

Tioga County Probation Summary for 2018 Annual Report

The Tioga County Probation Department works with Tioga County Court, Drug Treatment Court, Family Court, Surrogates Court and 15 separate Town or Village Justice Courts in the County. The Department prepares time sensitive documents to assist those courts in making sentencing decision for the citizens before them.

Much of the Department's work is proscribed by New York State laws, such as what information must be included in an investigation submitted to the courts and how frequently Probation Officers meet with individuals sentenced to probation supervision. Over the years, New York State has moved from an equal partnership with counties in regards to Probation funding to the current state of only funding 9% of the Probation budget. This makes Probation, a mandated service in counties, one of the top ten departments that effect county budgets. Currently, 90% of the Probation budget is covered by Tioga County taxpayers. This fiscal inequity, however, does not stop NYS from continuing to mandate that Probation provide more unfunded services to the community and state. 2018 was no exception to this pattern; despite promising 100% reimbursement, NYS enlarged the Probation Department's responsibilities with all Juvenile Delinquent youth when statutes were updated to reflect the statutory change in the age of criminal responsibility in NYS, colloquially called "Raise the Age".

Tioga Probation has spent many hours preparing the County for the changes in the Raise the Age legislation. Training sessions were conducted by Probation for the following agencies: Tioga County Sheriff, New York State Police, Waverly Police, Owego Police Department, Tioga County Magistrates Association, Tioga County Public Safety Committee and Tioga County Department of Social Services- Services Units. Each County is required to submit a Raise the Age plan for funding to the state to be reviewed by three state agencies: Office of Children and Family Services (OCFS), Division of Criminal Justice Services (DCJS) and Division of the Budget. In January 2019, Tioga submitted our 10th submission for review. Tioga's experience is not unique, other counties in the state have had their plans returned numerous times as well.

In the juvenile part of our system, Tioga County Probation runs Alternative to Detention programs to reduce or eliminate the use of expensive detention placement for youth in the juvenile justice system.

In the adult part of our system, Tioga County Probation runs three Alternatives to Incarceration programs to reduce reliance on the Tioga County Jail. The presence of an approved ATI program also assists the county by allowing the Jail to follow a reduced classification system within the facility, reducing its costs. The Department operates Pre-Trial Release, (an opportunity to be released from jail and monitored, without paying bail) Community Service, (perform community service hours at government or not for profit agencies in lieu of incarceration) and Electronic Monitoring (wearing an ankle unit that tracks GPS location in lieu of incarceration).

The last few years have seen a dramatic increase in the number of community members addicted to opiates. This is manifested in addiction to prescription opiate medications and illicit opiates. In 2018, Tioga Probation continued to see a significant portion of the people on probation struggle with an addiction to opiates, in addition, we also saw an increase in the use of methamphetamine in the County.

In 2018, the County continued to be the recipient of additional opiate focused substance abuse intervention services. Through an OASAS grant in 2017, two agencies outside Tioga County, ACBC in Broome County and Trinity CASA in Chemung County were awarded a two year grant to provide COTI (Center of Treatment Innovation) services in Tioga County and Tompkins County. These agencies have provided: peer support counselors, clinical assessments, and case management and transportation services to County residents seeking help with addiction. Both of the COTI programs have a weekly presence in the Probation Department and assisted probationers in accessing both inpatient and outpatient treatment, obtaining insurance coverage for treatment, providing transportation and working one on one with probationers who have relapses. Trinity CASA began offering exclusive services in the Tioga County Jail: completing substance abuse assessments and operating educational groups for inmates. Both COTI programs will assist citizens in gaining access to Suboxone or Vivitrol, which are medically assisted treatment medications. It was due to the COTI grant that Tioga Probation was able to reduce the amount of requests to sentencing courts to remand probationers to jail

to wait for a treatment bed. All grants, however, have an end date, that date for the COTI program is April 1, 2019. How the lack of the COTI programing will affect Probation in 2019 is yet to be determined.

In 2018, Probation was working with a 25-year-old man from the western part of the county. This man began his involvement with the Probation Department when he was a 15 year old juvenile. Over a nine year period the defendant had numerous arrests and subsequent probation sentences as both a juvenile and as an adult. The defendant had significant mental health issues compounded by ongoing problems with uncontrolled seizures. He did not have good familial support. His supervision plan had numerous failures. He missed appointments, dealt with his depression by cutting himself, and his residence was frequently not secure. The defendant had several inpatient psychiatric hospitalizations due to crisis situations. After the defendant was assigned a Case Manager through the Elmira Psychiatric Center, his stability began to improve. He had frequent meetings and telephone calls with his Probation Officer to help him prioritize his physical health and mental health problems and to follow through with treatment plans for each. The defendant was able to successfully complete a probation sentence for the first time at the end of 2018 after being involved with the department for almost half his life.

Tioga County Probation Department goals for 2019 are:

1. Continue to submit the RTA program plan to New York State, until approval is granted. Implement RTA programming with youth. Implement new contact requirements for Juvenile Delinquent youth in our Diversion program. Document the Department's work with RTA youth for fiscal reimbursement.
2. Implement Succession planning in the Department, preparing for key Department positions to change due to retirement in the next 2-4 years.
3. Submit criminal court investigations to sentencing courts forty-eight hours before sentencing for review. The state mandate is to have reports present at courts twenty-four hours before sentencing.
4. Continuing Education- All Tioga County Probation Officers will complete at least twenty-one hours of training during the 2019 calendar year.
5. Reorganize the Pre-Trial Release program to prepare for Cashless Bail legislation that will go into effect on November 1, 2020.

