

ADMINISTRATIVE ORDER 2013-03

**“APPOINTMENT OF JUSTICES OF THE PEACE
AUTHORIZED TO SET BAIL AND ISSUE WARRANTS”**

1. In accordance with RI Gen Laws §§ 8-10-14.1 and 8-10-14.2, the Chief Judge of the Family Court, from time to time, may appoint Family Court Justices of the Peace who shall be authorized to do the following.
 - a) Set and take bail in all complaints bailable before the Family Court, except those offenses punishable by life imprisonment;
 - b) Release a defendant on personal recognizance when appropriate;
 - c) Commit to the Adult Correctional Institutions a defendant who is unable to post bail; and,
 - d) Issue warrants and complaints returnable to the Family Court for any offense for which a judge of the Family Court may issue a warrant and complaint by law.
2. A Family Court Justice of the Peace shall sign all warrants issued as “Justice of the Peace Authorized to Issue Warrants”.
3. A Family Court Justice of the Peace is not empowered to issue search warrants in any case or for any purpose.
4. On any warrant and complaint upon which bail or personal recognizance is taken the Family Court Justice of the Peace will schedule an arraignment to be held before a Chief Judge/Judge/General Magistrate/Magistrate of the Family Court on the next hearing date of the Family Court in the county from which the warrant and complaint issued.
5. The Prosecuting Police Department shall return all warrants and complaints upon which bail or personal recognizance is taken and all warrants and complaints issued by a Family Court Justice of the Peace to the Family Court Domestic Relations Clerks’ Office located in the county from which the warrant and complaint issued by 9:00 a.m. on the date set for the arraignment before the Family Court by the Family Court Justice of the Peace.

6. A candidate seeking appointment as a Family Court Justice of the Peace must be an attorney in good standing admitted to practice in all Courts of the State of Rhode Island and a Justice of the Peace duly commissioned by the Governor of the State of Rhode Island.

7. A candidate should submit an Application for Appointment as a Family Court Justice of the Peace, in the form attached hereto, to the Chief Judge of the Family Court along with a Certificate of Good Standing from the Clerk of the Rhode Island Supreme Court and a copy of the Certificate of Commission as a Justice of the Peace issued by the Governor of the State of Rhode Island.

7. The Clerk of the Family Court shall record the appointments and revocations of Family Court Justices of the Peace in the records of the Family Court.

8. The Chief Judge of the Family Court will certify all appointments and revocations of Family Court Justices of the Peace to the Rhode Island Secretary of State.

9. The Chief Judge of the Family Court will issue to the Family Court Justices of Peace his or her Warrant under seal of the Family Court.

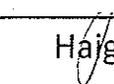
10. In the event of a revocation of the appointment, the Chief Judge shall notify the Justice of the Peace of the revocation in writing.

11. The appointment of a Family Court Justice of the Peace shall expire concurrent with the expiration date of his or her commission as Justice of the Peace issued by the Governor of the State of Rhode Island and is renewable upon further application with supporting documentation.

12. This Administrative Order is effective as of June 1, 2013.

Dated: May 13, 2013

Per Order,


Haiganush R. Bedrosian, Chief Judge