

**SUPERIOR COURT OF CALIFORNIA, COUNTY OF ORANGE**  
**TERMS AND CONDITIONS OF FELONY PROBATION AND MANDATORY SUPERVISION**

CASE NO. \_\_\_\_\_ PEOPLE vs. \_\_\_\_\_

*For Court Use Only*

1. \_\_\_\_\_ Sentenced to ☐ State Prison ☐ County Jail (Penal Code § 1170(h)) for \_\_\_\_ years and \_\_\_\_ months.  
Execution of sentence suspended.  
Placed on ☐ probation ☐ mandatory supervision for \_\_\_\_ years and \_\_\_\_ months.
2. \_\_\_\_\_ Imposition of sentence suspended. Placed on probation for \_\_\_\_ years. Check one:  
☐ Supervised probation or ☐ Unsupervised probation
3. \_\_\_\_\_ **Probationers:** Serve \_\_\_\_ ☐ days ☐ months in County Jail.  
Credit for \_\_\_\_ days actual time served and \_\_\_\_ days good time/work time for a total credit of \_\_\_\_ days.  
Stay granted until \_\_\_\_\_ at 7:00 P.M. Report to: ☐ Theo Lacy ☐ Orange County Jail Intake Release Center.
4. \_\_\_\_\_ Sentenced to county jail for a period of \_\_\_\_ years and \_\_\_\_ months pursuant to Penal Code § 1170(h).  
Credit for \_\_\_\_ days actual time served and \_\_\_\_ days good time/work time for a total credit of \_\_\_\_ days.
5. \_\_\_\_\_ Jail stayed pending completion of \_\_\_\_\_.
6. \_\_\_\_\_ **Divided Sentence:** Sentenced to the county jail for a period of \_\_\_\_ years and \_\_\_\_ months (Total term under Penal Code § 1170(h)(5)). The sentence is divided as follows: \_\_\_\_ years and \_\_\_\_ months incarceration in county jail, followed by \_\_\_\_ years and \_\_\_\_ months of mandatory supervision under the terms and conditions set forth on this page and the attached page 2. Credit for \_\_\_\_ days actual time served and \_\_\_\_ days good time/work time for a total credit of \_\_\_\_ days.
7. \_\_\_\_\_ Jail to be ☐ concurrent ☐ consecutive to ☐ any other case ☐ case number \_\_\_\_\_.
8. \_\_\_\_\_ Pay fine of \$ \_\_\_\_\_ plus penalty assessment to be paid: ☐ through Probation ☐ as \_\_\_\_ days in jail.
9. \_\_\_\_\_ Pay the following fees (check all that apply):

☐ \$30 Criminal Conviction Assessment Fee (per convicted count) (Government Code § 70373)

☐ \$ \_\_\_\_\_ Domestic Violence Discretionary Fee for all Orange County Domestic Violence Shelters (Penal Code § 1203.097)

☐ \$40 Court Operations Fee (per convicted count) (Penal Code § 1465.8)

☐ \$ \_\_\_\_\_ Domestic Violence Prevention Fund (Penal Code § 1203.097(a)(5))

☐ \$50 Alcohol Abuse Education Fee (Vehicle Code § 23645)

☐ \$10 Local Crime Prevention Fund Fee, plus penalty assessment (Penal Code § 1202.5(a))

☐ \$50 Alcohol Testing Penalty (Penal Code § 1463.14)

☐ \$300 Sex Offense Fee (Penal Code § 290.3)

☐ \$100 Alcohol Assessment Fee (Vehicle Code § 23649)

☐ \$500 Sex Offense Fee (2nd and subsequent) (Penal Code § 290.3)

☐ \$50.00 Laboratory Analysis Fee for each specified drug offense ☐ plus penalty assessment (Health and Safety Code § 11372.5 & Penal Code § 1464).

☐ \$150.00 Drug Program Fee for each specified drug offense ☐ plus penalty assessment (Health and Safety Code § 11372.7).

All fees to be paid through Probation.
10. \_\_\_\_\_ Pay mandatory state restitution fine of \$ \_\_\_\_\_ [Min: \$300; Max \$10,000 - Penal Code § 1202.4]. If your sentence includes probation, a conditional sentence, mandatory supervision, post-release community supervision, or parole, the court will order you to pay a second restitution fine in the same amount, but it will be suspended and you will only have to pay the second fine if you are later found in violation of your probation, conditional sentence, mandatory supervision, post-release community supervision, or parole [Penal Code § 12022.44 & 45]. All monies paid by the defendant for any purpose will first be applied to restitution until it is paid in full [Cal. Constitution].
11. \_\_\_\_\_ Pay restitution on count(s) \_\_\_\_\_ and dismissed counts \_\_\_\_\_ pursuant to a Harvey Waiver as part of a plea agreement, in the amount of \$ \_\_\_\_\_, or in an amount to be determined by the Court and as directed by the Probation Department or Mandatory Supervision. You are also ordered to make all financial disclosures required by law in order to fulfill your responsibility to pay full restitution [Penal Code § 1202.4]. You are also ordered to pay interest on restitution at the rate of 10% (check one) ☐ from the date of sentencing OR ☐ from the date of loss.  
☐ Defendant waives appearance for restitution hearing (if box checked).  
☐ The Court retains jurisdiction over this case for restitution purposes (if box checked).
12. \_\_\_\_\_ Register pursuant to (Check all that apply): ☐ Penal Code § 186.30 [gang-related offense]  
☐ Penal Code § 457.1 [arson offense - lifetime registration] ☐ Penal Code § 290.024 [sex offense - internet identifiers]  
☐ Penal Code § 290 [sexual offense] - ☐ for a minimum of 10 years ☐ for a minimum of 20 years ☐ for the rest of my life.
13. \_\_\_\_\_ Do not associate with any person you know or should reasonably know to be under the age of 18 years, unless accompanied by such person's parent, guardian or other adult unrelated to you who is responsible for such person and approved in advance by your probation or mandatory supervision officer.
14. \_\_\_\_\_ Do not use any illegal drugs or controlled substances without a prescription, and submit to drug or narcotic testing as directed by your probation or mandatory supervision officer, or any peace officer.
15. \_\_\_\_\_ Submit your person and property, any residence, premises, container, or vehicle under your control ☐ including electronic devices ☐ not including electronic devices, to search and seizure at any time of the day or night by any peace officer, probation officer, or mandatory supervision officer, with or without a warrant, probable cause, or reasonable suspicion.

