

HOUSE BILL No. 5875

June 1, 1992, Introduced by Rep. Jaye and referred to the Committee on Corrections.

A bill to amend Act No. 232 of the Public Acts of 1953,
entitled as amended

"An act to revise, consolidate, and codify the laws relating to probationers and probation officers as herein defined, to pardons, reprieves, commutations, and paroles, to the administration of penal institutions, correctional farms, and probation recovery camps, to prison labor and prison industries, and the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are hereby transferred; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

as amended, being sections 791.201 to 791.283 of the Michigan Compiled Laws, by adding section 32a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 232 of the Public Acts of 1953, as
2 amended, being sections 791.201 to 791.283 of the Michigan
3 Compiled Laws, is amended by adding section 32a to read as
4 follows:

5 SEC. 32A. (1) IF A PAROLEE IS CONVICTED FOR A FELONY COM-
6 MITTED WHILE HE OR SHE WAS ON PAROLE, EACH PAROLE BOARD MEMBER
7 WHO VOTED TO GRANT PAROLE TO THE PAROLEE SHALL BE LIABLE FOR A
8 CIVIL FINE OF \$1,000.00 FOR EACH CONVICTION FOR A FELONY COMMIT-
9 TED BY THE PAROLEE WHILE HE OR SHE WAS ON PAROLE.

10 (2) THE ATTORNEY GENERAL SHALL BRING A CIVIL ACTION IN A
11 COURT OF COMPETENT JURISDICTION TO RECOVER A CIVIL FINE IMPOSED
12 UNDER SUBSECTION (1).

13 (3) A CIVIL FINE COLLECTED UNDER SUBSECTION (1) SHALL BE
14 PAID TO THE VICTIM OF THE FELONY CRIME FOR WHICH THE CIVIL FINE
15 IS IMPOSED.

16 (4) IF A PAROLEE IS CONVICTED FOR A VIOLATION OF SECTION
17 316, 317, 520B, 520C, 520D, OR 520E OF THE MICHIGAN PENAL CODE,
18 ACT NO. 328 OF THE PUBLIC ACTS OF 1931, BEING SECTIONS 750.316,
19 750.317, 750.520B, 750.520C, 750.520D, AND 750.520E OF THE
20 MICHIGAN COMPILED LAWS, COMMITTED WHILE HE OR SHE WAS ON PAROLE,
21 EACH PAROLE BOARD MEMBER WHO VOTED TO GRANT PAROLE TO THE PAROLEE
22 SHALL BE DISMISSED FROM STATE EMPLOYMENT SUBJECT TO RULES AS
23 ESTABLISHED BY THE CIVIL SERVICE COMMISSION.

24 (5) EACH MEMBER OF THE PAROLE BOARD WHO VOTED TO GRANT
25 PAROLE TO 4 OR MORE PAROLEES WHO ARE CONVICTED FOR A FELONY
26 COMMITTED WHILE THEY WERE ON PAROLE SHALL BE DISMISSED FROM STATE

1 EMPLOYMENT SUBJECT TO RULES AS ESTABLISHED BY THE CIVIL SERVICE
2 COMMISSION.