

# Serving a Sentence: Issues Related to the Jail

Shea Denning

Materials prepared by Jamie Markham

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UNC  
SCHOOL OF GOVERNMENT

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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)