

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS

Entered October 17, 1996

IN THE MATTER OF
CONDITIONS OF PROBATION
AND SUPERVISED RELEASE

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GENERAL ORDER NO. **H-1996-10**
(SUPERSEDING GENERAL ORDER
NO. 92-36)

ORDER

The Court hereby adopts the Mandatory and Standard Conditions of Supervision for persons placed on Probation or Supervised Release as set forth in forms AO 245B, 245C, and 245D. In addition, the Court adopts as additional Standard Conditions the following:

If restitution has been ordered, the defendant shall make restitution as ordered by the Court and in accordance with the applicable provisions of Title 18 U.S.C. 2248, 2259, 2264, 2327, 3663, 3663A, and/or 3664. The defendant shall also pay the assessment imposed in accordance with Title 18 U.S.C. 3013.

The defendant shall notify the U. S. Probation Office of any material change in the defendant's economic circumstances that might affect the defendant's ability to pay restitution, fines, or special assessments.

The Court further adopts such of the following special conditions applied to the supervised person by the judge at the time of sentencing:

1. DRUG SURVEILLANCE: The defendant shall submit to periodic urine surveillance and/or breath, saliva and skin tests for the detection of drug, abuse as directed by the probation officer. The defendant will incur costs associated with such detection efforts, based on ability to pay as determined by the probation officer.

2. DRUG TREATMENT: The defendant shall participate in a program, inpatient or outpatient, for the treatment of drug and/or alcohol addiction, dependency or abuse which may include, but not be limited to urine, breath, saliva and skin testing to determine whether the defendant has reverted to the use of drugs and/or alcohol. Further the defendant shall participate as instructed and as deemed necessary by the probation officer and shall comply with all rules and regulations of the treatment agency until discharged by the Program Director with the approval of the probation officer.

The defendant shall further submit to such drug-detection techniques, in addition to those performed by the treatment agency, as directed by the probation officer. The defendant will incur costs associated with such drug/alcohol detection and treatment, based on ability to pay as determined by the probation officer.

3. FINES OR RESTITUTION: The defendant shall adhere to the Court-ordered schedule for the payment of a fine or restitution, if any.

4. COMMUNITY CONFINEMENT: The defendant is required to participate in a community treatment center, halfway house or similar facility for a period of _____ months/days, beginning _____ or at a time determined by the probation officer.

5. HOME DETENTION: The defendant is restricted to his or her place of residence continuously, except for absences authorized by the probation officer, for a period of _____ months, beginning _____ or at a time determined by the probation officer. The probation officer may approve absences for gainful employment, religious services, medical care, educational or training programs, and at other times as may be specifically authorized by the probation officer. Electronic monitoring may be used to monitor compliance with this condition; however, alternative means of surveillance may be used that will ensure compliance with this special condition. If electronic monitoring is used, the defendant will incur costs associated with such monitoring, based on ability to pay as determined by the probation officer.

6. COMMUNITY SERVICE: The defendant is required to perform _____ hours of community service as approved by the probation officer to be completed by _____.

7. MENTAL HEALTH: The defendant is required to participate in a mental health program as deemed necessary and approved by the probation officer. The defendant will incur costs associated with such program, based on ability to pay as determined by the probation officer.

8. DEPORTATION: If deported, the defendant is not to reenter the United States illegally. If the defendant is deported during the period of probation or the supervised release term, supervision by the probation office becomes inactive. If the defendant returns, the defendant shall report to the nearest U. S. Probation Office immediately. Supervision by the probation office reactivates automatically upon the defendant's reporting.

This Order supersedes General Order No. 92-36, which is hereby rescinded.

SIGNED this 17th day of October, 1996.

\Signed\
NORMAN W. BLACK, CHIEF JUDGE
FOR THE COURT