

# Experimental Evaluation of Algorithm-Assisted Human Decision Making: Application to Pretrial Public Safety Assessment

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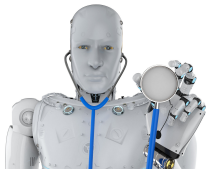
# Rise of the Machines



- Statistics, machine learning, artificial intelligence in our daily lives
- Nothing new but accelerated due to technological advances
- Examples: factory assembly lines, home appliances, autonomous cars and drones, games (Chess, Go, Shogi), ...

# Algorithm-Assisted Human Decision Making

- But, humans still make many consequential decisions
- We have not yet outsourced these decisions to machines



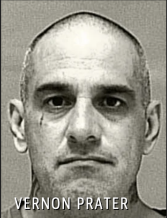
- this is true even when human decisions can be suboptimal
- we may want to hold *someone*, rather than *something*, accountable
- Most prevalent system is **algorithm-assisted human decision making**
  - humans make decisions with the aid of algorithmic recommendations
  - routine decisions made by individuals in daily lives
  - consequential decisions made by judges, doctors, etc.

# Questions and Contributions

- How do algorithmic recommendations influence human decisions?
  - Do they help human decision-makers achieve their goal?
  - Do they help humans improve the fairness of their decisions?
- Many have studied the accuracy and fairness of algorithms
  - Few have researched their impacts on human decisions
  - Little is known about how algorithmic bias interacts with human bias
- Our contributions:
  - 1 **experimental evaluation** of algorithm-assisted human decision making
  - 2 **principal fairness**: new fairness notion based on causality
  - 3 **real-world field experiment** evaluating pretrial public safety assessment

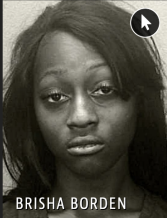
# Controversy over the COMPAS Score (Propublica)

### Two Petty Theft Arrests



VERNON PRATER

LOW RISK **3**



BRISHA BORDEN

HIGH RISK **8**

*Borden was rated high risk for future crime after she and a friend took a kid's bike and scooter that were sitting outside. She did not reoffend.*

### Two Drug Possession Arrests



DYLAN FUGETT

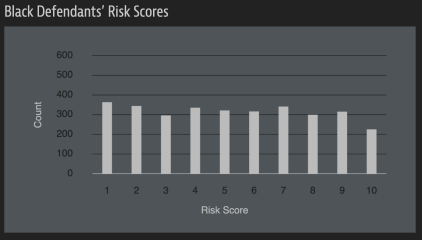
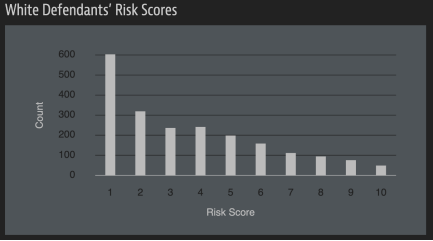
LOW RISK **3**



BERNARD PARKER

HIGH RISK **10**

*Fugett was rated low risk after being arrested with cocaine and marijuana. He was arrested three times on drug charges after that.*



# Pretrial Public Safety Assessment (PSA)

- Algorithmic recommendations often used in US criminal justice system
- At the **first appearance hearing**, judges primarily make two decisions
  - 1 whether to release an arrestee pending disposition of criminal charges
  - 2 what conditions (e.g., bail and monitoring) to impose if released
- Goal: avoid predispositional incarceration while preserving public safety
- Judges are required to consider three risk factors along with others
  - 1 arrestee may fail to appear in court (FTA)
  - 2 arrestee may engage in new criminal activity (NCA)
  - 3 arrestee may engage in new violent criminal activity (NVCA)
- **PSA** as an algorithmic recommendation to judges
  - classifying arrestees according to FTA and NCA/NVCA risks
  - derived from an application of a machine learning algorithm to a training data set based on past observations
  - different from COMPAS score

