

## Kentucky Court of Justice Response to COVID 19

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# KCOJ Response to COVID-19

- In an effort to help protect the health and safety of KCOJ's criminal justice partners and defendants housed in county jails, the Supreme Court issued a new emergency release schedule on April 14, 2020 (Administrative Order 2020-25) .
  - temporarily expanded the current Administrative Release Program to expedite the release of certain defendants.



# Emergency Release Schedule

- Key points:
  - Defendants served with a warrant for nonpayment of fines were cited and released.
  - Defendants charged with, or arrested for failure to appear on, any nonviolent/nonsexual Class D felony (who were not assessed as a high risk for new criminal activity) were released on recognizance.
  - Defendants arrested for contempt of court on a civil matter (excluding a violation of any protective order) or for nonpayment of child support or restitution were released on recognizance.

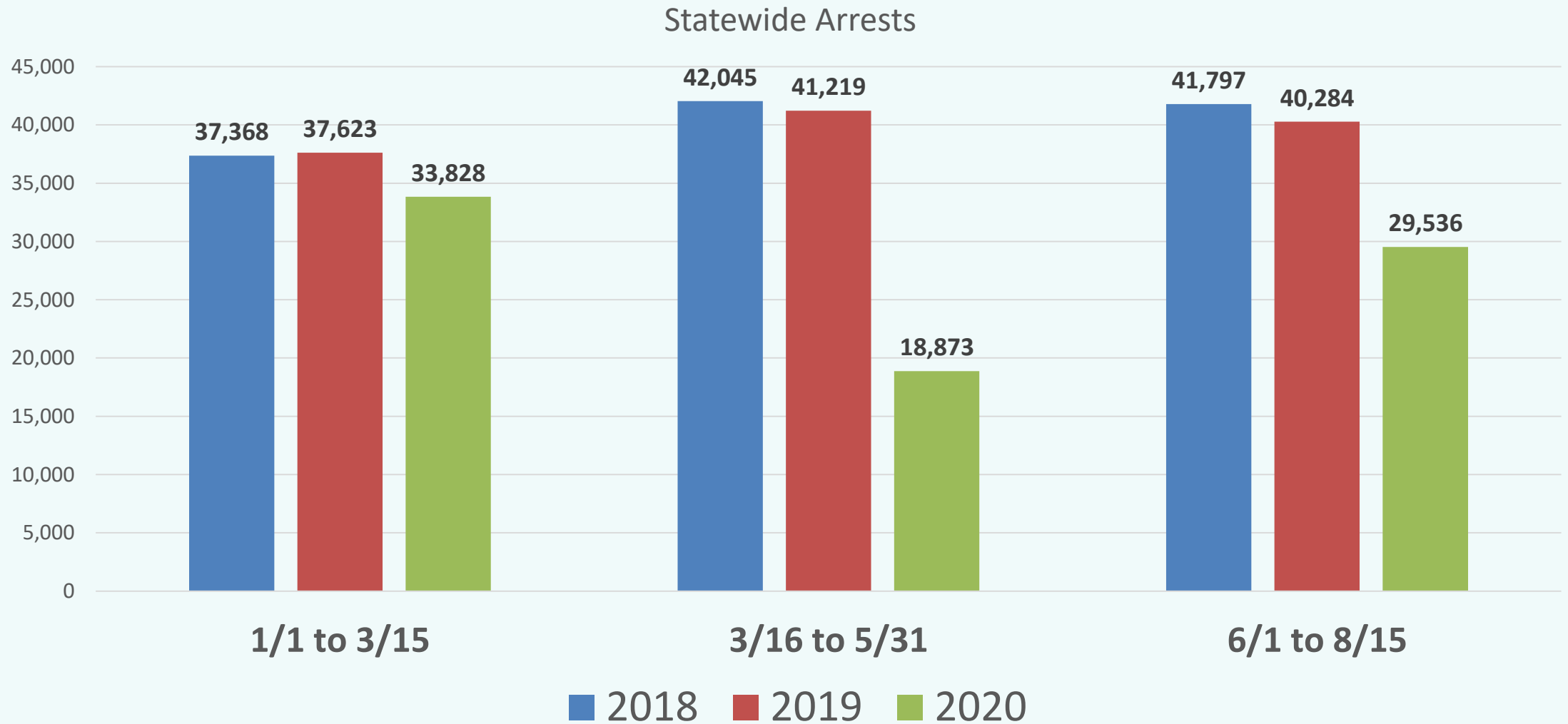


# Amended Emergency Release Schedule

- On June 1<sup>st</sup> the Emergency Release Schedule (Administrative Order 2020-45) was amended to delete the failure to appear (FTA) provisions and contempt of court provisions that were in the previous Emergency Release Schedule.
- Defendant is no longer eligible for Emergency Release, if he/she was arrested for:
  - Failure to appear (FTA) on the underlying charge
  - Contempt of court and the underlying case was a civil matter or pertained to nonpayment of child support
  - Contempt of court for failure to pay restitution

