

57 imposition of a prison sentence for an actor that is convicted of an attempt to commit a felony
 58 described in Subsection (2) if the court:

59 (a) makes a finding on the record that:

60 (i) details why it is in the interests of justice not to execute or impose the prison

61 sentence; and

62 (ii) the individual does not pose a significant safety risk to:

63 (A) the victim of the attempted crime; or

64 (B) the general public; and

65 (b) orders the individual to complete the terms and ~~H~~→ [condition] conditions ←~~H~~ of
 65a probation that is

66 supervised by the Department of Corrections.

67 (4) Except for an offense before the district court in accordance with Section 80-6-502
 68 or 80-6-504, the provisions of this section do not apply if the sentencing court finds that the
 69 defendant:

70 (a) was under 18 years old at the time of the offense; and

71 (b) could have been adjudicated in the juvenile court but for the delayed reporting or
 72 delayed filing of the information.

73 (5) Except as provided in Subsection 77-16a-103(6) or (7), a court may not grant
 74 probation, suspend the execution or imposition of a sentence, enter a judgment for a lower
 75 category of offense, or order hospitalization under Section 76-3-201 or 77-18-105 or Title 77,
 76 Chapter 16a, Commitment and Treatment of Individuals with a Mental Condition, if the court
 77 is prohibited by this section.

78 Section 2. Section **77-18-107** is amended to read:

79 **77-18-107. Home confinement -- Electronic monitoring for home confinement.**

80 (1) The court may order home confinement as a condition of probation under the
 81 supervision of the department, except as provided in [Sections] Section 76-3-406 [~~and~~
 82 ~~76-5-406.5~~].

83 (2) The department shall establish procedures and standards for home confinement for
 84 all defendants supervised by the department for home confinement.

85 (3) If the court places the defendant on probation and orders the defendant to
 86 participate in home confinement under Subsection (1), the court may order the defendant to
 87 participate in home confinement through the use of electronic monitoring until further order of