

**KENTUCKY BAR ASSOCIATION  
RULES OF THE SUPREME COURT OF KENTUCKY**

**MONITORING OF DISTRICT COURT PROBATIONERS BY PRIVATE AGENCY**

**SCR 9.030 Requirements of district court in referring a convicted offender to a private agency**

When utilizing a private agency for probation monitoring, the district court must:

- A. assure the private agency has no discretion as to the terms or conditions of probation, including, but not limited to the condition of or the amount of restitution;
  
- B. assure the private agency shall not collect any fines, fees and court costs for the district court;
  
- C. approve all fees to be charged by the private agency, and assure all fees actually charged comply with the approved schedule of fees submitted to the district court;
  
- D. assure no employee of the private agency is seated inside the bar within the courtroom;
  
- E. assure the terms of probation or conditional discharge are clearly stated on the docket or other forms provided by the Administrative Office of the Courts and not on forms provided by the private agency;
  
- F. assign pro bono cases proportionately to all private agencies approved by the district court to provide services to the court;
  
- G. require all private agencies to report to the district court on a monthly basis all pro bono cases referred to such agency by the court and whether such agency accepted or rejected the pro bono referral and, if rejected, the reasons for such rejection.

HISTORY: Adopted by Order 99-1, eff. 2-1-00