

Disposed Adult Arrests Data Source Notes

The attached disposition data is derived from the Division of Criminal Justice Services (DCJS) Computerized Criminal History (CCH) system. CCH contains adult arrests and dispositions for offenses where fingerprints are required to be taken (Criminal Procedure Law 160.10). Arrest information is submitted by police agencies via a fingerprint transaction and disposition information is electronically transmitted to DCJS by the Office of Court Administration. Race/ethnicity information is recorded by police as part of the fingerprint transaction. Four categories of race/ethnicity are displayed: White, Black, Hispanic, and Other. All arrestees of Hispanic ethnicity, regardless of race, are included in the Hispanic category. The White, Black, and Other categories include only persons of non-Hispanic origin. For calendar years up to and including 2017, state law defined an adult as anyone age 16 or older.

Dispositions are categorized by the most serious charge reported at the time of arrest. For example, if an individual was charged with a felony and a misdemeanor in connection with the same crime, a single disposition outcome would be displayed and would be categorized as a felony. **Outcomes are shown only for arrests that have reached a final disposition. Arrests with no disposition, an interim disposition, or a conviction without a sentence are not considered fully disposed and are not displayed.** Disposed arrests are categorized by the following arrest types:

- **Felony:** Offenses for which a sentence of imprisonment of more than one year may be imposed (Penal Law Article 10.05).
- **Violent Felony:** A subset of the felony category that includes all charges listed under Penal Law Article 70.02 and the Class A felonies of murder, arson, kidnapping, and predatory sexual assault.
- **Drug Felony:** A subset of the felony category that includes all felony charges listed under Penal Law Article 220 (Controlled Substances) and Article 221 (Marijuana).
- **Misdemeanor:** Offenses, other than traffic infractions, for which a sentence of imprisonment of more than 15 days but no more than one year can be imposed (Penal Law Article 10.04).

If an arrest resulted in a conviction, the table notes whether the conviction charge was a felony, misdemeanor, or non-criminal offense. Convictions may be the result of a plea bargain or a trial and may be for offenses other than what was charged at arrest (i.e., a felony arrest may result in conviction for a misdemeanor or violation. Conversely, charges can also be upgraded post-arrest). Convictions are further categorized as Adult Convictions and Youthful Offender Adjudications. Under state law, Youthful Offender status may be granted by a court to individuals who are 16, 17 or 18 years old. This results in the conviction being sealed, however, the individual may serve a period of incarceration as the result of the Youthful Offender Adjudication. Data is displayed according to the year in which the final disposition occurred, regardless of when the arrest occurred (i.e., an arrest from 2015 that was disposed in 2017 would be displayed in the 2017 column). For arrest events with multiple charges, the disposition shown is the most serious disposition. The following are final disposition types:

- **Convicted-Sentenced:** Cases resulting in a conviction, either by plea or trial, where a sentence has been imposed.
- **Diverted and Dismissed:** Cases dismissed after successful completion of a treatment/diversion program pursuant to CPL 400.10(04). **Note:** Not all 'Diverted and dismissed' dispositions are reported to DCJS.
- **Covered by Another Case:** Cases resolved by a disposition (usually a guilty plea) in a separate case.
- **Dismissed-Adjourned in Contemplation of Dismissal (ACD):** Cases dismissed after a period of adjournment under CPL 170.55.
- **Dismissed-Not ACD:** Cases that were dismissed based on merit or procedure.
- **Acquitted:** Cases where the defendant was found not guilty after trial.
- **DA Declined to Prosecute:** Cases where the District Attorney declined to bring formal charges against the arrested individual. **Note:** This disposition primarily occurs in the five counties/boroughs of New York City.
- **Other:** Cases abated by the defendant's death, other unknown favorable dispositions and cases where it was determined that New York State did not have jurisdiction.

Sentences to prison, jail, and probation represent court-imposed sanctions and not actual admissions or caseloads.

Note: All percentages, even in the sentence type section of the tables, represent the percentage/proportion of total disposed arrests for the year.

