

- 57 (i) (A) impose a jail sentence of not less than 48 consecutive hours; or
- 58 (B) require the [person] individual to work in a compensatory-service work program
- 59 for not less than 48 hours;
- 60 (ii) order the [person] individual to participate in a screening;
- 61 (iii) order the [person] individual to participate in an assessment, if it is found
- 62 appropriate by a screening under Subsection (1)(a)(ii);
- 63 (iv) order the [person] individual to participate in an educational series if the court does
- 64 not order substance abuse treatment as described under Subsection (1)(b);
- 65 (v) impose a fine of not less than \$700;
- 66 (vi) order probation for the [person] individual in accordance with Section 41-6a-507,
- 67 if there is admissible evidence that the [person] individual had a blood alcohol level of .16 or
- 68 higher;
- 69 (vii) (A) order the [person] individual to pay the administrative impound fee described
- 70 in Section 41-6a-1406; or
- 71 (B) if the administrative impound fee was paid by a party described in Subsection
- 72 41-6a-1406(5)(a), other than the [person] individual sentenced, order the [person] individual
- 73 sentenced to reimburse the party; or
- 74 (viii) (A) order the [person] individual to pay the towing and storage fees described in
- 75 Section 72-9-603; or
- 76 (B) if the towing and storage fees were paid by a party described in Subsection
- 77 41-6a-1406(5)(a), other than the [person] individual sentenced, order the [person] individual
- 78 sentenced to reimburse the party; and
- 79 (b) the court may:
- 80 (i) order the [person] individual to obtain substance abuse treatment if the substance
- 81 abuse treatment program determines that substance abuse treatment is appropriate;
- 82 (ii) order probation for the ~~§~~→ [person] individual ←~~§~~ in accordance with Section
- 82a 41-6a-507;
- 83 (iii) order the [person] individual to participate in a 24-7 sobriety program as defined in
- 84 Section 41-6a-515.5 if the ~~§~~→ [person] individual ←~~§~~ is 21 years of age or older; or
- 85 (iv) order a combination of Subsections (1)(b)(i) through (iii).
- 86 (2) If [a person] an individual has a prior conviction as defined in Subsection
- 87 41-6a-501(2) that is within 10 years of the current conviction under Section 41-6a-502 or the

398 probation or parole;

399 (iv) the cost savings associated with sentencing reform programs and practices; and

400 (v) a description of how the savings will be invested in treatment and

401 early-intervention programs and practices at the county and state levels.

402 Section 6. Section **76-3-202** is amended to read:

403 **76-3-202. Paroled individuals -- Termination or discharge from sentence -- Time**  
 404 **served on parole -- Discretion of Board of Pardons and Parole.**

405 (1) Every individual committed to the state prison to serve an indeterminate term and,  
 406 after December 31, 2018, released on parole shall complete a term of parole that extends  
 407 through the expiration of the individual's maximum sentence unless the parole is earlier  
 408 terminated by the Board of Pardons and Parole in accordance with ~~H~~→ **the supervision length**  
 408a **guidelines established by the Utah Sentencing Commission under Section 63M-7-404 described**  
 408b **in ~~←H~~ Subsection 77-27-5(7) ~~H~~→ , to the extent the guidelines are consistent with the**  
 408c **requirements of the law ~~←H~~ .**

409 [~~(+)~~] (2) (a) Except as provided in Subsection [~~(+)~~] (2)(b), every [~~person~~] individual  
 410 committed to the state prison to serve an indeterminate term and [~~later~~] released on parole on or  
 411 after October 1, 2015, but before January 1, 2019, shall, upon completion of three years on  
 412 parole outside of confinement and without violation, be terminated from the [~~person's~~]  
 413 individual's sentence unless the parole is earlier terminated by the Board of Pardons and Parole  
 414 or is terminated pursuant to Section 64-13-21.

415 (b) Every [~~person~~] individual committed to the state prison to serve an indeterminate  
 416 term and later released on parole on or after July 1, 2008, but before January 1, 2019, and who  
 417 was convicted of any felony offense under Title 76, Chapter 5, Offenses Against the Person, or  
 418 any attempt, conspiracy, or solicitation to commit any of these felony offenses, shall complete a  
 419 term of parole that extends through the expiration of the [~~person's~~] individual's maximum  
 420 sentence, unless the parole is earlier terminated by the Board of Pardons and Parole.

421 [~~(2)~~] (3) Every [~~person~~] individual convicted of a second degree felony for violating  
 422 Section 76-5-404, forcible sexual abuse, or 76-5-404.1, sexual abuse of a child and aggravated  
 423 sexual abuse of a child, or attempting, conspiring, or soliciting the commission of a violation of  
 424 any of those sections, and who is paroled before July 1, 2008, shall, upon completion of 10  
 425 years parole outside of confinement and without violation, be terminated from the sentence  
 426 unless the [~~person~~] individual is earlier terminated by the Board of Pardons and Parole.

427 [~~(3)~~] (a) ~~Every person convicted of a first degree felony for committing any offense~~  
 428 ~~listed in Subsection (3)(b), or attempting, conspiring, or soliciting the commission of a~~

429 violation of any of those sections, shall complete a term of lifetime parole outside of  
 430 confinement and without violation unless the person is earlier terminated by the Board of  
 431 Pardons and Parole.]

432 [~~(b) The offenses referred to in Subsection (3)(a) are:~~]

433 [~~(i) Section 76-5-301.1, child kidnapping;~~]

434 [~~(ii) Subsection 76-5-302(1)(b)(vi), aggravated kidnapping involving a sexual offense;~~]

435 [~~(iii) Section 76-5-402, rape;~~]

436 [~~(iv) Section 76-5-402.1, rape of a child;~~]

437 [~~(v) Section 76-5-402.2, object rape;~~]

438 [~~(vi) Section 76-5-402.3, object rape of a child;~~]

439 [~~(vii) Subsection 76-5-403(2), forcible sodomy;~~]

440 [~~(viii) Section 76-5-403.1, sodomy on a child;~~]

441 [~~(ix) Section 76-5-404.1, sexual abuse of a child and aggravated sexual abuse of a  
 442 child; or]~~

443 [~~(x) Section 76-5-405, aggravated sexual assault.~~]

444 (4) ~~[Any person]~~ An individual who violates the terms of parole, while serving parole,  
 445 for any offense under Subsection (1) ~~§→ [f] ←§~~ , ~~§→ [f or] ←§~~ (2), ~~§→ [f] ←§~~ or (3), ~~§→ [f]~~  
 445a ~~←§~~ shall at the discretion of the Board of

446 Pardons and Parole be recommitted to prison to serve the portion of the balance of the term as  
 447 determined by the Board of Pardons and Parole, but not to exceed the maximum term.

448 [~~(5) In order for a parolee convicted on or after May 5, 1997, to be eligible for early  
 449 termination from parole, the parolee must provide to the Board of Pardons and Parole:~~]

450 [~~(a) evidence that the parolee has completed high school classwork and has obtained a  
 451 high school graduation diploma, a GED certificate, or a vocational certificate; or]~~

452 [~~(b) documentation of the inability to obtain one of the items listed in Subsection (5)(a)  
 453 because of:~~]

454 [~~(i) a diagnosed learning disability; or]~~

455 [~~(ii) other justified cause.~~]

456 [~~(6)~~ (5) ~~[Any person]~~ An individual paroled following a former parole revocation may  
 457 not be discharged from the ~~[person's]~~ individual's sentence until:

458 (a) the ~~[person]~~ individual has served the applicable period of parole under this section  
 459 outside of confinement ~~[and without violation];~~