

## **ACT 570 IMPACT ASSUMPTIONS & TRENDS**

This section contains a summary of initiatives passed in Act 570 that are assumed to affect the prison population, the original assumptions behind each reduction and a baseline CY2010 measurement for each initiative. We have tracked these assumptions through 2015 to determine the actual versus the assumed impacts.

All assumptions for ACT 570 have been built into the forecast scenario.

### **A. Merging of Sentencing Guidelines and Judgement and Commitment and Departure Form**

Act 570 required the Arkansas Sentencing Commission (ASC) to collaborate with the Administrative Office of the Courts (AOC) to develop and implement an integrated sentencing and commitment and departure form that will also include:

- Demographic information including the race and ethnicity of both the offender and the victim or victims;
- The placement decision;
- Sentence length;
- Any departure from the sentencing guidelines on placement and sentence length;
- The number of months above or below the presumptive sentence;
- Justification for the departure;

The State of Arkansas began using the new form on January 1, 2012 and the ASC is required to produce annual reports regarding compliance with sentencing guidelines, including the application of voluntary presumptive standards, and departures from the standards. The report must include:

- Data collected from each county; and
- Both a county-by-county and statewide accounting of the results including without limitation:
  - Sentences to the Department of Correction and Department of Community Correction;
  - The average sentence length for sentences by offense type and seriousness level according to the sentencing guidelines;
  - The percentage of sentences that are an upward departure from the sentencing guidelines; and
  - The average number of months above the recommended sentence.

The report is filed each year after the initial year and includes data from prior years (2012 forward). The ASC is also required to prepare and conduct annual continuing legal education seminars regarding the sentencing guidelines to be presented to judges, prosecuting attorneys and their deputies, and public defenders and their deputies, as so required. The first full report was issued in November 2013 and updates have been released annually since.

***The above changes were assumed to reduce the overall net sentences for offenders in levels 1-5 by 20% (return to CY 2002 levels). No diversions are assumed in this impact.***

Below is a summary of CY 2010 - CY 2015 new sentences for levels 1-5.

**TABLE 1  
NEW COMMITMENT AVERAGE SENTENCES TO ADC  
EXCLUDING PAROLE AND PROBATION VIOLATORS  
2010 - 2015**

New Crime SL-Group	2010	2011	2012	2013	2014	2015
	Average Sentence (mos.)	Average Sentence (mos.)	Average Sentence (mos.)	Average Sentence (mos.)	Average Sentence (mos.)	Average Sentence (mos.)
Seriousness level 1	66.0	-	35.9	60.0	36.0	13.4
Seriousness level 2	43.0	43.1	40.5	36.5	38.9	43.0
Seriousness level 3	56.5	47.3	61.8	42.6	39.1	32.7
Seriousness level 4	81.7	71.6	88.1	72.2	63.2	62.5
Seriousness level 5	97.7	131.8	107.4	91.6	79.7	71.6

*Source: ADC CY 2011 – 2015 admissions data extract file; Note: excludes parole and probation violators*

### **B. Parole Release Risk Instrument/Expedited Parole Release from Jail**

There are two main changes to parole board practices described in ACT 570. Beginning January 1, 2012, the Parole Board is required to conduct a risk assessment review of all parole applications and before ordering the release of any prisoner. He/she shall be interviewed by the board or a panel designated by the board. In addition, the Parole Board was required to work with ADC to create a procedure to release parole eligible offenders from jail.

