



DEPARTMENT OF THE ARMY
U.S. ARMY CORRECTIONS COMMAND
200 STOVALL STREET
ALEXANDRIA, VIRGINIA 22332-6100

REPLY TO
ATTENTION OF

DAPM-ACC

Policy Letter #20

MAR 31 2010

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: ACC Policy Letter #20– Contingent Sentence Notifications

1. Reference Army Regulation 190-47, The Army Corrections System, dated 15 June 2006, Chapter 3-6.
2. Purpose: To outline the procedures for notification for sentences involving contingent confinement based upon the failure to pay a fine.
3. If a court-martial sentence includes a provision for additional confinement contingent upon the failure of the prisoner to pay an adjudged fine, the ACS facility commander, or a designated representative, will notify the Commander of the Army prisoner's assigned Personnel Control Facility (PCF) and the Convening Authority (CA) taking initial action in the case, that the additional confinement may not be executed until the R.C.M. 1113(d)(3) requirements have been met. The notice will include the prisoner's anticipated Minimum Release Date (MRD), parole, or Mandatory Supervised Release (MSR) date and will be initiated upon the occurrence of one of the following events:
 - a. Upon receipt of the CA's action, the ACS facility commander will send this notification to the PCF Commander and furnish a copy to the CA who approved the sentence. The PCF Commander has the action unless the CA who approved the sentence indicates an intent to act on the matter; or
 - b. 60 days prior to the prisoner's anticipated MRD, parole, or MSR date, the ACS facility commander will send this notification to the PCF Commander and furnish a copy to the CA who approved the sentence. The PCF Commander has the action unless the CA who approved the sentence indicates an intent to act on the matter.
4. Until the due process requirements for enforcement have been met, the additional confinement is not yet applicable and should not be used for any sentence calculations.

DAPM-ACC

SUBJECT: ACC Policy Letter #20– Contingent Sentence Notifications

5. Point of contact for this policy is PP, Branch Chief, Operations Division, ACC Headquarters, 703-428-7707/DSN 328-7707.

PP

COL, MP
Commanding

DISTRIBUTION:

COMMANDER, ARMY CORRECTIONS BRIGADE, FORT LEAVENWORTH
COMMANDER, ARMY REGIONAL CORRECTIONAL FACILITY, JOINT BASE LEWIS-McCHORD
COMMANDER, REGIONAL CORRECTIONAL FACILITY, FORT SILL
COMMANDER, U.S. ARMY REGIONAL CORRECTIONAL FACILITY, GERMANY
COMMANDER, U.S. ARMY REGIONAL CORRECTIONAL FACILITY, KOREA

CF:

ARMY REVIEW BOARDS AGENCY
HEADQUARTERS U.S. MARINE CORPS PLANS, POLICIES AND OPERATIONS
DEPT SECURITY DIV, LAW ENFORCEMENT AND CORRECTIONS 2 NAVY ANNEX
(ROOM 3316), WASHINGTON, DC 20380
U.S. NAVY PERSONNEL COMMAND, CORRECTIONS & PROGRAMS (OPNAV-N135E/PERS-00D1), BLDG 457, RM 64, 5720 INTEGRITY DRIVE, MILLINGTON, TN 38055
U.S. AIR FORCE SECURITY FORCES COMMAND, CORRECTIONS DIVISION, 1517 BILLY MITCHELL BLVD, LACKLAND, AIR FORCE BASE, TEXAS 78236-0119