



North Carolina Department of Public Safety

Adult Correction and Juvenile Justice

Roy Cooper, Governor
Erik A. Hooks, Secretary

Reuben Young, Interim Chief Deputy Secretary

MEMORANDUM

TO: Joint Legislative Oversight Committee on Justice and Public Safety
Chairs of Senate Appropriations Committee on Justice and Public Safety
Chairs of House Appropriations Subcommittee on Justice and Public Safety

FROM: Erik A. Hooks, Secretary *EAH*
Reuben Young, Interim Chief Deputy Secretary *Reuben F. Young*

RE: Report on Electronic Monitoring/ Global Positioning Systems for Sex Offenders

DATE: March 1, 2018

Pursuant to § 143B-707.1.(b), The Department of Public Safety shall report by March 1 of each year to the Chairs of the House of Representatives and Senate Appropriations Subcommittees on Justice and Public Safety and the Joint Legislative Oversight Committee on Justice and Public Safety on the following:

- (1) The number of sex offenders enrolled on active and passive GPS monitoring.*
- (2) The caseloads of probation officers assigned to GPS-monitored sex offenders.*
- (3) The number of violations.*
- (4) The number of absconders.*
- (5) The projected number of offenders to be enrolled by the end of the fiscal year. (2013-360, s. 16C.10.)*

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**STATE OF NORTH CAROLINA
DEPARTMENT OF PUBLIC SAFETY**

**DIVISION OF ADULT CORRECTION AND
JUVENILE JUSTICE
COMMUNITY CORRECTIONS**

**REPORT ON
ELECTRONIC MONITORING/
GLOBAL POSITIONING SYSTEMS FOR SEX
OFFENDERS**

March 1, 2018

**Roy Cooper
Governor**

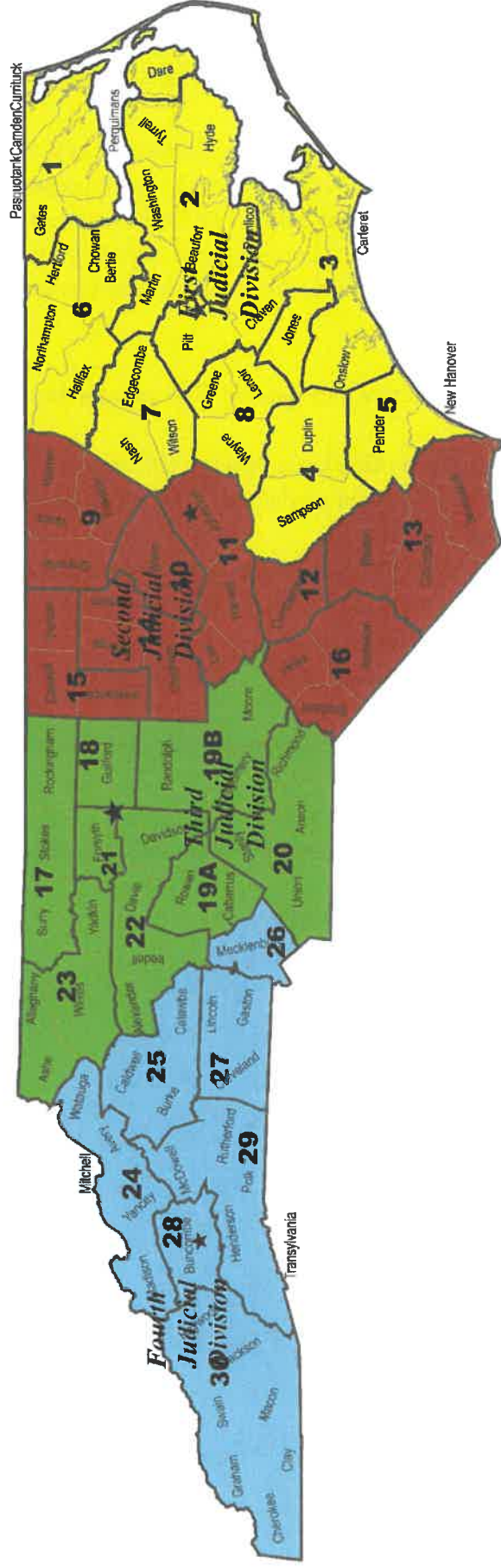
**Reuben F. Young
Interim Chief Deputy
Secretary**

**Erik A. Hooks
Secretary**

Tracy Lee, Director
 Chris Oxendine, Field Deputy Director
 Cynthia M. Williams, Administrative Deputy Director
 Aaron Gallaher, Administrative Services Manager

