

Overview of the Justice System

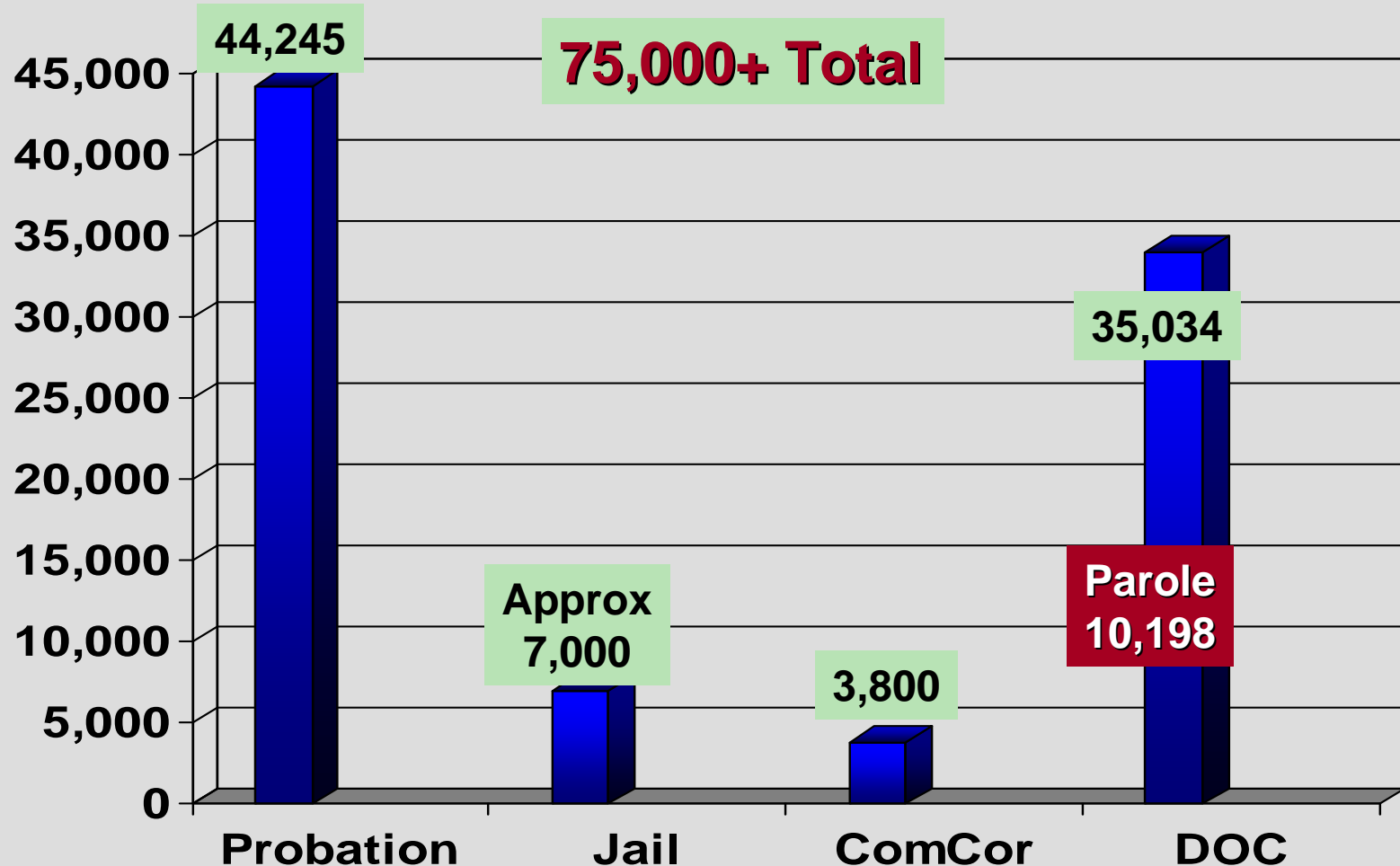
Colorado Commission on Criminal and Juvenile Justice (CCCJJ)

February 8, 2008

**Prepared by the
Office of Research and Statistics
Division of Criminal Justice
Colorado Department of Public Safety**

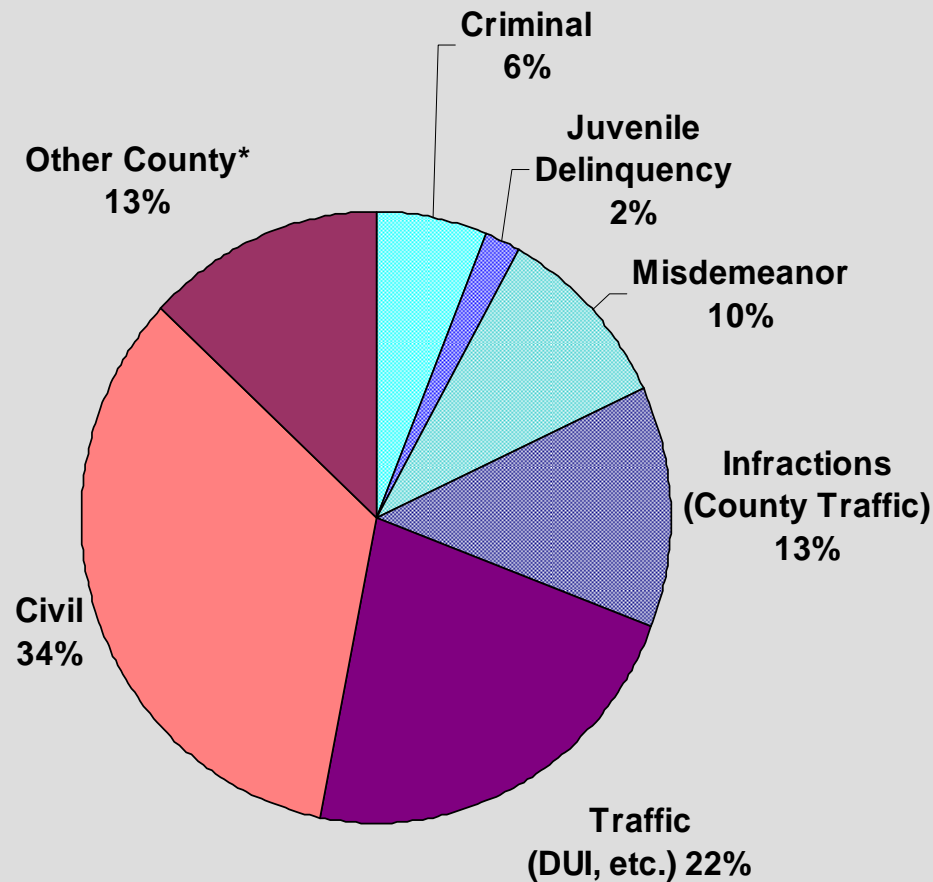
Size of Adult Corrections System

Sentenced for Felonies



Note: DOC and ComCor figures as of 12/31/07; probation figures as of 10/31/07. Some of the ComCor figures are duplicated in the probation and DOC numbers.

740,432 Cases Filed in Colorado District and County Courts FY 2007



* Includes Domestic Relations, Mental Health, Probate, Small Claims, a few felonies that are filed in county court, etc.

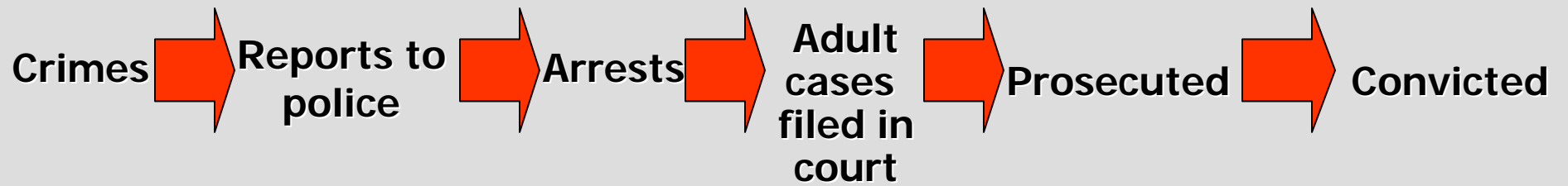
Source: Colorado Judicial Branch Annual Statistical Report FY 2007

Outline for today

- 1. What's the "system"?**
- 2. How is crime counted, and what's the crime rate?**
- 3. Where are offenders sentenced?**
- 4. What does this cost?**
- 5. What are the penalties for crime?**

Sources of information: Handouts; *Crime and Justice Report, 2006*; Special analyses that Linda and Chrissy did for today, DOC and Probation Services.

Adult Criminal Justice System



3 ways to study crime

1. Surveys of households

A. Victimizations (age 12+)

B. If reported to law enforcement

(Handouts; attacked, threaten, stolen)



2. Reports to law enforcement by public

3. Arrests made by law enforcement



National Victim Reports of Crime

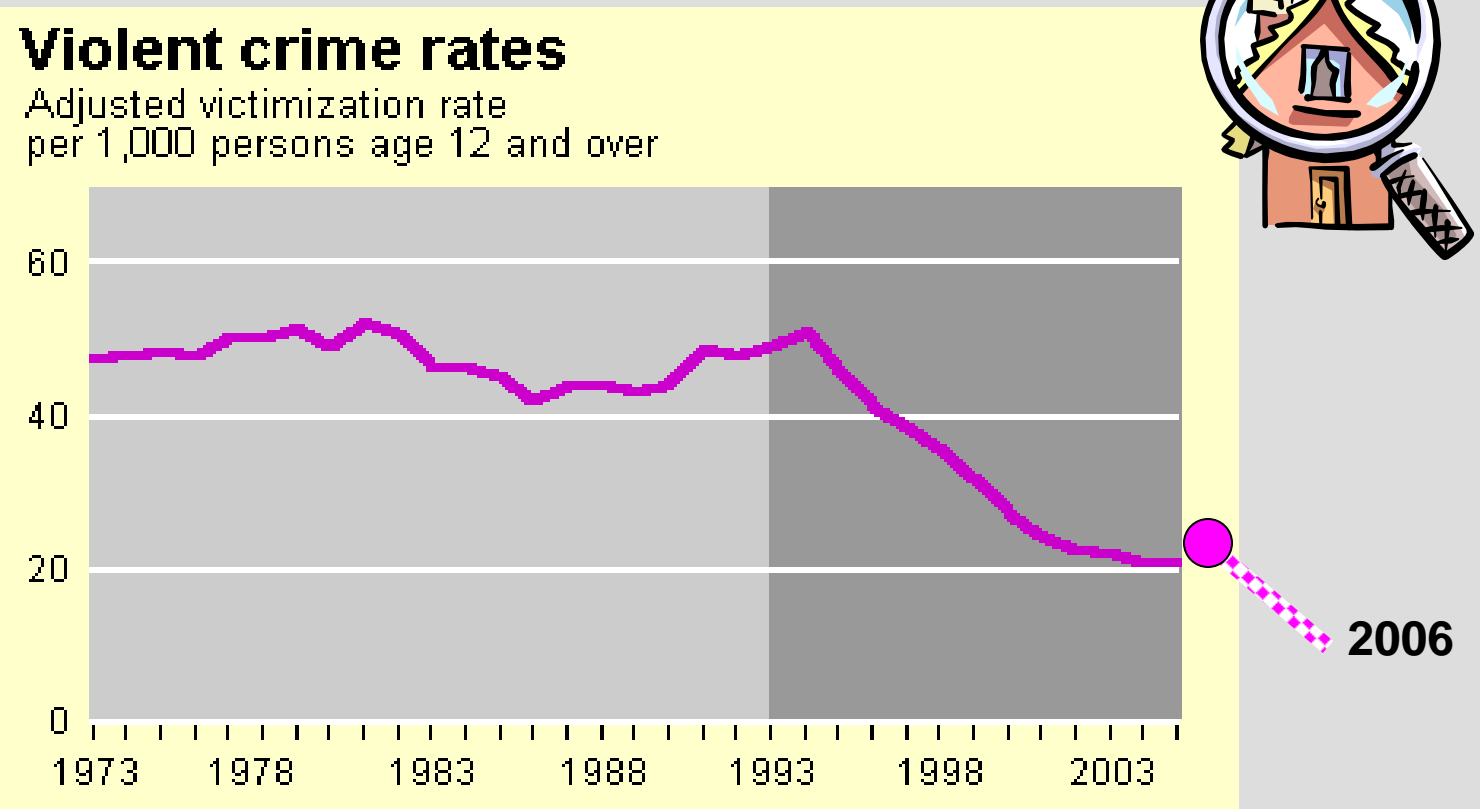


National survey of households (members age 12+) (NCVS)

- **2.3% of individuals experienced a **violent** crime in 2006**
- **16% of HOUSEHOLDS experienced a **property** crime in 2006**

Rand, M. and Catalano, S. (December 2007). *Criminal Victimization, 2006*. Bureau of Justice Statistics, U.S. Office of Justice Programs, U.S. Department of Justice, Washington, DC. (NCJ 219413)

National Household Survey: Violent victimization rates 1973-2006



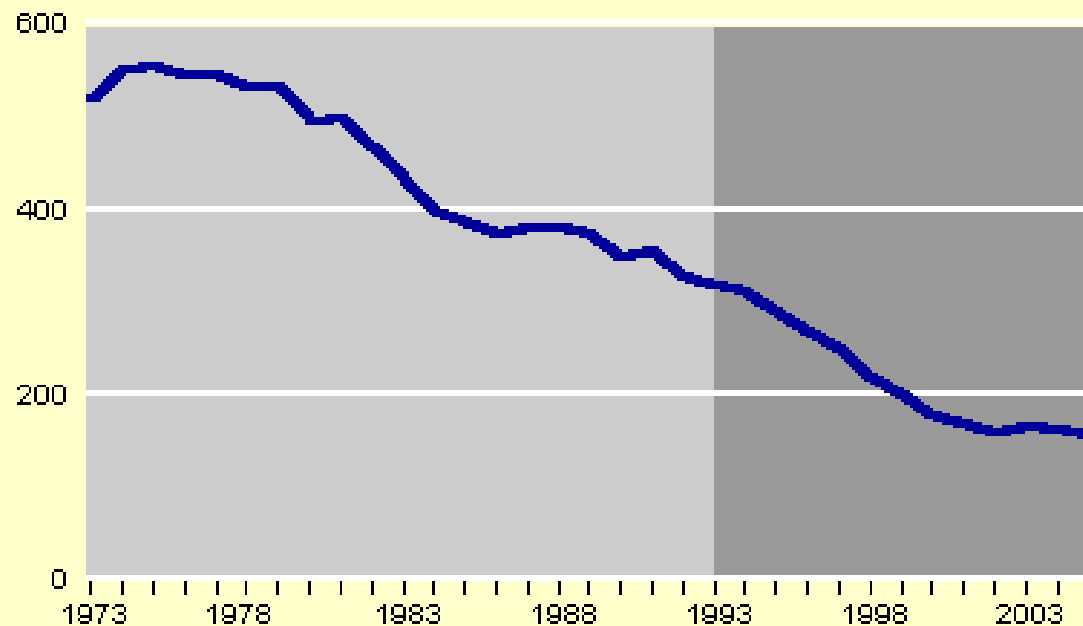
The violent crimes included are rape, robbery, aggravated and simple assault

Bureau of Justice Statistics website; 2006 National Crime Victimization Survey, Bureau of Justice Statistics, Office of Justice Programs, U.S. Department of Justice, December, 2007 NCJ 219413

