

State of New York
Department of Correctional Services

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Statistical Overview
Year 2009 Discharges



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**Statistical Overview
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Statistical Overview

Year 2009 Discharges

This document describes the characteristics of inmates discharged from the New York State Department of Correctional Services during calendar year 2009 (N=25,976). The report concentrates on inmates released into the community for the first time on their current sentence (N=16,406), as opposed to those released after a return to prison for violating conditions of parole or post release supervision. This overview presents information on length of time served in custody according to various legal history criteria such as commitment offense, felony class, category of commitment offense and minimum sentence length. For comparative purposes, two tables show trends in time served in custody across the years 2005 through 2009.

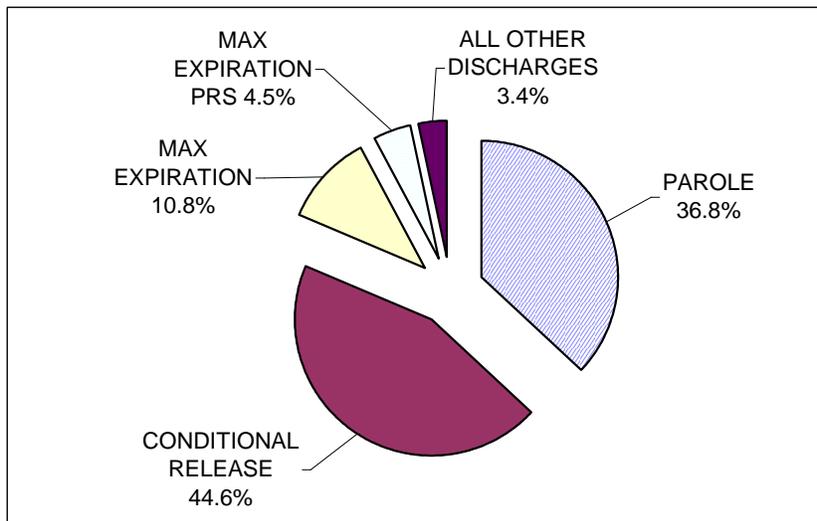
Section 1: TYPE OF RELEASE

There were a total of 25,976 releases from the facilities of the Department of Correctional Services during 2009 (see Table 1). Of the total releases, 9,567 (37%) were individuals released to parole supervision as a result of Parole Board decisions, another 11,576 (45%) were released to parole supervision after reaching their conditional release date, and 2,795 (11%) were released with no further supervision as a result of serving time until the maximum expiration of their sentence. There were also 1,167 (4%) offenders who reached the maximum expiration of their sentence, but were required to have Post Release Supervision in the community. The sum of these four release types, 25,105, is considered to be the number of releases to the community.

TABLE 1
RELEASE TYPE BY INMATE GENDER
2009 RELEASES FROM NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

RELEASE TYPE	MALE		FEMALE		TOTAL	
	#	%	#	%	#	%
PAROLE	8,817	36.3%	750	44.9%	9,567	36.8%
CONDITIONAL RELEASE	10,912	44.9%	664	39.7%	11,576	44.6%
MAXIMUM EXPIRATION	2,651	10.9%	144	8.6%	2,795	10.8%
MAX EXPIRATION PRS	1,107	4.6%	60	3.6%	1,167	4.5%
TRANSFER OTHER AGENCY	438	1.8%	29	1.7%	467	1.8%
COURT ORDER DISCHARGE	113	0.5%	8	0.5%	121	0.5%
ESCAPE	1	0.0%	0	0.0%	1	0.0%
ABSCONDENCE	56	0.2%	5	0.3%	61	0.2%
TEMP REL ARREST	44	0.2%	1	0.1%	45	0.2%
DEATH	135	0.6%	6	0.4%	141	0.5%
OTHER RELEASE	30	0.1%	5	0.3%	35	0.1%
TOTAL	24,304	100.0%	1,672	100.0%	25,976	100.0%

Figure 1
Type of Release
(2009 Total Releases, N=25,976)

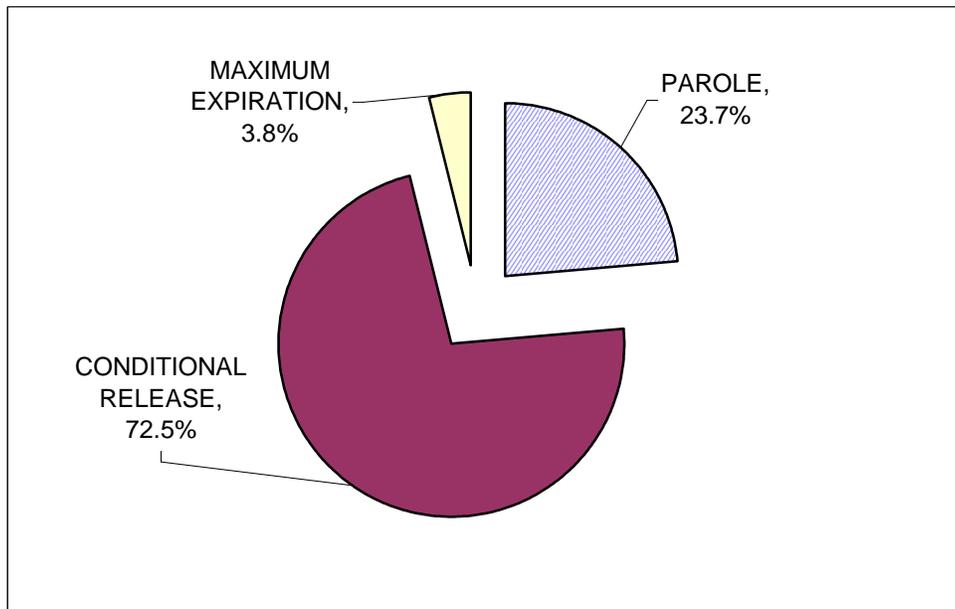


The tables in subsequent sections of this report are based on the 16,406 inmates who were released to the community for the **first time** on their current sentence due to release by the Board of Parole (3,887), release resulting from reaching their conditional release date, including maximum expiration with post release supervision (11,897), or release based on reaching maximum expiration of sentence (622) (see Table 1-A).

TABLE 1A
 FIRST RELEASE TYPE
 2009 FIRST RELEASES FROM NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

RELEASE YEAR	RELEASE TYPE						TOTAL	
	PAROLE		CONDITIONAL RELEASE		MAXIMUM EXPIRATION			
	#	%	#	%	#	%	#	%
2009	3,887	23.7%	11,897	72.5%	622	3.8%	16,406	100.0%

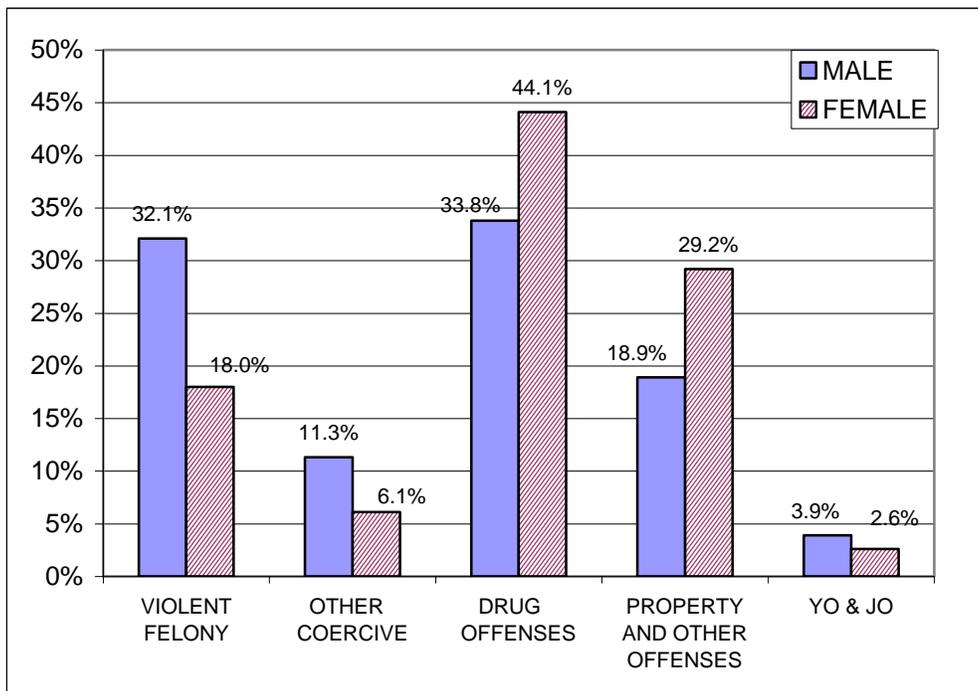
Figure 1A
Type of Release
(2009 First Release Population, N=16,406)



Section 2: COMMITMENT OFFENSE BY GENDER

Seven percent (1,088) of first releases were women and 93% (15,318) were men.¹ A larger proportion of men released in 2009 (32%) were committed for violent felonies than women (18%). Conversely, a larger proportion of women released were committed for drug offenses and property offenses (44% and 29%, respectively) than were men (34% and 19%, respectively) (see Figure 2).

Figure 2
Commitment Offense by Inmate Gender
(Year 2009 First Releases, N=16,406)



¹ As of December 31, 2009, only 4% of the under custody population, which totaled 58,378, were women offenders (N= 2,480).

Of the 16,406 first releases in 2009, 31% (5,114) were committed for violent felony offenses, 11% (1,795) for other coercive offenses, 34% (5,657) for drug offenses, 20% (3,213) for property and other types of offenses, and 4% (627) as Youthful or Juvenile Offenders (see Table 2).