N.C. DEPARTMENT OF PUBLIC SAFETY

DIVISION OF COMMUNITY CORRECTIONS



Fourth Judicial Division

| | |
|--------------|-----------------|
| JD Adm. | Boyce Fortner |
| Asst JD Adm. | Karey Treadway |
| CCA Div. 4 | Brady Soop |
| JDM Dist 24 | Greg Jarrett |
| JDM Dist 25 | Kevin Miller |
| JDM Dist 26 | Darius Deese |
| JDM Dist 27 | Vacant |
| JDM Dist 28 | Lori Anderson |
| JDM Dist 29 | Cheryl Modlin |
| JDM Dist 30 | Dallas McMillan |

Third Judicial Division

| | |
|--------------|-------------------|
| JD Adm. | Brian Gates |
| Asst JD Adm. | Jackie Murphy |
| CCA Div. 3 | Tempy Tilley |
| JDM Dist 17 | David King |
| JDM Dist 18 | Angela Williams |
| JDM Dist 19A | Scott Idol |
| JDM Dist 19B | Thomas Buckingham |
| JDM Dist 20 | Tara Richardson |
| JDM Dist 21 | Sherri Cook |
| JDM Dist 22 | Ronda Powell |
| JDM Dist 23 | Nancy Gilchrist |

Second Judicial Division

| | |
|--------------|------------------|
| JD Adm. | Lewis Adams |
| Asst JD Adm. | Maggie Brewer |
| CCA Div. 2 | Vanessa Bell |
| JDM Dist 9 | Rodney Robertson |
| JDM Dist 10 | Spencer Noble |
| JDM Dist 11 | Donald Jones |
| JDM Dist 12 | Sheila Moore |
| JDM Dist 13 | Mike Frazier |
| JDM Dist 14 | Celeste Kelly |
| JDM Dist 15 | Aries Cox |
| JDM Dist 16 | Vacant |

First Judicial Division

| | |
|--------------|------------------|
| JD Adm. | Kim Williams |
| Asst JD Adm. | Susan Walker |
| CCA Div. 1 | Monica Allsbrook |
| JDM Dist 1 | Lori Greene |
| JDM Dist 2 | Jami Stohman |
| JDM Dist 3 | Randall Parker |
| JDM Dist 4 | Travis Joyner |
| JDM Dist 5 | Thurman Turner |
| JDM Dist 6 | Bill Mitchell |
| JDM Dist 7 | Paige Wade |
| JDM Dist 8 | Cynthia Sutton |

Electronic Monitoring/ Global Positioning Systems for Sex Offenders

Session Law 2006-247 (H1896) required the Division of Adult Correction and Juvenile Justice (formerly DOC) to establish a sex offender monitoring program using a continuous satellite-based monitoring system to monitor sex offenders in the community. Offenders subject to monitoring include those under probation, parole, or post-release supervision and certain offenders who have completed their periods of supervision or incarceration but are subject to lifetime tracking pursuant to statute.

1) The number of sex offenders enrolled on active and passive GPS monitoring:

[N.C.G.S.14-208.40](#) establishes three categories of offenders subject to GPS monitoring:

1. Any offender classified as a sexually violent predator, is a recidivist or was convicted of an aggravated offense (Mandatory GPS);
2. Any offender who has committed an offense involving the physical, mental, or sexual abuse of a minor and requires the highest possible level of supervision and monitoring based on a DOC risk assessment (Conditional GPS); and
3. Any offender who is convicted of [G.S. 14-27.2A](#) or [G.S. 14-27.4A](#).

All three categories require that the offender be convicted of a reportable conviction and be required to register as a sex offender.

Of the 138 sex offenders enrolled in the electronic monitoring program during fiscal year 2016-2017, all were monitored via active GPS.

55 were assigned to the conditional program (40.0%)

83 were assigned to the mandatory program (60.0%)

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The table below represents the number of new offenders enrolled on GPS for FY 2016-2017.

| Enrollments by Month | | | |
|-----------------------------|--------------------|------------------|-------------------------|
| Month FY 16/17 | Conditional | Mandatory | Total-Active GPS |
| July | 4 | 5 | 9 |
| August | 4 | 6 | 10 |
| September | 3 | 5 | 8 |
| October | 7 | 10 | 17 |
| November | 4 | 7 | 11 |
| December | 6 | 4 | 10 |
| January | 7 | 14 | 21 |
| February | 6 | 10 | 16 |
| March | 2 | 4 | 6 |
| April | 3 | 8 | 11 |
| May | 7 | 6 | 13 |
| June | 2 | 4 | 6 |
| Totals | 55 | 83 | 138 |

2) The caseloads of probation officers assigned to GPS-monitored sex offenders:

Due to the relatively small numbers of offenders under GPS supervision, Community Corrections utilized existing resources to aid in the supervision of GPS sex offender cases. These officers specialize in the supervision of sex offenders, including those who do not have the GPS requirements. Factors such as geography, the number of different offender types, their admission rates to supervision, and the number of officer resources impact decisions concerning local case management practices.

