

State ex rel Torres-Lopez v. Fahrion

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Director

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Timeline of Torres-Lopez





Problems and Solutions

Pre- <i>Torres-Lopez & Arellano-Sanchez</i>	Post <i>Torres-Lopez & Arellano-Sanchez</i>	HB 4041 Fixes
DOC utilized statutory authority to issue an escape warrant re-arrest anyone released in error.	DOC may not re-arrest those released in error without due process.	S.7: New process for re-arrest with due process. S.8: Applies retroactively to T-L cases.
“Scribner’s error” used to correct judgments.	Courts express uncertainty about their ability to correct judgments.	S.9: Court may correct judgments.
Limited communication to courts or parties if AIC release date sentence changed significantly.	Regular communication of T-L impacted cases began.	S.10: If a sentence changes, this codifies communication expectations.
DOC did not apply duplicate presentence CTS in one judgment.	DOC must apply presentence CTS from other jurisdictions.	S.11: Limits the application of duplicate presentence incarceration credits, unless expressly ordered.



Get In Touch With Us



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