
Juveniles Arrested as Adults Under SB440: Fiscal Year 2000 1st Quarter Update

Presented by the:
Juvenile Advocacy Division
of the
Georgia Indigent Defense Council
985 Ponce de Leon Avenue
Atlanta, Georgia 30306
Telephone 404-894-2595
Toll Free 800-676-4432
Facsimile 404-206-5154
Web Site www.gidc.com
E-mail Dphillips @gidc.state.ga.us
TMcCann@gidc.state.ga.us

Funding Assistance Provided by the Office of the Governor Children and Youth Coordinating Council

CONTENTS

<u>Tables</u>	<u>Page</u>
Project information.....	1
Current Report Data.....	2
Overview: Offends Trends.....	3
Arrest Trends by Offense.....	3
Demographic Trends:.....	4
Race Profile.....	4
Race by Offense.....	5
Gender Profile.....	6
Gender By Offense.....	6
Age Profile.....	7
Offense by Age.....	8
County Analysis: Fulton and DeKalb.....	9
Metro Analysis.....	10
Urban/Rural.....	11
..	

Project Information

This December 15, 1999 report is the first of four quarterly reports for Fiscal Year 2000.

Dispositional information is included in the 2nd Quarterly Report and Final Report.

This report was made possible with funding assistance from the Governor's Children and Youth Coordinating Council (CYCC) and the Office of Juvenile Justice and Delinquency Prevention.

Purpose: collect, analyze, and disseminate accurate information concerning juveniles processed through the adult criminal system.

Senate Bill 440 (SB440), codified in O.C.G.A. Section 15-11-5, gives the superior court exclusive jurisdiction over children ages 13-17 who are alleged to have committed one the following offenses (commonly referred to as the "Seven Deadly Sins"):

- Murder
- Voluntary Manslaughter
- Rape
- Aggravated Sodomy
- Aggravated Child Molestation
- Aggravated Sexual Battery
- Armed Robbery if committed with a firearm.

Transfer to Juvenile Court: Prior to indictment, the district attorney may elect to send the case to juvenile court. If the case is transferred to juvenile court it is subject to the provisions of O.C.G.A. Section 15-11-37, the Designated Felony Act. After indictment, a case not involving an offense punishable by death or life imprisonment (voluntary manslaughter, aggravated sexual battery, and a first offense of aggravated child molestation), may be transferred to the superior court after "investigation and for extraordinary cause."

GIDC would like to thank the Georgia Department of Juvenile Justice for their continued assistance with the SB440 Project.

GIDC would like to thank John Speir, Ph. D. of Applied Research Services, Inc. for his work on this project.

GIDC would like to thank Dr. Margaret Robinson of the University of Georgia School of Social Work for her assistance with this project.

Beginning with this report, the report title will include the quarter and fiscal year.

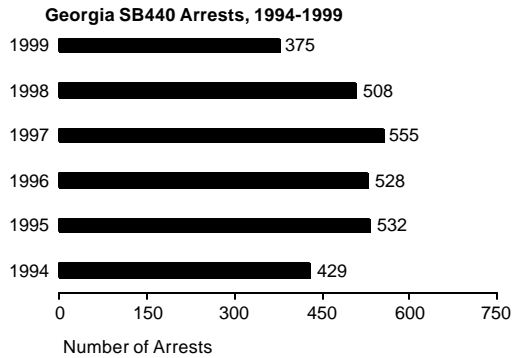
Questions and comments regarding the SB440 Project should be directed to Debbie Phillips at 404-894-2595 or 800-676-4432.

Current Report Data:

This report includes information from January 1, 1999 through September 30, 1999.

Between May 1, 1994 and September 30, 1999 there have been approximately 3,000 arrests for an SB440 offense. This number reflects arrest information provided to GIDC by a variety of sources, such as the Department of Juvenile Justice and public defenders.

Overview: Offense Trends, 1994-1999



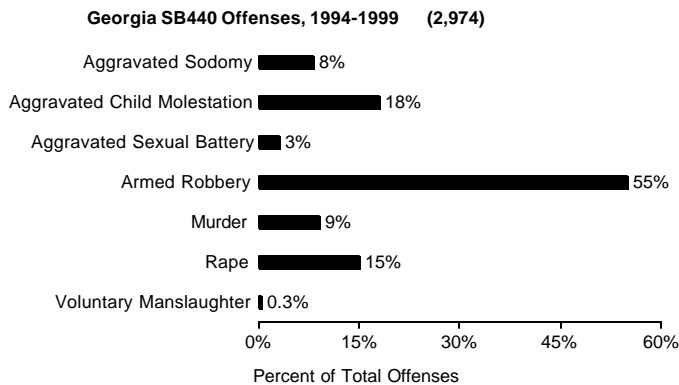
The numbers above reflect the numbers of juveniles for whom complete arrest information is available.