National Household Survey: Property victimization rates 1973-2006

Property crime rates

Adjusted victimization rate
per 1,000 households



Property crimes include burglary, theft, and motor vehicle theft

Victims said they do not report all crimes to law enforcement

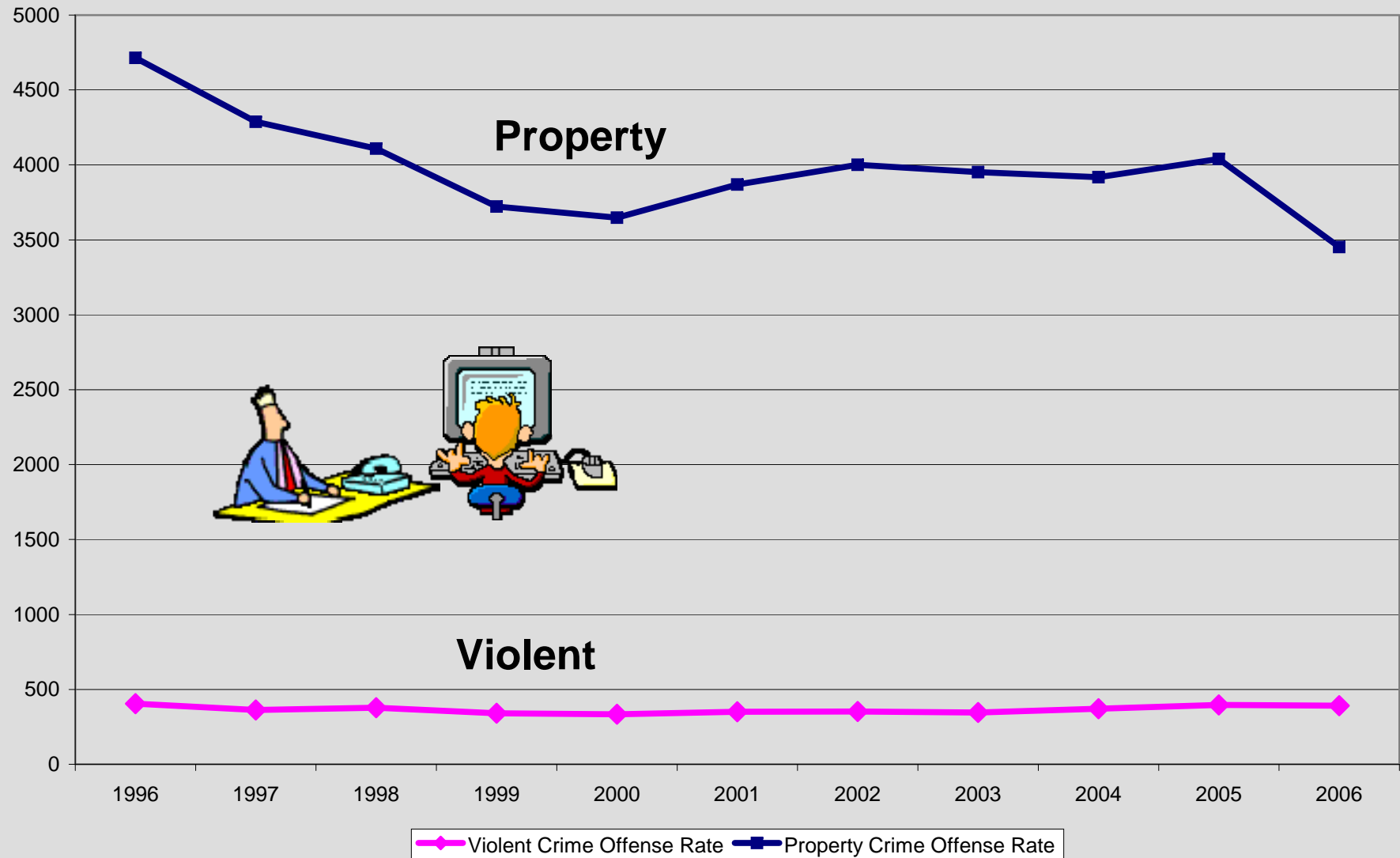
Reports to Law Enforcement (NCVS, 2006)



VIOLENT Overall	49%
Aggravated Assault	59%
Rape/Sexual Assault	41%
PROPERTY Overall	38%
Personal Theft	56%
Motor Vehicle Theft	81%

Let's look at **REPORTS of crimes in Colorado *that may or may not have resulted in an arrest***

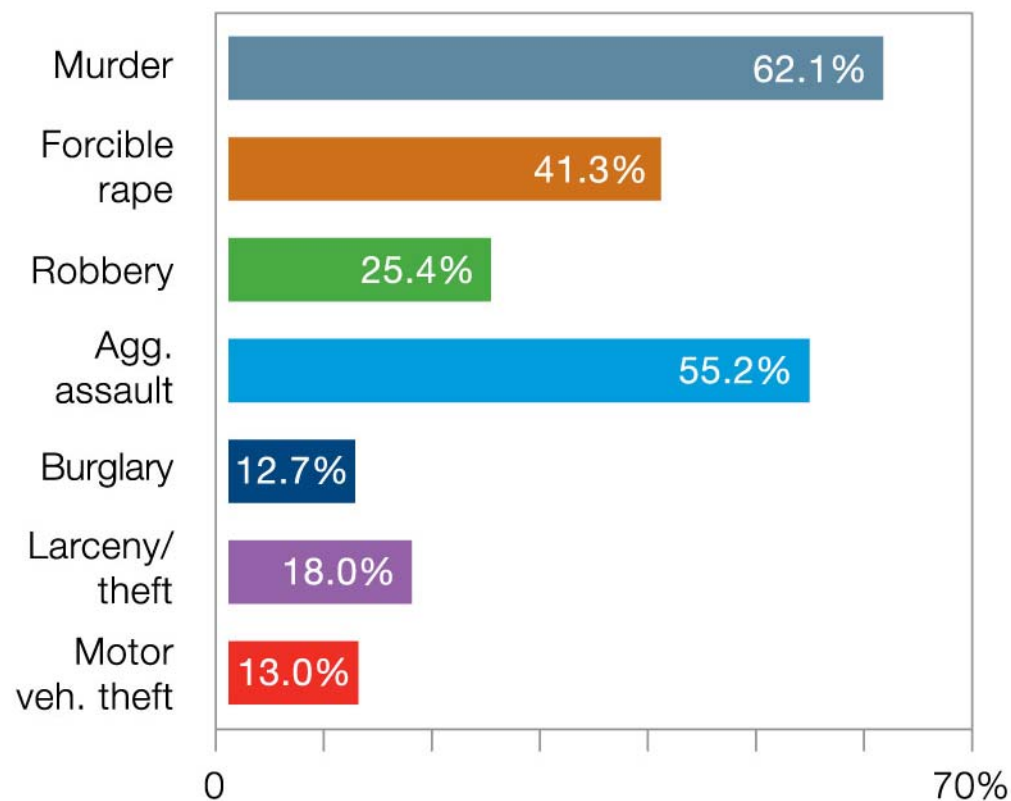
Colorado Violent and Property Crime Offense Rates 1996-2006



Violent includes murder, rape, robbery, and assault. Property includes burglary, larceny/theft, and motor vehicle theft. Source: FBI, Uniform Crime Reports, prepared by the National Archive of Criminal Justice Data available at <http://bjsdata.ojp.usdoj.gov/dataonline>.

**How often do reports of
crime lead to an arrest?**

FBI arrest clearance rates, 2005



**The arrest of
a SINGLE
person can
account for
lots of
crimes!**

Note: In its calculations, the FBI's Uniform Crime Report counts the number of offenses that are cleared, not the number of arrestees.

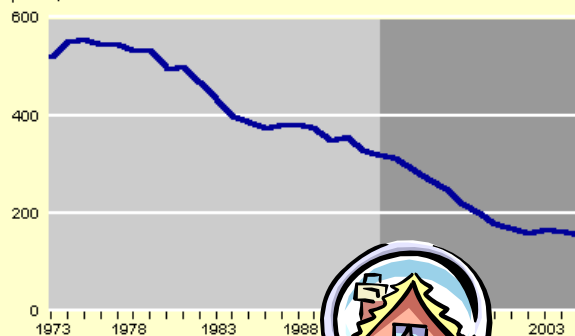
Source: *Crime in the United States 2005*. Department of Justice – Federal Bureau of Investigation, September 2006.

Adult Criminal Justice System



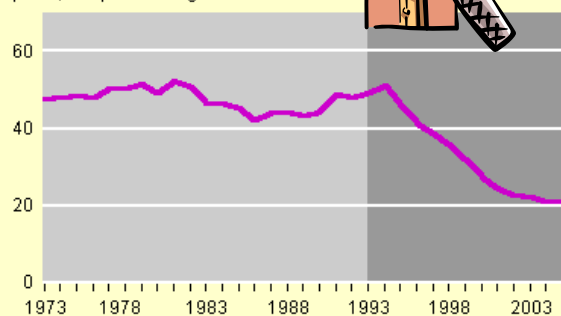
Property crime rates

Adjusted victimization rate per 1,000 households

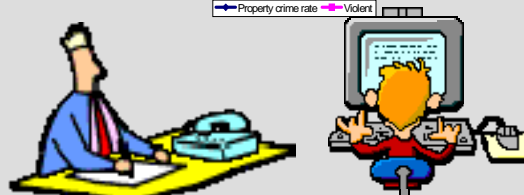
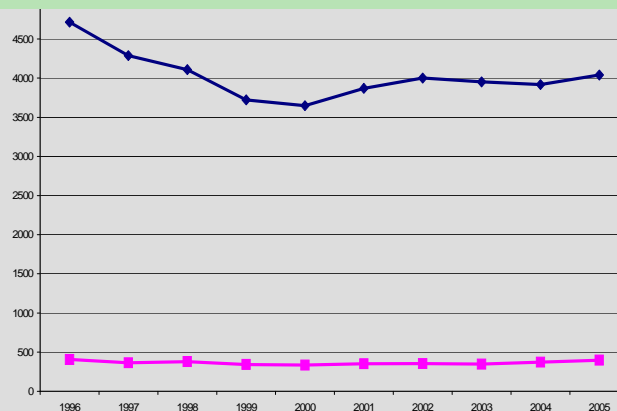


Violent crime rates

Adjusted victimization rate per 1,000 persons age 12 and over

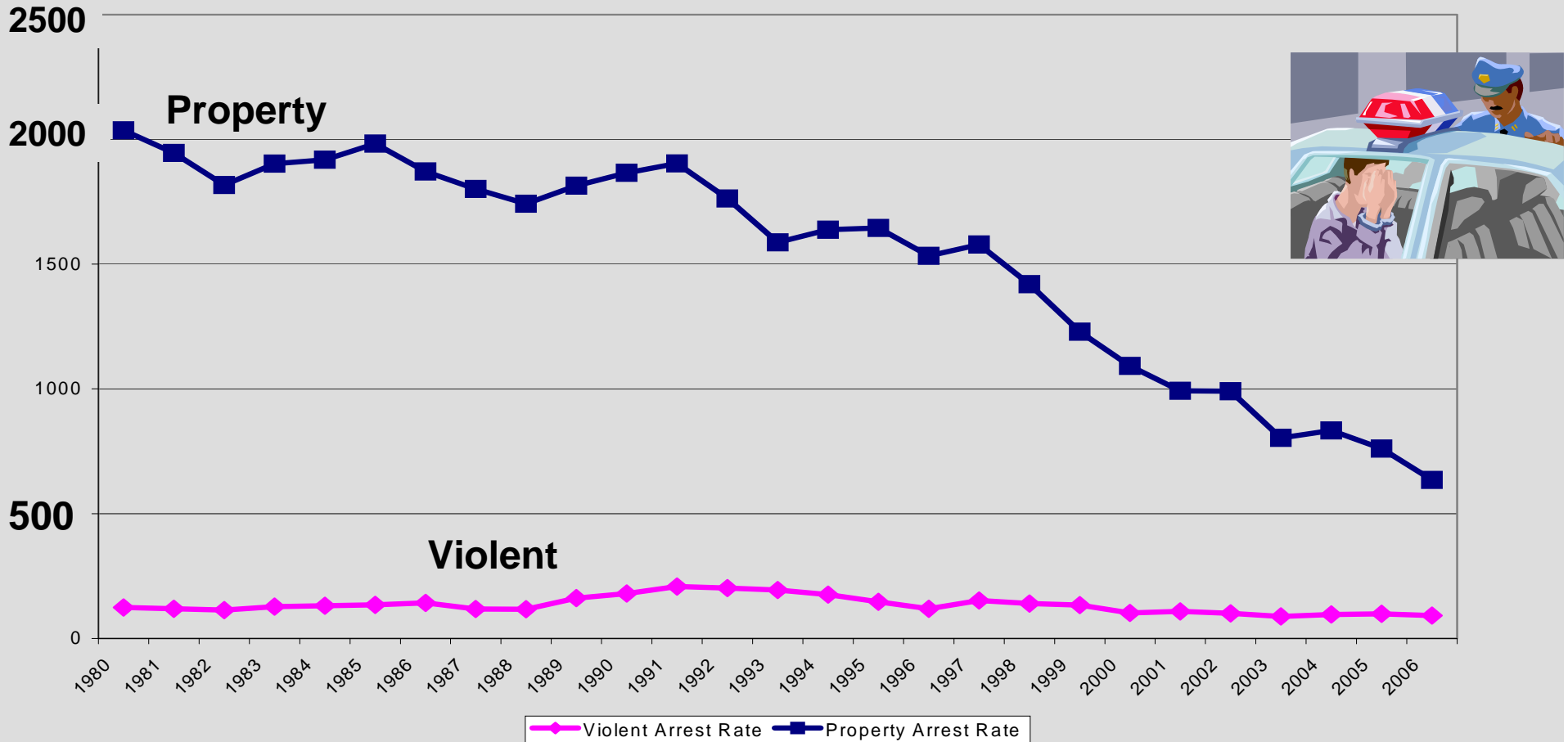


Colorado Property and Violent OFFENSE Rates



What are Colorado arrest rates?

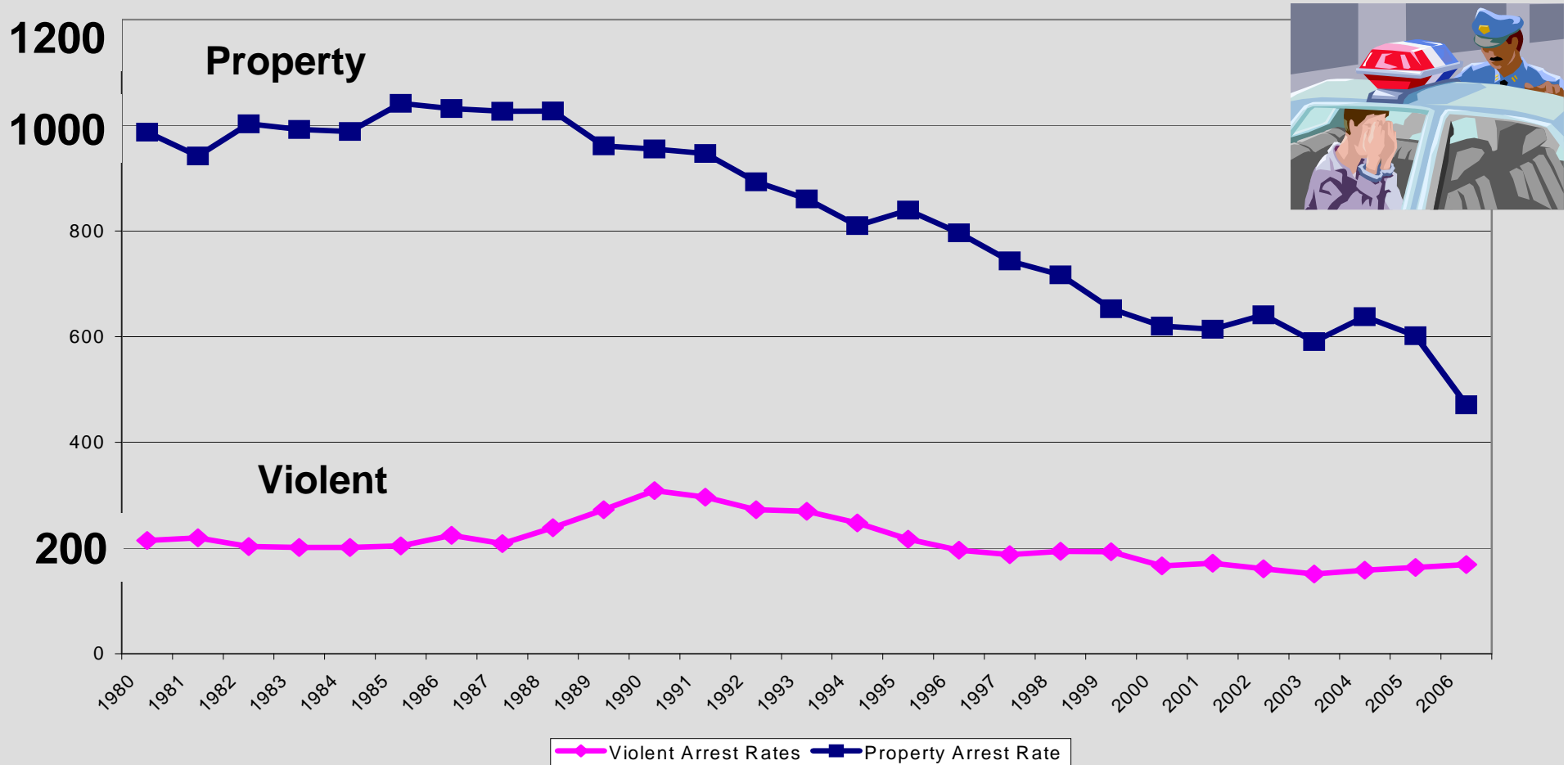
Colorado juvenile violent and property arrest rates, 1980-2006



Violent includes murder, rape, robbery, and assault. Property includes burglary, larceny-theft, motor vehicle theft, and arson. Source: Colorado Bureau of Investigations Annual Reports, 1980-2006. Colorado State Demographer's Office, Department of Local Affairs.

