

**STATE OF MICHIGAN
IN THE 43RD JUDICIAL CIRCUIT COURT**

ADMINISTRATIVE ORDER 2013-02

ORDER FOR THE ESTABLISHMENT OF A SWIFT AND SURE SANCTIONS PROGRAM

This administrative order is issued in accordance with Public Act 616 of 2012. The purpose of this order is to establish a Swift and Sure Sanctions Program (SSSPP) in the Cass County Circuit Court (CCCC) and administered by the State Court Administrative Office (SCAO). All policies and procedures comply with Public Act 616 of 2012 and are modeled after Hawaii's Honest Opportunity with Probation Enforcement (HOPE) program to increase compliance with probation terms by imposing certain, swift and consistent sanctions for probation violators, effective January 21, 2013.

1. The Cass County Circuit Court has entered into a Memorandum of Understanding with the Cass County Sheriff, Cass County Prosecutor Cass County Clerk, Michigan Department of Corrections (Cass County) and a representative of the criminal defense bar pursuant to Public Act 616 of 2012. The Memorandum of Understanding shall describe the role of each party. The Memorandum of Understanding is attached (see attachment).
2. The CCCC has established eligibility criteria consistent with Public Act 616 of 2012 and Hawaii's HOPE program.
3. In compliance with the Swift and Sure Sanctions Program 2013 Grant Contract, admission is contingent upon a complete preadmission screening performed by the Michigan Department of Corrections (MDOC).
4. All participants will be provided with a written agreement and receive a warning hearing prior to participation in the program in conformance with Public Act 616 of 2012 and Hawaii's HOPE program.
5. The CCCC shall maintain case files in compliance with Michigan Case File Management Standards, and assure that medical services to, and information contained in medical records of, persons served under this grant contract, or other such recorded information required to be held confidential by federal or state law, rule or regulation, in connection with the provision of services or other activity under this contract shall be privileged communication.
6. The CCCC shall comply with the provisions in the SSSPP grant contract to

assure compliance with Health Insurance Portability and Accountability Act (HIPAA) and 42 CFR Part 2.

7. The court has established, as part of its program requirements, policies and procedures to assure compliance with Public Act 616 of 2012 and Hawaii's HOPE program.
8. Pursuant to the SSSPP 2013 grant Contract, the CCCC shall provide the SCAO with the reports and records identified in the application assurances and administrative requirements for the SSSPP 2013 Grant contract: financial quarterly reports, semi-annual progress reports, quarterly Drug Court Case Management Information System (DCCMIS) Data Validation and DCCMIS Data Exception Reports, and DCCMIS Audit Reports. The SCAO shall have access to and the right to evaluate, inspect, examine, audit, observe, excerpt, copy, or transcribe any pertinent transaction, books, accounts, data, time cards, or other records related to the SSSPP 2013 Grant Contract.
9. The CCCC shall use the Drug Court Case Management Information System (DCCMIS) to maintain and submit the minimum standard data as determined by the SCAO while receiving grant money from the SCAO.
10. The CCCC acknowledges that case information regarding the SSSPP participants is unavailable from Michigan criminal history records, and failure to complete the required DCCMIS reports will result in the absence of complete data and/or records for evaluation of the SSSPP as per Public Act 616 of 2012.

Date: 2-21-13



Michael E. Dodge, Chief Judge, Cass County Circuit Court

Zimbra**karenm@cassco.org**

C43 2013-02 Order for the Establishment of a Swift and Sure Sanctions Program - Approved

From : Region2 Info <region2-info@courts.mi.gov> Fri, Feb 22, 2013 01:25 PM**Subject :** C43 2013-02 Order for the Establishment of a Swift and Sure Sanctions Program - Approved**To :** karenm@cassco.org, miked@cassco.org**Cc :** Region2 Info <Region2-Info@courts.mi.gov>

C43 2013-02 Order for the Establishment of a Swift and Sure Sanctions Program - Approved

This is to advise that we have reviewed the above-referenced administrative order and find that it conforms to the requirements of MCR 8.112(B). This order is being accepted and filed until advised by your court of any change.

James Hughes
Region II Administrator
Michigan State Court Administrative Office
P.O. Box 30048
Lansing, MI 48909
517-373-9353

This message has been prepared on computer equipment and resources owned by the Michigan Supreme Court. It is subject to the terms and conditions of the Court's Computer Acceptable Use Policy.
