

STATE OF WISCONSIN PRETRIAL PILOT PROJECT



Training Module Resources:

Wisconsin Pretrial Pilot Project Operational Guide:

<https://www.wicourts.gov/courts/programs/docs/pretrialopguide.pdf>

- Advancing Pretrial and Policy Research (APPR): <https://www.advancingpretrial.org/>
- American Bar Association (ABA) Standards for Criminal Justice: Pretrial Release Third Edition (2007): https://www.americanbar.org/groups/criminal_justice/publications/criminal_justice_section_archive/crim_just_standards_pretrialrelease_toc/
- National Association of Pretrial Services Agencies (NAPSA) Standards on Pretrial Release: Revised 2020: <https://drive.google.com/file/d/1edS2bltwfNROieGeu1A6qKluTfzqop92/view>
- National Institute of Corrections (NIC) A Framework for Pretrial Justice: Essential Elements of an Effective Pretrial System and Agency: <https://nicic.gov/framework-pretrial-justice-essential-elements-effective-pretrial-system-and-agency>
- NIC Measuring What Matters: Outcome and Performance Measures for the Pretrial Services Field 2nd Edition: <https://nicic.gov/measuring-what-matters-outcome-and-performance-measures-pretrial-services-field-0>
- Wisconsin Circuit Court Access: <https://wcca.wicourts.gov/>
- Wisconsin State Court System Pretrial Program webpage: <https://www.wicourts.gov/courts/programs/pretrial.htm>
- Wisconsin Pretrial Pilot Project Pretrial Outcome and Performance Measures: <https://www.wicourts.gov/courts/programs/docs/pretrialoutcomeperfmeasures.pdf>
- Materials are included below for **Training Modules 4 and 9**.
- A blank **Assessor Worksheet** is also included for PSA exercises in module 9.

ACKNOWLEDGMENTS

The hard-working members of this committee have created a roadmap and guide to the practical implementation of the evidence-based pretrial risk assessment tool, known as the Public Safety Assessment (PSA), in Wisconsin counties. The PSA was developed by Arnold Ventures, LLC. The objective of these training modules is to ensure that the PSA is implemented correctly, efficiently, consistently, and fairly throughout Wisconsin. This guide is a distillation of significant practical experience and conscientious efforts in adhering to the protocol for the PSA. We believe that these training modules will be valuable to Wisconsin counties.

These training modules are a collective work. We wish to thank the following people who contributed in their creation. Their generous contributions and assistance were invaluable. To each we are profoundly grateful. We are all especially grateful for Rose Baier's dedication to the development of these modules and her expert voiceovers. Without her impressive efforts, these training modules would look far less cool. The following individuals contributed:

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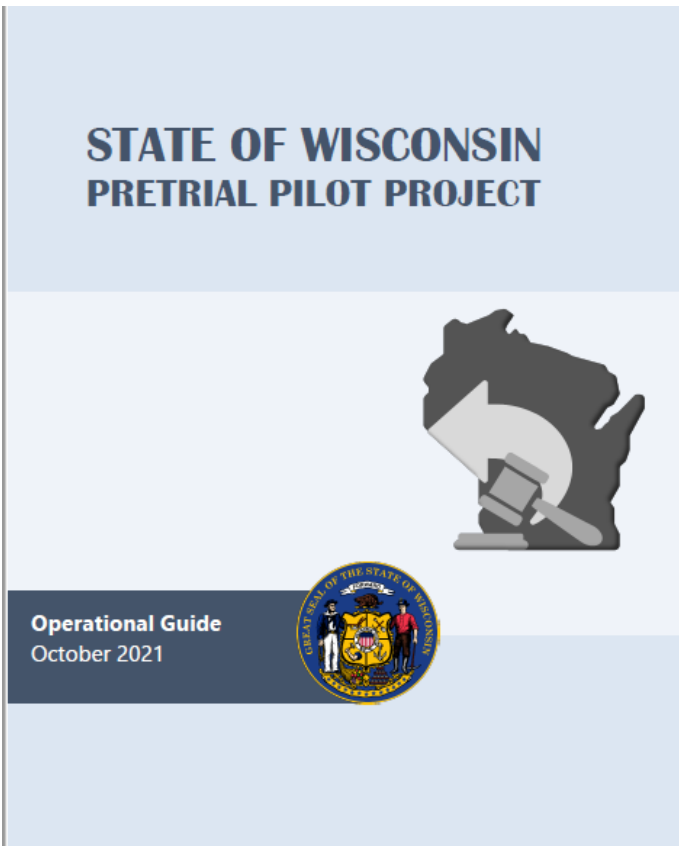
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Please **print the Operational Guide** and have it available for all training modules:



<https://www.wicourts.gov/courts/programs/docs/pretrialopguide.pdf>

Training **Module 4** Materials

PSA FACTORS AND PRETRIAL OUTCOMES			
PSA FACTOR	FTA	NCA	NVCA
1. Age at current arrest		✓	
2. Current violent offense			✓
2A. Current violent offense and 20 years old or younger			✓
3. Pending charge at the time of the arrest	✓	✓	✓
4. Prior misdemeanor conviction		✓	
5. Prior felony conviction		✓	
5A. Prior conviction (misdemeanor or felony)	✓		✓
6. Prior violent conviction		✓	✓
7. Prior failure to appear in the past 2 years	✓	✓	
8. Prior failure to appear older than 2 years	✓		
9. Prior sentence to incarceration		✓	



PSA Risk Factors

PSA Risk Factors

- Merged Risk Factors
 - For predicting NVCA
 - Age at current arrest
 - Current violent offense
- For predicting FTA and NVCA
 - Prior misdemeanor conviction
 - Prior felony conviction

} **Current violent offense & 20 years old or younger**

} **Prior conviction**

Training **Module 5** Materials

Questions to answer on your own:

- What date of birth (DOB) should be used if the defendant has been arrested multiple times and has used multiple dates of birth?
- What age do you use when: (a) a PSA was previously completed, (b) the defendant is arrested again on the same case (e.g., after failing to appear), and (c) the defendant is now older than he was when he was arrested the first time?
- What date of arrest and age do you use for someone who was booked and released, and were given a future Initial Appearance (IA) date? For example, if the person was 22 at the time of their arrest on February 2, 2018, and they were released with an Initial Appearance date of March 3, 2018, and they turned 23 in that time, what age do you use?

Defendant Name: _____ Case Identifier: _____ PSA Completion Date: _____
 Date of Birth: _____ Arrest Date: _____

ASSESSOR WORKSHEET			Circle Correct Response		Data Source; Date; Locality, Case Number, Charge/FTA
PSA Factor	20 or younger	21 or 22	23+	Current age:	Current charge(s):
1. Age at Current Arrest Age at time of current arrest. If arrest date is unknown, use PSA completion date.	No	Yes			
2. Current Violent Offense Consult the Violent Offense List in the PSA Scoring Manual.	No	Yes			
3. Pending Charge at the Time of the Arrest Person was previously arrested/icted, released, and allegedly committed this new offense while pending trial.	No	Yes			
4. Prior Misdemeanor Conviction Prior conviction for traffic or criminal offense defined by statute as misdemeanor. Must check out-of-state criminal history.	No	Yes			
5. Prior Felony Conviction Prior conviction for traffic or criminal offense defined by statute as felony. Must check out-of-state criminal history.	No	Yes			
6. Prior Violent Conviction Consult the Violent Offense List in the PSA Scoring Manual. Must check out-of-state criminal history.	0	1 or 2	3+	1 2 3.	
7. Prior FTA Pretrial in Past Two Years Missed pre-disposition court appearance and court took action in the past two years.	0	1	2+	1 2.	
8. Prior FTA Pretrial Older than Two Years Missed pre-disposition court appearance and court took action more than two years prior to current arrest.	No	Yes			
9. Prior Sentence to Incarceration Jail or prison sentence of 14 days or more imposed at sentencing or resentencing.	No	Yes			

