

Monthly ABI09 Jail Survey Frequently Asked Questions

Section A: Penal Code Section 1170(h)

1. Does data element A1 include both straight sentences and split sentences?
Yes. The value for the reporting month includes offenders with both straight and split sentences. No matter what the length of custody time is on the split sentence, count the individual in this category.
2. Are parolees with an 1170(h) sentence included in data element A1?
No. State parolees, who are sentenced on any new local charge including 1170(h) sentences, are reported in data element C4.
3. Why are the number of sentenced 1170(h) offenders reported by the Sheriff's department and the probation department different?
In some cases the differences in the combined number of straight and split sentences reported by probation departments and the number of 1170(h) sentences reported by sheriff's departments are different for a reporting month. The reported numbers may be different because offenders may be sentenced to jail one month but report to jail in a different month. It is recommended that sheriff's departments and probation departments work together in reporting 1170(h) sentences.
4. Are all inmates counted in data elements A2 and A3?
No. Count only PC1170(h) offenders who are released to alternative custody programs (A2) and PC1170(h) offenders returned to custody due to program failures (A3). Offenders released to alternative custody programs (A2) would have been counted in A1 for the current month or a previous reporting month. Offenders returned to custody due to program failures (A3) would have been counted in A2 for the current month or a previous reporting month. As a data check, the cumulative value of A2 should be less than A1 and the cumulative value of A3 should be less than A2.

Section B: Post-Release Community Supervision

5. If a PRCS offender is booked twice in the same month on a flash incarceration, are they counted twice for data element B1?
Yes. Like all the survey questions, we are considering the number of instances where a flash incarceration occurs.
6. For data element B4, are offenders serving time as a result of revocation hearings counted each month they are in custody?
No. We are looking for numbers of instances where this occurs. Therefore, count the offenders once in the month of the hearing and do not count them in subsequent months.

7. Are PRCS offenders serving time on a waiver, not necessarily a revocation hearing, counted in data element B4?

Yes. Since the waiver serves the same purpose as a revocation hearing, the number should be included in data element B4.

8. Should PRCS offenders who are released time served the same day of their revocation hearings be counted in B4?

Yes. They were sentenced and served a portion of their time that month.

Section C: State Parolees – Penal Code Section 3056

9. Are parole violators booked on a foreign (out-of-county) warrant not a new local offense, counted within data element C1?

Yes. Disregard out of county warrants as new offenses. They should be counted within C1 as a parolee violation only and then in C2 after the revocation hearing. The assumption is a parolee will move to the warrant-issuing county either at the conclusion of the revocation or with a detainer. Upon arrival, the warrant-issuing county will count the parolee at C3.

10. For data element C2, are parolees serving revocation time as a result of revocation hearings counted each month they are in custody?

No. We are looking for numbers of instances where this occurs. Therefore, count offenders once in the hearing month and do not count them in subsequent months.

11. Should state parole violators who are released time served the same day of their revocation hearings be counted in C2?

Yes. They were sentenced and served a portion of their time that month.

12. Should a parolee released from custody the same day or the next on a population capacity order be counted in this section after a revocation or revocation hearing waiver?

Yes. We are collecting data on the number of revocations combined for the month where parolees are given time to serve as a result. If a parolee gets released because of crowding, the number should be reported on the Jail Profile Survey at question H3, the number of sentenced releases because of lack of bed space.

13. For data element C4, are parolees serving sentences counted each month they are in custody?

No. We are looking for numbers of instances where this occurs. Therefore, count the offender once in the month they are sentenced and do not count them in subsequent months.

14. For data elements C3 and C4 are only parole violators with an 1170(h) charge or sentence counted?

No. Include any state parolees with any new local charges or new local sentences. This includes, but is not limited to, 1170(h) charges and sentences.