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LEGISLATIVE ACTION

Senate

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House

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Appropriations Subcommittee on Criminal and Civil Justice  
(Bracy) recommended the following:

**Senate Amendment (with directory and title amendments)**

Delete lines 352 - 357

and insert:

the probation officer must submit recommended sanctions to the  
court for its approval in lieu of filing an affidavit of  
violation with the court. For purposes of this section, the term  
"technical violation" means an alleged violation of supervision  
that is not a new felony offense, misdemeanor offense, or  
criminal traffic offense.



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11            (h)~~(g)~~ The chief judge of each judicial circuit shall ~~may~~  
12 direct the department to use a notification letter of a  
13 technical violation in appropriate cases in lieu of a violation  
14 report, affidavit, and warrant or a notice to appear when the  
15 alleged violation is not a new felony or misdemeanor offense.  
16 Such direction must be in writing and must specify the types of  
17 specific technical violations which are to be reported by a  
18 notification letter of a technical violation, any exceptions to  
19 these violations, and the required process for submission. At  
20 the direction of the chief judge, the department shall send the  
21 notification letter of a technical violation to the court.

22  
23 ===== D I R E C T O R Y   C L A U S E   A M E N D M E N T =====

24 And the directory clause is amended as follows:

25            Delete line 339

26 and insert:

27 present paragraphs (g) and (h) of that subsection are amended, a  
28 new

29  
30 ===== T I T L E   A M E N D M E N T =====

31 And the title is amended as follows:

32            Delete lines 66 - 69

33 and insert:

34            alternative sanctioning program; requiring the  
35 probation officer to take certain actions if such  
36 probationer or offer is eligible; defining the term  
37 "technical violation"; requiring, rather than  
38 authorizing, the chief judge of each judicial circuit  
39 to direct the department to use a notification letter



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of a technical violation in certain situations;  
requiring that judicial