**TABLE 2  
ARKANSAS DEPARTMENT OF CORRECTION  
OFFENDERS (RELEASED VIA DISCHARGE OR PAROLE) HELD BEYOND TRANSFER  
ELIGIBILITY DATE IN 2010 - 2015**

ID-Group*	Total Released via Discharge/Parole	Total Held Beyond Transfer Eligibility Date	Percent Held Beyond Transfer Eligibility Date	For those held beyond TE Date, Average Number of months held over
<b>2010</b>				
New Commitments – Males	3,222	1,840	57.1%	6.7
New Commitments – Females	472	273	57.8%	2.9
<b>TOTAL</b>	<b>3,694</b>	<b>2,113</b>	<b>57.2%</b>	<b>6.2</b>
<b>2011</b>				
New Commitments – Males	3,378	1,806	53.5%	6.1
New Commitments – Females	529	219	41.4%	4.0
<b>TOTAL</b>	<b>3,907</b>	<b>2,025</b>	<b>51.8%</b>	<b>5.8</b>
<b>2012</b>				
New Commitments – Males	3,173	1,520	47.9%	7.5
New Commitments – Females	451	225	49.9%	3.5
<b>TOTAL</b>	<b>3,624</b>	<b>1,745</b>	<b>48.2%</b>	<b>7.0</b>
<b>2013</b>				
New Commitments – Males	3,421	1,503	43.9%	9.6
New Commitments – Females	592	270	45.6%	3.6
<b>TOTAL</b>	<b>4,013</b>	<b>1,773</b>	<b>44.2%</b>	<b>8.6</b>
<b>2014</b>				
New Commitments – Males	3,205	1,596	49.8%	8.8
New Commitments – Females	599	400	66.8%	2.8
<b>TOTAL</b>	<b>3,804</b>	<b>1,996</b>	<b>52.5%</b>	<b>7.6</b>
<b>2015</b>				
New Commitments – Males	3,432	1,828	53.3%	7.5
New Commitments – Females	682	384	56.3%	3.3
<b>TOTAL</b>	<b>4,114</b>	<b>2,212</b>	<b>53.8%</b>	<b>6.8</b>

\*Excludes those with an offense date before 1/1/94, lifers, parole violator returns and 70%-ers.  
Source: ADC extract data release files

In addition to revising parole release practices, beginning October 1, 2011, the Parole Board shall submit an annual report to the Chairpersons of the House and Senate Judiciary Committees, the Legislative Council, the Board of Corrections, the Governor and the Commission on Disparity in Sentencing showing the number of persons who make application for parole and those who are granted or denied parole during the previous month for each criminal offense classification.

The report shall include:

- a breakdown by race of all persons sentenced in each criminal offense classification;
- the reason for each denial of parole;
- the results of the risk-needs assessment; and
- the course of action that accompanies each denial.

The board is required to cooperate with and upon request make presentations and provide various reports, to the extent the board's budget will allow, to the Legislative Council concerning board policy and criteria on discretionary offender programs and services.

***The combination of these efforts was assumed to decrease the number of offenders held beyond their transfer eligibility date to 25 percent. Offenders held beyond their transfer eligibility date were assumed to remain an additional 3 months before release.***

### C. Changes in Drug Statutes

A series of changes were made to controlled substance statutes.

***The described drug status changes were assumed to have a projected impact on approximately 265 admissions and to save an average of 10 months in length of stay.***

**TABLE 3  
NEW CRIME 2010 - 2015 DRUG ADMISSIONS**

Drug Crime	N	Percent of New prison commits	Avg. Prison Sentence (mos.)	Number of Probation Admits	Avg. Prob. Term (mos.)
2010					
Drug paraphernalia	71	2.8%	62.1	458	46.4
Manuf/Deliv/possession controlled substance	1,351	28.3%	97.4	3,397	47.2
Total	1,488	31.1%	91.4	3,855	47.1
2011					
Drug paraphernalia	78	1.8%	48.3	459	46.9
Manuf/Deliv/possession controlled substance	1,262	29.1%	79.1	3,262	46.9
Total	1,340	30.9%	77.3	3,721	46.9
2012					
Drug paraphernalia	89	1.9%	41.3	267	45.7
Manuf/Deliv/possession controlled substance	1,249	26.6%	66.8	2,512	46.3
Total	1,338	28.5%	65.1	2,782	46.2
2013					
Drug paraphernalia	132	2.6%	53.8	349	44.7
Manuf/Deliv/possession controlled substance	1,307	26.2%	62.7	2,573	46.9

