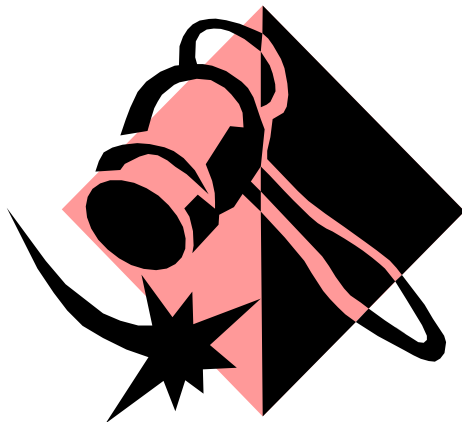


OCC CAB
*Oakland County
Community Corrections
Advisory Board*
BENCH GUIDE
2007-2008



The programs included in this handbook were implemented not only to address the needs of the offender, but also to satisfy the public's demand for protection against repeat offenders. This handbook was designed as a guide for Circuit Court and District Court Judges, Probation Officers, and Defense Counsel in sentencing offenders into alternative to incarceration programs. It is intended to be informational in nature, detailing program descriptions, eligibility criteria, referral contacts, and appropriate use of the programs.

Any questions about these programs can be directed to the Community Corrections Division Administration at **248.451.2310**.

Included in this handbook, you will find:

- Probation Statutes
- Statutory Relief for misdemeanor offenses
- Information on Oakland County Community Corrections programs
 - o AIC (Alternative Incarceration Centers)
 - o ATI (Alternatives to Incarceration)
 - o Central Intake and Assessment
 - o Challenge to Change
 - o LESP (Life Employment and Skills Program)
 - o OUIL III
 - o Pretrial Services
 - o Pretrial Supervision / Electronic Monitoring
 - o RESULTS Drug & Alcohol Testing Program
 - o Step Forward
 - o WWAM (Weekend & Weekday Alternative for Misdemeanants)
- Information on other Oakland County alternative programs:
 - o ACE (A Collaborative Effort)
 - o Adult Treatment Court
 - o CPI OP STOP
 - o PACE (Prior Authorization Central Evaluation)
 - o Sheriff's Office Boot Camp
 - o Sheriff's Office Work Release
 - o Weekend Drunk Driving Alternative Programs
 - o Zero Tolerance

PROGRAM DIRECTORY

OAKLAND COUNTY COMMUNITY CORRECTIONS

MAIN OFFICE

2300 Dixie Highway, Suite 200

Waterford MI 48348

248.451.2310 FAX 248.451.2319

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| Statutory Relief | 8-9 |

OAKLAND COUNTY COMMUNITY CORRECTIONS FUNDED PROGRAMS

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Community Programs, Inc. (CPI)
1435 North Oakland Blvd, Waterford MI
248.666.2720 FAX 248.666.8822

Turning Point Recovery
54 Seneca, Pontiac, MI 48342
248.334.7760

Sequoia Recovery
363 West Huron Street, Pontiac MI
248.745.6940

New Paths
765 East Hamilton, Flint MI
810.233.5340

Solutions to Recovery (ATI only)
354 N Saginaw Street, Pontiac MI
248.758.0926

For Authorization to AICs or ATIs call Community Corrections
at 248.451.2342 FAX 248.451.2319

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Oakland County Law Enforcement Complex
1201 N. Telegraph, Building 10E, Pontiac MI 48341
248.975.4441 FAX 248.858.5465

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| Challenge to Change | 15 |
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Oakland County Law Enforcement Complex
1201 N. Telegraph, Building 10E, Pontiac MI 48341
248.451.2310 FAX 248.451.2319

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| LESP - Felony | 16 |
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Oakland County Law Enforcement Complex
1201 N. Telegraph, Building 10E, Pontiac MI 48341
248.975.4441 FAX 248.858.5465

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Oakland County Law Enforcement Complex
1201 N. Telegraph, Building 10E, Pontiac MI 48341

248.975.4441 FAX 248.858.5465

OUIL III 18
For information, call 248.451.2311

Pretrial Services 19-20
2300 Dixie Highway, Suite 200, Waterford MI 48328
248.655.1276 FAX 248.451.2339

District Court Pretrial Investigators

| | | |
|---|-----|------------------------|
| Ferndale (43rd) | | 248.655.1271 |
| | FAX | 248.655.1278 |
| Southfield (46th) | | 248.796.5848 |
| | FAX | 248.354.4838 |
| Bloomfield (48th) | | 248.433.9300 ext. 340 |
| | FAX | 248.647.8955 |
| Farmington & Farmington Hills (47th) | | 248.871.2939 |
| | FAX | 248.871.2901 |
| Pontiac (50th) | | 248.758.3861 |
| | | 248.758.3862 |
| | FAX | 248.758.3888 |
| Waterford (51st) | | 248.674.4655 ext. 5011 |
| | FAX | 248.674.4476 |
| Novi/Walled Lake (52-1) | | 248.305.6452 |
| | FAX | 248.305.6118 |
| Clarkston (52-2) | | 248.625.4888 ext. 251 |
| | FAX | 248.625.5602 |
| Rochester (52-3) | | 248.853.5553 ext. 352 |
| | FAX | 248.293.5102 |
| Troy (52-4) | | 248.528.8503 |
| | FAX | 248.528.3588 |

| | | |
|------------------------------------|-----|--------------|
| Jail Pretrial Investigators | FAX | 248.858.1517 |
| Lead Investigator | | 248.452.2155 |
| Investigator 1 | | 248.452.9748 |
| Investigator 2 | | 248.452.2041 |
| Investigator 3 | | 248.858.5666 |

Pretrial Supervision / Electronic Monitoring 21-23
2300 Dixie Highway, Suite 200, Waterford MI 48328
248.451.2310 FAX 248.451.2339

Step Forward 24-25
Waterford (Main) Office
2300 Dixie Highway, Suite 200, Waterford MI 48328
248.451.2310 FAX 248.451.2349

