

Department Of Correction 	COMMUNITY CORRECTIONS DIVISION	DIRECTIVE NUMBER: 701.04.02.011	PAGE NUMBER: 1 of 3
		SUBJECT: Guidelines for Financial Obligations	Updated: 09-1995 Reformatted: 03-20-01

01.00.00. POLICY OF THE DEPARTMENT

The Department's probation and parole services shall supervise those individuals who are placed on probation by the district courts, within the Department's jurisdiction until released by such courts, and all inmates granted parole release by the Commission for Pardons and Parole.

Supervision of cases is decided among seven geographic district offices.

01.01.00 PURPOSE

To set forth guidelines governing recommendations for the payment of fines, restitution, family support, cost of supervision, etc., by probationers.

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05.01.00 Financial Obligations:

03.00.00. REFERENCES

Idaho Code Section 20-225, Supreme Court Rule 32.

04.00.00. DEFINITIONS

Presentence Report:: A document prepared by the field officer and approved by the district manager/section supervisor. The document is a record of information relating to the offender's background which will be helpful to the Court and other criminal justice agencies in determining an effective program for the offender.

Restitution: Court-ordered repayment for damages inflicted by the offender.

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05.00.00. PROCEDURE

Field officers recommending probation with conditions requiring payment of court costs, fines, restitution, family support, etc., shall consider the probationer's ability to pay as well as the recipient's assessment as to the total value and method of payment to be imposed.

Assignment of Costs: Community Corrections Division may exempt a person from the payment of all or any part of the cost of supervision if it finds any of the following factors to exist:

The offender has diligently attempted but is unable to obtain employment.

The offender has an employment handicap, as determined by a physician, psychologist or psychiatrist acceptable to the Division of Field and Community Services.

Other: Bench or parole commission warrants, in jail, etc.

Supervised out of state.

05.01.00 Financial Obligations:

Offenders under supervision shall not be confronted with possible probation/parole violations for failure to meet financial obligations to other than those which are conditions of probation/parole or Idaho Code section 20-225.

Staff shall not collect any money for any other agency or person and will not threaten a probationer/parolee with sanctions to compel payment of a debt, unless it is a condition of probation/parole or cost of supervision. If contacted by an offender's creditor, the field officer shall verify the identity of the creditor, advise the offender regarding his/her obligation to pay debts and may provide the offender's address to the creditor.

Budgeting Payments: When formulating budgetary recommendations to the court, the field officer shall:

Examine the probationer's ability to pay.

Examine with the victim and/or family, the loss value involved and support needed.

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Administrator, Community Corrections Division

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