Between May 1, 1994 and September 30, 1999, approximately 3,000 juveniles have been arrested for a SB440 offense.

1994 data only includes juveniles arrested between May 1 and December 31.

1999 data only includes arrests between January 1 and September 30.

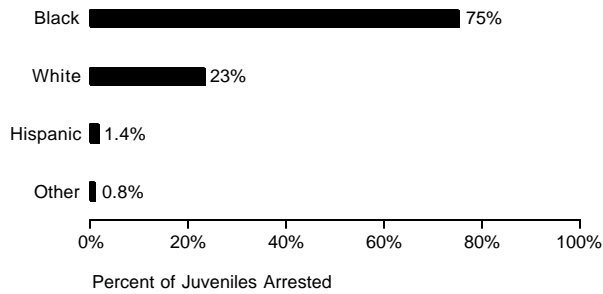
Arrest Trends by Offense, 1994-1999



1. Approximately 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic and offense information do not include juveniles for whom information is unavailable.
2. The total number of offenses exceeds the total number of arrests (3,000) because some juveniles are arrested for more than one type of offense.,
3. Some juveniles may be arrested with more than one offense so the percentages may exceed 100%
4. "Armed Robbery" is used for the offense of armed robbery committed with a firearm.

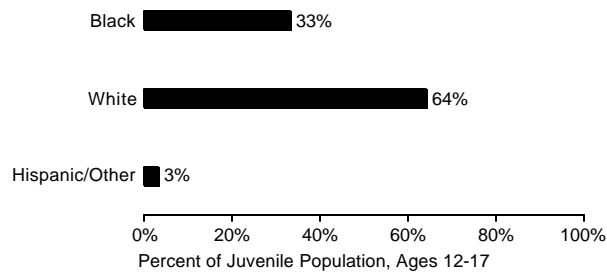
Demographic Trends, 1994-1999

Race Profile, 1994-1999 (2,965 juveniles)



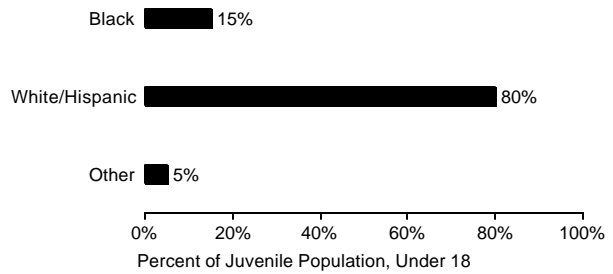
Approximately 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.

Racial Composition, Georgia Juveniles (Ages 12-17)



Source: U.S. Census Bureau, 1990

Racial Composition, U.S., Juveniles (Under 18)

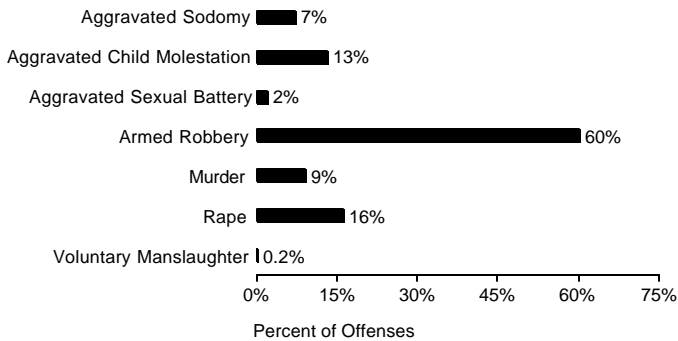


Source: U.S. Census Bureau, 1990
 Note that this graph shows the racial composition of all juveniles under the age of 18, while the percentages in the Georgia graph refer to juveniles between the ages of 12 to 17.

