



ICPSR 4456

Impact of State Sentencing Policies on Incarceration Rates in the United States, 1975-2002

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Data Collection Instrument



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ICPSR DATA COLLECTION INSTRUMENT NOTES

- 1) The principal investigator (PI) originally supplied ICPSR with the data collection instrument in MS Access format. For preservation purposes, however, ICPSR converted the data collection instrument to a PDF document.
- 2) In the conversion process from MS Access to PDF documentation, some minor formatting changes occurred.
 - a) The data collection instrument became a static, as opposed to a dynamic, document. This means that users cannot enter text or data into the form or retrieve certain embedded data contained in the original MS Access form. Additionally, the arrows indicating that a particular form field contains drop-down values were removed. To ensure that secondary users still have access to the information contained in these drop-down variables, ICPSR added form supplements that indicate which variables have drop-down menus and correspondingly contain information on the values for these fields.
 - b) The background colors of the forms became muted.
 - c) The data collection instrument contains six separate forms, each of which contain several tabbed sub-forms. The titles of these tabbed sub-forms were not retained in the PDF capture of the various documents. Nonetheless, ICPSR created bookmarks which correspond to the titles of the forms and sub-forms so that this information is not lost.

v001 ID (e.g. NY1975)

v002 State

v003 Year

drug01 Drug offense severity based on:

- Quantity of drugs only
- Type of drug only
- Prior convictions only
- Quantity and type of drugs
- Quantity of drugs and prior convictions
- Type of drug and prior convictions
- Prior convictions and type and quantity of drugs

drug01a Notes on drug laws

Drug Policies Form Supplement:
State/Year Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v002	State	"AL"; "AK"; "AZ"; "AR"; "CA"; "CO"; "CT"; "DE"; "DC"; "FL"; "GA"; "HI"; "ID"; "IL"; "IN"; "IA"; "KS"; "KY"; "ME"; "MD"; "MA"; "MI"; "MN"; "MS"; "MO"; "MT"; "NE"; "NV"; "NH"; "NJ"; "NM"; "NY"; "NC"; "ND"; "OH"; "OK"; "OR"; "PA"; "PR"; "RI"; "SC"; "SD"; "TN"; "TX"; "UT"; "VT"; "VA"; "WA"; "WV"; "WI"; "WY"
v003	Year	1975; 1976; 1977; 1978; 1979; 1980; 1981; 1982; 1983; 1984; 1985; 1986; 1987; 1988; 1989; 1990; 1991; 1992; 1993; 1994; 1995; 1996; 1997; 1998; 1999; 2000; 2001; 2002

Drug Possession Policies

Powder Cocaine

Code Ref. drug02d

Number of severity levels based on quantity

Quantity severity level

Lower Limit Quantity

Unit of weight

Term of imprisonment
Minimum Maximum

Unit of time

Presumptive disposition

Lowest

ANY

N/A

drug02

drug02a1

drug02a2

drug02ab

drug02a3

Second Lowest

drug02b1

drug02ba

drug02b2

drug02b3

drug02bb

Third Lowest

drug02c1

drug02ca

drug02c2

drug02c3

drug02cb

Crack Cocaine

Code Ref. drug03d

(if different than powder cocaine)

Number of severity levels based on quantity

Quantity severity level

Lower Limit Quantity

Unit of weight

Term of imprisonment
Minimum Maximum

Unit of time

Presumptive disposition

Lowest

ANY

N/A

drug03

drug03a1

drug03a2

drug03ab

drug03a3

Second Lowest

drug03b1

drug03ba

drug03b2

drug03b3

drug03bb

Third Lowest
 drug03c1 drug03ca drug03c2 drug03c3 drug03cb

Marijuana Code Ref. drug04d

Number of severity levels based on quantity	Quantity severity level	Lower Limit Quantity	Unit of weight	Term of imprisonment		Unit of time	Presumptive disposition
				Minimum	Maximum		
<input type="text"/> drug 04	Lowest	ANY	N/A	<input type="text"/> drug04a1	<input type="text"/> drug04a2	<input type="text"/> drug04ab	<input type="text"/> drug04a3
	Second Lowest	<input type="text"/> drug04b1	<input type="text"/> drug04ba	<input type="text"/> drug04b2	<input type="text"/> drug04b3	<input type="text"/> drug04bb	
	Third Lowest	<input type="text"/> drug04c1	<input type="text"/> drug04ca	<input type="text"/> drug04c2	<input type="text"/> drug04c3	<input type="text"/> drug04cb	

Methamphetamine Code Ref. drug05d

Number of severity levels based on quantity	Quantity severity level	Lower Limit Quantity	Unit of weight	Term of imprisonment		Unit of time	Presumptive disposition
				Minimum	Maximum		
<input type="text"/> drug05	Lowest	ANY	N/A	<input type="text"/> drug05a1	<input type="text"/> drug05a2	<input type="text"/> drug05ab	<input type="text"/> drug05a3
	Second Lowest	<input type="text"/> drug05b1	<input type="text"/> drug05ba	<input type="text"/> drug05b2	<input type="text"/> drug05b3	<input type="text"/> drug05bb	
	Third Lowest	<input type="text"/> drug05c1	<input type="text"/> drug05ca	<input type="text"/> drug05c2	<input type="text"/> drug05c3	<input type="text"/> drug05cb	

Heroin

Code Ref.

drug06d

Number of severity levels based on quantity

Quantity severity level

Lower Limit Quantity

Unit of weight

Term of imprisonment
Minimum Maximum

Unit of time

Presumptive disposition

Lowest

ANY

N/A

drug06

drug06a1

drug06a2

drug06ab

drug06a3

Second Lowest

drug06b1

drug06ba

drug06b2

drug06b3

drug06bb

Third Lowest

drug06c1

drug06ca

drug06c2

drug06c3

drug06cb

Drug Policies Form Supplement:
Drug Possession Policies Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
drug02ba drug02ca drug03ba drug03ca drug04ba drug04ca drug05ba drug05ca drug06ba drug06ca	Unit of weight	"mg"; "g"; "oz"; "lb"; "kg"
drug02ab drug02bb drug02cb drug03ab drug03bb drug03cb drug04ab drug04bb drug04cb drug05ab drug05bb drug05cb drug06ab drug06bb drug06cb	Unit of time	"mo"; "yr"
drug02a3 drug03a3 drug04a3 drug05a3 drug06a3	Presumptive disposition	"Prison"; "Non-prison"; "Not specified"

