

ORANGE COUNTY SHERIFF'S DEPARTMENT
ELECTRONIC MONITORING PROGRAM

**RULES AND REGULATIONS OF THE INVOLUNTARY HOME DETENTION
PROGRAM FOR SENTENCED MISDEMEANOR INMATES PURSUANT TO
PENAL CODE SECTION 1203.017**

1. The Orange County Correctional Administrator of the Involuntary Home Detention Program under Penal Code Section 1203.017 is the Sheriff.
2. The Correctional Administrator is authorized to offer a program under which sentenced misdemeanor inmates may be required to participate in an involuntary home detention program which shall include electronic monitoring, during their sentence in lieu of confinement in the County Jail due to lack of jail space. Inmates participating in this program shall not be charged fees or costs for the program.
3. The inmate shall be informed in writing that he or she shall comply with the rules and regulations of the Involuntary Home Detention Program, including the terms and conditions of the Involuntary Home Detention Program attached hereto and incorporated herein by reference.
4. A participant is required to remain within the interior premises of his or her residence during the hours designated by the Correctional Administrator.
5. A participant shall admit any peace officer designated by the Correctional Administrator into his or her residence at any time for purposes of verifying the participant's compliance with the conditions of his or her detention.
6. The use of electronic monitoring may include global positioning system devices or other supervising devices for the purpose of helping to verify the participant's compliance with the rules and regulations of the Involuntary Home Detention Program. The devices shall not be used to eavesdrop or record any conversation, except a conversation between the participant and the person supervising the participant to be used solely for the purposes of voice identification.
7. The Correctional Administrator may, without further order of the court, immediately retake the person into custody to serve the balance of his or her sentence if the electronic monitoring or supervising devices are unable for any reason to properly perform their function at the designated place of home detention, if the person fails to remain within the place of home detention, or if the person for any other reason no longer meets the established criteria under Penal Code Section 1203.017.
8. Whenever the peace officer supervising a participant has reasonable cause to believe that the participant is not complying with the rules or conditions of the Involuntary Home Detention Program, or that the electronic monitoring devices are unable to function properly in the designated place of confinement, the peace officer may, under general or specific authorization of the Correctional Administrator, and without a warrant of arrest, retake the person into custody to complete the remainder of the original sentence.
9. Nothing in Penal Code Section 1203.017 shall be construed to require the Correctional Administrator to allow a person to participate in the Involuntary Home Detention Program if it appears from the record that the person has not satisfactorily complied with reasonable rules and regulations while in custody. A person shall be eligible for participation in the Involuntary Home Detention Program only if the Correctional Administrator concludes that the person meets the criteria for release established under Penal Code Section 1203.017 and that the person's participation is consistent with the rules and regulations prescribed by the Board of Supervisors and the administrative policy of the Correctional Administrator.
10. The Correctional Administrator or her designee shall have the sole discretionary authority to permit program participation as an alternative to physical custody.
11. The Court may recommend or refer a person to the Correctional Administrator for consideration for placement in the Involuntary Home Detention Program. The recommendation or referral of the Court shall be given great weight in the determination of acceptance or denial. At the time of sentencing or at any time that the Court deems it necessary, the Court may restrict or deny the defendant's participation in the Involuntary Home Detention Program.

12. All persons referred or recommended by the Court to participate in the Involuntary Home Detention Program who are denied participation or all persons removed from program participation shall be notified in writing of the specific reasons for the denial or removal. The notice of denial or removal shall include the participant's appeal rights, as established by program administrative policy.
13. The Correctional Administrator may permit Involuntary Home Detention Program participants to seek and retain employment in the community, attend psychological counseling sessions or educational or vocational training classes or seek medical and dental assistance.
14. Willful failure of the program participant to return to the place of home detention prior to the expiration of any period of time during which he or she is authorized to be away from the place of home detention pursuant to Penal Code Section 1203.017 and unauthorized departures from the place of home detention are punishable as provided in Penal Code Section 4532.
15. The rules and regulations, and the terms and conditions of the Involuntary Home Detention Program shall be provided to the participant.
16. The rules and regulations and administrative policy of the Involuntary Home Detention Program shall be reviewed on an annual basis by the Board of Supervisors and the Correctional Administrator.

To be considered for schedule changes for:

COURT APPEARANCES

COURT MANDADATED CLASSES

WORK

WORK RELATED TASK

Call 714-935-6203

Tuesday & Thursday only

9am-3pm

Be prepared with your last name, booking number, address of location, specific dates, hours, contact name and phone number for verification.

***** CHANGE OF ADDRESS NEEDS TO BE APPROVED PRIOR TO ANY MOVES *****

On your release date, be at the Theo Lacy Lobby at 7:00 am to have your GPS unit removed. Make sure you bring your charger with you.

ORANGE COUNTY SHERIFF'S DEPARTMENT
ELECTRONIC MONITORING PROGRAM

**TERMS AND CONDITIONS FOR INVOLUNTARY HOME DETENTION OF
SENTENCED MISDEMEANOR INMATES UNDER THE PROVISIONS OF
PENAL CODE SECTION 1203.017**

1. I shall remain within the interior premises of my place of residence during the hours designated by the Correctional Administrator.
2. I shall admit any peace officer designated by the Correctional Administrator into my residence at any time for purposes of verifying my compliance with the conditions of my detention.
3. I may not leave my residence for any reason without prior approval of the Correctional Administrator or her designee, except when directed by police, fire or medical personnel.
4. I agree to the use of continuous electronic monitoring devices, which may include a global positioning satellite system device(s) or other supervision devices, for the purposes of verifying compliance with the Rules and Regulations of the Involuntary Home Detention Program. The devices shall not be used to eavesdrop or record any conversation, except a conversation between me and the person supervising me which is to be used solely for the purposes of voice identification.
5. I agree that the Correctional Administrator may, without further order of the court, immediately retake me into custody if the electronic monitoring or supervising devices are unable for any reason to properly perform their function at the designated place of home detention, if I fail to remain within the place of home detention, or if I for any other reason no longer meet the established criteria under Penal Code Section 1203.017.
6. I may not tamper with or remove the continuous electronic monitoring devices. Should it become damaged or inoperative, I must report it immediately to the Correctional Administrator or her designee. If deliberate damage occurs, I may be removed from the Involuntary Home Detention Program, charges may be filed against me and restitution may be required.
7. I must answer all computer calls and maintain telephone service throughout the period of confinement. I may not have call waiting, forwarding, answering machines or service or cordless phones. All residents utilizing the Involuntary Home Detention Program phone line must limit telephone calls to five (5) minutes.
8. My residence and all persons who reside there must meet with the approval of the Correctional Administrator, or her designee, prior to admission and during participation in the Involuntary Home Detention Program.
9. All residents must agree not to possess or use alcohol, intoxicants, illegal drugs, narcotics or deadly or dangerous weapons in my residence. No visitors, other than immediate family members, are allowed without prior approval of the Correctional Administrator or her designee.
10. Pets must be confined to allow free access to my residence by the Correctional Administrator or her designee.
11. I must report directly to my place of employment upon release for work. Upon completion of my workday, I must report directly to my residence. During work hours, I may not leave my work site at any time including mealtimes and breaks without advance permission from the Correctional Administrator or her designee.
12. I must obtain advance permission from the Correctional Administrator or her designee to change my work schedule in any way, including overtime work. Such arrangements must be made by my employer.
13. I am not allowed to purchase, use, or have in my possession any dangerous weapon(s), i.e., firearms, martial arts weapons, or explosives, alcohol, intoxicants, illegal drugs, narcotics or narcotic paraphernalia at any time while participating in the Involuntary Home Detention Program.
14. I must notify the Correctional Administrator or her designee of all prescribed medication while participating in the Involuntary Home Detention Program.
15. I may not have contacts outside my residence with any persons (family, friends, or others) without the permission of the Correctional Administrator or her designee. No telephone contacts are allowed with any other participants on this program or with current jail inmates.

- 16. I may not make any change in authorized transportation arrangements without advance permission from the Correctional Administrator or her designee.
- 17. I must submit my person, property, residence and vehicle to search and seizure without warrant or probable cause at any hour day or night by any peace officer or designee designated by the Correctional Administrator to verify compliance with any and all applicable Rules and Regulations of the Involuntary Home Detention Program.
- 18. I must submit to alcohol and/or narcotic testing whenever requested to do so by any peace officer or designee designated by the Correctional Administrator.
- 19. I must attend counseling as directed by the Correctional Administrator or her designee.
- 20. I will not be charged fees or costs to participate in the Involuntary Home Detention Program.
- 21. I must obtain prior approval from the Correctional Administrator or her designee for medical treatment except for medical emergencies. Proof of medical attention is required.
- 22. I may not violate any law. I must report any contact with police, fire or medical personnel to the Correctional Administrator immediately.
- 23. Other conditions: _____

24. I understand that any willful failure to return to my residence prior to the expiration of any period of time during which I am authorized by the Correctional Administrator or her designee to be away from my residence or any unauthorized departures from my residence are punishable as an escape from confinement under Penal Code Section 4532.

I have received a copy of the Rules and Regulations, including the Terms and Conditions of the Involuntary Home Detention Program and I understand their contents.

Participant Signature

EMP Staff Signature

Participant Name

EMP Staff Name

Participant Booking #

Date

For information call

714-935-6209

Date equipment returned: _____

Deputy Signature/PID: _____

GPS Serial # _____

On your release date, be at the Theo Lacy Lobby at 7:00 AM to have your GPS unit removed. Bring your charger with you.