

COURT OF COMMON PLEAS OF MONROE COUNTY
43RD JUDICIAL DISTRICT
COMMONWEALTH OF PENNSYLVANIA

IN RE: ADMINISTRATIVE ORDER-
CONDITIONS OF ADULT AND JUVENILE
PROBATION AND PAROLE SUPERVISION

NO. 97 A.D. 2021
5 C.V. 2021

ADMINISTRATIVE ORDER

AND NOW, this 16th day of July, 2021, it is the ORDER of this Court that the attached rules and regulations of probation and parole (Exhibit "A") are adopted and entered as specific conditions of supervision for all adult cases of probation and parole, and all Juvenile cases of probation, in the 43rd Judicial District. Additional special conditions of supervision may be added at the time of sentencing, disposition and parole or during the course of supervision as related to the defendant's rehabilitation, supervision, and community safety.

BY THE COURT:


MARGHERITA PATTI-WORTHINGTON, P.J.

CC: Honorable Arthur L. Zulick
Honorable Jonathan Mark
Honorable Jennifer Harlacher Sibum

PROTHONOTARY
2021 JUL 16 P 2:14
MONROE COUNTY, PA

Honorable Stephen M. Higgins
Honorable David J. Williamson
Honorable C. Daniel Higgins
All Magisterial District Judges
Bernard Sikora, Chief Probation Officer
John J. Goldner, District Court Administrator
Garry Haidle, Warden, Monroe County Correctional Facility
George Warden, Monroe County Prothonotary/Clerk of Courts
District Attorney
Public Defender
Monroe County Board of Commissioners

**COMMONWEALTH OF PENNSYLVANIA
MONROE COUNTY ADULT PROBATION DEPARTMENT**

610 Monroe Street, Suite 104, STROUDSBURG, PA 18360

PHONE (570) 517-3098 ♦ FAX (570) 517-3869

TO: _____ CASE NUMBER: _____

DATE: _____ MAXIMUM DATE: _____

In accordance with the authority conferred by the Court of Law, you have been placed on **probation/parole/** on this _____ for a period of _____ by the Honorable Judge _____ Court of Common Pleas 43rd Judicial District. You are subject to the following rules.

RULES FOR PROBATION AND PAROLE

1. You will be under the supervision of the Monroe County Probation Department.
2. Report regularly, in person or as instructed by your probation officer and abide by any instructions of your probation officer.
3. Comply with all municipal, county, state, and federal criminal laws, as well as the provisions of the Vehicle Code.
4. Notify your probation officer within 72 hours of any arrest or citation.
5. Make every effort to obtain and maintain employment and to support your legal dependents; if employment is lost or changed notify your probation officer within 72 hours and cooperate with your probation officer in finding other employment.
6. Remain in the county within the Commonwealth to which you have been paroled or placed on probation, unless permission has been granted by your probation officer prior to leaving.
7. Abstain from the unlawful possession or sale of narcotics and dangerous drugs, and abstain from the use of controlled substances within the meaning of the Controlled Substance Drug, Device and Cosmetic Act without a valid prescription.
8. Abstain from the use of alcoholic beverages.
9. Submit to urinalysis testing as directed by your probation officer.
10. Refrain from possessing any firearm, deadly, or offensive weapon without the authorization from your probation officer.
11. Refrain from overt behavior which threatens or presents a clear and present danger to yourself or others.
12. Keep your probation officer informed of any changes in address or residence within 72 hours.
13. Report promptly on the dates set forth. If for any unavoidable reason you are unable to do so, communicate with your probation officer without delay.
14. I understand that, by being granted probation/parole/intermediate punishment, I consent to the warrantless search of my person, possessions, and residence as determined by my probation/parole officer.
15. Pay your fine, court costs, and/or restitution as directed by your probation officer. _____
16. You will comply with the following conditions which have been imposed by the Court.
Special conditions: _____

If I should be arrested in another state during the period of my parole or probation, I will waive extradition and will not resist being returned by the court to the state of Pennsylvania.