South Oakland Troy Office
1151 Crooks Road, Troy MI 48084
248.655.1262 FAX 248.655.1281

RESULTS Drug & Alcohol Testing 26
Waterford (Main) Office
2300 Dixie Highway, Suite 200, Waterford MI 48328
248.451.2310 FAX 248.451.2349

South Oakland Troy Office
1151 Crooks Road, Troy MI 48084
248.655.1259 FAX 248.655.1278

WWAM (Weekend & Weekday Alternative for Misdemeanants) 27
2300 Dixie Highway, Suite 200, Waterford MI 48328
248.451.2310 FAX 248.451.2319

OTHER ALTERNATIVE PROGRAMS

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| ACE (A Collaborative Effort) | 30 |
| Eastwood Clinic | 248.288.9333 |
| Counseling Center | 248.338.2988 |
| ATC (Adult Treatment Court) | 31 |
| 1200 N. Telegraph, Pontiac MI 48341 | |
| 248.975.9890 | FAX 248.975.9500 |
| CPI - OP STOP | 32 |
| 1435 N. Oakland Blvd, Waterford MI 48327 | |
| 248.666.2720 | FAX 248.666.8822 |
| OP-Stop | 248.666.2720 |
| IEP | 248.666.2720 |
| PACE (Prior Authorization Central Evaluation) | 33 |
| 250 Elizabeth Lake Road, Suite 1520, Pontiac MI 48341 | |
| 248.858.5200 | 1.888.350.0900 ext. 85200 |
| | FAX 452.8672 |
| Sheriff's Office Boot Camp | 34 |
| 1690 Brown, Auburn Hills MI 48329 | |
| 248.975.4441 | FAX 248.858.5465 |
| Sheriff's Office Work Release | 35 |
| 1201 N. Telegraph, Building 8E Pontiac MI 48341 | |
| 248.858.5457 | FAX 248.452.2177 |
| Weekend Drunk Driving Alternative Programs | 36 |
| A.R.M. | 248.875.6888 |
| DIP | 248.689.2320 |
| Impact Weekend | 248.338.0702 |
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| Zero Tolerance | 37 |
| Oakland County Law Enforcement Complex | |
| 1201 N. Telegraph, Building 10E, Pontiac MI 48341 | |
| 248.858.4999 | FAX 248.858.5465 |
| 248.745.6940 | |

UNDERSTANDING PA 511

MICHIGAN'S COMMUNITY CORRECTIONS ACT

In 1988, State lawmakers enacted Public Act 511 (PA511) which is also referred to as the Michigan Community Corrections Act. As a result, PA511 established statewide policy and a funding process for locally designed and administered corrections programs that increase the range of sanctions and services for nonviolent offenders.

The act requires the development of alternatives to incarceration that:

- protect the public,
- punish the offender,
- hold the offender accountable,
- increase restitution to victims of crime,
- provide needed rehabilitative services (e.g. substance abuse, mental health counseling, job training and placement, and continuing educational opportunities, and
- utilize valuable jail space for more serious, violent criminals.

The Oakland County Community Corrections Advisory Board (OCCCAB) was successful at securing funding from the State in 1994, for its Comprehensive Plan. Since then, the OCCCAB has developed a strong collaboration and cooperation from all components of the criminal justice system in Oakland County. The plan is updated each year in order to review the effectiveness of existing programs, as well as to create new programs as needed. The Oakland County Community Corrections Division provides a wide array of sentencing alternatives for all types of non-violent offenders.

The following program descriptions are intended to be informational. If you have any questions about the programs in this brochure, or you have any questions regarding Community Corrections in general, please contact **Barb Hankey, Manager, at 248.451.2310.**

PROBATION STATUTES

A Pre-Sentence Investigation is not required for a defendant charged with a misdemeanor offense, but may be ordered at the discretion of the court. MCLA 771.14(1).

The period of probation shall not exceed 2 years for a misdemeanor offense. MCLA 771.2(1).

There are three standard conditions of probation which should appear on every probationary order:
MCLA 771.3

1. The probationer shall not violate any state, federal or local laws during the probationary term.
2. The probationer shall not leave the state without permission of the court.
3. The probationer shall report to the probation office monthly, or as often as directed by the probation officer.

In addition, other conditions may be imposed including, but not limited to; jail, fines, costs, community service, restitution, mental health or substance abuse treatment/counseling, or electronic monitoring. However, "... there must be a rational relationship between the restriction and rehabilitation," *People v Loretta Miller*, 182 Mich App 711, 713 (1990).

People v Marks, 340 Mich 495 states that "probation is not a matter of right but a privilege and rests in the sound discretion of the court."

People v Smith, 195 Mich App 147 holds that time spent in an electronic tether program is not equivalent to confinement in jail. Therefore, an individual is not entitled to receive jail credit for participation in that program.

STATUTORY RELIEF

MCLA 762.11- 762.15 Holmes Youthful Trainee Act (HYTA)

Eligibility

- Offense must have been committed prior to the defendant's 21st birthday
- Must have consent of individual
- Offense may be for any charge excluding the following:
 - A felony punishable by life
 - A major drug offense
 - A traffic offense which is considered a misdemeanor or a felony under the Michigan Vehicle code 257, or any corresponding local ordinance
- Defendant must enter a plea of guilty, but the court withholds a judgement of guilt
- For a misdemeanor offense the term of probation may not exceed 2 years
- A revocation of status results in an adjudication of guilt and imposition of sentence

It should be noted that although HYTA is generally thought to be for first time offenders, the statute does not specify that as a criterion, nor does it limit the number of dismissals under this section.

MCLA 769.4a Spouse Abuse Act

Eligibility

- Defendant has not been previously convicted of 750.81(Assault &Battery) or 750.81a (Aggravated Assault)
- Victim is the defendant's spouse, former spouse, an individual who has a child in common with the defendant, or an individual residing or having resided in the same household
- Defendant may only have one dismissal under this section
- Defendant may be placed on a period of probation not to exceed 2 years*

*As a condition of probation the defendant may be ordered to attend a mandatory counseling program at his/her own cost.

