



# **VIRGINIA PAROLE BOARD**

## **Commission on Parole Review**

**September 2015**

# Geriatric Release

# Geriatric Consideration

§53.1-40.01. To be eligible, inmate must be age 60 and have served at least 10 years or age 65 and have served at least 5 years, regardless of the date of offense.

The Budget Bill of 2014 requires the Board to review all TIS geriatric eligible offenders. If an offender is also eligible for discretionary parole, he/she must petition to be considered.

# Parole Evaluation Factors

The review process involves a comprehensive evaluation. The factors used include, but are not limited to, the following:

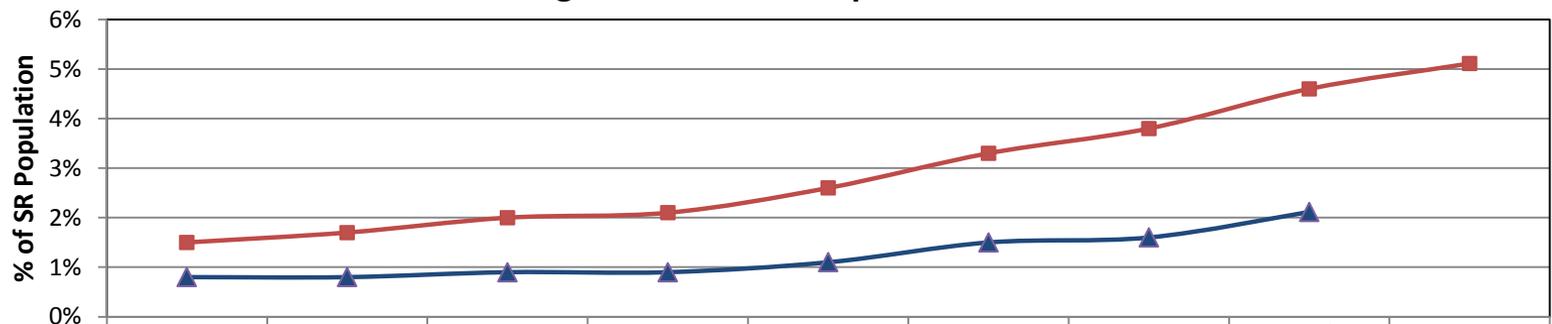
- Compatibility with public safety
- Offender's history, conduct, education, training, and institutional experience
- Circumstances of the offense and prior record/parole adjustments
- Offender's attitude toward self and others
- Release plans, employment opportunities, and community resources
- Medical status
- Impressions gained from parole interview
- Input from victims and concerned citizens
- COMPAS/Risk assessment, Static-99

# Statistics on Crimes Committed by Geriatric Offenders

# State Responsible Offenders Age 60+ FY2000-FY2015\*

- SR Confined Offenders Age 60+ have more than tripled since FY2000 (from 460 to 1,929)
- SR New Court Commitments Age 60+ have more than tripled since FY2000 (from 74 to 263)
- Over 2% of the SR NCC and over 5% of the SR Confined Population are Age 60+

Offenders Age 60+ in the SR Populations



	FY00	FY02	FY04	FY06	FY08	FY10	FY12	FY14*	FY15
60+ SR Confined	460	589	719	775	1,008	1,232	1,405	1,726	1,929
—■— % of SR Confined	1.5%	1.7%	2.0%	2.1%	2.6%	3.3%	3.8%	4.6%	5.1%
60+ SR NCC	74	90	101	118	150	182	187	263	
—▲— % of SR NCC	0.8%	0.8%	0.9%	0.9%	1.1%	1.5%	1.6%	2.1%	

\*SR NCC data for FY2014 is preliminary as of June 30, 2015

SOURCE: VADOC Statistical Analysis & Forecast Unit, July 16, 2015

# Geriatric Release Eligibility of SR Confined Population As of June 30, 2015

- 3% of the SR Confined Population is currently eligible for Geriatric Release consideration
- Almost three-quarters (74%) of the SR Confined Population is expected to be released prior to becoming eligible for Geriatric Release consideration

