New Mexico

Justice Reinvestment Working Group

Data Drivers Presentation #1

May 21st, 2024

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Presentation Overview

- ❑ Introduction
- ❑ Publicly Available Data
- ❑ Court Case Filings
- ❑ NMCD Admissions Trends
- ❑ Summary Key Findings
- ❑ Looking Ahead

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Introduction

About CJI, the JRI Process, & Working Group Engagement

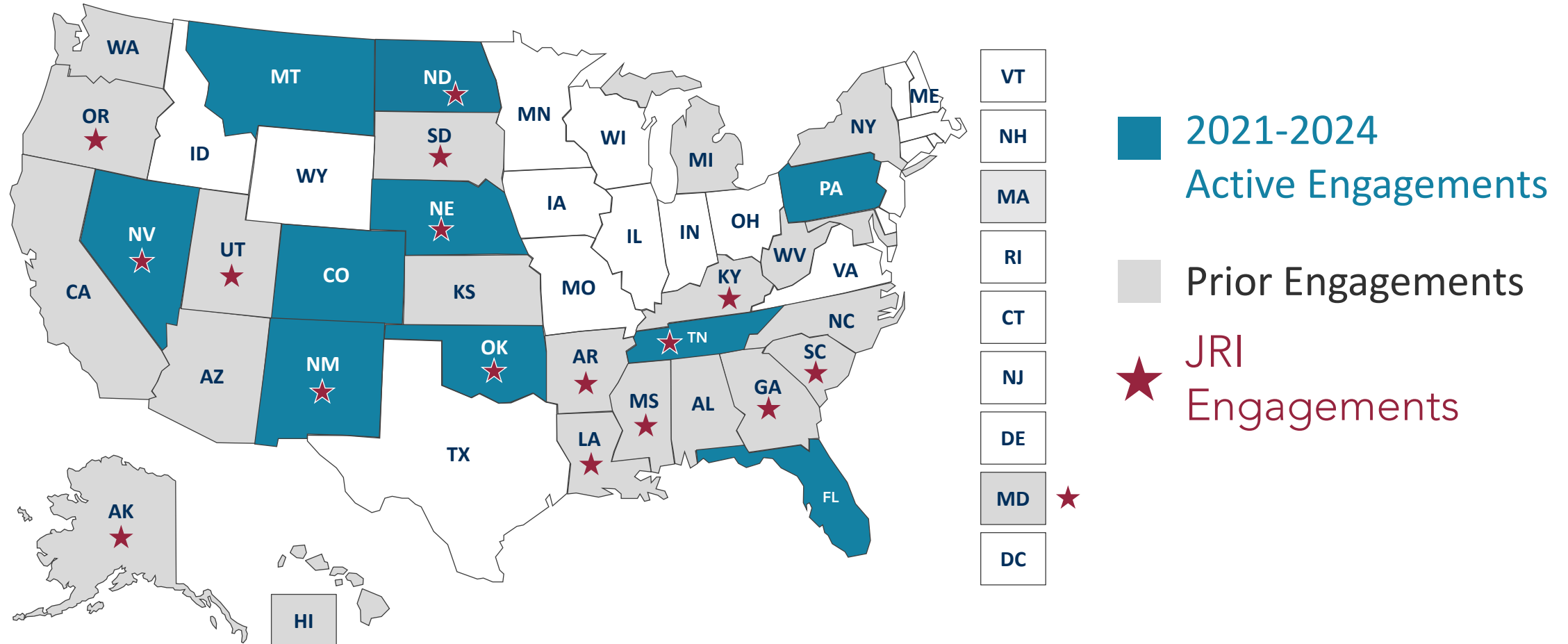Crime and Justice Institute at CRJ | **cjinstitute.org**

About CJI & JRI

The Crime and Justice Institute (CJI) works with local, state, and national jurisdictions to help develop and implement data-driven solutions to strengthen their justice systems

CJI is a technical assistance provider for the Justice Reinvestment Initiative (JRI) grant funded by the Bureau of Justice Assistance with support from Arnold Ventures

JRI States

Justice Reinvestment Initiative

2021-2024 Active Engagements

Prior Engagements

★ JRI Engagements

Introduction

The JRI Process

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Goals of JRI

Justice Reinvestment Initiative

Reduce Recidivism

Shift Resources

Improve Public Safety

The Phases of JRI

Phase I

- Data & System Analysis

- Policy Development

- Legislative Process

Phase II

- Implement Policies

- Measure Outcomes

- Reinvest Savings

Introduction

The Working Group

Objective, Role, Engagement Timeline

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Working Group Objective

"We are committed to using data and evidence to identify ways to improve the quality and functioning of New Mexico's Criminal Justice System."
-Signed letter to BJA, August 2023

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Working Group Role

Examine — Examine data findings presented by CJI at each Working Group meeting

Identify — Identify system pressure points, policies, and practices

Develop — Collaboratively develop recommendations for state level policy and practice

Review & Approve — Review and approve final report drafted by CJI containing all Working Group recommendations
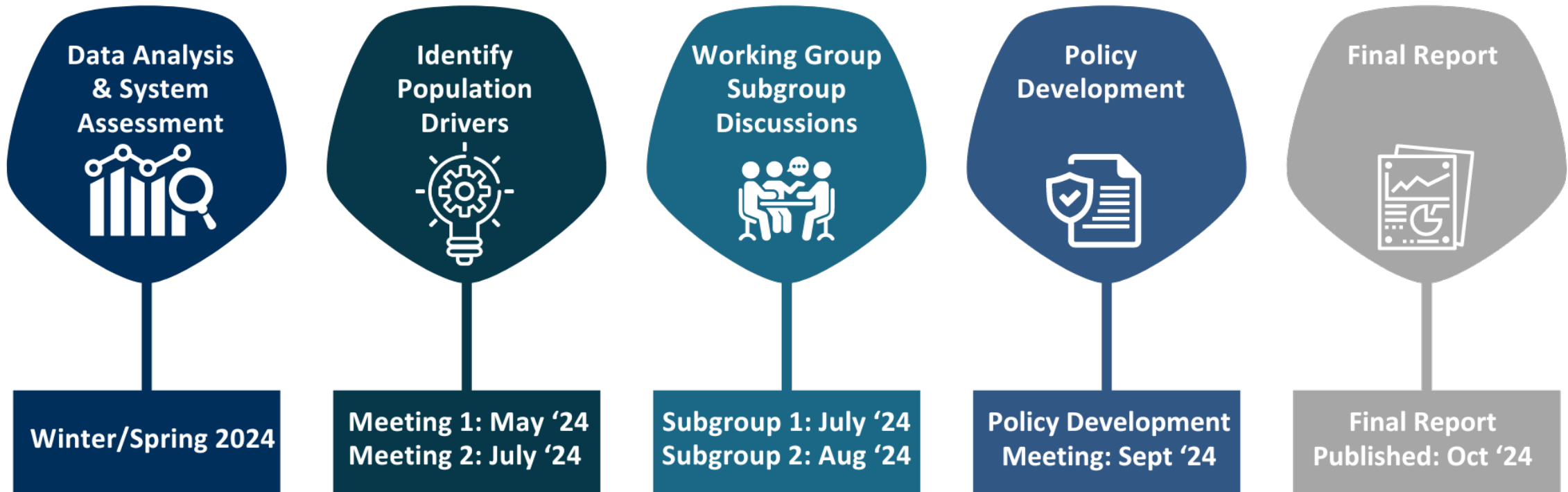
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CJI's Technical Assistance in New Mexico

- Analyze state and local data & interview key stakeholders

- Facilitate working group process

- Provide research & best practice examples for policy development

- Draft final report with Working Group recommendations

- Work with key stakeholders and assist as needed in drafting and advancing legislation to be introduced in the 2025 legislative session

It is not CJI's role to make recommendations, but rather to provide data analysis and serve as a resource for research and best practices in other states and jurisdictions.

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Working Group Engagement

Data Analysis & System Assessment

Winter/Spring 2024

Identify Population Drivers

Meeting 1: May '24
Meeting 2: July '24

Working Group Subgroup Discussions

Subgroup 1: July '24
Subgroup 2: Aug '24

Policy Development

Policy Development Meeting: Sept '24

Final Report

Final Report Published: Oct '24

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Publicly Available Data

NM Compared to National Trends, Behavioral Health, Crime, and Statewide & Regional Crime & Law Enforcement Trends

Holistic View of the Justice System

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Publicly Available Data
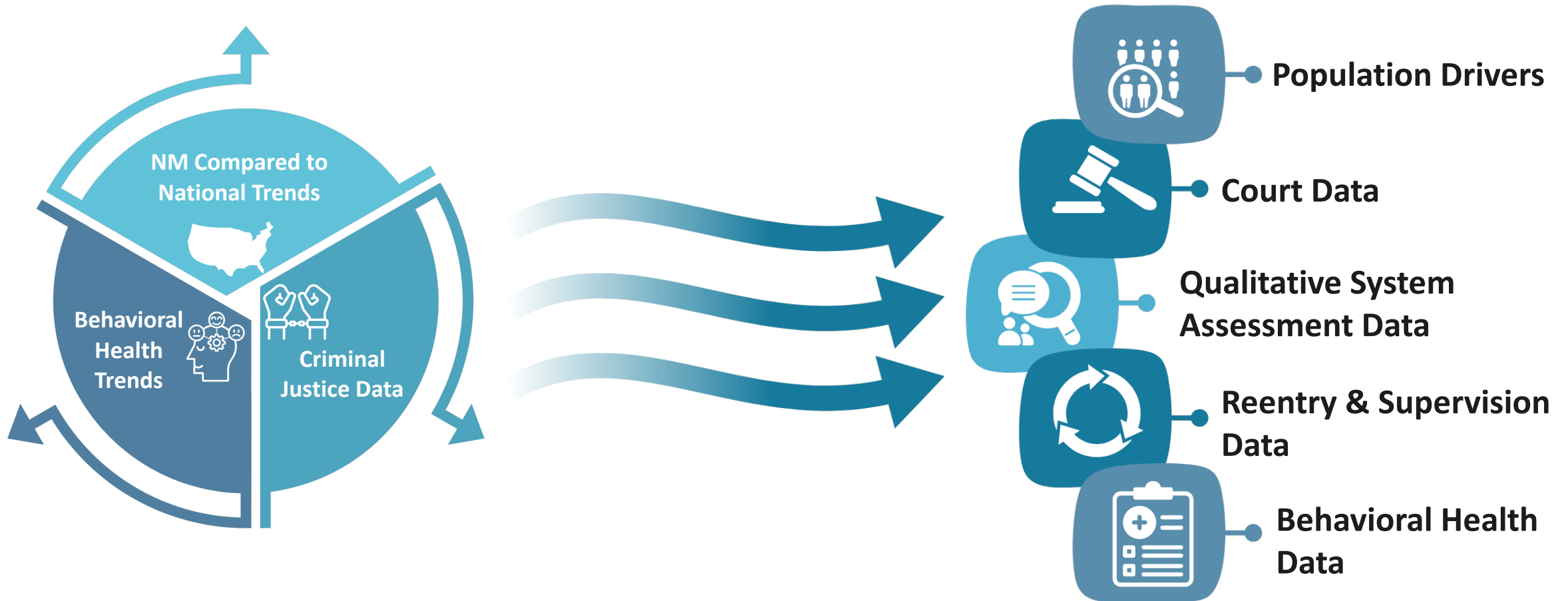
Data Sources

- Bureau of Justice Statistics (BJS)
- Substance Abuse and Mental Health Services Administration (SAMHSA)
  - *National Survey on Drug Use and Health*
- Center for Disease Control and Prevention (CDC)
- FBI Crime Data Explorer (UCR & NIBRS)

Data Notes

- Data were pulled from the FBI Crime Data Explorer from 2013-2022 (2022 most recent full reported year)

Publicly Available Data

New Mexico Compared to National Trends

Incarceration Rates, Behavioral Health, & Crime

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New Mexico's Imprisonment Rate Consistently Below National Average

Imprisonment Rate per 100,000 Residents in the United States and New Mexico, 2013-2022
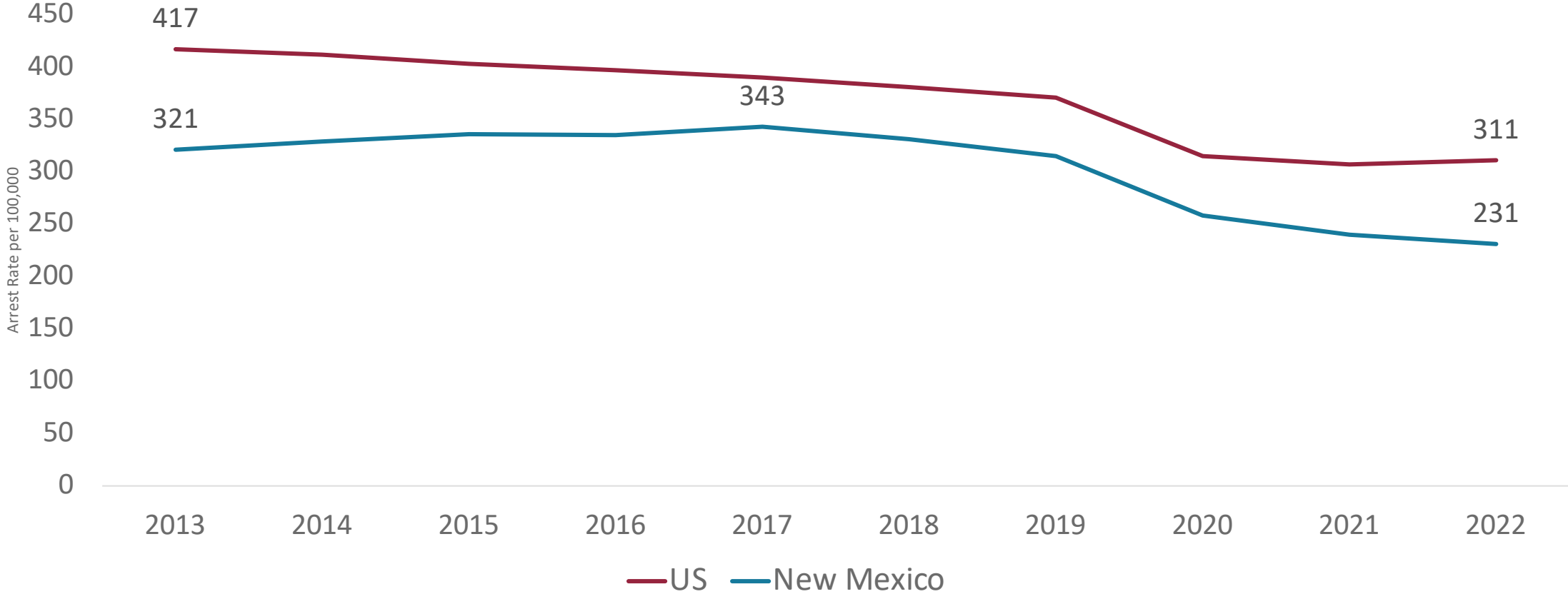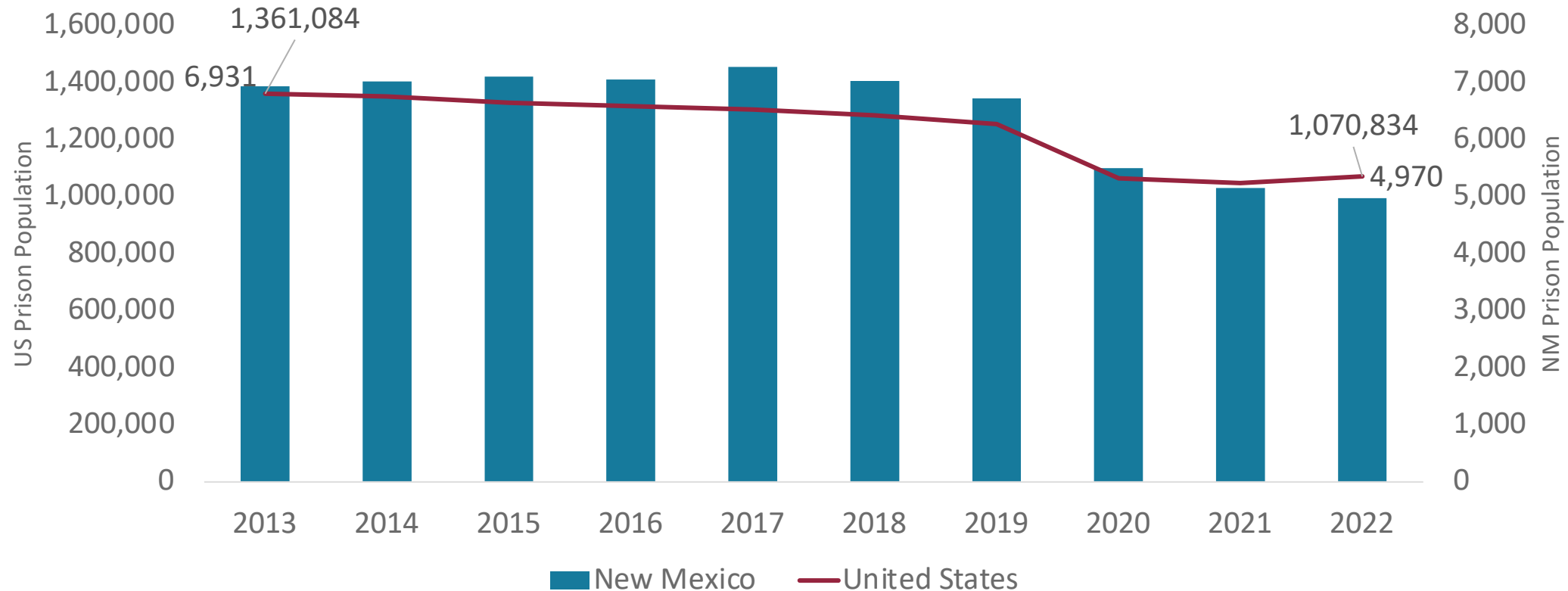

Sources: Table 7, Prisoners in 20XX, BJS reports; Search Publications | Bureau of Justice Statistics (ojp.gov)

Prison Population Declined 28% Since 2013, Following National Trends

New Mexico and United States Prison Population, 2013-2022

Sources: Table 2, Prisoners in 20XX, BJS reports; Search Publications | Bureau of Justice Statistics (ojp.gov)

# Criminal Justice/Behavioral Health Nexus

New Mexico Ranked 3rd in the Nation for Highest Percentage of Persons With a Substance Use Disorder

Percentages of Persons with a Substance Use Disorder by State, 2022

Percentages of Persons

- 19.68% - 24.26%
- 18.01% - 19.67%
- 17.32% - 18.00%
- 16.42% - 17.31%
- 14.19% - 16.41%

Source: SAMHSA, State Estimates

New Mexico Ranked 6ᵗʰ in the Nation in Drug Overdose Death Rates in 2021

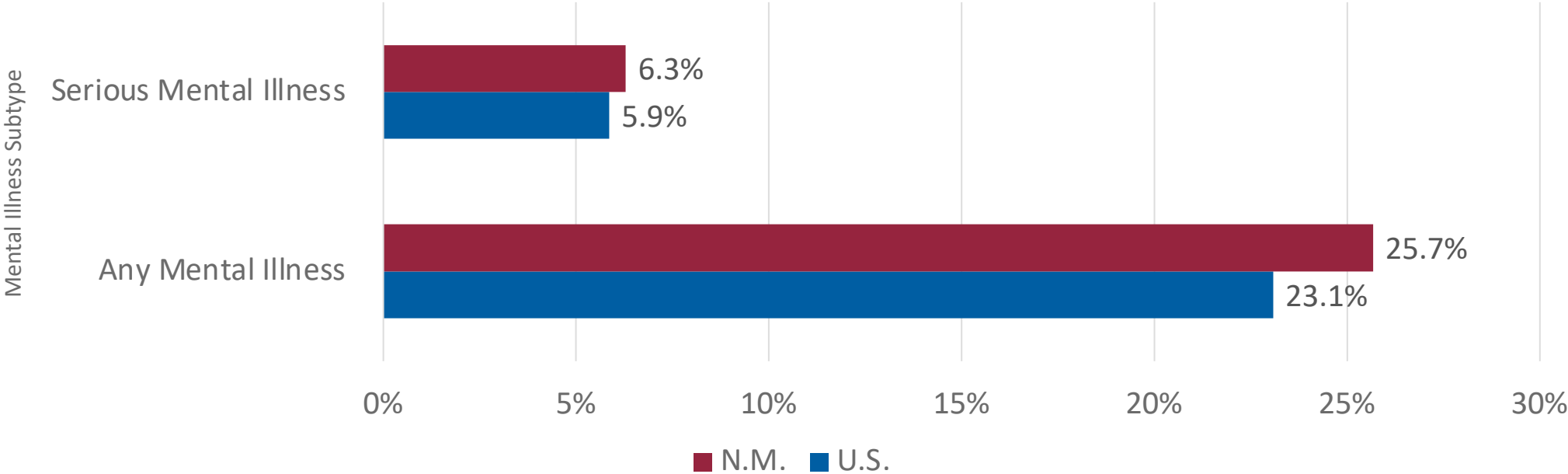Drug Overdose Mortality by State,
Age Adjusted Death Rates, 2021
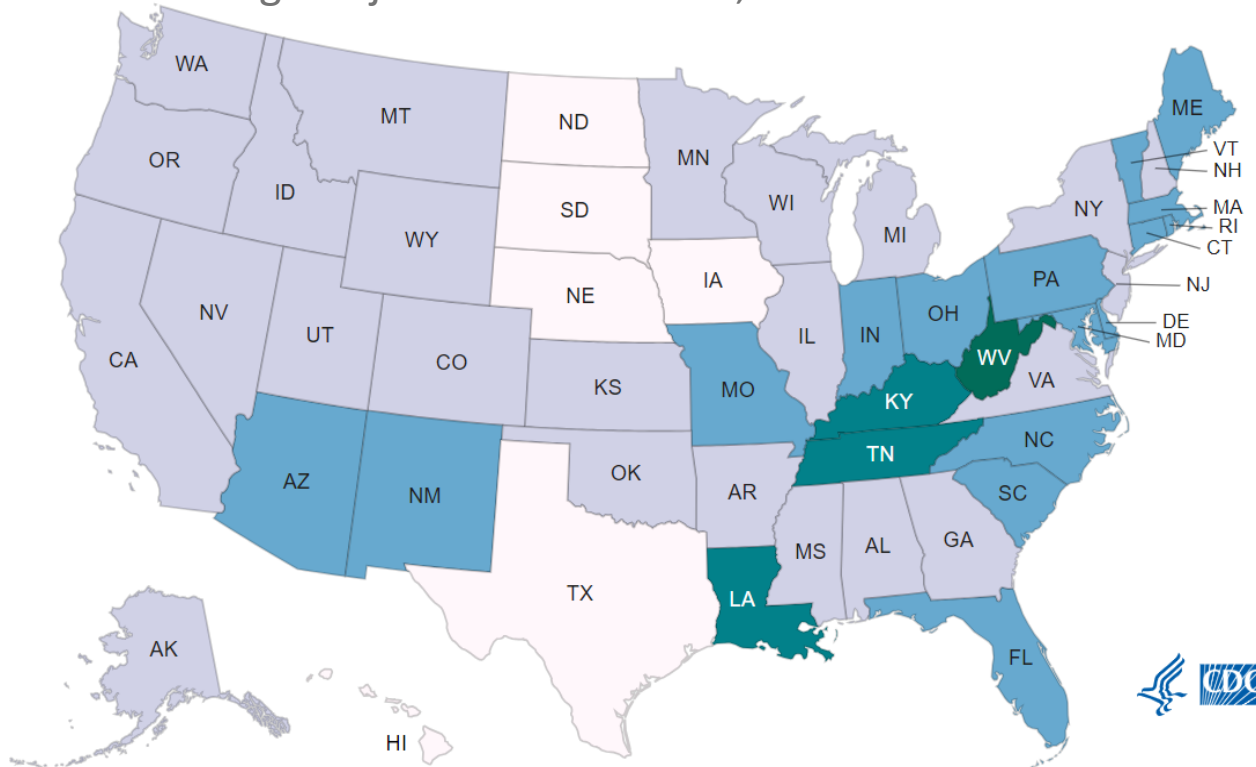
State	Drug Overdose Death Rate
West Virginia	90.9
Tennessee	56.6
Louisiana	55.9
Kentucky	55.6
Delaware	54
New Mexico	51.6

Source: CDC, Drug Overdose Mortality by State

Percentage of Persons with Any Mental Illness in New Mexico Was 11% Higher than National Average

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Percentage of Population with Any Mental Illness or Serious Mental Illness in the Past Year, U.S. Total vs. New Mexico, 2022

Mental Illness Subtype

Serious Mental Illness: N.M. 6.3%, U.S. 5.9%
Any Mental Illness: N.M. 25.7%, U.S. 23.1%

Legend: N.M. (red), U.S. (blue)

X-axis: 0%, 5%, 10%, 15%, 20%, 25%, 30%

Source: SAMHSA, National Survey on Drug Use and Health

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Crime Trends

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New Mexico's Violent Crime Rate Was 69% Higher than National Rate in 2022

Rate of Violent Crime per 100,000, 2013-2022

NM Rate: 622.5 (2013), 842.8 (2018), 780.5 (2022)

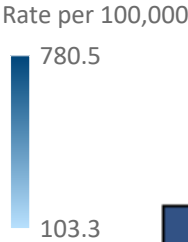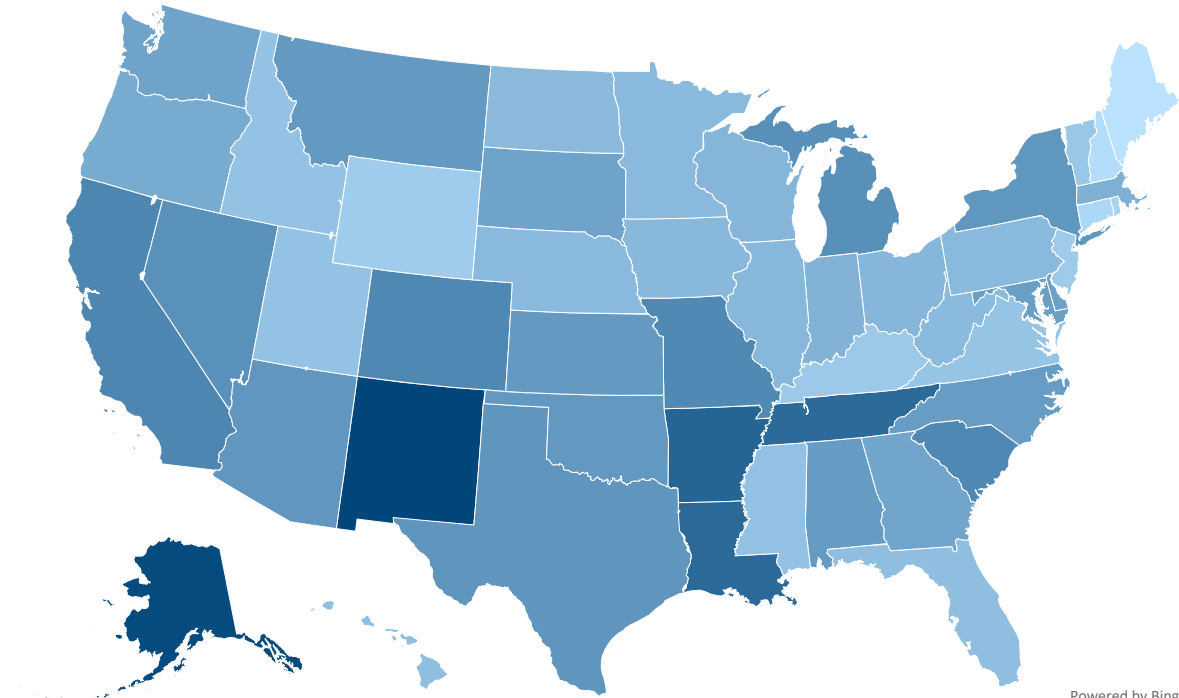National Rate: 369.1 (2013), 383.4 (2018), 380.7 (2022)

Legend: NM Rate, National Rate
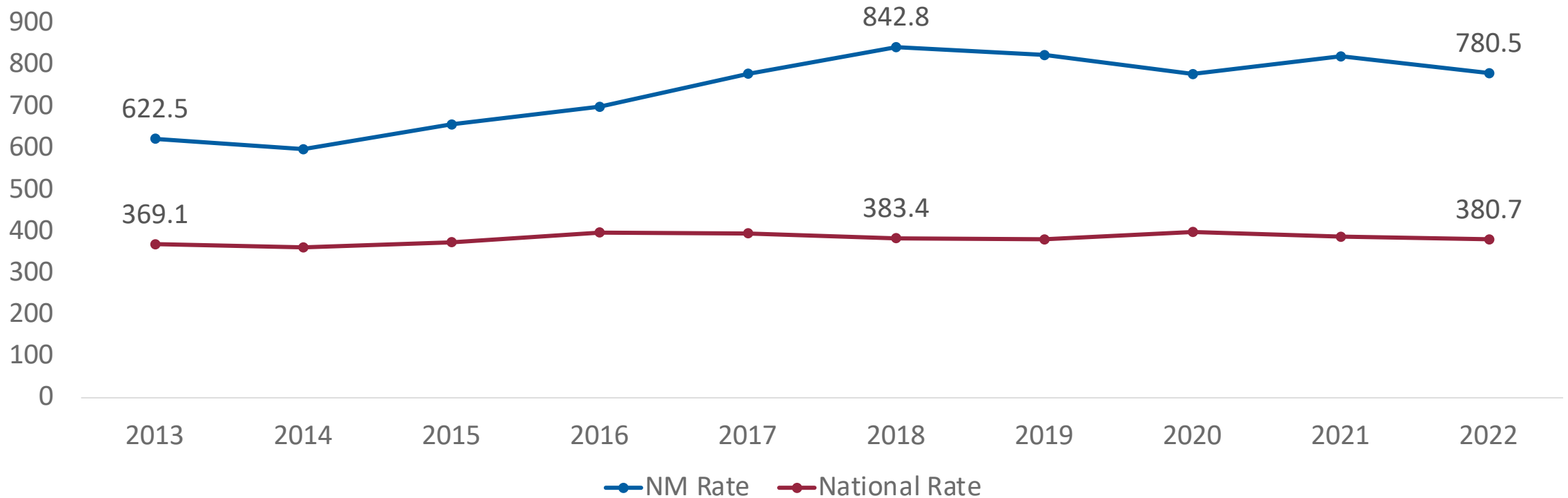
Source: FBI Crime Data Explorer (UCR & NIBRS)