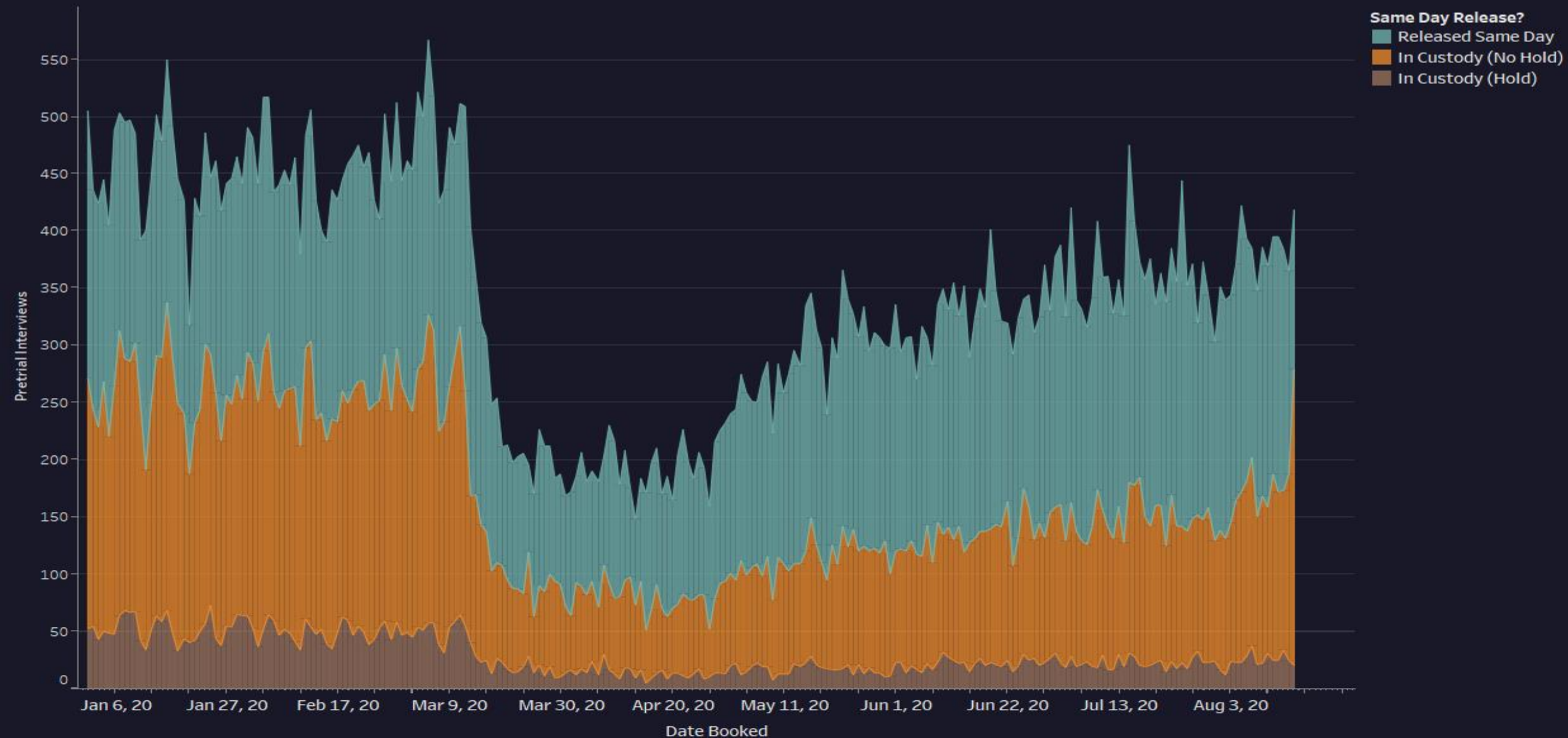


# Pretrial Services Data (Arrests)



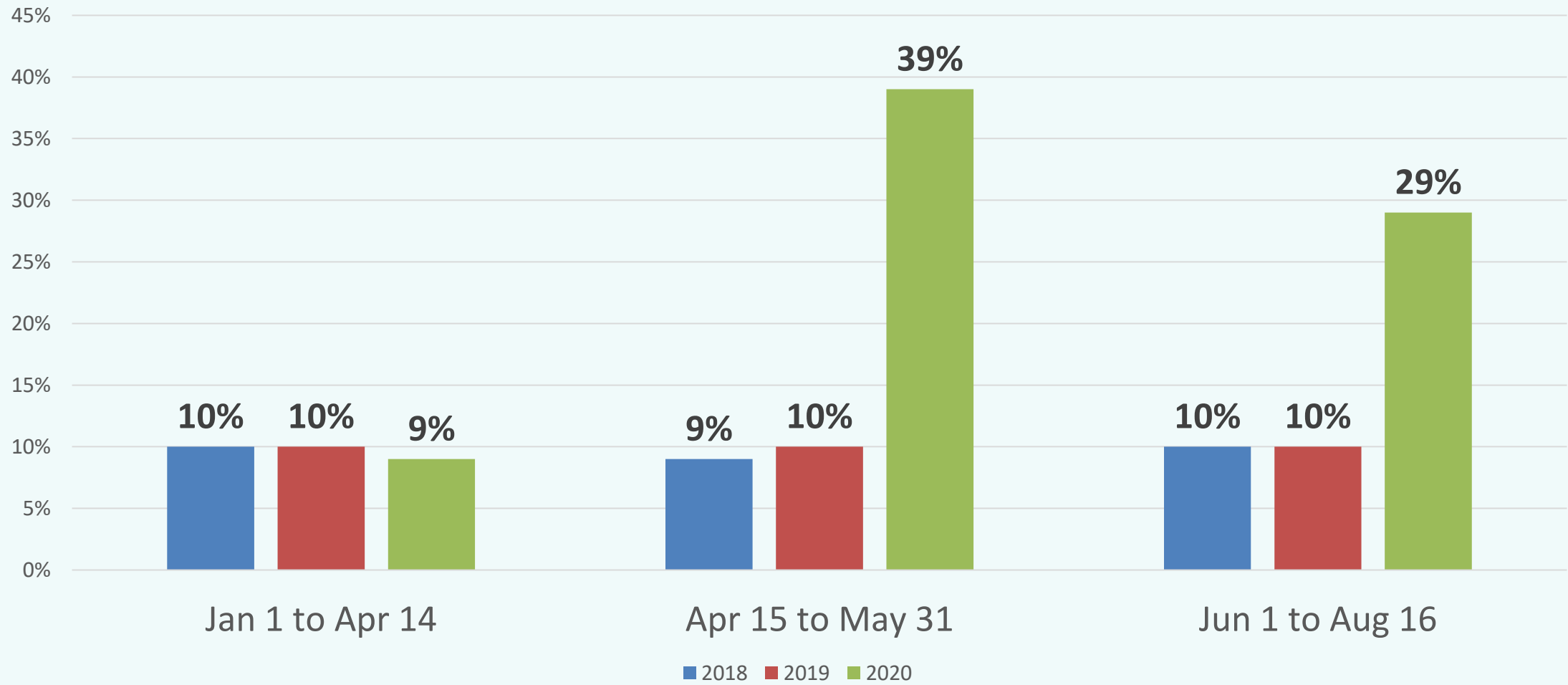
# Pretrial Services Data (Arrests)

Total Interviews and Same-Day Custody Status



