

State of New York
DEPARTMENT OF CORRECTIONS
AND COMMUNITY SUPERVISION

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Albany, New York 12226

**Community Supervision
Legislative Report**

2014



Andrew M. Cuomo
Governor



Anthony J. Annucci
Acting Commissioner

Community Supervision Legislative Report 2014

This report was produced in response to legislation enacted in 2011 that merged the former Department of Correctional Services and the former Division of Parole into the Department of Corrections and Community Supervision. That legislation required the Commissioner of the new agency to provide an annual report to the legislature regarding: parolees released from prison to community supervision, parolees supervised on community supervision, parolees whose community supervision was revoked for violating the conditions of release, parolees who were returned to prison for a new offense, and parolees under community supervision who were transferred out of state to be supervised. This report provides the legislature with the required information. All references to community supervision refer to parole supervision; parolees on probation are not included in the report.

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EXECUTIVE SUMMARY

- There were 22,174 releases to supervision during 2013. This was a decrease of 8% from the 24,082 releases in 2004. (Table 1)
- In 2013, 5,543 or 25% of releases to community supervision were Board Releases. This was a decrease of 58% from the 13,238 Board Releases in 2004. This decrease was primarily a result of the change in drug offender sentencing from indeterminate to determinate beginning in 2004. (Table 1)
- Between 2004 and 2013, the proportion of VFO or A1 Violent Offenders released to community supervision increased from 28% to 41%. During the same period of time, the proportion of Drug Offenders released to community supervision decreased from 44% to 25%. (Table 2)
- Since 2009, the active parolee population under community supervision has declined from 39,102 to 35,967, which represents a decrease of 8%. This reduction is consistent with the 9% decrease in the prison population during the same time period. (Figure 1)
- While the total number of parolees under community supervision decreased between 2008 and 2013, the number of parolees under community supervision for violent offenses increased from 16,299 (40%) at the end of 2008 to 18,385 (51%) at the end of 2013. (Figure 2)
- On December 31, 2013, 26% of parolees on the street were supervised at COMPAS Supervision Level 1 (25:1), 20% at Level 2 (40:1), 30% at Level 3 (80:1), and 22% at Level 4 (160:1). (Table 12)
- The number of ultimate violation process outcomes for parole violators with sustained charges decreased by 3%, from 13,649 in 2009 to 13,224 during 2013. The majority of violation outcomes in 2013 (87%) were ordered to prison, Willard or an Alternative 90 or 45 Day Program while 13% were revoked and restored to the street or a program in the community. (Table 14)
- The number of parolees returned to prison for new felony convictions declined 33% between 2004 and 2013. The number of parolees returned to prison for violating the conditions of parole increased 13% during the same time period. (Table 16)
- While 26% of the parolees being supervised were Level 1, 39% of the parolees returned to prison were Level 1. Conversely, 22% of parolees were supervised at Level 4, but only 7% of parolees returned to prison were Level 4. (Table 21)

- At the end of 2013, there were 1,113 parolees from New York who were being supervised out of state under the Interstate Compact. This is a decline of 19% since 2009. (Table 22).
- At the end of 2013, there were 1,111 parolees from other states who were being actively supervised in New York under the Interstate Compact. This is an increase of 22% since 2009. (Table 23)

Section 1 – Parolees Released to Community Supervision

There are four major mechanisms through which parolees are released to parole supervision in the community: 1) Board of Parole decision, 2) Presumptive Release, 3) Conditional Release, and 4) Other Release. Board releases are the result of the Parole Board making decisions to release parolees from prison to parole supervision. Board releases include releases as a result of final deportation and Shock hearings. Presumptive releases are releases from prison in which the Commissioner of the Department of Corrections and Community Supervision (DOCCS) makes determinations that parolees should be released from prison after having served at least 5/6 of their minimum sentences. For these releases, the Board of Parole sets the conditions of parole supervision in the community. Conditional releases are releases in which parolees have reached their conditional release dates (typically 6/7 of a determinate sentence; 2/3 of an indeterminate sentence) and are automatically released from prison on that date, unless good time has been lost while in prison. The Other Release category includes: being on parole supervision in another state and requesting movement to New York (Cooperative cases), being judicially sentenced to parole supervision (i.e., Judicially Sentenced to the Willard Drug Treatment Campus), being a juvenile offender who ages into the adult criminal justice system and is placed on parole supervision, being placed on parole supervision directly from local jail, and being placed on a specialized sex offender caseload in the community after a determination is made by the court (SIST¹).

- There were 22,174 releases to supervision during 2013. This was a decrease of 8% from the 24,082 releases in 2004 and 3% from the 22,801 releases in 2012. (Table 1)
- In 2013, 5,543 or 25% of releases to community supervision were Board Releases. This was a decrease of 7,695, or 58%, since 2004 and a decrease of 11% since 2012. This decrease was primarily a result of the change in drug offender sentencing from indeterminate to determinate beginning in 2004. (Table 1)
- The number of conditional releases increased by 6,959 or 85% between 2004 and 2013. This was a result of changes in sentencing in New York from primarily indeterminate to primarily determinate. (Table 1)
- Presumptive releases began in 2003 and peaked in 2005 at 2,075 releases. Since then, the number of presumptive releases has decreased by 95% to 94 releases in 2013. (Table 1)

¹ SIST stands for Strict and Intensive Supervision and Treatment. Sex offender parolees can be placed on this type of community supervision caseload as part of the civil management process in New York. Parolees must be referred (usually by DOCCS) for civil management prior to release from prison or discharge from parole supervision and evaluated by the Office of Mental Health (OMH). If OMH determines that the parolee suffers from a “mental abnormality”, the case is referred to the Attorney General for possible litigation. If the Attorney General proceeds with litigation, the parolee is entitled to a jury trial; a unanimous verdict is required for a parolee to be involuntarily confined or placed under intensive supervision. If the court finds that the parolee warrants Civil Management, but can safely be supervised in the community, he or she will be allowed to live in the community while supervised on a SIST caseload, as long as he or she complies with all the conditions set by the Board of Parole, does not break the law and receives the treatment he or she needs. For additional information on this topic, the following report can be referenced: http://criminaljustice.state.ny.us/nsor/somta_report_april2008.pdf.

- Among Other Releases, the number of Juvenile Offenders decreased by 17%, while the number of Judicially Sanctioned offenders increased by 17% between 2004 and 2013. (Table 1)
- The number of Co-Ops released from other states to Community Supervision has increased by 49% since 2004 and 25% since 2012. (Table 1)
- Between 2004 and 2013, the proportion of VFO or A1 Violent Offenders released to community supervision increased from 28% to 41%. During the same period of time, the proportion of Drug Offenders released to community supervision decreased from 44% to 25%. (Table 2)
- The COMPAS supervision model was implemented in January 2012. The four supervision levels and the accompanying supervision ratios (25:1, 40:1, 80:1, and 160:1) and reporting requirements were determined based on a number of risk factors for absconding, risk of any arrest, and risk of VFO arrest. SIST cases are supervised at a 10:1 ratio and are included in the Level 1 category. Sex offenders and discretionary mental health cases are also supervised at Level 1.
- During 2013, 29% of offenders released to supervision were supervised at Level 1 (25:1), 22% were supervised at Level 2 (40:1), 28% at Level 3 (80:1) and 18% at Level 4 (160:1). (Table 3)
- The Western region had the largest proportion of offenders supervised at Level 1 amongst releases during 2013 (32%). Nineteen percent of all parolees supervised at Level 1 were released to the Western region. (Table 3)

TABLE 1. OFFENDERS RELEASED TO COMMUNITY SUPERVISION 2004 to 2013

	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
Releases to Community Supervision										
Board Releases	11,156	10,113	9,236	9,390	8,570	6,490	6,024	5,673	5,433	4,725
Final Deportations	152	163	113	48	83	74	48	65	54	40
Shock Board	1,930	1,726	1,015	855	741	706	790	868	719	778
Total Board	13,238	12,002	10,364	10,293	9,394	7,270	6,862	6,606	6,206	5,543
<i>Board Percent of Total Releases</i>	<i>55%</i>	<i>51%</i>	<i>43%</i>	<i>40%</i>	<i>36%</i>	<i>29%</i>	<i>29%</i>	<i>29%</i>	<i>27%</i>	<i>25%</i>
Presumptive Release	1,586	2,075	1,724	1,243	751	541	268	158	80	94
Total Board/Presumptive Release	14,824	14,077	12,088	11,536	10,145	7,811	7,130	6,764	6,286	5,637
<i>Board/Presumptive Percent of Total Releases</i>	<i>62%</i>	<i>59%</i>	<i>51%</i>	<i>45%</i>	<i>39%</i>	<i>32%</i>	<i>30%</i>	<i>29%</i>	<i>28%</i>	<i>25%</i>
Conditional Releases	8,185	8,518	10,618	13,053	14,662	15,501	15,595	15,230	15,298	15,144
<i>Conditional Percent of Total Releases</i>	<i>34%</i>	<i>36%</i>	<i>45%</i>	<i>50%</i>	<i>57%</i>	<i>63%</i>	<i>65%</i>	<i>66%</i>	<i>67%</i>	<i>68%</i>
Co-Ops from Other States	434	391	430	527	364	522	481	515	518	648
Judicially Sanctioned	538	506	510	476	429	535	539	527	586	627
Juvenile Offenders	101	98	95	95	141	131	102	86	70	84
Local Releases	--	70	98	216	154	117	52	27	20	15
SIST	--	--	--	6	13	30	15	21	23	19
Total Other Releases	1,073	1,065	1,133	1,320	1,101	1,335	1,189	1,176	1,217	1,393
<i>Other Percent of Total Releases</i>	<i>4%</i>	<i>5%</i>	<i>5%</i>	<i>5%</i>	<i>4%</i>	<i>5%</i>	<i>5%</i>	<i>5%</i>	<i>5%</i>	<i>6%</i>
GRAND TOTAL RELEASES	24,082	23,660	23,839	25,909	25,908	24,647	23,914	23,170	22,801	22,174