MCLA 333.7411 Substance Abuse Act

Eligibility

- No previous drug related offenses
- Defendant must be charged with one of the following offenses:
 - Possession of a Controlled Substance under 333.7403 (2)(a)(v), (b), (c), or (d)* OR
 - Use of a controlled substance 333.7404 OR
 - First or second charge of Possession of an Imitation controlled substance 333.7341(4)**
- Must have consent of defendant
- Only one prior dismissal under this section
- Defendant must enter a plea of guilty or be found guilty, but court withholds judgment of guilt

- Defendant must be placed on a term of probation not to exceed 2 years***

*Sections (c) and (d) of 333.7403 apply to District Courts with the charges of Possession of a Schedule 5 Drug & Possession of Marijuana.

**If it is the defendant's second violation of this section, the court shall order the defendant to undergo screening and assessment for substance abuse treatment.

***As a condition of probation, the defendant may be confined to jail or a residential treatment facility, or may be required to attend appropriate rehabilitative programs.

**COMMUNITY CORRECTIONS
DIVISION**

◆◆◆

FUNDED PROGRAMS

ATI

ALTERNATIVE TO INCARCERATION FOR SUBSTANCE ABUSERS

PRETRIAL SENTENCED MISDEMEANOR

ATI offers substance abuse treatment in a variety of settings, lasting up to 30 days for misdemeanants whose criminal conduct is directly related to drug/alcohol using or addiction. Offenders may be sentenced to treatment in lieu of jail time or ordered as a condition of bond. For the first time, the sentencing District Court may quickly access residential treatment specifically designed to effectively treat the offender with serious drug/alcohol problems. Program features can include:

- transportation
- intake assessment and evaluation
- treatment, discharge and aftercare planning
- daily group therapy
- weekly individual therapy
- 24 hour staff supervision of a highly structured treatment regimen
- on-site 12 Step meetings
- GED/Adult Education classes
- HIV/STD education
- budget and life skills
- non-denominational worship services
- PBT and random urinalyses and contraband searches
- regular written progress reports

Oakland County Community Corrections currently has contracts with the following treatment facilities:

Community Programs, Inc.

1435 N. Oakland Blvd., Waterford MI 48327
Contact: Bill Epling — 248.666.2720

Turning Point Recovery Center

54 Seneca, Pontiac, MI 48342
Contact: Karen Slattery — 248.334.7760

Turning Point - Otter Lake Residential Unit

6727 Sherman Drive
Otter Lake, MI 48464— 810.793.8957

Solutions to Recovery

32 W. Tennyson, Pontiac, MI 48340
Contact: Jerry Tharpe — 248.758.0926

Sequoia Recovery Services

363 West Huron Street, Pontiac MI 48341
Contact: Paul Ferrell — 248.745.6940

New Paths, Inc.

765 East Hamilton, Flint MI 48505
Contact: Jim Hudgens — 810.233.5340

Continued

Eligibility

- Non violent male and female, **misdemeanor** offenders, 17 years or older, whose treatment is **pre-authorized by the Oakland County Community Corrections Division**. Offenders must have a minimum of 30 days jail to be suspended in lieu of treatment.

Charge Appropriateness

- The offender must have 2 prior non-assaultive convictions in the past 5 years
- Offender must have a demonstrable substance abuse problem/addiction

Cost

- Funding is provided by Oakland County Community Corrections Division

***FOR AUTHORIZATION: FAX a referral form to 248.451.2319
or call Community Corrections, Karen Peterson at 248.451.2342***

AIC

ALTERNATIVE INCARCERATION CENTERS

SENTENCED FELONY
****PA511 Eligible**
Charges**

AICs offer a community-based, 24 hour-a-day supervised sentencing alternative for use by Circuit Court Judges. Individuals sentenced (for a non-violent felony offense) to AIC must adhere to strict supervision and behavior standards, participate in various therapeutic interventions (e.g., substance abuse and/or mental health counseling), as well as contribute financially to their care once employed. AIC's are encouraged to establish partnerships with community agencies to further assist offenders in meeting a multiple of needs.

Close contact between Circuit Court Probation staff and the AIC is mandatory to assure compliance with sentencing orders. Oakland County Community Corrections currently contracts with the following treatment facilities:

Community Programs, Inc.

1435 N. Oakland Blvd., Waterford MI 48327

Contact: Bill Epling — 248.666.2720

Turning Point Recovery Center

54 Seneca, Pontiac, MI 48342

Contact: Karen Slattery — 248.334.7760

Turning Point - Otter Lake Residential Unit

6727 Sherman Drive

Otter Lake, MI 48464— 810.793.8957

Solutions to Recovery

32 W. Tennyson, Pontiac, MI 48340

Contact: Jerry Tharpe — 248.758.0926

Sequoia Recovery Services

363 West Huron Street, Pontiac MI 48341

Contact: Paul Ferrell — 248.745.6940

New Paths, Inc.

765 East Hamilton, Flint MI 48505

Contact: Jim Hudgens — 810.233.5340

Eligibility

- PA511 Eligible—no assaultive offense within 5 years
- Must be sentenced to a term of probation
- Males and females, 17 years or older
- Non-assaultive felony offense

Cost

- No cost incurred by the offender however, if the offender is working the agency can charge up to 35% of the offender income.