# Pretrial Services DATA (Case Level AR Release Rates)

Percentage of Arrests that are Released on AR



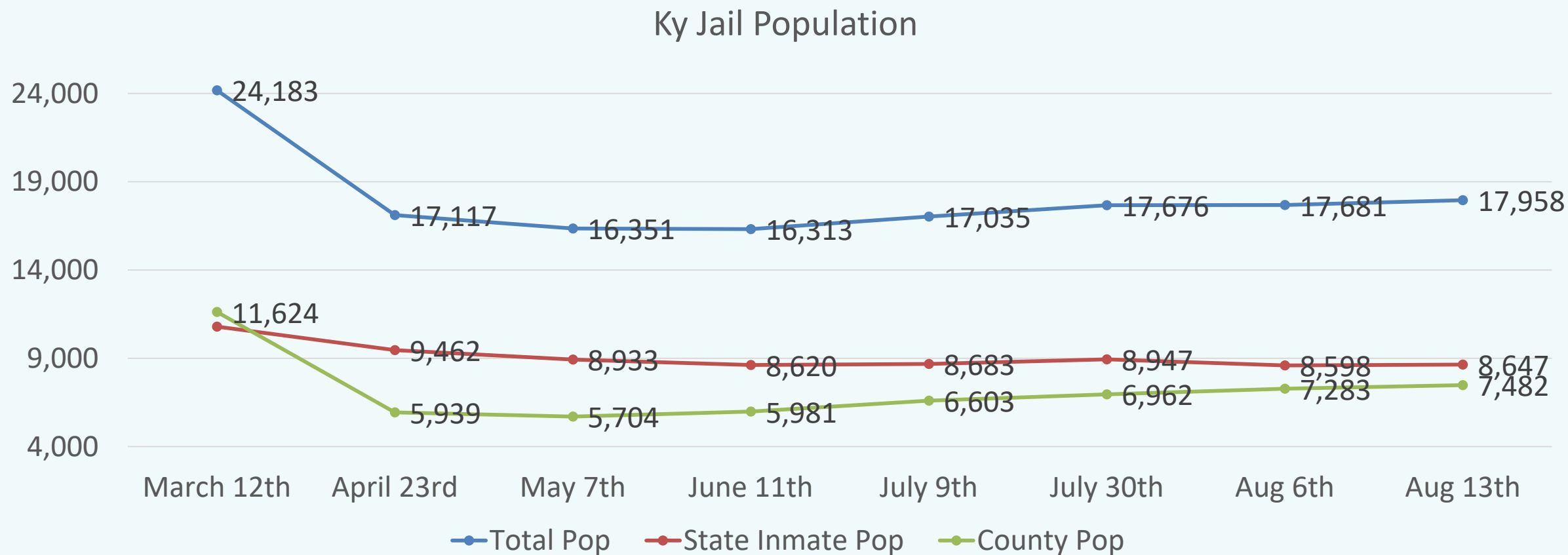
# Pretrial Services Data (Pretrial Jail population-No Holds)

