

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA**

**GENERAL ORDER**

**NUMBER: 2017: 03**

**Adoption of Standard, Mandatory, and Special Conditions of Supervision**

Pursuant to 18 U.S.C. §§ 3563(a), 3563(b), 3583(d), and 3553(a), the following detailed standard, mandatory, and special conditions of supervision are hereby approved and adopted by this Court for purposes of sentencing in all criminal cases. These detailed conditions will apply in both probation and supervised release cases when summarily ordered (in brief format) at the time of sentencing and must be written, as specifically stated below (in detailed format), in the final judgment. It is understood specific Courts will order the "Standard" conditions in all cases and appropriately order the "Special" and "Mandatory" conditions as needed or required by law. It is also understood specific Courts are not limited only to these detailed conditions and are free to change, modify, or add "Special" conditions, pursuant to the statutes listed above. Pursuant to 18 U.S.C. §§ 3563(d) and 3583(f), this Court directs the probation officer to provide the defendant with a written statement that sets forth, in detail, all the conditions of supervision that are summarily ordered in each case.

**Standard Conditions of Supervision**

1. The defendant must report to the probation office in the federal judicial district where he/she is authorized to reside within 72 hours of the defendant's release from imprisonment, or if placed on probation, within 72 hours of the time the defendant was sentenced, unless the probation officer instructs the defendant to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, the defendant will receive instructions from the court or the probation officer about how and when he/she must report to the probation officer, and the defendant must report to the probation officer as instructed.
3. The defendant must not knowingly leave the federal judicial district where he/she is authorized to reside without first getting permission from the court or the probation officer.
4. The defendant must answer truthfully the questions asked by his/her probation officer.
5. The defendant must live at a place approved by the probation officer. If the defendant plans to change where he/she lives or anything about his/her living arrangements (such as the people the defendant lives with), the defendant must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, the defendant must notify the probation officer within 72 hours of becoming aware of a change or expected change.

6. The defendant must allow the probation officer to visit him/her at any time at his/her home or elsewhere, and the defendant must permit the probation officer to take any items prohibited by the conditions of supervision that the probation officer observes in plain view.
7. The defendant must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses the defendant from doing so. If the defendant does not have full-time employment he/she must try to find full-time employment, unless the probation officer excuses the defendant from doing so. If the defendant plans to change where he/she works or anything about his/her work (such as the position or job responsibilities), the defendant must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, the defendant must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. The defendant must not communicate or interact with someone he/she knows is engaged in criminal activity. If the defendant knows someone has been convicted of a felony, he/she must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If the defendant is arrested or questioned by a law enforcement officer, he/she must notify the probation officer within 72 hours.
10. The defendant must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified, for the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. The defendant must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that the defendant poses a risk to another person (including an organization), the probation officer may require the defendant to notify the person about the risk and the defendant must comply with that instruction. The probation officer may contact the person and confirm that the defendant has notified the person about the risk.
13. The defendant must follow the instructions of the probation officer related to the conditions of supervision.

### **Mandatory Conditions of Supervision**

14. The defendant must not commit another federal, state, or local crime.
15. The defendant must not unlawfully possess a controlled substance.
16. The defendant must refrain from any unlawful use of a controlled substance. The defendant must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.
17. The defendant must cooperate in the collection of DNA as directed by the probation officer.
18. The defendant must comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which you reside, work, are a student, or were convicted of a qualifying offense.
19. The defendant must participate in an approved program for domestic violence.
20. **(Probation Only)** The defendant must make restitution in accordance with 18 U.S.C. §§ 2248, 2259, 2264, 2327, 3663, 3663A, and 3664.
21. **(Probation Only)** The defendant must pay the assessment imposed in accordance with 18 U.S.C. § 3013.
22. **(Probation Only)** If this judgment imposes a fine, the defendant must pay in accordance with the Schedule of Payments sheet of the judgment.
23. **(Probation Only)** The defendant must notify the court of any material change in his/her economic circumstances that might affect his/her ability to pay restitution, fines, or special assessments.

