

5-09/070.00 Revocation of Inmate Credits

GOOD-TIME AND WORK-TIME CREDITS

Pursuant to California Penal Code, sections 2900.5, "Time in custody credited to term of imprisonment," and 4019, "Deductions from confinement period," prisoners/inmates confined in or committed to the county jail, will be credited with one day work-time credit and one day good-time credit for every two (2) days commitment to such facility unless it appears by the record that the inmate has not satisfactorily complied with the reasonable rules and regulations established by the Sheriff. Good-time credits are also known as "behavior credits."

EARLY RELEASE CREDITS

Also known as "Sheriff's Credits," early release credits are derived from a combination of credits given under Penal Code sections 4018.6 and 4024.1, in which an inmate can receive a maximum of eight additional days off his/her sentence.

CONSERVATION CREDITS

Pursuant to Penal Code section 4019.1(a), this program grants sentenced inmates additional time credits for participating in an in-custody work or job training program. Refer to CDM section 5-01/020.05, "Custody Conservation Work Program."

FIRE CAMP CREDITS

Pursuant to Penal Code section 4019.2, upon completion of training, inmates are granted a credit reduction of two (2) days for every one (1) day served, while awaiting assignment to one of five Los Angeles County Inmate Fire Suppression Camps. Refer to CDM section 5-13/130.10, "Inmate Fire Camp Program."

MILESTONE CREDITS

Pursuant to Penal Code section 1170(h), additional time credits are given to inmates who participate in approved rehabilitation programs as described in Penal Code section 4019.4(a)(1) and delineated in Assembly Bill 109. Refer to CDM section 5-13/130.15, "Performance Milestones Program."

COMPUTING CREDITS

All allowable credits, pursuant to Penal Code sections 2900.5 and 4019, are computed as follows:

- The court shall compute only those credits earned for pre-sentence time served, and will direct the Sheriff's Department to compute the allowable good-time and work-time credits
- When directed by the courts, the Sheriff's Department shall compute all credits
- Credits shall not be denied because of unavailability of work assignments
- Credits shall not be denied because of inmate classifications negating work assignments (e.g., security risk)
- All credits involving inmates under the care of mental health staff shall not be denied solely upon

diagnosis or prescribed medications.

All allowable credits computed are then deducted from the inmate's actual sentence to determine the inmate's release date.

REVOCATION OF EARNED CREDITS

Inmates who fail to conform to established jail rules may face disciplinary procedures as noted in CDM section 5-09/000.00, "Inmate Disciplinary Procedures," which includes the revocation of good-time and/or eligible work-time credits. Revocation of credits is considered serious discipline and shall be imposed in accordance with CDM section 5-09/030.00, "Limitations on Disciplinary Actions."

Work-time credits may be denied from an inmate for refusal to work or for violations of conduct leading to an inmate's removal from work status. Prior work credits already earned may not be revoked from an inmate. Credits that an inmate would be eligible for, from the date of the work violation to the end of his/her sentence, may be denied.

Credit Revocation Involving Mentally Ill Inmates

Revocation of credits earned involving inmates under the care of mental health staff will occur only as outlined in CDM 5-09/020.00, "Discipline Involving Mental Health Inmates, Inmates Requiring Accommodations Under the Americans with Disabilities Act (ADA) and/or Inmates Who Have Special Needs."

Fire Camp, Conservation Work Program and Performance Milestone Credit Revocation

Revocation of credits earned under these sections will occur only as outlined in CDM sections 5-01/020.05, "Custody Conservation Work Program," 5-13/130.10, "Inmate Fire Camp Program," and 5-13/130.15, "Performance Milestones Program."

INMATE APPEALS

The unit commander shall ensure inmates are notified of their right to appeal the decision of the Disciplinary Review Board (DRB) including revocation of credits. The appeal hearing shall be conducted by the unit commander or their designee (at the rank of lieutenant).

In cases where credits are revoked, inmates shall be advised of their option to request a review of the unit's appeal findings by the Restrictive Housing Panel (RHP) (refer to CDM section 3-20/000.00, "Restrictive Housing Panel"). The following procedures shall be adhered to:

- Unit commanders shall ensure a timely notification to the RHP of a pending review is made
- The RHP will conduct a review and return their findings to the unit commander within 15 working days of notification
- The concerned unit commander will then ensure timely notifications are made once the RHP findings are finalized (refer to CDM 5-09/000.00, "Inmate Disciplinary Procedures" for unit commander responsibilities).

