

# FORM 10 – GRADUATED SANCTIONS

These are guidelines only. They do not create any right or expectation on behalf of the offender. This is a non-exhaustive list of options which may or may not be available dependent upon resources. Any non-incarceration response is always available to the Court or Board of Pardons and Parole. The inclusion of the graduated incarceration caps is intended as a maximum but should not be the default response.

		Probation	Parole
<b>Graduated Incarceration Caps with Hearing Before Court/BOPP</b>	<b>3</b>	0-90 (45)	0-180 (90)
	<b>2</b>	0-60 (30)	0-120 (60)
	<b>1</b>	0-30 (15)	0-60 (30)
<b>P.O. with Superv. &amp; Expedited Court / BOPP Approval</b>	(Maximum of 5 Days/30 Days) 1-3 Days Jail Per Sanction		
<b>P.O. with Superv. &amp; Court / BOPP Approval</b>	Hearing Before Court/BOPP Community Correctional Center GPS Electronic Monitoring		
<b>P.O. with Supervisor Approval</b>	Request Court/BOPP Sanction Up to 90 day Curfew Up to 72 Hours Home Restriction Treatment Resource Center Up to 16 Hours Community Service		
<b>Probation/Parole Officer Sanctions &amp; Responses</b>	Up to 60 Day Curfew Travel Restriction Structured Living Increased Supervision Require Change in Residence Revision of Case Action Plan Increased Reporting/Testing Community Accountability Board Workshops Assignments Family Meeting Problem Solving Report Mentoring Program Develop Risk Avoidance Plan Letter of Apology Thinking Report Payment Schedule Adjustment Verbal Warning		

*Exception(s) exercised by Court or BOPP (circle appropriate responding entity if both Court/BOPP are listed):*

- *Court/BOPP increased or decreased magnitude using Form 8.*

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- *Court finds that execution of sentence previously imposed is warranted pursuant to 77-18-1(12)(e)(iii)(B).*

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- *Court /BOPP jurisdiction over new criminal conviction.*

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- *Court/BOPP finding that conduct presents a substantial and immediate threat to public safety which cannot be addressed through behavior modification sanctions.*

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- *BOPP revocation for lying or engaging in criminal conduct prior to parole pursuant to 77-27-10(1)(b).*

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- *BOPP GMI compliance pursuant to 77-16a-205.*

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- *BOPP Parole Violation Hearing continued pursuant to Administrative Rule.*

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- *BOPP Rescission pursuant to Administrative Rule.*

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