New Mexico Ranked #1 Nationally in Violent Crime Rate in 2022

National Violent Crime Rates 2022

Rate per 100,000

780.5

103.3

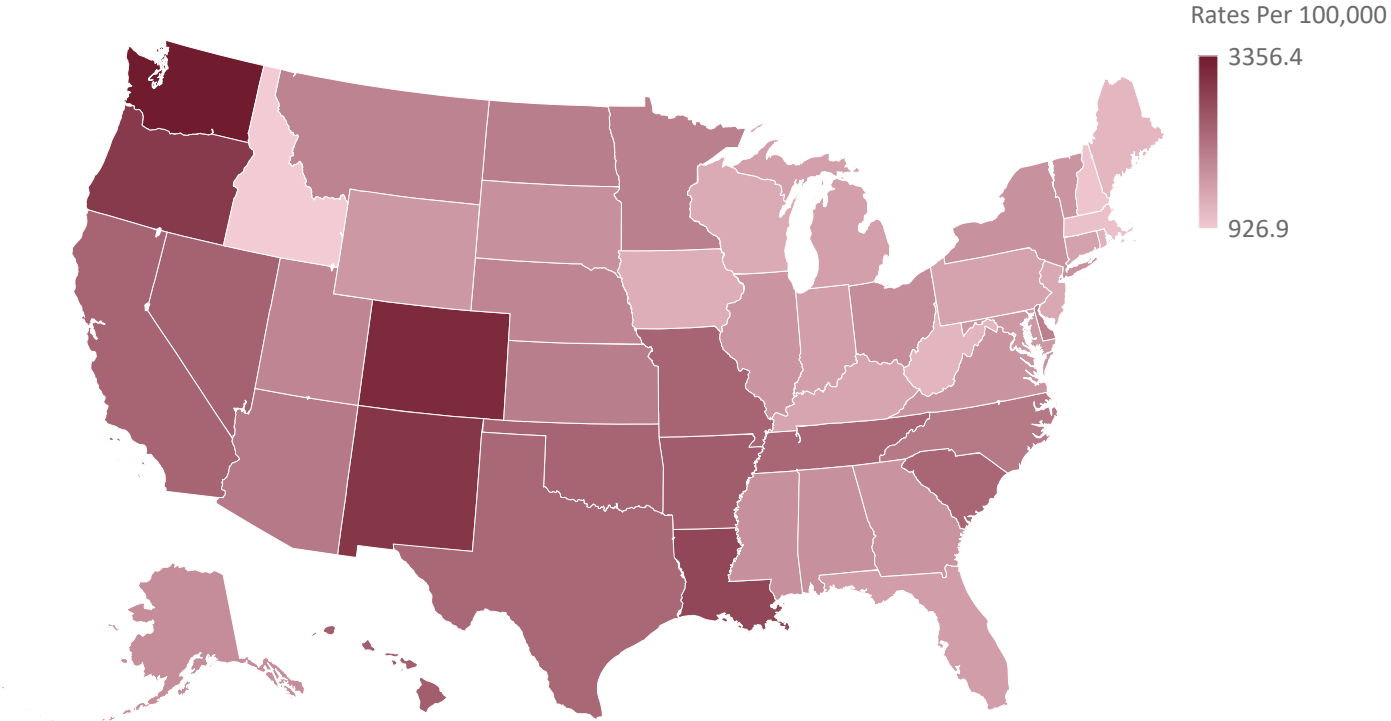| US Violent Crime	Rate per 100,000
New Mexico	780.5
Alaska	758.9
Arkansas	645.3
Louisiana	628.6
Tennessee	621.6

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Source: FBI Crime Data Explorer (UCR & NIBRS)

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Property Crime Rate Largely Follows National Trends; Down 24% Since its Peak in 2016

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Rate of Property Crime per 100,000, 2013-2022

4500
4000
3500
3000
2500
2000
1500
1000
500
0

3783.5
3928.7
2984
2733.6
2451.6
1954.4

2013   2014   2015   2016   2017   2018   2019   2020   2021   2022

NM Rate   National Rate

Source: FBI Crime Data Explorer (UCR & NIBRS)

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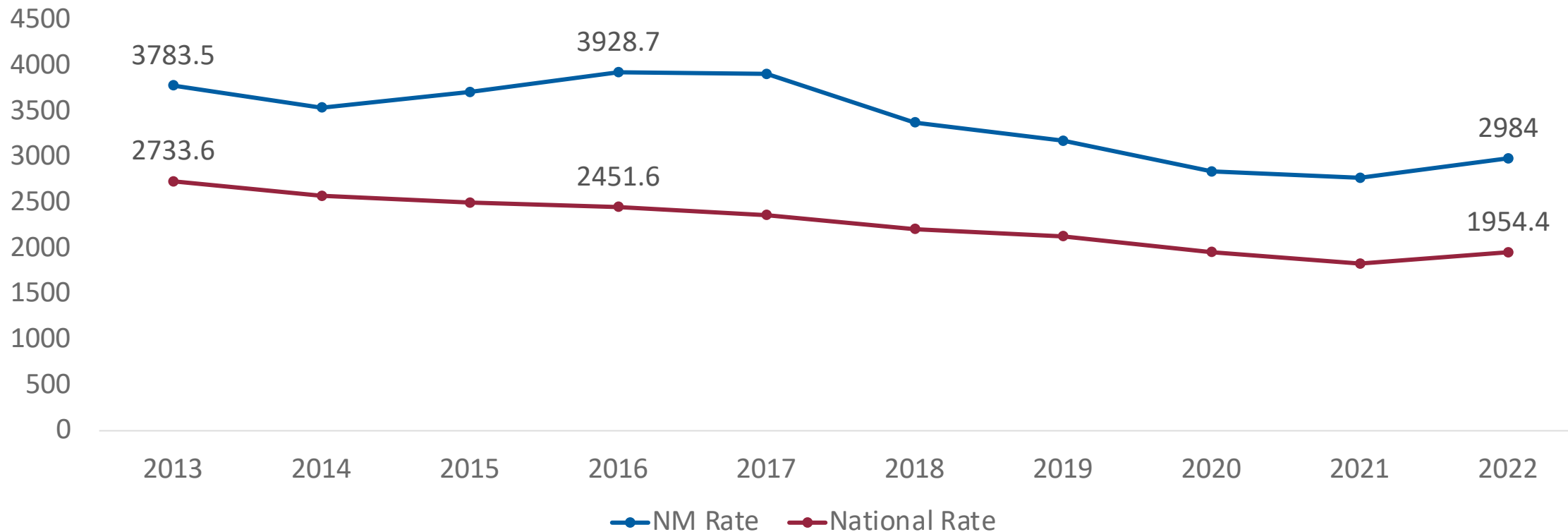
New Mexico Ranked 3rd Nationally in Property Crime Rate in 2022

National Property Crime Rates 2022

US Property Crime	Rates Per 100,000
Washington	3356.4
Colorado	3147.6
New Mexico	2984
Oregon	2935.3
Louisiana	2748.2

Rates Per 100,000

3356.4

926.9

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Source: FBI Crime Data Explorer (UCR & NIBRS)

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NM Compared to US Key Takeaways

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New Mexico's prison population trend parallels national trends, largely declining since 2013

New Mexico sends individuals to prison at a lower rate than the national average

New Mexico is 3rd nationally in SUD and 6th for overdose deaths

Violent crime and property crime rates have consistently been higher than the national average, declining since peaking in 2017 and 2018

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Publicly Available Data

Arrest Trends

Statewide and Regional Trends in Law Enforcement

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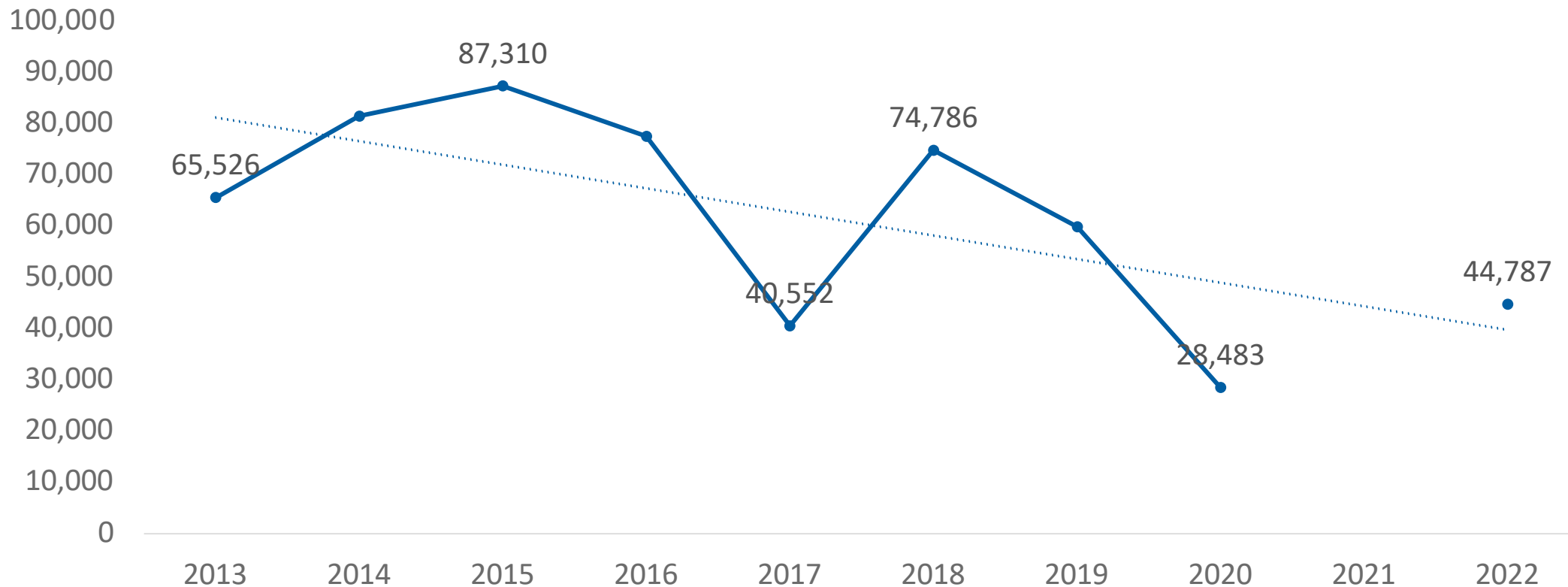# Arrest Process in New Mexico

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New Mexico Experienced Two Steep Declines in Arrests in 2017 and 2020
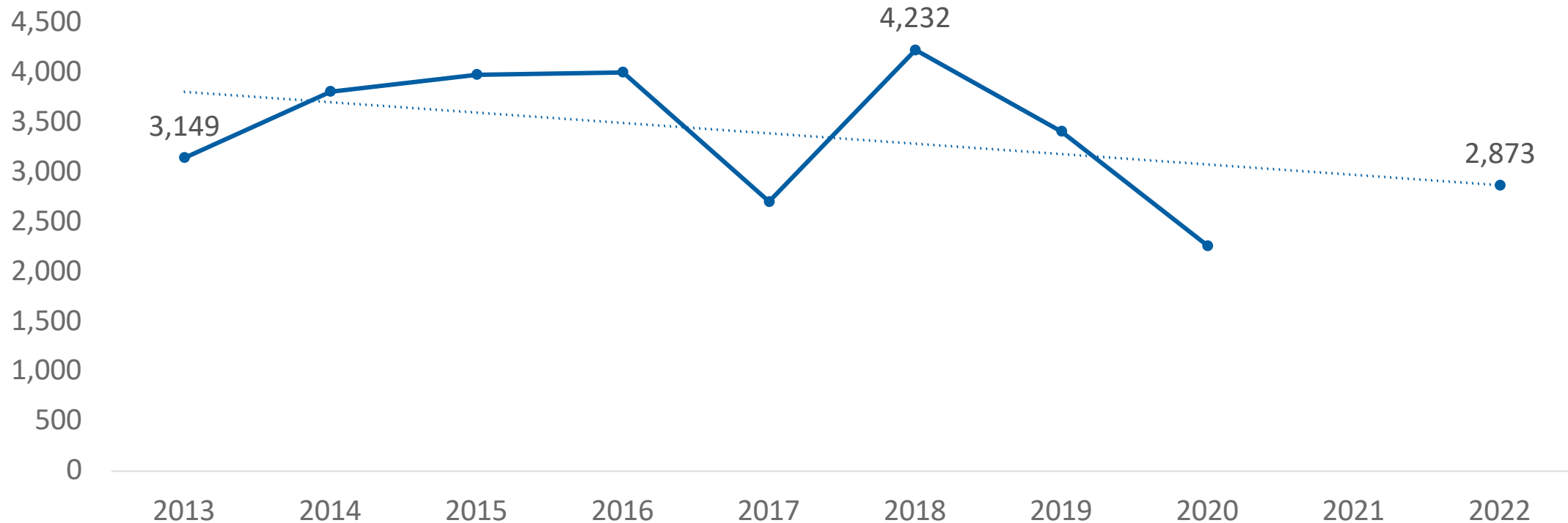
NM Arrests for All Classes except Traffic, 2013-2022
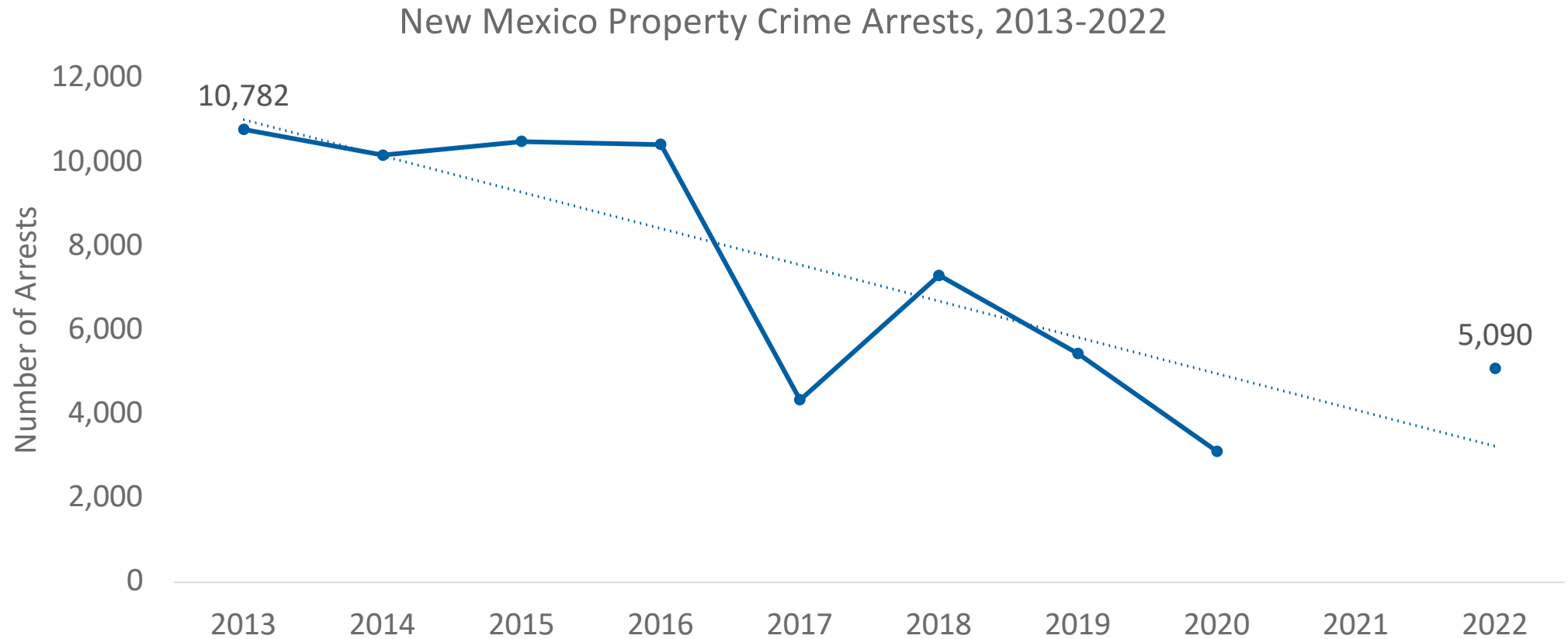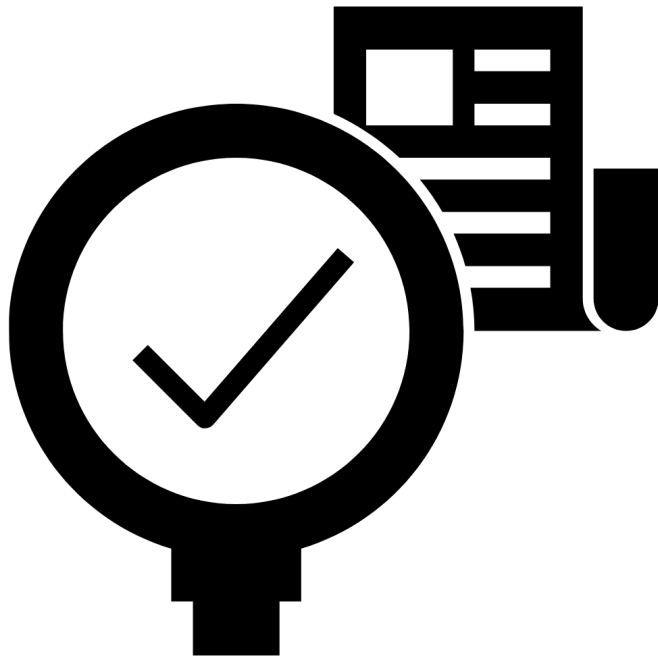

Source: FBI Crime Data Explorer (UCR & NIBRS)

New Mexico Property Crime Arrests Decline Since 2013; Significant Drop in 2017

New Mexico Property Crime Arrests, 2013-2022

Source: FBI Crime Data Explorer (UCR & NIBRS)

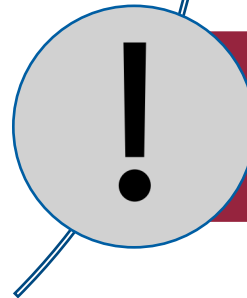Crime and Justice Institute at CRJ | cjinstitute.org

Crime Cleared Through Arrest

Crimes are not always cleared in the year they are reported

Clearance includes summons, citations, and physical arrest

Crimes can be cleared in certain circumstances by exceptional means

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Albuquerque Violent Crime Reports Increased 78.9% Since 2013

Albuquerque Violent Crime Reported 2013-2022 (n)

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Violent Crime Reported Regionally 2013-2022 (n)

Number of Reported Violent Crime

2013 · 2014 · 2015 · 2016 · 2017 · 2018 · 2019 · 2020 · 2021 · 2022

- Las Cruces Violent Crime Reported
- Farmington Violent Crime Reported
- Roswell Violent Crime Reported
- Taos Reported Violent Crime
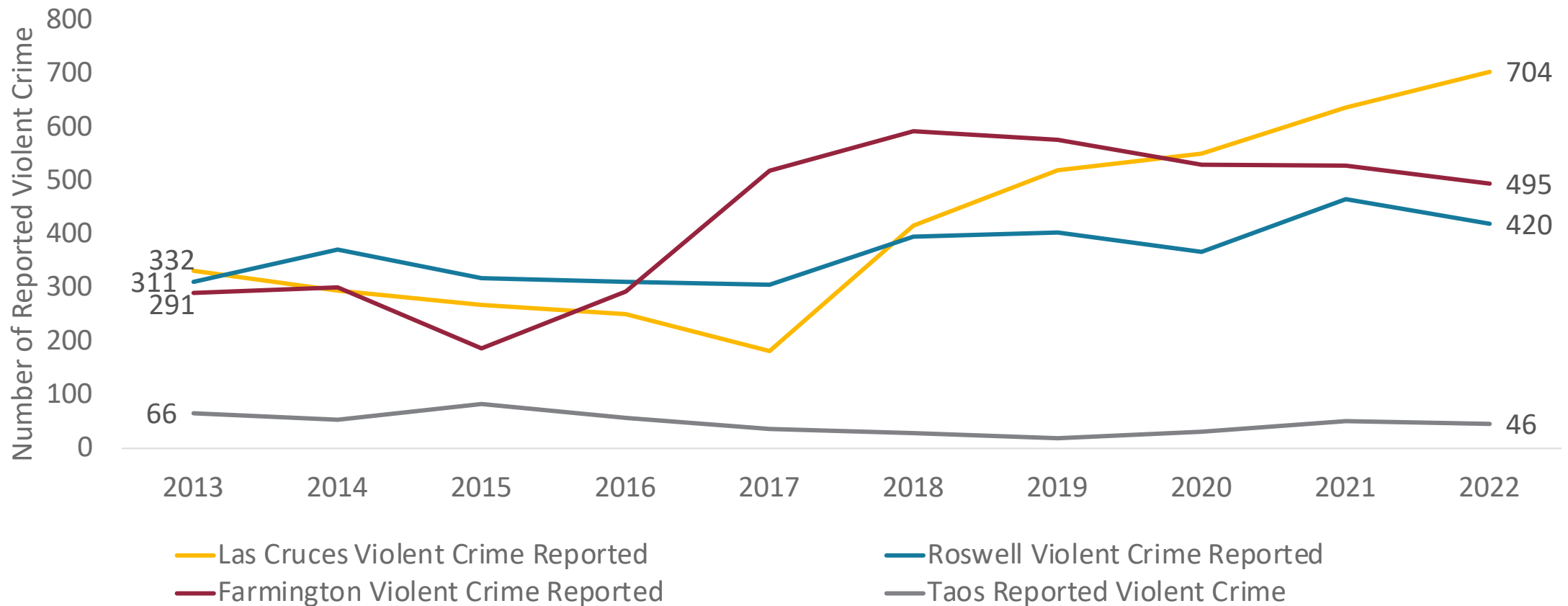
Percentage of Violent Crimes Cleared Drops for Albuquerque & Las Cruces; Increased for Taos

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Percentage of Reported Violent Crime Cleared from 2013-2022

Year	Albuquerque	Las Cruces	Roswell	Farmington	Taos PD
2013	46%	63%	32%	55%	32%
2014	42%	63%	33%	38%	26%
2015	40%	65%	30%	17%	38%
2016	37%	52%	43%	25%	3%
2017	34%	43%	42%	36%	17%
2018	32%	33%	37%	33%	34%
2019	33%	23%	45%	33%	31%
2020	30%	26%	42%	36%	32%
2021	24%	28%	40%	36%	43%
2022	19%	25%	38%	35%	39%

■ Albuquerque ■ Las Cruces ■ Roswell ■ Farmington ■ Taos PD

Source: FBI Crime Data Explorer (UCR & NIBRS)

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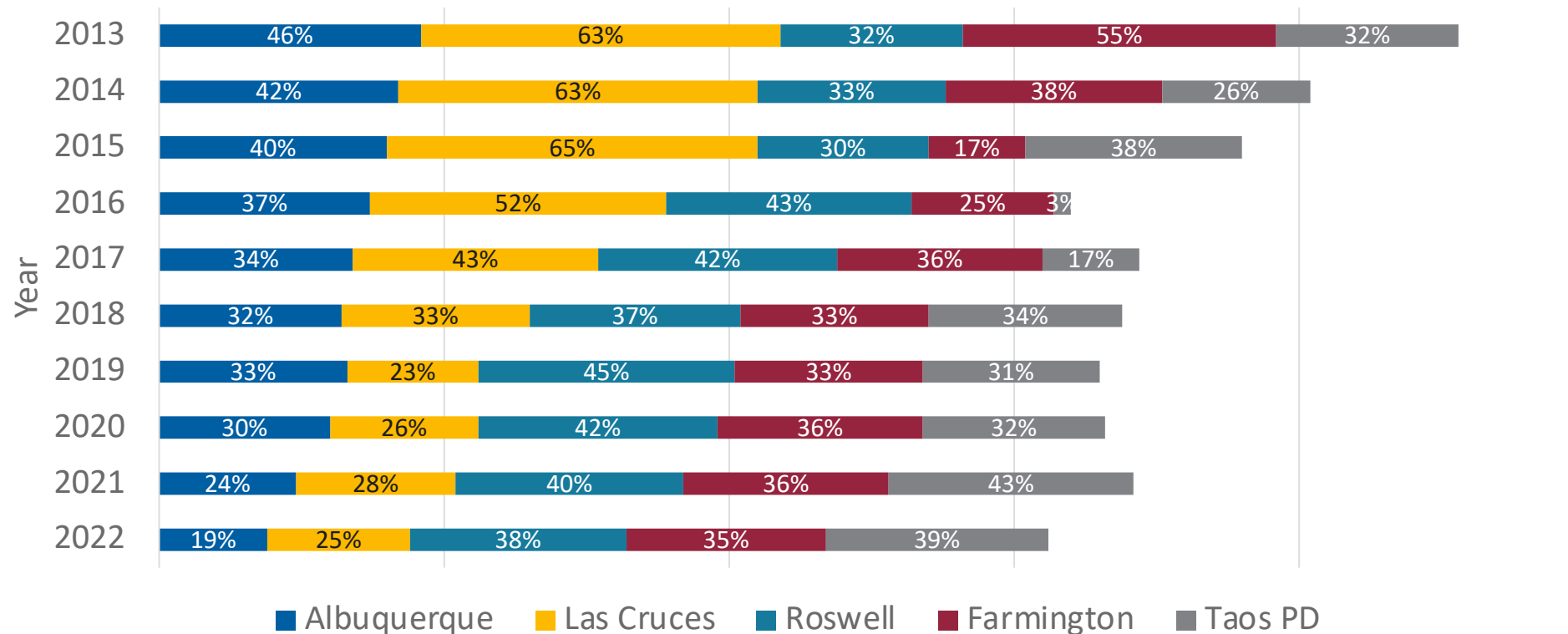
Albuquerque Reported Property Crime Decreased 11.9% Since 2013

Albuquerque Reported Property Crime 2013-2022 (n)

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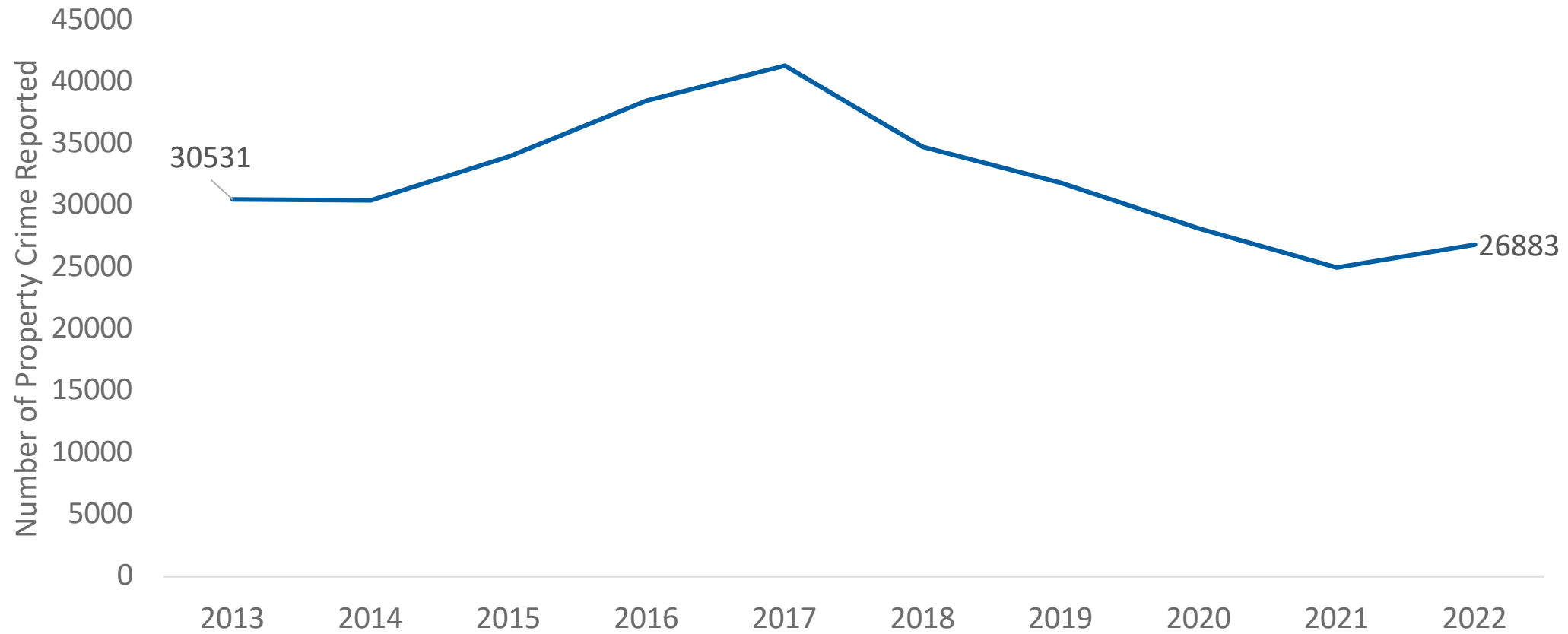
Property Crime Reports Decreased in Rural Regions; Increased 40.1% in Las Cruces Since 2013

Regional Property Crime Reports 2013-2022 (n)

Las Cruces Reported Property Crime
Roswell Reported Property Crime
Farmington Reported Property Crime
Taos Reported Property Crime

