



# SENATE BILL No. 261

February 14, 1995, Introduced by Senators BOUCHARD, DINGELL, SHUGARS, SCHUETTE and HOFFMAN and referred to the Committee on Families, Mental Health and Human Services.

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 68.

**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 68 to read as  
4 follows:

5 SEC. 68. (1) EACH CORRECTIONAL FACILITY HAVING A SECURITY  
6 DESIGNATION OF III OR HIGHER SHALL BE EQUIPPED WITH WATCHTOWERS  
7 OR ELECTRIFIED FENCES, OR SOME COMBINATION OF WATCHTOWERS AND  
8 ELECTRIFIED FENCES.

9 (2) A WATCHTOWER INSTALLED UNDER SUBSECTION (1) SHALL BE  
10 STAFFED BY ARMED CORRECTIONAL OFFICERS ONLY IF THE LEGISLATURE  
11 ANNUALLY APPROPRIATES FUNDS FOR THAT PURPOSE.

12 (3) NOT LATER THAN 30 DAYS AFTER THE EFFECTIVE DATE OF THIS  
13 SECTION, THE WARDEN OF EACH CORRECTIONAL FACILITY DESCRIBED IN  
14 SUBSECTION (1) SHALL MEET WITH THE COMMUNITY LIAISON COMMITTEE  
15 FOR THAT CORRECTIONAL FACILITY TO CONDUCT A HEARING ON THE QUES-  
16 TION OF WHETHER WATCHTOWERS, ELECTRIFIED FENCES, OR A COMBINATION  
17 OF WATCHTOWERS AND ELECTRIFIED FENCES SHOULD BE INSTALLED AT THAT  
18 CORRECTIONAL FACILITY. THE COMMUNITY LIAISON COMMITTEE SHALL  
19 VOTE TO RECOMMEND 1 OF THOSE OPTIONS, AND THE DEPARTMENT SHALL  
20 CONSIDER THAT RECOMMENDATION IN DECIDING WHICH OF THOSE OPTIONS  
21 SHALL BE IMPLEMENTED AT THAT CORRECTIONAL FACILITY.

22 (4) AS USED IN THIS SECTION, "SECURITY DESIGNATION" MEANS 1  
23 OF 6 LEVELS OF RESTRICTIVENESS ENFORCED AT EACH CORRECTIONAL  
24 FACILITY, AS DETERMINED BY THE DEPARTMENT OF CORRECTIONS, WITH  
25 SECURITY LEVEL I BEING THE LEAST RESTRICTIVE AND SECURITY LEVEL  
26 VI BEING THE MOST RESTRICTIVE.