NYS DIVISION OF CRIMINAL JUSTICE SERVICES

**Erie County
Adult Arrests Disposed by Race/Ethnicity: 2016**

Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Felony	Total Dispositions	2,634	100.0%	3,383	100.0%	618	100.0%	141	100.0%	6,776	100.0%	
	Convicted-Sentenced	1,843	70.0%	1,986	58.7%	400	64.7%	96	68.1%	4,325	63.8%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	246	9.3%	228	6.7%	33	5.3%	4	2.8%	511	7.5%	
	Dismissed-ACD	96	3.6%	94	2.8%	28	4.5%	4	2.8%	222	3.3%	
	Dismissed-Not ACD	414	15.7%	1,026	30.3%	152	24.6%	34	24.1%	1,626	24.0%	
	Acquitted	3	0.1%	10	0.3%	3	0.5%	1	0.7%	17	0.3%	
	DA Declined to Prosecute	1	0.0%	3	0.1%	0	0.0%	0	0.0%	4	0.1%	
	Other	31	1.2%	36	1.1%	2	0.3%	2	1.4%	71	1.0%	
	Adult Non-YO Convictions for:	Felonies	512	19.4%	550	16.3%	109	17.6%	20	14.2%	1,191	17.6%
		Misdemeanors	809	30.7%	763	22.6%	166	26.9%	40	28.4%	1,778	26.2%
		Non-Criminal/Unknown	465	17.7%	523	15.5%	95	15.4%	28	19.9%	1,111	16.4%
	Youthful Offender Adjudications for:	Felonies	16	0.6%	84	2.5%	17	2.8%	1	0.7%	118	1.7%
		Misdemeanors	41	1.6%	66	2.0%	13	2.1%	7	5.0%	127	1.9%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	159	6.0%	350	10.3%	62	10.0%	7	5.0%	578	8.5%
		Jail	385	14.6%	475	14.0%	107	17.3%	18	12.8%	985	14.5%
		Time Served	83	3.2%	166	4.9%	27	4.4%	3	2.1%	279	4.1%
		Jail+Probation	82	3.1%	81	2.4%	11	1.8%	8	5.7%	182	2.7%
		Probation	361	13.7%	236	7.0%	54	8.7%	10	7.1%	661	9.8%
		Fine	281	10.7%	184	5.4%	33	5.3%	17	12.1%	515	7.6%
		Cond Discharge	487	18.5%	487	14.4%	106	17.2%	33	23.4%	1,113	16.4%
		Other/Unknown	5	0.2%	7	0.2%	0	0.0%	0	0.0%	12	0.2%

Note: All percentages shown are based on total dispositions.
Disposition outcome is not shown if the Total Dispositions count is less than 5.
Source: DCJS, Computerized Criminal History system (as of 04/20/2018).

NYS DIVISION OF CRIMINAL JUSTICE SERVICES

**Erie County
Adult Arrests Disposed by Race/Ethnicity: 2016**

Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Violent Felony	Total Dispositions	575	100.0%	1,340	100.0%	208	100.0%	35	100.0%	2,158	100.0%	
	Convicted-Sentenced	358	62.3%	698	52.1%	113	54.3%	22	62.9%	1,191	55.2%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	84	14.6%	93	6.9%	6	2.9%	1	2.9%	184	8.5%	
	Dismissed-ACD	10	1.7%	24	1.8%	10	4.8%	2	5.7%	46	2.1%	
	Dismissed-Not ACD	118	20.5%	497	37.1%	75	36.1%	10	28.6%	700	32.4%	
	Acquitted	1	0.2%	8	0.6%	3	1.4%	0	0.0%	12	0.6%	
	DA Declined to Prosecute	0	0.0%	1	0.1%	0	0.0%	0	0.0%	1	0.0%	
	Other	4	0.7%	19	1.4%	1	0.5%	0	0.0%	24	1.1%	
	Adult Non-YO Convictions for:	Felonies	140	24.3%	318	23.7%	48	23.1%	7	20.0%	513	23.8%
		Misdemeanors	112	19.5%	152	11.3%	32	15.4%	6	17.1%	302	14.0%
		Non-Criminal/Unknown	76	13.2%	132	9.9%	19	9.1%	5	14.3%	232	10.8%
	Youthful Offender Adjudications for:	Felonies	11	1.9%	75	5.6%	13	6.3%	1	2.9%	100	4.6%
		Misdemeanors	19	3.3%	21	1.6%	1	0.5%	3	8.6%	44	2.0%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	72	12.5%	254	19.0%	36	17.3%	3	8.6%	365	16.9%
		Jail	70	12.2%	134	10.0%	25	12.0%	3	8.6%	232	10.8%
		Time Served	14	2.4%	34	2.5%	3	1.4%	0	0.0%	51	2.4%
		Jail+Probation	27	4.7%	47	3.5%	7	3.4%	6	17.1%	87	4.0%
		Probation	61	10.6%	81	6.0%	19	9.1%	3	8.6%	164	7.6%
		Fine	31	5.4%	17	1.3%	2	1.0%	3	8.6%	53	2.5%
		Cond Discharge	83	14.4%	130	9.7%	21	10.1%	4	11.4%	238	11.0%
		Other/Unknown	0	0.0%	1	0.1%	0	0.0%	0	0.0%	1	0.0%