### Special Conditions of Supervision

24. The defendant must participate in a substance abuse assessment and/or treatment program. While participating in the program, the defendant must follow the rules and regulations of that program. The probation officer will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). The defendant must pay the costs of the substance abuse assessment and/or treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
25. The defendant must participate in an alcohol abuse assessment and/or treatment program. While participating in the program, the defendant must follow the rules and regulations of that program. The probation officer will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). The defendant must pay the costs of alcohol abuse assessment and/or treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
26. The defendant must not use or possess any controlled substances without a valid prescription. If the defendant has a valid prescription, he/she must disclose the prescription information to the probation officer and follow the instructions on the prescription.
27. The defendant must submit to substance abuse testing to determine if he/she has used a prohibited substance. The defendant must assist in the cost of the testing, as approved by the probation officer. The defendant must not attempt to obstruct or tamper with the testing methods.
28. The defendant must not go to, or remain at any place where he/she knows controlled substances are illegally sold, used, distributed, or administered without first obtaining the permission of the probation officer.
29. The defendant must not use or possess alcohol.
30. The defendant must not knowingly enter any (*bar, tavern, etc.*) without first obtaining the permission of the probation officer.
31. The defendant must not purchase, possess, distribute, administer or otherwise use any controlled substances or psychoactive substances (including but not limited to synthetic marijuana) that impair a person's physical or mental functioning without a valid prescription. If the defendant has a valid prescription, he/she must disclose the prescription information to the probation officer and follow the instructions on the prescription.

32. The defendant must participate in a mental health treatment program and follow the rules and regulations of that program. The probation officer, in consultation with the treatment provider, will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). The defendant must pay the costs of mental health treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
33. The defendant must take all mental health medications that are prescribed by his/her treating physician. The defendant must pay the costs of the medication, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
34. The defendant must participate in an anger management education and/or treatment program and follow the rules and regulations of that program. The probation officer will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). The defendant must pay the costs of the anger management education and/or treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
35. The defendant must participate in a cognitive-behavioral treatment program and follow the rules and regulations of that program. The probation officer will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). Such programs may include group sessions led by a counselor or participation in a program administered by the probation office. The defendant must pay the costs of the cognitive-behavioral treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
36. The defendant must participate in a gambling addiction treatment program and follow the rules and regulations of that program. The probation officer will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). The defendant must pay the costs of the gambling addiction treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
37. The defendant must not engage in any form of gambling (including, but not limited to, lotteries, on-line wagering, sports betting) and he/she must not enter any casino or other establishment where gambling is the primary purpose (e.g., horse race tracks, off-track betting establishments).

38. The defendant must participate in an educational services program and follow the rules and regulations of that program. Such programs may include high school equivalency preparation, English as a Second Language classes, and other classes designed to improve his/her proficiency in skills such as reading, writing, mathematics, or computer use. The defendant must pay the costs of the educational services program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
39. The defendant must participate in a vocational services program and follow the rules and regulations of that program. Such a program may include job readiness training and skills development training. The defendant must pay the costs of the vocational services program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
40. The defendant must complete \_ hours of community service within \_ months. The probation officer will supervise the participation in the program by approving the program (agency, location, frequency of participation, etc.). The defendant must provide written verification of completed hours to the probation officer.
41. The defendant must be employed and complete community service for a combination of 30 hours per week. The probation officer will supervise the participation in the community service program by approving the program (agency, location, frequency of participation, etc.). The defendant must provide written verification of completed community service hours to the probation officer.
42. The defendant must provide the probation officer with access to any requested financial information and authorize the release of any financial information. The probation office may share financial information with the U.S. Attorney's Office.
43. The defendant must not incur new credit charges, or open additional lines of credit, without the approval of the probation officer.
44. If the judgment imposes a financial penalty, the defendant must pay the financial penalty in accordance with the Schedule of Payments sheet of the judgment. The defendant must also notify the court, through the probation officer, of any changes in economic circumstances that might affect the ability to pay this financial penalty.
45. The defendant must participate in a financial assessment and/or counseling program. The defendant must pay the costs of the financial assessment and/or counseling program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.