Drug Sale Policies

Powder Cocaine

Code Ref. drug07d

Number of severity levels based on quantity	Quantity severity level	Lower Limit Quantity	Unit of weight	Term of imprisonment		Unit of time	Presumptive disposition
				Minimum	Maximum		
<input type="text"/> drug07	Lowest	ANY	N/A	<input type="text"/> drug07a1	<input type="text"/> drug07a2	<input type="text"/> drug07ab	<input type="text"/> drug07a3
	Second Lowest	<input type="text"/> drug07b1	<input type="text"/> drug07ba	<input type="text"/> drug07b2	<input type="text"/> drug07b3	<input type="text"/> drug07bb	
	Third Lowest	<input type="text"/> drug07c1	<input type="text"/> drug07ca	<input type="text"/> drug07c2	<input type="text"/> drug07c3	<input type="text"/> drug07cb	

Crack Cocaine

Code Ref. drug08d

(if different than powder cocaine)

Number of severity levels based on quantity	Quantity severity level	Lower Limit Quantity	Unit of weight	Term of imprisonment		Unit of time	Presumptive disposition
				Minimum	Maximum		
<input type="text"/> drug08	Lowest	ANY	N/A	<input type="text"/> drug08a1	<input type="text"/> drug08a2	<input type="text"/> drug08ab	<input type="text"/> drug08a3
	Second Lowest	<input type="text"/> drug08b1	<input type="text"/> drug08ba	<input type="text"/> drug08b2	<input type="text"/> drug08b3	<input type="text"/> drug08bb	

Third Lowest
 drug08c1 drug08ca drug08c2 drug08c3 drug08cb

Marijuana Code Ref. drug09d

Number of severity levels based on quantity	Quantity severity level	Lower Limit Quantity	Unit of weight	Term of imprisonment		Unit of time	Presumptive disposition
				Minimum	Maximum		
<input type="text"/>	Lowest	ANY	N/A	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
drug09				drug09a1	drug09a2	drug09ab	drug09a3
	Second Lowest	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	
		drug09b1	drug09ba	drug09b2	drug09b3	drug09bb	
	Third Lowest	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	
		drug09c1	drug09ca	drug09c2	drug09c3	drug09cb	

Methamphetamine Code Ref. drug10d

Number of severity levels based on quantity	Quantity severity level	Lower Limit Quantity	Unit of weight	Term of imprisonment		Unit of time	Presumptive disposition
				Minimum	Maximum		
<input type="text"/>	Lowest	ANY	N/A	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
drug10				drug10a1	drug10a2	drug10ab	drug10a3
	Second Lowest	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	
		drug10b1	drug10ba	drug10b2	drug10b3	drug10bb	
	Third Lowest	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	
		drug10c1	drug10ca	drug10c2	drug10c3	drug10cb	

Heroin

Code Ref.

drug11d

Number of severity levels based on quantity

Quantity severity level

Lower Limit Quantity

Unit of weight

**Term of imprisonment
Minimum Maximum**

Unit of time

Presumptive disposition

Lowest

ANY

N/A

drug11

drug11a1

drug11a2

drug11ab

drug11a3

Second Lowest

drug11b1

drug11ba

drug11b2

drug11b3

drug11bb

Third Lowest

drug11c1

drug11ca

drug11c2

drug11c3

drug11cb

Drug Policies Form Supplement:
Drug Sale Policies Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
drug07ba drug07ca drug08ba drug08ca drug09ba drug09ca drug10ba drug10ca drug11ba drug11ca	Unit of weight	"mg"; "g"; "oz"; "lb"; "kg"
drug07ab drug07bb drug07cb drug08ab drug08bb drug08cb drug09ab drug09bb drug09cb drug10ab drug10bb drug10cb drug11ab drug11bb drug11cb	Unit of time	"mo"; "yr"
drug07a3 drug08a3 drug09a3 drug10a3 drug11a3	Presumptive disposition	"Prison"; "Non-prison"; "Not specified"

Drug Sentence Enhancements

Sentences for drug offenses may be enhanced for any the following reasons: (check all that apply)

	Powder Cocaine	Crack Cocaine	Marijuana	Methamphetamines	Heroin
Proximity to a school	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12a1	drug12a2	drug12a3	drug12a4	drug12a5
Proximity to public housing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12b1	drug12b2	drug12b3	drug12b4	drug12b5
Proximity to a public park	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12c1	drug12c2	drug12c3	drug12c4	drug12c5
Proximity to a church	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12d1	drug12d2	drug12d3	drug12d4	drug12d5
Proximity to other designated place	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12e1	drug12e2	drug12e3	drug12e4	drug12e5
Excessive quantities of drugs	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12f1	drug12f2	drug12f3	drug12f4	drug12f5
Prior drug convictions/incarcerations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12g1	drug12g2	drug12g3	drug12g4	drug12g5
Sale to minors (if not separate offense)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12h1	drug12h2	drug12h3	drug12h4	drug12h5
Weapons use	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12i1	drug12i2	drug12i3	drug12i4	drug12i5
Gang activity	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12j1	drug12j2	drug12j3	drug12j4	drug12j5
Other enhancement	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	drug12k1	drug12k2	drug12k3	drug12k4	drug12k5

drug12k1 **Specify other enhancement** (If other enhancements differ by drug type, explain in notes section)

drug12e1 **Specify other designated place** (If other designated places differ by drug type, explain in notes section)

Drug Policies Form Supplement:
Drug Sentence Enhancements Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
drug12a1	Scope of application (possession or sale charges)	"Neither"; "Possession"; "Sale"; "Both"
drug12a2		
drug12a3		
drug12a4		
drug12a5		
drug12b1		
drug12b2		
drug12b3		
drug12b4		
drug12b5		
drug12c1		
drug12c2		
drug12c3		
drug12c4		
drug12c5		
drug12d1		
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drug12e5		
drug12f1		
drug12f2		
drug12f3		
drug12f4		
drug12f5		
drug12g1		
drug12g2		
drug12g3		
drug12g4		
drug12g5		
drug12h1		
drug12h2		
drug12h3		
drug12h4		
drug12h5		
drug12i1		

Drug Policies Form Supplement:
Drug Sentence Enhancements Drop-Down Variables (Cont.)

Form Field	Form Field Label	Drop-Down Menu Values
drug12i2	Scope of application (possession or sale charges)	"Neither"; "Possession"; "Sale"; "Both"
drug12i3		
drug12i4		
drug12i5		
drug12j1		
drug12j2		
drug12j3		
drug12j4		
drug12j5		
drug12k1		
drug12k2		
drug12k3		
drug12k4		
drug12k5		

v001 **ID (e.g. NY1975)**

v002 **State**

v003 **Year**

Habitual Offender Laws 1-2 Form Supplement:
State/Year Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v002	State	"AL"; "AK"; "AZ"; "AR"; "CA"; "CO"; "CT"; "DE"; "DC"; "FL"; "GA"; "HI"; "ID"; "IL"; "IN"; "IA"; "KS"; "KY"; "ME"; "MD"; "MA"; "MI"; "MN"; "MS"; "MO"; "MT"; "NE"; "NV"; "NH"; "NJ"; "NM"; "NY"; "NC"; "ND"; "OH"; "OK"; "OR"; "PA"; "PR"; "RI"; "SC"; "SD"; "TN"; "TX"; "UT"; "VT"; "VA"; "WA"; "WV"; "WI"; "WY"
v003	Year	1975; 1976; 1977; 1978; 1979; 1980; 1981; 1982; 1983; 1984; 1985; 1986; 1987; 1988; 1989; 1990; 1991; 1992; 1993; 1994; 1995; 1996; 1997; 1998; 1999; 2000; 2001; 2002

Habitual Offender Law 1 (aka repeat, persistent, career offender)

v026 Habitual offender law?