TABLE 2. ORIGINAL CRIME OF COMMITMENT

OFFENDERS RELEASED TO COMMUNITY SUPERVISION 2004 TO 2013

Calendar Year	A1 Violent and Legislative VFO		Other Coercive		Drug Offenses		Major Property		Other Felony		Youthful Offenders		Total	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
2004	6,791	28%	1,568	6%	10,357	44%	3,284	14%	1,389	6%	693	3%	24,082	100%
2005	6,778	29%	1,508	6%	9,827	41%	3,250	14%	1,519	6%	708	3%	23,590	100%
2006	7,103	30%	1,620	7%	9,389	39%	3,341	14%	1,621	7%	667	3%	23,741	100%
2007	7,804	30%	1,768	7%	9,858	38%	3,573	14%	1,920	8%	770	3%	25,693	100%
2008	8,168	32%	1,738	7%	9,810	40%	3,423	13%	1,793	7%	822	3%	25,754	100%
2009	8,120	33%	1,727	7%	8,935	37%	3,257	13%	1,733	7%	758	3%	24,530	100%
2010	8,227	34%	1,604	7%	8,085	35%	3,355	14%	1,891	8%	700	3%	23,862	100%
2011	8,613	37%	1,607	7%	7,215	32%	3,085	13%	1,956	9%	667	3%	23,143	100%
2012	8,840	39%	1,726	8%	6,181	27%	3,208	14%	2,106	9%	720	3%	22,781	100%
2013	9,009	41%	1,622	7%	5,503	25%	3,282	15%	2,065	9%	678	3%	22,159	100%

Note: CY 2005 excludes 70 Local Releases. CY 2006 excludes 98 Local Releases. CY 2007 excludes 216 Local Releases. CY 2008 excludes 154 Local Releases. CY 2009 excludes 117 Local Releases. CY 2010 excludes 52 Local Releases. CY 2011 excludes 27 Local Releases. CY 2012 excludes 20 Local Releases. CY 2013 excludes 15 Local Releases.

**TABLE 3. COMPAS SUPERVISION LEVEL BY REGION FOR PAROLEES
RELEASED TO COMMUNITY SUPERVISION IN 2013**

Region	Level 1		Level 2		Level 3		Level 4		Pending		Total	
	Number	Percent	Number	Percent								
Queens-LI	896	26%	605	18%	1,062	31%	736	22%	89	3%	3,388	100%
Brooklyn	871	29%	487	16%	938	31%	677	22%	83	3%	3,056	100%
Manhattan	713	27%	526	20%	768	29%	594	22%	65	2%	2,666	100%
Bronx	827	30%	619	22%	706	26%	514	19%	89	3%	2,755	100%
Hudson Valley	849	30%	1,132	40%	507	18%	294	10%	78	3%	2,860	100%
Central NY	970	27%	767	22%	1,094	31%	623	18%	102	3%	3,556	100%
Western	1,197	32%	838	22%	1,061	28%	606	16%	66	2%	3,768	100%
Out of State	2	2%	2	2%	18	14%	53	42%	50	40%	125	100%
Total	6,325	29%	4,976	22%	6,154	28%	4,097	18%	622	3%	22,174	100%

Section 2 – Parolees Under Community Supervision

This section presents information about parolees who were under supervision as of December 31 of a particular year. This population reflects parolees under active supervision and, except where specifically reported, excludes parolees who are incarcerated in DOCCS facilities. Parolees on temporary release from prison and in community preparation status are excluded from the figures.

- Since 2009, the active parolee population under community supervision has declined 8% from 39,102 to 35,967. This reduction is consistent with the 9% decrease in the prison population during the same time period. (Figure 1)
- On December 31, 2013, there were 577 parolees incarcerated in DOCCS facilities. The majority of these individuals (84%) were housed in Parole Program Facilities, including Willard, Edgecombe, Hudson, and Orleans. (Table 5)
- While the total number of parolees under community supervision decreased between 2008 and 2013, the number of parolees under community supervision for violent offenses increased from 16,299 (40%) at the end of 2008 to 18,385 (51%) at the end of 2013. (Figure 2)
- The number of parolees under community supervision for drug offenses decreased 44% from 14,958 at the end of 2008 to 8,331 at the end of 2013. In 2008, 46% of parolees were drug offenders, compared to only 23% in 2013. (Figure 2)
- On December 31, 2013, forty-one percent of the 577 incarcerated parolees were under supervision for Drug Offenses, followed closely by Property and Other offenses (40%). (Table 7)
- Almost half (49%) of the parolees under community supervision on December 31, 2013 were African-American. The median age of these parolees was 37 and half (50%) were from New York City. The large majority (94%) of parolees under supervision were male. (Table 8)
- Nearly two-thirds of parolees under community supervision had a drug abuse history. (Table 8)
- Of the parolees under community supervision, 2,622 or 7% were registered sex offenders. (Table 9A)
- Six percent, or 2,272 of parolees under community supervision at the end of 2013, were female. Among female parolees, 32% were convicted of a Legislative VFO. The next largest crime category was Drug Offenses, which represented 26% of the female parolees. (Tables 10A and 10B)
- On December 31, 2013, there were 105 Juvenile Offenders under community supervision. (Tables 11)
- On December 31, 2013, 26% of parolees on the street were supervised at COMPAS Supervision Level 1 (25:1), 20% at Level 2 (40:1), 30% at Level 3 (80:1), and 22% at Level 4 (160:1). (Table 12)

TABLE 4. COMMUNITY SUPERVISION POPULATION ALLOCATION

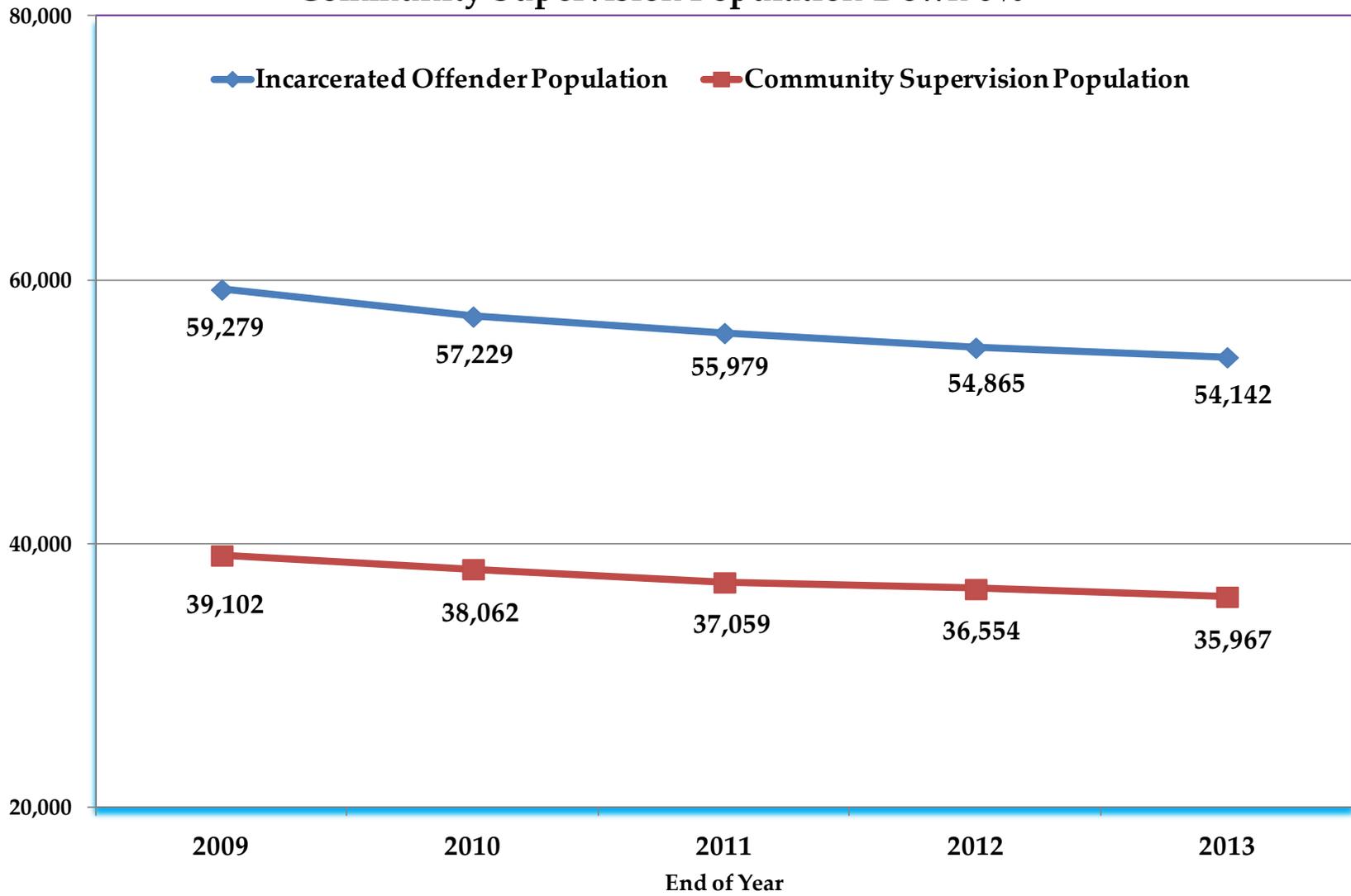
December 31, 2013

Streeted Population (COMPAS Supervision Levels)		
Level 1 (25 parolees to 1 parole officer)	7,127	26%
Level 2 (40 to 1)	5,607	20%
Level 3 (80 to 1)	8,254	30%
Level 4 (160 to 1)	6,139	22%
Pending COMPAS Supervision Level	439	2%
Total Streeted Parolees	27,566	100%
Absconders	3,475	
Other Active ¹	48	
Confined in Local Custody	4,193	
Confined in Federal or Other Facilities	685	
Total Active Parolee Population	35,967	
Incarcerated Parolees in DOCCS Facilities	577	
Out of State Parolees ²	9,646	
Total Parolee Population	46,190	

¹ Parolees whose deaths have not yet been verified or are in Inactive supervision status.

