

# #LessIsMoreNY

Less Mass Supervision = More Safety and Justice



## New York Officials and Community Organizations Call for Passage of the *Less is More Act*

([S.1343C](#) – Benjamin / [A.5493B](#) – Mosley)

New York reincarcerates more people on parole for technical violations like missing an appointment with a parole officer, being late for curfew, or testing positive for alcohol than any state in the country except Illinois.<sup>1</sup> Of people on parole whom New York sent back to prison in 2016, over 6,300 or 65% were reincarcerated for technical parole violations.<sup>2</sup> Nearly 1/3 of the new admissions to state prisons are due to people reincarcerated for technical violations of parole. Only 14% of people on parole who were reincarcerated were returned to prison because they were convicted of a new crime.<sup>3</sup> The racial disparity is stark: Black people are incarcerated in New York City jails for technical parole violations at more than 12 times the rate of whites.<sup>4</sup>

There are approximately 35,000 people under active parole supervision in New York State who at almost any time can see their efforts to successfully rejoin the workforce and reintegrate into their families and their communities disrupted by reincarceration for a technical violation.<sup>5</sup> This not only harms individual lives and families without commensurate public safety gains, but also drives up the population in the state prisons and local jails, wasting taxpayer money.

The **Less is More: Community Supervision Revocation Reform Act** would fix this problem. Developed by people on parole, people currently incarcerated, family members, and groups across NY, the bill is sponsored by Sen. Brian Benjamin (S.1343C) and Assm. Walter Mosley (A.5493B). Its provisions include:

- **Restricting the use of incarceration for technical violations.** Incarceration would be eliminated as a sanction for most technical violations. Certain technical violations could still result in jail time, but it would be capped at a maximum of 30 days.
- **Bolstering due process.** Rather than being automatically detained in local jails, people accused of a technical violation of parole would be issued a written notice of violation with a date to appear in court and would remain at liberty for any hearings. People on parole accused of a new criminal offense would be afforded a recognizance hearing in a local criminal court before they are detained, and the standards of the bail reform statute will apply.

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<sup>1</sup> United States Department of Justice, Bureau of Justice Statistics, *Probation and Parole in the United States, 2016* (Apr. 2018), Appendix Table 7, available at [www.bjs.gov/content/pub/pdf/ppus16.pdf#page=22](http://www.bjs.gov/content/pub/pdf/ppus16.pdf#page=22).

<sup>2</sup> *Id.*

<sup>3</sup> *Id.* The rest were almost all reincarcerated to receive treatment.

<sup>4</sup> Vincent Schiraldi and Jennifer L. Arzu. *Less is More in New York: An Examination of the Impact of State Parole Violations on Prison and Jail Populations*. (2018), available: <https://academiccommons.columbia.edu/doi/10.7916/D8RZ0Q06>

<sup>5</sup> NYS Department of Corrections and Community Supervision, *Community Supervision Staffing Legislative Report*, available at [www.doocs.ny.gov/Research/Reports/2018/Community-Supervision-Staffing-Report-2018.pdf](http://www.doocs.ny.gov/Research/Reports/2018/Community-Supervision-Staffing-Report-2018.pdf).

- **Providing speedy hearings.** Persons under community supervision shall be afforded a speedy adjudicatory hearing upon an alleged violation of their conditions of release.
- **Providing earned time credits.** People under community supervision would be eligible to earn a 30-day “earned time credits” reduction in their community supervision period for every 30-day period in which they do not violate a condition of supervision.

**We, the undersigned, call for swift passage of the *Less is More Community Supervision and Revocation Reform Act* to reduce jail and prison populations; support people who are subject to community supervision in the reentry process; promote safety and justice for families and communities; and save taxpayers money.**

**Officials and Groups Supporting the *Less is More Act***

List in Formation – current as of November 16th, 2020, 9:00 a.m.

**District Attorneys:**

- Eric Gonzalez, Kings County District Attorney
- David Soares, Albany County District Attorney
- Cy Vance, New York County District Attorney
- Darcel Clark, Bronx County District Attorney
- Matthew Van Houten, Tompkins County District Attorney
- David Clegg, Ulster County District Attorney
- Anthony Scarpino, Westchester County District Attorney
- Lucy Lang, former New York County Assistant District Attorney and Executive Director of the Institute for Innovation in Prosecution
- Anne Milgram, Former New Jersey Attorney General and CNN Legal Analyst

**District Attorney Candidates:**

- Mimi Rocah, MSNBC Journalist, Westchester County District Attorney Elect
- Alvin Bragg, former Chief Deputy at the Attorney General's office and Candidate for Manhattan District Attorney
- Tahanie Aboushi, Civil Rights Attorney and Candidate for Manhattan District Attorney
- Janos Marton, Civil Rights Attorney and Candidate for Manhattan District Attorney