# A Field Experiment for Evaluating the PSA

- Dane County, Wisconsin
- PSA = weighted indices of ten factors
  - ① two separate ordinal six-point risk scores for FTA and NCA
  - ② one binary risk score for new violent criminal activity (NVCA)
  - ③ age as the single demographic factor: no gender or race
  - ④ nine factors drawn from criminal history (prior convictions and FTA)
- Judges may have other information about an arrestee
  - affidavit by a police officer about the arrest
  - defense attorney may inform about the arrestee's connections to the community (e.g., family, employment)
- Field experiment
  - clerk assigns case numbers sequentially as cases enter the system
  - PSA is calculated for each case using a computer system
  - if the first digit of case number is even, PSA is given to the judge
  - mid-2017 – 2019 (randomization), 2-year follow-up for half sample

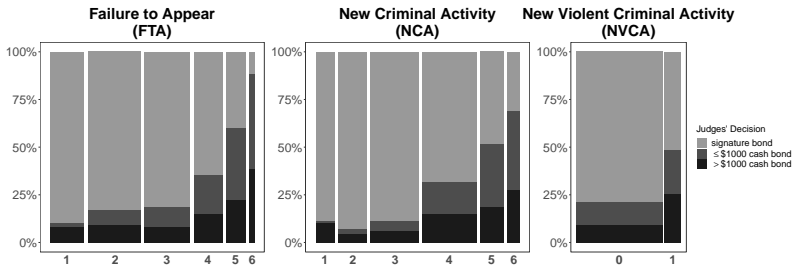
## PSA Provision, Demographics, and Outcomes

|                      | <i>no</i> PSA  |                 |       | PSA            |                 |       | Total (%) |
|----------------------|----------------|-----------------|-------|----------------|-----------------|-------|-----------|
|                      | Signature bond | Cash bond small | large | Signature bond | Cash bond small | large |           |
| Non-white female     | 64             | 11              | 6     | 67             | 6               | 0     | 154 (8)   |
| White female         | 91             | 17              | 7     | 104            | 17              | 10    | 246 (13)  |
| Non-white male       | 261            | 56              | 49    | 258            | 53              | 57    | 734 (39)  |
| White male           | 289            | 48              | 44    | 276            | 54              | 46    | 757 (40)  |
| FTA committed        | 218            | 42              | 16    | 221            | 45              | 16    | 558 (29)  |
| <i>not</i> committed | 487            | 90              | 90    | 484            | 85              | 97    | 1333 (71) |
| NCA committed        | 211            | 39              | 14    | 202            | 40              | 17    | 523 (28)  |
| <i>not</i> committed | 494            | 93              | 92    | 503            | 90              | 96    | 1368 (72) |
| NVCA committed       | 36             | 10              | 3     | 44             | 10              | 6     | 109 (6)   |
| <i>not</i> committed | 669            | 122             | 103   | 661            | 120             | 107   | 1782 (94) |
| Total (%)            | 705            | 132             | 106   | 705            | 130             | 113   | 1891      |
|                      | (37)           | (7)             | (6)   | (37)           | (7)             | (6)   | (100)     |

