

**PROBATION DEPARTMENT
ADULT MANUAL**

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Revised:	12/10/18

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References**

**SECURE CONTINUOUS REMOTE ALCOHOL MONITORING
(SCRAM)**

I. Introduction

In order to mitigate jail overcrowding, maintain space for more violent and dangerous offenders, and to provide an effective alternative to secure custody detention for appropriate offenders, as well as allow participants to remain in the community to meet family, employment, or treatment needs, SCRAM of California, under an agreement with the Santa Barbara County Probation Department and the Santa Barbara County Superior Court, provides a 24 hour/seven day a week electronic monitoring of alcohol consumption program for qualified applicants.

See section III-A
Procedure for
Participation

II. Overview

- A. SCRAM is generally authorized by the Court as an enhancement to probation supervision or in lieu of custody time. This does not result in the awarding of actual time, good time, or work time custody credits. These services will be provided through SCRAM of California. SCRAM of California employs staff locally to perform “hook-ups,” monitoring, discharges and removals.
- B. Participants are not confined to their home. A SCRAM base station will be connected to a home or office telephone unless they elect to use the Multi-Connect wireless device, ethernet service, or have reached an alternative agreement with the SCRAM case manager or agent. They are required to download data relative to their consumption of alcohol as scheduled by SCRAM of California staff and a failure to do so constitutes a violation of probation and/or their conditional release. They may download their readings through a landline, a cell device, at the Probation Report and Resource Center, or at the local SCRAM office.
- C. The SCRAM bracelet will, at pre-programmed intervals, test for the presence of alcohol in the participants system by the measurement of alcohol emitted as vapors through the skin, known as Trans-Dermal Alcohol Concentration (TAC). TAC is an estimation of Blood Alcohol

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- Concentration (BAC). When the SCRAM bracelet detects the presence of alcohol, it will record a positive reading and will transmit an alcohol alert to the SCRAM base station. The SCRAM bracelet also uses technology to detect interference or tampering, and will also transmit a tampering alert to the SCRAM.
- D. If the probationer cannot wear an anklet due to medical reasons, other verifiable condition, or at the direction of the SCRAM case manager, a remote breath device may be used. This device measures alcohol through breath samples taken at scheduled intervals. The testing times are: 6:30 AM, 12:30 PM, 5:30 PM, 10:30 PM, unless otherwise specified by SCRAM staff.
- E. Medical emergencies must be verified by a physician or hospital. The Probation Officer or Pre-Trial Services Officer must be notified prior to any unauthorized absence which affects the participant's ability to download. Upon intake, the probationer is advised that if they experience a burning sensation, rash or any other apparent health risk from the bracelet, they will contact the case manager or agent immediately. If they are given permission to remove the SCRAM bracelet, or it is removed by medical personnel or probation staff for health risks, the bracelet strap should be cut where the words "Cut Here" appear. Only in an EMERGENCY, or with prior permission of their case manager or agent, will the probationer be authorized to remove the SCRAM bracelet. Note: SCRAM only accepts calls during business hours; therefore, if an emergency occurs during non-business hours, the removal will have to be verified by medical personnel or probation officer.
- F. For those participants who are on supervised probation, the Department is responsible for maintaining appropriate supervision levels in the field and office. SCRAM of California will monitor all SCRAM participant's compliance, which includes a daily status report email that is sent to specified regional Probation staff. SCRAM will also send tampering alerts, positive alcohol readings and confirmed violation reports.
- G. For those participants not on probation or on supervised pre-trial release, SCRAM of California will monitor the participant's SCRAM compliance and report any concerns via email. Pre-Trial Services will be responsible

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for all conditions of release and for any court action related to SCRAM, unless the client has an active probation case or is on supervised pre-trial release. If the defendant has an active supervised probation case and is assigned to Pre-Trial Services, the assigned DPO will work collaboratively with Pre-Trial Services to ensure any SCRAM violations are addressed immediately and appropriately.

H. If a violation of program rules occurs, SCRAM of California will contact the Probation Department via email. Levels of intervention including, but not limited to the following may be utilized:

1. Hold the matter in abeyance for minor infractions of the rules.
2. Calendar the matter for a violation of probation hearing or violation of pretrial release conditions.
3. Take the offender into custody pending a violation of probation hearing.
4. Request a warrant.

Any offender who participates in this program, and who thereafter absconds with the equipment, may be guilty of violation of section 487 of the Penal Code (PC).

III. Procedures

A. Procedure for participation:

1. The potential participant, their attorney, the District Attorney or the Probation Department may suggest SCRAM as an option at arraignment, at the time of initial sentencing or in response to a violation of probation.
2. A referral or court docket with contact information will immediately be submitted to SCRAM of California.

