



HOUSE BILL No. 5768

April 18, 1996, Introduced by Reps. Geiger, Hanley, Bush, Green, Price, Cherry, Dalman, Wetters, Lowe, DeMars, Hammerstrom, LaForge, Horton, Walberg, Pitoniak, Randall, Cropsey, Profit, Anthony, Prusi and Galloway and referred to the Committee on Human Resources and Labor.

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 ~~a penal institution~~
5 ~~in this state~~ THE DEPARTMENT OF CORRECTIONS who is injured as a
6 result of an assault by ~~an inmate~~ A PRISONER, of a ~~penal~~
7 ~~institution~~ STATE CORRECTIONAL FACILITY OR BY A PROBATIONER OR
8 PAROLEE, or WHO IS injured during a riot IN A STATE CORRECTIONAL
9 FACILITY, shall receive his OR HER full wages by the department
10 of corrections until ~~workmen's~~ WORKER'S compensation benefits
11 begin and then shall receive in addition to ~~workmen's~~ WORKER'S
12 compensation benefits a supplement from the department which
13 together with the ~~workmen's~~ WORKER'S compensation benefits
14 shall equal but not exceed the weekly net wage of the employee at
15 the time of the injury. This supplement shall only apply while
16 the person is on the department's payroll and is receiving
17 ~~workmen's~~ WORKER'S compensation benefits and shall include an
18 employee who, ON THE EFFECTIVE DATE OF THE 1996 AMENDATORY ACT
19 THAT AMENDED THIS SECTION, is ~~currently~~ receiving ~~workmen's~~
20 WORKER'S compensation due to an injury covered by this section.
21 Fringe benefits normally received by an employee shall be in
22 effect during the time the employee receives the supplement pro-
23 vided by this section from the department.

24 ~~-(2)- For purposes of this section "penal institution"~~
25 ~~includes the state prison of southern Michigan in the township of~~
26 ~~Blackman, the county of Jackson; the state house of correction~~
27 ~~and branch of state prison at Marquette, in the county of~~

1 ~~Marquette, the Michigan reformatory at Ionia, in the county of~~
2 ~~Ionia, the Muskegon correctional facility, the Michigan training~~
3 ~~unit at Ionia and any other state prison, state reformatory,~~
4 ~~state farm probation recovery camp or other state probation~~
5 ~~facility for adults hereafter established.~~