- Snapshot from November 1, 2018: 6,796
- Snapshot from May 5, 2020: 4,490
- Snapshot from June 17, 2020: 5,049
- Snapshot from June 30, 2020: 5,429
- Snapshot from July 30, 2020: 5,902
- Snapshot from August 9, 2020: 6,243
- Snapshot from August 13, 2020: 6,121

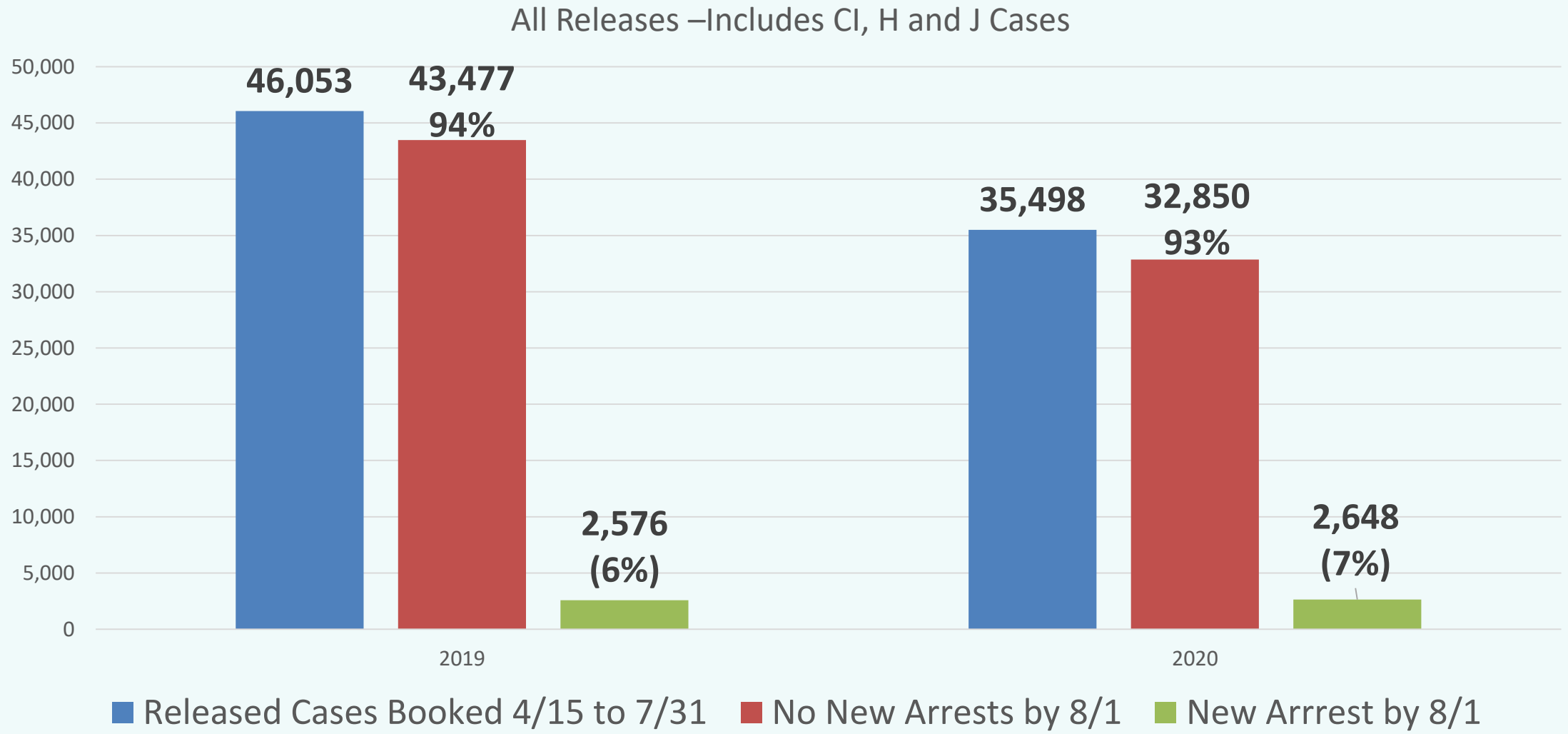




# Jail Population (DOC Website)

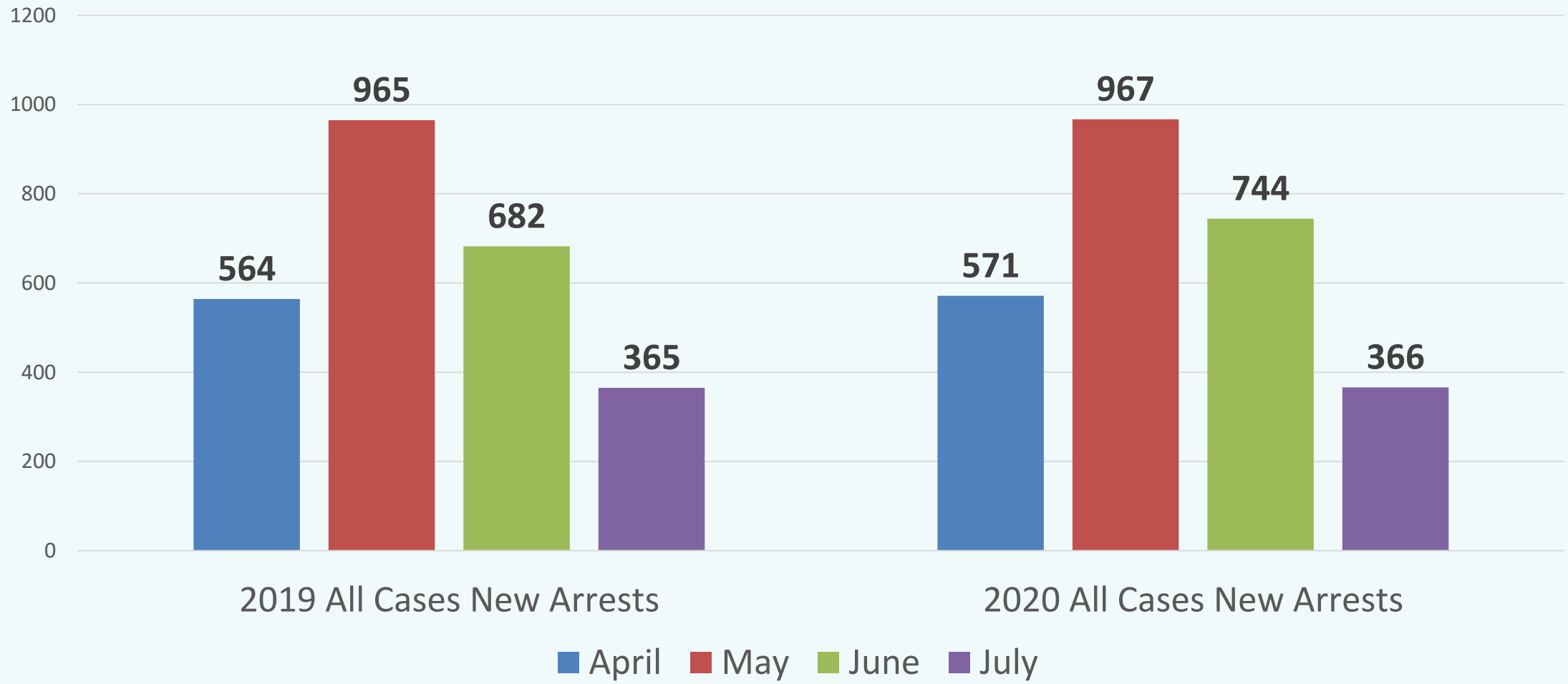


# Pretrial Services Data (No New Arrest