What are Colorado arrest rates?

Colorado adult violent and property arrest rates, 1980-2006



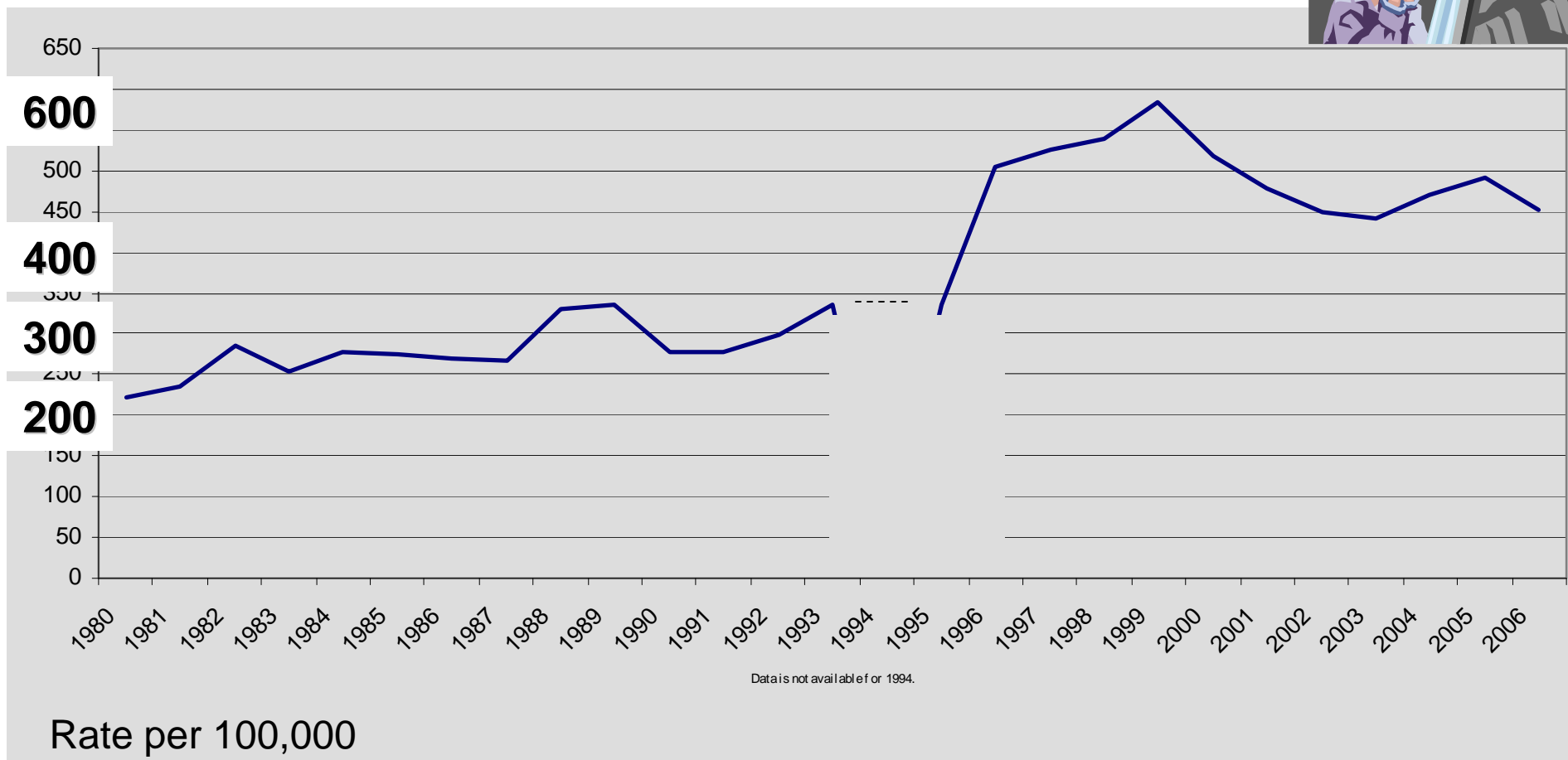
Violent includes murder, rape, robbery, and assault. Property includes burglary, larceny-theft, motor vehicle theft, and arson. Source: Colorado Bureau of Investigations Annual Reports, 1980-2006. Colorado State Demographers Office, Department of Local Affairs.

What are Colorado arrest rates for specific crimes for adult and juveniles?