² Parolees who have been deported, transferred to another state via the Interstate Compact or are incarcerated out of state.

**Figure 1. Incarcerated Offender Population Down 9% ;
Community Supervision Population Down 8%**



**TABLE 5. SECURITY LEVEL AND FACILITY BY GENDER
INCARCERATED PAROLEES UNDER CUSTODY DECEMBER 31, 2013**

SECURITY LEVEL AND FACILITY		INMATE GENDER		TOTAL
		MALE	FEMALE	
MAXIMUM SECURITY	BEDFORD HILLS	0	10	10
	DOWNSTATE	14	0	14
	ELMIRA	12	0	12
	FIVE POINTS	33	0	33
	WENDE	1	0	1
	SUBTOTAL	60	10	70
MEDIUM SECURITY	ALBION FEMALE	0	5	5
	FISHKILL	1	0	1
	GROVELAND	1	0	1
	MARCY	4	0	4
	MID-STATE	4	0	4
	ULSTER	4	0	4
SUBTOTAL	14	5	19	
MINIMUM SECURITY	ALBION WORK RELEASE	0	2	2
SUBTOTAL	0	2	2	
PAROLE PROGRAM FACILITY	EDGECOMBE	66	0	66
	HUDSON	13	0	13
	ORLEANS	29	0	29
	WILLARD	339	0	339
	WILLARD FEM	0	39	39
	SUBTOTAL	447	39	486
GRAND TOTAL		521	56	577

Figure 2. Community Supervision Population by Crime Type

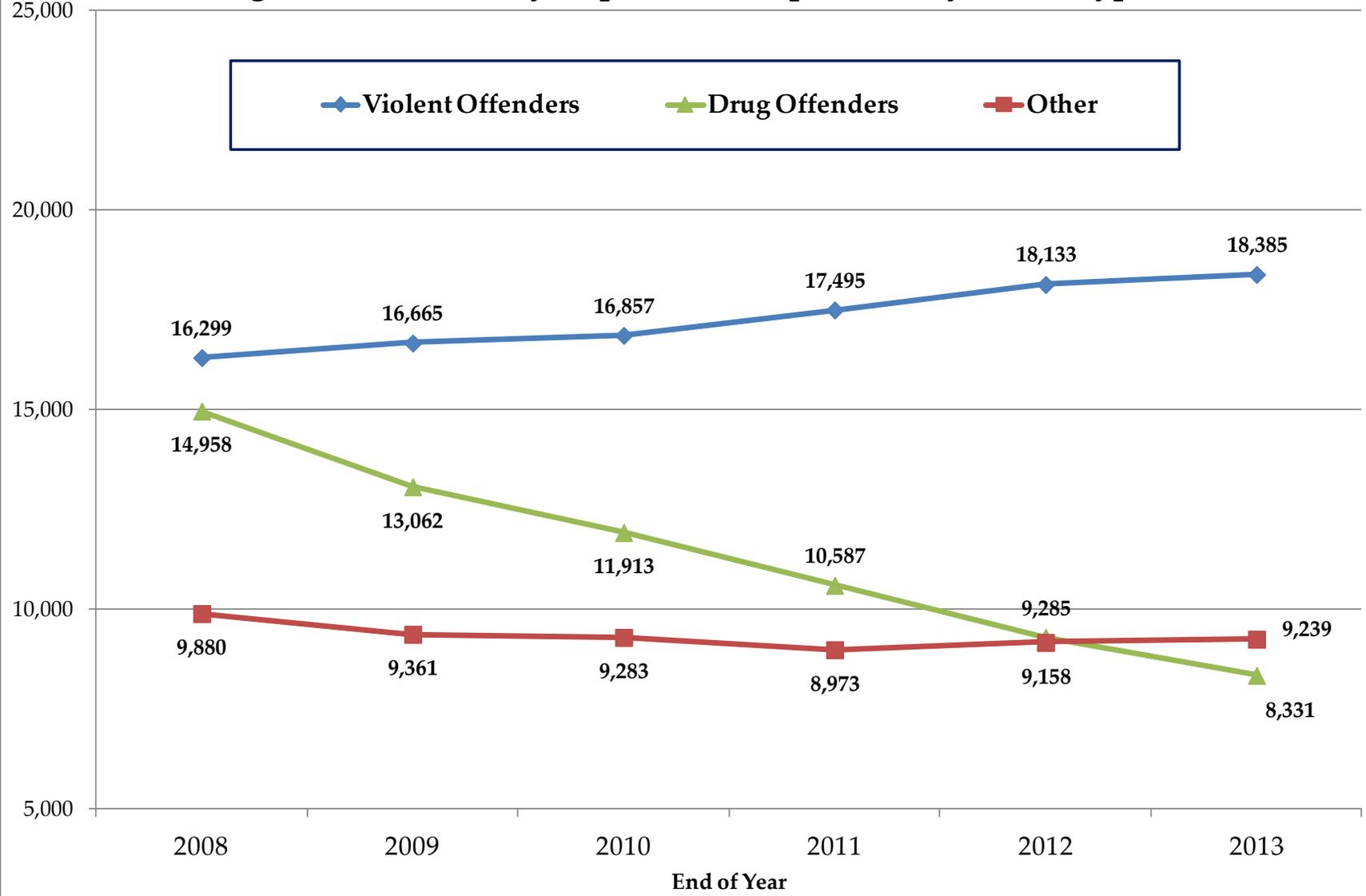


TABLE 6. ORIGINAL CRIME OF COMMITMENT

OFFENDERS UNDER COMMUNITY SUPERVISION

DECEMBER 31

The proportion of Violent Felony Offenders and A1 Violent Offenders among those under supervision has increased in recent years primarily due to early discharge options for non-violent offenders. As of December 31, 2013, half (51 percent) of all offenders under Community Supervision were Violent Felony Offenders while nearly one-fourth (23 percent) were Drug Offenders.

December 31	A1 Violent and Legislative VFO		Other Coercive		Drug Offenses		Major Property		Other Felony		Youthful Offenders		Total	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
2004	14,594	33%	2,172	5%	19,893	45%	4,591	10%	1,782	4%	929	2%	43,961	100%
2005	15,324	36%	2,055	5%	17,548	42%	4,471	11%	1,925	5%	907	2%	42,230	100%
2006	15,744	38%	2,070	5%	16,285	39%	4,407	11%	2,061	5%	843	2%	41,410	100%
2007	16,524	39%	2,174	5%	15,828	38%	4,498	11%	2,231	5%	909	2%	42,164	100%
2008	16,299	40%	2,192	5%	14,958	36%	4,473	11%	2,263	6%	952	2%	41,137	100%
2009	16,665	43%	2,170	6%	13,062	33%	4,130	11%	2,124	5%	937	2%	39,088	100%
2010	16,857	44%	2,065	5%	11,913	31%	4,127	11%	2,276	6%	815	2%	38,053	100%
2011	17,495	47%	2,044	6%	10,587	29%	3,858	10%	2,293	6%	778	2%	37,055	100%
2012	18,133	50%	2,170	6%	9,285	25%	3,851	11%	2,377	6%	760	2%	36,576	100%
2013	18,385	51%	2,070	6%	8,331	23%	3,930	11%	2,493	7%	746	2%	35,955	100%

Notes: The data in this table reflects parolees under community supervision in New York state and excludes parolees incarcerated in DOCCS facilities. The totals reflected in this table do not match the number of parolees under supervision reported in other tables in this report due to Local Releases not having felony convictions.

Major Property includes Burglary 3, Grand Larceny, Forgery and Stolen Property.

**TABLE 7. CRIME BY GENDER
INCARCERATED PAROLEES UNDER CUSTODY ON DECEMBER 31, 2013**

COMMITMENT OFFENSE		INMATE GENDER		TOTAL
		MALE	FEMALE	
VIOLENT FELONY	MURDER	1	0	1
	ROBBERY 1ST	11	0	11
	ROBBERY 2ND	12	0	12
	ASSAULT 1ST	4	0	4
	ASSAULT 2ND	4	0	4
	BURGLARY 1ST	1	0	1
	BURGLARY 2ND	10	0	10
	WEAPONS OFFENSES	6	0	6
	SUBTOTAL	49	0	49
	<i>PERCENT VIOLENT FELONY</i>	9%	--	8%
OTHER COERCIVE	ROBBERY 3RD	17	0	17
	ATT ASSAULT 2ND	5	0	5
	CONSPIRACY 2,3,4	2	1	3
	OTHER WEAPONS	3	0	3
	OTHER COERCIVE	4	1	5
	SUBTOTAL	31	2	33
	<i>PERCENT COERCIVE</i>	6%	4%	6%
DRUG OFFENSES	DRUG SALE	128	17	145
	DRUG POSSESSION	85	8	93
	SUBTOTAL	213	25	238
		<i>PERCENT DRUG OFFENSES</i>	41%	45%
PROPERTY AND OTHER OFFENSES	BURGLARY 3RD	101	9	110
	GRAND LARCENY	39	9	48
	FORGERY	13	6	19
	STOLEN PROPERTY	12	1	13
	DRIVE INTOXICATED	13	2	15
	CONTEMPT 1ST	5	0	5
	ALL OTHER FELONIES	18	1	19
	SUBTOTAL	201	28	229
	<i>PERCENT PROP AND OTHER OFFENSES</i>	39%	50%	40%
YOUTHFUL OFFENDER	SUBTOTAL	26	1	27
	<i>PERCENT YOUTHFUL OFFENDER</i>	5%	2%	5%
JUVENILE OFFENDER	SUBTOTAL	1	0	1
	<i>PERCENT JUVENILE OFFENDER</i>	0%	--	0%
GRAND TOTAL		521	56	577

TABLE 8. COMMUNITY SUPERVISION OFFENDER FACTS*

The community supervision offender population is largely minority, poorly educated, underemployed, and concentrated in urban New York.