<b>Drug Crime</b>	<b>N</b>	<b>Percent of New prison commits</b>	<b>Avg. Prison Sentence (mos.)</b>	<b>Number of Probation Admits</b>	<b>Avg. Prob. Term (mos.)</b>
Total	1,439	28.9%	61.2	2,922	46.6
<b>2014</b>					
Drug paraphernalia	252	5.1%	53.5	718	45.8
Manuf/Deliv/possession controlled substance	1,430	29.2%	62.0	2,905	49.1
Total	1,682	34.3%	60.8	3,623	48.6
<i>2015 continued on the next page</i>					
<b>2015</b>					
Drug paraphernalia	289	5.4%	50.3	795	46.8
Manuf/Deliv/possession controlled substance	1,469	27.2%	58.9	3,048	49.4
Total	1,758	32.5%	57.5	3,843	48.9

*Source: ADC admissions data extract file; ACC probation admissions extract file*

*\*Excludes lifers and 70% and 50%ers.*

**TABLE 4  
2015 DRUG ADMISSIONS BY STATUTE**

Statute	Statue Description	New		Old		Total	
		N	Avg. Sent. (mos.)	N	Avg. Sent. (mos.)	N	Avg. Sent. (mos.)
<b>5-64-401</b>	<b>Man./delivery/poss. Sched. I/II</b>	<b>6</b>	<b>4.1</b>	230	67.7	236	66.1
5-64-402	Offenses relating to records	30	94.8	3	30.7	33	89.0
5-64-403	Controlled substances	11	14.0	22	71.8	33	52.5
5-64-419	Possession of CS	483	32.2	0	-	483	37.7
5-64-420	Poss. meth/coke with intent to deliver	233	91.5	0	-	233	91.5
5-64-422	Delivery meth/coke	231	81.6	0	-	231	81.6
5-64-423	Man. meth/coke	4	54.0	0	-	4	54.0
5-64-424	Poss. Sched. I/II with purpose to deliver	30	67.1	0	-	30	67.1
5-64-426	Delivery of Sched. I/II (not meth/coke)	53	43.6	0	-	53	43.6
5-64-427	Man. of Sched. I/II (not meth/coke)	0	-	0	-	0	-
5-64-428	Poss. Sched. III with purpose to deliver	5	48.0	0	-	5	46.0
5-64-430	Delivery Sched. III	21	50.2	0	-	21	50.2
5-64-431	Man. Sched. III	0	-	0	-	0	-
5-64-432	Poss. Sched. IV/V with purpose to deliver	4	42.0	0	-	4	42.0
5-64-434	Delivery Sched. IV/V	9	16.7	0	-	9	16.7
5-64-435	Man. Sched. IV/V	0	-	0	-	0	-
5-64-436	Poss. Sched. VI with purpose to deliver	80	46.8	0	-	80	46.8
5-64-438	Delivery Sched. VI	17	47.6	0	-	17	38.3
5-64-439	Man. Sched. VI	4	45.0	0	-	4	45.0
5-64-440	Trafficking	11	126.5	0	-	11	126.5
5-64-441	Poss. Counterfeit substance	4	28.5	0	-	4	28.5
5-64-442	Del./Man. Counterfeit substance	7	43.3	0	-	7	43.3
5-64-443	Paraphernalia	289	50.3	0	-	132	56.1
5-64-444	Drug paraphernalia	0	-	0	-	0	-
5-64-445	Advertisement	1	3.0	0	-	1	3.0
5-64-802	Illegal drug paraphernalia business	0	-	0	-	0	-
5-64-1102	Poss. of ephedrine	3	36.0	3	64.0	6	50.0
<b>Total</b>		<b>1,536</b>	<b>56.0</b>	<b>258</b>	<b>65.6</b>	<b>1,637</b>	<b>57.4</b>

Source: ADC admissions data extract file

### D. Changes in Theft/Property Threshold Amounts

A series of changes were made to update the theft/property threshold amounts.

