

132231

OFFICE OF JUSTICE SYSTEMS ANALYSIS

NEW YORK STATE

FELONY PROCESSING
PRELIMINARY REPORT

Indictment Through Disposition
January - June, 1991

132231

U.S. Department of Justice
National Institute of Justice

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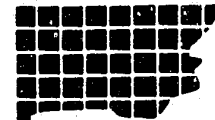
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DIVISION OF
**CRIMINAL
JUSTICE
SERVICES**



**NEW YORK
STATE**



NEW YORK STATE
DIVISION OF CRIMINAL JUSTICE SERVICES
Richard H. Girgenti
Director of Criminal Justice
and
Commissioner

OFFICE OF JUSTICE SYSTEMS ANALYSIS
Barry C. Sample
Executive Deputy Commissioner

New York State

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FELONY PROCESSING
PRELIMINARY REPORT

Indictment Through Disposition
January 1, 1991 - June 30, 1991

The format of this report has been revised and no longer contains the detailed information provided in previous reports. More specific information based on penal law class, county and geographical areas is available on request to the Office of Justice Systems Analysis.

HIGHLIGHTS

Comparisons of preliminary data for January-June, 1990
and January-June, 1991

New York State

Felony arrests in New York State totaled 100,192 for the first six months of 1991, a drop of 5 percent from the 105,624 felony arrests reported for the same period in 1990.

Felony drug arrests dropped from 30,210 in 1990 to 27,759 in 1991, a decrease of 8 percent.

A total of 38,050 felony indictments were reported for the first half of 1991, 1 percent below the 38,544 felony indictments reported for 1990.

Felony drug indictments followed the declining trend in felony drug arrests and dropped 8 percent from 1990 to 1991. Down from 16,884 in 1990 to 15,508 in 1991.

Convictions registered a 2 percent increase from 1990 to 1991, up from 33,174 in 1990 to 33,962 in 1991. During the same period drug convictions fell 8 percent.

State prison sentences increased from 15,009 in 1990 to 15,458 in 1991, a rise of 3 percent.

Prison sentences for drug convictions declined 4 percent during this period.

N.B.: The unit of count for indictments, superior court informations, and dispositions is the defendant-indictment.

Each defendant named in a felony indictment or superior court information is counted separately.

Each indictment or superior court information returned against a defendant is counted separately.

Data are not transactional, i.e., indictments and superior court informations are not necessarily based on arrests within the same year and dispositions may also result from indictments in previous years.

Additional technical information on the collection and processing of this information is available from the Division of Criminal Justice Services, Bureau of Statistical Services.

Data for two agencies listed below are incomplete for the period January-June, 1991. For purposes of comparison, data for the same period in 1990 and 1989 are provided for these agencies.

	GREENE COUNTY		SCHOHARIE COUNTY	
	Indictments	Dispositions	Indictments	Dispositions
Jan.-June 1991	15	0	6	0
Jan.-June 1990	18	59	0	8
Jan.-June 1989	31	51	23	30

**FELONY PROCESSING
NEW YORK STATE**

JANUARY-JUNE 1990* VS. JANUARY-JUNE 1991*

New York State	Jan-June 1990	Jan-June 1991	Percent Change
Felony Arrests	105,624	100,192	- 5.1
Felony Drug Arrests	30,210	27,759	- 8.1
Felony Indictments	38,544	38,050	- 1.3
Felony Drug Indictments	16,884	15,508	- 8.1
Convictions	33,174	33,962	+ 2.4
Drug Convictions	14,851	13,663	- 8.0
State Prison	15,009	15,458	+ 3.0
State Prison (Drugs)	7,222	6,966	- 3.5