December 31, 2013

<p><u>Ethnicity</u> 49% - African American 24% - Hispanic 25% - White 2% - Other</p>	<p><u>Service Needs</u> 63% - Drug Abuse 47% - Alcohol Abuse 61% - Unemployment 37% - No High School Diploma or GED</p>		
<p><u>Sex</u> 94% - Male 6% - Female</p>	<p><u>Residence</u> 50% - New York City 7% - Long Island 43% - Upstate</p>		
<p><u>Age</u> Median 37</p>			
<p style="text-align: center;"><u>Conviction Crime**</u></p> <table border="0" style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> <p><u>A-1 Violent*** and VFO Offenses 51%</u> 16% - Robbery 8% - Burglary 7% - Murder/Manslaughter 7% - Assault 4% - Sex Offenses 8% - Weapons 1% - Kidnapping/Arson</p> <p><u>Other Violent 6%</u> 2% - Robbery 4% - Other</p> </td> <td style="width: 50%; vertical-align: top;"> <p><u>Drugs 23%</u> 14% - Sale 9% - Possession</p> <p><u>Property/Other 18%</u> 5%-Burglary 4% - Larceny 2% - Other theft 3% - DWI 4% - Other</p> <p><u>Youthful Offender 2%</u> 2% - YO</p> </td> </tr> </table>		<p><u>A-1 Violent*** and VFO Offenses 51%</u> 16% - Robbery 8% - Burglary 7% - Murder/Manslaughter 7% - Assault 4% - Sex Offenses 8% - Weapons 1% - Kidnapping/Arson</p> <p><u>Other Violent 6%</u> 2% - Robbery 4% - Other</p>	<p><u>Drugs 23%</u> 14% - Sale 9% - Possession</p> <p><u>Property/Other 18%</u> 5%-Burglary 4% - Larceny 2% - Other theft 3% - DWI 4% - Other</p> <p><u>Youthful Offender 2%</u> 2% - YO</p>
<p><u>A-1 Violent*** and VFO Offenses 51%</u> 16% - Robbery 8% - Burglary 7% - Murder/Manslaughter 7% - Assault 4% - Sex Offenses 8% - Weapons 1% - Kidnapping/Arson</p> <p><u>Other Violent 6%</u> 2% - Robbery 4% - Other</p>	<p><u>Drugs 23%</u> 14% - Sale 9% - Possession</p> <p><u>Property/Other 18%</u> 5%-Burglary 4% - Larceny 2% - Other theft 3% - DWI 4% - Other</p> <p><u>Youthful Offender 2%</u> 2% - YO</p>		

* This information is for parolees under supervision in New York State and excludes parolees incarcerated in New York state correctional facilities.

**All conviction crimes reflect top charge.

***A-1 violent offenses include Murder, Attempted Murder 1st, Arson 1st and Kidnapping 1st. VFOs include other legislatively-designated violent felony offenses.

TABLE 9A. COMMUNITY SUPERVISION OFFENDER CHARACTERISTICS
December 31, 2013

The following table presents the characteristics of offenders supervised within New York State by Region. The figures exclude temporary release, community preparation and parolees incarcerated in DOCCS facilities.

	QUEENS/ LI	BROOKLYN	NYC ABSCONDERS*	MANHATTAN	BRONX	HUDSON VALLEY	CENTRAL NY	WESTERN NY	IN-STATE TOTAL
GENDER									
Male	5,215	5,137	1,530	4,195	4,713	3,858	4,030	5,014	33,692
Female	294	288	104	228	253	278	408	419	2,272
AGE									
16-25 years	860	776	26	532	726	653	802	926	5,301
26-30 years	1,014	838	78	627	771	690	870	992	5,880
31-35 years	984	866	125	629	821	705	747	936	5,813
36-40 years	658	683	149	528	637	519	549	666	4,389
41-50 years	1,202	1,377	504	1,137	1,169	901	863	1,094	8,247
51-60 years	633	695	486	744	660	512	447	639	4,816
61 years or Older	158	190	266	226	182	156	160	180	1,518
RACE/ETHNICITY									
African American	3,002	3,679	525	2,344	2,466	2,080	1,291	2,364	17,751
Hispanic	1,163	1,228	887	1,502	2,166	622	323	537	8,428
White	1,140	384	162	461	229	1,349	2,710	2,415	8,850
Other	191	119	60	103	94	60	91	108	826
Unknown	13	15	0	13	11	25	23	9	109
DRUG ABUSE HISTORY									
Yes	3,143	2,615	913	2,315	2,915	2,699	3,047	4,065	21,712
No	2,174	2,649	381	1,911	1,868	1,286	1,241	1,198	12,708
Unknown	192	161	340	197	183	151	150	170	1,544
ALCOHOL ABUSE HISTORY									
Yes	2,221	1,771	650	1,542	1,568	2,085	2,693	3,787	16,317
No	3,096	3,491	625	2,684	3,216	1,899	1,593	1,476	18,080
Unknown	192	163	359	197	182	152	152	170	1,567
EMPLOYMENT STATUS**									
Employed	1,459	1,026	N/A	845	1,322	1,172	1,188	1,540	8,552
Unemployed	2,317	2,886	N/A	1,977	2,194	1,872	2,078	2,539	15,863
Unable to be Employed	160	154	N/A	335	152	173	312	352	1,638
Unknown	226	216	N/A	221	187	205	186	206	1,447
EDUCATION									
No Degree	1,820	2,240	938	1,885	2,279	1,158	1,280	1,765	13,365
High School Grad/GED	3,386	2,896	656	2,282	2,428	2,663	2,993	3,507	20,811
At Least Some College	303	289	40	256	259	315	165	161	1,788
ORIGINAL CONVICTION OFFENSE									
A-1 Violent	203	313	17	159	223	125	59	136	1,235
Legislative VFO	2,905	3,104	576	2,260	2,451	1,829	1,506	2,517	17,148
Other Coercive	288	327	73	193	238	248	345	358	2,070
Drug Offenses	1,175	906	784	1,218	1,445	911	949	946	8,334
Major Property	505	460	123	359	340	529	868	749	3,933
Other Felony	314	221	38	186	182	417	560	580	2,498
Youthful Offender	119	94	23	48	87	77	151	147	746
SEX OFFENDER REGISTRY OFFENSE									
Yes	270	328	92	298	145	291	631	567	2,622
No	5,239	5,097	1,542	4,125	4,821	3,845	3,807	4,866	33,342
TOTAL CASES	5,509	5,425	1,634	4,423	4,966	4,136	4,438	5,433	35,964 ***

Notes:

* NYC Absconder Caseloads assigned to the Bureau of Special Services.

** Employment status based on active offenders under supervision only.

*** Excludes 5 unassigned offenders and includes 14 Local releases.

TABLE 9B. COMMUNITY SUPERVISION OFFENDER CHARACTERISTICS

December 31, 2013

The following table presents the characteristics of offenders supervised within New York State by Region. The figures exclude temporary release, community preparation and incarcerated parolees and have been adjusted for missing information.

	QUEENS/ LI	BROOKLYN	NYC ABSCONDERS*	MANHATTAN	BRONX	HUDSON VALLEY	CENTRAL NY	WESTERN NY	IN-STATE TOTAL
GENDER									
Male	95%	95%	94%	95%	95%	93%	91%	92%	94%
Female	5%	5%	6%	5%	5%	7%	9%	8%	6%
AGE									
16-25 years	16%	14%	2%	12%	15%	16%	18%	17%	15%
26-30 years	18%	15%	5%	14%	15%	17%	20%	18%	16%
31-35 years	18%	16%	8%	14%	16%	17%	17%	17%	16%
36-40 years	12%	13%	9%	12%	13%	12%	12%	12%	12%
41-50 years	22%	25%	30%	26%	24%	22%	19%	20%	23%
51-60 years	12%	13%	30%	17%	13%	12%	10%	12%	14%
61 years or Older	2%	4%	16%	5%	4%	4%	4%	4%	4%
RACE/ETHNICITY									
African American	54%	68%	32%	53%	50%	50%	29%	44%	49%
Hispanic	21%	23%	54%	34%	43%	15%	7%	10%	24%
White	21%	7%	10%	11%	5%	33%	61%	44%	25%
Other	4%	2%	4%	2%	2%	2%	3%	2%	2%
DRUG ABUSE HISTORY									
Yes	59%	50%	71%	55%	61%	68%	71%	77%	63%
No	41%	50%	29%	45%	39%	32%	29%	23%	37%
ALCOHOL ABUSE HISTORY									
Yes	42%	34%	51%	36%	33%	52%	63%	72%	47%
No	58%	66%	49%	64%	67%	48%	37%	28%	53%
EMPLOYMENT STATUS**									
Employed	37%	25%	N/A	27%	36%	36%	33%	35%	33%
Unemployed	59%	71%	N/A	63%	60%	58%	58%	57%	61%
Unable to be Employed	4%	4%	N/A	10%	4%	6%	9%	8%	6%
EDUCATION									
No Degree	32%	41%	58%	42%	46%	28%	29%	32%	37%
High School Grad/GED	62%	54%	40%	52%	49%	64%	67%	65%	58%
At Least Some College	6%	5%	2%	6%	5%	8%	4%	3%	5%
ORIGINAL CONVICTION OFFENSE									
A-1 Violent	4%	6%	1%	4%	4%	3%	1%	2%	3%
Legislative VFO	53%	57%	35%	51%	49%	44%	34%	46%	48%
Other Coercive	5%	6%	5%	4%	5%	6%	8%	7%	6%
Drug Offenses	21%	17%	48%	28%	29%	22%	21%	17%	23%
Major Property	9%	8%	8%	8%	7%	13%	20%	14%	11%
Other Felony	6%	4%	2%	4%	4%	10%	13%	11%	7%
Youthful Offender	2%	2%	1%	1%	2%	2%	3%	3%	2%
SEX OFFENDER REGISTRY OFFENSE									
Yes	5%	6%	6%	7%	3%	7%	14%	10%	7%
No	95%	94%	94%	93%	97%	93%	86%	90%	93%
TOTAL CASES									
	5,509	5,425	1,634	4,423	4,966	4,136	4,438	5,433	35,964 ***

Notes:

* NYC Absconder Caseloads assigned to the Warrant Squads and Bureau of Special Services.