TABLE 2
COMMITMENT OFFENSE BY INMATE GENDER
2009 FIRST RELEASES

COMMITMENT OFFENSE	MALE		FEMALE		TOTAL	
	#	%	#	%	#	%
VIOLENT FELONY						
MURDER	170	1.1%	5	0.5%	175	1.1%
ATTEMPTED MURDER	153	1.0%	5	0.5%	158	1.0%
MANSLT 1ST,AG 2ND	204	1.3%	12	1.1%	216	1.3%
RAPE 1ST	155	1.0%	1	0.1%	156	1.0%
ROBBERY 1ST	740	4.8%	20	1.8%	760	4.6%
ROBBERY 2ND	861	5.6%	41	3.8%	902	5.5%
ASSAULT 1ST	248	1.6%	24	2.2%	272	1.7%
ASSAULT 2ND	479	3.1%	35	3.2%	514	3.1%
BURGLARY 1ST	111	0.7%	2	0.2%	113	0.7%
BURGLARY 2ND	654	4.3%	28	2.6%	682	4.2%
ARSON 1ST,2ND	18	0.1%	4	0.4%	22	0.1%
SODOMY 1ST	113	0.7%	2	0.2%	115	0.7%
SEX.AB-1ST,AG.2	239	1.6%	1	0.1%	240	1.5%
WEAPONS OFFENSES	730	4.8%	13	1.2%	743	4.5%
KIDNAPPING 1ST,2ND	33	0.2%	2	0.2%	35	0.2%
OTHER VFO SEX OFF	1	0.0%	0	0.0%	1	0.0%
OTHER VIOLENT FELONIES	9	0.1%	1	0.1%	10	0.1%
SUBTOTAL	4,918	32.1%	196	18.0%	5,114	31.2%
OTHER COERCIVE						
MANSLAUGHTER 2ND	47	0.3%	5	0.5%	52	0.3%
OTHER HOMICIDE	29	0.2%	0	0.0%	29	0.2%
ROBBERY 3RD	484	3.2%	24	2.2%	508	3.1%
ATT ASSAULT 2ND	204	1.3%	16	1.5%	220	1.3%
CONSPIRACY 2,3,4	120	0.8%	4	0.4%	124	0.8%
OTHER WEAPONS	264	1.7%	3	0.3%	267	1.6%
OTHER SEX OFFENSES	404	2.6%	5	0.5%	409	2.5%
OTHER COERCIVE	177	1.2%	9	0.8%	186	1.1%
SUBTOTAL	1,729	11.3%	66	6.1%	1,795	10.9%
DRUG OFFENSES						
DRUG SALE	2,780	18.1%	325	29.9%	3,105	18.9%
DRUG POSSESSION	2,397	15.6%	155	14.2%	2,552	15.6%
SUBTOTAL	5,177	33.8%	480	44.1%	5,657	34.5%
PROPERTY AND OTHER OFFENSES						
BURGLARY 3RD	870	5.7%	29	2.7%	899	5.5%
GRAND LARCENY	549	3.6%	115	10.6%	664	4.0%
FORGERY	217	1.4%	65	6.0%	282	1.7%
STOLEN PROPERTY	207	1.4%	21	1.9%	228	1.4%
DRIVE INTOXICATED	498	3.3%	38	3.5%	536	3.3%
CONTEMPT 1ST	162	1.1%	3	0.3%	165	1.0%
ALL OTHER FELONIES	392	2.6%	47	4.3%	439	2.7%
SUBTOTAL	2,895	18.9%	318	29.2%	3,213	19.6%
YO & JO						
YOUTHFUL OFFENDER	576	3.8%	27	2.5%	603	3.7%
JUVENILE OFFENDER	23	0.2%	1	0.1%	24	0.1%
SUBTOTAL	599	3.9%	28	2.6%	627	3.8%
GRAND TOTAL	15,318	100.0%	1,088	100.0%	16,406	100.0%

Section 3: *TIME SERVED BY COMMITMENT OFFENSE*

The average "total time served" (i.e., state time plus jail time) for first releases in 2009 was 45 months and the median was 30 months. The average "state time only" for these releases was 38 months and the median was 23 months (see Table 3).

TABLE 3
COMMITMENT OFFENSE BY TIME SERVED
2009 FIRST RELEASES

COMMITMENT OFFENSE	NUMBER	STATE TIME SERVED IN MONTHS		TOTAL(STATE+JAIL) TIME SERVED IN MONTHS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN
VIOLENT FELONY					
MURDER	175	290.8	294.3	303.4	300.6
ATTEMPTED MURDER	158	113.6	94.8	124.8	102.8
MANSULT 1ST,AG 2ND	216	147.5	156.6	162.9	168.0
RAPE 1ST	156	116.3	99.3	125.6	108.0
ROBBERY 1ST	760	88.7	71.7	98.7	82.2
ROBBERY 2ND	902	41.7	31.6	49.6	38.9
ASSAULT 1ST	272	63.8	57.8	74.5	69.9
ASSAULT 2ND	514	28.4	23.5	37.1	30.8
BURGLARY 1ST	113	93.6	77.4	103.6	82.7
BURGLARY 2ND	682	45.9	37.3	53.7	42.9
ARSON 1ST,2ND	22	78.5	48.7	87.6	52.9
SODOMY 1ST	115	94.7	87.0	102.7	95.9
SEX.AB-1ST,AG.2	240	43.5	34.2	51.0	41.0
WEAPONS OFFENSES	743	34.1	25.8	41.8	32.6
KIDNAPPING 1ST,2ND	35	109.1	83.8	120.0	95.9
OTHER VFO SEX OFF	1	2.9	2.9	14.9	14.9
OTHER VIOLENT FELONIES	10	27.6	14.0	37.1	20.4
SUBTOTAL	5,114	68.5	44.0	77.6	51.3
OTHER COERCIVE					
MANSLAUGHTER 2ND	52	93.2	84.9	101.4	97.8
OTHER HOMICIDE	29	32.5	30.7	35.1	32.0
ROBBERY 3RD	508	26.8	21.9	33.6	29.9
ATT ASSAULT 2ND	220	21.8	20.7	28.6	24.0
CONSPIRACY 2,3,4	124	35.0	18.0	47.4	27.7
OTHER WEAPONS	267	23.6	19.6	30.1	23.9
OTHER SEX OFFENSES	409	34.0	27.5	40.3	32.0
OTHER COERCIVE	186	28.8	21.7	35.4	25.7
SUBTOTAL	1,795	30.1	22.8	37.1	30.4
DRUG OFFENSES					
DRUG SALE	3,105	25.0	18.1	31.6	25.5
DRUG POSSESSION	2,552	22.4	15.6	28.2	20.6
SUBTOTAL	5,657	23.8	16.7	30.0	23.8
PROPERTY AND OTHER OFFENSES					
BURGLARY 3RD	899	22.4	18.5	28.6	24.0
GRAND LARCENY	664	20.0	16.7	25.5	23.9
FORGERY	282	20.4	15.4	25.9	23.8
STOLEN PROPERTY	228	19.9	16.5	25.9	23.9
DRIVE INTOXICATED	536	18.0	14.7	21.7	23.8
CONTEMPT 1ST	165	21.3	20.1	27.4	23.9
ALL OTHER FELONIES	439	21.8	18.6	27.6	23.9
SUBTOTAL	3,213	20.7	17.5	26.2	23.9
YO & JO					
YOUTHFUL OFFENDER	603	15.8	12.0	21.6	21.6
JUVENILE OFFENDER	24	69.6	32.0	81.7	45.8
SUBTOTAL	627	17.9	13.0	23.9	23.7
GRAND TOTAL	16,406	37.6	22.9	44.6	30.0

TIME SERVED BY SECOND FELONY OFFENDER STATUS

Repeat felony offenders generally serve longer prison sentences than first felony offenders. On average, second and persistent² felony offenders were incarcerated 4 months longer (47 months) than first felony offenders (43 months). Second and persistent violent felons served an average of 20 months more time than first-time violent felons (see Table 4).

TABLE 4
COMMITMENT OFFENSE BY TOTAL (STATE + JAIL) TIME SERVED AND FELONY OFFENDER STATUS
2009 FIRST RELEASES

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS								
	FIRST FELONY OFFENDER			SECOND & PERSIST FELONY			TOTAL		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
VIOLENT FELONY									
MURDER	175	303.4	300.6	0	.	.	175	303.4	300.6
ATTEMPTED MURDER	110	105.1	87.1	48	170.0	160.0	158	124.8	102.8
MANSLT 1ST,AG 2ND	170	159.5	168.0	46	175.4	170.8	216	162.9	168.0
RAPE 1ST	106	111.7	89.8	50	154.9	154.2	156	125.6	108.0
ROBBERY 1ST	446	73.7	61.5	314	134.2	123.2	760	98.7	82.2
ROBBERY 2ND	591	36.9	35.8	311	73.8	59.9	902	49.6	38.9
ASSAULT 1ST	216	69.2	61.5	56	95.1	83.9	272	74.5	69.9
ASSAULT 2ND	349	30.5	24.6	165	51.2	47.5	514	37.1	30.8
BURGLARY 1ST	56	77.0	71.9	57	129.7	102.8	113	103.6	82.7
BURGLARY 2ND	331	37.4	35.8	351	69.1	56.4	682	53.7	42.9
ARSON 1ST,2ND	16	75.1	51.3	6	120.7	117.3	22	87.6	52.9
SODOMY 1ST	88	91.5	76.7	27	139.2	143.9	115	102.7	95.9
SEX.AB-1ST,AG.2	200	46.9	35.9	40	71.8	63.3	240	51.0	41.0
WEAPONS OFFENSES	492	34.1	25.6	251	57.0	48.3	743	41.8	32.6
KIDNAPPING 1ST,2ND	29	107.6	82.2	6	179.5	186.5	35	120.0	95.9
OTHER VFO SEX OFF	1	14.9	14.9	0	.	.	1	14.9	14.9
OTHER VIOLENT FELONIES	7	43.3	20.4	3	22.7	20.4	10	37.1	20.4
SUBTOTAL	3,383	70.8	41.9	1,731	90.9	71.9	5,114	77.6	51.3
OTHER COERCIVE									
MANSLAUGHTER 2ND	40	89.5	81.0	12	140.8	135.0	52	101.4	97.8
OTHER HOMICIDE	25	32.5	31.9	4	51.6	47.9	29	35.1	32.0
ROBBERY 3RD	207	25.7	23.9	301	39.0	32.0	508	33.6	29.9
ATT ASSAULT 2ND	60	26.0	24.0	160	29.6	24.4	220	28.6	24.0
CONSPIRACY 2,3,4	78	47.5	23.9	46	47.2	30.6	124	47.4	27.7
OTHER WEAPONS	66	25.0	23.9	201	31.8	24.0	267	30.1	23.9
OTHER SEX OFFENSES	288	38.1	31.9	121	45.4	36.0	409	40.3	32.0
OTHER COERCIVE	99	30.2	24.0	87	41.4	32.0	186	35.4	25.7
SUBTOTAL	863	35.5	24.0	932	38.7	31.9	1,795	37.1	30.4
DRUG OFFENSES									
DRUG SALE	1,169	21.3	15.3	1,936	37.7	29.9	3,105	31.6	25.5
DRUG POSSESSION	1,069	22.7	15.3	1,483	32.1	25.6	2,552	28.2	20.6
SUBTOTAL	2,238	22.0	15.3	3,419	35.3	29.8	5,657	30.0	23.8
PROPERTY AND OTHER OFFENSES									
BURGLARY 3RD	304	19.8	15.6	595	33.0	30.1	899	28.6	24.0
GRAND LARCENY	264	22.0	19.6	400	27.9	23.9	664	25.5	23.9
FORGERY	99	19.4	16.1	183	29.3	23.9	282	25.9	23.8
STOLEN PROPERTY	52	19.3	15.1	176	27.8	23.9	228	25.9	23.9
DRIVE INTOXICATED	533	21.7	23.8	3	23.2	24.0	536	21.7	23.8
CONTEMPT 1ST	70	28.0	23.9	95	26.9	23.9	165	27.4	23.9
ALL OTHER FELONIES	224	26.7	23.9	215	28.5	23.9	439	27.6	23.9
SUBTOTAL	1,546	22.2	19.9	1,667	29.9	24.0	3,213	26.2	23.9
YO & JO									
YOUTHFUL OFFENDER	603	21.6	21.6	0	.	.	603	21.6	21.6
JUVENILE OFFENDER	24	81.7	45.8	0	.	.	24	81.7	45.8
SUBTOTAL	627	23.9	23.7	0	.	.	627	23.9	23.7
GRAND TOTAL	8,657	42.6	24.0	7,749	46.9	32.0	16,406	44.6	30.0

² A persistent offender is a person who stands convicted of a felony after having previously been convicted of two or more felonies.

TRENDS IN TIME SERVED (2005-2009)

Violent felons spent an average of 78 months in custody among 2009 releases, compared with an average of 72 months among 2005 releases. Comparing 2005 to 2009 first release drug offenders, the average time served decreased by 17% (36 months to 30 months), following the drug sentencing reforms enacted in December 2004 and April 2009. However, the average time served for all first releases remained relatively constant for the last five years.

