

1977 S.C. Op. Atty. Gen. 68 (S.C.A.G.), 1977 S.C. Op. Atty. Gen. No. 77-73, 1977 WL 24415

Office of the Attorney General

State of South Carolina

Opinion No. 77-73

March 7, 1977

*1 Honorable George F. Coleman
Resident Judge
Sixth Judicial Circuit
Post Office Drawer A-300
Winnsboro, South Carolina 29180

Dear Judge Coleman:

Please excuse the delay in this response to your letter of January 28, 1977, inquiring about the validity of a condition of probation requiring probationers to report to the probation officer in the involved county within fifteen days after release. It appears to be generally held that a defendant receiving probation is required to comply with a reasonable condition imposed by the court or in the alternative refuse to accept the probation.

I have reviewed American Jurisprudence 2d, Criminal Law, [Section 565], and Corpus Juris Secundum, Criminal Law, Section 1618 [8] on permitted conditions of probation and find nothing in either work that appears to prohibit the condition about which you inquire.

In view of the foregoing, it is the opinion of this Office that a sentencing judge may impose as a condition of probation a condition that the probationer report to the appropriate probation officer within fifteen days and that such condition may be incorporated as a condition of probation.

Yours very truly,

Joseph C. Coleman
Deputy Attorney General

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