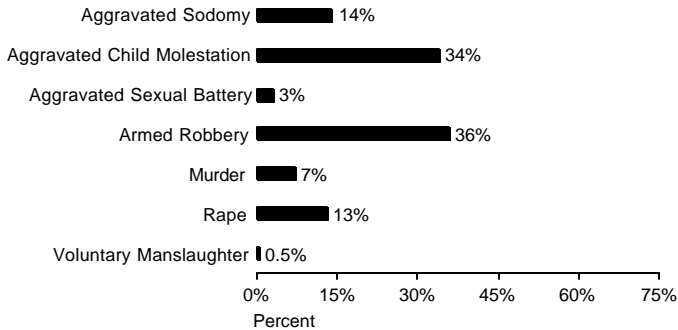
Demographic Trends - Race Profile, 1994-1999

Race by Offense

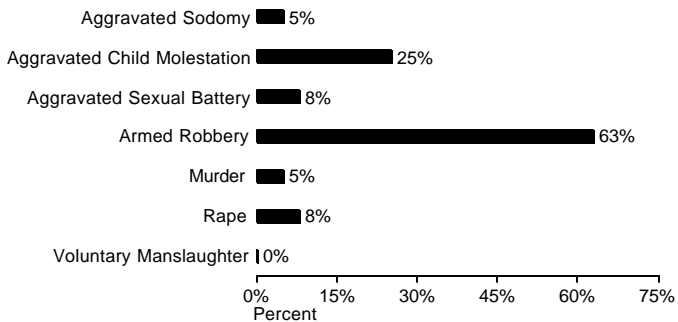
Black, 1994-1999 (2,204)



White, 1994-1999 (666)



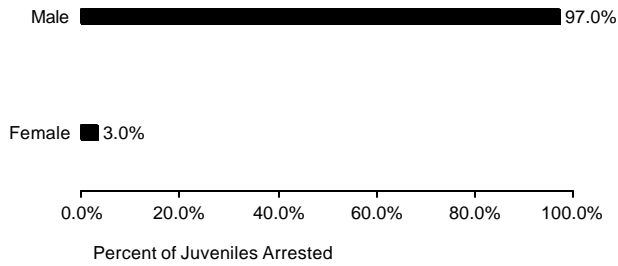
Hispanic, 1994-1999 (40)



1. Because the "Other" racial category contained only 25 cases (1 aggravated sodomy, 4 aggravated child molestation, 6 murder, 2 rape, 12 armed robbery), it is not reflected as a graph.
2. Some juveniles may be arrested with more than one offense so the percentages may exceed 100%
3. "Armed Robbery" is used for the offense of armed robbery committed with a firearm.
4. Approximately 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.

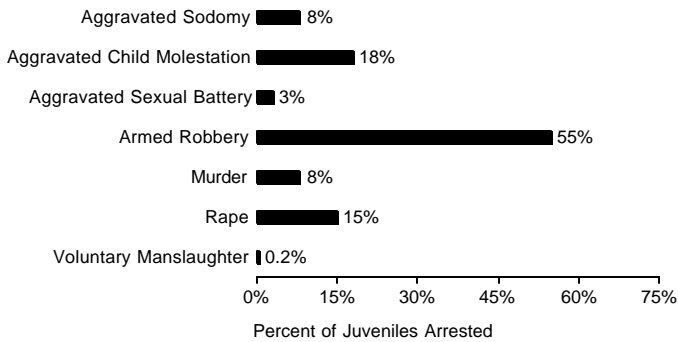
Demographic Trends - Gender Profile, 1994-1999

Gender Profile, 1994-1999 (2,965 juveniles)

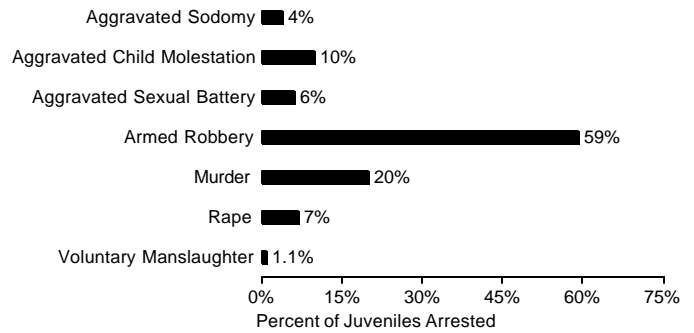


Gender by Offense, 1994-1999

Males, 1994-1999 (2,851)



Females, 1994-1999 (95)



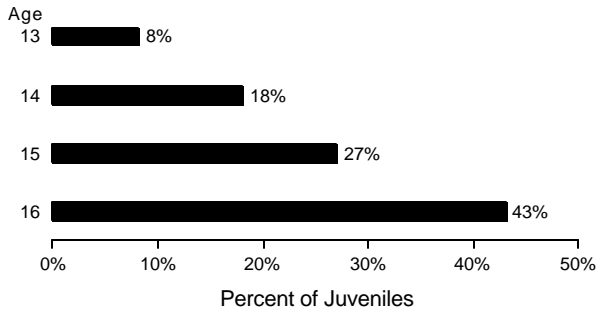
1. Approximately 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.