*Preliminary Data

FELONY ARRESTS

JANUARY 1, 1991 THROUGH JUNE 30, 1991

Arrest Charge	Statewide	% Dist	New York City	% Dist	Suburban	% Dist	Upstate	% Dist
PL 100	7	0.0	2	0.0	1	0.0	4	0.0
PL 105	159	0.2	72	0.1	44	0.4	43	0.3
PL 115	17	0.0	5	0.0	8	0.1	4	0.0
PL 120	12,026	12.0	8,867	12.5	1,094	11.2	2,065	10.6
PL 125	1,411	1.3	1,148	1.5	104	1.0	159	0.8
PL 130	2,207	2.1	1,064	1.4	251	2.5	892	4.5
PL 135	247	0.2	172	0.2	20	0.2	55	0.2
PL 140	9,830	9.8	5,189	7.2	1,106	11.3	3,535	18.0
PL 145	2,978	2.9	1,586	2.2	500	5.1	892	4.5
PL 150	405	0.3	189	0.3	59	0.6	157	0.7
PL 155	11,096	11.0	8,469	11.9	962	10.0	1,665	8.5
PL 156	10	0.0	10	0.0	0	0.0	0	0.0
PL 160	14,099	14.1	12,207	17.2	835	8.6	1,057	5.4
PL 165	4,260	4.2	2,062	3.0	820	8.4	1,378	7.0
PL 170	3,404	3.2	1,396	1.9	519	5.3	1,489	7.6
PL 175	239	0.2	53	0.1	30	0.4	156	0.8
PL 176	101	0.1	30	0.0	53	0.5	18	0.1
PL 180	4	0.0	4	0.0	0	0.0	0	0.0
PL 190	146	0.2	71	0.1	9	0.1	66	0.4
PL 195	7	0.0	6	0.0	0	0.0	1	0.0
PL 200	157	0.1	140	0.1	4	0.0	13	0.1
PL 205	260	0.2	151	0.1	6	0.0	103	0.5
PL 210	41	0.0	10	0.0	5	0.0	26	0.1
PL 215	438	0.4	279	0.4	41	0.5	118	0.5
PL 220	27,229	27.3	22,280	31.4	2,279	23.3	2,670	13.6
PL 221	530	0.5	255	0.4	57	0.7	218	1.1
PL 225	615	0.6	527	0.8	53	0.6	35	0.2
PL 230	75	0.1	63	0.1	9	0.1	3	0.0
PL 235	8	0.0	1	0.0	1	0.0	6	0.0
PL 240	61	0.0	54	0.1	2	0.0	5	0.0
PL 250	5	0.0	0	0.0	0	0.0	5	0.0
PL 255	19	0.0	1	0.0	2	0.0	16	0.0
PL 260	14	0.0	13	0.0	0	0.0	1	0.0
PL 263	5	0.0	0	0.0	0	0.0	5	0.0
PL 265	5,338	5.4	4,368	6.1	289	2.9	681	3.5
PL 270	1	0.0	1	0.0	0	0.0	0	0.0
PL 275	27	0.0	21	0.0	6	0.1	0	0.0
PL 460	25	0.0	22	0.0	3	0.0	0	0.0
PL 470	5	0.0	5	0.0	0	0.0	0	0.0
VTL FELONIES	2,539	2.5	74	0.1	503	5.2	1,962	10.0
OTHER FELONIES	147	0.1	59	0.1	34	0.4	54	0.3
TOTAL FELONIES	100,192	100.0	70,926	100.0	9,709	100.0	19,557	100.0

Percentages may not add to 100 due to rounding.