	Currently Parole Eligible		Parole Eligible in the Future		NOT Parole Eligible (TIS)		Total	
	Cumulative #	% of Total SR	Cumulative #	% of Total SR	Cumulative #	% of Total SR	Cumulative #	% of Total SR
Through FY2015	560	1%	84	<1%	370	<1%	1,014	3%
FY2016	650	2%	107	<1%	492	1%	1,249	3%
FY2017	729	2%	126	<1%	616	2%	1,471	4%
FY2018	798	2%	155	<1%	734	2%	1,687	4%
FY2019	868	2%	185	<1%	889	2%	1,942	5%
FY2020	938	2%	217	<1%	1,167	3%	2,322	6%
After FY2020	822	2%	367	<1%	6,165	16%	7,354	19%
Expected Release Prior to GE Date	1,013	3%	735	2%	25,852	69%	27,600	73%
Not Eligible for GE Release	124	<1%	65	<1%	273	<1%	462	1%
<b>Total</b>	<b>2,897</b>	<b>8%</b>	<b>1,384</b>	<b>4%</b>	<b>33,457</b>	<b>89%</b>	<b>37,738</b>	<b>100%</b>

SOURCE: VADOC Statistical Analysis & Forecast Unit, July 16, 2015

NOTE: The numbers in the Cumulative # columns are running totals through the FY2020 row, meaning the newly eligible for that year are added to the number already eligible; as a result, the Total figures are arrived at by adding the last four rows below the red line in the table together (FY2020 + After FY2020 + Release Prior to GE + Not Eligible)

# FY2015 SR Confined Population

## Age at Sentencing by Age Groups

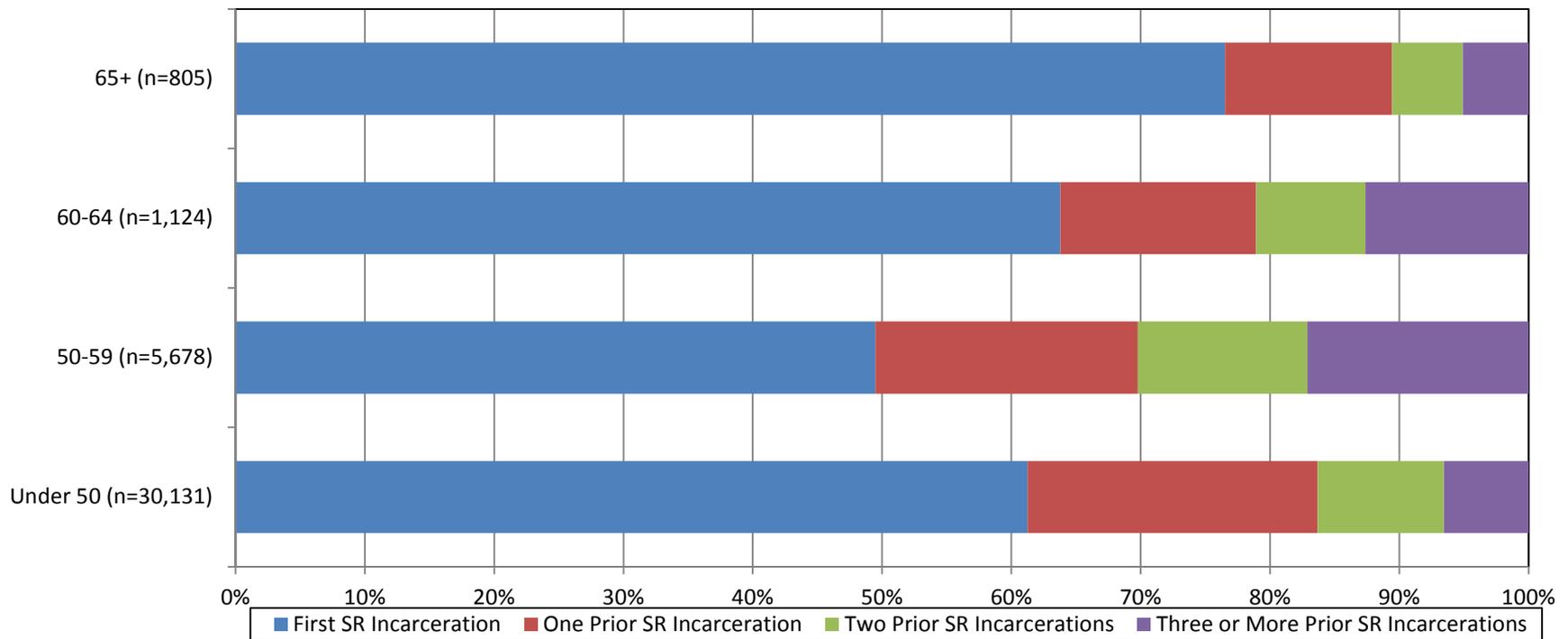
- Under 50 group: 85% sentenced between 18-39 (54% sentenced by age 29)
- 50-59 group: 68% sentenced between 40-59 (58% sentenced age 45+)
- 60-64 group: 56% sentenced age 50+ (23% sentenced 60+)
- 65+ group: 64% sentenced age 50+ (47% sentenced age 60+)