Colorado

Adult Drug Violations Arrest Rates, 1980-2006

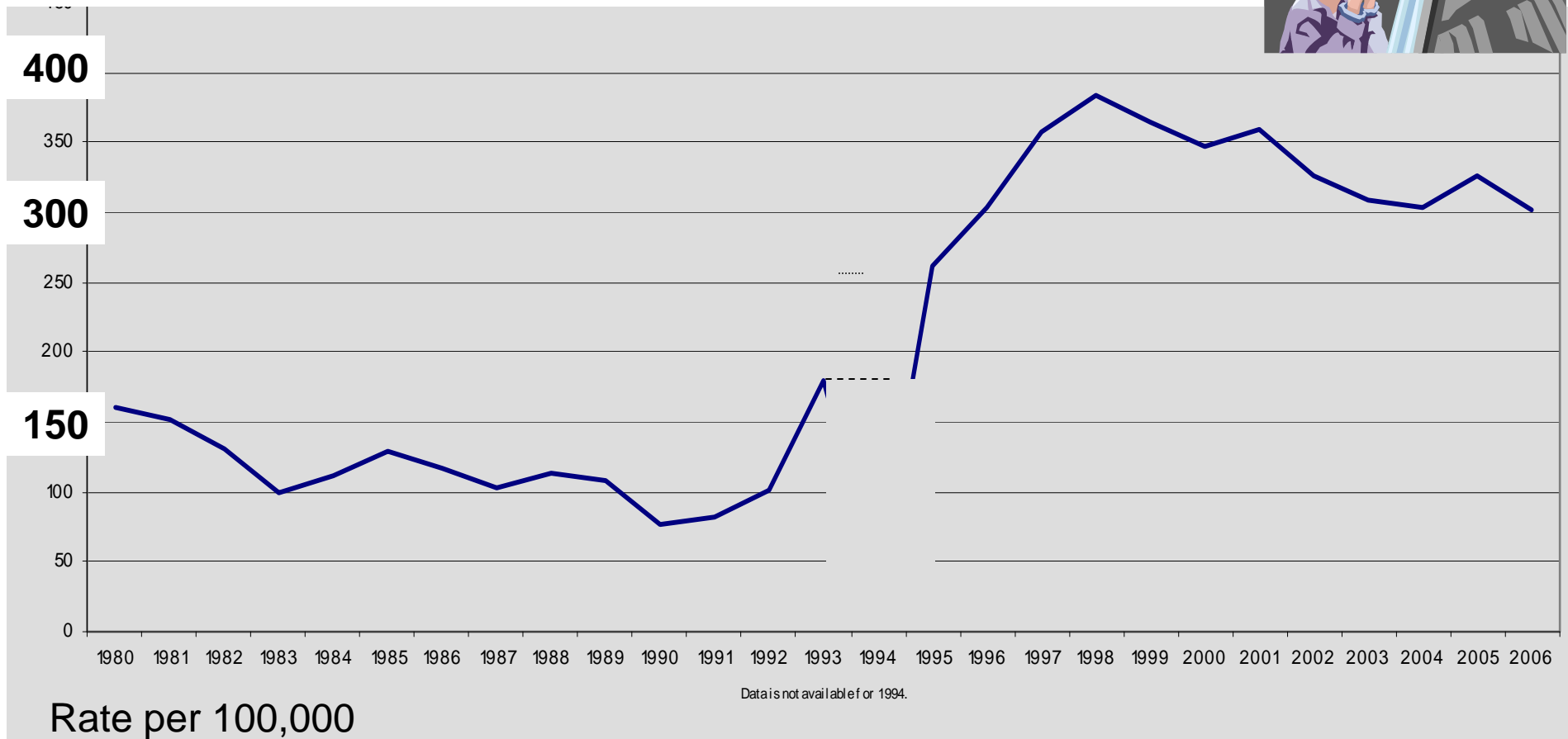
Source: CBI Crime in Colorado Reports



Colorado

Juvenile Drug Violations Arrest Rates, 1980-2006

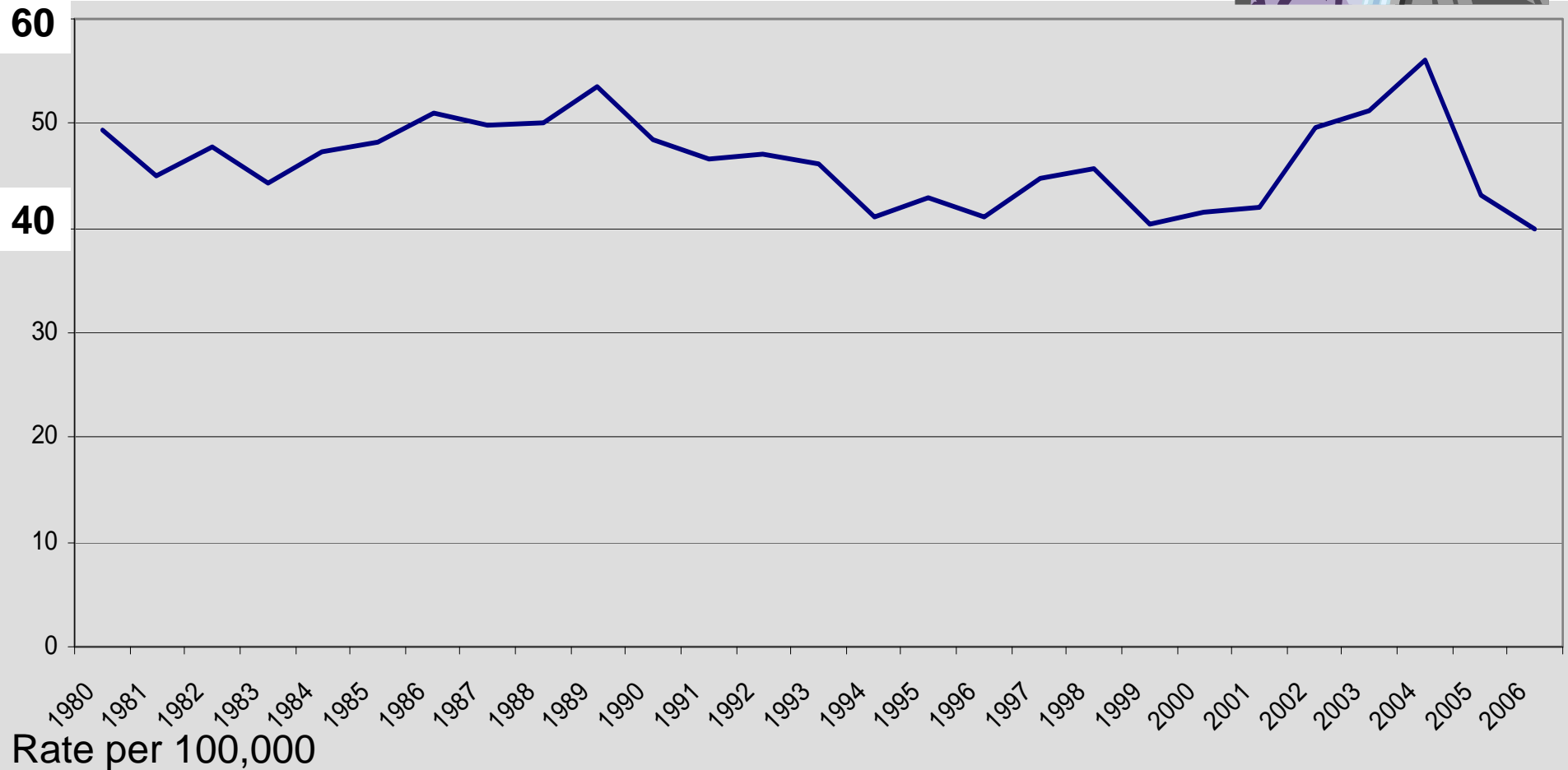
Source: CBI Crime in Colorado Reports



Colorado

Adult MVT Arrest Rates, 1980-2006

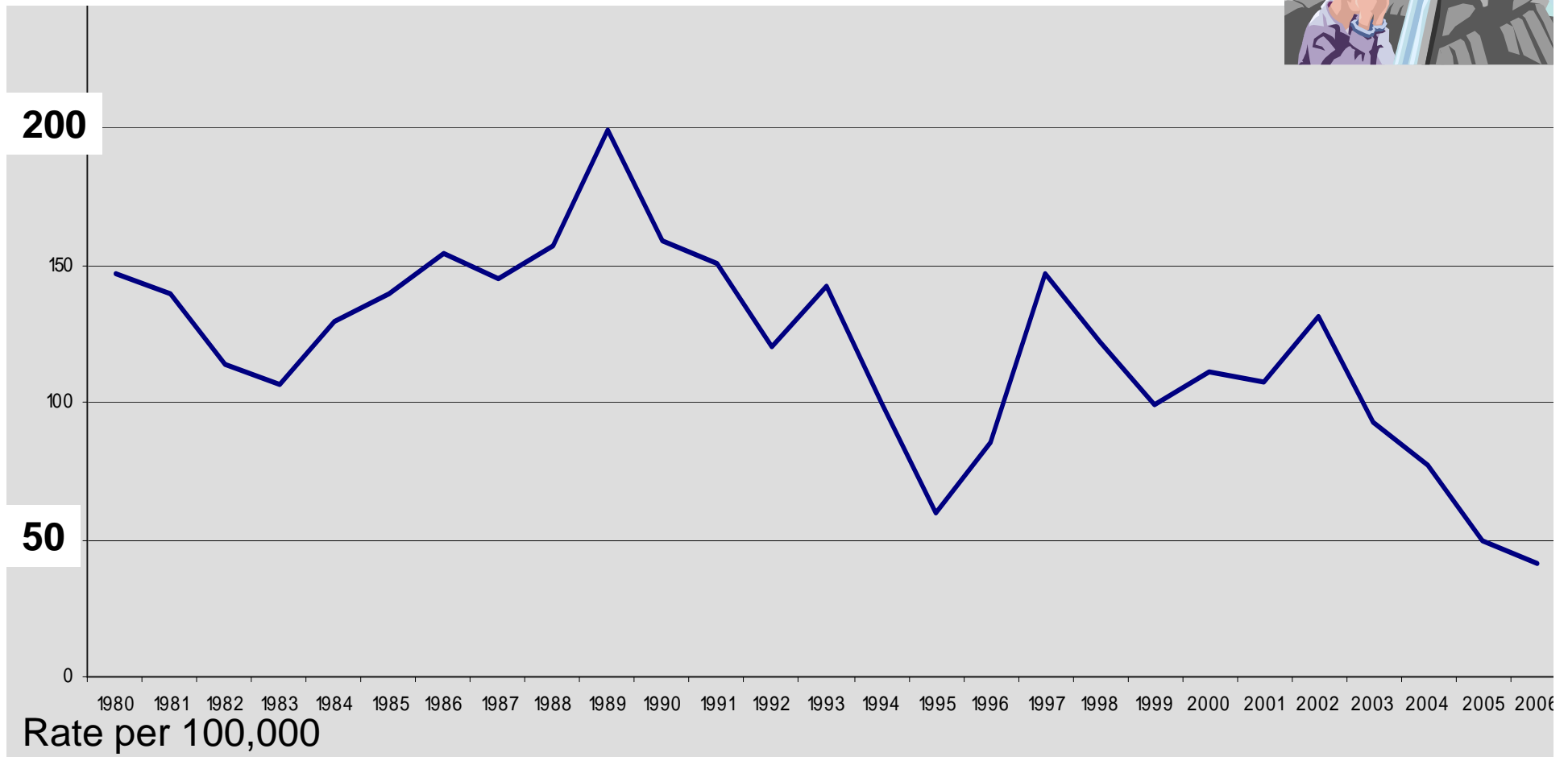
Source: CBI Crime in Colorado Reports



Colorado

Juvenile MVT Arrest Rates, 1980-2006

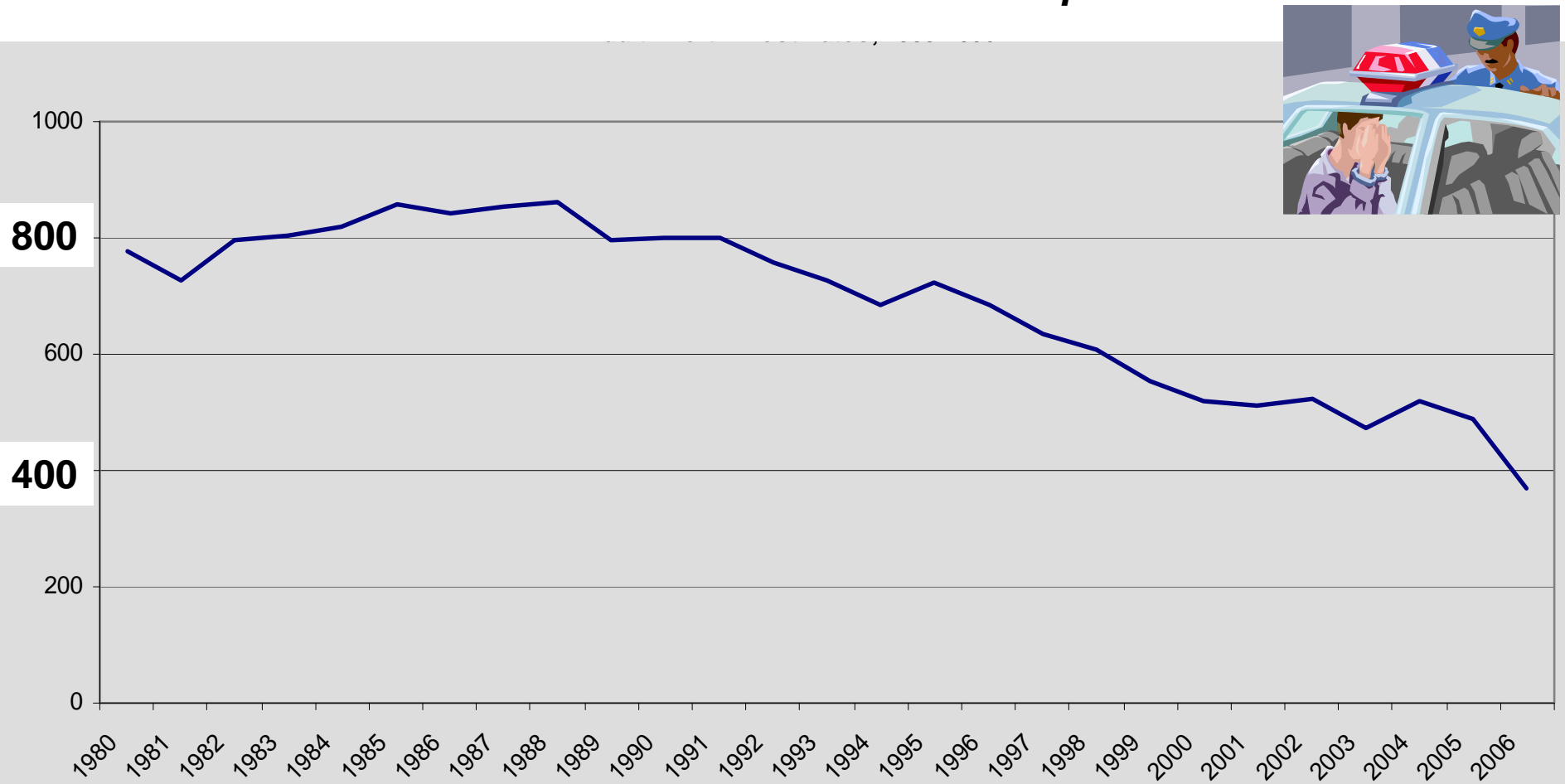
Source: CBI Crime in Colorado Reports



Colorado

Adult Theft Arrest Rates, 1980-2006

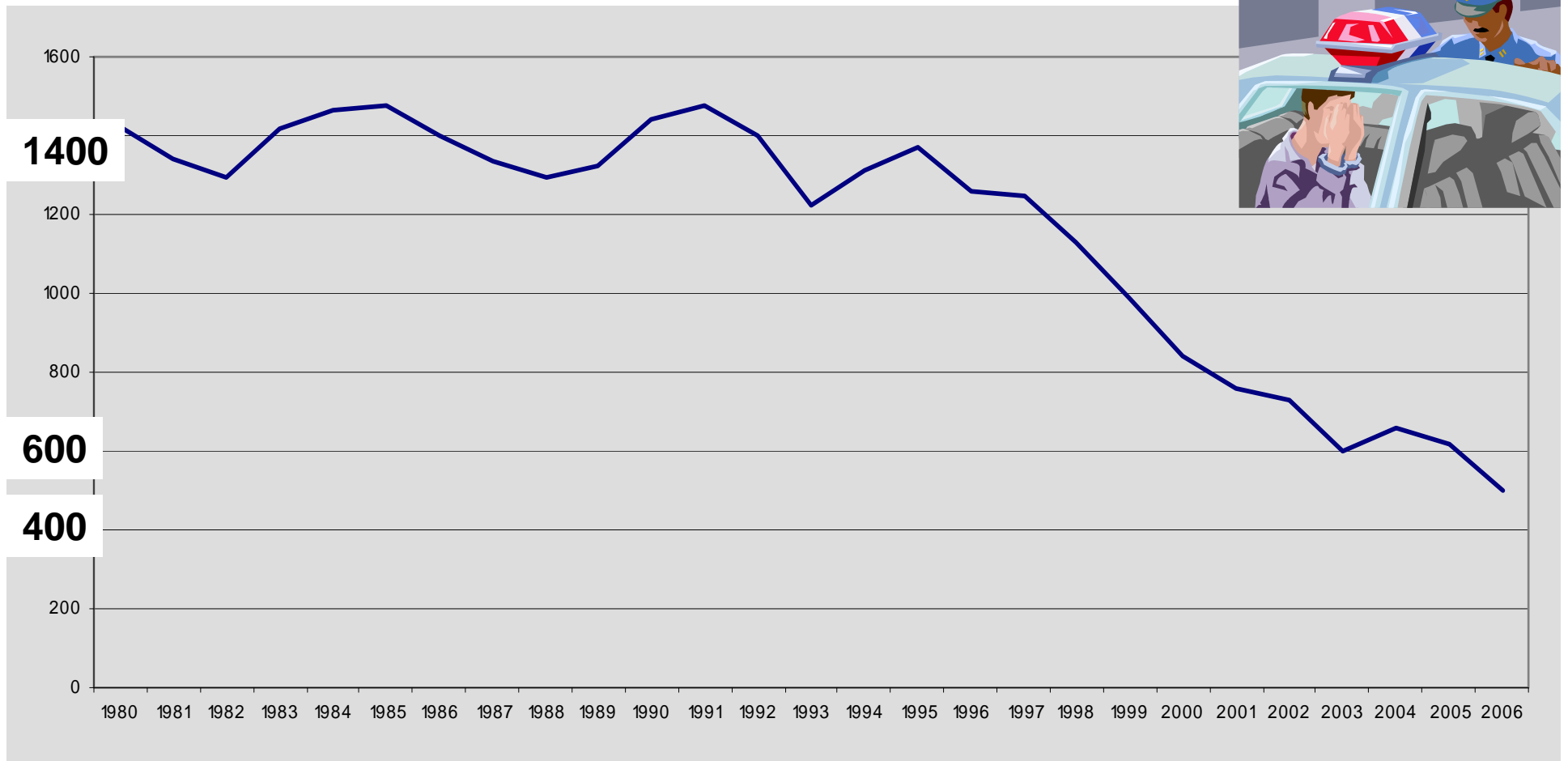
Source: CBI Crime in Colorado Reports



Colorado

Juvenile Theft Arrest Rates, 1980-2006

Source: CBI Crime in Colorado Reports

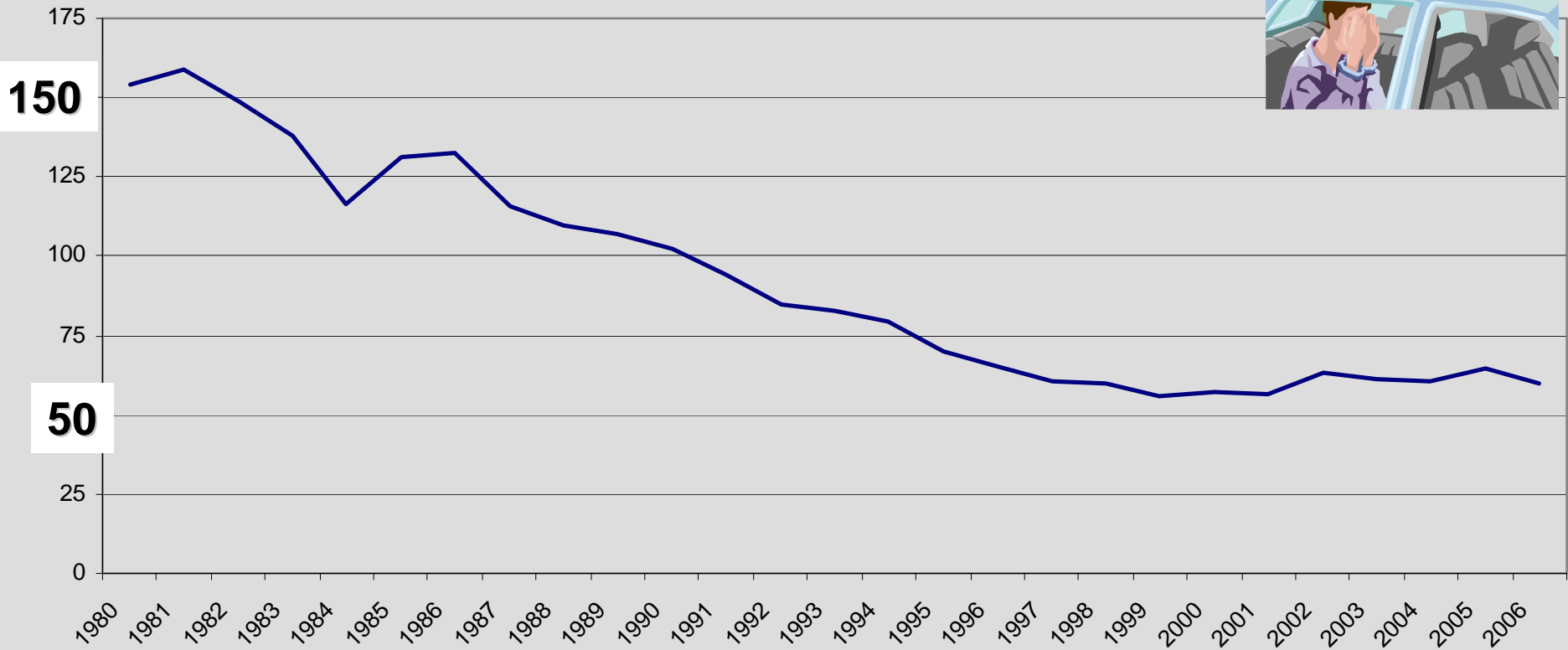


Colorado

Adult Burglary Arrest Rates, 1980-2006

Source: CBI Crime in Colorado Reports

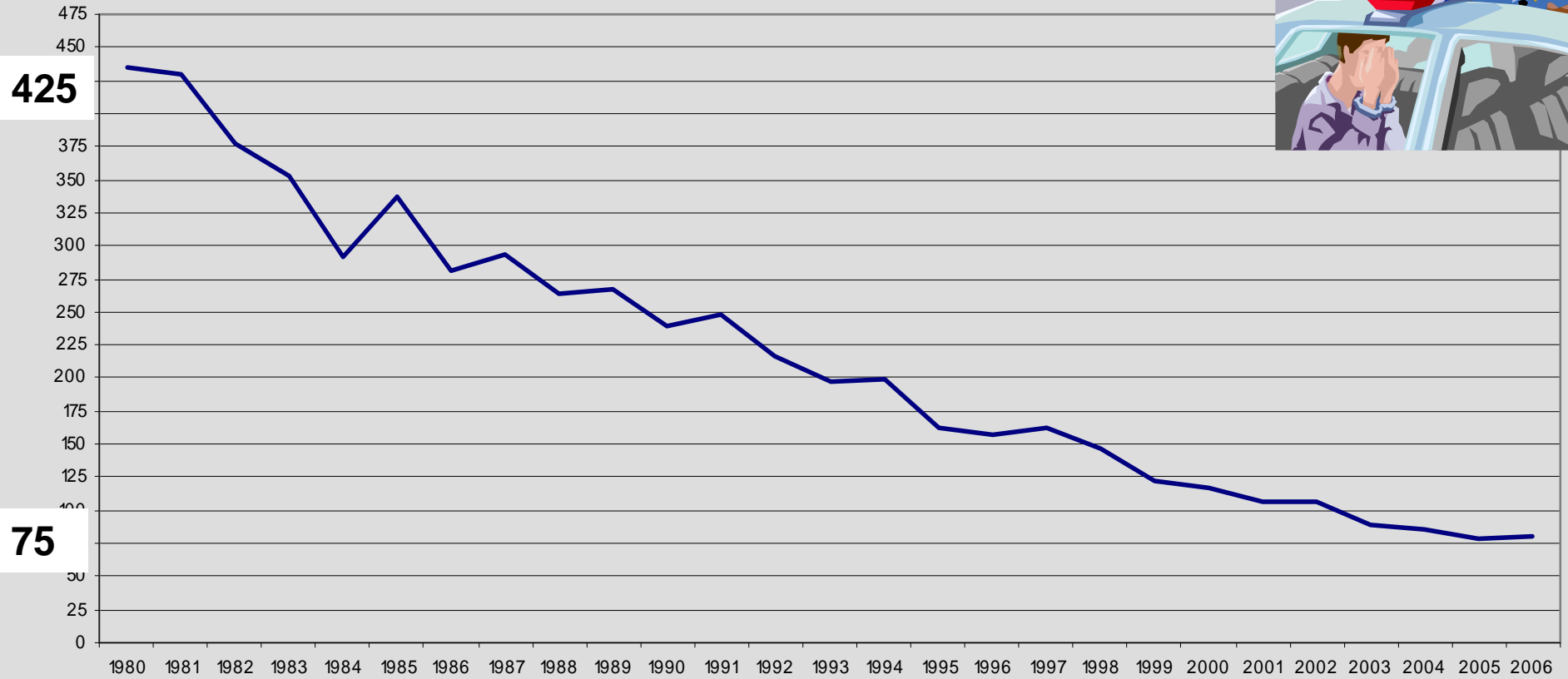
Adult Burglary Arrest Rates, 1980-2006



Colorado

Juvenile Burglary Arrest Rates, 1980-2006

