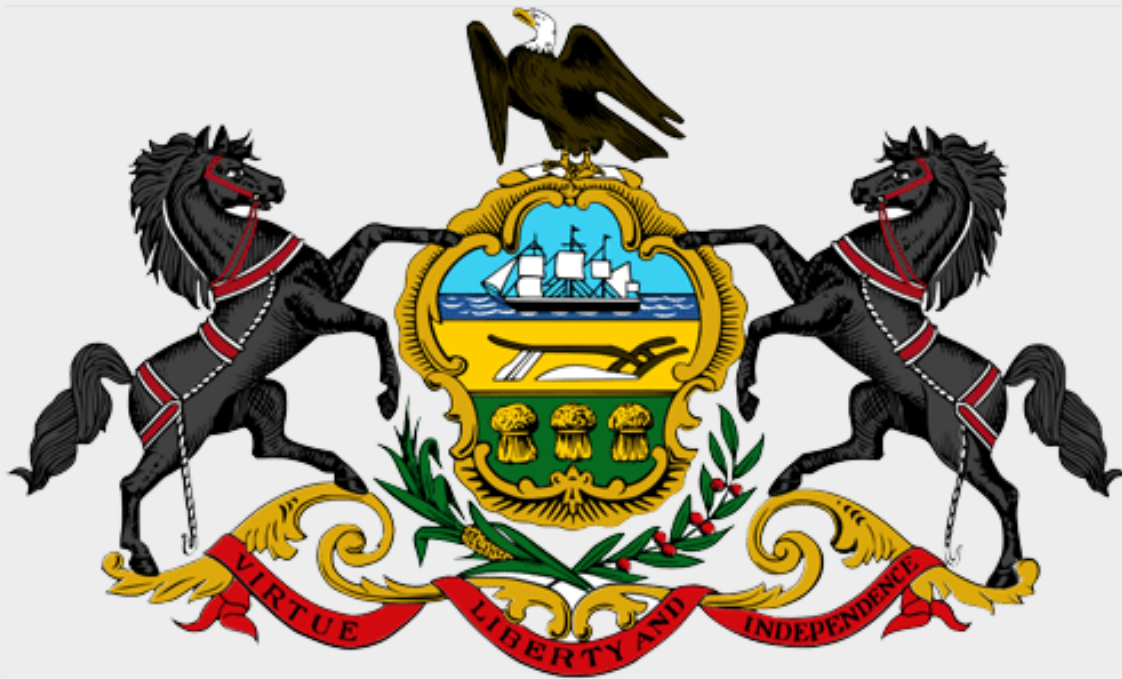


FITF Meeting



Risk Assessment Update & DUI Legislation

Ryan S. Meyers ~ Marianne S. Stein

January 22, 2019

*Pennsylvania Commission
on Sentencing*

Road Map

Sentence Risk Assessment

Mandate and Proposal

2018 Recap

Status Update

DV Pretrial Risk Assessment

Mandate

Information Gathering

Next Steps

Recent DUI Legislation



Sentence
Risk
Assessment
Mandate

Adopt a risk assessment instrument

to help the court determine the appropriate sentence
felonies and misdemeanors

May be used to evaluate

relative risk of re-offense
threat to public safety

May be incorporated into

sentencing guidelines

May be used to determine

need for more thorough assessment and/or PSI
candidates for alternative sentencing programs



Sentence Risk Assessment

Proposal
(April 2018)

Development

2nd Generation;
Empirically Based;
Static Factors

Purpose

Identify Low & High Risk;
Any Offense /
Offense Against Person

Use

Screening Tool;
Obtain Additional Info;
RNA or RNR Assessments



Sentence Risk Assessment

2018 Recap

June Public Hearings

Comments & Issues Raised

Staff Responses (Published PA Bulletin)

Postponed Adoption (June 2018)

Steps Taken

Reduced number of risk scales

Redefined recidivism

Revised text of Risk Guidelines

Additional activities

Judicial seminars, county work group meetings

December Public Hearings

(5) Throughout the Commonwealth



Sentence Risk
Assessment

Status Update



DV Pretrial Risk Assessment

Mandate

Act 14 of 2018

Act 14 of 2018 (18 Pa.C.S. §2711)

Pretrial risk assessment for Domestic Violence

Assist in determining risk of threat of dangerousness to victim

County Specific - President Judge **may adopt**

Commission responsibilities:

Develop a model assessment tool

Validate Pretrial Risk Assessments



DV Pretrial Risk Assessment

Information Gathering

Site Visits

Additional Discussions

Matt Alsdorf, Pretrial Advisors

Ontario Domestic Assault Assessment

University of Pennsylvania

Roundtable Discussion (Sept. 2018)

Emerging Topics

Availability of Data; Law Enforcement

PFA's; Victim & Defendant Info.

Pretrial Services; Limitations



DV Pretrial
Risk
Assessment

Information
Gathering

Next Steps

Research

Outreach

Policy Considerations

***SB 1092 (Act 157 of 2018)**



Recent DUI Legislation

SB 961

Act 153 of 2018

Enhancements (Commission)

Homicide & Agg. Assault by Vehicle

Changes

Homicide by Vehicle while DUI

If certain prior convictions, increase grade to (F1)

Increase in penalties (victims)

Agg. Assault by Vehicle & Accident Involving Death/Injury

If not properly licensed

Grading of DUIs

Created F3 offenses

3rd time (Tier 3); 4th time (regardless of tier)

Minor Occupant (3rd/subsequent)



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