TABLE 5
VIOLENT FELONY STATUS AND CRIME
BY AVERAGE TIME SERVED: 2005-2009 FIRST RELEASES

COMMITMENT CRIME	LATEST RELEASE YEAR										TOTAL	
	2005		2006		2007		2008		2009			
	#	AVG	#	AVG	#	AVG	#	AVG	#	AVG	#	AVG
VIOLENT FELONY												
MURDER	62	282.9	114	293.5	199	297.3	177	300.7	175	303.4	782	295.8
ATTEMPTED MURDER	163	117.6	178	119.7	151	123.0	137	127.5	158	124.8	940	121.4
MANSLAUGHTER 1ST	243	149.4	247	156.1	277	154.2	223	161.8	216	162.9	1,427	155.1
RAPE 1ST	164	101.2	142	116.3	141	117.3	153	117.1	156	125.6	910	114.7
ROBBERY 1ST	849	90.3	853	92.1	836	94.7	802	95.8	760	98.7	5,028	93.8
ROBBERY 2ND	934	49.2	894	49.3	897	47.3	839	50.2	902	49.6	5,361	49.2
ASSAULT 1ST	271	68.8	279	70.2	292	73.4	278	75.7	272	74.5	1,659	72.3
ASSAULT 2ND	413	40.4	452	36.8	501	40.0	469	38.0	514	37.1	2,752	38.3
BURGLARY 1ST	119	98.8	97	98.1	107	100.2	108	106.2	113	103.6	661	100.4
BURGLARY 2ND	585	53.6	610	53.1	573	53.7	656	53.2	682	53.7	3,764	53.7
ARSON 1ST,2ND	17	93.2	30	96.0	42	76.4	29	80.4	22	87.6	178	84.6
SODOMY 1ST	93	99.5	104	95.6	90	107.2	124	104.4	115	102.7	644	101.0
SEX.AB-1ST,AG.2	215	47.7	211	48.1	230	48.5	270	49.2	240	51.0	1,408	48.2
WEAPONS OFFENSES	570	47.0	618	44.4	637	43.4	713	40.8	743	41.8	3,868	43.7
KIDNAPPING 1ST,2ND	48	102.3	29	106.9	36	145.9	35	132.5	35	120.0	216	117.4
OTHER VFO SEX OFF									1	14.9	1	14.9
OTHER VIOLENT FELONIES	6	29.0	3	33.1	7	37.8	8	30.0	10	37.1	41	31.7
SUBTOTAL	4,752	72.3	4,861	74.9	5,016	79.5	5,021	77.9	5,114	77.6	29,640	75.7
OTHER COERCIVE												
MANSLAUGHTER 2ND	57	94.6	55	94.3	67	79.6	73	79.1	52	101.4	384	88.8
OTHER HOMICIDE	36	37.5	39	36.8	49	37.6	42	39.5	29	35.1	227	37.6
ROBBERY 3RD	441	34.2	485	33.1	559	33.0	507	33.7	508	33.6	2,977	33.1
ATT ASSAULT 2ND	201	29.0	211	29.3	255	29.0	207	28.8	220	28.6	1,279	29.0
CONSPIRACY 2,3,4	112	41.3	99	48.1	119	36.5	103	38.3	124	47.4	634	42.6
OTHER WEAPONS	199	28.0	224	28.9	277	29.3	256	28.6	267	30.1	1,402	28.9
OTHER SEX OFFENSES	251	40.3	292	42.0	354	41.4	392	41.2	409	40.3	2,016	40.7
OTHER COERCIVE	189	35.1	204	34.5	202	34.7	198	38.4	186	35.4	1,155	35.3
SUBTOTAL	1,486	36.8	1,609	36.9	1,882	35.7	1,778	36.9	1,795	37.1	10,074	36.6
DRUG OFFENSES												
DRUG SALE	3,993	37.1	3,846	32.4	3,813	31.2	3,627	29.8	3,105	31.6	22,595	33.4
DRUG POSSESSION	2,591	33.9	2,563	29.9	2,736	27.9	2,651	27.0	2,552	28.2	15,494	29.8
SUBTOTAL	6,584	35.9	6,409	31.4	6,549	29.8	6,278	28.6	5,657	30.0	38,089	31.9
PROPERTY AND OTHER OFFENSES												
BURGLARY 3RD	864	27.0	858	28.5	899	27.9	867	28.4	899	28.6	5,219	28.0
GRAND LARCENY	667	24.5	678	25.4	724	24.4	730	24.6	664	25.5	4,197	24.9
FORGERY	335	22.0	288	23.9	398	24.1	315	24.7	282	25.9	1,966	24.0
STOLEN PROPERTY	288	26.0	301	27.6	314	26.8	252	27.6	228	25.9	1,688	26.5
DRIVE INTOXICATED	524	21.2	560	22.5	648	22.1	592	22.4	536	21.7	3,302	22.2
CONTEMPT 1ST	152	28.8	159	27.9	173	26.3	148	28.7	165	27.4	929	28.0
ALL OTHER FELONIES	371	26.3	375	27.2	440	25.9	385	26.2	439	27.6	2,384	26.5
SUBTOTAL	3,201	24.9	3,219	26.2	3,596	25.3	3,289	25.8	3,213	26.2	19,685	25.7
YO & JO												
YOUTHFUL OFFENDER	565	19.2	535	19.3	616	19.8	643	20.4	603	21.6	3,519	20.1
JUVENILE OFFENDER	32	66.0	26	79.8	44	92.6	42	71.2	24	81.7	203	77.2
SUBTOTAL	597	21.7	561	22.1	660	24.7	685	23.6	627	23.9	3,722	23.2
GRAND TOTAL	16,620	43.8	16,659	43.3	17,703	43.4	17,051	43.3	16,406	44.6	101,210	43.7

Section 4: TIME SERVED BY FELONY CLASS

FELONY CLASS BY FELONY OFFENDER STATUS

Class A-I and A-II felons accounted for 3% of the inmates released in 2009 (1% for Class A-I and 2% for Class A-II) (see Table 6). Twenty-two percent of the first releases were committed for Class B felonies; 20% for Class C; 34% for Class D; 18% for Class E felony offenses, and 4% were Youthful Offenders. Time served by felony crime class is presented in Figure 3 and Table 7. They show that Class A-I felony offenders served the longest average period of time in custody (271 months) while Youthful Offenders served the shortest (22 months).

TABLE 6
FELONY CLASS BY PREDICATE FELONY STATUS
2009 FIRST RELEASES

FELONY CLASS	FIRST FELONY OFFENDER		SECOND FELONY OFFENDER		PERSIST FELONY OFFENDER		TOTAL	
	#	%	#	%	#	%	#	%
A-I FELONY	213	2.5%	5	0.1%	0	0.0%	218	1.3%
A-II FELONY	232	2.7%	62	0.8%	0	0.0%	294	1.8%
CLASS B FELONY	2,180	25.2%	1,345	17.6%	21	24.1%	3,546	21.6%
CLASS C FELONY	1,440	16.6%	1,753	22.9%	24	27.6%	3,217	19.6%
CLASS D FELONY	2,838	32.8%	2,756	36.0%	38	43.7%	5,632	34.3%
CLASS E FELONY	1,151	13.3%	1,741	22.7%	4	4.6%	2,896	17.7%
YOUTHFUL OFFENDER	603	7.0%	0	0.0%	0	0.0%	603	3.7%
TOTAL	8,657	100.0%	7,662	100.0%	87	100.0%	16,406	100.0%

Figure 3
Average Time Served by Felony Class
(Year 2009 First Releases, N=16,406)

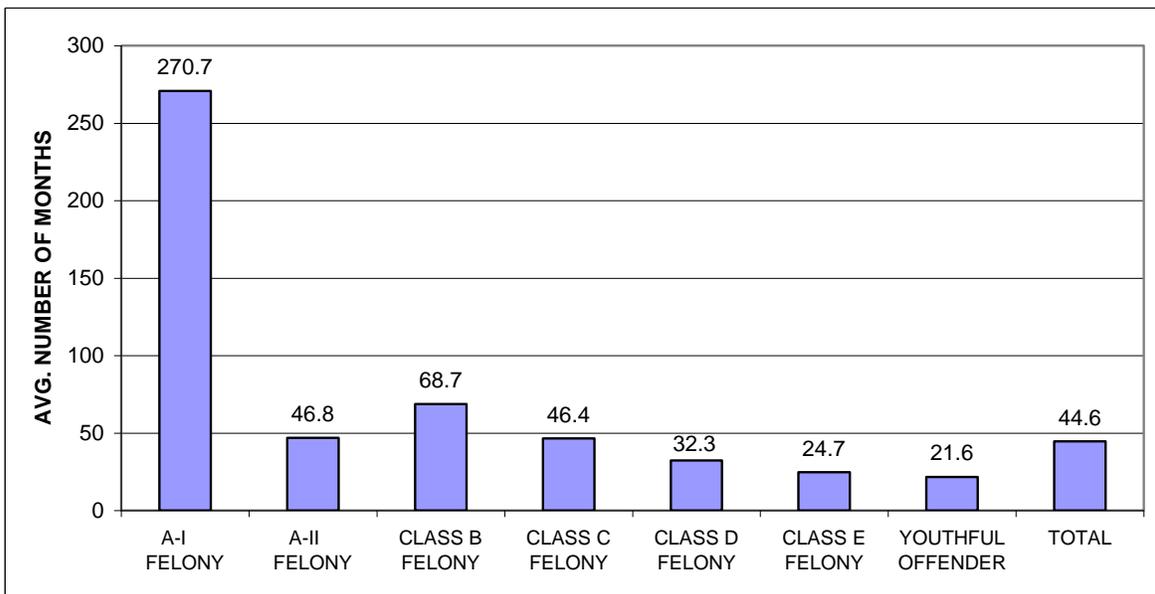


TABLE 7
 FELONY OFFENDER STATUS, CRIME CLASS AND MINIMUM SENTENCE BY TIME SERVED
 2009 FIRST RELEASES

FELONY CLASS	NUMBER	AGGREGATE MINIMUM IN MONTHS		TOTAL (STATE+JAIL) TIME SERVED IN MONTHS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY OFFENDER					
A-I FELONY	213	218.6	216.0	273.8	295.0
A-II FELONY	232	48.4	41.0	39.5	32.5
CLASS B FELONY	2,180	48.8	36.0	57.5	37.6
CLASS C FELONY	1,440	38.8	36.0	42.3	35.9
CLASS D FELONY	2,838	23.3	21.0	26.8	23.2
CLASS E FELONY	1,151	14.7	12.0	22.3	23.8
YOUTHFUL OFFENDER	603	14.3	12.0	21.6	21.6
SUBTOTAL	8,657	36.0	21.0	42.6	24.0
SECOND & PERSIST FELONY					
A-I FELONY	5	139.6	144.0	138.9	143.9
A-II FELONY	62	81.7	72.0	74.0	67.8
CLASS B FELONY	1,366	75.4	54.0	86.7	59.9
CLASS C FELONY	1,777	46.5	36.0	49.7	35.9
CLASS D FELONY	2,794	32.2	30.0	37.9	31.9
CLASS E FELONY	1,745	20.2	18.0	26.4	23.9
SUBTOTAL	7,749	40.9	31.0	46.9	32.0
TOTAL					
A-I FELONY	218	216.8	216.0	270.7	287.6
A-II FELONY	294	55.4	46.0	46.8	37.1
CLASS B FELONY	3,546	59.1	51.0	68.7	51.1
CLASS C FELONY	3,217	43.1	36.0	46.4	35.9
CLASS D FELONY	5,632	27.7	24.0	32.3	25.6
CLASS E FELONY	2,896	18.0	18.0	24.7	23.9
YOUTHFUL OFFENDER	603	14.3	12.0	21.6	21.6
GRAND TOTAL	16,406	38.3	26.0	44.6	30.0

