER	NUMBER	PERCENT
<b>COMMITMENT OFFENSE</b>							
MURDER 1ST	13	16	15	14	10	68	95.8%
AGGRAVATED MURDER	0	0	0	1	2	3	4.2%
<b>TOTAL</b>	13	16	15	15	12	71	100.0%
<b>GENDER</b>							
MEN	13	15	15	15	11	69	97.2%
WOMEN	0	1	0	0	1	2	2.8%
<b>TOTAL</b>	13	16	15	15	12	71	100.0%
<b>RACE/ETHNIC STATUS ADJUSTED BY BIRTHPLACE</b>							
WHITE	4	1	2	6	3	16	22.5%
AFRICAN-AMERICAN	6	10	13	5	8	42	59.2%
HISPANIC	2	4	0	4	0	10	14.1%
OTHER	1	1	0	0	1	3	4.2%
<b>TOTAL</b>	13	16	15	15	12	71	100.0%
<b>AGE AT ADMISSION</b>							
20 YR	1	0	0	0	0	1	1.4%
21 YR	0	1	3	0	0	4	5.6%
22-24	2	2	1	2	0	7	9.9%
25-29	1	2	2	2	1	8	11.3%
30-34	2	5	0	2	3	12	16.9%
35-39	5	2	4	2	3	16	22.5%
40-49	1	3	4	4	3	15	21.1%
50-59	0	1	1	2	2	6	8.5%
60 +	1	0	0	1	0	2	2.8%
<b>TOTAL</b>	13	16	15	15	12	71	100.0%
<b>REGION OF COMMITMENT</b>							
NEW YORK CITY	3	4	4	10	6	27	38.0%
SUBURBAN NEW YORK	3	5	2	1	0	11	15.5%
UPSTATE URBAN	7	4	5	2	4	22	31.0%
UPSTATE OTHER	0	3	4	2	2	11	15.5%
<b>TOTAL</b>	13	16	15	15	12	71	100.0%

### Section 16: *Determinate Sentencing*

Inmates with determinate sentences for their crime of commitment encompassed 61% of new court commitments in 2009. Over half, or (57%) of new commitments with a determinate sentence were first felony offenders (see Table 16.1).

The total number of determinately sentenced new commitments increased from 6,639 in 2005 to 9,399 in 2009 (see Table 16.2). The growing number of determinately sentenced cases is due primarily to the drug sentencing reforms enacted in December 2004. Determinately sentenced drug cases nearly doubled from 2,228 in 2005 to 4,214 in 2009. The proportion of determinately sentenced drug cases increased from 38% in 2005 to 98% in 2009 (see Table 16.3), while the proportion of determinately sentenced VFOs increased from 92% in 2005 to 94% in 2009.

TABLE 16.1  
AGGREGATE MINIMUM SENTENCE BY DETERMINATE STATUS AND CRIME CLASS;  
2009 NEW COURT COMMITMENTS

	INDETERMINATE			DETERMINATE			TOTAL		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
<b>FIRST FELONY OFFENDER</b>									
A-I FELONY	177	322.0	300.0	37	106.4	93.0	214	284.7	270.0
A-II FELONY	19	228.8	180.0	193	43.8	41.0	212	60.4	41.0
CLASS B FELONY	102	37.6	24.0	1,812	67.4	51.0	1,914	65.8	51.0
CLASS C FELONY	213	29.8	24.0	1,358	43.5	36.0	1,571	41.6	36.0
CLASS D FELONY	1,087	18.5	16.0	1,835	27.0	21.0	2,922	23.8	21.0
CLASS E FELONY	1,123	14.3	12.0	127	20.7	15.0	1,250	14.9	12.0
YOUTHFUL OFFENDER	573	14.7	12.0	30	11.4	10.0	603	14.5	12.0
<b>SUBTOTAL</b>	3,294	35.2	16.0	5,392	45.6	31.0	8,686	41.7	21.0
<b>Column Percentage</b>	55.5%			57.4%			56.7%		
<b>SECOND &amp; PERSISTENT FELONY</b>									
A-I FELONY	0	.	.	18	163.8	123.0	18	163.8	123.0
A-II FELONY	12	271.8	252.0	44	78.8	82.0	56	120.2	82.0
CLASS B FELONY	47	185.1	150.0	1,107	64.2	41.0	1,154	69.1	41.0
CLASS C FELONY	82	107.1	48.0	1,310	51.6	46.0	1,392	54.9	48.0
CLASS D FELONY	1,107	35.3	30.0	1,318	32.5	31.0	2,425	33.8	30.0
CLASS E FELONY	1,393	20.0	18.0	198	21.7	21.0	1,591	20.2	18.0
<b>SUBTOTAL</b>	2,641	33.2	24.0	3,995	48.1	36.0	6,636	42.2	30.0
<b>Column Percentage</b>	44.5%			42.6%			43.3%		
<b>GRAND TOTAL</b>	5,935	34.3	18.0	9,387	46.7	35.0	15,322	41.9	25.0
<b>Row Percent of Grand Total</b>	38.7%			61.3%			100.0%		

TABLE 16.2  
 AGGREGATE MINIMUM SENTENCES FOR DETERMINATE CASES BY CRIME CATEGORY AND CLASS;  
 2005-2009 NEW COURT COMMITMENTS

	2005		2006		2007		2008		2009	
<b>VFO</b>	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE
CLASS B FELONY	1,206	120.4	1,163	121.2	1,162	128.4	1,115	123.3	1,153	118.7
CLASS C FELONY	1,304	59.9	1,308	61.6	1,493	60.6	1,487	59.2	1,666	59.1
CLASS D FELONY	1,736	36.1	1,853	35.5	1,937	34.6	1,899	33.4	2,115	33.0
CLASS E FELONY	115	26.6	167	25.5	96	24.8	32	26.0	20	29.3
<b>SUBTOTAL</b>	<b>4,361</b>	<b>66.3</b>	<b>4,491</b>	<b>64.9</b>	<b>4,688</b>	<b>65.9</b>	<b>4,533</b>	<b>63.9</b>	<b>4,954</b>	<b>61.7</b>
<b>DRUG</b>										
CLASS A-I FELONY	31	104.3	32	108.3	26	104.3	21	126.7	55	125.2
CLASS A-II FELONY	142	53.3	256	50.4	302	51.9	244	52.4	237	50.3
CLASS B FELONY	675	31.2	1,690	32.1	2,046	31.9	1,864	32.0	1,766	31.9
CLASS C FELONY	639	28.0	1,499	28.2	1,638	27.7	1,359	28.3	999	28.1
CLASS D FELONY	639	19.8	1,308	19.9	1,379	19.7	1,258	19.6	962	20.1
CLASS E FELONY	102	17.4	193	17.9	235	17.9	205	17.5	195	18.0
YOUTHFUL OFFENDER	18	12.6	38	12.8	37	11.9	36	12.6	30	11.4
<b>SUBTOTAL</b>	<b>2,246</b>	<b>28.7</b>	<b>5,016</b>	<b>28.5</b>	<b>5,663</b>	<b>28.4</b>	<b>4,987</b>	<b>28.5</b>	<b>4,244</b>	<b>29.8</b>
<b>OTHER SEX OFFENSES</b>										
CLASS B FELONY	.	.	.	.	1	185.0	.	.	.	.
CLASS C FELONY	.	.	.	.	.	.	2	82.0	3	58.0
CLASS D FELONY	3	61.3	5	84.4	9	48.7	49	46.1	76	42.9
CLASS E FELONY	3	56.3	4	46.3	6	34.5	64	26.5	110	25.7
<b>SUBTOTAL</b>	<b>6</b>	<b>58.8</b>	<b>9</b>	<b>67.4</b>	<b>16</b>	<b>51.9</b>	<b>115</b>	<b>35.8</b>	<b>189</b>	<b>33.1</b>
<b>TOTAL</b>										
A-I FELONY	31	104.3	32	108.3	26	104.3	21	126.7	55	125.2
A-II FELONY	142	53.3	256	50.4	302	51.9	244	52.4	237	50.3
CLASS B FELONY	1,881	88.4	2,853	68.4	3,209	66.9	2,979	66.2	2,919	66.2
CLASS C FELONY	1,943	49.4	2,807	43.8	3,131	43.4	2,848	44.5	2,668	47.5
CLASS D FELONY	2,378	31.7	3,166	29.1	3,325	28.5	3,206	28.2	3,153	29.3
CLASS E FELONY	220	22.8	364	21.7	337	20.2	301	20.3	325	21.3
YOUTHFUL OFFENDER	18	12.6	38	12.8	37	11.9	36	12.6	30	11.4
<b>GRAND TOTAL</b>	<b>6,613</b>	<b>53.5</b>	<b>9,516</b>	<b>45.7</b>	<b>10,367</b>	<b>45.4</b>	<b>9,635</b>	<b>45.3</b>	<b>9,387</b>	<b>46.7</b>