FOR AUTHORIZATION: call Steve Crumb (6th Circuit Court Probation) at 248.452-9203

CENTRAL INTAKE AND ASSESSMENT

SENTENCED FELONY MISDEMEANOR

The goal of the Central Intake and Assessment Unit is to screen and assess all jail detainees to determine their eligibility and suitability for Community Corrections programs, and other alternative programs. The Central Intake and Assessment Unit was established as part of Oakland County's Comprehensive Plan for the purpose of providing assessments of the needs of incarcerated inmates. This intake utilizes COMPAS (Correctional Offender Management Profiling for Alternative Sanctions), the most advanced risk and need assessment tool available developed by Northpointe, Inc. This assessment tool allows for making defensible decisions using four risk scales – Violence, Recidivism, Failure to Appear and Non-Compliance). This assessment will encompass the following areas:

- background information
- mental health and substance abuse problems
- matching offenders needs with available treatment and/or rehabilitative programs
- public safety
- offender's willingness to participate in prescribed programming

Once an inmate's eligibility has been determined, Central Intake staff will contact the Court and/or Probation Department in an effort to recommend the offender be sentenced to one of the alternative programs rather than serve a straight jail term. The alternative programs include:

- AIC
- Work Release
- Boot Camp
- Life Employment & Skills Program (LESP) for Felons
- Life Employment & Skills Program (LESP) for Misdemeanors
- Challenge to Change

Further information can be provided by calling 248.975.4441

CHALLENGE TO CHANGE

**SENTENCED
OUIL/OWI Third
Offenses ONLY**

This program is designed to provide offenders convicted of OUIL III, with an SGL score in the 0-18 range and serving time in jail at the Work Release facility, the same opportunity to receive treatment as those sent to a Alternative Incarceration Center (AIC).

This program is seven weeks in duration with the groups meeting twice per week (Monday & Wednesday) for two hours. This includes one hour core interactive didactic followed by one hour of skill building or journaling. The group will be open enrollment with offenders starting at the beginning of a new week. To be successful, offenders will need to complete 14 sessions. Offenders who successfully complete the program will be given a 25% time cut.

Eligibility

- Offenders convicted of OUIL III (or VOPs) with SGLs of 0-18 who are housed at the work release facility

Cost

- There is no cost incurred by the offender

Further information can be provided by calling 248.451.2310

LESP - FELONY

LIFE EMPLOYMENT AND SKILLS PROGRAM

**SENTENCED
FELONY
PA511 ELIGIBLE**

This program is designed for in-custody felony offenders who have a history of past criminal conduct and substance abusing behavior. A willingness to examine these issues within themselves is an essential component of the program. For inmates sentenced to the program their jail term will be reduced by 25% upon completion.

The program is a closed-end group that meets daily over a six-week period, for a minimum of 30 90-minute sessions. A cognitive-behavioral methodology is used to challenge offenders to examine how their belief and value system shape their behavior. This structured program will focus on:

- teaching new ways of thinking to precipitate self-change
- achieving self-control and positive change
- understanding distortions in thinking, and identifying criminal thought patterns
- participating in a variety of exercises and completing homework assignments is required

The Central Intake and Assessment Unit will conduct an assessment on all potential program participants, enroll the offender, and schedule the classes.

Eligibility

- Felony offenders should meet the eligibility requirements of PA511
- Offenders should have a sentencing guideline score that falls in the straddle cell range with a PRV score greater than 35

Cost

- There is no cost incurred by the offender

Further information can be provided by calling 248.975.4441

LESP-MISDEMEANOR

LIFE EMPLOYMENT AND SKILLS PROGRAM FOR MISDEMEANORS

**SENTENCED
MISDEMEANOR
PA511 ELIGIBLE**

This program is designed for in-custody misdemeanor offenders who have a history of past criminal conduct and substance abusing behavior. A willingness to examine these issues within themselves is an essential component of the program. For inmates sentenced to the program their jail term will be reduced by 25% upon completion.

The program consists of four 1-week modules presented in a group setting that meets daily over a four-week period, for a minimum of 20 90-minute sessions. A cognitive-behavioral methodology is used to challenge offenders to examine how their belief and value system shape their behavior. This structured program will focus on teaching new ways of thinking to precipitate self-change in the following four areas:

- attitudes towards alcohol and substance abuse
- criminal thinking
- thoughts and consequential thinking
- overview of systems and services available in the community

The Central Intake and Assessment Unit will conduct an assessment on all potential program participants, enroll the offender and assign them to the classes.

Eligibility

- Misdemeanor offenders with at least a 60 day sentence, and no history of assaultive convictions

Cost

- There is no cost incurred by the offender

Further information can be provided by calling 248.975.4441

OUIL III (SSAP)

OUIL/OWI Third Offenses ONLY

The OUIL III program aims at reducing recidivism among OUIL III offenders through the use of structured sentencing and accountability. Defendants in custody are required to undergo an alcohol assessment administered by the Oakland County Office of Substance Abuse Services personnel. The assessment provides a diagnosis as well as a recommended level of care, which is forwarded to the Probation Department for incorporation into the Pre-Sentence Report (PSR).

Defendants with SGL scores of 0-12 may be sentenced up to 90 days in jail with Work Release if eligible. Offenders with SGL scores of up to 0-18 may receive up to 180 days in jail with work release if eligible. Upon release from jail the defendant will:

- participate in treatment as determined by the assessment either Inpatient, Intensive Outpatient, Outpatient, or Education
- be supervised via the SCRAM Unit (see Electronic Monitoring Devices) for up to 180 days to monitor abstinence
- perform 60-180 days of community service
- be supervised while on two years probation
- attend Victim's Impact Panel
- submit to random PBTs

Eligibility

- All defendants charged of OUIL III and whose sentence guidelines score (SGL) is 0-18 months or less

Cost

- Defendant is responsible for cost of drug/alcohol testing and counseling, if imposed. However, no defendant will be denied due to lack of financial resources. Funding will be available through Community Corrections for those needing assistance.