**Sheriffs and Police**

- Craig Apple, Albany County Sheriff
- Derek Osborne, Tompkins County Sheriff
- Peter Volkman, Village of Chatham Police Chief
- Brendan Cox, former Albany Police Chief
- Corey Pegues, Deputy Inspector (Retired), New York Police Department
- Joanne Naughton, Lieutenant (Retired), New York Police Department

**Corrections, Parole, and Probation Commissioners**

- Michael Jacobson, former NYC Commissioner of Correction, former NYC Commissioner of Probation
- James Payne, former NYC Commissioner of Probation
- Vincent Schiraldi, former NYC Commissioner of Probation
- Vanda Seward, former Statewide Director of Reentry Services for the New York State Division of Parole

**Attorneys General**

- Karol Mason, former U.S. Assistant Attorney General and President of John Jay College of Criminal Justice
- Robin Baker, former New York Executive Deputy Attorney General for Criminal Justice
- Denise E O'Donnell, Former U.S. Attorney, Western District of New York; former Director, U.S. Bureau of Justice Assistance

### **Judges**

- Jonathan Lippman, Former Chief Justice of the State of New York

### **NY Citywide Officials**

- New York City Mayor Bill de Blasio
- New York City Comptroller Scott M. Stringer
- New York City Council Speaker Corey Johnson
- New York City Council

### **NY County Officials**

- Martha Robertson, Chair, Tompkins County Legislature
- Shawna Black, Vice Chair, Tompkins County Legislature
- Richard John, Chair, Tompkins County Legislature Public Safety Committee
- Amanda Champion, Tompkins County Legislator
- Deborah Dawson, Tompkins County Legislator
- Henry Granison, Tompkins County Legislator
- Rick John, Tompkins County Legislator
- Anna Kelles, Tompkins County Legislator
- Anne Korman, Tompkins County Legislator
- Mike Lane, Tompkins County Legislator
- David McKenna, Tompkins County Legislator
- David Sanders, Tompkins County Criminal Justice Coordinator
- Rochester City Council
- Eric Adams, Brooklyn Borough President
- Mary T. Kuhn, Onondaga County Legislator
- Rachel Barnhart, Monroe County Legislator

### **Organizations (listed alphabetically):**

1. A Little Piece of Light
2. A More Just NYC
3. Albany 518 SNUG
4. Allegany County Public Defender
5. Alliance of Families for Justice (statewide)
6. American Friends Service Committee
7. Antioch Baptist Church (Harlem)
8. Appellate Advocates
9. Association of Legal Aid Attorneys (UAW Local 2325)
10. Auburn Seminary (NYC)
11. Beacon Prison Action
12. Black Lives Matter - Syracuse
13. Black Public Relations Society-New York, Inc
14. Brooklyn Community Bail Fund
15. Brooklyn Defenders
16. Broome County Public Defender's Office
17. Bronx Clergy Criminal Justice Roundtable Inc.

18. Bronx Christian Fellowship Church
19. Bronx Defenders
20. Bronx Freedom Fund
21. Brownsville Think Tank Matters Inc.
22. Candles for Clemency
23. Can't Buy Respect Agency, LLC (NYC/Los Angeles)
24. Center for Alternative Sentencing and Employment Services (CASES)
25. Center for Appellate Litigation
26. Center for Community Alternatives (statewide)
27. Center for Employment Opportunities (national)
28. Center for Family Representation
29. Center for Law and Justice (Albany)
30. Center for NuLeadership (NYC)
31. Central New York Solidarity Coalition
32. Central Synagogue
33. Certain Days
34. Circle for Justice Innovations (CJI Fund - national)
35. Citizens Against Recidivism (statewide)
36. Close Rosie's
37. College and Community Fellowship (statewide, national)
38. Columbia Justice Lab
39. Community Voices Heard
40. Community Votes
41. Community Service Society
42. Congregation Beit Simchat Torah
43. Corporation for Supportive Housing
44. Correctional Association of New York (statewide)
45. Dismantling Racism Team of Congregation Beth Elohim
46. Democratic Socialists of America – Syracuse chapter
47. Deskovic Foundation
48. Drug Policy Alliance (statewide, national)
49. Doe Fund (NYC)
50. East House Corporation
51. Educate Don't Incarcerate, LLC (NYC)
52. Emergency Release Fund
53. Exodus Transitional Community (NYC)
54. Exponents (NYC)
55. Fair and Just Prosecution (national)
56. Families for Sensible Drug Policy
57. Family Services
58. Fines and Fees Justice Center (statewide)
59. First Corinthian Baptist Church (Harlem)
60. First Presbyterian Church of Brooklyn
61. Fortune Society (NYC)
62. Freedom Agenda
63. Friends of Island Academy (NYC)
64. Friends of Recovery (FOR) NY
65. FWD.us (national)
66. Genesee County Public Defender Office
67. Getting Out Staying Out (NYC)
68. Good Call

