

STATE OF SOUTH DAKOTA)
:
COUNTY OF MINNEHAHA)

IN MAGISTRATE COURT
SECOND JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA,
Plaintiff,

CR. _____

vs.

APPLICATION FOR FURLOUGH
FROM 24/7 PROGRAM AND ORDER

_____,
Defendant.

I have been ordered by the court to participate in the 24/7 Sobriety Program for the following reason(s) (please check all that apply):

- My case is pending, and the 24/7 program is a condition of my bond.
- I have been sentenced in my case, and the 24/7 program is a condition of my court-issued restricted driver's permit.
- I have been sentenced in my case, and the 24/7 program is a condition of my suspended sentence / probation.

I am requesting a furlough from the 24/7 program for the following reasons (please be detailed -- if you are requesting the furlough so that you may travel, please list all of the destinations and dates that you will be arriving at / departing from those destinations):

Before the requested furlough would begin, the last session of the 24/7 program that I would be able to attend and submit to the required alcohol / drug testing is ___ / ___ / ___ (fill in date) during the evening / morning (circle one) session.

After the requested furlough would end, the first session of the 24/7 program that I would be able to attend and submit to the required alcohol / drug testing is ___ / ___ / ___ (fill in date) during the evening / morning (circle one) session.

In making this application, I understand that if the requested furlough is approved by the court, and I am excused from the scheduled alcohol / drug testing during the furlough period, I am still required to abide by all of the remaining rules and regulations of the 24/7 Sobriety Program, including abstention from the use / possession of any prohibited substance and substances containing alcohol. In addition, if my privilege to drive a vehicle is conditioned upon participation in the 24/7 program, or if I have been issued a restricted driver's permit which is conditioned upon participation in the 24/7 program, I understand that during the period of any approved furlough, I am prohibited from driving a vehicle. I understand that violation of any of these terms could result in the same consequences as a violation of the court's original order placing me on the 24/7 Sobriety Program, including, if applicable, revocation of bond, imposition of any suspended sentence, and cancellation of any restricted driver's permit.

Dated this ___ day of _____, 20___.

Defendant's Signature

ORDER

IT IS HEREBY ORDERED that the defendant's Application for Furlough from the 24/7 Sobriety Program is:

DENIED, for the following reasons:

GRANTED, subject to the following terms and conditions:

The furlough shall commence after the alcohol / drug test scheduled for ___ / ___ / ___ during the morning / evening session. Upon the conclusion of the furlough, the defendant shall report for the alcohol / drug test scheduled for ___ / ___ / ___ during the morning / evening session and all required sessions thereafter.

Any violation of the terms and conditions of this furlough or the 24/7 Sobriety Program, including failure to re-start the 24/7 Sobriety Program on the date ordered, will result in the same consequences as a violation of the court's original order placing the defendant on the 24/7 Sobriety Program, including, if applicable, revocation of bond, imposition of any suspended sentence, and cancellation of any restricted driver's permit.

Dated this _____ day of _____, 20_____.

Magistrate Judge

ATTEST:

Angelia M. Gries, Clerk

By: _____
Deputy