

New Mexico Administrative Office of the Courts

Pretrial Justice Program



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Welcome to the NM AOC Pretrial Justice 2022 Annual Report New Mexico... Leading the Field...

Welcome - Leading Pretrial Justice

Our Mission, Vision and Guiding Principles:

MISSION:

Foster and enhance Pretrial Justice throughout New Mexico

VISION

New Mexico to continue to be a national leader in Pretrial Justice

Pretrial Justice Guiding Principles



"In our society, liberty is the norm and detention prior to trial or without trial is the carefully limited exception." U.S. v. Salerno

- Presumption of innocence.
- Use of least restrictive conditions to reasonably ensure court appearance and public safety.
- Preventative Detention only when no conditions can be applied to reasonably protect public safety.

"Admission to bail always involves a risk that the accused will take flight. That is a calculated risk which the law takes as the price of our system of justice." Stack v. Boyle 342 U.S. 1 (1951) at p. 8.

NM Pretrial Justice Implementation Goals:

- Risk-Based and Evidence-Based Decision Making
- Maximize Public Safety
- Maximize Pretrial Release
- Maximize Court Appearance

Goals:

Site Implementation:

- Efficient Program Administration
- Develop a customer Centre Culture



"Bail is not pretrial punishment and is not to be set solely on the basis of an accusation of a serious crime."

Charles W. Daniel, New Mexico Supreme Court Justice

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Message from Arthur W. Pepin



Message from Director, NM Administrative Office of the Courts

The Pretrial Services Program (PTS) continues to excel in the implementation of pretrial services statewide. Some evidence of this may be found in two national awards given in recognition of the excellence of the New Mexico PTS program during the 2022 National Association of Pretrial Services Conference in Atlanta, honoring the work and leadership of this program on a national stage. At the Atlanta conference, judges and AOC PTS staff conducted trainings and participated in workshops. In addition, members of the PTS staff serve on

national committees and boards, participating in and learning from pretrial activities wherever states are implementing pretrial services.

At home in New Mexico, PTS continued the legal and evidence-based implementation of pretrial services in McKinley, Cibola, Valencia and Santa Fe counties. In addition to the PTS programs run by the Second Judicial District and Bernalillo County Metropolitan Courts in Albuquerque, AOC has now implemented PTS in courts of the First, Third, Sixth, Eleventh, and Thirteenth districts. PTS is now active in jurisdictions that resolve more than two-thirds of criminal cases statewide.

PTS is a leader in tracking and analyzing data to ensure that PTS practices are evidence-based. The DataXchange platform is an active part of real-time analysis that supports same-day Public Safety Assessments (PSA) for judges when they set conditions of release. Data is also tracked for program performance and outcomes and will be vital when programs outside Bernalillo County are sufficiently mature to permit validation of the PSA tool in different jurisdictions.

PTS also developed robust online training resources in addition to in-person trainings. Online offerings developed with assistance from the National Center for State Courts include *Pretrial Justice 101* (PTS basics), *What is Pretrial Risk, Pretrial Supervision* and *National Institutes for Corrections Essential Elements* training for new staff and other audiences.

PTS will continue all of these initiatives during the next year in additional districts that will be implementing pretrial services. PTS will also continue work with ongoing programs to maintain evidence-based best practices. I encourage everyone to read this report to discover how PTS is implementing an exceptional pretrial services program throughout the state that fosters improved public safety while remaining committed to the constitutional presumption of release before adjudication of charges.

Arthur W. Pepin

Message from Kelly Bradford

Message from the AOC Pretrial Sr. Statewide Pretrial Program Manager

This last year has been another year of excitement, expansions and successes! With support and assistance from the National Institute of Corrections, New Mexico has become a national leader not only in how we are implementing legal and evidence-based pretrial justice practices but the practices themselves! We have been successful in implementing a community safety model and practices following the national pretrial justice standards based on research and data to maximize the safety and court appearance. Through the dedication of the AOC Pretrial Justice

public safety and court appearance. Through the dedication of the AOC Pretrial Justice Program staff, Judges, prosecutors, defense attorneys, jail administrators, county leadership, court leadership and pretrial staff across the state, New Mexico has become a model of how to do it right! I am truly humbled each day to work with our stakeholders across the state and the AOC Pretrial Justice team. Implementing change is hard. Implementing changes in the world of pretrial are even harder. Pretrial is often an easy target to blame for increased crime. With that said, data has shown nationally and right here at home in New Mexico, pretrial release is not a driver of the crime increase seen across the country. My hope is as we gain more data from various spectrums, system partners will be able to identify key drivers of crime and work together to create data driven solutions. Despite the controversy, the AOC Pretrial Justice team and stakeholders have worked hard to follow data, follow the evidence and follow the law, to ensure constitutional rights are upheld. These three goals were achieved while balancing public safety and implementing practices that promote public safety and community wellness. With the common goal amongst all stakeholders to maximize public safety, each jurisdiction continues to use data and outcomes to find areas of pretrial justice improvements.

Over the last year, we have made leaps and bounds in building our pretrial justice data infrastructure. With the use of DataXchange, we are able to tell more about pretrial justice in New Mexico than before. We can see what is working, identify areas for improvement and show how pretrial defendants succeed at higher rates than perceived. Through the hard work and dedication of local stakeholders, practices and programs have been launched in 10 counties, while 7 additional counties are currently working toward implementation next year with an additional 5 counties coming on board to begin the implementation process next year as well. In addition, the AOC Pretrial Justice Program launched a series of pretrial justice training modules with the help of the National Center for State Courts and many national pretrial justice experts who volunteered their time to help.

Lastly, I am proud that our team and New Mexico were highlighted during the National Association of Pretrial Service Agencies (NAPSA) Conference. The AOC Pretrial Justice team conducted a workshop during the conference, and were on various panels throughout the conference with New Mexico's success and model being referenced often.

Our work is not done.... As we plan for the future the NM AOC Pretrial Justice Program is building on our successes with plans to launch more counties over the next 2 years with full implementation complete by the end of FY25. With access to more data, we plan to take pretrial justice to the next level by developing accreditation and competency programs, working with local stakeholders and behavioral health experts to create better service integration and support strategies. Expansion will continue to be a focus as well as program sustainability using pretrial performance and outcomes, expanding partnerships to future sites, training/education and a commitment to developing a statewide pretrial program that holds excellence, innovation, and integrity to the highest level in all we do. I am very proud of our successes, team and excited for the road forward!

