



JUSTICE AND PUBLIC SAFETY CABINET

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Governor

Department of Corrections

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Jonathan R. Grate
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Secretary

Kathleen M. Kenney
Commissioner

MEMORANDUM

To: Secretary John C. Tilley
From: Commissioner Kathleen M. Kenney *Kathleen M. Kenney*
Date: July 31, 2019
RE: KRS 196.031 Annual Report

As part of HB 463 implementation, KRS 196.031 requires annual tracking of several items for incarcerated and supervised offenders. Please find the Department's report as outlined below.

While the Department of Corrections has significantly improved the capacity to track data since the passage of HB 463 in 2011, areas remain where the Department currently cannot provide information.

Current Population - Prison

SUPERVISION TYPE	COUNT	PERCENTAGE
County Jail (CI/CD/CC)	11,636	48%
KY DOC Prison	10,671	44%
Private Prison	844	3%
Reception (Assessment) Center	765	3%
Halfway House	352	1%
	24,268	100%

CRIME TYPE	COUNT	PERCENTAGE
Other Public Order Crime	6,802	28%
Property Crime	4,939	20%
Drug Crime	4,037	17%
Other Violent Crime	3,652	15%
Sex Crime	2,943	12%
Violent Crime	1,483	6%
Other/Unknown Crime	412	2%
	24,268	100%

Violent Crime category reflects murder, manslaughter, rape, robbery, and aggravated assault. Other Violent Crime category includes kidnapping, simple assault, etc. Other Public Order offenses include weapons offenses, DUI, escape, etc.

Current Prison Population – Number of Prior Incarcerations

INCARCERATIONS	COUNT	PERCENTAGE
1	13,949	57%
2	6,105	26%
3	2,708	11%
4	992	4%
5+	514	2%
	24,268	100%

Reflects the number of convictions resulting in a state sentence of incarceration.

Current Population – Community Supervision

SUPERVISION TYPE	COUNT	PERCENTAGE
Probation	17,240	41%
Pre-Trial Diversion	9,860	23%
Parole	7,685	18%
Probation (Shock)	2,658	6%
Mandatory Reentry Supervision	2,287	5%
Probation (Misdemeanant)	1,548	4%
Sex Offender Postincar. Sup./Cond. Disch.	660	2%
Home Incarceration	240	1%
Misdemeanor Intensive Program	199	0%
Womens Medical Release	39	0%
Postincarceration Supervision	1	0%
	42,417	100%

Assessment – Reduction in Criminal Risk Factors

Measures the changes in the risk and needs assessment score. A reduction in the risk and needs assessment score would reflect a reduction in criminal risk factors.

CHANGES IN ASSESSMENT - PRISON	COUNT	PERCENTAGE
INCREASE	5,394	22%
REDUCTION	4,539	19%
SAME	9,531	39%
NO REASSESSMENT	4,460	18%
NOT ASSESSED	344	1%
	24,268	100%

CHANGES IN ASSESSMENT – COMMUNITY SUPERVISION	COUNT	PERCENTAGE
INCREASE	5,309	13%
REDUCTION	8,302	20%
SAME	22,046	52%
NO REASSESSMENT	5,889	14%
NOT ASSESSED	871	2%
	42,417	100%

Offenders without assessment or reassessment include absconders, incarcerated status, and administrative supervision level. Inmates without assessment or reassessment include offenders housed in county jails.

Releases – FY 2019

Release Type	Drug Crime	Property Crime	Public Order Crime	Violent Crime	Other Violent Crime	Sex Crime	Other Crime	Unknown	
Active Inmate Release	16	17	12	0	7	0	0	18	
Death	9	8	12	7	8	22	0	2	
Discharged	1,431	1,057	1,352	98	475	117	5	62	
Escaped	19	29	24	0	8	0	0	2	
Home Incarceration Began	709	477	536	0	1	0	0	2	
Mandatory Reentry Supervision	906	983	1,292	111	829	12	3	6	
Paroled	1,693	1,380	1,652	115	420	67	4	4	
Postincarceration Supervision	3	4	27	1	9	1	0	0	
Returned to Comm. Sup.	438	491	469	18	123	12	1	8	
Sex Offender Postincar Sup/Cond. Dis.	1	0	4	0	0	256	0	4	
Shock Probation Began	422	322	425	20	192	2	1	46	
TOTAL	5,647	4,768	5,805	370	2,072	489	14	154	19,319
PERCENTAGE	29%	25%	30%	2%	11%	3%	0%	1%	100%

