

IC 35-50-7

Chapter 7. Probation Orders

IC 35-50-7-1

Applicability of chapter

Sec. 1. This chapter applies when a person is placed on probation after being convicted of an offense.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-2

Power of court to prohibit entry to area where offense committed

Sec. 2. The court that places a person on probation following conviction may issue an order, reasonable in scope, under this chapter that prohibits the person from entering the:

- (1) area or property where an offense was committed by the person; and
- (2) area immediately surrounding the area or property where an offense was committed by the person.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-3

Specificity

Sec. 3. An order issued under this chapter must describe the area or property that the person is prohibited from entering with sufficient specificity to:

- (1) allow the person to guide the person's conduct accordingly; and
- (2) enable a law enforcement officer to enforce the order.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-4

Power of court to allow limited reentry

Sec. 4. A court that issues an order under this chapter may:

- (1) allow a person to return to the person's residential premises to pick up personal belongings and effects;
- (2) restrict the time and duration of the person's return; and
- (3) provide for supervision of the person's return by a law enforcement officer.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-5

Copy to defendant

Sec. 5. A person shall be given a copy of an order issued under this chapter concerning the person and shall acknowledge the receipt of the order in writing.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-6

Notice; persons to receive

Sec. 6. The court shall provide notice of an order issued under this

chapter to:

- (1) the law enforcement agency that arrested the person; and
- (2) the prosecuting attorney.

As added by P.L.216-1996, SEC.26.

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Notice; stayed, modified, or vacated orders

Sec. 7. A court shall immediately notify all appropriate law enforcement agencies when an order issued under this chapter is stayed, modified, or vacated.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-8

Power of court to consider evidence

Sec. 8. In determining whether to issue an order under this chapter, the court may consider evidence regarding whether the order would:

- (1) cause undue hardship to innocent persons; and
- (2) constitute a serious injustice that overrides the need to protect the rights, safety, and health of other tenants and residents of the property or area affected by the order.

As added by P.L.216-1996, SEC.26.

IC 35-50-7-9

Violation

Sec. 9. A person who knowingly or intentionally violates an order issued by a court under this chapter commits a Class C misdemeanor.

As added by P.L.216-1996, SEC.26.