

SENATE BILL No. 347

May 29, 1991, Introduced by Senators GEAKE, WELBORN, DILLINGHAM, CARL, STABENOW and DINGELL and referred to the Committee on Family Law, Criminal Law, and Corrections.

A bill to amend section 20e of 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 added by Act No. 62 of the Public Acts of 1985, being section 791.220e of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 20e of Act No. 232 of the Public Acts of
2 1953, as added by Act No. 62 of the Public Acts of 1985, being
3 section 791.220e of the Michigan Compiled Laws, is amended to
4 read as follows:

5 Sec. 20e. (1) Notwithstanding any other provision of this
6 act, after ~~the effective date of this section~~ JUNE 14, 1985, a
7 correctional facility, including a prison or other penal institu-
8 tion, correctional farm, reformatory, or probation recovery camp,
9 owned, operated, leased, supervised, or contracted for by the
10 state, shall not be established, operated, or maintained in any
11 local unit of government in which the following correctional
12 facilities are located:

13 (a) Scott correctional facility.

14 ~~(b) Phoenix correctional facility.~~

15 (B) ~~(c)~~ Western Wayne correctional facility.

16 (2) ~~Except as provided in subsection (3), subsection~~
17 SUBSECTION (1) does not apply to the following correctional
18 facilities that are in accordance with the following:

19	<u>MAXIMUM</u>	<u>SECURITY</u>
20	<u>PRISONERS</u>	<u>LEVEL</u>
21 Scott correctional facility	550 860	
22		Regional prison
23 Phoenix correctional		
24 facility	311	Medium security prison

1 Western Wayne correctional

2 facility 500 Medium security prison

3 (3) ~~Until January 1, 1987 or until the Scott correctional~~
4 ~~facility is fully operational, whichever occurs earlier, not more~~
5 ~~than 650 total prisoners under the jurisdiction of the department~~
6 ~~may be housed in the Western Wayne correctional facility. SCOTT~~
7 CORRECTIONAL FACILITY SHALL BE USED FOR HOUSING FEMALE PRISONERS
8 ONLY.

9 (4) As used in this section, "local unit of government"
10 means a city, village, or township.

11 (5) Except with regard to the limitations on state prison
12 facilities and total state prisoners provided for in this sec-
13 tion, this section shall not be construed as limiting the use of
14 the approximately 900 acres of real property owned by the city of
15 Detroit which adjoins the existing Detroit house of corrections.

16 Section 2. This amendatory act shall not take effect unless
17 Senate Bill No. 348
18 of the 86th Legislature is enacted into law.