Age at Sentencing	Age at End of FY2015				Total
	Under 50	50 - 59	60 - 64	65+	
Under 18	522	50	3	-	575
18 – 24	9,873	491	96	31	10,491
25- 29	6,487	426	77	40	7,030
30 – 34	5,300	433	59	59	5,851
35 – 39	3,915	435	81	57	4,488
40 – 44	2,693	524	92	47	3,356
45 – 49	1,341	1,157	85	53	2,636
50 – 54	-	1,581	107	62	1,750
55 – 59	-	581	263	80	924
60 – 64	-	-	261	145	406
65 & Over	-	-	-	231	231
<b>Total</b>	<b>30,131</b>	<b>5,678</b>	<b>1,124</b>	<b>805</b>	<b>37,738</b>

# FY2015 SR Confined Population

## Prior SR Incarcerations by Age Group

- 77% of the 65+ group are serving their first SR incarceration
- 64% of the 60-64 group are serving their first SR incarceration
- 49% of the 50-59 group are serving their first SR incarceration
- 61% of the Under 50 group are serving their first SR incarceration



# Offenders Considered for Geriatric Release

## By Most Serious Offense

### CY2006 - CY2014

- Most offenders **considered** for Geriatric Release between CY2006 and CY2014 committed either Homicide or Rape/Sexual Assault

	CY2006		CY2008		CY2010		CY2012		CY2014	
Homicide	15	42%	28	47%	58	45%	63	36%	86	29%
Rape/Sexual Assault	10	28%	14	24%	37	29%	53	30%	63	21%
Abduction	1	3%	2	3%	2	2%	4	2%	5	2%
Robbery	1	3%	3	5%	9	7%	21	12%	43	15%
Assault	4	11%	9	15%	2	2%	10	6%	18	6%
Weapons	1	3%	0	0%	4	3%	1	<1%	3	1%
Burglary/B&E	0	0%	0	0%	2	2%	2	1%	9	3%
Larceny/Fraud	1	3%	1	2%	6	4%	6	3%	20	7%
Sex Offense	0	0%	1	2%	3	2%	4	2%	7	2%
DUI/Habitual Offender	0	0%	0	0%	0	0%	0	0%	7	2%
Drug Sales/Possession	3	8%	1	2%	6	4%	1	7%	20	7%
Other Property	0	0%	0	0%	0	0%	0	0%	1	<1%
Not Yet Reported**	0	0%	0	0%	0	0%	0	0%	13	4%
<b>Total</b>	<b>36</b>		<b>59</b>		<b>129</b>		<b>176</b>		<b>295</b>	

