

**Bartholomew County  
Circuit, Superior I, and Superior II Courts  
Order of Probation**

Name: \_\_\_\_\_ DOB: \_\_\_\_\_ Cause Number: \_\_\_\_\_

The Court finds that the offense committed was under such circumstances, that the interests of society do not demand that the defendant suffer the full penalty imposed by the law, if he/she continues to behave well.

The period of imprisonment is now partially/completely suspended, and the defendant is placed on probation for a period of \_\_\_\_\_ months/years, effective \_\_\_\_\_. During this term of probation, the defendant is subject to the following terms and conditions.

**PROBATION CONDITIONS FOR ADULT SEX OFFENDERS**

The special conditions checked below apply to you as a result of your sex offense conviction and should be initialed by you after you have read these conditions or after these conditions have been read to you. Violation of any of the special conditions checked below can result in revocation of your probation and incarceration.

**CHECK ALL CONDITIONS THAT APPLY:**

Offender Ordered  
Initials By Court

\_\_\_\_\_ 1. Applies only to sexually violent predators: A sex offender who is a sexually violent predator (as defined in IC 35-38-1-7.5) shall register with local law enforcement authorities within seventy-two (72) hours of being released to probation in accordance with IC 11-8-8-7(h) and shall comply with all other registration requirements. **\*Required as a condition of probation by IC 35-38-2-2.2 for sex offenses listed in IC 11-8-8-5.**

\_\_\_\_\_ 2. Applies only to sex offenders who are NOT sexually violent predators: You shall register with local law enforcement authorities as a sex offender within seven (7) days of being released to/placed on probation in accordance with IC 11-8-8-7 and shall comply with all other registration requirements. **\*Required as a condition of probation by IC 35-38-2-2.2 for sex offenses listed in IC 11-8-8-5.**

\_\_\_\_\_ 3. Applies only to "offenders against children" as defined in IC 35-42-4-11(a) (1) & (2), including sexually violent predators. You shall not reside within one thousand (1,000) feet of school property, a youth program center or a public park and you shall not establish a residence within one (1) mile of the victim of your sex offense in accordance with IC 35-42-4-11(c).

\_\_\_\_\_ 4. You shall not reside within one thousand (1,000) feet of school property as defined in IC 35-41-1-24.7, unless written approval is obtained from the court. Written approval may not be given to an offender who is a sexually violent predator or an offender against children. **\*Required as a condition of probation by IC 35-38-2-2.2.**

\_\_\_\_\_ 5. You shall not reside within one (1) mile of the residence of the victim of your sex offense (as defined by IC 35-38-2-2.5(b)) unless granted a waiver from the court. The court may not grant a waiver for a sexually violent predator or an offender against children. **\*Required as a condition of probation by IC 35-38-2-2.5(c).**

\_\_\_\_\_ 6. You shall not establish a new residence within one (1) mile of the residence of the victim of your sex offense (as defined in IC 35-38-2-2.5(b)) unless granted a waiver from the court. The court may not grant a waiver for a sexually violent predator or an offender against children. **\*Required as a condition of probation by IC 35-38-2-2.5(e) and (f).**

\_\_\_\_\_ 7. You shall attend, actively participate in and successfully complete a court-approved sex offender treatment program as directed by the court. Prompt payment of any fees is your responsibility and you must maintain steady progress towards all treatment goals as determined by your treatment provider. Unsuccessful termination from treatment or non-compliance with other required behavioral management requirements will be considered a violation of your probation. You will not be permitted to change treatment providers unless the court gives you prior written approval.

\_\_\_\_\_ 8. You shall not miss any appointments for treatment, psychotherapy, counseling, or self-help groups (any 12 Step Group, Community Support Group, etc.) without the prior approval of your probation officer and the treatment provider involved, or a doctor's excuse. You shall comply with the attendance policy for attending appointments as outlined by the court. You shall continue to take any medication prescribed by your physician.

