

State of Iowa Department of Corrections

Policy and Procedures

Policy Number: CBC-FS-03
Applicability: CBC
Policy Code: Public Access
Iowa Code Reference:
Chapter 12: COMMUNITY-BASED CORRECTIONS
Sub Chapter: FIELD SERVICES
Related DOC Policies: CBC-FS-02
Administrative Code Reference: N/A
Subject: INTENSIVE PRETRIAL SERVICES
PREA Standards: N/A
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Authority:

1. PURPOSE

To outline the guidelines and expectations regarding the supervision of individuals on Intensive (Level 4) Pretrial Release. See DOC policy CBC-FS-02, Pretrial Services for Levels 1-3.

2. POLICY

The Intensive Pretrial Supervision Program provides for the supervision of some defendants awaiting adjudication in jail who would not normally qualify for release under the pretrial release program due to an insufficient number of release points and/or overriding circumstances related to court appearances or concerns for public safety. As levels 1-3 are covered statutorily, Level 4 Intensive Pretrial supervision requires a contract to provide services.

The program goals are to assist in reducing jail overcrowding and enhance community safety by providing a more intense supervision to defendants awaiting adjudication than is available through standard pretrial services.

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3. DEFINITIONS - As used in this policy and related policies

Pretrial - Status, not yet convicted.

Pretrial interviewer - The staff designated by the district to conduct screening reviews of detainees and based on the information gathered, make recommendations to the Courts.

Pretrial Screening - A face to face interview or file/paper review conducted by a pretrial interviewer of eligible defendants to determine if the defendant qualifies for pretrial services.

4. PROCEDURES

A. Eligibility

1. Defendants who do not qualify for standard pretrial release per DOC policy **CBC-FS-02**, *Pretrial Services*, may be released to intensive pretrial supervision based on a local contract. For those districts that do not have a contract, refer to **CBC-FS-02** and staff the case with a supervisor for additional guidance.
2. For those defendants who scored -1 or less points on **CBC-FS-02 F-1** *Pretrial Interview/Screening Form and Point Schedule*:
 - a. The pretrial file is reviewed.
 - b. A new screening review is to be conducted.

B. Supervision

1. Level 4 - 1 weekly monitoring appointment (4 per month) with 1 being a home visit (1 monthly office contact may be virtual/phone if they are stable)
2. Curfews:

- a. Curfew hours may be imposed at the discretion of the supervising officer.
- b. At any time, curfew hours may be adjusted by the officer as necessary to accommodate irregular work hours or unusual circumstances.
- c. At any time, curfew hours may be made more restrictive at the discretion of the officer in accordance with defendant's compliance with release conditions.

Note: Exceptions may be made to the above in some instances, at the direction of the Court or upon local practices.

3. Travel Permission for Intensive Pre-trial Defendants:

- a. In-state and Out-of-state travel permissions shall be dictated by local procedures.
- b. Out of country travel requires approval by the court.

C. Violations

1. A defendant who has failed to comply with release conditions shall be considered to be in violation of release. Additional conditions of release may be imposed.
2. Additional conditions of release may include:
 - a. Earlier curfew
 - b. More frequent face-to-face office contacts
 - c. Increased telephone contacts
 - d. More frequent urinalysis/alco sensor screenings
 - e. Verbal or written reprimand
 - f. Requiring residential facility check-in
 - g. Home detention
 - h. Writing assignments, diaries, log of activities
 - i. Compliance with treatment recommendations
 - j. Electronic monitoring
3. If a defendant incurs violations of supervision, a report listing violations may be submitted to the Court, recommending revocation.
4. The contents and format of a PTR report of violation shall be outlined by local procedures and documented in Iowa Corrections Offender Network (ICON).

D. Program Completion

Length of time in the program is subject to Court order, adjudication and/or a department-requested transfer to standard pretrial supervision.