*The described theft/property status changes were assumed to have a projected impact of approximately 85 admissions and to save an average of 9 months in length of stay.*

**TABLE 5  
NEW CRIME PROPERTY CRIME ADMISSIONS COMPARISON WITH 2010**

Statute	Statute Description	2010 Admissions				2013 Admissions			
		Number Prison Admits	Avg. Prison Sentence (mos.)	Number Probation Admits	Avg. Prob. Term (mos.)	Number Prison Admits	Avg. Prison Sentence (mos.)	Number Probation Admits	Avg. Prob. Term (mos.)
5-36-103	Theft of property	403	74.2	1,093	46.6	435	66.5	989	47.8
5-36-104	Theft of services	1	60.0	14	30.4	0	-	9	40.5
5-36-106	Theft by receiving	128	61.5	411	45.5	135	55.3	291	45.6
5-37-207	Fraudulent use of credit card	22	28.7	181	45.9	26	39.1	74	44.4
5-37-303	Theft of wireless services	0	-	0	-	0	-	0	-
5-37-305	Hot check	46	38.0	408	45.5	2	43.2	114	39.7
5-38-203	Criminal mischief I	25	35.1	182	38.9	22	58.4	115	42.1
5-38-204	Criminal mischief II	6	47.0	35	32.4	5	9.2	22	45.8
<b>Total</b>		<b>631</b>	<b>65.6</b>	<b>2,324</b>	<b>45.2</b>	<b>625</b>	<b>62.4</b>	<b>1,614</b>	<b>46.2</b>
Statute	Statute Description	2014 Admissions				2015 Admissions			
		Number Prison Admits	Avg. Prison Sentence (mos.)	Number Probation Admits	Avg. Prob. Term (mos.)	Number Prison Admits	Avg. Prison Sentence (mos.)	Number Probation Admits	Avg. Prob. Term (mos.)
5-36-103	Theft of property	346	64.6	1,006	48.3	279	54.6	935	48.0
5-36-104	Theft of services	0	-	29	52.2	1	12.0	27	46.7
5-36-106	Theft by receiving	158	58.7	380	47.9	124	51.0	338	46.7
5-37-207	Fraudulent use of credit card	17	54.3	71	45.0	14	54.9	69	48.4
5-37-303	Theft of wireless services	0	-	0	-	0	-	0	-
5-37-305	Hot check	6	85.0	75	37.1	7	49.3	68	39.2
5-38-203	Criminal mischief I	32	59.3	121	42.9	27	69.2	109	40.4
5-38-204	Criminal mischief II	2	24.0	18	35.7	2	30.0	17	36.7
<b>Total</b>		<b>561</b>	<b>62.3</b>	<b>1,700</b>	<b>47.1</b>	<b>454</b>	<b>54.2</b>	<b>1,563</b>	<b>46.7</b>

Source: ADC CY 2010 - 2015 admissions data extract file; ACC CY 2010 - 2015 probation admissions extract file

**TABLE 6  
2015 PROPERTY CRIME ADMISSIONS BY STATUTE**

Statute	Statute Description	New		Old		Total	
		Number	Avg. Sent. (mos.)	Number	Avg. Sent. (mos.)	Number	Avg. Sent. (mos.)
5-36-103	Theft of property	193	57.1	86	48.8	279	54.5
5-36-104	Theft of services	1	12.0	0	-	1	12.0
5-36-106	Theft by receiving	90	49.9	34	54.0	124	51.0
5-37-207	Fraudulent use of credit card	4	46.5	10	58.3	14	54.9
5-37-303	Theft of wireless services	0	-	0	-	0	-
5-37-305	Hot check	3	44.0	4	53.2	7	30.4
5-38-203	Criminal mischief I	20	79.5	7	39.8	27	69.2
5-38-204	Criminal mischief II	0	-	2	30.0	2	30.0
<b>Total</b>		<b>311</b>	<b>56.0</b>	<b>143</b>	<b>50.1</b>	<b>454</b>	<b>54.2</b>

*Source: ADC admissions data extract file*



## **E. Earned Discharge from Parole and Probation**

Section 82 of Act 570 created provisions for earned discharge and completion of sentence from parole and probation.