FELONY CLASS BY TIME SERVED

Table 8A shows the average and median minimum sentence and time served by felony crime class, grouped by crime type and sorted by predicate felony status.³

TABLE 8A
FELONY OFFENDER STATUS, VIOLENT FELONY STATUS AND FELONY CLASS
BY LENGTH OF MINIMUM SENTENCE AND TIME SERVED
2009 FIRST RELEASES

FELONY CLASS, CRIME TYPE AND FELONY STATUS	NUMBER	AGGREGATE MINIMUM IN MONTHS		STATE TIME SERVED IN MONTHS		TOTAL (STATE+JAIL) TIME SERVED IN MONTHS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY OFFENDER							
VIOLENT FELONY							
A-I FELONY	183	236.8	240.0	286.5	290.6	299.3	300.2
CLASS B FELONY	925	81.9	82.0	94.6	77.9	105.3	86.8
CLASS C FELONY	869	47.6	41.0	43.6	35.1	52.1	41.9
CLASS D FELONY	1,391	28.5	21.0	22.6	18.9	29.8	23.9
CLASS E FELONY	15	25.1	21.0	23.2	21.8	28.0	25.5
SUBTOTAL	3,383	59.3	41.0	61.9	35.4	70.8	41.9
OTHER COERCIVE							
CLASS B FELONY	53	53.1	40.0	47.3	28.2	60.5	40.9
CLASS C FELONY	83	36.5	28.0	56.7	46.8	63.5	52.9
CLASS D FELONY	408	19.9	16.0	26.5	21.1	32.4	24.0
CLASS E FELONY	319	15.3	12.0	22.0	20.8	28.0	24.0
SUBTOTAL	863	21.8	16.0	29.0	21.4	35.5	24.0
DRUG OFFENSES							
A-I FELONY	23	109.1	103.0	80.4	70.3	96.0	82.3
A-II FELONY	232	48.4	41.0	30.5	23.5	39.5	32.5
CLASS B FELONY	1,160	22.9	21.0	14.9	8.7	20.1	14.1
CLASS C FELONY	420	23.1	21.0	14.8	9.3	19.8	15.3
CLASS D FELONY	353	17.0	15.0	10.8	8.9	15.5	13.0
CLASS E FELONY	50	13.6	12.0	10.0	7.8	14.6	10.9
SUBTOTAL	2,238	25.4	21.0	16.4	9.4	22.0	15.3
PROPERTY AND OTHER							
CLASS B FELONY	27	33.5	24.0	24.3	15.2	31.9	20.4
CLASS C FELONY	66	26.2	24.0	24.1	17.5	28.5	23.8
CLASS D FELONY	686	18.0	16.0	18.2	12.4	23.3	19.9
CLASS E FELONY	767	14.4	12.0	16.0	12.9	20.3	19.4
SUBTOTAL	1,546	16.8	12.0	17.5	13.0	22.2	19.9
YOUTHFUL OFFENDER							
YOUTHFUL OFFENDER	603	14.3	12.0	15.8	12.0	21.6	21.6
JUVENILE OFFENDER							
A-I FELONY	7	102.0	90.0	175.6	171.3	190.9	187.8
CLASS B FELONY	15	29.5	28.0	25.3	20.7	36.5	30.5
CLASS C FELONY	2	36.0	36.0	31.2	31.2	39.3	39.3
SUBTOTAL	24	51.2	36.0	69.6	32.0	81.7	45.8
SECOND & PERSIST FELONY							
VIOLENT FELONY							
CLASS B FELONY	460	124.7	121.5	144.8	137.4	156.7	150.1
CLASS C FELONY	504	80.0	72.0	79.1	66.8	88.5	75.0
CLASS D FELONY	709	48.1	41.0	45.8	39.2	54.2	49.8
CLASS E FELONY	58	31.6	31.0	30.3	28.4	37.5	34.8
SUBTOTAL	1,731	77.2	72.0	81.3	60.8	90.9	71.9
OTHER COERCIVE							
CLASS B FELONY	11	91.1	72.0	88.6	65.1	108.5	88.8
CLASS C FELONY	25	73.0	60.0	85.4	67.9	96.1	80.1
CLASS D FELONY	384	32.4	30.0	37.4	31.0	44.7	36.8
CLASS E FELONY	512	20.7	18.0	22.6	19.6	29.8	24.0
SUBTOTAL	932	27.8	24.0	31.1	24.1	38.7	31.9
DRUG OFFENSES							
A-I FELONY	5	139.6	144.0	121.9	132.2	138.9	143.9
A-II FELONY	62	81.7	72.0	62.5	58.8	74.0	67.8
CLASS B FELONY	895	49.9	41.0	42.7	33.0	50.4	40.9
CLASS C FELONY	1,228	32.3	31.0	26.6	21.9	32.8	28.6
CLASS D FELONY	1,034	22.5	21.0	19.1	13.6	25.2	19.9
CLASS E FELONY	195	19.1	20.0	14.4	12.9	20.0	17.1
SUBTOTAL	3,419	34.2	31.0	28.6	22.2	35.3	29.8
PROPERTY AND OTHER							
CLASS C FELONY	20	44.3	36.0	39.4	36.4	46.2	39.6
CLASS D FELONY	667	30.3	25.0	29.7	25.8	36.4	32.0
CLASS E FELONY	980	19.6	18.0	19.2	16.9	25.1	23.9
SUBTOTAL	1,667	24.2	24.0	23.7	20.3	29.9	24.0
GRAND TOTAL	16,406	38.3	26.0	37.6	22.9	44.6	30.0

³ A predicate felony offender is a person who stands convicted of a felony offense and also has previously been convicted of a felony.

Table 8B shows average and median minimum sentence and time served by felony crime class. The cases are grouped into violent, non-violent, youthful offender and juvenile offender categories within the two predicate felony statuses. First felony offenders convicted of a violent offense served an average of 71 months whereas non-violent, first felons served an average of 25 months. Predicate felony offenders convicted of a violent felony served an average of 91 months, while non-violent predicate felony offenders served an average of 34 months.

TABLE 8B
FELONY OFFENDER STATUS, VIOLENT FELONY STATUS AND FELONY CLASS
BY AVERAGE AND MEDIAN LENGTH OF MINIMUM SENTENCE AND TIME SERVED
2009 FIRST RELEASES

FELONY CLASS AND FELONY STATUS	NUMBER	AGGREGATE MINIMUM IN MONTHS		STATE TIME SERVED IN MONTHS		TOTAL(STATE+JAIL) TIME SERVED IN MONTHS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY OFFENDER							
VIOLENT FELONY							
A-I FELONY	183	236.8	240.0	286.5	290.6	299.3	300.2
CLASS B FELONY	925	81.9	82.0	94.6	77.9	105.3	86.8
CLASS C FELONY	869	47.6	41.0	43.6	35.1	52.1	41.9
CLASS D FELONY	1,391	28.5	21.0	22.6	18.9	29.8	23.9
CLASS E FELONY	15	25.1	21.0	23.2	21.8	28.0	25.5
SUBTOTAL	3,383	59.3	41.0	61.9	35.4	70.8	41.9
NON VIOLENT FELONY							
A-I FELONY	23	109.1	103.0	80.4	70.3	96.0	82.3
A-II FELONY	232	48.4	41.0	30.5	23.5	39.5	32.5
CLASS B FELONY	1,240	24.5	21.0	16.5	9.0	22.1	15.2
CLASS C FELONY	569	25.4	21.0	22.0	11.6	27.2	17.0
CLASS D FELONY	1,447	18.3	16.0	18.8	12.6	24.0	19.9
CLASS E FELONY	1,136	14.6	12.0	17.4	15.6	22.2	23.8
SUBTOTAL	4,647	21.9	16.0	19.1	12.2	24.6	19.3
YOUTHFUL OFFENDER							
YOUTHFUL OFFENDER	603	14.3	12.0	15.8	12.0	21.6	21.6
JUVENILE OFFENDER							
A-I FELONY	7	102.0	90.0	175.6	171.3	190.9	187.8
CLASS B FELONY	15	29.5	28.0	25.3	20.7	36.5	30.5
CLASS C FELONY	2	36.0	36.0	31.2	31.2	39.3	39.3
SUBTOTAL	24	51.2	36.0	69.6	32.0	81.7	45.8
SECOND & PERSIST FELONY							
VIOLENT FELONY							
CLASS B FELONY	460	124.7	121.5	144.8	137.4	156.7	150.1
CLASS C FELONY	504	80.0	72.0	79.1	66.8	88.5	75.0
CLASS D FELONY	709	48.1	41.0	45.8	39.2	54.2	49.8
CLASS E FELONY	58	31.6	31.0	30.3	28.4	37.5	34.8
SUBTOTAL	1,731	77.2	72.0	81.3	60.8	90.9	71.9
NON VIOLENT FELONY							
A-I FELONY	5	139.6	144.0	121.9	132.2	138.9	143.9
A-II FELONY	62	81.7	72.0	62.5	58.8	74.0	67.8
CLASS B FELONY	906	50.4	41.0	43.3	33.2	51.1	41.0
CLASS C FELONY	1,273	33.3	31.0	27.9	22.2	34.3	29.8
CLASS D FELONY	2,085	26.8	24.0	25.9	20.6	32.3	28.2
CLASS E FELONY	1,687	19.8	18.0	19.7	17.1	26.0	23.9
SUBTOTAL	6,018	30.4	24.0	27.6	21.7	34.3	29.7
GRAND TOTAL	16,406	38.3	26.0	37.6	22.9	44.6	30.0

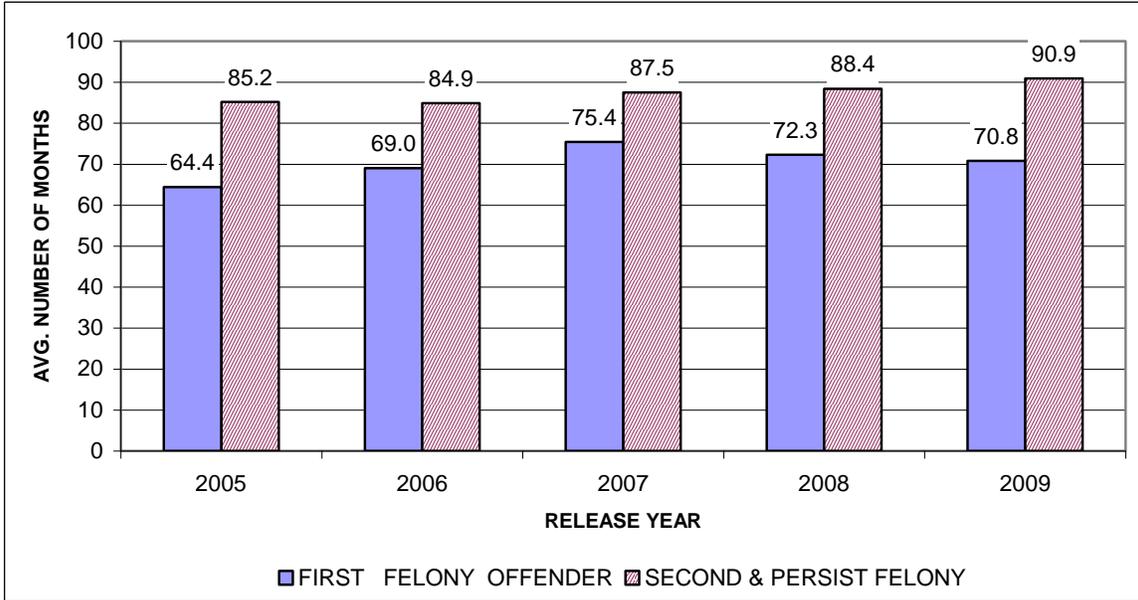
TRENDS IN TIME SERVED BY VIOLENT FELONY OFFENDERS

Average time served for violent felony offenders increased between 2005 and 2009. For first felony offenders convicted of a violent crime, the average total time served increased from 64 months among 2005 first releases to 71 months among 2009 first releases (see Table 9 and Figure 4). The average time served by second and persistent felony offenders convicted of a violent felony has risen from 85 months among 2005 releases to 91 months for 2009 releases.