Rates)

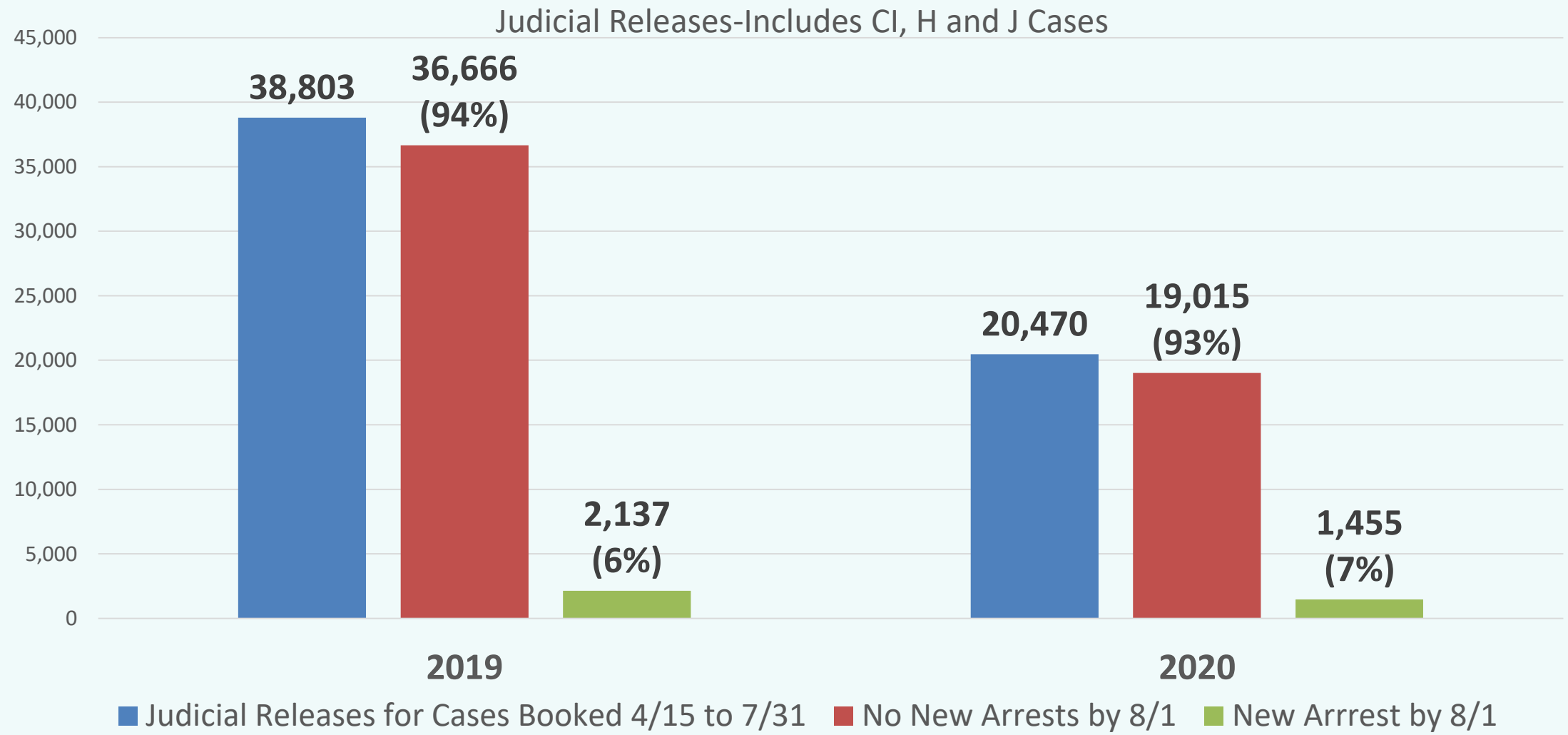


# Pretrial Services Data (New Arrests on PT Release)

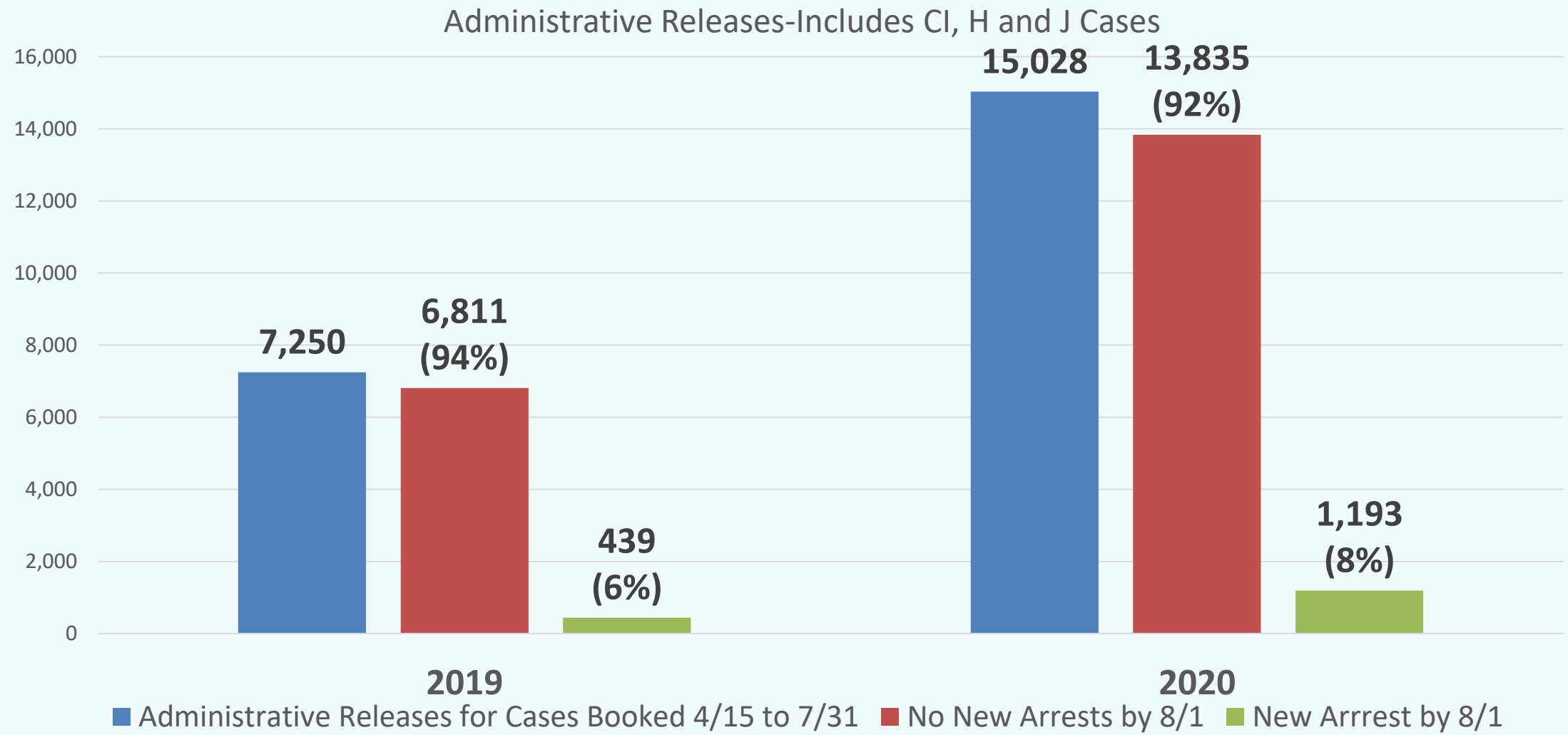
Booked Between 4/15 and 7/31, Released & Had a New Arrest by 8/1