If a person is incarcerated for an eligible felony, whether by an immediate commitment or after his or her probation is revoked, and after he or she is moved to community supervision through parole or transfer by the Parole Board, or if he or she is placed on probation, he or she is immediately eligible to begin earning daily credits that shall count toward reducing the number of days he or she is otherwise required to serve until he or she has completed the sentence.

Credits equal to thirty (30) days per month for every month that the offender complies with court-ordered conditions and a set of predetermined criteria established by the ACC in consultation with judges, prosecuting attorneys, and defense counsel shall accrue while the person is on parole or probation.

The ACC shall calculate the number of days the person has remaining to serve on parole or probation before that person completes his or her sentence. The number of days shall be recalculated on a monthly basis to reflect the application of any credits earned under this subchapter. The department shall have sole discretion to forfeit any credits a person earns under this subchapter unless otherwise provided for in this section. The award or forfeiture of any credits earned under this subchapter is not subject to appeal or judicial review. A person convicted of another felony offense while on parole or probation may result in the forfeiture of any credits.

The following felony offenses shall be eligible for earned discharge and completion of the sentence under this subchapter: All Class D, Class C, and Class B felonies, except:

- An offense for which sex offender registration is required under the Sex Offender Registration Act of 1997;
- A felony involving violence under A.C.A. § 5-4-501(d)(2);
- Kidnapping, Manslaughter, or Driving while intoxicated;
- All Class A controlled substance offenses; and
- A Class Y felony.

Earned discharge from parole and probation is broken into 3 impacts: (1) prison savings, (2) parole inactive population savings and (3) probation inactive population savings. Prison impact savings are assumed to be based on a reduction in additional sentence time for new felony conviction parole violators returned to prison and a reduction in probation technical violators returned to prison.

*It was assumed there would be approximately 66 admissions reduction in probation violators returned. It was also assumed approximately 29% of parole violators returned to prison will serve roughly 10 months less with earned good time on parole.*

**TABLE 7  
2014 & 2015 PAROLE REVOCATIONS TO ADC BY OFFENSE**

Offense Group	Number	% Total	Percent Prison Admissions	Avg. Sentence (mos.)				
					2014		2015	
Murder	23	0.5%	0.2%	295.5	25	0.5%	0.2%	291
Assault	58	1.4%	0.6%	56.9	61	1.2%	0.6%	57.8
Sex crime	184	4.4%	1.9%	125.9	183	3.6%	1.7%	119.8
Robbery	323	7.7%	3.3%	147.7	315	6.2%	3.0%	135.2
Drug distribution	1,352	32.1%	14.0%	112.4	1,469	28.9%	13.9%	112.2
Other drug	184	4.4%	1.9%	96.4	259	5.1%	2.4%	75.6
Burglary	867	20.6%	9.0%	111.7	1,016	20.0%	9.6%	107.3
Battery	238	5.7%	2.5%	91.2	280	5.5%	2.6%	87
Theft	431	10.2%	4.5%	101.3	534	10.5%	5.0%	93.8
Fraud	14	0.3%	0.1%	72.7	25	0.5%	0.2%	67.4
Forgery	117	2.8%	1.2%	83.5	152	3.0%	1.4%	71.6
Weapons/explosives	171	4.1%	1.8%	124.9	203	4.0%	1.9%	115.6
DWI	21	0.5%	0.2%	47.7	15	0.3%	0.1%	44.2
Other violent	139	3.3%	1.4%	110.8	147	2.9%	1.4%	109.4
Other property	82	1.9%	0.8%	117.7	61	1.2%	0.6%	88.6
Other non-violent	130	3.1%	1.3%	98.9	178	3.5%	1.7%	76.3
Criminal attempt	26	0.6%	0.3%	115.1	20	0.4%	0.2%	139.8
Criminal conspiracy	13	0.3%	0.1%	96.4	15	0.3%	0.1%	121.5
Unknown	117	2.8%	1.2%	224.5	124	2.3%	1.2%	181.5
<b>All</b>	<b>4,490</b>	<b>100.0%</b>	<b>46.5%</b>	<b>113.6</b>	<b>5,082</b>	<b>100.0%</b>	<b>47.9%</b>	<b>106.5</b>