** Employment status based on active offenders under supervision only.

*** Excludes 5 unassigned offenders and includes 14 Local releases.

TABLE 10A. CHARACTERISTICS OF FEMALE OFFENDERS UNDER COMMUNITY SUPERVISION
December 31, 2013

The following table presents the characteristics of offenders supervised within New York State by Region. The figures exclude temporary release, community preparation and parolees incarcerated in DOCCS facilities.

	QUEENS/ LI	BROOKLYN	NYC ABSCONDERS*	MANHATTAN	BRONX	HUDSON VALLEY	CENTRAL NY	WESTERN NY	IN-STATE TOTAL
AGE									
16-25 years	41	39	1	24	28	40	70	44	287
26-30 years	46	44	3	30	41	44	87	86	381
31-35 years	51	34	10	34	41	48	72	68	358
36-40 years	39	40	4	20	35	34	56	60	288
41-50 years	80	88	33	78	72	66	94	109	620
51-60 years	32	35	39	38	33	40	24	42	283
61 years or Older	5	8	14	4	3	6	5	10	55
RACE/ETHNICITY									
African American	131	177	38	120	132	102	79	125	904
Hispanic	52	63	43	62	100	32	15	20	387
White	101	44	20	44	20	138	301	258	926
Other	10	4	3	1	1	5	13	13	50
Unknown	0	0	0	1	0	1	0	3	5
DRUG ABUSE HISTORY									
Yes	159	119	57	130	160	178	305	310	1,418
No	117	161	22	88	84	88	88	101	749
Unknown	18	8	25	10	9	12	15	8	105
ALCOHOL ABUSE HISTORY									
Yes	129	79	37	89	84	135	260	296	1,109
No	147	201	40	129	160	131	133	115	1,056
Unknown	18	8	27	10	9	12	15	8	107
EMPLOYMENT STATUS**									
Employed	59	44	NA	31	44	74	90	108	450
Unemployed	148	172	NA	106	132	148	239	225	1,170
Unable to be Employed	20	15	NA	34	9	12	33	43	166
Unknown	14	11	NA	13	9	16	17	9	89
EDUCATION									
No Degree	107	144	63	104	148	90	115	107	878
High School Grad/GED	167	134	39	110	96	173	279	298	1,296
At Least Some College	20	10	2	14	9	15	14	14	98
ORIGINAL CONVICTION OFFENSE									
A-1 Violent	11	10	0	6	3	2	1	0	33
Legislative VFO	119	128	20	89	88	87	67	129	727
Other Coercive	19	16	5	12	19	17	27	21	136
Drug Offenses	78	54	63	63	109	52	112	65	596
Major Property	44	50	10	44	22	81	135	120	506
Other Felony	19	21	4	11	8	35	57	78	233
Youthful Offender	4	9	2	3	4	4	9	6	41
SEX OFFENDER REGISTRY OFFENSE									
Yes	6	6	0	2	1	3	8	6	32
No	288	282	104	226	252	275	400	413	2,240
TOTAL CASES	294	288	104	228	253	278	408	419	2,272

Notes:

* NYC Absconder Caseloads assigned to the Warrant Squads and Bureau of Special Services.

** Employment status based on active offenders under supervision only.

TABLE 10B. CHARACTERISTICS OF FEMALE OFFENDERS UNDER COMMUNITY SUPERVISION
December 31, 2013

The following table presents the characteristics of offenders supervised within New York State by Region. The figures exclude temporary release, community preparation and incarcerated parolees and have been adjusted for missing information.

	QUEENS/ LI	BROOKLYN	NYC ABSCONDERS*	MANHATTAN	BRONX	HUDSON VALLEY	CENTRAL NY	WESTERN NY	IN-STATE TOTAL
AGE									
16-25 years	14%	13%	1%	10%	11%	14%	17%	11%	13%
26-30 years	16%	15%	3%	13%	16%	16%	21%	21%	17%
31-35 years	17%	12%	10%	15%	16%	18%	18%	16%	16%
36-40 years	13%	14%	4%	9%	14%	12%	14%	14%	13%
41-50 years	27%	31%	32%	34%	29%	24%	23%	26%	27%
51-60 years	11%	12%	37%	17%	13%	14%	6%	10%	12%
61 years or Older	2%	3%	13%	2%	1%	2%	1%	2%	2%
RACE/ETHNICITY									
African American	45%	62%	37%	53%	52%	37%	19%	30%	40%
Hispanic	18%	22%	41%	27%	40%	11%	4%	5%	17%
White	34%	15%	19%	19%	8%	50%	74%	62%	41%
Other	3%	1%	3%	1%	0%	2%	3%	3%	2%
DRUG ABUSE HISTORY									
Yes	58%	43%	72%	60%	66%	67%	78%	75%	65%
No	42%	57%	28%	40%	34%	33%	22%	25%	35%
ALCOHOL ABUSE HISTORY									
Yes	47%	28%	48%	41%	34%	51%	66%	72%	51%
No	53%	72%	52%	59%	66%	49%	34%	28%	49%
EMPLOYMENT STATUS**									
Employed	26%	19%	N/A	18%	24%	32%	25%	29%	25%
Unemployed	65%	75%	N/A	62%	71%	63%	66%	60%	66%
Unable to be Employed	9%	6%	N/A	20%	5%	5%	9%	11%	9%
EDUCATION									
No Degree	36%	50%	60%	46%	58%	32%	28%	26%	39%
Some High School	57%	46%	38%	48%	38%	62%	68%	71%	57%
High School Grad/GED	7%	4%	2%	6%	4%	6%	4%	3%	4%
At Least Some College									
ORIGINAL CONVICTION OFFENSE									
A-1 Violent	4%	4%	0%	3%	1%	1%	0%	0%	2%
Legislative VFO	40%	44%	19%	39%	35%	31%	16%	31%	32%
Other Coercive	7%	6%	5%	5%	7%	6%	7%	5%	6%
Drug Offenses	26%	19%	60%	28%	43%	19%	28%	15%	26%
Major Property	15%	17%	10%	19%	9%	29%	33%	29%	22%
Other Felony	7%	7%	4%	5%	3%	13%	14%	19%	10%
Youthful Offender	1%	3%	2%	1%	2%	1%	2%	1%	2%
SEX OFFENDER REGISTRY OFFENSE									
Yes	2%	2%	0%	1%	<1%	1%	2%	1%	1%
No	98%	98%	100%	99%	100%	99%	98%	99%	99%
TOTAL CASES	294	288	104	228	253	278	408	419	2,272

Notes:

* NYC Absconder Caseloads assigned to the Warrant Squads and Bureau of Special Services.

** Employment status based on active offenders under supervision only.

TABLE 11. CHARACTERISTICS OF JUVENILE OFFENDERS UNDER COMMUNITY SUPERVISION
December 31, 2013

The following table presents the characteristics of juvenile offenders supervised within New York State by Region. The figures exclude temporary release, community preparation and unassigned cases and have been adjusted for missing information.

	QUEENS/ LI	BROOKLYN	NYC ABSCONDERS*	MANHATTAN	BRONX	HUDSON VALLEY	CENTRAL NY	WESTERN NY	IN-STATE TOTAL
GENDER									
Male	11	23	3	9	15	12	10	14	97
Female	2	2	2	0	1	1	0	0	8
TOTAL GENDER	13	25	5	9	16	13	10	14	105
AGE									
16-17 years	2	3	0	2	3	2	2	4	18
18-20 years	8	18	0	3	10	9	6	8	62
21-22 years	2	4	0	3	3	2	1	2	17
23-24 years	0	0	1	0	0	0	1	0	2
25 years or Older	1	0	4	1	0	0	0	0	6
TOTAL AGE	13	25	5	9	16	13	10	14	105
RACE/ETHNICITY									
African American	8	20	2	4	12	10	9	11	76
Hispanic	3	4	1	5	4	0	0	1	18
White	1	0	0	0	0	3	1	1	6
Other	1	1	2	0	0	0	0	1	5
TOTAL RACE/ETHNICITY	13	25	5	9	16	13	10	14	105
DRUG ABUSE HISTORY									
Yes	10	16	4	4	10	9	7	6	66
No	3	9	1	5	6	4	3	8	39
TOTAL DRUG ABUSE	13	25	5	9	16	13	10	14	105
ALCOHOL ABUSE HISTORY									
Yes	5	8	4	3	6	6	3	4	39
No	8	17	1	6	10	7	7	10	66
TOTAL ALCOHOL ABUSE	13	25	5	9	16	13	10	14	105
EMPLOYMENT STATUS**									
Employed	1	1	N/A	1	1	2	3	3	12
Unemployed	8	16	N/A	4	10	7	3	7	55
Unable to be Employed	1	1	N/A	0	0	0	0	1	3
TOTAL EMPLOYMENT	10	18	N/A	5	11	9	6	11	70
EDUCATION									
Grade School Only	2	0	3	0	0	0	1	1	7
Some High School	1	2	0	1	0	0	1	1	6
High School Grad/GED	0	2	0	0	3	2	2	0	9
TOTAL EDUCATION	3	4	3	1	3	2	4	2	22
ORIGINAL CONVICTION OFFENSE									
A-1 Violent	0	0	1	0	0	0	0	0	1
Legislative VFO	5	7	2	5	11	10	4	6	50
Youthful or Juvenile Offender	8	18	2	4	5	3	6	8	54
TOTAL ORIG. CONVICTION	13	25	5	9	16	13	10	14	105
SEX OFFENDER REGISTRY OFFENSE									
Yes	0	0	0	0	0	0	0	0	0
No	13	25	5	9	16	13	10	14	105
TOTAL SEX OFFENDER	13	25	5	9	16	13	10	14	105
TOTAL CASES	13	25	5	9	16	13	10	14	105

Notes:

* NYC Absconder Caseloads assigned to the Warrant Squads and Bureau of Special Services.

