



**SUPREME COURT OF GEORGIA**

Atlanta January 8, 2014

The Honorable Supreme Court met pursuant to adjournment.  
The following order was passed:

It is ordered that Uniform Superior Court Forms SC-6 (Final Disposition Felony Confinement Sentence), SC-6.2 (Final Disposition Felony Sentence With Probation), SC-6.4 (A) (Index of Special Conditions), and SC-6.4 (B) (Inventory of Special Conditions) be approved effective January 30, 2014, as follows:

**SUPREME COURT OF THE STATE OF GEORGIA**  
Clerk's Office, Atlanta

I hereby certify that the above is a true extract from  
the minutes of the Supreme Court of Georgia  
Witness my signature and the seal of said court hereto  
affixed the day and year last above written.

*Theresa A. Bannell*, Clerk

**IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY, STATE OF GEORGIA**

**STATE OF GEORGIA versus**

\_\_\_\_\_

**CRIMINAL ACTION #:**

\_\_\_\_\_

**Term of 20** \_\_\_\_\_

*Clerk to complete if incomplete:*

OTN(s): \_\_\_\_\_

DOB: \_\_\_\_\_

Ga. ID#: \_\_\_\_\_

**Final Disposition:  
FELONY CONFINEMENT**

**First Offender entered under O.C.G.A. § 42-8-60**

**Repeat Offender as imposed below**

Repeat Offender waived

**PLEA:**

Negotiated  Non-negotiated

**VERDICT:**

Jury  Non-jury

**The Court enters the following judgment:**

Count	Charge (as indicted or accused)	Disposition (Guilty, Not Guilty, Guilty-Alford, Guilty-Lesser Incl, Nolo, Nolo Pros, Dead Docket)	Sentence	Fine	Concurrent/ Consecutive, Merged, Suspended
1					
2					
3					
4					

The Defendant is adjudged guilty or sentenced under First Offender for the above-stated offense(s); the Court sentences the Defendant to confinement in such institution as the Commissioner of the State Department of Corrections may direct, with the period of confinement to be computed as provided by law.

**Sentence Summary:** The Defendant is sentenced for a total of \_\_\_\_\_.

The Defendant is to receive credit for time served in custody:  from \_\_\_\_\_; or  as determined by the custodian.

The Court sentences the Defendant as a recidivist under O.C.G.A.:

§ 17-10-7(a);  § 17-10-7(c);  § 16-7-1(b);  § 16-8-14(b); or  § \_\_\_\_\_.

The Defendant shall pay restitution in the amount of \$ \_\_\_\_\_ through the Clerk of Court for the benefit of the victim(s), \_\_\_\_\_.

**FIRST OFFENDER**

(If designated by the Court)

The Defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time but that further proceedings are deferred and the Defendant is hereby sentenced to confinement at such institution as the Commissioner of the State Department of Corrections or the Court may direct, with the period of confinement to be computed as provided by law.

Upon the Court's determination that the Defendant is or was not eligible for sentencing under the First Offender Act, the Court may enter an adjudication of guilt and proceed to sentence the Defendant to the maximum sentence as provided by law.

Defendant's school enrollment: The Defendant:  is 17 years of age or older, was convicted of the felony offense(s) of \_\_\_\_\_, and is or will be enrolled in \_\_\_\_\_ School or school system, O.C.G.A. § 15-6-36; or  is 13-17 years of age, was convicted of the felony offense(s) of \_\_\_\_\_, and is or will be enrolled in \_\_\_\_\_ School or school system, O.C.G.A. § 15-11-560(g). The Clerk shall give notice as required by the statute.

*For Court's Use:*

The Hon. \_\_\_\_\_, Attorney at Law, represented the Defendant by:

employment; or  appointment.

**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Judge of Superior Court  
\_\_\_\_\_ Judicial Circuit

\_\_\_\_\_  
*(print or stamp Judge's name)*

**FIREARMS** – If you are convicted of a crime punishable by imprisonment for a term exceeding one year, or of a misdemeanor crime of domestic violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another similar relationship with the victim, it is unlawful for you to possess or purchase a firearm including a rifle, pistol, or revolver, or ammunition, pursuant to federal law under 18 U.S.C. § 922(g)(9) and/or applicable state law.

