



# Rusk County Jail

311 Miner Ave E – Suite L100, Ladysmith WI 54848

Phone: (715) 532-2200 / Fax: (715) 532-2288



## ***Electronic Monitor Program [EMP] Rules & Agreement***

### **Purpose**

The purpose of these Policies and Procedures are to establish guidelines for the Rusk County Sheriff's Office staff that handle and care for inmates detained on the Electronic Monitoring Program (EMP) of the Rusk County Jail. The Sheriff, in accordance with standards set by the State of Wisconsin including the State of Wisconsin Department of Corrections, establishes these Policies and Procedures.

In accordance with Wisconsin State Statute 302.425, the Sheriff has the authority to place inmates on EMP in lieu of traditional incarceration. All inmates placed on EMP are done so by the authority of the Sheriff in accordance with the terms as established in this Policy and Procedure.

It is intended that these EMP Policies and Procedures will protect the health, safety and welfare of all the inmates participating in the EMP program. The EMP eligibility means that an inmate meets certain offense's and conviction types and other requirements before being considered for entry into the program. Participation in the EMP program is strictly a privilege and will be revoked at any time a violation of this policy occurs.

It is intended that these EMP Policies and Procedures will comply with all Wisconsin State Statutes and other standards set by the State of Wisconsin Agencies, with the responsibility of setting standards for inmates in confinement.

### **Statement**

It shall be the policy of the Rusk County Sheriff's Office and staff to use the following EMP Policies and Procedures as a guide when placing inmates on the EMP program.

It shall be the policy of the Rusk County Sheriff's Office and staff to comply with all Wisconsin State Statutes and standards set by the State of Wisconsin Agencies with the responsibility of setting standards for inmates in confinement.

The EMP Policies and Procedures outlined in this manual shall be in effect whenever an inmate is enrolled in the EMP of the Rusk County Jail.

Rusk County Jail contracts with Sun Monitoring Justice Services for all monitoring equipment. Inmate acknowledges he/she will be monitored 24 hours a day by a tamperproof, non-removable ankle bracelet which they agree to wear 24hours a day for the duration of their sentence.



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### Eligibility Procedure

An inmate must be sentenced for a criminal traffic offense or a non-violent criminal offense by the Rusk County Circuit Court.

An inmate has requested to transfer a sentence issued by another county circuit court, under a Huber transfer. Inmate must be employed in Rusk County to be accepted as a transfer.

All inmates will sit the first 48 hours in the jail prior to being placed on EMP.

No sentences less than 5 days (after the 48 hours) will be allowed EMP; unless medically necessary.

Must take and pass a drug screen prior to starting the EMP program.

### Disqualified Offenses

Any Sex Offense defined under State Statute 940

OWI 4<sup>th</sup> and higher

Any violent offense under 973.123 (1)

Child Support Sanctions

Felony Drug Convictions

Felony Domestic Violence Convictions

Domestic Violence Convictions living with the victim

Inmates determined to be a threat to public safety based upon a pattern of offenses or documented behaviors involving violence or threat of violence.

Open criminal cases

Serving a sentence following the Revocation of Probation

### Approved Offenses with Conditions

2<sup>nd</sup> Offense OWI –eligible after 48 hours

3<sup>rd</sup> Offense OWI –Must serve 25% of sentence prior to EMP

OWI/Alcohol/Drug offense-causing injury –must serve 50% of sentence prior to being eligible



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### Rules

- An inmate must be clear of existing warrants or holds or pending cases.
- Inmate must be employed 32 hours a week or more, a full time student or prove the need for child care.
- Inmate must earn minimum wage and prove workers comp insurance.
- Inmate who works for a relative must show proof of employment prior to starting their sentence. Such proof will include tax records, pay stubs. This is also the same for self-employed inmates. May also require invoices, work bids, estimates and any other documentation to verify the inmate's activity with working.
- Inmate must agree to abide by all the Rusk County Jail, Huber and EMP rules. Any behavior issue within the Rusk County Jail will void you're eligibility for EMP.
- Inmate will be required to take and pass a urinalysis test (UA) prior to being placed on EMP. Inmate will also submit to random UAs during the program.
- Inmate will be responsible for all UA fees during the program.
- Inmate will submit to alcohol testing on EMP determined by Sun Monitoring. Any malfunction with the alcohol monitor, inmate agrees to report immediately to the Rusk County Sheriff's Office for a breath test.
- Inmate agrees to pay ALL fees directed by staff.
- Inmate will not have firearms in the home while on EMP.
- Inmate will not consume or possess Alcohol/Drugs while on EMP.
- Inmate will not possess or consume any prescription medication unless prescribed by a physician with documentation for the medication.
- Inmate will maintain absolute sobriety during the program.
- Inmate must provide information to jail staff on who resides with the inmate on EMP.
- No visitors allowed at your home while on EMP.
- Inmate must understand that by being on EMP the inmate agrees to waive any and all rights under the fourth amendment of the United States Constitution concerning search of their person, property, home, vehicle while on EMP.
- Inmate understands he/she must remain in their home except to go to work, or attend any activity scheduled with Sun Monitoring. Inmate will not leave their home until the specified time and will return home by the specified times.
- Inmate understands if he/she fails to return to the Rusk County Jail when ordered he/she will be considered escaped under Wis. Stat. 946.42 3(A).
- Inmate will contact the Rusk County Sheriff's Office if he/she is arrested, or becomes involved in any situation that may have bearing on his/her EMP status.