Further information can be provided by calling 248.451.2310

PRETRIAL SERVICES

PRETRIAL FELONY MISDEMEANOR

Pretrial Services (PTS) is a unit of the Oakland County Community Corrections Division established in 1987 with the primary mission of screening the adult pretrial arrestee population for release suitability in accordance with MCR 6.106. PTS provides the court with neutral, non-adversarial, and accurate information at

initial court appearance hearings, as well as any subsequent court appearance where bond and/or conditions of release are being reviewed. **It is the goal of the unit to maximize defendant release rates at the earliest possible time after arrest, while minimizing failure to appear and re-arrest rates.**

The goal is achieved through a comprehensive screening process. PTS investigators interview adult felony and misdemeanor arrestees (at the Oakland County Jail, local police lockups, or holding areas) in order to:

- gather and verify information pertinent to release eligibility including
 - employment history
 - educational background
 - length of residence
 - criminal history
 - substance abuse/mental health
- conduct a complete computerized record check including District and Circuit Court records, Probate records, Secretary of State, and LEIN
- review local law enforcement and court records, including probation and parole information, prior juvenile arrests, as well as any outstanding warrants

The information obtained during the interview is then verified for accuracy. Contact with references, family members, schools, employers, immigration personnel, treatment providers, and others are pursued by the investigators. The verified information is then compiled into a written report which is made available to the judge, defense attorney, prosecutor, and probation officer. This report also contains a recommendation as to the release suitability of the defendant. If a defendant is at risk to fail to appear, or to be involved in pretrial misconduct, conditions of release may be ordered. These conditions may include:

- participation in substance abusing testing or counseling
- refrain from the use of alcohol and/or drugs
- surrendering of a driver's license or passport
- maintain or seek employment
- do not enter specified premises, or have contact with a specified person
- participate in Electronic Monitoring

Conditions of pretrial release may require defendants to report to the **Pretrial Services Supervision Unit** (see Pretrial Supervision) to ensure compliance with those conditions. Violations or non-compliance of release conditions are reported to the court and prosecutor.

In addition to an initial interview, report, and recommendation, PTS also provides a preliminary sentencing guideline score (SGL) to indicate probability of confinement for felony defendants at the time of exam in District Court and/or arraignment at Circuit Court.

There are Pretrial Investigators at the Oakland County Jail and at the following District Courts:

| | | |
|----------------------------------|--------------------------|----------------|
| 43rd Ferndale | 50 th Pontiac | 52-2 Clarkston |
| 46th Southfield | 51st Waterford | 52-3 Rochester |
| 47th Farmington/Farmington Hills | 52-1 Novi/Walled Lake | 52-4 Troy |
| 48th Bloomfield Hills | | |

Continued

Eligibility

- Any defendant charged with a felony or misdemeanor offense

Cost

- No cost for Pretrial Services, however, the defendant is responsible for the cost of drug and/or alcohol testing and/or counseling fees, if imposed

Further information can be provided by calling 248.655.1276 or 248.452.2155

PRETRIAL SUPERVISION UNIT

**PRETRIAL
FELONY
Eligible MISDEMEANORS**

The Pretrial Supervision Unit (PSU) offers a supervision component for judges to monitor pretrial defendants to ensure compliance with conditions of release imposed by the judicial officer, to ensure the defendant's appearance at court, and for the benefit of public safety. The defendant is held accountable through regular reporting to a PSU case manager. Those defendants who require closer supervision may be placed on electronic monitoring (See Electronic Monitoring Devices). Progress and compliance with conditions of release are continually evaluated and reported to the court by the PSU case managers.

If the defendant is required to submit to random drug and/or alcohol testing per their bond conditions, the PSU case manager will set them up with a testing facility. The PSU case manager can also assist offenders in obtaining residential treatment in lieu of pretrial incarceration for their substance abuse needs.

Eligibility

- Any defendant:
 - charged with a felony offense
 - charged with either Domestic Violence or OUIL II
 - who is arrested while on bond
 - who has been arrested on a fail to appear warrant regardless of the underlying charge
 - who remains in the county jail for more than 5 days unable to post bond

Cost

- No cost for this program, however, the defendant is responsible for the cost of drug testing and/or counseling fees, if imposed

Further information can be provided by calling 248.451.2310

ELECTRONIC MONITORING DEVICES

PRETRIAL FELONY MISDEMEANORS

For more intensive monitoring, in conjunction with Pretrial Supervision, an offender may be court ordered to an electronic monitoring device. Electronic monitoring allows for close supervision of an offender while in the community. Schedules are set for offenders who are allowed to work, attend school, counseling and other appointments required by the court. Restricted areas can be established in cases where victims are involved. Progress and compliance with conditions of release are continually evaluated and reported to the court.

The following are types of electronic monitoring devices utilized by Oakland County Community Corrections Division:

Global Positioning System (GPS)

○ **Active Tracking Tether**

The offender's movements are tracked via satellites and reported at regular intervals, in the event of a violation, the offender's movement is reported in as close to real time as possible. Exclusion zones for areas such as a victim's home, work, school or church, are programmed into a map with a predetermined radius. If the offender enters one of these exclusion zones, the victim and GPS Staff are notified via pager, allowing the victim to enact a safety plan. Appropriate candidates for GPS include offenders charged with **Domestic Violence, Criminal Sexual Conduct, or any crime with a victim**. Requirements include:

- defendant must have a stable address
- defendant must have a standard power source
- defendant will be given a curfew to assure GPS device is fully charged
- for offenses with a victim, the defendant should be held in custody until installed on GPS tether to insure the victim has been contacted, and hot zones established
- defendant must follow all rules and regulations of the Pretrial Supervision Tether Unit

○ **Passive Tracking Tether**

This unit also allows for "exclusion" and "inclusion" zones to be established but has delayed reporting. The defendant's activity is stored in the charging stand to be downloaded the following day. This option works well to ensure offenders are where they are supposed to be: e.g. school, work or curfew. This option could be utilized in cases where no victim is involved but a restriction of the offender's movement is desired.