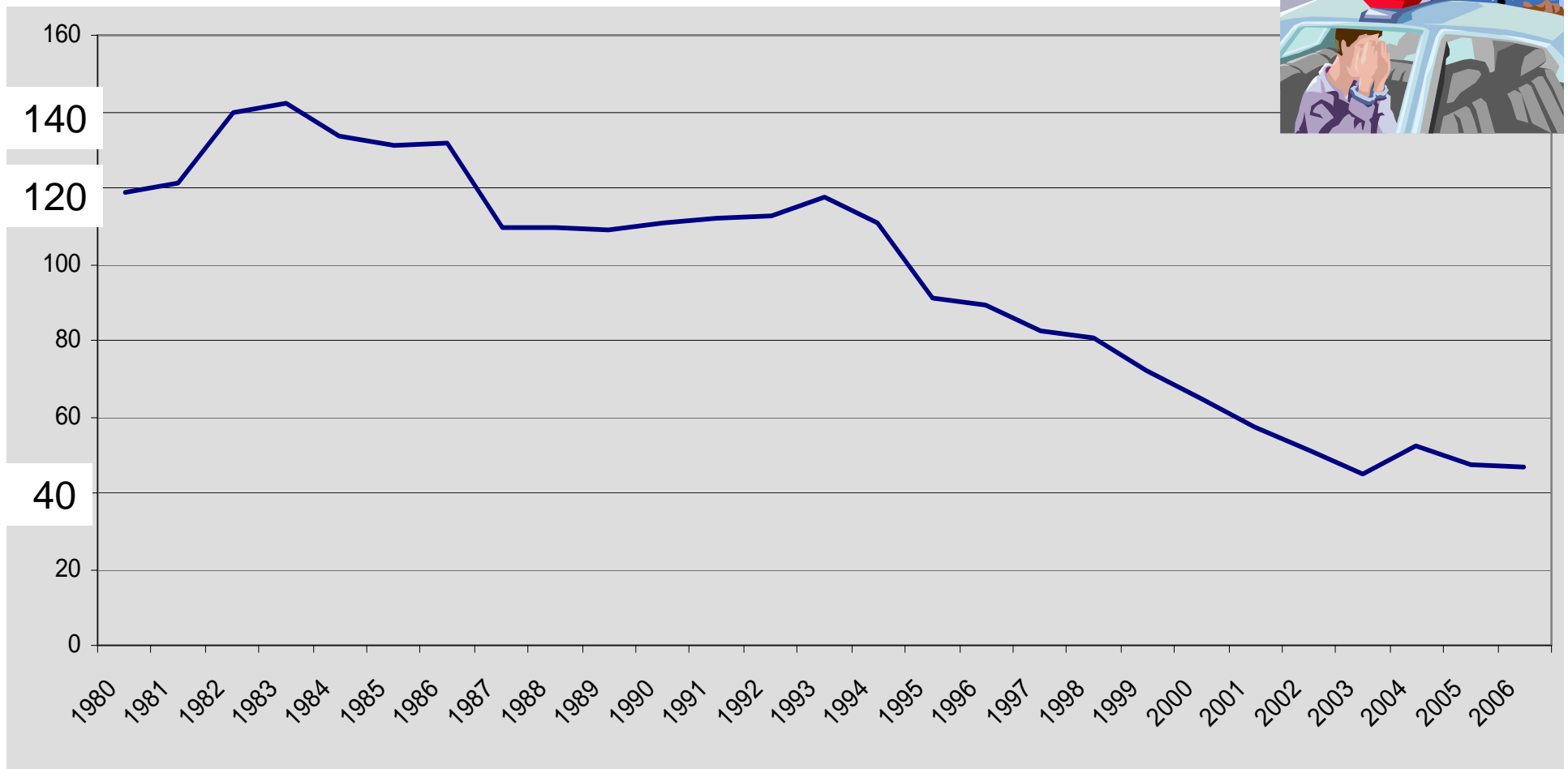
Source: CBI Crime in Colorado Reports



Colorado

Adult Weapons Violations Arrest Rates, 1980-2006

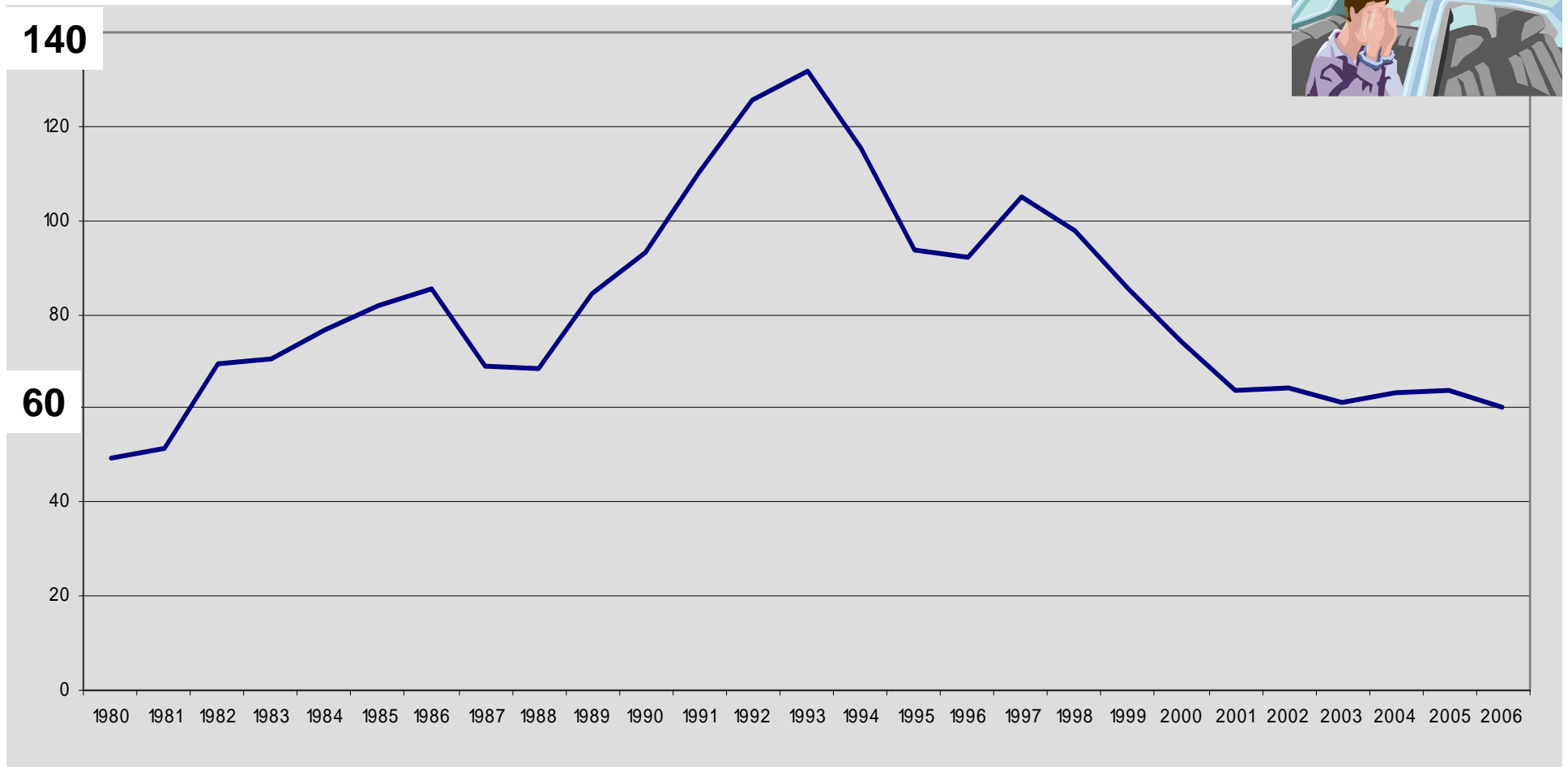
Source: CBI Crime in Colorado Reports



Colorado

Juvenile Weapons Violations Arrest Rates, 1980-2006

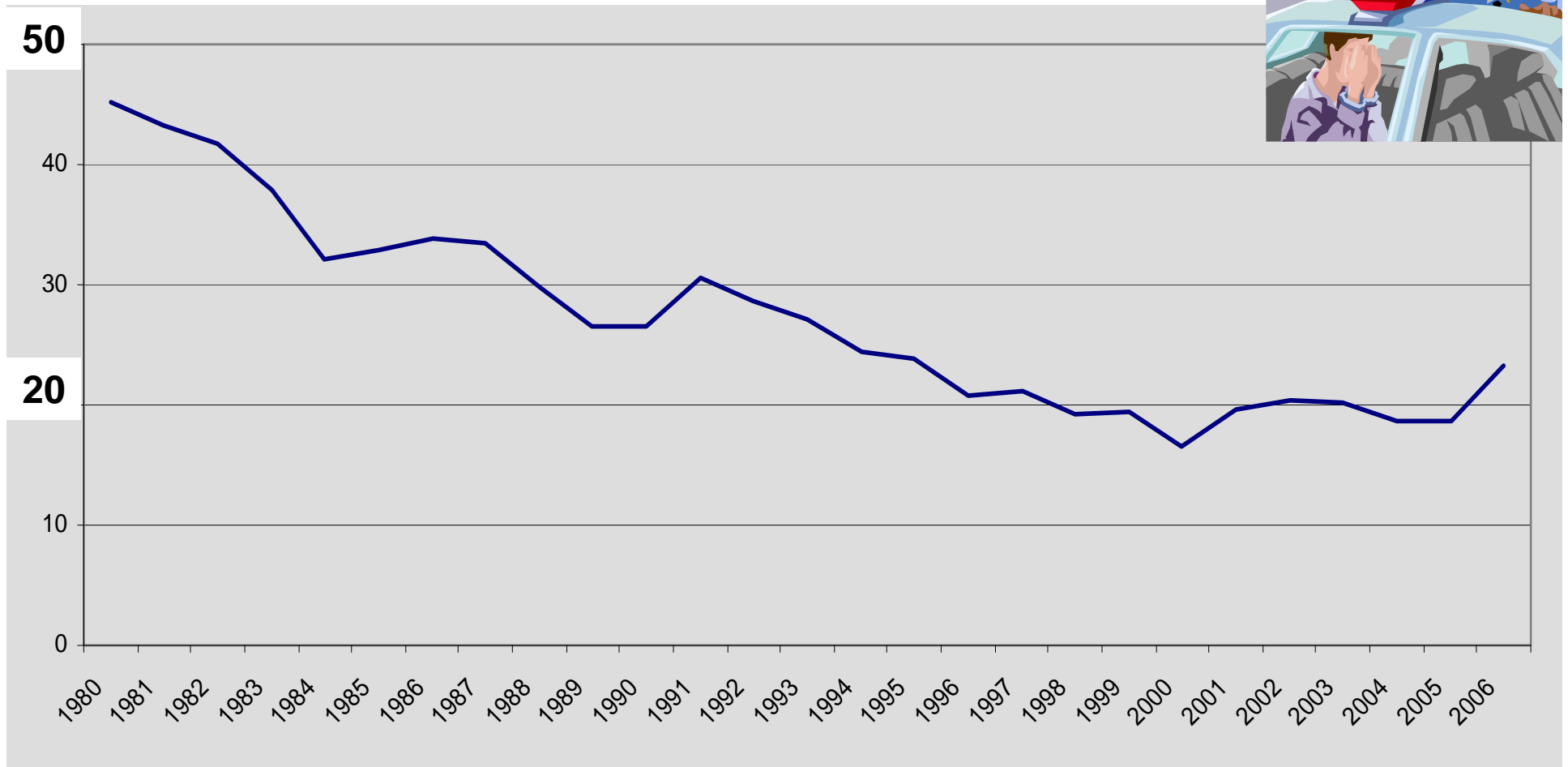
Source: CBI Crime in Colorado Reports



Colorado

Adult Robbery Arrest Rates, 1980-2006

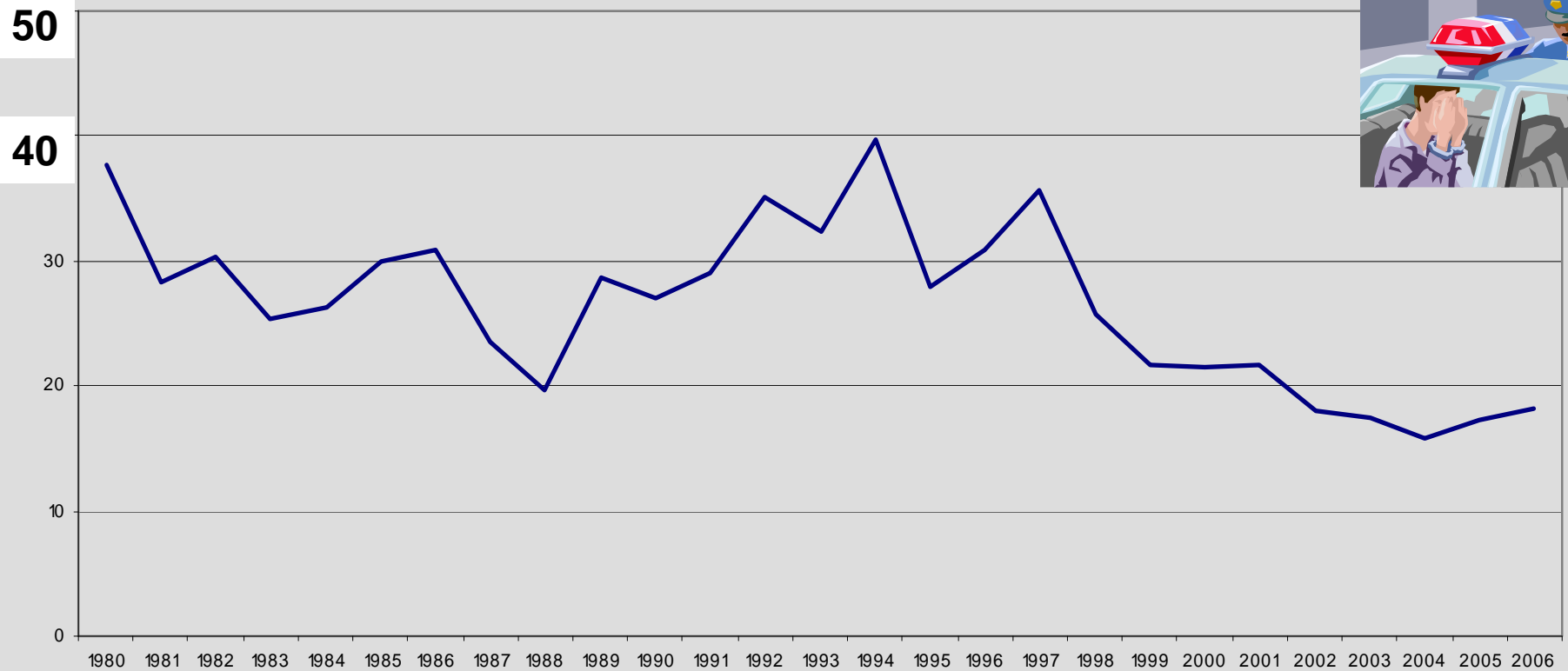
Source: CBI Crime in Colorado Reports



Colorado

Juvenile Robbery Arrest Rates, 1980-2006

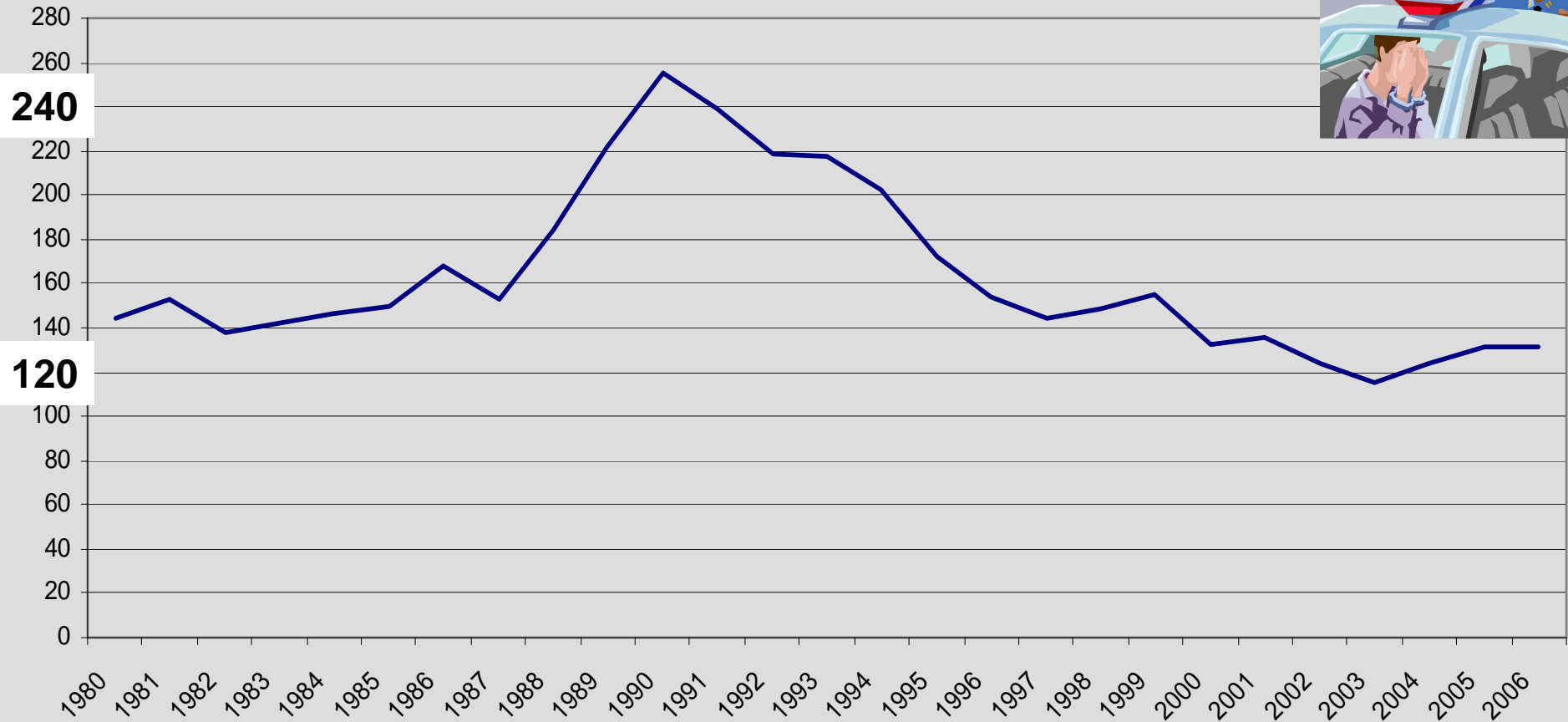
Source: CBI Crime in Colorado Reports



Colorado

Adult Aggravated Assault Arrest Rates, 1980-2006

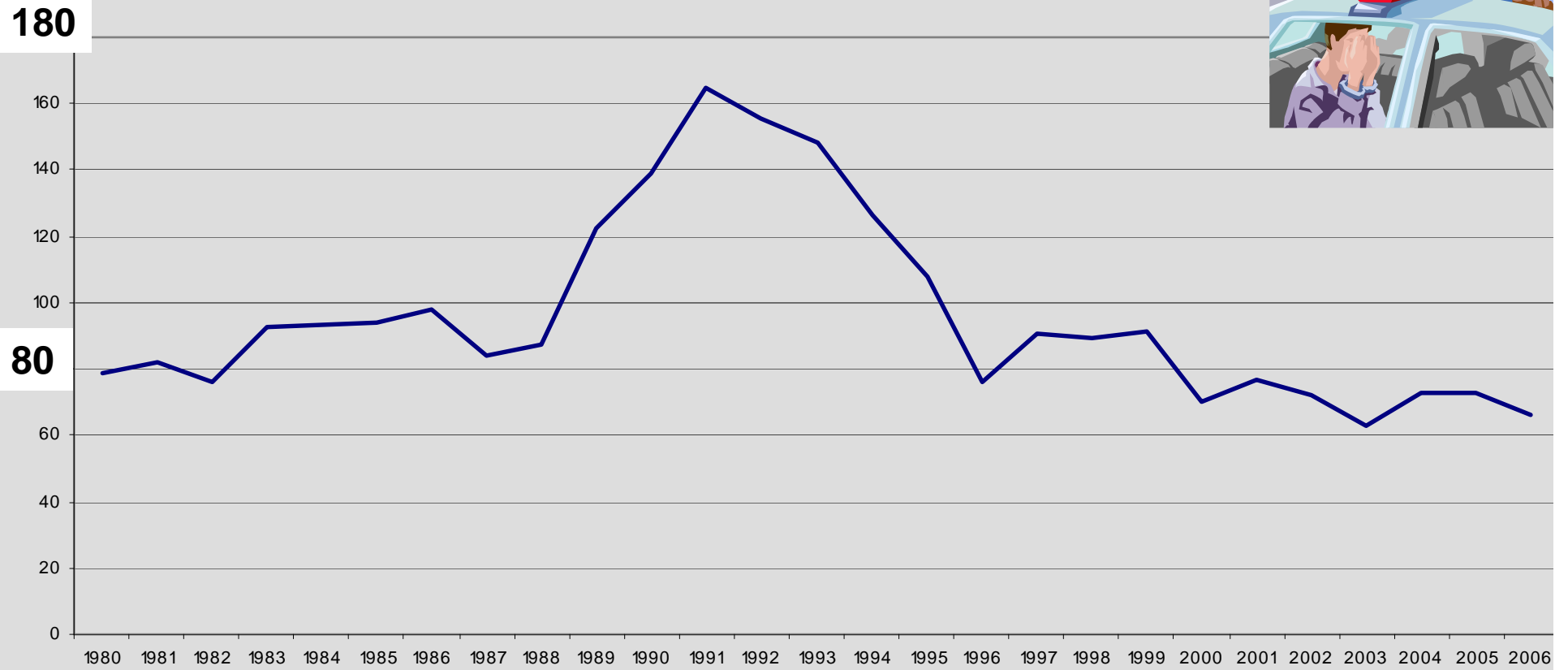
Source: CBI Crime in Colorado Reports



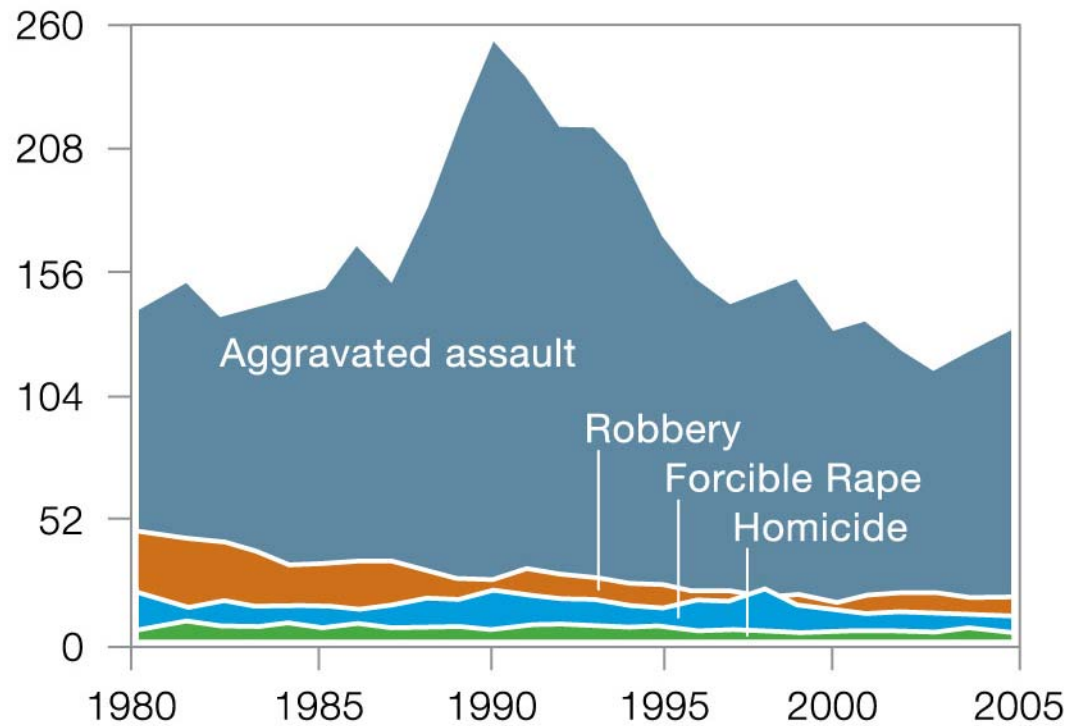
Colorado

Juvenile Aggravated Assault Arrest Rates, 1980-2006

Source: CBI Crime in Colorado Reports



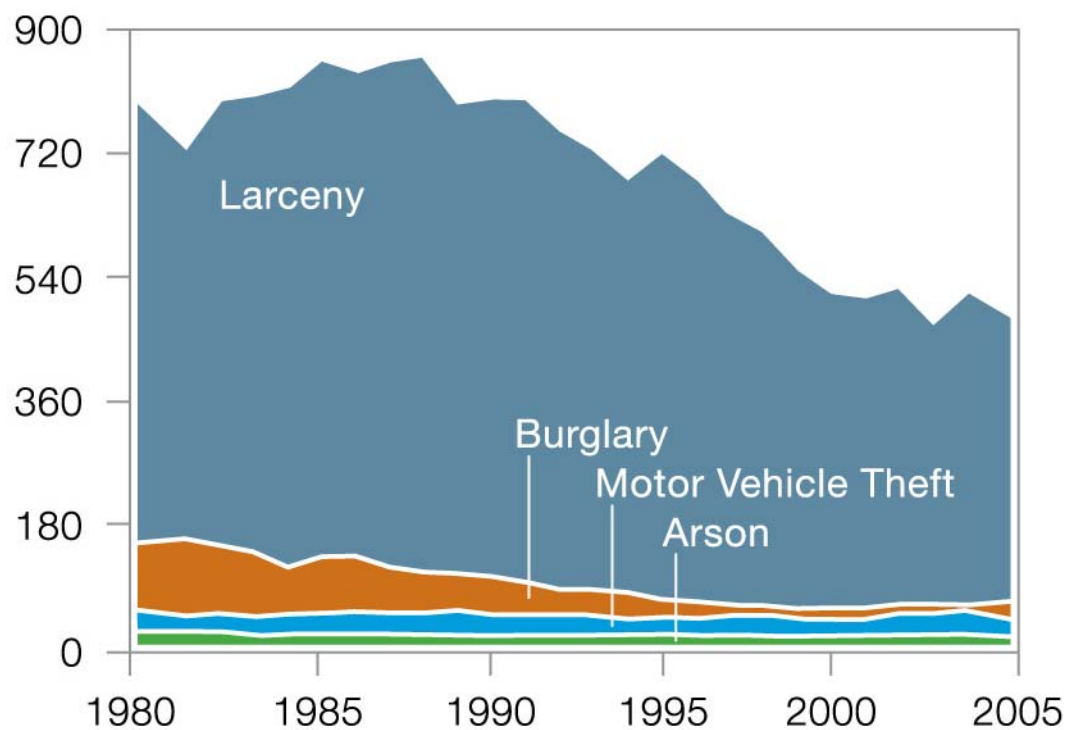
Colorado adult violent arrest rates, 1980-2005



