

FAMM
Families for Justice Reform

Compassionate Release State by State



State	State name of Compassionate Release program(s)	Covers Medical Condition(s)	Covers Terminal Illness (Prognosis, if Required)	Covers Advanced Age (Age (and other Requirements))	Final Decision-Maker
Alabama	Medical Parole	X	X (12 months or less to live)	X Age 60+ (with infirmity, illness, or disease related to aging)	Board of Pardons and Paroles
	Medical Furlough	X	X (12 months or less to live)	X Age 55+ (with infirmity, illness, or disease related to aging)	Commissioner, Department of Corrections
Alaska	Special Medical Parole	X	X		Board of Parole
	Geriatric Parole/Discretionary Parole Based on Age			X Age 60+ (and served at least 10 years)	Board of Parole
Arizona	Executive Clemency Due to Imminent Danger of Death		X (defined inconsistently as 3, 4, or 6 months to live)		Governor
	Compassionate Leave/Furlough	X	X		Department of Corrections, Rehabilitation, and Reentry
Arkansas	Medical Parole	X	X (2 years or less to live)		Parole Board
	Early Release to Home Detention	X	X (2 years or less to live)		Parole Board
	Executive Clemency Due to Life-Threatening Medical Condition	X	X		Governor
California	Medical Parole	X			Board of Parole Hearings
	Recall of Sentence	X	X (12 months or less to live)		Sentencing Court
	Elderly Parole			X Age 50+ (and served at least 20 years)	Board of Parole Hearings

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Colorado	Special Needs Parole	X	X	X Age 55+ (with chronic infirmity, illness, condition, disease, or mental health disorder) or Age 64+ (and served at least 20 years)	Board of Parole
Connecticut	Medical Parole		X (6 months or less to live)		Board of Pardons and Paroles
	Compassionate Parole Release	X		X (debilitated as a result of “advanced age”)	Board of Pardons and Paroles
	Nursing Home Release		X		Warden and Commissioner, Department of Correction
Delaware	Sentence Modification Due to Illness or Infirmity	X			Sentencing Court
	Medical Parole (individuals designated as “Old-Law” prisoners)	X			Board of Parole
District of Columbia	Compassionate Release	X	X	X Age 60+ (and served 20 years or with a serious medical condition and served 15 years)	Sentencing Court
	Medical & Geriatric Suspension of Sentence	X	X	X Age 65+ (with chronic infirmity, illness, or disease related to aging)	Sentencing Court
	Medical & Geriatric Parole (individuals designated as “Old-Law” prisoners)	X	X (6 months or less to live)	X Age 65+ (with chronic infirmity, illness, or disease related to aging)	U.S. Parole Commission
Florida	Conditional Medical Release	X	X		Commission on Offender Review
	Medical Furlough	X	X (6 months or less to live)		Secretary, Department of Corrections

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Georgia	Medical Reprieve	X	X (12 months or less to live)		Board of Pardons and Paroles
	Parole Due to Disability or Advanced Age	X		X Age 62+	Board of Pardons and Paroles
Hawaii	Medical Release	X	X		Paroling Authority
Idaho	Medical Parole	X	X		Commision of Pardons and Parole
Illinois	Medical Release	X	X (18 months or less to live)		Prisoner Review Board
Indiana	Special Medical Clemency	X	X		Governor
	Temporary Leave		X		Warden
Iowa	NO COMPASSIONATE RELEASE				N/A
Kansas	Functional Incapacitation Release	X			Prisoner Review Board
	Terminal Medical Release		X (30 days or less to live)		Chair, Prisoner Review Board
Kentucky	Early Medical Consideration (Early Parole)	X	X (1 year or less to live)		Parole Board
Lousiana	Medical Parole	X	X (1 year or less to live)		Board of Pardons, Committee on Parole
	Medical Treatment Furlough	X			Board of Pardons, Committee on Parole

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Louisiana	Compassionate Release	X	X (60 days or less to live)		Secretary, Department of Public Safety and Corrections
	Parole: Advanced Age			X Age 60+ (and served 10 years)	Board of Pardons, Committee on Parole
Maine	Supervised Community Confinement	X	X		Commissioner, Department of Corrections
Maryland	Medical Parole	X	X ("imminently" terminal)		Parole Commission
	Geriatric Parole			X Age 60+ (and served at least 15 years)	Parole Commission
Massachusetts	Medical Parole	X	X (18 months or less to live)		Commissioner, Department of Correction
Michigan	Medical Parole	X	X		Parole Board
	Executive Clemency Due to Deteriorating or Terminal Medical Condition	X	X		Governor
Minnesota	Conditional Medical Release	X	X (12 months or less to live)		Commissioner, Department of Correction
Mississippi	Conditional Medical Release	X	X		Commissioner and Chief Medical Officer, Department of Corrections
	Geriatric Parole			X Age 60 (and served at least 10 years)	Parole Board
Missouri	Medical Parole	X	X (6 months or less to live)	X (advanced age with need for long-term nursing home care)	Parole Board

