

“The Big Fix” Elements

Intentional Detention – uses a limited, charge-based, detention eligibility net for ability to detain for both danger and flight (revocation/“secondary net/process”)

Coupled with a further limiting process for extreme risk and including procedural due process elements

Unintentional Detention – eliminated by eliminating any release condition’s ability to lead to pretrial detention

Answers the three questions: (1) whom do we release; (2) whom do we detain; (3) how do we do it?

Three Ways to Judge the Model

- 1. Legal** – is it legally justified, carefully limited, and does not offend certain fundamental legal principles?
- 2. Can each element be narrowed further? Reasons for why it won’t.**
- 3. Threshold requirements for Predictive Models; mostly, are terms adequately defined, will it be continuously validated, has procedural safeguards**