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PERSISTENT FELONY OFFENDER CHARGES DISPOSED CALENDAR YEARS 2019-2021 STATEWIDE AND SCOTT COUNTY

March 30, 2022

Statistics Request Overall Description

On March 3, 2022, Research and Statistics received a request for a report of Persistent Felony Offender (PFO) charges disposed statewide and in Scott county during calendar years 2019 through 2021.

CourtNet, which provides a summary of cases statewide, was queried for PFO 1st and PFO 2nd charges disposed between 1/1/2019 and 12/31/2021 statewide and in Scott county. A list of the related UOR codes is provided along with the completed report.

Statistical Tables

21_RSX4000 provides the relevant KRS; UOR code and description; and charge level and class that were queried for the dispositions report.

Statistical Table **21_RS4002** provides counts of the specified PFO charges disposed during the requested timeframe. Each is listed by jurisdiction; the calendar year the charges were disposed; and the UOR code and description. Crosstabulations of the charge disposition types are provided.

Page 1 - Provides PFO Charges disposed CY 19-21 in Scott County Circuit Court. The query for PFO 1st and PFO 2nd charges disposed in Scott county returned results within Circuit Court only.

Page 2 - Provides PFO Charges disposed CY 19-21 in Circuit Court statewide.

Page 3 - Provides PFO Charges disposed CY 19-21 in District Court statewide.

Statistical Analysis Considerations:

- The statistics presented are a snapshot in time as of the date of the query, 3/30/2022.
- A case may consist of one or multiple charges. The report's count of cases represents a distinct count of case numbers, regardless of the number of charges associated with the case.
- Counts of cases do not necessarily represent counts of unique individuals.
- Charges consist of all original and amended charges within a case.
- Charges include ASCF Codes: 1 - Attempt, 2 - Solicitation, 3 - Conspiracy, 4 - Facilitation, 5 - Complicity, 6 - Enhancement.

**PERSISTENT FELONY OFFENDER CHARGES DISPOSED
CALENDAR YEARS 2019-2021 STATEWIDE AND SCOTT COUNTY**

Data Variables Requested		
Database	Data Variable	Description
	Calendar Year	The calendar year is January 1 through December 31 and is based on the charge disposition date. This report includes calendar year 2019 through 2021.
	Jurisdiction	The jurisdiction in which each case was filed. Circuit Court & District Court jurisdictions were queried. The query for Scott county resulted in charges disposed within Circuit Court jurisdiction only.
	Cases	A distinct count of cases including any of the requested charges.
	Charges	A count of total charges within cases filed or disposed.
	Disposition Date	The date in which each charge was disposed. The dates of this report are 1/1/2019 – 12/31/2021.
	Charge Disposition Category	<p>Charge dispositions are grouped into the following categories:</p> <p>Acquitted</p> <ul style="list-style-type: none"> • ACQ – Acquitted • NG – Not Guilty <p>Amended</p> <ul style="list-style-type: none"> • AD – Amended Down • AGJ – Amended Down by Grand Jury • AMEND – Amended • AU – Amended Up • AUGJ – Amended Up by Grand Jury <p>Convicted</p> <ul style="list-style-type: none"> • G – Guilty • GM – Guilty - Multiple Counts • GSS – Guilty - Sealed Sentence • PRPD – Prepaid <p>Dismissed</p> <ul style="list-style-type: none"> • CAD – Dismissal by Motion of Prosecutor • DD – Dismissed Diverted • DDP – Dismissed Deferred Prosecution • DEC – Deceased • DGJ – Dismissed After Present to Grand Jury • DIS – Dismissed • DWP – Dismissed with Prejudice • HNG – Hung Jury • INC – Incompetent to Stand Trial • MST - Mistrial • NGJ – No Action Taken by Grand Jury • NTB – No True Bull Returned by Grand Jury • PAR – Pardon - Prior to Adjudication Only • PRDIS – Pre-Payable Citation Dismissed • SAV – Set Aside/Voided • VAC – Vacated Judgment