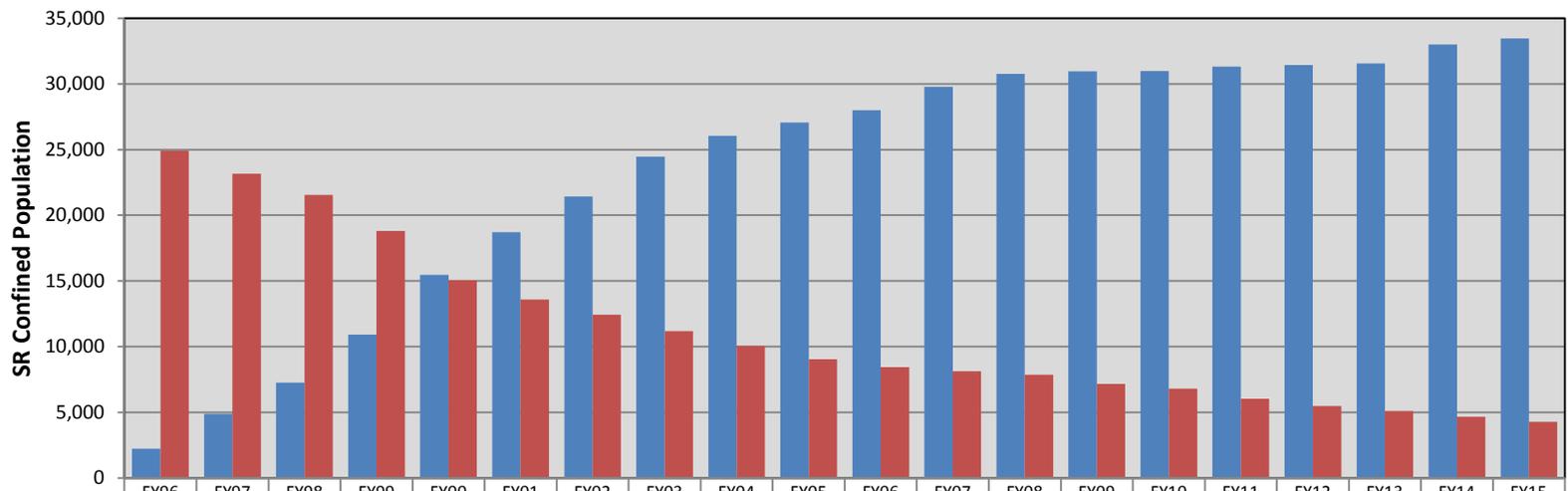
Source: Virginia Parole Board Geriatric Caseload Summaries

# SR Confined Population

## Truth-In-Sentencing vs. Parole System

### FY1996-FY2015

- Since the end of FY2000, SR offenders sentenced under the Parole System\* declined from just under one-half (49%) of the Total SR Confined Population to 11% by the end of FY2015
- Since the end of FY2000, the number of offenders sentenced under the Parole System has decreased from 13,590 to 4,281 while the number of Truth-In-Sentencing offenders has increased from 15,461 to 33,457