FELONY INDICTMENTS BY CHARGE

01/01/91 THRU 06/30/91

INDICTMENT CHARGE	STATEWIDE		NYC		SUBURBAN		UPSTATE	
PL ART 105	62	.2%	25	.1%	15	.3%	21	.3%
PL ART 120	1413	3.7%	753	2.9%	241	5.4%	419	5.7%
PL ART 125	1142	3.0%	894	3.4%	89	2.0%	159	2.2%
PL ART 130	906	2.4%	354	1.4%	97	2.2%	455	6.2%
PL ART 135	79	.2%	48	.2%	16	.4%	15	.2%
PL ART 140	3236	8.5%	1379	5.3%	503	11.3%	1354	18.3%
PL ART 145	226	.6%	93	.4%	29	.7%	104	1.4%
PL ART 150	157	.4%	58	.2%	32	.7%	67	.9%
PL ART 155	1721	4.5%	982	3.8%	292	6.6%	417	5.6%
PL ART 160	5641	14.8%	4734	18.1%	458	10.3%	449	6.1%
PL ART 165	1387	3.6%	978	3.7%	187	4.2%	220	3.0%
PL ART 170	512	1.3%	84	.3%	115	2.6%	313	4.2%
PL ART 200	42	.1%	34	.1%	4	.1%	4	.1%
PL ART 205	54	.1%	14	.1%	1	.0%	39	.5%
PL ART 215	194	.5%	115	.4%	24	.5%	55	.7%
PL ART 220	15306	40.2%	12517	47.8%	1429	32.1%	1359	18.4%
PL ART 221	202	.5%	77	.3%	19	.4%	105	1.4%
PL ART 225	76	.2%	28	.1%	42	.9%	6	.1%
PL ART 265	3176	8.3%	2816	10.8%	179	4.0%	180	2.4%
OTHER PL FELONIES	190	.5%	54	.2%	51	1.1%	82	1.1%
TAX FELONIES	5	.0%			2	.0%		
VTL FELONIES	2304	6.1%	124	.5%	620	13.9%	1560	21.1%
OTHER FELONIES	19	.0%	4	.0%	13	.3%	2	.0%
TOTAL	38050		26165		4458		7386	

1/ Statewide totals include data from special prosecutors not included in the three geographic areas.

