

GDC Consistent Sanctions Response Matrix - Violation Levels

SOP IIB09-0001
Attachment 2
4/01/2011

		Std	High	Max	IPS	SPS
Low	Absconded: 3 months or less	1	1-2	1-2	2-3	3-4
	Changing address without prior permission but notifies PO within 7 working days	1	1-2	1-2	2-3	3-4
	Curfew violations: 2 or less in 30 days	1	1-2	1-2	2-3	3-4
	Failure to avoid disreputable persons or places, failure to avoid bad influences	1	1-2	1-2	2-3	3-4
	Failure to comply with employment /job search directives	1	1-2	1-2	2-3	2-3
	Failure to do community service as directed	1	1-2	1-2	2-3	2-3
	Failure to follow directions/instructions of PO	1	1-2	1-2	2-3	3-4
	Failure to obtain/maintain employment	1	1-2	1-2	2-3	2-3
	Failure to participate in efforts to achieve GED	1	1-2	1-2	2-3	2-3
	Failure to pay fines, fees, costs, or restitution	1	1-2	1-2	2-3	2-3
	Failure to provide family support	1	1-2	1-2	2-3	2-3
	Failure to provide schedule of activities as ordered	1	1-2	1-2	2-3	2-3
	Failure to report for required contact	1	1-2	1-2	2-3	3-4
	Failure to sign release of information for treatment compliance	1	1-2	1-2	2-3	3-4
	Lying to Probation Officer about a material fact	1	1-2	1-2	2-3	3-4
	Positive alcohol/drug screens / Not in TX: 1	1	1-2	1-2	2-3	3-4
Positive alcohol/drug screens in DRC/TX: 1-2 in 30 days	1	1-2	1-2	2-3	3-4	
Intermediate	Absconded: 3-6 months	1-2	1-3	2-3	3-4	3-4
	Changing address w/o notifying PO; Whereabouts not reported within 14 working days.	1-2	1-3	2-3	3-4	3-4
	Curfew Violations: 2-4 within 30 days	1-2	1-3	2-3	3-4	3-4
	Disruptive behavior/attitude in programming: 1-3 individual occurrences	1-2	1-3	2-3	3-4	3-4
	Failure to attend/participate in treatment OR obtain an evaluation	1-2	1-3	2-3	3-4	3-4
	Failure to complete special programs as ordered.	1-2	1-3	2-3	3-4	3-4
	Failure to obtain or provide DNA Testing	1-2	1-3	2-3	3-4	3-4
	Failure to report & appropriately participate in HIV testing	1-2	1-3	2-3	3-4	3-4
	Failure to report for drug and alcohol testing or submit sample as requested	1-2	1-3	2-3	3-4	3-4
	Failure to report to weekend jail	1-2	1-3	2-3	3-4	3-4
	Failure to report upon release from a facility, parole or center OR after initial sentencing	1-2	1-3	2-3	3-4	3-4
	Failure to take prescribed medications if ordered	1-2	1-3	2-3	3-4	3-4
	Leaving state without permission or proper forms	1-2	1-3	2-3	3-4	3-4
	Positive alcohol/drug screens / Not in TX: 2 within 6 months	1-2	1-3	2-3	3-4	3-4
Violation of banishment	1-2	1-3	2-3	3-4	3-4	
Great	Absconded: 6 or more months	2-3	3-4	4	4	4
	Adulterating or attempting to alter urine screen	2-3	3-4	4	4	4
	Curfew Violations: 4+ within 30 days	2-3	3-4	4	4	4
	Failure to appear for a revocation hearing or administrative hearing (Offender received notice)	2-3	3-4	4	4	4
	Failure to avoid contact with victims or victims groups, or to avoid specified locations	2-3	3-4	4	4	4
	Failure to report for transport to an alternative	2-3	3-4	4	4	4
	Interference with electronic monitoring	2-3	3-4	4	4	4
	New non-violent misdemeanor	2-3	3-4	4	4	4
	New offense incurred while at DRC	2-3	3-4	4	4	4
	Ongoing disruptive behavior in programming: 3+ occurrences	2-3	3-4	4	4	4
	Positive alcohol/drug screens in DRC/TX: 2+ in 45 days	2-3	3-4	4	4	4
	Positive urine screens or other drug/alcohol tests / not in TX: 3+	2-3	3-4	4	4	4
	Possession of contraband or weapons	2-3	3-4	4	4	4
	Presenting forged or altered documents	2-3	3-4	4	4	4
	Refusal to submit to search of person or property	2-3	3-4	4	4	4
	Threatening Probation Officer or Staff	2-3	3-4	4	4	4
	Violation of Special Conditions	4-5	4-5	4-5	4-5	4-5
	Violent Misdemeanor / Center Removal	4-5	4-5	4-5	4-5	4-5
New Felony	5	5	5	5	5	