**Acknowledgment:** I have read the terms of this sentence or had them read and explained to me.

\_\_\_\_\_  
Defendant

**IN THE SUPERIOR COURT OF \_\_\_\_\_ COUNTY, STATE OF GEORGIA**

**STATE OF GEORGIA versus**

**CRIMINAL ACTION #:**

\_\_\_\_\_ **Term of 20** \_\_\_\_\_

*Clerk to complete if incomplete:*

OTN(s): \_\_\_\_\_

DOB: \_\_\_\_\_

Ga. ID#: \_\_\_\_\_

**Final Disposition:  
FELONY with PROBATION**

**First Offender/Conditional Discharge entered under:**

- O.C.G.A. § 42-8-60     O.C.G.A. § 16-13-2
- Repeat Offender as imposed below**
- Repeat Offender waived

**PLEA:**

- Negotiated     Non-negotiated

**VERDICT:**

- Jury     Non-jury

**The Court enters the following judgment:**

Count	Charge (as indicted or accused)	Disposition (Guilty, Not Guilty, Guilty- <u>Alford</u> , Guilty-Lesser Incl, Nolo, Nol Pros, Dead Docket)	Sentence	Fine	Concurrent/ Consecutive, Merged, Suspended
1					
2					
3					
4					

The Defendant is adjudged guilty or sentenced under First Offender/Conditional Discharge for the above-stated offense(s); the Court sentences the Defendant to confinement in such institution as the Commissioner of the State Department of Corrections may direct, with the period of confinement to be computed as provided by law.

**Sentence Summary:** The Defendant is sentenced for a total of \_\_\_\_\_,  with the first \_\_\_\_\_ to be served in confinement and the remainder to be served on probation; or  to be served on probation.

The Defendant is to receive credit for time served in custody:  from \_\_\_\_\_; or  as determined by the custodian.

1. The above sentence may be served on probation provided the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

2. Upon service of \_\_\_\_\_, the remainder of the sentence may be served on probation; PROVIDED, that the Defendant shall comply with the Conditions of Probation imposed by the Court as part of this sentence.

3. The Court sentences the Defendant as a recidivist under O.C.G.A.:

- § 17-10-7(a);  § 17-10-7(c);  § 16-7-1(b);  § 16-8-14(b); or  § \_\_\_\_\_.

## GENERAL CONDITIONS OF PROBATION

The Defendant is subject to arrest for any violation of probation. If probation is revoked, the Court may order incarceration. The Defendant shall comply with the following General Conditions of Probation: 1) Do not violate the criminal laws of any governmental unit and be of general good behavior. 2) Avoid injurious and vicious habits. 3) Avoid persons or places of disreputable or harmful character. 4) Report to the Probation Officer as directed and permit the Probation Officer to visit you at home or elsewhere. 5) Work faithfully at suitable employment insofar as may be possible. 6) Do not change your place of abode, move outside the jurisdiction of the Court, or leave Georgia without permission of the Probation Officer. If permitted to move or travel to another state, you agree to waive extradition from any jurisdiction where you may be found and not contest any effort by any jurisdiction to return you to this State. 7) Support your legal dependents to the best of your ability. 8) When directed, in the discretion of the Probation Officer: (a) submit to evaluations and testing relating to rehabilitation and participate in and successfully complete rehabilitative programming; (b) wear a device capable of tracking location by means including electronic surveillance or global positioning satellite systems; (c) complete a residential or nonresidential program for substance abuse or mental health treatment; and/or (d) agree to the imposition of graduated sanctions as defined by law. 9) Make restitution as ordered by the Court.

**FINE SURCHARGES or ADD-ONS:** The Court assesses all fine surcharges or add-ons as required by the laws of the State of Georgia and as are applicable to offense(s) for which the Defendant has been convicted.

- 1) The Court orders that:  the Defendant shall pay the probation supervision fee as required by law; or  the probation supervision fee is waived.
- 2) If counsel was provided under the Georgia Indigent Defense Act:  the Defendant shall pay the \$50 Public Defender Application Fee; or  the Public Defender Application Fee is waived.
- 3) If counsel was provided at public expense:  the Defendant shall pay attorney's fees of \$\_\_\_\_\_ to \_\_\_\_\_ County; or  attorney's fees are waived.
- 4) The Defendant shall pay the Crime Lab Fee as required by law.

## SPECIAL CONDITIONS OF PROBATION

The Defendant is advised that violation of any Special Condition of Probation may subject the Defendant to a revocation of probation and the Court may require the Defendant to serve up to the balance of the sentence in confinement. The Defendant shall comply with all Special Conditions of Probation:  as designated on the attached Inventory of Special Conditions of Probation; or  as follows: (*import conditions to be imposed from Inventory of Special Conditions of Probation*).

## FIRST OFFENDER OR CONDITIONAL DISCHARGE

(If designated by the Court)

The Defendant consenting hereto, it is the judgment of the Court that no judgment of guilt be imposed at this time but that further proceedings are deferred and the Defendant is hereby sentenced to confinement at such institution as the Commissioner of the State Department of Corrections or the Court may direct, with the period of confinement to be computed as provided by law.

