

Unintended Consequences of Pretrial Reform

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Poll Question

In your jurisdiction, what is the average # of court dates that someone must appear for, from arrest to disposition, in a felony case?

- a) 1-2
- b) 3-4
- c) 5-6
- d) 7-8
- e) more than 8
- f) I don't know

Unintended Consequence #1

**Expanded use of citations with no
court appearance support or case
processing reform**

Poll Question

In my jurisdiction, there is almost always a financial cost associated with pretrial release.

- a) Agree
- b) Disagree

Unintended Consequence #2

**Financial conditions of release —
and we're not just talking about
secured money bond**

Poll Question

Do you have a “book and release” option available for pretrial release at your jail?

- a) Yes
- b) No
- c) Don't Know

In Your Jurisdiction...

What are the conditions put upon those who are booked and released?

Unintended Consequence #3

**Setting unnecessary conditions for
those given citations or booked
and released from jail**

Unintended Consequence #4

Use of non-financial bail conditions initially, but setting of money bond after violations

Poll Questions

Are you using a validated pretrial assessment tool in your jurisdiction?

- Yes/No/Don't Know

Has the assessment been validated locally in the past three years?

- Yes/No/Don't Know

Have you modified the tool from its original validated version?

- Yes/No/Don't Know

Unintended Consequence #5

Use of non-locally-valid or valid-but-modified assessment tools

Poll Question

My jurisdiction is able to match people released before trial with the least restrictive conditions necessary to assure they remain in the community crime-free.

- a) Yes
- b) No
- c) Don't Know

Unintended Consequence #6

No tool? No problem! Courts and communities still need a way to evaluate bail conditions.

Poll Question

I know what my state constitution says about pretrial detention eligibility

a) Yes

b) No

Unintended Consequence #7

A wide, deep, long detention net

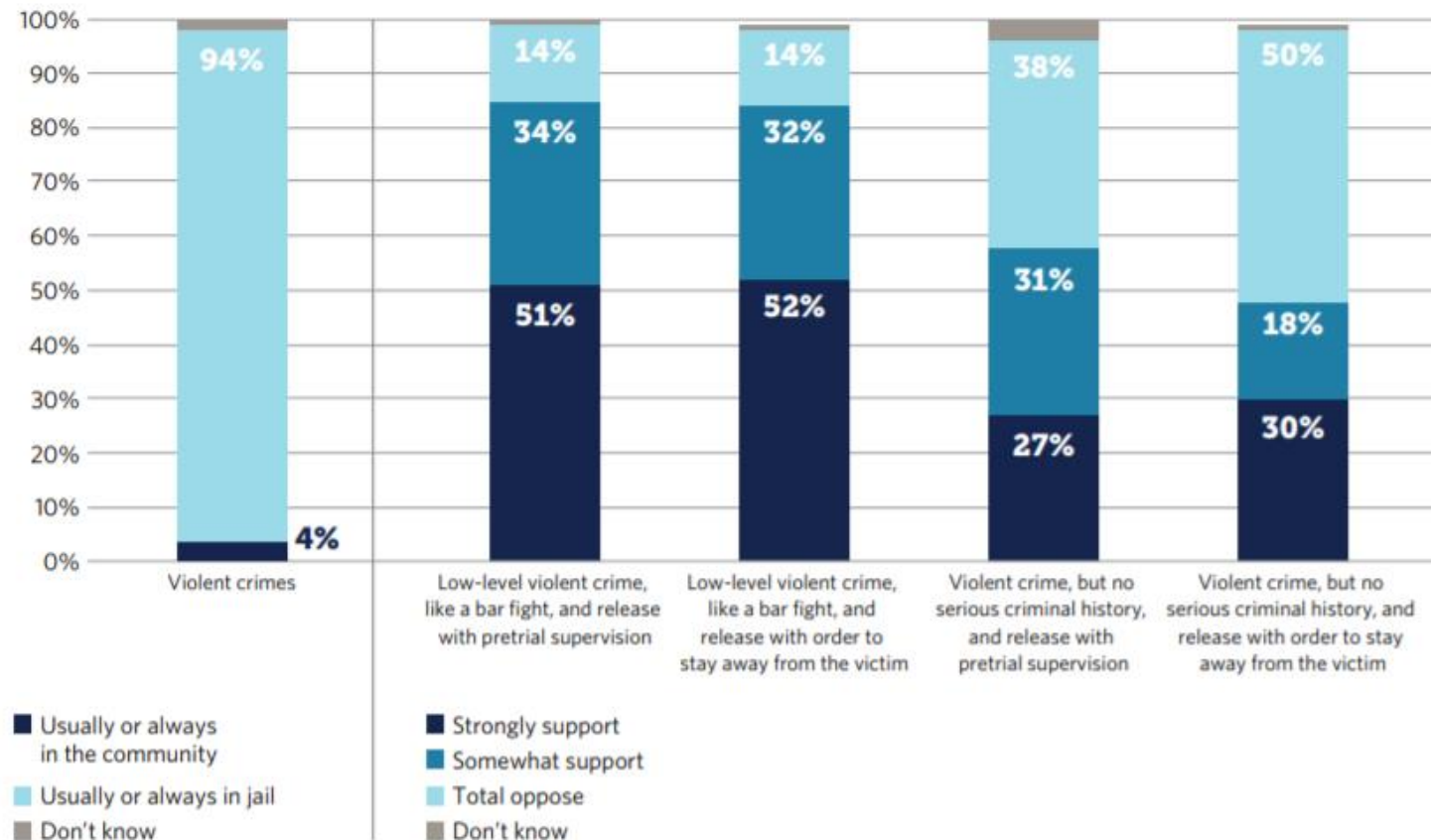
Poll Question

The public is in favor of detaining those accused of violent crime before trial.

- a) True
- b) False
- c) It depends

Nearly All Americans Prefer Pretrial Detention for Violent Offenses but Support Alternatives in Some Cases

Should people accused of these types of crimes generally remain in the community or be locked up in jail until their trials end? Would you support or oppose their release under the conditions shown?



Unintended Consequence #8

**Harsh (or hidden) exceptions to
“reformed” processes**

Unintended Consequence #9

**Mitigating racially disparate
impact(s) at only one decision
point**

Unintended Consequence #10

Trying to reduce disparity without learning about racial equity and then examining structural and institutional barriers to it.

(We should know, we've been trying it for decades.)

Walk and Talk

- Which of these unintended consequences are you seeing in your jurisdiction?
- What action steps are available to mitigate those consequences?
- How can those actions serve as a springboard for the next level of reform?