



Telephone 373-8080
Fax 373-5874

HOUSE FISCAL AGENCY

124 N. Capitol Avenue
4 – North, HOB Lansing, MI

HB5276 SUBSTITUTE

Sponsor: Rep. Randy Richardville

H-1

Committee: CRIMINAL JUSTICE

Analyst(s): Peterson, Marilyn

Completed: 10/31/01

State Fiscal Impact

Cost: None
Revenues: None

Local Fiscal Impact

Cost: None
Revenues: None

Under 1961 PA 44 (MCL 780.582a), a person arrested for domestic assault may not be released on interim bond until either arraigned or, if no magistrate is available, held for at least 20 hours. The bill would amend the interim bond statute to allow release only following arraignment or the setting of an interim bond by a judge or magistrate. Further, if a judge or magistrate set interim bond, the person's release would have to be conditioned on no contact or attempted contact with the victim. This order setting protective conditions would have to be entered into the Law Enforcement Information Network (LEIN). The bill also would incorporate changes consistent with HB 5272, which would amend the penal code to include dating relationships within the statutes prescribing the penalties for domestic assault and aggravated domestic assault. The bill thus could affect jail utilization and jail costs, depending on the numbers of offenders involved and the speed with which they can be arraigned. However, any fiscal impact is likely to be minimal.