Release Type	1-5 YRS	5-10 YRS	10+ YRS	
Active Inmate Release	69	1	0	
Death	37	12	19	
Discharged	4,105	262	116	
Discharged (per Court Order)	105	5	4	
Escaped	70	11	1	
Home Incarceration Began	1,696	25	4	
Mandatory Reentry Supervision	3,757	296	89	
Paroled	4,729	417	189	
Postincarceration Supervision	43	2	0	
Sex Offender Postincar. Sup./Cond. Disch.	166	69	30	
Shock Probation Began	1,429	1	0	
Returned to Comm. Sup.	1,414	113	33	
TOTAL	17,620	1214	485	19,319
PERCENTAGE	91%	6%	3%	100%

Community Programs

Reflects offenders currently on supervision who completed the program within the last fiscal year.

PROGRAM	STATUS	COUNT
24/7 Dads	Completed/Graduated	60
Moral Reconation Therapy	Completed/Graduated	1,472
MRT Parenting for Men	Completed/Graduated	7
MRT Relapse Prevention	Completed/Graduated	5
MRT Anger Management	Completed/Graduated	8
Soft Skills Boot Camp	Completed/Graduated	33
PORTAL New Directions	Completed/Graduated	624
Thinking for a Change	Completed/Graduated	73
Substance Abuse Program	Completed/Graduated	239

2,521

Admissions - FY 2019

Note: A technical violation includes absconding as well as all violations except for a new criminal conviction.

ADMISSION TYPE	COUNT	PERCENTAGE
Probation Revocation - Controlled Intake	4,698	38%
Received Additional Commitment - New Sentence	231	2%
Received from Other State - KY CC Snt. Other State	1	0%
Returned by Court Order - Appeal Bond or Not Specified	20	0%
Returned from Home Incarceration - New Felony Charge	21	0%
Returned from Home Incarceration - New Misd. Charge	11	0%
Returned from Home Incarceration - Technical Violator	262	2%
Returned from Postincar. Supervision - Technical Violator	34	0%
Returned from Sex Offender Postincar. Sup./Cond. Disch.- Technical Violator	131	1%
Returned MRS Violator - New Sentence	6	0%
Returned MRS Violator - Technical Violator	1,814	15%
Returned Parole Violator - New Sentence	166	1%
Returned Parole Violator - Technical Violator	4,313	35%
Shock Probation Revoked - New Sentence	1	0%
Shock Probation Revoked - Technical Violator	709	6%
	12,418	100%

Admissions to prison from violations of supervision is down almost 2.78% from 2018.

Employment

Employment is tracked for paroled individuals as Work for Time Credit under KRS 439.205 and KRS 197.047.

Any Employment between Begin Supervision and Current Date

SUPERVISION TYPE	NOT EMPLOYED	PERCENTAGE	EMPLOYED	PERCENTAGE	TOTAL
Mandatory Reentry Supervision	2,257	99%	30	1%	2,287
Parole	5,085	71%	2,122	29%	7,207
Sex Offender Postincar./Cond. Disch.	399	60%	261	40%	660
	7,981		2,413		10,394

Date Range in which Employment first Began

SUPERVISION TYPE	WITHIN 30 DAYS	WITHIN 6 MONTHS	WITHIN 1 YEAR	OVER 1 YEAR	UNEMPLOYED	TOTAL
Mandatory Reentry Supervision	11	12	5	2	2,257	2,287
Parole	534	1,099	257	232	5,085	7,207
Sex Offender Postincar./Cond. Disch.	74	134	37	16	399	660
	619	1,245	299	250	7,981	10,394

Placement and Recidivism

Recidivism rates for six (6) months, one (1) year, and three (3) years, as required by KRS 196.031(2)(j)(5).