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3. It will be recommended that the Court include search and seizure, as well as chemical testing and no alcohol as term and condition of probation or release to aid in the effectiveness of the monitoring and maintenance of the defendant’s sobriety.
4. If approved, a representative from SCRAM of California will meet with the participant, explain the technical aspects of the program, and complete a financial assessment and payment plan. The participant will be “hooked-up” immediately, if possible.
5. Once a “hook-up” is completed, SCRAM of California staff will notify Probation and the “hook-up” will be noted in the offender’s electronic case file in IMPACT.
6. If the participant is denied acceptance into the program, the Probation Officer and the Court will be notified immediately. The Probation Officer will notify the Court, via a memorandum report, within 72 hours of determining the defendant has not been placed on SCRAM and advise of the circumstances under which the defendant was denied.
7. It is suggested that the initial period of SCRAM monitoring be set at a minimum of 90 days.
8. The Court may elect to set a review date to receive and review information as to the participant’s progress, at which time either a new review date will be set, or the participant may be released early from the program for exceptional progress.
9. Upon the direction of the Court and at the conclusion of the SCRAM program participation, SCRAM of California staff will remove the ankle bracelet from the participant, as well as collect any ancillary equipment. The participant must schedule removal directly with the SCRAM of California staff.
10. If the probation case is convertible upon completion of SCRAM, the assigned Probation Officer must submit a memorandum to the

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Court (PRO-182) to advise that the offender has completed SCRAM and request the conversion to summary probation.

B. Arrest process/Equipment:

1. In the event that an offender is arrested at their home, the SCRAM equipment should be retrieved at that time if at all possible.
2. If the SCRAM equipment is damaged, stolen or not returned in the event the probationer absconds, a PRO-313 is to be completed regarding theft of equipment and forwarded to the District Attorney's Office for possible new charges and restitution.

Pro-313

IV. Termination of SCRAM

1. If a client is terminated, arrested, or otherwise removed from SCRAM, the assigned probation officer or designee shall close SCRAM in IMPACT programs.
2. When an offender is arrested or a warrant is requested, Probation staff will notify SCRAM via email as soon as possible and preferably the same business day with a clear direction to SCRAM to close the account as of the day of the email.
3. When an arrest occurs over the weekend, including arrests by law enforcement, staff will notify SCRAM on the first workday following the weekend.
4. Once notification to SCRAM has occurred, an event will be completed in IMPACT documenting the correspondence. A copy of the sent email may be cut and pasted for convenience.

V. Contested SCRAM Violation Hearings and Training

1. If a violation of SCRAM has occurred and a report titled "SCRAM System Non-Compliance Report" was received, this report shall be attached the associated violation of probation report. If the probationer contests the violation, SCRAM of California, has staff

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assigned specifically to coordinate expert testimony or assist in answering any court related questions. The SCRAM Court Liaison should be contacted immediately upon learning of a contested violation concerning a SCRAM non-compliance report and they will assist with any issues and coordinate representation for any upcoming Court hearings.

2. SCRAM of California will provide in house trainings for probation staff as requested.
3. SCRAM of California will also provide in-services to the Courts, attorneys, and Probation upon request. The training is MCLE certified and count towards continuing education requirements.

VI. Appeals Process

All applicants may contest denial of his/her application to the Probation Department in writing within one week of receipt of his/her denial letter. The appeal will be referred to a Manager or higher and written response will be made within 72 hours.

This information is to be supplied to the individual upon application.

VII. Finances

- A. All finances will be handled by SCRAM of California. SCRAM will notify the offender of the cost and sign a financial agreement.
- B. Willful failure to make payments for the program may constitute a violation of probation and can result in removal from the program.
- C. SCRAM of California, has agreed to accept all referrals. At intake, SCRAM of California will conduct an assessment to determine the probationer's daily rate. In general offenders are charged 1.5 times their hourly income per day. Those who have very limited ability to pay will be enrolled at a substantially reduced rate. As long as they are willing to pay

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what they are able to, they will not be denied services. Probation Officers are to refer offenders to SCRAM of California based on their need for the program and the program will work directly with the offender to create an affordable payment plan.

VI. Equipment

- A. The following equipment is used by SCRAM followed by replacement costs;
- Replacement of the SCRAM Bracelet: \$2,500
 - Replacement of the SCRAM Base Station: \$1,000
 - Replacement of the Multi-Connect Wireless Device: \$700.00
 - Strap Replacement: \$175.00
 - Power Cord: \$35.00
 - Ethernet Cord: \$20.00
 - Phone Cord: \$10.00
 - Magnet \$5.00
- B. Removal Equipment
1. Plato Model 170 Shears
 2. SCRAM systems screwdriver with hex bit

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