Requirements include:

- defendant must have a stable address and a landline phone
- defendant must follow all rules and regulations of the Pretrial Supervision Tether Unit

Secure Continuous Remote Alcohol Monitoring (SCRAM)

The SCRAM unit uses transdermal (through the skin) analysis to determine the offender's Blood Alcohol Content (BAC) every hour at least 24 times per day. It also monitors body temperature and distance between the leg and bracelet to detect attempts to tamper with or obstruct the unit. If the unit detects alcohol it will test every 30 minutes until alcohol is no longer present.

Requirements include:

- defendant must have landline phone
- defendant must follow all rules and regulations of the Pretrial Supervision Tether Unit

Continued

Breathalyzer Monitor

This system does not require the offender to wear any type of ankle bracelet. Rather it randomly monitors and screens the defendant for alcohol while he/she is at home. The offender must submit to a Preliminary Breath Test (PBT) when the unit “calls” their home. The unit is also equipped with a camera and may ask the offender questions in order to verify identity. Result of the PBT are reported to the monitoring center and forwarded to the appropriate authorities for follow-up.

Requirements include:

- defendant must have a stable address and a landline phone
- defendant must follow all rules and regulations of the Pretrial Supervision Tether Unit

Ignition Interlock

An Ignition Interlock device is a breath analyzer installed into a vehicle to prevent a person from starting the engine if alcohol is detected in their system. The driver must blow in the device and pass a breath alcohol test before the vehicle will start.

Further information can be provided by calling 248.451.2310

STEP FORWARD INTAKE & ASSESSMENT

**PRETRIAL/SENTENCED
FELONY/MISDEMEANORS
PA511 Eligible Charges**

Clients referred to Step Forward for services are required to complete a screening and assessment. This intake unit utilizes the most advanced risk and need assessment tool available - COMPAS (Correctional Offender Management Profiling for Alternative Sanctions) - developed by Northpointe, Inc. This assessment tool allows for making defensible decisions using four risk scales – Violence, Recidivism, Failure to Appear, Non-Compliance. Based on the comprehensive evaluation of the client’s past criminal history, criminal associates and peers, substance abuse, financial problems, education, criminal thinking, and social environment, the clients need and eligibility for Step Forward services is determined. Once eligibility is determined the client is enrolled in Step Forward and assigned a Step Forward Case Manager who will develop a treatment/case plan based on the client’s need(s). Offenders who are deemed not eligible for Step Forward services will be given referrals to other agencies as appropriate.

Eligibility

- Any offender charged or convicted of a **misdemeanor or non-violent felony** charge may be referred for an intake and assessment

Cost

- Upon completion of the assessment, a **\$25 fee** for clients that are eligible for Step Forward services is due at the Step Forward Intake appointment

Locations

- **Waterford (Main Office)**
2300 Dixie Highway, Suite 200, Waterford, MI 48329
248.451.2310
- **Troy Office**
1511 Crooks Rd., Troy, MI 48084
248.655.1260

Further information can be provided by calling 248. 451.2310

STEP FORWARD

**PRETRIAL/SENTENCED
FELONY/MISDEMEANORS
PA511 Eligible Charges**

Oakland County Community Corrections Division, in collaboration with the Oakland County Substance Abuse Office and Community Mental Health, offers an extensive array of program services for offenders and their families. Step Forward utilizes the day reporting center concept and is designed to accommodate offenders and their work shifts while ensuring public safety through intensive supervision services. The program is open in two locations to serve northern and southern Oakland County, Monday through Friday, providing the following services:

- substance abuse counseling and treatment groups
- mental health group and individual counseling
- case management services
- Women in Crisis groups
- dual diagnosis treatment
- cognitive restructuring
- relapse prevention workshops
- domestic violence groups
- anger management
- random drug and alcohol testing through the RESULTS program

Eligibility

- Offenders need to be charged or convicted of a misdemeanor or non-violent felony offense. Prior to entry in the program offenders must be seen by the by the Step Forward Intake and Assessment Unit. A standardized screening and assessment tool, COMPAS, in conjunction with a personal interview will determine final eligibility

Charge Appropriateness

- Due to the diverse programming offered various charges may be appropriate, however individual supervision and treatment plans are based on the offenders risk and needs and not by charge alone

Cost

- \$25 fee for clients that are eligible for Step Forward services due at the Step Forward Intake Appointment
- Ancillary services such as drug testing may require a nominal fee
- Clients enrolled in Anger Management **only** (and not receiving other Step Forward services) are charged a one time fee of \$25

Locations

- **Waterford (Main Office)**
2300 Dixie Highway, Suite 200, Waterford, MI 48329
248.451.2311
- **Troy Office**
1511 Crooks Rd., Troy, MI 48084
248.655.1260

Further information can be provided by calling 248. 451.2310

RESULTS DRUG & ALCOHOL TESTING

**PRETRIAL
SENTENCED
FELONY
MISDEMEANORS**

Using a random color/letter testing system this program administers urine and alcohol screens for the detection of illegal use of substances as ordered by the court. Clients are assigned a color for drug testing and/or a letter for alcohol testing pursuant to the frequency ordered by the court or referring agent. Clients are required to call-in daily to a drug testing hotline that will indicate the colors/letters for that day.

Drug test screens are conducted by collecting urine samples and analyzing the sample using an immunoassay testing technique (EMIT). All urine samples are initially screened for dilution and/or adulterants. RESULTS follows drug cut-off levels in compliance with Michigan Department of Transportation (MDOT) and the Substance Abuse and Mental Health Services Administration (SAMHSA). Positive drug test results are automatically confirmed by performing a second immunoassay screen on the urine sample.

PBTs are conducted on-site for alcohol testing.

Courts and probation staff receive weekly compliance reports as well as notification of any positive test results within 48 hours of a test result.

The RESULTS program is located at the two Community Corrections sites. All drug tests and PBTs must be administered at one of the RESULTS sites. Make-up tests are not permitted.