DISPOSITIONS OF FELONY INDICTMENTS
01/01/91 THRU 06/30/91
NEW YORK STATE

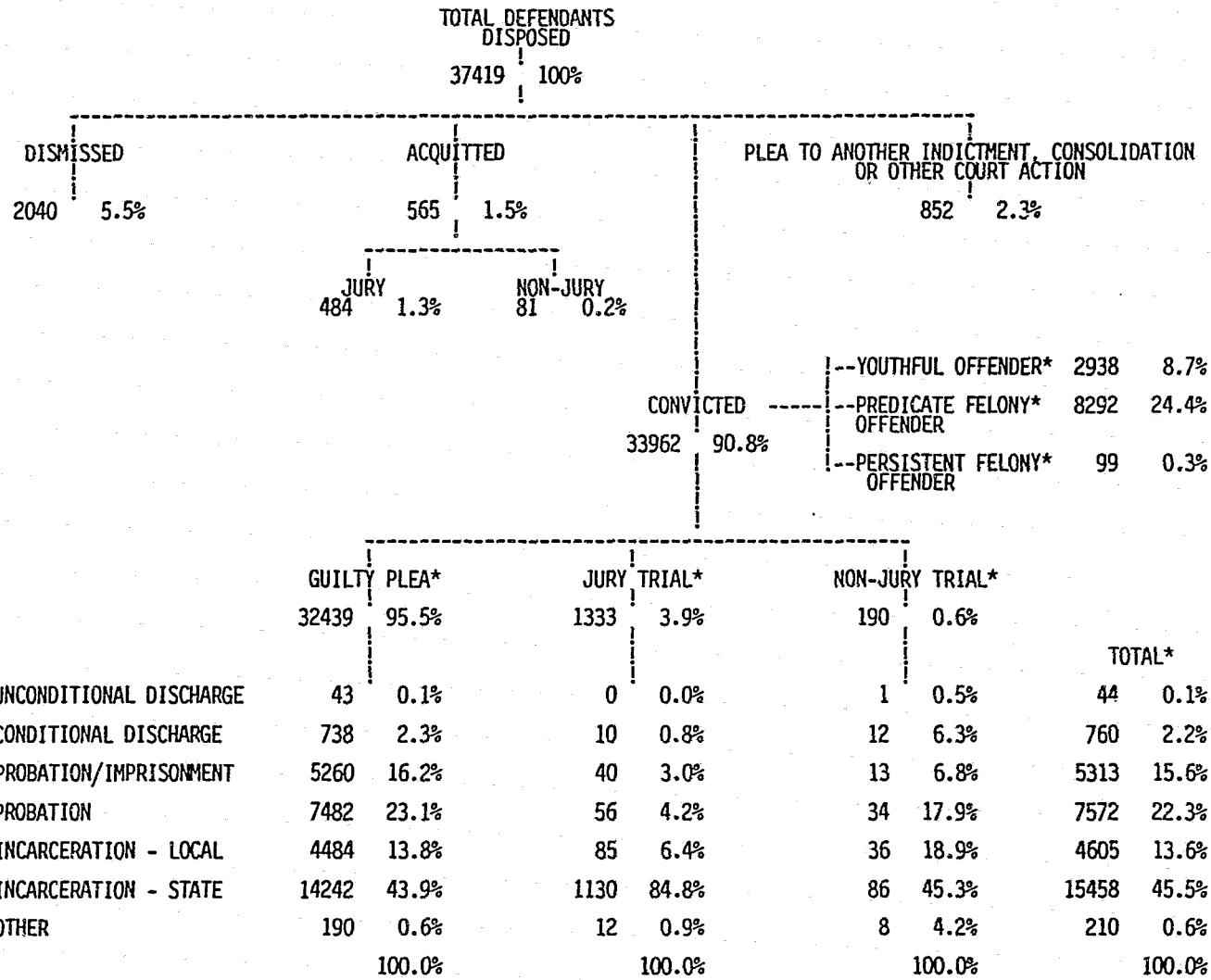
INDICTMENT CHARGE	TOTALS	OTHER		DISMISSED		ACQUITTED		CONVICTED		TRIAL	
								PLEA			
PL ART 105	55	7	12.7%	3	5.5%	2	3.6%	42	76.4%	1	1.8%
PL ART 120	1491	32	2.1%	115	7.7%	44	3.0%	1212	81.3%	88	5.9%
PL ART 125	1224	35	2.9%	82	6.7%	79	6.5%	758	61.9%	270	22.1%
PL ART 130	935	21	2.2%	53	5.7%	46	4.9%	709	75.8%	106	11.3%
PL ART 135	95	3	3.2%	12	12.6%			70	73.7%	10	10.5%
PL ART 140	3071	88	2.9%	94	3.1%	25	.8%	2767	90.1%	97	3.2%
PL ART 145	210	6	2.9%	9	4.3%	1	.5%	186	88.6%	8	3.8%
PL ART 150	150	3	2.0%	11	7.3%	7	4.7%	124	82.7%	5	3.3%
PL ART 155	1715	23	1.3%	74	4.3%	10	.6%	1558	90.8%	50	2.9%
PL ART 160	5782	124	2.1%	397	6.9%	115	2.0%	4854	84.0%	292	5.1%
PL ART 165	1261	17	1.3%	54	4.3%	6	.5%	1149	91.1%	35	2.8%
PL ART 170	455	9	2.0%	20	4.4%	2	.4%	420	92.3%	4	.9%
PL ART 200	48	2	4.2%	3	6.3%			41	85.4%	2	4.2%
PL ART 205	69	1	1.4%	7	10.1%	2	2.9%	52	75.4%	7	10.1%
PL ART 215	155	4	2.6%	20	12.9%	1	.6%	124	80.0%	6	3.9%
PL ART 220	14953	370	2.5%	621	4.2%	167	1.1%	13407	89.7%	388	2.6%
PL ART 221	199	5	2.5%	13	6.5%			178	89.4%	3	1.5%
PL ART 225	49	2	4.1%	1	2.0%			46	93.9%		
PL ART 265	2881	77	2.7%	421	14.6%	53	1.8%	2226	77.3%	104	3.6%
OTHER PL FELONIES	160	1	.6%	7	4.4%	2	1.3%	146	91.3%	4	2.5%
TAX FELONIES	9			6	66.7%			3	33.3%		
VTL FELONIES	2444	22	.9%	15	.6%	3	.1%	2361	96.6%	43	1.8%
OTHER FELONIES	8			2	25.0%			6	75.0%		
TOTAL	37419	852	2.3%	2040	5.5%	565	1.5%	32439	86.7%	1523	4.1%