16. \_\_\_\_\_ Collaborate with your probation or mandatory supervision officer for any court-ordered plan.
17. \_\_\_\_\_ Do not possess any blank checks, write any portion of any checks, have any checking account, nor use or possess any credit cards or open credit accounts, unless approved in advance by your probation or mandatory supervision officer. Use only your true name. Do not possess any other person's personal identifying information or personal financial information unless approved in advance by your probation or mandatory supervision officer.
18. \_\_\_\_\_ Do not own, purchase, receive, possess, or have under your custody or control any type of dangerous or deadly weapon, firearm, body armor, ammunition, and ammunition feeding devices, including but not limited to magazines ☐ for life ☐ 10 years or ☐ the term of probation. Relinquishment hearing set on \_\_\_\_\_.
19. \_\_\_\_\_ Obey all orders, rules, regulations, and directives of the Court, Probation Department, Mandatory Supervision, and jail.
20. \_\_\_\_\_ Violate no law.
21. \_\_\_\_\_ Driver's license or driving privilege is ☐ suspended ☐ revoked for a period or \_\_\_\_\_.
22. \_\_\_\_\_ Check all that apply
- ☐ Do not drive a motor vehicle with a measurable amount of alcohol in your blood.
- ☐ Submit to a chemical test of your blood on demand of any peace officer, probation officer, or mandatory supervision officer.
- ☐ Do not be present in any establishment where the primary items for sale are alcoholic beverages.
- ☐ Do not consume any alcoholic beverages.
- ☐ Do not drive a motor vehicle without a valid California Driver's License on your person.
- ☐ Do not drive a motor vehicle without proof of valid auto liability insurance.
23. \_\_\_\_\_ Attend and complete the following (check all that apply):
- ☐ **Probation-approved** 52-week Batterer's Treatment Program ☐ Alcohol/Drug Component ☐ Parenting Component
- ☐ **Probation-approved** 1-year Child Abuser Program ☐ Victim Impact Counseling
- ☐ Alcohol Offender Program: ☐ 3 months ☐ 6 months ☐ 9 months ☐ 18 months
24. \_\_\_\_\_ Attend and complete a \_\_\_\_\_ day/month probation-approved:
- ☐ residential ☐ outpatient drug/alcohol treatment program ☐ with a \_\_\_\_\_ day/month aftercare program.
- ☐ No day for day credit will be given if the defendant fails to complete the program. Full jail sentence to be imposed.
25. \_\_\_\_\_ Community Service/Other Programs:
- ☐ Complete \_\_\_\_\_ ☐ hours \_\_\_\_\_ ☐ days of
- ☐ Community Service ☐ Cal Trans ☐ Cal Trans/Physical Labor ☐ Other: \_\_\_\_\_
- ☐ in lieu of fines ☐ in lieu of jail
26. \_\_\_\_\_ Complete Graffiti Removal as to count(s) \_\_\_\_\_.
27. \_\_\_\_\_ Community Service/Other Programs are not to be completed in any establishment where minors/children frequent or congregate (Penal Code § 261.5(f)).
28. \_\_\_\_\_ Attend and complete an AIDS education program and submit to AIDS blood testing (Penal Code § 1202.1).
29. \_\_\_\_\_ Comply with the terms and conditions of the Protective Order.
30. \_\_\_\_\_ Do not, in any manner, directly or indirectly, initiate contact with, nor have any communication with \_\_\_\_\_.
31. \_\_\_\_\_ Stay \_\_\_\_\_ yards away from \_\_\_\_\_.
32. \_\_\_\_\_ Disclose your probation or mandatory supervision status and terms upon the request of any peace officer.
33. \_\_\_\_\_ Provide a state DNA sample and prints for the State DNA Database pursuant to Penal Code § 296 and 296.1, if not already provided.
34. \_\_\_\_\_ Other conditions: \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_
35. \_\_\_\_\_ I understand that the Court ultimately determines the conditions of probation and mandatory supervision, and I have the right to request the Court modify or eliminate any condition imposed by the Probation Department that I believe is unreasonable.
36. \_\_\_\_\_ I have read, I understand, and I accept these terms and conditions of probation or mandatory supervision.

Date: \_\_\_\_\_

Defendant's Signature: \_\_\_\_\_

Defense Counsel's Signature: \_\_\_\_\_

Deputy District Attorney's Signature: \_\_\_\_\_