Note: Rates are per 100,000 adults.

Sources: Arrest Data: Colorado Bureau of Investigations Annual Reports, 1980-2005. Population Data: Colorado State Demographer Office, Department of Local Affairs.

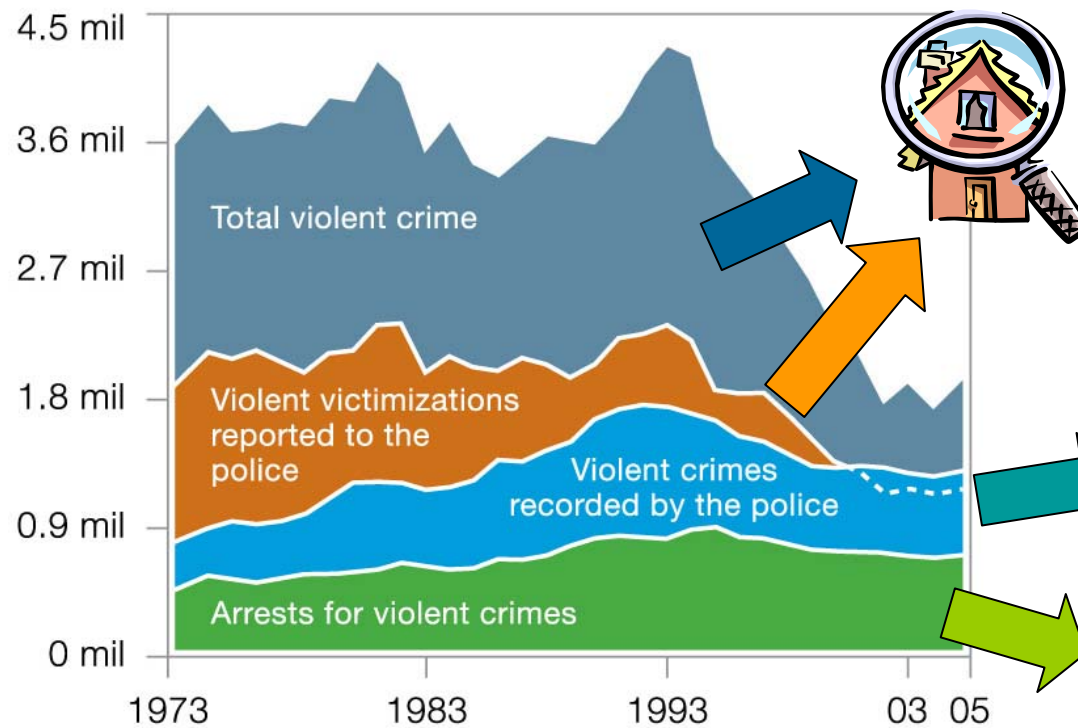
Colorado adult property arrest rates, 1980-2005



Note: Rates are per 100,000 adults.

Sources: Arrest Data: Colorado Bureau of Investigations *Crime in Colorado, 1980-2005*. Population Data: Colorado State Demographer Office, Department of Local Affairs.

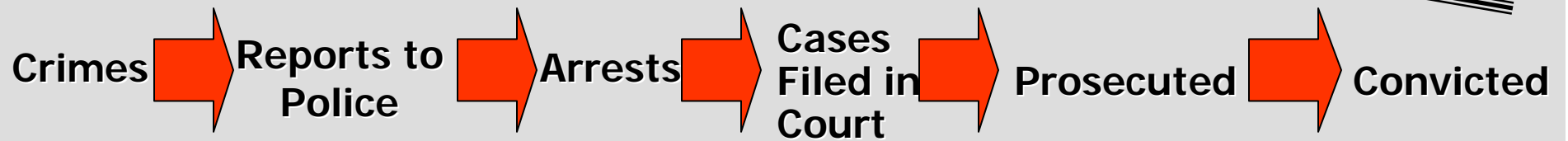
Nationwide: Four measures of all **violent** crime



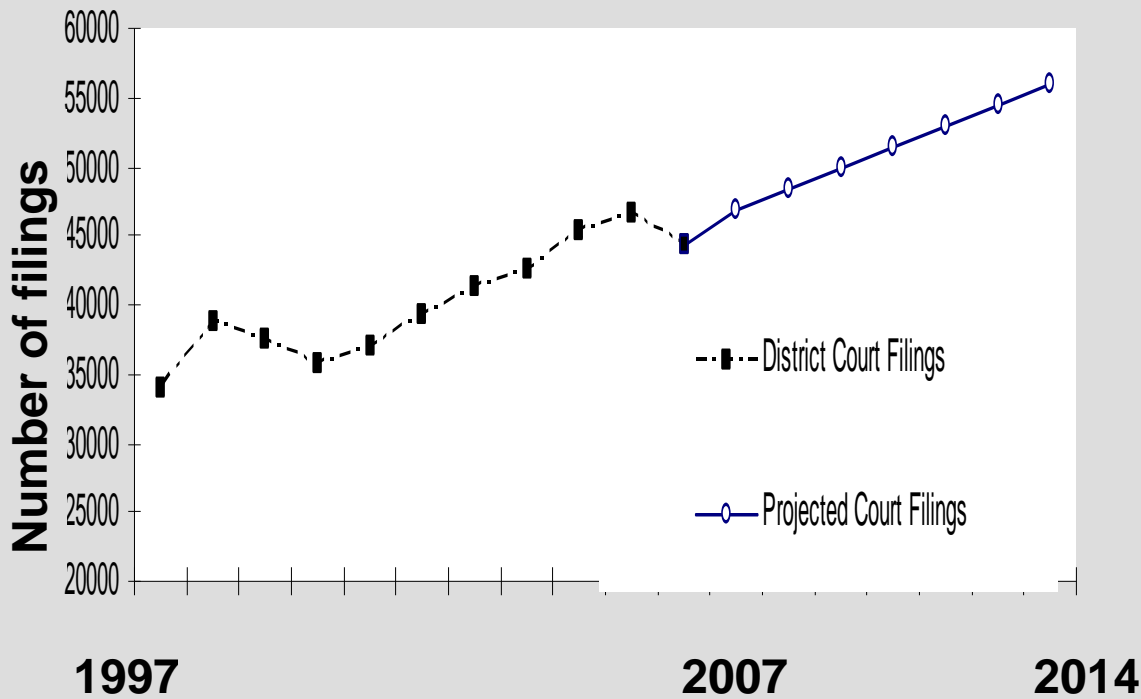
Notes: The serious violent crimes included are rape, robbery, aggravated assault, and homicide. Because of changes made to the victimization survey, data prior to 1992 are adjusted to make them comparable to data collected under the redesigned methodology. Estimates for 1993 and beyond are based on collection year while earlier estimates are based on data year.