*Source: ADC CY 2014 & 2015 admissions data extract file; 'unknowns' are cases in the data extract file for which the offense cannot be determined.*

**TABLE 8**  
**2010 - 2015 TOTAL PROBATION REVOCATIONS TO ADC**

Revocations	Number	Estimated Percent of Prison Admissions
2010 Prob. Revs.	1,296	16.9%
2011 Prob. Revs.	1,100	15.5%
2012 Prob. Revs.	1,370	22.2%
2013 Prob. Revs.	1,649	17.9%
2014 Prob. Revs.	1,505	15.6%
2015 Prob. Revs.	1,527	14.4%

*Source: ACC CY 2010 probation release extract file; 2011- 2015 ADC admissions extract file*

## **F. 120 Day Early Release for Non-Violent Offenders**

From section 105 of ACT 570, an inmate serving a sentence in the Department of Correction may be released from incarceration to electronic monitoring (EM) if the:

- Inmate has served one hundred twenty (120) days of his or her sentence;
- Sentence was not the result of a jury or bench verdict;
- Inmate has an approved parole plan;
- Inmate was sentenced from a cell in the sentencing guidelines that does not include incarceration in the presumptive range;
- Conviction is for a Class C or Class D felony;
- Conviction is not for a crime of violence, regardless of felony level;
- Conviction is not a sex offense, regardless of felony level;
- Conviction is not for manufacture of methamphetamine;
- Conviction is not for possession of drug paraphernalia with the purpose to manufacture methamphetamine, if the conviction is a Class C felony or higher;
- Conviction is not a crime involving the threat of violence or bodily harm;
- Conviction is not for a crime that resulted in a death; and
- Inmate has not previously failed drug court program.

The Director of ADC or the Director of ACC shall make the factors of consideration known to the Parole Board for consideration of electronic monitoring. The Board of Corrections shall promulgate rules that will establish policy and procedures for an electronic monitoring program. An inmate released from incarceration on parole under this section shall be supervised by the ACC using electronic monitoring until the inmate's transfer eligibility date or for at least ninety (90) days of full compliance by the inmate, whichever is sooner. The term of electronic monitoring shall not exceed the maximum number of years of imprisonment or supervision to which the inmate could be sentenced. The length of time the defendant participates on electronic monitoring program and any good time credit awarded shall be credited against the defendant's sentence.

***It was assumed that approximately 35% of all offenders meeting the early release electronic monitoring criteria will be released at 120 days.***

**TABLE 9  
NEW COMMITMENTS BY SENTENCING GUIDELINE QUALIFICATION 2015**

Seriousness Level	Statistic	Criminal History Score							Total 2014
		0	1	2	3	4	5+	Unknown	
1	Number Admits	2	1	0	0	0	0	1	4
	Avg. Sent.	36.0	24.0	-	-	-	-	3.0	24.7
	Avg. LOS	7.0	5.0	-	-	-	-	-	5.9
2	Number Admits	96	74	46	23	6	2	35	282
	Avg. Sent.	40.4	47.7	47.6	45.8	39.5	138.0	23.1	42.5
	Avg. LOS	8.2	8.9	8.1	9.7	15.9	15.0	7.0	8.7
3	Number Admits	515	332	217	93	41	26	283	1,507
	Avg. Sent.	37.5	39.6	41.8	49.0	61.5	56.9	21.4	37.3
	Avg. LOS	8.9	9.0	9.5	11.1	14.5	13.3	11.0	9.7
4	Number Admits	385	197	110	44	17	11	112	876
	Avg. Sent.	65.6	49.2	67.4	84.4	81.4	141.8	30.0	59.8
	Avg. LOS	10.9	11.9	14.1	12.1	9.3	15.7	11.5	11.8
5	Number Admits	172	161	110	41	16	18	68	586
	Avg. Sent.	65.5	68.9	71.2	74.8	97.1	100.0	44.5	67.7
	Avg. LOS	13.2	10.8	12.7	14.1	16.0	16.4	20.3	13.2

*Source: ADC CY 2015 admissions and release data extract files; Lifers, 50%ers and 70%ers excluded*

## G. Intermediate Sanctions for Probation Revocations

In accordance with new policies and procedures, it is assumed the creation and implementation of an intermediate sanctions grid will result in a 15% reduction in the number of probation violations returned to prison.

**TABLE 10**  
**2014 & 2015 PROBATION REVOCATIONS TO ADC BY OFFENSE**

Offense Group	Number	Estimated Percent of Prison Admissions	Avg. Sent. (mos.)	2014			2015		
				Number	Estimated Percent of Prison Admissions	Avg. Sent. (mos.)	Number	Estimated Percent of Prison Admissions	Avg. Sent. (mos.)
Murder	3	0.0%	36.0	1	0.0%	96.0	1	0.0%	96.0
Assault	56	0.6%	44.4	48	0.5%	37.7	48	0.5%	37.7
Sex crime	60	0.6%	57.0	68	0.6%	56.6	68	0.6%	56.6
Robbery	35	0.4%	78.7	30	0.3%	66.0	30	0.3%	66.0
Drug distribution	290	3.0%	65.9	269	2.5%	59.7	269	2.5%	59.7
Drug possession	148	1.5%	46.9	210	2.0%	45.1	210	2.0%	45.1
Burglary	276	2.9%	70.2	238	2.2%	65.6	238	2.2%	65.6
Battery	96	1.0%	46.3	117	1.1%	45.5	117	1.1%	45.5
Theft	246	2.5%	57.2	215	2.0%	50.2	215	2.0%	50.2
Fraud	18	0.2%	52.0	16	0.2%	50.3	16	0.2%	50.3
Forgery	76	0.8%	48.2	87	0.8%	46.8	87	0.8%	46.8
Weapons/explosives	30	0.3%	54.8	31	0.3%	56.9	31	0.3%	56.9
DWI	2	0.0%	42.0	3	0.0%	72.0	3	0.0%	72.0
Other violent	50	0.5%	51.2	58	0.5%	55.7	58	0.5%	55.7
Other property	42	0.4%	60.1	36	0.3%	65.0	36	0.3%	65.0
Other non-violent	55	0.6%	54.9	63	0.6%	49.1	63	0.6%	49.1
Criminal attempt	8	0.1%	45.0	7	0.1%	412.0	7	0.1%	412.0
Criminal conspiracy	5	0.1%	86.4	8	0.1%	54.0	8	0.1%	54.0
Unknown	9	0.1%	49.3	22	0.2%	49.4	22	0.2%	49.4
All	1,505	15.6%	58.7	1,527	14.4%	53.9	1,527	14.4%	53.9

Source: ADC CY 2014 & 2015 admissions data extract file; 'unknowns' are cases in the data extract file for which the offense cannot be determined.

## H. Performance Incentive Funding/S-CAP Courts

According to ACT 570, 5 pilot sites were to be selected for justice reinvestment performance incentive funding initiatives. At the time of this report's issue, specifics on how the performance will be judged and funds allocated has not been established. *There was no projected bed space impact for these initiatives*