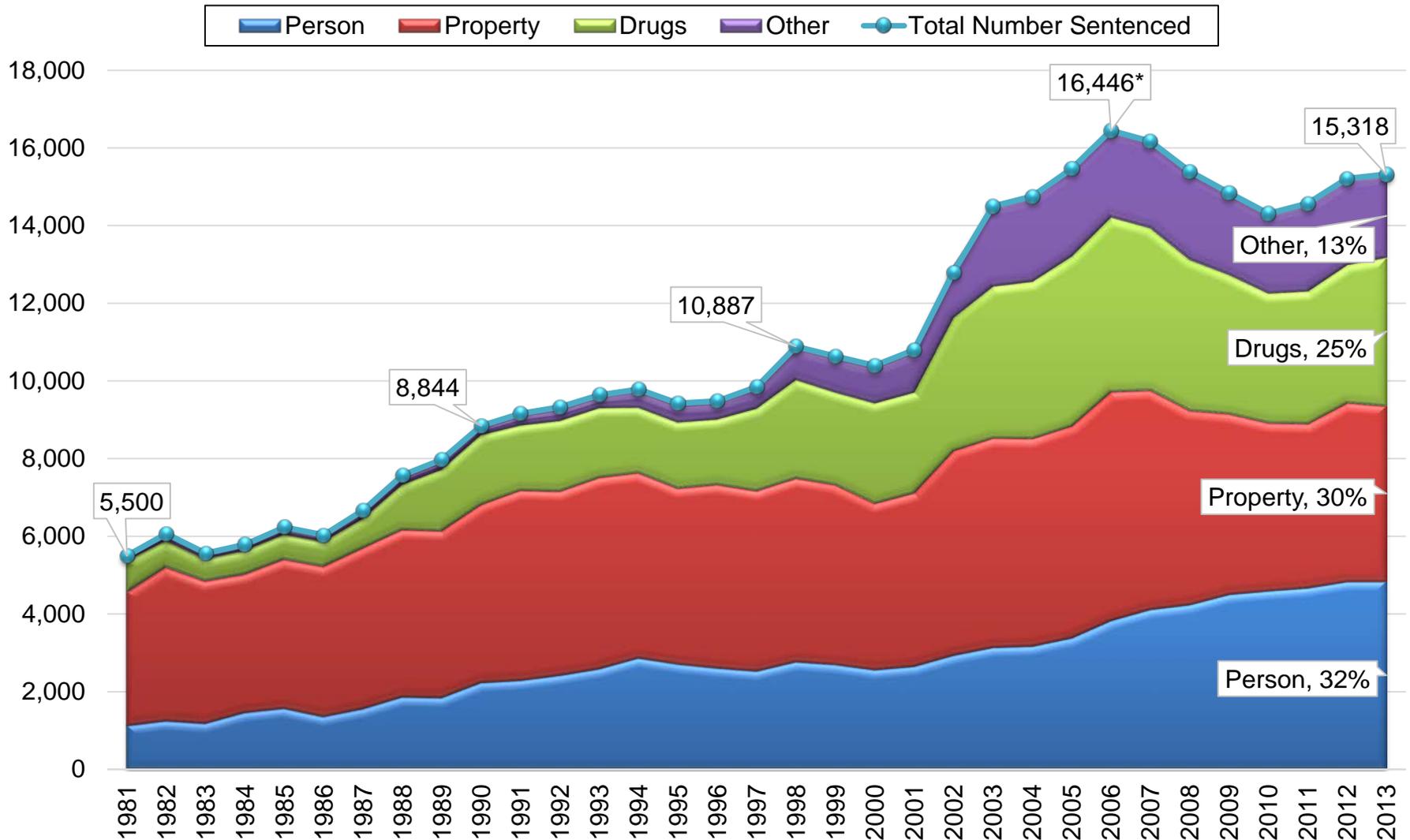

SENTENCING PRACTICES DATA SUMMARY (2013 MONITORING DATA)

Minnesota Sentencing Guidelines Commission Workshop

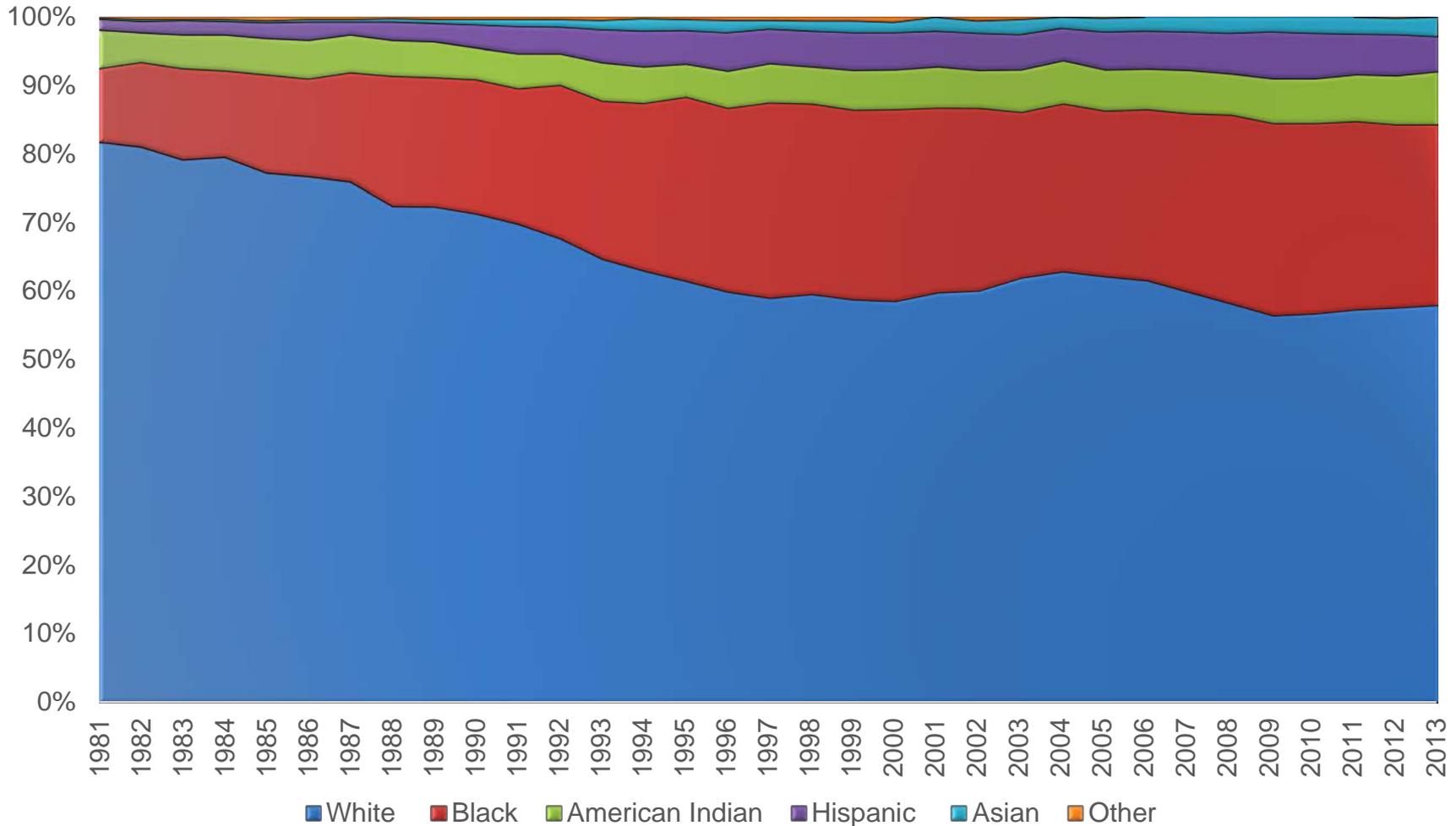
Research Staff: Kathleen Madland, Anne Wall and Jill Payne

June 18, 2015

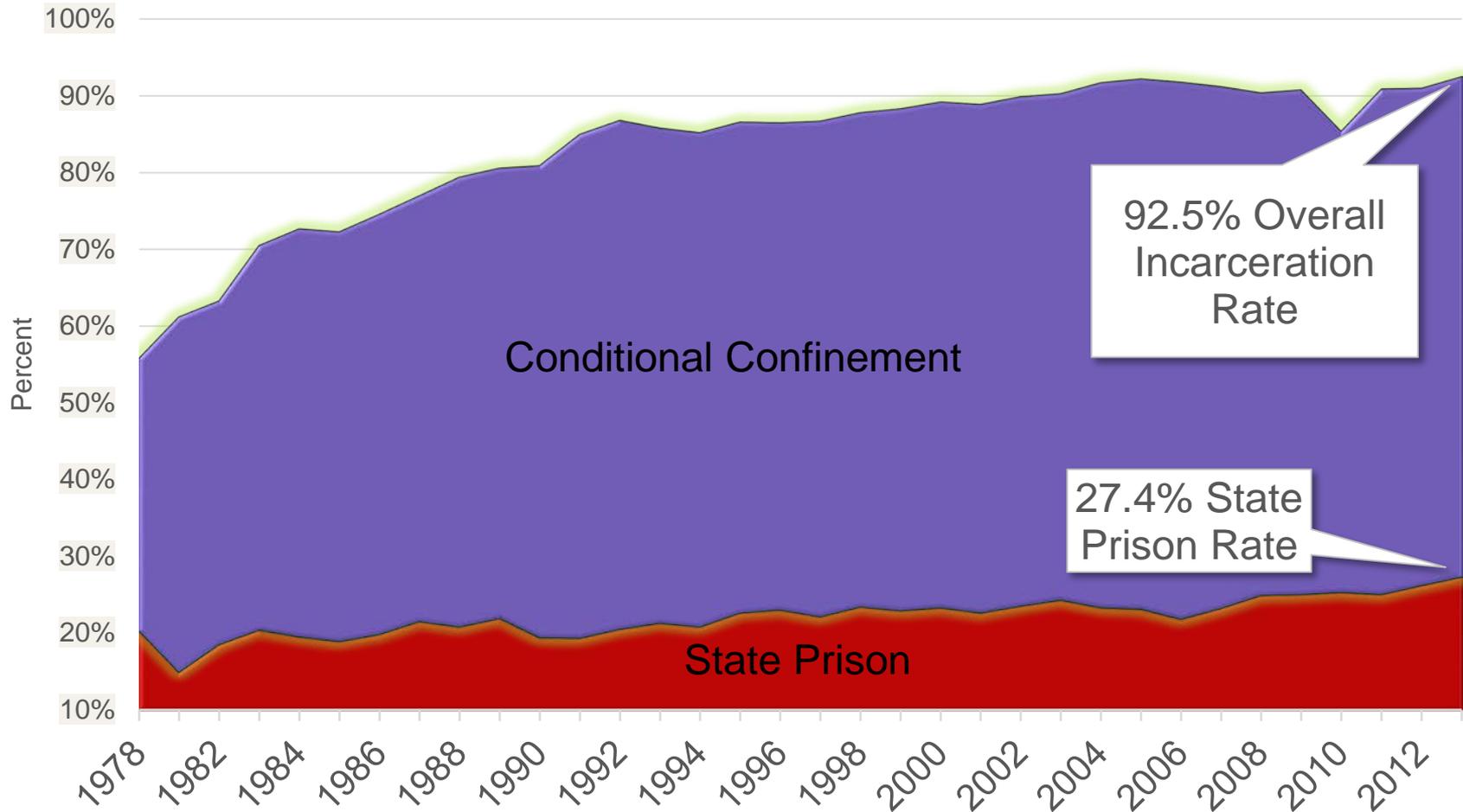
Number and Volume of Offenders Sentenced by Offense Type: 1981-2013