Practice Case #1: Mr. J. Davis

Demographics	
Name: Mr. J. Davis	Date PSA Complete: Today's Date
Age: 25	

Current Charges	
Court: Assessment County, WI	Case Number: CF123456789
Charges: Robbery with a Dangerous Weapon (F)	
Arrest Dater: 4/2/2020	Offense Date: 4/2/2020

Criminal Events			
Date:	Charges:	Disposition	Locality
7/4/2019	OWI 3rd (M)	7/5/19: IA Plea Hearing Scheduled	Sanction City, IA
11/24/2018	Criminal Damage (M)	11/25/18: IA 12/30/18: Convicted Probation 15 days jail to be served on weekends until completed.	Diversion, UT
5/1/2018	Disorderly Conduct (M)	5/2/18: IA 6/30/18: Convicted 8 days jail	Sanction City, IA
2/18/2013	Possession of THC (M)	2/20/13: IA 9/25/13: Missed Plea Hearing 9/25/13: Bench Warrant authorized 9/26/13: Bench Warrant Issued 6/18/15: Probation with 15 days jail imposed and stayed	PSA Valley, WI

Practice Case #2: Mrs. Jones

Demographics	
Name: Mrs. R. Jones	Date PSA Complete: Today's Date
Age: 38	

Current Charges	
Court: Cash County, WI	Case Number: CF123456789
Charges: Possession of Cocaine (F)	
Arrest Date: 1/1/2021	Offense Date: 1/1/2021

Criminal Events			
Date:	Charges:	Disposition	Locality
11/30/2019	Theft (M)	12/1/19: IA Released on \$500 Cash Bond; Motion Hearing Scheduled	Cash County, WI
9/15/2011	Burglary (F)	9/16/11: IA 10/30/11 Convicted: Probation 20 days jail OR 250 CS hours	Sanction City, WI

Practice Case #3: Mr. B. Jumper

Demographics	
Name: Mr. B. Jumper	Date PSA Complete: Today's Date
Age: 20	

Current Charges	
Court: Pretrial, WI	Case Number: CF123456789
Charges: Warrant (Bail Jumping)	
Arrest Date: 1/1/2021	Offense Date: 1/1/2021

Criminal Events			
Date:	Charges:	Disposition	Locality
6/10/2020	Possession of Methamphetamine with intent (F)	6/12/20: IA; Released on \$1,000 Cash Bond Plea Hearing Scheduled	Cash County, WI
9/16/2018	Theft (M)	9/19/18: IA 12/18/18: Probation 1 year	Cash County, WI
1/18/2016	Burglary (F)	1/20/16: IA 6/18/16 Convicted: Probation with 12 Months suspended sentence to jail to be served on probation 8/20/17: Probation Violation hearing in front of Judge Miller; Probation revoked, suspended sentence imposed.	Sanction City, WI
2/12/2015	Possession of a Controlled Substance (F)	2/18/15: IA 6/15/15: Pre-Sentence Hearing; FTA- Bench Warrant Authorized 11/12/15: Convicted; Probation 1 year	Troubleville, WI

Training Module 10 Materials

Defendant Name: _____ **Arrest Date:** _____ **Assessor Name:** _____
Date of Birth: _____ **PSA Completion Date:** _____ **QA Reviewer Name:** _____
Case Identifier: _____

QA REVIEW WORKSHEET				
PSA Factor	Circle Correct Response (QA Response)			Data Source; Date; Locality; Case Number; Charge/FTA
	20 or younger	21 or 22	23+	
1. Age at Current Arrest Age at time of current arrest. If arrest date is unknown, use PSA completion date.	No	Yes		
2. Current Violent Offense Consult the Violent Offense List in the PSA Scoring Manual.	No	Yes		
3. Pending Charge at the Time of the Arrest The person was previously arrested/cited, released, and was arrested for this new offense while pending trial.	No	Yes		
4. Prior Misdemeanor Conviction Prior conviction for traffic or criminal offense defined by statute as misdemeanor. Must check out-of-state criminal history.	No	Yes		
5. Prior Felony Conviction Prior conviction for traffic or criminal offense defined by statute as felony. Must check out-of-state criminal history.	No	Yes		
6. Prior Violent Conviction Consult the Violent Offense List in the PSA Scoring Manual. Must check out-of-state criminal history.	0	1 or 2	3+	
7. Prior FTA Pretrial in Past Two Years Missed pre-disposition court appearance and court took action in past two years.	0	1	2+	
8. Prior FTA Pretrial Older than Two Years Missed pre-disposition court appearance and court took action more than two years prior to current arrest.	No	Yes		
9. Prior Sentence to Incarceration Jail or prison sentence of 14 days or more imposed at sentencing or resentencing.	No	Yes		