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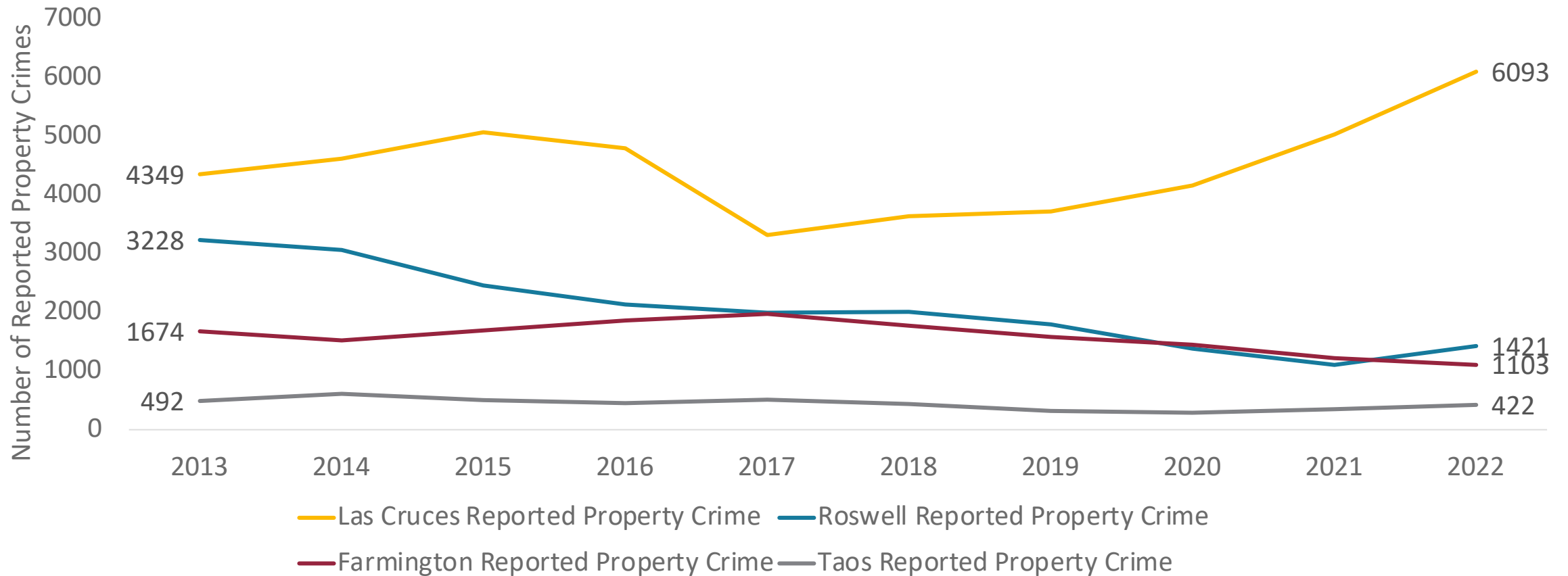
Percentage of Property Crimes Cleared Drops for All Regions Except Roswell

Percentage of Reported Property Crimes Cleared from 2013-2022

Year	Albuquerque PD	Las Cruces PD	Roswell PD	Farmington PD	Taos PD
2013	21%	33%	13%	34%	25%
2014	19%	33%	16%	26%	25%
2015	16%	32%	18%	17%	25%
2016	13%	27%	22%	20%	7%
2017	10%	43%	20%	19%	14%
2018	9%	13%	17%	20%	31%
2019	10%	12%	15%	27%	13%
2020	9%	10%	14%	30%	22%
2021	6%	10%	14%	31%	19%
2022	6%	8%	19%	29%	18%

Source: FBI Crime Data Explorer (UCR & NIBRS)

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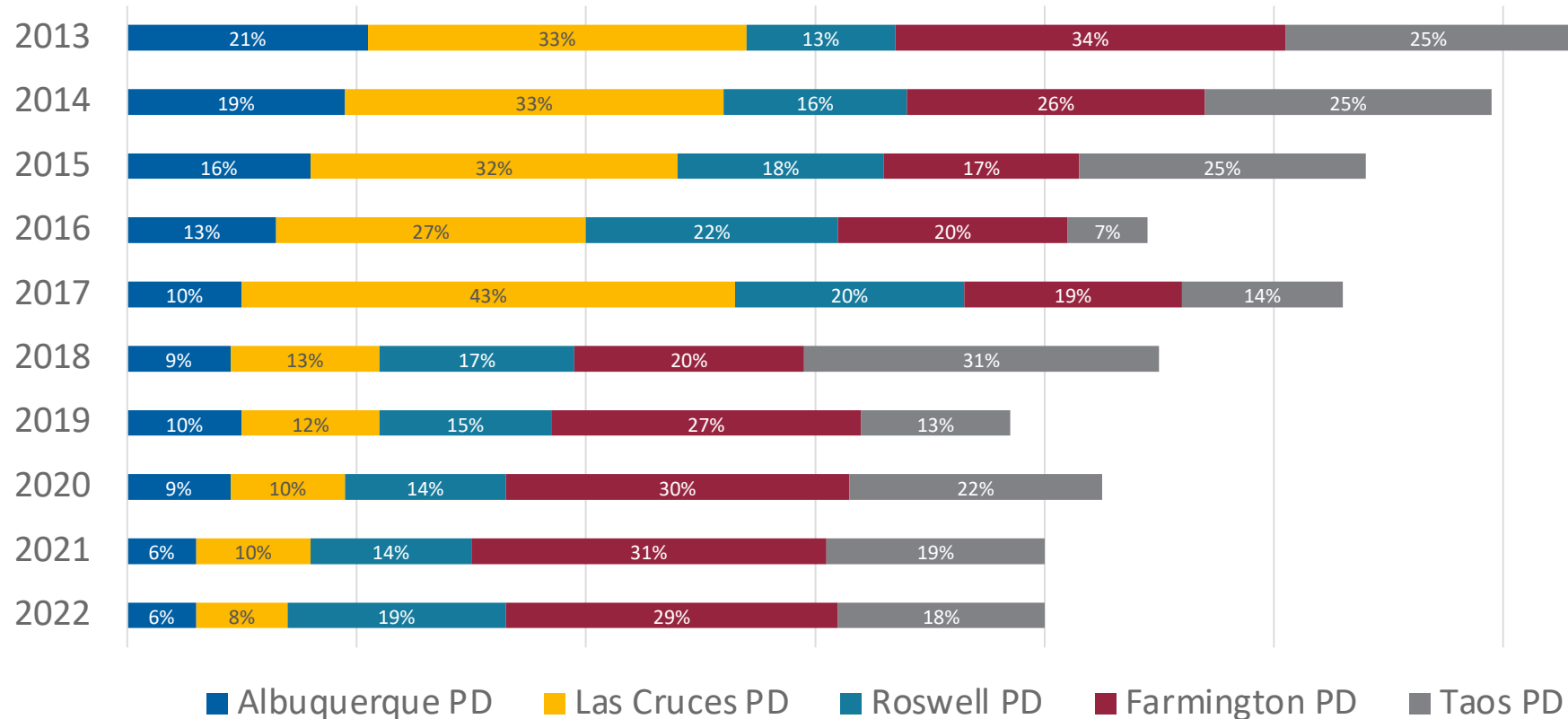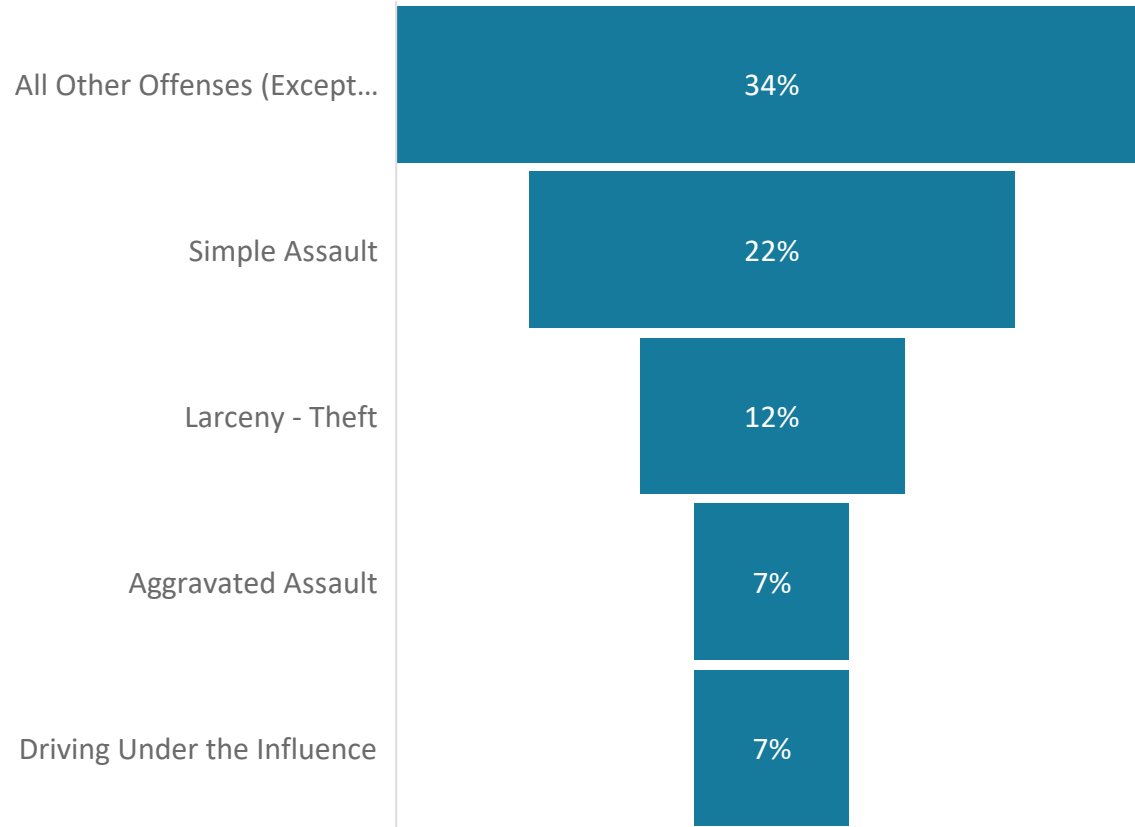
Top 5 Arrest Offenses

Data Notes

- All Other Offenses include offenses that don't fit into the FBI's categorization of person, property, or drug offenses and include Possession of Drug Paraphernalia, Trespassing, many public order offenses, and other offenses not otherwise classified

- Nationally, All Other Offenses makes up the largest proportion of arrests in the US

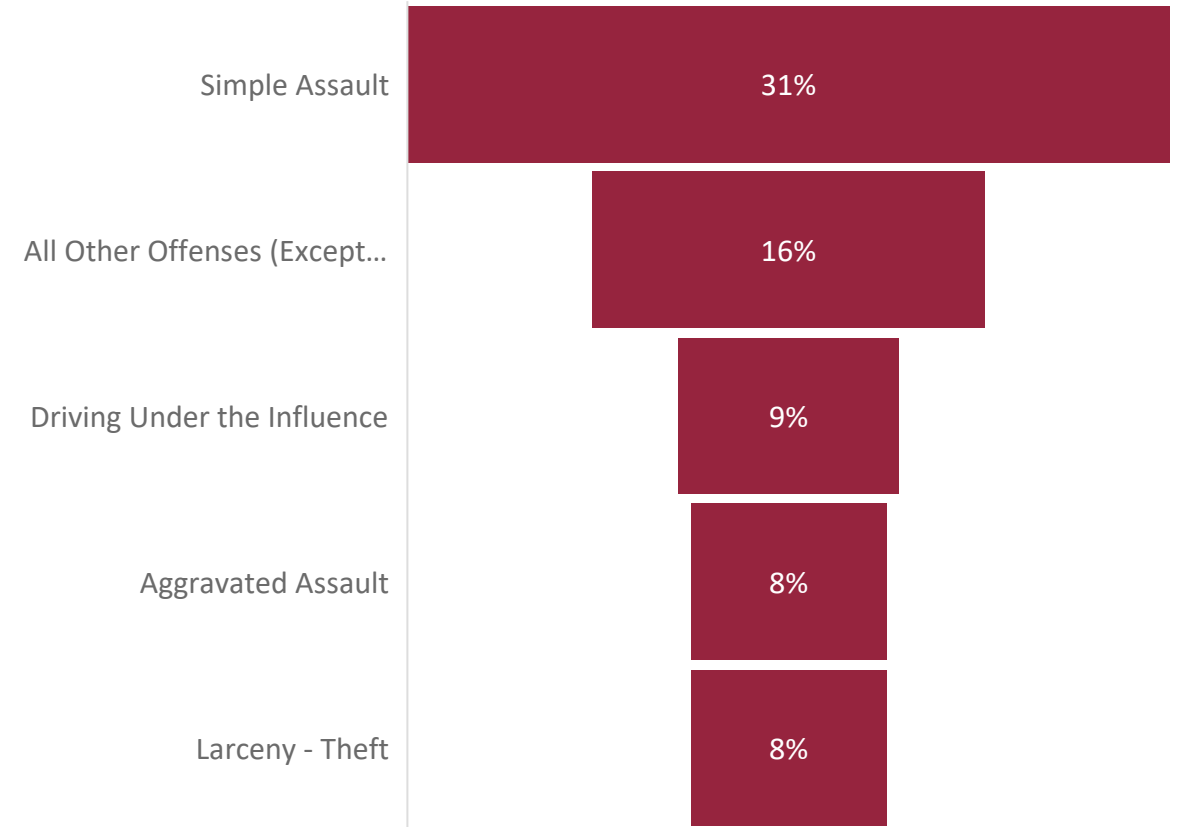- Drug Abuse Violations include Sales, Trafficking, & Possession of a Controlled Substance

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Simple Assaults Made Up Largest Proportion of Arrests in 2022 in ABQ at 31%

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Top 5 Arrest Offenses Albuquerque PD 2018

Offense	Percent
All Other Offenses (Except...	34%
Simple Assault	22%
Larceny - Theft	12%
Aggravated Assault	7%
Driving Under the Influence	7%

Top 5 Arrest Offenses Albuquerque PD 2022

Offense	Percent
Simple Assault	31%
All Other Offenses (Except...	16%
Driving Under the Influence	9%
Aggravated Assault	8%
Larceny - Theft	8%

Source: FBI Crime Data Explorer (UCR & NIBRS)

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Other Offenses Consistently Top Arrest Offense Type in Las Cruces

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Top 5 Arrest Offenses Las Cruces PD 2018

Offense	Percent
All Other Offenses (Except...	27%
Simple Assault	25%
Larceny - Theft	20%
Drug Abuse Violations -...	12%
Aggravated Assault	4%

Top 5 Arrest Offenses Las Cruces PD 2022

Offense	Percent
All Other Offenses (Except...	24%
Simple Assault	23%
Larceny - Theft	19%
Drug Abuse Violations -...	8%
Driving Under the Influence	6%
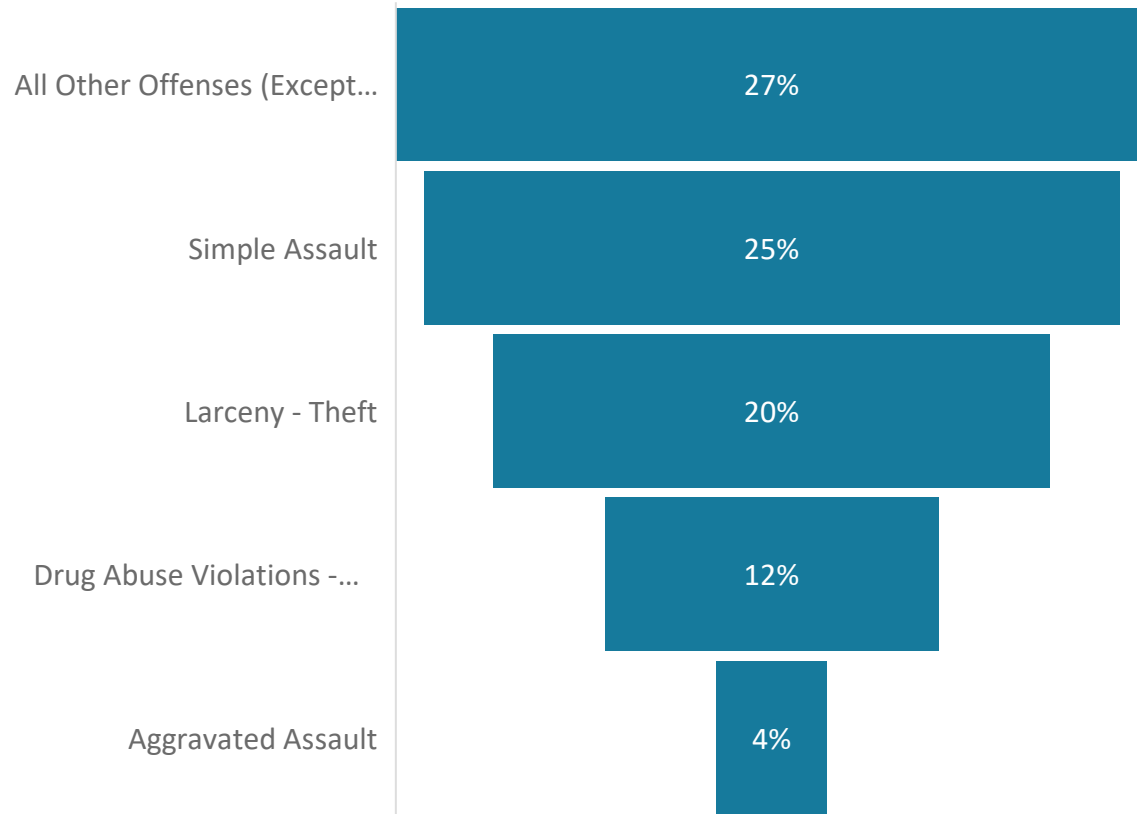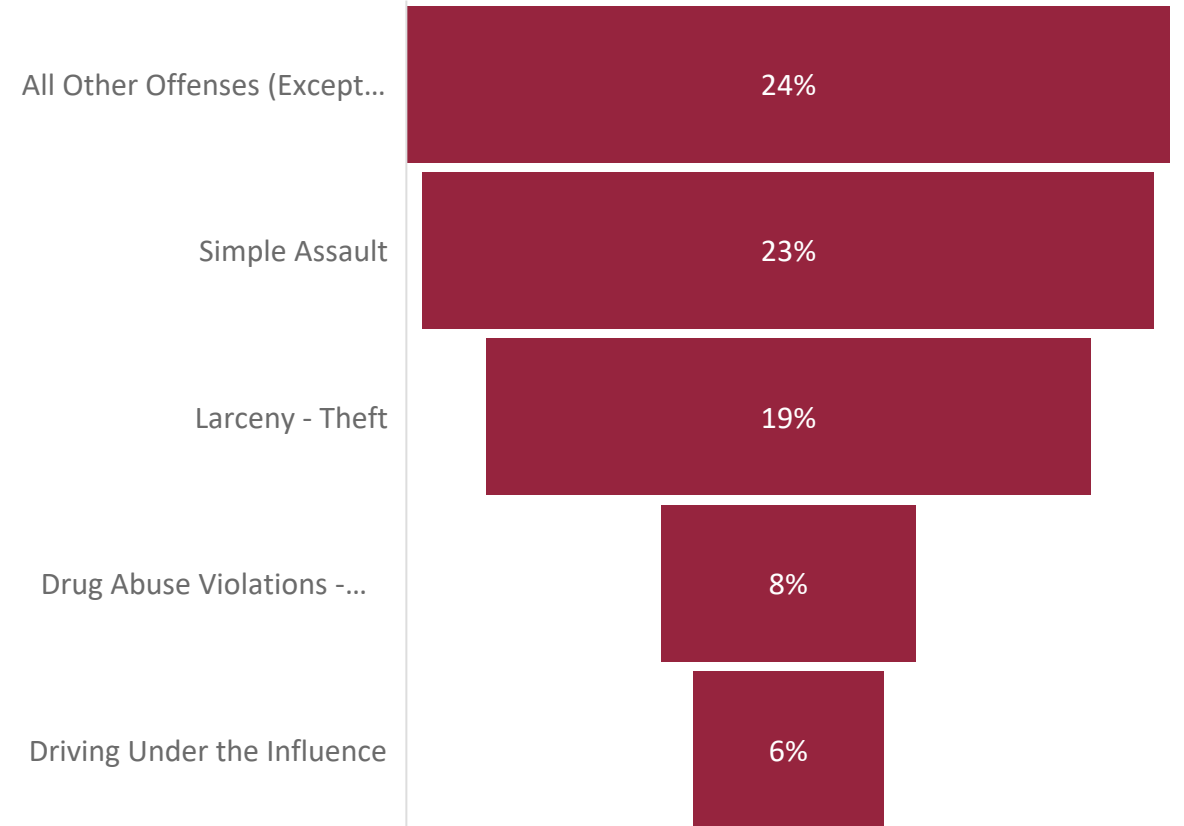
Source: FBI Crime Data Explorer (UCR & NIBRS)

Other Offenses Consistently Top Arrest Offense Type in Roswell
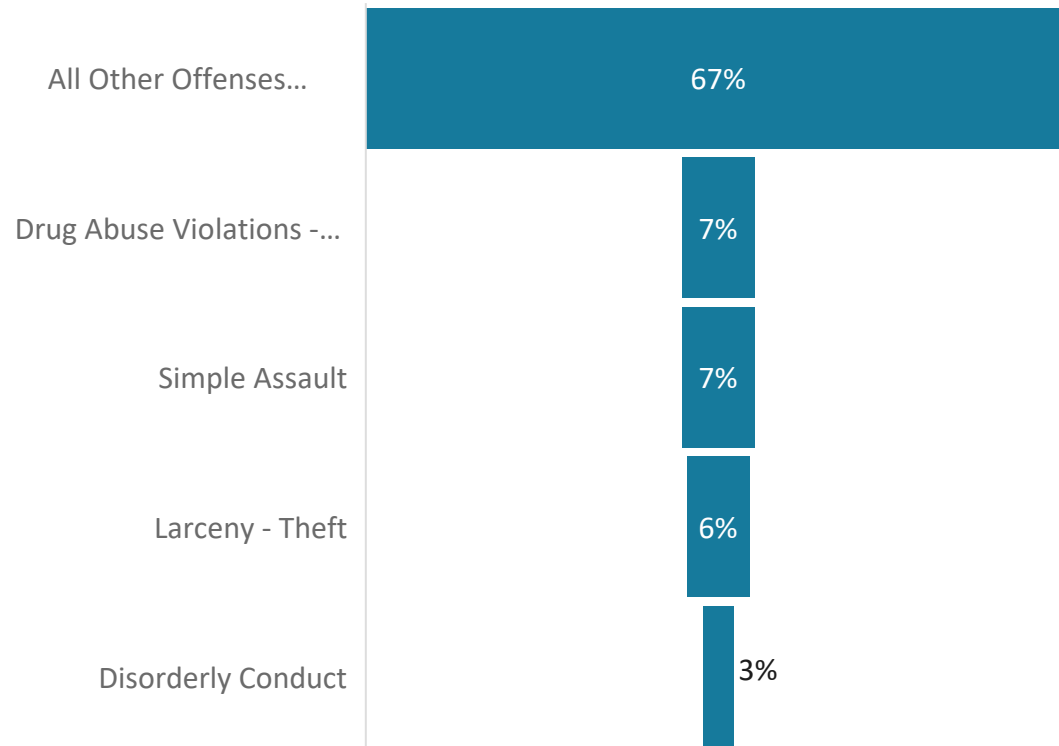
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Top 5 Arrest Offenses Roswell PD 2018

Offense	Percent
All Other Offenses...	67%
Drug Abuse Violations -...	7%
Simple Assault	7%
Larceny - Theft	6%
Disorderly Conduct	3%

Top 5 Arrest Offenses Roswell PD 2022

Offense	Percent
All Other Offenses (Except...	58%
Simple Assault	15%
Larceny-Theft	7%
Disorderly Conduct	5%
Driving Under the Influence	4%

Source: FBI Crime Data Explorer (UCR & NIBRS)
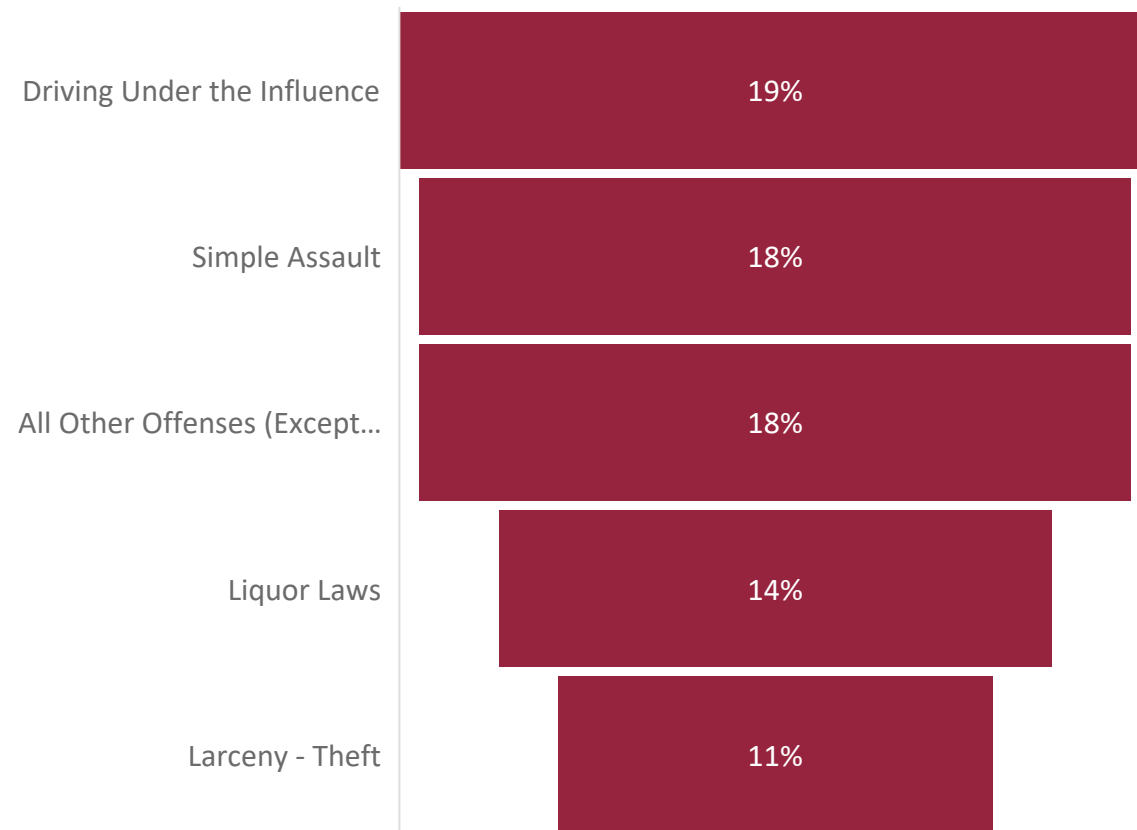
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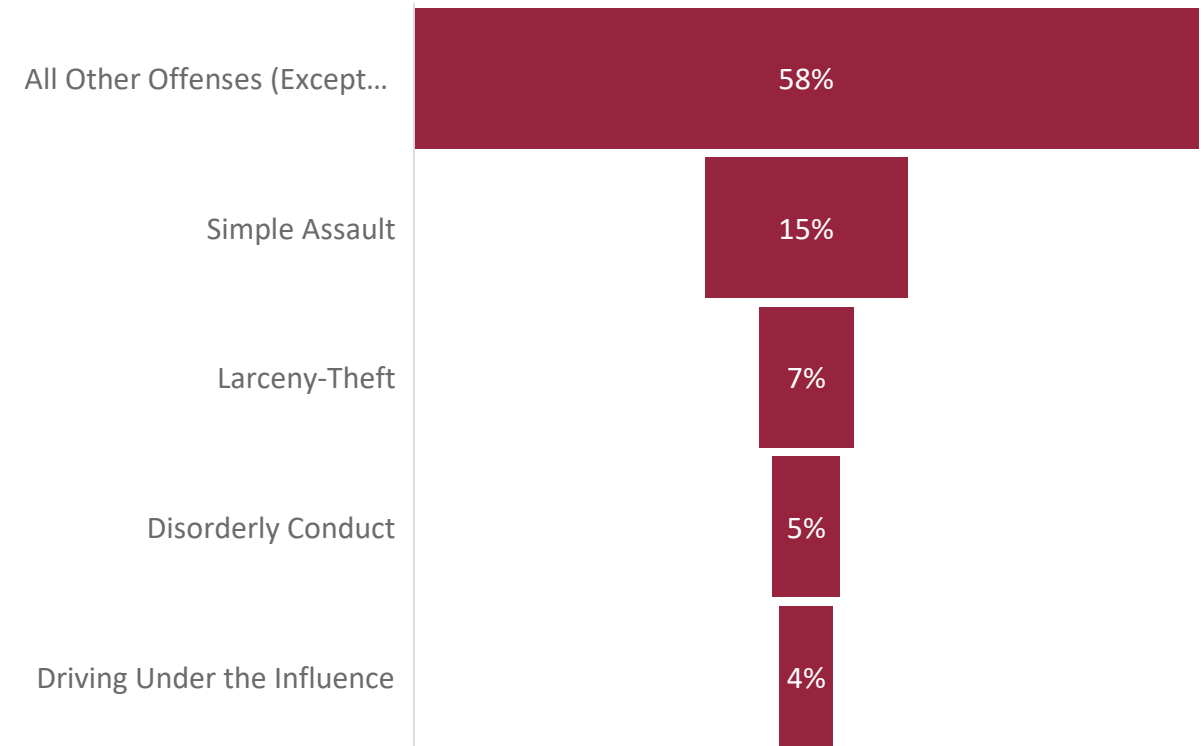
Shift From Other Offenses to DWI as Top Arrest Offense Type in Farmington