TABLE 9
FELONY OFFENDER STATUS, VIOLENT FELONY STATUS AND FELONY CLASS
BY AVERAGE TIME SERVED: 2005-2009 FIRST RELEASES

FELONY CLASS AND FELONY STATUS	LATEST RELEASE YEAR										TOTAL	
	2005		2006		2007		2008		2009			
	#	AVG	#	AVG	#	AVG	#	AVG	#	AVG	#	AVG
FIRST FELONY OFFENDER												
VIOLENT FELONY												
A-I FELONY	67	279.2	124	291.9	208	295.2	186	299.6	183	299.3	642	291.8
CLASS B FELONY	960	98.8	925	102.6	1,020	104.6	928	104.1	925	105.3	4,780	101.5
CLASS C FELONY	836	52.6	834	53.9	834	52.1	815	52.1	869	52.1	4,141	52.6
CLASS D FELONY	1,043	30.5	1,136	29.9	1,203	30.9	1,279	30.9	1,391	29.8	5,756	30.6
CLASS E FELONY	46	20.2	35	22.9	48	20.3	48	21.2	15	28.0	203	20.8
SUBTOTAL	2,952	64.4	3,054	69.0	3,313	75.4	3,256	72.3	3,383	70.8	15,522	69.0
NON VIOLENT FELONY												
A-I FELONY	97	140.5	22	158.4	16	140.6	15	98.0	23	96.0	210	147.1
A-II FELONY	528	47.2	396	44.3	276	41.3	267	35.4	232	39.5	2,001	43.2
CLASS B FELONY	1,227	22.6	1,278	22.2	1,381	20.8	1,363	20.3	1,240	22.1	6,515	21.6
CLASS C FELONY	521	28.3	567	27.2	732	25.0	700	26.5	569	27.2	3,107	26.9
CLASS D FELONY	1,360	22.3	1,562	22.1	1,800	22.2	1,629	23.4	1,447	24.0	7,665	22.6
CLASS E FELONY	1,026	21.2	1,071	21.7	1,252	21.5	1,189	21.7	1,136	22.2	5,490	21.6
SUBTOTAL	4,759	28.0	4,896	25.0	5,457	23.4	5,163	23.5	4,647	24.6	24,988	25.4
YOUTHFUL OFFENDER												
YOUTHFUL OFFENDER	565	19.2	535	19.3	616	19.8	643	20.4	603	21.6	2,916	19.7
JUVENILE OFFENDER												
A-I FELONY	8	132.6	8	141.3	23	145.2	12	133.9	7	190.9	60	136.4
CLASS B FELONY	20	43.4	17	54.9	17	36.2	27	46.4	15	36.5	104	48.4
CLASS C FELONY	4	45.8	1	9.2	4	29.6	3	43.8	2	39.3	15	33.1
SUBTOTAL	32	66.0	26	79.8	44	92.6	42	71.2	24	81.7	179	76.6
SECOND & PERSIST FELONY												
VIOLENT FELONY												
CLASS B FELONY	459	138.8	482	138.5	443	146.8	459	149.7	460	156.7	2,341	143.0
CLASS C FELONY	575	88.0	519	90.8	520	88.1	586	86.6	504	88.5	2,816	88.2
CLASS D FELONY	649	54.2	698	51.3	638	54.3	615	53.1	709	54.2	3,284	53.0
CLASS E FELONY	117	33.4	108	33.5	102	34.1	105	36.3	58	37.5	563	34.4
SUBTOTAL	1,800	85.2	1,807	84.9	1,703	87.5	1,765	88.4	1,731	90.9	9,004	86.2
NON VIOLENT FELONY												
A-I FELONY	13	162.7	8	143.1	2	132.4	5	113.6	5	138.9	28	146.2
A-II FELONY	158	72.8	127	63.8	91	66.4	91	75.9	62	74.0	597	71.1
CLASS B FELONY	892	59.9	741	59.7	758	58.0	796	52.8	906	51.1	3,967	59.5
CLASS C FELONY	1,180	39.4	1,159	37.0	1,389	35.0	1,395	31.9	1,273	34.3	6,386	37.0
CLASS D FELONY	2,427	32.1	2,520	31.4	2,527	31.8	2,266	31.9	2,085	32.3	12,234	31.7
CLASS E FELONY	1,842	25.0	1,786	26.2	1,803	25.9	1,629	26.3	1,687	26.0	8,983	25.6
SUBTOTAL	6,512	36.5	6,341	35.0	6,570	34.4	6,182	33.8	6,018	34.3	32,195	35.3
FIRST FELONY OFFENDER												
A-I FELONY	172	194.1	154	265.0	247	271.3	213	276.1	213	273.8	912	248.3
A-II FELONY	528	47.2	396	44.3	276	41.3	267	35.4	232	39.5	2,001	43.2
CLASS B FELONY	2,207	55.9	2,220	56.0	2,418	56.3	2,318	54.1	2,180	57.5	11,399	55.4
CLASS C FELONY	1,361	43.3	1,402	43.1	1,570	39.4	1,518	40.3	1,440	42.3	7,263	41.6
CLASS D FELONY	2,403	25.9	2,698	25.3	3,003	25.7	2,908	26.7	2,838	26.8	13,421	26.1
CLASS E FELONY	1,072	21.1	1,106	21.8	1,300	21.4	1,237	21.7	1,151	22.3	5,693	21.5
YOUTHFUL OFFENDER	565	19.2	535	19.3	616	19.8	643	20.4	603	21.6	2,916	19.7
SUBTOTAL	8,308	40.5	8,511	40.6	9,430	41.7	9,104	40.9	8,657	42.6	43,605	40.7
SECOND & PERSIST FELONY												
A-I FELONY	13	162.7	8	143.1	2	132.4	5	113.6	5	138.9	28	146.2
A-II FELONY	158	72.8	127	63.8	91	66.4	91	75.9	62	74.0	597	71.1
CLASS B FELONY	1,351	86.7	1,223	90.8	1,201	90.8	1,255	88.3	1,366	86.7	6,308	90.4
CLASS C FELONY	1,755	55.3	1,678	53.6	1,909	49.5	1,981	48.1	1,777	49.7	9,202	52.6
CLASS D FELONY	3,076	36.8	3,218	35.7	3,165	36.3	2,881	36.4	2,794	37.9	15,518	36.2
CLASS E FELONY	1,959	25.5	1,894	26.6	1,905	26.3	1,734	26.9	1,745	26.4	9,546	26.1
SUBTOTAL	8,312	47.0	8,148	46.1	8,273	45.3	7,947	46.0	7,749	46.9	41,199	46.4
GRAND TOTAL	16,620	43.8	16,659	43.3	17,703	43.4	17,051	43.3	16,406	44.6	84,804	43.5

Figure 4
Average Time Served by Violent Felons by Felony Offender Status
First Releases 2005 - 2009



Section 5: *TIME SERVED BY MINIMUM SENTENCE LENGTH*

The total time served for 2009 first releases was similar to minimum sentence length. However, a number of the first release population's total time served fell below the court set minimum sentence (see Table 10). This resulted primarily from offenders that successfully completed early release programs such as Shock Incarceration or Merit Time⁴.

TABLE 10
LENGTH OF MINIMUM SENTENCE BY TOTAL(STATE + JAIL) TIME SERVED
2009 FIRST RELEASES

LENGTH OF MINIMUM SENTENCE	TOTAL (STATE+JAIL) TIME SERVED										TOTAL
	<12 MONTHS	12-17 MONTHS	18-23 MONTHS	24-35 MONTHS	36-47 MONTHS	48-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180-240 MONTHS	240+ MONTHS	
<12 MONTHS	569 96.0%	20 3.4%	4 0.7%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	593 100.0%
12-17 MONTHS	705 23.5%	1,043 34.8%	625 20.9%	520 17.4%	90 3.0%	13 0.4%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	2,996 100.0%
18-23 MONTHS	261 8.1%	750 23.2%	1,711 52.9%	375 11.6%	91 2.8%	40 1.2%	9 0.3%	0 0.0%	0 0.0%	0 0.0%	3,237 100.0%
24-35 MONTHS	231 6.7%	194 5.6%	514 14.8%	1,857 53.5%	399 11.5%	221 6.4%	46 1.3%	8 0.2%	2 0.1%	0 0.0%	3,472 100.0%
36-47 MONTHS	35 1.5%	69 3.0%	25 1.1%	962 41.2%	880 37.7%	263 11.3%	87 3.7%	10 0.4%	2 0.1%	1 0.0%	2,334 100.0%
48-71 MONTHS	1 0.1%	1 0.1%	2 0.1%	42 2.6%	169 10.4%	1,219 74.7%	152 9.3%	33 2.0%	12 0.7%	1 0.1%	1,632 100.0%
72-119 MONTHS	5 0.3%	0 0.0%	2 0.1%	2 0.1%	9 0.6%	227 15.8%	875 60.9%	176 12.2%	128 8.9%	13 0.9%	1,437 100.0%
120-179 MONTHS	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	5 1.1%	21 4.5%	301 63.9%	111 23.6%	33 7.0%	471 100.0%
180-239 MONTHS	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	5 4.0%	58 46.8%	61 49.2%	124 100.0%
240 + MONTHS	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	0 0.0%	1 0.9%	109 99.1%	110 100.0%
TOTAL	1,807 11.0%	2,077 12.7%	2,883 17.6%	3,758 22.9%	1,638 10.0%	1,988 12.1%	1,190 7.3%	533 3.2%	314 1.9%	218 1.3%	16,406 100.0%

⁴ There were a few offenders who served less time at DOCS than their minimum sentence due to being released for early medical parole, for deportation, or for serving some of their sentence in other jurisdictions.