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Missouri	Executive Clemency Due to Illness or Advanced Age	X	X	X (advanced age with need for long-term nursing home care)	Governor
Montana	Medical Parole	X	X (6 months or less to live)		Board of Pardons and Parole
Nebraska	Medical Parole	X	X		Board of Parole
Nevada	Residential Confinement	X	X (18 months or less to live)		Director, Department of Corrections
	Geriatric Parole			X 65+ (and served majority of maximum term or maximum aggregate term)	Board of Parole Commissioners
New Hampshire	Medical Parole	X	X		Adult Parole Board
New Jersey	Compassionate Release	X	X (6 months or less to live)		Superior Court, Criminal Division
New Mexico	Medical and Geriatric Parole	X	X (6 months or less to live)	X 65+ (with chronic infirmity, illness, or disease related to aging)	Adult Parole Board
New York	Medical Parole	X	X		Board of Parole or for some individuals who are terminally ill, the Commissioner, Department of Corrections and Community Supervision
North Carolina	Medical Release	X	X (6 months or less to live)	X 65+ (with chronic infirmity, illness, or disease related to aging)	Post-Release Supervision and Parole Commission
	Extension of the Limits of Confinement	X	X (6 months or less to live)		Secretary, Department of Public Safety

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North Dakota	Medical Parole	X	X (death is imminent)		Parole Board
Ohio	Judicial Release	X	X (death is imminent, meaning 6 months or less to live, or condition is terminal, meaning 12 months or less to live)		Sentencing Court
	Release as if on Parole	X	X (death is imminent, meaning 6 months or less to live, or condition is terminal, meaning 12 months or less to live)		Governor
	Medical Release (individuals designated as “Old-Law” prisoners)	X	X (death is imminent, meaning 6 months or less to live, or condition is terminal, meaning 12 months or less to live)		Parole Board
Oklahoma	Medical Parole	X	X (6 months or less to live)		Pardon and Parole Board
	Parole Based on Advanced Age			X 60+ (and served 10 years or 1/3 of sentence, whichever is shorter)	Pardon and Parole Board
Oregon	Early Medical Release	X	X (12 months or less to live)	X (elderly)	Board of Parole and Post-Prison Supervision
Pennsylvania	Deferment of Sentence Due to Serious or Terminal Illness	X	X (12 months or less to live or likely to die in the “near future”)		Sentencing Court
Rhode Island	Medical Parole	X	X (18 months or less to live)		Parole Board

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South Carolina	Medical Parole for Terminally Ill, Geriatric, or Permanently Disabled Inmates	X	X (2 years or less to live)	X 70+ (and incapacitated from chronic medical condition related to aging)	Board of Pardons and Pardons
	Parole for Medical Reasons		X (1 year or less to live)		Board of Pardons and Pardons
	Medical Furlough/Extension of Limits of Confinement	X	X (1 year or less to live)	X (1 year or less to live)	Director, Department of Corrections
	Special Parole of Veterans for Psychiatric Treatment	X			Board of Pardons and Pardons
South Dakota	Compassionate Parole	X	X	X 65+ (expensive medical needs and served 10+ years) or 70+ (and served at least 30 years)	Board of Pardons and Pardons
	Extension of Confinement	X			Warden and Secretary, Department of Corrections
Tennessee	Medical Furlough	X	X (1 year or less to live)		Commissioner, Department of Correction
	Executive Clemency: Illness/Disability	X	X		Governor
	Geriatric Parole			X 70+ (and likely to die due to a chronic and incurable condition)	Board of Parole
Texas	Medically Recommended Intensive Supervision	X	X (6 months or less to live)	X 65+	Board of Pardons and Pardons
	Emergency Medical Reprieve	X	X		Governor
Utah	Compassionate Release	X		X ("advancing age")	Board of Pardons and Pardons

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Vermont	Medical Parole	X	X (18 months or less to live)		Parole Board
	Medical Furlough	X	X (18 months or less to live)		Commissioner, Department of Corrections and Directors of Classification and Field Services
Virginia	Conditional Release Based on Terminal Illness		X (12 months or less to live)		Parole Board
	Executive Clemency: Medical		X (3 months or less to live)		Governor
	Geriatric Conditional Release			X 60+ (and served at least 10 years) or 65+ (and served at least 5 years)	Parole Board
Washington	Extraordinary Medical Placement	X			Secretary, Department of Corrections
	Extraordinary Release	X		X ("advanced age")	Governor
West Virginia	Executive Clemency Due to Life-Threatening Medical Condition		X		Governor
	Medical Respite	X	X 120 Days or Less to Live		Governor
Wisconsin	Sentence Modification Due to Extraordinary Health Condition or Age	X	X (12 months or less to live)	X 60+ (and served at least 10 years) or 65+ (and served at least 5 years)	Sentencing Court
	Parole Due to Extraordinary Circumstances (individuals designated as "Old-Law" Prisoners)	X		X ("advanced age")	Parole Commission
Wyoming	Medical Parole		X (12 months or less to live)	X ("incapacitation because of age")	Board of Parole



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