ANNUAL REPORT FOR 2018
TIOGA COUNTY PROBATION DEPARTMENT

Highlights for the year 2018

Probation Department staff was reduced in 2013; the department continued operating with one unfilled position in 2018 due to County budget constraints.

A total of **\$97,688** in restitution, designated surcharges, and DWI Supervision Fees and Adoption Investigation fees were collected by the Probation Department and disbursed to Tioga County government and crime victims.

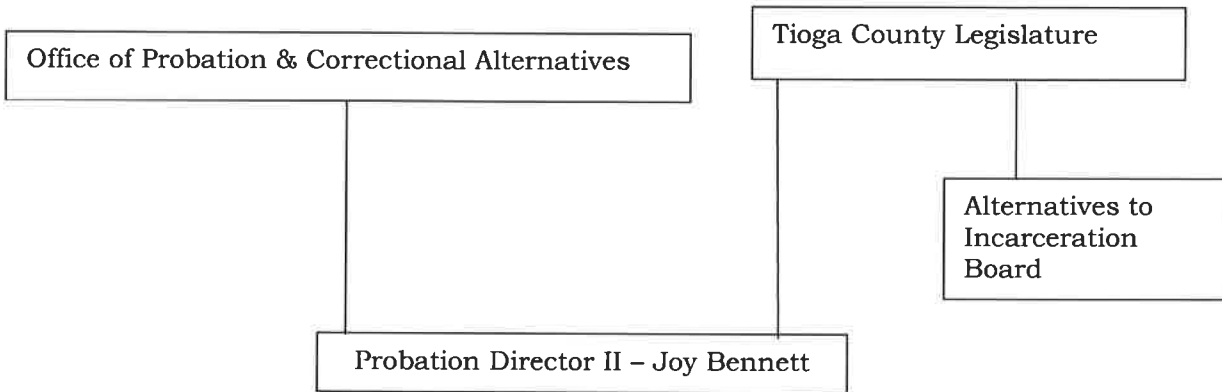
The work of 9 Probation Officers on staff included the following:

- The court ordered **supervision of 319 cases** who received sentences of probation. This number includes cases from both criminal court and family court. In addition, during the year there were 8 juveniles supervised through our diversion program.
- The completion of **320 Investigations**, which were due during 2018 by the 15 courts serviced by the Probation Department in Tioga County.
- **23 juveniles**, charged by law enforcement officers as Juvenile Delinquents, were processed. These cases were either diverted from Family Court through the provision of services or were referred to the County Attorney's Office for consideration for petition into Family Court. An additional juvenile was charged for serious felonies as a direct file to the Court by the County Attorney and law enforcement.

Oversight of the Alternatives to Incarceration Programs by Tioga County Probation Department with the following results:

- 140 inmates interviewed for the Pre-Trial Release Program, with **78 released from jail into the Pre-Trial Release Program. This resulted in a county jail cost savings of \$121,126.**
- **6,329 hours of community service were completed** for the county's not-for-profit and government agencies by defendants sentenced to perform community service as an alternative to incarceration. These hours multiplied by the current minimum wage of \$9.70/hour equal a **saved salary of \$61,391.**
- 2 adults were monitored by Electronic Monitoring as an alternative to jail or detention.
- 4 juveniles were monitored by Electronic Monitoring as an alternative to detention/placement

All of these programs allowed for space to be available in the county jail for "boarders," which translates into increased revenue for the county.



PROBATION SUPERVISORS

Brian Cain Teri Rosenberger

SR. PROBATION OFFICERS

Bill Jones
Barb Riley
Chad Post

PROBATION OFFICERS

Toby Foster
Fred Kiechle
Ashley Lavore {Resigned 2/27/18}
Darcy Lurcock
Jessica Pack {Resigned 12/7/18}
Heather Stanton
Cheri Zlinsky {Hired 4/2/2018}

VACANT PO UNFUNDED

PROBATION ASSISTANT

Lisa Baker

CLERICAL/SUPPORT STAFF

Kristen Kallin Sherri Harris Crystal Luce

ZoeAnn Zielinski (P/T) {Resigned 10/5/18} Jennifer Zorn (P/T) {Hired 12/10/18}

OVERVIEW OF TIOGA COUNTY PROBATION

The Tioga County Probation Department, located at 20 Court Street – Suite 1, Owego, is an agency providing services overseen by the New York State Division of Criminal Justice Services - Office of Probation and Correctional Alternatives in accordance with New York State Executive Law. The core mandated functions of Probation are: Intake, Investigation, and Supervision. In New York State, probation services are provided through local county Probation Departments performing prescribed court-related activities. In 2010, New York State changed the method of reimbursement for counties; previously departments were reimbursed by a set percentage of certain portions of the entire department's budget, to a block grant where the amount of funding is set and distributed quarterly. In addition to state aid, the block grant for Tioga County also includes monies previously allotted for enhanced sex offender supervision services. The main financial support of the Probation Department is Tioga County taxpayers, for many years the state funding reimbursement level has been reduced by the state legislature/governor requiring the County to make up the difference. In 2018, state funding to County Probation Departments remained flat for the seventh year in a row.

