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# ANNUAL REPORT

For  
2023

In 2023 the Greene County Probation Department continued to provide mandated services to adults and juveniles in the community. Over the year, the department received 118 new adult probation sentences/interim probation placements from Greene County courts, and another 36 as transfers from other jurisdictions, including out-of-state. The 118 received were a decrease from the 125 received in 2022. Of the 118 new local cases received, 34 were interim probation terms. In most instances, the successful completion of an interim supervision term results in a lesser sentence ultimately imposed, and, possibly, a lesser ultimate conviction. In addition, 6 (1 of which was a transfer case) formal juvenile probationers were received, and another 8 in an informal capacity, after having been referred by the family court. At the end of the year, we were supervising 223 criminal court probationers, many of whom were serving more than one probation sentence. Of those 223 offenders, 107 were felons, an increase of 7 from the end of 2022. It should also be noted that, during the early part of 2020, this department fully transitioned persons in need of supervision (PINS) diversion efforts to the Greene County Department of Social Services, with that department now the designated “lead agency” for PINS diversion, under the NYS Family Court Act. Therefore, we are limited to supervising PINS activity that has reached the formal family court stage.

While the caseloads are significantly reduced from the highs experienced in the early 2010’s, it must also be pointed out that the epidemic of opiate and other substance abuse continues to impact the workload. A large number of offenders continue to demonstrate significant drug abuse and mental health issues. Even after the abatement of the COVID crisis it can be difficult for many offenders to obtain assistance, given staff shortages that seem to have occurred in many treatment facilities. Probation officers of various levels have been involved in the transport of probationers to residential facilities, when necessary.

Where appropriate, supervision included the requirements that offenders: maintain employment, pay restitution, engage in available educational, vocational, and/or treatment programs, provide urine or breath samples (supervised by probation officers); and submit DNA samples (collected by this department and forwarded to the state repository), in order to remain at liberty. 2023 saw the continuation of the ignition interlock device requirement for DWI probationers who own or operate a vehicle, even if they have lost their driver’s licenses. While, similarly to the statewide occurrence, most Greene County probationers sentenced under “Leandra’s Law” have avoided the interlock requirement by having disposed of their vehicles, this department’s officers remain responsible for reviewing those cases to ensure that offenders have disposed of the vehicles as claimed, with the offenders required to submit affidavits to support their claims, and, as required by a law change late in 2013, state under oath in court that they had disposed of the vehicle. Reimbursements totaling \$3,076.86 were received in 2023 from the NYS “Leandra’s Law” grant for DWI probation cases received by this department, to help pay for ignition interlock device monitoring requirement. Per arrangement with the Greene

County Sheriff's Department/STOP-DWI, this department continued to submit the state reports for their monitoring of DWI cases that resulted in offenders being sentenced to a conditional discharge (possibly subsequent to a jail or prison term), which resulted in \$2,321.14 in additional reimbursement to that office, for a grand total of \$5,398 for the County, which is an increase of \$873 from 2022.

In 2023 the department's main DWI (senior probation) officer, with the assistance of other officers/department members and the Greene County Sheriff's Department/STOP-DWI program and the District Attorney, continued the DWI victim impact panel, to further educate those offenders as to the effect their conduct has on others. Offenders who attended the panel were required to pay a fee, which went towards STOP-DWI operations. The first panel attendees of offenders paid a \$35 fee, with a late fee of \$50. For the second panel the fee was increased to \$50, with a late fee of \$65. Thanks in no small part to the District Attorney's Office expansion of those required to attend the panel to include not only DWI offenders, but also drug offenders, income from the 3 victim impact panels held in 2023 totaled \$6,840. Although all panels in 2022 had been held "virtually," the last panel in 2023 marked a return to in-person attendance,

In addition to the formal, i.e., court ordered, supervision cases, 2023 saw a total of 29 juvenile cases referred to the department. Because of the PINS diversion changes, all of the matters involved Juvenile Delinquency offenses (which now include matters involving youth from 12-17, inclusive, for what would be crimes if they were adults). A total of 17 cases were successfully diverted from the family court system through participation with the department's intake/diversion supervision program. For juvenile delinquency matters, a successfully diverted case is the legal equivalent of a court dismissal. The "Raise the Age" initiative implemented in the last quarter of 2018 continues to produce little impact for the department, given the relatively low number of arrests for offenders in that category. 4 cases were actively handled by the department after initial prosecution in the Youth Part of the Greene County Court and the matter then having been removed to the Family Court, and then to our office for intake/diversion services.