Source: National Crime Victimization Survey and Uniform Crime Reports available at Bureau of Justice Statistics <http://www.ojp.usdoj.gov/bjs/glance/cv2.htm>.

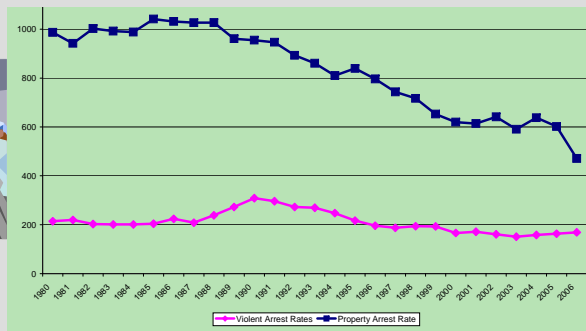
Adult Criminal Justice System



Colorado District Court Felony Filings, Actual and Projected: 1997 - 2011

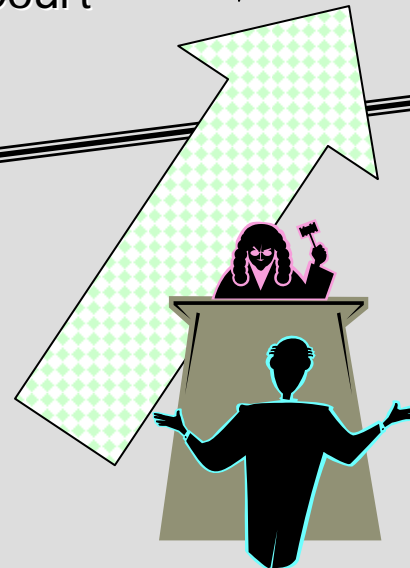
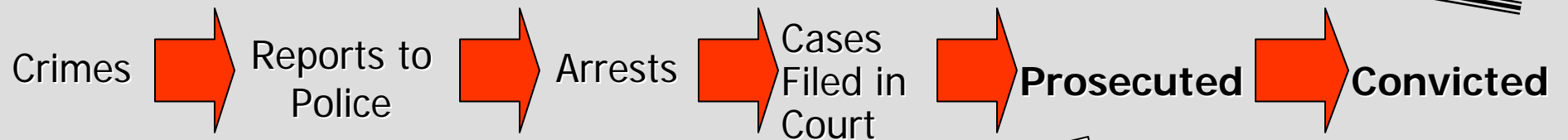


Colorado Adult Arrest Rates



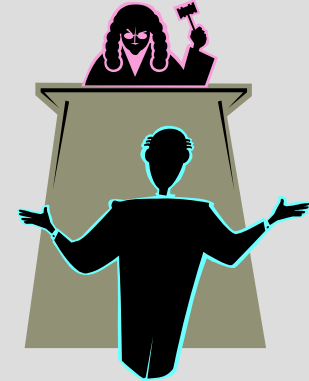
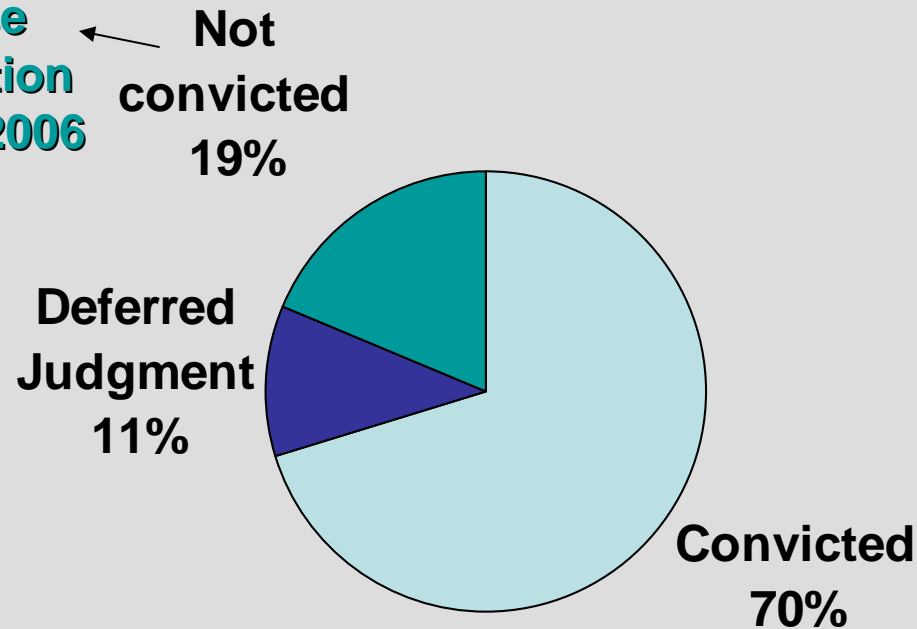
Source: Projections by DCJ based on Colorado Judicial Branch Annual Statistical Reports, 1998-2007.

Adult Criminal Justice System



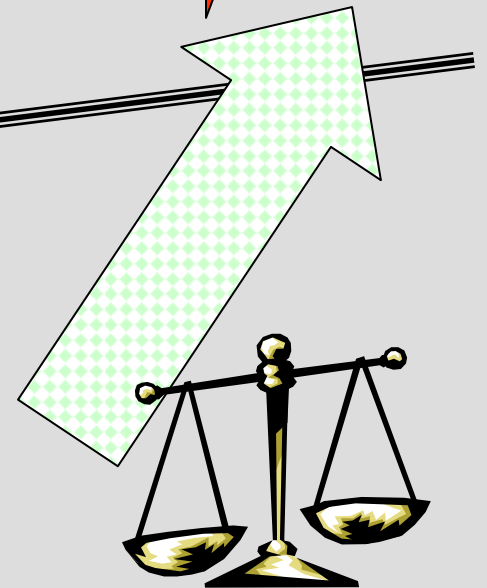
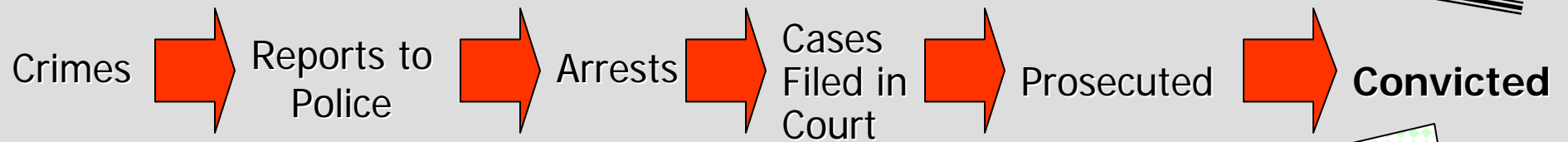
How are felony cases disposed in court?

At least 1/3 had another case with a conviction or deferral in 2006

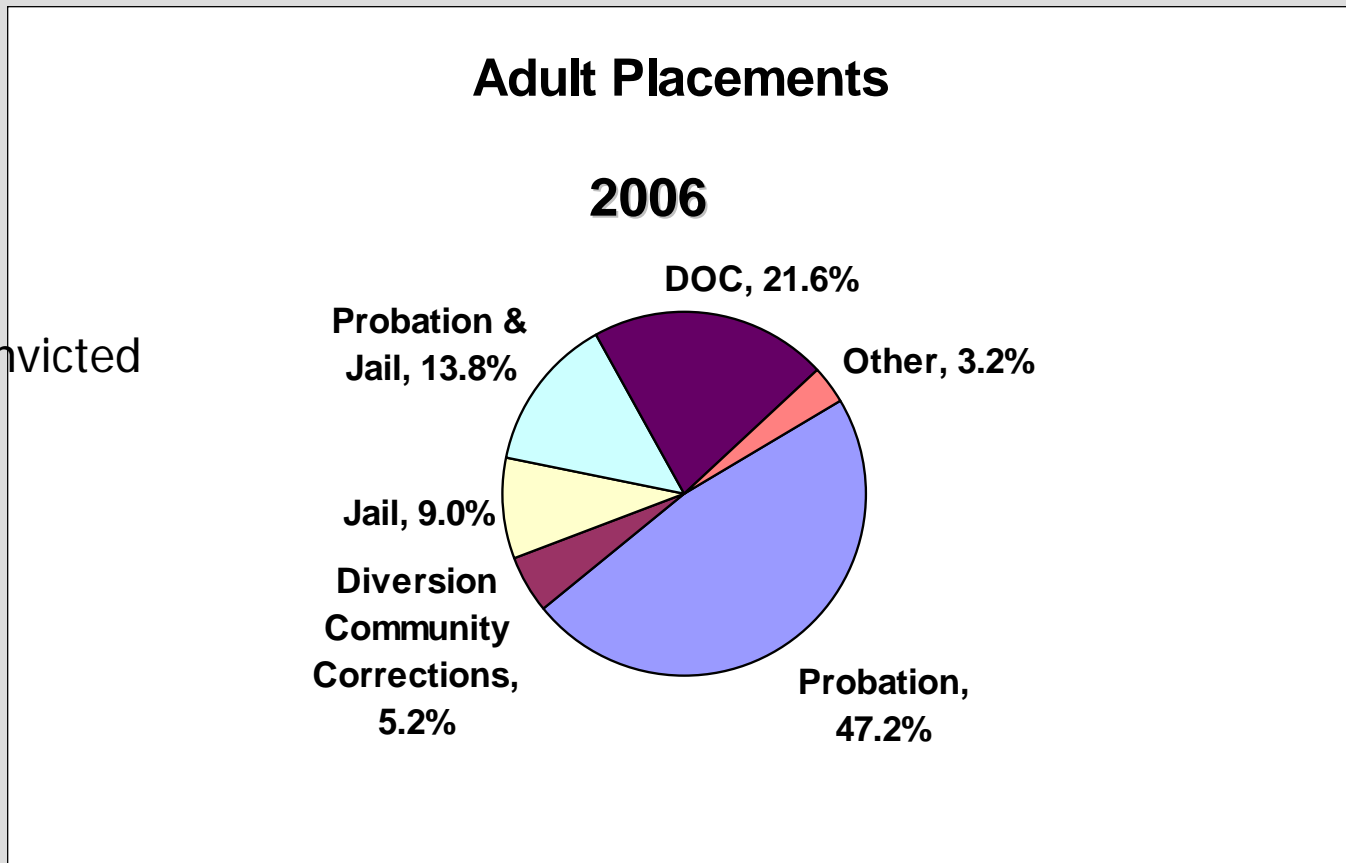
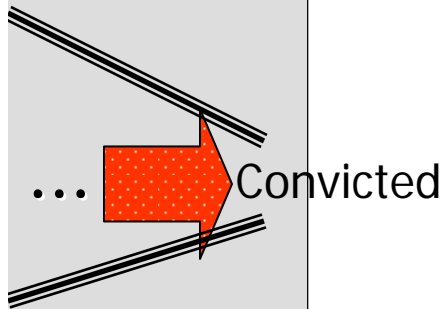


58,000 dispositions of criminal cases closed in 2006

Adult Criminal Justice System



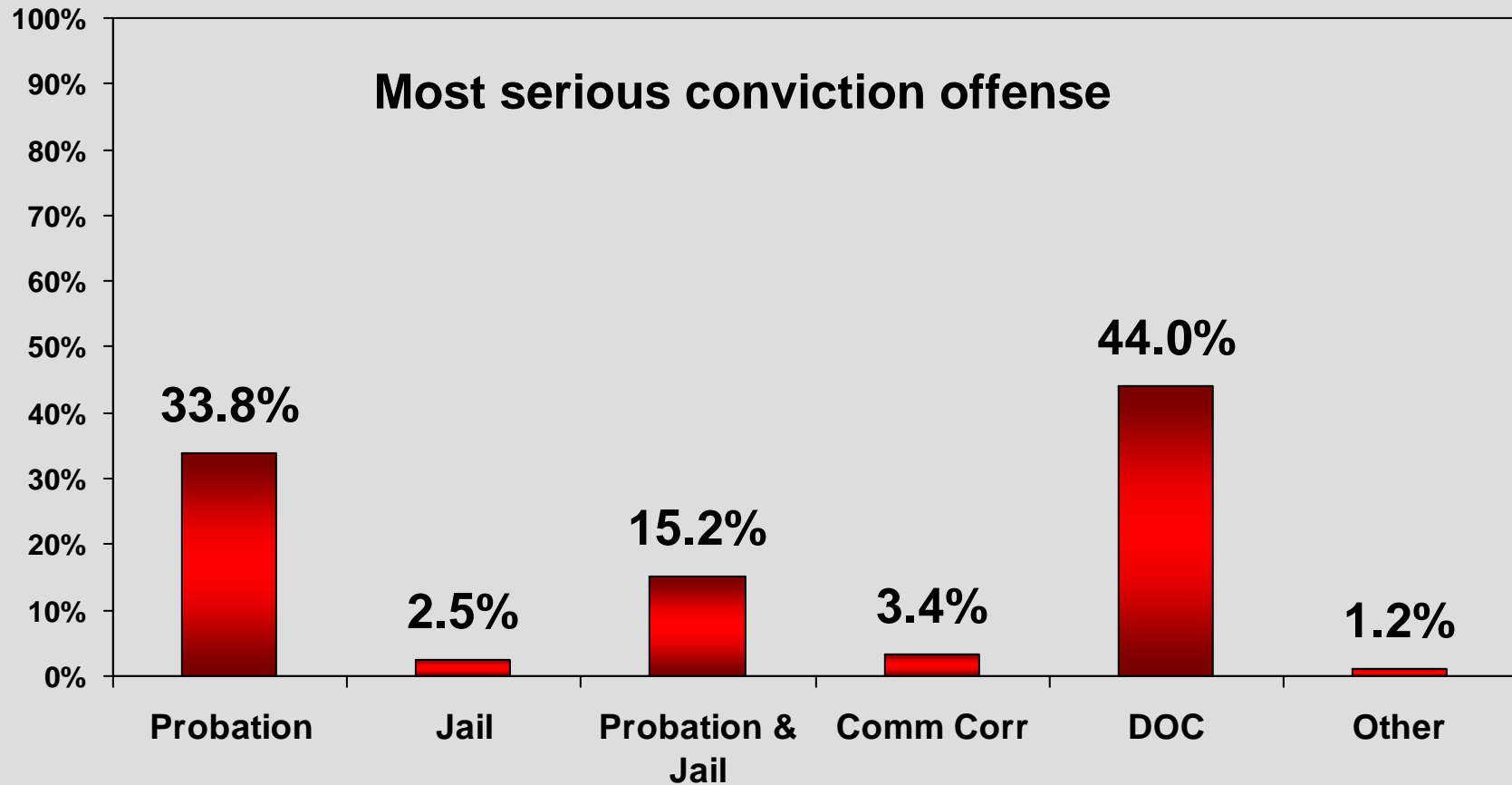
Where are adult offenders convicted of felony crimes sentenced?



Now, let's break this down by violent/nonviolent/drug offenders

Where do adult **violent*** offenders go?

