

Cause No. _____

THE STATE OF TEXAS § IN THE _____
VS. § COURT _____

 § _____ COUNTY, TEXAS

STATE’S MOTION TO RAISE AND/OR SET SPECIAL CONDITIONS ON BOND

NOW COMES THE STATE OF TEXAS by and through _____, her Criminal District Attorney, and moves this Court to order that the Defendant’s bond be raised to \$ _____ or that in the alternative the following conditions be attached to any bond set on the above referenced Defendant’s case:

I.

- 1) That the Defendant not consume any alcoholic beverage.
- 2) That the Defendant not be allowed to drive or operate any motor vehicle

OR

That the Defendant not be allowed to drive or operate any motor-vehicle unless said vehicle is equipped with a device that uses a deep-lung breath analysis mechanism to make impractical the operation of a motor vehicle if ethyl alcohol is detected in the breath of the operator.

That the Defendant’s driving, if any is allowed, be restricted to that which is necessary to get him to and from work and that under no condition is he/she allowed to drive between the hours of _____ p.m. and _____ a.m.

- 3) That the Defendant be ordered to undergo Voice Alcohol Radio Frequency Electronic Monitoring to ensure that he is not consuming alcohol in violation of his bond conditions.
- 4) That the Defendant is ordered to wear a SCRAM device.*

Any other conditions that the Court deems appropriate and necessary to ensure the safety of our community.

In support thereof the State would show the following:

II.

(List all aggravating details of this defendant of this case, including any prior offenses. If no priors refer to the aggravating facts of the case, at a minimum someone was killed, mention B.A.C. level if known, etc....)

III.

Pursuant to Article 17.15, §5, of the Texas Code of Criminal Procedure the amount of bond set should take into account “[t]he future safety ... of the community.” The State would contend that the release of this Defendant without said conditions would create a serious risk of harm to other members of the Community.

WHEREFORE PREMISES CONSIDERED the State would respectfully pray that this Honorable Court set each of the above noted conditions on each and every bond concerning this Defendant and any charges pending on this Defendant.
Respectfully Submitted,

CRIMINAL DISTRICT ATTORNEY

Assistant Criminal District Attorney

* The Secure Continuous Remote Alcohol Monitor (SCRAM) is worn around the ankle and has sensors that are set to measure perspiration for traces of alcohol every hour or every 30 minutes. Test results can be downloaded to a modem each day and the results are then provided to the court or to the probation officers to view.

Cause No. _____

THE STATE OF TEXAS

§

IN THE _____

VS.

§

COURT _____

§

_____ COUNTY, TEXAS

ORDER

The State's Motion to Raise and/or Set Special Conditions on Bond is hereby:

_____ Granted as to Condition 1.
_____ Granted as to Condition 2.
_____ Granted as to Condition 3.
_____ Granted as to Condition 4.

_____ And I further add the following additional Bond Conditions:

Judge Presiding