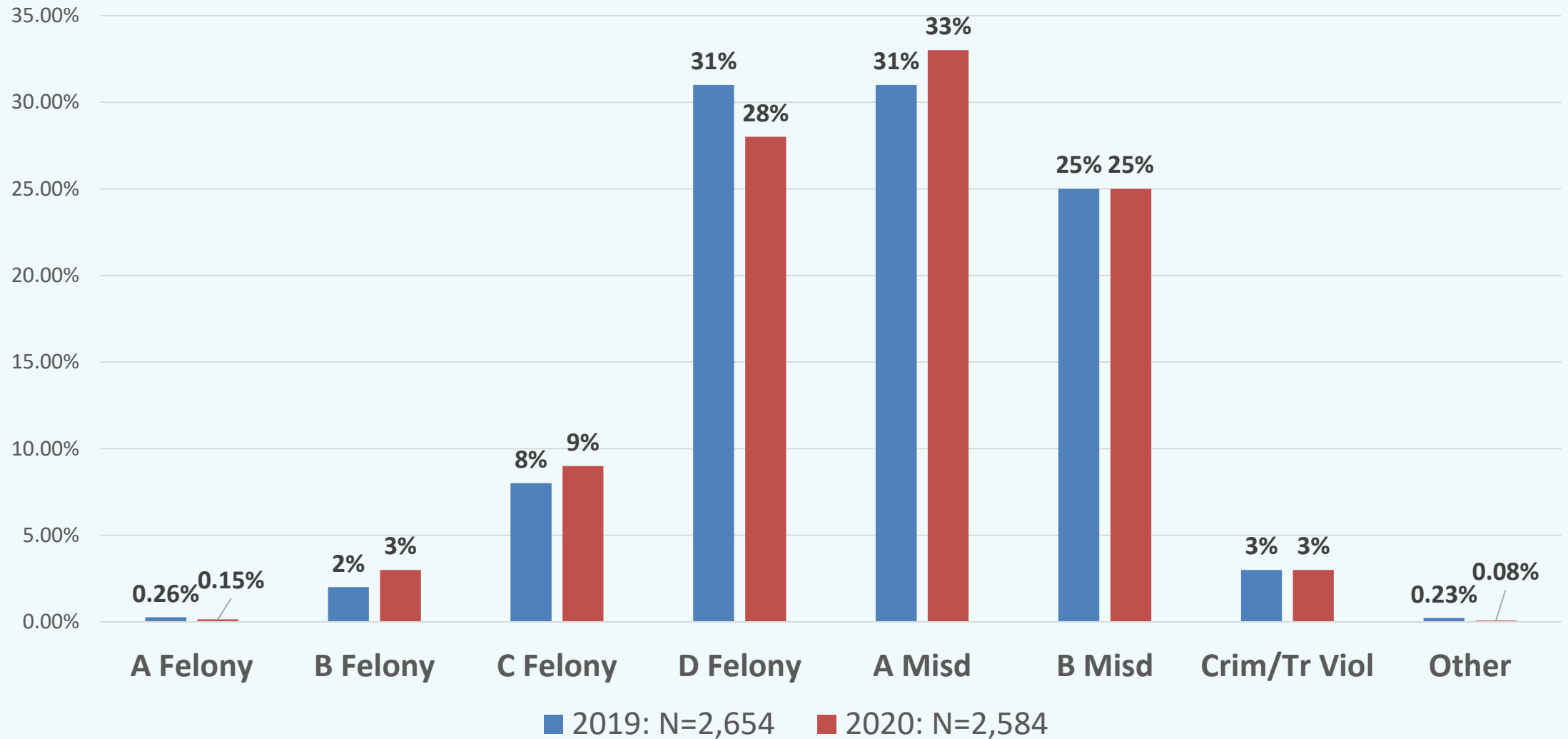
# Pretrial Services Data (No New Arrest Rates)



