

A. PURPOSE. To outline the procedures for the enforcement of violations of Orders of Special Conditions of Bonds and Conditions of Parole

B. LEGAL AUTHORITY. Michigan law authorizes:

1. Warrantless arrests of persons violating conditions of bond and sets forth the procedures for the enforcement of violations ([MCL 764.15e](#)).
2. Judges and district court magistrates to specify conditions of bond to protect identified persons ([MCL 765.6b](#)).
3. Warrantless arrests of persons violating conditions of parole ([MCL 765.15](#)).

C. SPECIAL CONDITIONS OF BOND

1. Police Officers shall:

- a. Make a warrantless arrest of a subject if the officer possesses reasonable cause to believe that the subject is violating or has violated a Condition of Bond imposed for the purpose of protecting identified persons.
  - b. Attempt to verify special bond conditions by a LEIN inquiry if a person is suspected of violating a condition of bond.
  - c. Conduct LEIN inquiries for the purpose of identifying any special bond conditions affecting the parties involved during the investigation of any family, domestic, or spouse abuse incident.
  - d. Complete the “Complaint of Violation of Conditional Release” form, in addition to the required field reports, and provide the arrested subject with the “defendant copy” (blue copy) of the form. Officers shall submit the remaining copies at the end of their shift to the Patrol work box or the Detective Unit mail box.
2. The Complaint of Violation of Conditional Release forms and copies of the incident report shall be forwarded to the Detective Unit who will then forward them to the appropriate court.
- a. The Detective Unit Supervisor or designee shall determine which detective was assigned the original case and inform them via department email of the violation.

- b. The Detective shall forward a copy of the report and violation form to the appropriate court.
3. The Emergency Communications Center shall:
- a. Immediately enter all orders of special bond conditions into LEIN and immediately remove them directly after they have been rescinded by a judge, district court magistrate, or have expired.
  - b. File each Order of Special Condition of Bond after the LEIN entry is affected. That file shall remain “active” until the date of expiration, or the Conditions of Bond are modified or rescinded by a judge or district court magistrate.

#### D. PAROLE VIOLATIONS

1. When checking for warrants or a valid operator’s license via MDT or an ECO, LEIN/SOS will also respond with Department of Corrections information if the subject is on parole.
2. Basic Conditions of Michigan Parole are **not** listed on the LEIN printout. Everyone on parole must comply with all ten (10) of the following Michigan Conditions of Parole:
  - a. Reports. You must contact the field agent as instructed no later than the first business day following release. Therefore, you must report truthfully as often as the field agent requires. You must report any arrest or police contact or loss of employment to the field agent within 24 hours, weekends and holidays exempted.
  - b. Residence. You must not change residence without prior permission of the field agent.
  - c. Travel. You must not leave the state of Michigan without prior written permission.
  - d. Conduct. You must not engage in any behavior that constitutes a violation of any criminal law of any government. You must not engage in assaultive, abusive, threatening, or intimidating behavior. You must not use or possess controlled substances or drug paraphernalia or be with anyone you know to possess these items.

- e. Testing. You must comply with the requirements of alcohol and drug testing ordered by the field agent or law enforcement at the request of the field agent. You must not make any attempt to submit fraudulent or adulterated samples for testing. You must not hinder, obstruct, tamper, or otherwise interfere with the testing procedure.
  - f. Association. You must not associate with anyone you know to have a felony record without permission of the field agent. You must not associate with anyone you know to be engaged in any behavior that constitutes a violation of any criminal law of any unit of government.
  - g. Weapons. You must not use an object as a weapon. You must not own or possess a weapon of any type or any imitation thereof, any ammunition, or any firearm components or be in the company of anyone you know to possess these items.
  - h. Employment. You must make earnest efforts to find and maintain legitimate employment, unless engaged in an alternative program approved by the field agent. You must not voluntarily change employment or alternative program without the prior permission of the field agent.
  - i. Special Conditions. You must comply with special conditions imposed by the parole board and with written or verbal orders made by the field agent.
  - j. Agreement of Parole. I have read or heard the Michigan conditions of parole and have received a copy. I understand that failure to comply with any of the conditions may result in my return to the sending state. I understand and agree to comply with the Michigan conditions of parole.
3. Special Conditions for a parolee **are** listed on the LEIN printouts and apply only to the specific parolee.
4. Police Officers shall:
- a. If they have reason to believe a person has violated conditions of their parole and the person is not going to be arrested for any other charges, request that an ECO contact the appropriate parole office or agent to receive approval to make the arrest.
  - b. **Not** make an arrest solely for a parole violation without prior approval from the parole office or parole agent.

- c. Submit an incident report, if the person is not going to be arrested, detailing the violations of parole conditions.
  - d. If arresting the person on other charges, notify the Kent County Correctional Facility intake personnel that the subject is on parole. KCCF will then make all the necessary contacts.
5. The completed incident report shall be forwarded to the Detective Unit.