**Figure 16.1**  
**Commitments with Determinate Sentences by Crime, 2005 - 2009**

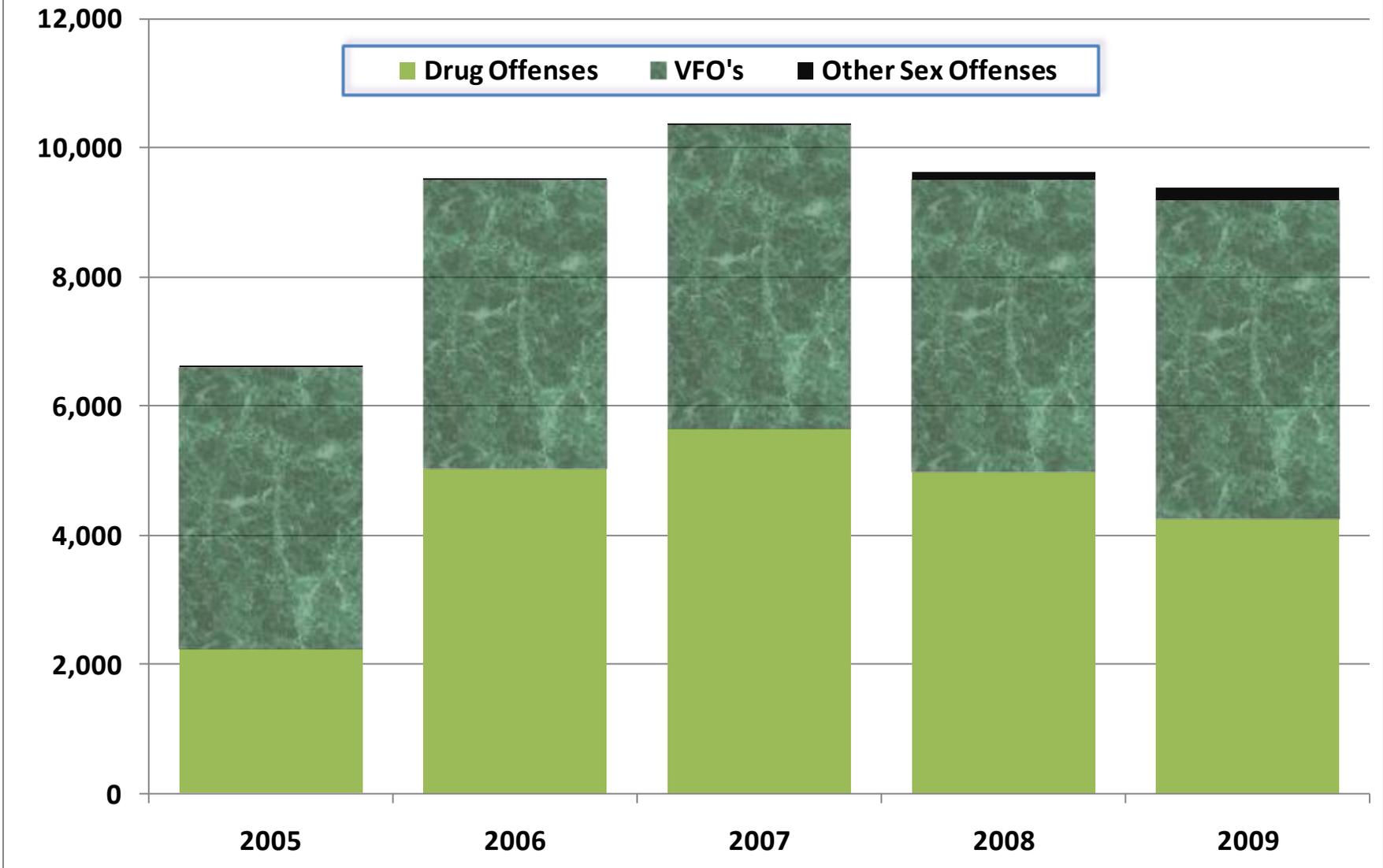


TABLE 16.3  
 SENTENCE TYPE BY CRIME CATEGORY FOR VFO AND DRUG OFFENSES\*  
 2005-2009 NEW COURT COMMITMENTS

	2005		2006		2007		2008		2009	
<b>VFO</b>	NUMBER	PERCENT								
INDETERMINATE	401	8.4%	387	7.9%	345	6.9%	333	6.8%	294	5.6%
DETERMINATE	4,361	91.6%	4,491	92.1%	4,688	93.1%	4,533	93.2%	4,954	94.4%
<b>SUBTOTAL</b>	4,762	100.0%	4,878	100.0%	5,033	100.0%	4,866	100.0%	5,248	100.0%
<b>DRUG</b>										
INDETERMINATE	3,593	61.5%	1,044	17.2%	485	7.9%	203	3.9%	80	1.9%
DETERMINATE	2,246	38.5%	5,016	82.8%	5,663	92.1%	4,987	96.1%	4,244	98.1%
<b>SUBTOTAL</b>	5,839	100.0%	6,060	100.0%	6,148	100.0%	5,190	100.0%	4,324	100.0%
<b>TOTAL</b>										
INDETERMINATE	3,994	37.7%	1,431	13.1%	830	7.4%	536	5.3%	374	3.9%
DETERMINATE	6,607	62.3%	9,507	86.9%	10,351	92.6%	9,520	94.7%	9,198	96.1%
<b>GRAND TOTAL</b>	10,601	100.0%	10,938	100.0%	11,181	100.0%	10,056	100.0%	9,572	100.0%

\*Note: Youthful Offenders with determinate sentences for drug offenses are excluded from this table.

# **APPENDICES**

APPENDIX A-1: SENTENCE TO PRISON FOR **FIRST FELONY OFFENSE**  
 RANGE OF **MINIMUM** AND **MAXIMUM** SENTENCES ACCORDING TO FELONY CLASS CATEGORY <sup>1</sup>

FELONY CLASS	VIOLENT FELONY OFFENSE (1978 - 1995)	VIOLENT FELONY OFFENSE (OCT. 1995-AUG. 1998) <sup>2</sup>	VIOLENT FELONY OFFENSE AFTER SEPT. 1998 <sup>3</sup>	DRUG FELONY (AFTER DEC. 2004) <sup>4</sup>	NON-VIOLENT FELONY SEX OFFENSE (AFTER APRIL 2007) <sup>8</sup>	ALL OTHER FELONY OFFENSES
<b>A-I Felony</b>						
Maximum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	8 - 20 (determinate)	N/A (Not Available)	Life, Death or Life Without Parole <sup>5</sup>
Minimum				6/7 of determinate sentence		15 - 25 years (for offenders with Life maximum) (minimum sentence fixed by court)
<b>A-II Felony</b>						
Maximum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	3 - 10 (determinate)	N/A (Not Available)	Life
Minimum				6/7 of determinate sentence		3 - 8 1/3 (minimum sentence fixed by court)
<b>Class B Felony</b>						
Maximum	6 - 25	6 - 25	5-25 (determinate)	1 - 9 (determinate) <sup>6</sup>	5-25 (determinate)	3 - 25 <sup>7</sup>
Minimum	2 - 8 1/3 (Minimum = 1/3 of maximum sentence)	3 - 12 1/2 (Minimum = 1/2 of maximum sentence)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	1 - 8 1/3 (Minimum = 1/3 of maximum sentence)
<b>Class C Felony</b>						
Maximum	4 1/2 - 15	4 1/2 - 15	3 1/2 - 15 (determinate)	1 - 5 1/2 (determinate)	3 1/2 - 15 (determinate)	3 - 15
Minimum	1 1/2 - 5 (Minimum = 1/3 of maximum sentence)	2 1/4 - 7 1/2 (Minimum = 1/2 of maximum sentence)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	1 - 5 (Minimum = 1/3 of maximum sentence)
<b>Class D Felony</b>						
Maximum	3 - 7	3 - 7	2 - 7 (determinate)	1 - 2 1/2 (determinate)	2 - 7 (determinate)	3 - 7
Minimum	1 - 2 1/3 (Minimum = 1 year up to 1/3 of maximum)	1 1/2 - 3 1/2 (Minimum = 1/2 of maximum sentence)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	1 - 2 1/3 (Minimum = 1/3 of maximum sentence)
<b>Class E Felony</b>						
Maximum	3 - 4	3 - 4	1 1/2 to 4 (determinate)	1 - 1 1/2 (determinate)	1 1/2 to 4 (determinate)	3 - 4
Minimum	1 - 1 1/3 (Minimum = 1 year up to 1/3 of maximum)	1 1/2 - 2 (Minimum = 1/2 year of maximum sentence)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	1 - 1 1/3 (Minimum = 1/3 of maximum sentence)

<sup>1</sup> For more detail see Article 70, Sentences of Imprisonment, New York State Penal law or New York State Sentence Charts, West Publishing Co. 2004.

<sup>2</sup> Sentences Pursuant to Sentencing Reform Act of 1995.

<sup>3</sup> Sentences pursuant to changes in NYS Penal law effective September 1, 1998 (Jenna's Law).

<sup>4</sup> Sentences pursuant to Drug Law Reform Act of 2004, effective January 13, 2005.

<sup>5</sup> Death or Life Without Parole is permitted for Murder 1 crimes committed on or after September 1, 1995.

<sup>6</sup> For Class B Sale of Drugs on School Grounds (committed after January 13, 2005), the range of determinate sentences is 2 to 9 years.

<sup>7</sup> For Class B Sale of Drugs on School Grounds (committed before January 13, 2005) the maximum sentence range is 6 - 25 years. The minimum is 1/3 the maximum sentence.

<sup>8</sup> Sentences pursuant to Sex Offender Management and Treatment Act (SOMTA) effective April 13, 2007.

