

A Conversation on Pretrial Justice, Strategic Planning and Available Tools

NYAPSA CONFERENCE

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The New York Association of Pretrial Service Agencies (NYAPSA)

- Established in 1978 when pretrial practitioners in New York state saw the need to formalize their networks.
- NYAPSA was built on the Manhattan Bail Project, which found that most pretrial defendants could be released on their own recognizance (ROR), without bail, with relatively low failure-to-appear risk.
- NYAPSA Board of Directors is composed of 10 leading experts in the field of pretrial justice. Board members bring experience with pretrial services in several capacities and from every corner of the state.

Functions of NYAPSA



NYAPSA Technical Assistance

Background: As part of 2019 Bail Reform, New York state mandates that each county and the multiple-county authority of New York City have a state-certified pretrial services agency to provide services for the court and arrested persons during the pretrial period.

In 2019, NYAPSA and CJA received a 2-year grant from Arnold Ventures to support pretrial statewide to do the following:

1. Establish Pretrial Services Standards for both immediate law compliance and long-term aspirational goals of practice.
2. Supply ongoing training and technical help to 6 counties on key policies; and,
3. Activate NYAPSA as an ongoing resource and advocate for New York pretrial services practitioners, programs, and state agencies.

Bail Reform Provisions (Pretrial)

§ 510.10 Securing order; when required; alternatives available; standard to be applied.

§ 510.30 Application for securing order; rules of law and criteria

§ 510.40 Court notification to Principal of conditions of release and of alleged violations of conditions of release.

§ 510.43 Court appearances: additional notifications.

§ 510.45 Pretrial services agencies.

§ 530.10 Order of recognizance release under non-monetary conditions or bail; in general.

§ 530.20 Securing order by local criminal court when action is pending therein

§ 530.40 Order of recognizance, release under non-monetary conditions or bail; by superior court when action is pending.

Section 150.10 Appearance Ticket: Definition, form, and content [in conjunction with 150.80]

Section 150.80: Court appearance reminders (Desk Appearance Tickets)

New York State Pretrial Standards

Reporting to the
Court

Screening,
Interviewing, and
Pretrial
Recommendations

Collection of Client
Data for Reporting

Notification of
Upcoming Court
Dates and Missed
Court Dates

Supervision of
Clients

Collecting and
Securing Data to
Ensure
Confidentiality

a. Participation of
Pretrial in County
Criminal Task Force
and/or Committees

Ability to Provide
Pretrial Information
for Arrested Persons,
Families and Others

For more information and to review the full standards visit: www.nyapsa.org/resources/napsa-standards-2020

Group Exercise

Group Guiding Questions

Based on the bail reform provisions and standards of best practice...

1. What is working well in your jurisdiction's pretrial program?
2. What needs improvement?
3. What do you want to see moving forward?
4. What are next steps you will consider to advance your jurisdiction's pretrial goals?

Group Report Out

Looking Ahead: NYAPSA Technical Assistance Opportunities

1. Review and discussion of standards (clarification, deeper understanding, how to apply in practice, etc.)
2. Review bail reform's mention of pretrial.
3. Help identify and prioritize key changes/goals and needs and how to implement them.
4. Generate support and buy-in for key changes from key stakeholders/leaders, and how to make change within the wider context of pretrial.

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