2. Some juveniles may be arrested with more than one offense so the percentages may exceed 100%

3. While the definition of O.C.G.A. Section 16-6-1 does not provide for a female to be charged with the offense of rape, SB440 arrests reported to GIDC include 6 females charged with rape.

Demographic Trends - Age Profile, 1994-1999

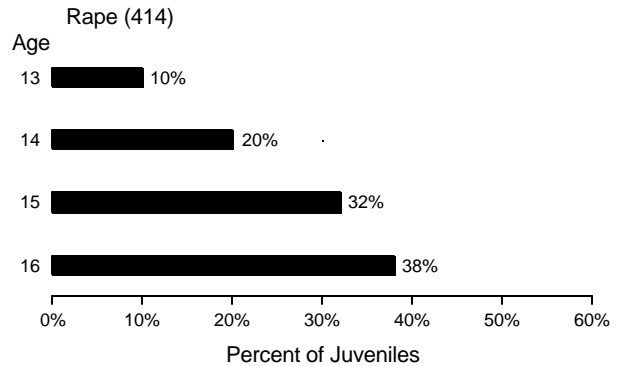
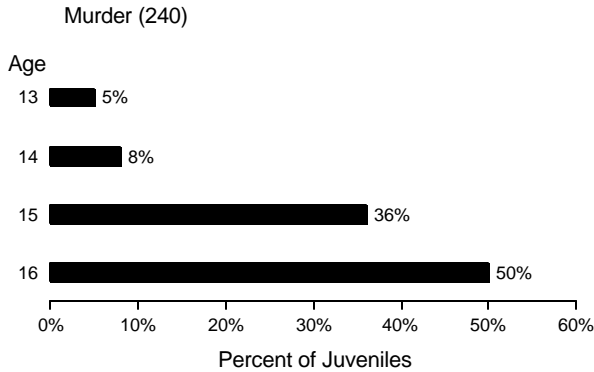
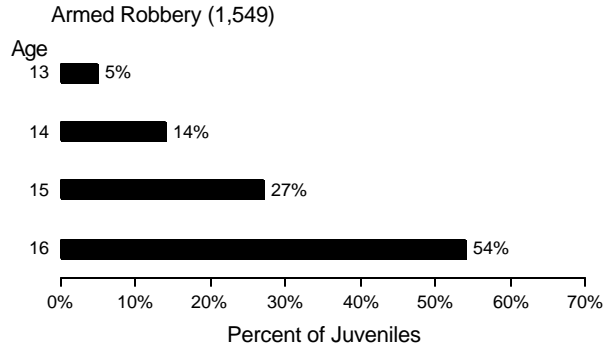
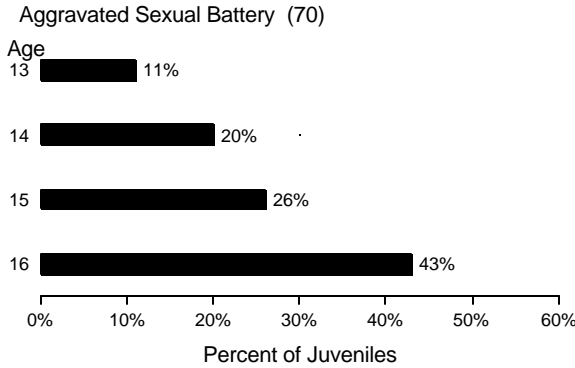
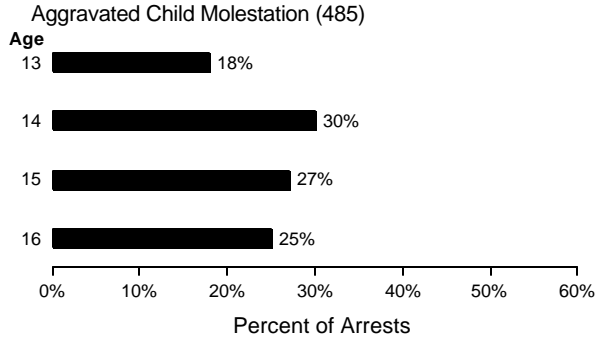
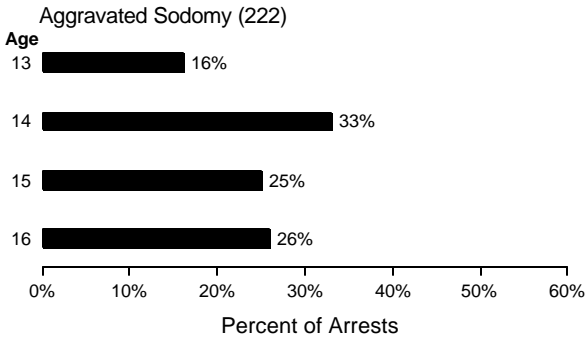
Age Profile, 1994 -1999 (2,919 juveniles)