The mission of the Tioga County Probation Department is to provide Intake, Assessment, Investigation, and Supervision services for the community, clients, crime victims and the Family and Criminal Court judicial system. We are committed to protecting the safety and property of persons by the prevention of juvenile delinquency, adult crime and related family dysfunction with a goal to increase every client's personal resilience with maximum effectiveness, at reasonable cost. We promote public safety by assisting in judicial decision making, providing effective supervision of probationers sentenced to community supervision by the courts, and giving crime victims both a voice and financial remuneration through the disbursement of restitution.

By December of 2018, the staff consisted of the Director, two Supervisors, three Senior Probation Officers, five Probation Officers, and one Probation Assistant. The clerical staff consists of three full-time and one part-time employee. Due to budget cuts in 2013, one full-time Probation Officer position remains unfilled.

Almost all Tioga County Probation activities involving persons 16 and over are criminal arrest driven. Further, because of the highly mobile defendant population, it is statewide arrest and indictment statistics, not just Tioga's statistics, that determine our workload. Previous years' arrest statistics, not just those of 2016, mostly determine current workload.

In 2017, the New York State Legislature passed landmark legislation that will change the age of adult criminal responsibility in New York. The first part of the legislation, referred to as, "Raise the Age", went into effect on October 1, 2018. Probation Departments across the state began planning for this significant change in 2017. The Tioga County Probation Director participated in many Raise the Age planning meetings in Albany in 2017 and 2018.

FAMILY COURT INTAKE

The Family Court Act provides for county probation staff to provide services and appropriate referrals for resolution of a problem through voluntary participation in programming to adjust the problem in an attempt to avoid court action. In 2018:

- 23 Juvenile Delinquency Appearance Tickets were processed representing 24 offenses of which 4 were Felonies and 20 were Misdemeanors. 9 cases were opened for voluntary adjustment services.
- \$785.00 in restitution was collected through voluntary adjustment services.
- Detention – in 2018, a total of 242 bed days were utilized at detention facilities in New York State. 108 of those bed days were accessed at non-secure detention facilities, while 134 days were utilized in a secure facility. Of the 242 bed days, 123 days were under Probation's control and 119 days were under the Department of Social Services' control.
- 12 DRAI (Detention Risk Assessment Instrument) were completed in Tioga County as required by law.

FAMILY COURT INVESTIGATION

The Family Court Act provides for Family Court to direct Probation to prepare written investigative reports that contain a person's legal history, victim impact, family/education/employment history, mental and physical health, treatment history and needs, with analysis of this information and disposition recommendations that consider the needs of those before the court and community protection. In 2018:

- 8 Juvenile Delinquency Pre-Dispositional investigations completed
- 4 PINS Pre-Dispositional Investigations completed
- 3 Adoption Investigations completed
- 3 Update reports completed
- 0 Custody Investigations completed

FAMILY COURT SUPERVISION

New York State Executive Law provides for the County Probation Department to deliver Family Court ordered supervision services. In 2018:

- Tioga County Probation started the year with 6 Juvenile Delinquency supervision cases. During the year, 5 cases were added and 4 cases passed from supervision leaving a total of 7 supervision cases at year's end.
- Tioga County Probation started the year with 3 PINS supervision cases. During the year, 0 cases were added and 3 cases passed from supervision leaving a total of 0 supervision cases at year's end.

JUVENILE SPECIAL PROGRAMS

RISK/NEED ASSESSMENT TOOL

YASI (Youth Assessment and Screening Instrument) is a screening instrument to assess a juvenile's risk and treatment need factors. Tioga County Probation initiated use of this screening instrument for juveniles in 2004. For 2018, 104 Juvenile Risk Assessments were completed. Thirty-four youth (JDs, PINS, JOs and YOs) were assessed during the year as follows: 26 pre-screens, 39 full assessments, 33 reassessments, and 32 at case closings.

SERVICE REFERRALS FOR JUVENILES

- 16 cases were presented to the Youth Assessment Team
- 2 cases were referred for MST-Multisystemic therapy (program paid for by Tioga DSS)
- 0 cases were referred to Alcohol and Drug Services for substance abuse treatment
- 2 cases were referred to Teen Intervene for substance abuse education
- 1 case was referred to Family and Children's Society for juvenile sex offender evaluation.

CRIMINAL COURT INVESTIGATIONS

One of the primary functions of the Tioga County Probation Department is to complete court ordered investigations of those individuals whose cases are before the County Court, Drug Treatment Court, or any of the 15 Justice Courts in the county. These investigations, and resulting written reports, provide the court with information concerning the person's legal history, victim impact, family/education/employment background, mental and physical health, treatment history and needs. Included is a comprehensive analysis

of the above, along with recommendations which consider the needs of those before the court, community protection, and sentencing options prescribed by law. These reports then assist the judges in making decisions about the sentencing disposition of a case. In county court, and in some justice courts, investigations are ordered prior to conviction and are used in plea negotiations by the defense, the district attorney, and the court. In 2018, the department completed:

• Pre-Plea Investigations	78
• Pre-Sentence Investigations	200
• Certificate of Relief from Disabilities Investigations	23
• Interim or VOP Probation Update Investigations	<u>31</u>
TOTAL	311

