



HOUSE BILL No. 5483

April 20, 1994 Introduced by Reps Bender McBryde McNutt Randall Freeman Walberg, Dalman Stille Gilmer London Allen and Kilpatrick 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, to pardons reprieves commutations and paroles to the administration of correctional institutions, correctional farms and probation recovery camps to prisoner labor and correctional industries and to 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 transferred by this act 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 to make certain appropriations to repeal certain parts of this act on specific dates 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 20g

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 20g to read as
4 follows

5 SEC 20G (1) THE DEPARTMENT SHALL, FOR PURPOSES OF SECTION
6 1F OF CHAPTER IX OF THE CODE OF CRIMINAL PROCEDURE, ACT NO 175
7 OF THE PUBLIC ACTS OF 1927 BEING SECTION 769 1F OF THE MICHIGAN
8 COMPILED LAWS, PROVIDE THE COURT WITH WRITTEN INFORMATION REGARD-
9 ING THE COST OF SENTENCING A CRIMINAL DEFENDANT TO IMPRISONMENT
10 UNDER THE JURISDICTION OF THE DEPARTMENT AS FOLLOWS

11 (A) WRITTEN INFORMATION REGARDING THE COST OF SENTENCING A
12 CRIMINAL DEFENDANT TO AN INDETERMINATE SENTENCE SHALL REFLECT THE
13 COST OF IMPRISONING A DEFENDANT TO THE MINIMUM TERM OF IMPRISON-
14 MENT IMPOSED AND UPON THE MAXIMUM TERM OF IMPRISONMENT IMPOSED

15 (B) WRITTEN INFORMATION REGARDING THE COST OF SENTENCING A
16 CRIMINAL DEFENDANT TO IMPRISONMENT FOR LIFE WITH ELIGIBILITY FOR
17 PAROLE SHALL REFLECT THE COST OF IMPRISONING A DEFENDANT BASED
18 UPON THE MINIMUM TERM OF IMPRISONMENT THAT MUST BE SERVED BEFORE
19 THE DEFENDANT IS ELIGIBLE FOR PAROLE AND UPON THE DEFENDANT'S
20 LIFE EXPECTANCY IN PRISON

21 (C) WRITTEN INFORMATION REGARDING THE COST OF SENTENCING A
22 CRIMINAL DEFENDANT TO IMPRISONMENT FOR LIFE WITHOUT ELIGIBILITY
23 FOR PAROLE SHALL REFLECT THE COST OF IMPRISONING A DEFENDANT
24 BASED UPON THE DEFENDANT'S LIFE EXPECTANCY IN PRISON

1 (2) THE WRITTEN INFORMATION REQUIRED TO BE PROVIDED TO THE
2 COURT UNDER THIS SECTION SHALL BE PROVIDED TO THE COURT BEFORE
3 JANUARY 1 OF EACH YEAR

4 (3) FAILURE OF THE DEPARTMENT TO COMPLY WITH THIS SUBSECTION
5 DOES NOT CONSTITUTE REVERSIBLE ERROR IN THE COURT PROCEEDINGS

6 Section 2 This amendatory act shall not take effect unless
7 Senate Bill No _____ or House Bill No 5482 (request
8 no 05297 93) of the 87th Legislature is enacted into law