

APPLICATION FOR INTERMEDIATE PUNISHMENT PROGRAM

Criminal Docket #: _____ OTN: _____

Criminal Charge(s): _____

This form will be reviewed by the Office of the District Attorney of Clinton County and the Clinton County Adult Probation Office to determine your eligibility for admission into the Intermediate Punishment Program.

*Prior to submitting your application, please review the **Eligibility Requirements** attached to this application.

ANSWER ALL QUESTIONS

PLEASE USE TYPEWRITER OR PRINT CLEARLY IN PEN

Name: _____

Address: _____

Telephone Number: _____

Age and Place of Birth: _____

Attorney for Defendant (if any): _____

PRIOR CRIMINAL HISTORY

*Applies to misdemeanor and felony type offenses only, including juvenile offenses (IF NONE, so indicate) (ARD, dismissed, guilty plea, pending, other). **The applicant must also list any misdemeanor or felonies that are pending at the time of the completion of this application and is also subject to a continuing obligation to notify the District Attorney's office if the applicant is arrested for a misdemeanor or felony prior to being officially placed in the Intermediate Punishment Program by the Court of Common Pleas. Failure to report will result in applicant's revocation from the Program.**

	<u>YEAR</u>	<u>CHARGE</u>	<u>LOCATION</u>	<u>DISPOSITION</u>
1)	_____	_____	_____	_____
2)	_____	_____	_____	_____
3)	_____	_____	_____	_____
4)	_____	_____	_____	_____
5)	_____	_____	_____	_____
6)	_____	_____	_____	_____

SECURE CONTINUOUS REMOTE ALCOHOL MONITOR (SCRAM) INFORMATION

- SCRAM is a monitor that is connected to the telephone line and a transmitter is worn around the ankle.
 - While on SCRAM you are permitted to leave your residence for the following: *Work, Court Ordered Conditions and Medical Appointments.*
 - You shall comply with all requirements of the SCRAM Program, including the conditions set forth in the Program Participant Agreement and pay all costs associated with this program.
 - The daily fee is \$11.00 and you are also responsible for a \$50.00 hook up fee.
 - You should have a working telephone line installed with a modernized phone jack prior to your sentencing. The monitor will not work if you have the following enhancements: *Call Waiting/Forwarding, Answering Machine, Answering Service through phone co., Fax, Computer Modem, Caller ID, Multiple Line Phone, Splitter, Vonage, Satellite Equipment, Alarm System (similar devices), Dial-Up Service.*
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EVALUATION INSTRUCTIONS

The following steps must be completed before your application will be reviewed:

- ALL applicants must complete a full drug and alcohol assessment completed by West Branch Drug & Alcohol Abuse Commission. **The assessment must be submitted with this application.**
 - If a DUI case, you must obtain a CRN (Court Reporting Network) Evaluation by West Branch Drug & Alcohol Abuse Commission. **The evaluation must be submitted with this application.**
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APPLICATION INSTRUCTIONS

Following the Preliminary Hearing before the Magisterial District Judge, your Attorney shall submit this completed application to the Clerk of Courts Office and forward a copy to the Adult Probation Office and District Attorney's Office. Thereafter, you will be contacted to schedule an appointment to meet with a probation officer of the Adult Probation Department. Application information and Intermediate Punishment Program eligibility criteria will be reviewed. If accepted in the Intermediate Punishment Program, you will be required to serve a period of incarceration and in home detention on the SCRAM Program. You will also be required to participate in any drug and alcohol treatment programs recommended by your evaluation.

I have read the above information and wish to be admitted into the Intermediate Punishment Program. I further understand that failure to fully comply may result in denial of my admission into the Intermediate Punishment Program, and/or removal from said program.

Signature of Applicant

Date

VERIFICATION

I hereby verify that all answers contained herein are true and correct to the best of my information, knowledge and belief, and that false statements contained herein are made subject to the penalties of 18 Pa.C.S.A. § 4904, relating to unsworn falsification to authorities.

Signature of Applicant

Date

cc: District Attorney
Adult Probation
Attorney

Clinton County Intermediate Punishment Program

Eligibility Requirements

Who is eligible?