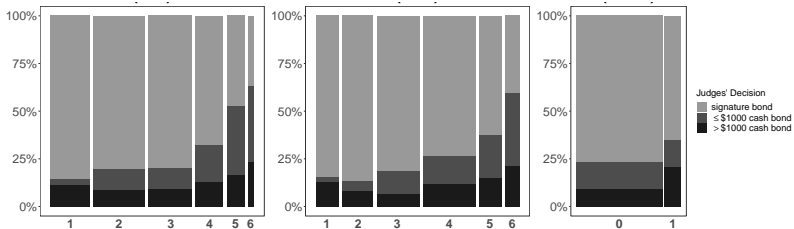


# Judge's Decision Is Positively Correlated with PSA

(a) Treatment Group

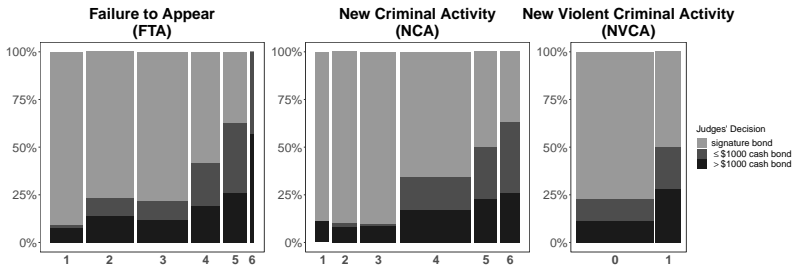


(b) Control Group

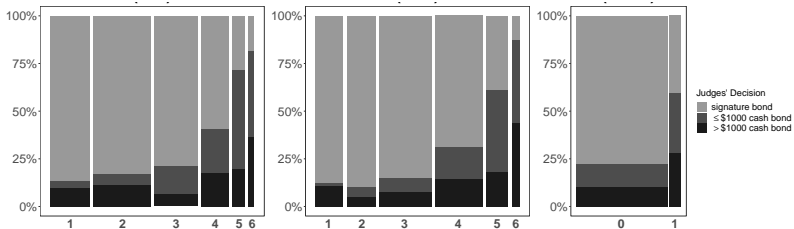


# Racial Differences between Non-white and White Males

## (a) Non-White Males

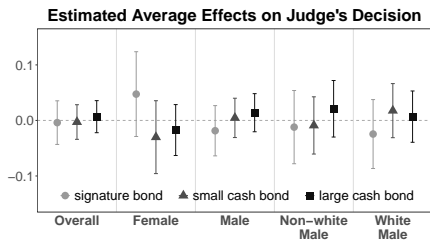


## (b) White Males

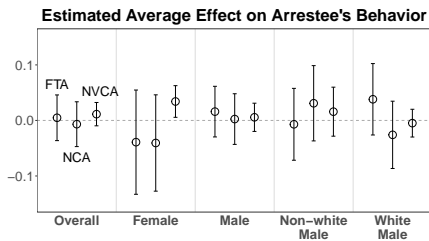


# Intention-to-Treat Analysis of PSA Provision

(a) Estimated effects on judge's decisions



(b) Estimated effects on outcomes



- Difference-in-means estimator
- Insignificant effects on judge's decisions
- Possible effect on NVCA outcome for females
- Need to explore causal heterogeneity based on risk-levels

# The Setup of the Proposed Methodology

- Notation:

- $i = 1, 2, \dots, n$ : cases
- $Z_i$ : whether PSA is presented to the judge ( $Z_i = 1$ ) or not ( $Z_i = 0$ )
- $D_i$ : judge's binary decision to detain ( $D_i = 1$ ) or release ( $D_i = 0$ )
- $Y_i$ : binary outcome (NCA, FTA, or NVCA)
- $X_i$ : observed (by researchers) pre-treatment covariates

- Potential outcomes:

- $D_i(z)$ : potential value of the release decision when  $Z_i = z$
- $Y_i(z, d)$ : potential outcome when  $Z_i = z$  and  $D_i = d$
- Relationship to observed data:  $D_i = D_i(Z_i)$  and  $Y_i = Y_i(Z_i, D_i(Z_i))$
- No interference across cases: we analyze the first arrest cases only

- Assumptions maintained throughout our analysis:

- 1 Randomized treatment assignment:  $\{D_i(z), Y_i(z, d), X_i\} \perp\!\!\!\perp Z_i$
- 2 Exclusion restriction:  $Y_i(z, d) = Y_i(d)$
- 3 Monotonicity:  $Y_i(1) \leq Y_i(0)$  for all  $i$

# Causal Quantities of Interest

- Principal stratification (Frangakis and Rubin 2002)
  - $(Y_i(0), Y_i(1)) = (1, 0)$ : preventable cases
  - $(Y_i(0), Y_i(1)) = (1, 1)$ : risky cases
  - $(Y_i(0), Y_i(1)) = (0, 0)$ : safe cases
  - ~~$(Y_i(0), Y_i(1)) = (0, 1)$~~ : eliminated by monotonicity

