### OAKLAND COUNTY CIRCUIT COURT PROBATION DEPARTMENT 1200 N. Telegraph Road, NOB Pontiac, MI 48341

### CIRCUIT COURT FELONY OFFENDER SENTENCE ALTERNATIVES 2002

Kenneth J. Aud Area Manager

#### **FOREWORD**

The Probation Department provides both investigation and supervision services to the Sixth Judicial Circuit Court of Oakland County. The Department deals exclusively with an adult felony offender population.

In recent years, we have engaged in an aggressive effort to focus policy makers on the need to view prison and jail as a finite resource, which should be used for our most chronic and violent offenders. In this regard, we have urged the widespread use of alternative programs for certain eligible low level offenders at the time of sentencing. Additionally, we have developed and refined an array of programming specifically targeting probation violation behavior.

The results have been significant. During 2001, the Oakland County Probation Department maintained prison commitment levels a full four- percent below the statewide commitment rate. Further, we have maintained stable jail population levels held locally, with many offenders successfully completing appropriate treatment alternatives. By utilizing the programming as contained in the following pages, it is my hope that we will see even further dramatic results this year.

We are proud of what we have accomplished in the name of public safety, security and fiscal responsibility. We hope by expanding your knowledge you will be proud as well.

Kenneth J. Aud, Area Manager Probation Department Oakland County Circuit Court

#### CIRCUIT COURT FELONY OFFENDER SENTENCE ALTERNATIVES OAKLAND COUNTY 2002

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Prepared by Oakland County Circuit Court Probation Kenneth J. Aud, Area Manager

Special thanks to Supervisor Bill Elsenheimer and Probation Agent Virginia Bergamo who assisted in the preparation of this annual document

## DEPARTMENT OF CORRECTIONS <u>PROBATION</u> BOOT CAMP SPECIAL ALTERNATIVE INCARCERATION PROGRAM

#### 1. <u>Eligibility</u>

- 1. Offenders <u>must</u> be sentenced to probation with SAI as a **condition of probation.**
- 2. Males <u>and</u> females are eligible.
- 3. If offense is a sentence guideline offense, guideline range maximum (top end) must be 12 months or more.
- 4. Offenses **without sentence guidelines** are eligible providing the probation officer would have otherwise recommended a sentence of more than 90 days incarceration.
- 5. **No age limits or restrictions** providing the probationer is capable of participating.
- 6. Excluded:
  - Offenders serving Child Pornography, CSC I, II, III or Assault With Intent to Commit CSC, and Arson sentences and attempts.
  - < Offenders who have served a prison sentence.
  - < Offenders with a felony detainer or pending felony charges.
  - < Offenders with emotional/mental or physical limitations who could not participate in the program regimen.
  - Offenders who have previously completed SAI or were terminated as a rules violator or quitter.
- 7. **Probation violators** may be sentenced to the program providing they meet the above criteria, except there are **no guideline restrictions**.
- 8. NOTE: Habitual offenders are eligible if they meet the eligibility requirements.
- 9. Individuals serving a current CSC IV or have prior adult or juvenile CSC convictions are eligible.

#### II <u>Program</u>

The SAI program is operated by the Michigan Department of Corrections, Field Operations Administration, and SAI Division. The program is located in Chelsea, Michigan. Offenders sentenced to the program are taken into custody by the Sheriff and transported to the program. The program includes an aftercare component. Program features:

- 1. Ninety (90) days at the Boot Camp in Chelsea.
- 2. The program includes strenuous physical exercise and work, including community projects.
- 3. Program includes educational and vocational counseling.
- 4. After graduation, aftercare includes:
  - < Up to 30 days in a residential program (CPI in Oakland County).
  - < Up to 6 months on electronic monitoring.
- 5. Aftercare and subsequent probation supervision are provided in the area where the offender resides.
- 6. YTA probationers are eligible.

#### III Violation

Offenders who **fail** to complete SAI are charged with probation violation.