Upon violation of the terms of probation, upon conviction for another crime during the period of probation, or upon the Court's determination that the Defendant is or was not eligible for sentencing under the First Offender Act or for Conditional Discharge, the Court may enter an adjudication of guilt and proceed to sentence the Defendant to the maximum sentence as provided by law.

State of Georgia v. \_\_\_\_\_

Criminal Action # \_\_\_\_\_

SC-6.2 Final Disposition Felony Sentence With Probation

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Upon fulfillment of the terms of this sentence, or upon release of the Defendant by the Court prior to the termination of this sentence, the Defendant shall stand discharged of said offense without court adjudication of guilt and shall be completely exonerated of guilt of said offense charged.

Defendant's school enrollment: The Defendant:  is 17 years of age or older, was convicted of the felony offense(s) of \_\_\_\_\_, and is or will be enrolled in \_\_\_\_\_ School or school system, O.C.G.A. § 15-6-36; or  is 13-17 years of age, was convicted of the felony offense(s) of \_\_\_\_\_, and is or will be enrolled in \_\_\_\_\_ School or school system, O.C.G.A. § 15-11-560(g). The Clerk shall give notice as required by the statute.

*For Court's Use:*

The Hon. \_\_\_\_\_, Attorney at Law, represented the Defendant by:  
 employment; or  appointment.

**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Judge of Superior Court  
\_\_\_\_\_  
Judicial Circuit  
\_\_\_\_\_  
*(print or stamp Judge's name)*

**FIREARMS** – If you are convicted of a crime punishable by imprisonment for a term exceeding one year, or of a misdemeanor crime of domestic violence where you are or were a spouse, intimate partner, parent, or guardian of the victim, or are or were involved in another similar relationship with the victim, it is unlawful for you to possess or purchase a firearm including a rifle, pistol, or revolver, or ammunition, pursuant to federal law under 18 U.S.C. § 922(g)(9) and/or applicable state law.

**Acknowledgment:** I have read the terms of this sentence or had them read and explained to me. If all or any part of this sentence is probated I certify that I understand the meaning of the order of probation and the conditions of probation. I understand that violation of a special condition of probation could result in revocation of all time remaining on the period of probation.

\_\_\_\_\_  
Defendant

## INDEX OF SPECIAL CONDITIONS OF PROBATION

1. Restitution finding
2. Report to Probation Office
3. Perform community service
4. Probation Management Act Sentencing Options System
5. Accountability Court: enter and complete
6. Reserved
7. Detention Center, Diversion Center or Boot Camp: enter and complete
8. Regional Substance Abuse Treatment (RSAT) Facility: enter and complete
9. Day Reporting Center: enter and complete
10. Fourth Amendment waiver; consent to use at trial
11. Provide bodily specimen for testing; waive evidentiary foundation for admissibility
12. Limited or no contact condition
13. No harassment or threats toward specific person(s)
14. Family Violence Intervention Program (FVIP): enter and complete
15. Provide records release: medical, treatment, work, driving, criminal history
16. Undergo evaluation and treatment: mental health, substance abuse, etc.
17. Attend 12-step meetings
18. Obtain high school diploma, GED, or training certificate
19. Abide by curfew
20. Barred from County or Circuit
21. Surrender driver's license
22. Ignition interlock
23. Electronic monitoring device: voice, electronic, GPS, SCRAM
24. Probation may be made administrative or may terminate
25. Provide DNA sample: felony offense – O.C.G.A. § 35-3-160
26. Sex offender special conditions
27. Offense against a minor or dangerous sexual offense special conditions – O.C.G.A. § 42-8-35(b)
28. Stalking or aggravated stalking special conditions – O.C.G.A. §§ 16-5-90 or 16-5-91
29. No contact with criminal street gang activity
30. Special probation for drug offense – O.C.G.A. §§ 16-13-30(b),(d), 16-5-31; 42-8-35.2
31. Obligation to testify truthfully

32. Avoid use or being in presence of alcohol, drugs
  33. Undergo evaluation for contagious communicable disease
- Other special condition(s) defined by Court:

## INVENTORY OF SPECIAL CONDITIONS OF PROBATION

These conditions are hereby incorporated into the Defendant's sentence by reference. The Defendant is advised that violation of any Special Condition of Probation may subject the Defendant to a revocation of the balance of the period of probation and the Defendant may be required to serve up to the balance of the sentence in confinement. *(Judge to designate conditions to be applied.)*

