

## .06 ALTERNATIVES TO REVOCATION

An alternative to revocation (ATR) is a specific intervention and/or treatment response to a violation, and is utilized when revocation has been determined to be the appropriate response through the EBRV decision-making process, but identified programming needs have not been adequately addressed.

In all cases where the department initiates revocation of a client's probation, parole or extended supervision, the department must consider whether an appropriate alternative is available. An Alternative to Revocation (ATR) can be considered when an intervention appears to be sufficient to produce behavioral change in response to a rule violation, but should not be utilized just to accomplish an intervention or treatment response without being at a point where revocation is applicable.

All of the following intermediate steps must be considered in every case before an alternative to revocation is decided:

- A review of the rules of supervision followed by changes in them where necessary, including, but not limited to, a return to court;
- A formal or informal counseling session with the client to re-emphasize the necessity of compliance with the rules or conditions;
- An informal or formal warning to the client that any further violations may result in a recommendation for revocation.

Options for an ATR include but are not limited to enhanced electronic monitoring with programming, alcohol use monitoring with programming, rule amendments with programming, skill-based guided interventions, outpatient community programs, residential community programs, transitional housing services with programming, treatment court participation, and institutional based programs. An agent may continue to seek and consider ATR options at any time prior to issuance of a Revocation Order and Warrant.

An agent must serve the client with the [DOC-414](#) and sign the Alternative to Revocation Agreement ([DOC-250](#)) to initiate an ATR. If the program accepts the client or there is a confirmed start date and the client has signed the Alternative to Revocation Agreement (DOC-250) within 10 calendar days of receiving the DOC-414, a revocation packet is not required. The agent shall obtain signed 1163A Authorization for Use and Disclosure of Protected Health Information forms authorizing disclosure of information with the Administrative Law Judge and Public Defender in the event the client does not comply with the ATR. Length of time for the ATR should be specifically noted on the DOC-250 and ATR's should not be expected to continue indefinitely with no end date identified. For ATR's which include

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local treatment court participation, the timeframe identified does not require a specific date but instead may include “completion of treatment court.”