

CONDITIONS OF RELEASE DOMESTIC VIOLENCE CASE

(For Offenses Committed Before January 1, 2016)

IN THE _____ COURT OF _____, ALABAMA
(Circuit, District, or Municipal) (Name of County or Municipality)

STATE OF ALABAMA

MUNICIPALITY OF _____ V. _____
Defendant

This court hereby orders that the defendant be released upon the following conditions:

A. Execution of a secured appearance bond in the amount of \$ _____.

This amount is set based on the following findings: The Court finds that the defendant is a threat to the alleged victim, to-wit: _____; that the defendant is a threat to public safety, to-wit: _____;

_____ ; or that the defendant is reasonably likely to appear in court, to-wit: _____.

B. Restraining Order: Based upon a finding by the court that a history of violence or abuse exists, the defendant shall not harass, annoy, alarm, threaten, intimidate, assault, or otherwise bother or harm, _____ (Name).

C. MANDATORY CONDITIONS OF RELEASE:

1. The defendant must appear to answer and submit to all orders and processes of the court having jurisdiction over the case.
2. The defendant must refrain from committing any criminal offense.
3. The defendant may not depart from the State of Alabama without approval or leave of the court having jurisdiction of this case.
4. The defendant must promptly notify the court of any change of his/her address or telephone number.

D. OTHER CONDITIONS OF RELEASE:

- The defendant is enjoined from threatening to commit or committing acts of domestic violence against the alleged victim as provided in subdivisions (1) through (4) of subsection (b) of section 15-10-3, Ala. Code 1975 or Act No. 2000-266;
- The defendant is prohibited from telephoning, contacting, or otherwise communicating, with the alleged victim with the intent to harass, either directly or indirectly;
- The defendant is ordered to stay away from the home of the alleged victim, when the defendant and alleged victim are not residents of the same home;
- The defendant is ordered to stay away from the following location: _____ where the alleged victim is likely to be;
- The defendant is prohibited from possessing a firearm or other weapon, as follows: _____ and that such weapon is not necessary for employment as a peace officer or military personnel;

Other conditions: _____

The provisions of this form may be revoked or modified by the court for cause or as required to protect the safety of the alleged victim or to ensure the appearance of the person in court. Upon report of a violation of any of the above conditions, a warrant for the defendant's arrest will be issued. A law enforcement officer may arrest with or without a warrant for violation of the above language restraining the defendant issued as a condition of release.

Notice

If you are convicted of a misdemeanor crime of domestic violence, which has, as an element, the use or attempted use of physical force, or the threatened use of a deadly weapon, against your current or former spouse; your child of whom you are a parent or guardian; a person with whom you share a child in common; a spouse, parent, or guardian with whom you are, or have been, cohabiting or to whom you are similarly situated, and you ship or transport in interstate or foreign commerce, or possess in or affecting commerce, any firearm or ammunition, or if you receive any firearm or ammunition which has been shipped or transported in interstate or foreign commerce, YOU ARE SUBJECT TO BEING PROSECUTED IN FEDERAL COURT FOR VIOLATING 18 U.S.C. 922(g)(9).

Date Judge/Magistrate

Served on defendant this date, _____, by _____

I understand the above Conditions of Release and agree to abide by them.

Date:

Defendant's Address Defendant

City State Zip Code Defendant's Telephone Number