** Employment status based on active offenders under supervision only.

TABLE 12. COMPAS SUPERVISION LEVEL BY REGION FOR PAROLEES IN THE COMMUNITY

December 31, 2013

	Level 1		Level 2		Level 3		Level 4		Pending		Total	
	Number	Percent	Number	Percent								
Queens-LI	1,007	24%	731	18%	1,371	33%	980	24%	73	2%	4,162	100%
Brooklyn	1,107	26%	680	16%	1,376	32%	1,042	24%	77	2%	4,282	100%
Manhattan	1,022	30%	584	17%	937	28%	779	23%	56	2%	3,378	100%
Bronx	864	22%	803	21%	1,211	31%	897	23%	80	2%	3,855	100%
Hudson Valley	839	25%	1,251	37%	761	22%	501	15%	70	2%	3,422	100%
Central NY	1,076	29%	708	19%	1,113	30%	838	22%	29	1%	3,764	100%
Western	1,202	26%	845	18%	1,468	32%	1,069	23%	53	1%	4,637	100%
Total	7,117	26%	5,602	20%	8,237	30%	6,106	22%	438	2%	27,500	100%

Note: this table reflects parolees supervised on the street in New York state and excludes those in the violation process, incarcerated in DOCCS facilities and out of state or in ICE custody, and absconders at large.

Section 3 - VIOLATION PROCESS

There are three major outcomes associated with violations of the conditions of parole supervision: return to prison, placement in an alternative program, and restoration to the community. A parolee can be ordered returned to prison to serve a time assessment imposed at a parole revocation hearing. It is possible that a parolee will serve the full time assessment in local jail rather than prison because he or she was also facing local criminal charges. Another sanction that can be imposed for the violation of parole supervision is placement in an alternative program, such as drug treatment at the Willard Drug Treatment Campus. Finally, a parolee can have his or her parole supervision revoked, but be restored to community supervision, frequently with an additional condition to participate in specified programming in the community.

- Of the 15,693 warrants issued in 2013, 36% were issued to parolees supervised at Level 1, 31% at Level 2, 24% at Level 3 and 8% at Level 4. About half of the parolees under supervision were supervised at Level 1 or 2, but two-thirds of warrants issued were to individuals supervised at Levels 1 or 2. (Table 13)
- Between 2009 and 2013, the number of ultimate violation process outcomes for parole violators with sustained charges decreased by 3%, from 13,649 in 2009 to 13,224 in 2013. In 2013, the majority (87%) were ordered to prison, Willard or an Alternative 90 or 45 Day Program, while 13% were revoked and restored to the street or a program in the community. (Table 14)
- Between 2009 and 2013, the total violation outcomes in which a parolee was Ordered Returned to Prison, Willard or an Alternative program decreased from 88% to 87%. (Table 14)
- Parolees who had a parole violation that resulted in the revocation of parole supervision and return to prison have consistently made up the largest category of violation process outcomes. In 2013, 64% of violations resulted in a decision of Revoke and Ordered Returned to Prison. (Table 14)
- Between 2009 and 2013, the number of violations resulting in parolees being returned to prison decreased by 10%. During that time period, the proportion of Revoke and Ordered Returned to Prison decisions decreased from 69% to 64%. (Table 14)
- In 2009, 19% of violations resulted in placement at Willard (including the Alt 90 program) or in the Edgecombe Alt 45 program. By 2013, the proportion of violations resulting in placement in these programs increased to 23%. (Table 14)

TABLE 13. 2013 WARRANTS ISSUED BY SUPERVISION LEVEL

Supervision Level	Type of Warrant							
	Absconder		New Arrest		Rule Violation		Total	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent
1 (25:1)	2,007	33%	1,817	33%	1,815	44%	5,639	36%
2 (40:1)	2,096	35%	1,665	30%	1,159	28%	4,920	31%
3 (80:1)	1,464	24%	1,507	27%	797	20%	3,768	24%
4 (160:1)	413	7%	491	9%	266	7%	1,170	8%
Pending	86	1%	65	1%	45	1%	196	1%
TOTAL	6,066	100%	5,545	100%	4,082	100%	15,693	100%

Supervision Level for Parolees in the Community	
December 31, 2013	
1 (25:1)	26%
2 (40:1)	20%
3 (80:1)	30%
4 (160:1)	22%
Pending	2%
TOTAL	100%

**TABLE 14. ULTIMATE DISPOSITIONS FOR VIOLATIONS
WITH CHARGES SUSTAINED**

	2009		2010		2011		2012		2013	
	Total	Percent								
Revoke and Ordered Returned to Prison	9,392	68.8%	8,886	65.7%	8,705	64.8%	8,502	64.2%	8,415	63.6%
Revoke and Restore to Willard - Mandatory	1,067	7.8%	1,022	7.6%	937	7.0%	935	7.1%	877	6.6%
Revoke and Restore to Willard - Voluntary	179	1.3%	158	1.2%	172	1.3%	201	1.5%	163	1.2%
Alternative 90 Day Program	1,229	9.0%	1,433	10.6%	1,718	12.8%	1,654	12.5%	1,804	13.6%
Alternative 45 Day Program	175	1.3%	139	1.0%	64	0.5%	121	0.9%	197	1.5%
TOTAL ORDERED TO PRISON, WILLARD OR ALT PROGRAM	12,042	88.2%	11,638	86.1%	11,596	86.3%	11,413	86.2%	11,456	86.6%
Revoke and Restore to Street or Program	1,607	11.8%	1,884	13.9%	1,839	13.7%	1,829	13.8%	1,768	13.4%
TOTAL OUTCOMES	13,649	100%	13,522	100%	13,435	100%	13,242	100%	13,224	100%

Revoke and Restore to Street - Time Served

666

633

563

424

411

Notes: Revoke and Ordered Returned to Prison includes some cases that were ultimately restored to supervision after serving the complete time assessment while in local jail, with no return to prison. The subset of these cases are presented below the table.

Cases included in the table had their VIOLATORS record closed during the year reported.

In November 2007, the Alternate 90 Day program was introduced. The considerable reduction in Voluntary Willard cases following this date reflects cases that went to Willard under this new process.

Section 4 – PAROLEES REMOVED FROM COMMUNITY SUPERVISION

Parolees are removed from community supervision as a result of being returned to prison for violating the conditions of release, being convicted of a new offense, or being successfully discharged. Parolees are successfully discharged after reaching their Maximum Expiration date, thereby completing their sentence, or prior to the completion of their sentence through one of the early discharge mechanisms, including Merit Termination², Mandatory Termination³, and Board Three Year Discharge⁴.

- In 2013, 54% of parolees removed from Community Supervision were discharged. This was a decrease from 59% in 2004. (Table 15)
- There were 12,595 discharges from Community Supervision in 2013. The majority of these discharges, 8,577 or 68%, were parolees who reached the Maximum Expiration of their sentences. This was a higher proportion than in 2004 when 59% of discharges were a result of a maximum expiration of sentence. (Table 15)
- Twenty five percent of parolees discharged in 2013 (3,092) received an early discharge. This was a decrease from 2004, when 35% of parolees received an early discharge. (Table 15)
- In 2013, 46% of parolees removed from Community Supervision were returned to prison. This was an increase from 41% in 2004 and 45% in 2012 and a decrease from a high of 47% in 2007. (Table 15)
- The number of parolees returned to prison for new felony convictions declined 33% since 2004, from 2,112 to 1,410 in 2013. These returns made up 6% of all removals from supervision in 2013, down from 8% in 2004. The number of parolees returned for new felony convictions increased by 3% (+47) between 2012 and 2013. (Table 16)
- There were 9,294 rule violators removed from community supervision in 2013, including 1,964 parolees sent to the Alternate 90 Day and Alternate 45 Day programs. This was an increase of 13% since 2004. These returns comprised 40% of all removals from supervision in 2013, up from 33% in 2004. (Table 16)
- Among the 52,307 parolees who spent time under active supervision in 2013, 3% were returned to prison with new court convictions. This represents a slight decrease from 4% in 2004. (Table 16)

² For those under DOCCS community supervision for a felony drug conviction, a mandatory termination of sentence must be granted, by law, after either two or three continuous years of unrevoked suspension, with the time period dependent upon the felony class of the instant offense.

³ DOCCS has the discretionary authority to discharge eligible non-violent offenders from their sentence after either one or two continuous years of unrevoked supervision, depending upon the felony class of the instant offense.