APPENDIX A-2: SENTENCES TO PRISON FOR <b>SECOND FELONY OFFENSE</b> RANGE OF <b>MINIMUM</b> AND <b>MAXIMUM</b> SENTENCES ACCORDING TO FELONY CLASS CATEGORY									
FELONY CLASS	SECOND VIOLENT FELONY OFFENSE (1978 - 1995) <sup>1</sup>	SECOND VIOLENT FELONY OFFENSE After Oct. 1995	VIOLENT SECOND FELONY OFFENSE After Oct. 1995	DRUG FELONY (Has Prior Violent Felony Conviction) (After Dec. 2004) <sup>2</sup>	DRUG FELONY (No Prior Violent Felony Conviction) (Dec. 2004 to April 2009) <sup>2</sup>	DRUG FELONY (No Prior Violent Felony Conviction) (After Apr. 2009) <sup>5</sup>	NON-VIOLENT SEX OFFENSE (Has Prior Non-Violent Felony Conviction) (After April 2007) <sup>4</sup>	NON-VIOLENT SEX OFFENSE (Has Prior Violent Felony Conviction) (After April 2007) <sup>4</sup>	ALL OTHER FELONY OFFENSES <sup>3</sup>
<b>A-I Felony</b>									
Maximum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	15 - 30 (determinate)	12 - 24 (determinate)	12 - 24 (determinate)	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)
Minimum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)
<b>A-II Felony</b>									
Maximum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	8 - 17 (determinate)	6-14 (determinate)	6-14 (determinate)	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)
Minimum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)
<b>Class B Felony</b>									
Maximum	12 - 25	10 - 25 (determinate)	8 - 25 (determinate)	6 - 15 (determinate)	3 1/2 - 12 (determinate)	2 - 12 (determinate)	8 - 25 (determinate)	9 - 25 (determinate)	9 - 25
Minimum	6 - 12 1/2 (Minimum = 1/2 of Maximum)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	4 1/2 - 12 1/2 (Minimum = 1/2 of maximum sentence)
<b>Class C Felony</b>									
Maximum	8 - 15	7 - 15 (determinate)	5 - 15 (determinate)	3 1/2 - 9	2 - 8 (determinate)	1 - 8 (determinate)	5 - 15 (determinate)	6 - 15 (determinate)	6 - 15
Minimum	4 - 7 1/2 (Minimum = 1/2 of maximum sentence)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	3 - 7 1/2 (Minimum = 1/2 of maximum sentence)
<b>Class D Felony</b>									
Maximum	5 - 7	5 - 7 (determinate)	3 - 7 (determinate)	2 1/2 - 4 1/2	1 1/2 - 4 (determinate)	1 1/2 - 4 (determinate)	3 - 7 (determinate)	4 - 7 (determinate)	4 - 7
Minimum	2 1/2 - 3 1/2 (Minimum = 1/2 of maximum)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	2 - 3 1/2 (Minimum = 1/2 of maximum sentence)
<b>Class E Felony</b>									
Maximum	4 years	3 - 4 (determinate)	2 - 4 (determinate)	2 - 2 1/2	1 1/2 - 2 (determinate)	1 1/2 - 2 (determinate)	2 - 4 (determinate)	2 1/2 - 4 (determinate)	3 - 4
Minimum	2 years (Minimum = 1/2 of maximum)	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	6/7 of determinate sentence	(Minimum = 1/2 of maximum sentence)

<sup>1</sup> For offenders in this category, both the instant offense and at least one prior offense are violent felony crimes. Where the instant offense is a violent felony crime and the prior offense is not a violent crime, the sentence ranges used by the court (for class B through E) would be those listed under "Violent Second Felony Offense."

<sup>2</sup> Sentences pursuant to Drug Law Reform Act of 2004, signed December 2004, effective date for new sentences January 13, 2005.

<sup>3</sup> Under Penal Law 70.07 ("Sentence of Imprisonment for Second Child Sexual Assault Felony Offender"), there are various enhanced sentences for such child sexual assault felonies, where the victim is a child less than fifteen years old. Certain sentences must be indeterminate, whereas certain other sentences must be determinate (see chart A-5 for specification of such enhanced sentences).

<sup>4</sup> Sentences pursuant to the Sex Offender Management and Treatment Act (SOMTA) took effect on April 13, 2007.

<sup>5</sup> Sentences pursuant to the Drug Law Reform Act of 2009 took effect on April 7, 2009.

APPENDIX A-3: SENTENCES TO STATE PRISON FOR <b>PERSISTENT FELONY OFFENSES</b> RANGE OF <b>MINIMUM</b> AND <b>MAXIMUM</b> SENTENCES ACCORDING TO FELONY CLASS CATEGORY  <i>(Sentencing as a Persistent Felon Unavailable for Drug Offenders after December 2004 )<sup>1</sup></i>			
FELONY CLASS	VIOLENT FELONY OFFENSE (1978 - 1995) <sup>2</sup>	VIOLENT FELONY OFFENSE After Oct. 1995 <sup>2</sup>	ALL OTHER FELONY OFFENSES <sup>3</sup>
<b>Class B Felony</b>			
Maximum	Life	Life	9 - 25 Life Optional
Minimum	10 - 25 (minimum sentence fixed by judge)	20 - 25 (minimum sentence fixed by judge)	4 1/2 - 12 1/2 (Minimum = 1/2 of maximum sentence)
<b>Class C Felony</b>			
Maximum	Life	Life	6 - 15 Life Optional
Minimum	8 - 25 (minimum sentence fixed by judge)	16 - 25 (minimum sentence fixed by judge)	3 - 7 1/2 (Minimum = 1/2 of maximum sentence)
<b>Class D Felony</b>			
Maximum	Life	Life	4 - 7 Life Optional
Minimum	6 - 25 (minimum sentence fixed by judge)	12 - 25 (minimum sentence fixed by judge)	2 - 3 1/2 (Minimum = 1/2 of maximum sentence)
<b>Class E Felony</b>			
Maximum	Life	Life	3 - 4 Life Optional
Minimum	Statute does not specify minimum term	Statute does not specify minimum term	1 1/2 - 2 (Minimum = 1/2 of of maximum sentence)

<sup>1</sup> Sentencing as a "Persistent Felon Offender" was no longer available for drug offenders whose drug crime was committed after January 13, 2005 pursuant to Drug Law Reform Act of 2004.

<sup>2</sup> To be sentenced as a "Persistent Violent Felony Offender," the instant offense and at least two prior offenses must be legislatively designated violent felonies.

<sup>3</sup> A person convicted of a third felony could be sentenced as a second felony offender.

**APPENDIX A-4: RANGE OF MINIMUM AND MAXIMUM  
SENTENCES BY FELONY CLASS CATEGORY  
JUVENILE OFFENDERS**

<b>AGES</b>	<b>CRIME CLASSIFICATION</b>	<b>SPECIFIC CRIME</b>	<b>MINIMUM SENTENCE RANGE</b>	<b>MAXIMUM SENTENCE RANGE</b>
13	A-I	Murder 2nd (except Felony Murder)	5 - 9 Years	Life
14, 15	A-I	Murder 2nd (Felony Murder included but restricted to felonies listed below)	5 - 9 Years	Life
14, 15	A-I	Arson 1st Kidnapping 1st	4 - 6 Years	12 - 15 Years
14, 15	B-Violent	Aggravated Sexual Abuse Arson 2nd Attempt Kidnapping 1st Attempt Murder 2nd Burglary 1st Manslaughter 1st Rape 1st (non-consensual) Robbery 1st Sodomy 1st (non-consensual)	1/3 Maximum Sentence	3 - 10 Years
14, 15	C-Violent	Assault 1st (intentional) Burglary 2nd (weapon or injury) Robbery 2nd (weapon or injury)	1/3 Maximum Sentence	3 - 7 Years

**APPENDIX A-5: Range of Sentences Under Second Child Sexual Assault  
Felony Offender Law (Penal Law 70.07) <sup>1</sup>**

<b>Current Conviction - Sexual Assault Against a Child</b>	<b>If Prior Felony Conviction was for Sexual Assault Against a Child</b>	<b>Then Sentence Must Be:</b>
Class B Felony	Class B or C Felony	Indeterminate: 15 - 25 to Life
Class B. Felony	Class D or E Felony	Determinate: 12 to 30 years
Class C Felony	Class B or C Felony	Determinate: 12 to 30 years or Indeterminate: 15 - 25 years
Class C Felony	Class D or E Felony	Determinate: 10 to 25 years
Class D Felony	Any Felony	Determinate: 5 to 15 years
Class E Felony	Any Felony	Determinate: 4 to 12 years

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<sup>1</sup> Penal Law 70.07 became effective February 1, 2001.

NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES  
 CRIME CODES  
 (SORTED BY: CRIME CODE)  
 Prepared on 15 Apr 10 by EMS

Crime Code	Crime Description	Effective Date	Repeal Date	Legal	Authority	Crime Class	Crime Type
100	MURDER (DEG'LESS PRIOR 9-1-74)	19670901	19740831	PL	125.25	A	VFO
101	MURDER 1ST	19740901	.	PL	125.27	A	VFO
102	MURDER 2ND	19740901	.	PL	125.25	A	VFO
103	AGGRAVATED MURDER	20051221	.	PL	125.26	A	VFO
201	MANSLAUGHTER 1ST	19780901	.	PL	125.20	B	VFO
202	MANSLAUGHTER 2ND	19670901	.	PL	125.15	C	CVO
203	ABORTION 1ST	19670901	.	PL	125.45	D	CVO
204	ABORTION 2ND	19670901	.	PL	125.40	E	CVO
205	AGGRAV MANSLAUGHTER 1ST DEGREE	20051221	.	PL	125.22	B	VFO
206	AGGRAV MANSLAUGHTER 2ND DEGREE	20051221	.	PL	125.21	C	VFO
300	CRIM NEGLIGENT HOMICIDE	19670901	.	PL	125.10	E	CVO
301	VEHICULAR MANSLAUGHTER 2ND	19851101	.	PL	125.12	D	CVO
302	VEHICULAR MANSLAUGHTER 1ST	19851101	.	PL	125.13	C	CVO
303	AGGRAV CRIM NEGLIGENT HOMICIDE	20051221	.	PL	125.11	C	VFO
304	AGGR VEHICULAR HOMICIDE	20071101	.	PL	125.14	B	CVO
401	RAPE 1ST	19780901	.	PL	130.35	B	VFO
402	RAPE 2ND	19670901	20070412	PL	130.30	D	CVO
403	RAPE 3RD	19670901	.	PL	130.25	E	CVO
404	RAPE 2ND	20070413	.	PL	130.30	D	VFO
501	ROBBERY 1ST	19670901	.	PL	160.15	B	VFO
502	ROBBERY 2ND	19780901	.	PL	160.10	C	VFO
503	ROBBERY 3RD	19670901	.	PL	160.05	D	CVO
600	ASSAULT 1ST DEGREE	19961101	.	PL	120.10	B	VFO
601	ASSAULT 1ST	19670901	19961031	PL	120.10	C	VFO
602	ASSAULT 2ND	19670901	.	PL	120.05	D	VFO
604	RECKLESS ENDANGERMENT 1ST	19670901	.	PL	120.25	D	CVO
607	PROM A SUICIDE ATTEMPT	19670901	.	PL	120.30	E	CVO
608	AGGR ASSAULT/PEACE OFF.	19810702	.	PL	120.11	B	VFO
610	VEHICULAR ASSAULT 2ND	19851101	.	PL	120.03	E	CVO
611	VEHICULAR ASSAULT 1ST	19851101	.	PL	120.04	D	CVO
612	AGGR ASLT ON PERSON < 11 YRS	19901101	.	PL	120.12	E	CVO
613	MENACING 1ST	19921101	.	PL	120.13	E	CVO
614	GANG ASSAULT 1ST DEGREE	19961101	.	PL	120.07	B	VFO
615	GANG ASSAULT 2ND DEGREE	19961101	.	PL	120.06	C	VFO
616	ASLT:POLICE OFF/FIREMAN/EMT	19961101	.	PL	120.08	C	VFO
617	ASLT BY OPER OF A VESSEL	19860805	.	NAV	49	E	CVO
618	STALKING 1ST	19991201	.	PL	120.60	D	VFO
619	STALKING 2ND DEGREE	19991201	.	PL	120.55	E	CVO
621	MENACING POLICE/PEACE OFFICER	20051221	.	PL	120.18	D	VFO
622	RECKLESS ASSAULT OF A CHILD	20061101	.	PL	120.02	D	VFO
623	RECK ASLT CHILD:DAY CARE PROV	19981101	.	PL	120.01	E	CVO
624	LURING A CHILD TO COMMIT CRIME	20081004	.	PL	120.70	E	CVO
625	LURING A CHILD TO COMMIT B FEL	20081004	.	PL	120.70	D	CVO
626	LURING A CHILD TO COMMIT A FEL	20081004	.	PL	120.70	C	CVO
627	AGGRAVATED VEHICULAR ASSAULT	20071101	.	PL	120.04-A	C	CVO
630	LV SCENE OF ACCIDENT - BOAT	19860805	.	NAV	47	E	CVO
701	BURGLARY 1ST	19780901	.	PL	140.30	B	VFO
702	BURGLARY 2ND	19670901	.	PL	140.25	C	VFO
703	BURGLARY 3RD	19670901	.	PL	140.20	D	PDO
800	FAIL TO REG:SEX OFF 1ST OFF	19960121	20070816	COR	0168-T	A	CVO
801	SEX OFFENDER REG VIOL-2ND OFF	19960121	.	COR	0168-T	D	CVO
802	SEX OFFENDER REG VIOL-1ST OFF	20070817	.	COR	0168-T	E	CVO

1001	GRAND LARCENY - NOT AUTO 1ST	19670901	19861031	PL	155.40	C	PDO
1002	GRAND LARCENY - NOT AUTO 2ND	19670901	19861031	PL	155.35	D	PDO
1003	GRAND LARCENY - NOT AUTO 3RD	19670901	19861031	PL	155.30	E	PDO
1004	GRAND LARCENY - NOT AUTO 1ST	19861101	.	PL	155.42	B	PDO
1005	GRAND LARCENY - NOT AUTO 2ND	19861101	.	PL	155.40	C	PDO
1006	GRAND LARCENY - NOT AUTO 3RD	19861101	.	PL	155.35	D	PDO
1007	GRAND LARCENY - NOT AUTO 4TH	19861101	.	PL	155.30	E	PDO
1010	COMPUTER TRESPASS	19861101	.	PL	156.10	E	PDO
1011	COMPUTER TAMPERING 1ST	19861101	19931031	PL	156.25	E	PDO
1012	UNLAW DUPLIC COMP RELATED MATL	19861101	.	PL	156.30	E	PDO
1013	CRIM POSS COMP RELATED MATL	19861101	.	PL	156.35	E	PDO
1014	WELFARE FRAUD-4TH DEGREE	19951101	.	PL	158.10	E	PDO
1015	WELFARE FRAUD-3RD DEGREE	19951101	.	PL	158.15	D	PDO
1016	WELFARE FRAUD-2ND DEGREE	19951101	.	PL	158.20	C	PDO
1022	CRIM POSS BENEFIT CARD-2ND	19951101	.	PL	158.45	D	PDO
1023	CRIM POSS BENEFIT CARD-3RD	19951101	.	PL	158.40	E	PDO
1032	COMP TAMP-2ND:DEST DATA >\$3000	19931101	.	PL	156.26	D	PDO
1033	COMPUTER TAMPERING-3RD	19931101	.	PL	156.25	E	PDO
1301	GRAND LARCENY - AUTO 1ST	19670901	19861031	PL	155.40	C	PDO
1302	GRAND LARCENY - AUTO 2ND	19670901	19861031	PL	155.35	D	PDO
1303	GRAND LARCENY - AUTO 3RD	19670901	19861031	PL	155.30	E	PDO
1304	UNAUTH USE OF MV 1ST	19820901	.	PL	165.08	D	PDO
1305	UNAUTH USE OF MV 2ND	19820901	.	PL	165.06	E	PDO
1306	AUTO STRIPPING-1ST	19841101	19961031	PL	165.10	E	PDO
1307	GRAND LARCENY - AUTO 1ST	19861101	.	PL	155.42	B	PDO
1308	GRAND LARCENY - AUTO 2ND	19861101	.	PL	155.40	C	PDO
1309	GRAND LARCENY - AUTO 3RD	19861101	.	PL	155.35	D	PDO
1310	GRAND LARCENY - AUTO 4TH	19861101	.	PL	155.30	E	PDO
1311	AUTO STRIPPING-1ST	19961101	.	PL	165.11	D	PDO
1312	AUTO STRIPPING-2ND	19961101	.	PL	165.10	E	PDO
1401	CRIM POSS STOLEN PROP 1ST	19670901	19861031	PL	165.50	D	PDO
1402	CRIM POSS STOLEN PROP 2ND	19670901	19861031	PL	165.45	E	PDO
1404	UNLAW USE, SECRET SCI. MAT.	19670901	.	PL	165.07	E	PDO
1405	CRIM POSS STOLEN PROP 1ST	19861101	.	PL	165.54	B	PDO
1406	CRIM POSS STOLEN PROP 2ND	19861101	.	PL	165.52	C	PDO
1407	CRIM POSS STOLEN PROP 3RD	19861101	.	PL	165.50	D	PDO
1408	CRIM POSS STOLEN PROP 4TH	19861101	.	PL	165.45	E	PDO
1411	TRADEMARK COUNTERFEITING 1ST	19921101	.	PL	165.73	C	PDO
1412	TRADEMARK COUNTERFEITING 2ND	19921101	.	PL	165.72	E	PDO
1501	TAMPER W/ PUBLIC RECORDS 1ST	19670901	.	PL	175.25	D	PDO
1502	FALSIFY BUS RECORDS 1ST	19670901	.	PL	175.10	E	PDO
1503	OFFER FALSE INST FILING 1ST	19670901	.	PL	175.35	E	PDO
1504	ISSUING A FALSE CERTIFICATE	19670901	.	PL	175.40	E	PDO
1505	CRIM USURY 2ND	19760901	.	PL	190.40	E	PDO
1506	UNLAW CONCEALING A WILL	19670901	.	PL	190.30	E	PDO
1515	CRIM IMPERSONATION 1ST	19800901	.	PL	190.26	E	PDO
1520	CRIM USURY 1ST	19760901	.	PL	190.42	C	PDO
1521	SCHEME TO DEFRAUD 1ST	19770101	.	PL	190.65	E	PDO
1525	FAIL TO REG AS BROKER/ADVISOR	19591001	.	GB	359-E	E	PDO
1526	CRIM USE ACCESS DEVICE-1ST	19961101	.	PL	190.76	E	PDO
1527	IDENTITY THEFT 1ST	20021101	.	PL	190.80	D	PDO
1528	IDENTITY THEFT 2ND DEGREE	20021101	.	PL	190.79	E	PDO
1529	UNLAWFUL POSS PERSONAL ID- 1ST	20021101	.	PL	190.83	D	PDO
1530	UNLAWFUL POSS PERSONAL ID- 2ND	20021101	.	PL	190.82	E	PDO
1531	MONEY LAUNDERING-1ST	20001101	.	PL	470.20	B	PDO
1532	MONEY LAUNDERING-2ND	20001101	.	PL	470.15	C	PDO
1533	MONEY LAUNDERING-3RD	20001101	.	PL	470.10	D	PDO
1534	MONEY LAUNDERING-4TH	20001101	.	PL	470.05	E	PDO
1535	MONEY LAUNDER-SUPPORT TERROR 1	20040723	.	PL	470.24	B	PDO