\_\_\_\_\_ 9. You shall not possess obscene matter as defined by IC 35-49-2-1 or child pornography as defined in 18 U.S.C. § 2256(8), including but not limited to: videos, magazines, books, DVD's, and material downloaded from the Internet. You shall not visit strip clubs, adult bookstores, motels specifically operated for sexual encounters, peep shows, bars where partially nude or exotic dancers perform, or businesses that sell sexual devices or aids.

\_\_\_\_\_ 10. You shall not consume alcohol or use any controlled substance.

\_\_\_\_\_ 11. You shall submit to a substance abuse evaluation and follow all recommendations of your treatment provider at your own expense.

\_\_\_\_\_ 12. You shall be required to inform all persons living at your place of residence about all of your sex-related convictions. You shall notify your probation officer of any changes in home situations or marital status. You shall have only one residence and one mailing address at a time.

\_\_\_\_\_ 13. You shall not travel alone after 10 p.m. (including but not limited to: driving, walking, bicycling, etc.) unless given permission by your probation officer.

\_\_\_\_\_ 14. You shall not engage in a sexual relationship with any person who has children under the age of 16 years unless given permission by the court and your treatment provider.

\_\_\_\_\_ 15. Your probation officer must first approve any employment and may contact your employer at any time. You will not work in certain occupations that involve being in the private residences of others, such as, but not limited to, door-to-door sales, soliciting, home service visits or delivery.

\_\_\_\_\_ 16. You shall have no contact with your victim or victim's family unless approved in advance by your probation officer and treatment provider for the benefit of the victim. Contact includes face-to-face, telephonic, written, electronic, or any indirect contact via third parties.

\_\_\_\_\_ 17. You shall have no contact with any person under the age of 16 unless you receive court approval or successfully complete a court-approved sex offender treatment program, pursuant to IC 35-38-2-2.4. Contact includes face-to-face, telephonic, written, electronic, or any indirect contact via third parties.

\_\_\_\_\_ 18. You shall not be present at schools, playgrounds, or day care centers unless given permission by the court.

\_\_\_\_\_ 19. You shall not participate in any activity which involves children under 18 years of age, such as, but not limited to, youth groups, Boy Scouts, Girl Scouts, Cub Scouts, Brownies, 4-H, YMCA, YWCA, or youth sports teams, unless given permission by the Court.

\_\_\_\_\_ 20. You shall sign a waiver of confidentiality, releases of information, or any other document required that permits your probation officer and other behavioral management or treatment providers to examine any and all records relating to you to collaboratively share and discuss your behavioral management conditions, treatment progress, and probation needs as a team. This permission may extend to: (1) sharing your relapse prevention plan and treatment progress with your significant others and/or your victim and victim's therapist as directed by your probation officer or treatment provider(s); and (2) sharing of your modus operandi behaviors with law enforcement personnel.

\_\_\_\_\_ 21. You shall participate in and complete periodic polygraph testing at your own expense at the direction of your probation officer or any other behavioral management professionals who are providing treatment or otherwise assisting your probation officer in monitoring your compliance with your probation conditions.

\_\_\_\_\_ 22. You shall be under intensive supervision and report to your probation officer as directed. You shall complete a travel log and/or journal of daily activities as directed by your probation officer.

\_\_\_\_\_ 23. You shall not access the internet or any other on-line service through use of a computer, cell phone, iPod, Xbox, Blackberry, personal digital assistant (PDA), pagers, Palm Pilots, televisions, or any other electronic device at any location (including your place of employment) without prior approval of your probation officer. This includes any Internet service provider, bulletin board system, e-mail system or any other public or private computer network. You shall not possess or use any data encryption technique or program.

\_\_\_\_\_ 24. You shall allow your probation officer and/or probation computer service representative, based on reasonable suspicion, to conduct periodic unannounced examinations of your home computer(s) equipment or other electronic equipment with access to the internet. Such examinations may include retrieval and copying of all memory from your computer(s) and other electronic equipment, and any internal or external peripherals to ensure compliance with your special probation conditions, and/or removal of such equipment for the purpose of conducting a more thorough inspection. Your probation officer may have installed on your computer(s) or other electronic equipment, at your expense, any hardware or software systems to monitor your computer use. Standard Conditions of Probation.

#### **STANDARD CONDITIONS OF PROBATION**

1. Shall report to the Probation Department immediately upon leaving the Courtroom or upon your release from jail.
2. Shall obey all the laws of the State of Indiana or any other State. Any contact with police shall be reported to the probation officer immediately. Comply with any Civil Protective Order.
3. Shall notify the Probation Department of any changes in address within twenty-four (24) hours of such change.
4. Shall not leave the State of Indiana without first obtaining permission from the probation officer. If granted permission to leave the State of Indiana, you shall agree to waive extradition and voluntarily return to Indiana, at your own expense.
5. Shall take all reasonable and proper steps to seek and maintain suitable employment. Shall notify the Probation Department of any change of employment within twenty-four (24) hours of such change.
6. Shall report to the probation officer at reasonable times as directed, and allow the probation officer to visit you at reasonable times at your home or elsewhere. You shall open the door for the probation officer and persons who accompany them.

7. Shall not possess or use alcohol or drugs/paraphernalia, controlled substances (unless prescribed by a physician), hemp products or poppy seed products. You shall permit any type of test or sample to be taken for the purpose of discovering alcohol and drug use and pay for this test. A dilute sample may be considered a violation of Probation. Alcohol use or possession while on probation is prohibited unless authorized by the probation officer or the Court.
8. Shall waive your rights to search and seizure under the laws and constitution of both the United States and the State of Indiana during the period of your probation. The probation officer or any person acting on the behalf of the Probation Department may conduct searches and seizures of your person, vehicle or property for the purpose of insuring compliance with your condition of probation.
9. If convicted of a felony, shall not possess or use any firearm, destructive device, or other dangerous weapon. If misdemeanor conviction and otherwise permitted to possess or use \_\_\_ may, \_\_\_ may not, possess or use a firearm, destructive devise or other dangerous weapon.
10. Shall not possess or use police scanner or any device capable of intercepting police communications.
11. Shall not associate with individuals that are on Probation, Parole or involved in any illegal activities.
12. Shall pay Court Costs in the amount of \$\_\_\_\_\_. Shall pay an initial probation fee of \$\_\_\_\_\_ and a monthly fee of \$\_\_\_\_\_. All fees due by \_\_\_\_\_ as ordered by the Court or Probation Office or a warrant may be issued for your arrest.

**Special Terms and Conditions**

1. Shall make restitution to the victim of this offense, through the Bartholomew County Clerk, in the amount of \$\_\_\_\_\_. Said restitution is to be paid at the rate of \$\_\_\_\_\_ per month/week, until paid in full. Your first payment is due \_\_\_\_\_.
2. Shall complete \_\_\_\_\_ hours of Community Service and pay a fee of \$\_\_\_\_\_.
3. Shall complete 24 hours of Community Service per week during any week in which you are not employed full time (at least 30 hours per week) or a full time student (12 hours per semester).
4. Shall not have any contact with \_\_\_\_\_, either in person, in writing, or by a third party.
5. Complete the Court Services Alcohol Drug Program and pay \$\_\_\_\_\_ as ordered.
6. Shall submit to a substance abuse evaluation and follow all recommendations of your treatment provider at your own expense.
7. \_\_\_\_\_  
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 \_\_\_\_\_  
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**If, during the period of your probation, you violate any one of the conditions of your probation, a Petition to Revoke Probation may be filed during the probationary period or after the probationary period but before the earlier of the following: one (1) year after the termination of probation or forty-five (45) days after the State receives notice of the violation. The Court may, after a hearing, modify or enlarge the conditions of your probation or may revoke your probation and order execution of any suspended sentence.**

I have read the above (and attached) conditions of my probation. I have discussed those conditions, which I do not understand with the Court. I now understand all the conditions. I agree to comply with all conditions, and I hereby acknowledge that I have received a copy of all my conditions of probation.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Adult Probationer

\_\_\_\_\_  
Probation Officer

\_\_\_\_\_  
Judge

\_\_\_\_\_  
Magistrate