

POLICY FOR UTILIZATION OF COUNTY
INTERMEDIATE PUNISHMENT PROGRAM
FOR DRIVING UNDER SUSPENSION SUMMARY
CONVICTIONS THAT RESULT IN AN INCARCERATION SENTENCE

1. Clinton County currently has a well utilized and administered County Intermediate Punishment Program.
2. The purpose of this program is to permit nonviolent offenders to serve a portion of the offender's sentence at the offender's residence with restrictions imposed by the Court and/or the Adult Probation Office.
3. This program has been successful in reintegrating offenders into the offender's family and community, curbing recidivism and reducing the population of the County Correctional Facility.
4. Offenders who are convicted of a summary offense of Driving Under Suspension before a Magisterial District Judge will be eligible to be placed in the County Intermediate Punishment Program under the following conditions:
 - (a) Approval of the Magisterial District Judge and District Attorney;
 - (b) Compliance with all requirements of the Electronic Monitoring Program, including the conditions set forth in the Program Participant Agreement and pay all costs associated with Electronic Monitoring Program; and
 - (c) Obey any and all conditions imposed by the Magisterial District Judge and Adult Probation Office.

- (d) Complete a Drug and Alcohol Evaluation and comply with any recommendations of said Evaluation.

5. Offenders will be incarcerated and then placed on house arrest with a SCRAM or GPS monitor pursuant to the following schedule:

#Offense	<u>Section</u>	<u>Incarceration</u>	<u>House Arrest</u>
1st	1543(b)	15 days	75 days
2nd	1543(b)	30 days	60 days
3rd	1543(b)	60 days	30 days
2nd – 6th	1543(a)	Discretion of M.D.J.	Discretion of M.D.J.
6th	1543(a)	15 days	15 days
7th	1543(a)	30 days	30 days
8th	1543(a)	45 days	45 days

6. Applications must be submitted to the appropriate Magisterial District Judge (MDJ) who shall forward the application to the District Attorney (DA) who shall approve or disapprove the application as quickly as possible. If approved by the MDJ and DA, the offender shall be placed on the program by Order of the MDJ and directed to immediately report to the Adult Probation Office, if not incarcerated immediately.

If offender is incarcerated, the Adult Probation Office shall meet with the offender at the Clinton County Correctional Facility.

- 7. Offenders will be responsible for the following:
 - (a) fine and costs payable to the appropriate Magisterial District;
 - (b) costs associated with electronic monitoring daily use;

- (c) costs of Fifty and 00/100 (\$50.00) Dollars hook-up fee for electronic monitoring;
- (d) supervision fee;
- (e) electronic monitoring daily use fee, electronic hook-up fee and supervision fee shall be payable to Clinton County and paid at the Office of the Cost Clerk in the Garden Building; and
- (f) cost of Drug and Alcohol Evaluation and any treatment paid directly to the provider of said services.