Approximately 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.

Demographic Trends - Age Profile, 1994-1999

Offense by Age

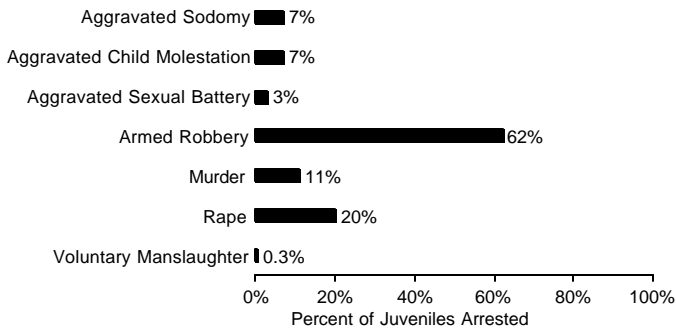


- "Armed Robbery" is used for the offense of armed robbery committed with a firearm.
- Approximately, 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.
- Since there are only 7 arrests for voluntary manslaughter (2 at age 14 and 5 at age 16) a graph is not included for this data.

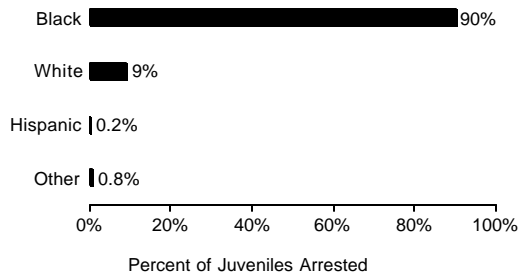
County Summary: Arrests, 1994-1999

Fulton County

Georgia SB440 Offenses, 1994-1999 (658 offenses)

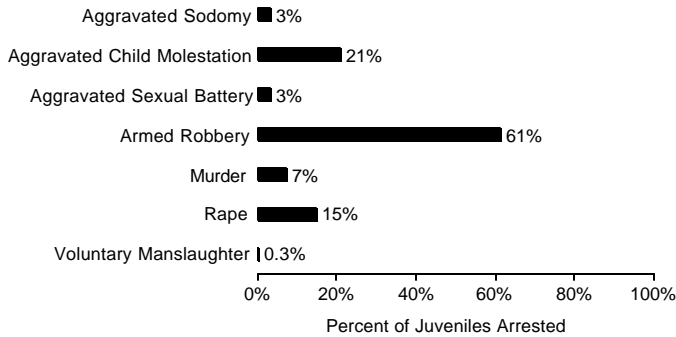


Race Profile, 1994-1999 (606 arrests)

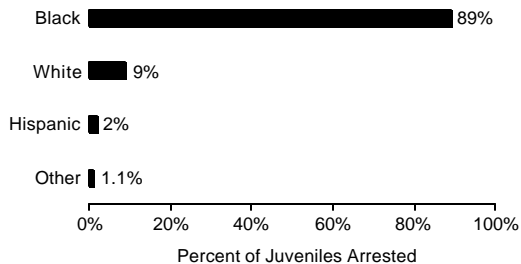


DeKalb County

Georgia SB440 Offenses, 1994-1999 (406 offenses)



Race Profile, 1994-1999 (372 arrests)



- "Armed Robbery" is used for the offense of armed robbery committed with a firearm.
- Approximately, 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.

