

<p style="text-align: center;">GEORGIA DEPARTMENT OF CORRECTIONS Standard Operating Procedures</p>		
Policy Name: County Facility Placement		
Policy Number: 222.02	Effective Date: 5/1/2020	Page Number: 1 of 5
Authority: Commissioner	Originating Division: Facilities Division	Access Listing: Level I: All Access

I. Introduction and Summary:

Offenders assigned to the Georgia Department of Corrections (GDC) may be transferred from a state facility or private facility to a county facility to serve the remainder of any portion of their prison sentence. This assignment shall be based on rules established by the Board of Corrections and the Georgia Department of Corrections. The selection of offenders for county placement shall be based on standard criteria. This procedure will establish guidelines for the transferring of offenders from state or private facilities to county facilities to meet administrative, work, or security needs.

II. Authority:

- A. GDC Board Rules: 125-2-4-18 and 125-1-1-.08; and
- B. GDC Standard Operating Procedures (SOPs): 220.02 Security Classification and 222.01 Inter-Institutional Transfer.

III. Definitions: None.

IV. Statement of Policy and Applicable Procedures:

This policy is applicable to all state, private, and county facilities and Offender Administration.

County facilities are generally considered work camps. Offenders assigned to these work camps should at a minimum meet the following criteria:

A. SELECTION CRITERIA FOR COUNTY PLACEMENT:

1. Offenders must have a GED or high school diploma to be eligible for placement.
2. Security level shall be medium or below.
3. Offenders should have NO history of escape from a secure correctional facility within the last five (5) years.

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4. Offenders serving with a crime of violence should not have more than one (1) prior incarceration for violence and no high or greatest facility disciplinary reports for violent acts within the last twelve (12) months.
5. Offenders should not be assigned to their county of conviction.
6. Detainers, Special Notifications, or Pending Charges:
 - a. Federal Immigration Detainers, Federal Detainers or Out of State Detainers will not be considered for county placement.
 - b. No Active Detainers, Special Notifications, or Pending Charges of a Violent Nature or Violations of Georgia Controlled Substance Act for which the offender may be subject to a life sentence. Offender Administration will also consider all other pending charges. Examples include, but not limited to:
 - 1) Armed Robbery;
 - 2) Aggravated Assault;
 - 3) Hijacking A Motor Vehicle;
 - 4) Kidnapping with Bodily Injury;
 - 5) Enticing A Child for Indecent Purposes; and
 - 6) Trafficking.
 - c. Offenders with pending charges of a Non-Violent nature will be considered for county placement.
 - d. Pending Non-Violent charges that might carry a sentence of > 20 years will NOT be considered for placement in County Facilities.

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Code Section	Offense	Punishment
16-5-46	Trafficking a Person for Labor or Sexual Servitude	Max. 50 or Life
16-5-72	Reckless Abandonment of Child	Max. 25 years
16-6-13	Keeping a Place of Prostitution, Pimping, or pandering involving person under age of 16	Max. 30 years
16-8-22	Theft of Cargo collective value at least \$10,000 but less than \$1 million	Max. 25 years
16-11-1	Treason	Max. Life
16-12-125	Unlawful to Avoid or Interfere with Security Measure WIT Commit a Felony	Max. 25 years
16-13-31	Trafficking of Certain Controlled Substances over 400 grams	Mandatory Minimum 25 years.
16-13-13.1	Trafficking MDMA, Ecstasy (any weight)	Max 30 years
16-8-22	Theft of Cargo collective value \$1 million or more	Max 30 years

7. Routine transfer request from state or private facilities should generally be made only after the offender has been assigned to a facility for a minimum of six (6) months. The offender must have presented a proven ability to adjust to the prison setting. Transfers shall be done according to SOP 222.01, Inter-Institutional Transfer.
8. An offender should not have more than thirteen (13) years left on his sentence before tentative parole month (TPM) or maximum release date (MRD).
9. Life sentence for substance abuse may be considered if the offender has made good facility adjustment and meets the security level requirements. (No excessive fines. i.e. \$500,000.00 or more.)
10. Sexual Offenders with Aggravated Offenses will NOT be considered for county placement. (IE: Aggravated Sodomy, Aggravated Child Molestation)

NOTE: Statutory Rape and other non-violent sexual offenses will be reviewed by Offender Administration on a case by case basis.

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11. Offenders must be able to work. (Chronic care issues, insulin dependent, or severe heart problems may not be appropriate.)
12. Ex-government employees, especially law enforcement, can be reviewed for county placement on a case by case basis.
13. Special consideration should be given to offenders who are:
 - a. Tractor operators, cooks, heavy equipment operators, electricians, plumbers, and barbers.
 - b. Interested in being trained to operate heavy equipment.
 - c. Skilled in building construction or road construction.
 - d. Licensed class A, B, or C drivers.

B. REFERRAL PROCESS:

1. Routine Transfers from State/Private Facilities: Routine transfer requests from state or private facilities should generally be made only after the offender has been assigned to a facility for a minimum of six (6) months. The offender must have presented a proven ability to adjust to the prison setting. If approved by the Facility Classification Committee, the request for transfer should be entered in SCRIBE for County Camp Assignment. When entering the request, please list any offender skills and most recent work assignment. Offender Administration will review the appropriate records and make a final decision regarding the request and transfer to a county facility.
2. Central Office Transfers: Offenders may be transferred directly from a Diagnostic Facility to a county facility after completing the diagnostic process. In addition, Offender Administration may reassign an offender from a state or private facility to a county facility at any time based on administrative needs. These offenders may be selected from an overall listing of medium or minimum security offenders who are county eligible based on the criteria outlined in this policy.

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3. Offender Request: Offenders assigned to a state or private facility may request transfer to a county facility based on his/her good behavior as an offender. The offender should make his request to his/her assigned facility counselor. This request will be processed using the procedure outlined in Section B.

C. FINAL APPROVAL: All recommendations for transfer are subject to final approval by Central Office staff.

V. **Attachments:** None.

VI. **Record Retention of Forms Relevant to this Policy:** None.