ADULT CRIMINAL COURT SUPERVISION

Tioga County Probation is responsible for supervision of adult offenders (age 16 and older) who have been sentenced to probation by a criminal court. By law, probation sentences are for two (2) or three (3) years for a Class A Misdemeanor conviction and three (3), four (4), or five (5) years for a Felony conviction, except for sex offenders who receive six (6) years for a Class A Misdemeanor and ten (10) years for a Felony. Probation Officers meet regularly with all probationers as determined by a risk assessment to review the probationer’s compliance with the Conditions of Probation specified by the sentencing court. The goal of probation is to protect the public and facilitate provision of necessary services toward the goal of rehabilitation of the offender. A probationer who fails to abide by any of the Conditions of Probation may be returned to their sentencing court and may be resentenced to any sentence allowable for the original conviction. As of December 2018:

- 306 supervision cases were being supervised by a Probation Officer
- 39 of the above offenders were sexual offenders

In addition to the above cases, Tioga County Probation monitors Conditional Discharge orders (CD) for Tioga County courts that have conditions to: pay restitution, complete community service hours or attend a DWI-Victim Impact Panel. In 2018, CD’s were monitored as follows:

- 85 orders for Victim Impact Panel
- 10 CD orders for restitution payment

RISK AND NEEDS ASSESSMENTS- COMPAS
(Correctional Offender Management Profiling for Alternative Sanctions)

The Office of Probation and Correctional Alternatives (OPCA) Rules and Regulations require that a risk assessment and classification instrument approved by OPCA be used to provide a system of differential supervisions and to ensure public safety through effective management of offenders in the community.

Tioga County Probation uses the software program COMPAS to meet this state requirement. COMPAS is an evidence based general risk/need assessment instrument that compiles offense characteristics, criminal history, and other indicators which point to the likelihood of an offender generally complying with conditions of probation. It also summarizes the offender’s family support network, substance abuse evaluation needs, mental health evaluation needs, education and skills training, financial situation and social environment. This compilation of information provides a profile that delineates the offender’s strength and weaknesses, thus targeting areas that need intervention. The profile used together with professional judgment and

supplemental information, helps to guide the assigned Probation Officer in successfully supervising the offender in the community.

DWI: Tioga County Probation uses an assessment tool called Impaired Driving Assessment during the presentence investigation on all adult defendants charged with a drinking and driving offense. Probation Officers access IDA via CE Assessments an additional component to Caseload Explorer.

Sexual Offending: Tioga County Probation uses an assessment tool called STATIC-99-R during the presentence investigation on all adults charged with a sexual offending crime. After defendants are sentenced to probation supervision they are assessed with an assessment tool called Acute 2007.

Domestic Violence: Tioga County Probation uses an assessment tool called DVSI-R for use with adult defendants charged with a domestic violence crime.

VIOLATION OF PROBATION - WARRANT CASES

The Probation Department advises sentencing courts via petition whenever a defendant is not in compliance with the court's order. In some situations, the courts issue a Violation of Probation warrant for the defendant's arrest. The Probation Department monitors these warrant cases and works directly with the Tioga County Sheriff's Department to locate these probationers for apprehension.

The Tioga County Probation Department continued monitoring old warrant cases involving the Probation Department with Tioga County Courts this year; any warrant case that was over ten years old was reviewed and requests were made to the courts to consider dismissing the violation petitions and withdrawing the warrants in the interest of justice. As a result of these efforts, the number of warrants more than 1-year-old has been reduced from 32 in 2011, to 6 in 2018.

INTERIM PROBATION SUPERVISION

Interim Probation sentences were authorized by NYS law in 1998, with some modifications added in 1999. In 2013, modifications were again made which allowed these cases to be transferred to other NYS counties and other states for supervision, with the sentencing court keeping jurisdiction. In the past, these sentences were infrequently used in Tioga County. In 2014, with the election of a new District Attorney, Interim Probation has been offered much more frequently in plea bargain agreements. As of December 2018, the department was monitoring 38 Interim Probation sentences, 28 of which are cases from Drug Treatment Court. The remaining 10 cases are a mixture from the County Court (6) and Justice and other Courts (4). These sentences require special attention to the time line set forth in CPL 390.30; the one-year time limit for these sentences must be counted from a date of conviction rather than the date of sentence, as all other probation sentences run. This difference has required that Probation be especially diligent with advising courts of this time requirement. If final sentencing is delayed until after the one-year term outlined in the law, the sentencing court loses jurisdiction over the case.

Interim Probation sentences out of Drug Treatment Court are supervised under different criteria, as all these defendants can have their Interim Probation term extended to a second year.

RESTITUTION COLLECTION

New York State Family Court, Town and Village Courts and County Court order restitution in juvenile delinquency and adult criminal cases. The Probation Department is the designated restitution collection agency in Tioga County. In 1985, legislation was enacted authorizing the courts in most cases to impose a 5% surcharge in addition to the court-determined restitution. This surcharge is sent to the Tioga County Treasurer's Office at least monthly with the remaining restitution being sent to crime victims. The term victim for our purposes means not just individual victims of crimes but also municipalities and agencies. An example would be this the Probation Department collecting restitution from defendants convicted of Welfare

Fraud and disbursing that money to Tioga County Department of Social Services or collecting restitution on cases where a defendant damaged a law enforcement vehicle during the course of their arrest and then disbursing that money to the Tioga County Sheriff's Department. In 2018, the Probation Department collected 15 restitution payments and disbursed \$3,793.63 to the Tioga County Department of Social Services. In 2018, a total of \$78,143 was collected for all courts. Of this amount:

- \$74,463 was collected and disbursed to crime victims
- \$3,680 was collected as designated surcharge and remitted to the Tioga Co. Treasurer's office.

