

*State of South Carolina  
County of Spartanburg  
Seventh Judicial Circuit*

---

ADMINISTRATIVE ORDER

---

**Home Detention as Condition of Pretrial Release Pending Trial**

WHEREAS Spartanburg County has established a Home Detention Program in an effort to provide the judiciary with the option of imposing Electronic Monitoring and house arrest on certain individuals who would normally be released on bond without supervision in accordance with Section 17-15-10 South Carolina Code of laws it is

ORDERED that, the presiding judge in his/her discretion, indicate on the bond order that the defendant be considered/made eligible for the Home Detention Program. Once the defendant has been screened and agrees to the terms of the program. The jail staff will conduct an assessment to ensure that the individual does not have any outstanding holds/warrants. Upon qualifying the individual, he/she will be released into the program in accordance with established procedures. If the individual fails to qualify; refuses to assume financial responsibility for the program's costs; and/or refuses to sign an agreement, then he/she will not be entered into the program. If the defendant refuses to sign the agreement and/or agree to abide by the terms and conditions of the Home Detention program, including payment of all program fees, then the jail staff will report the same to the presiding judge for any action he deems appropriate. In the interim, the defendant and/or his attorney is free to petition the court at anytime for a bond not requiring Home Detention. All participants must sign an agreement before their release indicating that they voluntarily agree to participate in the Home Detention Program and agree to abide by the conditions of the bond order and the program's rules. In addition, all participants are responsible for all costs associated with the

CLERK OF COURT  
SPARTANBURG  
2013 MAR 27 01 21 16



Home Detention Program and failure to pay such costs will result in the participant's removal from the Home Detention Program.

All participants are required to report to the supervising officer at least once a week or more often as may be required. All participants' movement is restricted to the participant's place of residence and employment. Any changes in employment, scheduled work hours, etc. must be reported and approved by the jail staff in advance. Participation in religious activities is allowed if proof of such involvement is provided. All medical appointments must have prior approval by the responsible jail staff. All participants remain in the custody of the Spartanburg County Detention Facility while on the Home Detention Program and as such; must comply with all the terms of the signed agreement as well as the verbal and written instructions of the jail staff.

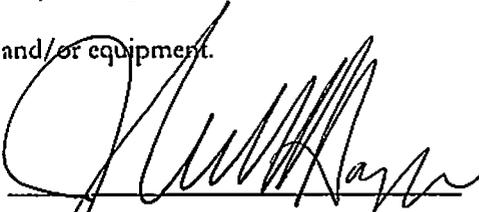
Upon receiving a court order to remove the individual from supervision, the individual will be removed from the Home Detention program. Should the individual commit any willful violation of the program's rules or fail to comply with any of the conditions imposed under the court's order, the responsible jail staff will immediately take the participant into custody and return him/her to the Spartanburg County Detention Facility where he/she will remain until a hearing is conducted by the court having jurisdiction over any remaining criminal offense covered in the order placing the defendant on Home Detention as a condition of the pretrial release. An affidavit as to the reason for the participant's removal will be submitted to the court having jurisdiction of the defendant. This order only applies to the Home Detention Program operated by the Spartanburg County Detention Facility/Jail pursuant to Sections 24-13-1510; 24-13-1520; 24-13-1530; 24-13-1540; 24-13-1550; 24-13-1560; 24-13-1570; 24-13-1580; 17-1510 (a) (b) (c) (d); 17-15-15; 17-15-20; 17-15-30; 17-15-40; and 17-15-50 of the South Carolina Code of Laws. Should a presiding judge not wish for a defendant to remain in the custody of the jail and under the supervision of the jail staff while he is out on bond pending trial, the judge is free to set any terms and conditions that he so desires, including utilizing another monitoring service independent of the jail's program. However, in all such cases, the jail staff



CLERK OF COURT  
SPARTANBURG COUNTY  
2018 MAR 27 PM 2:16  
Page 2 of 3

will not be responsible for monitoring and/or supervising the defendant nor shall the jail be responsible for providing any monitoring services and/or equipment.

AND IT IS SO ORDERED.



Chief Administrative Judge  
Seventh Judicial Circuit

Spartanburg, South Carolina  
March 27 Date

CLERK OF COURT  
SPARTANBURG COUNTY  
2013 MAR 27 PM 2:16  
D. H. ...