Distribution of Felony Offenders by Race: 1981-2013



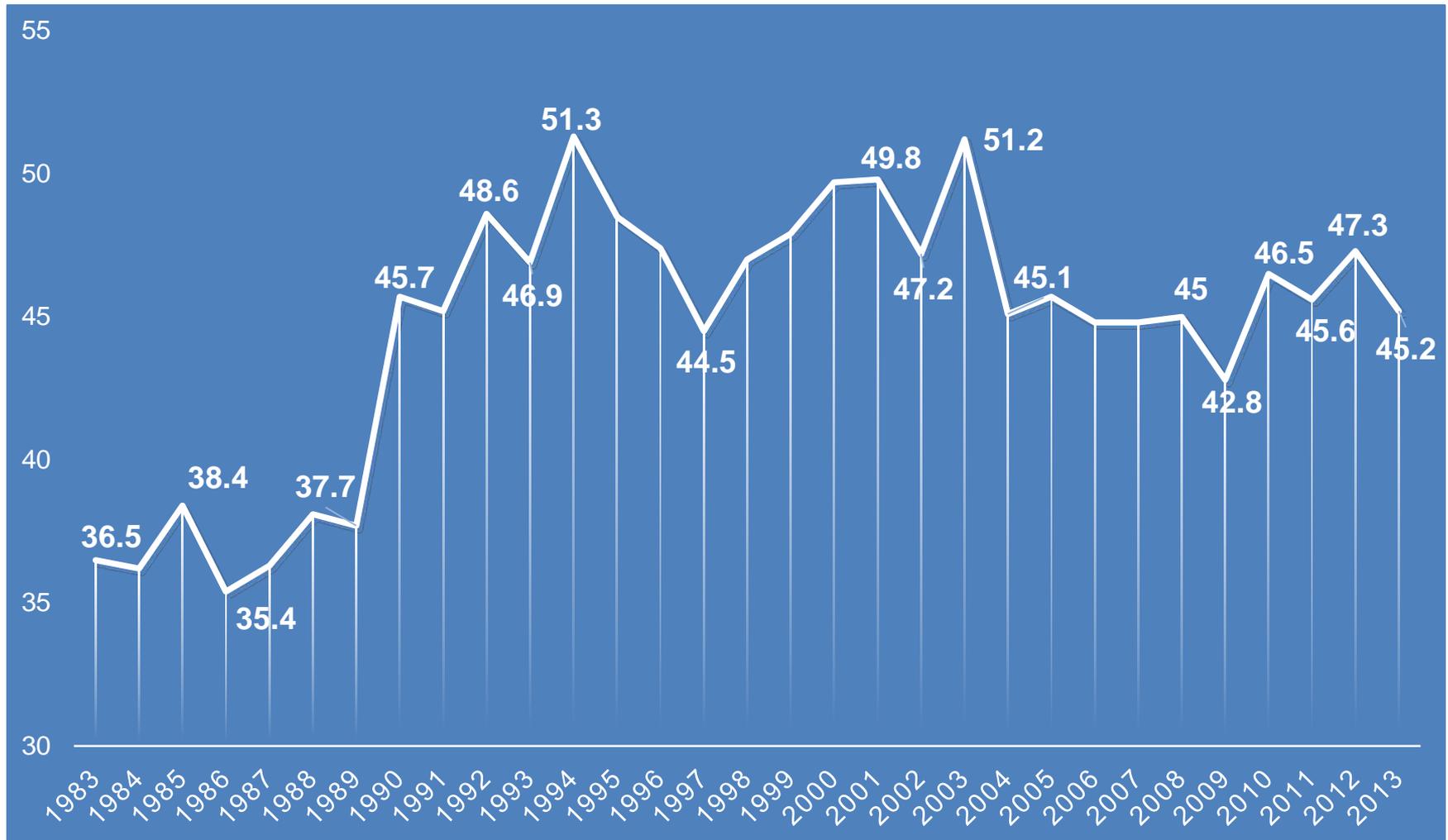
Overall Incarceration Rates: Felony Sentencings 1978, 1981-2013



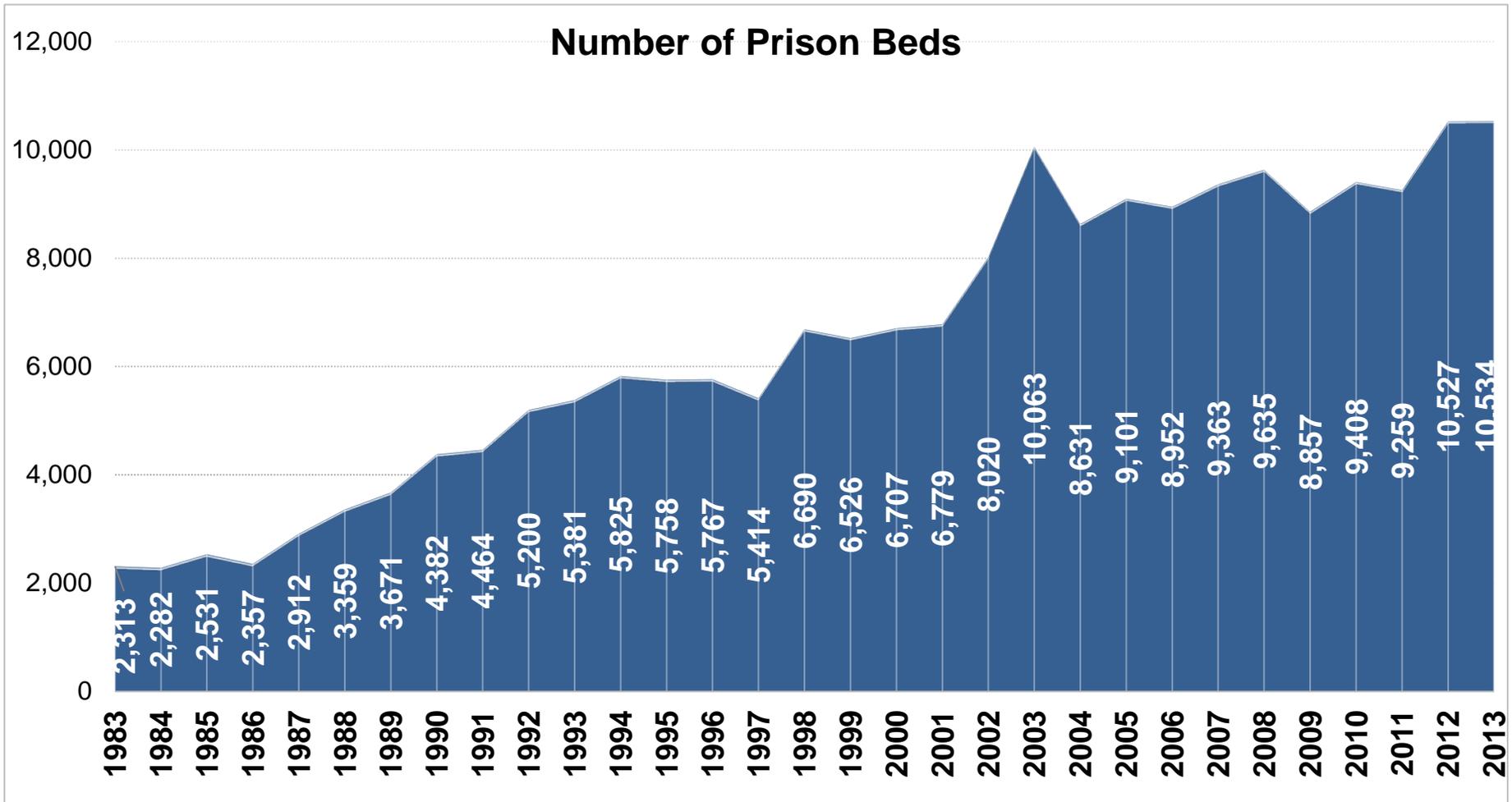
Total Incarceration Rates by Gender and Race

		Total Cases	Total Incarceration		Prison		Conditional Confinement	
Gender	Male	12,797	11,952	93.4%	3,875	30.3%	8,077	63.1%
	Female	2,521	2,220	88.1%	318	12.6%	1,902	75.4%
Race/ Ethnicity	White	8,884	8,110	91.3%	2,092	23.5%	6,018	67.7%
	Black	4,050	3,845	94.9%	1,398	34.5%	2,447	60.4%
	American Indian	1,177	1,078	91.6%	339	28.8%	739	62.8%
	Hispanic	780	731	93.7%	260	33.3%	471	60.4%
	Asian	426	407	95.5%	104	24.4%	303	71.1%
	Other/ Unknown	1	1	100.0%	0	0.0%	1	100.0%
Overall		15,318	14,712	92.5%	4,193	27.4%	9,979	65.1%

Avg. Pronounced Prison Sentence (in months)