1. \_\_\_ **The Court finds that the Defendant shall pay restitution** in the amount of \$\_\_\_\_\_ through the Probation Office for the benefit of the victim(s) \_\_\_\_\_, at a rate to be approved by the Court or the Probation Officer.
2. \_\_\_ **The Defendant shall report to the Probation Office** at \_\_\_\_\_, Georgia by no later than \_\_\_\_\_.
3. \_\_\_ **The Defendant shall perform \_\_\_\_\_ hours of community service** at the direction of the Probation Officer, to be completed within \_\_\_\_\_ days of this date, with transportation to be provided by the Defendant.
4. \_\_\_ The Defendant is sentenced under the provisions of the **Probation Management Act Sentencing Options System** with a:  sanction cap of Probation Detention Center or Regional Substance Abuse Treatment Facility; or  Court-designated sanction cap of \_\_\_\_\_.
5. \_\_\_ **Accountability Court referral.** The Defendant shall enter and complete the \_\_\_\_\_ Accountability Court and comply with all terms and conditions of that program.
6. \_\_\_ Reserved.
7. \_\_\_ **Detention Center, Diversion Center, or Boot Camp.** The Defendant shall serve \_\_\_\_\_ days in a:  Detention Center  County Diversion Center  Boot Camp or  \_\_\_\_\_. The Defendant shall be subject to the rules and regulations of the facility.  
 The Defendant is sentenced to \_\_\_\_\_ in confinement, with that time suspended upon acceptance into the facility.  
 Time spent in confinement awaiting acceptance into the facility shall be credited toward the time to be served at the facility.  
 The Defendant may be at liberty until the date of acceptance into the facility.
8. \_\_\_ **Regional Substance Abuse Treatment (RSAT) Facility.** The Defendant shall enter and complete a Regional Substance Abuse Treatment Program.  
 The Defendant is sentenced to \_\_\_\_\_ in confinement, with that time suspended upon acceptance into the facility.

- 9.\_\_\_\_ **Day Reporting Center.** The Defendant shall be assigned to a Day Reporting Center and shall be subject to all the rules and regulations of the facility.  
 The Defendant is sentenced to \_\_\_\_\_ in confinement, with that time suspended upon acceptance into the facility.
- 10.\_\_\_\_ **Fourth Amendment waiver.** The Defendant shall submit to a search of person, residence, papers, vehicle, and/or effects at any time of day or night without a search warrant, whenever requested to do so by a Probation Officer or other law enforcement officer upon reasonable cause to believe that the Defendant is in violation of probation or otherwise acting in violation of the law, and the Defendant shall specifically consent to the use of anything seized as evidence in any judicial proceedings or trial.
- 11.\_\_\_\_ **Specimen; admissibility.** The Defendant shall produce from time to time upon oral or written request by a Probation Officer, a law enforcement officer, or official of a Georgia DHS-approved substance abuse or mental health provider personnel a breath, saliva, urine and/or blood specimen for analysis for the presence of drugs including alcohol.  The Defendant shall waive evidentiary foundation for admissibility of the laboratory results.
- 12.\_\_\_\_ **Limited or no contact.** The Defendant shall:  stay \_\_\_\_\_ yards away from  have no violent contact with  have no contact of any kind, in person, or by telephone, mail, or otherwise, with \_\_\_\_\_  or with his/her family members  and the Defendant shall not enter the premises of \_\_\_\_\_.
- 13.\_\_\_\_ **Harassment, threats.** The Defendant shall not harass, threaten, intimidate, physically or verbally abuse, or harm the following person(s): \_\_\_\_\_.
- 14.\_\_\_\_ **Family Violence Intervention Program (FVIP).** The Defendant has been convicted of a crime involving family violence and is required to participate in a Family Violence Intervention Program certified by the State.
- 15.\_\_\_\_ **Records release.** The Defendant shall provide a release which allows the Probation Office to have access to all medical, clinical, treatment, attendance or work records, and for driving and criminal history.
- 16.\_\_\_\_ **Evaluation and treatment.** The Defendant shall provide verification of evaluation and/or treatment for:  mental health  substance abuse  clinical evaluation  anger management  cognitive skills training  educational training or  \_\_\_\_\_ at a State- or Court-approved provider at his/her own expense, and shall cooperate and comply with all rules and regulations of the treatment or program, including any aftercare deemed necessary.

