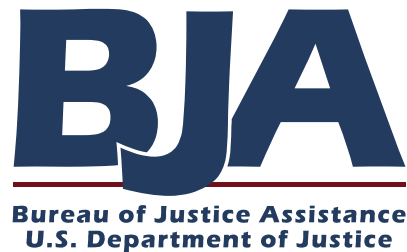


The Smart Pretrial Demonstration Initiative: Using A Smart Approach To Implement A Smart Change

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Our Pretrial Challenge

- U.S. jail admissions doubled since '83
- Largest growth is in pretrial population
- People staying longer
- Wrong people in, wrong people out
- Poor performance and outcomes

In order to change
an existing paradigm
you do not struggle to try and
change the problematic model.
You create a new model and
make the old one obsolete.

R. Buckminster Fuller

thepeopleproject.com

Since 2010...

- NACo American County Platform

- Private funders

Public Welfare
Foundation



- DOJ National Symposium on Pretrial Justice

- Legislation
 - Colorado/Prop 102
 - California/AB 109
 - Justice Reinvestment (KY, DE)



Essence of Smart Pretrial



- Test cost savings and public safety enhancements through
 - Pretrial risk assessment
 - Risk management strategies
- Measuring pretrial outcomes of (1) court appearance and (2) public safety

What makes it “smart”?

- Use of empirical analysis/independent research and evidence-based practices
- Improve performance and effectiveness while containing costs
- BJA’s Smart Suite – Policing, Probation, Prosecution, Defense, and Pretrial



Smart Pretrial Goals

1. Maximize public safety
2. Maximize court appearance
3. Maximize appropriate use of
 - Release
 - Release conditions
 - Detention
 - Public resources

Smart Pretrial Values

- Safety
- Fairness
- Effectiveness

7 Key Elements

1. Early release by law enforcement of eligible defendants
2. Assess every booked defendant for risk using empirically-derived risk assessment tool
3. Early review of charges by seasoned prosecutor

4. Presence of defense counsel at initial bail hearing
5. Release or detention of defendants informed by outcome of risk assessment and adversarial hearing
6. Use of empirically-supported risk mitigation (e.g., court date reminders and risk-based supervision)
7. Information sharing from pretrial to sentenced phases

Inaugural Smart Pretrial Sites

- Delaware
- City/County of Denver
- Yakima County, WA

Phase 1 - Planning

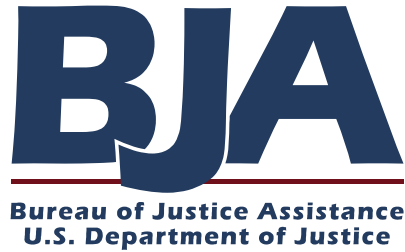
- Started October 1, 2014
 - Sites have a policy team and local site coordinator
 - System assessment/vision
 - Baseline data collection and
 - Cost-benefit analysis
 - System mapping
 - Legal analysis
 - Racial and ethnic disparities assessment
 - Communications plan
 - Implementation plan for Phase 2

Phase 2 - Implementation

- Implementation of action plan
 - Make the planned changes to policy and practice
- Continued education, training, meetings
- Ongoing data collection

Phase 3 – Sustainability

- Continued implementation and data analysis
- Planning for post-initiative sustainment of change
- Development as learning sites
- Publications and possibly a Smart Pretrial Summit open to other interested parties



www.Pretrial.org/SmartPretrial

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