SENTENCES FOR CONVICTIONS OF FELONY INDICTMENTS
 JANUARY 1, 1991 THROUGH JUNE 30, 1991
 NEW YORK STATE

CONVICTION ARTICLE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		PROBATION/ IMPRISONMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
		Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage	Count	Percentage
ART 105	71	1	1.4%	11	15.5%	11	15.5%	12	16.9%	3	4.2%	32	45.1%	1	1.4%
ART 120	1499	1	.1%	42	2.8%	288	19.2%	366	24.4%	225	15.0%	569	38.0%	8	.5%
ART 125	737			1	.1%	25	3.4%	34	4.6%	9	1.2%	668	90.6%		
ART 130	737			4	.5%	141	19.1%	157	21.3%	83	11.3%	352	47.8%		
ART 135	80			2	2.5%	10	12.5%	16	20.0%	9	11.3%	43	53.8%		
ART 140	2692	2	.1%	24	.9%	361	13.4%	524	19.5%	351	13.0%	1425	52.9%	5	.2%
ART 145	223			23	10.3%	33	14.8%	78	35.0%	39	17.5%	48	21.5%	2	.9%
ART 150	107			5	4.7%	16	15.0%	34	31.8%	7	6.5%	45	42.1%		
ART 160	1638	2	.1%	88	5.4%	196	12.0%	551	33.6%	272	16.6%	506	30.9%	23	1.4%
ART 165	4740	1	.0%	14	.3%	379	8.0%	851	18.0%	385	8.1%	3109	65.6%	1	.0%
ART 170	1585	4	.3%	73	4.6%	188	11.9%	466	29.4%	308	19.4%	533	33.6%	13	.8%
ART 200	384			23	6.0%	59	15.4%	134	34.9%	50	13.0%	116	30.2%	2	.5%
ART 205	40			4	10.0%	7	17.5%	11	27.5%	6	15.0%	10	25.0%	2	5.0%
ART 215	98	1	1.0%	7	7.1%	6	6.1%	10	10.2%	21	21.4%	51	52.0%	2	2.0%
ART 220	139			3	2.2%	7	5.0%	12	8.6%	39	28.1%	78	56.1%		
ART 225	13663	3	.0%	125	.9%	2598	19.0%	2049	15.0%	1934	14.2%	6949	50.9%	5	.0%
ART 255	188			17	9.0%	34	18.1%	97	51.6%	14	7.4%	17	9.0%	9	4.8%
ART 265	40	2	5.0%	16	40.0%	2	5.0%	4	10.0%	3	7.5%	2	5.0%	11	27.5%
ART 265	2474	1	.0%	74	3.0%	285	11.5%	913	36.9%	424	17.1%	768	31.0%	9	.4%
PL CHGS	330	26	7.9%	85	25.8%	22	6.7%	105	31.8%	58	17.6%	10	3.0%	24	7.3%
CHARGES	2461			114	4.6%	645	26.2%	1129	45.9%	362	14.7%	123	5.0%	88	3.6%
CHARGES	36			5	13.9%			19	52.8%	3	8.3%	4	11.1%	5	13.9%
TOTAL	33962	44	.1%	760	2.2%	5313	15.6%	7572	22.3%	4605	13.6%	15458	45.5%	210	.6%