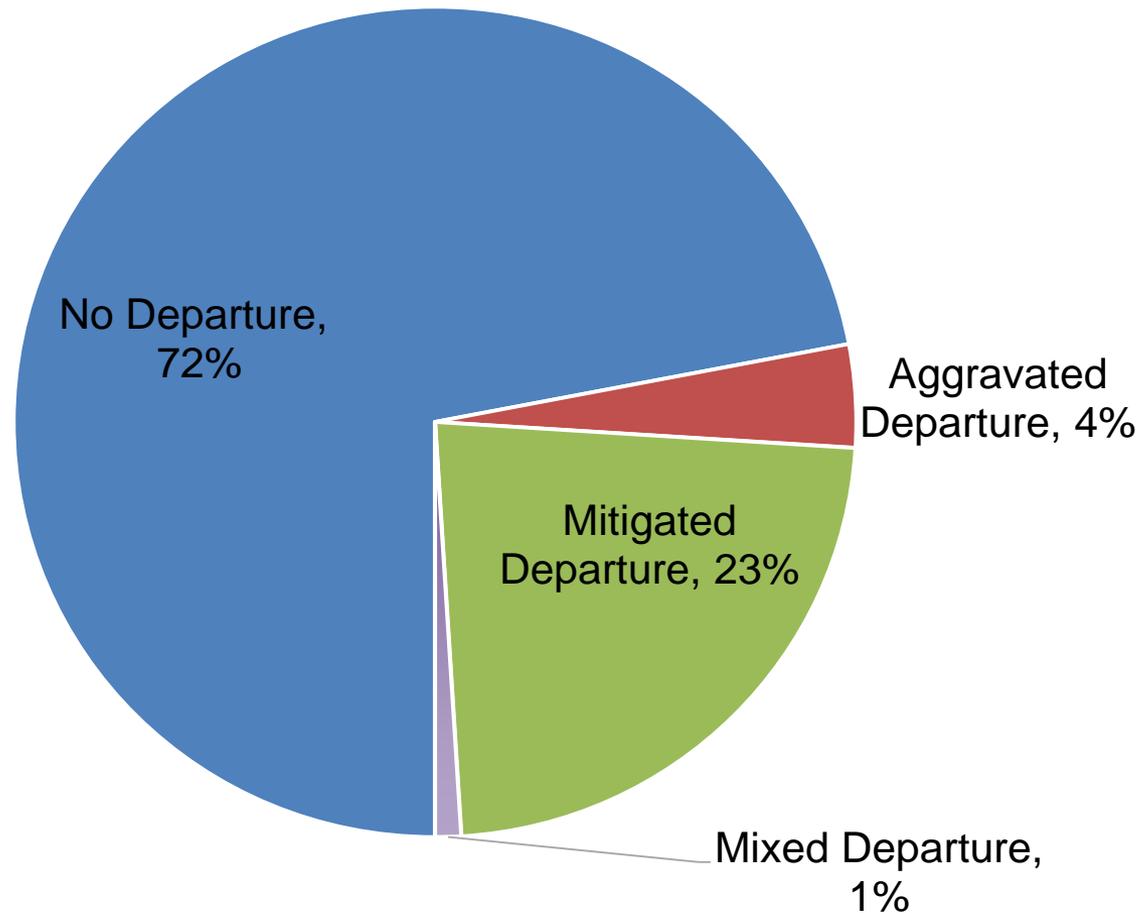
Estimated Prison Beds Needed For Offenders Sentenced: 1983-2013*



*Reflects initial prison sentences not prison population. Assumes service of 2/3 of the avg. prison sentence ÷ 12 mos. = prison beds. Includes life sentences.

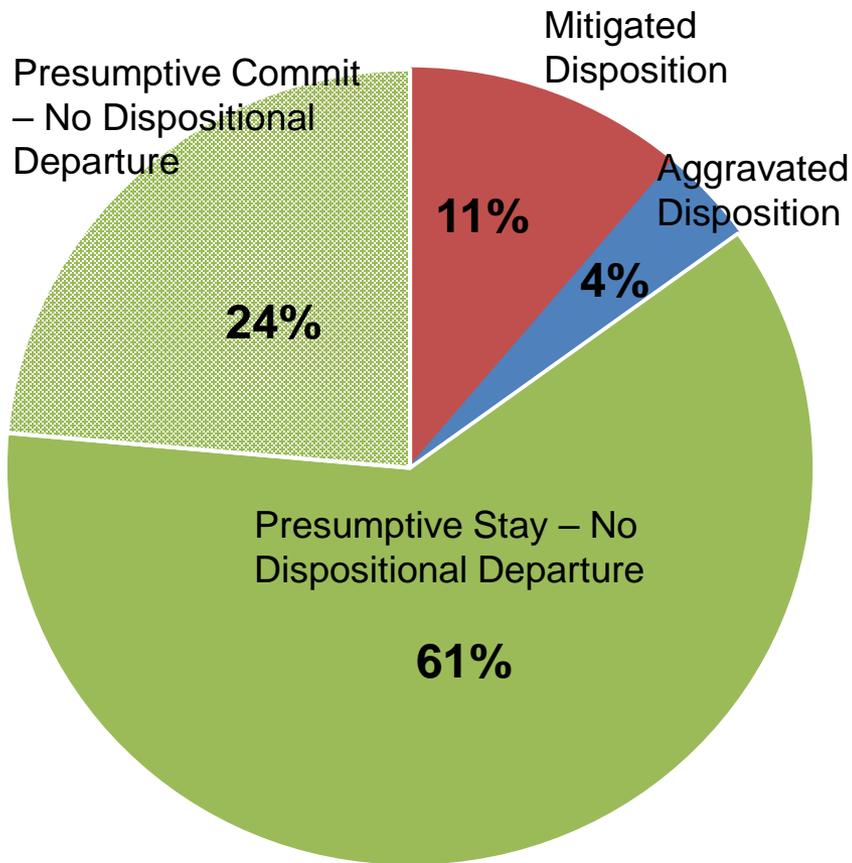
Overall Departure Rates

(Combined Dispositional and Durational)

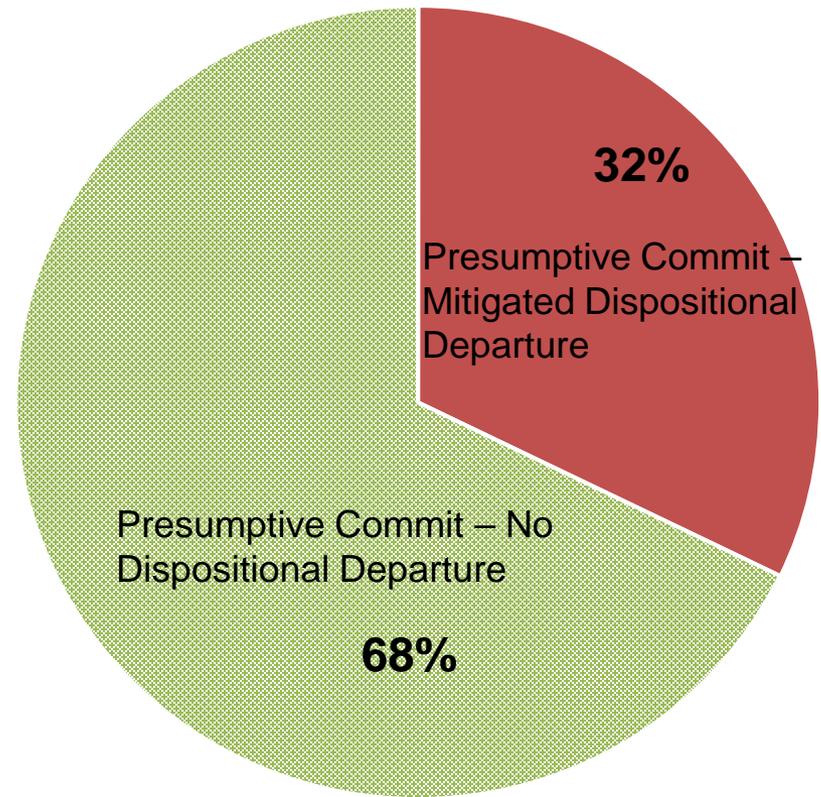


Dispositional Departure Rates

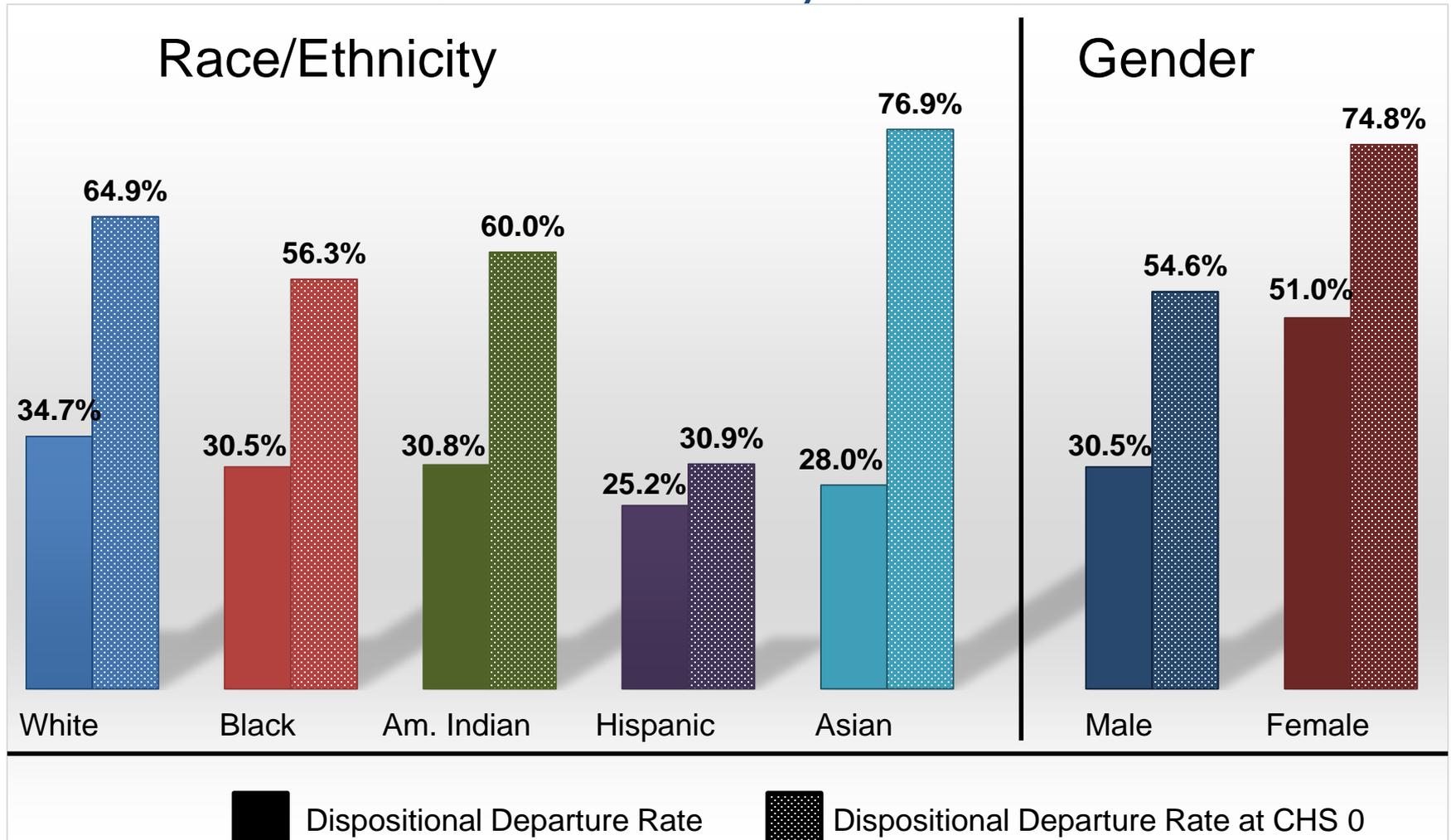
Dispositional Departure Rates:
All Cases



