

SENATE FILE NO. SF0176

Drug courts-parolees.

Sponsored by: Senator(s) Perkins and Representative(s)
Edwards

A BILL

for

1 AN ACT relating to probation and parole; authorizing the
2 board of parole to place a parolee into a drug court
3 program upon violation of a condition of parole as
4 specified; amending a definition; and providing for an
5 effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9 **Section 1.** W.S. 7-13-402(c) and by creating a new
10 subsection (j) and 7-13-1301(a)(iv) are amended to read:

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12 **7-13-402. General powers and duties of board;**
13 **eligibility for parole; immunity.**

14

15 (c) In granting a parole the board shall fix terms
16 and conditions it deems proper to govern the conduct of the

1 parolee while the parole is in effect. The terms and
2 conditions may:

3

4 (i) Be special in each case, ~~or they may~~
5 including ordering a parolee to participate in a drug court
6 program qualified under W.S. 5-10-106, provided the drug
7 court accepts the parolee for participation in the drug
8 court program;

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10 (ii) Be prescribed by general rules and
11 regulations of the board;~~or~~

12

13 (iii) Both.

14

15 (j) If the board orders a parolee to drug court under
16 paragraph (c)(i) of this section as a condition of parole
17 and upon the parolee's acceptance into a qualified drug
18 court program, the parolee shall be designated by the board
19 as a qualified offender under W.S. 7-13-1303. A parolee
20 who enters a qualified drug court program shall be subject
21 to the sanctioning powers of the drug court but shall
22 remain under the authority of the board for all other
23 matters related to the parolee's continuing parole.

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7-13-1301. Definitions.

(a) As used in W.S. 7-13-1301 through 7-13-1304:

(iv) "Qualified offender" means a person convicted of a felony whom the court, or the board of parole under W.S. 7-14-403(c), finds has a need for alcohol or other drug treatment. The payment amount required of the offender for treatment shall be based on the ability of the offender to pay as established on a sliding fee scale pursuant to rules and regulations adopted by the department of health and may, at the discretion of the court, be paid through delayed or installment payments. In determining an offender's ability to pay the court may consider present circumstances as well as reasonable future potential;

Section 2. This act is effective July 1, 2007.

(END)