1536	MONEY LAUNDER-SUPPORT TERROR 2	20040723 .	PL	470.23	C	PDO
1537	MONEY LAUNDER-SUPPORT TERROR 3	20040723 .	PL	470.22	D	PDO
1538	MONEY LAUNDER-SUPPORT TERROR 4	20040723 .	PL	470.21	E	PDO
1539	OBSTRUCT GOVT ADMIN:SPRAY DEV	19961101 .	PL	195.08	D	PDO
1540	INSURANCE FRAUD 1ST	19811101 19861031	PL	176.20	D	PDO
1541	INSURANCE FRAUD 2ND	19811101 19861031	PL	176.15	E	PDO
1544	INSURANCE FRAUD 1ST	19861101 .	PL	176.30	B	PDO
1545	INSURANCE FRAUD 2ND	19861101 .	PL	176.25	C	PDO
1546	INSURANCE FRAUD 3RD	19861101 .	PL	176.20	D	PDO
1547	INSURANCE FRAUD 4TH	19861101 .	PL	176.15	E	PDO
1549	DEFRAUDING THE GOVERNMENT	19861101 .	PL	195.20	E	PDO
1550	ENTERPRISE CORRUPTION	19861101 .	PL	460.20	B	PDO
1551	FALSE RETURN - CORPORATE TAXES	19851101 .	TAX	1805	E	PDO
1552	FRAUD IN SALE OF SECURITIES	19820901 .	GB	352-C	E	PDO
1553	UNAUTH PRACTICE OF PROFESSION	19760823 .	ED	6512	E	PDO
1554	FALSE TAX RETURN - PERSONAL	19851101 .	TAX	1804	E	PDO
1555	REPEAT FAILURE:FILE PERSNL TAX	19851101 .	TAX	1802	E	PDO
1556	MONEY LAUNDERING 1ST	19881101 20001031	PL	470.15	D	PDO
1557	MONEY LAUNDERING 2ND	19881101 20001031	PL	470.10	E	PDO
1558	MISUSE OF FOOD STAMPS	19670901 .	SW	147	E	PDO
1559	CONTRACTS FOR MONOPOLY	19750701 .	GB	341	E	PDO
1560	MOTOR FUEL TAX-FELONY	19851101 .	TAX	1812	E	PDO
1561	REPEATED FAILURE TO FILE CORP	19851101 .	TAX	1803	E	PDO
1562	CIG TAX-POSS/TRANS>20K ILL CIG	20001114 .	TAX	1814	E	PDO
1563	LIEN LAW	19670901 .	LL	079-A	D	PDO
1564	UNAUTH COMM TO SOLICIT CONTRIB	19670901 .	EL	14-126	E	PDO
1565	CIG TAX-ATT TO EVADE OR DEFEAT	19851101 .	TAX	1814	E	PDO
1570	AGGRAVATED INSURANCE FRAUD 4TH	19961009 .	PL	176.35	D	PDO
1580	FALSE RETURNS/REPORTS NYC	19850101 .	AC	11-4004	E	PDO
1581	LEGISLATOR RECEIVING BRIBE	19670901 .	POL	076	D	PDO
1582	UNLAW FEE PAYMT LEG OFF EMPLOY	19670901 .	POL	077	E	PDO
1590	FRAUDULENT PRACTICES	19670901 .	WC	0114	E	PDO
1600	FORGERY 1ST	19670901 .	PL	170.15	C	PDO
1601	CRIM POSS FORGED INST 1ST	19670901 .	PL	170.30	C	PDO
1602	FORGERY 2ND	19670901 .	PL	170.10	D	PDO
1603	CRIM POSS FORGED INST 2ND	19670901 .	PL	170.25	D	PDO
1604	CRIM POSS FORGERY DEVICES	19670901 .	PL	170.40	D	PDO
1608	UNLAW USING SLUGS 1ST	19670901 .	PL	170.60	E	PDO
1609	FORGERY OF VEHICLE ID. NUMBER	19710401 .	PL	170.65	E	PDO
1610	ILLEGAL POSS VEH ID NO PLATE	19710401 .	PL	170.70	E	PDO
1700	ARSON 1ST	19710901 .	PL	150.20	A	VFO
1701	ARSON 2ND	19710901 .	PL	150.15	B	VFO
1702	ARSON 3RD	19710901 .	PL	150.10	C	CVO
1703	ARSON 4TH	19710901 .	PL	150.05	E	CVO
1711	AGGRAVATED USE PYROTECHNICS 1	20031101 .	PL	405.18	D	VFO
1801	PROM PROSTITUTION 1ST	19780901 .	PL	230.32	B	PDO
1802	PROM PROSTITUTION 2ND	19780901 .	PL	230.30	C	PDO
1803	PROM PROSTITUTION 3RD	19780901 .	PL	230.25	D	PDO
1807	PATRONIZING A PROSTITUTE 1ST	19780901 .	PL	230.06	D	CVO
1808	PATRONIZING A PROSTITUTE 2ND	19780901 .	PL	230.05	E	PDO
1814	COMPELLING PROSTITUTION	20051101 .	PL	230.33	B	PDO
1815	SEX TRAFFICKING	20071101 .	PL	230.34	B	PDO
1901	SODOMY 1ST	19670901 20031031	PL	130.50	B	VFO
1902	SODOMY 2ND	19670901 20031031	PL	130.45	D	CVO
1903	SODOMY 3RD	19670901 20031031	PL	130.40	E	CVO
1905	SEXUAL ABUSE 1ST	19670901 .	PL	130.65	D	VFO
1907	INCEST	19670901 20061031	PL	255.25	E	CVO
1910	AGGR SEXUAL ABUSE	19780901 19881031	PL	130.70	B	VFO
1911	AGGR SEXUAL ABUSE 1ST	19881101 .	PL	130.70	B	VFO

