

SENATE BILL No. 20

January 28, 1987, Introduced by Senators BINSFELD, FESSLER, KELLY and NICHOLS and referred to the Committee on Judiciary.

A bill to amend section 5 of Act No. 87 of the Public Acts of 1985, entitled
"Crime victim's rights act,"
being section 780.755 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 5 of Act No. 87 of the Public Acts of
2 1985, being section 780.755 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 5. (1) Not later than 24 hours after the arraignment
5 of the defendant for a crime, the law enforcement agency having
6 responsibility for investigating the crime shall give to the
7 victim the phone number of the sheriff and notice that the victim
8 may contact the sheriff to determine whether the defendant has
9 been released from custody OR TO REQUEST NOTICE OF THE
10 DEFENDANT'S RELEASE FROM CUSTODY. IF THE VICTIM REQUESTS NOTICE

1 OF THE DEFENDANT'S RELEASE FROM CUSTODY, THE SHERIFF'S OFFICE
2 SHALL BE RESPONSIBLE FOR NOTIFYING THE VICTIM OF THE DEFENDANT'S
3 RELEASE. NOTIFICATION SHALL BE GIVEN BY A MEANS REASONABLY CAL-
4 CULATED TO GIVE PROMPT ACTUAL NOTICE. A VICTIM WHO REQUESTS
5 NOTICE UNDER THIS SUBSECTION SHALL KEEP THE SHERIFF INFORMED OF
6 THE VICTIM'S CURRENT ADDRESS AND PHONE NUMBER.

7 (2) Based upon the victim's affidavit asserting acts or
8 threats of physical violence or intimidation by the defendant or
9 at the defendant's direction against the victim or the victim's
10 immediate family, the prosecuting attorney may move that the bond
11 or personal recognizance of a defendant be revoked.