**PERSISTENT FELONY OFFENDER CHARGES DISPOSED
CALENDAR YEARS 2019-2021 STATEWIDE AND SCOTT COUNTY**

Data Variables Requested		
		<ul style="list-style-type: none"> • VEFC – Vacated Expunged Felony Conviction • VSC – Void Sealed Conviction • WD - Withdrawn <p>Diverted</p> <ul style="list-style-type: none"> • DIV – Diversion • DP – Deferred Prosecution • PTD – Pretrial Diversion <p>Enhanced</p> <ul style="list-style-type: none"> • ENH – Enhanced <p>FTA/FTV/AP</p> <ul style="list-style-type: none"> • AP – Administrative Procedure • FTA – Failure to Appear • FTV – Fugitive <p>Indictment</p> <ul style="list-style-type: none"> • IND – Indictment by Grand Jury / Information <p>Other</p> <ul style="list-style-type: none"> • AFF - Affirmed • DEN – Denied • EXT – Extradition • GDJ – Grand Jury • GNT - Granted • MER – Merged • PCB – Peace Bond • OTH – Other • REM - Remanded • REV – Reversed • SR – Sealed Records • TRF – Transfer • TRFD – Drug Court Transfer Dismissed <p>Any disposition code inappropriate to adult criminal charges applied erroneously.</p>
	UOR Code	A code which identifies the specific offense charge brought against the defendant.
	UOR Description	The description of the specific offense the defendant is formally accused of committing.

Disclaimer Associated with KCOJ/AOC Database(s) and Element(s)

RESEARCH AND STATISTICS DISCLAIMER

Information received from KYCourts/CourtNet is subject to change(s), reprogramming, modification(s) of format and availability at the direction of the Administrative Office of the Courts (AOC), and may not at any particular moment reflect the true status of court cases due to ordinary limitation(s), delay(s) or error(s) in the system’s operation. The KYCourts/CourtNet database is not a real-time

PERSISTENT FELONY OFFENDER CHARGES DISPOSED CALENDAR YEARS 2019-2021 STATEWIDE AND SCOTT COUNTY

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system. All datasets are a snapshot of case data at the time a query is run. Case counts are not counts of individuals as some persons may have multiple cases.

The AOC disclaims any warranties as to the validity of the information obtained from KYCourts/CourtNet. The recipient is solely responsible for verifying information received from KYCourts/CourtNet through the cross-referencing of official court records. The AOC shall not be liable to the recipient, or to any third party using the system or information obtained therefrom, for any damages whatsoever arising out of the use of KYCourts/CourtNet.

RESEARCH AND STATISTICS UOR CODE DISCLAIMER

The Kentucky State Police (KSP) assigns the Kentucky Uniform Crime Reporting Codes (UOR Codes) to criminal offenses in the Commonwealth of Kentucky. The KSP official list of UOR Codes by KRS number and descriptor can be obtained at the KSP's website at www.kentuckystatepolice.org.

The AOC assigns and maintains codes that are used within the Court of Justice Case Management System for statistical and reporting purposes. These codes are used to identify local and city ordinances, as well as codes for general administrative purposes. The AOC official list of UOR Codes with KRS number and descriptor can be obtained at the Court of Justice Website at courts.ky.gov/aoc/statisticalreports. The AOC UOR Code Listing is for informational purposes only and the information is subject to change, reprogramming, modifications of format, and availability at the direction of the Administrative Office of the Courts (AOC).

A query for data based on specified charges will include each UOR code specified and possible supplemental codes. Supplemental codes (or "ASCF" codes) to any UOR code include: 1) attempt, 2) solicitation, 3) conspiracy, 4) facilitation, 5) complicity, and 6) enhancement. In total, UOR codes contain seven digits. The first six digits are specific to that charge. The seventh digit indicates if there is a supplemental code. A "0" as the seventh digit means that is the primary UOR code and it does not have a supplemental code. If there are supplemental codes, the "0" will change to a 1, 2, 3, 4, 5, or 6 (the numbering corresponds to the list above). An enhancement does not exist on all UOR codes. When a supplemental code does not appear within a dataset, charge(s) did not occur during this period. The presence of "*obs" within the description of a UOR code indicates an obsolete UOR code. However, the code is still present within the KYCourts/CourtNet database and may still be utilized. Not every UOR code included in the query will have charges associated with it in each calendar year examined. Some cases may contain multiple charges; therefore, charge counts may exceed case counts. The number of cases cannot be inferred as the number of individuals as multiple cases may have the same defendant.

The AOC disclaims and makes no warranty, express or implied, nor assumes any legal liability or responsibility, for the validity, accuracy, correctness, or completeness of any information that is available and/or obtained through this listing. The recipient is solely responsible for verifying the accuracy of the information received from the official owner of the UOR Codes, the KSP. Furthermore, the AOC shall not be liable to the recipient, the recipient's heirs and assigns, next of kin or to any third party, for any and all claims, demands, losses or damages arising from the usage of this list and/or information contained therein.



ADMINISTRATIVE OFFICE OF THE COURTS
Research & Statistics

21_RSX4000

The UOR Codes listed below were queried for the attached report

532.080(3)

KRS	UOR Code	UOR Description	CHARGE LEVEL AND CLASS
532.080(3)	073101	PERSISTENT FELONY OFFENDER - FIRST DEGREE	Felony X

532.080(2)

KRS	UOR Code	UOR Description	CHARGE LEVEL AND CLASS
532.080(2)	073102	PERSISTENT FELONY OFFENDER - 2ND DEGREE	Felony X

Statistical Analysis Considerations:

This charge list displays only base level offenses. Inchoate variants that may be applicable are not excluded, but are not displayed.