- Average principal causal effects of PSA on judge's decisions:

$$\text{APCE}_p = \mathbb{E}\{D_i(1) - D_i(0) \mid Y_i(0) = 1, Y_i(1) = 0\},$$

$$\text{APCE}_r = \mathbb{E}\{D_i(1) - D_i(0) \mid Y_i(0) = 1, Y_i(1) = 1\},$$

$$\text{APCE}_s = \mathbb{E}\{D_i(1) - D_i(0) \mid Y_i(0) = 0, Y_i(1) = 0\}.$$

- If PSA is helpful, we should have  $\text{APCE}_p > 0$  and  $\text{APCE}_s < 0$
- The desirable sign of  $\text{APCE}_r$  depends on various factors

## Partial Identification Results

- The assumptions of randomization, exclusion restriction, and monotonicity imply,

$$\text{APCE}_p = \frac{\Pr(Y_i = 1 \mid Z_i = 0) - \Pr(Y_i = 1 \mid Z_i = 1)}{\Pr\{Y_i(0) = 1\} - \Pr\{Y_i(1) = 1\}},$$

$$\text{APCE}_r = \frac{\Pr(D_i = 1, Y_i = 1 \mid Z_i = 1) - \Pr(D_i = 1, Y_i = 1 \mid Z_i = 0)}{\Pr\{Y_i(1) = 1\}},$$

$$\text{APCE}_s = \frac{\Pr(D_i = 0, Y_i = 0 \mid Z_i = 0) - \Pr(D_i = 0, Y_i = 0 \mid Z_i = 1)}{1 - \Pr\{Y_i(0) = 1\}}.$$

- The signs of APCE are identifiable
- The bounds on APCE can be obtained

$$\begin{aligned} \Pr\{Y_i(d) = 1\} &= \Pr\{Y_i = 1 \mid D_i = d\} \Pr(D_i = d) \\ &\quad + \Pr\{Y_i(d) = 1 \mid D_i = 1 - d\} \Pr(D_i = 1 - d) \end{aligned}$$

# Point Identification under Unconfoundedness

- **Unconfoundedness:**

$$Y_i(d) \perp\!\!\!\perp D_i \mid X_i, Z_i = z$$

for  $z = 0, 1$  and all  $d$ .

- Violated if judges base their decision on additional information they have about arrestees  $\rightsquigarrow$  sensitivity analysis
- **Principal scores** (Ding and Lu 2017)

$$e_P(x) = \Pr\{Y_i(1) = 1, Y_i(0) = 0 \mid X_i = x\}$$

$$e_R(x) = \Pr\{Y_i(1) = 1, Y_i(0) = 1 \mid X_i = x\}$$

$$e_S(x) = \Pr\{Y_i(1) = 0, Y_i(0) = 0 \mid X_i = x\}$$

## Identification Results

Under the assumptions of randomization, monotonicity, exclusion restriction, and unconfoundedness, we can identify causal effects as

$$\text{APCE}_P = \mathbb{E}\{w_P(X_i)D_i \mid Z_i = 1\} - \mathbb{E}\{w_P(X_i)D_i \mid Z_i = 0\},$$

$$\text{APCE}_R = \mathbb{E}\{w_R(X_i)D_i \mid Z_i = 1\} - \mathbb{E}\{w_R(X_i)D_i \mid Z_i = 0\},$$

$$\text{APCE}_S = \mathbb{E}\{w_S(X_i)D_i \mid Z_i = 1\} - \mathbb{E}\{w_S(X_i)D_i \mid Z_i = 0\},$$

where

$$w_P(x) = \frac{e_P(x)}{\mathbb{E}\{e_P(X_i)\}}, \quad w_R(x) = \frac{e_R(x)}{\mathbb{E}\{e_R(X_i)\}}, \quad w_S(x) = \frac{e_S(x)}{\mathbb{E}\{e_S(X_i)\}}.$$

and

$$e_P(x) = \Pr\{Y_i = 1 \mid D_i = 1, X_i = x\} - \Pr\{Y_i = 1 \mid D_i = 0, X_i = x\},$$