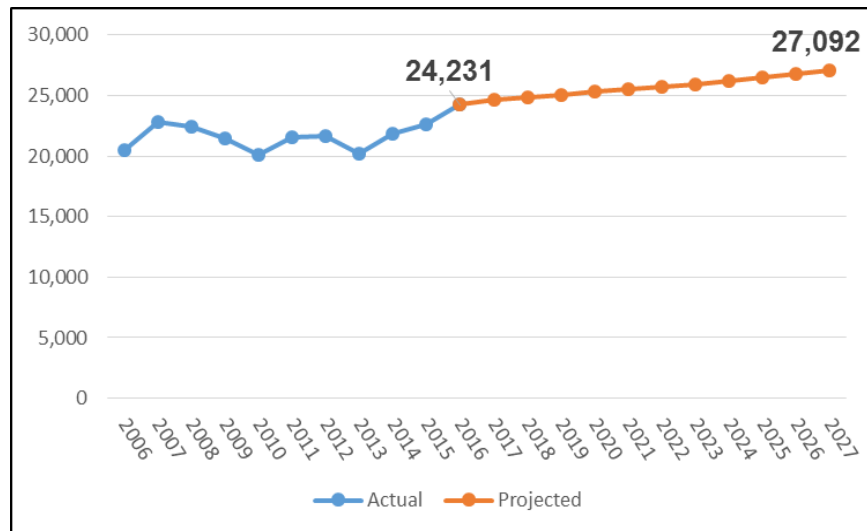
- 9,098 (65%) of 14,088 offenders with approved discharge plans had release plans to a home placement (*i.e.* a non-halfway house placement).
- 10,912 (70%) of 15,635 post-incarceration supervised offenders have been in their current home placement for more than six (6) months.

2018 RECIDIVISM	
2015 recidivism length - 36 months	
16,437	total releases
8,380	total recidivated
50.90%	overall recidivism
37.00%	technical recidivism
13.90%	new commitment recidivism
2017 recidivism length - 12 months	
18,135	total releases
5,248	total recidivated
28.90%	overall recidivism
22.90%	technical recidivism
5.90%	new commitment recidivism
2018 recidivism length - 6 months	
17,530	total releases
2,539	total recidivated
14.40%	overall recidivism
11.30%	technical recidivism
3.10%	new commitment recidivism

