



STATE OF DELAWARE
EXECUTIVE DEPARTMENT
CRIMINAL JUSTICE COUNCIL
STATISTICAL ANALYSIS CENTER
410 FEDERAL STREET, SUITE # 6
DOVER, DELAWARE 19901

Telephone: (302) 739-4626
Fax: (302) 739-4630
SLC: D380B
Web: sac.omb.delaware.gov

November 14, 2011

To: SENTAC

From: Philisa J. Weidlein-Crist, Statistical Analysis Center

Subject: Superior Court Detention Case Status of Long Term Detainees: 3rd Quarter 2011, September 30, 2011

This updated quarterly report provides an overview of Superior Court detention population cases for defendants detained longer than 120 days in a Level V Delaware Department of Correction (DOC) secure facility or the Delaware Psychiatric Center. Although the detainees may have more than one case for which he/she is being held, only the case with the highest charge for which an individual is being held is reported. This report also gives the statewide and county breakdowns for the Superior Court detainee population in a secure DOC facility 120-days or more for the 3rd quarter of 2011, and a historical look of these populations since the 1st quarter of 2008.

There are numerous reasons why an offender with a Superior Court case may be detained in a secure facility for 120 days or more. Superior Court detainees with no specific case complications are found in the category of "active" detention cases. These "active" cases are following normal court processes and have not been sentenced as of the end of the quarter. The second group of detainee cases, "other non-sentenced detention cases" are those consisting of persons with cases involving psychological issues, and those defendants found guilty but awaiting sentencing. Murder 1st degree cases are also in this "other non-sentenced" category. These cases are not held to the same time processing standards as "active cases."

The statewide Superior Court detention population summary, found in Table 1, shows a population of 256 individuals that have been detained longer than 120 days. Of these 256 individuals, 163 cases are pending disposition without exceptional circumstances. Fifty-eight are guilty but awaiting sentencing, 28 are Murder 1st cases, and the remaining 7 cases are waiting on some type of psychological evaluation. All 7 individuals awaiting psychological evaluations are being held at the Delaware Psychiatric Center.

The second, third and fourth tables, show a detailed breakout by county. New Castle County has the largest percent of the statewide Superior Court detention population (76.2%). The remaining 24% of Superior Court cases are split between Kent County (12.5%) and Sussex County (11.3%).

The final table displays the Superior Court detention population by quarter since March 31, 2008. The total 3rd quarter 2011 Superior Court detention population has increased overall by 9 individuals, with a 21 person increase in active cases, and a 12 person decrease in the non-sentenced detention category. The current Superior Court detention population for 2011 is following a similar pattern as 3rd Quarters 2008, 2009 and 2010.

Table 1

Summary Of DOC Detainees Statewide Superior Court Cases 3rd Quarter 2011 Snapshot						
Detention Length of Stay as of 9/30/2011						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
<i>Total Active Cases</i>						
Felony A or Felony B	26	31	47	8	5	117
Other Cases	22	9	11	2	2	46
<i>Total Active Cases</i>	48	40	58	10	7	163
<i>Total Non-Sentenced Detention Cases</i>						
Murder 1st	3	1	4	6	14	28
Cases Involving Psych	0	1	1	0	5	7
Guilty Awaiting Sentencing Cases	9	5	23	11	10	58
<i>Total Non-Sentenced Detention Cases</i>	12	7	28	17	29	93
<i>Total Active and Non-Sentenced Detention Cases</i>						
<i>Total</i>	60	47	86	27	36	256

Table 2

Summary Of DOC Detainees With New Castle County Superior Court Cases 3 rd Quarter 2011 Snapshot						
Detention Length of Stay as of 9/30/2011						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
Total Active Cases						
Felony A or Felony B	17	29	33	3	3	85
Other Cases	14	5	7	2	1	29
Total Active Cases	31	34	40	5	4	114
Total Non-Sentenced Detention Cases						
Murder 1st	3	1	3	5	11	23
Cases Involving Psych	0	0	1	0	4	5
Guilty Awaiting Sentencing Cases	9	5	19	11	9	53
Total Non-Sentenced Detention Cases	12	6	23	16	24	81
Total Active and Non-Sentenced Detention Cases						
Total	43	40	63	21	28	195

Table 3

Summary Of DOC Detainees With Kent Superior Court Cases 3 rd Quarter 2011 Snapshot						
Detention Length of Stay as of 9/30/2011						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
Total Active Cases						
Felony A or Felony B	6	1	6	2	2	17
Other Cases	1	4	4	0	0	9
Total Active Cases	7	5	10	2	2	26
Total Non-Sentenced Detention Cases						
Murder 1st	0	0	0	1	2	3
Cases Involving Psych	0	0	0	0	1	1
Guilty Awaiting Sentencing Cases	0	0	1	0	1	2
Total Non-Sentenced Detention Cases	0	0	1	1	4	6
Total Active and Non-Sentenced Detention Cases						
Total	7	5	11	3	6	32