$$e_R(x) = \Pr\{Y_i = 1 \mid D_i = 0, X_i = x\},$$

$$e_S(x) = \Pr\{Y_i = 0 \mid D_i = 1, X_i = x\}.$$



## Extension to Ordinal Decision

- Judge's decision is typically ordinal (e.g., bail amount)
  - $D_i = 0, 1, \dots, k$ : a bail of increasing amount
  - **Monotonicity**:  $Y_i(d_1) \leq Y_i(d_2)$  for  $d_1 \geq d_2$
- Principal strata based on an ordinal measure of risk

$$R_i = \begin{cases} \min\{d : Y_i(d) = 0\} & \text{if } Y_i(k) = 0 \\ k + 1 & \text{if } Y_i(k) = 1 \end{cases}$$

- Least amount of bail that keeps an arrestee from committing NCA
- Example with  $k = 2$ : risky cases ( $R_i = 3$ ), preventable cases ( $R_i = 2$  and  $R_i = 1$ ), safe cases ( $R_i = 0$ )
- **Causal quantities of interest**: reduction in the proportion of NCA attributable to the PSA within each principal strata  $r = 1, \dots, k$

$$\text{APCEp}(r) = \Pr\{D_i(1) \geq r \mid R_i = r\} - \Pr\{D_i(0) \geq r \mid R_i = r\}$$

- Nonparametric identification under unconfoundedness

## Sensitivity Analysis

- Judges may use additional information when making decisions
- Bounds: avoid the unconfoundedness assumption
- Sensitivity analysis: How robust are one's empirical results to the potential violation of the key assumption?
- Ordinal probit models for  $D_i(z)$  and  $R_i$  with latent variables

$$\begin{aligned}D_i^*(z) &= \beta_Z z + \mathbf{X}_i^\top \beta_X + z \mathbf{X}_i^\top \beta_{zX} + \epsilon_{i1}, \\R_i^* &= \mathbf{X}_i^\top \alpha_X + \epsilon_{i2},\end{aligned}$$

where  $\begin{pmatrix} \epsilon_{i1} \\ \epsilon_{i2} \end{pmatrix} \sim N \left( \begin{pmatrix} 0 \\ 0 \end{pmatrix}, \begin{pmatrix} 1 & \rho \\ \rho & 1 \end{pmatrix} \right)$ .

- Identified under unconfoundedness (i.e.,  $\rho = 0$ )

- $R_i$  is not observable but  $R_i \leq r - 1 \iff Y_i(r) = 1$

$$\Pr\{Y(r) = 1\} = \Pr\{R_i^* \leq \delta_r\} = \Pr(\delta_r - \mathbf{X}_i^\top \alpha_X + \epsilon_{i2} > 0).$$

where  $\delta_r$  is the  $r$ th threshold for  $R_i$

- Under unconfoundedness, we have

$$Y_i^* = \sum_{r=0}^k \delta_r \mathbf{1}(D_i = r) - \mathbf{X}_i^\top \alpha_X + \epsilon_{i2},$$

where  $Y_i = 1$  if  $Y_i^* > 0$  and  $Y_i = 0$  if  $Y_i^* \leq 0$ .

- Bayesian computation via MCMC

## Principal Fairness (Imai and Jiang, 2020)

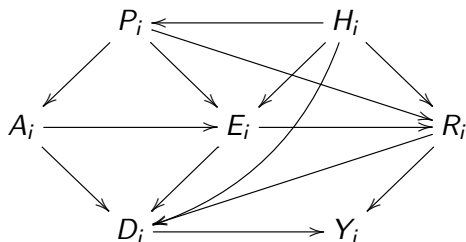
- Literature focuses on the fairness of algorithmic recommendations
- We focus on the fairness of human decision
- **Principal fairness**: decision should not (statistically) depend on a protected attribute  $A_i$  (e.g., race and gender) within a principal strata

$$D_i \perp\!\!\!\perp A_i \mid R_i = r \quad \text{for all } r \in \{0, 1, \dots, k, k + 1\}$$