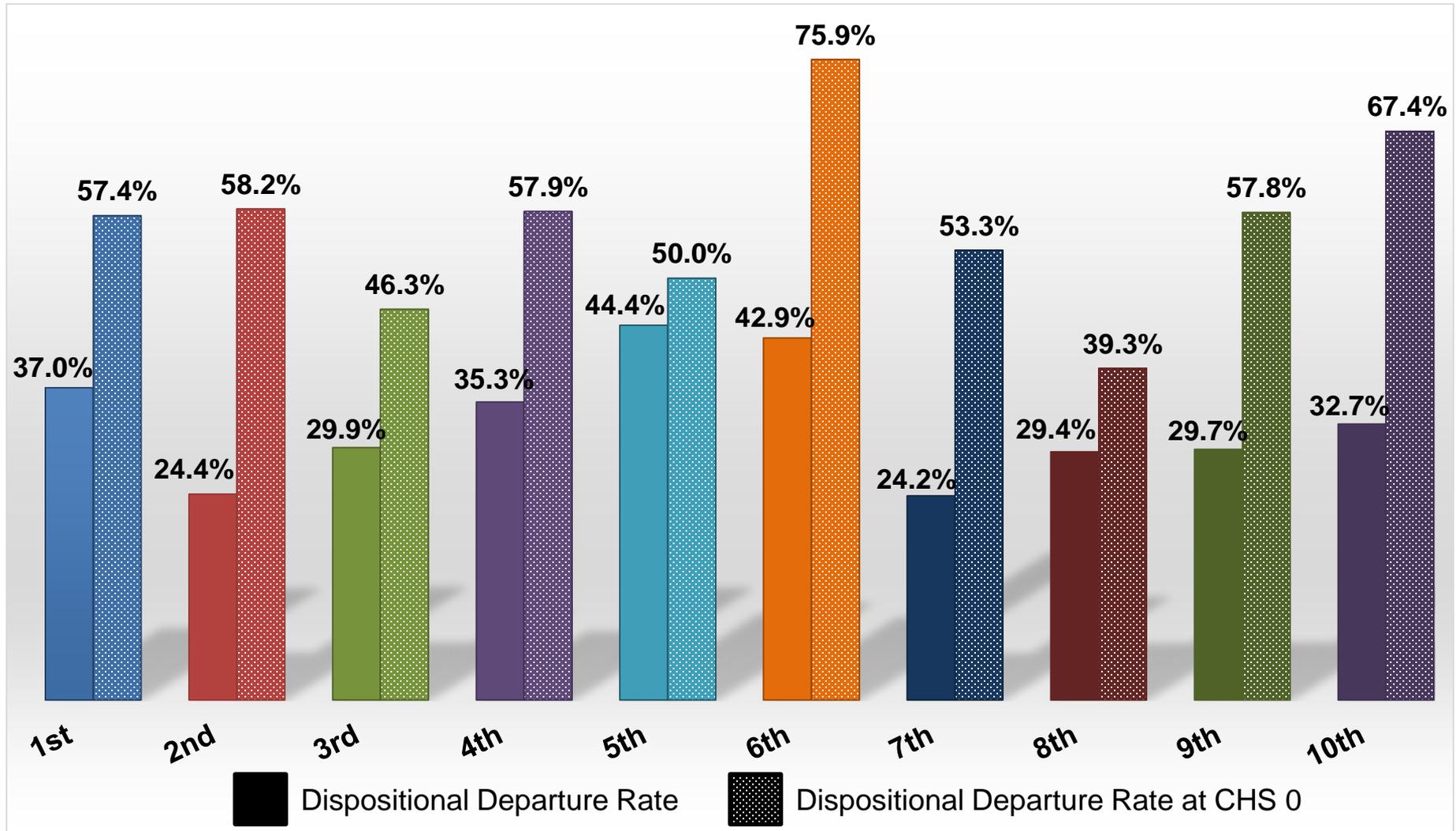
Dispositional Departure Rates:
Presumptive Commitments Only



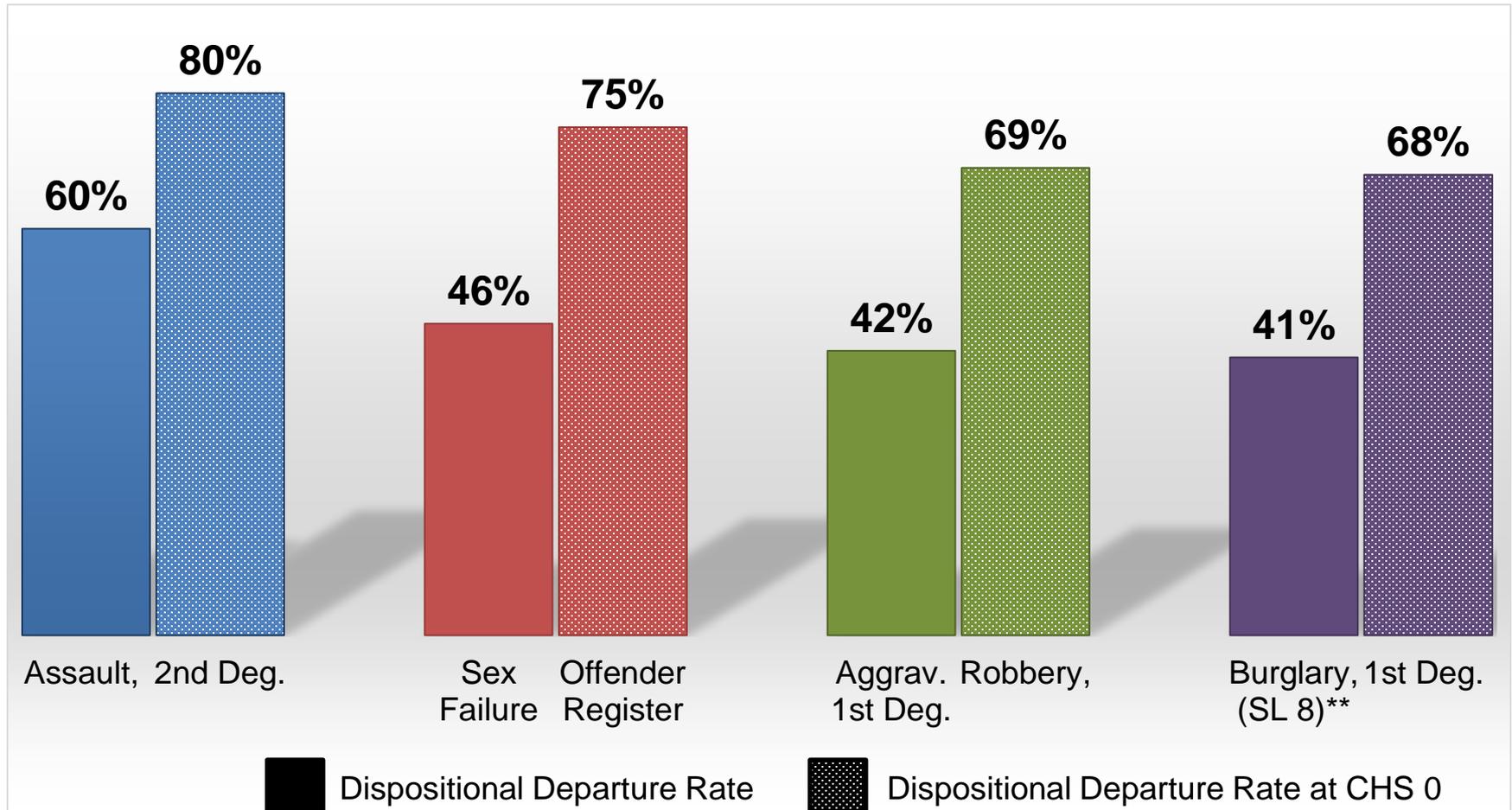
Dispositional Departure Rates for Presumptive Commitment Cases by Race and Gender: Criminal History Score 0



Dispositional Departure Rates for Presumptive Commitment Cases by Judicial District: Criminal History Score 0



High Mitigated Dispositional Departure Rates for Selected Offenses*



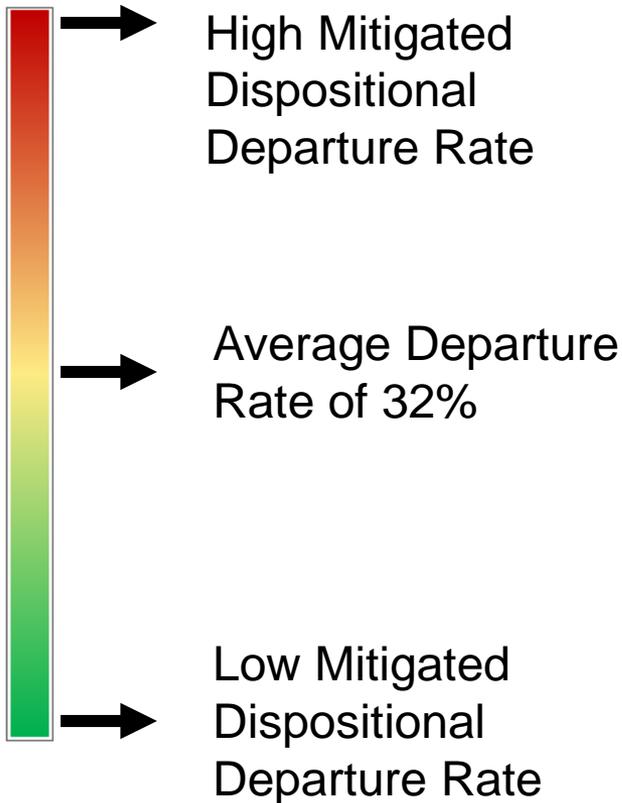
*Offenses that have 50 or more presumptive commitment cases and a mitigated dispositional departure rate over 40%.