⁴ The Board of Parole has the authority to grant discharge prior to the expiration of sentence to statutorily eligible offenders under DOCCS community supervision following three continuous years of unrevoked suspension.

- In 2013, 18% of the 52,307 parolees who spent time under active supervision were returned to prison as rule violators. This was an increase from 15% in 2004. (Table 16)
- Between 2004 and 2013, the proportion of A1 Violent/Legislative VFO offenders among parolees returned with new convictions increased from 27% to 46%, while the proportion of Drug Offenders decreased from 48% to 27%. This is consistent with the changes in the representation of these offenses among the supervised population. (Table 17)
- Similar to returns for new convictions, between 2004 and 2013, the proportion of A1 Violent/Legislative VFO offenders amongst rule violators returned to prison has steadily increased from 25% to 44%, while the proportion of Drug Offenders has decreased from 47% to 24%. (Table 19)
- Among 2013 returns to prison, there was an inverse relationship between supervision level and rate of return. Specifically, 39% of returns were among offenders supervised at Level 1, while 7% of returns were among offenders supervised at Level 4. (Table 21)
- While 46% of parolees under supervision in the community on December 31, 2013 were supervised at Level 1 or 2, 68% of parolees returned to prison were supervised at Levels 1 or 2. (Table 21)

TABLE 15. PAROLEES REMOVED FROM COMMUNITY SUPERVISION: 2004-2013

	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
Removals from Community Supervision										
Total Returned for Rule Violations	8,244	8,092	9,432	9,907	10,350	9,332	9,087	9,186	9,292	9,294
<i>ALT 90 Day</i>	--	--	--	188	1,323	1,190	1,403	1,696	1,689	1,781
<i>ALT 45 Day</i>	--	--	--	--	30	172	138	63	124	183
<i>Rule Violations Percent of Total Removals</i>	33%	33%	39%	39%	38%	35%	36%	38%	39%	40%
Returned New Felony Convictions	2,112	2,093	2,088	1,968	1,710	1,553	1,538	1,496	1,363	1,410
<i>New Felony Percent of Total Removals</i>	8%	8%	9%	8%	6%	6%	6%	6%	6%	6%
Total Returned to Prison	10,356	10,185	11,520	11,875	12,060	10,885	10,625	10,682	10,655	10,704
<i>Returned Percent of Total Removals</i>	41%	41%	47%	47%	44%	41%	42%	44%	45%	46%
Total Discharges	14,902	14,606	12,759	13,350	15,237	15,967	14,654	13,736	13,090	12,595
Merit Termination	3,814	2,160	1,468	1,051	1,022	2,375	1,964	2,276	2,496	2,100
Mandatory Termination	--	2,655	1,850	2,045	1,861	1,358	853	543	258	163
Three Year Discharge	1,414	685	840	1,016	1,172	938	866	890	925	829
Maximum Expiration of Sentence	8,747	8,123	7,656	8,216	9,962	10,374	10,129	9,248	8,681	8,577
Other Discharge From Supervision	927	983	945	1,022	1,220	922	842	779	735	926
<i>Discharge Percent of Total Removals</i>	59%	59%	53%	53%	56%	59%	58%	56%	55%	54%
GRAND TOTAL REMOVALS	25,258	24,791	24,279	25,225	27,297	26,852	25,279	24,418	23,745	23,299

TABLE 16. PAROLEES RETURNED TO PRISON: 2004 to 2013

Return Reason	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013
New Court Conviction	2,112	2,093	2,088	1,968	1,710	1,553	1,538	1,496	1,363	1,410
	3.8%	3.5%	3.6%	3.3%	2.8%	2.7%	2.7%	2.7%	2.6%	2.7%
Violating Conditions of Parole¹	8,244	8,092	9,432	9,907	10,350	9,332	9,087	9,186	9,292	9,294
	14.7%	13.7%	16.4%	16.8%	17.1%	16.0%	16.1%	16.8%	17.4%	17.8%
Total Prison Returns During Year	10,356	10,185	11,520	11,875	12,060	10,885	10,625	10,682	10,655	10,704
	18.5%	17.3%	20.0%	20.1%	19.9%	18.6%	18.9%	19.6%	20.0%	20.5%
Dynamic Population²	56,068	58,967	57,579	59,117	60,526	58,461	56,267	54,553	53,284	52,307

¹ Included in the number of offenders returned for violating conditions of Parole are cases ordered to the Department's Alternative 90 and Alternative 45 day programs. The number of Alt 90 entrants was 188 for 2007; 1,323 for 2008; 1,190 for 2009; 1,403 for 2010; 1,696 for 2011; 1,689 for 2012 and 1,781 for 2013. The number of Alt 45 entrants was 30 for 2008; 172 for 2009; 138 for 2010; 63 for 2011; 124 for 2012 and 183 for 2013.

² The dynamic population reflects the number of people who spent at least some time under active supervision (start of year active population plus all releases to supervision) over the course of the year.

**TABLE 17. PAROLEES RETURNED TO PRISON AS NEW COMMITMENTS: 2004 TO 2013
ORIGINAL CRIME OF COMMITMENT**

The number of Drug Offenders returned to prison after conviction of a new felony has decreased by 63 percent since 2004.

This reflects the combined impact of decreases in the drug offender population under supervision and significant numbers of drug offenders return rule violations before they commit new crimes. In 2013, 381 Drug Offenders were returned to DOCCS for committing new crimes.

Calendar	A1 Violent and Legislative VFO		Other Coercive		Drug Offenses		Major Property		Other Felony		Youthful Offenders		Total	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
2004	566	27%	83	4%	1,020	48%	325	15%	66	3%	52	2%	2,112	100%
2005	588	28%	82	4%	969	46%	346	17%	60	3%	48	2%	2,093	100%
2006	612	29%	89	4%	931	45%	314	15%	80	4%	62	3%	2,088	100%
2007	607	31%	81	4%	869	44%	303	15%	55	3%	53	3%	1,968	100%
2008	533	31%	78	5%	722	42%	257	15%	70	4%	50	3%	1,710	100%
2009	516	33%	70	5%	601	39%	254	16%	69	4%	43	3%	1,553	100%
2010	631	41%	70	5%	493	32%	248	16%	51	3%	45	3%	1,538	100%
2011	599	40%	57	4%	470	31%	257	17%	69	5%	44	3%	1,496	100%
2012	583	43%	61	4%	386	28%	230	17%	75	6%	28	2%	1,363	100%
2013	654	46%	68	5%	381	27%	201	14%	69	5%	37	3%	1,410	100%

TABLE 18. ORIGINAL COMMITMENT OFFENSE OF NEW FELONY RETURNS TO PRISON: 2009 TO 2013

COMMITMENT OFFENSE	2009		2010		2011		2012		2013	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
A1 VIOLENT OFFENSES										
Murder, Murder 1st & 2nd										
Attempted Murder 1st	8	1%	6	<1%	10	1%	8	1%	14	1%
Kidnapping 1st	0	<1%	0	--	0	--	0	--	0	--
Arson 1st	0	<1%	0	--	0	--	0	--	0	--
TOTAL A1 Violent	8	1%	6	<1%	10	1%	8	1%	14	1%
LEGISLATIVE VFO										
Attempted Murder 2nd	10	1%	10	1%	10	1%	9	1%	18	1%
Manslaughter 1st	18	1%	10	1%	11	1%	14	1%	16	1%
Rape 1st	2	0%	6	<1%	5	<1%	6	<1%	8	1%
Robbery 1st	87	6%	112	7%	105	7%	97	7%	112	8%
Robbery 2nd	106	7%	157	10%	136	9%	122	9%	153	11%
Assault 1st	29	2%	22	1%	25	2%	15	1%	25	2%
Other Assault	30	2%	51	3%	47	3%	48	4%	36	3%
Burglary 1st	15	1%	10	1%	12	1%	8	1%	13	1%
Burglary 2nd	109	7%	111	7%	124	8%	138	10%	125	9%
Attempted Arson 1st, Arson 2nd	1	<1%	2	<1%	1	<1%	0	--	0	--
Sodomy 1st	3	<1%	3	<1%	4	<1%	3	<1%	2	<1%
Sexual Abuse	7	<1%	7	<1%	9	<1%	4	<1%	9	1%
Weapons Offense	91	6%	123	8%	95	6%	109	8%	121	9%
Terrorism/False Bombing	0	--	0	--	0	--	0	--	1	<1%
Attempted Kidnapping 1st, Kidnapping 2nd	0	--	1	<1%	5	<1%	2	<1%	1	<1%
TOTAL Legislative VFO	508	33%	625	41%	589	39%	575	42%	640	45%
OTHER COERCIVE										
Manslaughter 2nd	3	<1%	3	<1%	0	--	1	<1%	2	<1%
Other Homicide	0	--	0	--	1	<1%	0	--	1	<1%
Robbery 3rd	44	3%	45	3%	34	2%	36	3%	35	2%
Attempted Assault 2nd	7	<1%	8	1%	9	<1%	10	1%	12	1%
Other Sex Offenses	2	<1%	2	<1%	3	<1%	5	<1%	7	<1%
Other Coercive	14	1%	12	1%	10	1%	9	1%	11	1%
TOTAL Other Coercive	70	5%	70	5%	57	4%	61	4%	68	5%
DRUG OFFENSES										
Drug Sale	335	22%	293	19%	254	17%	200	15%	222	16%
Drug Possession	266	17%	200	13%	216	14%	186	14%	159	11%
TOTAL Drug Offenses	601	39%	493	32%	470	31%	386	28%	381	27%
MAJOR PROPERTY										
Burglary 3rd	114	7%	116	8%	133	9%	127	9%	93	6.60%
Grand Larceny	78	5%	68	4%	64	4%	61	4%	53	3.76%
Forgery	36	2%	29	2%	30	2%	14	1%	23	1.63%
Stolen Property	26	2%	35	2%	30	2%	28	2%	32	2.27%
TOTAL Major Property	254	16%	248	16%	257	17%	230	17%	201	14%
OTHER FELONY										
Driving While Intoxicated	23	1%	10	1%	22	1%	22	2%	15	1%
Non-Violent Weapons Offense	14	1%	14	1%	11	1%	20	1%	16	1%
All Other Felonies	32	2%	27	2%	36	2%	33	2%	38	3%
TOTAL Other Felony	69	4%	51	3%	69	5%	75	6%	69	5%
YOUTHFUL										
Youthful Offenders	43	3%	45	3%	44	3%	28	2%	37	3%
TOTAL YO	43	3%	45	3%	44	3%	28	2%	37	3%
GRAND TOTAL	1,553	100%	1,538	100%	1,496	100%	1,363	100%	1,410	100%

