

NEW YORK STATE DEPARTMENT OF CORRECTIONS & COMMUNITY SUPERVISION



Research In Brief *Early Conditional Parole For Deportation Only (ECPDO) - 2012*



- Under the provisions of the Sentencing Reform Act of 1995, foreign-born inmates who are committed for a non-violent felony offense and have a final order of deportation are eligible to be considered for release by the Parole Board prior to the completion of their minimum term of imprisonment for purposes of deportation only. These pre-parole eligibility releases are referred to as Early Conditional Parole for Deportation Only (ECPDO) releases.

ECPDO RELEASES BY FELONY CLASSIFICATION				
Felony Class*	1995-1999	2000-2004	2005-2012	Total
A-1	140	35	24	199
A-2	417	418	340	1,175
B	216	142	220	578
C	111	37	36	184
D	74	10	28	112
E	16	1	7	24
YOUTHFUL OFFENDER**	0	0	1	1
Total	974	643	656	2,273

* Class A-1 felonies are the most serious and Class E felonies are the least serious.
** Youthful Offenders who are legal permanent residents cannot be deported based upon their felony conviction however, Youthful Offenders who are illegal aliens can be deported on the basis of their illegal status.

- There were 166 ECPDO releases from Department custody in calendar years 2010 - 2012. The total number of ECPDO releases between the beginning of the program (July 1, 1995) and December 31, 2012 was 2,273.

ESTIMATED COST SAVINGS FOR EARLY CONDITIONAL PAROLE FOR DEPORTATION ONLY RELEASES

- Between 1995 and 2009, 2,107 non-violent foreign-born inmates were released on average 27.3 months prior to the completion of their minimum term of imprisonment. The 166 cases released between 2010-2012 were released 20 months early.

EARLY RELEASE PRIOR TO PE DATE	ECPDO
Time Frame	January 1, 1995 - December 31, 2009
Early Releases	2,107
Average Savings Per Release to PE Date In Months	27.3
Annual Cost Per Inmate	\$29,000
Operational Savings	\$139,009,325
Monthly Capital Cost Per Bed	\$363
Capital Construction Avoidance Savings*	\$12,127,830
COMBINED SAVINGS	\$151,137,155
Time Frame	January 1, 2010 - December 31, 2012
Early Releases	166
Average Savings Per Release to PE Date in Months	20.5
Marginal Cost Savings Per Inmate Per Month***	\$1,500
Operational Savings	\$5,104,500
Bed Savings**	89
Total Savings January 1, 1995 - December 31, 2012	\$156,241,655

- It is estimated that the ECPDO program has resulted in a \$156 million savings in operating and capital costs as of December 31, 2012.

* Capital Construction Avoidance is calculated from 1995 through 2000.
** As of December 31, 2012
*** Based on work done by DCJS Research on the Results First Project