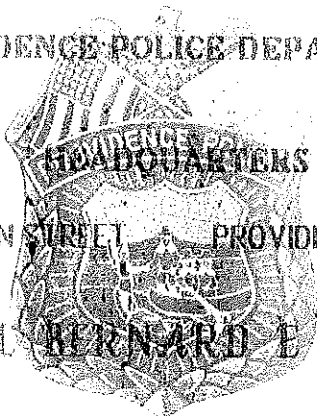


PROVIDENCE POLICE DEPARTMENT



209 FOUNTAIN STREET, PROVIDENCE, RI 02903

COLONEL BERNARD E. GANNON

CHIEF OF POLICE

March 27, 1995

Memorandum No. 16
Series of 1995

To: Commanding Officers

This directive will outline the process which will provide for the opportunity of a defendant to receive the services of a Bail Commissioner.

Those defendants arrested and charged during the hours when the courts are closed are to be afforded the opportunity to be arraigned by a Bail Commissioner when possible. The Commanding officer of the charging bureau is to determine whether or not said defendant is or is not a violator of probation and/or bail. This information is to be determined by checking the defendant's record with Rhode Island State BCI. If it is determined that the defendant is under bail and/or probation on any previous case, then the opportunity to utilize a Bail Commissioner shall not be given to that defendant. Additionally, the utilization of a Bail Commissioner shall also be denied, if, in the opinion of the Commanding Officer, due to the condition of said defendant, he/she is a threat to himself or others if released. If a Bail Commissioner is to be provided, then the Commanding Officer of the charging Bureau is responsible for making out a State of Rhode Island Criminal Complaint, assuring that the proper charge and information is recorded. The complaint must be signed in the presence of a Bail Commissioner by a sworn officer, with the rank of sergeant or above and coming from the bureau bringing the charges. Commanding officers are to assure that B.C.I. processing is completed prior to arraignment.

The Prosecution Bureau will disseminate, to all units within the police department, copies of Bail Commissioners on call.

Colonel Bernard E. Gannon

BERNARD E. GANNON
Colonel
Chief of Police