**TABLE 19. PAROLEES RETURNED TO PRISON FOR RULE VIOLATIONS: 2004 TO 2013
ORIGINAL CRIME OF COMMITMENT**

In 2013, 4,075 Violent Felony Offenders were returned to prison for rule violations. As the proportion of Drug Offenders under supervision has decreased, the number of drug offenders returned to prison for rule violations has also decreased. In 2004, nearly half (47%) of all rule violation returns were drug offenders and one quarter (25%) were violent felony offenders. In 2013, less than one-quarter (24%) of rule violation returns were drug offenders and 44% were violent felony offenders.

Calendar Year	A1 Violent and Legislative VFO		Other Coercive		Drug Offenses		Major Property		Other Felony		Youthful Offenders		Total	
	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent	Number	Percent
2004	2,044	25%	511	6%	3,848	47%	1,243	15%	369	4%	229	3%	8,244	100%
2005	2,192	27%	561	7%	3,453	43%	1,257	16%	358	4%	271	3%	8,092	100%
2006	2,829	30%	611	6%	3,707	39%	1,522	16%	478	5%	285	3%	9,432	100%
2007	3,036	31%	667	7%	3,808	38%	1,526	15%	569	6%	301	3%	9,907	100%
2008	3,382	33%	652	6%	3,808	37%	1,566	15%	615	6%	327	3%	10,350	100%
2009	3,119	33%	617	7%	3,418	37%	1,351	14%	544	6%	283	3%	9,332	100%
2010	3,268	36%	642	7%	3,045	34%	1,328	15%	534	6%	270	3%	9,087	100%
2011	3,487	38%	586	6%	2,886	31%	1,373	15%	575	6%	279	3%	9,186	100%
2012	3,889	42%	620	7%	2,539	27%	1,319	14%	614	7%	311	3%	9,292	100%
2013	4,075	44%	719	8%	2,186	24%	1,384	15%	627	7%	303	3%	9,294	100%

TABLE 20. ORIGINAL COMMITMENT OFFENSE OF RULE RETURNS TO PRISON: 2009 TO 2013

COMMITMENT OFFENSE	2009		2010		2011		2012		2013	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
A1 VIOLENT OFFENSES										
Murder, Murder 1st & 2nd										
Attempted Murder 1st	32	<1%	43	<1%	39	<1%	65	1%	54	1%
Kidnapping 1st	1	<1%	2	<1%	1	<1%	1	<1%	1	<1%
Arson 1st	0	<1%	1	<1%	0	--	1	<1%	1	<1%
TOTAL A1 Violent	33	<1%	46	1%	40	<1%	67	1%	56	1%
LEGISLATIVE VFO										
Attempted Murder 2nd	52	1%	50	1%	55	1%	64	1%	53	1%
Manslaughter 1st	79	1%	75	1%	68	1%	93	1%	93	1%
Rape 1st	92	1%	109	1%	74	1%	115	1%	124	1%
Robbery 1st	466	5%	463	5%	487	5%	548	6%	532	6%
Robbery 2nd	653	7%	733	8%	796	9%	814	9%	829	9%
Assault 1st	117	1%	117	1%	126	1%	148	2%	146	2%
Other Assault	330	4%	348	4%	364	4%	366	4%	396	4%
Burglary 1st	59	1%	69	1%	75	1%	77	1%	86	1%
Burglary 2nd	557	6%	550	6%	620	7%	695	7%	757	8%
Attempted Arson 1st, Arson 2nd	16	<1%	15	<1%	14	<1%	19	<1%	24	<1%
Sodomy 1st	68	1%	74	1%	62	1%	103	1%	97	1%
Sexual Abuse	171	2%	178	2%	208	2%	217	2%	259	3%
Weapons Offense	410	4%	425	5%	487	5%	552	6%	599	6%
Terrorism/False Bombing	3	<1%	5	<1%	3	<1%	4	<1%	6	<1%
Attempted Kidnapping 1st, Kidnapping 2nd	13	<1%	11	<1%	8	<1%	7	<1%	18	<1%
TOTAL Legislative VFO	3,086	33%	3,222	35%	3,447	37%	3,822	41%	4,019	43%
OTHER COERCIVE										
Manslaughter 2nd	11	<1%	16	<1%	8	<1%	15	<1%	11	<1%
Other Homicide	3	<1%	2	<1%	13	<1%	6	<1%	6	<1%
Robbery 3rd	296	3%	315	3%	295	3%	278	3%	312	3%
Attempted Assault 2nd	86	1%	89	1%	78	1%	100	1%	119	1%
Other Sex Offenses	131	1%	112	1%	112	1%	132	1%	161	2%
Other Coercive	90	1%	108	1%	80	1%	89	1%	110	1%
TOTAL Other Coercive	617	7%	642	7%	586	6%	620	7%	719	8%
DRUG OFFENSES										
Drug Sale	2,377	25%	2,052	23%	1,948	21%	1,658	18%	1,415	15%
Drug Possession	1,041	11%	993	11%	938	10%	881	9%	771	8%
TOTAL Drug Offenses	3,418	37%	3,045	34%	2,886	31%	2,539	27%	2,186	24%
MAJOR PROPERTY										
Burglary 3rd	564	6%	603	7%	656	7%	637	7%	694	7%
Grand Larceny	387	4%	375	4%	375	4%	349	4%	355	4%
Forgery	192	2%	178	2%	174	2%	157	2%	178	2%
Stolen Property	208	2%	172	2%	168	2%	176	2%	157	2%
TOTAL Major Property	1,351	14%	1,328	15%	1,373	15%	1,319	14%	1,384	15%
OTHER FELONY										
Driving While Intoxicated	155	2%	154	2%	171	2%	154	2%	128	1%
Non-Violent Weapons Offense	84	1%	86	1%	86	1%	101	1%	100	1%
All Other Felonies	305	3%	294	3%	319	3%	359	4%	399	4%
TOTAL Other Felony	544	6%	534	6%	575	6%	614	7%	627	7%
YOUTHFUL OFFENDERS										
Youthful Offenders	283	3%	270	3%	279	3%	311	3%	303	3%
TOTAL YO	283	3%	270	3%	279	3%	311	3%	303	3%
GRAND TOTAL	9,332	100%	9,087	100%	9,186	100%	9,292	100%	9,294	100%

TABLE 21. PAROLEES RETURNED TO PRISON DURING 2013 BY SUPERVISION LEVEL

Supervision Level	Return Reason						Supervision Level for Parolees in the Community December 31, 2013	
	New Court Conviction		Violating Conditions of Parole		Total			
	Number	Percent	Number	Percent	Number	Percent		
1 (25:1)	507	36%	3,704	40%	4,211	39%	1 (25:1)	26%
2 (40:1)	410	29%	2,738	29%	3,148	29%	2 (40:1)	20%
3 (80:1)	383	27%	2,029	22%	2,412	23%	3 (80:1)	30%
4 (160:1)	98	7%	619	7%	717	7%	4 (160:1)	22%
Pending	12	1%	204	2%	216	2%	Pending	2%
TOTAL	1,410	100%	9,294	100%	10,704	100%	TOTAL	100%

Section 5 – PAROLEES SUPERVISED OUT OF STATE

- At the end of 2013, there were 1,113 parolees from New York who were being actively supervised out of state under the Interstate Compact.
- Between 2009 and 2013, the number of parolees being supervised out of state decreased by 269 or 19%.
- During 2013, 616 parolees were transferred out of New York to complete their community supervision under the Interstate Compact. This was a decrease of 65 or 10% from the 681 transfers in 2012.

**TABLE 22. PAROLEES SUPERVISED OUT OF STATE
UNDER THE INTERSTATE COMPACT
DECEMBER 31**

<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
1,382	1,362	1,321	1,291	1,113

Section 6 – PAROLEES SUPERVISED FROM OTHER STATES

- At the end of 2013, there were 1,111 parolees from other states who were being actively supervised in New York under the Interstate Compact.
- Between 2009 and 2013, the number of parolees from other states being supervised increased by 198 or 22%.
- During 2013, 650 parolees were transferred from other states to New York to complete their community supervision under the Interstate Compact. This was an increase of 106 or 19% from the 544 transfers in 2012.

TABLE 23. PAROLEES FROM OTHER STATES SUPERVISED IN NEW YORK UNDER THE INTERSTATE COMPACT DECEMBER 31

<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
913	948	986	1,050	1,111

TABLE 24. PAROLEES FROM OTHER STATES SUPERVISED IN NEW YORK BY COMPAS SUPERVISION LEVEL

Supervision Level	Number	Percent
1 (25:1)	123	11%
2 (40:1)	154	14%
3 (80:1)	252	23%
4 (160:1)	254	23%
Pending	328	30%
TOTAL	1,111	100%

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