

APPENDIX A

THE MINIMUM ELEMENTS OF THE INTERMEDIATE PUNISHMENT PROGRAM ARE AS FOLLOWS:

Offense	At the Courts discretion a Flat Sentence May be Imposed	Intermediate Punishment Not to exceed statutory limit	Minimum Fine	Restrictive: Partial Confinement– Work Release Electronic Monitoring OR Residential Treatment	Restorative: Supervision	Restorative: Community Service
SINGLE COUNT OF DUI AND DUS		INTERMEDIATE PUNISHMENT PORTION OF SENTENCE **Must be consecutive to a total confinement jail sentence**				

DUI 1 st Offense	DUI- Lowest Tier	NOT ELIGIBLE					
	DUI-Middle Tier (48 hr mandatory)	NONE	6 MONTHS	\$500.00	10 DAYS	Balance of IP Sentence	30 Hours
	DUI-High Tier (72 hr mandatory)	24 hours	Up to 6 MONTHS	\$1,000.00	10 DAYS	Balance of IP Sentence	30 Hours
DUI 2 nd Offense	DUI- Lowest Tier (5 days mandatory)	24 hours	Up to 6 MONTHS	\$300.00	10 DAYS	Balance of IP Sentence	60 Hours
	DUI-Middle Tier (30 days mandatory)	5 days	Up to 6 MONTHS	\$750.00	25 DAYS	Balance of IP Sentence	60 Hours
	DUI-High Tier (90 days mandatory)	15 DAYS	Up to 5 YEARS	\$1,500.00	75 DAYS	Balance of IP Sentence	60 Hours
DUI 3 rd Offense	DUI- Lowest Tier (10 days mandatory)	2 days	Up to 2 YEARS	\$500.00	10 DAYS	Balance of IP Sentence	90 Hours
	DUI-Middle Tier (90 days mandatory)	15 DAYS	Up to 5 YEARS	\$1,500.00	75 DAYS	Balance of IP Sentence	90 Hours
	DUI-High Tier (1 year mandatory)	Eligible for IP in the Recovery Court Program					

Expanded IP	All other eligible offenses	15 days – 3 months	Up to Statutory Limit	VARIES	75 – 180 DAYS	Balance of IP Sentence	50-100 Hours
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DUS/DUI 75 §1543(b)	DUS/DUI Related 75 §1543(b) 1st offense Only	5 DAYS	Up to 60 DAYS	\$500.00	55 DAYS	N/A	20
	OR DUS/DUI while under the influence 75 §1543(b)(1.1) 1 st Offense Only	10 DAYS	Up to 90 DAYS	\$500.00 DUS/DUI \$1,000 DUS/DUI Under the Influence	80 DAYS	N/A	20

** All participants for IP must complete a Drug/Alcohol Assessment and Risk/Need assessment and submit the assessment with the application. All recommendations from the assessments must be followed as a condition of IP.

** All IP technical violators will be required to attend Cognitive Behavioral Training (CBT).

** 30 hours of community service may be waived if CBT is completed within the first 4 months of IP Supervision.

**EHM and Jail Time must equal the Mandatory Sentence.

Formula for sentence:

Jail = 1/6 of the mandatory sentence

EHC= balance of mandatory sentence with a minimum of 10 days