

Pretrial Data Act**HB2689****Sponsored by Rep. Jehan Gordon-Booth**

Bill Summary: The Pretrial Data Act calls for the Illinois Criminal Justice Information Authority (ICJIA) to collect key bond court and jail data from all Illinois counties and publish monthly reports. The bill calls for three separate reports with three sets of data: 1) Pretrial Order Report; 2) Pretrial Custody and Release Report; and 3) Pretrial Bail Proceeds Report.

Pretrial Order Report	
Overview:	Aggregated data about the outcomes of initial pretrial release hearings in bond court.
Frequency of Reports:	Monthly
Information Submitted by:	Clerks of the Circuit Court (and Sheriffs for some elements)
Process:	ICJIA will provide a data submission form for the clerks of the circuit courts and sheriffs to submit the data needed to compile the reports. ICJIA will then publish the reports monthly on the ICJIA website.
Data Included in Report:	<ul style="list-style-type: none"> • Total number of initial pretrial bond hearings conducted, and of those: <ul style="list-style-type: none"> ○ The number of orders to release on personal recognizance (I-Bond), with a breakdown of the number released without conditions, with any conditions, and with specific conditions of electronic monitoring, home supervision, curfew, and drug testing; ○ The number of court orders requiring the posting of 10% of bail (D-Bond), with a breakdown of bail amounts and release conditions; ○ The number of hearings in which the court ordered the posting of 100% of the bail amount (C-Bond); ○ The number of hearings in which the court denied bail and ordered detention. • The number of bail orders by type, anonymously by judge.
Pretrial Custody and Release Report	
Overview:	Aggregated data about the in-custody pretrial population in county jails.
Frequency of Reports:	Monthly
Information Submitted by:	County Sheriffs (and Clerks of the Circuit Court for some elements)
Process:	ICJIA will provide a data submission form for the sheriffs to submit the data needed to compile the reports. ICJIA will then publish the reports monthly on the ICJIA website.
Data Included in Report:	<ul style="list-style-type: none"> • Pretrial jail admissions data: <ul style="list-style-type: none"> ○ Demographics of defendants admitted (race/ethnicity, age and sex); ○ Breakdown of defendants admitted by most serious current charge: forcible felony (violent felony), felony and misdemeanor; ○ Number of defendants admitted who received a monetary bail order; ○ Number of defendants admitted who were denied bail. • Jail population data: <ul style="list-style-type: none"> ○ Demographics of in-custody population (race/ethnicity, age and sex); ○ Number of pretrial detainees and the number of all other detainees; ○ Breakdown of detainees by most serious current charge: forcible felony, felony and misdemeanor; ○ Pretrial jail population by average and median length in custody; ○ Number of pretrial detainees ordered monetary bail and denied bail; ○ Number of pretrial detainees who did not pay the monetary bail amount and a breakdown of the ordered bail amounts.

	<ul style="list-style-type: none"> • Discharge data: <ul style="list-style-type: none"> ○ Number of pretrial defendants discharged by disposition type; ○ The average and median length of stay of pretrial defendants; ○ The number of individuals discharged after spending 2 or less days in jail. • Electronic monitoring data: <ul style="list-style-type: none"> ○ Demographics of the total individuals under Sheriff’s supervision on electronic monitoring (race/ethnicity, age and sex); ○ Number of individuals on electronic monitoring with a breakdown by most serious current charge: forcible felony, felony and misdemeanor; ○ Average and median length of time spent on electronic monitoring. • Data about defendants released and awaiting trial: <ul style="list-style-type: none"> ○ Number of pretrial defendants released within 24 hours of their bail hearing; ○ Number of defendants who failed to appear to at least one court hearing or had one new charge within 30 days of their release; within 6 months of their release; and within one year of their release.
Pretrial Bail Proceeds Report (County Board)	
Overview:	Aggregated data about the amount of money bond received and allocated to any governmental entity within the county and fees charged for collecting bond.
Frequency of Reports:	Annually
Information Submitted by:	County Board
Process:	The county board will prepare a report annually of the amount of money bond collected and dispersed in the course of administering bail.
Data Included in Report:	<ul style="list-style-type: none"> • Amount of money bond received from any governmental entity in the county; • Amount of money bond allocated to each governmental entity, fund or program; • Fee charged by county sheriff for collecting bonds; • If the county has increased the fee for collecting bonds, any study or report used to justify the fee increase.
Pretrial Bail Proceeds Report (ICJIA)	
Overview:	The amount of money collected from bond and court fees, the amount retained, and the amount disbursed to other entities.
Frequency of Reports:	Quarterly
Information Submitted by:	Clerks of the Circuit Courts
Process:	ICJIA will provide a data submission form for the clerks of the circuit court to submit the data needed to compile the reports. ICJIA will then publish the reports quarterly on the ICJIA website.
Data Included in Report:	<ul style="list-style-type: none"> • Amount of money bond received by the clerk, amount forfeited, and amount refunded; • Total amount collected through fines, fees, restitution or other court costs outside of bail bond listed by type of charge (including “not charged”); • Total amount paid as reimbursement to an attorney of record; • Total amount paid as a fee to a credit card processing merchant; • Total amount disbursed by the clerk of the circuit court to entities entitled to receive fees, fines restitution or reimbursements from a money bond deposit including the State’s Attorney, State Treasurer, county general fund, probation services, or a special fund.