FELONY DEFENDANT PROCESSING FLOW

NEW YORK STATE
 JANUARY 1, 1991 THROUGH JUNE 30, 1991

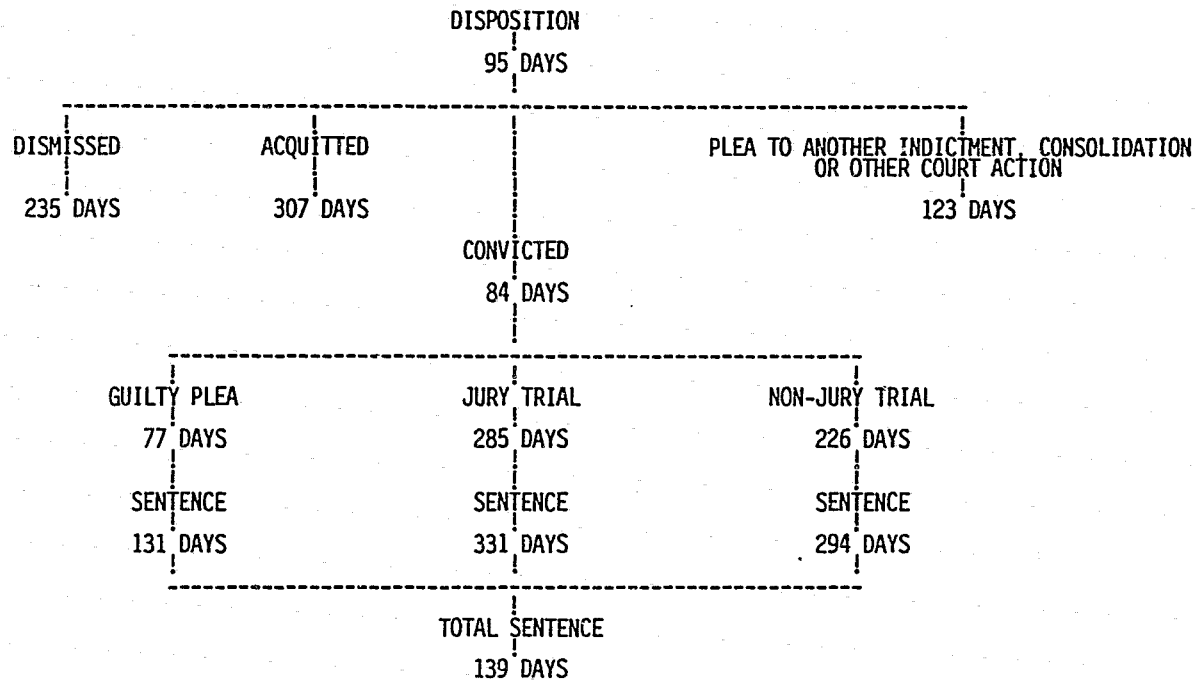


* NOTE: PERCENT OF TOTAL CONVICTED

INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK STATE
NO. OF DEFENDANTS 37419

JANUARY 1, 1991 THROUGH JUNE 30, 1991



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SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM	# OF CASES
DISPOSITION	0	165	95	6553	37419
DISMISSED	0	367	235	5928	2040
ACQUITTED	5	353	307	3164	565
OTHER COURT ACTION	0	171	123	2687	852
CONVICTED	0	149	84	6553	33962
GUILTY PLEA	0	141	77	6553	32439
JURY TRIAL	0	322	285	2594	1333
NON-JURY TRIAL	0	302	226	3438	190
SENTENCE	0	207	139	6553	33962
GUILTY PLEA	0	199	131	6553	32439
JURY TRIAL	0	382	331	3028	1333
NON-JURY TRIAL	46	364	294	3503	190

FELONY INDICTMENTS

JANUARY 1, 1991 THROUGH JUNE 30, 1991

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER	FOURTH QUARTER	TOTALS	
ALBANY COUNTY	112	.6%	128	.7%			240	.6%
ALLEGANY COUNTY	31	.2%	22	.1%			53	.1%
BROOME COUNTY	159	.8%	85	.5%			244	.6%
CATTARAUGUS COUNTY	58	.3%	44	.2%			102	.3%
CAYUGA COUNTY	32	.2%	18	.1%			50	.1%
CHAUTAUQUA COUNTY	66	.3%	53	.3%			119	.3%
CHEMUNG COUNTY	92	.5%	72	.4%			164	.4%
CHENANGO COUNTY	11	.1%	12	.1%			23	.1%
CLINTON COUNTY	34	.2%	43	.2%			77	.2%
COLUMBIA COUNTY	32	.2%	23	.1%			55	.1%
CORTLAND COUNTY	13	.1%	28	.2%			41	.1%
DELAWARE COUNTY	5	.0%	8	.0%			13	.0%
DUTCHESS COUNTY	120	.6%	78	.4%			198	.5%
ERIE COUNTY	496	2.5%	453	2.4%			949	2.5%
ESSEX COUNTY	33	.2%	14	.1%			47	.1%
FRANKLIN COUNTY	28	.1%	19	.1%			47	.1%
FULTON COUNTY	14	.1%	21	.1%			35	.1%
GENESEE COUNTY	36	.2%	25	.1%			61	.2%
GREENE COUNTY	15	.1%					15	.0%
HAMILTON COUNTY	3	.0%	3	.0%			6	.0%
HERKIMER COUNTY	27	.1%	86	.5%			113	.3%
JEFFERSON COUNTY	95	.5%	164	.9%			259	.7%
KINGS COUNTY	3544	18.2%	3636	19.6%			7180	18.9%
LEWIS COUNTY	4	.0%	10	.1%			14	.0%
LIVINGSTON COUNTY	58	.3%	96	.5%			154	.4%