Kelly Bradford

Meet the AOC Pretrial Justice Team



KELLY BRADFORD

Senior Statewide Pretrial Program Manager

23 years experience in the criminal justice system/4 years with AOC NAPSA Directors Board, NAPSA Southwest Committee Director, NIC Pretrial Executives Network, APPR Community Network, NM Pretrial Executives Network



CECILIA PERRY

Statewide Pretrial Program Manager

10 years experience in the criminal justice system/3 years with AOC NAPSA Member, NM Pretrial Executives Network, APPR's Pretrial Practitioner Network



RJ MCBEE

Statewide Background Investigations Program Manager

14 years experience in the criminal justice system/3 years with AOC NAPSA member, NAPSA Southwest Region Committee, NM Pretrial Executives Network



GILBERT JARAMILLO

Statewide Data and Pretrial Program Manager

18 years experience in criminal justice system/1 year with AOC NIC Pretrial Executives Network, NAPSA member, NM Pretrial Executives Network



JOSEPH FILERO

Electronic Monitoring & Supervision Unit Supervisor

10 years experience in the criminal justice system/2 years with AOC NM Pretrial Executive Network, NAPSA Member



RENEE GARCIA

Background Investigations & Public Safety Assessment Unit Supervisor

18 years experience in the criminal justice system/2 years with AOC NM Pretrial Executive Network, NAPSA Member



MELISSA LOVATO

Pretrial Services Financial Administrator

17 years experience in the criminal justice system/all with AOC

Leading the Way: Law, Standards and Science

The law tells us what we can do, evidence tells us what works...

Pretrial Justice Legal Framework

The world of pretrial is a very distinct period in the criminal justice process of a case. The pretrial phase is the time period between when an individual is charged with a crime to the disposition of the case whether through a finding of guilt or dismissal. Bail, sometimes confused to mean only money bond, is the process of pretrial release and identifying conditions that can reasonably assure return to court and no new arrests.

During this stage all individuals, whether charged with a traffic citation or a more serious crime, retain rights that are near and dear to American society.... Liberty. The right to liberty is a legal fundamental principle of the U.S. Constitution.



"In our society, liberty is the norm, and detention prior to trial or without trial is the carefully limited exception" U.S. v. Salerno (1987)

The Supreme Court warned that without a right to pretrial release, "the presumption of innocence would lose its meaning." Stack v. Boyle, 342 U.S. 1, 4 (1951).

New Mexico's Pretrial Justice Reform

In 2014, the New Mexico Supreme Court ruled that setting a defendant's bail bond solely on the nature of the charged offense violates the Constitution and the rules of criminal procedure in NM v. Brown. This New Mexico Supreme Court opinion spurred a constitutional amendment that allowed, by motion of the government and by "clear and convincing evidence, judges could detain defendants who posed a public safety risk. In addition, the opinion brought together criminal justice partners from all aspects of the system to develop and recommend pretrial release rules based on legal foundations of pretrial release. In 2017 the NM Supreme Court adopted pretrial release rules, emphasizing release, using least restrictive conditions and moving release practices away from the use of financial conditions except in limited circumstances regarding return to court and financial conditions could not be more than a defendant could afford.



The Law - Story of Pretrial Justice in New Mexico

"In 2014, New Mexico was thrust into the vortex of criminal pretrial change by a single yet monumental state supreme court opinion critically addressing bail and the status quo of using money to decide pretrial release and detention. Since then, New Mexico has done a near miraculous job in making the sorts of changes required by that opinion, and it has done so in large part through the tremendous work of the people in the Administrative Office of the Courts and its Pretrial Initiative, which serves as a model to all American states."



Tim Schnacke, Center for Legal and Evidence-Based Practices

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Leading the Way: Law, Standards and Science

The Standards-Using National Pretrial **Justice Standards**

The NM AOC Pretrial Justice Division has been working with the technical assistance and support from the National Institute of Corrections (NIC) to implement pretrial national standards. These standards come from the American Bar Association (ABA) and the National Association of Pretrial Service Agencies (NAPSA) known as the NAPSA Standards. The model used to implement these standards comes from the NIC: Essential Elements of a Pretrial Justice System which incorporates the NAPSA Standards as well as evidence based practices for pretrial release decision making and Pretrial Programs and supervision.

The NM AOC Pretrial Justice **Role and Function**

The role of a pretrial program is to help courts make informed decisions, promote and maximize pretrial release, public safety and court appearance, and ensure release conditions are realistic, enforceable and measurable.

In New Mexico, the AOC Background Investigation and Public Safety Assessment Unit assesses all defendants arrested for a new charge using the Public Safety Assessment (PSA) and completes a Background Investigation Report (BIR). The PSA and BIR are provided to judges prior to the initial release hearing. The PSA measures a defendant's likelihood of future court appearance and no new arrests during the pretrial stage of a case. Judges use this information, as well as other information to determine release and conditions to best support pretrial success. Pretrial supervision can be a condition of release. This supervision is provided on the local level by Pretrial Programs using evidence-based pretrial supervision practices designed to promote pretrial success. As of the end of 2021, the AOC NM Pretrial Division has 4 sites in 6 counties (San Juan County, Sandoval County, 3rd Judicial District and the 6th Judicial District) that have launched the use the BI/PSA unit and either expanded and enhance their pretrial programs or launched for the first time pretrial programs.

Role of Pretrial Programs (MASA)

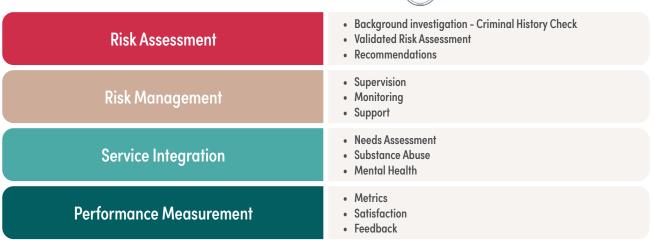


Essential

Elements

Evidence Based **Practices**

Standards



Leading the Way: Law, Standards and Science

AOC Pretrial Initiative Implementation

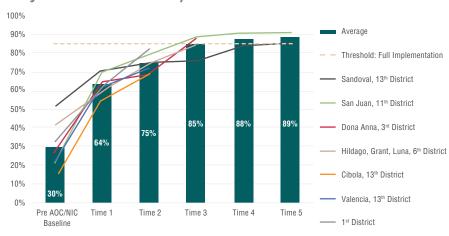
This was the third and final year of a pretrial implementation co-operative agreement partnership between the National Institute of Corrections (NIC) and New Mexico's Administrative Office of the Courts (AOC), New Mexico is the first in the country to test the use of Implementation Science to advance the statewide adoption of the eight essential elements of a legal and evidencebased pretrial justice system.