3. Some juveniles may be arrested with more than one offense so the percentages may exceed 100%

Metropolitan Atlanta - Statewide Summary: Arrests, 1994-1999

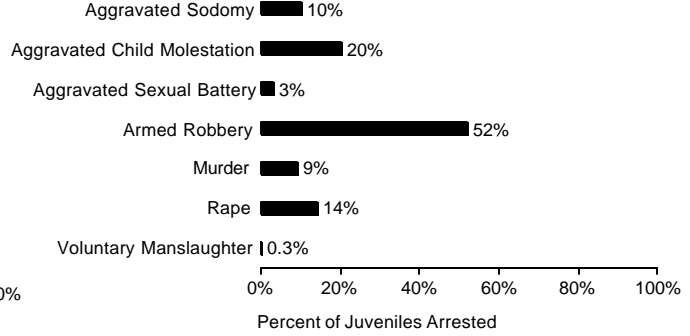
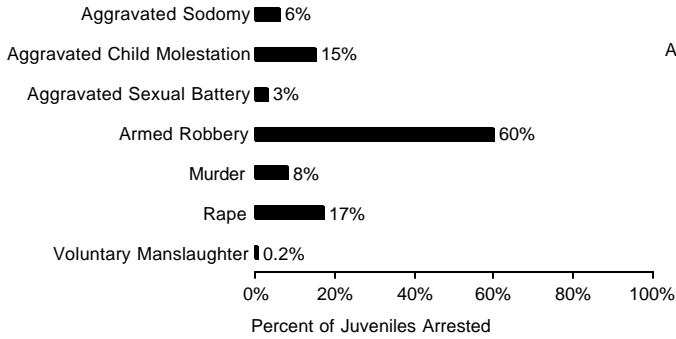
Metro-Atlanta-Statewide Breakdown

Metro-Atlanta Counties

All Other Counties

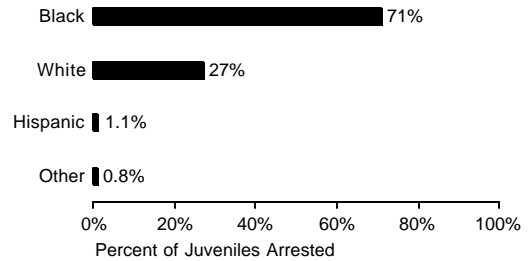
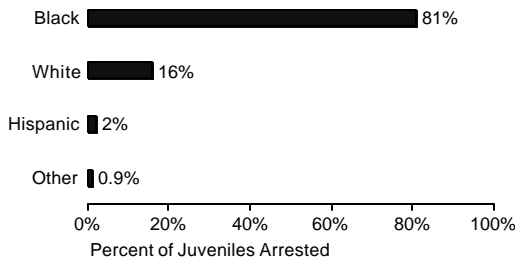
Georgia SB440 Offenses, 1994-1999 (1,394 offenses)

Georgia SB440 Offenses, 1994-1999 (1,780 offenses)



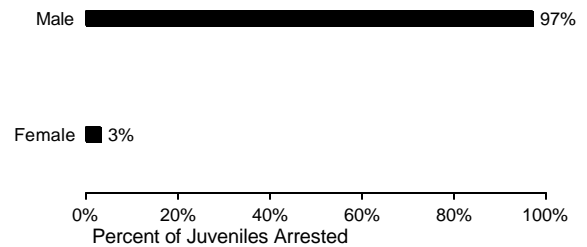
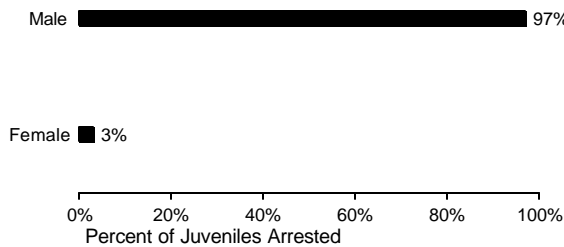
Race Profile, 1994-1999 (1,290 juveniles)

Race Profile, 1994-1999 (1,664 juveniles)



Gender Profile, 1994-1999 (1,292 juveniles)

Gender Profile, 1994-1999 (1,664 juveniles)



