


**Serving a Sentence:
Issues Related to the Jail**


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April 3, 2009



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Place of Confinement

- Misdemeanors:
 - 90 days or less, to jail
 - Over 90 days, your choice (prison or jail)
- Felonies:
 - To prison, unless sheriff/county request
- Work release



Credit Rules

- When you activate a sentence, credit:
 - Pretrial confinement
 - Time jailed awaiting revocation hearing
 - Time served under active portion of split
 - Time spent at DART-Cherry as condition of probation
 - Time spent imprisoned for contempt under G.S. 15A-1344(e1)
- No credit for home detention under EHA



Sentence Reductions

- Earned time
 - 4 days per month
- Good time for DWI
 - 1 day for each day without infraction
 - In other words: Cut the sentence in half



Modifying Judgments

- When still *in fieri*
- Clerical errors
- Under post-conviction statutes
- Criminal contempt
- Active portion of a split (for good cause)

- Medical costs: UNC v. Hill (1990)