

Clark A. Harms
Chairman

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Board Members

STATE OF UTAH

BOARD OF PARDONS AND PAROLE

February 26, 2013

TO: ALL BOP Staff

FROM: Clark A. Harms

RE: Updated Standardized Special Conditions

The Board has added standard nursing home special conditions as a group of standard special conditions. The following is the current and updated itemization and definition of the standard special condition groups.

For ease of reference, Hearing Officers and Board Members will simply note the name of the group of applicable or desired conditions in the routing or voting sheets, and our disposition staff will enter the applicable special conditions in each order or decision of parole.

Substance Abuse Conditions: *(Adopted / In Use – 7/2/2012)*

- 1- Complete a Substance Abuse evaluation and comply with all recommendations indicated in the evaluation.
- 2- Do not use, possess, consume, or have access to alcoholic beverages.
- 3- Do not patronize or frequent any establishment or place of business where alcohol is the chief or major item of order or consumption.

Prescription Drug Abuse Conditions: *(Adopted – 7/30/2012)*

- 1- Inform all treating dental or medical providers of substance abuse history and of all current prescriptions.
- 2- Notify AP&P of all prescriptions received or obtained; and of all prescription medicines in your possession or which you consume.
- 3- Complete a Substance Abuse evaluation and comply with all recommendations indicated in the evaluation.
- 4- Do not use, possess, consume, or have access to alcoholic beverages.
- 5- Do not patronize or frequent any establishment or place of business where alcohol is the chief or major item of order or consumption.

DUI Conditions: *(Amended – 8/20/2012)*

1. Complete a Substance Abuse evaluation and comply with all recommendations indicated in the evaluation.
2. Do not use, possess, consume, or have access to alcoholic beverages.

3. Do not patronize or frequent any establishment or place of business where alcohol is the chief or major item of order or consumption.
4. Do not operate a motor vehicle without an installed ignition interlock device.

Alcohol Conditions: *(Adopted – 7/9/2012)*

1. Do not use, possess, consume, or have access to alcoholic beverages.
2. Do not patronize or frequent any establishment or place of business where alcohol is the chief or major item of order or consumption.

Immigration Conditions: *(Adopted – 7/9/2012)*

1. Submit to ICE (immigration) authorities for deportation proceedings.
2. *If Deported by ICE authorities:* Do not remain in, or return to, Utah or the United States of America, without lawful permission of the government of the United States.
3. *If Not Deported by ICE authorities:* Report to Utah Adult Probation & Parole within 48 hours of release from ICE custody for determination and imposition of additional parole conditions.

Mental Health Conditions: *(Adopted – 7/9/2012)*

1. Complete a Mental Health Evaluation and comply with all recommendations indicated in the evaluation.
2. If prescribed by a treating mental health professional, or if recommended in the Mental Health Evaluation, take all prescribed mental health medications and comply with any other treatment regimen.

Nursing Home/Assisted Living Facility Conditions: *(Adopted 02/25/2013)*

1. Abide by all rules and regulation of the assisted living facility, including, but not limited to, visiting rules stipulated in the conditions of release.
2. Cooperate with requests of assisted living facility staff.
3. Parole is contingent upon parolee's continued need for nursing or rehabilitative care at an assisted living facility.
4. Parole is contingent upon parolee's residence at the assisted living facility.
5. The parolee is not to leave the assisted living facility for any activity without prior approval from Adult Probation and Parole.
6. The parolee is not to be discharged from the assisted living facility or transferred to an alternative residence without prior approval from the Board of Pardons.

Gang Restrictions Conditions, and Sex Offender Group A and Group B remain unchanged.

Remember that we adopt these standardized conditions so that the special conditions we impose will treat similarly situated offenders similarly, so that our staff will be forced to engage in less second guessing about the actual conditions sought to be imposed, and for supervision and expectation clarity for AP&P and offenders.

I appreciate everything that each of you do every day to contribute to the success of our agency.