** Burglary with assault or dangerous weapon.

Dispositional Departure Rates by Cell on Standard Grid

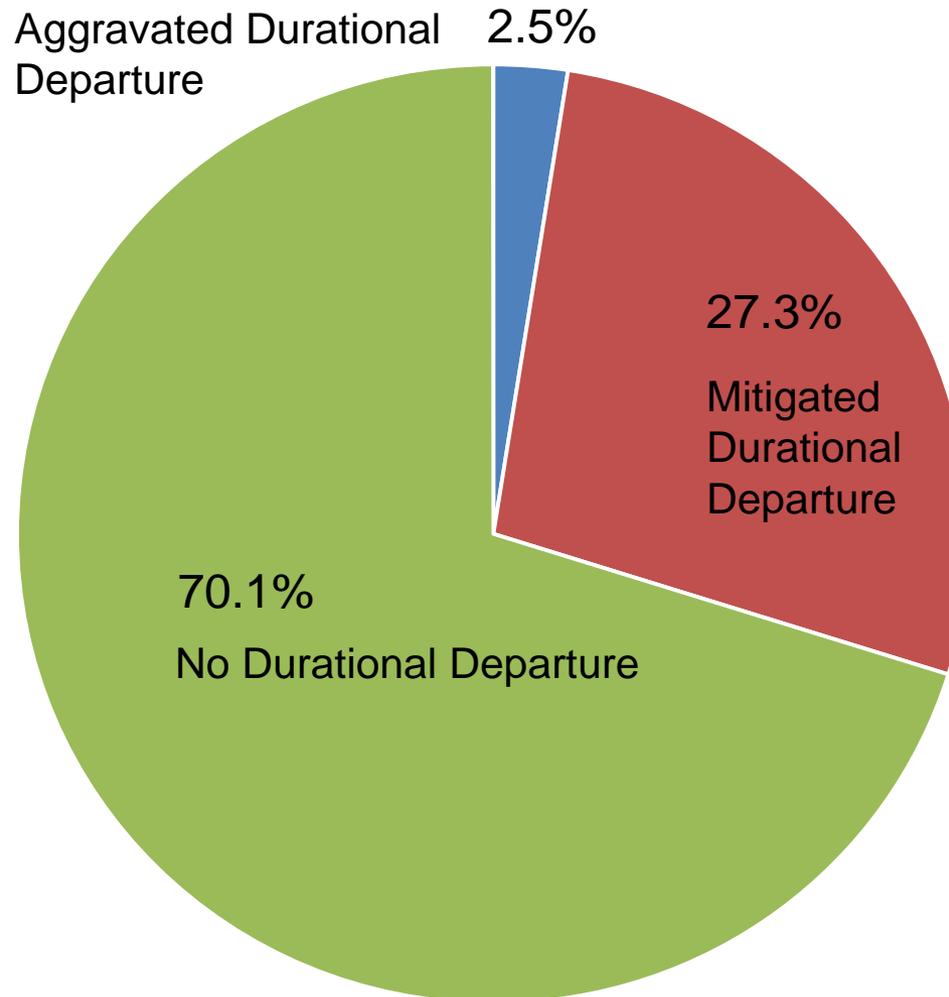
(Presumptive Commitments Only: Sentenced 2011-2013)

Departure Rate Color Scale

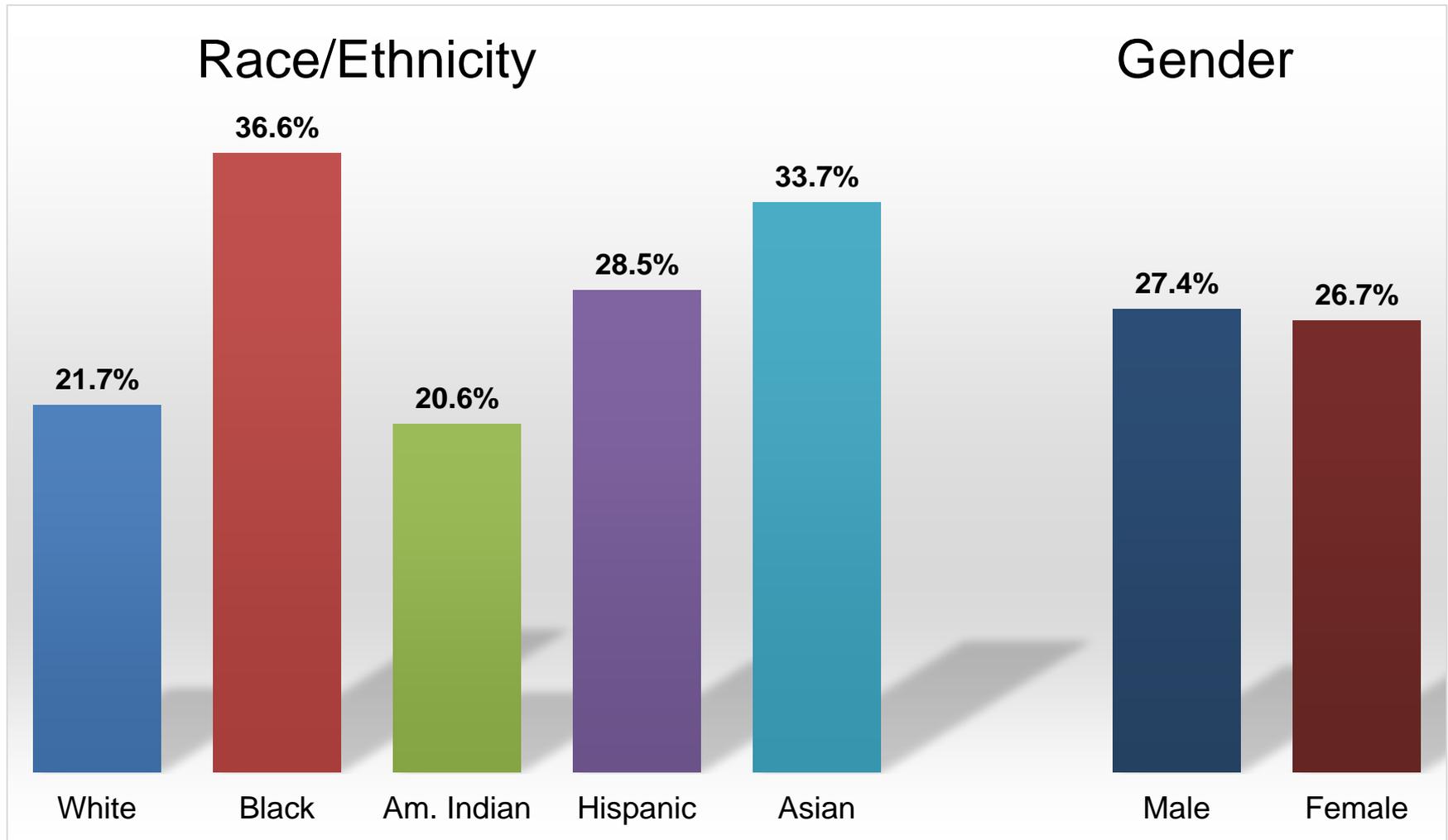


		CRIMINAL HISTORY SCORE						
		0	1	2	3	4	5	6+
SEVERITY LEVEL	11	2.3%						
	10	2.8%						
	9	48.4%	38.4%	20.0%	18.4%	8.6%	15.6%	12.2%
	8	62.3%	36.7%	23.8%	19.4%	12.9%	8.3%	9.2%
	7		70.0%	40.8%	40.9%	24.5%	27.6%	25.8%
	6	74.1%	51.1%	38.1%	27.6%	22.1%	18.1%	12.2%
	5				33.7%	31.8%	15.8%	13.6%
	4					37.2%	24.4%	20.9%
	3					39.8%	27.3%	16.0%
	2							28.9%
	1							25.5%

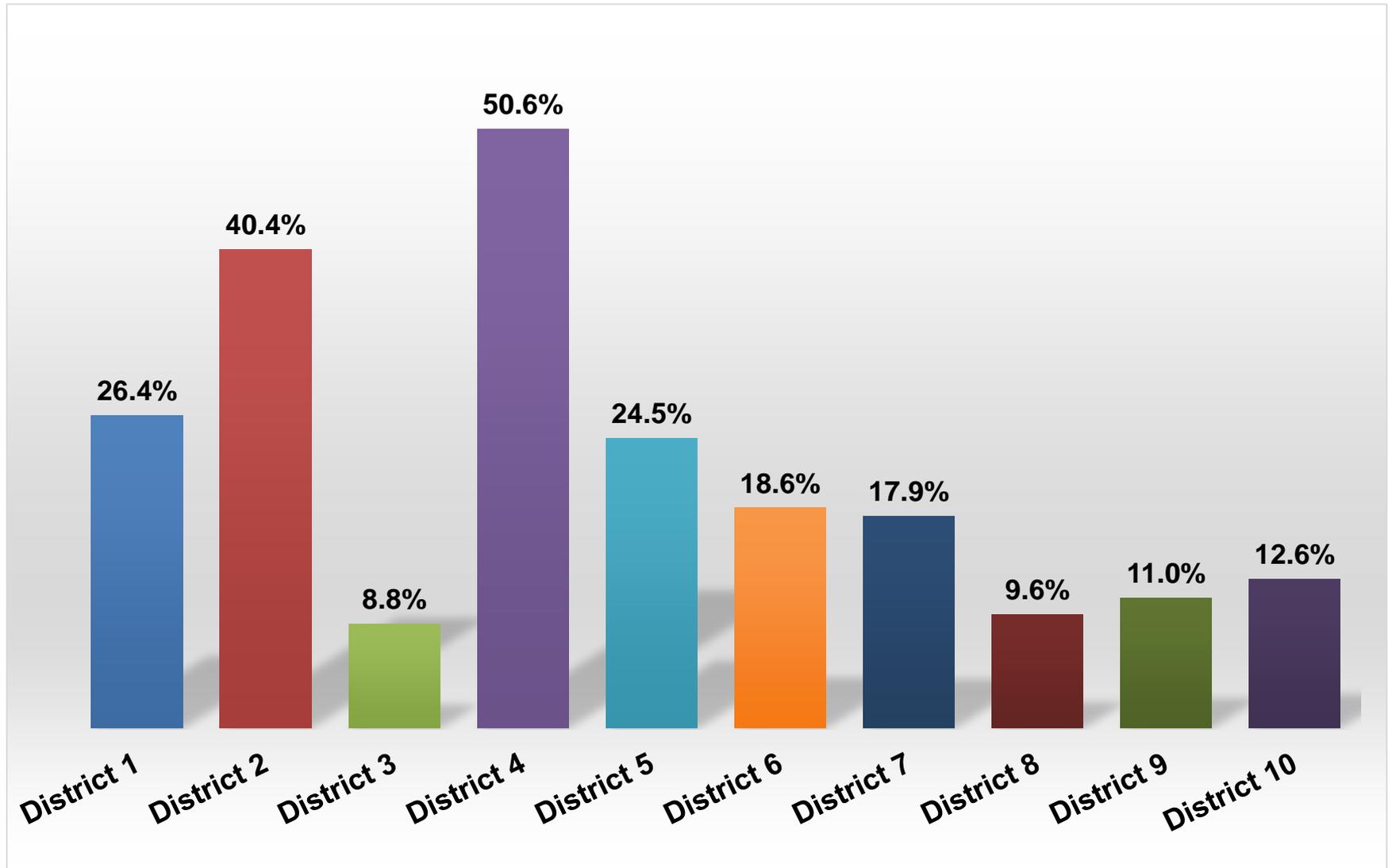
Durational Departure Rates: Executed Prison Sentences Only