DWI SUPERVISION FEE

Following a continuing reduction of State Aid to counties in 1992, New York State passed legislation allowing each county to charge a \$30 per month per person probation supervision fee for those convicted of Driving While Intoxicated and sentenced to probation. The Tioga County Legislature studied this revenue generating plan in the fall of 1992 as part of its budget process for 1993, and on January 11 of 1993 passed legislation, effective January 18, adopting this for Tioga County. Basically, the Tioga County Legislature directed the Probation Department to collect a \$30 per month supervision or administration fee for each person convicted of an offense listed in Article 31 of NYS Vehicle and Traffic Law and who is being supervised by the Tioga County Probation Department.

Any funds collected at Probation are taken directly to the Treasurer's Office and are counted as revenue under the probation budget. In 2018:

- \$18,345 was collected and disbursed as described above.

ALTERNATIVES TO INCARCERATION

The classification/alternatives bill enacted in 1984 brought about the establishment of Alternatives to Incarceration programs at the county level to promote more efficient jail population management. Funding for the programs developed by Tioga County was provided by the state and further incentive allowed the local jail to move from a 12 level classification system to a four level classification system in segregating its prisoners.

The Tioga County Alternatives to Incarceration (ATI) Board was created in 1985. The scope of this Board was enlarged in 2002 and it was renamed the Criminal Justice Advisory Council. In 2007, the County eliminated the Criminal Justice Advisory Council and reinstated the Alternatives to Incarceration Board. This Board regularly reviews the progress of the two probation programs that fall under its venue: the Pre-Trial Release Program and the Community Service Program. The committee also reviews the Treatment Alternatives to Incarceration Program through Tioga County Alcohol and Drug Services and the Electronic Monitoring Program. In 2017, the Board was asked to review criminal and juvenile justice data for Tioga compared to other NYS counties and to approve the annual goals of Probation's ATI programming. The program year for the ATI Programs runs July 1st to June 30th. Data reported for both programs below is for the 2018 calendar year.

Community Service

The Community Service portion of the Alternatives to Incarceration Program has been operating in Tioga County since 1986. This program has a primary goal of providing Tioga County and specifically, the judicial system, with a sentencing alternative to local jail incarceration. Defendants who would be sentenced to jail are given the opportunity to remain in the community, maintain employment, and, as an alternative to incarceration, provide unpaid work services to non-profit and governmental offices. Participants in the community service program may be sentenced to complete hours via a condition of probation or a conditional discharge.

In 1991, a special ATI program was developed when the Tioga County Probation Department began coordinating services with the Tioga County Sheriff's Department to operate the Weekend Work Program (WWP). This program consists of a work crew supervised by a Corrections Officer from the Tioga County Sheriff's Department. That department plans and coordinates specific work projects for various Tioga County departments, municipalities, and non-profit organizations. The Tioga County Probation Department provides the defendants who operate the Weekend Work Program and advises Courts of noncompliance with any orders. During the 2018 calendar year:

- 68 defendants were sentenced to perform community service hours

4,144 hours were completed on the Weekend Work Program

2,185 hours of community service were completed at other sites in Tioga County

6,329 total hours of community service were completed during the year

Those hours translated into money: multiplying 6,329 hours times a minimum wage of \$9.70, would equal \$61,391 worth of work provided to the county government and not for profit agencies.

Pre-Trial Release

The second component of Tioga County Probation Department's Alternatives to Incarceration Program is the Pre-Trial Release Program. This program was also started in 1986. This program assesses defendants in the Tioga County Jail and advises the Court if the defendant meets a point scale designed to identify people who have ties to the community and have a high probability of appearing for subsequent court hearings. Courts can take the information into consideration and can release defendants into the program in lieu of having the defendant post bail. Pre-Trial Release is a half-time position for the Probation Assistant that operates the program.

The function of the Pre-Trial Release Program is to reduce the local jail population by orchestrating the release of local un-sentenced inmates who are thought to have a high probability of appearing in court.

After an initial screening and personal interview with the defendant, an investigation of their legal, social, employment history and a personal reference check, eligibility is determined. The court is then notified of the defendant's eligibility status. It is the court which makes the decision whether or not to release the defendant into the program. If Pre-Trial Release is ordered, the Probation Department keeps in regular contact with the defendant and monitors any court imposed conditions to help ensure the defendant's appearance at subsequent court hearings. The PTR Coordinator's responsibilities were increased in 2013 in regards to defendants charged with domestic violence offenses. Legislation was passed that directs courts to consider the history of Orders of Protection being issued as well as the presence of guns before considering a defendant's release into PTR or bail. This information is now gathered during the PTR interview and shared with the arraignment court. During the 2018 calendar year:

- 140 inmates were interviewed for the program, 97 were found to meet the eligibility criteria. From the number eligible, Tioga County courts released 78 people from the jail into the Pre-Trial Release Program; this is an 80% release rate.
- 128 COMPAS Pre-Trial Release assessments were completed on defendants providing Failure to Appear risk information to the releasing courts.
- Jail cost savings for the calendar year due to releases into this Alternative to Incarceration programming totaled 1,425 days - which equals a savings of \$ 121,126 to the County.