advancingpretrial.org
 This document is used with the Guide to Quality Assurance when implementing the Public Safety Assessment. See advancingpretrial.org/guides for a list of all implementation guides.
PUBLIC SAFETY ASSESSMENT
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Training Module 11 Materials

Wisconsin Pretrial Release Conditions Matrix

Version 4 (6/8/2021)

	NCA 1 (91% Likely Arrest-Free*)	NCA 2 (85% Likely Arrest-Free*)	NCA 3 (78% Likely Arrest-Free*)	NCA 4 (68% Likely Arrest-Free*)	NCA 5 (55% Likely Arrest-Free*)	NCA 6 (47% Likely Arrest-Free*)
FTA 1 (89% Likely to Appear*)	Level 1	Level 1				
FTA 2 (85% Likely to Appear*)	Level 1	Level 1	Level 1	Level 2	Level 4	
FTA 3 (81% Likely to Appear*)		Level 1	Level 1	Level 2	Level 4	Level 4
FTA 4 (73% Likely to Appear*)		Level 1	Level 2	Level 3	Level 4	Level 4
FTA 5 (69% Likely to Appear*)		Level 1	Level 2	Level 3	Level 4	Level 4
FTA 6 (65% Likely to Appear*)				Level 3	Level 4	Level 4

*The percentages listed in the table above are PSA-Court Success Rates by Risk Level for Failure to Appear (FTA) and New Criminal Activity (NCA). The success rates associated with each PSA score is from Advancing Pretrial Policy & Research's implementation guide 9, which averaged the development and validation studies conducted by the researchers who developed the PSA. For more information about this research visit www.advancingpretrial.org.

	Level 1	Level 2 (Standard)	Level 3 (Enhanced)	Level 4 (Intensive)
Face-to-Face Contact	No	1x/month	Every other week	Weekly
Alternative Contact	No	1x/month	Every other week	No
Supervised Conditions	No	As Authorized	As Authorized	As Authorized
Court Date Reminder	Yes	Yes	Yes	Yes
Criminal History (local check)	No	Yes	Yes	Yes

NOTE: SAMPLE DOCUMENT. AUTHORIZED CONDITIONS WILL VARY BY COUNTY BASED ON RESOURCES.

Condition	Authorized
Drug Testing	Defendant Level 2 or greater supervision on the RCM AND Scores X or greater on substance use screen AND has a history of illegal drug use/abuse
Portable Breathalyzer	Defendant Level 2 or greater supervision according to RCM AND Scores X or greater on substance use screen AND (has a history of problematic alcohol use/abuse OR current alcohol abuse) OR charged with an OWI case AND qualifies for supervision
Absolute Sobriety	Defendant has Score of X or greater on substance use screen and a history of alcohol abuse or current alcohol abuse OR Police report and/or criminal complaint indicate the defendant was intoxicated at time of arrest OR charged with an OWI case and qualifies for supervision
GPS Monitoring	Defendant charged with a felony non-OWI offense OR scored Level 4 Supervision AND charged with a violent offense OR Concern for victim safety
SCRAM	Defendant charged with an OWI offense and qualifies for Level 2 Supervision according to the RCM AND if any 1 of the following is true: Scores X or higher on substance use screen OR Currently on pretrial release for an OWI at time of alleged new OWI OR Charged with 3 rd or greater OWI. If defendant does not qualify for supervision, private pay SCRAM is an option depending upon program capacity.