

IN THE CIRCUIT COURT OF THE
SEVENTEENTH JUDICIAL CIRCUIT, IN
AND FOR BROWARD COUNTY, FLORIDA

ADMINISTRATIVE ORDER NO. III-88-D-1

IN RE:

COURT PROBATION
ELECTRONIC MONITORING
PROGRAM

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WHEREAS, the Court has the authority to order community control under Florida Statute 948.001; and

WHEREAS, it is determined that it would be beneficial to both certain designated offenders and the system as a whole to provide for an Electronic Monitoring Program; and

WHEREAS, such a Program would allow designated offenders who are not sentenced to mandatory jail sentences to live at home and work but continue to be under strict scrutiny;

NOW, THEREFORE, in accordance with the authority vested in the Chief Judge by Rule 2.050, Florida Rules of Judicial Administration, it is hereby ordered:

1. There is hereby established a Court Probation Electronic Monitoring Program under the auspices of the Court Probation Division.

2. Offenders sentenced with a recommendation by the Court to participate in the Court Probation Electronic Monitoring Program will be directly referred to the Court Probation Electronic Monitoring Program.

3. The Court Probation Electronic Monitoring Program will critique the applicants as follows:

- a. Eligible offenses include all misdemeanor and traffic offenses, including DUI.

b. Ineligibility results from the following:

- (1) Violent crimes and child molestation.
- (2) Severe alcohol/drug addiction.
- (3) Extensive prior record.
- (4) Mental disability.
- (5) Detainers.
- (6) Judicial denial.
- (7) Escape risk.

4. The offender will be released from custody and instructed to report to the Court Probation Electronic Monitoring Program where the offender will be reinstructed as to the conditions of Electronic Monitoring and fitted with the transmitting device, the monitoring device being installed into the residence of the offender by the Court Probation Electronic Monitoring Program staff.

5. The offender will participate in the Court Probation Electronic Monitoring Program until completion of sentence, Court Order, or until removal due to violation of the Program's conditions. Offenders removed from the Program will be returned to the custody of the Sheriff pending violation proceedings.

6. All offenders placed into the Court Probation Electronic Monitoring Program will agree to and sign a set of rules and regulations outlining offender responsibilities and Program participation.

DONE AND ORDERED in chambers in Fort Lauderdale, Broward County, Florida this First day of November, 1988.

/s/ MIETTE K. BURNSTEIN
MIETTE K. BURNSTEIN, Chief Judge