DRUG TREATMENT COURT

In January of 2014, at the behest of the newly elected Tioga County District Attorney and County Court Judge all defendants in Drug Treatment Court began to be sentenced to both Interim Probation as well as stipulations in a DTC Contract. This change in philosophy required Probation to become involved with this

population of defendants, something the department had not done for the previous five years. In 2018, Probation withdrew from sitting on the Drug Treatment Court Team. Two Probation Officers supervise all the defendants placed in Drug Treatment Court and attend Court hearings and meetings as needed. The Interim Probation terms are for one year with the potential for a one-year extension if the defendant is still involved in drug treatment at the conclusion of the first year. If the defendant successfully completes interim probation, the time spent in that sentence is credited to any final sentence of probation supervision and typically the felony charge is reduced to a misdemeanor. As of December 2018, the department was supervising 28 people on Interim Probation-Drug Treatment Court sentences.

STAFF DEVELOPMENT AND TRAINING

The New York State Office of Probation and Correctional Alternatives' rules and regulations mandate Fundamentals training for each newly hired Probation Officer. In 2018, the number of mandated hours increased from 105 hours of training to 140 hours, scheduled over for four weeks as follows: 105 hours in the area of Fundamental probation practices and 35 hours in Peace Officer and Officer Safety training. Thereafter, each full-time Probation Officer, Supervisor, and Director is required to complete 21 hours of training per year.

The Office of Probation and Correctional Alternatives in Albany provides the on-site Fundamentals, Peace Officer and Officer Safety Training. Advanced training and education is obtained through attendance at workshops held throughout the state which are sponsored by a variety of agencies, councils, or universities. In 2011, OPCA eliminated requirement for firearms and range training for Probation Departments that are not authorized to carry handguns. In 2018, all Probation Department professional staff completed the mandated 21 hours of advanced training; the staff as a whole completed 630 hours of training. Every effort was made to attend local or free trainings to reduce county costs.

SEX OFFENDER REGISTRATION

The Probation Department conducts home checks to verify residences every 90 days on each sex offender sentenced to probation supervision and required to register under the Sex Offender Registration Act as a sex offender with the Division of Criminal Justice Services (DCJS). Reports on these home checks are submitted to the Office of Probation and Correctional Alternatives each quarter. In 2006, OPCA began offering funding for the enhanced supervision of Risk Level Two and Three sex offenders to counties. In 2010, funding for this program was rolled in a block grant that combined state aid and enhanced sex offender funding; it is up to the county how the monies are appropriated between the two programs.

In 2007, Tioga County began contracting for adult sex offender treatment services with The Family and Children's Society. The contract allowed for up to 20 convicted adult sexual offenders to receive assessment and treatment services. Weekly group sessions are offered in two days: Tuesdays and Fridays at a daytime treatment group that meets at the Probation Department. All defendants participating in the treatment program are required to submit to regular polygraph testing, at their own expense (\$300). The tests are conducted at the Probation Department.

In 2014, the contract was enlarged to include treatment slots for juvenile sexual offender assessment and treatment services. The contract change was necessary due to the Tioga County Mental Health Clinic closing their juvenile sexual offender treatment program in the fall of 2013.

In 2016, the contract was amended to allow for 16 treatment slots for adult offenders and 5 treatment slots for juvenile offenders for a total of 21 treatment slots and a total of 20 slots for adult safety monitor/parent safety monitor education slots. In 2018, the contract was continued with the same numbers.

DNA

In 2013, the New York State Legislature enlarged the list of crimes requiring a buccal cell sample to be submitted to DCJS. Currently, any Felony conviction and all Misdemeanor Penal Law convictions require a sample to be collected and submitted to the New York State Police Forensic Laboratory. The Probation Department collects and submits samples to DCJS for all defendants convicted of any of the designated offenses and sentenced to Probation. The Department monitors the DNA due list that is housed in the Portal. In 2018, Tioga Probation received a certificate from DCJS-OPCA for achieving a 100% DNA collection rate in 2017.

