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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/16/2019	.	
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Appropriations Subcommittee on Criminal and Civil Justice
(Bracy) recommended the following:

Senate Amendment (with directory and title amendments)

Delete lines 352 - 357
and insert:
the probation officer must submit recommended sanctions to the
court for its approval in lieu of filing an affidavit of
violation with the court. For purposes of this section, the term
"technical violation" means an alleged violation of supervision
that is not a new felony offense, misdemeanor offense, or
criminal traffic offense.



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(h) ~~(g)~~ The chief judge of each judicial circuit shall ~~may~~ direct the department to use a notification letter of a technical violation in appropriate cases in lieu of a violation report, affidavit, and warrant or a notice to appear when the alleged violation is not a new felony or misdemeanor offense. Such direction must be in writing and must specify the types of specific technical violations which are to be reported by a notification letter of a technical violation, any exceptions to these violations, and the required process for submission. At the direction of the chief judge, the department shall send the notification letter of a technical violation to the court.

===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

And the directory clause is amended as follows:

Delete line 339

and insert:

present paragraphs (g) and (h) of that subsection are amended, a new

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

Delete lines 66 - 69

and insert:

alternative sanctioning program; requiring the probation officer to take certain actions if such probationer or offer is eligible; defining the term "technical violation"; requiring, rather than authorizing, the chief judge of each judicial circuit to direct the department to use a notification letter



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40 of a technical violation in certain situations;
41 requiring that judicial