Two officers work in the GPS administrative office and handle the GPS lifetime-tracking offender population. This population consists of certain sex offenders who are no longer active under Community Corrections' authority, but who were legislatively mandated to be tracked for the remainder of their lives. These officers handle cases statewide, and as of June 30, 2017, were responsible for monitoring 444 sex offenders.

Population on 06/30/2017:

On June 30, 2017, there were 789 offenders enrolled in the electronic monitoring program. Most offenders (529) were assigned to the mandatory program, 260 were assigned to the conditional program. **All offenders enrolled at the end of the fiscal year were monitored via active GPS.**

3) The number of violations:

During fiscal year 2016-2017, new enrollees in the electronic monitoring program were cited for 107 violations. However, only 27 of the 138 offenders enrolled in the program during the fiscal year were cited for violations (19.6%); significantly lower than last year (34.5%). Below is a table of the type and number of violations committed by program enrollees during the fiscal year.

Violations by Offenders Enrolled during FY 16-17

| Violation | Number | Percent | Offenders with Violation |
|---|------------|-------------|-----------------------------|
| Failure to Pay PSF | 16 | 15.1 | 12 |
| Positive Drug | 16 | 15.1 | 8 |
| Misd - Conviction/PC | 9 | 8.4 | 9 |
| Failure to Pay CI | 9 | 8.4 | 1 |
| Failure to Comply - DART | 9 | 8.4 | 1 |
| Absconded Supervision | 4 | 3.7 | 4 |
| Curfew Violations | 4 | 3.7 | 4 |
| Failure to Comply - EHA/EM | 4 | 3.7 | 2 |
| Failure to Report | 3 | 2.8 | 3 |
| Felony - Conviction/PC | 3 | 2.8 | 3 |
| Left County W/O Permission | 3 | 2.8 | 3 |
| Failure to Comply - Reside as Approved | 2 | 1.9 | 2 |
| Admits Illegal Drug Use | 2 | 1.9 | 2 |
| Sub Abuse Treatment Fail | 2 | 1.9 | 2 |
| Failure to Comply - SRG Program | 2 | 1.9 | 1 |
| Failure to Comply - Sex Abuse Treatment Program | 2 | 1.9 | 1 |
| Fail to Notify - Res Change | 1 | 0.9 | 1 |
| FTR - Reasonable Manner | 1 | 0.9 | 1 |
| Possess Controlled Sub/Illegal Drug | 1 | 0.9 | 1 |
| Travel Out of State w/o Permission | 1 | 0.9 | 1 |
| Possess Alcohol | 1 | 0.9 | 1 |
| FTC - Register as Sex Offender | 1 | 0.9 | 1 |
| FTC - Sex Offender Treatment | 1 | 0.9 | 1 |
| Other | 10 | 9.3 | 8 |
| | 107 | 100% | 73 |

4) The number of absconders:

There were 13 total offender exits from GPS during the fiscal year. Nine offenders completed the program and four moved out of state. None were absconders.

Exits from GPS during FY 16-17

| Exit Type | Offender Exits from GPS | Percent Exits |
|--------------------|-------------------------|---------------|
| Moved out of State | 4 | 30.8.7% |
| Completed | 9 | 69.2.0% |
| Totals | 13 | 100% |

5) The projected number of offenders to be enrolled by the end of the fiscal year. (2013-360, s. 16C.10.)

The Division of Adult Correction and Juvenile Justice's Section of Rehabilitative Programs and Services provided assistance with the enrollment projections.

The table below shows year-end population projections for the GPS program for FY 2017-18 and FY 2018-19:

PROJECTED POPULATION FOR GPS SUPERVISION

| Type of Offender | FY 2017-2018 | FY 2018-2019 |
|------------------|--------------|--------------|
| Mandatory GPS | 757 | 819 |
| Conditional GPS | 367 | 385 |
| Totals | 1,123 | 1,204 |

Note: The projections above are based on the laws in effect as of June 30, 2017, and do not take into account any future legislation affecting GPS supervision.