1912	AGGR SEXUAL ABUSE 2ND	19881101 .	PL	130.67	C	VFO
1913	AGGRAVATED SEXUAL ABUSE 3RD	19961101 .	PL	130.66	D	VFO
1914	COURSE SEX CONDUCT-CHILD 1ST	19960801 .	PL	130.75	B	VFO
1915	COURSE SEX CONDUCT-CHILD 2ND	19960801 .	PL	130.80	D	VFO
1916	FEMALE GENITAL MUTILATION	19971101 .	PL	130.85	E	CVO
1917	PERSISTENT SEXUAL ABUSE	20010201 .	PL	130.53	E	VFO
1918	FACILIT SEX OFF/CONTROL SUB	20010201 .	PL	130.90	D	PDO
1919	AGGRAVATED SEXUAL ABUSE 4TH	20010201 20070412	PL	130.65-A	E	PDO
1920	AGGRAVATED SEXUAL ABUSE 4TH	20070413 .	PL	130.65-A	E	VFO
1921	CRIM SEXUAL ACT 1ST	20031101 .	PL	130.50	B	VFO
1922	CRIM SEXUAL ACT 2ND	20031101 20070412	PL	130.45	D	CVO
1923	CRIM SEXUAL ACT 3RD	20031101 .	PL	130.40	E	CVO
1924	PREDATORY SEXUAL ASSAULT	20060623 .	PL	130.95	A	CVO
1925	PRED SEX ASSAULT AGAINST CHILD	20060623 .	PL	130.96	A	CVO
1926	INCEST-1ST DEGREE	20061101 .	PL	255.27	B	VFO
1927	INCEST- 2ND DEGREE	20061101 .	PL	255.26	D	CVO
1928	INCEST- 3RD DEGREE	20061101 .	PL	255.25	E	CVO
1929	CRIM SEXUAL ACT 2ND	20070413 .	PL	130.45	D	VFO
1930	FORCIBLE TOUCHING	20010201 .	PL	130.52	A	CVO
1959	SELL/ISSUE NY INSTRMNT W/O LIC	19670901 .	BL	0650	E	PDO
2000	CRIM SALE DANGEROUS DRUG 1ST	19690901 19730831	PL	220.44	A	PDO
2001	CRIM SALE DANGEROUS DRUG 3RD	19670901 19690901	PL	220.30	D	PDO
2003	CRIM POSS DANGEROUS DRUG 5TH	19690901 19830831	PL	220.10	E	PDO
2004	CRIM POSS DANGEROUS DRUG 2ND	19690901 19730831	PL	220.22	B	PDO
2005	CRIM POSS DANGEROUS DRUG 3RD	19670901 19690831	PL	220.20	E	PDO
2006	CRIM POSS DANGEROUS DRUG 3RD	19690901 19730831	PL	220.20	C	PDO
2007	CRIM POSS DANGEROUS DRUG 1ST	19700424 19730831	PL	220.23	A	PDO
2008	USE OF DRUG PARAPHERNALIA 1ST	19670901 .	PL	220.55	D	PDO
2010	CRIM INJECT OF A NARC DRUG	19710901 .	PL	220.46	E	PDO
2011	IMIT CONTROL SUBS-2ND VIOL	19820901 .	PHL	3383	E	PDO
2012	CRIM POSS PRECURSORS	19730901 .	PL	220.60	E	PDO
2013	CRIM SALE CONTR SUBSTANCE 1ST	19730901 .	PL	220.43	A	PDO
2014	CRIM POSS CONTR SUBSTANCE 1ST	19730901 .	PL	220.21	A	PDO
2015	CRIM SALE CONTR SUBSTANCE 2ND	19730901 .	PL	220.41	A	PDO
2016	CRIM POSS CONTR SUBSTANCE 2ND	19730901 .	PL	220.18	A	PDO
2017	CRIM SALE CONTR SUBSTANCE 3RD	19790901 .	PL	220.39	B	PDO
2018	CRIM POSS CONTR SUBSTANCE 3RD	19790901 .	PL	220.16	B	PDO
2019	CRIM SALE CONTR SUBSTANCE 4TH	19730901 19790831	PL	220.37	B	PDO
2020	CRIM POSS CONTR SUBSTANCE 4TH	19730901 19790831	PL	220.12	B	PDO
2021	CRIM SALE CONTR SUBSTANCE 4TH	19790901 .	PL	220.34	C	PDO
2022	CRIM POSS CONTR SUBSTANCE 4TH	19790901 .	PL	220.09	C	PDO
2023	CRIM SALE CONTR SUBSTANCE 5TH	19790901 .	PL	220.31	D	PDO
2024	CRIM POSS CONTR SUBSTANCE 5TH	19790901 .	PL	220.06	D	PDO
2025	CRIM POSS CONTR SUBSTANCE 6TH	19790901 19851031	PL	220.05	E	PDO
2027	CRIM SALE MARIHUANA 1ST	19770729 .	PL	221.55	C	PDO
2028	CRIM POSS MARIHUANA 1ST	19770729 .	PL	221.30	C	PDO
2029	CRIM SALE MARIHUANA 2ND	19770729 .	PL	221.50	D	PDO
2030	CRIM POSS MARIHUANA 2ND	19770729 .	PL	221.25	D	PDO
2031	CRIM SALE MARIHUANA 3RD	19770729 .	PL	221.45	E	PDO
2032	CRIM POSS MARIHUANA 3RD	19770729 .	PL	221.20	E	PDO
2039	CRIM SALE CONTR SUB - SCHOOL	19861101 .	PL	220.44	B	PDO
2040	CRIM SALE PRESCRIPTION	19861101 .	PL	220.65	C	PDO
2041	CRIM POSS METH MANUF MATERIAL1	20051001 .	PL	220.71	E	PDO
2042	CRIM POSS PRECURSORS OF METH	20051001 .	PL	220.72	E	PDO
2043	UNLAWFUL MANUFACTURE METH-3RD	20051001 .	PL	220.73	D	PDO
2044	UNLAWFUL MANUFACTURE METH-2ND	20051001 .	PL	220.74	C	PDO
2045	UNLAWFUL MANUFACTURE METH-1ST	20051001 .	PL	220.75	B	PDO
2046	UNL DISPOSAL METH LAB MATERIAL	20051001 .	PL	220.76	E	PDO
2047	CRIM SALE CONTR SUBS TO CHILD	20091101 .	PL	220.48	B	PDO

2048	OPERATE MAJOR DRUG TRAFFICKER	20091101	.	PL	220.77	A	PDO
2091	CRIM SALE DANGEROUS DRUG 3RD	19690901	19730831	PL	220.35	C	PDO
2092	CRIM SALE CONTR SUBSTANCE 3RD	19730901	19790831	PL	220.39	A	PDO
2093	CRIM POSS CONTR SUBSTANCE 3RD	19730901	19790831	PL	220.16	A	PDO
2094	CRIM SALE DANGEROUS DRUG 2ND	19690901	19730831	PL	220.40	B	PDO
2095	CRIM POSS DANGEROUS DRUG 2ND	19670901	19690901	PL	220.15	D	PDO
2096	CRIM SALE DANGEROUS DRUG 2ND	19670901	19690831	PL	220.35	C	PDO
2097	CRIM POSS DANGEROUS DRUG 4TH	19690901	19730831	PL	220.15	D	PDO
2098	CRIM POSS CONTRL SUBST-6TH	19730901	19790831	PL	220.06	D	PDO
2099	CRIM SALE DANGEROUS DRUG 4TH	19690901	19730831	PL	220.30	D	PDO
2100	CRIM POSS WEAP 1ST	19740901	.	PL	265.04	B	VFO
2101	CRIM POSS WEAP 3RD SUB 4-8 VFO	19740901	.	PL	265.02	D	VFO
2102	MFG/TRANS/ETC DANGEROUS WEAPON	19670901	.	PL	265.10	D	CVO
2103	PROHIBITED USE OF WEAPONS	19670901	.	PL	265.35	D	CVO
2104	PROHIBITED USE OF WEAPONS	19740901	.	PL	265.35	E	CVO
2108	CRIM POSS WEAP 2ND	19780901	.	PL	265.03	C	VFO
2109	POSSESS DANGEROUS WEAPON-FEL	19670901	19740831	PL	265.05	D	VFO
2111	CRIM POSS WEAP 3RD SUB 1,2,3	19740901	.	PL	265.02	D	CVO
2116	CRIM SALE OF FIREARM 3RD-DEG	20051221	.	PL	265.11	D	VFO
2117	CRIM SALE FIREARM 1ST-DEG	19991101	.	PL	265.13	B	VFO
2118	CRIM SALE OF FIREARM 2ND-DEG	19991101	.	PL	265.12	C	VFO
2119	CRIM SALE OF FIREARM 3 PRE-06	19991101	20051220	PL	265.11	D	CVO
2120	CRIM SALE FIREARM/AID MINOR	19991101	.	PL	265.14	C	VFO
2121	CRIM USE OF FIREARMS 1ST	19800812	.	PL	265.09	B	VFO
2122	CRIM USE OF FIREARMS 2ND	19800812	.	PL	265.08	C	VFO
2123	CRIM SALE FIREARM 1ST	19800812	19911031	PL	265.12	D	VFO
2124	CRIM SALE FIREARMS 2ND	19800812	19911031	PL	265.11	E	CVO
2125	UNLAW WEARING BODY VEST	19841101	.	PL	270.20	E	CVO
2126	POSSESS EXPLOSIVES W O LIC	19840901	.	LAB	458	D	PDO
2127	CRIM SALE FIREARM 1ST DEG	19911101	19991031	PL	265.13	C	VFO
2128	CRIM SALE FIREARM 2ND DEG	19911101	19991031	PL	265.12	D	VFO
2129	CRIM SALE FIREARM 3RD DEG	19911101	19991031	PL	265.11	E	CVO
2130	CRIM SALE FIREARM/AID OF MINOR	19911101	19991031	PL	265.14	D	VFO
2131	ILGL STORAGE OF EXPLOSIVES	19840901	.	LAB	453	E	PDO
2132	ILGL CONSTR/MAINT OF MAGAZINE	19840901	.	LAB	454	E	PDO
2140	CRIM SALE FIREARM TO A MINOR	19991101	.	PL	265.16	C	CVO
2141	FLEE OFFICER IN MOTOR VEH- 2ND	20061101	.	PL	270.30	E	CVO
2142	FLEE OFFICER IN MOTOR VEH- 1ST	20061101	.	PL	270.35	D	CVO
2202	DWI:ALCOHOL OR DRUGS 2 OFF	19881101	.	VTL	1192	E	PDO
2203	DWI:ALCOHOL OR DRUGS 3RD OFF	19961101	.	VTL	1192	D	PDO
2204	AGGRAV DWI:1 PRIOR CONV-10 YRS	20061101	.	VTL	1192	E	PDO
2205	AGGRAV DWI:2 PRIOR CONV-10 YRS	20061101	.	VTL	1192	D	PDO
2300	OBSCENITY 2ND	19820901	.	PL	235.06	E	PDO
2301	OBSCENITY 1ST	19820901	.	PL	235.07	D	PDO
2302	DISSEM INDECENT MAT. TO MINORS	19690901	19961031	PL	235.21	E	PDO
2306	DISSEM INDECENT MAT MINOR 1ST	19961101	.	PL	235.22	D	PDO
2307	DISSEM INDECENT MAT MINOR 2ND	19961101	.	PL	235.21	E	PDO
2400	ABANDONMENT OF CHILD	19670901	.	PL	260.00	E	CVO
2402	NON-SUPPORT CHILD 1ST DEGREE	19970901	.	PL	260.06	E	PDO
2501	USE OF CHILD IN A SEXUAL PERF	19771109	.	PL	263.05	C	CVO
2502	PROM OBSCENE SEX PERF BY CHILD	19771109	.	PL	263.10	D	CVO
2503	PROM SEXUAL PERF BY A CHILD	19771109	.	PL	263.15	D	CVO
2507	POSS OBSCENE SEX PERF BY CHILD	19961101	.	PL	263.11	E	CVO
2508	POSS A SEX PERF BY A CHILD	19961101	.	PL	263.16	E	CVO
2509	FACILITATE SEX PERFRM BY CHILD	20081101	.	PL	263.30	B	CVO
2511	ENDANG VUL/ELDER:1ST DEGREE	19981101	.	PL	260.34	D	CVO
2512	ENDANG VUL/ELDER: 2ND DEGREE	19981101	.	PL	260.32	E	CVO
2600	MFG/SALE ILLICIT ALC BEV SUBSQ	19670901	.	ABC	155	E	PDO
2705	ANIMAL FIGHTING-FELONY	19841101	.	AM	351	E	PDO

