



**ORDER OF PROBATION/
CONDITIONAL DISCHARGE**

Case No. _____
Court _____
County _____
Division _____

NOTE: This form is designed for attachment to Judgment and Sentence Forms 445 and 450.

COMMONWEALTH OF KENTUCKY

V.

DEFENDANT

I. The Court having found the above-named Defendant eligible for probation, probation with an alternative sentence, or conditional discharge, and pursuant to the Judgment and Sentence of the above-named Defendant, **DOES HEREBY ORDER** the Defendant sentenced to:

- Probation, under the supervision of
 - the Division of Probation and Parole,
 - the State of _____, or
 - _____; or
- Probation with an alternative sentence, as specified herein, under the supervision of
 - the Division of Probation and Parole,
 - the State of _____, or
 - _____; or
- Conditional Discharge for a period of _____ from the date of the Judgment,

ON THE CONDITION THAT THE DEFENDANT SHALL NOT COMMIT ANOTHER OFFENSE DURING THE PERIOD FOR WHICH THE SENTENCE REMAINS SUBJECT TO REVOCATION.

II. As **ADDITIONAL CONDITIONS**, the Court **FURTHER ORDERS** that the Defendant SHALL:

- Be subject to graduated sanctions imposed by Probation and Parole in accordance with 501 KAR 6:250;
- Avoid injurious or vicious habits;
- Avoid persons or places of disreputable or harmful character;
- Work faithfully at suitable employment as far as possible;
- Undergo available medical, substance abuse or psychiatric treatment as follows:

_____;
- Post a bond in the sum of \$_____ without surety conditioned upon the defendant's compliance with the terms of this order;
- Support dependents and meet other family responsibilities;
- Pay the cost of the proceeding herein as set by the Court;
- Remain within the area of _____;

- Report to the probation officer as directed;
- Permit the probation officer to visit the defendant at home or elsewhere;
- Answer all reasonable inquiries by the probation officer and promptly notify the probation officer of any change in address or employment;
- Obey all rules and regulations imposed by Probation and Parole;
- Have no contact with the victim(s) of the Defendant's crime;
- Submit to periodic drug and/or alcohol testing because Defendant's record indicates a drug and/or alcohol problem; and
 - Pay \$_____ as a reasonable fee, not to exceed the actual cost of the test and analysis, to: _____; or
 - Testing fee is waived for good cause shown.

NOTE: Testing fees SHALL NOT be paid through the Circuit Court Clerk.

- Use an alcohol monitoring device as provided in KRS 533.030.
- During all or part of the period of probation or conditional discharge, participate in a global positioning monitoring system program operated by _____ County pursuant to KRS 67.732 and 67.374 under the same terms and conditions as provided in KRS 431.517.
- Community service work as follows:
 - agency: _____
 - address: _____
 - term/conditions: _____
 - _____
 - _____
- Other: _____
- _____
- _____

III. The Court, having found it to be in the best interest of the public and the Defendant that the Defendant be sentenced to **probation with an alternative sentence, DOES HEREBY ORDER** the Defendant to serve one (1) of the following alternative sentences (with the specified conditions):

- To a halfway house for no more than twelve (12) months;
Additional Conditions:
 - Be working or pursuing his or her education; or
 - Be enrolled in a full-time treatment program
 - Other: _____
 - _____
- To home incarceration with or without work release for no more than twelve (12) months;
Additional Conditions:
 - Be employed by another person or self-employed at the time of sentencing to home incarceration and continue the employment throughout the period of home incarceration, unless the court determines that there is a compelling reason to allow home incarceration while the defendant is unemployed;
 - Pay all or some portion of the cost of home incarceration as determined by the court;
 - Other: _____
 - _____

- To jail for a period not to exceed twelve (12) months with or without work release, community service and other programs as required by the court;

Additional Conditions:

- Jail: _____
- Work Release: _____
- Community Service: _____
- Other: _____

- To a residential treatment program for the abuse of alcohol or controlled substances;

Additional Conditions:

- Undergo mandatory drug and / or alcohol screening during term of probation;
- Be subject to active, supervised probation for a term of _____ years;
- Undergo aftercare as required by the treatment program;
- Other: _____

- To any other specified counseling program, rehabilitation or treatment program, or facility.

Additional Conditions:

_____.

IV. The Court having found that the victim of Defendant's crime has suffered monetary damage or actual medical expenses as a result of Defendant's crime, pursuant to KRS 533.030 (3), the Court **FURTHER ORDERS** that the Defendant shall pay **RESTITUTION** to _____ in the amount of \$_____ for damages or loss caused by the Defendant and sum shall be payable

_____.

- to Circuit Court Clerk plus 5% ^(terms) service fee added to each payment; or
- Other: _____

V. **IT IS FURTHER ORDERED** unless the Defendant is a violent felon as defined in KRS 439.3401, upon the completion of the period for which the sentence of probation, probation with an alternative sentence, or conditional discharge remains subject to revocation, the defendant shall be deemed fully discharged, provided no warrant issued by the court is pending against him or her and defendant's probation, probation with an alternative sentence or conditional discharge has not been revoked.

Copy received and terms understood:

Defendant

Date

Judge

Distribution: Defendant
Court File
Probation and Parole
Other: _____