

Sixth District Department of Correctional Services POLICY	Issue Date 02/18/92	Effective Date 10/05/18	Policy Number 409-18
Subject NOTICE OF ARREST		Review Month September	Author 0102 (JAL)
Rescinds 409-17	Reference: 6JDDCS Policies 200, 410, 411		

POLICY:

The Director establishes criteria for an Agent to determine recommendations to the Court.

DEFINITION:

1. Notice of Arrest - Form submitted following offender new arrest when a report of violation is not being filed.
2. Offender Re-arrest - Form submitted to County Attorney's office in the event a Pre-Trial interview is not conducted, prior to Initial Appearance.

PROCEDURE:

1. Notification of arrest may vary by jurisdiction within the District.
 - A. If required by Supervisor, offender is interviewed via completion of the Pretrial Interview form (200A), sharing with Agent the number of points scored and the corresponding release condition.
 - B. If no interview is conducted, the supervising Agent completes the Offender Re-Arrest form ICON Reports > Templates > All-Offender Re-Arrest and designee forwards the form via email to the County Attorney prior to Initial Appearance.
2. The Agent recommends release with supervision unless the points or special circumstances indicate a bond recommendation. Special circumstances include:
 - A. The Agent has reason to believe the offender may abscond as a result of the new arrest (i.e. the offender or reliable sources have made statements about the offender leaving the area without permission and/or there is currently a revocation pending).
 - B. Release may jeopardize the safety of another person (e.g. the Agent has reliable information that the offender has threatened violence against others).
 - C. The nature and circumstances of the new offense (e.g. the crime is a forcible felony);

POLICY NUMBER 409-18
PAGE 2 OF 2

PROCEDURE: (continued)

- D. The offender frequently failed to keep required contact with the Agent and/or has failed to maintain stable residence.
 - E. The Agent intends to file a Complaint (also known as PPVI) (Policy 410) or request a warrant through a Report of Violation (Policy 411).
 - F. The offender was arrested for probation violation.
3. If the offender is released, supervision of the offender is resumed by the Agent.
 4. The Agent electronically files (E-Files) a Notice of Arrest ICON Reports > Templates > PB-Notice of Arrest when the decision has been reached that neither a Complaint/PPVI or Report of Violation are filed due to the new arrest.
 5. For cases originating from the Sixth Judicial District and supervised in another District the Notice of Arrest is submitted electronically in accordance with policy.
 6. For cases originating in another Judicial District, the Agent forwards, via email, the Notice of Arrest to the secondary Agent.

BY ORDER OF:

Bruce Vander Sanden, District Director