IV <u>Contact</u>: Bill Elsenheimer @ (248) 858-0328 or Kerri Moran @ (248) 858-1518

# DEPARTMENT OF CORRECTIONS <u>PRISONER</u> BOOT CAMP, SPECIAL ALTERNATIVE INCARCERATION SAI

#### I <u>Eligibility</u>

- 1. Offenders sentenced to a minimum prison term of three (3) years or less. Two year minimum or less for B & E (ODH) or Home Invasion.
- 2. At time of sentence, Court must indicate on record and in Judgement of Sentence: "No objection to placement in Prisoner SAI Program." Court does not retain jurisdiction of case.
- 3. The Department of Corrections will further review to insure eligibility.
- 4. Males <u>and</u> females are eligible.
- 5. Offenders are excluded if they were convicted on one of the following offenses or attempts:
  - < Offenders with pending felony charges or detainers.
  - Offenders who have served a prison sentence.
  - < Offenders with emotional/mental or physical limitations who could not participate in the program regimen.
  - < Habitual offenders.

#### II Program

The SAI Program is operated by the Michigan Department of Corrections, Field Operations Administration, and SAI Division. The program is located in Chelsea, Michigan. Offenders approved by the Court are sent directly to the SAI Program for further screening. The program includes an aftercare component. Program features are as follows:

- 1. Ninety (90) days at program in Chelsea.
- 2. The program includes strenuous physical exercise and work, including community projects.
- 3. The program includes educational and vocational counseling.
- 4. Those who complete the Boot Camp are immediately paroled to aftercare.
- 5. Aftercare and subsequent parole supervision are provided in area of offenders' residence.

#### III Violation

Those who fail the Boot Camp portion of the program are transferred to a regular prison to serve their sentence. Those who violate parole are subject to the normal parole violation process.

#### IV Contact

Bill Elsenheimer (248) 858-0328 or Kerri Moran (248) 858-1518

See next page for a list of **EXCLUDED PRISONER SAI OFFENSES** 

#### **EXCLUDED PRISONER SAI OFFENSES**

Prisoners serving for an offense listed below, or for an attempt to commit that offense, are **<u>not</u>** eligible for the SAI Program.

MCL OFFENSE

257.625(4) or (5)	Person under the influence of intoxicating liquor or controlled substance, driving on
	highway or parking area prohibited. (Note: Only if offense occurred on or after
750 10-	1/1/93.)
750.10a	Sexually delinquent person
750.11	Taking a woman and compelling her to marry
750.49	Animals; fighting, baiting, or shooting; dogs trained for fighting
750.72	Burning a dwelling house
750.73	Burning of other real property
750.75	Burning of insurance property
750.80	Setting fire to mines and mining material
750.83	Assault with intent to commit murder
750.86	Assault to with intent to maim
750.89	Assault with intent to rob and steal; armed
750.91	Attempt to murder
750.112	Burglary with explosives
750.136	Cruelty to children
750.136b(1)(2)(3)or(4)	
750.145c	Child sexually abusive material
750.157b	Solicitation of murder or other felony
750.158	Crime against nature or sodomy
750.193	Breaking prison; escape
750.195	Jail; escape
750.207	Placing explosives with intent to destroy
750.213	Malicious threats to extort money
750.260	Counterfeiting and possession of coins
750.316	First degree murder
750.317	Second degree murder
750.319	Death as a result of fighting a duel
750.321	Manslaughter
750.327	Death due to explosives
750.328	Death due to explosives, placed with intent to destroy building or object
750.329	Death, firearm pointed intentionally, but without malice
750.335a	Indecent exposure
750.338	Gross indecency; between male persons
750.338a	Gross indecency; between female persons
750.338b	Gross indecency; between male and female persons
750.349	Kidnapping
750.349a	Prisoner taking another as a hostage
750.350	Kidnapping; child under 14
750.397	Mayhem
750.422	Perjury committed in courts
750.436	Poisoning food, drink, medicine, wells, etc.
750.511	Railroads; attempt to wreck or endanger safety of passengers
750.516	Forcible detention of railroad train
750.517	Entering train for robbing by means of intimidating
750.520b	First degree criminal sexual conduct
750.520c	Second degree criminal sexual conduct
750.520d	Third degree criminal sexual conduct
750.520g	Assault with intent to commit criminal sexual conduct
750.529	Robbery; aggravated assault
750.529a	Carjacking
750.531	Bank, safe and vault robbery

750.544 Treason

752.542 Incitement to riot

< A prisoner serving a habitual offender sentence pursuant to MCL 769.10, 769.11 or 769.12 also is ineligible.

Prisoners with previous convictions for the sex offenses listed below are not eligible for the SAI Program.