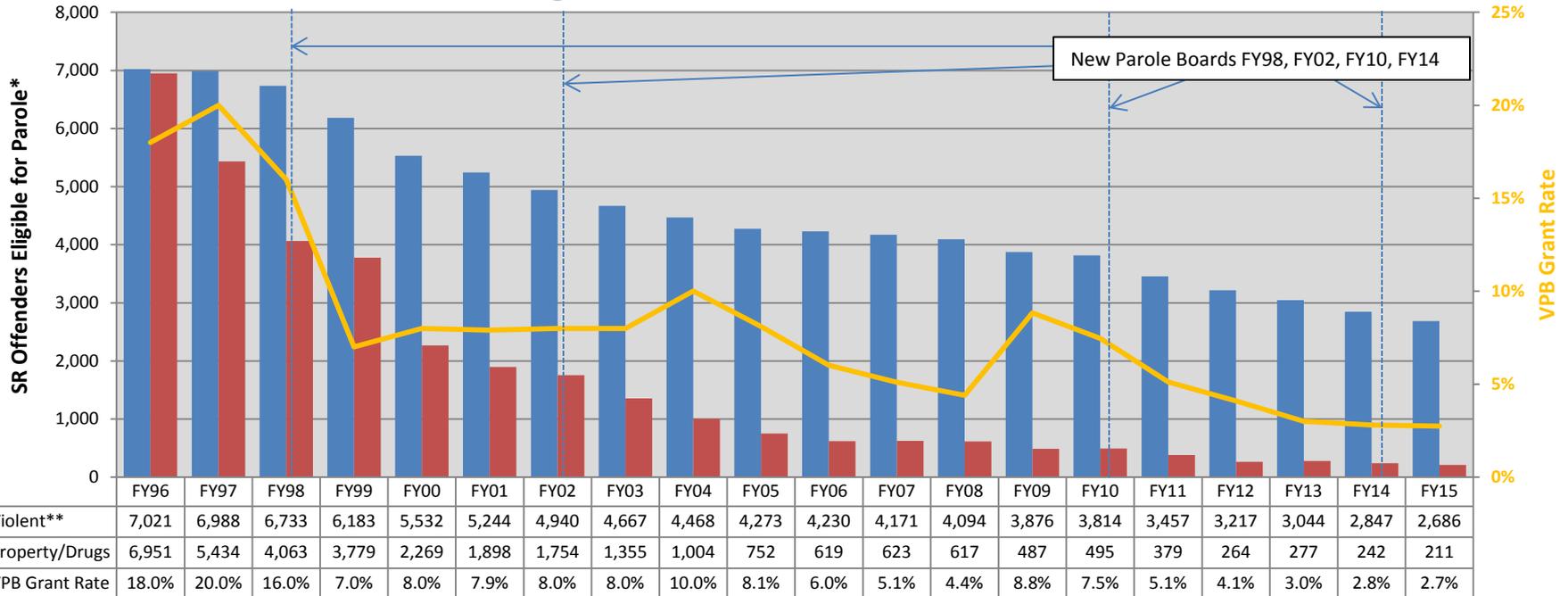
■ Truth-In-Sentencing	2,235	4,863	7,254	10,915	15,461	18,701	21,418	24,468	26,042	27,050	28,008	29,787	30,760	30,961	30,971	31,330	31,450	31,566	33,003	33,457
■ Sentenced Under Parole System	24,925	23,171	21,553	18,817	15,045	13,590	12,440	11,170	10,056	9,025	8,430	8,115	7,861	7,161	6,805	6,037	5,470	5,081	4,656	4,281

\*Offenders sentenced under the Parole System who were incarcerated on June 30<sup>th</sup> of the year indicated; includes offenders who were past their Discretionary Parole Eligibility Date (DPED) on June 30<sup>th</sup> of the year indicated and offenders whose DPED was after June 30<sup>th</sup> of the year indicated  
 NOTE: All Pre-2000 data from legacy data sources and has not been validated

# Parole Eligibility & Parole Board Grant Rates

## FY1996-FY2015

- Since the end of FY1996, the number of offenders eligible for discretionary parole consideration has declined 79% (from 13,972 to 2,897)\*
- Violent\*\* offenders have increased from 50% to 93% of offenders eligible for discretionary parole consideration
- As the proportion of parole eligible offenders with a Violent\*\* Crime Type has increased, the Parole Board grant rate has decreased



\*Offenders eligible for discretionary parole consideration on June 30<sup>th</sup> of the year indicated; excludes offenders sentenced under the Parole System who had not yet passed their Discretionary Parole Eligibility Date as of June 30<sup>th</sup> of the year indicated

\*\*Crime Type of an offender's Most Serious Offense (MSO) for the offender's current term of SR incarceration; based on SAF Unit hierarchy used for forecast purposes; Crime Type differs from Violent by §17.1-805 in the following ways: 1) Violent by §17.1-805 looks at an offender's entire criminal history while Crime Type only looks at the offenses for an offender's current term of SR incarceration; and 2) Violent by §17.1-805 considers most burglary offenses to be Violent while Crime Type counts burglaries as a Property offense

NOTE: All Pre-2000 data from legacy data sources and has not been validated