Top 5 Arrest Offenses Farmington PD 2018
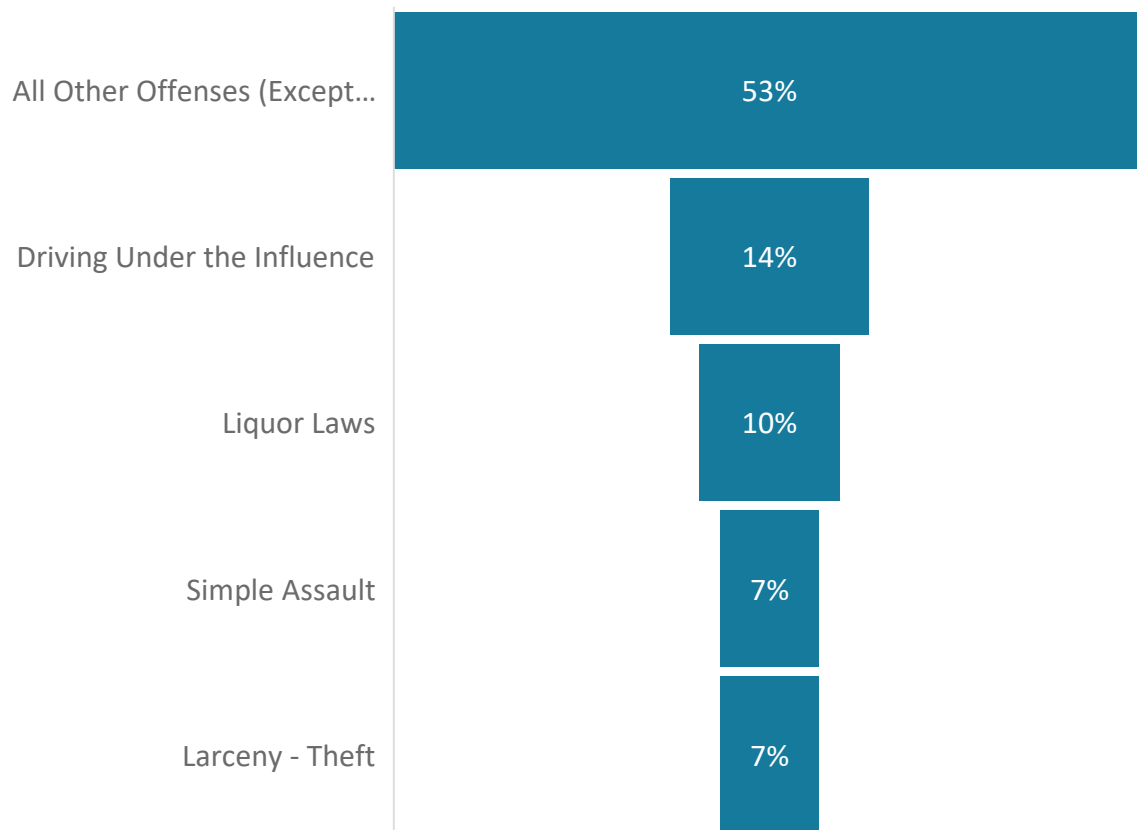
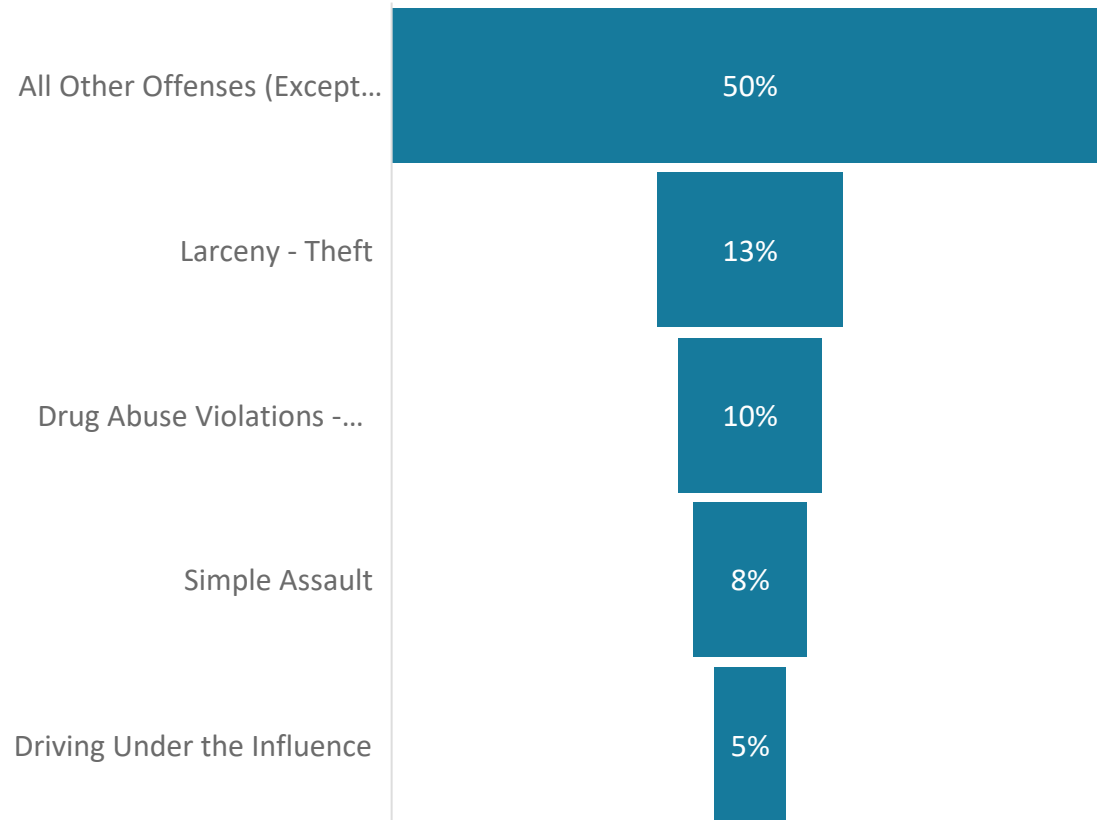| Offense	%
All Other Offenses (Except...	53%
Driving Under the Influence	14%
Liquor Laws	10%
Simple Assault	7%
Larceny - Theft	7%

Top 5 Arrest Offenses Farmington PD 2022

Offense	%
Driving Under the Influence	19%
Simple Assault	18%
All Other Offenses (Except...	18%
Liquor Laws	14%
Larceny - Theft	11%

Source: FBI Crime Data Explorer (UCR & NIBRS)

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Shift from Other Offenses to Larceny as Top Arrest Offense Type in Taos

Top 5 Arrest Offenses Taos PD 2018

All Other Offenses (Except...	50%
Larceny - Theft	13%
Drug Abuse Violations -...	10%
Simple Assault	8%
Driving Under the Influence	5%

Top 5 Arrest Offenses Taos PD 2022

Larceny - Theft	24%
Simple Assault	20%
All Other Offenses (Except...	16%
Drug Abuse Violations -...	10%
Driving Under the Influence	7%
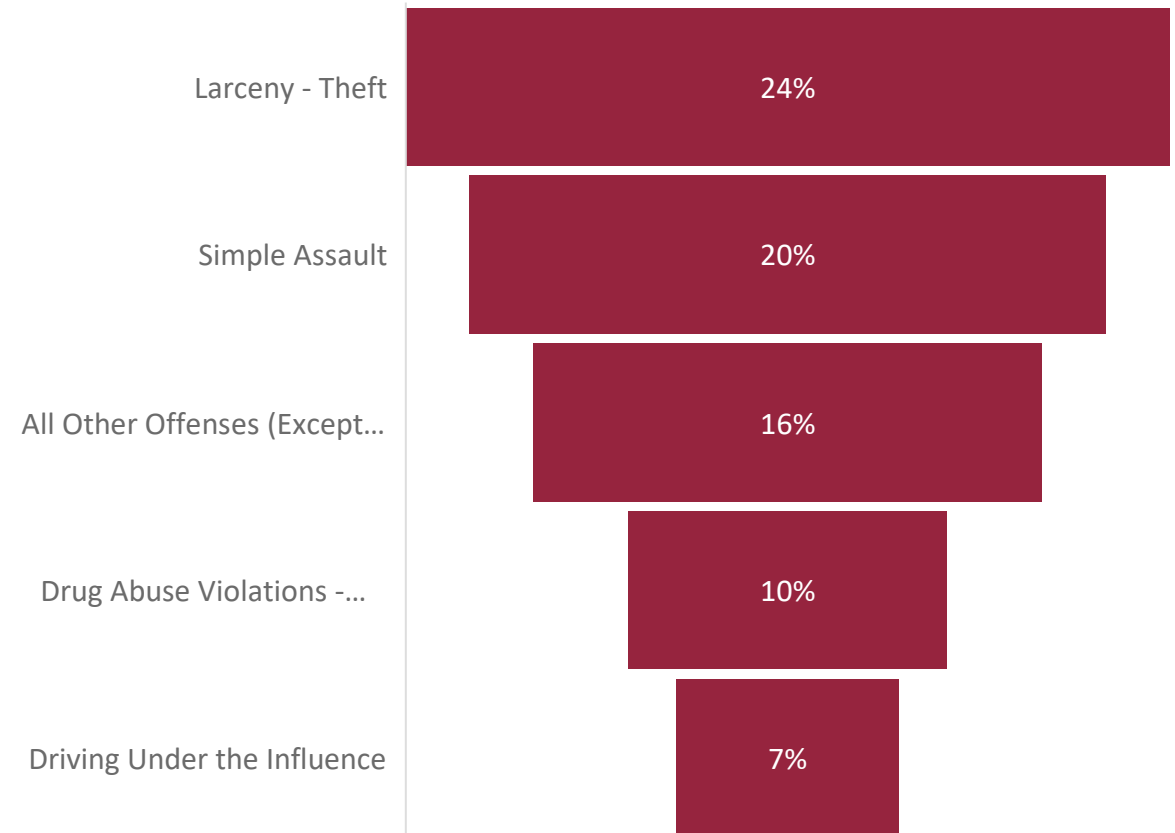
Source: FBI Crime Data Explorer (UCR & NIBRS)

Publicly Available Data Key Takeaways

Arrest trends have peaked and valleyed over the past decade with two steep declines in 2017 and 2020, aligning with changes to pretrial detention policies and decriminalization of marijuana

New Mexico historically outpaces national crime rates, but matches recent increases other states have experienced in their violent crime rates

In 2022, Simple Assault becomes more prevalent in ABQ & Taos, & DUI in Farmington rises as top offense type; Other Offenses still represent a high percentage of arrests in Las Cruces and Roswell

Front-end System Assessment Takeaways

BH staffing still a challenge & there's a lack of psychiatric providers available

Data collection and reporting lack uniformity statewide

Citation in lieu of arrest not widely utilized in the field

Statewide LEAD program infrastructure absent

Field is missing programs to divert to

Staffing challenges make it difficult to keep up with higher call volume

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Lack of consistent funding sources for LE crisis response

Transportation requirements for individuals in crisis strain LE resources

Need for case management/follow-up to individuals recovering from crisis/LE-only response

Crisis resources in rural areas scarce, leaving LE as only means of response
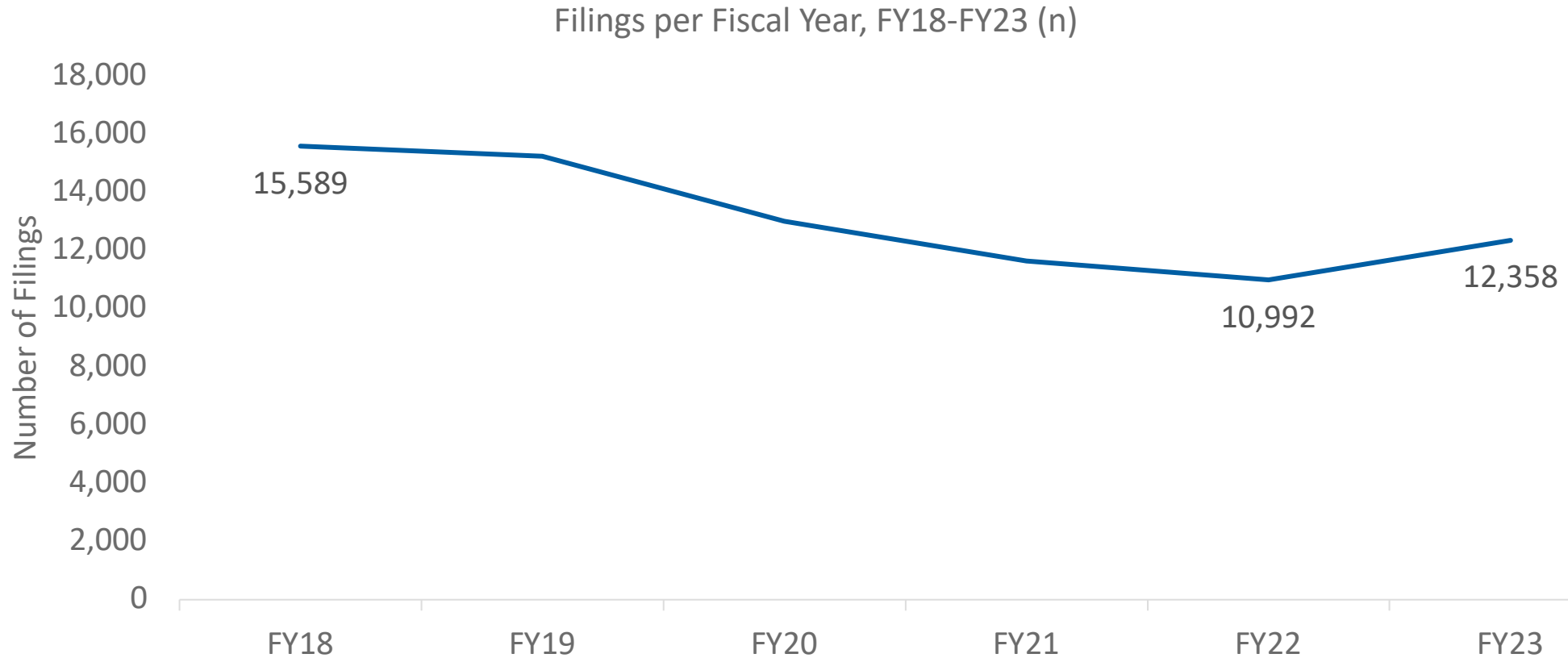
Court Case Filings

Adult Criminal Cases in District Court

Justice
Reinvestment
Initiative

New Mexico Court Case Filing Process

DA Receives Police Report

Grand Jury Indictment

Criminal Complaint Filed

Arraignment/First Appearance

Pre-prosecution Diversion

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Data Notes – Case Filings
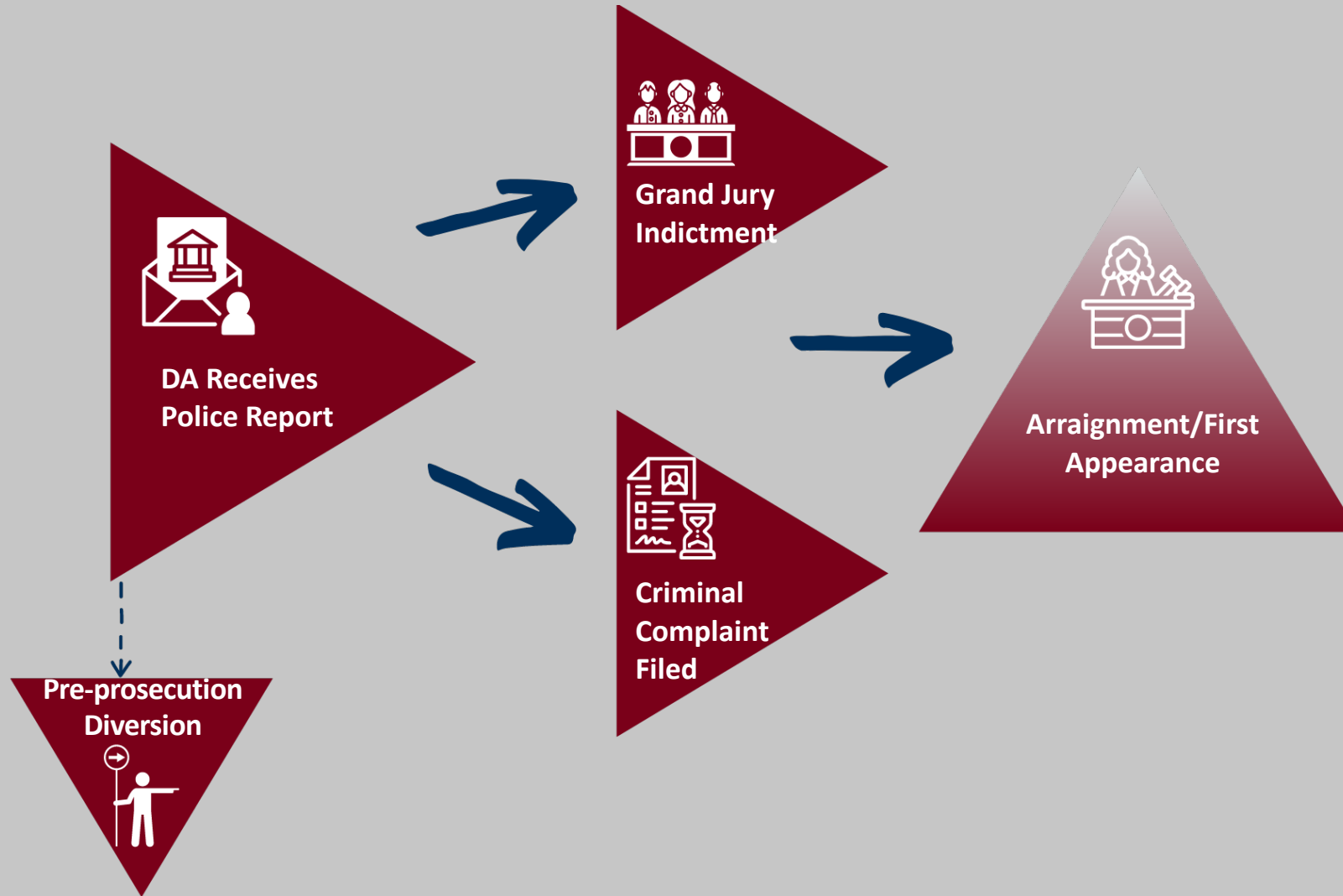
- Ten years of case filing data were obtained from the NM DataXChange.

- Analyses were limited to FY18-23 to be consistent with other court datasets.
  - All dates are reported as fiscal years.

- Analyses were limited to criminal cases filed in district courts where the party listed was a defendant that was 18+.

- Duplicated case numbers and observations were excluded.

- Filings are represented as the most serious offense in a case.
  - Data on crime category and degree reflect the most serious offense in a given case.

- For consistency, crime categories reflect NMCD categorizations, which may differ from categories identified by the court.

Criminal Case Filings Drop 21% Since FY18

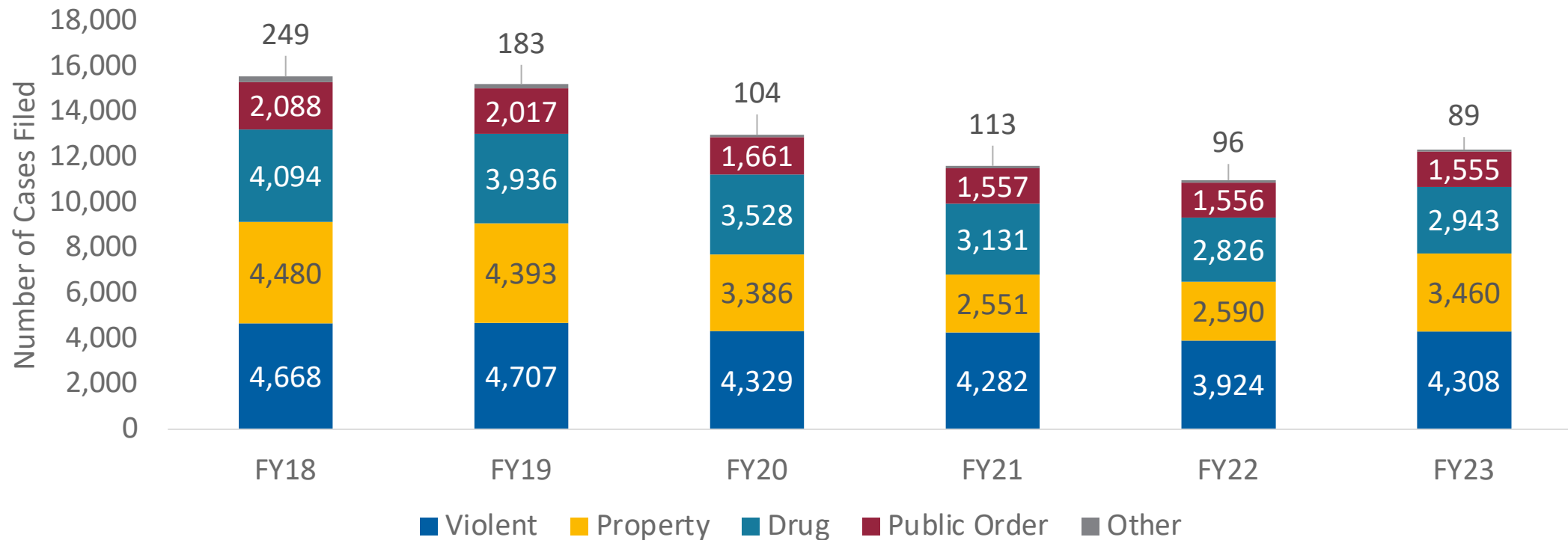Filings per Fiscal Year, FY18-FY23 (n)

Filings by Judicial District per Fiscal Year, FY18-FY23 (n)
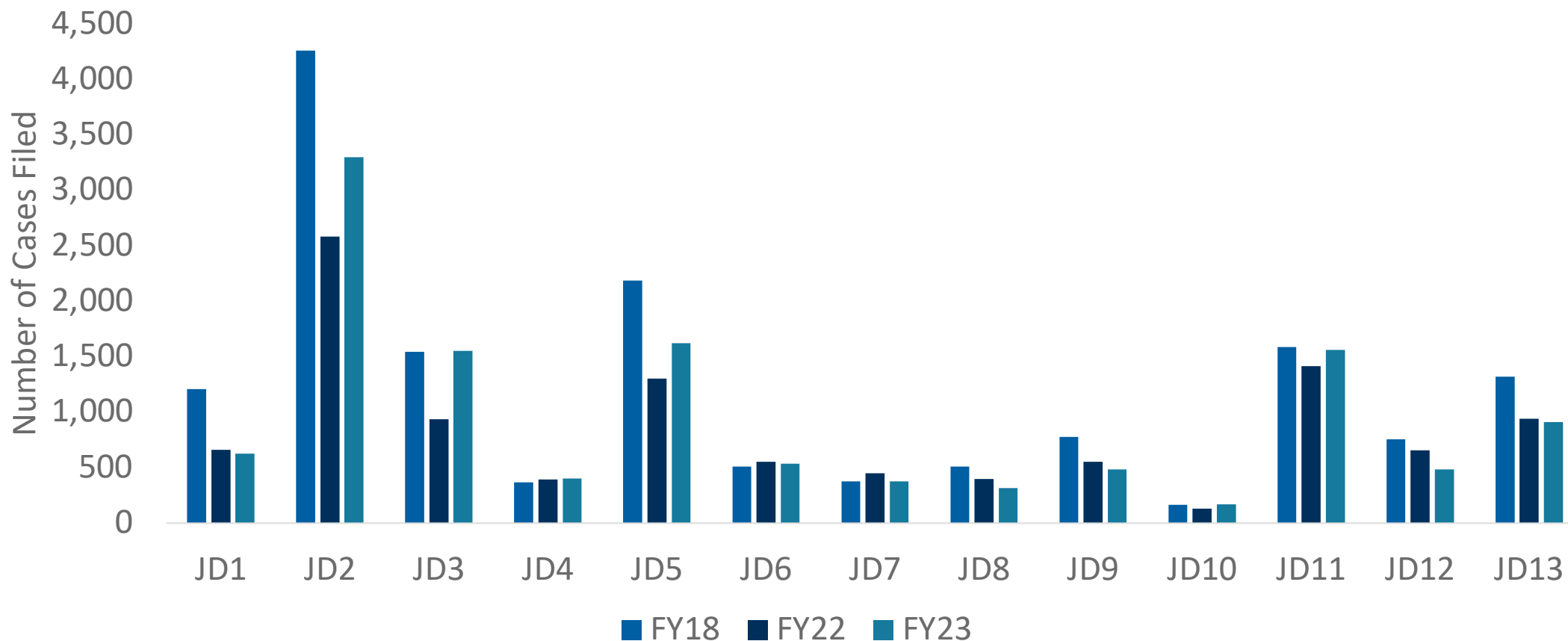
Decreases have Occurred Across All Crime Categories; Violent Crimes Most Common

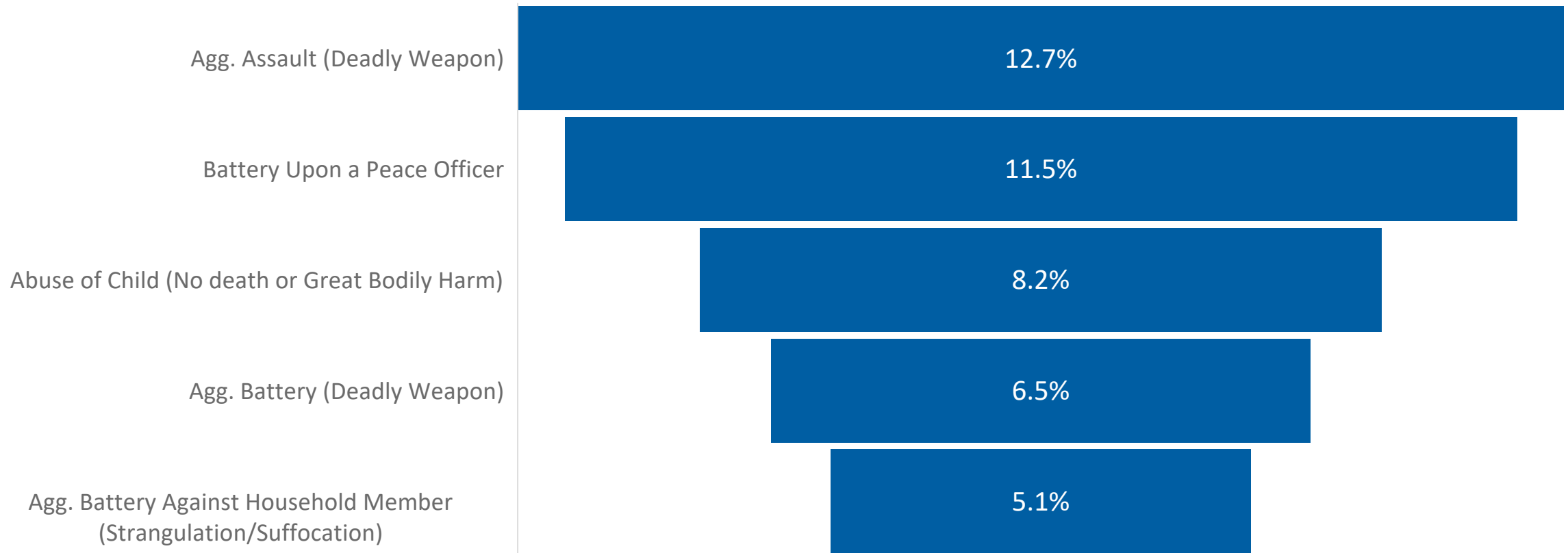Filings by Crime Category per Fiscal Year, FY18-FY23 (n)

	FY18	FY19	FY20	FY21	FY22	FY23
Other	249	183	104	113	96	89
Public Order	2,088	2,017	1,661	1,557	1,556	1,555
Drug	4,094	3,936	3,528	3,131	2,826	2,943
Property	4,480	4,393	3,386	2,551	2,590	3,460
Violent	4,668	4,707	4,329	4,282	3,924	4,308

Number of Cases Filed

■ Violent ■ Property ■ Drug ■ Public Order ■ Other

Crime and Justice Institute at CRJ | cjinstitute.org

Top Five Most Common Violent Offenses Among are 3rd or 4th Degree Felonies

Most Common Violent Charges Among Cases Filed, FY23 (n = 4,308)

Offense	Percentage
Agg. Assault (Deadly Weapon)	12.7%
Battery Upon a Peace Officer	11.5%
Abuse of Child (No death or Great Bodily Harm)	8.2%
Agg. Battery (Deadly Weapon)	6.5%
Agg. Battery Against Household Member (Strangulation/Suffocation)	5.1%

Crime and Justice Institute at CRJ | cjinstitute.org

Justice Reinvestment Initiative

Majority of Case Filing Are 4th Degree Felonies

Filings by Charge Degree per Fiscal Year, FY18-FY23 (n)
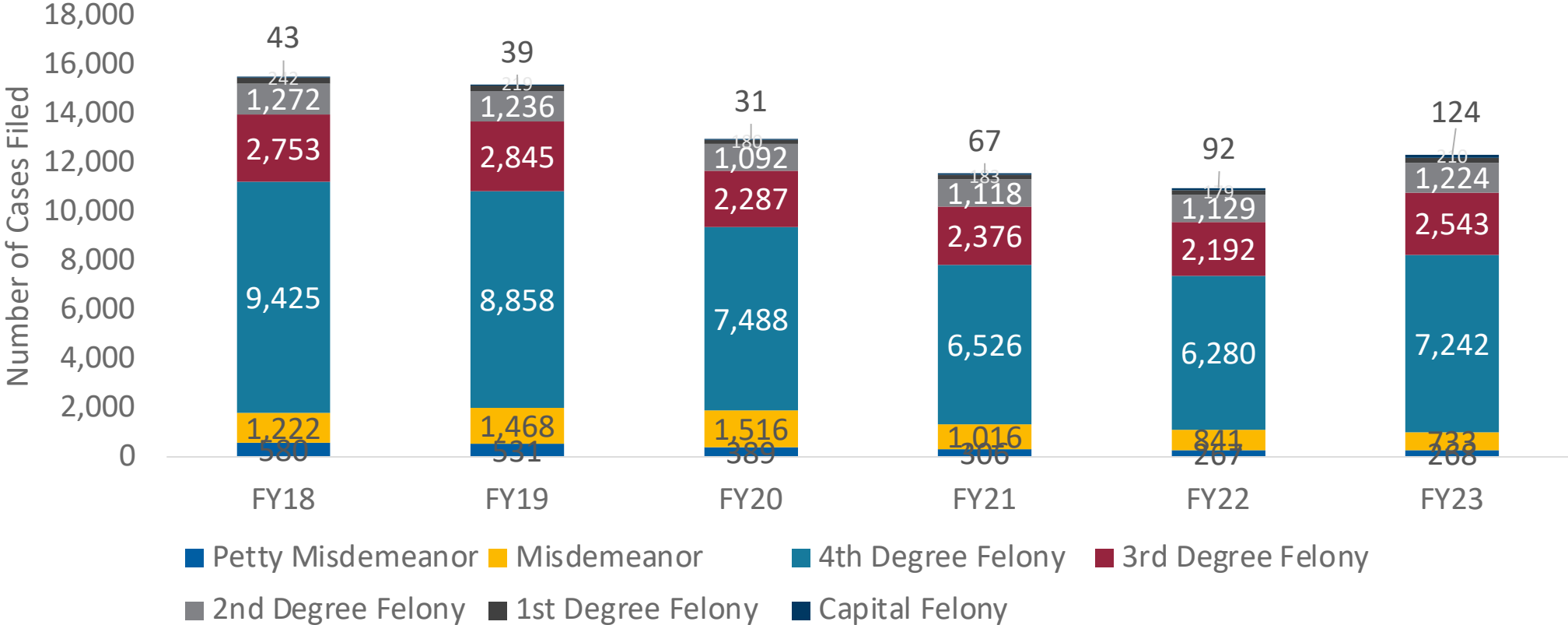
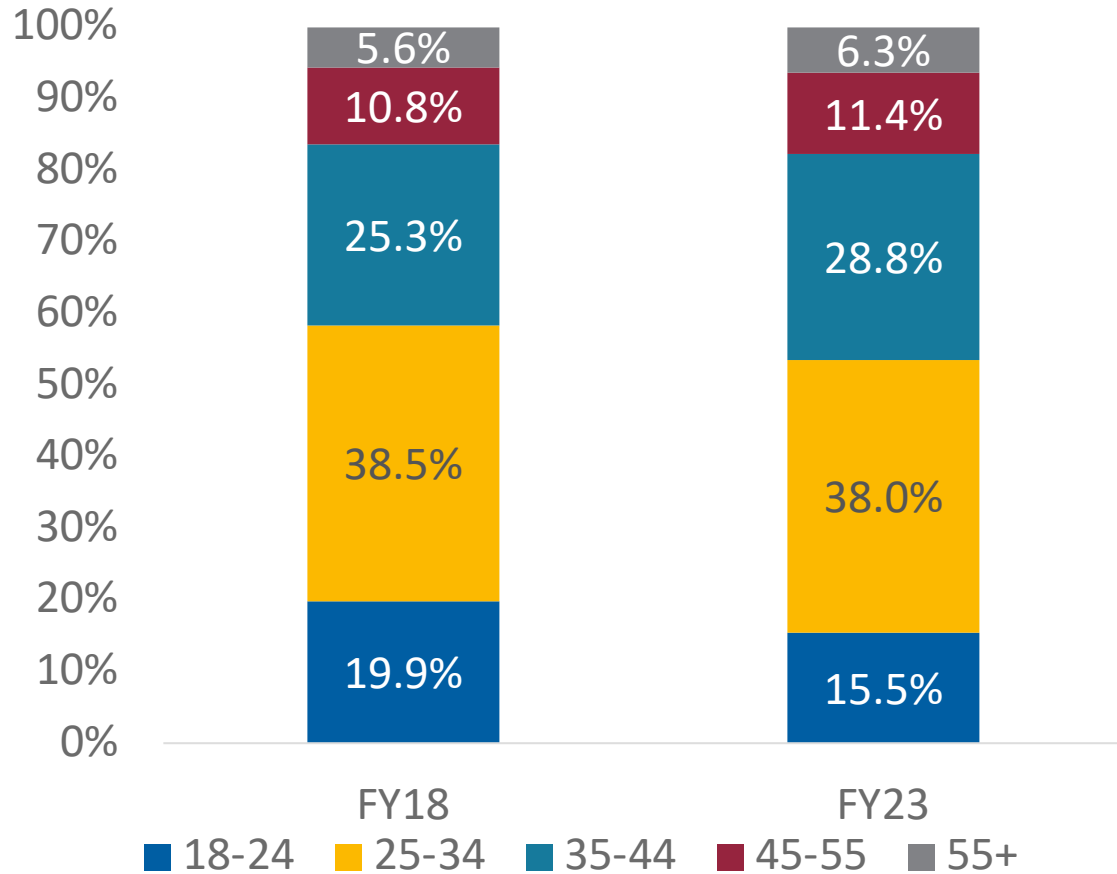# Possession of Controlled Substance is the Most Common 4ᵗʰ Degree Felony