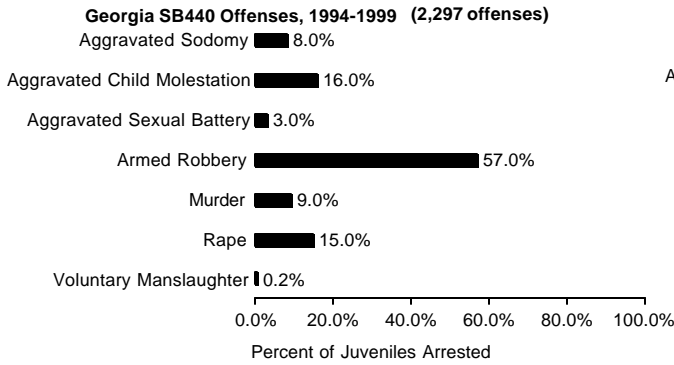
For this analysis, Metropolitan Atlanta refers to Clayton, Cobb, Fulton, DeKalb, and Gwinnett Counties

- "Armed Robbery" is used for the offense of armed robbery committed with a firearm.
- Approximately, 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.
- Some juveniles may be arrested with more than one offense so the percentages may exceed 100%

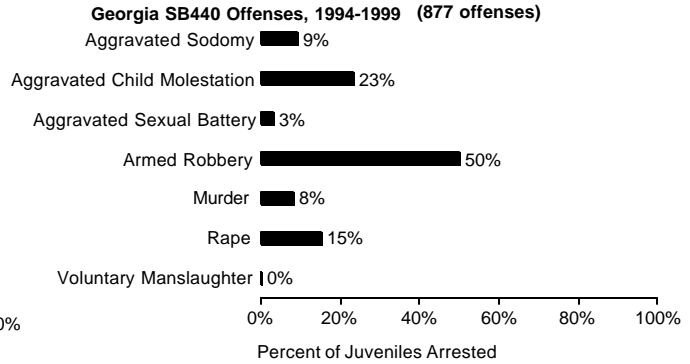
Urban-Rural Summary, 1994-1999

Urban-Rural Breakdown

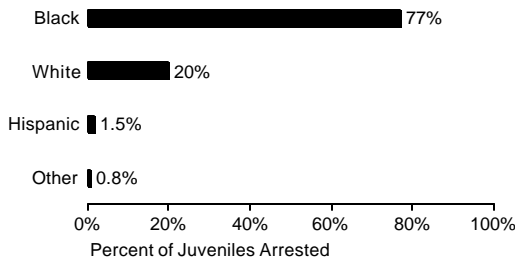
Urban Counties



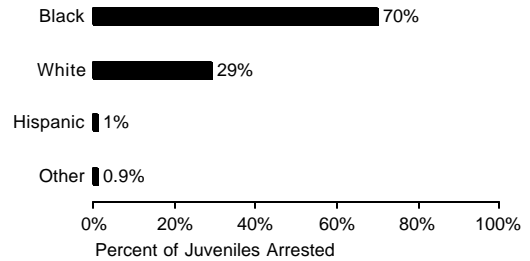
Rural Counties



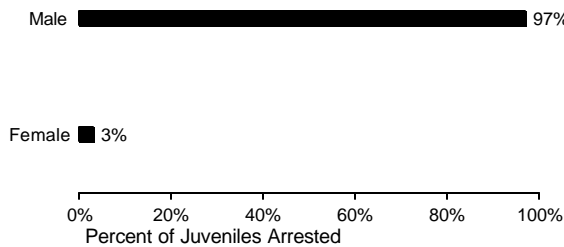
Race Profile, 1994-1999 (2,143 juveniles)



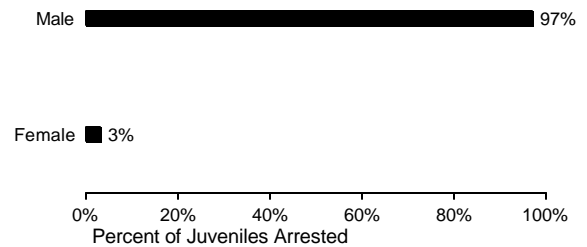
Race Profile, 1994-1999 (811 juveniles)



Gender Profile, 1994-1999 (2,149 juveniles)



Gender Profile, 1994-1999 (816 juveniles)



Urban is defined as any Georgia County within a U.S. Census Bureau Metropolitan Statistical Area (MSA)

- "Armed Robbery" is used for the offense of armed robbery committed with a firearm.
- Approximately 3,000 juveniles have been arrested under SB440. Complete demographic and arrest information on some juveniles is unavailable. The charts showing demographic information do not include juveniles for whom information is unavailable.
- Some juveniles may be arrested with more than one offense so the percentages may exceed 100%