MCL	<u>OFFENSE</u>
750.10a	Sexually delinquent person
750.145a	Accosting, enticing or soliciting child for immoral purposes.
750.145b	Accosting, enticing or soliciting child for immoral purposes.
750.145c	Child sexually abusive activity or material
750.158	Crime against nature or sodomy
750.133	Incest
750.335a	Indecent exposure
750.336	Indecent liberties with a child
750.338	Gross indecency between male persons
750.338a	Gross indecency between female persons
750.338b	Gross indecency between male and female persons
750.339	Debauchery by females of males under 15
750.340	Debauchery by males of males under 15
750.341	Carnal knowledge of state ward
750.342	Carnal knowledge of female state ward
750.349	Kidnapping
750.350	Kidnapping child under 14
750.448	Soliciting and accosting
750.455	Pandering
750.520	Rape
750.520b	First degree criminal sexual conduct
750.520c	Second degree criminal sexual conduct
750.520d	Third degree criminal sexual conduct
750.520e	Fourth degree criminal sexual conduct
750.520f	Second or subsequent offenses
750.520g	Assault with intent to commit criminal sexual conduct

# PROBATION ELECTRONIC MONITORING (TETHER - HOME CONFINEMENT)

#### I Eligibility

- 1. Offenders **must** be sentenced to a term of probation or delayed sentence.
- 2. Offenders **must** have residence with phone service. Phone service must be without options.
- 3. All probational offenses are eligible. Target group is non-assaultive offenders.
- 4. Offenders on **pretrial status are not eligible** for Probation Department tether (See Pretrial Services).

#### II Program

Electronic monitoring is a program funded by the Michigan Department of Corrections. Offenders

under electronic monitoring supervision are confined to their home except for specific times when they are permitted in the community to work, participate in rehabilitation programs, or care for necessary needs as approved by the probation agent. Program features:

- 1. **Offenders must wear an ankle bracelet sending unit ("tether")**. The receiving unit is connected to the home phone, and via phone lines to a central monitoring unit.
- 2. The probation agent sets and may change curfew hours of offender as needed.
- 3. Offender reports to a probation agent weekly if unemployed, but biweekly if employed.
- 4. Fees for tether supervision are based on ability to pay, with a maximum of \$8.50 per day (\$10.00 with Sobrietor).
- 5. A sentence of <u>at least 90 days</u> and no more than one year of electronic monitoring is recommended.
- 6. All OUIL 3<sup>rd</sup> offenders are placed on Sobrietor tether. Sobrietors test for alcohol usage.

#### III <u>Violation</u>

Offenders who violate electronic monitoring rules may be charged with Violation of Probation.

#### IV Contact

Bill Elsenheimer (248) 858-0328

#### SHERIFF'S JAIL WORK RELEASE

#### I Eligibility

- 1. Offenders **must** be sentenced to a flat jail term or jail as a condition of probation.
- 2. Jail terms **must** be fifteen (15) days or more.
- 3. Males **and** females are eligible.
- 4. The offender **must** have verified employment.
- 5. If space is available, offenders may be placed in Work Release for purposes other than employment e.g., school, provided they are able to pay the required fees.
- 6. The following are **not eligible** for Work Release:
  - < Offenders with two or more assaultive convictions.
  - < Offenders with a felony detainer.
  - Offenders serving sentences for CSC or Attempted CSC 1, 2, or 3 and Assault or Attempted Assault With Intent to Commit Sexual Penetration, Stalking, Escape or Attempted Escape, or VOP, with one of these charges as the underlying charge.
  - < Offenders with warrants/holds from other jurisdictions.

#### II <u>Program</u>

MCL 28.1747 provides that the Court may grant "Day Parole" to jail inmates for several purposes, the most common being employment. Inmates sentenced to Work Release must meet statutory and local eligibility requirements to actually be placed in the program. In Oakland County, the Sheriff's Department administers the Work Release Program. Work Release inmates are housed in a facility separate from the main jail. Complete Work Release rules may be obtained from the Sheriff's Department. Among them are:

- < Entry fee of \$80.00
- < Sliding fees of \$11.00 to \$60.00 per day based on income.
- Maximum of 10 hours per day at work, with one hour travel each way total of 12 hours.
- < Work no more than six days per week.
- < Periodic employment verifications.
- < Periodic drug and alcohol testing.

#### III Violation

The Sheriff's Department may remove the prisoner from Work Release for rule violations. He or she will serve the balance of the jail sentence in the main jail. Probationers who violate the rules may be charged with probation violation if the rule violation is also a condition of the program - e.g., drug or alcohol use.

