

cities/urban counties was 47.4, and in rural areas 53.9 percent. Sentences in Philadelphia and Pittsburgh were also shorter for similar offenses, particularly misdemeanors.

Although the PCS developed a projection methodology, it was less accurate than that of the MSGC. First, the wide ranges in the PCS guidelines and the unpredictable compliance rates in jurisdictions with varied sentencing practices meant that projections rested on uncertain assumptions. Second, the projection model produced estimates of changes in incarceration rates and sentence lengths resulting from various sentencing policies that were being considered but did not provide for a simulation of changes in the prison population over several years. The PCS projection technology could not provide quick feedback on the likely consequences of the policies that were being considered during a commission meeting, but such data were not viewed as necessary by commission members, since the policy to be embodied in the guidelines was not closely linked to or limited by prison capacity. The absence of data on actual sentence durations and indications of changes in sentencing patterns between 1977 and 1980 also undermined confidence in the accuracy of projections.

The projections of the impact of the guidelines on prisoner populations based on the 1977 data made by the PCS provided ammunition for opponents of the guidelines. As indicated in Table 6-2, according to the commission's calculations the first set of guidelines would have decreased the total percentage of offenders to be incarcerated from 38.6 to 36 percent, assuming 100 percent compliance and the use of probation in cells with a range of 0-2 months in Philadelphia and Allegheny Counties. But the proportion of offenders that would be incarcerated varied widely by region; the proportion of Philadelphia and Pittsburgh offenders to be incarcerated would increase substantially, and the proportion to be incarcerated from elsewhere in the state would fall.

When judges and prosecutors around the state vehemently protested the leniency of guidelines that would have reduced sentence severity in their jurisdictions, the commission revised the guidelines prior to submitting them to the legislature in January 1981. Even the second guidelines, however, would have caused a substantial shift in prison populations. Many more offenders from Philadelphia and Pittsburgh would be incarcerated and, as indicated in Table 6-3, would serve substantially longer

Politics Of Sentencing Reform

Emilie Sanchez



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