- Existing statistical fairness definitions do not take into account how a decision affects individuals
  - 1 Overall parity:  $D_i \perp\!\!\!\perp A_i$
  - 2 Calibration:  $Y_i \perp\!\!\!\perp A_i \mid D_i$
  - 3 Accuracy:  $D_i \perp\!\!\!\perp A_i \mid Y_i$
- These three criteria may not hold simultaneously

## Relationships with the Existing Statistical Fairness Criteria

- **All groups are created equal:** There exist a set of covariates  $W_i$  such that the principal strata are conditionally independent of the protected attribute given  $W_i$ , i.e.,  $R_i \perp\!\!\!\perp A_i \mid W_i$ .



- $H_i$ : historical processes
- $P_i$ : parents' characteristics
- $E_i$ : socio-economic factors

- Under this assumption, principal fairness implies all the other criteria

## Measuring and Estimating the Degree of Fairness

- How fair are the judges' decisions?

$$\Delta_r(z) = \max_{a, a', d} |\Pr\{D_i(z) \geq d \mid A_i = a, R_i = r\} \\ - \Pr\{D_i(z) \geq d \mid A_i = a', R_i = r\}|$$

for  $1 \leq d \leq k$  and  $0 \leq r \leq k + 1$

- Does the provision of PSA improve the fairness of the judge's decision?

$$\Delta_r(1) - \Delta_r(0)$$

## Optimal Decision Rule

- Can experimental data help judges achieve their goal?
- Goal: prevent as many NCA as possible with the least amount of bail
- Judge's decision rule:

$$\delta : \mathcal{X} \rightarrow \{0, 1, \dots, k\}$$

where  $\mathcal{X}$  is the support of  $X_i$ , which may include PSA

- 0 – 1 utility:

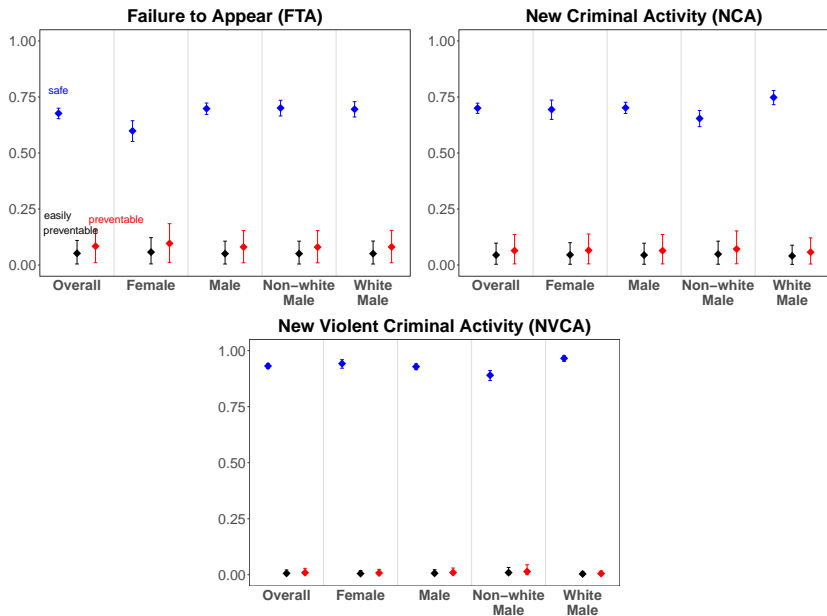
$$1\{\delta(X_i) = R_i\}$$

- Maximize the expected utility

$$\delta^* = \operatorname{argmax}_{\delta} \mathbb{E}[1\{\delta(X_i) = R_i\}] = \operatorname{argmax}_{r \in \{0, 1, \dots, k\}} e_r(x)$$