Population Projection

Ten-Year Kentucky Prison Population Projection, FY2017 – 2027

JFA Associates, updated November 2017

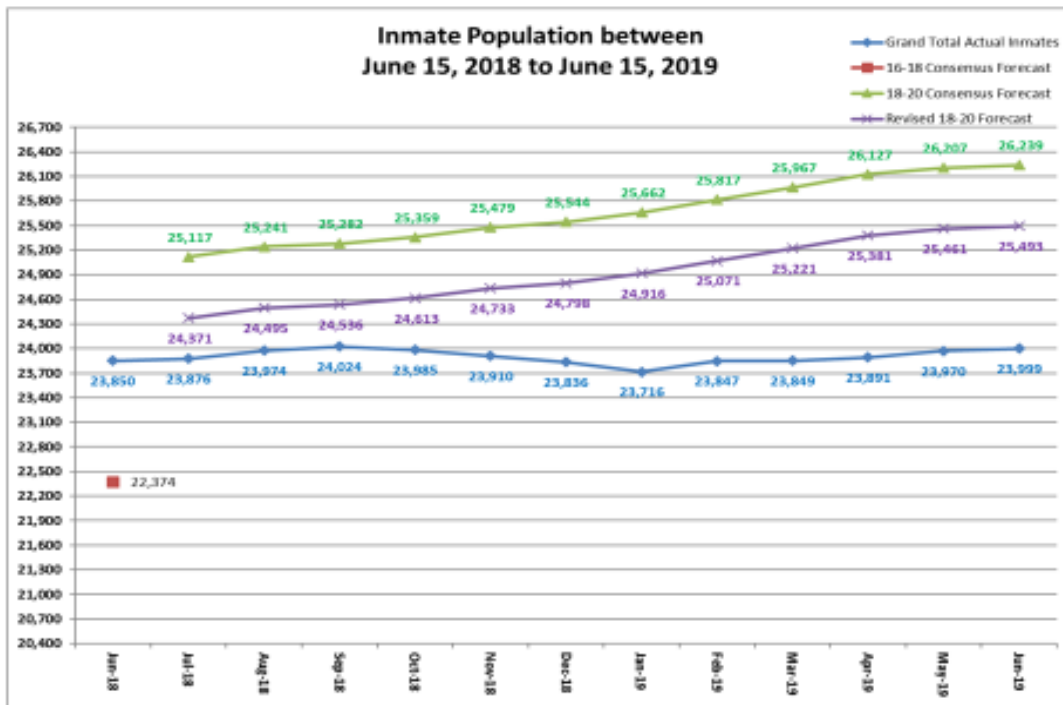


The population forecast for FY2018-2020 was a consensus process between JFA Institute (James F. Austin, principle), Kentucky Criminal Justice Policy Assessment Council (CJPAC), and the Office of State Budget Director.

Prison Population Forecast – FY 2018 – 2020 – Average Daily Population

	FY2018	FY2019	FY2020
July	23,870	25,117	26,206
August	23,934	25,241	26,253
September	24,213	25,282	26,263
October	24,198	25,359	26,280
November	24,344	25,479	26,300
December	24,505	25,544	26,310
January	24,466	25,662	26,322
February	24,514	25,817	26,314
March	24,668	25,967	26,339
April	24,838	26,127	26,338
May	24,971	26,207	26,351
June	25,080	26,239	26,323
Average ADP	24,467	25,670	26,300

At the end of FY2019, the state inmate population was 24,223, reflecting targeted efforts to reduce entrance to prison through violations of supervision.



FY16-18 consensus blended population (adjusted for HB303 enacted) projections are included for December 2015 – June 2018. FY18-20 consensus blended population projections are included starting with July 2018.

The Department works to aggressively manage the inmate population and meet the needs of a changing inmate population. Current population needs surround the controlled intake population and shortage of secure custody prison beds. Additional prison beds would alleviate the controlled intake inmate population in jails that are pending admission to prison, providing much needed relief in jail population overcrowding.

Personnel

The Department of Corrections continues to experience severe staffing shortages. The Department's turnover rate for 2018 was 22%, a 1% increase from 2017, despite focused efforts in this area. Corrections is a high stress work environment, with salary compensation commensurate with civil service. With additional competing job opportunities in certain locales, recruitment and retention is a challenge.

Currently the vacancy rate for the Department is 22%. The vacancy rate for the prisons in the LaGrange area, however, is 40%. Several of the prisons work 12-hour shifts to compensate for the staffing shortage. Additional personnel concerns include the high number of security staff (65%) with five (5) years or less experience.

Future personnel needs surround salary compensation, provision of staffing rates for a safe correctional environment, and continued recruitment and retention efforts.

Capital Construction

The Department of Corrections' Six (6) Year Capital Plan addresses Kentucky's aging correctional facility infrastructure and triages based on security and safety considerations.

Department of Corrections' twelve (12) correctional facilities house a maximum operational capacity of just over 12,500 inmates. The Kentucky State Penitentiary, Kentucky's highest security facility, is over 128 years old and four (4) other state facilities are over sixty-five (65) years old.

Department of Corrections has identified major information technology and maintenance requests totaling \$450 million. The biennium priority list is based on building conditions, code compliance, security issues, maintenance and program needs, and environmental concerns. Projects address replacement of kitchen and HVAC equipment, roof and window repair, water/sewer system maintenance, perimeter fence maintenance, and provision of emergency generators.

Department of Corrections received \$6 million in bond funds for FY2018-2020. These funds have been used to repair critical infrastructure necessary to sustain safe and secure operations. Anticipated requests for appropriation would include adequate capacity for the inmate population and maintenance of aging facilities.