Data Source: CourtNet
Query Date: 3/30/2022
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ADMINISTRATIVE OFFICE OF THE COURTS
Research and Statistics
 Persistent Felony Offender Charges Disposed CY 19-21
 SCOTT COUNTY

21_RS4002

Persistent Felony Offender- 1st Degree
 CIRCUIT COURT

			Charge Disposition			
			Amended	Dismissed	Enhanced	Grand Total
2019	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	3	9	5	17
		Charges	3	9	5	17
2020	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	1	13	1	15
		Charges	1	13	1	15
2021	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	4	22	2	27
		Charges	4	22	2	28
Grand Total		Cases	8	44	8	59
		Charges	8	44	8	60

Persistent Felony Offender- 2nd Degree
 CIRCUIT COURT

			Charge Disposition			
			Amended	Dismissed	Enhanced	Grand Total
2019	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases		4	11	15
		Charges		4	11	15
2020	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases		11	1	12
		Charges		11	1	12
2021	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases	1	12	7	20
		Charges	1	12	7	20
Grand Total		Cases	1	27	19	47
		Charges	1	27	19	47

Statistical Analysis Considerations

- * Data provided from the CourtNet database
- * Counts of cases do not necessarily equal a count of individuals. Individuals may have multiple cases.
- * There were no PFO charges disposed in DISTRICT COURT during the requested timeframe in Scott County.

Run Date:
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 STATEWIDE

CIRCUIT COURT

Persistent Felony Offender- 1st Degree

			Charge Disposition								Grand Total
			Acquitted	Amended	Convicted	Dismissed	Diverted	Enhanced	FTA/FTV/AP	Other	
2019	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	9	298	13	2,982	2	321	56	14	3,684
		Charges	9	305	13	3,159	2	324	56	14	3,882
2020	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	6	176	10	1,961	2	179	74	9	2,413
		Charges	6	185	10	2,061	2	182	74	9	2,529
2021	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	6	235	15	2,607	6	240	194	14	3,310
		Charges	6	260	15	2,726	6	248	195	18	3,474
Grand Total		Cases	21	709	38	7,550	10	740	324	37	9,406
		Charges	21	750	38	7,946	10	754	325	41	9,885

Persistent Felony Offender- 2nd Degree

			Charge Disposition								Grand Total
			Acquitted	Amended	Convicted	Dismissed	Diverted	Enhanced	FTA/FTV/AP	Other	
2019	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases	6	4	25	2,057		547	42	31	2,702
		Charges	6	4	25	2,155		562	43	31	2,826
2020	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases	1	2	9	1,143	3	288	43	8	1,495
		Charges	1	2	9	1,320	3	306	43	8	1,692
2021	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases	4	5	37	1,383	1	363	93	13	1,894
		Charges	4	5	37	1,465	1	393	93	13	2,011
Grand Total		Cases	11	11	71	4,582	4	1,198	178	52	6,090
		Charges	11	11	71	4,940	4	1,261	179	52	6,529

Statistical Analysis Considerations

* Data provided from the CourtNet database

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Run Date:

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STATEWIDE

DISTRICT COURT

Persistent Felony Offender- 1st Degree

			Charge Disposition				Grand Total
			Amended	Dismissed	Indictment	Other	
2019	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases	2	24	31	5	62
		Charges	2	24	33	5	64
2020	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases		28	41	6	75
		Charges		33	41	6	80
2021	0731010 PERSISTENT FELONY OFFENDER - FIRST DEGREE	Cases		50	68	9	127
		Charges		50	68	9	127
Grand Total		Cases	2	102	140	20	264
		Charges	2	107	142	20	271

Persistent Felony Offender- 2nd Degree

			Charge Disposition					Grand Total
			Amended	Dismissed	FTA / FTV / AP	Indictment	Other	
2019	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases		16		16		32
		Charges		16		16		32
2020	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases		20	1	16	2	39
		Charges		20	1	17	2	40
2021	0731020 PERSISTENT FELONY OFFENDER - 2ND DEGREE	Cases	1	18		30	1	50
		Charges	1	18		30	1	50
Grand Total		Cases	1	54	1	62	3	121
		Charges	1	54	1	63	3	122

Statistical Analysis Considerations

* Data provided from the CourtNet database

* Counts of cases do not necessarily equal a count of individuals. Individuals may have multiple cases.

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