46. The defendant must reside for a period of *(to be set at sentencing)* months to commence at *(to be set at sentencing)* on *(to be set at sentencing)*, in the Ecumenical Community Corrections Center, 6753 Cezanne St., Baton Rouge, Louisiana, and must observe the rules and regulations of that facility.
47. The defendant must reside for a period of *(to be set at sentencing)* months, or until released by the probation officer, to commence at *(to be set at sentencing)* on *(to be set at sentencing)*, in the Ecumenical Community Corrections Center, 6753 Cezanne St., Baton Rouge, Louisiana, and must observe the rules and regulations of that facility.
48. The defendant must participate in the Location Monitoring Program, under CURFEW, *(from \_\_\_ p.m. to \_\_\_ a.m.)* for a period of *(to be set at sentencing)* months, to commence at the direction of the probation office. The defendant must follow the conditions specified in the "Location Monitoring Program - Participant Agreement," which includes the use of location monitoring technology at the discretion of the probation officer. The defendant must pay the costs of the Location Monitoring Program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
49. The defendant must participate in the Location Monitoring Program, under HOME DETENTION, for a period of *(to be set at sentencing)* months, to commence at the direction of the probation office. The defendant must follow the conditions specified in the "Location Monitoring Program - Participant Agreement," which includes the use of location monitoring technology at the discretion of the probation officer. The defendant must pay the costs of the Location Monitoring Program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
50. The defendant must participate in the Location Monitoring Program, under HOME INCARCERATION, for a period of *(to be set at sentencing)* months, to commence at the direction of the probation office. The defendant must follow the conditions specified in the "Location Monitoring Program - Participant Agreement," which includes the use of location monitoring technology at the discretion of the probation officer. The defendant must pay the costs of Location Monitoring Program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
51. The defendant must be monitored by a form of location monitoring at the discretion of the U.S. Probation and Pretrial Services Office, which must be utilized for purposes of verifying compliance with *(specify any court-imposed condition of supervision)*. The defendant must pay the costs of the Location Monitoring Program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.

52. The defendant must serve a total of \_\_\_ days of intermittent confinement. The intermittent confinement must be served for consecutive (*weekends or days*) at the facility beginning on (*day*), (*date*) at (*time*) and ending on (*day*), (*date*), no later than (*time*). The defendant must follow the rules and regulations of the \_\_\_ facility.
53. The defendant must (*immediately report, continue to report, or surrender*) to U.S. Immigration and Customs Enforcement and follow all their instructions and reporting requirements until any deportation proceedings are completed.
54. If the defendant is ordered deported from the United States, he/she must remain outside the United States, unless legally authorized to re-enter. If the defendant re-enters the United States, he/she must report to the nearest probation office within 72 hours after his/her return.
55. The defendant must seek proper documentation from U.S. Immigration and Customs Enforcement authorizing him/her to work in the United States.
56. The defendant must not engage in an occupation, business, profession, or volunteer activity that would require or enable him/her to \_\_\_ without the prior approval of the probation officer.
57. The defendant must not work in any type of employment without the prior approval of the probation officer.
58. If the defendant is ordered by the government to make child support payments or to make payments to support a person caring for a child, he/she must make the payments and comply with the other terms of the order.
59. The defendant must meet any legal obligation to support or make payment toward the support of any person, including any dependent child, the co-parent or caretaker of a dependent child, or a spouse or former spouse.
60. The defendant must submit his/her person, property, house, residence, vehicle, papers, computers (as defined in 18 U.S.C. § 1030(e)(1)), other electronic communications or data storage devices or media, or office, to a search conducted by a United States probation officer. Failure to submit to a search may be grounds for revocation of release. The defendant must warn any other occupants that the premises may be subject to searches pursuant to this condition. The probation officer may conduct a search under this condition only when reasonable suspicion exists that the defendant has violated a condition of supervision and that the areas to be searched contain evidence of this violation. Any search must be conducted at a reasonable time and in a reasonable manner.
61. The defendant must not communicate, or otherwise interact, with any known member of the \_\_\_ gang, without first obtaining the permission of the probation officer.