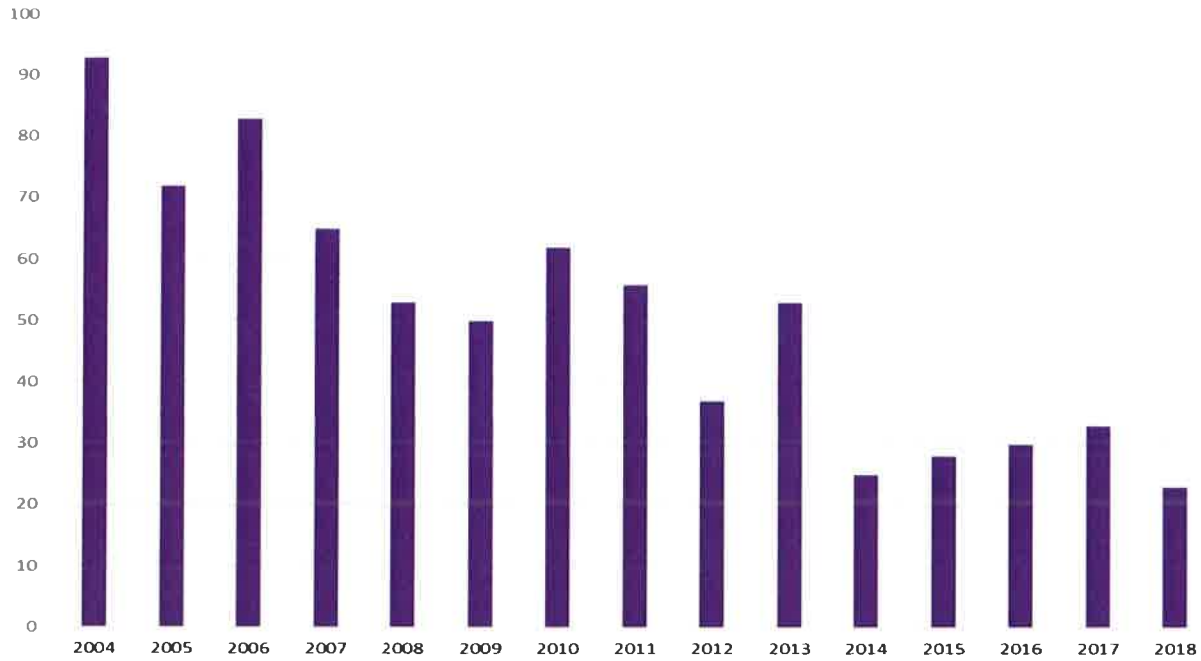
VICTIM IMPACT PANEL

Tioga County began a DWI Victim Impact Panel program in 2009. A multidisciplinary coalition was formed consisting of the following agencies: District Attorney, A New Hope Center, Tioga County Alcohol and Drug Services, Tioga County Magistrates Association, Tioga County Council on Addiction and Substance Abuse, STOP-DWI and the Probation Department. This program is designed for first time DWI offenders. At the panel, two victims of DWI offenders tell the participants how their lives were impacted by a DWI offense. The sponsoring agencies provide participants with information about NYS Vehicle and Traffic Law and the availability of treatment and support services in the county. The Probation Department's role in the program is to coordinate the assignment of drinking and driving offenders to attend a panel, attend each session to monitor who attends, and advise the sentencing courts of compliance.

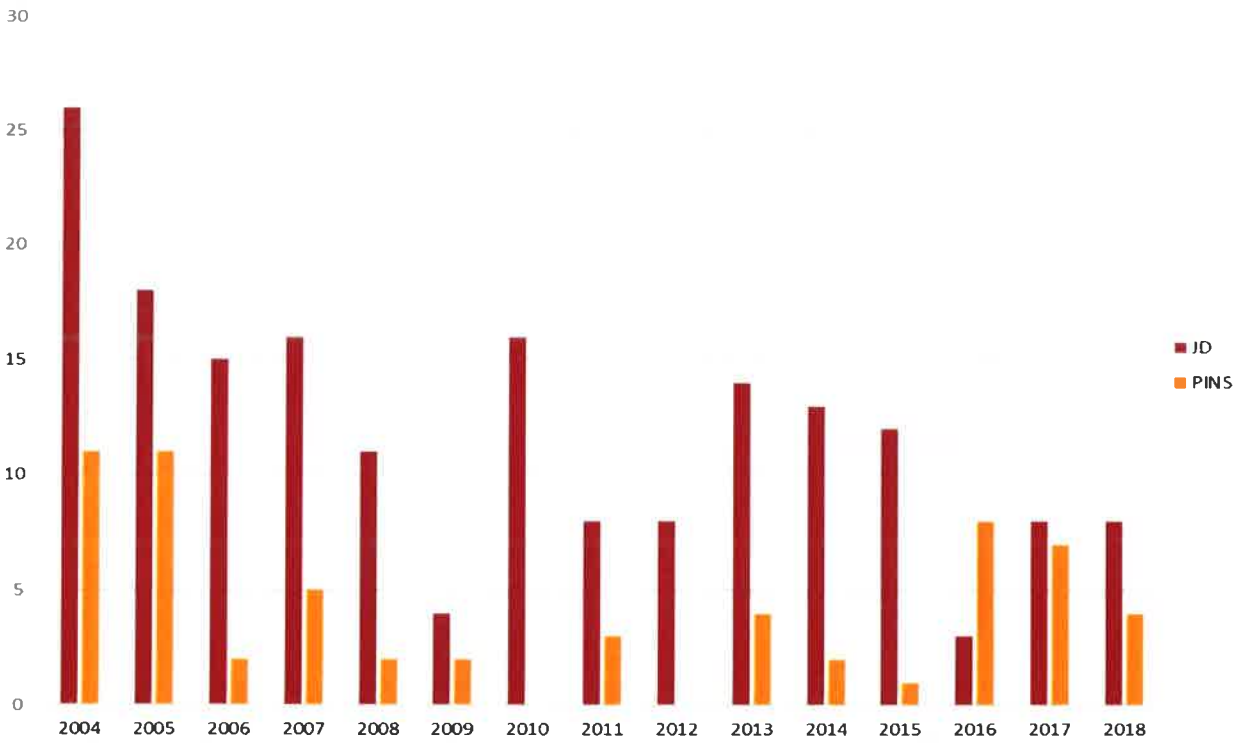
The Probation Department received 85 orders from Tioga County Courts; of those, 59 individuals attended a panel session in Tioga County during the 2018 calendar year. One VIP panel session (September 2018) had to be cancelled at the last minute due to flooding in the county and the meeting room being used by EMO officials. Five defendants attended a panel in another county. Offenders who do not attend a session as directed or who test positive for alcohol at the program are returned to their sentencing court for review; a total of eight (8) offenders were returned to their sentencing court in 2018.

Offenders who attend the Victim Impact Panel are charged \$30.00 per person. Currently the fees are given to A New Hope Center for their work in supporting the victims who volunteer to speak at the program. During 2018, \$1,770 in Victim Impact fees was collected at the two sessions and remitted to A New Hope Center. These fees are used to pay program expenses as well as mileage and stipends for speakers with the balance kept by A New Hope Center.

