

26 None

27 **Other Special Clauses:**

28 None

29 **Utah Code Sections Affected:**

30 ENACTS:

31 **64-13g-101**, Utah Code Annotated 1953

32 **64-13g-102**, Utah Code Annotated 1953

33 **64-13g-103**, Utah Code Annotated 1953



35 *Be it enacted by the Legislature of the state of Utah:*

36 Section 1. Section **64-13g-101** is enacted to read:

37 **CHAPTER 13g. PROBATION AND PAROLE EMPLOYMENT**

38 **INCENTIVE PROGRAM**

39 **64-13g-101. Definitions.**

40 As used in this chapter:

41 (1) "Average daily population" means the average daily number of individuals on
42 parole or felony probation in the region during the applicable fiscal year.

43 (2) "Baseline parole employment rate" means the average of the parole employment
44 rates for fiscal years ~~§→ [2020, 2021, and 2022]~~ 2023, 2024, and 2025 ←§ .

45 (3) "Baseline probation employment rate" means the average of the probation
46 employment rates for fiscal years ~~§→ [2020, 2021, and 2022]~~ 2023, 2024, and 2025 ←§ .

47 (4) "Department" means the Department of Corrections.

48 (5) "Eligible employment" means an occupation, or combined occupations, that:

49 (a) consist of at least 130 hours in a 30-day period; and

50 (b) are verified via paystubs, employment letters, contracts, or other reliable methods,
51 as determined by the department.

52 (6) "Evidence-based" means a supervision policy, procedure, program, or practice
53 demonstrated by scientific research to reduce recidivism of individuals on parole or felony
54 probation.

55 (7) "Marginal cost of incarceration" means the total costs of incarceration, per inmate,
56 that fluctuate based on inmate population.

57 (8) "Office" means the Governor's Office of Planning and Budget.

58 (9) "Parole employment rate" means the percentage of individuals on parole who held
 59 eligible employment for at least nine months in a one-year period, if at least a portion of the
 60 nine-months was during the preceding fiscal year.

61 (10) "Probation employment rate" means the percentage of individuals on felony
 62 probation who held eligible employment for at least nine months in a one-year period, if at
 63 least a portion of the nine-months was during the preceding fiscal year.

64 (11) "Program" means the Adult Probation and Parole Employment Incentive Program,
 65 created in Section 64-13g-102.

66 (12) "Region" means one of the geographic regions into which the Department of
 67 Corrections has divided the state for purposes of supervising adult probation and parole.

68 (13) "Restricted account" means the Employment Incentive Restricted Account created
 69 in Section 64-13g-103.

70 Section 2. Section **64-13g-102** is enacted to read:

71 **64-13g-102. Adult Probation and Parole Employment Incentive Program.**

72 (1) There is created the Adult Probation and Parole Employment Incentive Program.

73 (2) The department and the office shall implement the program in accordance with the
 74 requirements of this chapter.

75 (3) Beginning July ~~2023~~ ~~2026~~ , and each July after ~~2023~~ ~~2026~~ , the
 76a department shall calculate and

76 report to the office, for the preceding fiscal year, for each region and statewide:

77 (a) the parole employment rate and the average length of employment of individuals on
 78 parole;

79 (b) the probation employment rate and average length of employment of individuals on
 80 felony probation;

81 (c) the percentage of individuals on parole or felony probation who are convicted of a
 82 crime committed on or after the day on which the individuals began parole or felony probation;

83 (d) the number and percentage of individuals who successfully complete parole or
 84 felony probation;

85 (e) if the recidivism percentage described in Subsection (3)(c) represents a decrease in
 86 the recidivism percentage when compared to the fiscal year immediately preceding the fiscal
 87 year to which the recidivism percentage described in Subsection (3)(c) relates, the estimated