New Mexico systematically and proactively use this quantifiable fidelity scale to guide the implementation of pretrial. The fidelity scale has proved invaluable as a way of helping the stakeholder team members to implement legal and evidence-based pretrial.

The percent of essential elements in place consistently increased across all project sites over time. Sites tend to reach the initial threshold for implementation after approximately 2.5 to 3 years of implementation. Similar learnings and advancements can be gleaned from the partnership's use of each of the six active implementation frameworks in the National Institute of Corrections' publication¹. New Mexico will be making use of these frameworks in its ongoing statewide implementation.

NM Judicial Districts: Fidelity to Pretrial Essential Elements Over Time



1. O'Connor, T. and S. Collins, Advancing New Mexico's Statewide Implementation of Legal and Evidence-Based Pretrial Justice. 2022, National Institute of Corrections: Washington DC.

NM AOC Pretrial Justice Division and NIC Collaboration

"These three years of collaboration and learning between AOC and the National Institute of Corrections (NIC) have been critical to advancing the field of pretrial justice in the US. New Mexico is the first state to consciously use the principles of "implementation science" to take a systematic approach to the statewide scaling up of legal and evidence-based pretrial justice programs. AOC's focus on using the essential elements fidelity measure (fig. 1) to guide implementation gives counties focus and direction. This saves time, increases the likelihood of success, and enables counties to measure progress on maximizing release, court appearance, and public safety. NIC's goal for this final year of collaboration is to help ensure NM has the ongoing implementation capacity it will need to successfully implement and sustain pretrial justice programs in all 33 of its counties."

National Institute of Corrections Technical Assistance Team



Holly Busby, Services Division



Tom O'Connor, Ph.D., CEO., Transforming Corrections



Samatha Collins. M.A., LPC, MAC **Transforming**

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Leader in Pretrial Justice

New Mexico On The National Stage!

Over the last several years, New Mexico has become a national leader in Pretrial Justice participating in national forums, publications, hosting workshops, webinars, and receiving national recognition for the accomplishments in New Mexico.

National Leaders in New Mexico!

NM AOC Pretrial Justice Program employs a team of national experts! AOC Pretrial Justice staff sit on national boards, networks, and participate in publication and webcasts. Staff of the AOC Pretrial Justice Program, by invitation, are members of the National Institute of Corrections Pretrial Executive Network (NIC PEN), Advancing Pretrial Practice and Research (APPR) Pretrial Practitioners Network and have membership on the National Association of Pretrial Service Agencies (NAPSA) Southwest Committee and the NAPSA Executive Board as well as participation in national webinars, publications and roundtables.



Annual NAPSA Conference Honors

In 2019, the National Association of Pretrial Service Agencies (NAPSA) created the Charlie Daniels Judicial Recognition Award to honor the work of the late Chief Justice Daniels.



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During the 2022 NAPSA Conference, Justice Michael Vigil was honored with a Judicial Recognition Award and Artie Pepin received the Pioneer Award. Both awards honoring the work and leadership both have provided to the field of pretrial justice.

Additional conference highlights: Judge Jarod Hofacket, 6th Judicial District Court Judge, was also a workshop presenter and the AOC Pretrial Justice staff hosted a workshop session highlighting pretrial implementation in New Mexico and participated in several other conference workshops.

Pretrial Continues to Grow!

New Mexico Pretrial Executives Network (NM PEN)

Enhance and improve implementation of statewide pretrial legal and evidence-based practices.

The NM Pretrial Executives Network was formed in 2020 as a forum to bring together managers and programs who have implemented pretrial legal and evidence based practices or are actively working toward implementation. The NM PEN provides local pretrial program managers the opportunity to meet monthly and discuss various topics that range from supervision, program development, processes and shared experiences.



"Through the NM PEN I am able to learn from the other Districts in the state to help our program in the 3rd grow. Our conversations are always insightful, productive, and oftentimes problem solving whether it be at our monthly meetings or via the email group."

Samantha Woodward, Program Manager, 3rd Judicial District

Members of the NM PEN:



Kelly Bradford AOC, Senior Statewide

Pretrial Program



AOC, Statewide Pretrial



AOC, Statewide Background Investigations Program Manager



AOC, Statewide Pretrial AOC, EMS Supervisor



Joseph Filerio



AOC, BI/PSA Unit

Manager



Jon Fischer 1st Judicial District,



JSDP Director



Peter Auh 2nd Judicial District,



Marshal Dixon 2nd Judicial District,



3rd Judicial District. Pretrial Program



Stephanie Romero 4th Judicial District, Pretrial Program



4th Judicial District, Pretrial Program







13th Judicial District.

Pretrial Program



Probation Program

11th Judicial District, Court Programs

Krista Lawrence

Nikki Dare

McKinley Pretrial Program Manager

Mallory Godoy

11th Judicial District, San Juan Pretrial

Manager

Connecting the Dots!

The AOC Pretrial Justice Program developed a statewide operational infrastructure to successfully implement the NIC Essential Elements which include: Assessment, Supervision and Measurement.



The United States is finally wrestling with the fact that most of the pretrial population is incarcerated and released based on financial reasons alone. New Mexico has emerged a leader in tackling this issue head-on with the implementation of a robust pretrial risk assessment, a top-notch pretrial services program, and a judicial system that relentlessly focusses on best practices. I remain inspired by their journey and look forward to what's to come.



Joel Bishop, Executive Director, El Paso Justice Support and Community Service

How it Works!

Assess

AOC Background Investigations and Public Safety Assessment (BIR/PSA) Unit

- Completes Background Investigation Report and PSA for all sites.
- Operational 22/7, located in Albuquerque, New Mexico.

Supervise / Support

Local Pretrial Supervision and Support

- Local Pretrial Program provides risk-based supervision and support.
- Electronic Monitoring and Supervision (EMS) Unit

 After Hours AOC Unit housed in Albuquerque, provides after-hours GPS monitoring support to local pretrial programs.

Data

0

Data Collection, analysis and performance outcomes.

 Using national pretrial justice data standards, provide measurement and performance feedback.

ASSESS AOC Background Investigations and PSA Unit DATA AOC performance and feedback

11th Judicial District

San Juan County



Eleventh Judicial District Court-Aztec, Aztec Magistrate, Farmington Magistrate

San Juan County was one of the original pretrial sites in New Mexico. Under the leadership of Krista Lawerence, Director of Court Programs, the pretrial program was primed for the pretrial initiative and expansion.