#### IV Contact

Deputies Nadine Cason and/or John Jorgensen (248) 858-5037

#### SHERIFF'S ZERO TOLERANCE SUBSTANCE ABUSE PROGRAM - ZTP

#### I Eligibility

- 1. An offender **must** be sentenced to a flat jail term or jail as a condition of probation (preferred).
- 2. The offender **must** have telephone service.
- 3. Offenders serving CSC sentences are **excluded**.
- 4. Offenders serving sentences for assaultive offenses will be reviewed by ZTP staff for acceptance. Contact with ZTP staff is recommended for classification.
- 5. Offenders with felony detainers are **excluded**.

#### II Sentence

- 1. The Court may suspend all or part of the jail term for participation in ZTP.
- 2. All offenders must go through the booking process at the jail (one-day). The Court may allow an offender to report to OCJ Booking on a specified day at 9:00 a.m.
- 3. The Court must prepare a Judgement of Sentence committing the offender to jail, even if the sentence is suspended.

#### III Program

It is administered by the Sheriff's Department Substance Abuse Services staff. Substance abuse testing is performed at one of several laboratories nearest to the offender's home or work. The offender may also be referred for treatment during the program.

- 1. After booking and orientation, the offender is assigned to a case supervisor in the ZTP Program.
- 2. After jail release, the offender is required to follow program rules for weekly drug testing instruction(s).
- 3. The offender is subject to **progressive sanctions** for positive ("dirty") substance abuse test or a missed appointment consisting of jail and/or substance abuse treatment. The jail sanctions

are:

- 1<sup>st</sup> positive test or missed appointment: 3 days OCJ, plus outpatient treatment
- 2<sup>nd</sup> positive test or missed appointment: 10 days OCJ, plus inpatient treatment
- 3<sup>rd</sup> positive test or missed appointment: 30 days OCJ, plus inpatient treatment
- 4<sup>th</sup> positive test or missed appointment: Balance of sentence
- 4. Duration in ZTP is set by amount of time stated in Judgement of Sentence.

Note: Outdate with ZTP will be extended if there is an outstanding violation.

#### IV <u>Violation</u>

Offenders who fail to respond to calls from the ZTP staff will have a warrant issued by the Oakland County Sheriff's Department. Probationers who fail the program rules may be charged with a Probation Violation.

V Contact:

Dominic Sacco (248) 858-4999

Note: There is a \$75.00 administration fee imposed on the defendant.

#### <u>SHERIFF'S BOOT CAMP - REGIMENTED INMATE DISCIPLINE PROGRAM</u> (RIDP)

#### I <u>Eligibility</u>

- 1. The offender must be sentenced to a term of **90 days or more**. The sentence may be a flat jail term or jail as a condition of probation. The offender may **not** be sentenced only to complete RIDP without an accompanying jail term.
- 2. Males **and** females are eligible.
- 3. Excludes:
  - Offenders serving sentences for CSC or Attempted CSC offense and/or Escape/Attempted Escape From a Secured Facility.
  - Offenders with conviction history of multiple assaultive felonies.
  - < Offenders with a felony detainer.
  - < Offenders with physical or mental/emotional impairments that would prevent participation in the program regimen.

#### II Program

The program is administered by the Oakland County Sheriff's Department RIDP staff at the camp facility on Brown Road in Orion Township. The balance of the jail sentence is suspended for inmates who successfully complete the program. Program features:

- < 8 week program
- Program includes strenuous physical exercise and work, including community projects.
- < Program includes an educational and employment program, and counseling.

Counselor follow-up with community assistance and placement.

#### III Violation

Offenders who violate the program rules are returned to the main jail to serve their full sentence.

#### IV Contact

Sgt. Beltz, OCSD (248) 391-0018

Note: Offenders are required to have \$80.00 in jail account for purchase of proper program attire.

#### PUBLIC ACT 511 OF 1988 - THE COMMUNITY CORRECTIONS ACT

P.A. 511 provides funds for local jurisdictions to implement programs which target non-violent offenders who may have otherwise been incarcerated in prison or jail. Because of Oakland's already low commitment rate, Oakland County has implemented programs to provide Oakland County Courts with a wide range of options designed as alternatives to jail, or an enhancement to community supervision, which may prevent behavior that could result in jail or prison terms.