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### Inmate Conduct

- Inmate must comply with all staff requests and or directives.
- Upon request inmate must supply blood, breath or urine for determining substance abuse.
- All Rusk County Jail Huber rules apply to EMP inmates.
- Inmate cannot alter or destroy or interfere with the EMP bracelet.
- Any tampering with the bracelet will result in an Escape charge under 946.42.
- No inmate will threaten, verbally or physically any member of the public, Jail staff or Law Enforcement while on EMP.
- Inmate will not provide false information to jail staff.
- Inmate must obey all county, state and federal laws while on EMP.
- Inmate is to take the most direct route to and from work, no stops without permission from Sun Monitoring any variations will result in an escape charge.
- Inmate must request any changes in their work schedule from Sun Monitoring.
- Inmate is not allowed to work more than 6 days in a row or more than 12 hours in a day.
- Inmate will not work more than 60 hours in a week.
- Inmate will not have contact with friends or family at work outside their job duty.
- Inmate will not leave their job site for any reason.
- Inmates who quit or are terminated from the job must notify jail staff immediately.
- Inmate needs permission from Sun Monitoring to work overtime.
- Inmate will not be given more than 1 hour for travel time to work.
- Inmate will not associate with any known convicted criminal while on EMP.
- Any violation of these rules will result in termination of EMP.
- In the event of an emergency, inmate will first call the Rusk County Sheriff's Office at 715-532-2200 and then call Sun Monitoring Justice Services at 715-642-3795 and tell them the nature of the emergency before leaving home whenever possible. Inmate understands that he/she will be required to furnish documentation of the emergency.

### Medical

All requests for non-emergency medical treatment must go through Sun Monitoring. The inmate is responsible to notify the Jail staff as soon as possible about emergency medical health care that takes place while on EMP. Both emergent and non-emergent health care must show documentation of the injury or illness. The Rusk County Sheriff's Office is NOT financially responsible for an inmate's health care while participating in the EMP program. All medical/dental costs and bills should be sent to the inmate's residence.



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### Costs

In order to pay for costs of monitoring you in the EMP program, you agree to pay a daily fee of \$25.00, a \$20.00 booking fee, and any Rusk County Jail fees prior to being released. It is understood that the EMP fee will be paid every 14 days in advance either by cash, cashier's check or money order. If the jail fee schedule changes while you're on EMP (as determined by the Rusk County Board of Supervisors) you agree to adjust your payments accordingly. You also agree to pay a one-time \$100.00 hook up fee. Your first payment shall be \$450.00 and \$175.00 every week thereafter. \$350.00 is due every 14 days. If you fail to pay your fees as described you will be removed from EMP and will serve the remainder of your sentence in jail. Also EMP prices are subject to change and you will be notified if this happens.

### Inmate Acknowledgement and Understanding

I, \_\_\_\_\_, acknowledge that I have read and understand ALL Electronic Monitoring Rules and I agree to abide by them while I am participating on the EMP. I also agree that if I violate any of the EMP rules it will cause removal from EMP without notice or appeal. There will be no refund or pro rating of costs. My EMP privilege will be revoked and I will serve the remainder of my sentence in the Rusk County Jail.

I understand I am an Inmate of the Rusk County Jail and I'm requesting to serve my jail sentence of \_\_\_\_\_ days on the EMP.

I will be restricted to \_\_\_\_\_, County of Rusk, State of Wisconsin.

\_\_\_\_\_  
Inmate Signature

\_\_\_\_\_  
Date



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### EMP APPLICANT CONTACT INFORMATION

Client \_\_\_\_\_  
(First name) (Middle name) (Last name) (Date of birth)

Address \_\_\_\_\_  
(Street) (City) (State) (Zip)

Charge \_\_\_\_\_ Statute # \_\_\_\_\_

Installation Date \_\_\_\_\_ Rusk County Booking # \_\_\_\_\_

**Telephone #** \_\_\_\_\_ **Cell Phone #** \_\_\_\_\_

Monitoring Unit # \_\_\_\_\_ Transmitter Unit # \_\_\_\_\_

Employer \_\_\_\_\_

Address \_\_\_\_\_  
(Street) (City) (State) (Zip)

Supervisor \_\_\_\_\_ Phone # \_\_\_\_\_