Since implementation the pretrial program has been successful in providing risk based supervision and support to defendants. In addition, the program has developed a specialized caseload for defendants who possess behavioral health needs and are connected with local community providers.



"Prior to pretrial implementation, conditions of release in our District were limited to punitive measures that largely resulted in failure for people awaiting trial. Where a majority of crimes are drug-related, how can you require someone addicted to drugs to be drug-tested as a condition of release and succeed? Pretrial services is a paradigm shift, providing positive support services to help defendants appear in court. The result? A constructive spiral effect on the justice system; fewer warrants for failure to appear in court means increased officer time to concentrate on duties other than serving warrants; fewer warrants served means fewer defendants detained; fewer defendants detained means more successful court appearances. And, isn't that the whole point?"

Jodie Schwebel, Court Executive Officer, 11th Judicial District



San Juan County Pretrial Services Community Stakeholders

The Oversight Committee in San Juan County works closely with one another to regularly review practices, outcomes, and provide feedback and ideas to continually improve pretrial services to ensure the focus is on community safety.

The stakeholders have developed a strong working relationship and are committed to maximizing court appearance, release and public safety.

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San Juan County Pretrial Program

MISSION: Collaboratively develop a just pretrial system.



Get To Know The Director...

Krista Lawrence is the Division Director of Court Programs for the 11th Judicial District which includes San Juan and McKinley Counties. Krista provides oversight and leadership to problem solving courts and Pretrial Services in the district. She is a member of the NM PEN and the NAPSA Southwest Region Committee.

She started her career in 1997, as a juvenile probation officer, and through the years transitioned to working with adult probationers as the probation officer over Adult Drug Court and Mental Health Court. Krista's passion is working with individuals diagnosed with mental health and substance use disorders, and identifying and advocating for improved services in the criminal legal system.



KRISTA LAWRENCE,
Division Director of Court
Programs



MALLORIE GODOY,
Pretrial Program
Manager



ZULEMA HERNANDEZ, PTS Leadworker



REBA FRANCISCO, PTS Officer



SUSAN GURULE, PTS Officer



JEFFERY LIESSE, PTS Officer



BREE PARISH, PTS Officer



BRYAN BANYACYA,
PTS Officer

11th Judicial District

McKinley County



McKinley County - Gallup District Court and Gallup Magistrate Court. Launched May, 2022

McKinley County is one of two counties that make up the 11th Judicial District. The District's accompanying county, San Juan County, has been a NM AOC Pretrial site since 2020. Like San Juan County, McKinley County began working with the NM AOC Pretrial Justice Program and NIC to implement legal and evidence practices, a pretrial justice community safety model, in Spring of 2021. With the launch of McKinley County, the 11th Judicial District has now fully implemented pretrial justice practices and services as a model for other jurisdictions.

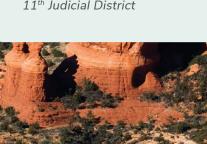


"Transition is always challenging. Our new PTR program established through the auspices of the New Mexico State Supreme Court has been very successful. We have consistent thorough data driven evaluations which are of tremendous assistance to our Judges in making their Pretrial Release decisions. The PTR staff has been responsive to the needs of the local judiciary and provides excellent supervision of defendants awaiting trial"

Honorable Judge R. David Pederson

"Clients have embraced the program and their reactions to the implementation of a pretrial program following best practice has been overwhelmingly positive."

Jodie Schwebel, Court Executive Officer, 11th Judicial District





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McKinley County Pretrial Program

MISSION: Provide objective, empirical based information to assist the court in making pretrial release decisions, and monitor those defendants ordered to Pretrial Services supervision in a fair and equitable manner.

McKinley County Stakeholder Implementation Team:

- Betsy Mejia District Court Manager
- Judge Curtis Gurley Chief Judge
- Judge Cynthia Sanders Magistrate Judge
- Doug Decker McKinley County Attorney
- Jodie Schwebel 11th JD CEO
- John Guaderrama 11th JD Deputy CEO
- Karen De La Roche Jail Warden
- Krista Lawrence 11th JD Programs Director
- Linda Padilla 11th JD Staff Attorney
- Michell Sanchez Magistrate Court Manager
- Judge R. David Pederson District Court Judge
- Ramsey Younis Managing Attorney for LOPD
- Steve Silversmith Deputy Warden
- Tinea Blanco Magistrate Supervisor
- Judge Virgina Yazzie Magistrate Judge
- Yesenia Huazano District Supervisor

Left to right: Lasha Peyketewa - Pretrial Services Officer, Nikki Dare - Pretrial Program Manager, Alyse Figueroa - Pretrial Services Officer

Highlights:

Transitioned pretrial supervision from the local county program to the Court's Pretrial Program incorporating risk based supervision practices using the risk principle.

Worked to migrate all case management and documentation into the statewide Court Management Database- Odyssey Supervision

457 Public Safety Assessments and Background Investigation Reports were completed from the implementation date to November 30, 2022.

From implementation to November 30, 2022, 330 defendants have received supervision and/or court hearing notification by the pretrial program.

13th Judicial District

Sandoval County



13th Judicial District Court, Bernalillo and Cuba Magistrate Courts

Sandoval County, as an original AOC site, was already working toward best practices by using a risk assessment tool and providing services to better meet the needs of their pretrial population. With some additional support, the court's pretrial program began to build partnerships with their local detention center and the AOC Background Investigation and Public Safety Assessment Unit. This allowed the capability for judges to access a background report and the scored PSA for their first appearance hearings.

Sandoval County Oversight Committee

The Pretrial Oversight Committee meets regularly to discuss pretrial efforts and continuously work to remain an outstanding program that follows our law utilizing practices shown to be effective and are committed to carrying on the implementation of the Community Safety Model.



"Pretrial has been a great benefit for the jail system and pupation. It has allowed individuals to be released, or bail, on their own recognizance or under supervision through pretrial diversion which could assist with community safety."

Miriam Rabieh, Operation Treatment Court Programs Director





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Sandoval County Pretrial Program

MISSION: Our Pre-Trial Services Program provides evidence-based assessment, supervision, and reporting of justice involved community members.

Get to know the Pretrial Supervisor...