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Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Drug Felony	Total Dispositions	319	100.0%	475	100.0%	114	100.0%	23	100.0%	931	100.0%	
	Convicted-Sentenced	244	76.5%	341	71.8%	83	72.8%	15	65.2%	683	73.4%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	10	3.1%	19	4.0%	3	2.6%	1	4.3%	33	3.5%	
	Dismissed-ACD	16	5.0%	13	2.7%	3	2.6%	0	0.0%	32	3.4%	
	Dismissed-Not ACD	42	13.2%	96	20.2%	25	21.9%	7	30.4%	170	18.3%	
	Acquitted	0	0.0%	1	0.2%	0	0.0%	0	0.0%	1	0.1%	
	DA Declined to Prosecute	1	0.3%	1	0.2%	0	0.0%	0	0.0%	2	0.2%	
	Other	6	1.9%	4	0.8%	0	0.0%	0	0.0%	10	1.1%	
	Adult Non-YO Convictions for:	Felonies	34	10.7%	86	18.1%	20	17.5%	2	8.7%	142	15.3%
		Misdemeanors	125	39.2%	139	29.3%	42	36.8%	9	39.1%	315	33.8%
		Non-Criminal/Unknown	82	25.7%	109	22.9%	17	14.9%	4	17.4%	212	22.8%
	Youthful Offender Adjudications for:	Felonies	0	0.0%	2	0.4%	3	2.6%	0	0.0%	5	0.5%
		Misdemeanors	3	0.9%	5	1.1%	1	0.9%	0	0.0%	9	1.0%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	13	4.1%	41	8.6%	8	7.0%	0	0.0%	62	6.7%
		Jail	46	14.4%	71	14.9%	24	21.1%	2	8.7%	143	15.4%
		Time Served	19	6.0%	40	8.4%	8	7.0%	1	4.3%	68	7.3%
		Jail+Probation	2	0.6%	4	0.8%	1	0.9%	1	4.3%	8	0.9%
		Probation	30	9.4%	53	11.2%	11	9.6%	2	8.7%	96	10.3%
		Fine	42	13.2%	34	7.2%	6	5.3%	3	13.0%	85	9.1%
		Cond Discharge	90	28.2%	97	20.4%	25	21.9%	6	26.1%	218	23.4%
		Other/Unknown	2	0.6%	1	0.2%	0	0.0%	0	0.0%	3	0.3%

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		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Misdemeanor	Total Dispositions	8,689	100.0%	5,450	100.0%	1,238	100.0%	419	100.0%	15,796	100.0%	
	Convicted-Sentenced	5,323	61.3%	2,906	53.3%	679	54.8%	201	48.0%	9,109	57.7%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	481	5.5%	264	4.8%	78	6.3%	21	5.0%	844	5.3%	
	Dismissed-ACD	1,491	17.2%	956	17.5%	203	16.4%	116	27.7%	2,766	17.5%	
	Dismissed-Not ACD	1,240	14.3%	1,265	23.2%	258	20.8%	71	16.9%	2,834	17.9%	
	Acquitted	21	0.2%	11	0.2%	1	0.1%	0	0.0%	33	0.2%	
	DA Declined to Prosecute	2	0.0%	0	0.0%	0	0.0%	0	0.0%	2	0.0%	
	Other	131	1.5%	48	0.9%	19	1.5%	10	2.4%	208	1.3%	
	Adult Non-YO Convictions for:	Felonies	8	0.1%	4	0.1%	2	0.2%	1	0.2%	15	0.1%
		Misdemeanors	1,914	22.0%	994	18.2%	243	19.6%	53	12.6%	3,204	20.3%
		Non-Criminal/Unknown	3,351	38.6%	1,868	34.3%	419	33.8%	146	34.8%	5,784	36.6%
	Youthful Offender Adjudications for:	Felonies	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
		Misdemeanors	47	0.5%	39	0.7%	15	1.2%	1	0.2%	102	0.6%
		Unknown	3	0.0%	1	0.0%	0	0.0%	0	0.0%	4	0.0%
	Sentences to:	Prison	2	0.0%	1	0.0%	0	0.0%	1	0.2%	4	0.0%
		Jail	875	10.1%	644	11.8%	166	13.4%	24	5.7%	1,709	10.8%
		Time Served	389	4.5%	343	6.3%	72	5.8%	11	2.6%	815	5.2%
		Jail+Probation	17	0.2%	13	0.2%	5	0.4%	0	0.0%	35	0.2%
		Probation	137	1.6%	64	1.2%	21	1.7%	6	1.4%	228	1.4%
		Fine	2,336	26.9%	766	14.1%	149	12.0%	87	20.8%	3,338	21.1%
		Cond Discharge	1,539	17.7%	1,058	19.4%	265	21.4%	70	16.7%	2,932	18.6%
		Other/Unknown	28	0.3%	17	0.3%	1	0.1%	2	0.5%	48	0.3%

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