Table 4

Summary Of DOC Detainees With Sussex County Superior Court Cases 3 rd Quarter 2011 Snapshot						
Detention Length of Stay as of 9/30/2011						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	<i>Total</i>
<i>Total Active Cases</i>						
Felony A or Felony B	3	1	8	3	0	15
Other Cases	7	0	0	0	1	8
<i>Total Active Cases</i>	10	1	8	3	1	23
<i>Total Non-Sentenced Detention Cases</i>						
Murder 1st	0	0	1	0	1	2
Cases Involving Psych	0	1	0	0	0	1
Guilty Awaiting Sentencing Cases	0	0	3	0	0	3
<i>Total Non-Sentenced Detention Cases</i>	0	1	4	0	1	6
<i>Total Active and Non-Sentenced Detention Cases</i>						
<i>Total</i>	10	2	12	3	2	29

Table 5**Statewide Quarterly Change in Superior Court Detention Population**

<i>Active Cases</i>						
	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	<i>Total</i>
1st Quarter 2008 (3/31/08)	56	40	31	4	1	132
2nd Quarter 2008 (6/30/08)	60	29	18	5	2	114
3rd Quarter 2008 (9/30/08)	47	47	42	6	6	148
4th Quarter 2008 (12/31/08)	78	36	48	16	6	184
1st Quarter 2009 (3/31/09)	56	40	39	5	5	145
2nd Quarter 2009 (6/30/09)	45	30	28	12	4	119
3rd Quarter 2009 (9/30/09)	49	27	41	10	6	133
4th Quarter 2009 (12/31/09)	61	27	37	19	8	152
1st Quarter 2010 (3/31/10)	46	36	32	10	8	132
2nd Quarter 2010 (6/30/10)	37	33	23	3	5	101
3rd Quarter 2010 (9/30/10)	58	37	37	6	6	144
4th Quarter 2010 (12/31/10)	61	50	56	13	5	185
1st Quarter 2011 (3/31/11)	44	44	57	18	7	170
2nd Quarter 2011 (6/30/11)	57	34	34	7	10	142
3rd Quarter 2011 (9/30/11)	48	40	58	10	7	163
<i>Non-Sentenced Detention Cases</i>						
1st Quarter 2008 (3/31/08)	7	12	48	19	40	126
2nd Quarter 2008 (6/30/08)	5	18	41	29	38	131
3rd Quarter 2008 (9/30/08)	14	12	47	16	38	127
4th Quarter 2008 (12/31/08)	16	14	47	26	31	134
1st Quarter 2009 (3/31/09)	9	12	41	23	32	117
2nd Quarter 2009 (6/30/09)	19	14	28	32	33	126
3rd Quarter 2009 (9/30/09)	12	7	29	22	44	114
4th Quarter 2009 (12/31/09)	17	8	30	12	45	112
1st Quarter 2010 (3/31/10)	13	6	25	14	33	91
2nd Quarter 2010 (6/30/10)	13	9	28	19	31	100
3rd Quarter 2010 (9/30/10)	6	11	35	17	25	94
4th Quarter 2010 (12/31/10)	3	9	29	21	30	92
1st Quarter 2011 (3/31/11)	3	6	26	23	28	86
2nd Quarter 2011 (6/30/11)	8	7	30	27	33	105
3rd Quarter 2011 (9/30/11)	12	7	28	17	29	93
<i>Total Active and Non-Sentenced Detention Cases</i>						
1st Quarter 2008 (3/31/08)	63	52	79	23	41	258
2nd Quarter 2008 (6/30/08)	65	47	59	34	40	245
3rd Quarter 2008 (9/30/08)	61	59	89	22	44	275
4th Quarter 2008 (12/31/08)	94	50	95	42	37	318
1st Quarter 2009 (3/31/09)	65	52	80	28	37	262
2nd Quarter 2009 (6/30/09)	64	44	56	44	37	245
3rd Quarter 2009 (9/30/09)	61	34	70	32	50	247
4th Quarter 2009 (12/31/09)	78	35	67	31	53	264
1st Quarter 2010 (3/31/10)	59	42	57	24	41	223
2nd Quarter 2010 (6/30/10)	50	42	51	22	36	201
3rd Quarter 2010 (9/30/10)	64	48	72	23	31	238
4th Quarter 2010 (12/31/10)	64	59	85	34	35	277
1st Quarter 2011 (3/31/11)	47	50	83	41	35	258
2nd Quarter 2011 (6/30/11)	65	41	64	34	43	247
3rd Quarter 2011 (9/30/11)	60	47	86	27	36	256