Albert Kwan graduated from the University Of New Mexico with a BA in Criminology (2000). After spending five years working in retail as a sales manager he started his career with the State of New Mexico in 2005. He began with the Probation/Parole Department and worked in the Bernalillo Office and was one of only two Community Corrections Officers in Sandoval County. Mr. Kwan was awarded the Probation/Parole Officer of the Year for Region II Special Programs in 2010.

After six years with the department he started his career with the Judicial Branch, spending time at the Second Judicial District Court and Metropolitan Court in Albuquerque, NM. In 2012 he was hired at the 13th Judicial District Court in Sandoval County as the Adult Drug Court Officer.

Mr. Kwan was then promoted to Pretrial Supervisor for the 13th Judicial District managing programs in Bernalillo, Los Lunas and Grants, NM. Over the past two years he has worked in maintaining an evidence-based program in Bernalillo, remodeling a program in Los Lunas and developing a new program in Grants.



13th Judicial District

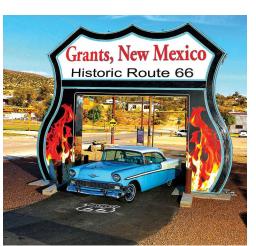
Cibola County



Thirteenth Judicial District Court and Cibola County Magistrate Court. Launched May, 2022

Cibola County implemented pretrial legal and evidence-based practices, for both felony and misdemeanor cases in May 2022. As part of a pretrial justice community safety model, the implementation focuses on maximizing public safety and court appearance for individuals charged with a crime.

The pretrial initiative was implemented in collaboration with the District and Magistrate courts, the Thirteenth Judicial District Attorney's office, criminal defense attorneys, the Cibola County Sheriff's Office, the Grants Police Department, New Mexico State Police, Pueblo of Acoma Police, Cibola County DWI program, and the Cibola County Detention Center.



"We are grateful to have Pretrial Services in Cibola County. As a community with limited resources, Pretrial Services is offering stability and consistency for individuals awaiting trial. While they report to Pretrial Services as a condition of their release, they also get reminders regarding their court dates. This oversight and accountability has been helpful in decreasing failures to appear and bench warrants, which in turn, helps move cases forward to quicker dispositions."

Honorable Chief Judge Amanda Villalobos



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Cibola County Pretrial Program

MISSION: Our Pre-Trial Services Program provides evidence-based assessment, supervision, and reporting of justice involved community members.

Cibola County Stakeholder Implementation Team:

- Phillip Romero (Acting) CEO
- Albert Kwan Pretrial Supervisor
- Florene Abad Pretrial Officer
- Amanda Sanchez Villalobos District Court Judge
- Johnny Valdez Mag. Court Judge
- J. Michael Thomas District Attorney
- Richard Pugh Public Defender
- Toinette Garcia District Court Manager
- Jessica Aragon Mag. Court Manager
- Adriana Grijalva County Jail Liaison
- Marina Pena County Jail Liaison
- Joanna Pena DWI Coordinator
- Miriam Rabieh Court operations manager
- Maxine Monte Cibola County Sheriff's Office

Highlights:



Since the beginning of implementation, Cibola County is nearing 80% completion of overall implementation of the essential elements.

199 Public Safety Assessments and Background Investigation Reports were completed from the implementation date to November 30, 2022.

The County was the first to establish a working partnership with a privately run detention center.

From implementation to November 30, 2022, 155 defendants have received supervision and/or court hearing notification by the pretrial program.

13th Judicial District

Valencia County



Valencia County District Court, Los Lunas Magistrate Court and Magistrate Court in Belen. Launched May, 2022

Valencia County launched the use of nationally supported legal and evidence-based practices in May of 2022. Judges now receive a background investigation report and a recommendation from the Public Safety Assessment, to assist in making pretrial release decisions. In addition, the already robust pretrial program, has enhanced practices and committed to using a community safety model incorporating national best practices geared at maximizing court appearance and public safety.

The NM AOC Pretrial Program and NIC met with stakeholders to pull back the layers of their pretrial system, review current processes and most importantly gain common understanding and consensus of pretrial justice and how each key player's role impacted the success of their program.





"As pretrial supervision continues to evolve, Valencia County is a direct beneficiary of these positive efforts. These benefits range from increased compliance by defendants awaiting trial to significant monetary savings by the county."

Honorable Judge John R. Chavez



Valencia County Pretrial Program

MISSION: Our Pre-Trial Services Program provides evidence-based assessment, supervision, and reporting of justice involved community members.

Valencia County Stakeholder Implementation Team:

- Phillip Romero (acting) CEO
- Albert Kwan Pretrial Supervisor
- Araceli Garcia-Galaviz Pretrial Officer
- Joseph Sena Pretrial Officer
- Brenda Perales Pretrial Officer
- Judge Chavez Belen Magistrate Judge
- Judge Goldberg Los Lunas Magistrate Judge
- Judge Tafoya Los Lunas Magistrate Judge
- Judge Mercer District Court Judge

- Paulette Jaramillo Magistrate Court Manager- Los Lunas
- Stephanie Trejuque Magistrate Court Manager-Belen
- Randy Gutierrez Valencia County Detention Center Warden
- Jesus Heredia Valencia County Detention Center Deputy Warden
- Sgt. Victor Duran Valencia County Sheriff's Office
- Miriam Rabieh Court operations manager



Highlights:

762 Public Safety Assessments and Background Investigation Reports were completed from the implementation date to November 30, 2022.

From implementation to November 30, 2022, 190 defendants have received supervision and/or court hearing notification by the pretrial program.

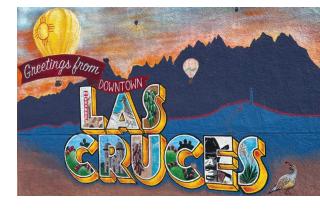
3rd Judicial District

Doña Ana County

MISSION: To uphold pretrial justice while maximizing release, court appearance, and public safety through risk-based decision-making.

Doña Ana County. Launched June, 2021

As the second largest populous county in the state, the Third Judicial District has now been able to utilize their pretrial program to serve their community and justice partners alike. The Pretrial Oversight Committee is diligent in providing their community with information on the program and the role it plays in the legal system; with a focus on following the Community Safety Model. With the leadership of their local Pretrial Program Manager, Samantha Woodward, the county convenes bi-monthly to discuss data-driven improvements and are committed to continuing their work in Pretrial Justice in Doña Ana County.





Left to right: James Ketcherside, PTSO Leadworker; Ashley Barreras, PTS Officer; Samantha Woodward, Program Manager; Lane Sheram, PTS Officer.

Get to know the Pretrial Program Manager...

