

MICHIGAN DEPARTMENT OF CORRECTIONS
PAROLE VIOLATION RESPONSE GUIDELINE

Parolee Name: _____

Prison #: _____

CFJ-175
 Rev. 4/09

Violation Behavior/ Date: _____

Step 1 Check all relevant factors.

Aggravating Violation Factors (Instant Violations)

- Felony Behavior (Instant Violation)
- Weapon Involved
- Assaultive Behavior
- EMS Curfew Violation 24 Hours or More
- EMS Curfew Violation 2-24 Hours (2 within 6 months)
- EMS Equipment Violation

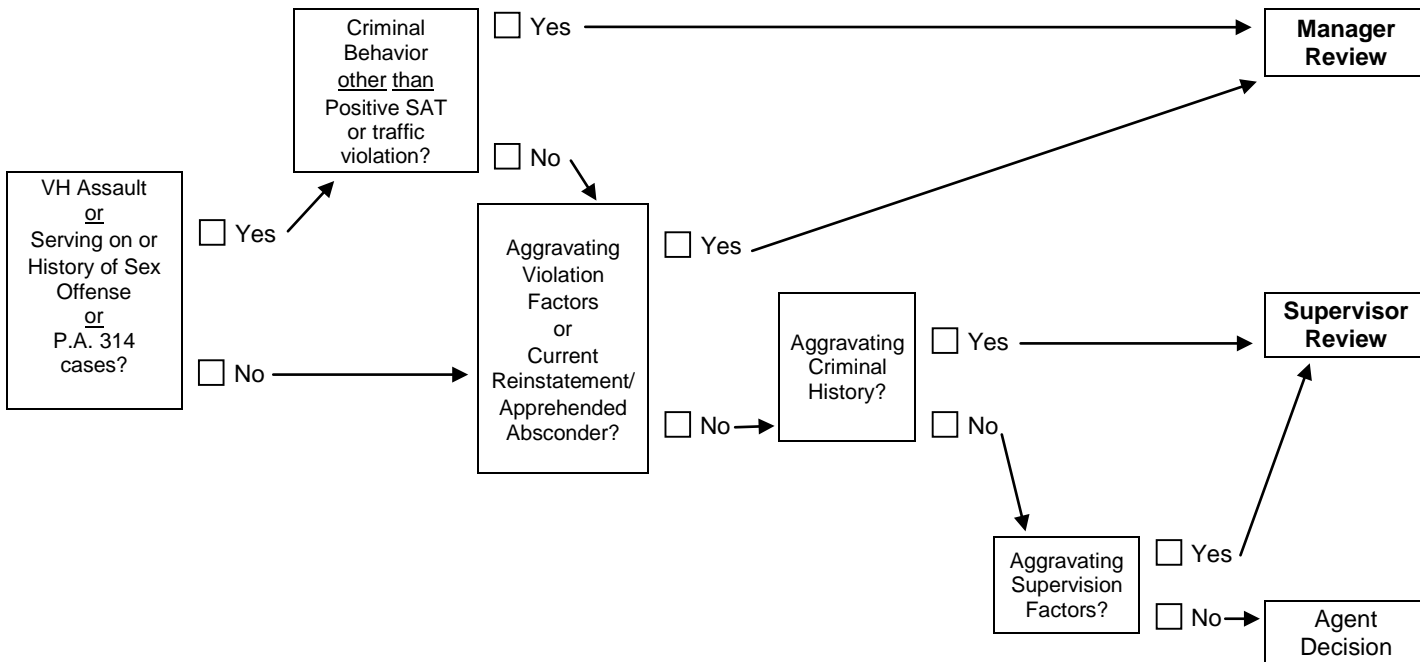
Aggravating Criminal History

- High Assault or Property Risk
- Prior Prison Sentence
- Prior Return or TRV this Sentence
- History of Conviction for Assault, Weapons Possession, Drug Sales or OUIL, 3rd

Aggravating Supervision Factors (this parole term only)

- One or More Prior PV Sanctions for Criminal Behavior
- Prior Absconder
- Persistent Substance Abuse (3 or more positive SATs w/3mo.)
- Instant Violation is for Threatening, Abusive or Intimidating Behavior

Step 2 Determine review level.