Yes No

v026a First habitual offender law code ref.

v027 Number of offenses required to trigger law (including current offense)

Qualifying Prior Offenses:

hab001a Arson

Assault Offenses

hab001b1 Aggravated assault or battery

hab001b2 Stalking

Burglary Offenses

hab001d1 Residential burglary

hab001d2 Commercial burglary

hab001d3 Occupied building burglary

Drug/narcotic offenses

hab001g1 Drug/narcotic possession

hab001g2 Drug/narcotic sale

hab001g3 Drug/narcotic manufacturing

Homicide offenses

hab001i1 Murder

hab001i2 Non-negligent manslaughter

hab001i3 Vehicular manslaughter

hab001m Kidnapping/abduction

hab001o Motor vehicle theft

hab001p Pornography/obscene material

hab001r Robbery

Sex offenses

hab001s1 Rape

hab001s2 Forcible sodomy

hab001s3 Forcible oral copulation

hab001s4 Rape/sexual assault with an object

hab001s5 Lewd acts on a child

hab001s6 Sexual abuse of a child

hab001s7 Sexual assault or battery (including aggravated sexual assault/battery)

hab001v Weapon law violations

hab001w Driving under the influence

hab001x All violent felonies

hab001y All felonies

hab001z

Other offense(s)

hab001z1

Specify other offense(s)

Habitual Offender Law 1 cont'd

Qualifying Current Offenses:

- hab002a Arson
- Assault Offenses
- hab002b1 Aggravated assault or battery
- hab002b2 Stalking
- Burglary Offenses
- hab002d1 Residential burglary
- hab002d2 Commercial burglary
- hab002d3 Occupied building burglary
- Drug/narcotic offenses
- hab002g1 Drug/narcotic possession
- hab002g2 Drug/narcotic sale
- hab002g3 Drug/narcotic manufacturing
- Homicide offenses
- hab002i1 Murder
- hab002i2 Non-negligent manslaughter
- hab002i3 Vehicular manslaughter
- hab002m Kidnapping/abduction
- hab002o Motor vehicle theft
- hab002p Pornography/obscene material
- hab002r Robbery
- Sex offenses
- hab002s1 Rape
- hab002s2 Forcible sodomy
- hab002s3 Forcible oral copulation
- hab002s4 Rape/sexual assault with an object
- hab002s5 Lewd acts on a child
- hab002s6 Sexual abuse of a child

hab002s7 **Sexual assault or battery** (including aggravated sexual assault/battery)

hab002v **Weapon law violations**

hab002w **Driving under the influence**

hab002x **All violent felonies**

hab002y **All felonies**

hab002z **Other offense(s)**

hab002z1 **Specify other offense(s)**

v102 **Sentence for habitual offender law 1**

v103a **Does the statute alter the duration of the sentence for the underlying offense?**

Yes No

(If habitual offender law increases felony class, which results in a longer sentence, select "Yes".)

v103b **If yes to v103a, does the statute require the judge to alter the duration of the underlying sentence?**

Yes No

v103c **Does the statute require the judge to impose incarceration?**

Yes No

(I.e., if statute specifies increase an increase in sentence duration, must the judge impose that increase?)

v110c **Does DA have to invoke habitual offender law 1?**

Yes No

v033b **Notes on first Habitual Offender la**

Habitual Offender Law 2 (aka repeat, persistent, career offender)

v052 Second habitual offender law?

Yes No

v052a Second habitual offender law code ref.

v053 Number of offenses required to trigger law (including current offense)

Qualifying Prior Offenses:

hab003a Arson

Assault Offenses

hab003b1 Aggravated assault or battery

hab003b2 Stalking

Burglary Offenses

hab003d1 Residential burglary

hab003d2 Commercial burglary

hab003d3 Occupied building burglary

Drug/narcotic offenses

hab003g1 Drug/narcotic possession

hab003g2 Drug/narcotic sale

hab003g3 Drug/narcotic manufacturing

Homicide offenses

hab003i1 Murder

hab003i2 Non-negligent manslaughter

hab003i3 Vehicular manslaughter

hab003m Kidnapping/abduction

hab003o Motor vehicle theft

hab003p Pornography/obscene material

hab003r Robbery

Sex offenses

hab003s1 Rape

hab003s2 Forcible sodomy

hab003s3 Forcible oral copulation

hab003s4 Rape/sexual assault with an object

hab003s5 Lewd acts on a child

hab003s6 Sexual abuse of a child

hab003s7 Sexual assault or battery (including aggravated sexual assault/battery)

hab003v Weapon law violations

hab003w Driving under the influence

hab003x All violent felonies

hab003y

All felonies

hab003z

Other offense(s)

hab003z1

Specify other offense(s)

Habitual Offender Law 2 cont'd

Qualifying Current Offenses:

- hab004a Arson
- Assault Offenses
 - hab004b1 Aggravated assault or battery
 - hab004b2 Stalking
- Burglary Offenses
 - hab004d1 Residential burglary
 - hab004d2 Commercial burglary
 - hab004d3 Occupied building burglary
- Drug/narcotic offenses
 - hab004g1 Drug/narcotic possession
 - hab004g2 Drug/narcotic sale
 - hab004g3 Drug/narcotic manufacturing
- Homicide offenses
 - hab004i1 Murder
 - hab004i2 Non-negligent manslaughter
 - hab004i3 Vehicular manslaughter
- hab004m Kidnapping/abduction
- hab004o Motor vehicle theft
- hab004p Pornography/obscene material
- hab004r Robbery
- Sex offenses
 - hab004s1 Rape
 - hab004s2 Forcible sodomy
 - hab004s3 Forcible oral copulation
 - hab004s4 Rape/sexual assault with an object
 - hab004s5 Lewd acts on a child
 - hab004s6 Sexual abuse of a child

hab004s7 **Sexual assault or battery** (including aggravated sexual assault/battery)

hab004v **Weapon law violations**

hab004w **Driving under the influence**

hab004x **All violent felonies**

hab004y **All felonies**

hab004z **Other offense(s)**

hab004z1 **Specify other offense(s)**

v104 **Sentence for habitual offender law 2**

v105a **Does the statute alter the duration of the sentence for the underlying offense?**

Yes No

(If habitual offender law increases felony class, which results in a longer sentence, select "Yes".)