FELONY INDICTMENTS

JANUARY 1, 1991 THROUGH JUNE 30, 1991

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER	FOURTH QUARTER	TOTALS	
MADISON COUNTY	19	.1%	18	.1%			37	.1%
MONROE COUNTY	472	2.4%	450	2.4%			922	2.4%
MONTGOMERY COUNTY	30	.2%	53	.3%			83	.2%
* NASSAU COUNTY	811	4.2%	721	3.9%			1532	4.0%
NEW YORK COUNTY	2549	13.1%	2693	14.5%			5242	13.8%
NIAGARA COUNTY	62	.3%	53	.3%			115	.3%
ONEIDA COUNTY	235	1.2%	94	.5%			329	.9%
ONONDAGA COUNTY	370	1.9%	376	2.0%			746	2.0%
ONTARIO COUNTY	105	.5%	109	.6%			214	.6%
ORANGE COUNTY	166	.9%	162	.9%			328	.9%
ORLEANS COUNTY	13	.1%	3	.0%			16	.0%
OSWEGO COUNTY	38	.2%	17	.1%			55	.1%
OTSEGO COUNTY	32	.2%	4	.0%			36	.1%
PUTNAM COUNTY	55	.3%	46	.2%			101	.3%
QUEENS COUNTY	2866	14.7%	2372	12.8%			5238	13.8%
RENSSELAER COUNTY	62	.3%	98	.5%			160	.4%
RICHMOND COUNTY	147	.8%	108	.6%			255	.7%
* ROCKLAND COUNTY	102	.5%	147	.8%			249	.7%
ST. LAWRENCE COUNTY	72	.4%	5	.0%			77	.2%
SARATOGA COUNTY	48	.2%	24	.1%			72	.2%
SCHENECTADY COUNTY	48	.2%	102	.6%			150	.4%
SCHOHARIE COUNTY	4	.0%	2	.0%			6	.0%
SCHUYLER COUNTY	7	.0%	18	.1%			25	.1%
SENECA COUNTY	30	.2%	12	.1%			42	.1%
STEBEN COUNTY	79	.4%	67	.4%			146	.4%

JANUARY 1, 1991 THROUGH JUNE 30, 1991

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER	FOURTH QUARTER	TOTALS	
* SUFFOLK COUNTY	698	3.6%	774	4.2%			1472	3.9%
SULLIVAN COUNTY	68	.3%	42	.2%			110	.3%
TIOGA COUNTY	22	.1%	36	.2%			58	.2%
TOMPKINS COUNTY	30	.2%	8	.0%			38	.1%
ULSTER COUNTY	63	.3%	77	.4%			140	.4%
WARREN COUNTY	27	.1%	35	.2%			62	.2%
WASHINGTON COUNTY	34	.2%	32	.2%			66	.2%
WAYNE COUNTY	86	.4%	53	.3%			139	.4%
* WESTCHESTER COUNTY	603	3.1%	602	3.2%			1205	3.2%
WYOMING COUNTY	19	.1%	2	.0%			21	.1%
YATES COUNTY	3	.0%	10	.1%			13	.0%
BRONX COUNTY	2690	13.8%	2363	12.8%			5053	13.3%
SPECIAL NARCOTICS	1609	8.2%	1588	8.6%			3197	8.4%
SPEC PROS NYC								
SPEC PROS NURSING HOMES	17	.1%	13	.1%			30	.1%
ORGAN. CRIME TASK FORCE	10	.1%	1	.0%			11	.0%
SUBURBAN NEW YORK	2214	11.3%	2244	12.1%			4458	11.7%
UPSTATE COUNTIES	3873	19.8%	3513	19.0%			7386	19.4%
NEW YORK CITY	13405	68.7%	12760	68.9%			26165	68.8%
NEW YORK STATE TOTALS	19519		18531				38050	

* DENOTES SUBURBAN NEW YORK COUNTIES