

## 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: 2017**

Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Felony	Total Dispositions	2,399	100.0%	3,186	100.0%	591	100.0%	137	100.0%	6,313	100.0%	
	Convicted-Sentenced	1,660	69.2%	1,862	58.4%	385	65.1%	94	68.6%	4,001	63.4%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	168	7.0%	187	5.9%	43	7.3%	4	2.9%	402	6.4%	
	Dismissed-ACD	116	4.8%	107	3.4%	18	3.0%	10	7.3%	251	4.0%	
	Dismissed-Not ACD	407	17.0%	1,005	31.5%	138	23.4%	27	19.7%	1,577	25.0%	
	Acquitted	5	0.2%	9	0.3%	3	0.5%	0	0.0%	17	0.3%	
	DA Declined to Prosecute	1	0.0%	0	0.0%	1	0.2%	0	0.0%	2	0.0%	
	Other	42	1.8%	16	0.5%	3	0.5%	2	1.5%	63	1.0%	
	Adult Non-YO Convictions for:	Felonies	405	16.9%	533	16.7%	118	20.0%	17	12.4%	1,073	17.0%
		Misdemeanors	783	32.6%	735	23.1%	147	24.9%	39	28.5%	1,704	27.0%
		Non-Criminal/Unknown	413	17.2%	459	14.4%	105	17.8%	34	24.8%	1,011	16.0%
	Youthful Offender Adjudications for:	Felonies	19	0.8%	67	2.1%	8	1.4%	3	2.2%	97	1.5%
		Misdemeanors	40	1.7%	68	2.1%	6	1.0%	1	0.7%	115	1.8%
		Unknown	0	0.0%	0	0.0%	1	0.2%	0	0.0%	1	0.0%
	Sentences to:	Prison	150	6.3%	313	9.8%	57	9.6%	4	2.9%	524	8.3%
		Jail	323	13.5%	366	11.5%	66	11.2%	17	12.4%	772	12.2%
		Time Served	61	2.5%	162	5.1%	29	4.9%	5	3.6%	257	4.1%
		Jail+Probation	78	3.3%	85	2.7%	22	3.7%	5	3.6%	190	3.0%
		Probation	285	11.9%	242	7.6%	51	8.6%	15	10.9%	593	9.4%
		Fine	263	11.0%	186	5.8%	28	4.7%	24	17.5%	501	7.9%
		Cond Discharge	485	20.2%	500	15.7%	126	21.3%	24	17.5%	1,135	18.0%
		Other/Unknown	15	0.6%	8	0.3%	6	1.0%	0	0.0%	29	0.5%

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: 2017**

Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Violent Felony	Total Dispositions	494	100.0%	1,086	100.0%	159	100.0%	33	100.0%	1,772	100.0%	
	Convicted-Sentenced	335	67.8%	582	53.6%	98	61.6%	21	63.6%	1,036	58.5%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	31	6.3%	41	3.8%	9	5.7%	1	3.0%	82	4.6%	
	Dismissed-ACD	12	2.4%	20	1.8%	5	3.1%	1	3.0%	38	2.1%	
	Dismissed-Not ACD	105	21.3%	431	39.7%	45	28.3%	10	30.3%	591	33.4%	
	Acquitted	3	0.6%	5	0.5%	2	1.3%	0	0.0%	10	0.6%	
	DA Declined to Prosecute	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Other	8	1.6%	7	0.6%	0	0.0%	0	0.0%	15	0.8%	
	Adult Non-YO Convictions for:	Felonies	126	25.5%	274	25.2%	43	27.0%	4	12.1%	447	25.2%
		Misdemeanors	125	25.3%	153	14.1%	34	21.4%	5	15.2%	317	17.9%
		Non-Criminal/Unknown	60	12.1%	83	7.6%	14	8.8%	8	24.2%	165	9.3%
	Youthful Offender Adjudications for:	Felonies	13	2.6%	57	5.2%	5	3.1%	3	9.1%	78	4.4%
		Misdemeanors	11	2.2%	15	1.4%	2	1.3%	1	3.0%	29	1.6%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	79	16.0%	201	18.5%	23	14.5%	3	9.1%	306	17.3%
		Jail	54	10.9%	83	7.6%	17	10.7%	3	9.1%	157	8.9%
		Time Served	12	2.4%	40	3.7%	7	4.4%	1	3.0%	60	3.4%
		Jail+Probation	18	3.6%	48	4.4%	15	9.4%	1	3.0%	82	4.6%
		Probation	54	10.9%	90	8.3%	11	6.9%	2	6.1%	157	8.9%
		Fine	32	6.5%	17	1.6%	1	0.6%	3	9.1%	53	3.0%
		Cond Discharge	85	17.2%	101	9.3%	23	14.5%	8	24.2%	217	12.2%
		Other/Unknown	1	0.2%	2	0.2%	1	0.6%	0	0.0%	4	0.2%

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**Erie County  
Adult Arrests Disposed by Race/Ethnicity: 2017**

Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Drug Felony	Total Dispositions	335	100.0%	520	100.0%	142	100.0%	22	100.0%	1,019	100.0%	
	Convicted-Sentenced	245	73.1%	347	66.7%	97	68.3%	18	81.8%	707	69.4%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	7	2.1%	14	2.7%	8	5.6%	0	0.0%	29	2.8%	
	Dismissed-ACD	19	5.7%	12	2.3%	4	2.8%	1	4.5%	36	3.5%	
	Dismissed-Not ACD	57	17.0%	146	28.1%	33	23.2%	3	13.6%	239	23.5%	
	Acquitted	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	DA Declined to Prosecute	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Other	7	2.1%	1	0.2%	0	0.0%	0	0.0%	8	0.8%	
	Adult Non-YO Convictions for:	Felonies	34	10.1%	100	19.2%	30	21.1%	3	13.6%	167	16.4%
		Misdemeanors	108	32.2%	125	24.0%	27	19.0%	5	22.7%	265	26.0%
		Non-Criminal/Unknown	99	29.6%	120	23.1%	35	24.6%	10	45.5%	264	25.9%
	Youthful Offender Adjudications for:	Felonies	2	0.6%	1	0.2%	3	2.1%	0	0.0%	6	0.6%
		Misdemeanors	2	0.6%	1	0.2%	2	1.4%	0	0.0%	5	0.5%
		Unknown	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
	Sentences to:	Prison	9	2.7%	58	11.2%	19	13.4%	0	0.0%	86	8.4%
		Jail	36	10.7%	60	11.5%	8	5.6%	3	13.6%	107	10.5%
		Time Served	14	4.2%	35	6.7%	8	5.6%	4	18.2%	61	6.0%
		Jail+Probation	7	2.1%	6	1.2%	2	1.4%	1	4.5%	16	1.6%
		Probation	35	10.4%	36	6.9%	11	7.7%	2	9.1%	84	8.2%
		Fine	49	14.6%	41	7.9%	9	6.3%	2	9.1%	101	9.9%
		Cond Discharge	90	26.9%	109	21.0%	39	27.5%	6	27.3%	244	23.9%
		Other/Unknown	5	1.5%	2	0.4%	1	0.7%	0	0.0%	8	0.8%

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Top Arrest Charge		Race/Ethnicity										
		White		Black		Hispanic		Other		Total		
		N	%	N	%	N	%	N	%	N	%	
Misdemeanor	Total Dispositions	7,271	100.0%	4,989	100.0%	1,033	100.0%	386	100.0%	13,679	100.0%	
	Convicted-Sentenced	4,307	59.2%	2,518	50.5%	568	55.0%	189	49.0%	7,582	55.4%	
	Diverted and Dismissed	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%	
	Covered by Another Case	363	5.0%	197	3.9%	57	5.5%	8	2.1%	625	4.6%	
	Dismissed-ACD	1,359	18.7%	1,035	20.7%	185	17.9%	93	24.1%	2,672	19.5%	
	Dismissed-Not ACD	1,118	15.4%	1,198	24.0%	215	20.8%	91	23.6%	2,622	19.2%	
	Acquitted	9	0.1%	13	0.3%	1	0.1%	2	0.5%	25	0.2%	
	DA Declined to Prosecute	1	0.0%	1	0.0%	0	0.0%	2	0.5%	4	0.0%	
	Other	114	1.6%	27	0.5%	7	0.7%	1	0.3%	149	1.1%	
	Adult Non-YO Convictions for:	Felonies	11	0.2%	3	0.1%	0	0.0%	0	0.0%	14	0.1%
		Misdemeanors	1,405	19.3%	836	16.8%	182	17.6%	59	15.3%	2,482	18.1%
		Non-Criminal/Unknown	2,860	39.3%	1,647	33.0%	382	37.0%	126	32.6%	5,015	36.7%
	Youthful Offender Adjudications for:	Felonies	1	0.0%	0	0.0%	0	0.0%	0	0.0%	1	0.0%
		Misdemeanors	29	0.4%	31	0.6%	4	0.4%	2	0.5%	66	0.5%
		Unknown	1	0.0%	1	0.0%	0	0.0%	2	0.5%	4	0.0%
	Sentences to:	Prison	1	0.0%	1	0.0%	0	0.0%	0	0.0%	2	0.0%
		Jail	592	8.1%	489	9.8%	104	10.1%	14	3.6%	1,199	8.8%
		Time Served	261	3.6%	321	6.4%	68	6.6%	6	1.6%	656	4.8%
		Jail+Probation	18	0.2%	7	0.1%	3	0.3%	0	0.0%	28	0.2%
		Probation	115	1.6%	49	1.0%	8	0.8%	5	1.3%	177	1.3%
		Fine	2,083	28.6%	663	13.3%	147	14.2%	112	29.0%	3,005	22.0%
		Cond Discharge	1,201	16.5%	968	19.4%	235	22.7%	51	13.2%	2,455	17.9%
		Other/Unknown	36	0.5%	20	0.4%	3	0.3%	1	0.3%	60	0.4%

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