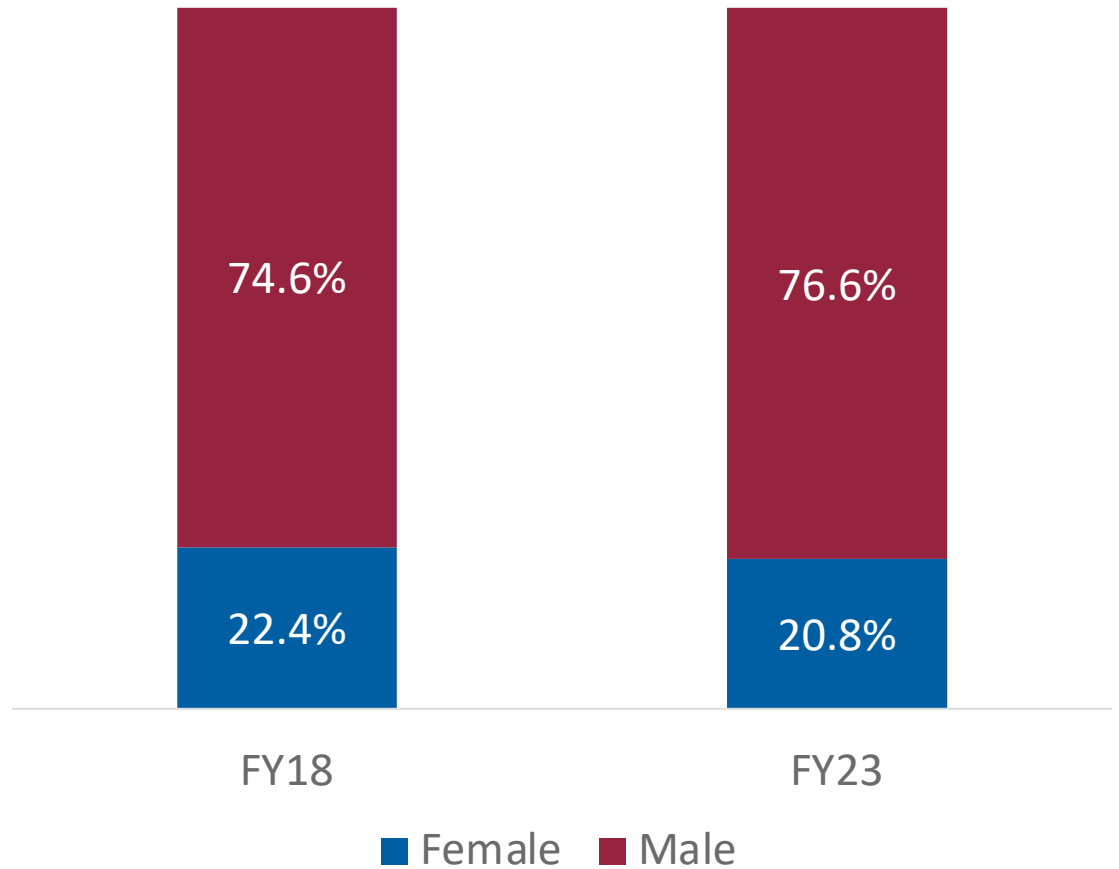Most Common 4th Degree Felonies Among Cases Filed, FY23 (n = 7,242)

Poss. of Controlled Subst. (Felony)	28.9%
Agg. Assault (Deadly Weapon)	7.5%
Battery Upon Peace Officer	6.8%
Receiving or Transferring of Stolen Motor Vehicles (1st Offense)	6.1%
Shoplifting (> $500 & < $2,500)	4.3%

Crime and Justice Institute at CRJ | cjinstitute.org
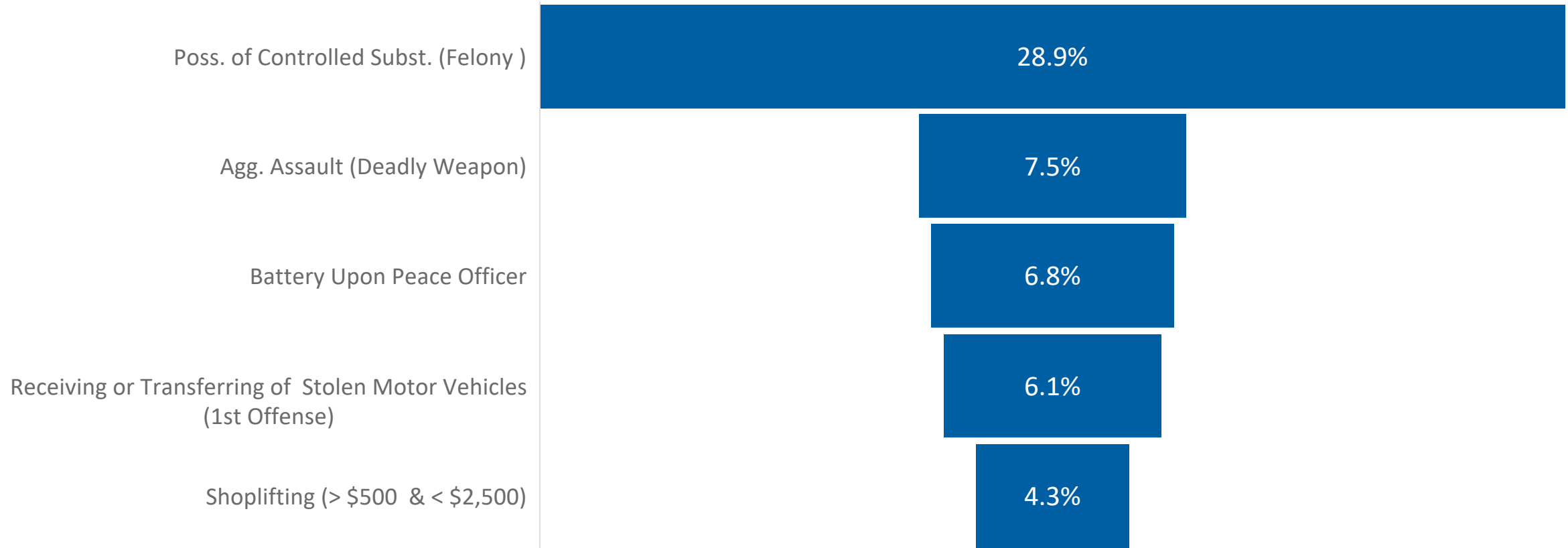
Demographics of Case Filings

Filings by Age (%)

Filings by Sex (%)

Court Case Filing Key Takeaways

Justice Reinvestment Initiative

Number of criminal cases dropped over 20% between FY18 & FY23, but have started to increase since FY22

Judicial districts have experienced varying shifts in their number of cases filed over time

The number of cases has dropped for all MSO categories & degrees, but most common are VO's & 4th degree felonies

Defendants have skewed older over time and are predominantly male

Crime and Justice Institute at CRJ | cjinstitute.org

Court Filing System Assessment Findings

Limited pre-adjudication diversion programs; PPD programs are limited to first-time criminal justice involvement and require signed admission of guilt.

Eligibility criteria for diversion programs are narrow and criminal history and charge type are exclusionary for many individuals.

Stakeholders cite lack of programming to support treatment requirements as the main challenge with getting referrals to specialty courts.

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NMCD Admissions

Total Admissions, New Admissions, Parole Violation Admissions, and FY23 Readmissions

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NMCD Admissions Process

Reception & Diagnostics completed at RDC/CNMCF

Initial Intake at RDC

Classification Officer makes housing determination

Individuals are transported to housing facility

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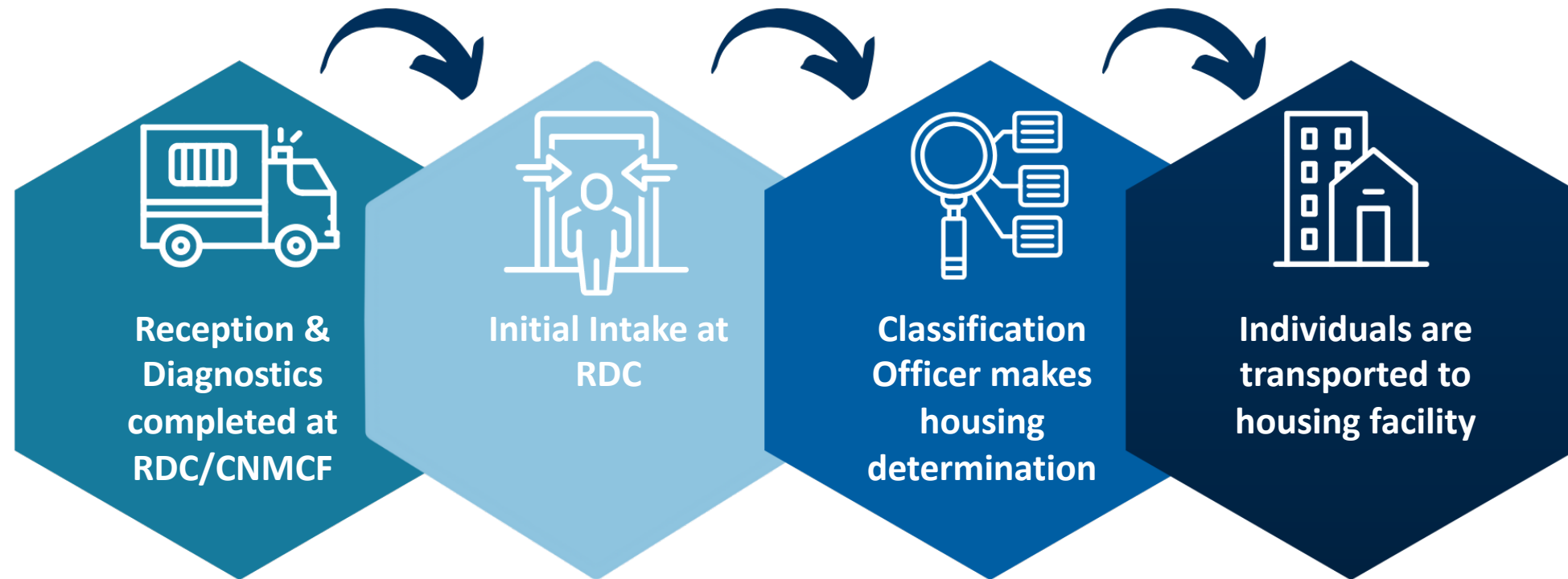
Data Notes – Prison Admissions

- Prison admission analyses were limited to adults admitted between FY14 and FY23.
  - All dates are reported as fiscal years.

- Diagnostic admissions were excluded.
  - [NM Stat § 31-20-3 (2021)]

- Analyses focused on total admissions, new admissions, parole violation admissions, and readmissions.

- Admissions are represented by the most serious charge.
  - Data on crime category and degree reflect the most serious offense associated with an admission.
  - Parole violation admission's most serious offense reflects the underlying offense.

**NMCD
Admissions**

Total NMCD Admissions

Includes New Admissions, Parole Violation Admissions, and "Other" Admissions

Prison Admissions Decreased 42% Since FY14

Total Admissions per Fiscal Year, FY14-FY23 (n)

3,734

3,551

2,247

2,175

Number of Admissions

4,500
4,000
3,500
3,000
2,500
2,000
1,500
1,000
500
0

FY14 FY15 FY16 FY17 FY18 FY19 FY20 FY21 FY22 FY23
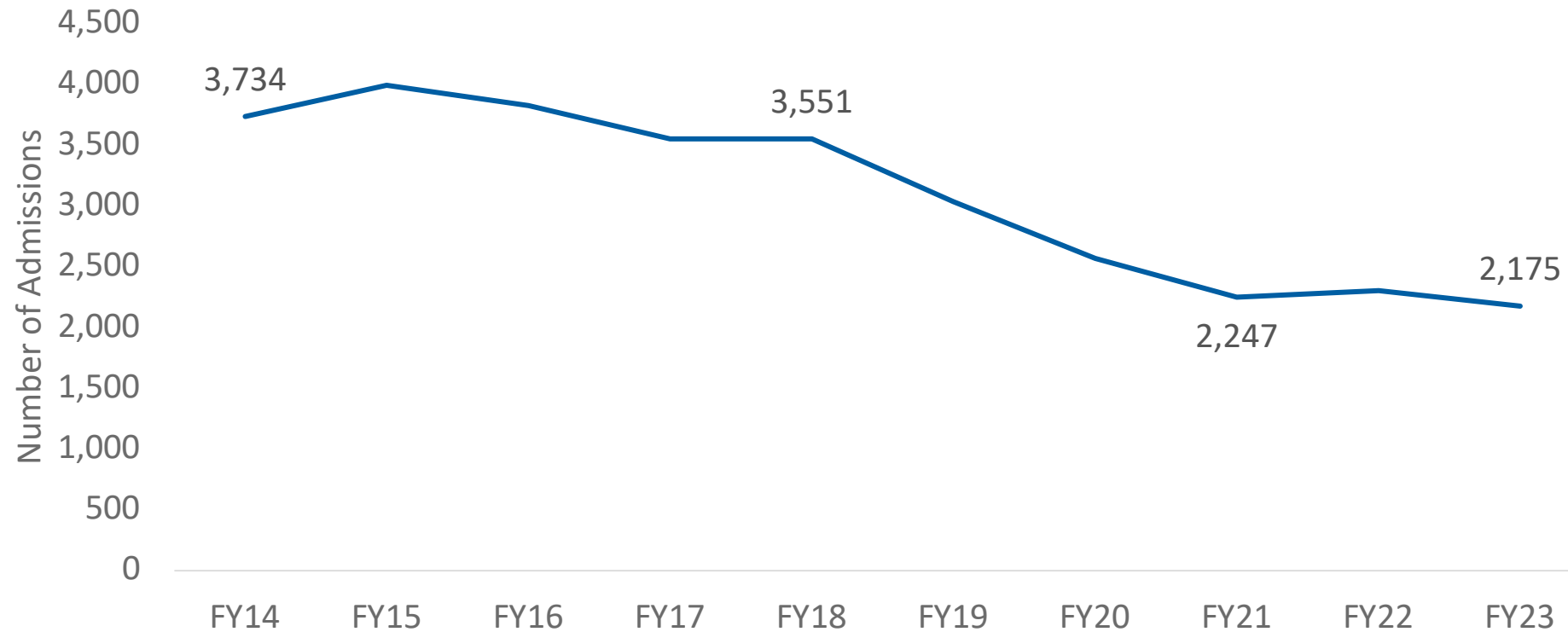
Most Judicial Districts Experienced a Decrease in Number of Prison Admissions

Total Admissions by Judicial District per Fiscal Year, FY14 & FY23 (n)
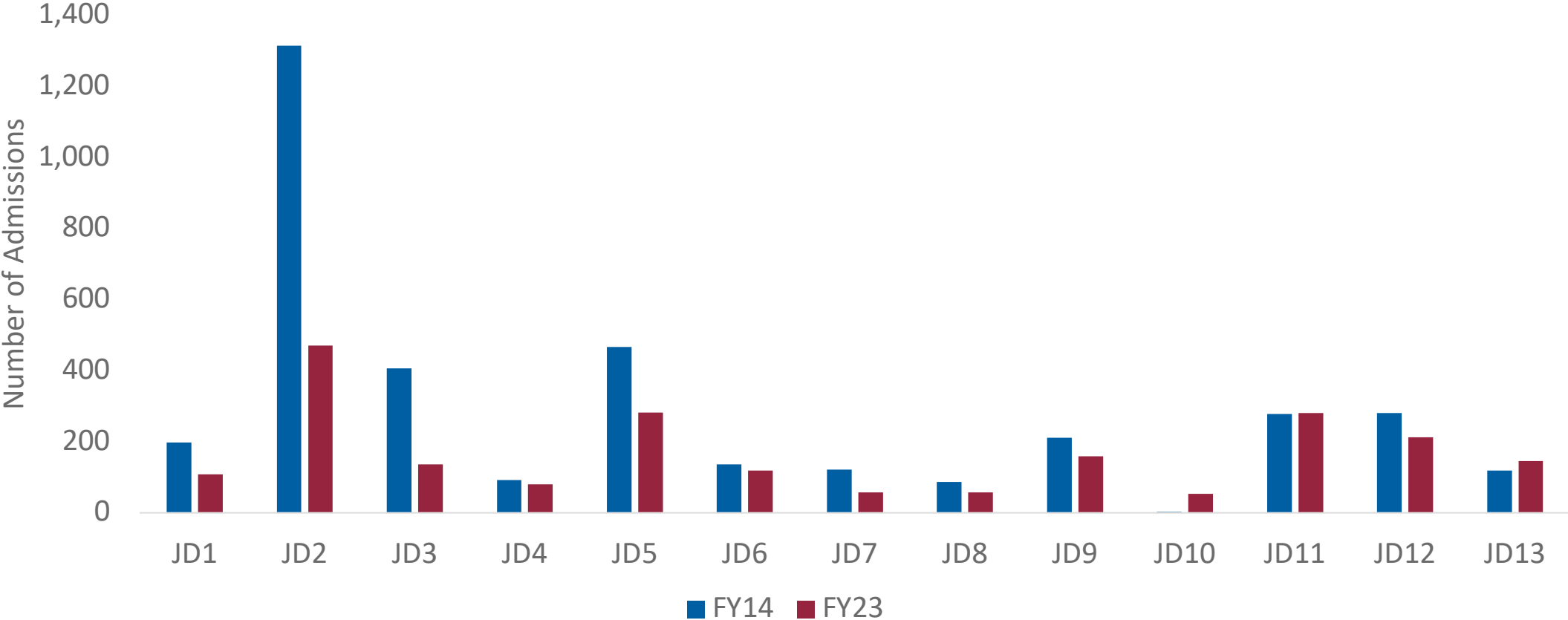
All Admission Types Decreased Between 2014 and 2023

Total Admissions by Type per Fiscal Year, FY14-FY23 (n)

Crime and Justice Institute at CRJ | cjinstitute.org
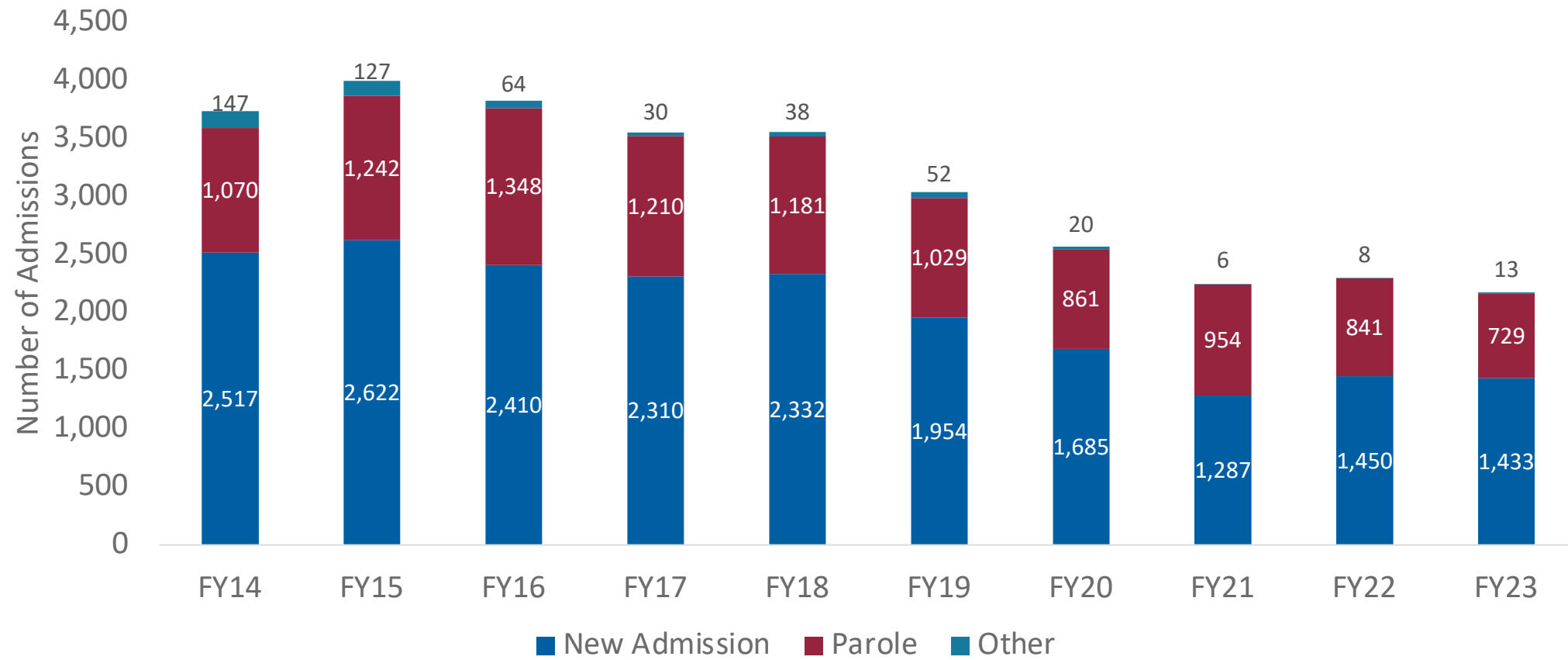
Number of Total Admissions for All Crime Categories Decreased; Violent is the Most Common

Total Admissions by Crime Category per Fiscal Year, FY14-FY23 (n)

Crime and Justice Institute at CRJ | cjinstitute.org
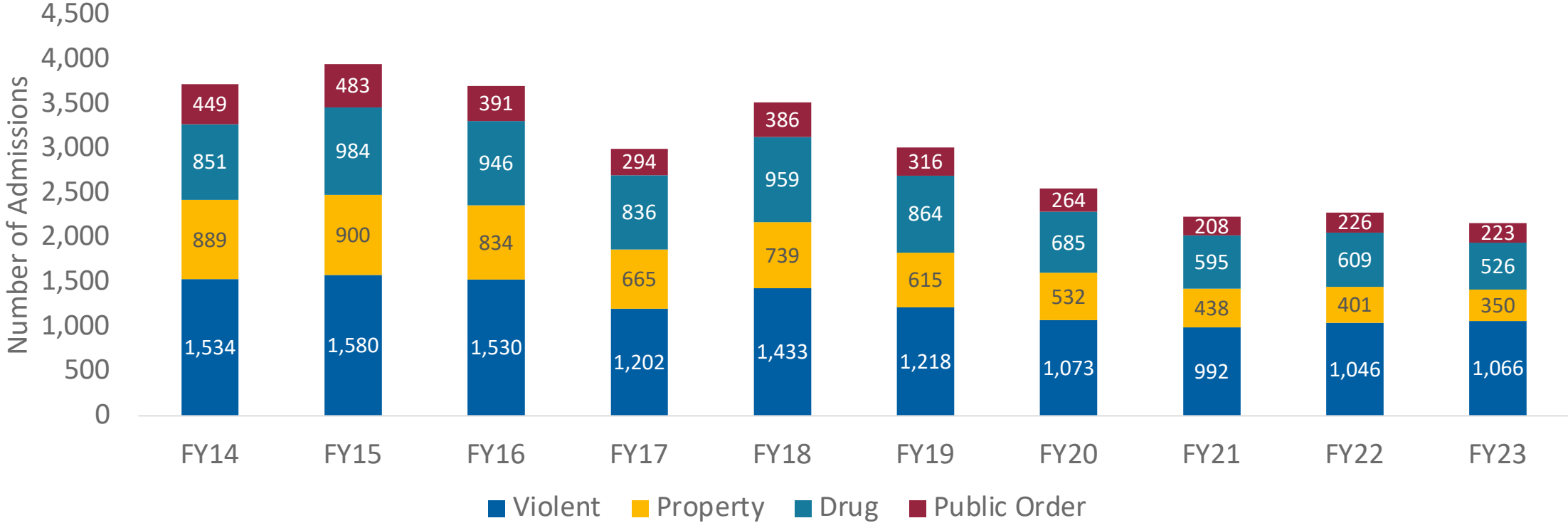
Proportion of Violent and Drug Admissions Increased while Property and Public Order Decreased

Total Admissions by Crime Category, FY14 (%)
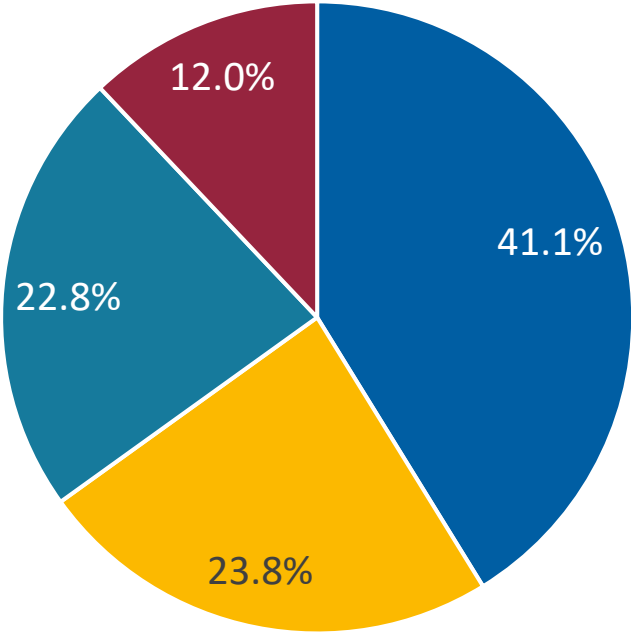
Total Admissions by Crime Category, FY23 (%)

Violent ■ Property ■ Drug ■ Public Order

Crime and Justice Institute at CRJ | cjinstitute.org
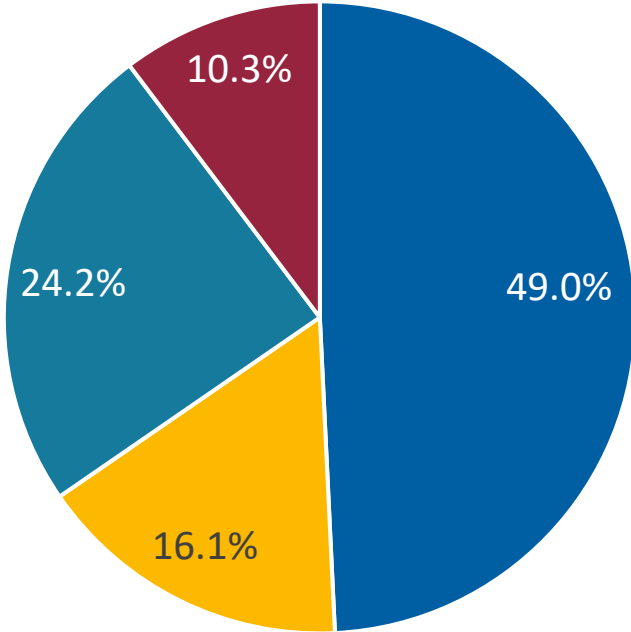
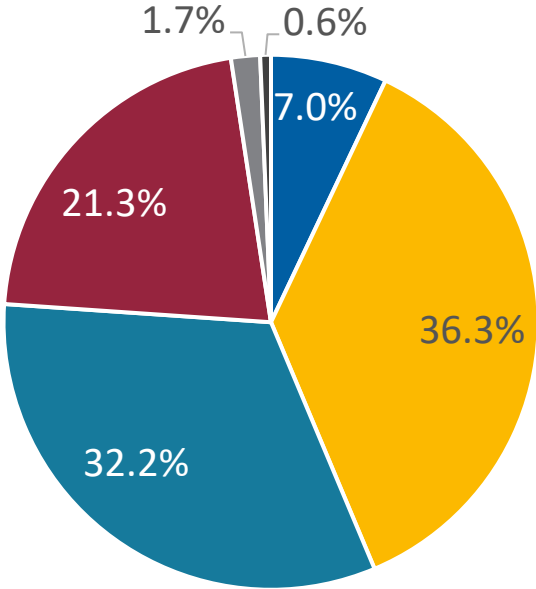# 4th Degree Felonies Consistently Make Up Largest Number of Admissions