A person convicted of an offense who does not demonstrate a present or past pattern of violent behavior and who would otherwise be sentenced to partial confinement under 42 Pa.C.S. § 9724 (relating to partial confinement) or total confinement under 42 Pa.C.S. § 9725 (relating to total confinement) in a county or State correctional facility. The **Intermediate Punishment Program** focuses on D.U.I. offenses, and non-violent, Level 3 & 4 offenders.

Who is not eligible?

Any individual with a past pattern of violent behavior or probation and parole violations are excluded. An individual is also deemed ineligible, if the current offense involves serious injury to another person and/or if a minor was present in the vehicle at the time of the current offense.

If an offender commits the current offense while on supervised Parole, Probation or Intermediate Punishment, the offender shall be ineligible for the Program. Exceptions will be made for Intermediate Punishment in cases where the offender has a significant history of substance abuse, is in need of treatment as recommended by West Branch Drug & Alcohol Abuse Commission and otherwise qualifies for the Intermediate Punishment Program.

Additionally, any individual with current or past convictions for the following offenses:

INELIGIBLE OFFENSES

18 Pa. CSA sec. 901 Criminal Attempt(ineligible offense)	18 Pa. CSA sec. 3301 Arson and Related Offenses
18 Pa. CSA sec. 902 Criminal Solicitation(ineligible offense)	18 Pa. CSA sec. 3302 Causing or Risking a Catastrophe
18 Pa. CSA sec. 903 Criminal Conspiracy(ineligible offense)	18 Pa. CSA sec. 3502 Burglary (felony 1 only)
18 Pa. CSA sec. 907 Possessing Instruments of Crime	18 Pa. CSA sec. 3701 Robbery
18 Pa. CSA sec. 908 Prohibited Offensive Weapons	18 Pa. CSA sec. 3702 Robbery of a Motor Vehicle
18 Pa. CSA sec. 911 Corrupt Organization	Chapter 39 of Crimes Code - Theft and Related Offenses (except < \$25,000)
18 Pa. CSA sec. 2502 Murder	18 Pa. CSA sec. 3923 Theft by Extortion
18 Pa. CSA sec. 2503 Voluntary Manslaughter	18 Pa. CSA sec. 4302 Incest
18 Pa. CSA sec. 2504 Involuntary Manslaughter	Chapter 49 of Crimes Code - Falsification and Intimidation
18 Pa. CSA sec. 2702 Aggravated Assault	18 Pa. CSA sec. 5121 Escape
18 Pa. CSA sec. 2703 Assault by Prisoner	18 Pa. CSA sec. 5122 Weapons or Implements for Escape
18 Pa. CSA sec. 2704 Assault by Life Prisoner	18 Pa. CSA sec. 5123 Contraband
18 Pa. CSA sec. 2709 Stalking	18 Pa. CSA sec. 5501 Riot
18 Pa. CSA sec. 2901 Kidnapping	Chapter 61 of Crimes Code - Firearms and other Dangerous Articles
18 Pa. CSA sec. 2910 Luring a Child into a Motor Vehicle	18 Pa. CSA sec. 6301 Corruption of Minors
18 Pa. CSA sec. 3121 Rape	18 Pa. CSA sec. 6312 Sexual Abuse of Children
18 Pa. CSA sec. 3122 Statutory Rape	18 Pa. CSA sec. 6314 Drug Trafficking to Minors
18 Pa. CSA sec. 3123 Involuntary Deviate Sexual Intercourse	18 Pa. CSA sec. 7508 Drug Trafficking
18 Pa. CSA sec. 3124 Voluntary Deviate Sexual Intercourse	Any offense committed while in possession of a "Deadly Weapon" as defined in 18 Pa. CSA sec. 2301
18 Pa. CSA sec 3124.1 Sexual Assault	
18 Pa. CSA sec. 3125 Aggravated Indecent Assault	
18 Pa. CSA sec. 3126 Indecent Assault	

The judge may also find other circumstances concerning the case or the offender which disqualify the offender from participation in the Intermediate Punishment Program. Eligibility is not an entitlement to this Program. The Court may exercise its discretion to disapprove any offender who otherwise is eligible.