2706	THEFT OF SERVICES	19921101 .	PL	165.15	E	PDO
2802	DRIV IMP/DRUGS-SUBSQ OFFENSE	19881101 .	VTL	1192	E	PDO
2803	DRIV IMP/DRUGS 3RD OFF	19961101 .	VTL	1192	D	PDO
2903	LV SCENE OF ACC W/O REPORTING	19800901 .	VTL	0600	E	PDO
2904	AGGR UNLIC OPER VTL511.3 1ST	19851101 .	VTL	0511	E	PDO
2905	UNLICENSED VEHICLE DISMANTLING	19841101 19961031	PL	165.10	E	PDO
2906	SELL MV/TRLR/PART W/CHANG NUMB	19830727 .	VTL	0421	E	PDO
2907	MAKE FALSE REPORT RE STOLEN MV	19670901 .	VTL	0426	E	PDO
2908	OFFENSES RE CERT OF TITLE	19720701 .	VTL	2130	E	PDO
2909	UNLAW VEHICLE DISMANTLER	19800901 .	VTL	0415-A	E	PDO
2910	LV SCENE OF ACCIDENT - DEATH	20051101 .	VTL	0600	D	PDO
3009	FALSELY REPORTING INCIDENT 1ST	19770901 20010916	PL	240.00	E	PDO
3010	PLACING A FALSE BOMB-1ST	19991201 20010916	PL	240.62	E	PDO
3011	FALSELY REPORTING INCIDENT-1ST	20010917 .	PL	240.60	D	VFO
3012	FALSELY REPORTING INCIDENT-2ND	20010917 .	PL	240.55	E	VFO
3013	AGGR HARASSMENT 1ST	19820901 .	PL	240.31	E	PDO
3014	CRIM NUISANCE 1ST	19891101 .	PL	240.46	E	PDO
3015	AGG HAR:EMPLOYEE BY INMATE	19960607 .	PL	240.32	E	PDO
3016	PLACING FALSE BOMB	20010917 .	PL	240.63	D	VFO
3017	PLACE FALSE BOMB-1ST	20010917 .	PL	240.62	D	VFO
3018	PLACE FALSE BOMB-2ND	20010917 .	PL	240.61	E	VFO
3021	HINDER PROSECUTION TERRORISM 1	20010917 .	PL	490.35	B	VFO
3022	HINDER PROSECUTION TERRORISM 2	20010917 .	PL	490.30	C	VFO
3023	SUPPORT ACT OF TERRORISM 1ST	20010917 .	PL	490.15	C	VFO
3024	SUPPORT ACT OF TERRORISM 2ND	20010917 .	PL	490.10	D	VFO
3025	MAKE TERRORISTIC THREAT	20010917 .	PL	490.20	D	VFO
3031	CRIM USE CHEM/BIOLOG WEAPON-1ST	20040727 .	PL	490.55	A	VFO
3032	CRIM USE CHEM/BIOLOG WEAPON-2ND	20040727 .	PL	490.50	A	VFO
3033	CRIM USE CHEM/BIOLOG WEAPON-3RD	20040727 .	PL	490.47	B	VFO
3034	CRIM POSS CHEM/BIOLOG WEAPON-1ST	20040727 .	PL	490.45	A	VFO
3035	CRIM POSS CHEM/BIOLOG WEAPON-2ND	20040727 .	PL	490.40	B	VFO
3036	CRIM POSS CHEM/BIOLOG WEAPON-3RD	20040727 .	PL	490.37	C	VFO
3301	PROM GAMB LOTT/POLICY 1ST	19670901 .	PL	225.10	E	PDO
3302	PROM GAMB BOOKMAKING 1ST	19670901 .	PL	225.10	E	PDO
3303	POSS GAMB RCDS LOTT/POLICY 1ST	19670901 .	PL	225.20	E	PDO
3304	POSS GAMB RCDS BOOKMAKING 1ST	19670901 .	PL	225.20	E	PDO
3401	CRIM MISCHIEF 2ND	19710901 .	PL	145.10	D	PDO
3402	CRIM MISCHIEF 3RD	19710901 .	PL	145.05	E	PDO
3404	CRIM TAMPERING 1ST	19670901 .	PL	145.20	D	PDO
3406	CRIM MISCHIEF 1ST	19710901 .	PL	145.12	B	PDO
3409	TAMPER W/ CONSUMER PROD 1ST	19861101 .	PL	145.45	E	PDO
3410	CEMETERY DESECRATION 1ST	19971101 .	PL	145.23	E	PDO
3501	CRIM TRESPASS 1ST	19690901 .	PL	140.17	D	PDO
3601	UNLAW POSS MEDICAL WASTE 1ST	19890707 .	ECL	71-4404	E	PDO
3602	UNLAW POSS HAZARDOUS WASTE 2ND	19810721 .	ECL	71-2707	E	PDO
3603	WILLFULLY SETS FOREST FIRE	19720901 .	ECL	09-1105	E	PDO
3604	ENDNGR PUB HLTH/SFTY/ENVRT 3RD	19861101 .	ECL	71-2712	E	PDO
3605	UNLAW RELEASE MED WASTE 2ND	19890722 .	ECL	71-4407	E	PDO
3606	RELEASE OF SOLID WASTE 2ND OFF	19960101 .	ECL	71-2703	E	PDO
3607	ENDNGR PUB HLTH/SFTY/ENVRT 1ST	19861101 .	ECL	71-2714	C	PDO
3901	ESCAPE 1ST	19670901 .	PL	205.15	D	PDO
3902	ESCAPE 2ND	19670901 .	PL	205.10	E	PDO
3904	ABSCOND FROM TEMP RELEASE 1ST	19720621 .	PL	205.17	E	PDO
3907	PROM PRISON CONTRABAND 1ST	19670901 .	PL	205.25	D	PDO
3909	HINDERING PROSECUTION 1ST	19670901 .	PL	205.65	D	PDO
3910	HINDERING PROSECUTION 2ND	19670901 .	PL	205.60	E	PDO
3912	ABSCOND COMMUNITY TREAT FAC	19860724 .	PL	205.19	E	PDO
4001	KIDNAPPING 1ST	19670901 .	PL	135.25	A	VFO
4002	KIDNAPPING 2ND	19670901 .	PL	135.20	B	VFO