Waterford Office 2300 Dixie Highway, Suite 200
Waterford, MI 48329
248.451.2358
Fax 248.451.2329

Troy Office 1151 Crooks Road
Troy, MI 48084
248.655.1259
Fax 248.655.1278

Call-in Hotline 248.975.9662

Eligibility

- All pretrial and sentenced defendants
- Any juvenile Probationer
- Any Friend Of The Court client
- All drug court participants

Cost

- PBTs on any day are \$2* per test
- Urine screens are \$10* per test

*Prices subject to change

Further information can be provided by calling 248.451.2310

WWAM

WEEKEND & WEEKDAY ALTERNATIVE FOR MISDEMEANANTS

SENTENCED MISDEMEANORS

The Weekend & Weekday Alternative for Misdemeanants (WWAM) program is an alternative to incarceration for all misdemeanor offenders. It is a sentencing tool for District Court Judges for offenders who are facing a jail sentence.

Offenders are court ordered to perform community service at a non-profit organizations in lieu of traditional sentences. Community Service is performed on weekend days and/or specified weekdays. Offenders are organized in work groups and are closely supervised by Community Corrections staff.

Offender Requirements

- Report to Community Corrections Alternative Center as directed
- Wear appropriate dress for work details and weather conditions
- Bring own lunch as lunch is not provided by WWAM

Eligibility

- Any misdemeanor charge is eligible for referral
- Offenders can be ordered to attend no less than 2 days and in most circumstances, no more than 20 days for each charge

Charge Appropriateness

- Although any **misdemeanor** charge is eligible, WWAM is most appropriate for charges for which no other specific programs exist, for example: Disorderly Conduct, Retail Fraud II and Trespassing
- In addition, WWAM can be used in conjunction with other programs such as Impact Weekend followed by any number of WWAM days
- Can utilize as a graduated sanction for technical probation violators

Cost

- Offenders are required to pay \$15* for each day of participation
- \$15 reinstatement fee for offenders terminated from the program and then reinstated

*Prices are subject to change

***Further information can be provided by calling 248.451.2310 ***

Oakland County Community Corrections Division

Offers several alternative programs...



Community Garden greenhouse assembled by WWAM participants.

WWAM is a community service program to be used as an alternative to incarceration for misdemeanor offenders.

RESULTS **Drug & Alcohol Testing** **Program**

Low Cost Testing
Follow MDOT & SAMSHA Standards
Non Profit
Most Accurate Results
Two Testing Sites
Immediate Notification of Positive Results
Extended Hours of Operation
Weekend/Holiday Hours
Weekly Compliance Reports

What is confinement without JAIL?

Answer:

Electronic Monitoring

5 device options are available depending on the degree of confinement desired.

Does your client need jail *OR*

Substance Abuse Treatment?
Mental Health Treatment?
Anger Management?
Cognitive Restructuring?

Consider the

Step Forward Program

OTHER ALTERNATIVE PROGRAMS

ACE

A COLLABORATIVE EFFORT

**SENTENCED
FELONY
MISDEMEANORS**

The ACE program is designed to provide “one-stop shopping” treatment approach for dually diagnosed offenders, which are traditionally a non-compliant population. The program operates out of two outpatient sites, Eastwood Clinics in Royal Oak and The Counseling Center in Bloomfield Hills. ACE provides group and individual substance abuse counseling, mental health counseling, case management and psychiatric evaluation and medication, if needed. Services are provided by staff from both Oakland County Community Mental Health and the Health Division/Office of Substance Abuse.

Eligibility

- Any **felony or misdemeanor** offender involved in the criminal justice system with substance abuse or mental health diagnosis

Charge Appropriateness

- Offender appropriateness in the program will be decided on an individual basis based on level of care, diagnosis, etc.

Cost

- Payment for services will determined by offender insurance, Medicaid/Medicare, and client ability to pay

Referrals can be made to ACE by calling one of the following sites during normal business hours:

| | |
|-------------------|--------------|
| Eastwood Clinics | 248.288.9333 |
| Counseling Center | 248.338.2988 |

ADULT TREATMENT COURT

SENTENCED FELONY

The focus of the Adult Treatment Court is on intervening in substance use/abuse and reducing criminal behavior through intense court supervision and utilization of various recovery and counseling services.

The adult treatment program consists of four stages that the offender is required to complete in order to graduate thus avoiding a term of incarceration. All stages will be at least 12 weeks long with the exception of Stage 1 which is 16 weeks long. During the four stages the participant will:

- comply with court orders and probation rules
- submit to random drug/alcohol screens as required by the program stages
- remain alcohol and drug free
- attend treatment sessions
- continue payment toward restitution
- attend bi-weekly status review hearings
- attend AA/NA
- seek employment or educational programs as directed and provide documentation of enrollment/employment.

Eligibility

Participation must first be approved by the prosecutor and the defendant must:

- be a resident of Oakland County
- be charged with a non-violent, PA 511 eligible crime
- have a non-violent history
- have reliable transportation

Cost

- There is a \$100 participation fee

Further information can be provided by calling 248.975.9890

CPI - OPSTOP

COMMUNITY PROGRAMS INC, OPERATION STOP PROGRAM

SENTENCED FELONY

A short-term (72 hour) residential treatment episode intended to inconvenience the offender's lifestyle, interrupt his/her drug and alcohol using or other violating behaviors, and reinforce the Circuit Court's orders of Probation.

Program features include:

- intake assessment
- interactive therapy methods
- therapeutic assignments focusing on relapse prevention
- aftercare referrals, if indicated
- room and board
- 24 hour staffing in a closely monitored treatment facility
- PBT and contraband searches
- written discharge summary including an assessment of offender's conduct while at CPI
- prognosis and aftercare recommendations

Eligibility

- Non-violent male and female offenders 17 years or older whose drug/alcohol using or other behavior is in violation of his/her referring order of Circuit Court probation

Charge Appropriateness

- Any **felony** charge

Cost

- A charge of \$75 paid by the offender upon admission (Visa and Mastercard accepted)

Further information can be provided by calling CPI at 248.666.2720

PACE

PRIOR AUTHORIZATION AND CENTRAL EVALUATION

**ALL OFFENDERS
PRETRIAL OR
SENTENCED**

The PACE Unit of the Oakland County Health Division Office of Substance Abuse provides prior authorization for alcohol and drug abuse treatment at substance abuse treatment programs. Services are for Oakland County residents who are Medicaid recipients, or who are low income, or without insurance.