v105b **If yes to v105a, does the statute require the judge to alter the duration of the underlying sentence?**

Yes No

v105c **Does the statute require the judge to impose incarceration?**

Yes No

(I.e., if statute specifies increase an increase in sentence duration, must the judge impose that increase?)

v111 **Does DA have to invoke habitual offender law 2?**

Yes No

v059b **Notes on second Habitual Offender la**

v001 **ID (e.g. NY1975)**

v002 **State**

v003 **Year**

Habitual Offender Laws 3-4 Form Supplement:
State/Year Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v002	State	"AL"; "AK"; "AZ"; "AR"; "CA"; "CO"; "CT"; "DE"; "DC"; "FL"; "GA"; "HI"; "ID"; "IL"; "IN"; "IA"; "KS"; "KY"; "ME"; "MD"; "MA"; "MI"; "MN"; "MS"; "MO"; "MT"; "NE"; "NV"; "NH"; "NJ"; "NM"; "NY"; "NC"; "ND"; "OH"; "OK"; "OR"; "PA"; "PR"; "RI"; "SC"; "SD"; "TN"; "TX"; "UT"; "VT"; "VA"; "WA"; "WV"; "WI"; "WY"
v003	Year	1975; 1976; 1977; 1978; 1979; 1980; 1981; 1982; 1983; 1984; 1985; 1986; 1987; 1988; 1989; 1990; 1991; 1992; 1993; 1994; 1995; 1996; 1997; 1998; 1999; 2000; 2001; 2002

Habitual Offender Law 3 (aka repeat, persistent, career offender)

v090 Third habitual offender law?

Yes No

v090a Third habitual offender law code ref.

v091 Number of offenses required to trigger law (including current offense)

Qualifying Prior Offenses:

hab005a Arson

Assault Offenses

hab005b1 Aggravated assault or battery

hab005b2 Stalking

Burglary Offenses

hab005d1 Residential burglary

hab005d2 Commercial burglary

hab005d3 Occupied building burglary

Drug/narcotic offenses

hab005g1 Drug/narcotic possession

hab005g2 Drug/narcotic sale

hab005g3 Drug/narcotic manufacturing

Homicide offenses

hab005i1 Murder

hab005i2 Non-negligent manslaughter

hab005i3 Vehicular manslaughter

hab005m Kidnapping/abduction

hab005o Motor vehicle theft

hab005p Pornography/obscene material

hab005r Robbery

Sex offenses

hab005s1 Rape

hab005s2 Forcible sodomy

hab005s3 Forcible oral copulation

hab005s4 Rape/sexual assault with an object

hab005s5 Lewd acts on a child

hab005s6 Sexual abuse of a child

hab005s7 Sexual assault or battery (including aggravated sexual assault/battery)

hab005v Weapon law violations

hab005w Driving under the influence

hab005x All violent felonies

hab005y All felonies

hab005z

Other offense(s)

hab005z1

Specify other offense(s)

Habitual Offender Law 3 cont'd

Qualifying Current Offenses:

- hab006a Arson
- Assault Offenses
- hab006b1 Aggravated assault or battery
- hab006b2 Stalking
- Burglary Offenses
- hab006d1 Residential burglary
- hab006d2 Commercial burglary
- hab006d3 Occupied building burglary
- Drug/narcotic offenses
- hab006g1 Drug/narcotic possession
- hab006g2 Drug/narcotic sale
- hab006g3 Drug/narcotic manufacturing
- Homicide offenses
- hab006l1 Murder
- hab006l2 Non-negligent manslaughter
- hab006l3 Vehicular manslaughter
- hab006m Kidnapping/abduction
- hab006o Motor vehicle theft
- hab006p Pornography/obscene material
- hab006r Robbery
- Sex offenses
- hab006s1 Rape
- hab006s2 Forcible sodomy
- hab006s3 Forcible oral copulation
- hab006s4 Rape/sexual assault with an object
- hab006s5 Lewd acts on a child
- hab006s6 Sexual abuse of a child
- hab006s7 Sexual assault or battery (including aggravated sexual assault/battery)
- hab006v Weapon law violations
- hab006w Driving under the influence
- hab006x All violent felonies
- hab006y All felonies
- hab006z Other offense(s)
- hab006z1 Specify other offense(s)

v106 Sentence for habitual offender law 3

v107a Does the statute alter the duration of the sentence for the underlying offense? Yes No

(If habitual offender law increases felony class, which results in a longer sentence, select "Yes".)

v107b If yes to v107a, does the statute require the judge to alter the duration of the underlying sentence? Yes No

v107c Does the statute require the judge to impose incarceration? Yes No

(I.e., if statute specifies increase an increase in sentence duration, must the judge impose that increase?)

v112 Does DA have to invoke habitual offender law 3? Yes No

v097b Notes on third Habitual Offender law

Habitual Offender Law 4 (aka repeat, persistent, career offender)

v098 **Fourth habitual offender law?**

Yes No

v098a **Fourth habitual offender law code ref.**

v099 **Number of offenses required to trigger law (including current offense)**

Qualifying Prior Offenses:

hab007a Arson

Assault Offenses

hab007b1 Aggravated assault or battery

hab007b2 Stalking

Burglary Offenses

hab007d1 Residential burglary

hab007d2 Commercial burglary

hab007d3 Occupied building burglary

Drug/narcotic offenses

hab007g1 Drug/narcotic possession

hab007g2 Drug/narcotic sale

hab007g3 Drug/narcotic manufacturing

Homicide offenses

hab007i1 Murder

hab007i2 Non-negligent manslaughter

hab007i3 Vehicular manslaughter

hab007m Kidnapping/abduction

hab007o Motor vehicle theft

hab007p Pornography/obscene material

hab007r Robbery

Sex offenses

hab007s1 Rape

hab007s2 Forcible sodomy

hab007s3 Forcible oral copulation

hab007s4 Rape/sexual assault with an object

hab007s5 Lewd acts on a child

hab007s6 Sexual abuse of a child

hab007s7 Sexual assault or battery (including aggravated sexual assault/battery)

hab007v Weapon law violations

hab007w Driving under the influence

hab007x All violent felonies

hab007y All felonies

hab007z

Other offense(s)

hab007z1

Specify other offense(s)

Habitual Offender Law 4 cont'd

Qualifying Current Offenses:

