

Note:

Not all offenses within an OSL may be eligible for a Sentencing Alternative.

	= FTOW eligible cells (11 cells)
	= FOSA and pDOSAs eligible cells (93 cells)
	= rDOSAs eligible cells (42 cells)
123	= SOSSA eligible cells (112 cells)

Sentencing Alternatives - Overlay on Grids

	Current Standard Grid																			
	0		1		2		3		4		5		6		7		8		9+	
XV	240	320	250	333	261	347	271	361	281	374	291	388	312	416	338	450	370	493	411	548
XIV	123	220	134	231	144	244	154	254	165	265	175	275	195	295	216	316	257	357	298	397
XIII	123	164	134	178	144	192	154	205	165	219	175	233	195	260	216	288	257	342	298	397
XII	93	123	102	136	111	147	120	160	129	171	138	184	162	216	178	236	209	277	240	318
XI	78	102	86	114	95	125	102	136	111	147	120	158	146	194	159	211	185	245	210	280
X	51	68	57	75	62	82	67	89	72	96	77	102	98	130	108	144	129	171	149	198
IX	31	41	36	48	41	54	46	61	51	68	57	75	77	102	87	116	108	144	129	171
VIII	21	27	26	34	31	41	36	48	41	54	46	61	67	89	77	102	86	116	108	144
VII	15	20	21	27	26	34	31	41	36	48	41	54	57	75	67	89	77	102	87	116
VI	12.05	14	15	20	21	27	26	34	31	41	36	48	46	61	57	75	67	89	77	102
V	6	12	12.05	14	13	17	15	20	22	29	33	43	41	54	51	68	62	82	72	96
IV	3	9	6	12	12.05	14	13	17	15	20	22	29	33	43	43	57	53	70	63	84
III	1	3	3	8	4	12	9	12	12.05	16	17	22	22	29	33	43	43	57	51	68
II	0	3	2	6	3	9	4	12	12.05	14	14	18	17	22	22	29	33	43	43	57
I	0	2	0	3	2	5	2	6	3	8	4	12	12.05	14	14	18	17	22	22	29
Unr	0 - 365 days																			

How Sentencing Alternatives could Integrate to the Grid: Option 1

Modify grid to fit current eligibility requirements.

	0	1	2	3	4	5	6	7	8	9+										
XVI	Life Sentence without parole/death penalty for defendants at or over the age of 18. For defendants under the age of 18, a term of 25 years to Life																			
XV	240	320	250	333	261	347	271	361	281	374	291	388	312	416	338	450	370	493	411	548
XIV	123	220	134	234	144	244	154	254	165	265	175	275	195	295	216	316	257	357	298	397
XIII	123	164	134	178	144	192	154	205	165	219	175	233	195	260	216	288	257	342	298	397
XII	93	123	102	136	111	147	120	160	129	171	138	184	162	216	178	236	209	277	240	318
XI	78	102	86	114	95	125	102	136	111	147	120	158	146	194	159	211	185	245	210	280
X	51	68	57	75	62	82	67	89	72	96	77	102	98	130	108	144	129	171	149	198
IX	31	41	36	48	41	54	46	61	51	68	57	75	77	102	87	116	108	144	129	171
VIII	21	27	26	34	31	41	36	48	41	54	46	61	67	89	77	102	87	116	108	144
VII	15	20	21	27	26	34	31	41	36	48	41	54	57	75	67	89	77	102	87	116
VI	12.05	14	15	20	21	27	26	34	31	41	36	48	46	61	57	75	67	89	77	102
V	6	12	12.05	14	13	17	15	20	22	29	33	43	41	54	51	68	62	82	72	96
IV	3	9	6	12	12.05	14	13	17	15	20	22	29	33	43	43	57	53	70	63	84
III	1	3	3	8	4	12	9	12	12.05	16	17	22	22	29	33	43	43	57	51	68
II	0	3	2	6	3	9	4	12	12.05	14	14	18	17	22	22	29	33	43	43	57
I	0	2	0	3	2	5	2	6	3	8	4	12	12.05	14	14	18	17	22	22	29
Unr	0 - 365 days																			

- Cells in the green zone are presumptive jail sentences. Depending on the offense, individuals may be eligible for a residential DOSA or SOSSA disposition.
- Cells in the yellow zone may be eligible for a residential DOSA, FOSA, or SOSSA disposition depending on the offense and the types of offenses in an individual's criminal history.
- Cells in the blue zone may be eligible for a prison DOSA, FOSA, or SOSSA disposition depending on the offense and the types of offenses in an individual's criminal history.
- Cells in the hatched zone may be eligible for the FTOW sentencing alternative.

How Sentencing Alternatives could Integrate to the Grid: Option 1

Modify grid to fit current eligibility requirements.

Discussion points:

- Increasing the visibility on the grid – more transparency for defendants and may increase likelihood that judges consider alternatives at sentencing.
- It may cause confusion because there are still eligibility restrictions that will prevent many individuals from accessing the sentencing alternatives.

How Sentencing Alternatives could Integrate to the Grid: Option 2

Modify eligibility requirements.

How it could be developed:

- Discuss which rows and columns are appropriate for sentencing alternatives
- Modify offense-based eligibility requirements to designated OSL and/or CHS
- Rather than having multiple levels of complex eligibility, eligibility could be largely based on grid location. Could still maintain some restrictions, for example with regard to criminal history.
- Idea is to streamline the eligibility to make it less complex, more accessible, and more clear at sentencing (e.g., integrating it visually on the grid).

How Sentencing Alternatives could Integrate to the Grid: Option 2

Modify eligibility requirements.

Could result in a similar design as option 1, but you could eliminate the offense specific criteria so that all offenses in the shaded cells are eligible for the sentencing alternative.