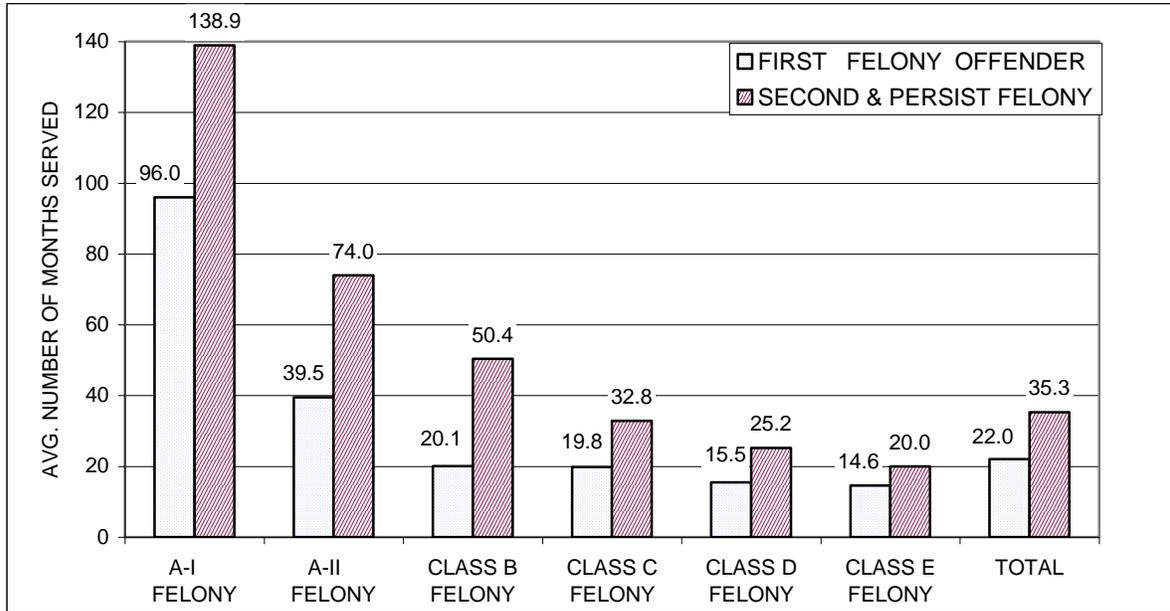
Section 6: *TIME SERVED BY DRUG OFFENDERS*

The average total time served by drug offenders in the 2009 first release population was 30 months. On average, second and persistent felony drug offenders served more time (35 months) than first felony drug offenders (22 months) (see Table 11 and Figure 5).

TABLE 11
FELONY OFFENDER STATUS, CRIME CLASS AND MINIMUM SENTENCE BY TIME SERVED
PERSONS COMMITTED FOR DRUG SALE OR POSSESSION
2009 FIRST RELEASES

FELONY CLASS	NUMBER	AGGREGATE MINIMUM IN MONTHS		TOTAL (STATE+JAIL) TIME SERVED IN MONTHS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY OFFENDER					
A-I FELONY	23	109.1	103.0	96.0	82.3
A-II FELONY	232	48.4	41.0	39.5	32.5
CLASS B FELONY	1,160	22.9	21.0	20.1	14.1
CLASS C FELONY	420	23.1	21.0	19.8	15.3
CLASS D FELONY	353	17.0	15.0	15.5	13.0
CLASS E FELONY	50	13.6	12.0	14.6	10.9
SUBTOTAL	2,238	25.4	21.0	22.0	15.3
SECOND & PERSIST FELONY					
A-I FELONY	5	139.6	144.0	138.9	143.9
A-II FELONY	62	81.7	72.0	74.0	67.8
CLASS B FELONY	895	49.9	41.0	50.4	40.9
CLASS C FELONY	1,228	32.3	31.0	32.8	28.6
CLASS D FELONY	1,034	22.5	21.0	25.2	19.9
CLASS E FELONY	195	19.1	20.0	20.0	17.1
SUBTOTAL	3,419	34.2	31.0	35.3	29.8
TOTAL					
A-I FELONY	28	114.5	115.5	103.6	102.7
A-II FELONY	294	55.4	46.0	46.8	37.1
CLASS B FELONY	2,055	34.7	35.0	33.3	29.7
CLASS C FELONY	1,648	30.0	30.0	29.5	25.5
CLASS D FELONY	1,387	21.1	21.0	22.7	17.0
CLASS E FELONY	245	18.0	18.0	18.9	17.0
GRAND TOTAL	5,657	30.7	26.0	30.0	23.8

Figure 5
Average Time Served for Drug Offenders by Felony Class
First Releases 2009



Section 7: *DEMOGRAPHIC CHARACTERISTICS*

GENDER AND RACE/ETHNIC STATUS

Forty-three percent of the women and 49% of the men in the 2009 first release population were African-American. Thirty-four percent of women released were White, whereas 22% of men were White. Twenty percent of women and 28% of men were Hispanic (see Table 12).

TABLE 12
ETHNIC STATUS BY INMATE GENDER
2009 FIRST RELEASES

	INMATE GENDER		TOTAL
	MALE	FEMALE	
AFRICAN-AMERICAN	7,458 48.7%	468 43.0%	7,926 48.3%
WHITE	3,382 22.1%	370 34.0%	3,752 22.9%
HISPANIC	4,220 27.5%	222 20.4%	4,442 27.1%
OTHER	218 1.4%	25 2.3%	243 1.5%
UNKNOWN	40 0.3%	3 0.3%	43 0.3%
TOTAL	15,318 100.0%	1,088 100.0%	16,406 100.0%

AGE AT RELEASE

The average age of inmates at the time of release was 35 years old. Female inmates released in 2009 were, on average, 2 years older (age 37) than male inmates (age 35) (see Table 13). White inmates were slightly older at release (age 36) than African American inmates (age 34) and Hispanic inmates (age 35) (see Table 14).

TABLE 13
AGE AT RELEASE BY GENDER
2009 FIRST RELEASES

	INMATE GENDER		TOTAL
	MALE	FEMALE	
17 YEARS	36 0.2%	1 0.1%	37 0.2%
18 YEARS	155 1.0%	3 0.3%	158 1.0%
19 YEARS	328 2.1%	12 1.1%	340 2.1%
20 YEARS	455 3.0%	13 1.2%	468 2.9%
21 YEARS	536 3.5%	25 2.3%	561 3.4%
22-24 YRS	1,819 11.9%	106 9.7%	1,925 11.7%
25-29 YRS	2,857 18.7%	166 15.3%	3,023 18.4%
30-34 YRS	2,246 14.7%	147 13.5%	2,393 14.6%
35-39 YRS	1,919 12.5%	164 15.1%	2,083 12.7%
40-49 YRS	3,360 21.9%	314 28.9%	3,674 22.4%
50-59 YRS	1,308 8.5%	120 11.0%	1,428 8.7%
60-64 YRS	168 1.1%	9 0.8%	177 1.1%
65-69 YRS	90 0.6%	5 0.5%	95 0.6%
70 + YRS	41 0.3%	3 0.3%	44 0.3%
TOTAL	15,318 100.0%	1,088 100.0%	16,406 100.0%
AVERAGE	34.5	36.9	34.7

TABLE 14
AGE AT RELEASE BY ETHNICITY
2009 FIRST RELEASES

	WHITE	AFRICAN-AMERICAN	HISPANIC	OTHER	UNKNOWN	TOTAL
17 YEARS	7 0.2%	17 0.2%	13 0.3%	0 0.0%	0 0.0%	37 0.2%
18 YEARS	27 0.7%	91 1.1%	39 0.9%	1 0.4%	0 0.0%	158 1.0%
19 YEARS	68 1.8%	190 2.4%	78 1.8%	4 1.6%	0 0.0%	340 2.1%
20 YEARS	91 2.4%	256 3.2%	114 2.6%	6 2.5%	1 2.3%	468 2.9%
21 YEARS	111 3.0%	294 3.7%	143 3.2%	10 4.1%	3 7.0%	561 3.4%
22-24 YRS	395 10.5%	959 12.1%	537 12.1%	28 11.5%	6 14.0%	1,925 11.7%
25-29 YRS	713 19.0%	1,496 18.9%	764 17.2%	47 19.3%	3 7.0%	3,023 18.4%
30-34 YRS	519 13.8%	1,124 14.2%	696 15.7%	44 18.1%	10 23.3%	2,393 14.6%
35-39 YRS	468 12.5%	946 11.9%	635 14.3%	29 11.9%	5 11.6%	2,083 12.7%
40-49 YRS	876 23.3%	1,767 22.3%	979 22.0%	43 17.7%	9 20.9%	3,674 22.4%
50-59 YRS	354 9.4%	685 8.6%	361 8.1%	23 9.5%	5 11.6%	1,428 8.7%
60 + YRS	123 3.3%	101 1.3%	83 1.9%	8 3.3%	1 2.3%	316 1.9%
TOTAL	3,752 100.0%	7,926 100.0%	4,442 100.0%	243 100.0%	43 100.0%	16,406 100.0%
AVERAGE	35.7	34.2	34.7	34.4	35.5	34.7

REGION AND COUNTY OF COMMITMENT

In 2009, 49% of first releases were committed from suburban New York City and 13% were committed from suburban New York City (Long Island and Westchester and Rockland counties.) Inmates committed from upstate counties with a major population center of at least 50,000 people made up 20% of releases, while those inmates from the remaining upstate counties made up another 18% of the first releases in 2009. Twenty-seven percent of females and 18% of males were committed from non-urban, upstate counties. Conversely, 50% of males and 40% of females were committed from New York City.

TABLE 15
 REGION AND COUNTY OF COMMITMENT BY INMATE GENDER
 2009 FIRST RELEASES

COUNTY OF COMMITMENT	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
NEW YORK CITY						
KINGS	1,791	11.7%	71	6.5%	1,862	11.4%
NEW YORK	2,922	19.1%	211	19.4%	3,133	19.1%
QUEENS	1,250	8.2%	49	4.5%	1,299	7.9%
RICHMOND	185	1.2%	12	1.1%	197	1.2%
BRONX	1,513	9.9%	89	8.2%	1,602	9.8%
SUBTOTAL	7,661	50.0%	432	39.7%	8,093	49.3%
SUBURBAN NEW YORK						
NASSAU	569	3.7%	39	3.6%	608	3.7%
ROCKLAND	152	1.0%	8	0.7%	160	1.0%
SUFFOLK	779	5.1%	70	6.4%	849	5.2%
WESTCHESTER	412	2.7%	25	2.3%	437	2.7%
SUBTOTAL	1,912	12.5%	142	13.1%	2,054	12.5%
UPSTATE URBAN						
ALBANY	406	2.7%	40	3.7%	446	2.7%
BROOME	228	1.5%	17	1.6%	245	1.5%
ERIE	581	3.8%	30	2.8%	611	3.7%
MONROE	623	4.1%	36	3.3%	659	4.0%
NIAGARA	131	0.9%	10	0.9%	141	0.9%
ONEIDA	259	1.7%	32	2.9%	291	1.8%
ONONDAGA	485	3.2%	27	2.5%	512	3.1%
RENSSELAER	116	0.8%	3	0.3%	119	0.7%
SCHENECTADY	187	1.2%	27	2.5%	214	1.3%
SUBTOTAL	3,016	19.7%	222	20.4%	3,238	19.7%
UPSTATE OTHER						
ALLEGANY	16	0.1%	0	.	16	0.1%
CATTARAUGUS	64	0.4%	12	1.1%	76	0.5%
CAYUGA	71	0.5%	7	0.6%	78	0.5%
CHAUTAUQUA	95	0.6%	12	1.1%	107	0.7%
CHEMUNG	79	0.5%	5	0.5%	84	0.5%
CHENANGO	20	0.1%	1	0.1%	21	0.1%
CLINTON	72	0.5%	7	0.6%	79	0.5%
COLUMBIA	43	0.3%	6	0.6%	49	0.3%
CORTLAND	46	0.3%	5	0.5%	51	0.3%
DELAWARE	21	0.1%	3	0.3%	24	0.1%
DUTCHESS	134	0.9%	12	1.1%	146	0.9%
ESSEX	21	0.1%	4	0.4%	25	0.2%
FRANKLIN	47	0.3%	3	0.3%	50	0.3%
FULTON	32	0.2%	4	0.4%	36	0.2%
GENESEE	66	0.4%	8	0.7%	74	0.5%
GREENE	25	0.2%	4	0.4%	29	0.2%
HAMILTON	2	0.0%	0	.	2	0.0%
HERKIMER	68	0.4%	4	0.4%	72	0.4%
JEFFERSON	62	0.4%	5	0.5%	67	0.4%
LEWIS	12	0.1%	2	0.2%	14	0.1%
LIVINGSTON	60	0.4%	10	0.9%	70	0.4%
MADISON	19	0.1%	1	0.1%	20	0.1%
MONTGOMERY	54	0.4%	7	0.6%	61	0.4%
ONTARIO	149	1.0%	21	1.9%	170	1.0%
ORANGE	362	2.4%	38	3.5%	400	2.4%
ORLEANS	48	0.3%	4	0.4%	52	0.3%
OSWEGO	96	0.6%	6	0.6%	102	0.6%
OTSEGO	44	0.3%	2	0.2%	46	0.3%
PUTNAM	33	0.2%	4	0.4%	37	0.2%
ST LAWRENCE	52	0.3%	6	0.6%	58	0.4%
SARATOGA	75	0.5%	13	1.2%	88	0.5%
SCHOHARIE	17	0.1%	0	.	17	0.1%
SCHUYLER	12	0.1%	2	0.2%	14	0.1%
SENECA	17	0.1%	2	0.2%	19	0.1%
STEUBEN	88	0.6%	9	0.8%	97	0.6%
SULLIVAN	117	0.8%	9	0.8%	126	0.8%
TIOGA	27	0.2%	3	0.3%	30	0.2%
TOMPKINS	40	0.3%	6	0.6%	46	0.3%
ULSTER	127	0.8%	8	0.7%	135	0.8%
WARREN	102	0.7%	14	1.3%	116	0.7%
WASHINGTON	48	0.3%	11	1.0%	59	0.4%
WAYNE	85	0.6%	5	0.5%	90	0.5%
WYOMING	34	0.2%	3	0.3%	37	0.2%
YATES	27	0.2%	3	0.3%	30	0.2%
SUBTOTAL	2,729	17.8%	291	26.8%	3,020	18.4%
GRAND TOTAL	15,318	100.0%	1,088	100.0%	16,406	100.0%