Homicide, sexual assault, kidnap, robbery, assault, weapons*

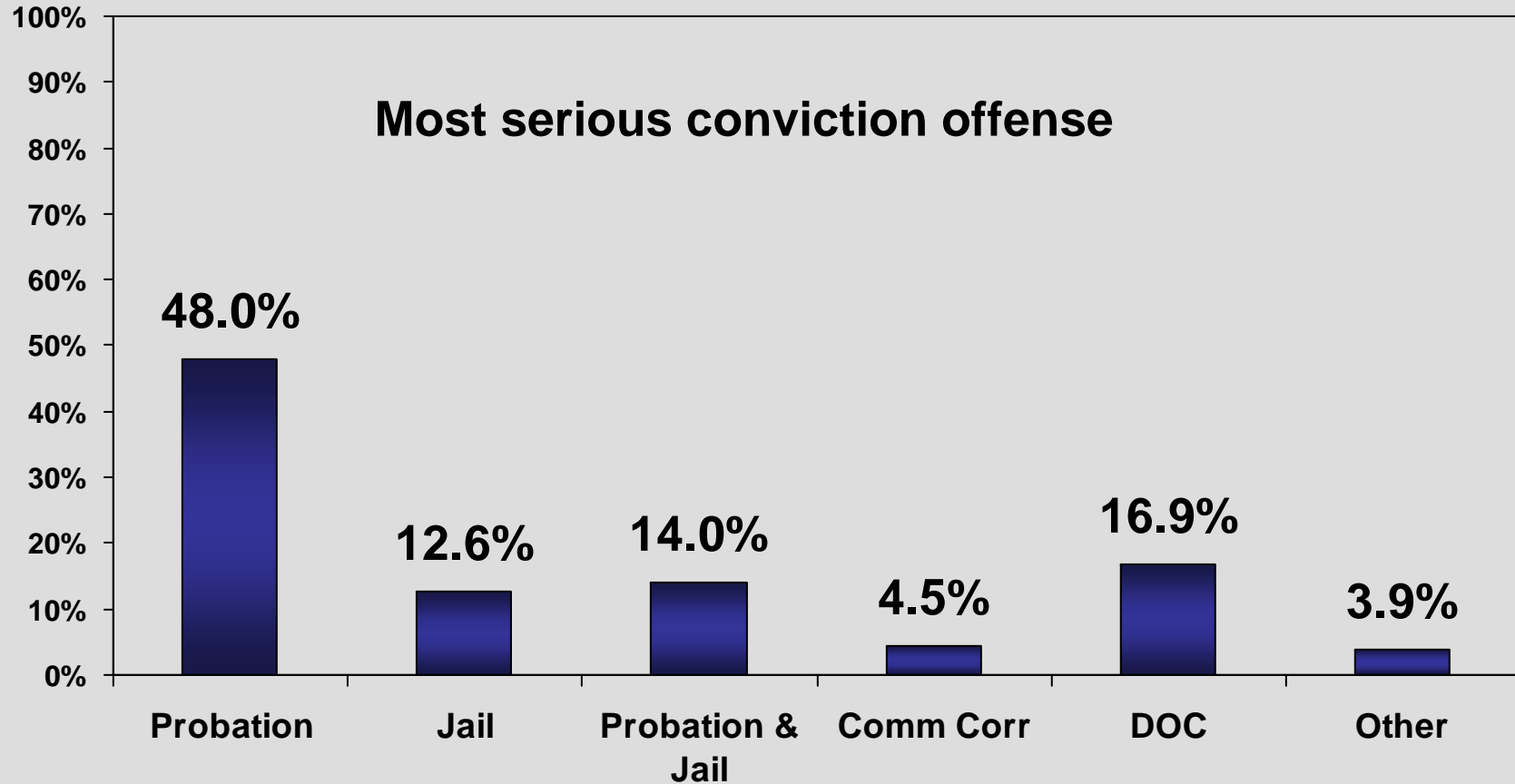


* Also includes cruelty to animals, treason, engaging in or inciting a riot.

Source: Judicial data analyzed by DCJ's Office of Research and Statistics. **5,700** cases closed in 2006. See *Crime and Justice in Colorado: 2006*, page 53.

Where do **nonviolent*** adult offenders go?

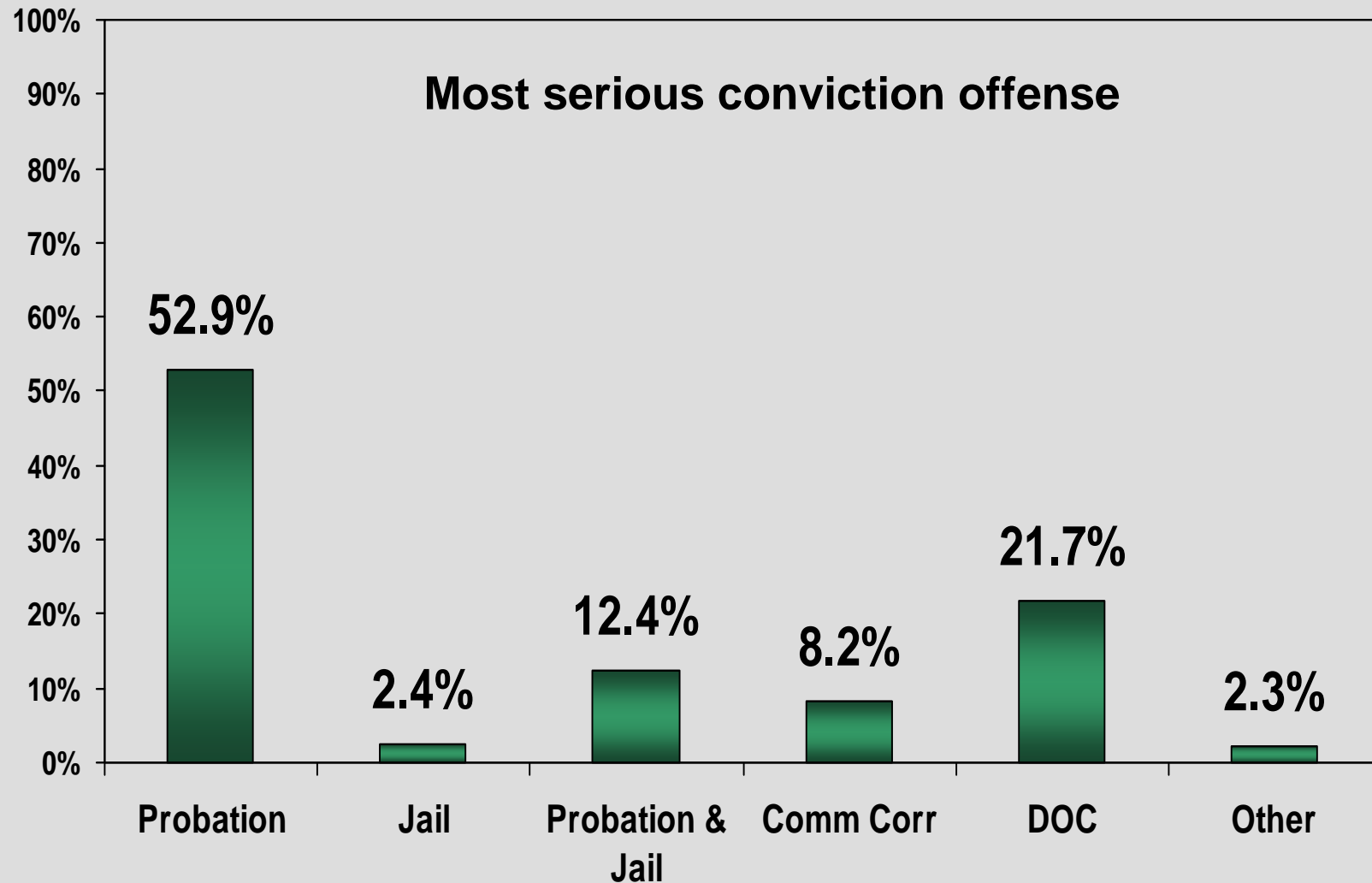
Burglary, theft/larceny, forgery, fraud, MVT, arson, escape*



*Also Includes bribery, unspecified inchoate, contributing to delinquency, false reporting, impersonating, perjury, wiretapping, destruction of wildlife, vehicular eluding.

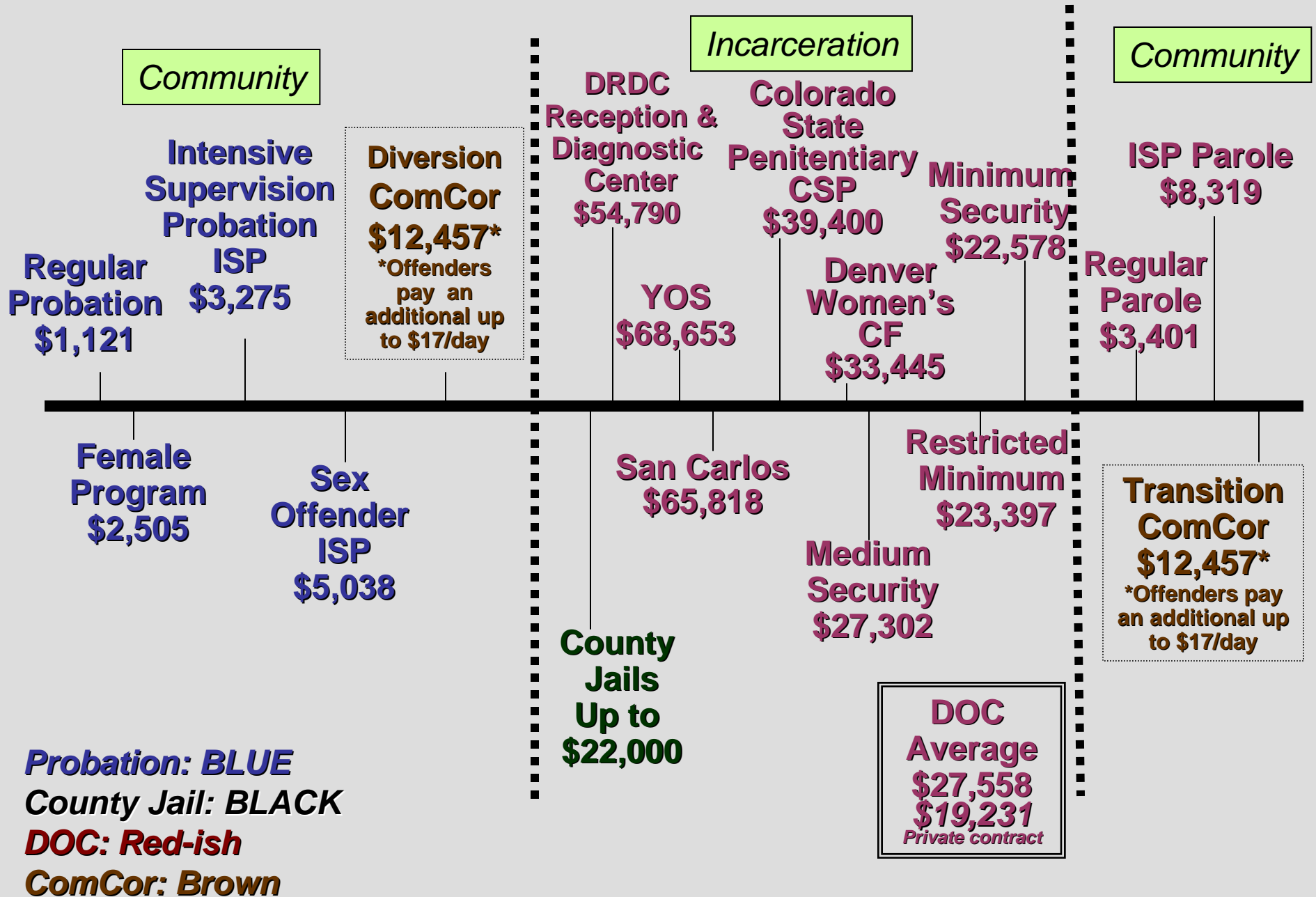
Source: Judicial data analyzed by DCJ's Office of Research and Statistics. **27,432** cases closed in 2006. See *Crime and Justice in Colorado: 2006*, page 53.

Where do adult drug offenders go?



Source: Judicial data analyzed by DCJ's Office of Research and Statistics, **9,413** cases closed in 2006. See *Crime and Justice in Colorado: 2006*, page 53.

Annual placement costs in FY07

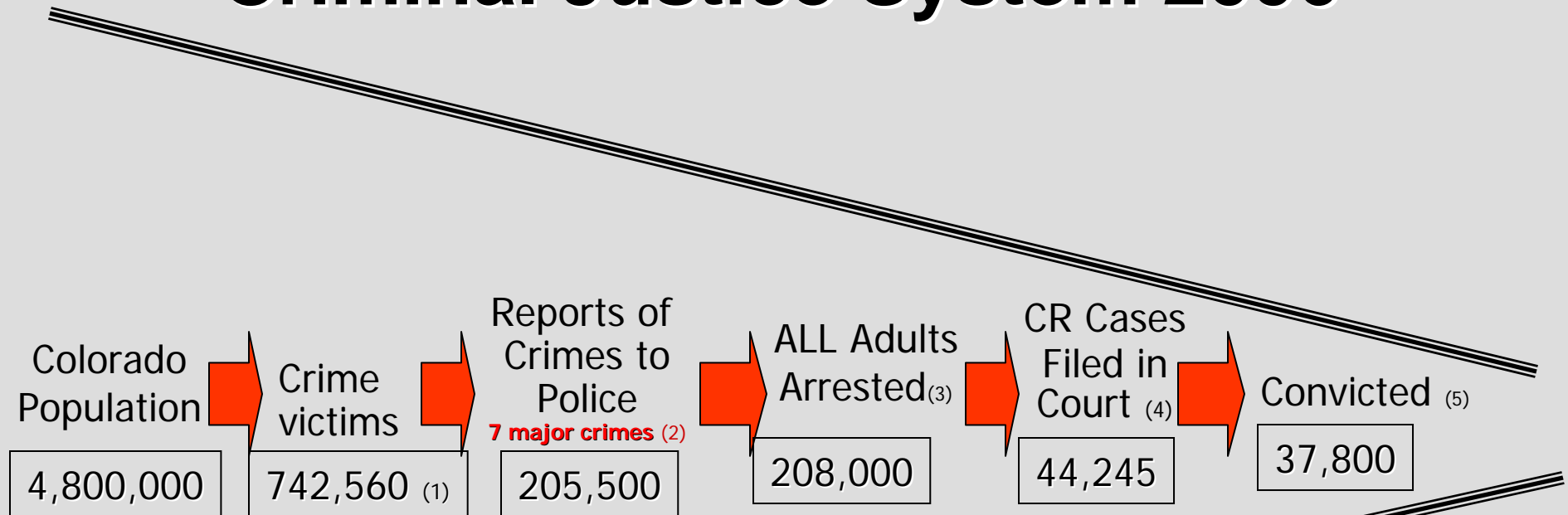


Criminal Penalties

Presumptive Range			Exceptional circumstances (Mitigating or Aggravating)		Mandatory Parole Period
Felony Class	Minimum	Maximum	Minimum	Maximum	
1	Life	Death	Life	Death	Not Applicable
2	8 years	24 years	4 years	48/ years	5 years
3	4 years	12/16* years	2 years	24/32* Years	5 years
4	2 years	6/8* years	1 year	12/16* years	3 years
5	1 year	3/4* years	6 months	6/8* years	2 years
6	1 year	18 months/2 years*	6 months	3/4* years	1 year

*Extraordinary risk crimes (aggravated robbery, child abuse, drug sales/manufacture, stalking, and crimes of violence per Section 18-1.3-406)

The numbers in Colorado: Criminal Justice System 2006



1. Applying **NCVS victimization rates** to 4,080,000 Coloradoans aged 12 and over.
23 violent/1,000= 93,840 violent crimes
159 prop/1,000= 648,720 property crimes

2. 7 major crimes reported by to CBI:
Homicide, rape, robbery, assault, burglary, larceny, auto theft
(incidents counted by hierarchy of most serious)

3. CBI arrest totals for adults 2006 (juveniles account for another 45,000 arrests)

4. Judicial Report, FY2007

5. Includes deferred judgment; Adult felony cases filed in district court. Estimate based on DCJ's analysis of judicial data.

Summary:

- Crime is difficult to measure
- **Lots of crimes aren't accounted for**
- Lots of cases fall out as they go thru the system
- **Over 75,000 adults in the system today**
- About 40,000 enter the adult system each year
- **Sentences range from 6 months to Life**
- Costs range from \$1,121 to \$68,653 per year