



SENATE BILL No. 274

January 28, 1993, Introduced by Senator BOUCHARD and referred to the Committee on Family Law, Criminal Law, and Corrections.

A bill to amend Act No. 118 of the Public Acts of 1893, entitled as amended

"An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith,"

as amended, being sections 800.33 to 800.61 of the Michigan Compiled Laws, by adding section 33a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Act No. 118 of the Public Acts of 1893, as
2 amended, being sections 800.33 to 800.61 of the Michigan Compiled
3 Laws, is amended by adding section 33a to read as follows:

4 SEC. 33A. (1) THIS ACT APPLIES TO ALL PRISONERS IN STATE
5 CORRECTIONAL FACILITIES, WHETHER THOSE CORRECTIONAL FACILITIES
6 ARE OPERATED BY THE DEPARTMENT OF CORRECTIONS OR BY A COUNTY OR A
7 PRIVATE VENDOR PURSUANT TO SECTION 62D OF ACT NO. 232 OF THE

1 PUBLIC ACTS OF 1953, BEING SECTION 791.262D OF THE MICHIGAN
2 COMPILED LAWS.

3 (2) IN THE CASE OF A STATE CORRECTIONAL FACILITY OPERATED BY
4 A COUNTY OR A PRIVATE VENDOR AS DESCRIBED IN SUBSECTION (1), THE
5 DUTIES ASSIGNED TO A WARDEN UNDER THIS ACT SHALL BE PERFORMED
6 EITHER BY THE DEPARTMENT OF CORRECTIONS OR BY THE OFFICIAL DESIG-
7 NATED IN THE PERTINENT CONTRACT AS BEING CHIEFLY RESPONSIBLE FOR
8 THE OPERATION OF THAT CORRECTIONAL FACILITY, AS PRESCRIBED IN THE
9 TERMS OF THE CONTRACT GOVERNING THE OPERATION OF THAT CORREC-
10 TIONAL FACILITY.

11 Section 2. This amendatory act shall not take effect unless
12 Senate Bill No. 273
13 of the 87th Legislature is enacted into law.