- hab008a Arson
- Assault Offenses
- hab008b1 Aggravated assault or battery
- hab008b2 Stalking
- Burglary Offenses
- hab008d1 Residential burglary
- hab008d2 Commercial burglary
- hab008d3 Occupied building burglary
- Drug/narcotic offenses
- hab008g1 Drug/narcotic possession
- hab008g2 Drug/narcotic sale
- hab008g3 Drug/narcotic manufacturing
- Homicide offenses
- hab008i1 Murder
- hab008i2 Non-negligent manslaughter
- hab008i3 Vehicular manslaughter
- hab008m Kidnapping/abduction
- hab008o Motor vehicle theft
- hab008p Pornography/obscene material
- hab008r Robbery
- Sex offenses
- hab008s1 Rape
- hab008s2 Forcible sodomy
- hab008s3 Forcible oral copulation
- hab008s4 Rape/sexual assault with an object
- hab008s5 Lewd acts on a child
- hab008s6 Sexual abuse of a child
- hab008s7 Sexual assault or battery (including aggravated sexual assault/battery)
- hab008v Weapon law violations
- hab008w Driving under the influence
- hab008x All violent felonies
- hab008y All felonies
- hab008z Other offense(s)
- hab008z1 Specify other offense(s)

v108 Sentence for habitual offender law 4

v109a Does the statute alter the duration of the sentence for the underlying offense? Yes No

(If habitual offender law increases felony class, which results in a longer sentence, select "Yes".)

v109b If yes to v109a, does the statute require the judge to alter the duration of the underlying sentence? Yes No

v109c Does the statute require the judge to impose incarceration? Yes No

(I.e., if statute specifies increase an increase in sentence duration, must the judge impose that increase?)

v113 Does DA have to invoke habitual offender law 4? Yes No

v101b Notes on fourth Habitual Offender la

man002 State

man003 Year

Mandatory Sentencing and Enhancements

man004 Mandatory sentence or enhancement ID

man005 Mandatory sentence or enhancement code ref.

Mandatory Sentences and Enhancements Form Supplement:
Identification Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
man0002	State	"AL"; "AK"; "AZ"; "AR"; "CA"; "CO"; "CT"; "DE"; "DC"; "FL"; "GA"; "HI"; "ID"; "IL"; "IN"; "IA"; "KS"; "KY"; "ME"; "MD"; "MA"; "MI"; "MN"; "MS"; "MO"; "MT"; "NE"; "NV"; "NH"; "NJ"; "NM"; "NY"; "NC"; "ND"; "OH"; "OK"; "OR"; "PA"; "PR"; "RI"; "SC"; "SD"; "TN"; "TX"; "UT"; "VT"; "VA"; "WA"; "WV"; "WI"; "WY"
man0003	Year	1975; 1976; 1977; 1978; 1979; 1980; 1981; 1982; 1983; 1984; 1985; 1986; 1987; 1988; 1989; 1990; 1991; 1992; 1993; 1994; 1995; 1996; 1997; 1998; 1999; 2000; 2001; 2002

Underlying Offenses

Underlying offenses covered by mandatory sentence or enhancement:

(check all that apply)

- man006a Arson
- Assault Offenses
- man006b1 Aggravated assault or battery
- man006b2 Stalking
- man006b3 Simple assault
- man006b4 Intimidation
- man006c Bribery
- Burglary Offenses
- man006d1 Residential burglary
- man006d2 Commercial burglary
- man006d3 Occupied building burglary
- man006e Counterfeiting/forgery
- man006f Destruction/damage/vandalism of property
- Drug/narcotic offenses
- man006g1 Drug/narcotic possession
- man006g2 Drug/narcotic sale
- man006g3 Drug/narcotic manufacturing
- man006g4 Drug/narcotic possession with intent to sell
- man006h Embezzlement
- man006i Extortion/blackmail
- man006j Fraud offenses
- Homicide offenses
- man006l1 Murder
- man006l2 Non-negligent manslaughter
- man006l3 Vehicular manslaughter
- man006m Kidnapping/abduction
- man006n Theft offenses
- man006o Motor vehicle theft
- man006p Pornography/obscene material
- man006q Prostitution offenses (Prostitution, assisting or promoting prostitution)
- man006r Robbery
- Sex offenses
- man006s1 Rape
- man006s2 Forcible sodomy
- man006s3 Forcible oral copulation
- man006s4 Rape/sexual assault with an object

- man006s5 Lewd acts on a child
- man006s6 Sexual abuse of a child
- man006s7 Sexual assault or battery (including aggravated sexual assault or battery)
- man006u Stolen property offenses
- man006v Weapon law violations
- man006w Driving under the influence
- man014 Escape from prison/jail
- man006x All violent felonies
- man006y All felonies
- man006z Other offense(s)
- man006z1 Specify other offense(s)

Triggering Factors

Triggers of mandatory sentence or enhancement: (check all that apply)

- man007a Armed with a firearm
- man007b Use of a firearm
- man007c Armed with a deadly weapon
- man007d Use of a deadly weapon
- man007e Armed with an assault weapon/automatic weapon
- man007f Use of an assault weapon/automatic weapon
- man007g By force, violence, or threat
- man007h Infliction of great bodily harm/injury
- man007i Wearing a mask/hood
- man007j On bail
- man007k On parole
- man007l On probation
- man013d In prison/jail
- man007m In a gang
- man007n Against a person of a specific age group (e.g. elderly or children)
- man007n1 Specify age group
- man007o Against a person with a disability
- man007p1 Against a person because of race/ethnicity
- man007p2 Against a person because of religious affiliation
- man007p3 Against a person because of sexual orientation
- man007q Proximity to a school
- Specify proximity (e.g. 1,000 feet. If on premises, code "0 feet")
- man007q1 man007q2
- man007r Proximity to public housing

Specify proximity (e.g. 1,000 feet. If on premises, code "0 feet")
man007r1 man007r2

man007s **Proximity to a public park**
Specify proximity (e.g. 1,000 feet. If on premises, code "0 feet")
man007s1 man007s2

man007t **Proximity to a religious institution**
Specify proximity (e.g. 1,000 feet. If on premises, code "0 feet")
man007t1 man007t2

man007u **Quantity of drugs**
Specify quantity
man007u1 man007u2

man007v **Repeat offenses**
man007v1 **Specify number of prior triggering offenses**

man007v2 **Specify type of prior triggering offenses** (If same as underlying offense, write "same")

man007w1 **Against a police/peace officer**

man007w2 **Against a firefighter/EMT**

man007w3 **Against a correctional officer**

man007w4 **Against other public employee**

man007x **Use of specific type of ammunition** (e.g. armor-piercing or hollow point bullets)

man007y **Involves money or property over a certain value**

man007y1 **Specify value** \$

man013a **Shooting from or at an occupied vehicle**

man013b **Multiple victims**

man013c **Multiple offenders**

man013e **HIV infected**

man013f **Prior offense(s) committed within certain amount of time**

Specify amount of time
man013f1 man013f2

man013g **Part of a ceremony, rite, or initiation of any religious, fraternal, or social group** (e.g. hazing, "cult" activities)

man013h **While intoxicated**

man013i

Results in death

man013j

Against a family member or partner

man013k

In presence of a child

man007z

Other triggering factor

man007z1

Specify other factor

Mandatory Sentences and Enhancements Form Supplement:
Triggering Factors Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
man007q2 man007r2 man007r2 man007t2	Unit of measure	"Feet"; "Miles"
man007u2	Unit of weight	"Milligrams"; "Grams"; "Ounces"; "Pounds"; "Kilos"
man013f2	Unit of time	"Months"; "Years"

Structure of Mandatory Sentence or Enhancement

man008 Type of mandatory sentence or enhancement

- Presumptive imprisonment of unspecified length
- Mandatory imprisonment of unspecified length
- Mandatory fixed term
- Mandatory minimum term
- Increased minimum term
- Increased maximum term
- Increased minimum and maximum term
- Additional fixed term added to underlying sentence
- Increased offense class

man009 Mandatory sentence or enhancement

man010a Does the statute alter the duration of the sentence for the underlying offense?

