

House Bill 1017

By: Representative Greene of the 158<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

To amend Article 5 of Chapter 5 of Title 42 of the Official Code of Georgia Annotated, relating to earned-time allowances and work incentive credits, so as to amend the provisions for the work incentive program; to authorize the Department of Corrections to create a work incentive program; to provide for the practices and procedures connected with such program; to provide an effective date; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 5 of Chapter 5 of Title 42 of the Official Code of Georgia Annotated, relating to earned-time allowances and work incentive credits, is amended by striking Code Section 42-5-101, relating to work incentive credits, in its entirety and inserting in lieu thereof a new Code Section 42-5-101 to read as follows:

"42-5-101.

(a) The Department of Corrections is authorized to devise and to provide by agency rule a ~~system of work incentive credits which may be awarded~~ program administered by the department to for persons committed to its custody for any felony prison term other than life imprisonment.

(b) ~~The work~~ Work incentive credits may be awarded program will be administered by the department to recognize inmates' institutional attainments in academic or vocational education, satisfactory performance of work assignments made by the penal institution, and compliance with satisfactory behavior standards established by the department.

(c) ~~The department may award up to one day of work incentive credits for each day during which the subject inmate has participated in approved educational or other counseling programs, has satisfactorily performed work tasks assigned by the penal institution, and has complied with satisfactory behavior standards established by the department.~~

(d) Sufficient successful participation in any such ~~Any work incentive credits awarded~~ program by an inmate by the department shall be reported by the department to the State

1 Board of Pardons and Paroles which shall consider such ~~credits~~ participation when making  
2 a final parole release decision regarding the subject inmate. The department is authorized  
3 to recommend the board ~~apply~~ consider the participation in the work incentive ~~credits~~  
4 program to advance any tentative parole release date already established for the subject  
5 inmate.

6 ~~(e)~~(d) The department also shall report to the State Board of Pardons and Paroles the cases  
7 of inmates who decline or refuse to participate in work, educational, or counseling  
8 programs, ~~who~~ or who participate but fail to comply with satisfactory behavior standards;  
9 ~~and who therefore refuse to earn work incentive credits."~~

## 10 SECTION 2.

11 This Act shall become effective upon its approval by the Governor or upon its becoming law  
12 without such approval.

## 13 SECTION 3.

14 All laws and parts of laws in conflict with this Act are repealed.