

## INVENTORY OF SPECIAL CONDITIONS OF PROBATION

In addition to the general conditions of probation, the following marked special conditions will be recommended to the Court as a part of the negotiated plea. The Defendant will also have a behavioral incentive date of \_\_\_\_\_ in accordance with O.C.G.A. § 17-10-1.

1. \_\_\_\_\_ **Restitution.** The Defendant waives a restitution hearing and agrees to pay restitution in the amount of \$\_\_\_\_\_ through the Community Supervision Office for the benefit of the victim(s) \_\_\_\_\_, at a rate to be approved by the Court or the Community Supervision Officer.
  
2. \_\_\_\_\_ **Reporting.** The Defendant shall report to: \_\_\_\_\_ the **Community Supervision Office** located at 100 Medical Lane, Canton, GA 30114 or to \_\_\_\_\_ **Georgia Probation Management** located at 154 North Street, Canto, GA 30114 by no later than \_\_\_\_\_.
  
3. \_\_\_\_\_ **Community Service.** The Defendant shall perform \_\_\_\_\_ hours of community service at the direction of the Community Supervision Officer, to be completed within \_\_\_\_\_ days of this date, with transportation to be provided by the Defendant.
  
4. \_\_\_\_\_ The Defendant is sentenced under the provisions of the **Probation Management Act Sentencing Options System** with a: \_\_\_\_\_ sanction cap of Probation Detention Center or Regional Substance Abuse Treatment Facility: or \_\_\_\_\_ Court-designated sanction cap \_\_\_\_\_.
  
5. \_\_\_\_\_ **Accountability Court referral.** The Defendant shall enter and complete the Cherokee County \_\_\_\_\_ Accountability Court and comply with all terms and conditions of that program.
  
6. \_\_\_\_\_ **Inpatient Treatment Program.** The Defendant shall enter and complete a THOR-approved inpatient substance abuse treatment program for a minimum of \_\_\_\_\_ days/weeks/months. The Defendant \_\_\_\_\_ remain in confinement at the CCADC until a bed space becomes open at said program.
  
7. \_\_\_\_\_ **Detention Center or Boot Camp.** Defendant shall serve \_\_\_\_\_ days in a **State Detention Center/Boot Camp/Cherokee County Adult Detention Center (CCADC)**. The Defendant shall be subject to the rules and regulations of the facility.

\_\_\_\_\_ The Defendant is sentenced to \_\_\_\_\_ in confinement at the CCADC, with that time suspended upon acceptance into the facility.

\_\_\_\_\_ Time spent in confinement awaiting acceptance into the facility \_\_\_\_\_ be credited toward the time to be served at the facility.

\_\_\_\_\_ The Defendant may remain out of custody until the date of acceptance into the facility.

8. \_\_\_\_ **Regional Substance Abuse Treatment (RSAT) Facility.** The Defendant shall enter and complete a Regional Substances Abuse Treatment Program. The Defendant is sentenced to \_\_\_\_\_ in confinement at the CCADC, with that time suspended upon acceptance into the facility.
  
9. \_\_\_\_ **Day Reporting Center.** The Defendant shall be assigned to a Day Reporting Center and shall be subject to all the rules and regulations of the facility. The Defendant is sentenced to \_\_\_\_\_ in confinement, with that time suspended upon acceptance into the facility.
  
10. \_\_\_\_ **Fourth Amendment waiver.** The Defendant shall submit to a search of his/her person, residence, papers, vehicle, and/or effects at any time of day or night without a search warrant, whenever requested to do so by a Probation Officers or any other law enforcement officer upon reasonable cause to believe that the Defendant is in violation of probation or otherwise acting in violation of the law, and the Defendant shall specifically consent to the use of anything seized as evidence in any judicial proceedings or trial.
  
11. \_\_\_\_ **Specimen; admissibility.** The Defendant shall produce from time to time upon oral or written request by a Probation Officer, a law enforcement officer, or official of a Georgia DHS-approved substance abuse or mental health provider personnel a breath, saliva, urine, and/or blood specimen for analysis for the presence of drugs including alcohol. The Defendant shall waive evidentiary foundation for admissibility of the laboratory results.
  
12. \_\_\_\_ **Limited or no contact.** The defendant shall: \_\_\_\_ have no violent contact, \_\_\_\_ have no contact of any kind, in person, or by telephone, mail, or otherwise, with \_\_\_\_\_, \_\_\_\_ with his/her family members \_\_\_\_\_, \_\_\_\_ the Defendant shall not enter onto the premises of \_\_\_\_\_.
  
13. \_\_\_\_ **Harassment, threats.** The Defendant shall not harass, threaten, intimidate, physically or verbally abuse, or harm the following person(s): \_\_\_\_\_
  
14. \_\_\_\_ **Family Violence Intervention Program (FVIP).** The Defendant shall enroll in and complete a Family Violence Intervention Program certified by the State.
  
15. \_\_\_\_ **Records release.** The Defendant shall provide a release, which allows the Community Supervision Officer to have access to all medical, clinical, treatment, attendance or work records, and for driving and criminal history.