4003	UNLAW IMPRISONMENT 1ST	19670901 .	PL	135.10	E	CVO
4004	CUSTODIAL INTERFERENCE 1ST	19670901 .	PL	135.50	E	CVO
4005	SUBSTITUTION OF CHILDREN	19670901 .	PL	135.55	E	CVO
4006	COERCION 1ST	19670901 .	PL	135.65	D	CVO
4010	BODY STEALING	19670901 20061031	PHL	4216	E	PDO
4011	BODY STEALING	20061101 .	PHL	4216	D	PDO
4012	OPENING GRAVES	19971101 20061031	PHL	4218	E	PDO
4200	AGG. CRIMINAL CONTEMPT	19960901 .	PL	215.52	D	PDO
4201	BAIL JUMPING 2ND	19830908 .	PL	215.56	E	PDO
4202	TAMPER W/ PHYS EVIDENCE	19670901 .	PL	215.40	E	PDO
4203	CRIM CONTEMPT 1ST	19720901 .	PL	215.51	E	PDO
4204	UNLAW GRAND JURY DISCLOSURE	19770719 .	PL	215.70	E	PDO
4215	TAMPER W/ A WITNESS 3RD	19820901 .	PL	215.11	E	PDO
4216	TAMPER W/ A WITNESS 1ST	19820901 .	PL	215.13	B	PDO
4217	TAMPER W/ A WITNESS 2ND	19820901 .	PL	215.12	D	PDO
4218	BAIL JUMPING 1ST	19830908 .	PL	215.57	D	PDO
4300	BIGAMY	19670901 .	PL	255.15	E	PDO
4601	PERJURY 1ST	19670901 .	PL	210.15	D	PDO
4602	PERJURY 2ND	19670901 .	PL	210.10	E	PDO
4603	MAKE APP SWORN FALSE STATE 1ST	19670901 .	PL	210.40	E	PDO
4800	BRIBERY 2ND	19730901 19861031	PL	200.00	D	PDO
4801	BRIBERY 1ST	19730901 .	PL	200.04	B	PDO
4802	BRIBE REC 1ST	19730901 .	PL	200.12	B	PDO
4803	REWARDING OFF. MISCONDUCT 1ST	19730901 .	PL	200.22	C	PDO
4804	BRIBE REC 2ND	19730901 19861031	PL	200.10	D	PDO
4805	REC. REW., OFF. MISCONDUCT 1ST	19730901 .	PL	200.27	C	PDO
4806	REWARDING OFF. MISCONDUCT 2ND	19730901 .	PL	200.20	E	PDO
4807	REC. REW., OFF. MISCONDUCT 2ND	19730901 .	PL	200.25	E	PDO
4808	BRIBE REC BY A JUROR	19670901 .	PL	215.20	D	PDO
4809	BRIBE REC BY A WITNESS	19670901 .	PL	215.05	D	PDO
4810	BRIBING A JUROR	19851101 .	PL	215.19	D	PDO
4811	BRIBING A WITNESS	19670901 .	PL	215.00	D	PDO
4812	SPORTS BRIBING	19670901 .	PL	180.40	D	PDO
4813	SPORTS BRIBE RECEIVING	19670901 .	PL	180.45	E	PDO
4814	COMMERCIAL BRIBING 1ST	19830901 .	PL	180.03	E	PDO
4815	COMMERCIAL BRIBE REC 1ST	19830901 .	PL	180.08	E	PDO
4818	BRIBING A LABOR OFFICIAL	19670901 .	PL	180.15	D	PDO
4819	BRIBE REC BY A LABOR OFFICIAL	19670901 .	PL	180.25	D	PDO
4820	BRIBE GIVING FOR PUBLIC OFFICE	19670901 .	PL	200.45	D	PDO
4821	BRIBE REC FOR PUBLIC OFFICE	19670901 .	PL	200.50	D	PDO
4826	TAMPER W/ SPORTS CONTEST 1ST	19820926 .	PL	180.51	E	PDO
4827	IMP INTGRTY PARIMUTUEL BET 2ND	19820926 .	PL	180.52	E	PDO
4828	IMP INTGRTY PARIMUTUEL BET 1ST	19820926 .	PL	180.53	D	PDO
4829	INTIMIDATN, VICTIM/WITNESS 2ND	19851101 .	PL	215.16	D	VFO
4830	INTIMIDATN, VICTIM/WITNESS 3RD	19851101 .	PL	215.15	E	PDO
4831	BRIBERY 2ND	19861101 .	PL	200.03	C	PDO
4832	BRIBERY 3RD	19861101 .	PL	200.00	D	PDO
4833	BRIBE REC 2ND	19861101 .	PL	200.11	C	PDO
4834	BRIBE REC 3RD	19861101 .	PL	200.10	D	PDO
4835	INTIMIDATN, VICTIM/WITNESS 1ST	19851101 .	PL	215.17	B	VFO
5301	CRIM DIVERSION PRESCRIP-1ST	19951101 .	PL	178.25	C	PDO
5302	CRIM DIVERSION PRESCRIP-2ND	19951101 .	PL	178.20	D	PDO
5303	CRIM DIVERSION PRESCRIP-3RD	19951101 .	PL	178.15	E	PDO
5400	EAVESDROPPING	19670901 .	PL	250.05	E	PDO
5407	UNLAWFUL SURVEILLANCE 1ST	20030811 .	PL	250.50	D	PDO
5408	UNLAW SURVEILLANCE 2ND(SUB 1)	20030811 .	PL	250.45	E	PDO
5409	UNLAW SURVEILLANCE 2ND(2,3,4)	20030811 .	PL	250.45	E	PDO
5410	DISSEM UNLAW SURV IMAGE 1ST	20030811 .	PL	250.60	E	PDO
6001	RIOT 1ST	19670901 .	PL	240.06	E	PDO

6002	CRIM ANARCHY	19670901 .	PL	240.15	E	PDO
6400	CONSPIRACY 1ST	19730901 19780831	PL	105.15	B	PDO
6401	CONSPIRACY 1ST	19780901 .	PL	105.17	A	VFO
6402	CONSPIRACY 2ND	19780901 .	PL	105.15	B	PDO
6403	CONSPIRACY 3RD	19780901 .	PL	105.13	D	PDO
6404	CONSPIRACY 4TH	19780901 .	PL	105.10	E	PDO
6500	CRIM SOLICITATION 1ST	19780901 .	PL	100.13	C	PDO
6501	CRIM SOLICITATION 2ND	19780901 .	PL	100.10	D	PDO
6502	CRIM SOLICITATION 3RD	19780901 .	PL	100.08	E	PDO
6600	CRIM FACILITATION 1ST	19780901 .	PL	115.08	B	PDO
6601	CRIM FACILITATION 2ND	19780901 .	PL	115.05	C	PDO
6602	CRIM FACILITATION 3RD	19780901 .	PL	115.01	E	PDO
6700	UNAUTH TRANSFER OF RECD SOUND	19901101 .	PL	275.10	E	PDO
6704	FAIL DISCLOSE ORIGIN REC-1ST	19901101 .	PL	275.40	E	PDO
6705	UNAUTH RECORDING-1ST:ADV SALE	19901101 .	PL	275.30	E	PDO
7001	JO - AGG SEXUAL ABUSE 1ST	19881101 .	PL	130.70	B	VFO
7002	JO - ARSON 1ST	19710901 .	PL	150.20	A	VFO
7003	JO - ARSON 2ND	19710901 .	PL	150.15	B	VFO
7004	JO - ASSAULT 1ST	19670901 19961031	PL	120.10	C	VFO
7005	JO - BURGLARY 1ST	19670901 .	PL	140.30	B	VFO
7006	JO - BURGLARY 2ND	19670901 .	PL	140.25	C	VFO
7007	JO - KIDNAPPING 1ST	19670901 .	PL	135.25	A	VFO
7008	JO - MANSLAUGHTER 1ST	19670901 .	PL	125.20	B	VFO
7009	JO - MURDER 2ND	19740901 .	PL	125.25	A	VFO
7010	JO - RAPE 1ST	19670901 .	PL	130.35	B	VFO
7011	JO - ROBBERY 1ST	19670901 .	PL	160.15	B	VFO
7012	JO - ROBBERY 2ND	19670901 .	PL	160.10	C	VFO
7013	JO - SODOMY 1ST	19670901 20031031	PL	130.50	B	VFO
7014	JO - ASSAULT 1ST DEGREE	19961101 .	PL	120.10	B	VFO
7015	JO - CRIM POSS WEAP 2ND SCHOOL	19981101 .	PL	265.03	C	VFO
7016	JO - CRIM POSS WEAP 3RD SCHOOL	19981101 .	PL	265.02	D	VFO
7017	JO - CRIMINAL SEXUAL ACT 1ST	20031101 .	PL	130.50	B	VFO
8001	YO - MURDER	19841128 .				VFO
8002	YO - MANSLAUGHTER	19841128 .				VFO
8003	YO - CRIM NEGLIGENT HOMICIDE	19841128 .				CVO
8004	YO - RAPE	19841128 .				VFO
8005	YO - ROBBERY	19841128 .				VFO
8006	YO - ASSAULT	19841128 .				VFO
8007	YO - BURGLARY	19841128 .				VFO
8010	YO - GRAND LARCENY (NOT AUTO)	19841128 .				PDO
8013	YO - GRAND LARCENY (AUTO)	19841128 .				PDO
8014	YO - CRIM POSS STOLEN PROP	19841128 .				PDO
8015	YO - FRAUD	19841128 .				PDO
8016	YO - FORGERY	19841128 .				PDO
8017	YO - ARSON	19841128 .				CVO
8018	YO - PROMOTING PROSTITUTION	19841128 .				PDO
8019	YO - SODOMY/ SEXUAL ABUSE	19841128 20031031				VFO
8020	YO - DRUG OFFENSE	19841128 .				PDO
8021	YO - DANGEROUS WEAPONS	19841128 .				VFO
8022	YO - DRIVING WHILE INTOXICATED	19841128 .				PDO
8024	YO - ABANDMNT/NONSUPPORT CHILD	19841128 .				CVO
8026	YO - MFG/SALE ILLICIT ALC BEV	19841128 .				PDO
8028	YO - DRIVING WHILE IMP/DRUGS	19841128 .				PDO
8033	YO - PROG GAMB LOTTERY/POLICY	19841128 .				PDO
8034	YO - CRIMINAL MISCHIEF	19841128 .				PDO
8035	YO - CRIMINAL TRESPASS	19841128 .				PDO
8039	YO - ESC/ABS, RES. ARREST	19841128 .				PDO
8040	YO - KIDNAPPING	19841128 .				VFO
8042	YO - TAMPERING WITH A WITNESS	19900110 .				PDO

8044	YO - CRIM SEXUAL ACT/SEX ABUSE	20031101	.					VFO
9501	ROBBERY 1ST (PRIOR 9/1/78)	19670901	19780831	PL	160.15	B		VFO
9502	ROBBERY 2ND (PRIOR 9/1/78)	19670901	19780831	PL	160.10	C		VFO
9503	RAPE 1ST (PRIOR 9/1/78)	19670901	19780831	PL	130.35	B		VFO
9504	SODOMY-1ST (PRIOR 9/1/78)	19670901	19780831	PL	130.50	B		VFO
9506	CRIM POSS WEAPON 2 PRE-9/1/78	19740901	19780831	PL	265.03	C		VFO
9507	MANSLAUGHTER 1ST(PRIOR 9/1/78)	19670901	19780831	PL	125.20	B		VFO
9508	BURGLARY 1ST (PRIOR 9/1/78)	19670901	19780831	PL	140.30	B		VFO
9509	MURDER 2ND PRE-9/1/78	19670901	19780831	PL	125.25	A		VFO

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