Step 3 Check each appropriate recommended sanction.

- Manager Authorized Sanctions**
 (The following require a PV Packet)
- Reinstatement
 - TRV
 - Prison
- The following require a CFJ-226 & CFJ-168
 Any Agent/Supv. Authorized Sanction
Custody of 11 to 45 calendar days requires Manager approval.

- Supervisor Authorized Sanctions**
- Any Agent Authorized Sanction
 - Inpatient Treatment
 - Electronic Monitoring
 - Correction Center Placement (If Eligible)
- Custody of 5 to 10 calendar days requires Supervisor approval.**

- Agent Authorized Sanctions**
- Verbal Warning and Counseling
 - Increased Supervision Level
 - Request Parole Extension
 - Request Special Condition(s)
 - Substance Abuse Testing
 - Day Reporting (If Available)
 - Assessment/Outpatient Counseling
 - Community Service
 - Other
- Custody not to exceed 4 calendar days.**

Departure Reason(s) If Required: _____

Agent: _____ Cslid # _____ Date: _____

Step 4 Obtain Approval

Supervisor: _____ Date: _____

INSTRUCTIONS FOR USING THE PAROLE VIOLATION RESPONSE GUIDELINE

This form is required whenever an agent becomes aware of provable parole violation behavior, but is not required when requesting either an absconder (#1) or administrative (#2) warrant until the parolee becomes available. The form guides the level of review required under specific circumstances and the level of approval required to impose specific sanctions. The highest level of either determines the process to be followed.

GENERAL: Print parolee's name, last name first. Include prefix with prison number. Use State abbreviation for Interstate cases. Enter a brief description of the violation behavior and date of each violation, e.g., Cocaine Positive (date), Retail Fraud (date), or Failure to Complete Treatment (date). Sign form and include date where indicated.

STEP 1, Check ALL relevant factors: Check all appropriate boxes in *each* category of Aggravating Factors (Violation, Criminal History, and Supervision) before proceeding to Step 2. *Note: For STOP participants, positive SAT's should be counted only when completing this form for violation behavior other than a positive test or missed testing appointment.*

STEP 2, Determine review level: Place a check in the "Yes" or "No" box for each of the questions starting with the box furthest to the left* on the page. *Note: OUIL offenses included in the department's Assaultive Offense List or the Assaultive Misdemeanor List should be considered criminal behavior, not traffic violations.* Determine and check the level of authority required to review the violation behavior; agent, supervisor, or manager.

***NOTE: Explanation of P.A. 314 cases:** The Parole and Commutation Board is required to revoke parole if a parolee serving a sentence for violating or conspiring to violate MCL 333.7401(2)(A)(1) or (2) or 333.7403(2)(A)(1) or (2) is convicted of any of the following while on parole:

1. Committing or conspiring to commit a violation of the Controlled Substances Act (MCL 333.7401 through 333.7545) that is punishable by imprisonment for four (4) years or more.
2. A violent felony.

Only P.A. 314 parolees will be advised of this requirement in a release instruction on the CAX-119, Parole and Commutation Board Order for Parole. This is also a method to identify these cases.

STEP 3, Check each appropriate recommended sanction: Place a check in the box(es) indicating one or more recommended sanctions which represent the most appropriate, least restrictive response to the listed violation (s). If a sanction is recommended that requires a higher level of authority than determined in Step 2, record the departure reason(s) in the departure box and process the form in accordance with the level of authority required. If the box in Manager Authorized Sanctions is checked for "Agent/Supv. Authorized Sanction" or the box in Supervisor Authorized Sanctions is checked for "Agent Authorized Sanction" check the specific sanctions in the appropriate boxes.

STEP 4, Obtain approval: For other than Agent Decision/Agent Authorized Sanctions, submit form and other documents, as required, to the supervisor for review and approval and forwarding to manager if manager review is required.

NOTE: Parole Violation Charges shall be served whenever five (5) or more calendar days of PV Only custody occurs during parole violation processing.

Refer to OP 06.06.115-FOA, Parole Violation Procedure for Michigan Parolees, for complete details on processing parole violations.