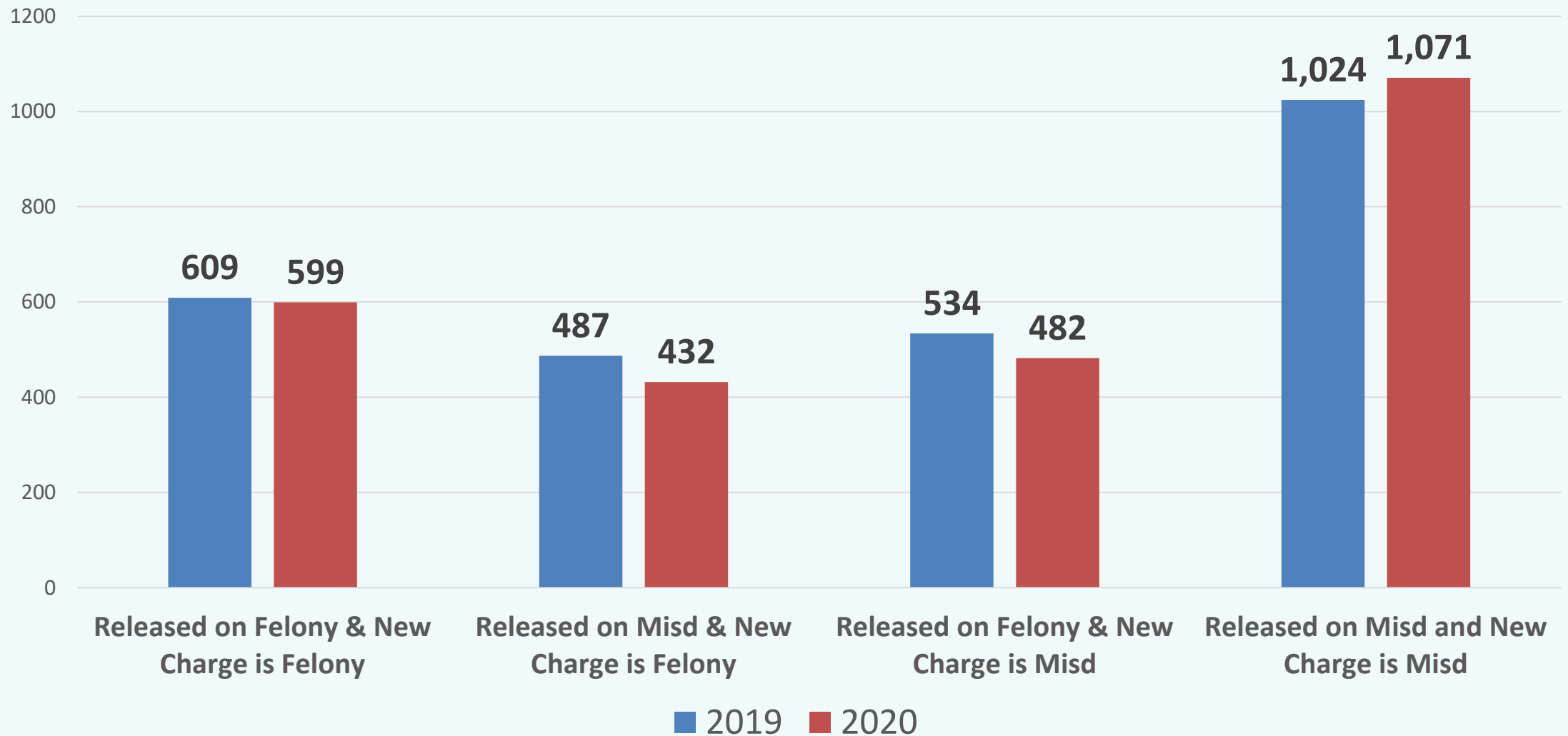
# Pretrial Services Data (No New Arrest Rates)



# New Arrests by Class of Offense (Excludes CI, H and J Cases)



# New Arrests Continued-Excludes CI, H and J Cases



# Pretrial Services Data Re-cap

- The rate at which released defendants are arrested for new crimes while on pretrial release is consistent over time.
  - April through July 2019 = 6%
  - April through July 2020 = 7%
- The number of cases in which an arrest for a new crime while on pretrial release occurs is consistent over time.
  - April through July 2019 = 2,654\*
  - April through July 2020 = 2,584\*
- \*Excludes CI, H and J cases