If I violate any of the above conditions, I will be subject to arrest and/or revocation of probation/parole until the expiration of my maximum sentence, or until such time as I may be legally discharged.

AGREEMENT BY PROBATIONER / PAROLEE

I have read, or have had read to me, the foregoing conditions of my probation / parole which I fully understand and agree to abide by and strictly follow. I fully understand the penalties involved should I in any manner violate these rules.

Signature of Probationer/Parolee

Signature of Probation Officer

Date

**COMMONWEALTH OF PENNSYLVANIA
COURT OF COMMON PLEAS, 43RD JUDICIAL DISTRICT
MONROE COUNTY PROBATION DEPARTMENT
ELECTRONIC MONITORING / GPS PROGRAM**

TO: _____ CASE NUMBER: _____
ELECTRONIC
MONITORING
DATE: _____ MAXIMUM DATE: _____

In accordance with the authority conferred by the Court of Law, you have been placed on **Global Positioning System Monitoring** on this _____ for a period of _____ by the Honorable Judge _____ Court of Common Pleas 43rd Judicial District. You are subject to the following rules and regulations:

Rules for Electronic Monitoring / GPS

1. You have been placed in the Electronic Monitoring / Global Positioning System Program. You must comply with all program rules set forth in this agreement and all instructions given by your Probation Officer. Failure to comply with this agreement or the instructions of your Probation Officer will be considered a violation of supervision and may result in your placement in secure detention. Furthermore, you must call your Probation Officer immediately if you have any questions about these rules or if you experience any problems with the electronic monitoring / GPS equipment.
2. You must remain in your approved residence at all times, except for education, employment, and other activities approved in advance by your supervising Probation Officer. Your residence consists of the house in which you live; it does not include detached garages, outbuildings, sheds or land surrounding your residence. Regularly occurring activities are provided for in your weekly schedule, which remains in effect until modified by your supervising Probation Officer or the Court. You must obtain your Probation Officer's **ADVANCED PERMISSION** for any special activities (such as, doctor's appointments) that are not included in the schedule. You also understand that the electronic monitoring / GPS program is an alternative to incarceration or placement and personal activities (such as weddings, etc.) will not be permitted.
3. You must **NOT** deviate from your approved schedule / approved locations.
4. While subject to Electronic Monitoring / GPS Supervision, you must wear a non-removable ankle bracelet which will be attached by your Probation Officer. Furthermore, you must not move, disconnect or tamper with the Electronic Monitoring / GPS equipment without prior permission from your Probation Officer. You will be held liable for any damage to the equipment. If you do not return the equipment, or do not return the equipment in good condition, you may be charged for the replacement or repair of this equipment and you agree to pay all costs associated with this. Additionally, you must allow Monroe County Probation Officers to inspect the Electronic Monitoring / GPS equipment at any given time. Purposely causing damage to the Electronic Monitoring / GPS equipment may result in new charges and a violation of probation petition being filed.
5. You must notify your Probation Officer by phone immediately if you lose electrical power at your residence, or if you have any problems with the monitoring equipment.

6. You understand that your Probation Officer will use telephone calls and home visits to monitor compliance with the terms of Electronic Monitoring / GPS Program. When you are at home, you must answer your phone or door promptly. Any violations may result in your placement in secure detention or incarceration.
7. If you are permitted to work while on the Electronic Monitoring / GPS Program, you understand that your Probation Officer must be able to contact you at work at any time. If you do not have a job with a fixed location (such as a construction worker) your Probation Officer must be able to confirm that you are working by calling your employer. You also must understand that jobs that do not meet these requirements are not permitted while in the Electronic Monitoring / GPS Program. Additionally, all changes in employment must be cleared with your Probation Officer before they are made.
8. You understand that by being placed in the Electronic Monitoring / GPS Program you are not permitted to possess or consume alcoholic beverages, illegal substances or controlled substances other than medications prescribed by a medical doctor and being taken in the specified or recommended dosages. This condition will be enforced through random urine screens, breathalyzers, and home visits.
9. You must not have any visitors at your residence without the prior approval of your Probation Officer.
10. You understand that you must change and charge the GPS ankle bracelet's battery every 12 hours. Failure to do so may result in your placement in secure detention or incarceration.