Total Admissions by Crime Degree per Fiscal Year, FY14-FY23 (n)
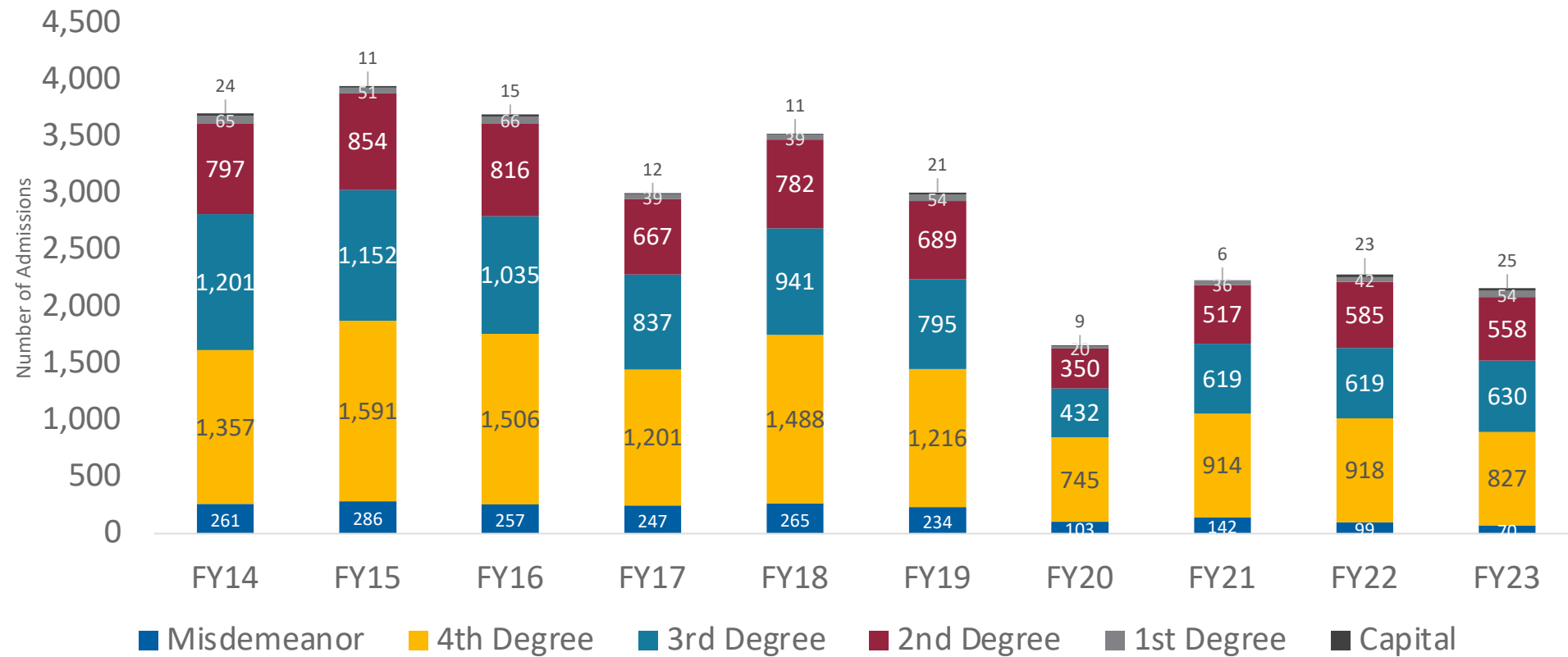
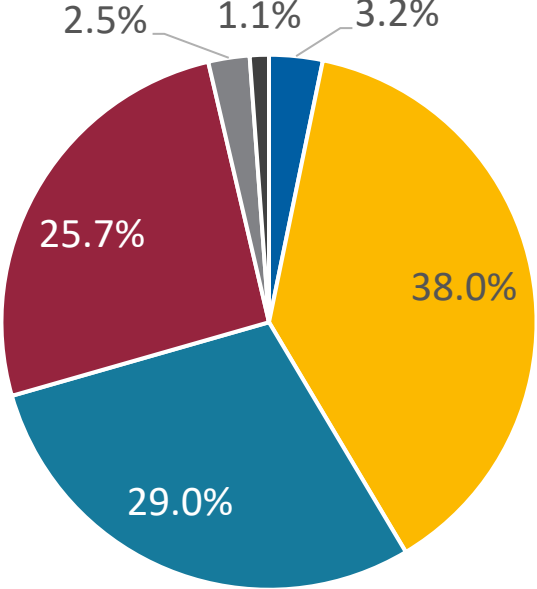# Proportion of 2nd and 4th Degree Felony Admissions Increased
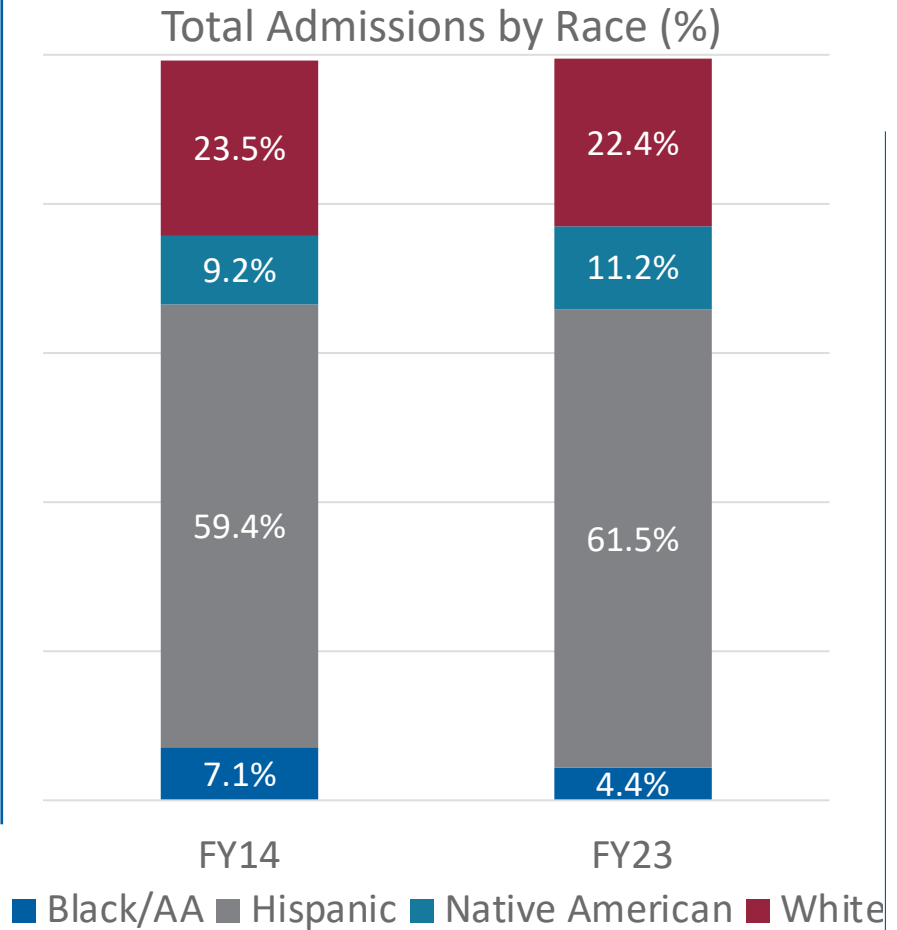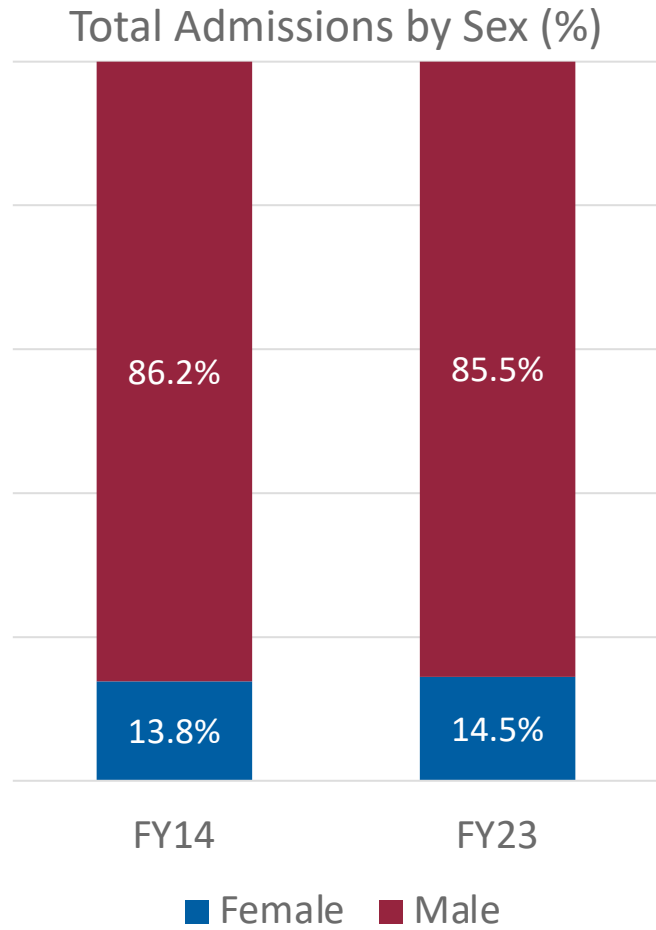

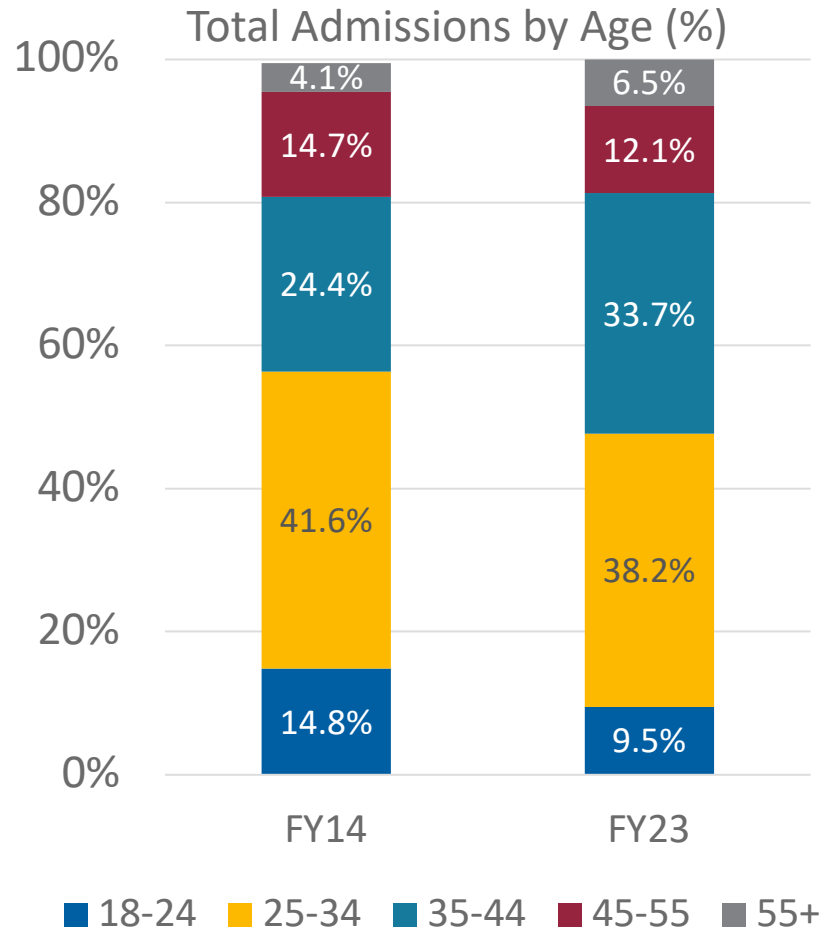Total Admissions by Crime Degree, FY14 (%)

Total Admissions by Crime Degree, FY23 (%)

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Demographics of Total Admissions

Total Admissions by Age (%)

	FY14	FY23
55+	4.1%	6.5%
45-55	14.7%	12.1%
35-44	24.4%	33.7%
25-34	41.6%	38.2%
18-24	14.8%	9.5%

Legend: 18-24, 25-34, 35-44, 45-55, 55+

Total Admissions by Sex (%)

	FY14	FY23
Male	86.2%	85.5%
Female	13.8%	14.5%

Legend: Female, Male

Total Admissions by Race (%)

	FY14	FY23
White	23.5%	22.4%
Native American	9.2%	11.2%
Hispanic	59.4%	61.5%
Black/AA	7.1%	4.4%

Legend: Black/AA, Hispanic, Native American, White

NMCD Admissions

New Admissions

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New Admissions Decreased 43% Since FY14

New Admissions per Fiscal Year, FY14-FY23 (n)

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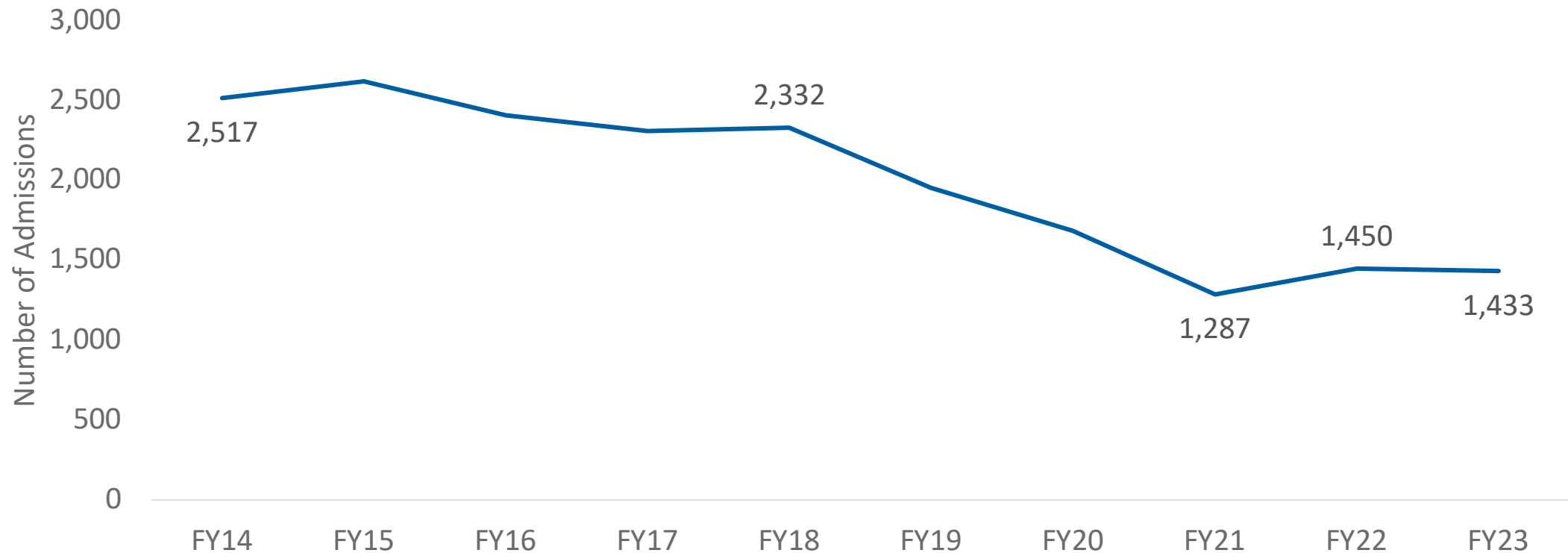
Number of New Admissions for All Crime Categories Decreased; Violent is the Most Common

New Admissions by Crime Category per Fiscal Year, FY14-FY23 (n)

Crime and Justice Institute at CRJ | cjinstitute.org
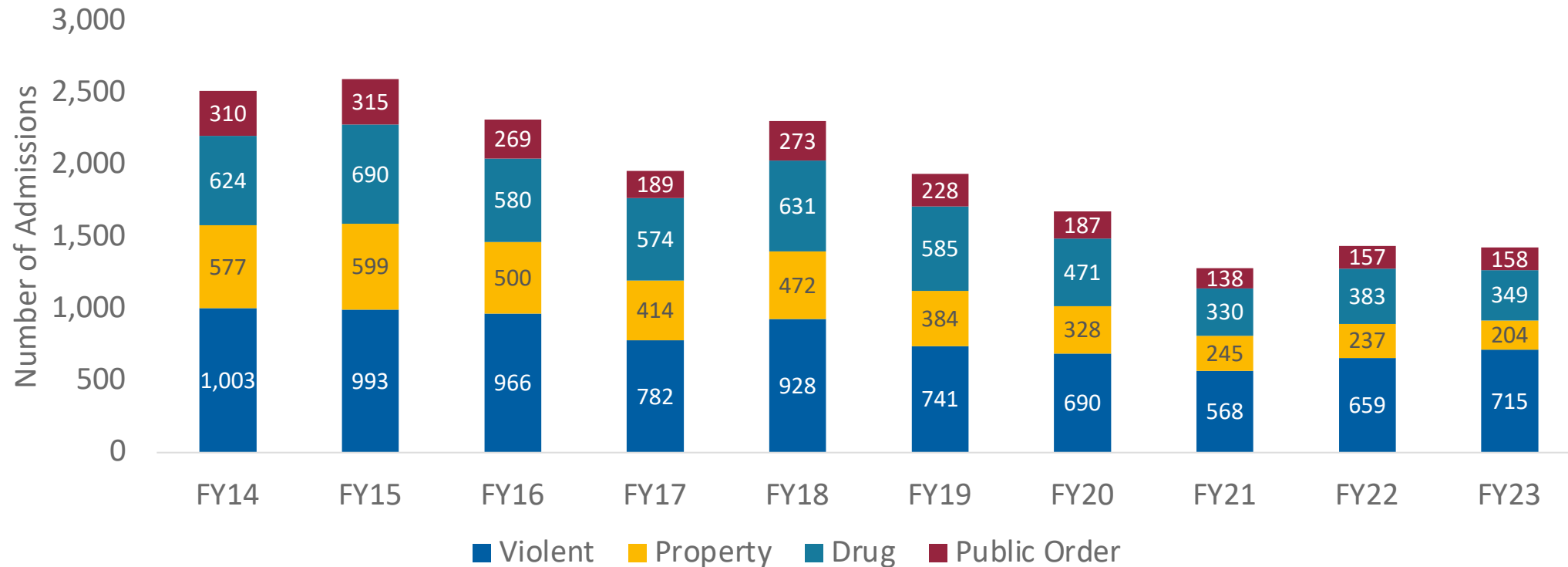
Proportion of Violent Offenses for New Admissions Increased

New Admissions by Crime Category, FY14 (%)
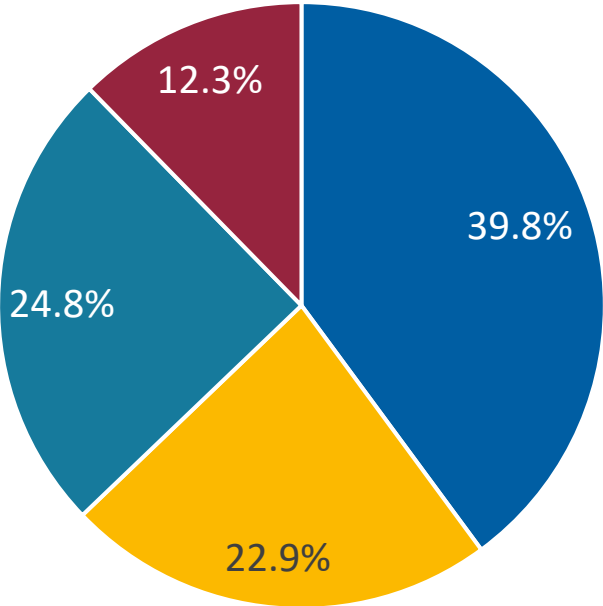
New Admissions by Crime Category, FY23 (%)
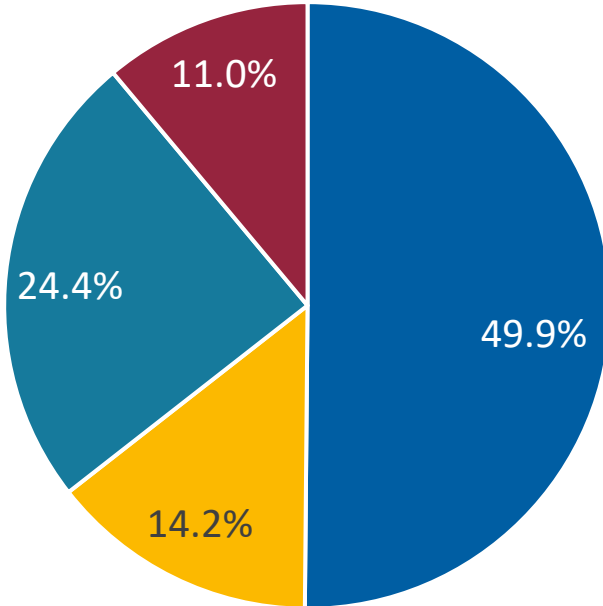
4/5 of Most Common Violent Offenses in FY23 are 3rd or 4th Degree Felonies

Most Common Violent Offenses, New Admissions FY23 (n=715)

Offense	Percent
Murder 2nd Degree	9%
Battery on Peace Officer	6%
Child Abuse No GBH - 1st Offense	6%
Agg. Assault w/Deadly Weapon	5%
Agg. Battery	4%

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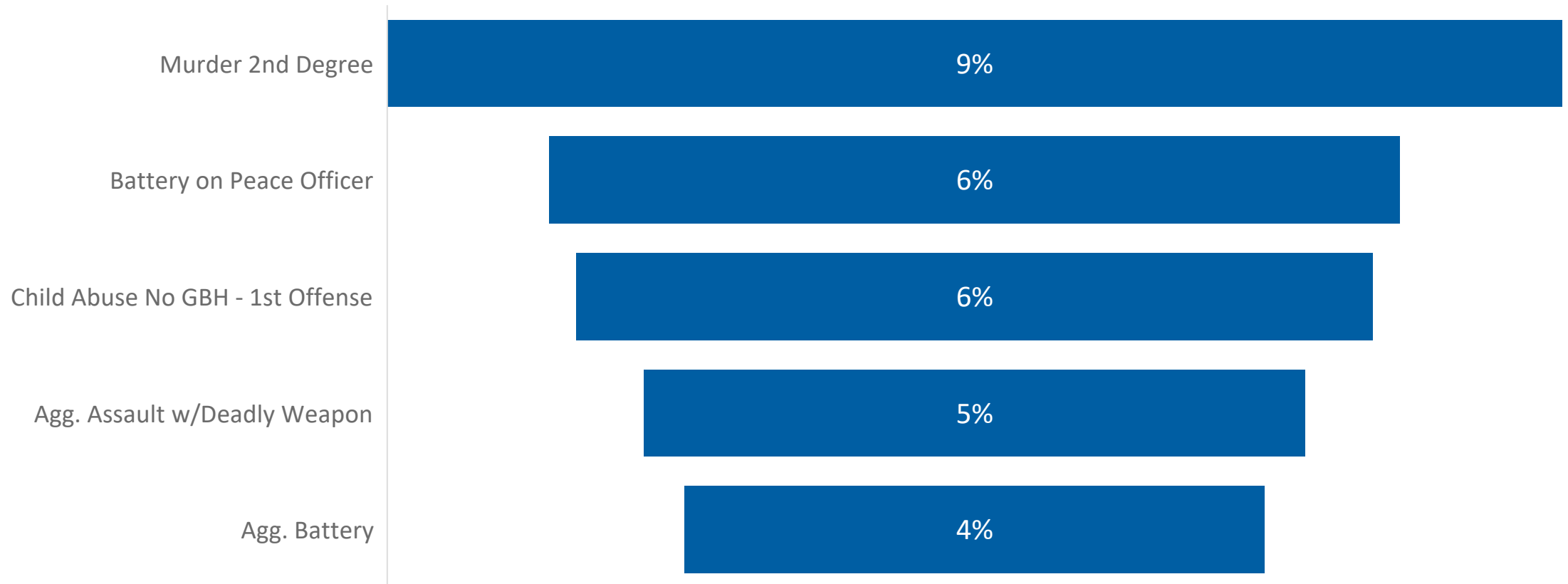
Possession Most Common Offense Among Drug Offenses for New Admissions

Most Common Drug Offenses, New Admissions FY23 (n=349)

Offense	Percent
Poss. of Controlled Substance - Felony	49%
Traffick. of Controlled Substance - Poss. w/Intent to Dist.	32%
Traffick. of Controlled Substance - 1st Offense	10%
Poss./Use Drug Paraphernalia	3%
Attempted Traffick. of Controlled Substance - 1st Offense	3%

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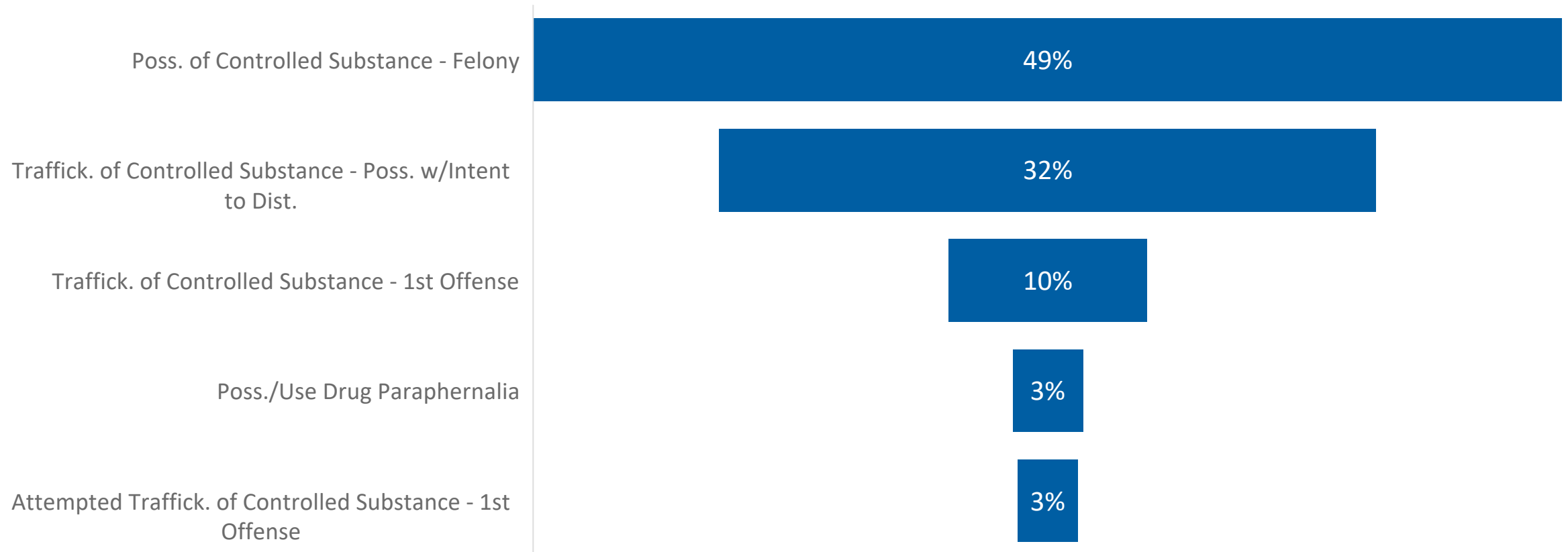
Fourth Degree Felonies Most Common Offense Class For New Admissions

New Admissions by Crime Degree per Fiscal Year, FY14-FY23 (%)

Legend: Misdemeanor, 4th Degree, 3rd Degree, 2nd Degree, 1st Degree, Capital Felony

	FY14	FY15	FY16	FY17	FY18	FY19	FY20	FY21	FY22	FY23
Capital Felony	20	11	14	11	11	18	5	3	16	23
1st Degree	49	38	50	26	30	41	17	22	30	40
2nd Degree	572	593	529	467	506	444	214	279	370	373
3rd Degree	689	661	585	493	564	463	266	341	371	400
4th Degree	970	1,080	948	776	1,017	791	508	546	587	548
Misdemeanor	200	214	183	186	186	179	73	88	66	43

Crime and Justice Institute at CRJ | cjinstitute.org

Drug Possession Most Common 4th Degree Felony Class for New Admission in 2023

Most Common 4th Degree Felonies, New Admissions FY23 (n=548)

Category	Percentage
Poss. of Controlled Substance	31%
Battery Upon A Peace Officer	8%
Agg. Assault W/Deadly Weapon	6%
Agg. Fleeing A LEO	4%
Burglary - Non-residential	3%
Larceny When Value >$500 & <$2500	3%

Crime and Justice Institute at CRJ | cjinstitute.org
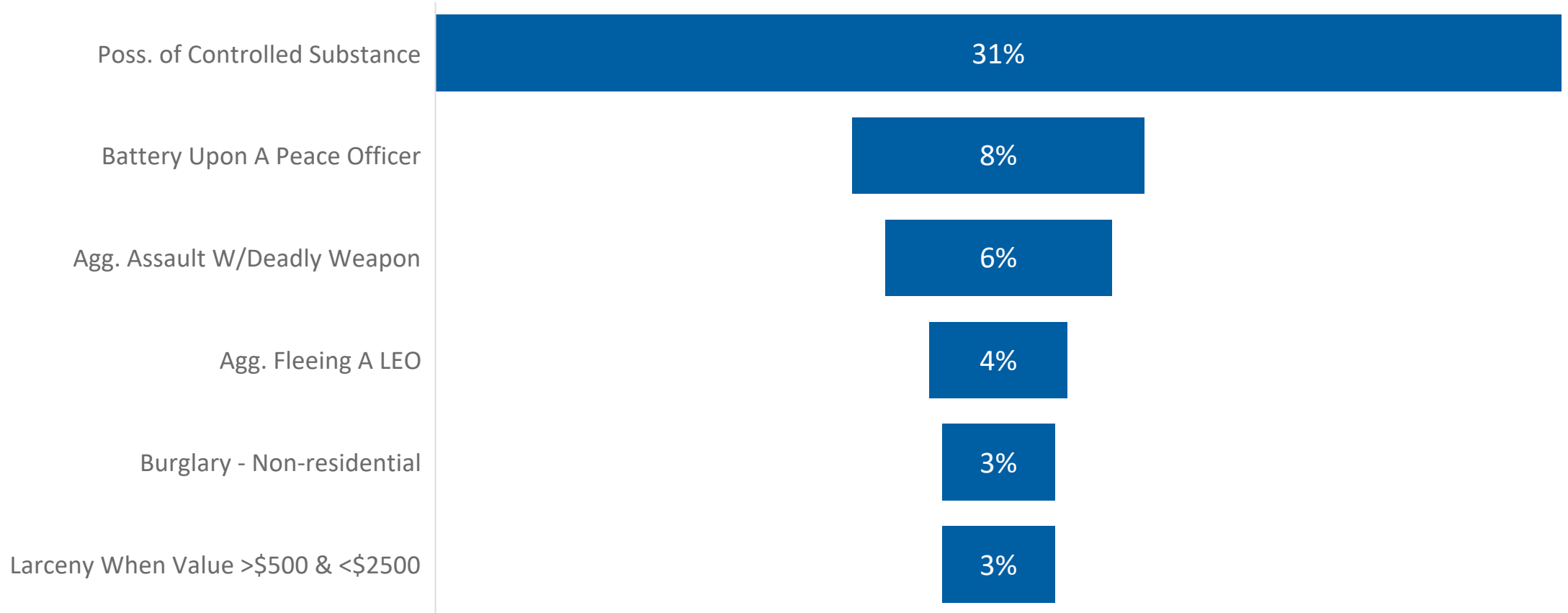
Demographics of New Admissions