Mitigated Durational Departure Rates for Executed Prison Sentences by Race and Gender

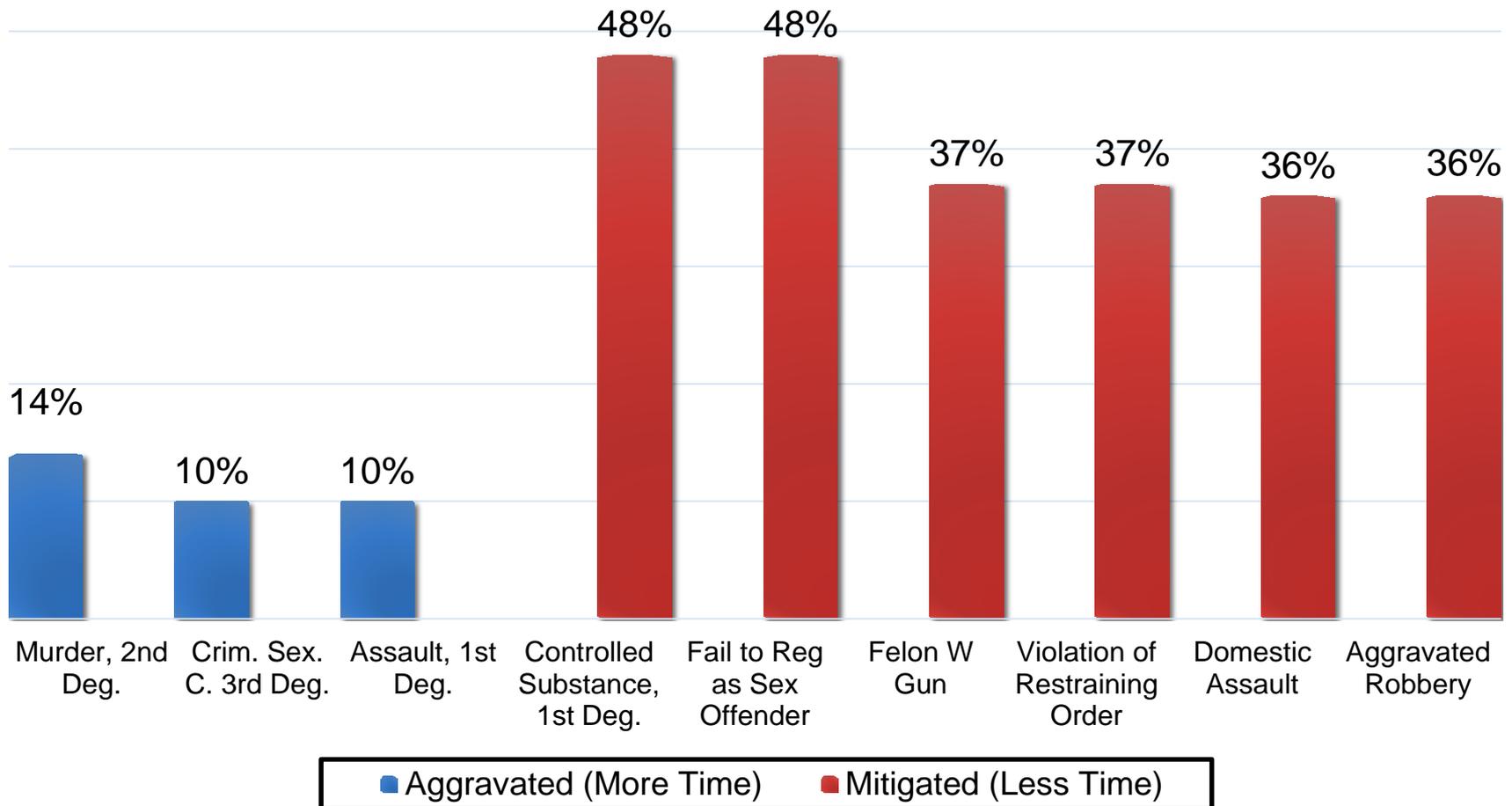


Mitigated Durational Departure Rates for Executed Prison Sentences by Judicial District



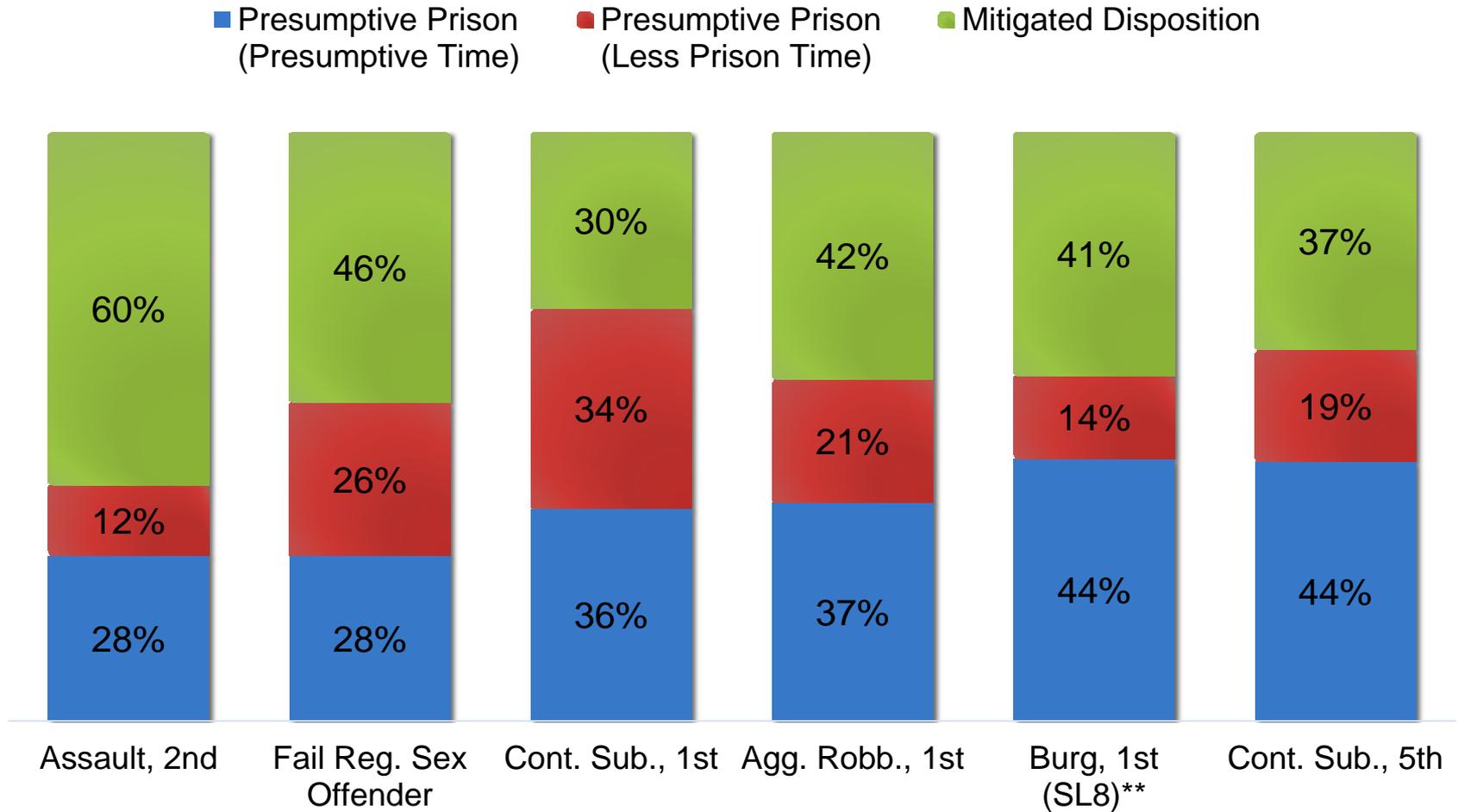
High Durational Departure Rates for Selected Offenses*

(Executed Prison Sentences Only)



*Offenses with at least 45 executed prison cases with the highest durational departure rates.

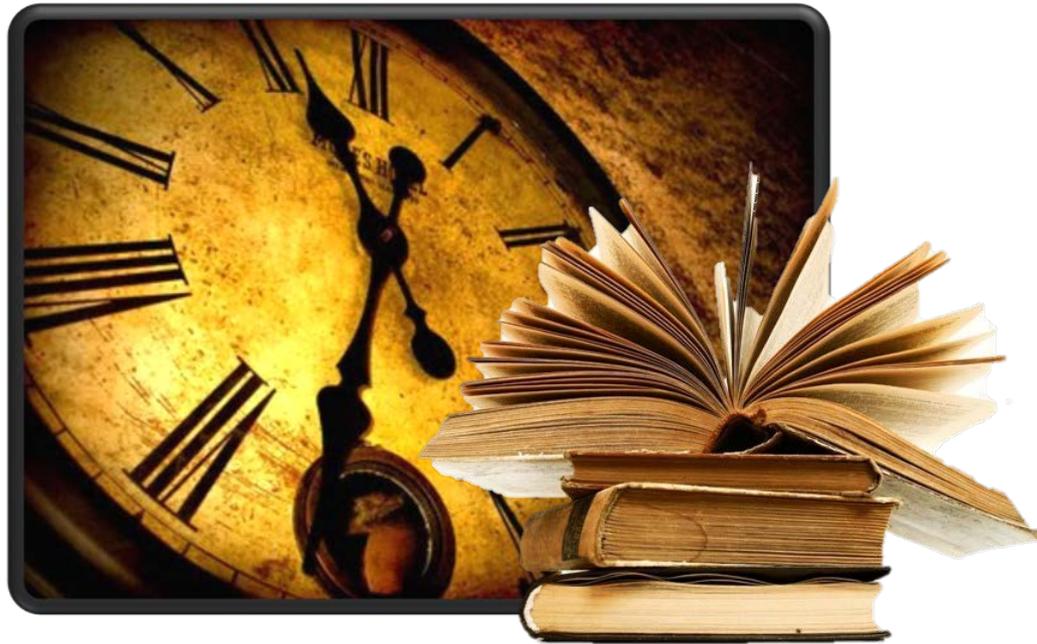
High Departure Rates For Selected Offenses*



*Offenses with 50 or more cases that have a combined higher than average mitigated departure rate.

