RULE FORM

Rule Number(s) 475-3-.05(17)—(18)

Notice to Secretary of State #
Notice to Legislative Counsel 11|8|2007

Initial adoption at Board meeting 11|8|2007

Posted at Board 11|8|2007

Final adoption at Board Meeting

Comments received

Filed with Secretary of State 12|10|2007

Letter from Secretary of State 12|11|2007

Effective on Jan 1, 2008

STATE BOARD OF PARDONS AND PAROLES

NOTICE OF INTENT TO CONSIDER AMENDING AN AGENCY RULE

Synopsis

The Board finds that it is in the public's best interest and specifically in the best interest of the criminal justice community (Superior Court Judges, District Attorneys, defense attorneys and law enforcement) to know what to expect from the Board when a sentence is imposed upon a felony offender. A "certainty in sentencing" is established by the Board setting minimal time-to-serve guidelines that incorporate risk factors and are tied to the length of sentences imposed by a majority of Superior Court Judges. The following new Parole Decision Guidelines represent a three-year study and analysis of risk factors utilized in granting clemency to a particular offender, past clemency practices and the effects of the new guidelines on the prison capacity of the state. As a result of the study, the Board's new Parole Decision Guidelines represents its best effort to protect the public from harm by maximizing the utility of the state's prison system by ensuring that the most dangerous offenders are incarcerated for the longest period of time possible, given the State's available resources. Therefore, pursuant to its grant of authority under the Georgia Constitution and in accordance with O.C.G.A. §50-13-4, the Board hereby gives notice to the public of the Board's intent to amend its rules pertaining to Parole Consideration as it relates to Parole Decision Guidelines.

Proposal

Note: Underlined text is proposed to be added to Agency Rule 475-3-.05 and struck-through text deleted from it.

Pursuant to the provisions of the Administrative Procedures Act, notice is hereby given to all interested persons that the State Board of Pardons and Paroles proposes to amend its Agency Rule 475-3-.05, relating to Parole Consideration, by renumbering paragraph seven as paragraph nine and amending said paragraph; and renumbering paragraph eight as paragraph 18; and adding new paragraphs seven, eight, ten, 11, 12, 13, 14, 15, 16 and 17 as follows:

475-3-.05 Parole Consideration.

(7) The minimum mid-point Parole Decision Guidelines recommendation for each Crime Severity Level represents one-third, or more, of the Statewide-average prison sentence for all crimes assigned said Crime Severity Level.

(8)(a)The Parole Board will use the following factors to compute a Risk to Re-Offend Score for each inmate it considers for parole using its Parole Guidelines System.
(b) Number of Felony Convictions: (none = 0 pts.), (1-2 = 1 pt.), (3 = 2 pts.), (4-5 = 3 pts.), (6-7 = 4 pts.), (8 = 5 pts.), (9 or more = 6 pts.).
(c) Number of Prior Prison Incarcerations: (none = 0 pts.), (1 = 1 pt.), (2 = 3 pts.), (3 = 4 pts.), (4 or more = 6 pts.).
(d) Current Prison Sentenced Offenses (score is cumulative) includes: (offense(s) not listed = 0 pts.), (burglary = 1 pt.), (drug possession = 1 pt.), (forgery = 2 pts.), (felony obstruction of an officer = 3 pts.), (theft = 5 pts.).
(e) Age at Current Prison Admission: (20 or less = 0 pts.), (more than 20 to 40 = minus 1 pt.), (more than 40 = minus 2 pts.).
(f) History of drug or alcohol abuse: (no = 0 pts.), (yes = 2 pts.).
(g) Employed at time of current arrest: (no = 0 pts.), (yes = minus 3 pts.).

(9)(a) Offenders considered for parole using the Parole Decision Guidelines System who have been convicted of the following crimes shall be assigned a Crime Severity Level of VIII: voluntary manslaughter, statutory rape, homicide by vehicle while under the influence of alcohol/drugs or as a habitual traffic violator, aggravated battery on a police officer, aggravated assault on a police officer, attempted rape, involuntary manslaughter, hijacking a motor vehicle, criminal attempt to murder, aggravated assault (with injury or weapon), enticing a child for an indecent purpose, cruelty to children, child molestation, feticide by vehicle, incest, bus hijacking, robbery, aggravated stalking, aggravated battery, burglary of an occupied residence, VGCSA - Cocaine or Methamphetamine – 400 or more grams, VGCSA - Marijuana -10,000 or more pounds, or VGCSA - Opiates – 28 or more grams.
(b) Crime Severity Level VIII offenders with a ~~Parole Success Score~~ Risk to Re-Offend Score of ~~0 to 8~~ seven or more shall receive a Parole Guidelines recommendation of 90% of the prison sentence.
(c) Crime Severity Level VIII offenders with a ~~Parole Success Score~~ Risk to Re-Offend Score of ~~9 to 13~~ three to six shall receive a Parole Guidelines recommendation of 75% of the prison sentence.
(d) Crime Severity Level VIII offenders with a ~~Parole Success Score~~ Risk to Re-Offend Score of ~~14 to 20~~ two or less shall receive a Parole Guidelines recommendation of 65% of the prison sentence.

(10)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of VII:

attempted aggravated child molestation, attempted armed robbery, attempted kidnapping, attempted aggravated sexual battery, attempted aggravated sodomy, pimping or pandering a child under the age of 18, RICO, probation revocation based in a Level VIII offense, or probation revocation based on a Serious Violent Felony.
(b) Crime Severity Level VII offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 60 to 102 months.
(c) Crime Severity Level VII offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 48 to 78 months.
(d) Crime Severity Level VII offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 40 to 60 months.

(11)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of VI: burglary of an unoccupied dwelling, VGCSA - Cocaine or Methamphetamine – 200 to 399 grams, VGCSA - Marijuana – 2,000 to 9,999 pounds, or VGCSA - Opiates - 0 to 27 grams.
(b) Crime Severity Level VI offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 52 to 78 months.
(c) Crime Severity Level VI offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 40 to 60 months.
(d) Crime Severity Level VI offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 36 to 52 months.

(12)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of V: aggravated assault (no injury or weapon), arson I, VGCSA - Cocaine or Methamphetamine - 28 to 199 grams, identity fraud, VGCSA - Marijuana - 10 to 1,999 pounds, manufacturing Methamphetamine – 2nd offense or child injured, VGCSA – Opiates – 4 to 0 grams, VGCSA – sale/distribution/intent to sell Schedule I or II drugs – 3rd offense, or VGCSA – Methamphetamine Trafficking – less than 200 grams.
(b) Crime Severity Level V offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 40 to 60 months.
(c) Crime Severity Level V offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 34 to 52 months.
(d) Crime Severity Level V offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 30 to 40 months.

(13)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of IV: arson II - $2,000, burglary - non-dwelling, over $5,000 or six or more counts, homicide by vehicle – not DUI/habitual violator, manufacturing Methamphetamine – near a child, serious injury by vehicle, theft of vehicle – four or more counts or 4th or more offense, theft – over $10,000, VGCSA – sale/distribution/intent to sell Schedule I or II drugs – 2nd offense.
(b) Crime Severity Level IV offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 28 to 38 months.

(c) Crime Severity Level IV offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 24 to 34 months.
(d) Crime Severity Level IV offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 22 to 26 months.

(14)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of III: burglary – non-dwelling – two to five counts - $2,001 to $5,000, credit card fraud – more than 10 counts or $1,000, criminal damage – life in danger or over $2,000, destroying or injuring police dog or horse, forgery I – over 10 counts or $1,000, manufacturing Methamphetamine – 1st offense, obstruction of officer, possession/theft of material to manufacture illegal drugs – 2nd offense, terroristic threat, theft - $5,000 to $10,000, theft of vehicle – for profit or 2nd and 3rd counts not for profit or 3rd offense, or VGCSA - sale or possession – 2nd and 3rd offense.
(b) Crime Severity Level III offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 26 to 32 months.
(c) Crime Severity Level III offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 22 to 28 months.
(d) Crime Severity Level III offenders with a risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 20 to 24 months.

(15)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of II: bad checks - $2,000 or more, burglary - non-dwelling - $300 to $2,000 - one count, credit card fraud – 10 or less counts or less than $1,000, criminal damage II - $300 to $2,000, forgery I – 10 or less counts or less than $1,000, possession of illegal firearm or explosives, possession/theft of materials to manufacture illegal drugs - 1st offense, reckless conduct by HIV-infected person, theft - $1,000 to $4,999, theft of vehicle - not for profit - 2nd offense, VGCSA -possession - 2nd offense, or VGCSA - sale/intent to sell/distribution - 1st offense.
(b) Crime Severity Level II offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 24 to 28 months.
(c) Crime Severity Level II offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 20 to 24 months.
(d) Crime Severity Level II offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 18 to 22 months.

(16)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of I: bad checks - under $2,000, burglary - non-dwelling, less than $300 - one count, credit card theft, criminal interference with government property, escape - no weapon, aiding escape - no weapon, forgery II - 10 or less counts or less than $1000, habitual violator, possession/passing forged prescriptions - 1st offense, possession of tools to commit a crime, theft – less than $1,000, theft of vehicle - not for profit - one count - 1st offense, or VGCSA - possession - one count.
(b) Crime Severity Level I offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 20 to 26 months.

(c) Crime Severity Level I offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 17 to 22 months.
(d) Crime Severity Level I offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 15 to 19 months.

(17) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for an offense or offenses not otherwise specified in this rule will be assigned the Crime Severity Level of the specified offense most similar to their most serious offense.

(18) Inmates serving prison sentences for sex crimes and crimes against minors will receive a risk assessment evaluation prior to a final decision to grant parole to determine the likelihood that he or she will engage in another sex crime or a crime against a minor.

The State Board of Pardons and Paroles will receive views presented by interested parties and otherwise consider this amendment of its Agency Rules at its next monthly open meeting scheduled for 10:00 a.m. on Friday, December 7, 2007, in the Board's Hearing Room, 5th floor, 2 Martin Luther King, Jr., Dr., Atlanta, Georgia. Written comments regarding this matter should be forwarded to the Board's Legal Office at 2 M.L.K. Jr. Dr., Atlanta, Georgia 30334. If you have any questions, you should call the Board's Legal Office at 404.651.6671.

Citation of Applicable Authority: Ga.Const.1983 Art.4, § 2, ¶ 2; O.C.G.A. § 42-9-1; O.C.G.A. § 42-9-40; O.C.G.A. § 42-9-42; O.C.G.A. § 42-9-43 and O.C.G.A. § 42-9-45.

This 8th day of November 2007.

Tracy Q. Masters

Tracy D. Masters
Secretary to the Board

Tracy Masters

12/11/2007 01:19 PM

To: "Gilley, Janice" <jgilley@sos.ga.gov>
cc: "White, Coral" <cwhite@sos.ga.gov>
Subject: Re: Rule 475-3-.05 amended, Rules of State Board of Pardons and Paroles

As always, thanks for your assistance and that of your staff.

Tracy Dean Masters
Director of Legal Services
Georgia Board of Pardons & Paroles
"Gilley, Janice" <jgilley@sos.ga.gov>

"Gilley, Janice" <jgilley@sos.ga.gov>

12/11/2007 10:50 AM

To: <Tracy_Masters@pap.state.ga.us>
cc: "White, Coral" <cwhite@sos.ga.gov>
Subject: Rule 475-3-.05 amended, Rules of State Board of Pardons and Paroles

RE: Rule 475-3-.05 amended, Rules of State Board of Pardons and Paroles

This acknowledges receipt of your letter, dated December 10, 2007, with which was attached an electronic copy of the above-captioned amendment.

We have recorded said amendment as having been received and filed on December 10, 2007, to become effective on January 01, 2008.

Sincerely,
Coral White

Coral White
Manager
Administrative Procedure Division
cwhite@sos.state.ga.us

CW/jg

New Guidelines Clemency Projections

Below you will find projected clemencies based on application of the new Guidelines Months to Serve GRID.
The simulation model only provides total releases, which includes both maxouts and clemencies. As a result, I have averaged maxouts for the past two fiscal years to calculate projected clemencies in the model. Maxouts for last two years have averaged 575 per month. Using this as a base, below are the clemency release projections based on the ARS simulation model, which assumes a 70% compliance with the Guidelines.

Calendar Year	Projected releases	Clemencies per month	Bubble reduction	Additional releases
2008	20,140	1,103	+50 = 1,153	2,278
2009	20,566	1,138	+50 = 1,188	2,698
2010	22,180	1,273		3,718
2011	22,504	1,300		4,042
2012	22,582	1,306		4,114
Totals				**16,850**

"Bubble" reduction:
Under the new guidelines there is a 24 month time period in which there are approximately 1,200 more inmates projected to occupy prison beds. The Board has averaged 963 releases per month over the last two fiscal years.
The Board has several ways of adjusting your release practices to provide the additional 200 releases per month.

1. Short sentence cases (Cat 2)
2. Boot Camp approval rates
3. Compliance with Guidelines in lower range

Field Supervision Impact:
Based on this average, I have calculated that there will be an additional 16,850 releases over the 5 year period, as compared to current projections. This will be helpful in determining the potential impact on field supervision.

COMMITTEE MEMBERS:

Speaker of the House
President of the Senate
Secretary of the Senate
Clerk of the House
President Pro Tempore
Speaker Pro Tempore
Senate Majority Leader
House Majority Leader
Senate Minority Leader
House Minority Leader

COMMITTEE MEMBERS:

Chairperson, Senate Appropriations Committee
Chairperson, Senate Banking and Financial Institutions Committee
Chairperson, Senate Judiciary Committee
Chairperson, House Appropriations Committee
Chairperson, House Judiciary Committee
Chairperson, House Ways and Means Committee

LEGISLATIVE SERVICES COMMITTEE

OFFICE OF LEGISLATIVE COUNSEL
316 STATE CAPITOL
ATLANTA, GEORGIA 30334
(404) 656-5000

Received
NOV 19 2007
Legal Services

November 13, 2007

Honorable Johnny Grant
Senator, District 25
321-A Coverdell Legislative Office Building
BY HAND

Honorable Terry Barnard
Representative, District 166
401-C State Capitol
BY HAND

Dear Senator Grant and Representative Barnard:

Pursuant to the provisions of the "Georgia Administrative Procedure Act" (Chapter 13 of Title 50 of the Official Code of Georgia Annotated), the attached notice of proposed rules of the State Board of Pardons and Paroles has been assigned to your committee, and I am enclosing a copy for your review. Upon request, I will send a copy of the notice with the proposed rules to any committee member.

Sincerely yours,

Sewell R. Brumby
Legislative Counsel

SRB/dm
Attachments
cc: Honorable Casey Cagle
Honorable Glenn Richardson
House Member Services
Mr. Tracy D. Masters

STATE BOARD OF PARDONS AND PAROLES

Garland R. Hunt, Esq.
Chairman

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Balcony Level, East Tower
Atlanta, Georgia 30334-4909
(404) 656-5651
www.pap.state.ga.us

L. Gale Buckner
Vice-Chair
Garfield Hammonds, Jr.
Member
Milton E. "Buddy" Nix, Jr.
Member
Robert E. Keller
Member

November 8, 2007

Sewell Brumby
Legislative Counsel
316 State Capitol
Atlanta, Ga. 30334

Re: Proposed Amendments to an Agency Rule, entitled: Parole Consideration and numbered 475-3-.05.

Dear Mr. Brumby:

Attached you will find three copies of proposed amendments to Board Rule 475-3-.5., relating to Parole Consideration. The proposed amendments renumber paragraph seven as paragraph nine and amend said paragraph; renumber paragraph eight as paragraph 18; and add new paragraphs seven, eight, ten, 11, 12, 13, 14, 15, 16 and 17.

These amendments were proposed at an open meeting of the Parole Board on this date and will be considered at the next open Parole Board meeting on December 7, 2007.

Senior Assistant Attorney General Joseph Drolet has reviewed said proposed amendments. If you have any questions, please call me at 404.651.6671.

Sincerely,

Tracy D. Masters
Director of Legal Services

Attachments

OFFICE OF LEGISLATIVE COUNSEL
NOV 13 2007
RECEIVED

STATE BOARD OF PARDONS AND PAROLES

NOTICE OF INTENT TO CONSIDER AMENDING AN AGENCY RULE

Synopsis

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(g) Employed at time of current arrest: (no = 0 pts.), (yes = minus 3 pts.).

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(c) Crime Severity Level VIII offenders with a ~~Parole Success Score~~ Risk to Re-Offend Score of ~~9 to 13~~ three to six shall receive a Parole Guidelines recommendation of 75% of the prison sentence.
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(b) Crime Severity Level VI offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 52 to 78 months.
(c) Crime Severity Level VI offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 40 to 60 months.
(d) Crime Severity Level VI offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 36 to 52 months.

(12)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of V: aggravated assault (no injury or weapon), arson I, VGCSA - Cocaine or Methamphetamine - 28 to 199 grams, identity fraud, VGCSA - Marijuana - 10 to 1,999 pounds, manufacturing Methamphetamine – 2nd offense or child injured, VGCSA – Opiates – 4 to 0 grams, VGCSA – sale/distribution/intent to sell Schedule I or II drugs – 3rd offense, or VGCSA – Methamphetamine Trafficking – less than 200 grams.
(b) Crime Severity Level V offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 40 to 60 months.
(c) Crime Severity Level V offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 34 to 52 months.
(d) Crime Severity Level V offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 30 to 40 months.

(13)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of IV: arson II - $2,000, burglary - non-dwelling, over $5,000 or six or more counts, homicide by vehicle – not DUI/habitual violator, manufacturing Methamphetamine – near a child, serious injury by vehicle, theft of vehicle – four or more counts or 4th or more offense, theft – over $10,000, VGCSA – sale/distribution/intent to sell Schedule I or II drugs – 2nd offense.
(b) Crime Severity Level IV offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 28 to 38 months.

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(d) Crime Severity Level IV offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 22 to 26 months.

(14)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of III: burglary – non-dwelling – two to five counts - $2,001 to $5,000, credit card fraud – more than 10 counts or $1,000, criminal damage – life in danger or over $2,000, destroying or injuring police dog or horse, forgery I – over 10 counts or $1,000, manufacturing Methamphetamine – 1st offense, obstruction of officer, possession/theft of material to manufacture illegal drugs – 2nd offense, terroristic threat, theft - $5,000 to $10,000, theft of vehicle – for profit or 2nd and 3rd counts not for profit or 3rd offense, or VGCSA - sale or possession – 2nd and 3rd offense.
(b) Crime Severity Level III offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 26 to 32 months.
(c) Crime Severity Level III offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 22 to 28 months.
(d) Crime Severity Level III offenders with a risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 20 to 24 months.

(15)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of II: bad checks - $2,000 or more, burglary - non-dwelling - $300 to $2,000 - one count, credit card fraud – 10 or less counts or less than $1,000, criminal damage II - $300 to $2,000, forgery I – 10 or less counts or less than $1,000, possession of illegal firearm or explosives, possession/theft of materials to manufacture illegal drugs - 1st offense, reckless conduct by HIV-infected person, theft - $1,000 to $4,999, theft of vehicle - not for profit - 2nd offense, VGCSA -possession - 2nd offense, or VGCSA - sale/intent to sell/distribution - 1st offense.
(b) Crime Severity Level II offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 24 to 28 months.
(c) Crime Severity Level II offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 20 to 24 months.
(d) Crime Severity Level II offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 18 to 22 months.

(16)(a) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for the following offenses shall be assigned a Crime Severity Level of I: bad checks - under $2,000, burglary - non-dwelling, less than $300 - one count, credit card theft, criminal interference with government property, escape - no weapon, aiding escape - no weapon, forgery II - 10 or less counts or less than $1000, habitual violator, possession/passing forged prescriptions - 1st offense, possession of tools to commit a crime, theft – less than $1,000, theft of vehicle - not for profit - one count - 1st offense, or VGCSA - possession - one count.
(b) Crime Severity Level I offenders with a Risk to Re-Offend Score of seven or more shall receive a Parole Guidelines recommendation of 20 to 26 months.

(c) Crime Severity Level I offenders with a Risk to Re-Offend Score of three to six shall receive a Parole Guidelines recommendation of 17 to 22 months.
(d) Crime Severity Level I offenders with a Risk to Re-Offend Score of two or less shall receive a Parole Guidelines recommendation of 15 to 19 months.

(17) Offenders considered for parole using the Parole Decision Guidelines System who are incarcerated for an offense or offenses not otherwise specified in this rule will be assigned the Crime Severity Level of the specified offense most similar to their most serious offense.

(18) Inmates serving prison sentences for sex crimes and crimes against minors will receive a risk assessment evaluation prior to a final decision to grant parole to determine the likelihood that he or she will engage in another sex crime or a crime against a minor.

The State Board of Pardons and Paroles will receive views presented by interested parties and otherwise consider this amendment of its Agency Rules at its next monthly open meeting scheduled for 10:00 a.m. on Friday, December 7, 2007, in the Board's Hearing Room, 5th floor, 2 Martin Luther King, Jr., Dr., Atlanta, Georgia. Written comments regarding this matter should be forwarded to the Board's Legal Office at 2 M.L.K. Jr. Dr., Atlanta, Georgia 30334. If you have any questions, you should call the Board's Legal Office at 404.651.6671.

Citation of Applicable Authority: Ga.Const.1983 Art.4, § 2, ¶ 2; O.C.G.A. § 42-9-1; O.C.G.A. § 42-9-40; O.C.G.A. § 42-9-42; O.C.G.A. § 42-9-43 and O.C.G.A. § 42-9-45.

This 8th day of November 2007.

Tracy D. Masters
Secretary to the Board