New Admissions by Age (%)
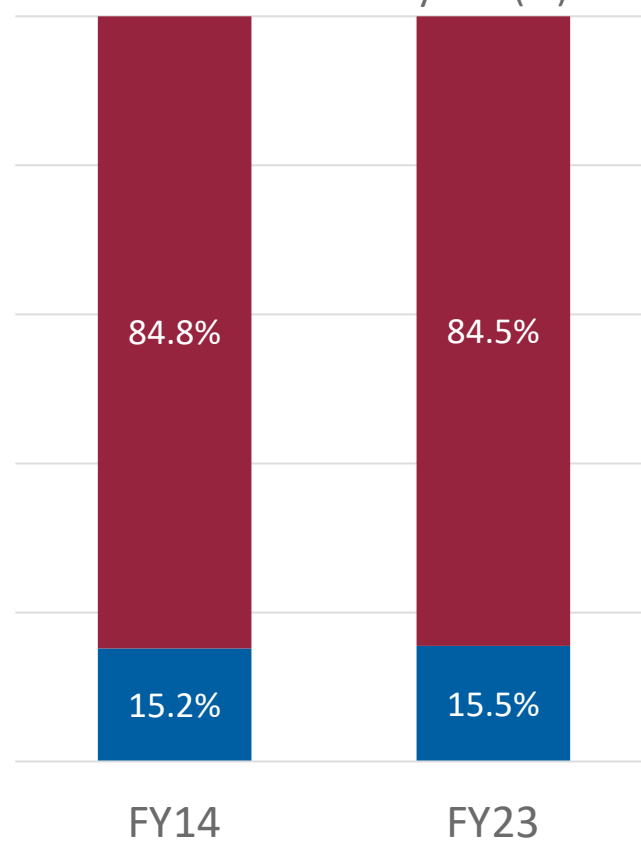
	FY14	FY23
55+	4.1%	6.3%
45-55	14.9%	11.4%
35-44	24.0%	32.4%
25-34	39.8%	38.0%
18-24	16.6%	11.9%

New Admissions by Sex (%)

	FY14	FY23
Male	84.8%	84.5%
Female	15.2%	15.5%

New Admissions by Race (%)

	FY14	FY23
White	25.2%	23.4%
Native American	7.6%	11.7%
Hispanic	59.4%	60.6%
Black/AA	6.8%	3.9%
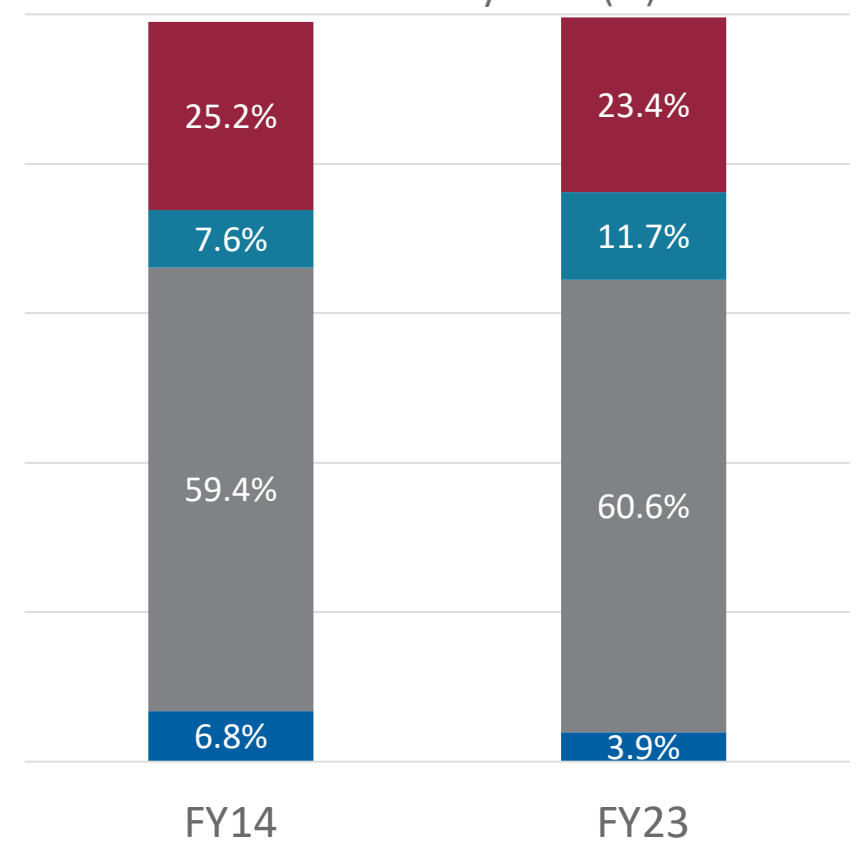
Parole Violation Admissions

NMCD
Admissions

# Data Note Reminder – Parole Violation Admissions

- Parole violation admissions include those associated with absconding, technical violations, and new pending charges.
  - We will be breaking the parole admissions down by these types in upcoming presentations.
- The current analysis will look at parole violation admissions by underlying conviction.
  - Data on crime category, degree, and description reflect the most serious offense <u>associated with the underlying conviction and corresponding prison admission and *not* offenses committed while on parole.</u>

# Parole Violation Admissions Peaked in FY16, Then Dropped by 46% by FY23

Parole Violation Admissions per Fiscal Year, FY14-FY23 (n)

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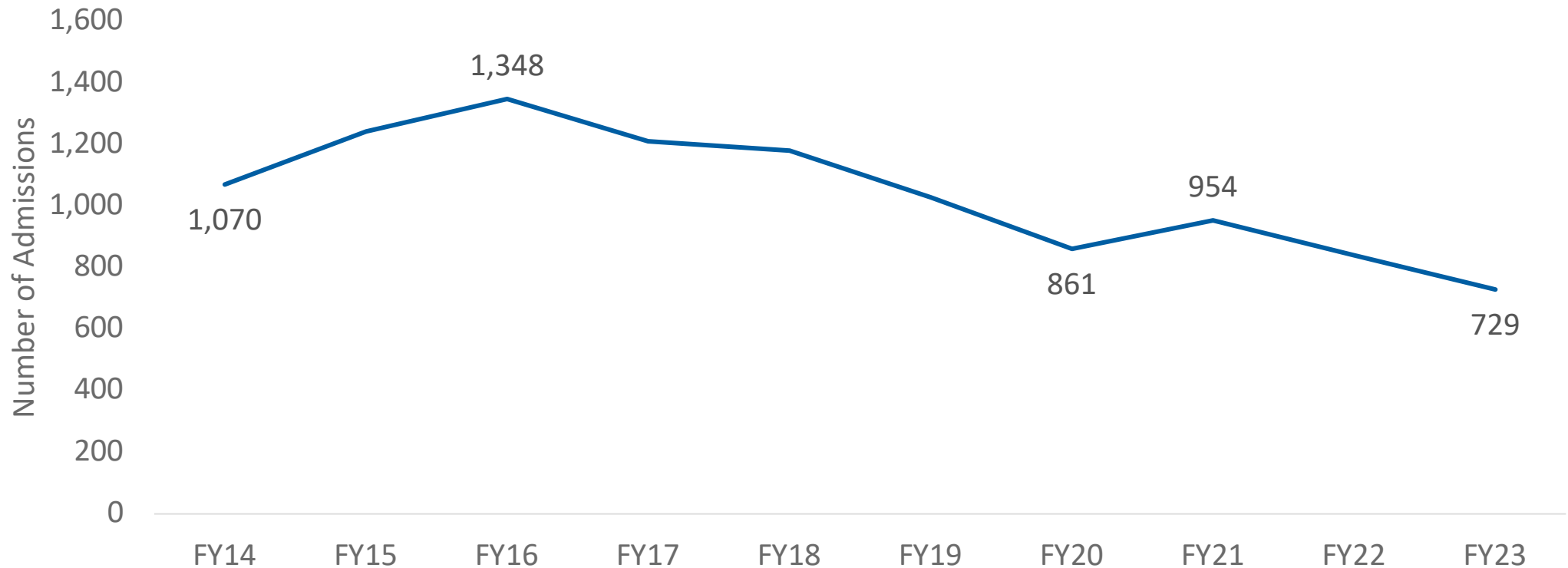
Majority of Parole Violation Admissions Have Underlying Violent Offenses Across All Years

Parole Violation Admissions by Underlying Crime Category per Fiscal Year, FY14-FY23 (n)

Crime and Justice Institute at CRJ | cjinstitute.org
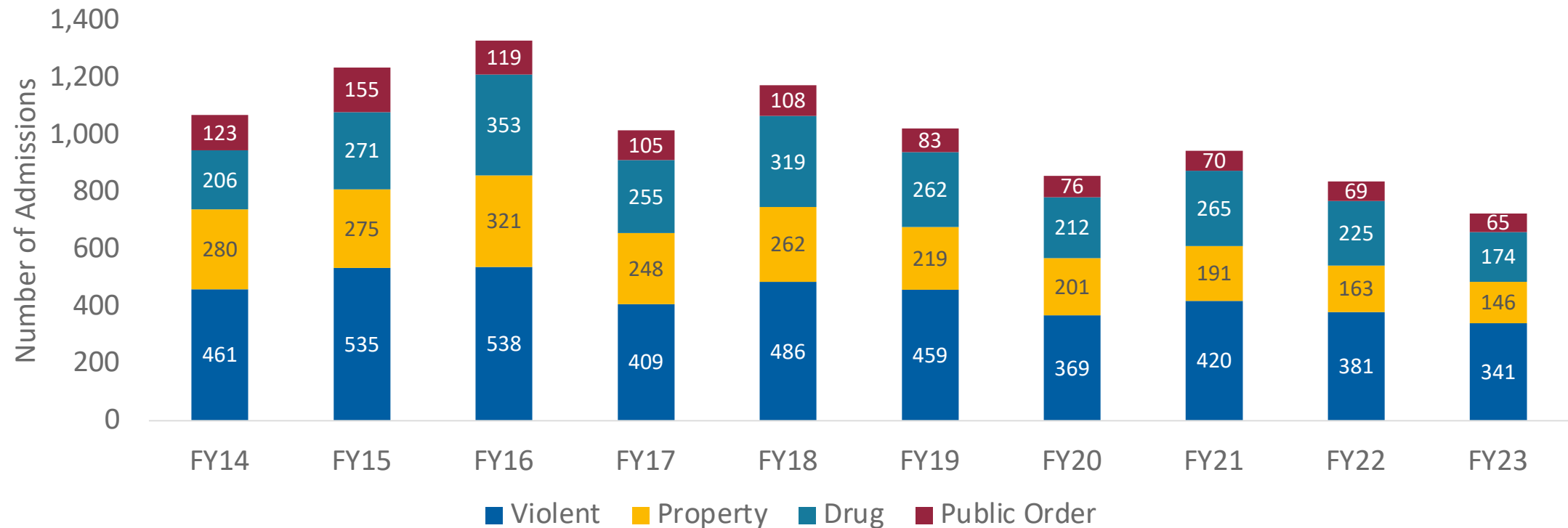
Proportion of Underlying Convictions for Violent and Drug Offenses in Parole Violation Admissions Increased

Crime Categories for Parole Violation Admissions, FY14 (%)
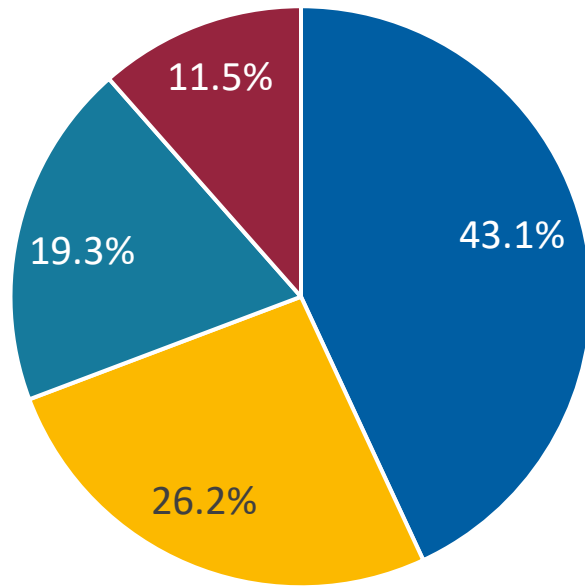
Crime Categories for Parole Violation Admissions, FY23 (%)
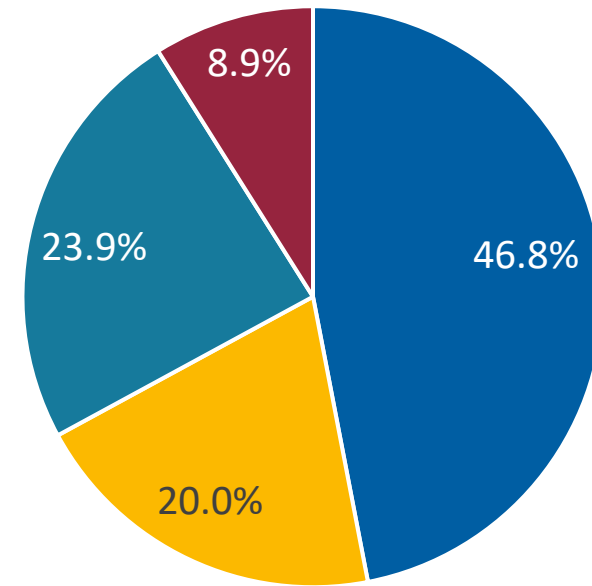
3/5 of the Most Common Underlying Violent Offenses for Parole Violation Admissions are 3rd or 4th Degree Felonies

Most Common Underlying Violent Offenses, Parole Violation Admissions FY23 (n=341)

Offense	Percentage
Armed Robbery w/Deadly Weapon - 1st Offense	10%
Child Abuse No GBH/Death - 1st Offense	9%
Agg. Battery w/Deadly Weapon or GBH/Death	7%
Battery on a Peace Officer	7%
Kidnapping	5%

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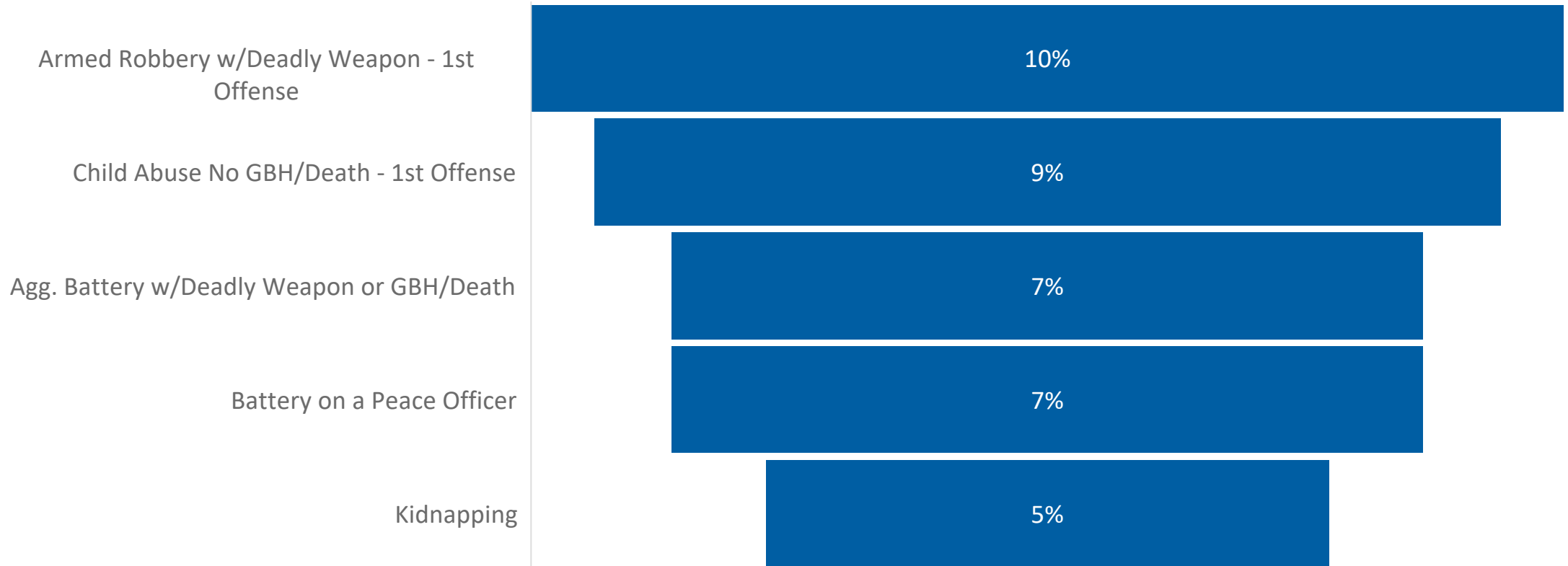
Possession Most Common Underlying Offense Among Drug Offenses for Parole Violation Admissions

Most Common Underlying Drug Offenses, Parole Violation Admissions FY23 (n=174)

Offense	Percentage
Poss. of Controlled Substance - Felony	55%
Traffick. of Controlled Substance - Poss. w/Intent to Dist.	25%
Poss./Use Drug Paraphernalia	9%
Traffick. of Controlled Substance - 1st Offense	6%
Att. Traffick. of Controlled Substance - 1st Offense	1%

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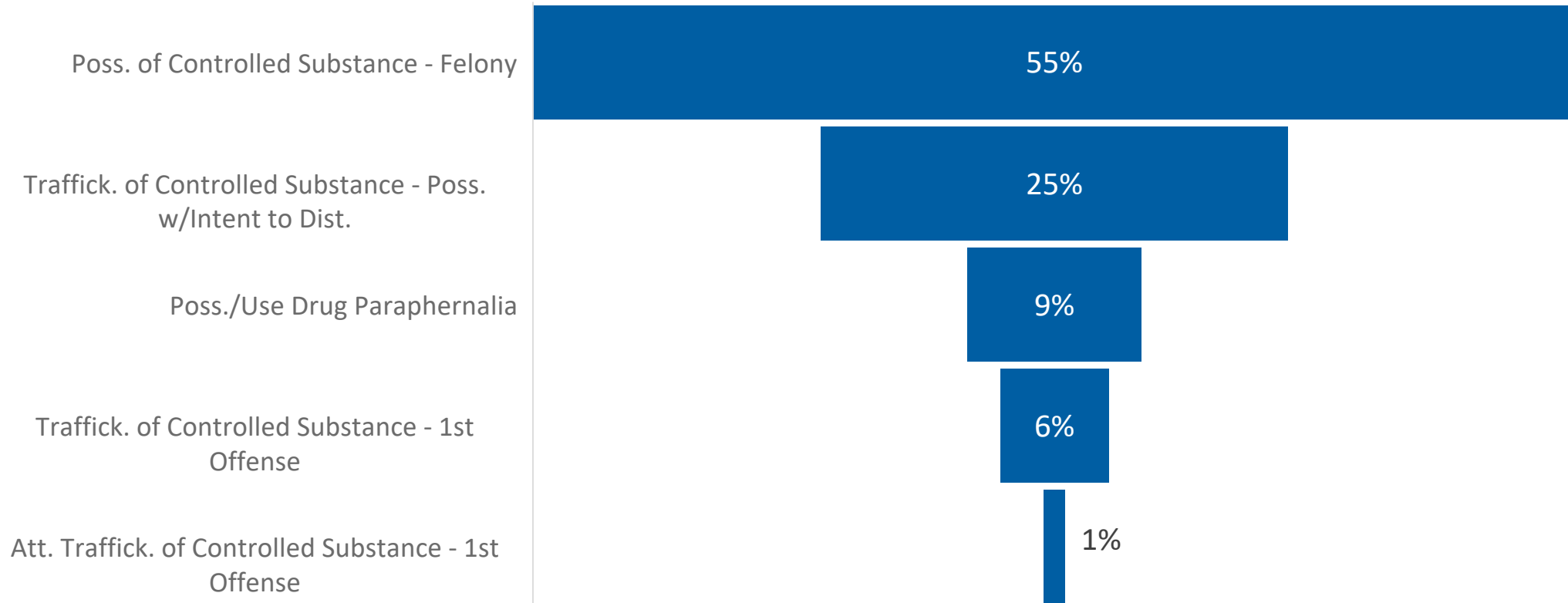
Number of Parole Violation Admissions Decrease for all Underlying Crime Classes

Parole Violation Admissions by Underlying Crime Degree per Fiscal Year, FY14-FY23 (n)

Number of Admissions

	Misdemeanor	4th Degree	3rd Degree	2nd Degree	1st Degree	Capital
FY14	57	343	449	203	15	2
FY15	65	470	445	243	11	0
FY16	69	538	434	275	16	0
FY17	61	416	340	196	12	0
FY18	76	458	369	263	8	0
FY19	51	408	319	232	13	1
FY20	28	232	165	132	2	0
FY21	54	366	277	238	12	2
FY22	33	328	247	213	12	5
FY23	27	277	228	180	11	1

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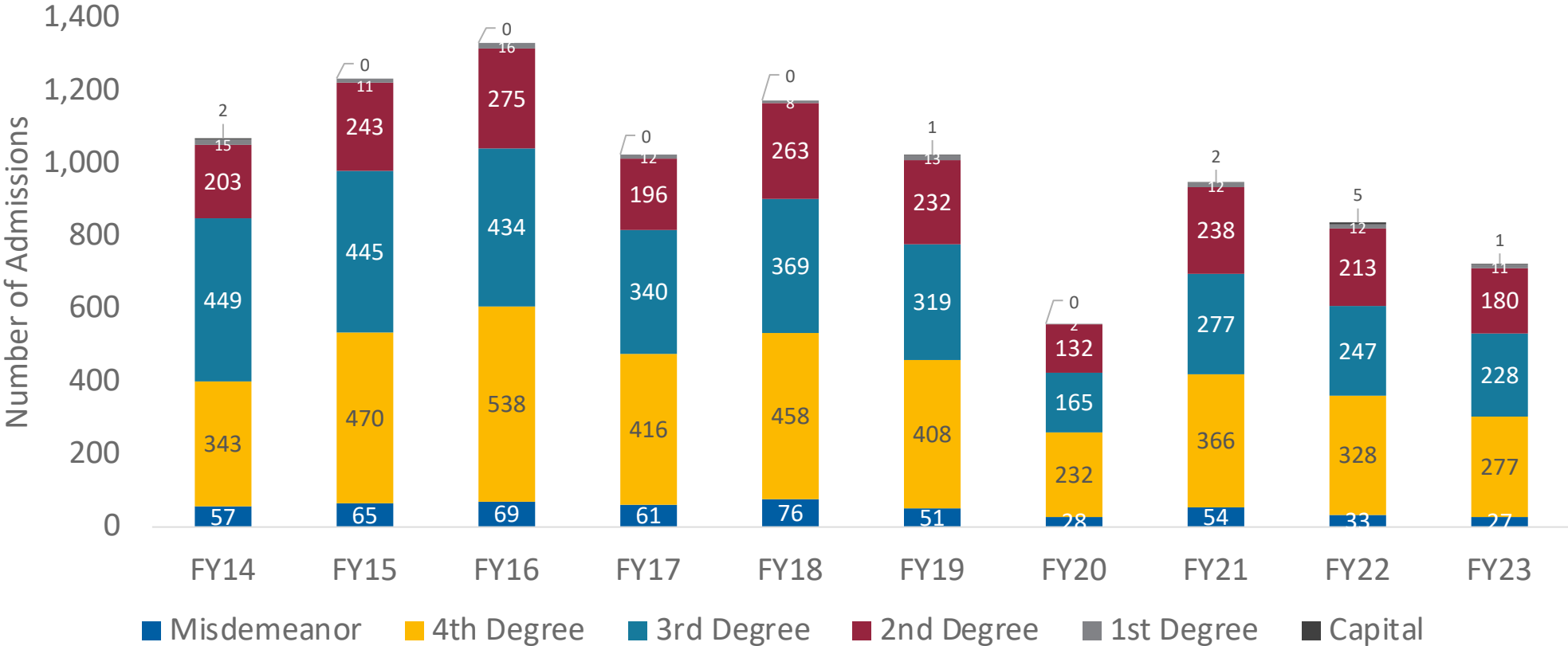
Proportion of Underlying 2nd and 4th Degree Felonies Increased Among Parole Violation Admissions

Underlying Charge Degree for Parole Violation Admissions, FY14 (%)
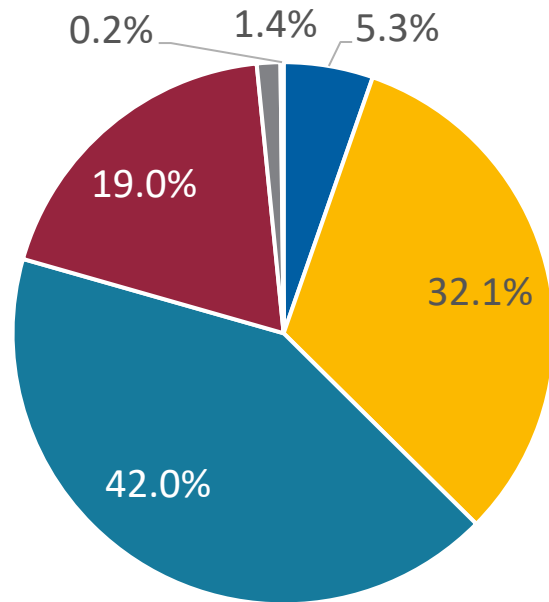
Underlying Charge Degree for Parole Violation Admissions, FY23 (%)

Crime and Justice Institute at CRJ | cjinstitute.org
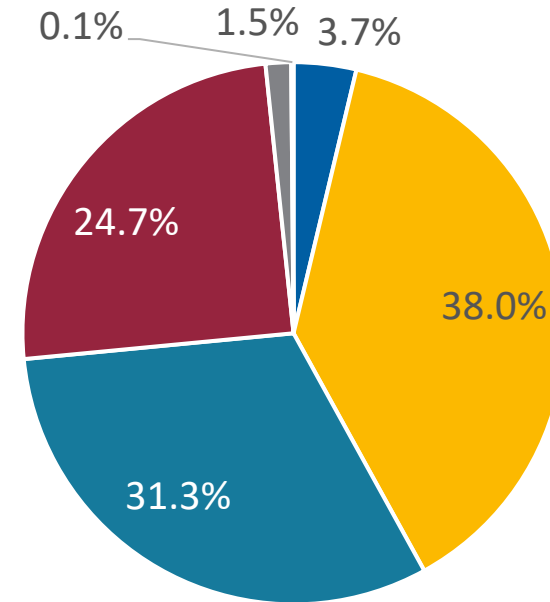
Drug Possession Most Common Underlying 4th Degree Felony for Parole Violation Admissions

Most Common Underlying 4th Degree Felonies, Parole Violation Admissions, FY23 (n=277)

Offense	Percent
Poss. of Controlled Substance - Felony	34%
Battery on Peace Officer	9%
Rec./Trans./Poss. Firearm or Destr. Device by Felon	7%
Burglary - Non Residential	5%
Agg. Assault with Deadly Weapon	5%
Larceny when Property > $500 & <$2500	5%