Samantha Woodward started with the New Mexico Judiciary in November of 2017 as a Judicial Specialist II with the 3rd JD, she was promoted within a year to an Administrative Assistant to the Court Executive Officer (CEO). In this role she was awarded a grant to kick start a New Mexico Sentencing Commission program and also began learning about Pretrial Services and the NM AOC initiative. Samantha managed and set up early conversations of implementing the statewide initiative in Doña Ana County. Between 2019 and 2020, the Pretrial Implementation Committee was formed for which she arranged meetings and various communications where she gained in depth exposure to Pretrial Services. In December 2020 she applied for and was offered the Pretrial Program Manager position. Upon hire and with the support of the AOC Pretrial Justice Program and the New Mexico Pretrial Executive's Network, she was tasked with developing a fully functional Pretrial Services program which included developing various program documents, policy and procedures, ensuring adequate communication amongst various Judges, Court staff, and other stakeholders critical to the criminal legal system in Doña Ana County.



"During implementation the 2nd, 6th (also going through implementation at the time), 11th, and 13th provided a helping hand as much as I needed it with no hesitation. The Pretrial Services network in New Mexico is a phenomenal team! Today, Pretrial Services in the Third Judicial District is flourishing after a year and half since having gone live because of the perseverance and contributions of the AOC Pretrial Services team, the Court, program staff, our stakeholders, and the people we serve. I look forward to continuing to see this program advance, embrace all of its successes, and grow as a Program Manager along with this thriving program."

Samantha Woodward, Pretrial Program Manager



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6th Judicial District

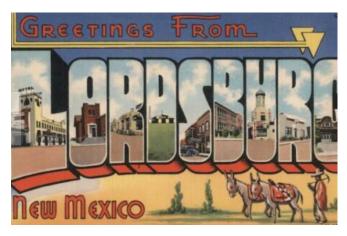
Luna, Grant and Hidalgo Counties

MISSION: To promote pretrial justice and enhance community safety, and court appearance.

Luna, Grant and Hidalgo Counties. Launched, 2021

The 6th Judicial District was the first district to implement the use of the PSA and enhance practices to be both legal and evidence-based across their entire district. The local stakeholders worked to improve their system and brainstorm ideas on implementing a model that would strive for community safety. With the guidance of their local Pretrial Program Manager, Corina Castillo, the Pretrial Oversight Committee continues to work on any areas of improvement within their legal system.





Get to know the Pretrial Program Manager...

Corina Castillo graduated from Arizona State University with a focus in the mental health field where she began her career post graduation. She began with the court system in December 2020, taking a newly created position of Pretrial Program Manager for the Sixth Judicial District. Corina worked with stakeholders in the district to construct a Pretrial Services program that follows legal and evidence-based pretrial best practices. She continues to meet with local stakeholders for all three of the district's counties and leads the charge of ensuring these practices remain in place as they continue to evolve.



CORINA CASTILLO, Pretrial Program Manager



RUBEN CHAVIRA, Probation Officer, Luna County



GRISELDA MILO, PTS Officer I, Luna County



DEIDRE VEGA, PTS Officer I, Grant County

1st Judicial District

Santa Fe, Rio Arriba and Los Alamos Counties



Santa Fe County launched in September, 2022.

Santa Fe County worked to enhance their existing program through the implementation of nationally supported pretrial legal and evidence-based practices. Using the community safety model, the First Judicial District (1st JD) formed a multi-county collaborative stakeholder committee who worked with the NM AOC Pretrial Justice Program and National Institute of Correction (NIC) to gain an understanding of their system based on the perspective of each member. The stakeholders committed to working on areas of their system based on NIC's Essential Elements and national best practices and continue to work on improving their legal system. Rio Arriba County and Los Alamos County will finish out implementation in the 1st JD in late Spring 2023.



"As the representative of the First Judicial District Attorney's Office's Victim Services Program, I am thoroughly impressed by the Pretrial Services implementation committee. The amount of communication, collaboration, and transparency has been astounding. The ability to combine members from every division affected by this change to have honest conversations and direct dialects about the most effective process and procedures to develop and implement the new Pretrial Services program has been unparalleled, and I believe, produced as a direct result, a successful and well rounded program for the collective. This progressive change for the First District is very exciting, and I am grateful to be a participant in the process."



Tiffany Corn, Victim Advocate Supervisor



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Santa Fe Pretrial Program

MISSION: Maximizing release, court appearance and public safety through evidence-based practices and appropriate pretrial supervision/monitoring.

First Judicial District Pretrial Justice Stakeholders

- District Court Judge Mary Marlowe Sommer
- District Court Judge T. Glenn Ellington
- Magistrate Court Judge David Segura
- First Judicial District Court Executive Officer III Kathleen Vigil
- Deputy Court Executive Officer II (District Court) Monica Chavez-Crespin
- Court Manager II (District Court) Gloria Landin
- Court Manager II (Magistrate Court) Michelle Portillo
- Judicial Specialist Supervisor (Magistrate Court)
 Maria Sanchez
- District Attorney Mary Carmack-Altwies
- Assistant District Attorney Morgan Wood
- Victim Advocate Supervisor Tiffany Corn
- Chief District Defender Julie Ball
- Public Defender Bradford Kerwin
- Santa Fe County Sheriff Adan Mendoza
- Major (Santa Fe County Sheriff's Office) Gabe Gonzales



Left to right in the photos: Michael Sisneros, Pretrial Services Officer II; Michael Roybal, Pretrial Services Officer I; Jon Fischer, Program Manager; Felix Sena, Pretrial Services Officer II; Reyna Sena, Pretrial Services Officer I; Joe Marquez, Pretrial Services Officer I

- Santa Fe City Police Chief Paul Joye
- Santa Fe City Police Deputy Chief Ben Valdez
- Santa Fe City Police Deputy Chief Matthew Champlain
- Santa Fe County Adult Detention Facility Warden

 Detek Williams
- Santa Fe County Adult Detention Facility Booking Manager Jessic Arballo

Highlights:

Pretrial staffing has expanded from one Program Manager and a Pretrial Officer to five full time Pretrial Officers.

The program worked to migrate all case management and documentation into the statewide Court Management Database-Odyssey Supervision Module.

From implementation to November 30, 2022, 305 defendants have received supervision and/or court hearing notification by the pretrial program.

540 Public Safety Assessments and Background Investigation Reports were completed from the implementation date to November 30, 2022.

