



# North Carolina Department of Public Safety



## Adult Correction and Juvenile Justice

Roy Cooper, Governor  
Erik A. Hooks, Secretary

Timothy D. Moose, Chief Deputy Secretary

### MEMORANDUM

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

FROM: Erik A. Hooks, Secretary   
Timothy Moose, Chief Deputy Secretary 

RE: Report on Probation and Parole

DATE: March 1, 2020

**Pursuant to § 143B-707.1. Report on probation and parole caseloads.**

(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:*

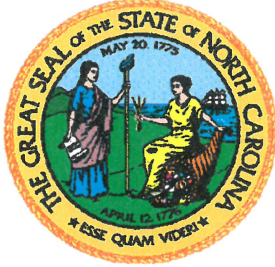
- (1) *The number of sex offenders enrolled on active and passive GPS monitoring.*
- (2) *The caseloads of probation officers assigned to GPS-monitored sex offenders.*
- (3) *The number of violations.*
- (4) *The number of absconders.*
- (5) *The projected number of offenders to be enrolled by the end 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**

**LEGISLATIVE REPORT ON  
SEX OFFENDER GPS**

**March 1, 2020**

**Roy Cooper  
Governor**

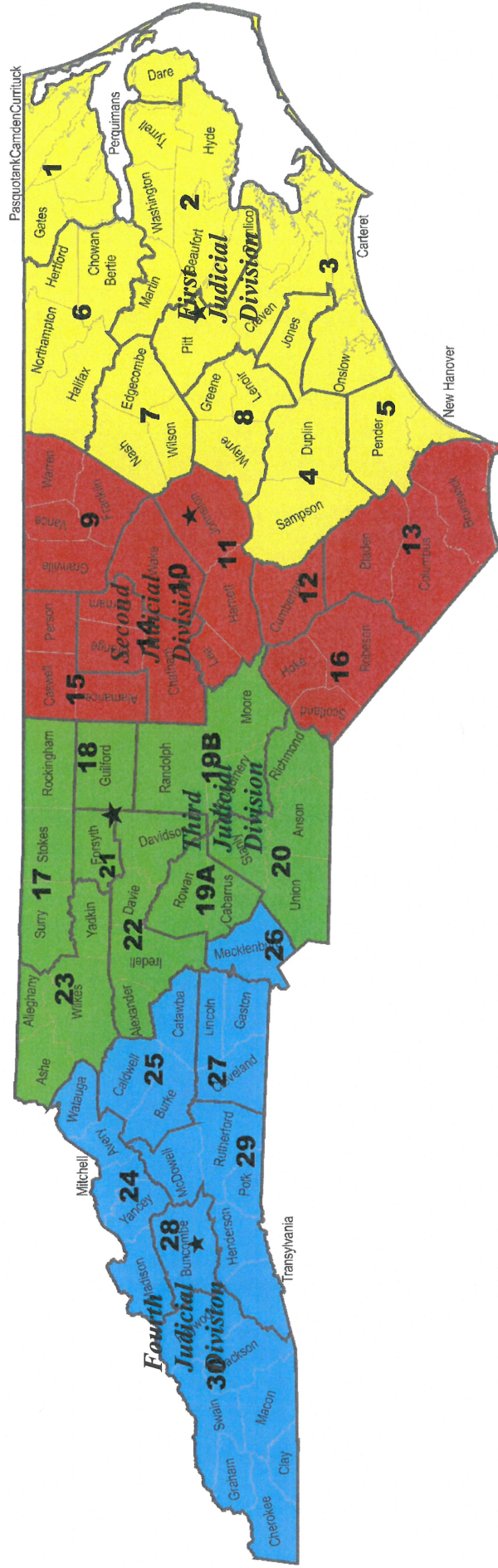
**Timothy Moose  
Chief Deputy Secretary**

**Erik A. Hooks  
Secretary**

# N.C. DEPARTMENT OF PUBLIC SAFETY

Tracy Lee, Director  
 Chris Oxendine, Field Deputy Director  
 Maggie Brewer, Administrative Deputy Director  
 Aaron Gallaher, Administrative Services Manager

## DIVISION OF COMMUNITY CORRECTIONS



Fourth Judicial Division	Third Judicial Division	Second Judicial Division	First Judicial Division
JD Adm. Boyce Fortner	JD Adm. Brian Gates	JD Adm. Sheila Moore	JD Adm. Kim Williams
Asst JD Adm. Karey Treadway	Asst JD Adm. Jackie Murphy	Asst JD Adm. Lewis Adams	Asst JD Adm. Susan Walker
CCA Div. 4 Brady Soop	CCA Div. 3 Sunday Joyce	CCA Div. 2 Leslie Thomas	CCA Div. 1 Monica Allisbrook
JDM Dist 24 Robin Hodshon	JDM Dist 17 David King	JDM Dist 9 Rodney Robertson	JDM Dist 1 Lori Greene
JDM Dist 25 Kevin Miller	JDM Dist 18 Angela Williams	JDM Dist 10 Spencer Noble	JDM Dist 2 Sharon Stevens
JDM Dist 26 Darius Deese	JDM Dist 19A Scott Idol	JDM Dist 11 Steve Walker	JDM Dist 3 Randall Parker
JDM Dist 27 Kimberly Gettys	JDM Dist 19B Thomas Buckingham	JDM Dist 12 Lodie Ammons	JDM Dist 4 Travis Joyner
JDM Dist 28 Lori Anderson	JDM Dist 20 Tara Richardson	JDM Dist 13 Mike Frazier	JDM Dist 5 Thurman Turner
JDM Dist 29 Jessica Chitwood	JDM Dist 21 Sherri Cook	JDM Dist 14 Celeste Kelly	JDM Dist 6 Bill Mitchell
JDM Dist 30 Dallas McMillan	JDM Dist 22 Ronda Powell	JDM Dist 15 Arles Cox	JDM Dist 7 Paige Wade
	JDM Dist 23 Nancy Gilchrist	JDM Dist 16 Truman Raines	JDM Dist 8 Cynthia Sutton

**Pursuant to § 143B-707.1. Report on probation and parole caseloads.**

(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.)

## **ELECTRONIC MONITORING/USE OF 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.

### **GS 143B-707.1(b)(1): Number of Sex Offenders Enrolled**

[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 43 sex offenders enrolled in the electronic monitoring program during fiscal year 2018-2019, all were monitored via active GPS.

14 were assigned to the conditional program (32.6%)

29 were assigned to the mandatory program (67.4%)

The table below represents the number of new offenders enrolled on GPS for FY 2018-2019.

<b>Enrollments by Month</b>			
<b>Month FY 17/18</b>	<b>Conditional</b>	<b>Mandatory</b>	<b>Total-Active GPS</b>
July	1	5	6
August	0	1	1
September	1	3	4
October	2	4	6
November	1	3	4
December	2	1	3
January	4	1	5
February	0	3	3
March	2	4	6
April	0	3	3
May	1	1	2
June	0	0	0
<b>Totals</b>	<b>14</b>	<b>29</b>	<b>43</b>

**GS 143B-707.1(b)(2): 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, 2019, were responsible for monitoring 462 sex offenders.

**Population on 06/30/2019**

On June 30, 2019, there were 812 offenders enrolled in the electronic monitoring program. Most offenders (565) were assigned to the mandatory program, 247 were assigned to the conditional program. **All offenders enrolled at the end of the fiscal year were monitored via active GPS.**

**GS 143B-707.1(b)(3): Violations**

During fiscal year 2018-2019, new enrollees in the electronic monitoring program were cited for 43 violations. Of the 43 offenders enrolled in the program during the fiscal year, 10 (23.3%) were

cited for at least one violation. This percentage is similar as last year. 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 18-19**

Violation	Number	Percent	Offenders with Violation
Failure to Pay PSF	8	19.0	5
Positive Drug Screen	7	16.3	3
Felony Conviction/Charge	4	9.3	1
Misdemeanor Conviction/Charge	3	7.0	3
Failure to Comply with SBM	3	7.0	3
Curfew Violations	3	7.0	1
Failure to Report	2	4.7	2
Sub Abuse Treatment Failure	2	4.7	1
FTC – Not Reside with Minor	2	4.7	1
Assault/Harm/Threaten	1	2.3	1
FTC – EHA/EM	1	2.3	1
Admits Illegal Drug Use	1	2.3	1
Fail to Answer Inquires	1	2.3	1
Contact with Drug Users	1	2.3	1
Frequent Drug Places	1	2.3	1
Left County Without Permission	1	2.3	1
Other	1	2.3	1

**GS 143B-707.1(b)(4): Absconders - Exits from GPS during fiscal year 2018-2019**

There were 9 total offender exits from GPS during the fiscal year. Two offenders completed the program, four moved out of state, one had court findings for no SBM, and two died. None were absconders.

**Exits from SBM during FY 18-19**

Exit Type	Offender Exits from GPS	Percent Exits
Completed	2	22.2%
Moved Out of State	4	44.4%
Offender Died	2	22.2%
Court Finding/No SBM	1	11.1%
<b>Totals</b>	<b>9</b>	<b>100%</b>

**GS 143B-707.1(b)(5): Offender Enrollment Projections**

The Division of Adult Correction and Juvenile Justice’s Section of Reentry, Programs and Services provided assistance with the enrollment projections. The tables below show year-end population projections for the GPS program for FY 2019-20 and FY 2020-21:

**Projected Population for GPS Supervision**

Type of Offender	FY 2019-2020	FY 2020-2021
Mandatory GPS	871	1,001
Conditional GPS	424	489
Totals	1,295	1,490

The projections are based on the laws in effect as of June 30, 2019, and do not take into consideration any future legislation affecting GPS supervision.