Could also change the zones, expanding or contracting.

	0	1	2	3	4																	
XVI	Life Sentence without parole/death penalty for defendants at or over the age of 18																					
XV	240	320	250	333	261	347	271	361	281	374	297	386	306	399	319	412	332	425	345	438	358	451
XIV	123	220	134	234	144	244	154	254	165	265	175	275	185	285	195	295	205	305	215	315	225	325
XIII	123	164	134	178	144	192	154	205	165	219	175	232	185	245	195	258	205	271	215	287	225	297
XII	93	123	102	136	111	147	120	160	129	171	133	182	142	193	152	204	162	215	172	226	182	237
XI	78	102	86	114	95	125	102	136	111	147	122	162	133	182	144	204	155	215	166	226	177	237
X	51	68	57	75	62	82	67	89	72	96	77	102	88	118	100	127	108	134	119	145	129	151
IX	31	41	36	48	41	54	46	61	51	68	57	75	77	102	87	116	108	144	129	171	151	198
VIII	21	27	26	34	31	41	36	48	41	54	46	61	67	89	77	102	87	116	108	144	129	171
VII	15	20	21	27	26	34	31	41	36	48	41	54	57	75	67	89	77	102	87	116	108	144
VI	12.05	14	15	20	21	27	26	34	31	41	36	48	46	61	57	75	67	89	77	102	87	116
V	6	12	12.05	14	13	17	15	20	22	29	33	43	41	54	51	68	62	82	72	96	84	116
IV	3	9	6	12	12.05	14	13	17	15	20	22	29	33	43	43	57	53	70	63	84	74	102
III	1	3	3	8	4	12	9	12	12.05	16	17	22	22	29	33	43	43	57	51	68	63	84
II	0	3	2	6	3	9	4	12	12.05	14	14	18	17	22	22	29	33	43	43	57	51	68
I	0	2	0	3	2	5	2	6	3	8	4	12	12.05	14	14	18	17	22	22	29	33	43
Unr	0 - 365 days																					

- Cells in the green zone are presumptive jail sentences. Depending on the offense, individuals may be eligible for a residential DOSA or SOSSA disposition.
- Cells in the yellow zone may be eligible for a residential DOSA, FOSA, or SOSSA disposition **depending on the offense** and the types of offenses in an individual's criminal history.
- Cells in the blue zone may be eligible for a prison DOSA, FOSA, or SOSSA disposition **depending on the offense** and the types of offenses in an individual's criminal history.
- Cells in the hatched zone may be eligible for the FTOW sentencing alternative.

How Sentencing Alternatives could Integrate to the Grid: Option 3

Place overarching sentencing alternatives on the grid, allow different requirements/components depending on type of offense or criminal history.

How it could be developed:

- Designate zones of the grid for sentencing alternatives. Within an alternative, develop stipulations for treatment and program requirements based on type of offense, criminal history, and results of screenings.
- Could keep the current sentencing alternatives in addition to the broader, overarching alternatives.
- Increases flexibility in sentencing while still maintaining accountability.

How Sentencing Alternatives could Integrate to the Grid: Option 3

	0	1	2	3	4	5	6	7	8	9+											
XVI	Life Sentence without parole/death penalty for defendants at or over the age of 18. For defendants under the age of 18, a term of 25 years to Life																				
XV	240	320	250	333	261	347	271	361	281	374	291	388	312	416	338	450	370	493	411	548	
XIV	123	220	134	234	144	244	154	254	165	265	175	275	195	295	216	316	257	357	298	397	
XIII	123	164	134	178	144	192	154	205	165	219	175	233	195	260	216	288	257	342	298	397	
Zone 3: PDOSA, FOSA, State Prison	XII	93	123	102	136	111	147	120	160	129	171	138	184	162	216	178	236	209	277	240	318
	XI	78	102	86	114	95	125	102	136	111	147	120	158	146	194	159	211	185	245	210	280
	X	51	68	57	75	62	82	67	89	72	96	77	102	98	130	108	144	129	171	149	198
Zone 2 CRS, DOSA, FOSA, State Prison	IX	31	41	36	48	41	54	46	61	51	68	57	75	77	102	87	116	108	144	129	171
	VIII	21	27	26	34	31	41	36	48	41	54	46	61	67	89	77	102	87	116	108	144
Zone 1: CIS	VII	15	20	21	27	26	34	31	41	36	48	41	54	57	75	67	89	77	102	87	116
RDOSA	VI	12.05	14	15	20	21	27	26	34	31	41	36	48	46	61	57	75	67	89	77	102
<=12 Jail	V	6	12	12.05	14	13	17	15	20	22	29	33	43	41	54	51	68	62	82	72	96
>12 Prison	IV	3	9	6	12	12.05	14	13	17	15	20	22	29	33	43	43	57	53	70	63	84
	III	1	3	3	8	4	12	9	12	12.05	16	17	22	22	29	33	43	43	57	51	68
	II	0	3	2	6	3	9	4	12	12.05	14	14	18	17	22	22	29	33	43	43	57
	I	0	2	0	3	2	5	2	6	3	8	4	12	12.05	14	14	18	17	22	22	29
Unr	0 - 365 days																				

CIS: County Intermediate Sanctions. Sentences less than 2 years may be served in a county intermediate sanctions program administered by the local court.

CRS: County Restrictive Sanctions. Up to two years of the individual's sentence may be served in a county intermediate sanctions program administered by the local court.

RDOSA: Residential DOSA, for eligible individuals based on offense type and criminal history

PDOSA: Prison DOSA, for eligible individuals based on offense type and criminal history

FOSA: Parenting Sentencing Alternative, for eligible individuals

Cells in the hatched zone may be eligible for the FTOW sentencing alternative.