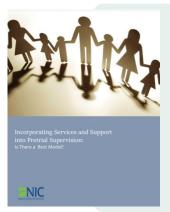
The Pretrial Program has transitioned all misdemeanor cases from the Counties' GPS program to the Court's Pretrial Program providing risk-based supervision and utilizes the AOC EMS Afterhours Unit.

Pretrial Community Support Services

Integrating behavioral health in pretrial supervision has always been tricky. The ideal model for "pretrial intervention services" is founded in legal requirements for pretrial release. It also considers the reality that needs can rise to the level of risk of poor pretrial outcomes. Additionally, linking treatment to liberty can also produce poor outcomes for the defendant.

Clinical assessment and treatment referrals, ideally should be supplemental to pretrial supervision support, voluntary and not court ordered.

Pretrial services programs can play a supportive role for those individuals ordered to supervision who have potential behavioral health disorders by making referrals for further clinical assessments. These referrals should be supplemental to pretrial supervision and voluntary.



The National Institute of Corrections recent 2022 publication, "Incorporating Services and Support into Pretrial Supervision: Is There a Best Model?" Provides a road map of how to integrate services while following pretrial legal and evidence based practices.

https://s3.amazonaws.com/static.nicic.gov/Library/033627.pdf



Programs across the country are beginning to utilize various strategies such as peer support and recovery navigators, overdose reversal medications, voluntary referrals to local services, harm reduction practices, referrals to specialty courts and creating partnerships with various community providers to develop wrap-around support for people involved in the criminal justice system.

Program Highlight: 11th Judicial District Pretrial Services Program-San Juan County

In the 11th Judicial District Court, Pretrial Services Program, in San Juan County, the program has developed a specialized caseload for defendants with behavioral health needs. The caseload is assigned to an officer who has specialized training in Crisis Intervention, Motivational Interviewing and other behavioral health training. This specialized caseload allows the officer to work in partnership with the defendant and community providers to support treatment plans and the needs of the defendant. If the defendant does not have services established and is seeking support, the officer works with Presbyterian Medical Services (PMS) to schedule a behavioral health assessment, an appointment for medications and connect with a case manager. Pretrial community support services are voluntary, so if the defendant declines this service, the officer will focus on providing specialized supervision in such a way that supports court appearance and public safety, while understanding the defendant's needs and/or challenges. In addition to assessments and medications, PMS is able to assist in connecting defendants to housing, assisting with social service benefits, enrolling individuals in medicaid and transportation to appointments.

AOC Pretrial Justice Division commends the work being done in San Juan County and is looking to incorporate the best supportive services model to supplement pretrial best practice in New Mexico.

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AOC Background Investigations and Public Safety Assessment

The AOC BI/PSA Unit launched in early 2020 with its original 2 pretrial sites. The Unit now serves 5 judicial districts, consisting of 11 counties. Since 2020 the AOC BI/PSA Unit has grown from 6 employees to 21, integrating with 10 jails to service 16 total Magistrate Courts with full case initiation, Background Investigation Reports (BIR's) and Public Safety Assessments (PSA's).





Top row left to right: RJ McBee, Renee Garcia, Salvador Suarez-Martinez, Edgar Sanchez, Marino Valdez, Alicha Chavez, Sarah

Middle row left to right: Pauline Galloway, Mary Imperial, Crystal

Bottom row: Matt Chavez, Justin Baca, Brianna Chavez, Tara Bond, Michele Duran, Veronica Sanchez.

The AOC BI/PSA Unit is set to expand, as part of the larger pretrial initiative, into Rio Arriba & Los Alamos to finish out the 1st Judicial District. In addition, the 4th Judicial District and the 12th Judicial District will begin using the AOC BI/PSA Unit by the end of FY23 with the 5th Judicial District slated for implementation in FY24.

From October 1, 2021 to September 30, 2022, the AOC BI/PSA Unit completed 10,887 Public Safety Assessments and Background Investigation Reports.



Another highlight of the AOC BI/PSA Unit is the successful launch of Early Delegated Release (EDR) in San Juan County (Aztec and Farmington Magistrate Courts) in the Fall of 2021. This process identifies low-risk defendants through their criminal history and their score on the PSA. These defendants are released from custody prior to seeing a Judge and are given initial Conditions of Release and their first court hearing. The NM Supreme court has authorized this practice for all AOC Pretrial sites.

Since the launch of EDR to September 30, 2022, the Unit has released 252 qualified defendants of which 127 of these cases closed and the outcomes are as follows:

88%

Appearance Rate

84% Safety Rate

94%

No New Violent Criminal **Activity Rate**



"As a lifelong New Mexican I'm proud to be a part of an amazing team in expanding the statewide centralized Background Investigation Unit. The hard work and dedication of our staff make it possible to give the Judicial Officers the background information needed to make an informed release decision."

Renee Garcia, BI/PSA Unit Supervisor



The Honorable Judge Maurine Laney in the 6th Judicial District - Silver City Magistrate Court had this to say about the AOC BI/PSA Unit:

"The Administrative Office of the Court's BIU team has proven to be a much needed asset for the courts. Upon receiving notification that a defendant has been arrested on new charges, the BIU team very promptly enters the case into the Odyssey case management system which assigns the judge and case number to the file. They also upload a completed PSA and a full nationwide criminal background check on the defendant, which is made viewable to the judge. These tools contain important and highly useful information for a judge in determining appropriate conditions of release for defendants. Having this additional information allows the judge to make a more comprehensive informed decision and to set conditions of release that are uniquely tailored to help ensure public safety."

AOC Electronic Monitoring and Supervision Unit

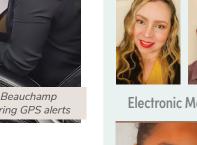
First Year Anniversary!

The Electronic Monitoring and Supervision (EMS) Unit celebrated its first year of operations in October 2022. The Unit was established to provide after hours support to local courts that may use electronic monitoring throughout the state. The EMS Unit was piloted in the 2nd Judicial District and after much success has expanded to the 1st, 3rd and 13th Judicial Districts with plans to expand statewide.



with a defendant on an alert.





The EMS Unit has not only expanded to new sites, but also expanded staffing to service those sites. The Unit began with a staff of five and now has a staff of 10 highly trained EMS Officers all working the hours most people are sleeping.

Since the inception of the EMS Unit through the end of October 2022, the EMS Unit has investigated approximately 46,000 alerts resulting in 127 bench warrant requests. In addition to investigating alerts, the Uwnit assists with critical data entry to ensure pretrial justice data collection is complete and accurate for future analysis.







