

A GUIDE TO PRETRIAL SUPERVISED RELEASE

WHAT IS SUPERVISED RELEASE?

The Supervised Release Program provides pretrial supervision and voluntary social service referrals to people charged with Non-Violent Felony and Misdemeanor offenses and who are likely to be detained pretrial.

WHO IS ELIGIBLE?

Defendants:

- Charged with a Non-Violent Felony or Misdemeanor offense (excluding DV);
- Deemed eligible by the Supervised Release pretrial risk assessment tool (defendants at high risk of felony pretrial re-arrest will not be considered);
- Without any pending violent felony cases;
- Likely to be detained pretrial through bail or remand;
- Who agree to and abide by the program and supervision terms.

HOW DOES THE PROGRAM WORK?

Arraignment

- Program staff will be available in court to score the defendant on the risk tool and conduct an **eligibility screening** prior to the case being called on the record.
- With defense counsel consent, program staff will obtain **collateral contact information** of eligible defendants who are likely to be detained pretrial and are interested in the supervised release program.
- If program staff is able to **verify eligibility, defense counsel may request supervised release** as an alternative to pretrial detention through the bail application.
- **If the judge agrees to supervised release, the defendant signs a contract** in court, outlining the terms and conditions of the program and reports for intake immediately or by the next business day.

Post-Arraignment

1. **INTAKE:** Immediately after arraignment, participants report to the Supervised Release office for an **intake session** with an intake specialist:
 - a. **Weekday/Weeknights:** Defendants arraigned at night must report to the supervised release office within 24 hours to complete the intake process.
 - b. **Weekends:** Defendants arraigned on a weekend must report to the supervised release office within 48 hours to complete the intake process.
2. **ASSESSMENT:** At the participant's assessment appointment, the case manager conducts an evidenced-based needs assessment.
 - Based on the **identified needs**, the case manager will make voluntary referrals to community-based services (including vocational, mental health, substance abuse, and educational services, among others).

WHAT IS SUPERVISION?

After conducting a *Needs Assessment*, participants are **assigned a supervision level**. Based on the assigned level, each participant will receive a supervision schedule from his or her case manager.

Supervision Levels

Supervision Requirements	
All Levels	<ul style="list-style-type: none">• Phone call/text message court date reminders• Criminal history check (the day before the next court date)
Level 1	One face-to-face contact per month and a planning phone call before court date
Level 2	One face-to-face contact per month and two phone calls per month
Level 3	Two face-to-face contacts per month and two phone calls per month
Level 4	One face-to-face contact and one phone call per week

HOW ARE DEFENDANT COMPLIANCE AND NON-COMPLIANCE REPORTED?

Program staff will provide written reports on a participant's progress for each court date.

To be considered "compliant," a participant must:

- Attend all court dates
- Attend all in-person meetings with his or her case manager
- Maintain regular phone contact with his or her case manager
- Follow all other program requirements or conditions of releases
- Avoid re-arrest

Missing a phone call or face-to-face contact

- If a defendant misses a scheduled face-to-face or phone appointment, the assigned social worker will reach out to the different points of contact on file. After 24 hours of a missed appointment or phone call, the social worker will notify defense counsel and seek assistance to bring the defendant back into compliance.
- Within 48 hours of a missed appointment or call, if the provider has had no contact with the client, the provider will inform the court via email and provide a written letter to the appropriate court part.

Re-arrest

- A new arrest constitutes non-compliance and will be reported to the court
- A re-arrest for a violent felony charge makes the defendant ineligible

When any non-compliance is reported to the court, the case will be advanced and the judge will make a determination on whether the case will be re-calendared for the original adjourned date or a warrant will be issued.

WHOM SHOULD I CONTACT FOR MORE INFORMATION?

Jamie Steiner, Supervised Release Program Manager
jsteiner@nycourts.gov
347-404-9949

 Brooklyn
Justice
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