69. Greater Hudson Promise Neighborhood
70. Greenburger Center (statewide)
71. Harm Reduction Coalition
72. Hiscock Legal Aid Society (Syracuse)
73. H.O.L.L.A. (Brooklyn)
74. Housing Works
75. Hudson Link for Higher Education in Prison
76. Human Rights Watch
77. Human Services Council (HSC)
78. Immanual & First Spanish Church
79. Incarcerated Nation (NYC)
80. Incorrigibles (national)
81. Institute for Innovation in Prosecution
82. Institute for the Black World (statewide, national)
83. It Could Happen to You (statewide)
84. Ithaca Prisoner Justice Network
85. It Takes A Village Action Organization, Inc.
86. Jail Ministry – Syracuse
87. Jim Owles Liberal Democratic Club
88. John Jay College Institute for Justice and Opportunity
89. Justice for Women Task Force
90. Justice Strategies
91. JustLeadershipUSA (NY, National)
92. Katal Center for Equity, Health, and Justice (NYC and Albany)
93. Kite's Nest (Hudson)
94. Lafayette Avenue Presbyterian Church
95. Law Enforcement Action Partnership (national)
96. League of Women Voters (NYC)
97. Legal Action Center (NY, national)
98. Legal Aid Society (NYC)
99. LIFE Camp, Inc. (Queens)
100. MADRE
101. Make The Road NY
102. Mental Health Association of Westchester
103. Monroe County Public Defender's Office
104. Mott Haven Church
105. National Association of Social Workers – NYS Chapter
106. National Council for Incarcerated and Formerly Incarcerated Women and Girls
107. Neighborhood Defender Service
108. Neighbors Against White Supremacy (NAWS) Central Queens
109. New York City Bar Association
110. New York City Clergy Roundtable
111. New York City Jericho Movem
112. New York City Metro Raging Grannies
113. New York Civil Liberties Union
114. New York County Defender Services
115. New York Faith Leaders for Criminal Justice Reform Coalition
116. New York Lawyers for the Public Interest
117. New York State Association of Alcoholism and Substance Abuse Providers (ASAP)
118. New York State Association of Counties
119. New York State Association of Criminal Defense Lawyers

120. New York State Defenders Association
121. New York State Council for Community Behavioral Healthcare
122. New York State Council of Churches
123. North Bronx Racial Justice
124. NY Justice League
125. NYU Black Allied Law Students Association (BALSA)
126. Office of the Appellate Defender (NYC)
127. Onondaga County Bar Association Assigned Counsel Program
128. Ontario County Office of the Conflict Defender
129. Ontario County Public Defender's Office
130. Opportunities, Alternatives & Resources (Tompkins County)
131. Osborne Association (NYC)
132. Our Wellness Collective (Capitol Region)
133. Partnership for the Public Good (Buffalo)
134. Party for Socialism and Liberation - Syracuse
135. Party for Socialism and Liberation - Geneva
136. Peaceprints of Western New York
137. Plymouth Church (Brooklyn)
138. Police Reform Organizing Project (PROP)
139. Presbytery of New York City
140. Prison Families Anonymous
141. Recess (Brooklyn)
142. ReEntry Columbia (Hudson)
143. REFORM Alliance (National)
144. Repeal #WalkingWhile Trans Coaliton
145. Robert F. Kennedy Human Rights
146. Rochester-Monroe Anti-Poverty Initiative
147. Rockland Coalition to End the New Jim Crow
148. S.O.U.L. Sisters Leadership Collective
149. Sankofa (national)
150. Second Chance Educational Alliance, Inc.
151. Second Chance Reentry, Inc (Nassau)
152. Southern Tier Independence Center
153. St. Luke Baptist Church (Harlem)
154. St. Matthews Baptist Church (Harlem)
155. STEPS to End Family Violence - Rising Ground (NYC)
156. Syracuse Immigrant and Refugee Defense Network
157. Syracuse Peace Council
158. Tompkins County Assigned Counsel Program
159. Trellis Community Development (Brooklyn)
160. Truth Pharm (Binghamton)
161. T'ruah: The Rabbinic Call for Human Rights
162. Unchained (Syracuse)
163. United Christian Leadership Ministry (UCLM) of Western New York, Inc.
164. United Freedom Coalition
165. United Voices of Cortland
166. Union Settlement
167. Uptown Progressive Action
168. Urban Justice Center
169. Urban Youth Alliance International, Inc/Bronx Connect
170. Voices of Community Activists and Leaders (VOCAL-NY)

171. Wayne County Public Defender's Office
172. WESPAC
173. Westchester Coalition for Police Reform
174. Westchester for Change
175. Witness to Mass Incarceration (NYC)
176. Women's Community Justice Association
177. Workers' Center of Central New York
178. Worth Rises
179. Youth Represent

**To endorse this letter, to participate in the campaign, or if you have questions, please contact:**

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**The #LessIsMoreNY Campaign is coordinated by  
Katal Center for Equity, Health, and Justice (NYC, Capitol Region), Unchained  
(Syracuse), and A Little Piece of Light (NYC).**