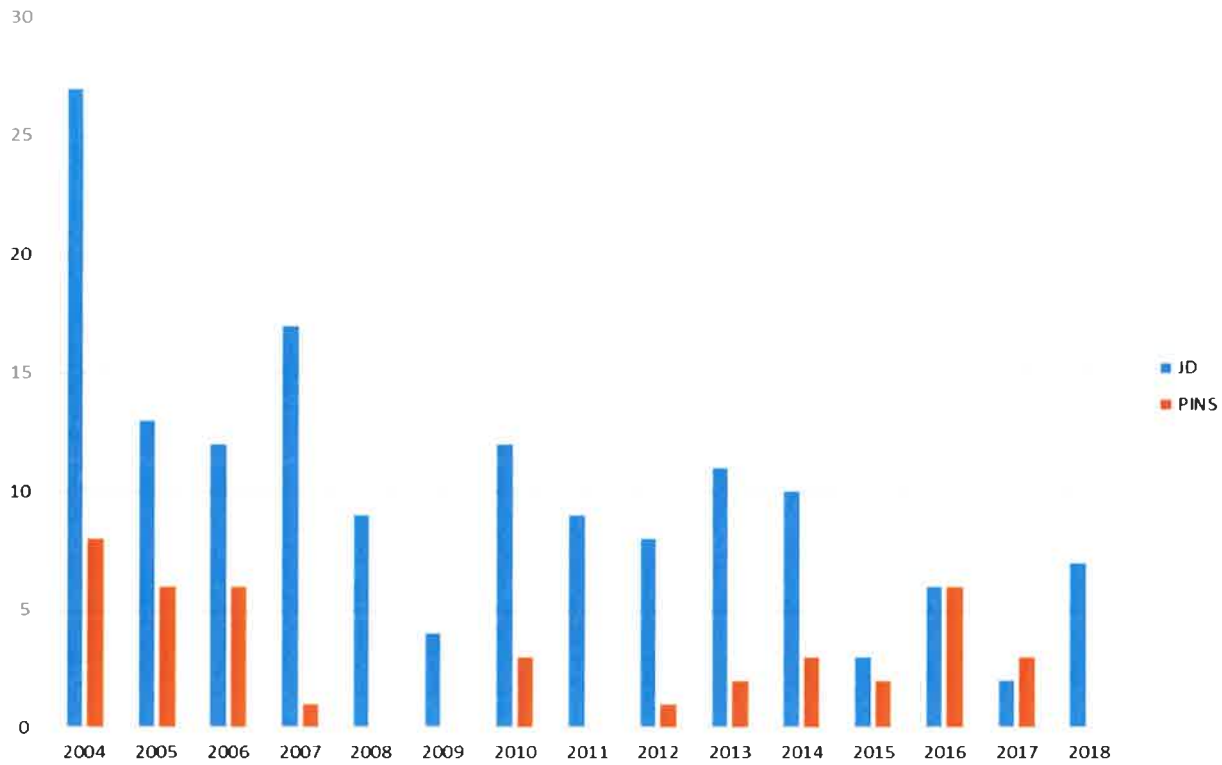
Juvenile Delinquent Intake for 2004 - 2018



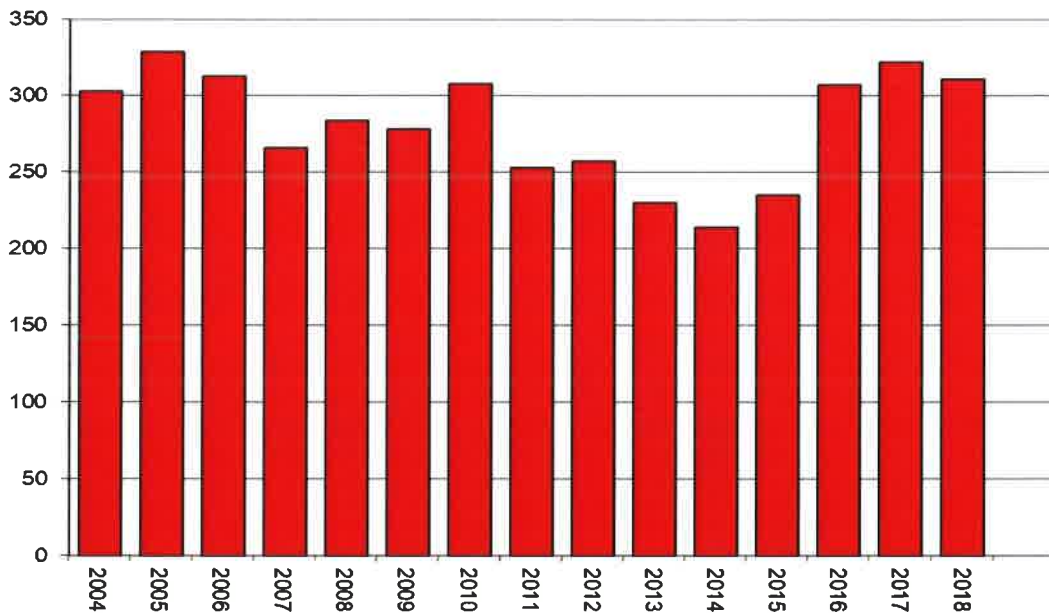
Family Court Investigations 2004 - 2018



Family Court Supervision 2004 - 2018



CRIMINAL COURT INVESTIGATION FELONY AND MISDEMEANOR 2004 - 2018



DWI Supervision Fees 2004 - 2018

