

## *Application for Funding*

In February 2020, the Virginia Department of Criminal Justice Services (DCJS) announced it was accepting applications for the expansion of pretrial services to unserved localities. Culpeper applied for funding as we are totally funded with local monies. The application included a needs analysis of the target population, a needs analysis of staffing, an implementation plan, the locality commitment and collaboration, and technical compliance.

In May 2020, the Criminal Justice Services Board, DCJS policy board, conditionally approved Culpeper's application for expansion funding for pretrial. Culpeper was allotted \$202,315 for pretrial.

Due to COVID-19, the Governor and the General Assembly unallotted a number of new spending items in the 2021 Appropriations Act and placed the spending on hold. This included the \$202,315 allotted to Culpeper for pretrial funding. It is hoped that the funding will be reallocated in the near future.

## *Public Safety*

Pretrial has increased public safety for Culpeper County. Pretrial provides bail enforcement to include the issuance of arrest warrants, assisting law enforcement with arrests, and notification to the Courts of violations of Court orders.

Pretrial provides the Courts with information on detained defendants, resulting in a more informed release or detain decision resulting in increased public safety.

Pretrial provides defendants with written notice of their next court date resulting in a reduction of failure to appears.



*In our society, liberty is the norm, and detention prior to trial or without trial is the carefully limited exception.*

*Chief Justice Rehnquist  
United States v. Salerno*

### *County of Culpeper*

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*County of  
Culpeper*

*Criminal  
Justice  
Services*

*PRETRIAL*

*Fiscal Year 2020  
Annual Report*



*Culpeper County Courthouse*

# CJS PRETRIAL

## Overview & Mission Statement

CJS pretrial provides investigative and supervision services for persons charged with certain offenses awaiting trial. The investigative portion involves the usage of a validated risk assessment tool thereby assisting the judicial officer to make a more informed decision relating to the risk to public safety and the assurance of appearance. The supervision portion involves direct supervision, enforcement of bail conditions, and referral to services.

*The mission of Culpeper County Criminal Justice Services is to promote public safety and assist in the fair administration of justice through the utilization of evidence-based practices.*

## Research Study

The Virginia Pre-Trial Date Project is a comprehensive study by the Virginia Crime Commission. The project began in 2018. The project will examine a cohort of 22,993 adult defendants charged with a criminal offense. The project will track two specific outcomes to evaluate the effectiveness of pretrial release mechanisms; public safety and court appearance.

In FY2020, the Commission released a preliminary findings report, which can be downloaded at <http://vscc.virginia.gov/images/VSCC%20Pre-Trial%20Data%20Project%20Preliminary%20Findings.pdf>.

## Measures

CJS thanks all stakeholders for their cooperation and feedback to include the Culpeper County Sheriff's Department, the Commonwealth Attorney's Office, the Town of Culpeper Police Department, Judges and Court Officials, the local defense bar, and the Board of Supervisors.

The measures below reflect data for FY20.

Measure	Number
Pretrial Placements	302
Average Daily Caseload	133
Total Supervision Days	46,702
Average Length of Stay in Days	134 misdemeanor 220 felon
Investigations Completed	127
GPS Placements	53
GPS Days	5,664
GPS Fees Collected	\$259
TAD Placements	9
TAD Days	849
Substance Abuse Testing	132

## GPS & TAD

In order to provide the Courts with options for increased public safety and mitigating the risk of flight, CJS choose to provide Global Positioning System (GPS) as well as Transdermal Alcohol Detector (TAD) monitoring. CJS installs the units and enforces the defendant's compliance on a 7 day, 24 hour basis.

All stakeholders agreed that GPS would only be utilized as the last alternative to incarceration. In other words, if not for GPS then the defendant would be incarcerated. Any day a defendant spends on GPS is a direct one to one savings on jail space and costs.

GPS allows for monitoring of a defendant's whereabouts 24 hours a day, 7 days a week. GPS allows CJS to enforce stay away zones and inclusion zones. If a Court orders a defendant not to go within a certain distance to a victim's residence, work, school, etc..., then CJS can track the defendant's location and ensure that if the defendant enters a stay away zone, then a warrant of arrest will be issued. If the Court orders the defendant to reside at a certain location or establishes a curfew, then CJS has the ability to accurately enforce the Court's order.

TAD is utilized to monitor a defendant's consumption of alcohol. If a Court orders a defendant not to consume alcohol, CJS can accurately enforce the Court's order.