

Petition of Sentence Adjustment to Court (75-85%)

Overview:

A person convicted under Truth-In-Sentencing (TIS) to serve a bifurcated sentence for a crime other than a Class A or B felony may petition the court for a sentence adjustment after serving at least the applicable percentage of the confinement time in prison. The applicable percentage is:

- 85% of the confinement time in prison for Class C to E felonies.
- 75% of the confinement time in prison for Class F to I felonies or enhanced misdemeanors.

Any of the following is grounds to petition:

- Progress since sentencing demonstrated by:
 - Conduct
 - Efforts at and progress in rehabilitation
 - Participation and progress in education, treatment, or other correctional programs
- A change in law or procedure related to sentencing or revocation of extended supervision, effective after sentencing or return to prison, that would have resulted in a shorter term of confinement time, if the change had been applicable when the person was sentenced
- The person's is subject to a sentence of confinement in another state or the person is in the United States illegally and may be deported.
- Sentence adjustment is otherwise in the interests of justice.

Social Worker/Treatment Specialist Responsibilities:

The Social Worker/Treatment Specialist is unable to assist with legal matters, including these sentence adjustment petitions. They should direct the inmate to resources and information about the release mechanism and how to apply. Refer them to:

- The fact sheet on display at the facility
- The LAIP Desk Book, chapter 4, for information, which includes a pro-se packet to assist the person in applying
- DAI Policy 302.00.14

If the petition is granted, the Social Worker/Treatment Specialist will work with the inmate and agent to secure a proper release plan. The Social Worker/Treatment Specialist shall document release planning information in COMPAS.

References/Resources:

Fact Sheet - [MyDOC](#)

LAIP Desk Book, Chapter 4 - [MyDOC](#)

[Policy 302.00.14 Petition of Sentence Adjustment to Court – 75 and 85%](#)