- Yes No

(If mandatory sentence/enhancement increases felony class, which results in a longer sentence, select "Yes".)

man010b If yes to man010a, does the statute require the judge to alter the duration of the underlying sentence?

- Yes No

man010c Does the statute require the judge to impose incarceration?

- Yes No

(I.e., if statute specifies increase in sentence duration, must the judge impose that increase?)

man011 Does mandatory sentence or enhancement affect release date?

Yes No

man013 Does DA have to invoke mandatory sentence or enhancement?

Yes No

man012 Notes on mandatory sentence or enhancement

v001 **ID (e.g. NY1975)**

v002 **State**

v003 **Year**

Post-Incarceration Supervision Form Supplement:
State/Year Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v002	State	"AL"; "AK"; "AZ"; "AR"; "CA"; "CO"; "CT"; "DE"; "DC"; "FL"; "GA"; "HI"; "ID"; "IL"; "IN"; "IA"; "KS"; "KY"; "ME"; "MD"; "MA"; "MI"; "MN"; "MS"; "MO"; "MT"; "NE"; "NV"; "NH"; "NJ"; "NM"; "NY"; "NC"; "ND"; "OH"; "OK"; "OR"; "PA"; "PR"; "RI"; "SC"; "SD"; "TN"; "TX"; "UT"; "VT"; "VA"; "WA"; "WV"; "WI"; "WY"
v003	Year	1975; 1976; 1977; 1978; 1979; 1980; 1981; 1982; 1983; 1984; 1985; 1986; 1987; 1988; 1989; 1990; 1991; 1992; 1993; 1994; 1995; 1996; 1997; 1998; 1999; 2000; 2001; 2002

Non-Parole Post-Incarceration Supervision

pis001 Is non-parole post-incarceration supervision mandatory for all offenders?

- Yes No

pis001a If no, which offenders (if any) are subject to post-incarceration supervision?

pis001b Code Ref. for non-parole post-incarceration supervision

pis002 Who supervises offenders on post-incarceration supervision?

- Local post-incarceration supervision agencies
 Local probation departments
 Department of corrections
 An autonomous state-level supervision department
 An autonomous state-level department supervising both probationers and offenders on post-incarceration supervision

pis002a If an autonomous department, what is it called?

pis003b1 Does the state allow post-incarceration supervision fees?

- Yes No

pis003b2 If yes, are post-incarceration supervision fees mandatory?

- Yes No

If yes to pis003b1, what are the fees?

\$ per

pis003b3

pis003b4

pis005 How long will offenders be on post-incarceration supervision?

- The entire remaining sentence unserved
- A fixed period of time
- Up to the entire remaining sentence unserved
- Up to a fixed maximum period of time

pis005a Specify fixed period

pis005b Specify fixed maximum period of time

pis006 If up to remaining sentence or fixed maximum period in pis005, who decides how long an offender will be on post-incarceration supervision?

- Parole supervision agency
- Trial court
- Other agency designed specifically to decide releases

pis006a If other agency, what is it called?

pis007 Is there a minimum amount of time an offender MUST spend on post-incarceration supervision?

- Yes
- No

pis007a If yes, what is the minimum amount of time an offender must spend on post-incarceration supervision?

pis022 If revoked from non-parole post-incarceration supervision, does time under supervision count towards completion of sentence?

- Yes
- No

pis023 If revoked, what is the maximum amount of time to be served in prison?

- Entire remaining sentence
- Fixed maximum sentence

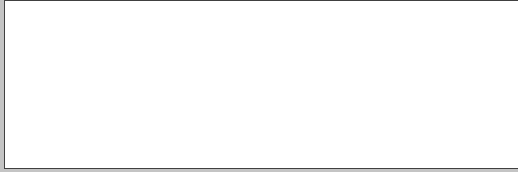
pis023a If fixed maximum, specify months

pis024 If reincarcerated for a non-parole supervision revocation, is offender eligible for early release due to sentence reduction credits?

- Yes
- No

pis007b

Notes on non-parole post-incarceration supervision



Post-Incarceration Supervision Form Supplement:
Non-Parole Post-Incarceration Supervision Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
pis003b4	Unit of time	"Day"; "Week"; "Month"

Parole Supervision

pis008 Does the state have discretionary parole release?

Yes No

pis008a Code Ref. for Parole Supervision

pis009 What is the name of the parole release agency/board?

pis010 Is the parole agency independent of the department of corrections?

Yes No

pis011 Does the parole release agency have authority to parole all offenders?

Yes No

pis011a If no, which offenders does the parole release agency have authority to parole?

pis012 When are most offenders eligible for parole?

- Any time after sentencing at the discretion of the parole release agency
- After serving a certain percentage of their minimum sentence
- After serving a certain percentage of their maximum sentence
- After serving a certain percentage of their fixed sentence
- After serving a certain number of years

pis012a

If after serving a certain percentage of sentence or number of years, specify. (If applicable, note the different eligibility requirements for different offenses)

vic003

Is input solicited from victims regarding parole release?

Yes No

pis014

Who supervises offenders on parole?

- Department of corrections
- An autonomous parole department
- An autonomous department supervising parolees and probationers
- Local parole agency
- Local agency supervising parolees and probationers

pis014a

If an autonomous department, what is it called?

pis016

Does the state allow parole supervision fees?

Yes No

If yes, are parole supervision fees mandatory?

pis016a

Yes No

If yes to pis016, what are the fees?