The Oakland County Community Corrections Programs include:

- < Alternative Incarceration Centers (AIC)\*
- < Sheriff's (Jail) Employability Program (SEP)\*
- < STOP Program\*
- < Community Service
- < Pretrial Services
- < Step Forward\*

<u>Note:</u> Offenders sentenced to AIC, SEP, STOP or Step Forward must meet the following eligibility requirements.

- 1. For sentence guideline offenses, the guideline range maximum (top end) must be:
  - < 9 months or more at the time of the original sentence
  - < 6 months or more for probation violations
- 2. For offenses without sentence guidelines, eligibility is based on whether the offender would have likely been sentenced to jail. (Must be a felony offense.)
- 3. Offenders currently or previously convicted of one of the following crimes, or an attempt, are not eligible (Refer to Attachment A).

Note: Offenses which are more than five years old are not to be considered.

- 4. Certain psychiatric and pain medications could make the offender ineligible for AIC programs. Contact one of the Probation Department representatives listed on Page 12.
- 5. Offenders must enter AIC programs with prescribed medications or a prescription for medications and funds to pay for them.

#### Attachment A

# INELIGIBLE FELONY OFFENSES Alphabetic Listing

**OFFENSE** MCL# Assault of a Police Officer 750.479a(6) 750.520G Assault With Intent to Commit Criminal Sexual Conduct Assault With Intent to Commit Felony 750.87 Assault With Intent to Commit Murder 750.83 Assault With Intent to do Great Bodily Harm 750.84 Assault With Intent to Main 750.86 Assault With Intent to Rob or Steal, Unarmed 750.88 Assault With Intent to Rob or Steal, Armed 750.89 Attempt to Murder 750.91 Bank, Safe, or Vault Robbery 750.531 Burning Dwelling House 750.72 Burning of Other Real Property 750.73 Burning of Personal Property Over \$200\* 750.7(c) or (d) Careless Use of Firearm to Kill 752.861 Carjacking 750.529a Child Abuse - 1st Degree 750.136b(2) Child Abuse - 2<sup>nd</sup> Degree 750.136b(3) Child Abuse - 3<sup>rd</sup> Degree 750.136b(4) Child Abuse - 4<sup>th</sup> Degree 750.136b(5) Criminal Sexual Conduct, 1st Degree 750.520B

Criminal Sexual Conduct, 3 <sup>rd</sup> Degree  Criminal Sexual Conduct, 4 <sup>th</sup> Degree	750.520D
Criminal Sexual Conduct, 4 <sup>th</sup> Degree	550 500E
	750.520E
Criminal Sexual Conduct, Second or More Offenses	750.520F
Domestic Assault 3 <sup>rd</sup> Offense*	750.81(4)
Explosives, Sending With Intent to Injure	750.204
Explosives, Placing With Intent to Destroy or Injure	750.207
Explosives, Placing Offensive Substance With Intent	750.209
Explosives, Possession With Intent to Use Unlawfully	750.210
Explosive Device, Construction, Use, Possession	750.211a
Extortion	750.213
Felonious Assault*	750.82
Felonious Driving*	752.191
Fleeing & Eluding 4 <sup>th</sup> Degree*	750.479a(2)
Fleeing & Eluding 3 <sup>rd</sup> Degree*	750.479a(3)
Fleeing & Eluding 2 <sup>nd</sup> Degree	750.479a(4)
Fleeing & Eluding 1st Degree	750.479a(5)
Gross Indecency Between Males	750.338
Gross Indecency Between Females	750.338(a)
Gross Indecency Between Males and Females	750.338(b)
Home Invasion 1 <sup>st</sup> Degree	750.110a(2)
Home Invasion 2 <sup>nd</sup> Degree*	750.110a(3)
Inciting to Riot	752.542
Jail Break – Armed	750.197
Kidnapping	750.349
Larceny From a Person*	750.357
Malicious Destruction of Police/Fire Dept. Property*	750.377b
Manslaughter	750.321
Mayhem	750.397

Murder, 1st Degree	750.316
Murder, 2 <sup>nd</sup> Degree	750.317
Negligent Homicide	750.324
Offense by Sexually Delinquent	767.61a
Resisting or Obstructing Officer*	750.479
Riot	752.541
Robbery Armed	750.529
Robbery Unarmed	750.530
Second Offense Accosting, Enticing, or Soliciting Child for Immoral Purpose	750.145B
Sodomy	750.158
Stalking, Aggravated	750.411i
Use of Internet to Exploit or Solicit a Minor	750.145d

- 1. Offender must have a sentencing guideline score of at least 0 9.
- 2. If a probation violator, must have an original guideline score of 0 6.
- 3. Offender may not be charged with one of the above offenses.
- 4. Offender may not have been convicted of one of the above offenses within the past five years.
- 5. Guidelines of zero to three are ineligible offenses.

