



HOUSE BILL No. 4088

January 11, 1995, Introduced by Rep. Walberg, Fitzgerald, Horton, Voorhees, Dalman, Llewellyn, Ryan, Hill, Crissman, Lowe, Cropsey and Goschka and referred to the Committee on Appropriations.

A bill to amend section 63a 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, 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,"

being section 791.263a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 63a of Act No. 232 of the Public Acts of
2 1953, being section 791.263a of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 63a. (1) A person employed ~~by~~ IN a ~~penal~~
5 ~~institution~~ STATE CORRECTIONAL FACILITY in this state who is
6 injured as a result of an assault by ~~an inmate of a penal~~
7 ~~institution~~ A PRISONER OR BY A PERSON VISITING A PRISONER, or
8 WHO IS injured during a riot, shall receive his OR HER full wages
9 by the department of corrections until ~~workmen's~~ WORKER'S com-
10 pensation benefits begin and then shall receive in addition to
11 ~~workmen's~~ WORKER'S compensation benefits a supplement from the
12 department ~~which~~ THAT together with the ~~workmen's~~ WORKER'S
13 compensation benefits shall equal but not exceed the weekly net
14 wage of the employee at the time of the injury. This supplement
15 shall only apply while the person is on the department's payroll
16 and is receiving ~~workmen's~~ WORKER'S compensation benefits. ~~and~~
17 ~~shall include an employee who is currently receiving workmen's~~
18 ~~compensation due to an injury covered by this section.~~ Fringe
19 benefits normally received by an employee shall be in effect
20 during the time the employee receives the supplement provided by
21 this section from the department.

22 (2) ~~For purposes of~~ AS USED IN this section, ~~"penal~~
23 ~~institution"~~ includes the state prison of southern Michigan in
24 the township of Blackman, the county of Jackson, the state house
25 of correction and branch of state prison at Marquette, in the
26 county of Marquette, the Michigan reformatory at Ionia, in the
27 county of Ionia, the Muskegon correctional facility, the Michigan

1 ~~training unit at Ionia and any other state prison, state~~
2 ~~reformatory, state farm probation recovery camp or other state~~
3 ~~probation facility for adults hereafter established.~~ "STATE COR-
4 RECTIONAL FACILITY" MEANS A FACILITY OPERATED BY THE DEPARTMENT
5 OF CORRECTIONS, OR OPERATED BY ANOTHER PARTY UNDER CONTRACT WITH
6 THE DEPARTMENT OF CORRECTIONS, THAT HOUSES PRISONERS SERVING A
7 SENTENCE OF IMPRISONMENT UNDER THE JURISDICTION OF THE
8 DEPARTMENT.