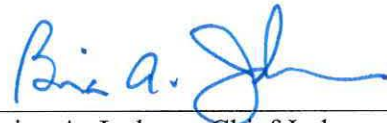
62. The defendant must not communicate, or otherwise interact, with *(name of victim)*, either directly or through someone else, without first obtaining the permission of the probation officer.
63. The defendant must not knowingly enter *(name of neighborhood, city, county, subdivision, park, or other geographic entity with clearly defined boundary)* without first obtaining the permission of the probation officer.
64. The defendant must comply with the requirements of the Sex Offender Registration and Notification Act (42 U.S.C. § 16901, *et seq.*) as directed by the probation officer, the Bureau of Prisons, or any state sex offender registration agency in which he or she resides, works, is a student, or was convicted of a qualifying offense. *(Mandatory for Sex Offenses.)*
65. The defendant must not have direct contact with any person under the age of 18 except (1) in the presence of the parent or legal guardian of said minor and (2) on the condition that the defendant notifies said parent or legal guardian of his/her conviction in the instant offense, personal history, prior offenses, and other factors that involve minor victims. Direct contact includes written communication, in-person communication, verbal communication, or physical contact. If the defendant does have any direct contact with any child he/she knows or reasonably should know to be under the age of 18, without the permission of the probation officer, the defendant must report this contact to the probation officer within 24 hours. This provision does not encompass persons under the age of 18, such as waiters, cashiers, ticket vendors, etc., with whom the defendant must deal in order to obtain ordinary and usual commercial services.
66. The defendant must not go to, or remain at, a place for the primary purpose of observing or contacting children under the age of 18.
67. The defendant must not frequent or loiter within 100 feet of school yards, parks, public swimming pools, playgrounds, youth centers, video arcade facilities, libraries, or other places primarily used by persons under the age of 18. *(Locations to be set at sentencing.)*
68. The defendant must not reside within direct view of school yards, parks, public swimming pools, playgrounds, youth centers, video arcade facilities, libraries, or other places primarily used by persons under the age of 18. The defendant's residence must be approved by the probation officer, and any change in residence must be pre-approved by the probation officer. The defendant must submit the address of the proposed residence to the probation officer at least 10 days prior to any scheduled move.

69. The defendant must participate in a sex offense-specific assessment and/or treatment program and follow the rules and regulations of that program. This includes submission to risk assessment evaluation and physiological testing, such as polygraph, plethysmograph, and Abel testing, and must take all prescribed medication. The defendant must be required to submit to periodic polygraph testing at the discretion of the probation officer as a means to ensure that he or she is in compliance with the requirements of his or her supervision or treatment program. The probation officer will supervise the defendant's participation in the program (provider, location, modality, duration, intensity, etc.). The defendant must pay the costs of sex offender-specific assessment and/or treatment program, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
70. The defendant must grant a limited waiver of his/her right of confidentiality in any records of sex offender and/or mental health treatment imposed as a consequence of this judgment to allow the treatment provider to provide information to the probation officer and sign all necessary releases to enable the probation officer to monitor the defendant's progress. The defendant must disclose the presentence report and/or any other previous sex offender or mental health evaluations to the treatment provider.
71. The defendant must not view or possess any "visual depiction" (as defined in 18 U.S.C. § 2256), including any photograph, film, video, picture, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of "sexually explicit conduct" (as defined in 18 U.S.C. § 2256).
72. The defendant must not view or possess any "visual depiction" (as defined in 18 U.S.C. § 2256) including any photograph, film, video, picture, or computer or computer-generated image or picture, whether made or produced by electronic, mechanical, or other means, of "sexually explicit conduct" (as defined in 18 U.S.C. § 2256), that would compromise his/her sex offense-specific treatment.
73. The defendant must not use sexually oriented telephone numbers or services.
74. The defendant must not contact the victim, or (*name of other identified parties*) by any means, including in person, by mail or electronic means, or via third parties. Further, the defendant must remain at least 100 yards from the victim(s) at all times. If any contact occurs, the defendant must immediately leave the area of contact and report the contact to the probation officer.
75. The defendant's employment, participation in organizations, and/or volunteer activity must be approved by the probation officer, and any change in employment must be pre-approved by the probation officer. The defendant must submit the name and address of the proposed employer, organization, and/or volunteer activity to the probation officer at least 10 days prior to any scheduled change.