\*A conviction for an asterisked offense will not necessarily preclude sentencing pursuant to the provisions of P.A. 511. In each of these cases, the defendant's prior criminal history, evaluation of the NEEDS assessment exam, and the individual facts and circumstances will be considered. In compelling cases, the defendant may be permitted to be sentenced pursuant to the provisions of P.A. 511.

#### **ALTERNATIVE INCARCERATION CENTERS - AIC**

Note: All offenders sentenced to an AIC must be sentenced to a term of probation and **must meet P.A. 511** eligibility requirements (page 9).

AIC's deal with substance abuse as well as behavioral problems. The AIC's vary as to how much time is spent in 24 hour monitored residential centers before return to the community and aftercare. Oakland County Circuit Court Probation provides intensive supervision for a minimum of 90 days.

For information contact: Bill Elsenheimer (248) 858-0328

 Stephen Crumb
 (248) 452-9203 or

 Virginia Bergamo
 (248) 858-0308

<u>Violation</u>: Offenders who fail to complete an AIC due to rule violations may be charged with Probation Violation.

Probation residential centers are a 24 hour a day supervised treatment alternative to incarceration. An offender

sentenced to an AIC for a period of 6 months must adhere to strict supervision and behavioral standards, participate in various therapeutic interventions, as well as contribute to their stay once employed.

Close contact between the Circuit Court Probation staff and the AIC is **mandatory** to assure compliance with sentencing orders.

<u>Note</u>: Funding for an offender's stay at an AIC is provided by the Community Corrections Division. If employed, the offender may contribute a percentage of his or her salary.

The following is a list of the Alternative Incarceration Centers contracted by the Community Corrections Division.

Community Programs, Inc.\* 1435 North Oakland Blvd. Waterford, MI 47327 (248) 666-2720

New Paths 765 East Hamilton Flint, MI 48505 (810) 233-5340 Huron House, Inc. (Females only) 900 Stone Street Port Huron, MI 48060 (810) 982-6599

Sequoia House 239 State Street Pontiac, MI 48341 (248) 335-5437

In addition, New Paths offers a therapeutic intervention program (P.R.I.C.E.) For Circuit Court OUIL  $3^d$  offenders or for those offenders with a history of substance abuse. See below for the P.R.I.C.E. program description.

\*Community Programs has a new self-pay work release program for offenders (PA 511 and non-PA 511).

#### P.R.I.C.E. GUIDELINES

The P.R.I.C.E. Program is a Community Corrections alternative for felony OUIL 3<sup>rd</sup> <u>male</u> offenders only. P.R.I.C.E. objectives include phases designed to reduce recidivism of this tough population.

The following guidelines have been established for referrals of OUIL 3<sup>rd</sup> offenders to the P.R.I.C.E. Program.

< OUIL 3<sup>rd</sup> (3<sup>rd</sup> Drunk Driving Offense - Felony)

**Incarceration 3 to 4 Months** 

#### **Residential Treatment 3 Months**

**Outpatient 3-4 Months** 

< OUIL 3<sup>rd</sup> (4<sup>th</sup> Drunk Driving Offense - Felony)

**Incarceration 4 to 6 Months** 

#### **Residential Treatment 3 Months**

**Step Forward 3-4 Months** 

< OUIL 3<sup>rd</sup> (5<sup>th</sup> Drunk Driving Offense - Felony)

**Incarceration 5 to 6 Months** 

#### **Residential Treatment 3 Months**

**Step Forward 4-5 Months** 

< OUIL 3<sup>rd</sup> (6<sup>th</sup> Drunk Driving Offense - Felony)

**Incarceration 6 months** 

#### **Residential Treatment 3 Months**

#### **Step Forward 6 Months**

#### **SHERIFF'S EMPLOYABILITY PROGRAM** - SEP

#### I Eligibility

- 1. All offenders sentenced to SEP must meet PA 511 eligibility requirements (page 9).
- 2. Offenders **must** be sentenced to a flat jail term of 90 days or more, or jail as a condition of probation (preferred).