Instructions: Use the most severe violation and match it to a sanction on the correlating Violation Response Table. This is for the first violation of the same type. For repeat violations, a response level can be increased by one level as directed by the Chief Probation Officer or designee. Mitigating or extenuating circumstances allow for one level of adjustment by Chief Probation Officer or designee relating to previous crimes, number of violations, frequency of violations, compliance history, treatment history, and family issues.

Levels of Sanctions - Violation Response Table

Sanctions utilized must be allowed by local judicial authority, the prevailing legal authority and available within the Circuit. Officers recommending a sanction outside the indicated level must receive the approval of the Chief or their designee. The Hearing Officer is free to deviate from the grid based on the totality of the circumstances, directives from the judiciary and the sanction cap originally sentenced. There will be only one sanction chosen.

Sanction

Sanctioning Authority		Sanction					
Probation Officer	Chief Probation Officer	Hearing Officer	Sentencing Court	COMMUNITY SANCTIONS	Level 1	Add curfews for up to 7 days per sanction, up to a total of 21 days per period of supervision	Level 1
						Assign additional community service hours up to 8 hours per sanction, up to 24 hours per period of supervision	
						Increase reporting requirements	
						Increase time of curfew (instead of 10 PM, offender must be home by 8 PM)	
						Institute more frequent searches or request modification to include search condition	
						Rearrange payment schedule	
						Refer to appropriate treatment/program (A&D, R&R, Anger Management, etc. as available)	
						Refuse travel permits	
						"Bench Duty/All Day Reporting": offender sits on bench at office every day 8 hrs/day until ready to seek employment.	
						Require a change in residence	
						Require proof that a certain number of employment applications have been completed and submitted	
						Set deadlines for treatment/program completion	
						Verbal reprimand	
						Written letter from officer detailing and documenting violations	
						Positive testing: at 2nd Positive, Administer the TCUDS and refer to programming	
Chief Probation Officer	Hearing Officer	Sentencing Court	COMMUNITY SANCTIONS	Level 2	Assign additional community service hours, up to 48 hours per sanction	Level 2	
					Assign curfews for offenders up to 30 days per sanction		
					Hold administrative hearings		
					Written letter from chief, detailing and documenting violations		
Hearing Officer	Sentencing Court	SECURE	COMMUNITY SANCTIONS	Level 3	Assign home confinement	Level 3	
					Assign house arrest: offender may not leave home at all.		
					Institute electronic monitoring		
					First Offender Status is revoked and then adjudicated by the Court		
					Modify sentence for IPS for the designed length of stay		
					DRC referral / placement for designed length of stay		
					Require jail bursts (short stays in jail)		
					Require weekends in jail		
Revoke less than six months of sentence in jail or county work camp							
Hearing Off.	Sentencing Court	SECURE	COMMUNITY SANCTIONS	Level 4	Modify sentence for IPS for designed length of stay	Level 4	
					DRC referral / placement for designed length of stay		
					Modify sentence for Boot Camp for designed length of stay		
					Modify sentence for Substance Abuse Treatment Facility: BPSATC/ APSATC		
					Modify sentence for PDC for designed length of stay		
Hearing Off.	Sentencing Court	SECURE	COMMUNITY SANCTIONS	Level 5	Revoke six to ten months of sentence in jail or county work camp	Level 5	
					Removal from Center: modify to next greatest secure option with special consideration for the cause of removal		
					Removal from PDC: consider reason for removal / partial revocation to prison		
Hearing Off.	Sentencing Court	SECURE	COMMUNITY SANCTIONS	Level 5	Revocation of the maximum allowed by law.	Level 5	