76. The defendant is prohibited from access to any "on-line" computer service at any location (including employment or education) without prior written approval of the U.S. Probation Office. This includes any Internet Service Provider, bulletin board system, social media application or website, or any other public or private computer network. Any approval must be subject to conditions set by the probation officer or the Court with respect to that approval.
77. The defendant is prohibited from access to any computer, Internet Service Provider, bulletin board system, social media application or website, or any other public or private computer network or the service at any location (including employment or education) without prior written approval of the probation officer. Any approval must be subject to any conditions set by the probation officer or the Court with respect to that approval.
78. The defendant must submit his/her computers (as defined in 18 U.S.C. § 1030(e)(1)) or other electronic communications or data storage devices or media, to a search, which may include retrieval and copying of all memory from hardware/software and/or removal of such system(s) for the purpose of conducting a more thorough inspection. The defendant must warn any other people who use these computers or devices capable of accessing the Internet that the devices may be subject to searches pursuant to this condition. A probation officer may conduct a search pursuant to this condition only when reasonable suspicion exists that there is a violation of a condition of supervision and that the computer or device contains evidence of this violation. Any search will be conducted at a reasonable time and in a reasonable manner.
79. The defendant must allow the probation officer to install computer monitoring software on any computer (as defined in 18 U.S.C. § 1030(e)(1)) he/she uses. To ensure compliance with the computer monitoring condition, the defendant must allow the probation officer to conduct initial and periodic unannounced searches of any computers (as defined in 18 U.S.C. § 1030(e)(1)) subject to computer monitoring. These searches must be conducted for the purposes of determining whether the computer contains any prohibited data prior to installation of the monitoring software; to determine whether the monitoring software is functioning effectively after its installation; and to determine whether there have been attempts to circumvent the monitoring software after its installation. The defendant must consent to periodic inspection of any such installed hardware/software to insure it is functioning properly. The defendant must warn any other people who use these computers that the computers may be subject to searches pursuant to this condition. The defendant must pay the costs of the computer monitoring software, to the extent he/she is financially able to pay. The U.S. Probation Office must determine the defendant's ability to pay and any schedule for payment, subject to the Court's review upon request.
80. The defendant must provide the U.S. Probation Office with accurate information about the defendant's entire computer system (*hardware/software*); all passwords used by the defendant; and the defendant's Internet Service Provider(s); and will abide by all rules of this Court's Computer Restriction and Monitoring Program.

81. The defendant must maintain a driving log with details about mileage, routes traveled and destinations.
82. The defendant must not distribute candy or other gifts to persons under 18 years of age on, or concerning, Halloween, Mardi Gras, Easter, Christmas, or any other recognized holiday for which generally candy is distributed or other gifts are given to persons under 18 years of age. The defendant must not use or wear, in any public place of any character whatsoever, or in any open place in view thereof, a hood or mask, or anything in the nature of either, or any facial disguise of any kind or description, calculated to conceal or hide the identity of the person or to prevent him/her from being readily recognized.

Baton Rouge, Louisiana, this 22<sup>nd</sup> day of May, 2017



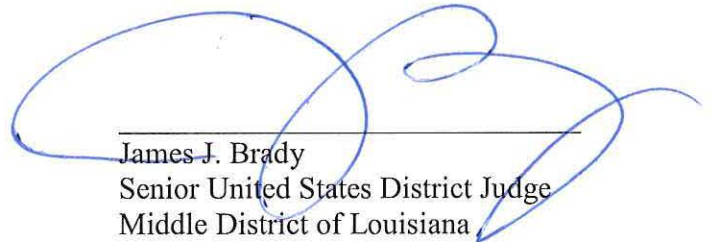
Brian A. Jackson, Chief Judge  
United States District Court  
Middle District of Louisiana



Shelly D. Dick  
United States District Judge  
Middle District of Louisiana



John W. deGravelles  
United States District Judge  
Middle District of Louisiana



James J. Brady  
Senior United States District Judge  
Middle District of Louisiana