

F I L E D
11:30 A.M.

MAR 18 2011

**CANYON COUNTY CLERK
D. BUTLER, DEPUTY**

**IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO**

**Modification of Administrative)
Order 08-3 – Alternative)
Sentencing Placement of Work)
Release Inmates)**
_____)

ADMINISTRATIVE ORDER

2011 - 01

Whereas, Canyon County, in cooperation with local law enforcement agencies and the courts of the Third Judicial District, has endeavored to maintain a reduced inmate population in the Canyon County Jail, in accordance with the terms of the Consent Decree, Order and Judgment entered in the United States District Court for the District of Idaho, in Case No. 1:09-CV-00107-BLW; and

Whereas, in its efforts to comply with such Consent Decree, Order and Judgment, Canyon County found it necessary to convert its sprung structure “work release tent” into an additional housing pod for low risk inmates and thereby limited the Canyon County Sheriff’s ability to offer a work release option for offenders; and

Whereas, in response, the Canyon County Sheriff repurposed a portion of the Dale Haile Detention Center to serve as substitute work release housing for up to forty (40) offenders; and

Whereas, the judges of the Third Judicial District believe that the work release option serves a critical role in their ability to fashion fact-dependent and offender-specific sentences, and that, at any given time, more than forty (40) offenders may be appropriate candidates for work release; and

Whereas, Administrative Order 08-3, dated November 14, 2008, provides as follows:

~~“When a sentencing judge orders a commitment to the Canyon County Jail and~~ uses the additional term ‘with options’ in connection to that jail time, such shall authorize the Canyon County Sheriff’s Department to evaluate the inmate’s classification status and utilize certain available placement resources to include work release, as defined above, the day reporting program, electronic monitoring programs, SILD, etc. However, if the sentencing judge intends to limit or prohibit the use of any of the options available under that designation, the judge shall so designate which programs are not allowed to be considered for that inmate;” and

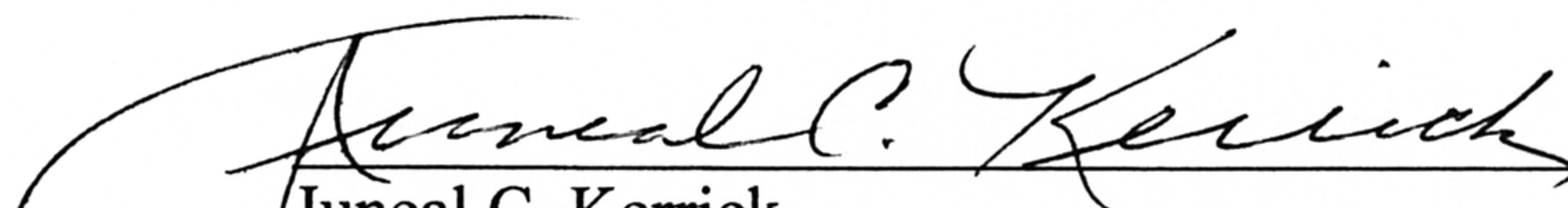
Whereas, since the entry of Administrative Order 08-3, the Canyon County Sheriff has developed and implemented an Alternative Sentencing Placement Assessment, a copy of which is attached hereto and incorporated by reference; and

Whereas, the judges of the Third Judicial District and the Canyon County Sheriff have agreed that the framework established by Administrative Order 08-3 should be supplemented by such Alternative Sentencing Placement Assessment;

IT IS THEREFORE ORDERED that:

When a sentencing judge orders a work release commitment to the Canyon County Jail and the jail staff subsequently determines that the work release unit is then at its maximum capacity, the Canyon County Sheriff’s Office is authorized: (1) to apply the Alternative Sentencing Placement Assessment to each work release inmate then housed in the unit; and (2) based upon application of the Assessment, to place the inmate with the lowest risk score who has, at that time, served the greatest percentage of his sentence into the next most suitable alternative sentencing program, as determined by the Sheriff’s Office, subject to any limitations imposed by the sentencing judge pursuant to Administrative Order 08-3.

Dated this 18th day of March, 2011.


Juneal C. Kerrick
Administrative District Judge

CANYON COUNTY SHERIFF'S OFFICE
Alternative Sentencing Placement Assessment

DEFENDANT:

DATE:

Address:

City & State:

Program Start Date:

DOB:

SSN:

☐ **Male**

☐ **Female**

CHARGE(S):

FACTORS CONSIDERED	0 POINT	1 POINT	VERIFIED
Most serious CURRENT charge is a FELONY	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Has prior adult criminal conviction(s)	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Has prior violent conviction(s)	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Has failed Alternative Sentencing or Pretrial Release in the past twelve (12) months	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Has a history of behavioral problems while incarcerated	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Has other pending charge(s)	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Is NOT currently supervised on probation	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
Lived at current address in local area less than one year	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____
History or current use of alcohol and/or drugs	No <input type="checkbox"/>	Yes <input type="checkbox"/>	_____

RISK SCORE: _____

RISK LEVEL: Select

0 – 1 Low 2 Below Average 3 Average 4 Above Average 5 – 9 High

ADDITIONAL CONSIDERATIONS: