# Earned Release Time Eligibility

**DOC Policy 350.100**

<table>
<thead>
<tr>
<th>Category</th>
<th>ERT %</th>
<th>Effective Dates</th>
</tr>
</thead>
<tbody>
<tr>
<td>Serious Violent Offense</td>
<td>15%</td>
<td>Offense committed 7/1/1990 – 6/30/2003</td>
</tr>
<tr>
<td></td>
<td>10%</td>
<td>Offense committed on or after 6/30/2003</td>
</tr>
<tr>
<td>Class A felony sex offense</td>
<td>15%</td>
<td>Offense committed 7/1/1990 – 6/30/2003</td>
</tr>
<tr>
<td></td>
<td>10%</td>
<td>Offense committed on or after 6/30/2003</td>
</tr>
<tr>
<td>Moderate or Low Risk</td>
<td>50%</td>
<td>Convicted before July 2, 2010</td>
</tr>
</tbody>
</table>

Excl current or prior: Sex offense, violent offense, Crime Against a Person, ID Theft 1 and 2 (after 6/6/2006), felony DV, ResBurg, M/D/P w/I Meth (and anticip), Delv CS to a Minor (and anticip), GM Stalking, DV VCO incl GM, any new felony committed under comm supv (after 7/22/2007)

| All Others                      | 33.3%  |

**ERT = 2/3 good conduct time + 1/3 earned time**

**Good Conduct Time**

Good Conduct Time Eligibility: all are eligible except:

- LWOP
- serving mandatory/flat time enhancement portion
- comm cust violators sanctioned by DOC on or after 5/2/2012
- CCP return
- CCI termination
- pre-SRA

**Earned Time**

Earned Time = persons who participate in approved programs, including work and school, are eligible for earned time for each calendar month as follows:

1. 10% = 1.11 days
2. 15% = 1.76 days
3. 33.3% = 5 days
4. 50% = 10 days

Not eligible if not involved in mandatory programming as determined through the classification process and consistent with Custody Facility Plan. Person will not earn earned time if on a wait list and refuses a program assignment.

For persons transferred to DOC from county jail, the jail administrator will certify to DOC the amount of jail time spent in custody and any earned time not earned. DOC will calculate ERT for time spent in the jail at the rate earned in DOC.

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Sentencing Guidelines Commission

9/16/2020