** Burglary with assault or dangerous weapon.

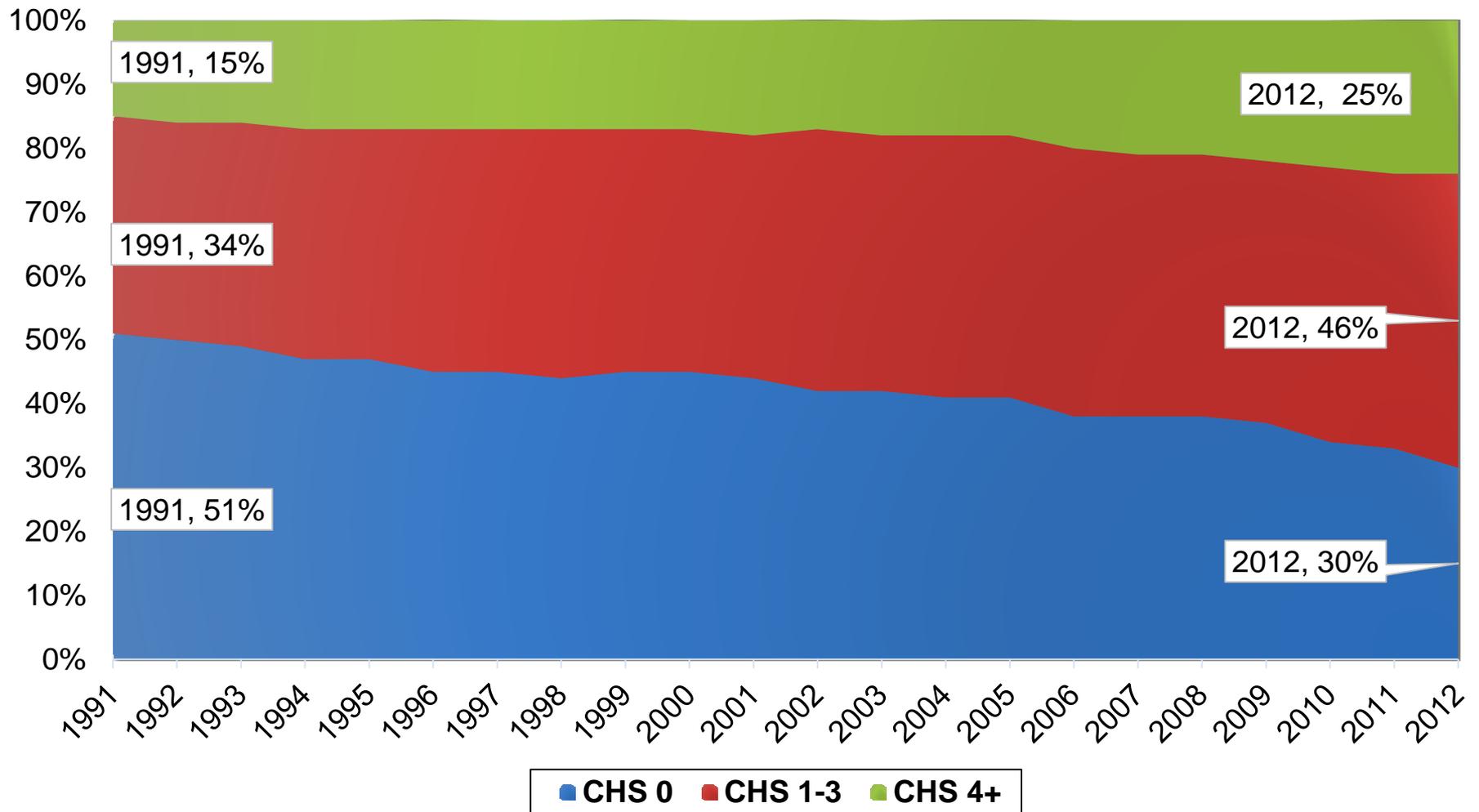
Criminal History Discussion



Guiding Principles

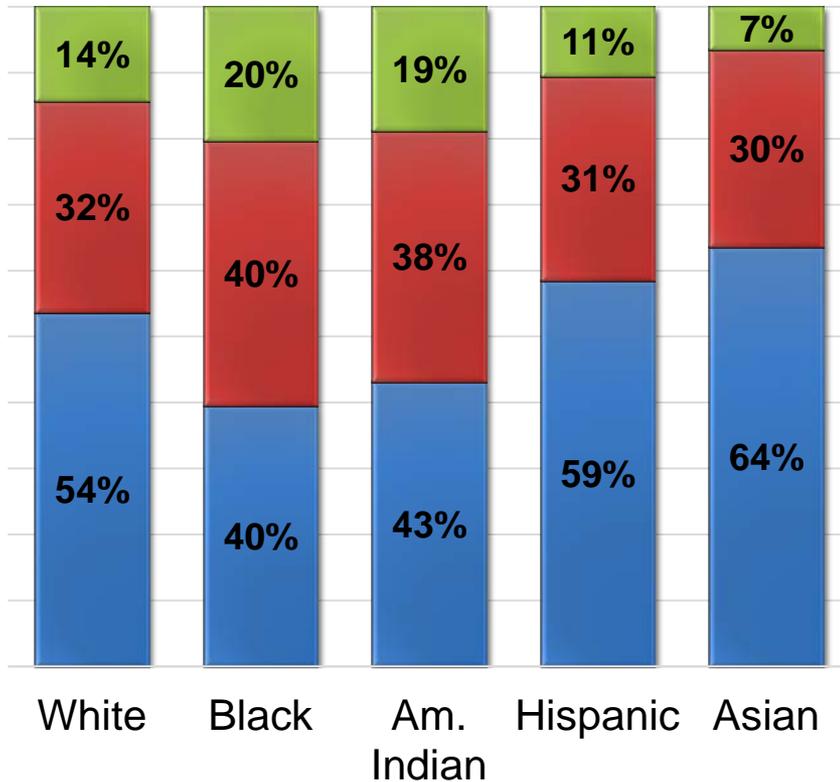


Percent of Offenders by Criminal History Score: Guidelines Years 1991-2012

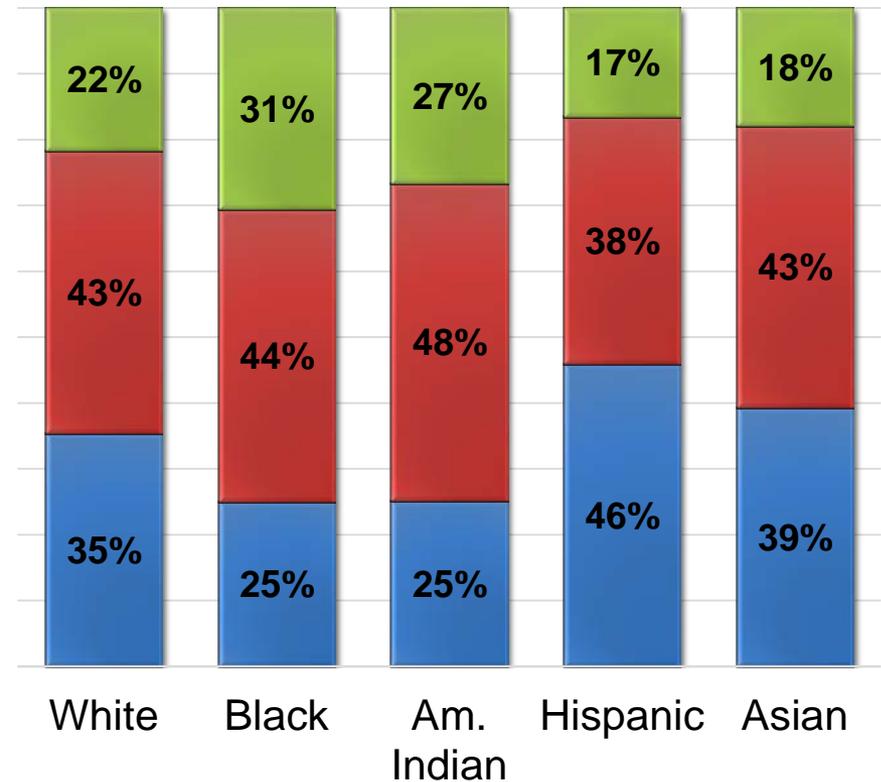


Criminal History Score Groups by Race

Guidelines Years
1991-1993



Guidelines Years
2010-2012

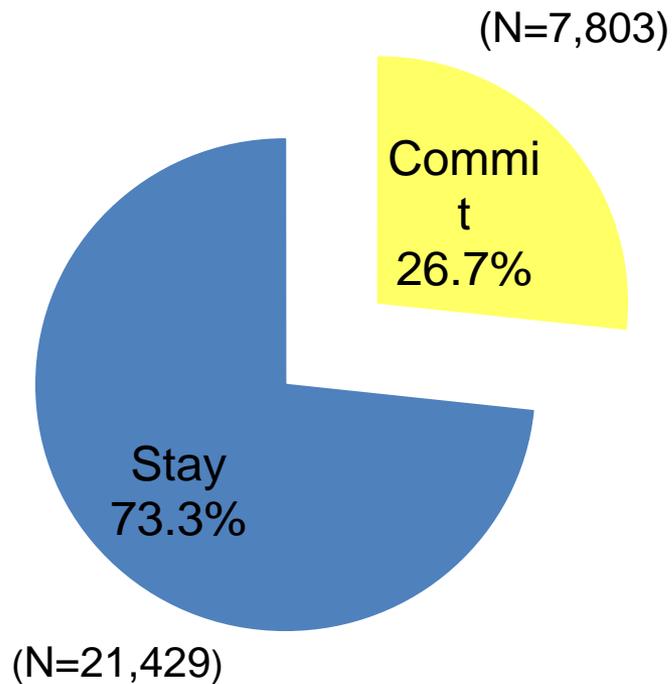


■ CHS 0 ■ CHS 1-3 ■ CHS 4+

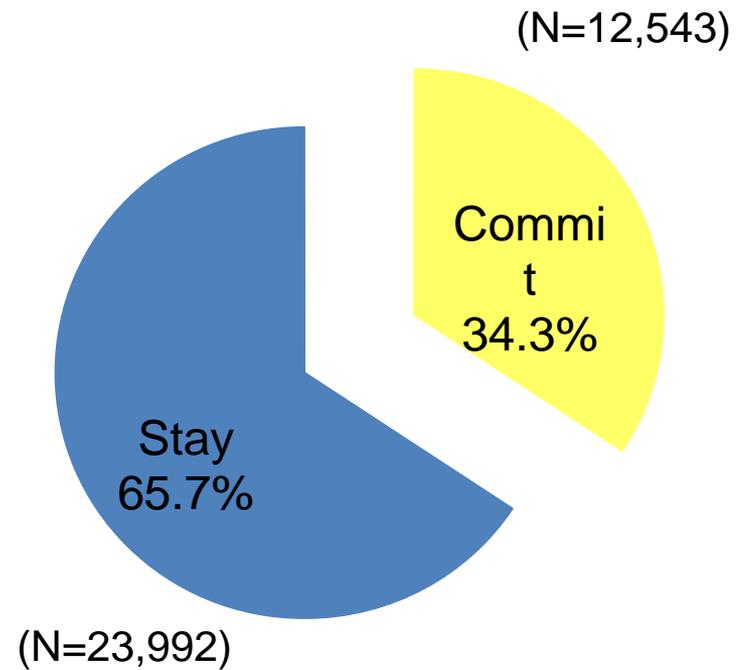
■ CHS 0 ■ CHS 1-3 ■ CHS 4+

Presumptive Commitment Rates Over Time: Percentage of Offenders Presumptive Disposition Commitment vs. Stay