Another significant part of this department's tasks include the preparation of pre-plea/pre-sentence/certificate of relief from disabilities (criminal court) and pre-dispositional (family court) investigations/reports. These reports, which require a probation officer to make assessments of an offender based on legal history/delinquent behavior and social circumstances, are utilized by the courts as an aid in determining which offenders should remain in the community and which may be eligible to have certain privileges, which were lost as a result of their convictions, restored. In 2023, 192 criminal investigation cases, including pre-trial cases, were opened, and 156 (all non-pre-trial) completed/closed (including some having been ordered in the prior year) for the criminal courts. One probation officer completed the bulk of the pre-

sentence investigations, as their primary task. The primary juvenile officer remains highly involved in the family court process, from initial referral through formal adjudication, and in most instances, as a result of the involvement, a possible pre-dispositional investigation has been waived by the court. Consequently, our number of the latter investigations remains quite low, with only one completed in 2023.

The department also continued to oversee an Alternatives to Incarceration (ATI) program, which placed a variety of offenders at community service work sites throughout the county, as ordered by the various criminal courts. This year saw 9 individuals assigned to the work sites, with 10 (which included ones referred in 2022) having satisfactorily completing their obligations. A total of \$2,827.28 was received in 2023. A total of \$5,641.82 was received in total in 2022, with \$ 2,249.02 having been payments for 2021 claims, as the state contract, which runs from July 1 to June 30, wasn't renewed until early in 2022. In addition to reducing the cost of confining such offenders, their presence at the work sites helped to show the community that offenders are being held accountable for their actions. A probation assistant oversees the program for the department.

In addition to that aspect of Alternatives to Incarceration, the department's utilization of various forms of electronic devices, including transdermal alcohol monitoring, resulted in a total of 34 offenders, 8 with transdermal alcohol monitoring and another 26 (no juvenile cases received) with GPS monitoring. The 2020 "Bail Reform" changes remain the main reason for the device usage. The offenders had such devices for a total of 4,048 service days (207 – transdermal at County expense/pre-trial; 1,211- transdermal at offender pay; and 2,630 – GPS-County pay) which, at a would-be jail rate of \$85/day, amounts to projected savings of \$344,080 (\$120,530 - transdermal, \$223,550 - GPS). Total County costs, excluding personnel expenses, were \$18,559.45, with some of that cost involving lost and damaged Buddi GPS monitoring devices. Later in 2023 we began to utilize an insurance program through the vendor, to lessen potential costs. Senior probation officers, primarily, oversee these aspects of alternatives to incarceration, although many officers serve in an on-call capacity for "24-7" GPS monitoring.

The collection of restitution also remained a department obligation. This obligation not only includes the collection of restitution from people who are under our direct supervision, but also from those who have been incarcerated/released on parole or have been otherwise conditionally discharged and still obligated to pay, despite no other tie to this department. In 2023 we opened 11 adult restitution cases, either as a condition of probation or simply as the designated restitution collection agency for Greene County, regardless of the sentence; and 6 juvenile cases. For the year, the department collected a total of \$10,163.13 in criminal restitution/surcharge to Greene County. Additionally, another \$3,222.78 was collected from juvenile offenders. By statute, juvenile restitution does not include a surcharge. For 2023, \$2,750.75 in collected restitution was payable to public or non-profit agencies. The \$342.87

surcharge, which, in this county, is collected after a victim has been made whole, is paid by this department to the Greene County Treasurer. For 2022, that amount was \$2,490.90.

The department continued to participate in a variety of collaborative efforts designed to enhance services to those in need. Those efforts, both in the juvenile and adult spheres, included the Greene County (criminal) Drug Treatment Court program, to which a probation supervisor has been assigned and for many years has been a valuable asset to the Drug Court team; the Single Point of Access for troubled youth, and participation in the local Child Abuse Review Team meetings. Contracted polygraph examinations for certain sex offenders were continued in 2023. At year's end we had 12 registered sex offenders under supervision, 5 of which were either Levels 2 or 3 and thus on the public registry. The probation supervisor assigned to the sex offender caseload is required to personally verify an offender's address on a quarterly basis, at least, depending upon the offender's risk level.

The attachments to this narrative should help to understand the level at which the department operated during the year 2023, with 2022 comparisons.

Respectfully Submitted,

A handwritten signature in blue ink, appearing to read "Alan Frisbee".

Alan Frisbee  
Probation Director

April 1, 2024

**Department staff – as of 12/31/23**

Probation Director	
Probation Supervisors	(2)
Senior Probation Officers	(3)
Probation Officers	(4)
Probation Assistants	(2)

Total- 12 employees; 10 of which are NYS Peace Officers, and who completed at least the minimum of 21 hours of annual required training.