#### II Violation

Offenders who violate program rules will serve their full sentence.

The Employability Program is funded by the Oakland County Community Corrections Division and administered by the Oakland County Sheriff's Department Program Services Unit. This alternative is a structured eight-week program within the jail. For sentenced inmates who successfully complete the program, the remainder of their jail sentence may be suspended.

The curriculum involves offenders attending a 90-minute didactic lecture and 90-minute group sessions daily, Monday through Friday. Lecture and class work topics range from substance abuse and addiction, pre-employment training and interviewing, to basic life skills and health issues.

In addition, program participants may receive vocational testing to determine vocational aptitude and interests. Upon release from jail, these offenders are connected with a professional employment agency to help secure employment.

Both males **and** females may participate in this program. However, to address gender specific needs, each program is run separately.

- The Women's Employability Program is based within the Oakland County Jail.
- The Men's Employability Program is located at the Sheriff's Department Trusty Camp.

Program Services Chief: Mark Metalski (248) 975-4441 or Supervisor Counseling Services: Matthew Costello (248) 858-4034

Note: There is <u>no fee</u> imposed on the offender for this program.

#### **CPI's STOP PROGRAM**

#### I Eligibility

- 1. Offenders sentenced to STOP **must be PA 511 eligible** (see page 9).
- 2. Offenders **must** be sentenced to a term of probation.
- 3. Males **and** females are eligible.

#### II Program

The STOP Program targets probationers who test positive for drugs and alcohol while on probation. The program is basically a separation from the community for three days. The three days are spent in residence at the CPI Program in Waterford, MI. The probation agent and program staff may make treatment follow-up referrals.

#### Program Features:

- Program targets probationers who use drugs and/or alcohol while on probation.
- Three (3) days separation from the community in residence at CPI.
- < A probation agent may refer several times during the probation period.
- The program includes some cognitive skills training.

Note: Offenders may be charged \$23.00 per diem based on ability to pay.

#### III Violation

Probationers who fail to complete the program as directed by the probation agent may be charged with formal probation violation and returned for a hearing before the sentencing judge.

IV Contact: James Thomas (248) 858-0317

William Epling at CPI (248) 666-2722

#### CPI's I.E.P. PROGRAM

#### I Eligibility

Self-pay and offender must be able to pay for program costs of \$50.00 per day. \$750.00 is due upon arrival to cover the first 15 days. Must have reliable transportation and written proof of employment.

#### II Program

The I.E.P. Program targets employed offenders, subject to Court ordered detention, to continue to work and receive treatment. Program focuses on detention, monitoring, and treatment to prepare the offender for sober and pro-social living patterns.

III <u>Contact</u>: William Epling at CPI (248) 666-2722

#### **COMMUNITY SERVICE**

#### I Eligibility

- 1. Offenders **must** be sentenced to a term of probation.
- 2. Offender may perform community service as a condition of probation in lieu of a jail term and/or as a special condition of probation.
- 3. Indigent offenders may perform community service in lieu of costs and fees. Referral is through the probation agent.

#### II Violation

Offenders who are ordered to perform community service as a condition of probation and fail to do so may be charged with a probation violation.

<u>Note:</u> The Community Service Program is funded by PA 511 and other funding sources. The nature of the crime will be a consideration in community service placement.

#### **Court Community Service**

Provides an alternative to incarceration by allowing the offender to make restitution back to the community by performing unpaid labor with non-profit organizations and/or units of government. Offenders assigned to perform community service are supervised by interns with a case manager approach.

An offender may be assigned to perform a specified number of hours of community service as a condition of probation. Community service can also be assigned in lieu of Court costs and/or attorney fees. In the above cases, the number of hours is determined by the amount of money owed.

Contact the Court Community Service Unit: Kim Hassinger (248) 451-2326

Note: A one-time fee for participating in Community Service is based on a sliding fee scale from \$25.00 to \$100.00.

#### <u>COMMUNITY CORRECTIONS</u> - <u>PUBLIC ACT OF 1988</u>

#### **DESCRIPTION OF PROGRAMS**

#### **Pretrial Services (PTS)**

Investigators interview adults with felony and misdemeanor arrests at the Oakland County Jail or local police holding areas in order to gather and verify information for release eligibility. The information is compiled into a written report which is made available to the local Court, including the Judge, defense attorney, Prosecutor and probation officer.