\$ per

pis016b1

pis016b2

pis018 **How long will offenders be on parole?**

- For the entire remaining sentence unserved
- For a fixed period of time pis018a Specify fixed period
- Up to the entire remaining sentence unserved
- Up to a fixed maximum period of time

(If applicable, note the different parole lengths for different offenses)

pis018b Specify fixed maximum period

pis019 **If up to fixed maximum or remaining sentence, who decides how long an offender will be on parole?**

- Parole release agency
- Parole supervision agency (if diff. from parole release agency)
- Trial court
- Other agency designed specifically to decide revocations
- Parole release or parole supervision agency

pis019a If other agency, what is it called?

pis020 **Is there a minimum amount of time an offender MUST spend on parole?** Yes No

pis020a If yes, specify minimum amount of time and unit pis020b

pis025 **If revoked from parole, does time on parole count towards completion of sentence?**

- Yes
- No

pis026 **If parole is revoked, what is the maximum amount of time to be served in prison?**

- Entire remaining sentence
- Fixed maximum sentence

pis026a If fixed maximum, specify months

pis027 **If reincarcerated for a parole revocation, is offender eligible for parole release again?**

Yes No

pis021

Notes on parole supervision

Post-Incarceration Supervision Form Supplement:
Parole Supervision Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
pis016b2	Unit of time	"Day"; "Week"; "Month"; "One-time fee"
pis020b	Unit of time	"Months";"Years"

v001 ID (e.g. NY1975)

v002 State

v003 Year

Primary purposes for sentencing (if specified): Check all that apply

v003a1 Punishment

v003a2 Rehabilitation

v003a3 Deterrence

v003a4 Incapacitation

v003a5 Restitution, restoration, or reconciliation

Secondary purposes for sentencing (if specified): Check all that apply

v003b1 Punishment

v003b2 Rehabilitation

v003b3 Deterrence

v003b4 Incapacitation

v003b5 Restitution, restoration, or reconciliation

v003c Code Reference for purposes of sentencing

Sentencing Structure, TIS, Credits, and Probation Form Supplement:
State/Year Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v002	State	"AL"; "AK"; "AZ"; "AR"; "CA"; "CO"; "CT"; "DE"; "DC"; "FL"; "GA"; "HI"; "ID"; "IL"; "IN"; "IA"; "KS"; "KY"; "ME"; "MD"; "MA"; "MI"; "MN"; "MS"; "MO"; "MT"; "NE"; "NV"; "NH"; "NJ"; "NM"; "NY"; "NC"; "ND"; "OH"; "OK"; "OR"; "PA"; "PR"; "RI"; "SC"; "SD"; "TN"; "TX"; "UT"; "VT"; "VA"; "WA"; "WV"; "WI"; "WY"
v003	Year	1975; 1976; 1977; 1978; 1979; 1980; 1981; 1982; 1983; 1984; 1985; 1986; 1987; 1988; 1989; 1990; 1991; 1992; 1993; 1994; 1995; 1996; 1997; 1998; 1999; 2000; 2001; 2002

Sentencing Structure

v004 Sentencing structure

- Determinate**
- Indeterminate**
- Determinate/Indeterminate Combination**

Do not select "Determinate/Indeterminate Combination" if the only exceptions are for life without parole and/or departures from presumptive sentences. Record these exceptions in v004b.

v004a Code Ref.

v004b **If the state uses both determinate and indeterminate sentencing, which offenses receive indeterminate sentences and which receive determinate sentences?**

v005 **Number of felony classes** **If the state does not designate offenses by felony class, enter 0.**

v006 **What are the felony class designations?**
(e.g. Class A - Class D; please note if murder is a separate class, i.e. murder, Class A - Class D)

v006a Code Ref.

Which of the following options are available to the court at sentencing?

(i.e. additional conditions of probation, or intermediate sanctions between imprisonment and probation)

v010 **Restitution** v0010a Code Ref.

v011 **Community Service** v0011a Code Ref.

v012 **Periodic Imprisonment** v0012a Code Ref.

- disp01 House Arrest disp01a Code Ref.
- disp02 Electronic Monitoring disp02a Code Ref.
- disp03 Intensive Supervision/
Probation disp03a Code Ref.
- disp04 Drug Treatment disp04a Code Ref.
- disp05 Boot/Work Camp disp05a Code Ref.
- disp06 Split Sentence disp06a Code Ref.
- v013 Other v0013a Code Ref.

v013b Specify other felony disposition(s)

v015 For most or all offenses, sentence range set by:

- Felony Class v015a If by felony class, code ref.
- Specific Offense Definition

v016 Imprisonment term set by statute

- Maximum term
- Maximum and Minimum term
- Fixed term(s)

v016a Code Ref.

v017 Imprisonment terms set by statute exceptions

v018

Imprisonment term set by trial court

- Minimum term
- Maximum or fixed term
- Minimum and maximum term

v018a

Code Ref.

v019

Imprisonment sentence ranges for each felony class code ref.

Imprisonment sentence ranges:	Felony class	Minimum	code '999' for life	Maximum	Unit	Parole eligible?	N/A
Most serious class	<input type="text"/> v019a	<input type="text"/> v019a1		<input type="text"/> v019a2	<input type="text"/> v019a3	<input type="text"/> v019a4	<input type="checkbox"/> v019a5
Second most serious class	<input type="text"/> v019b	<input type="text"/> v019b1		<input type="text"/> v019b2	<input type="text"/> v019b3	<input type="text"/> v019b4	<input type="checkbox"/> v019b5
Third most serious class	<input type="text"/> v019c	<input type="text"/> v019c1		<input type="text"/> v019c2	<input type="text"/> v019c3		<input type="checkbox"/> v019c5
Fourth most serious class	<input type="text"/> v019d	<input type="text"/> v019d1		<input type="text"/> v019d2	<input type="text"/> v019d3		<input type="checkbox"/> v019d5
Fifth most serious class	<input type="text"/> v019e	<input type="text"/> v019e1		<input type="text"/> v019e2	<input type="text"/> v019e3		<input type="checkbox"/> v019e5

Additional classes (if appl.) v019f1

v020

Probation sentence ranges for each felony class code ref.

Probation sentence ranges:	Felony class	Minimum	code '999' for life	Maximum	Unit	N/A
Most serious class	<input type="text"/> v020a	<input type="text"/> v020a1		<input type="text"/> v020a2	<input type="text"/> v020a3	<input type="checkbox"/> v020a5

Second most serious class

v020b

v020b1

v020b2

v020b3

v020b5

Third most serious class

v020c

v020c1

v020c2

v020c3

v020c5

Fourth most serious class

v020d

v020d1

v020d2

v020d3

v020d5

Fifth most serious class

v020e

v020e1

v020e2

v020e3

v020e5

Additional classes (if appl.) v020f1

Sentencing Structure, TIS, Credits, and Probation Form Supplement:
Sentencing Structure Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v019a3 v019b3 v019c3 v019d3 v019e3 v020a3 v020b3 v020c3 v020d3 v020e3	Unit of time	"Years"; "Months"
v019a4 v019b4	Parole eligible?	"Yes"; "No"

Sentencing Structure continued...

v021 Other disposition sentence ranges for each felony class code ref.

v021aa Specify other disposition (if appl.)