Referrals and placement are available for the following types of service:

- **Residential** — 24 hours a day for 14 days or longer
- **IOP (Intensive Outpatient)** — 3 hours or more per day/multiple days a week
- **OP (Outpatient)** — Scheduled by therapist per individual *needs*

Eligibility

- Any Oakland County resident without insurance or on Medicaid
****A valid ID, proof of Oakland County residency, proof of income, and/or a valid Medicaid card must be provided.*

Charge Appropriateness

- PACE services are ancillary and therefore, do not have charge eligibility guidelines

Cost

- No cost for the prior authorization at PACE
- There are fees for the non-insured at the treatment level

***For further information, call the PACE Unit at 248.858.5200
or the toll free number 1.888.350.0900 ext. 85200***

SHERIFF'S OFFICE BOOT CAMP

**SENTENCED
FELONY
MISDEMEANOR**

This in-custody program is designed as a regimented discipline program for non-violent offenders. Upon completion of this program, remaining jail sentences may be suspended.

Eligibility

- Male and female
- Offenders must be sentenced into the program upon admission
- Current offense cannot be a conviction for:
 - Criminal Sexual Conduct
 - Assault with Intent to Commit Criminal Sexual Conduct
 - Distribution of Obscene Material to Children
 - Escape/Attempted Escape from a Secured Facility
 - No conviction history of multiple assaultive felonies
- No physical/mental impairment (evaluations conducted by Jail Health Program Staff, Community Mental Health Jail Team and/or Sheriff's Office Inmate Services)
- No prior participation in this program
- No outstanding warrants, holds, and/or pending charges

**Due to the nature of this disciplinary program, certain medical conditions are restricted from admittance. Such conditions include: asthmatics, cardiacs, diabetics, hypertensives, long-term medication (except INH-B6), orthopedic problems; special diets, shoes, and medical surgical problems.

Charge Appropriateness

- Any felony charges sentenced to confinement in the jail will be considered by the Sheriff's Office Classification Unit
- Non-violent misdemeanor offenders with sentences that will allow them to complete the 8 week program

Cost

- Offenders are required to have \$65.00 in his jail account to be utilized for purchases for proper attire

Further information can be provided by calling 248.975.4441

SHERIFF'S OFFICE WORK RELEASE

**SENTENCED
FELONY
MISDEMEANOR**

MCLA 28.1747 provides that courts may grant day parole to jail inmates for several purposes, including employment. The Sheriff's Office administers the Work Release program at a separate facility which allows inmates to maintain their employment status.

Eligibility

- Misdemeanor and felony offenders are eligible
- Offender must have verifiable employment and own means of transportation
- Male and female offenders are eligible
- Offenders who have previously been unsuccessfully discharged from Bootcamp or Work Release are not eligible

Charge Appropriateness

- The following are **not** eligible for Work Release:
 - offenders with a felony detainer
 - offenders serving sentences for Criminal Sexual Conduct 1, 2, 3, or 4, Assault with Intent to Commit Sexual Penetration, Stalking, Escape/ Attempt to Escape, or Distribution of Obscene Materials to Children
 - offenders with warrants/hold from other jurisdictions

Cost

- Offender is required to pay an entry fee of \$80
- There is a sliding fee scale of \$11 to \$60 per day based on income, in addition, there is a \$3.00 per week laundry charge

Further information can be provided by calling 248.858.5457

WEEKEND DRUNK DRIVING ALTERNATIVE PROGRAMS

SENTENCED MISDEMEANOR

These programs consist of an intense 3 to 4 day weekend stay that is designed to incorporate punishment, education, counseling and community service. During the weekend stay at a designated private facility, offenders follow a structured schedule that includes:

- an isolated location conducive to learning
- education about the effects of alcohol on the human body
- video presentations
- individual counseling sessions
- A.A. meetings
- group discussions
- Victims Impact Panel presented by Mothers Against Drunk Driving (MADD)

Available programs

| | |
|------------------------------------|--------------|
| Impact Weekend | 248.338.0702 |
| LINKS | 248.745.6940 |
| DIP (Drivers Intervention Program) | 248.689.2320 |
| A.R.M. | 248.875.6888 |

Eligibility

- Any drinking and driving related **misdemeanor** charge

Charge Appropriateness

- Due to the intense focus on drinking and driving, this program is most appropriate for first and second offense drunk driving offenders, such charges include OWAI and OUIL

Cost

- Offenders pay a fee ranging from \$175 - \$375 for the weekend, depending on the program

ZTP - ZERO TOLERANCE

**SENTENCED
FELONY
MISDEMEANOR**

This program was designed to assist judges in enforcing abstinence from controlled substances by incorporating the use of random urine screens. The number of days sentenced to Zero Tolerance are in lieu of jail time and should be ordered accordingly.

Eligibility

- All non-violent **felony and misdemeanor** charges are acceptable
- The amount of time an offender is required to participate is solely at the discretion of the sentencing judge

Charge Appropriateness

- Suggested offenses include, but are not limited to:
 - Retail Fraud
 - Domestic Violence
 - Possession offenses
 - Violation of Probation
- This program can also be used in conjunction with other sentencing options

Cost

- Offenders are required to pay a \$75.00 administration fee

For specific sentencing guidelines and referral information - call 248 858.4999

Smart and Tough

OAKLAND COUNTY
COMMUNITY CORRECTIONS



On Crime!

“Our mission is to fund local programs that provide alternatives to incarceration that are community based; protect the public; meet the needs of offenders; are considerate of the victim impact; and prove efficient as well as effective.”

This Bench Guide was published by:

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