16. \_\_\_\_\_ **Evaluation and treatment.** The Defendant shall provide verification of evaluation and/or treatment for: \_\_\_\_\_ mental health, \_\_\_\_\_ substance abuse, \_\_\_\_\_ clinical evaluation, \_\_\_\_\_ anger management, \_\_\_\_\_ cognitive skills training, \_\_\_\_\_ educational training, or \_\_\_\_\_ at a State- or Court-approved provider at his/her own expense, and shall cooperate and comply with all rules and regulations of the treatment or program, including any aftercare deemed necessary.
17. \_\_\_\_\_ **12-step meetings.** The Defendant shall provide verification of attendance at \_\_\_\_\_ 12-step meetings or an equivalent per week of \_\_\_\_\_ consecutive \_\_\_\_\_ weeks, \_\_\_\_\_ months, \_\_\_\_\_ years.
18. \_\_\_\_\_ **Diploma, GED, or training certificate.** The Defendant shall provide verification of completion of a high school diploma, GED, or vocational training certificate. In the event he does not have one, the Defendant shall attend all classes and work successfully toward obtaining a diploma, GED, or certificate during the period of probation and the Defendant shall provide verification of attendance.
19. \_\_\_\_\_ **Curfew.** The Defendant shall abide by a curfew of \_\_\_\_\_.
20. \_\_\_\_\_ **Banishment.** The Defendant shall **not** enter into the confines of: \_\_\_\_\_ Cherokee County, or \_\_\_\_\_ during the period of probation for any reason whatsoever.
21. \_\_\_\_\_ **Surrender driver's license.** The Defendant shall surrender any motor vehicle operator's license or permit to the Clerk pursuant to O.C.G.A. § 40-5-75.
22. \_\_\_\_\_ **Ignition interlock.** The Defendant shall have installed and maintain an ignition interlock device for six months in each motor vehicle registered or used by the Defendant. This period will begin when the Defendant has shown to the Court or to a Community Supervision Officer certification that the Defendant's risk reduction program has been completed and that the ignition interlock system(s) has been installed. This provision shall not allow a defendant to drive whose license is under suspension.
23. \_\_\_\_\_ **Electronic monitoring device.** The Defendant shall submit to: \_\_\_\_\_ an alcohol monitoring device, \_\_\_\_\_ voice verification monitoring, \_\_\_\_\_ an electronic monitoring device, \_\_\_\_\_ a GPS monitoring device, \_\_\_\_\_ a SCRAM monitoring device for a period of: \_\_\_\_\_ weeks/months/years. The Defendant is required to have the device installed **prior** to release from custody.
24. \_\_\_\_\_ **Administrative or terminated probation.** The Defendant's probation sentence shall: \_\_\_\_\_ become administrative, \_\_\_\_\_ terminate upon full and timely payment of all sums due hereunder and compliance with all Conditions of Probation, including Special Conditions of Probation, \_\_\_\_\_ Defendant shall serve entirety of sentence under supervised probation.

25. \_\_\_\_\_ **DNA sample.** The Defendant shall provide a DNA sample in accordance with O.C.G.A. § 35-3-160.
26. \_\_\_\_\_ **Sex offender special conditions.** The Defendant is subject to Special Conditions of Probation as a sex offender, which will be more fully described by the Community Supervision Officer.
27. \_\_\_\_\_ **Offense against a minor or dangerous sexual offense special conditions.** The Defendant is subject to Special Conditions of Probation under O.C.G.A. § 42-8-35(b), as a person who has been convicted of a criminal offense against a minor or a dangerous sexual offense as defined in O.C.G.A § 42-1-12. These conditions will be described more fully by the Community Supervision Officer.
28. \_\_\_\_\_ **Stalking or aggravated stalking special conditions.** The Defendant is subject to Special Conditions of Probation for violation of O.C.G.A § 16-5-90 or § 16-5-91. These conditions will be described more fully by the Community Supervision Officer.
29. \_\_\_\_\_ **Street gang activity.** The Defendant shall not knowingly have contact of any kind or character with any other member or associate of a criminal street gang, shall not participate in any criminal gang activity, and, if this case involved a victim, shall not knowingly have contact of any kind of character with any such victim or any member of any such victim's family or household.
30. \_\_\_\_\_ **Special probation for drug offense.** The Defendant is subject to a special term of probation of three years in addition to the term of imprisonment imposed by the Court. If this is a second violation, the special term of probation shall be six years in addition to the term of imprisonment.
31. \_\_\_\_\_ **Testify truthfully.** The Defendant shall not refuse to testify, but shall testify fully and truthfully in any matter called upon to do so as to all circumstances of this case and any related matters.
32. \_\_\_\_\_ **Avoid alcohol, drug use.** The Defendant shall not consume alcoholic beverages, and not use narcotics or dangerous drugs unless lawfully prescribed, shall not associate with anyone who uses or possesses illegal drugs, shall not occupy any residence or vehicle where alcohol or illegal drugs are present, shall not consume alcohol and operate a motor vehicle, shall not go to establishments that serve alcohol.
33. \_\_\_\_\_ **Contagious disease.** The Defendant shall submit to evaluation and provide proof of treatment as required by any governmental unit for any contagious communicable disease constituting a public health risk.

34. \_\_\_\_\_ **Weapons.** The Defendant shall not possess or have access to any firearms, ammunition, or other dangerous weapons nor shall the Defendant be in any residence or motor vehicle where firearms, ammunition or other dangerous weapon are located or otherwise be in the presence of firearms, ammunition, or other dangerous weapons.

35. \_\_\_\_\_ **Other special condition(s).** The Defendant shall abide by the following additional special condition(s): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Assistant District Attorney

\_\_\_\_\_  
Attorney for Defendant

\_\_\_\_\_  
Defendant