17. \_\_\_ **12-step meetings.** The Defendant shall provide verification of attendance at \_\_\_\_\_ 12-step meetings or an equivalent per week for \_\_\_\_\_ consecutive  weeks  months  years.
18. \_\_\_ **Diploma, GED, or training certificate.** The Defendant shall provide verification of completion of a high school diploma, GED, or vocational training certificate. In the event he/she does not have one, the Defendant shall attend all classes and work successfully toward obtaining a diploma, GED, or certificate during the period of probation  and the Defendant shall provide verification of attendance.
19. \_\_\_ **Curfew.** The Defendant shall abide by any curfew established by the Probation Officer.
20. \_\_\_ **Bar order.** The Defendant shall not enter the confines of:  \_\_\_\_\_ County or  the \_\_\_\_\_ Judicial Circuit during the period of probation for any reason whatsoever.
21. \_\_\_ **Surrender driver's license.** The Defendant shall surrender any motor vehicle operator's license or permit to the Clerk pursuant to O.C.G.A. § 40-5-75.
22. \_\_\_ **Ignition interlock.** The Defendant shall have installed and maintain an ignition interlock device for six months in each motor vehicle registered or used by the Defendant. This period will begin when the Defendant has shown to the Court or to Probation Office certification that the Defendant's risk reduction program has been completed and that the ignition interlock system(s) has been installed. This provision shall not allow a defendant to drive whose license is under suspension.
23. \_\_\_ **Electronic monitoring device.** The Defendant shall submit to:  an alcohol monitoring device  voice verification monitoring  an electronic monitoring device  a GPS monitoring device  a SCRAM monitoring device for a period of: \_\_\_\_\_  weeks  months  years.  The Defendant is required to have the device installed prior to release from custody.
24. \_\_\_ **Administrative or terminated probation.** The Defendant's probation sentence shall:  become administrative  terminate upon full and timely payment of all sums due hereunder and compliance with all Conditions of Probation, including Special Conditions of Probation.
25. \_\_\_ **DNA sample.** The Defendant has been convicted of a felony offense. In accordance with O.C.G.A. § 35-3-160, the Defendant shall provide a DNA sample.

- 26.\_\_\_\_ **Sex offender special conditions.** The Defendant is subject to Special Conditions of Probation as a sex offender. These conditions are described more fully on separate pages which are incorporated into this sentence by reference.
- 27.\_\_\_\_ **Offense against a minor or dangerous sexual offense special conditions.** The Defendant is subject to Special Conditions of Probation under O.C.G.A. § 42-8-35(b), as a person who has been convicted of a criminal offense against a minor or a dangerous sexual offense as defined in O.C.G.A. § 42-1-12. These conditions are described more fully on a separate page which is incorporated into this sentence by reference.
- 28.\_\_\_\_ **Stalking or aggravated stalking special conditions.** The Defendant is subject to Special Conditions of Probation for violation of O.C.G.A. §§ 16-5-90 or 16-5-91. These conditions are described more fully on a separate page which is incorporated into this sentence by reference.
- 29.\_\_\_\_ **Street gang activity.** The Defendant has been convicted of a violation of the Georgia Street Gang Terrorism and Prevention Act and shall not knowingly have contact of any kind or character with any other member or associate of a criminal street gang, shall not participate in any criminal gang activity, and, if this case involved a victim, shall not knowingly have contact of any kind or character with any such victim or any member of any such victim's family or household.
- 30.\_\_\_\_ **Special probation for drug offense.** The Defendant has been convicted of a drug offense in violation of O.C.G.A. § 16-13-30(b), § 16-13-30(d) or § 16-13-31 and is subject to a special term of probation of three years in addition to the term of imprisonment imposed by the Court. If this is a second violation, the special term of probation shall be six years in addition to the term of imprisonment.
- 31.\_\_\_\_ **Testify truthfully.** The Defendant shall not refuse to testify, but shall testify fully and truthfully as to all circumstances of this case and any related matters.
- 32.\_\_\_\_ **Avoid alcohol, drug use.** The Defendant shall:  not consume alcoholic beverages, and not use narcotics or dangerous drugs unless lawfully prescribed  not associate with anyone who uses or possesses illegal drugs  not occupy any residence or vehicle where alcohol or illegal drugs are present  not consume alcohol and operate a motor vehicle  not go to establishments that serve alcohol.
- 33.\_\_\_\_ **Contagious disease.** The Defendant shall submit to evaluation and provide proof of treatment as required by any governmental unit for any contagious communicable disease constituting a public health risk.

**Other special condition(s).** The Defendant shall abide by the following additional special condition(s): \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SO ORDERED** this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Judge of Superior Court \_\_\_\_\_ Judicial Circuit

\_\_\_\_\_  
*(print or stamp Judge's name)*

**Acknowledgment:** I have read the terms of this document or had them read and explained to me. I understand that violation of a special condition of probation could result in revocation of all time remaining on the period of probation.

\_\_\_\_\_  
Defendant