**WORKLOAD**

<b><u>SUPERVISION</u></b>	<b><u>2022</u></b>	<b><u>2023</u></b>
Adult criminal received from Greene County courts-	125	118*
*Includes interim supervision		
Adult criminal received via intra-state and inter-state transfers-	21	36
Total adult criminal received	146	154
*Includes interim supervision		

**TOTAL SUPERVISED AT END OF YEAR**

Adult criminal as of 12/31/23

Felony-107	Misdemeanor- 116	Total	223
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Juvenile-	Juvenile Delinquent- 7	Person in Need of Supervision-	Total	7
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**Total formal probation supervision as of 12/31/23 (person count, not case count) 230**

## Informal family court supervision

Juvenile intake supervision JD-5

Pre-adjudicatory supervision JD-3 PINS-1

**Total persons supervised (formal and informal) as of 12/31/23 240****2022**

Adult criminal- Felony- 100 Misdemeanor- 117 Total 217

Juvenile- Juvenile Delinquent-10 Person In Need of Supervision-3 Total 13

**Total formal probation supervision as of 12/31/21 (person count, not case count) 230**

## Informal family court supervision

Juvenile intake supervision JD-8,

Pre-adjudicatory supervision JD- 2,

**Total persons supervised (formal and informal) as of 12/31/21 240****INVESTIGATIONS****2022****2023**

Total Completed/Closed

151

191

(151 criminal,  
1 family)(191 criminal,  
1 family)

**JUVENILE DELINQUENT (JD) & PERSONS IN NEED OF SUPERVISION (PINS)**

	<b><u>2022</u></b>	<b><u>2023</u></b>
Total referred to Probation	37 (All JD)	29 (All JD)

In 2020 PINS diversion “lead agency” status changed from Probation to DSS, therefore, we no longer receive referrals from other agencies for diversion services for those status offense matters.

Total diverted from family court	23 (All JD)	17 (All JD)
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**SEX OFFENDER SUPERVISION**

	<b><u>As of 12/31/22</u></b>	<b><u>As of 12/31/23</u></b>
<b><u>Total</u></b>	8	12
<b>Cases on public registry</b>	4	5
	(One Level 3 (Highest Risk), Three Level 2)	(One Level 3, Four Level 2)



**FINANCIAL INFORMATION**

**RESTITUTION (probation sentence or otherwise)**

	<b><u>2022</u></b>	<b><u>2023</u></b>
Total Collected	<b>\$35,164.99</b>	<b>\$13,385.91</b>
	(\$29,471.33 -criminal/surcharge)	(\$10,163.13-criminal/surcharge)
	(\$ 5,693.66 -family court)	(\$ 3,222.78-family court )

**RESTITUTION COLLECTED FOR**

**DISBURSEMENT TO PUBLIC/NON-PROFIT AGENCIES - 2023**

NYS Department of Labor	\$	100.00
NYS Police-Catskill	\$	546.11
Greene County District Attorney's Office	\$	827.97
Catskill School District	\$	1,276.67
Total	\$	2,750.75
Greene County Treasurer (surcharge)	\$	342.87
<b>TOTAL</b>	<b>\$</b>	<b>3,093.62</b>

**RESTITUTION COLLECTED FOR****DISBURSEMENT TO PUBLIC/NON-PROFIT AGENCIES-2022**

Delaware County Department of Social Services	\$	100.00
Ulster County Department of Social Services	\$	68.00
NYS Department of Labor	\$	540.00
Saugerties Town Police	\$	577.10
Greene County District Attorney's Office	\$	740.00
Greene County Sheriff's Office	\$	1,417.99
Total	\$	3,443.09
Greene County Treasurer (surcharge)	\$	2,490.90
<b>TOTAL</b>	<b>\$</b>	<b>5,933.99</b>

**ALTERNATIVES TO INCARCERATION (COMMUNITY SERVICE)- 2023**

9 adults were assigned to perform community service, 10 completed their assignments\*\*

\*\* The New York State Office of Probation and Correctional Alternatives/Division of Criminal Justice Services provide different levels of reimbursement for each assigned adult and each completed adult. For 2023 the department received \$2,827.28 in reimbursement. Certain offenders who completed in 2023 may have entered the program in 2022.

**ALTERNATIVES TO INCARCERATION (COMMUNITY SERVICE)- 2022**

27 adults were assigned to perform community service, 13 completed their assignments\*\*

\*\* The New York State Office of Probation and Correctional Alternatives/Division of Criminal Justice Services provide different levels of reimbursement for each assigned adult and each completed adult. For 2022 the department received \$5,641.82 in reimbursement. Of that amount, \$2,249.02 were funds tied to 2021 that weren't received until 2022, due to the program contract having expired in mid-2021, but not renewed by NYS until 2022, leading to a reimbursement delay. Certain offenders who completed in 2022 had entered the program in 2021.

