

SFA

BILL ANALYSIS

Senate Fiscal Agency

Lansing, Michigan 48909

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Senate Bill 99

Sponsor: Senator Frederick Dillingham

Committee: Judiciary

JUN 28 1990

Mich. State Law Library

Date Completed: 5-22-90

SUMMARY OF SENATE BILL 99 as introduced 2-7-89:

The bill would amend the Crime Victim's Rights Act to provide for notice to a crime victim of a judgment in favor of a prisoner against the Department of Corrections (DOC). If a judgment greater than \$500 were rendered against the DOC, or a past or present DOC employee or official, in favor of a prisoner for damages that were incurred while the prisoner was under the DOC's jurisdiction, the Department, within 14 days, would have to notify the prosecuting attorney of the county in which the prisoner was convicted. The prosecuting attorney then would have 14 days to notify the victim of the prisoner's crime that such a judgment had been rendered and that the victim had the right to seek the prosecutor's advice regarding the victim's legal rights to sue the prisoner for damages. The prosecutor would have to give the advice sought by the victim, but could not bring a civil action on his or her behalf.

The bill is tie-barred to Senate Bill 98, which would amend the Revised Judicature Act to create an exception to the period of limitations for bringing suit to recover damages for injuries to person or property, if the action were based on the commission or a felony that was punishable by life imprisonment of a maximum term of at least 15 years, and the action was brought against the person convicted of the felony.

Proposed MCL 780.767a

Legislative Analyst: P. Affholter

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: B. Burghardt
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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.

S.B. 99 (5-22-90)