Guidelines Years
1991-1993



Guidelines Years
2010-2012



Explanation of Presumptive Areas of the Grid or “Zones” (for Discussion use)

Recommended “Presumptive” Zones of the Grid

-  **Severity:** Prison based on severity level alone.
-  **CHS:** Prison because of higher criminal history scores.
-  **Stay:** Stayed (i.e., probation, conditional confinement, and other community sanctions).
-  **Mandatory Minimum:** Prison only if a mandatory minimum applies (based on prior record or weapon). Otherwise, “Stay” zone.

		CRIMINAL HISTORY SCORE						
SEVERITY LEVEL		0	1	2	3	4	5	6 or more
11								
10								
9								
8								
7								
6								
5								
4								
3								
2								
1								

The grid is divided into three main zones:

- Severity Zone:** Yellow area covering severity levels 8, 9, 10, and 11 across all criminal history scores.
- Criminal History Zone:** Green area covering severity levels 4, 5, 6, and 7 for criminal history scores of 3 or higher.
- Stay Zone; Unless Mandatory Min.:** Blue area covering severity levels 1 through 7 for criminal history scores of 0, 1, and 2.

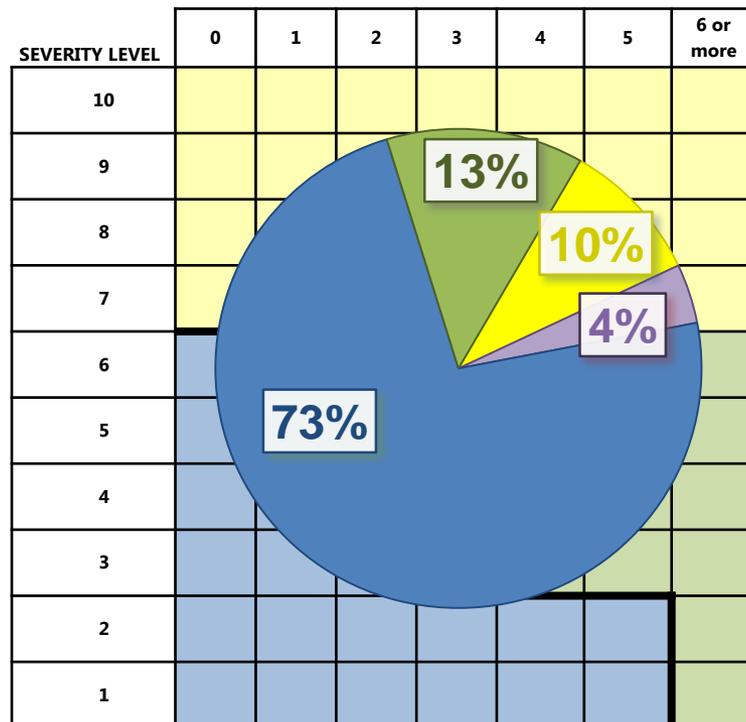
A purple square representing the Mandatory Minimum zone is located at the intersection of Severity Level 2 and Criminal History Score 3.

Comparing Grid Zones Over Time: Percentage of Offenders in Each Zone and Relative Change

Guidelines Years

1991-1993

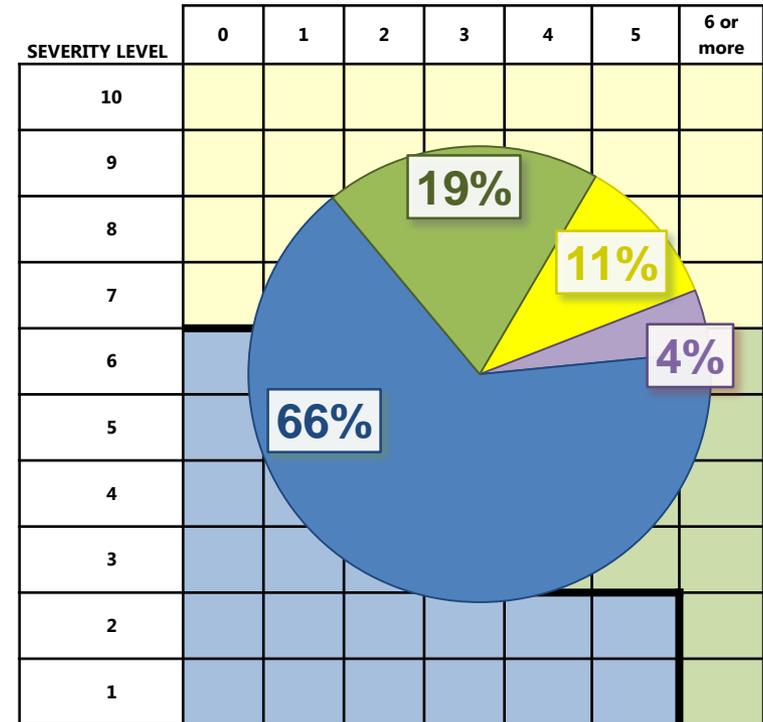
CRIMINAL HISTORY SCORE



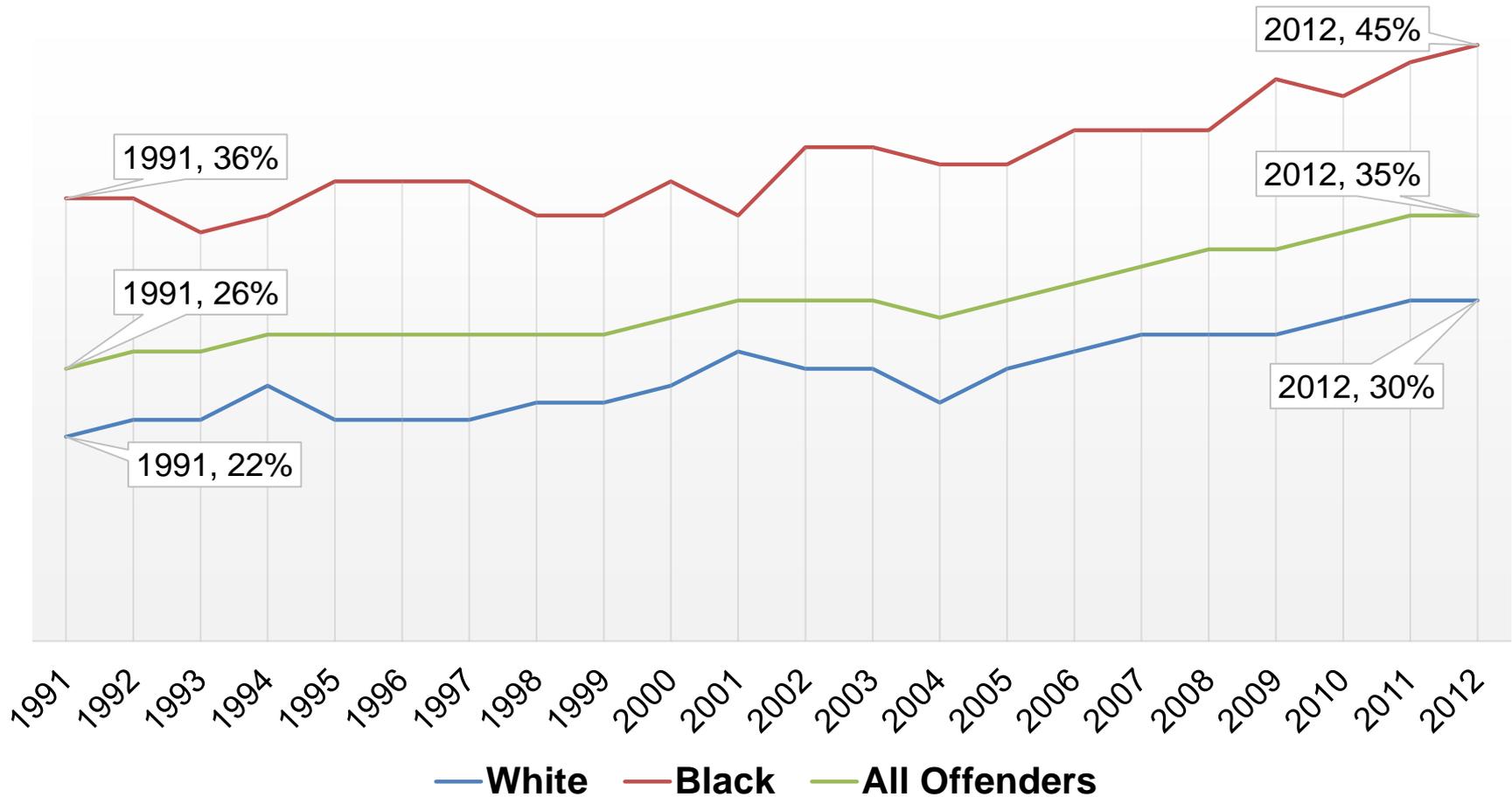
Guidelines Years

2010-2012

CRIMINAL HISTORY SCORE



Percent of Offenders with Presumptive Prison Dispositions by Race: Guidelines Years 1991-2012



MINNESOTA SENTENCING GUIDELINES COMMISSION

mn.gov/sentencing-guidelines