

APPOINTED ARRAIGNMENT COUNSEL AND APPOINTED DEFENSE ATTORNEYS TRAINING REQUIREMENT

Pursuant to the historic Bail Partnership Agreement which became binding on July 12, 2022, Appointed Arraignment Counsel and appointed defense attorneys in the 36th District Court must complete the 52-slide slidedeck training course which satisfies the 4 hour initial training requirement under Paragraph 36 of the Bail Partnership Agreement (1) prior to November 1, 2022 (the updated effective date of the Bail Partnership Agreement) or (2) prior to serving as Appointed Arraignment Counsel and prior to receiving an appointed defense attorney appointment if not completed prior to the updated effective date of the Bail Partnership Agreement.

Below please find an excerpt from the Bail Partnership Agreement that sets forth the initial training requirement. For further information regarding the initial training requirement under Paragraph 36 of the Bail Partnership Agreement and the updated effective date of the Bail Partnership Agreement, please consult the 36th District Court website.

36. Prior to serving as Appointed Arraignment Counsel, an attorney must complete at least four hours of specific training regarding the law and terms of bail. Such training must include, at least: instruction regarding the terms of this Agreement; instruction on Michigan bail law including, without limitation, MCR 6.106, and federal constitutional issues relating to bail. The training shall emphasize that this Agreement is not intended to dictate the outcome of any particular Arraignment or Bail Redetermination hearing, but rather to describe the procedures and principles that will be used to guide the lawful and constitutional exercise of the Presiding Officer's discretion when determining whether to impose Cash Bail and the terms upon which to do so. The bail training shall also be required for all appointed defense attorneys in the 36th District Court who are approved to represent Accused Individuals in the 36th District Court under Local Administrative Order 2016-02 (or any successor Administrative Order similar to Administrative Order 2016-02, if any) or who are otherwise serving as appointed defense attorneys in the 36th District Court. For newly approved defense attorneys under Local Administrative Order 2016-02 (or any successor Administrative Order similar to Administrative Order 2016-02, if any) or who are otherwise serving as appointed defense attorneys in the 36th District Court, the training must be completed prior to the effective date of this Agreement or prior to receiving an appointment if completed after the effective date of this Agreement. For defense attorneys previously approved under Local Administrative Order 2016-02 (or any successor Administrative Order similar to Administrative Order 2016-02, if any) or who otherwise served as appointed defense attorneys in the 36th District Court, the training must be completed prior to the effective date of this Agreement or prior to receiving an appointment if completed after the effective date of this Agreement.