

COUNTY PAROLE

County parole is an early release program intended for low risk offenders. Inmates with extensive criminal histories, violent offenses, sexual offenses, or behavioral problems while in custody are considered undesirable candidates. Inmates granted county parole will be supervised and required to abide by all conditions and rules imposed by the County Parole Board.

All inmates sentenced to local time are eligible for county parole unless they have warrants or the court orders no county parole or early release at the time of sentencing. Inmates who have lost more than 3 days of good time or had county parole revoked within the past 3 years will be ineligible for county parole. Inmates who wish to apply for county parole must notify a correctional counselor in writing, but are not eligible for consideration until they have served half of their sentence.

When an inmate violates county parole, he/she will be returned to jail to finish their remaining sentence.

COUNTY PAROLE VIOLATORS

County parole violators are usually arrested on an outstanding warrant. The warrant is similar to other local warrants.

- There will be no bail
- Charge section will reflect parole violator and list the charge
- Court field will be blank
- Court instructions will be notify parole board @ phone number listed

Note: This must be done upon arrest and booking.

The type of arrest will be BCPA – Booked County Parole

- Enter the charge per the warrant
- There will be no future court date
- Notify county parole of the inmate's arrest using the listed phone number

County parole will send the jail a document which contains the case number and indicates the total days left to serve. Inmates **must** serve **ALL** the remaining days and are **NOT** entitled to 4019's or accelerated release credits ([See Sentence Calculation Example 11](#)).

There are times when a probation revocation re-arrest is received before the inmate completes his sentence. These will be processed as an additional arrest, arrest 2. Both arrests will have the same case number. Once arrest 2 is adjudicated, both cases will be processed as one and the same. If the inmate is sentenced to additional time, arrest 1 will be closed using the OTH (other) disposition and the notes section will reflect "consolidated with arrest 2." A time computation must be completed for arrest 2. If the court orders the inmate released on arrest 2, both arrests will be closed with the same disposition. Court proceedings on arrest 2 supersede the sentence on arrest 1.

ALTERNATIVE CUSTODY/HOME DETENTION

The County Parole and Alternative Custody Unit (CPAC) identifies, assesses, selects, and supervises inmates for participation in home detention/electronic monitoring and participates in the selection and supervision of candidates eligible for County Parole. CPAC is part of the larger Detentions Bureau focus on offender reentry, allowing inmates to step down from physical custody to alternative custody prior to their full release from the Sheriff's Department.

Eligibility for participation will be determined following a criminal history review, institutional behavior review, drug/alcohol history, residence check, as well as a validated assessment of risks and needs. To participate, the inmate must agree to the program supervision requirements, wear a GPS monitoring device, and pay any applicable fees (involuntary participants may not be required to pay fees.)

REQUEST FOR REVIEW OF INMATE CUSTODY RECORD

When an inmate is identified as a candidate for placement on home detention/electronic monitoring, CPAC will request the assistance of the Inmate Processing Division (IPD) to conduct a review of the custody record. The purpose of the review is to determine whether or not a candidate has been precluded from participating in alternative custody. This will be indicated on the court sentencing minute order as "No ESP/Home Detention." There may be additional sentencing conditions which may disqualify an offender from home detention eligibility. Since CPAC will make the final determination of eligibility, it is the responsibility of IPD staff to ensure that a copy of the sentencing court minute order is faxed, along with the completed "Custody Record Review" form that CPAC will fax to the facility maintaining the custody record of the home detention candidate.

"TO REPORT" TO CPAC

Upon receipt of a court document ordering a defendant "to report" to CPAC, the receiving facility technician will fax a copy to the CPAC Unit at (858) 505-9757 and will confirm receipt of the document via phone. The technician will also notate the court document indicating it was forwarded to, and received by CPAC. Both the sending AND receiving names/ARJIS/DATE will be notated on the document (i.e. faxed to CPAC DPT Name/ARJIS/Date and Doc Rcvd CPAC Staff Name/ARJIS/Date).

DO NOT complete and submit a Failure to Report, Form J-69 until confirmation is made with CPAC staff (858-614-7793) as to whether the defendant reported to CPAC or a facility for custody. (Refer to "To Report" section of this manual for additional information.)

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CPAC Request for Custody Record Review

County Parole and Alternative Custody
858-614-7650-Office
858-505-9757-Fax

CUSTODY RECORD REVIEW:

Last Name _____ First _____ MI _____

Booking # _____ Current Facility _____

The abovementioned inmate is being considered for release to the Home Detention Electronic Monitoring Program. Please review his/her booking jacket and indicate whether the Judge precluded the inmate from participating in home detention or ESP.

Please fax any corresponding court minutes in reference to the Judge's action.

CPAC Deputy: _____ Date: _____

Record Reviewed By: _____

ESP/Home Detention: NO YES

Special Instructions: _____

Request for recalculation of sentence

Once an inmate has met all of the eligibility requirements of home detention and electronic monitoring, CPAC will determine a date of transfer into the program. Voluntary/Involuntary participants pursuant to Penal Code (PC) 1203.016 are not entitled to Accelerated Release Credits (ARC) and PC 4019 credits while on home detention. Involuntary participants pursuant to PC 1203.017 "shall receive any sentence reduction credits that they would have received had they served their sentences in a county correctional facility." This includes all PC 4019 credits and Hudler 10% credits, but NOT PC 4024.1 credits. Participants may also be placed in a Residential Reentry Center

(RRC) or Work Furlough (WF) program supervised by the Probation Department. (See Sentence Calculations manual [CPAC1203.016,EX32](#) & [CPAC1203.017,EX33](#)).

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Inmates identified for placement in RRC/WF by CPAC are entitled to PC 4019 credits and Hudler 10% credits, but NOT PC 4024.1 credits. IPD will be required to recalculate the sentence utilizing either the Sentence Calculation Record (form J-18) or Home Detention Sentence Recalculation (form J-18A.) The Jail Information Management System (JIMS) sentence calculation will not be updated until the inmate is physically transferred into home detention. The recalculated release date will be entered on the form provided and faxed back to CPAC as soon as possible. CPAC will make an attempt to provide as much as 72 hours advanced notice.

CPAC Request for Re-calculated Release Date

County Parole and Alternative Custody 858-614-7650-Office 858-505-9757-Fax			
IN THE MATTER OF HOME DETENTION:			
_____ LastName	_____ First	_____ MI	_____ Current Facility
<input type="checkbox"/>	Home Detention Start Date: _____		
_____ Booking #	_____ Current Release Date	<input type="checkbox"/>	
The abovementioned inmate has been approved for release to the Home Detention Electronic Monitoring Program.			
<input type="checkbox"/> He/she is a pre-trial inmate. Therefore, bail still applies.			
<input type="checkbox"/> Please recalculate his/her projected release date and indicate the new calculation below. This inmate is [click to select a condition below] . Upon completion of recalculation, fax the completed form back to CPAC.			
<ul style="list-style-type: none">• Voluntary/Involuntary pursuant to 1203.016 PC: Inmates <i>are not</i> entitled to 4024 or 10% Hudler credits.• Involuntary pursuant to 1203.017 PC: Inmates <i>are not</i> entitled to 4024 credits.• Voluntary/Involuntary pursuant to 1208 PC (i.e. RRC Participants): Inmates <i>are not</i> entitled to 4024 credits.• Voluntary pursuant to 1170.06 PC: Inmates <i>are only</i> entitled to 4019 credits.			
CPAC Deputy: _____		Date: _____	
Recalculated Release Date: _____			
Recalculated By: _____			

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Recommendation of Home Detention by the Superior Court – Pre-Trial

The court may recommend an inmate be placed on Home Detention pre-trial. When a document is received indicating such, a copy will be forwarded to the CPAC unit. If the inmate is approved for placement into home detention, CPAC will send a request for transfer to home detention form informing IPD staff of a date of transfer. Pre-trial home detention participants will continue to be scheduled for court appearances based on information provided on Superior Court minute orders until ordered released from custody or sentenced, and may post bail, if eligible. If bail is posted, CPAC will be notified and will conduct the JIMS final release process. For bails processed after business hours (0800-1700 Monday-Fridays) IPD staff will conduct the release process in the JIMS and notify CPAC. If a pre-trial home detention participant is sentenced in court, IPD will notify CPAC as soon as possible to be given further direction.

Transfer of Inmate From a Detention Facility to Home Detention

On the date of transfer to home detention, a CPAC deputy will arrive at the housing facility to supervise the transfer. A home detention participant may also make arrangements at their sentencing hearing to report for custody at a booking facility and be transferred directly into home detention or RRC/WF. Arrangements are made with a family member to provide transportation from the facility to the inmate's home. RRC/WF participants are transported to the designated housing facility by the CPAC deputy. IPD staff will release all property and funds to the inmate prior to transfer. A wants/warrants check is not required at the time of transfer. The CPAC deputy will place a Global Positioning System (GPS) device on the inmate and electronically transfer him/her from the housing facility to Facility 16 (Facility 80 for RRC/WF) in the JIMS. Once the inmate has been transferred, proceed to update the sentence calculation in the JIMS. (*See Sentence Calculations manual [CPAC1203.016, EX32](#) & [CPAC1203.017, EX33](#)*). If the facility transfer has not been completed in the JIMS, contact CPAC to ensure the inmate will be participating in the program.

Successful Completion of Sentencing Commitment on Home Detention

If the inmate successfully completes his/her commitment while on home detention, CPAC will complete the final release process in the JIMS and remove the GPS device. The custody record and its contents will be forwarded to Sheriff's Records and I.D. division. If the release date occurs on a weekend or observed holiday, CPAC will notify IPD so that the JIMS release process can be completed. The inmate does not need to be present. He/she may opt to have the GPS device removed immediately by reporting to a booking facility, where a Jail Population Management Unit (JPMU) deputy can remove the device. Otherwise, it can be removed on the next business day by CPAC.

Violation of Home Detention Conditions/Return to Custody

If an inmate violates the conditions of home detention, he/she may be returned to a Sheriff's detention facility (SDCJ for males, LCDF for females) to complete the

remainder of their sentencing commitment. At this time, IPD staff will recalculate the sentencing commitment once again.

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Home detention violators will not be entitled to ARC's (PC 4024.1 and Hudler 10 %.) (See *Sentence Calculations manual* [CPAC VIOLATOR, EX34](#)). The inmate will be brought to custody with a J-15 Intake/Personal Property Inventory form and the charge will indicate "CPAC Violator" pursuant to Penal Code 1203.016 or 1203.017 or 1208. No Probable Cause Declaration is required unless new charges are brought against the violator. An additional arrest will be added if new charges apply. A new booking number will not be issued, but IPD staff will notify classification, who will transfer the inmate electronically from Facility 16 (Facility 80 for RRC/WF) back to the detention facility. A new booking photo will be taken and a wristband printed. A Rule Violation Report (RVR) may be issued by CPAC for loss of good time credits.

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