

House Engrossed
probation credits; work time credit

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HOUSE BILL 2116

AN ACT

AMENDING SECTION 13-924, ARIZONA REVISED STATUTES; RELATING TO PROBATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-924, Arizona Revised Statutes, is amended to
3 read:

4 13-924. Probation; earned time credit; work time credit;
5 applicability; definitions

6 A. The court may adjust the period of a probationer's supervised
7 probation on the recommendation of an adult probation officer for earned
8 time credit **AND WORK TIME CREDIT**.

9 B. Earned time credit equals twenty days for every thirty days that
10 a probationer does all of the following:

11 1. Exhibits positive progression toward the goals and treatment of
12 the probationer's case plan.

13 2. Is current on payments for court ordered restitution and is in
14 compliance with all other nonmonetary obligations.

15 3. Is current in completing community restitution.

16 C. **WORK TIME CREDIT EQUALS THIRTY DAYS FOR EVERY THIRTY DAYS THAT A**
17 **PROBATIONER IS ENGAGED IN ELIGIBLE EMPLOYMENT. A PROBATIONER MUST PROVIDE**
18 **SUPPORTING DOCUMENTATION TO THE SUPERVISING PROBATION OFFICER WITHIN FIVE**
19 **BUSINESS DAYS AFTER COMPLETING THIRTY DAYS OF ELIGIBLE EMPLOYMENT. THE**
20 **SUPERVISING PROBATION OFFICER MUST VERIFY THE PROBATIONER'S EMPLOYMENT**
21 **THROUGH THE SUPPORTING DOCUMENTATION THAT IS PROVIDED BY THE PROBATIONER**
22 **AND BY ANY OTHER MEANS THAT THE COURT DETERMINES IS NECESSARY TO VERIFY**
23 **THE WORK. THE PROBATION OFFICER MUST DOCUMENT ANY REQUEST FOR WORK TIME**
24 **CREDIT THAT IS DENIED.**

25 ~~E~~. D. Any earned time credit **AND WORK TIME CREDIT** awarded pursuant
26 to this section shall be revoked if a probationer is found in violation of
27 a condition of probation.

28 ~~E~~. E. This section does not apply to a probationer who is
29 currently:

30 1. On lifetime probation.

31 2. On probation for any class 2 or 3 felony.

32 3. On probation exclusively for a misdemeanor offense.

33 4. Required to register pursuant to section 13-3821.

34 ~~E~~. F. This section has no effect on the ability of the court to
35 terminate the period of probation or intensive probation pursuant to
36 section 13-901, subsection E at a time earlier than originally imposed.

37 G. **FOR THE PURPOSES OF THIS SECTION:**

38 1. **"ELIGIBLE EMPLOYMENT" MEANS ANY OCCUPATION OR COMBINATION OF**
39 **OCCUPATIONS FOR WHICH A PERSON CAN PROVIDE SUPPORTING DOCUMENTATION**
40 **VERIFYING AT LEAST ONE HUNDRED THIRTY WAGE-EARNING HOURS IN ANY THIRTY-DAY**
41 **PERIOD.**

42 2. **"SUPPORTING DOCUMENTATION" MEANS AN EMPLOYMENT RECORD, PAY STUB,**
43 **EMPLOYMENT LETTER, CONTRACT OR OTHER RELIABLE MEANS OF VERIFYING**
44 **EMPLOYMENT.**

1 Sec. 2. Effective date

2 This act is effective from and after December 31, 2022.

3 Sec. 3. Short title

4 This act may be cited as the "Earning Safe Reentry Through Work Act
5 of 2022".