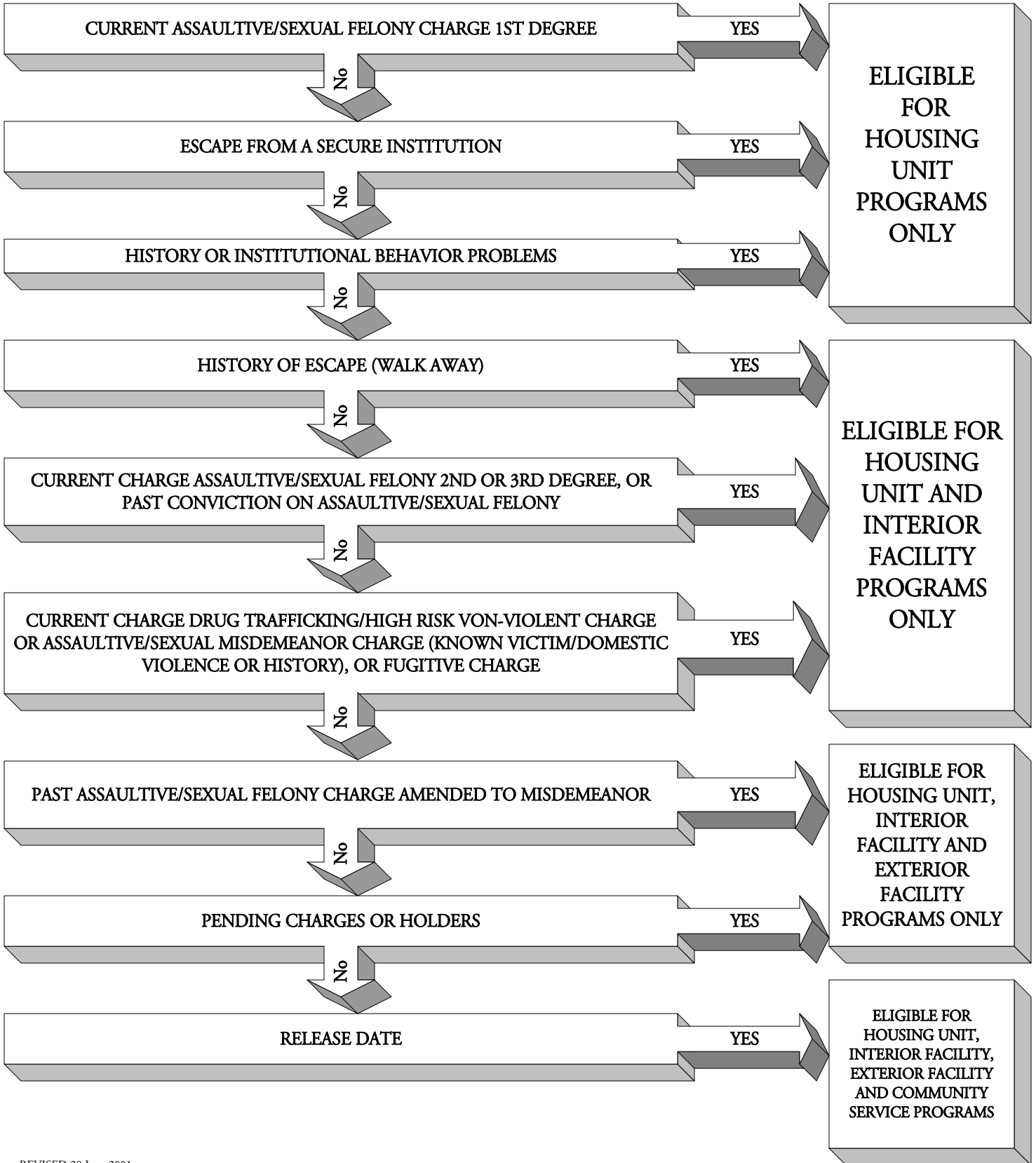


**LEXINGTON-FAYETTE URBAN COUNTY DIVISION OF COMMUNITY CORRECTIONS
PROGRAM ELIGIBILITY DECISION TREE**

SUBJECT NAME: _____

SSN: _____ - _____ - _____

DATE: ____ / ____ / ____



DEFINITION – Offender has a past conviction for escape from work release, trustee, or community service that involves “walking away” from the facility.

8. DATA ELEMENT - *Current Charge Assaultive/Sexual Felony 2nd or 3rd degree, or past conviction on Assaultive/Sexual Felony*

SOURCE - Local Management Information System Criminal Case History file review by Offender name; NCIC Criminal Case History file; Self-report by Offender

DEFINITION – Offender meets one or more of the following:

a. Offender has prior assaultive felony conviction(s) as defined by Kentucky Revised Statutes:

Assault 1 st 2 nd or 3 rd	Assault Under Emotional Distress	Arson 1 st
Incest	Kidnapping	Reckless Homicide
Manslaughter 1 st or 2 nd	Murder	Involuntary Manslaughter
Rape 1 st , 2 nd or 3 rd	Riot 1 st	Robbery 1 st or 2 nd
Sexual Abuse 1 st	Sodomy 1 st , 2 nd or 3 rd	Stalking 1 st
Use of Minor in a Sexual Performance		
Arson 1 st	Escape 1 st	

b. Offender has a current assaultive felony charge(s) as defined by Kentucky Revised Statutes:

Assault 2 nd or 3 rd	Assault Under Emotional Distress
Incest	Involuntary Manslaughter
Manslaughter 2 nd	Rape 2 nd or 3 rd
Reckless Homicide	Robbery 2 nd
Sodomy 2 nd or 3 rd	Use of a Minor in a Sexual Performance
Wanton Endangerment 1 st	Escape 1 st

9. DATA ELEMENT – *Current Charge Drug Trafficking/High Risk Non-Violent Charge or Assaultive/Sexual Misdemeanor Charge(Known Victim/Domestic Violence or History), or Fugitive Charge*

SOURCE - Arrest Citation, Warrants

DEFINITION – Offender’s current charge(s) is Drug Trafficking, High Risk Non-Violent Charge, an Assaultive/Sexual Misdemeanor Charge, a current charge with a Known Victim/Domestic Violence component or a Domestic Violence history within the past three years as defined by Kentucky Revised Statutes:

Trafficking in Controlled Substances 1 st , 2 nd , or 3 rd	Carrying Concealed Deadly Weapon
Trafficking in or near school	Burglary 1 st , 2 nd , or 3 rd
Trafficking in Marijuana	Fraud
Riot 2 nd	Inciting to Riot
Escape 2 nd	Custodial Interference
Unlawful Imprisonment 1 st or 2 nd	Parole Violation
Persistent Felony Offender	Poss. of a Handgun by a Felon
Promoting Contraband 1 st or 2 nd	Fugitive
Assault 4 th (Known Victim/Domestic Violence Related)	Violation of EPO/DVO
Wanton Endangerment 2 nd	Terroristic Threatening
Sexual Abuse 2 nd or 3 rd	Sexual Misconduct
Indecent Exposure	Stalking 2 nd
Criminal Abuse 1 st , 2 nd , or 3 rd (felonies or misdemeanors)	
Current DVO in effect or within last three (3) years	

10. DATA ELEMENT – *Past Assaultive/Sexual Felony Charge Amended to Misdemeanor*

SOURCE - Local Management Information System Criminal Case History file review by Offender name; NCIC Criminal Case History file

DEFINITION – Offender has a past arrest for any of the following, but the charge was amended to a misdemeanor degree of the charge or amended to a felony not listed below.

Assault 1 st 2 nd or 3 rd	Assault Under Emotional Distress	Arson 1 st
Incest	Kidnapping	Reckless Homicide
Manslaughter 1 st or 2 nd	Murder	Involuntary Manslaughter
Rape 1 st , 2 nd or 3 rd	Riot 1 st	Robbery 1 st or 2 nd
Sexual Abuse 1 st	Sodomy 1 st , 2 nd or 3 rd	Stalking 1 st
Use of Minor in a Sexual Performance		
Arson 1 st	Escape 1 st	

11. DATA ELEMENT - *Pending Charges or Holders*

SOURCE – Local Management Information System Criminal Case History file review by Offender name; NCIC Criminal Case History file; Self-report by Offender

DEFINITION – Offender has Pending Charges in Fayette Co. or Holder(s) for other jurisdictions for charges other than those previously listed.

12. DATA ELEMENT – *Release Date*

SOURCE - Local Management Information System Criminal Case History file review by Offender name

DEFINITION - Offender has an expected date of release from the Fayette County Dept. of Community Corrections.

13. DATA ELEMENT – *Eligible for Housing Unit Programs Only*

SOURCE – Levels of Inmate program eligibility as determined by current and prior criminal history and institutional behavior history.

DEFINITION - Offender is only eligible for Programs offered in his/her assigned Housing Unit.

14. DATA ELEMENT – *Eligible For Housing Unit and Interior Facility Programs Only*

SOURCE - Levels of Inmate program eligibility as determined by current and prior criminal history and institutional behavior history.

DEFINITION – Offender is eligible for Programs offered in his/her assigned Housing Unit and for interior programs located in the secure area of the facility.

15. DATA ELEMENT – *Eligible for Housing Unit, Interior Facility and Exterior Facility Programs only.*

SOURCE - Levels of Inmate program eligibility as determined by current and prior criminal history and institutional behavior history.

DEFINITION – Offender is eligible for Programs offered in his/her assigned Housing Unit, interior programs located in the secure area of the facility, and exterior programs located outside of the secure area of the facility (inmate worker assignments located on facility grounds, but outside of the secure area.)

16. DATA ELEMENT – *Eligible for Housing Unit, Interior Facility, Exterior Facility, and Community Service Programs*

SOURCE - Levels of Inmate program eligibility as determined by current and prior criminal history and institutional behavior history.

DEFINITION - Offender is eligible for Programs offered in his/her assigned Housing Unit, interior programs located in the secure area of the facility, exterior programs located outside of the secure area of the facility (inmate worker assignments located on facility grounds, but outside of the secure area), and community service programs.