



To: The Senate Committee on Ways and Means
 The House Committee on Ways and Means
 The Honorable Michael D. Hurley, Clerk of the Senate
 The Honorable Steven T. James, Clerk of the House

From: Jennifer Franco, Legal Counsel, Massachusetts District Attorneys Association

Date: January 24, 2023

Re: ***AMENDED Annual Report on the District Attorneys' Prosecution Statistics***

As required by Chapter 126 of the Acts of 2022¹ the Massachusetts District Attorneys Association amends the report filed on January 12, 2023 to include data submitted by the Middlesex District Attorney's Office. The report herein contains data from each of the 11 District Attorneys relative to their criminal prosecutions and workloads for calendar year 2022.

¹0340-2100. Not later than January 13, 2023, the [MDAA] shall work in conjunction with the 11 district attorneys' offices to prepare and submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and senate; provided further, that the [MDAA] shall provide said offices with an agreed-upon template for the report to be filled out; provided further, that said offices shall submit said report in a standard electronic format; provided further, that said template shall include, delineated by charge type: (a) the number of criminal cases initiated by arraignment in each department of the trial court; (b) the number of criminal cases disposed of in each department of the trial court; (c) the number of cases appealed to the appeals courts, the supreme judicial court, a single justice of the appeals court or supreme judicial court or any other appeals; (d) the number of cases reviewed but not charged; and (e) the number of cases under active management where the case includes charges for drug offenses under chapter 94C of the General Laws, motor vehicle charges under chapter 90 of the General Laws or firearm offenses under chapter 140 of the General Laws.

While the reports of the individual districts delineating their workloads by charge or category of work are attached, below please find a synopsis of the calendar year 2022 totals per listed category² pertaining to the 11 District Attorney Offices:

Superior Court/Youthful Offender:

Arraigned: 185

Disposed: 308

Actively Managed: 980

Juvenile Court:

Arraigned: 10,291

Disposed: 9,105

Actively Managed: 20,162

Diversion: 4,055

Superior Court (Adult):

Arraigned: 19,168

Disposed: 14,579

Actively Managed: 51,837

District Court (Adult):

Arraigned: 283,598

Disposed: 310,200

Actively Managed: 528,703

Appellate Work: 2,801

Cases Reviewed/Not Charged: 39,694

Other Work: 108,157

² Data lists total charges with the exception of "Appellate Work," "Cases Reviewed/Not Charged," and "Other Work," all of which measure cases, investigations or a specific event.

As also required by the reporting language of line item 0340-2100, please find specific charges below, broken down by court:

Superior Court/Youthful Offender:

Motor Vehicle (pursuant to MGL Chapter 90):

Arraigned: 0

Disposed: 2

Actively Managed: 20

Controlled Substances (pursuant to MGL Chapter 94C):

Arraigned: 1

Disposed: 1

Actively Managed: 9

Firearms (pursuant to MGL Chapter 140):

Arraigned: 66

Disposed: 91

Actively Managed: 221

Juvenile Court:

Motor Vehicle (pursuant to MGL Chapter 90):

Arraigned: 1,244

Disposed: 1,432

Actively Managed: 2,069

Controlled Substances (pursuant to MGL Chapter 94C):

Arraigned: 215

Disposed: 281

Actively Managed: 619

Firearms (pursuant to MGL Chapter 140):

Arraigned: 925

Disposed: 648

Actively Managed: 1,497

Superior Court (Adult):

Motor Vehicle (pursuant to MGL Chapter 90):

Arraigned: 485

Disposed: 460

Actively Managed: 1,096

Controlled Substances (pursuant to MGL Chapter 94C):

Arraigned: 3,728

Disposed: 2,173

Actively Managed: 8,246

Firearms (pursuant to MGL Chapter 140):

Arraigned: 3,928

Disposed: 2,269

Actively Managed: 10,216

District Court (Adult):

Motor Vehicle (pursuant to MGL Chapter 90):

Arraigned: 119,756

Disposed: 131,835

Actively Managed: 191,239

Controlled Substances (pursuant to MGL Chapter 94C):

Arraigned: 21,671

Disposed: 24,771

Actively Managed: 41,536

Firearms (pursuant to MGL Chapter 140):

Arraigned: 11,056

Disposed: 11,193

Actively Managed: 22,923

Attached to this memo are the individual submissions from the 11 District Attorney Offices. The District Attorneys utilize the same outdated case management system (DAMION) but differ significantly in how each office defines its data and inputs and reports that data, as well as whether certain data is even tracked at all. Please also note that, due to administrative staffing issues, not all offices are able to input all cases (especially those in the district courts) into DAMION, resulting

in underreporting of cases; and not all offices are able to quickly close disposed cases, resulting in over reporting. Finally, please recognize that the COVID-19 pandemic, and the ensuing court closures, have increased substantially the number of actively managed cases.