

MODIFICATIONS OF SUPERVISION

403.1 PURPOSE AND SCOPE

This chapter will provide general guidelines for Probation Officers to request modification of the conditions of supervision.

403.2 APPLICABILITY

This section applies to all field service employees.

403.3 POLICY

In most cases, the Court has the lone authority during the period of supervision to modify the conditions of supervision. The San Diego County Probation Department has the obligation to bring cases back before the Court to recommend modifications whenever necessary to ensure the ordered conditions support offender rehabilitation and case management strategies. Should another party calendar the matter for modification, the Probation Officer must submit a written report in support of or against the requested change. The officer's position on a modification will be supported by the Case Plan and the offender's progress or lack thereof at the time of the request.

403.4 DEFINITION

Modification: The process of recommending a change to any part of an established court order granting probation.

403.5 WHEN TO CONSIDER A MODIFICATION

Some common reasons to request modifications include application for permission to reside out of state or travel out of the country, converting public work service to volunteer work, extending or shortening the duration of supervision, change of placement for a juvenile offender, adjusting a stay away order, and changing an "as" condition to an "if" condition.

Officers shall refer to their service procedure manuals for more information regarding modification hearings.