Other disposition sentence ranges:	Felony class	Minimum	code '999' for life	Maximum	Unit	N/A
Most serious class	<input type="text"/> v021a	<input type="text"/> v021a1		<input type="text"/> v021a2	<input type="text"/> v021a3	<input type="checkbox"/> v021a5
Second most serious class	<input type="text"/> v021b	<input type="text"/> v021b1		<input type="text"/> v021b2	<input type="text"/> v021b3	<input type="checkbox"/> v021b5
Third most serious class	<input type="text"/> v021c	<input type="text"/> v021c1		<input type="text"/> v021c2	<input type="text"/> v021c3	<input type="checkbox"/> v021c5
Fourth most serious class	<input type="text"/> v021d	<input type="text"/> v021d1		<input type="text"/> v021d2	<input type="text"/> v021d3	<input type="checkbox"/> v021d5
Fifth most serious class	<input type="text"/> v021e	<input type="text"/> v021e1		<input type="text"/> v021e2	<input type="text"/> v021e3	<input type="checkbox"/> v021e5

Additional classes (if appl.) v021f1

v022 Trial court must give reason for sentence imposed?

- Always
- Sometimes
- Never

v022b If sometimes, specify when:

v022a Code Ref.

v024 Can the judge change the sentence after sentencing?

Yes No

If yes, how long after the offender begins serving the sentence may the judge change the sentence?

Amount	Unit
<input type="text"/>	<input type="text"/>

v024a

v024b

v024c Code Ref.

Can a life sentence be imposed for the following offenses?

life01 Homicide

life02 Sex offenses

life03 Assault

life04 Robbery

life05 Arson

life06 Drug offenses

life07 Other

life07a Specify other

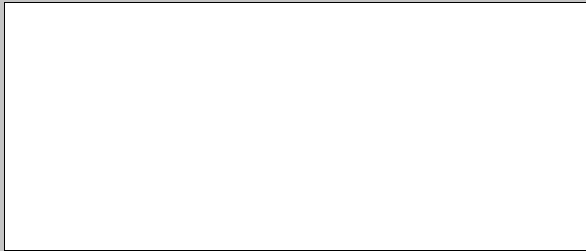
Only check if underlying offense qualifies for life sentence (i.e. exclude sentence enhancements for aggravating circumstances or habitual offender laws).

vic001 Does state have a victim compensation fund?

Yes No

vic002 Is input solicited from victims at sentencing?

Yes No



Sentencing Structure, TIS, Credits, and Probation Form Supplement:
Sentencing Structure Cont'd. Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v021a3 v021b3 v021c3 v021d3 v021e3	Unit of time	"Years"; "Months"
v024b	Unit of time	"days"; "months"; "percent"

Truth in Sentencing

v034 **Truth in sentencing?**

Yes No

v034a **Code Ref.**

v036 **Truth in sentencing accomplished by**

- Limitations on sentence reduction credits
- Parole restrictions
- Mandatory Sentence

v036a **Code Ref.**

v037 **Truth in sentencing requirement**

- Same for all felonies
- Varies among felonies (e.g., by felony class or offense)

v037a **Code Ref.**

v038 **Required percentage of sentence for each felony class/offense**

v038a **Code Ref.**

v038b **Notes on truth in sentencing**

Sentence Reduction Credits

v039 Sentence reduction credits?

Yes No

v039a Sentence reduction credits code ref.

If inmates receive different amount based on status, please explain in notes section below.

Credit type	Amount of credits available determined by:	Amount of credits awarded determined by offender's:	If most inmates receive the same amount, number of credits available			
<input type="checkbox"/> Statutory v040a1	<input type="text"/> v040a1a	<input type="text"/> v040a1b	<input type="text"/> v040a1c	<input type="text"/> v040a1d	per <input type="text"/> v040a1e	<input type="text"/> v040a1f
<input type="checkbox"/> Earned v040b1	<input type="text"/> v040b1a	<input type="text"/> v040b1b	<input type="text"/> v040b1c	<input type="text"/> v040b1d	per <input type="text"/> v040b1e	<input type="text"/> v040b1f
<input type="checkbox"/> Meritorious v040c1	<input type="text"/> v040c1a	<input type="text"/> v040c1b	<input type="text"/> v040c1c	<input type="text"/> v040c1d	per <input type="text"/> v040c1e	<input type="text"/> v040c1f
<input type="checkbox"/> Emergency v040d1	<input type="text"/> v040d1a	<input type="text"/> v040d1b	<input type="text"/> v040d1c	<input type="text"/> v040d1d	per <input type="text"/> v040d1e	<input type="text"/> v040d1f

v041 What do credits reduce?

- Minimum
- Maximum
- Total sentence
- Minimum and maximum
- Parole eligibility

If the state awards earned credits, an offender may earn credits for PARTICIPATION in:

- v041a Work
- v041b Educational program
- v041c Vocational training
- v041d Treatment

If the state awards earned credits, an offender may earn credits for COMPLETION of:

- v042a Work
- v042b Educational program
- v042c Vocational training
- v042d Treatment

v044 **Notes on sentence reduction credits**

Sentencing Structure, TIS, Credits, and Probation Form Supplement:
Sentence Reduction Credits Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
v040a1a v040b1a v040c1a v040d1a	Amount of credits available determined by:	"Fixed/predetermined by statute"; "At discretion of DOC"
v040a1b v040b1b v040c1b v040d1b	Amount of credits awarded determined by offender's:	"Offense/felony class"; "Sentence length"; "Time served"; "Institutional placement"; "All inmates receive same amount"
v040a1d v040b1d v040c1d v040d1d	Unit of time	"day(s)"; "month(s)"; "year(s)"
v040a1f v040b1f v040c1f v040d1f	Unit of time	"day"; "month"; "year"

Probation

- prob01 Who administers probation supervision services?
- Judiciary
 - Department of corrections
 - An autonomous state-level probation department
 - An autonomous state-level department supervising both probation and parole

prob01a Code Ref. for Probation

prob02 At what level of government are probation supervision services organized?

- Local level
- State level

prob04 Does the state allow probation supervision fees? If no reference, select "no".

- Yes
- No

prob04a If yes, are probation supervision fees mandatory?

- Yes
- No

If yes to prob004, what are the fees?

\$ per

prob004b1

prob004b2

prob04c Code Ref. for probation fees

prob06 Can an offender be released from probation before the expiration of the probation sentence imposed by the trial court?

- Yes
- No

How much of probation sentence must an offender serve before being eligible for release? (e.g. 5 years or 50 percent)

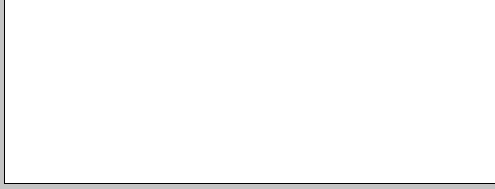
Amount

Unit

prob06b prob06b1

prob07

Notes on probation



Sentencing Structure, TIS, Credits, and Probation Form Supplement:
Probation Drop-Down Variables

Form Field	Form Field Label	Drop-Down Menu Values
prob04b2	Unit of time	"Day"; "Week"; "Month"; "One-time fee"
prob06b1	Unit of time	"Years"; "Percent"