APPENDICES

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

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

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

² Sentences Pursuant to Sentencing Reform Act of 1995.

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

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

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

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

⁷ 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.

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

APPENDIX A-2: SENTENCES TO PRISON FOR **SECOND FELONY OFFENSE**
 RANGE OF **MINIMUM** AND **MAXIMUM** SENTENCES ACCORDING TO FELONY CLASS CATEGORY

FELONY CLASS	SECOND VIOLENT FELONY OFFENSE (1978 - 1995) ¹	SECOND VIOLENT FELONY OFFENSE After Oct. 1995	VIOLENT SECOND FELONY OFFENSE After Oct. 1995	DRUG FELONY (Has Prior Violent Felony Conviction) (After Dec. 2004) ²	DRUG FELONY (No Prior Violent Felony Conviction) (After Dec. 2004) ²	NON-VIOLENT SEX OFFENSE (Has Prior Non-Violent Felony Conviction) (After April 2007) ⁴	NON-VIOLENT SEX OFFENSE (Has Prior Violent Felony Conviction) (After April 2007) ⁴	PREDATORY SEXUAL ASSAULT (AFTER APRIL 2007) ⁴	ALL OTHER FELONY OFFENSES ³
A-I Felony									
Maximum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	15 - 30 (determinate)	12 - 24 (determinate)	N/A (Not Available)	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	N/A (Not Available)	N/A (Not Available)		N/A (Not Available)
A-II Felony									
Maximum	N/A (Not Available)	N/A (Not Available)	N/A (Not Available)	8 - 17 (determinate)	6-14 (determinate)	N/A (Not Available)	N/A (Not Available)	Life	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	N/A (Not Available)	N/A (Not Available)	10 - 25 (minimum sentence fixed by court)	N/A (Not Available)
Class B Felony									
Maximum	12 - 25	10 - 25 (determinate)	8 - 25 (determinate)	6 - 15 (determinate)	3 1/2 - 12 (determinate)	8 - 25 (determinate)	9 - 25 (determinate)	N/A (Not Available)	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		4 1/2 - 12 1/2 (Minimum = 1/2 of maximum sentence)
Class C Felony									
Maximum	8 -15	7 - 15 (determinate)	5 - 15 (determinate)	3 1/2 - 9	2 - 8 (determinate)	5 - 15 (determinate)	6 - 15 (determinate)	N/A (Not Available)	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		3 - 7 1/2 (Minimum = 1/2 of maximum sentence)
Class D Felony									
Maximum	5 - 7	5 - 7 (determinate)	3 - 7 (determinate)	2 1/2 - 4 1/2	1 1/2 - 4 (determinate)	3 - 7 (determinate)	4 - 7 (determinate)	N/A (Not Available)	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		2 - 3 1/2 (Minimum = 1/2 of maximum sentence)
Class E Felony									
Maximum	4 years	3 - 4 (determinate)	2 - 4 (determinate)	2 - 2 1/2	1 1/2 - 2 (determinate)	2 - 4 (determinate)	2 1/2 - 4 (determinate)	N/A (Not Available)	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		1 1/2 - 2 (Minimum = 1/2 of maximum sentence)

¹ 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."

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

³ 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).

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

APPENDIX A-3: SENTENCES TO STATE PRISON FOR PERSISTENT FELONY OFFENSES RANGE OF MINIMUM AND MAXIMUM SENTENCES ACCORDING TO FELONY CLASS CATEGORY (<i>Sentencing as a Persistent Felon Unavailable for Drug Offenders after December 2004</i>) ¹				
FELONY CLASS	VIOLENT FELONY OFFENSE (1978 - 1995) ²	VIOLENT FELONY OFFENSE After Oct. 1995 ²	PREDATORY SEXUAL ASSAULT (AFTER APRIL 2007) ⁴	ALL OTHER FELONY OFFENSES ³
Class A-2 Felony				
Maximum	N/A (Not Available)	N/A (Not Available)	Life	N/A (Not Available)
Minimum	N/A (Not Available)	N/A (Not Available)	10 - 25 (minimum sentence fixed by court)	N/A (Not Available)
Class B Felony				
Maximum	Life	Life	N/A (Not Available)	9 - 25 Life Optional
Minimum	10 - 25 (minimum sentence fixed by judge)	20 - 25 (minimum sentence fixed by judge)	N/A (Not Available)	4 1/2 - 12 1/2 (Minimum = 1/2 of maximum sentence)
Class C Felony				
Maximum	Life	Life	N/A (Not Available)	6 - 15 Life Optional
Minimum	8 - 25 (minimum sentence fixed by judge)	16 - 25 (minimum sentence fixed by judge)	N/A (Not Available)	3 - 7 1/2 (Minimum = 1/2 of maximum sentence)
Class D Felony				
Maximum	Life	Life	N/A (Not Available)	4 - 7 Life Optional
Minimum	6 - 25 (minimum sentence fixed by judge)	12 - 25 (minimum sentence fixed by judge)	N/A (Not Available)	2 - 3 1/2 (Minimum = 1/2 of maximum sentence)
Class E Felony				
Maximum	Life	Life	N/A (Not Available)	3 - 4 Life Optional
Minimum	Statute does not specify minimum term	Statute does not specify minimum term	N/A (Not Available)	1 1/2 - 2 (Minimum = 1/2 of maximum sentence)

¹ 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.

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

³ A person convicted of a third felony could be sentenced as a second felony offender.

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

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

AGES	CRIME CLASSIFICATION	SPECIFIC CRIME	MINIMUM SENTENCE RANGE	MAXIMUM SENTENCE RANGE
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

Current Conviction - Sexual Assault Against a Child	If Prior Felony Conviction was for Sexual Assault Against a Child	Then Sentence Must Be:
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

¹ Penal Law 70.07 became effective February 1, 2001.

APPENDIX B**CRIME CODE TABLE**

The Crime Code Table presents various criminal offenses specified in the New York State Penal Law as well as other State statutes. The Penal Law section is indicated along with the effective dates for this section. For felony offenses the felony class is also indicated. The offenses are arranged by order of the unique crime code used by the Department of Correctional Services. In addition, a crime type designation is provided. These types include: VFO – violent felony offenses as designated in the Penal Law; CVO – other crimes of a coercive/violent nature not designated as a VFO; PDO – property, drug and other felonies; MIS – misdemeanors; VIO – violations.

NYS Department of Correctional Services
Crime Codes
(Sorted by:Crime Code)

Prepared on 10 Jun 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	125.2	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	125.4	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	125.1	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	130.3	D	CVO
403	RAPE 3RD	19670901	.	PL	130.25	E	CVO
404	RAPE 2ND	20070413	.	PL	130.3	D	VFO
501	ROBBERY 1ST	19670901	.	PL	160.15	B	VFO
502	ROBBERY 2ND	19780901	.	PL	160.1	C	VFO
503	ROBBERY 3RD	19670901	.	PL	160.05	D	CVO
600	ASSAULT 1ST DEGREE	19961101	.	PL	120.1	B	VFO
601	ASSAULT 1ST	19670901	19961031	PL	120.1	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	120.3	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	120.6	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	120.7	E	CVO
625	LURING A CHILD TO COMMIT B FEL	20081004	.	PL	120.7	D	CVO
626	LURING A CHILD TO COMMIT A FEL	20081004	.	PL	120.7	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	140.3	B	VFO
702	BURGLARY 2ND	19670901	.	PL	140.25	C	VFO

NYS Department of Correctional Services
 Crime Codes
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Prepared on 10 Jun 10 by EMS

Crime Code	Crime Description	Effective Date	Repeal Date	Legal	Authority	Crime Class	Crime Type
703	BURGLARY 3RD	19670901	.	PL	140.2	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	155.4	C	PDO
1002	GRAND LARCENY - NOT AUTO 2ND	19670901	19861031	PL	155.35	D	PDO
1003	GRAND LARCENY - NOT AUTO 3RD	19670901	19861031	PL	155.3	E	PDO
1004	GRAND LARCENY - NOT AUTO 1ST	19861101	.	PL	155.42	B	PDO
1005	GRAND LARCENY - NOT AUTO 2ND	19861101	.	PL	155.4	C	PDO
1006	GRAND LARCENY - NOT AUTO 3RD	19861101	.	PL	155.35	D	PDO
1007	GRAND LARCENY - NOT AUTO 4TH	19861101	.	PL	155.3	E	PDO
1010	COMPUTER TRESPASS	19861101	.	PL	156.1	E	PDO
1011	COMPUTER TAMPERING 1ST	19861101	19931031	PL	156.25	E	PDO
1012	UNLAW DUPLIC COMP RELATED MATL	19861101	.	PL	156.3	E	PDO
1013	CRIM POSS COMP RELATED MATL	19861101	.	PL	156.35	E	PDO
1014	WELFARE FRAUD-4TH DEGREE	19951101	.	PL	158.1	E	PDO
1015	WELFARE FRAUD-3RD DEGREE	19951101	.	PL	158.15	D	PDO
1016	WELFARE FRAUD-2ND DEGREE	19951101	.	PL	158.2	C	PDO
1022	CRIM POSS BENEFIT CARD-2ND	19951101	.	PL	158.45	D	PDO
1023	CRIM POSS BENEFIT CARD-3RD	19951101	.	PL	158.4	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	155.4	C	PDO
1302	GRAND LARCENY - AUTO 2ND	19670901	19861031	PL	155.35	D	PDO
1303	GRAND LARCENY - AUTO 3RD	19670901	19861031	PL	155.3	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	165.1	E	PDO
1307	GRAND LARCENY - AUTO 1ST	19861101	.	PL	155.42	B	PDO
1308	GRAND LARCENY - AUTO 2ND	19861101	.	PL	155.4	C	PDO
1309	GRAND LARCENY - AUTO 3RD	19861101	.	PL	155.35	D	PDO
1310	GRAND LARCENY - AUTO 4TH	19861101	.	PL	155.3	E	PDO
1311	AUTO STRIPPING-1ST	19961101	.	PL	165.11	D	PDO
1312	AUTO STRIPPING-2ND	19961101	.	PL	165.1	E	PDO
1401	CRIM POSS STOLEN PROP 1ST	19670901	19861031	PL	165.5	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	165.5	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	175.1	E	PDO
1503	OFFER FALSE INST FILING 1ST	19670901	.	PL	175.35	E	PDO
1504	ISSUING A FALSE CERTIFICATE	19670901	.	PL	175.4	E	PDO
1505	CRIM USURY 2ND	19760901	.	PL	190.4	E	PDO