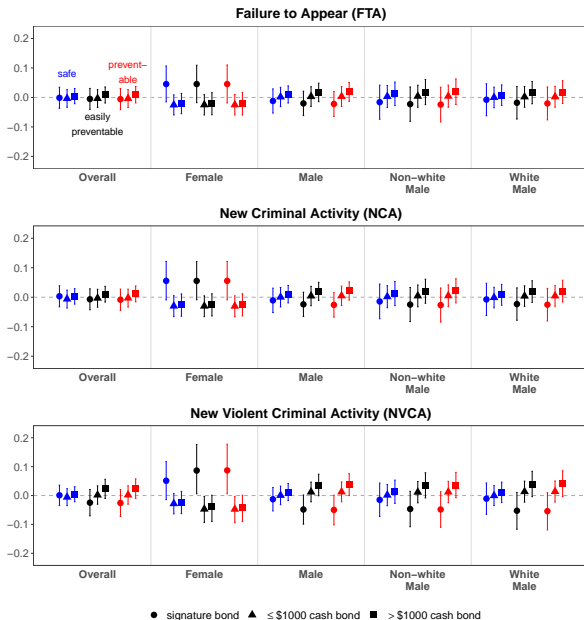
- Optimal decision is not necessarily fair

# Estimated Proportion of Principal Strata

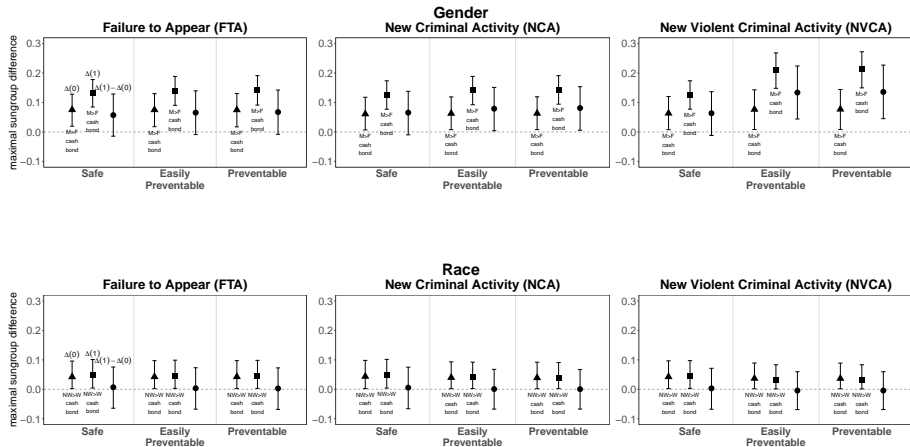




# Estimated Average Principal Causal Effects

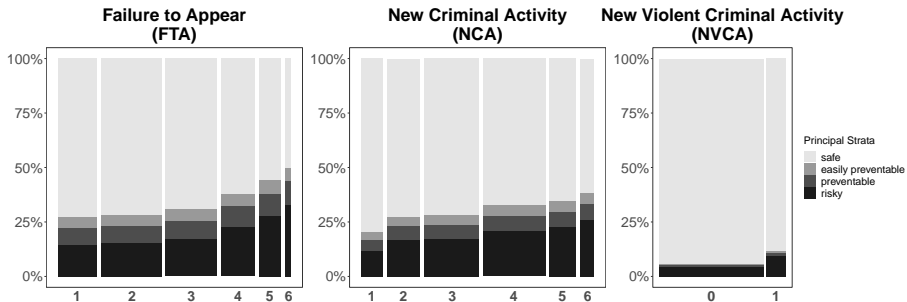


# Principal Fairness



# Optimal Decision and PSA

- Recall that the highest principal score gives the optimal decision
- For all observed covariates in the data, the optimal decision is to impose a signature bond
- Comparison between PSA and principal score



## Concluding Remarks

- We offer a set of statistical methods for experimentally evaluating algorithm-assisted human decision making
- Field experiment for assessing the pretrial public safety assessment
  - most existing research uses observational data or hypothetical survey experiment
  - first field experiment since the small 1981–82 Philadelphia experiment about a new bond guideline
  - more ongoing experiments in this and several other counties
- Ongoing research
  - extension to multi-dimensional decision
  - role of incarceration
  - optimal PSA provision vs. optimal PSA
  - effects of PSA on judges and arrestees over time