I understand that the GPS function of this equipment will advise the Monroe County Probation Department of my exact location at all times and that if I violate any of the above conditions I am subject to arrest and placement in secure detention or incarceration pending further Court Proceedings

Agreement by Electronic Monitoring/ GPS Subject

I have read, or have had read to me, the foregoing conditions of the Electronic Monitoring / GPS Program, which I fully understand and agree to abide by and strictly follow. I fully understand the penalties involved should I in any manner violate these rules.

Signature of Defendant _____ Date _____

Signature of Probation Officer _____ Date _____

Signature of Juvenile and Parent / Guardian _____ Date _____

_____ Date _____

**COMMONWEALTH OF PENNSYLVANIA
MONROE COUNTY JUVENILE PROBATION OFFICE
610 MONROE STREET, SUITE 101
STROUDSBURG, PA. 18360
(570) 517-3095**

TO: _____

CASE NUMBER: _____

DATE: _____

MAXIMUM DATE: _____

In accordance with the authority conferred by The Court, you have been placed on probation on this _____ day of _____, 202____, for a minimum period of _____ by the Honorable Judge _____ of the 43rd Judicial District. This supervision plan is to outline goals and preventive services to protect the community and enable you to live safely within your own home. Absent compliance with these rules, the Court will be petitioned for placement outside of your home. You are subject to the following rules as designated by The Court:

RULES FOR JUVENILE PROBATION

COMMUNITY PROTECTION CONDITIONS

1. I understand I will be under the authority and supervision of the Monroe County Probation Office.
2. I will not possess any firearms, deadly or offensive weapons nor will I have access to them at my residence.
3. I will report regularly, in person or as directed by my probation officer and abide by all instructions of my probation officer permission to travel out of the state must be given by my probation officer.
4. I will comply with all municipal, county, state and federal criminal laws as well as provisions of the vehicle code and liquor code and report directly to my probation officer any arrest or citation within 72 hours.
5. I will refrain from fighting or any overt behavior that threatens or may be harmful to any individual.
6. I will not be in the company of other persons on probation or parole being supervised in any jurisdiction without specific permission from my probation officer.

ACCOUNTABILITY CONDITIONS

7. I will abstain from the use, possession, or sale of all controlled substances, alcoholic beverages, or tobacco products and will submit to drug testing as directed by my probation officer.
8. I will obey the lawful commands of my parents/legal guardians and have their approval as to my whereabouts, companions and activities at all times. A curfew hour is set at _____PM on weekdays and _____PM on weekends. Permission to remain out past curfew must be given by my probation officer.
9. I will not make any changes at home, school or work without prior permission from my probation officer.
10. I will pay my court ordered fines, costs, and restitution to the Monroe County Clerk of Courts by cash or money order in amounts not less than \$ _____per month.
11. I understand that I will be subject to warrantless searches of my person, property and possessions as permitted by law and anything found may be used against me in probation violation proceedings.

COMPETENCY DEVELOPMENT CONDITIONS

12. I will attend school as required by law and behave in accordance with all school rules.
13. I will report any incidents of school discipline or suspensions to my probation officer within 24 hours.
14. I will participate in any treatment or counseling ordered by the court or my probation officer, special conditions are:

15. If I am no longer enrolled in school I will obtain full time employment or enroll in a course of vocational training.

If I should be arrested in another state during the period of my probation supervision, I will waive extradition and will not resist being returned to the Commonwealth of Pennsylvania.

I have read or have had read to me the foregoing conditions of my probation. I fully understand them and agree to comply with them. Violation of any of these conditions may result in my detention and/or revocation of probation.

Signature of Probationer

Parent/Guardian Signature

Probation Officer

Date