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Crime Codes
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Prepared on 10 Jun 10 by EMS

Crime Code	Crime Description	Effective Date	Repeal Date	Legal	Authority	Crime Class	Crime Type
1506	UNLAW CONCEALING A WILL	19670901	.	PL	190.3	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	190.8	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	470.2	B	PDO
1532	MONEY LAUNDERING-2ND	20001101	.	PL	470.15	C	PDO
1533	MONEY LAUNDERING-3RD	20001101	.	PL	470.1	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	176.2	D	PDO
1541	INSURANCE FRAUD 2ND	19811101	19861031	PL	176.15	E	PDO
1544	INSURANCE FRAUD 1ST	19861101	.	PL	176.3	B	PDO
1545	INSURANCE FRAUD 2ND	19861101	.	PL	176.25	C	PDO
1546	INSURANCE FRAUD 3RD	19861101	.	PL	176.2	D	PDO
1547	INSURANCE FRAUD 4TH	19861101	.	PL	176.15	E	PDO
1549	DEFRAUDING THE GOVERNMENT	19861101	.	PL	195.2	E	PDO
1550	ENTERPRISE CORRUPTION	19861101	.	PL	460.2	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 PERSONAL TAX	19851101	.	TAX	1802	E	PDO
1556	MONEY LAUNDERING 1ST	19881101	20001031	PL	470.15	D	PDO
1557	MONEY LAUNDERING 2ND	19881101	20001031	PL	470.1	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	Nov-04	E	PDO
1581	LEGISLATOR RECEIVING BRIBE	19670901	.	POL	76	D	PDO
1582	UNLAW FEE PAYMT LEG OFF EMPLOY	19670901	.	POL	77	E	PDO
1590	FRAUDULENT PRACTICES	19670901	.	WC	114	E	PDO
1600	FORGERY 1ST	19670901	.	PL	170.15	C	PDO

NYS Department of Correctional Services
Crime Codes
(Sorted by:Crime Code)

Prepared on 10 Jun 10 by EMS

Crime Code	Crime Description	Effective Date	Repeal Date	Legal	Authority	Crime Class	Crime Type
1601	CRIM POSS FORGED INST 1ST	19670901	.	PL	170.3	C	PDO
1602	FORGERY 2ND	19670901	.	PL	170.1	D	PDO
1603	CRIM POSS FORGED INST 2ND	19670901	.	PL	170.25	D	PDO
1604	CRIM POSS FORGERY DEVICES	19670901	.	PL	170.4	D	PDO
1608	UNLAW USING SLUGS 1ST	19670901	.	PL	170.6	E	PDO
1609	FORGERY OF VEHICLE ID. NUMBER	19710401	.	PL	170.65	E	PDO
1610	ILLEGAL POSS VEH ID NO PLATE	19710401	.	PL	170.7	E	PDO
1700	ARSON 1ST	19710901	.	PL	150.2	A	VFO
1701	ARSON 2ND	19710901	.	PL	150.15	B	VFO
1702	ARSON 3RD	19710901	.	PL	150.1	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	230.3	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	130.5	B	VFO
1902	SODOMY 2ND	19670901	20031031	PL	130.45	D	CVO
1903	SODOMY 3RD	19670901	20031031	PL	130.4	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	130.7	B	VFO
1911	AGGR SEXUAL ABUSE 1ST	19881101	.	PL	130.7	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	130.8	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	130.9	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	130.5	B	VFO
1922	CRIM SEXUAL ACT 2ND	20031101	20070412	PL	130.45	D	CVO
1923	CRIM SEXUAL ACT 3RD	20031101	.	PL	130.4	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	650	E	PDO
2000	CRIM SALE DANGEROUS DRUG 1ST	19690901	19730831	PL	220.44	A	PDO
2001	CRIM SALE DANGEROUS DRUG 3RD	19670901	19690901	PL	220.3	D	PDO

NYS Department of Correctional Services
Crime Codes
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Prepared on 10 Jun 10 by EMS

Crime Code	Crime Description	Effective Date	Repeal Date	Legal	Authority	Crime Class	Crime Type
2003	CRIM POSS DANGEROUS DRUG 5TH	19690901	19830831	PL	220.1	E	PDO
2004	CRIM POSS DANGEROUS DRUG 2ND	19690901	19730831	PL	220.22	B	PDO
2005	CRIM POSS DANGEROUS DRUG 3RD	19670901	19690831	PL	220.2	E	PDO
2006	CRIM POSS DANGEROUS DRUG 3RD	19690901	19730831	PL	220.2	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	220.6	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	221.3	C	PDO
2029	CRIM SALE MARIHUANA 2ND	19770729	.	PL	221.5	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	221.2	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	220.4	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	220.3	D	PDO
2100	CRIM POSS WEAP 1ST	19740901	.	PL	265.04	B	VFO

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2101	CRIM POSS WEAP 3RD SUB 4-8 VFO	19740901	.	PL	265.02	D	VFO
2102	MFG/TRANS/ETC DANGEROUS WEAPON	19670901	.	PL	265.1	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	270.2	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	270.3	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	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	263.1	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	263.3	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

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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	600	E	PDO
2904	AGGR UNLIC OPER VTL511.3 1ST	19851101	.	VTL	511	E	PDO
2905	UNLICENSED VEHICLE DISMANTLING	19841101	19961031	PL	165.1	E	PDO
2906	SELL MV/TRLR/PART W/CHANG NUMB	19830727	.	VTL	421	E	PDO
2907	MAKE FALSE REPORT RE STOLEN MV	19670901	.	VTL	426	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	600	D	PDO
3009	FALSELY REPORTING INCIDENT 1ST	19770901	20010916	PL	240	E	PDO
3010	PLACING A FALSE BOMB-1ST	19991201	20010916	PL	240.62	E	PDO
3011	FALSELY REPORTING INCIDENT-1ST	20010917	.	PL	240.6	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	490.3	C	VFO
3023	SUPPORT ACT OF TERRORISM 1ST	20010917	.	PL	490.15	C	VFO
3024	SUPPORT ACT OF TERRORISM 2ND	20010917	.	PL	490.1	D	VFO
3025	MAKE TERRORISTIC THREAT	20010917	.	PL	490.2	D	VFO
3031	CRIM USE CHEM/BIOL WEAPON-1ST	20040727	.	PL	490.55	A	VFO
3032	CRIM USE CHEM/BIOL WEAPON-2ND	20040727	.	PL	490.5	A	VFO
3033	CRIM USE CHEM/BIOL WEAPON-3RD	20040727	.	PL	490.47	B	VFO
3034	CRIM POSS CHEM/BIOL WEAPON-1ST	20040727	.	PL	490.45	A	VFO
3035	CRIM POSS CHEM/BIOL WEAPON-2ND	20040727	.	PL	490.4	B	VFO
3036	CRIM POSS CHEM/BIOL WEAPON-3RD	20040727	.	PL	490.37	C	VFO
3301	PROM GAMB LOTT/POLICY 1ST	19670901	.	PL	225.1	E	PDO
3302	PROM GAMB BOOKMAKING 1ST	19670901	.	PL	225.1	E	PDO
3303	POSS GAMB RCDS LOTT/POLICY 1ST	19670901	.	PL	225.2	E	PDO
3304	POSS GAMB RCDS BOOKMAKING 1ST	19670901	.	PL	225.2	E	PDO
3401	CRIM MISCHIEF 2ND	19710901	.	PL	145.1	D	PDO
3402	CRIM MISCHIEF 3RD	19710901	.	PL	145.05	E	PDO
3404	CRIM TAMPERING 1ST	19670901	.	PL	145.2	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

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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	205.1	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	205.6	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	135.2	B	VFO
4003	UNLAW IMPRISONMENT 1ST	19670901	.	PL	135.1	E	CVO
4004	CUSTODIAL INTERFERENCE 1ST	19670901	.	PL	135.5	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	215.4	E	PDO
4203	CRIM CONTEMPT 1ST	19720901	.	PL	215.51	E	PDO
4204	UNLAW GRAND JURY DISCLOSURE	19770719	.	PL	215.7	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	210.1	E	PDO
4603	MAKE APP SWORN FALSE STATE 1ST	19670901	.	PL	210.4	E	PDO
4800	BRIBERY 2ND	19730901	19861031	PL	200	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	200.1	D	PDO
4805	REC. REW., OFF. MISCONDUCT 1ST	19730901	.	PL	200.27	C	PDO
4806	REWARDING OFF. MISCONDUCT 2ND	19730901	.	PL	200.2	E	PDO
4807	REC. REW., OFF. MISCONDUCT 2ND	19730901	.	PL	200.25	E	PDO
4808	BRIBE REC BY A JUROR	19670901	.	PL	215.2	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	D	PDO
4812	SPORTS BRIBING	19670901	.	PL	180.4	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

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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	200.5	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	D	PDO
4833	BRIBE REC 2ND	19861101	.	PL	200.11	C	PDO
4834	BRIBE REC 3RD	19861101	.	PL	200.1	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	178.2	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	250.5	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	250.6	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	105.1	E	PDO
6500	CRIM SOLICITATION 1ST	19780901	.	PL	100.13	C	PDO
6501	CRIM SOLICITATION 2ND	19780901	.	PL	100.1	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	275.1	E	PDO
6704	FAIL DISCLOSE ORIGIN REC-1ST	19901101	.	PL	275.4	E	PDO
6705	UNAUTH RECORDING-1ST:ADV SALE	19901101	.	PL	275.3	E	PDO
7001	JO - AGG SEXUAL ABUSE 1ST	19881101	.	PL	130.7	B	VFO
7002	JO - ARSON 1ST	19710901	.	PL	150.2	A	VFO
7003	JO - ARSON 2ND	19710901	.	PL	150.15	B	VFO
7004	JO - ASSAULT 1ST	19670901	19961031	PL	120.1	C	VFO
7005	JO - BURGLARY 1ST	19670901	.	PL	140.3	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	125.2	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

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7012	JO - ROBBERY 2ND	19670901	.	PL	160.1	C	VFO
7013	JO - SODOMY 1ST	19670901	20031031	PL	130.5	B	VFO
7014	JO - ASSAULT 1ST DEGREE	19961101	.	PL	120.1	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	130.5	B	VFO
8000	YOUTHFUL OFFENDER	19841128	.				PDO
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
8043	YOUTHFUL OFFENDER - J.O.	19841128	.				VFO
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	160.1	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	130.5	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	125.2	B	VFO
9508	BURGLARY 1ST (PRIOR 9/1/78)	19670901	19780831	PL	140.3	B	VFO
9509	MURDER 2ND PRE-9/1/78	19670901	19780831	PL	125.25	A	VFO

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