Administrative Office of the Courts









Electronic Monitoring and Supervision Officers







Top row left to right, Lead Workers: Alicia Vigil, Oscar Garcia, Charmayne Willie

Middle row left to right, EMS Officers: Carmen Garcia, Daniel Orejel, Claudia Rodriguez, Nicolas Sanders

Bottom row left to right, EMS Officers: Amanda Beauchamp, Michael Abeyta, Sarah Alires



"In celebrating the EMS Unit's one year of service, it has been amazing to see the rapid growth of the Unit, from five staff members to currently 10. Without the hard work of the staff, the EMS Unit would not be successful in carrying out its mission. Working alongside the respective stakeholders from each judicial district has been enthralling, in learning different processes and finding solutions to obstacles we have encountered".

Joseph W. Filerio, EMS Supervisor



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NM Pretrial Training Curriculum

Extra! Extra! Read All About It! Growing Pretrial Justice Knowledge

AOC Pretrial Justice Program in collaboration with the National Center for State Courts (NCSC) has developed on demand training for pretrial staff, managers, and stakeholders around the State.

Trainings include:

- Pretrial 101 Overview
 - Overview of the New Mexico Pretrial Justice System
 - Pretrial Fundamentals
 - NIC Essential Elements
 - Diversity, Equity, and Inclusion
 - Getting Data Right
 - Pretrial Risk Assessment

- Pretrial 101 Manager Training
 - Manager Roadmap to Success
 - Implementation Science and Dialogue

Thanks to the assistance of NCSC, NIC, NAPSA, APPR, and all the individuals below who contributed to the training content. We are excited to share these training fundamentals and essential elements from some of the best experts in the field.

New Mexico Training National Speakers:























New Mexico!"





"It has been a pleasure working with New

Mexico in developing training modules for

staff on their learning platform. Training is

essential to assure research and evidence-

practices are utilized by all staff. Creating a

learning platform that is easily accessed and

on-demand can expedite on-boarding of new

staff and shore-up basics with existing staff. New Mexico

has a training model that can be an example to other Pretrial

programs. Pretrial leaders took an ideal to a reality that will

reap great benefits for them for years to come. Great job

Charlotte McPherson, National Criminal Justice Consultant,

Retired AOC Kentucky Pretrial Director









"The state of New Mexico has served as a model for improving and progressing pretrial justice. They are committed to training not only their pretrial staff, but they have included stakeholders in educational events, as well. In fact, the participation

in education and collaboration by Judges in New Mexico has been outstanding. The court leadership team in New Mexico dedicated to pretrial justice has been proven to be effective and trend setting in our

Domingo Corona, NAPSA Treasurer, Director of Pretrial Services, Arizona Superior Court



Last year the start of a new collaboration and project with AOC Judicial Information Division (JID) was highlighted. This year we have been successful in migrating pretrial data from the courts case management system, Odyssey, to the NM DataXchange platform. Three new datasets were created in 2022 with over 80 data points that can be sorted, filtered, and merged to tell a story about the pretrial landscape in New Mexico. We are close to ridding ourselves of the days of manually looking up data and spending countless hours entering in spreadsheets. Pretrial data is refreshed daily and mission critical performance measures such as public safety rates and appearance rates are available for AOC pretrial sites in minutes rather than the days and weeks it would take in the past.

Work to be Done

As we continue to move these projects forward, we realize we can't do it alone. The collaboration and data from our criminal justice partners is crucial. JID and Pretrial staff continue to meet with law enforcement and detention center administrators around the state to obtain critical pretrial data points. The San Juan County Detention Center and Sandoval County Detention Center have migrated several data points to the platform and we believe those communities and public safety will only benefit from the information we can share. In the next phase of the project, Pretrial also plans to create dashboards for management, staff, and the public.

What is the Data Showing-Success!

October 1, 2021 to September 30, 2022 5031 cases closed that were ordered supervision and the defendant was released. (3rd Judicial District, 6th Judicial District, San Juan County, Sandoval County)

- Appearance Rate: 77%
- Public Safety Rate: 85%
- No New Violence Charges Rate: 95%

How are we using Data?

Now that we have data providing the story, it can be used to target areas of improvement and identify what works. Our data shows higher risk defendants have better outcomes when pretrial supervision and support are applied versus when it is not. Adjustments and better utilization of various pretrial tools such as court date reminders will increase the overall court appearance rate. As we continue to gain more data, we can use it to make data driven decisions to improve processes, practices and outcomes.









"Use of dataXchange platform provides the data in a complete format and eliminates the need to run multiple reports from multiple sources to meet reporting requirements. The data is near real-time, and can access multiple data points to answer questions by senior staff or legislators. The use of visualizations and analytic tools from dataXchange platform will reduce staff workload and provide near real-time data in their reporting."

Genevieve Grant, JID Technical Support Manager/DataXchange Project Manager

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We Are On The Move!

The AOC Pretrial Justice Program continues to work toward the mission of fostering and enhancing pretrial justice throughout the state. Over the last several years, the program has been working its way through the state with the target of statewide implementation by the end of FY25. We are excited to bring on the 4^{th} , 12^{th} and 5^{th} Judicial Districts and new stakeholders.

New Mexico - State Courts



With each county and judicial district having their own unique and diverse characteristics, the AOC team works with stakeholder groups to develop partnerships and create new collaborations.



FY 21 and FY 22 Sites



FY 23 Sites



FY 24 Sites

New Sites:

- 4th Judicial District: San Miguel, Guadelupe and Mora Counties
- 5th Judicial District: Chavez, Lea and Eddy Counties
- 12th Judicial District: Otero and Lincoln Counties

More to Come!



"We look forward to the opportunity, in cooperation with the New Mexico Administrative Office of the Courts, to expand pretrial services into the district and magistrate courts of the Fourth Judicial District. The AOC's pretrial professionals have been with us every step of the way and the AOC has provided funding, technical expertise, and training in advance of implementation. With their help, we are confident that our new pretrial services department can help to maximize the rates of pretrial release, court appearance, and public safety in Guadalupe, Mora, and San Miguel counties."

Brenden J. Murphy, Court Executive Officer, 4th Judicial District



"We are looking forward to starting our pretrial program. The team from AOC has been wonderful in providing training and helping us create a program that is fair and evidence based that will allow us to minimize unnecessary detention, protect against the risk that an individual will fail to appear for hearings and protect against risks to the safety of our community or specific persons."

Flora Gallegos, Honorable Chief Judge, 4th Judicial District

