



Arizona Department of Corrections

RELEASE TYPES



- ✦ If an inmate released under supervision is determined to be in violation of the release conditions, the release may be revoked and the inmate may be returned to prison until the inmate is again authorized a release or the remainder of the sentence of imprisonment has been served.
- ✦ If an inmate escapes from an ADC facility or while on a supervised release, the length of time the inmate was on escapee or absconder status will be added back to the sentence.

TEMPORARY RELEASE (TR) or COMMUNITY SUPERVISION BEGIN DATE (CSBD) (ARS § 31-233 A & B or ARS § 41-1604.11 A & B)

Inmates MAY be released 90 days prior to a designated released date. All inmates eligible for a TR or CSBD may be granted at the discretion of the Director of ADC and it must be approved by the Community Corrections Division. It is granted for the purpose of preparing inmates to return to the community. **RELEASED UNDER SUPERVISION.**

BOARD OF EXECUTIVE CLEMENCY GRANTED RELEASES – *Applicable only for offenses committed PRIOR to January 1, 1994.*

Regular Parole ARS § 41-1604.09	A supervised release for inmates with statutory eligibility, typically occurring upon completion of 1/2 or 2/3 of the imposed sentence or upon completion of a mandatory minimum amount of time that is statutorily mandated. RELEASED UNDER SUPERVISION.
Emergency Parole ARS § 41-1604.11 K	A release for non-dangerous, first-time offenders. NO TEMPORARY RELEASE, RELEASED UNDER SUPERVISION.
Work Furlough ARS § 41-1604.11 C	A work release for inmates who are within 12 or 14 months of Parole Eligibility providing 6 months of the sentence has been served. Inmates must be certified as eligible for Parole. RELEASED UNDER SUPERVISION.
Home Arrest ARS § 41-1604.13	An alternative release program of Home Incarceration for inmates who are eligible for Regular Parole, Emergency Parole, and/or Work Furlough consideration. RELEASED UNDER INTENSIVE ELECTRONIC SUPERVISION.
Absolute Discharge ARS § 41-1604.06	A discharge from Parole or Imprisonment granted by the Arizona Board of Executive Clemency, which ends the inmate's sentence. UNSUPERVISED RELEASE. THE ADC HAS NO FURTHER JURISDICTION.

ADMINISTRATIVE RELEASES - *Discretionary Release Types*

Discretionary Release ** ARS § 31-411	A supervised release 360 days prior to the expiration of sentence. Inmates must apply for this release. RELEASED UNDER SUPERVISION
Discretionary Release ** ARS § 41-1604.11 L	A supervised release 180 days prior to the expiration of sentence for inmates who are not eligible for a Mandatory or Provisional Release and who are serving a Flat Sentence. RELEASED UNDER SUPERVISION
Provisional Release ** ARS § 31-411	A supervised release 180 days prior to the expiration of sentence, providing one calendar year has been served if the offense was committed between 8/7/1985 and 12/31/1993. RELEASED UNDER SUPERVISION
Earned Release Credit Date ** ARS § 41-1604.10 for dates of offense prior to 1/1/1994	A statutory release when the release credits earned and the actual time served by the inmate, including credit for pre-sentence incarceration, equals the sentence imposed by the court. UNSUPERVISED RELEASE.

OTHER ADMINISTRATIVE RELEASES

Mandatory Release ARS § 31-411	A supervised release 180 days prior to the expiration of sentence providing one calendar year has been served. RELEASED UNDER SUPERVISION.
Earned Release Credit Date ARS § 41-1604.07	A supervised release for inmates with a date of offense on/after 1/1/1994 who have reached their Earned Release Credit Date to begin a term of community supervision imposed by the committing court. RELEASED UNDER SUPERVISION FOR THE TIME SPECIFIED BY THE COURT.
Absolute Discharge ARS § 41-1604 D	PROBATION IN LIEU OF COMMUNITY SUPERVISION – Inmates with a date of offense on/after 1/1/1994 are eligible to be released on an Absolute Discharge if the court sentences the inmate to serve a consecutive term of probation immediately after the inmate to serve a consecutive term of imprisonment. The court must waive the community supervision time and order that the inmate begin serving the term of probation upon release from confinement. ADC HAS NO FURTHER JURISDICTION. THE OFFENDER IS UNDER THE SUPERVISION OF THE ADULT PROBATION DEPARTMENT.
Community Supervision End Date ARS § 13-603	Successful completion of the Community Supervision Term imposed by the committing court. ADC HAS NO FURTHER JURISDICTION.
Sentence Expiration ARS § 41-1604.09	The date the inmate has completed the sentence imposed by the court. ADC HAS NO FURTHER JURISDICTION.
Sentence Expiration ARS § 41-1604.07	The date an inmate with a date of offense on/after 1/1/1994 has completed the entire sentence imposed by the court without benefit of release credits earned. Upon release, the inmate begins a court imposed term of community supervision. RELEASED UNDER SUPERVISION AND REMAINS UNDER THE ADC'S JURISDICTION UNTIL THE COMMUNITY SUPERVISION END DATE.
Release of Prisoners with Detainers ARS § 41-1604.14	Release is granted SOLEY for DEPORTATION PURPOSES . Inmate must have served 50% of the sentence imposed and must have a current United States Immigration Customs and Enforcement Detainer and a Final Removal Order. The inmate will be returned to his or her country of origin. If the inmate returns illegally to the U.S., the Director shall revoke the inmate's release and the inmate shall not be eligible for any other release from confinement until the remainder of the sentence of imprisonment is served.
Drug Offenders Transition Program ARS § 31-281/SB 1291	A supervised release for inmates who have been convicted of a drug offense pursuant to Title 13, Chapter 34 who meet the eligibility criteria and who agree to participate in transition services in accordance with ARS § 31-281. Eligible inmates will be on inmate status until they reach their community supervision begin date. RELEASED UNDER SUPERVISION AND REMAIN UNDER THE ADC'S JURISDICTION UNTIL THE COMMUNITY SUPERVISION END DATE.
Exchange of Prisoners – U.S. Treaty Consent by Governor ARS § 41-105	The Director of the ADC may transfer foreign born inmates who voluntarily agree who meet eligibility criteria to the custody and control of the federal government. The inmate will serve the Arizona Sentence in a prison of his or her country of origin. NO LONGER UNDER THE CUSTODY OR CONTROL OF THE ADC.

VICTIM IMPACT STATEMENTS

- ✦ A TR, CSBD, or any Administrative Release Types with ** are *discretionary releases*. Victims may provide impact statements regarding these releases for consideration of denial to the Director of the Arizona Department of Corrections or to the Assistant Director of Community Corrections Bureau.
- ✦ Impact statements regarding all Board of Executive Clemency release types may be sent to the Arizona Board of Executive Clemency prior to a scheduled hearing or provided in person at the hearing.