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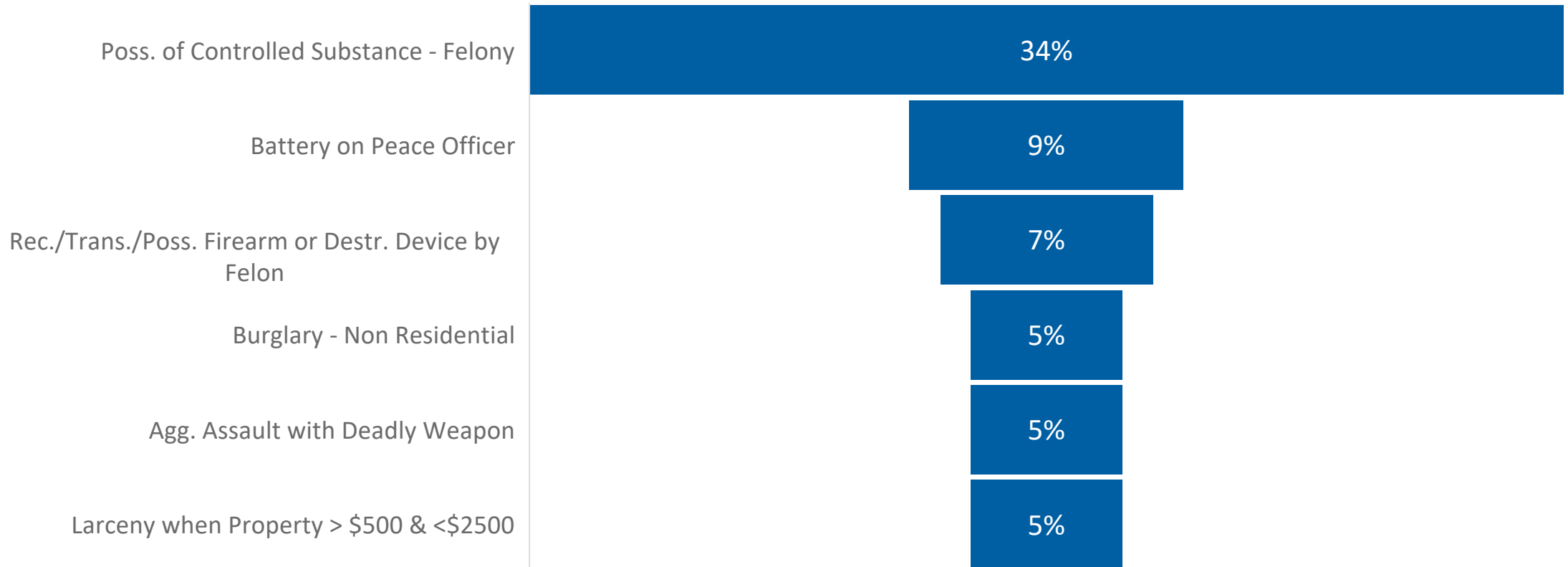
Trafficking Most Common Underlying 2nd Degree Felony for Parole Violation Admissions
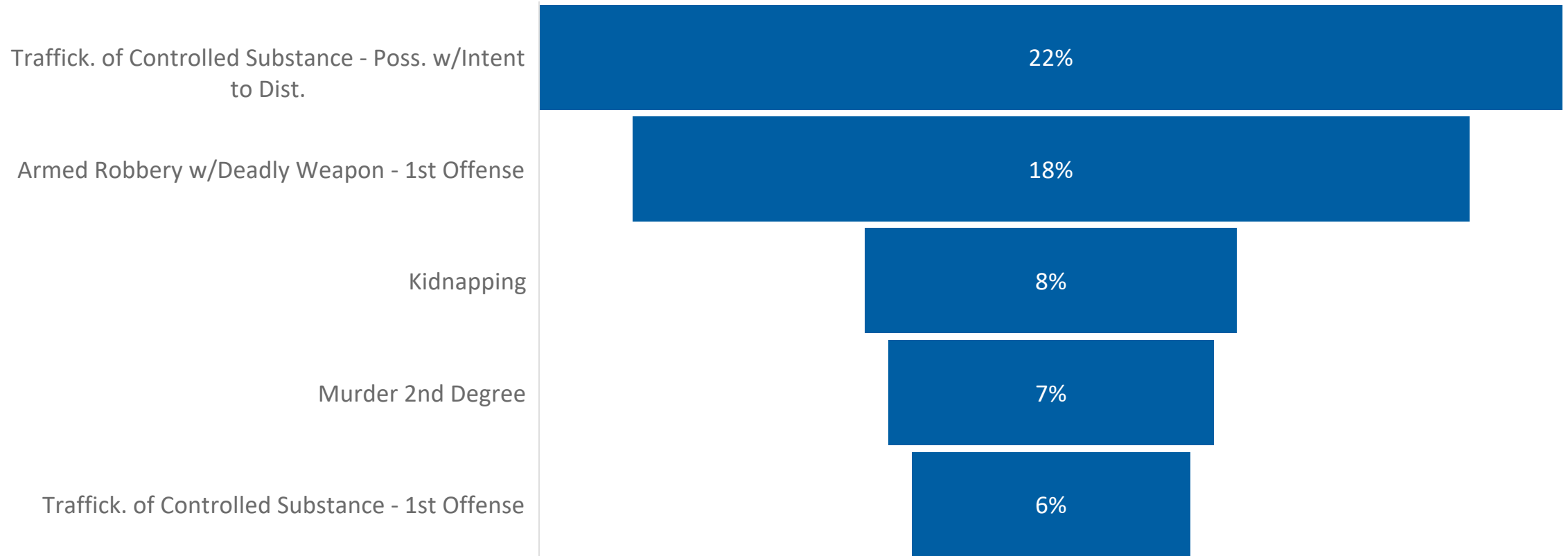
Justice Reinvestment Initiative

Most Common Underlying 2nd Degree Felonies, Parole Violation Admissions FY23 (n=180)

Offense	Percentage
Traffick. of Controlled Substance - Poss. w/Intent to Dist.	22%
Armed Robbery w/Deadly Weapon - 1st Offense	18%
Kidnapping	8%
Murder 2nd Degree	7%
Traffick. of Controlled Substance - 1st Offense	6%

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Demographics of Parole Violation Admissions

Admissions by Age (%)

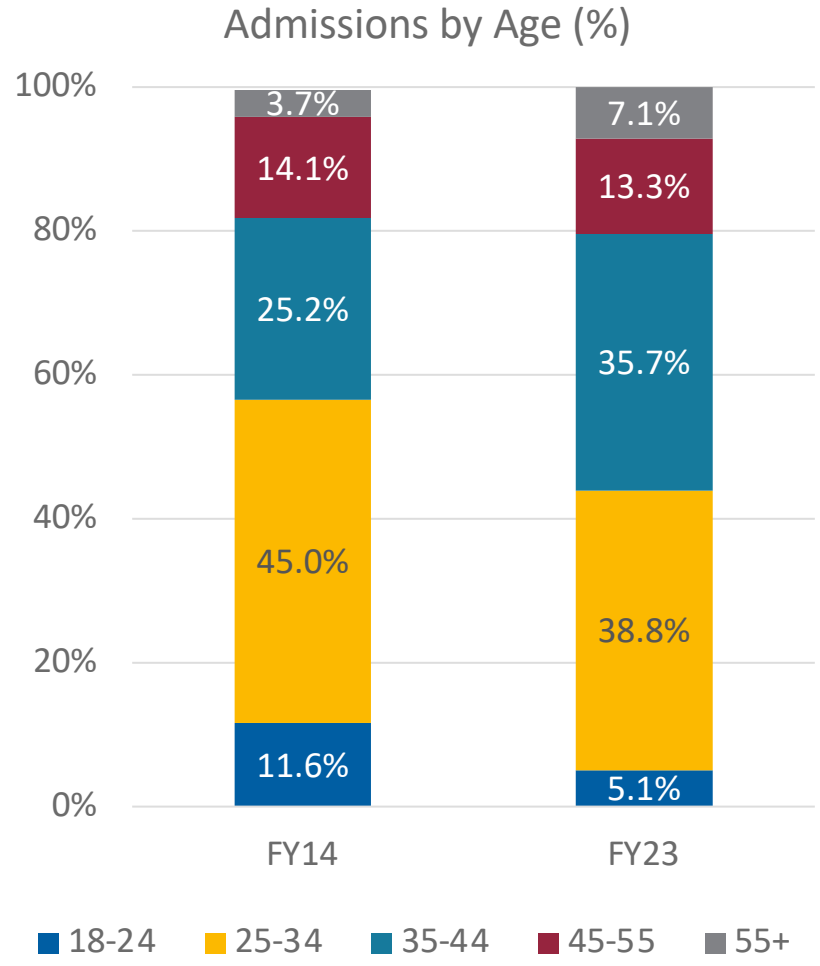|	FY14	FY23
55+	3.7%	7.1%
45-55	14.1%	13.3%
35-44	25.2%	35.7%
25-34	45.0%	38.8%
18-24	11.6%	5.1%

Admissions by Sex (%)

	FY14	FY23
Male	88.3%	87.7%
Female	11.7%	12.3%

Admissions by Race (%)

	FY14	FY23
White	19.7%	20.7%
Native American	11.6%	10.3%
Hispanic	60.7%	63.1%
Black/AA	7.8%	5.1%

■ 18-24 ■ 25-34 ■ 35-44 ■ 45-55 ■ 55+

■ Female ■ Male

■ Black/AA ■ Hispanic ■ Native American ■ White
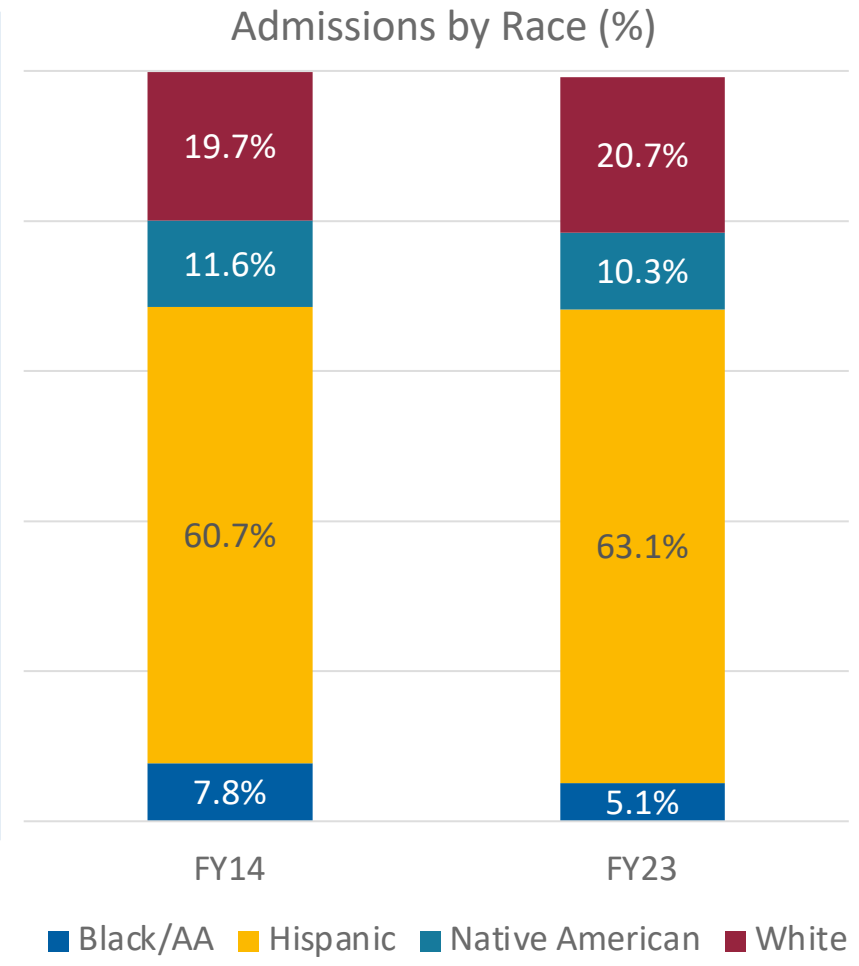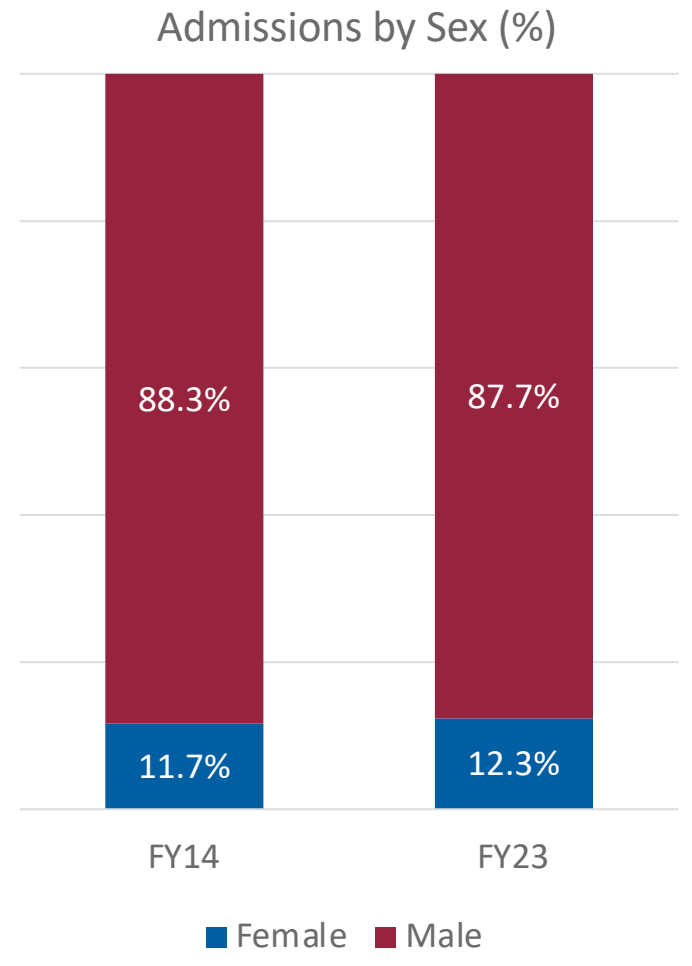
NMCD Admissions

Prison Readmissions

Among Individuals Admitted as New Admissions in FY23

Justice Reinvestment Initiative

Over Half of Prison Admissions in FY23 had a Prior Prison Admission in Past Decade

Percent of FY23 Total Admissions by
Number of Previous Admissions (%)

- None
- One
- Two
- Three
- Four or More

46%
28%
15%
7%
4%
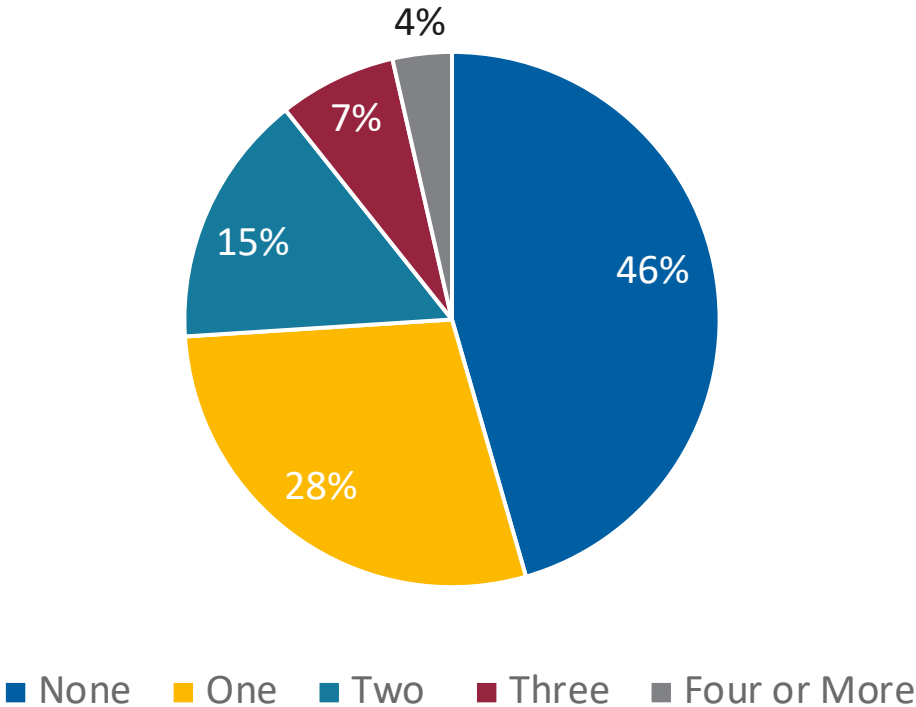
One-third of New Admissions Had a Prior Prison Admission Over Past Decade

Percent of FY23 Admissions by Number of Previous Admission - New Admissions Only (%)

67%

33%

15%

12%

4%

2%

■ None
■ One or More

■ One
■ Two
■ Three
■ Four or More
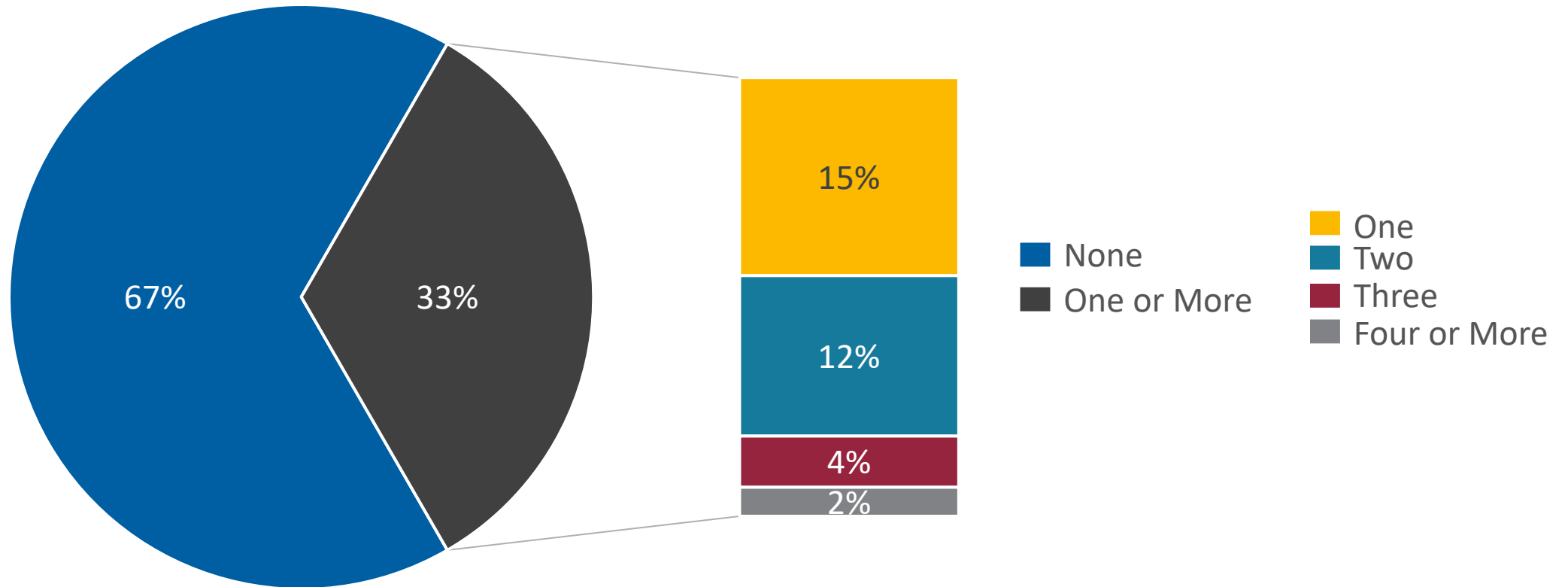
New Admissions with no Priors Admitted for More Violent Offenses; Readmissions for More Drug Offenses

Crime Categories for FY23 New Admissions, No Prior Admissions v. Readmissions (%)

No Prior Admissions
- Public Order: 11.1%
- Drug: 22.2%
- Property: 14.6%
- Violent: 52.1%

Readmissions
- Public Order: 11.5%
- Drug: 30.7%
- Property: 13.9%
- Violent: 43.9%

Percent of Admissions

Legend: Violent — Property — Drug — Public Order

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Justice Reinvestment Initiative

Crime Degree for FY23 New Admissions, No Prior Admissions v. Readmissions (%)

No Prior Admissions
- 2.0% (1st Degree Capital)
- 3.0% (1st Degree Felony)
- 24.9% (2nd Degree Felony)
- 28.5% (3rd Degree Felony)
- 37.9% (4th Degree Felony)
- 3.4% (Misdemeanor)

Readmissions
- 0.9% (1st Degree Capital)
- 2.9% (1st Degree Felony)
- 25.8% (2nd Degree Felony)
- 26.9% (3rd Degree Felony)
- 41.2% (4th Degree Felony)
- 2.4% (Misdemeanor)

Legend:
Misdemeanor | 4th Degree Felony | 3rd Degree Felony | 2nd Degree Felony | 1st Degree Felony | 1st Degree Capital
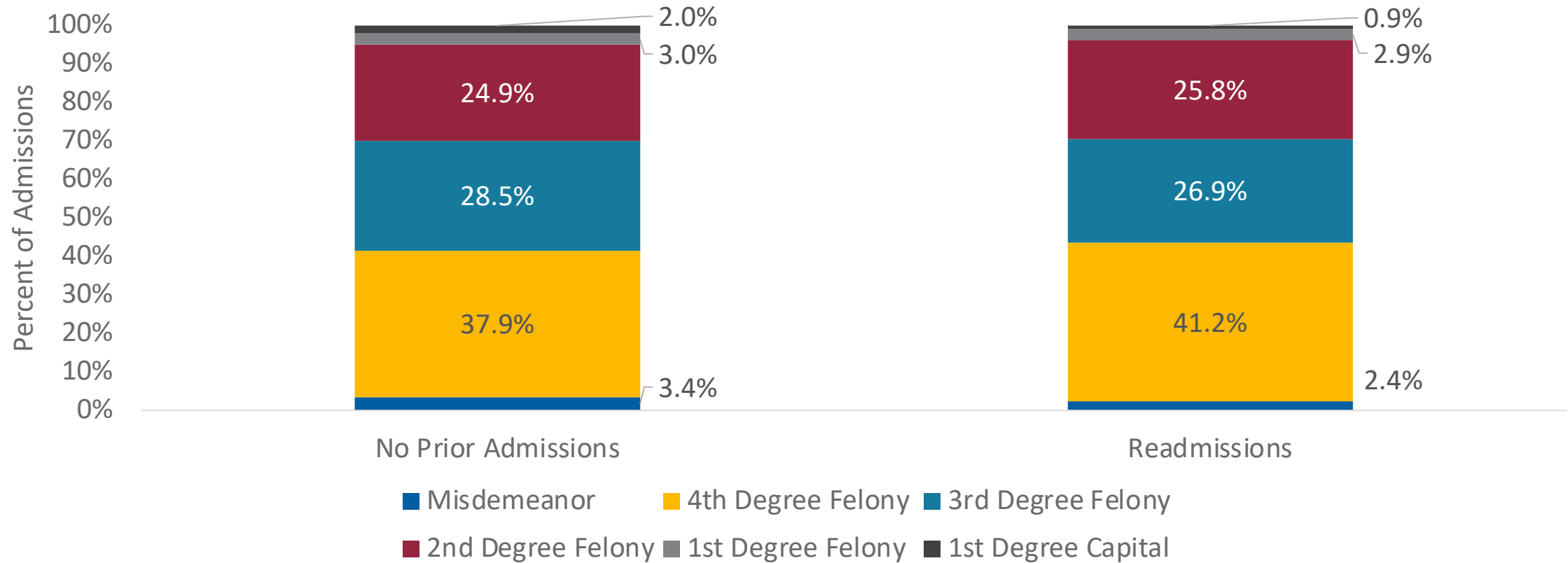
Demographics of FY23 New Admissions With no Priors Compared to Readmissions

FY23 New Admissions by Age (%)

	No Prior Admissions	Readmissions
55+	7.1%	4.9%
45-55	10.5%	13.2%
35-44	29.3%	39.4%
25-34	37.2%	39.2%
18-24	16.0%	3.3%

Legend: ■ 18-24 ■ 25-34 ■ 35-44 ■ 45-55 ■ 55+

FY23 New Admissions by Sex (%)

	No Prior Admissions	Readmissions
M	83.4%	87.9%
F	16.6%	12.1%

Legend: ■ F ■ M

FY23 New Admissions by Race (%)

	No Prior Admissions	Readmissions
White	24.2%	22.3%
Native American	14.0%	8.8%
Hispanic	56.9%	65.9%
Black/AA	4.4%	2.6%

Legend: ■ Black/AA ■ Hispanic ■ Native American ■ White

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NMCD Admissions Key Takeaways

Justice Reinvestment Initiative
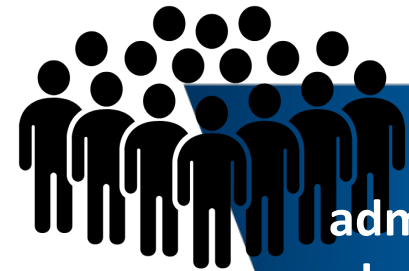
Overall admissions have decreased 42% since FY14

Decreases occurred among all crime categories, degrees, and admission types

Nearly two-thirds of FY23 total admissions were new admissions

Admissions are skewing older and are mostly male

Violent offenses and 4th degrees were the most common admissions

Drug offenses and 2nd degrees also saw increases

Poss. of Controlled Subst. is top drug offense and 4th degree across both admission types

Majority of top 5 violent offenses are 3rd-4th degrees

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Justice Reinvestment Initiative

Administrative

Judgement & Sentence paperwork from judicial districts is not standardized

Diagnostic

A lack of information available at intake makes diagnosing an individuals' behavioral health needs challenging

Assessment

Classification officers are responsible for ensuring assessments are administered and that the J&S is accurate prior to housing determination

Summary Key Takeaways

Front-end Summary Key Takeaways

Violent crime rate continues to be higher than the national rate, but top arrests in 2018 and 2023 are consistently for low-level crimes in every region across New Mexico

As call volume increases, limited law enforcement resources contribute to lower arrest rates as officers respond to higher frequency of calls with high behavioral health needs
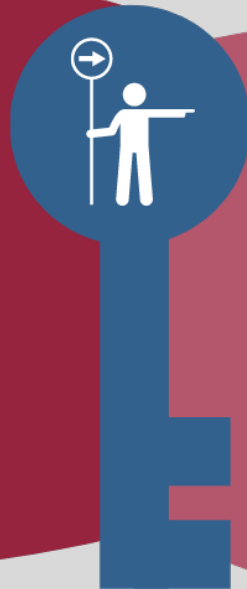
Alternatives to arrest & detention for individuals in crisis are inconsistent across the state and lack steady funding and infrastructure – creating substantial gap in continuum of care

Court Case Filing Summary Key Takeaways
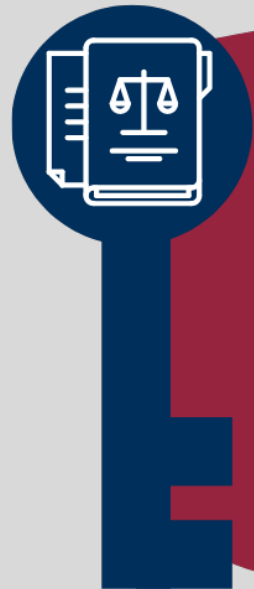
Criminal case filings drop 21% since 2018; Increases begin to spike again in 2022, consistent with post-Covid catch-up reported by JD's

Limited diversion options available prior to a case being filed, and those that do exist have many conditions

Violent criminal charges and 4th degree felonies most common offenses filed, many would not be eligible for specialty programs

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NMCD Admissions Summary Key Takeaways

Justice Reinvestment Initiative

**Prison admissions decreased 42% since FY 2014;
Nearly half of new admissions were for non-violent offenses**

Proportion of admissions for violent and drug offenses is increasing. Possession is most common drug offense in 2023
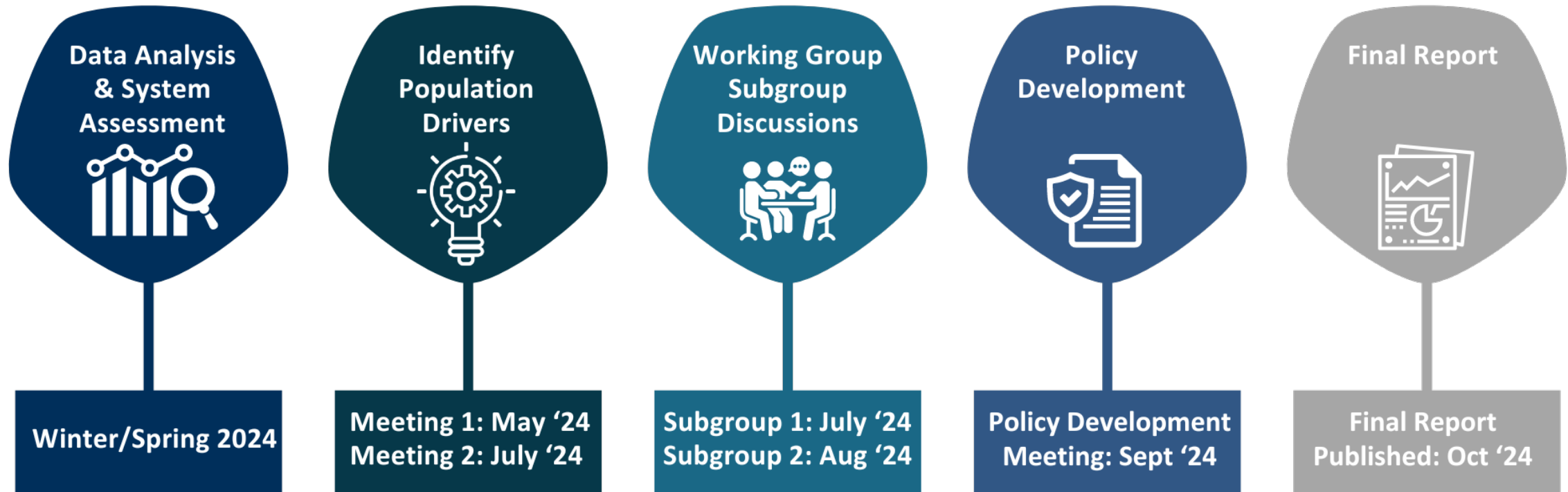
One third of new admissions had prior admission over the last decade and were primarily 4th degree felonies
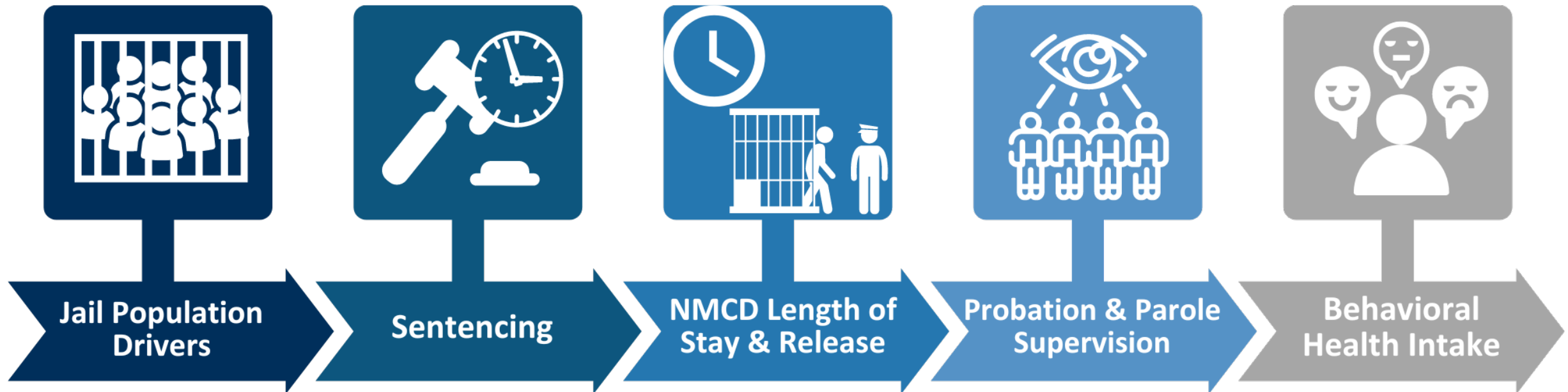
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Working Group Engagement Refresher

Data Analysis & System Assessment

Winter/Spring 2024

Identify Population Drivers

Meeting 1: May '24
Meeting 2: July '24

Working Group Subgroup Discussions

Subgroup 1: July '24
Subgroup 2: Aug '24

Policy Development

Policy Development Meeting: Sept '24

Final Report

Final Report Published: Oct '24

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Presentation #2

Jail Population Drivers → Sentencing → NMCD Length of Stay & Release → Probation & Parole Supervision → Behavioral Health Intake

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Next Steps for the Working Group

Next Presentation Meeting Date in July

Working Group Chairmanship

Working Group Name

Outstanding Questions

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Thank You

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