#### PTS Investigators can be reached at:

<	Oakland County Jail	(248) 452-2155
<	46 <sup>th</sup> District Court	(248) 354-1018
<	47 <sup>th</sup> District Court	(248) 473-9667
<	50 <sup>th</sup> District Court	(248) 857-8004
<	51 <sup>st</sup> District Court	(248) 674-4655

< 52-1 District Court (248) 305-6452

< 52-4 District Court (248) 528-8503

#### **PTS Supervision**

The Supervision Unit of PTS monitors released pretrial arrestees to ensure compliance with conditions of release imposed by the Court. Those offenders placed on supervision may also be placed on electronic monitoring. Progress and compliance with conditions are reported to the Court.

Supervision Case Managers can be reached at: (248) 451-2330

Pretrial Services Supervision Supervisor: Julie Fisher (248) 451-2311

<u>Note</u>: There is no fee imposed for the above services unless the defendant is participating in electronic monitoring or drug testing.

#### STEP FORWARD DAY REPORTING CENTER

#### PA 511 Eligible Felons

At present, Community Corrections has many alternative to incarceration programs including residential care for substance abusing clients. There are, however, some PA 511 eligible felons who do not require residential care but who would benefit from a structured learning environment. The center will allow for daily reporting of these offenders without the excess costs of housing and food. In addition, the offender can receive counseling, support and training if needed.

#### **Description of the Program**

In a collaborative effort with the Oakland County Substance Abuse Office, Community Mental Health, Employment and Training Division, and the Community Corrections Division, the Step Forward program offers an extensive array of program services for offenders and their families. The program is open Monday through Friday, from 8:00 a.m. until 7:30 p.m., to accommodate offenders and their work shifts. Services offered include:

- Onsite substance abuse didactic and counseling sessions.
- Onsite mental health group and individual counseling, including an onsite psychiatrist for medication review.
- Computers to assist offenders in seeking jobs and sharpening their reading and learning skills. Reading to Reduce Recidivism will also be housed at this facility.
- < Job training and placement readiness classes.
- < Onsite drug testing (random).

- < Parent education classes for both the offender and the spouse.
- Case management services to assist the offender through the process and to provide follow-up contact and program evaluation data upon release from the program.
- < 12 Step Group
- Cognitive Restructuring Group
- < Relapse Prevention Group
- < Woman's Support Group

Contact Persons: Pontiac Jennifer Antwan

(248) 451-2351

Troy Kelly Morris

(248) 655-1262

Supervisor: Karen Peterson

(248) 451-2342

#### **ADULT TREATMENT COURT**

#### Eligibility Requirements

- < The Prosecutor approves defendant.
- Oefendant must be a resident of Oakland County.
- < Defendant must be charged with a non-violent, PA 511 eligible crime.
- < Defendant must have a **non-violent** history.
- < Defendant must have reliable transportation.
- The defendant must meet the NEEDS assessment as a drug addict in need of treatment.

#### Procedure For Sentencing to Adult Treatment Court

- Defendant makes a COBBS plea before original Judge requesting Adult Treatment Court (ATC), providing the Prosecutor approves entry to the program.
- While taking plea, Judge asks defendant if he/she understands the Adult Treatment Court program.
- 3 Program requires a presumptive minimum guideline score of 5 months or more in a straddle cell.
- Prior to sentencing, the Probation Department verifies eligibility, and gives Judge the PSI, either recommending assignment to ATC or declining to do so.
- If Judge decides to send defendant to ATC, defendant is put on probation for a minimum of two (2) years with ATC as a condition of probation.
- Judge shall direct a non-custodial defendant to report directly to John Lampman at Circuit Court Probation, 1200 N. Telegraph, North Office Building, #26 East, Telephone (248) 858-0304.

- A defendant who is in custody shall remain in custody until the next Treatment Court session.
- Judge gives defendant a date (held bi-weekly on Wednesday afternoon at 1:30 p.m.) to appear before Judge David Breck, Courtroom 2C.
- 9 If a defendant is determined ineligible after sentencing, the defendant will be referred back to the original judge for sentencing.
- If participant fails to complete the program, participant is referred back to original Judge for violation of probation (VOP) hearing.
- 11 Upon successful completion of the ATC program, participant graduates and is either discharged from probation or returned to a regular probation caseload.

Any questions, please call: Ellen Zehnder, Adult Treatment Court Coordinator
Judge David Breck (248) 975-9890
(248) 975-9892