



Senate Fiscal Agency
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BILL ANALYSIS

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House Bill 6181 (Substitute H-1 as reported without amendment)
Sponsor: Representative Daniel Acciavatti
House Committee: Local Government and Urban Policy
Senate Committee: Judiciary

CONTENT

The bill would amend the Code of Criminal Procedure to require the use of the Law Enforcement Information Network (LEIN) when a person was arrested and taken into custody in order to determine whether the person was a parolee, and if so, require the Department of Corrections (DOC) to be notified.

Specifically, when a person was arrested and taken into custody with or without a warrant, the peace officer who made the arrest, the law enforcement agency employing that officer, or a central dispatch service for the law enforcement agency would have to use LEIN promptly to determine whether the person arrested was a parolee under the jurisdiction of the DOC. If the person were a parolee, the officer who made the arrest, the law enforcement agency, or a central dispatch service would have to give notice promptly to the DOC, by telephone or electronically. The notice would have to include the identity of the person arrested, the fact that information in databases managed by the DOC and accessible by LEIN provided reason to believe that the person was a parolee under the jurisdiction of the DOC, and the charge or charges for which he or she was arrested.

The requirement to notify the DOC would be met if notice were transmitted to any of the following:

- The DOC by a central toll-free telephone number, designated by the Department for that purpose, that was in operation 24 hours a day and was posted in the DOC's database of information concerning the status of parolees.
- A parole agent serving the county where the arrest occurred.
- The supervisor of the parole office serving the county where the arrest occurred.

Proposed MCL 760.15g

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The bill would put into statute a practice that already is considered a standard procedure by most, if not all, law enforcement agencies.

Date Completed: 12-7-06

Fiscal Analyst: Bruce Baker