**ALTERNATIVES TO INCARCERATION (ELECTRONIC MONITORING)- 2023**

34 offenders (8 transdermal alcohol monitoring, 26 GPS), 4,048 service days (207 transdermal- County pay; 1,211-transdermal - offender pay; 2,630 GPS-County pay), which, at a would-be jail rate of \$85/day, amounts to projected savings of \$344,080 (\$120,530- transdermal, \$223,550- GPS)

Alternatives to Incarceration without electronic monitoring that were opened included 7 pre-trial cases.

**ALTERNATIVES TO INCARCERATION (ELECTRONIC MONITORING)- 2022**

34 offenders (2 transdermal alcohol monitoring, 32 GPS), 2,936 service days (149 transdermal, 2,787 GPS), which, at a would-be jail rate of \$85/day, amounts to projected savings of \$249,560 (\$12,665 transdermal, \$236,895- GPS)

Alternatives to Incarceration without electronic monitoring that were opened included 5 pre-trial cases.

**IGNITION INTERLOCK DEVICE MONITORING- 2023**

\$ 3,076.86 was received, via the NYS Governor's Traffic Safety Grant, for probation cases; and another \$2,321.14 by the Sheriff/STOP-DWI for conditional discharge cases, for a total of \$ 5,398.

**IGNITION INTERLOCK DEVICE MONITORING- 2022**

\$ 2,443.50 was received, via the NYS Governor's Traffic Safety Grant, for probation cases; and another \$2,801.50 by the Sheriff/STOP-DWI for conditional discharge cases, for a total of \$4,525.

**VICTIM IMPACT PANEL - 3 panels held each year****2022****2023**

\$6,400

\$6,840

These amounts include additional donations made by offenders beyond the standard fees.

**Department Revenues - 2023**

Restitution surcharge	\$	342.87
Probation Officer- DWI (partial salary)	\$	20,250.00
STOP-DWI- ATI/Community Service (partial salary)	\$	12,750.00
State Block Grant	\$	122,328.00
DOCCS pre-sentence investigation reimbursement	\$	2,040.59*
Ignition Interlock supervision reimbursement	\$	3,076.86
Bail poundage	\$	407.65
NYS Community Service reimbursement	\$	2,827.28

\*For reports completed in 2022 on NYS inmates who committed crimes in either the Cossackie or Greene correctional facilities

**Department Revenues - 2022**

Restitution surcharge	\$	2,467.43
Probation Officer- DWI (partial salary)	\$	27,000.00
STOP-DWI- ATI/Community Service (partial salary)	\$	17,000.00
State Block Grant	\$	122,328.00
DOCCS pre-sentence investigation reimbursement	\$	3,018.65*
Ignition Interlock supervision reimbursement	\$	2,443.50
Bail poundage	\$	179.50
NYS Community Service reimbursement	\$	4,703.04**

\* For reports completed in 2021 on NYS inmates who committed crimes in either the Coxsackie or Greene correctional facilities

\*\*Includes reimbursement not received in the prior year, due to the state reimbursement contract not having been provided by NYS Division of Criminal Justice Services.

### **DRUG TESTS CONDUCTED-2023**

<b>Test Type</b>	<b>Pos</b>	<b>Neg</b>	<b>SA</b>
Alcohol	56	1010	40
Amphetamine	42	592	31
Barbiturate	0	236	1
Benzodiazepine	17	605	6
Cocaine	64	860	39
Morphine	4	368	0
Opiate	9	841	2
Other	70	468	11
Psychedelic	3	442	0
THC	103	727	72
<b>Site Total All Tests:</b>	<b>368</b>	<b>6149</b>	<b>202</b>

SA= offender admitted to results

\*Figures do not include tests performed on 31 adults, per Greene County Family Court order, who were engaged in court actions not involving this department.

**DRUG TESTS CONDUCTED -2022\* \*\***

<b>Test Type</b>	<b>Pos</b>	<b>Neg</b>	<b>SA</b>
Alcohol	36	926	33
Amphetamine	38	539	26
Barbiturate	0	219	1
Benzodiazepine	10	535	8
Cocaine	36	746	22
Morphine	5	351	1
Opiate	15	667	6
Other	36	318	3
Psychedelic	4	398	0
THC	126	566	75
<b>Site Total All Tests:</b>	306	5265	175

SA= offender admitted to results

\*Figures do not include tests performed on 43 adults, per Greene County Family Court order, who were engaged in court actions not involving this department.