

SENATE BILL NO. 1223

June 25, 1998, Introduced by Senator ROGERS and referred to the Committee on Families, Mental Health and Human Services.

A bill to amend 1893 PA 118, entitled

"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,"

by amending section 41 (MCL 800.41).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 41. (1) ~~When several convicts combined, or any con-~~  
2 ~~vict alone, shall offer violence to~~ IF A PRISONER OR PRISONERS  
3 ASSAULT OR BATTER any officer or guard of ~~the prison~~ A CORREC-  
4 TIONAL FACILITY, or ~~to~~ ASSAULT OR BATTER ANOTHER PRISONER OR  
5 any other ~~convict or~~ person, or ~~do~~ DAMAGE, or attempt to ~~do~~  
6 ~~any injury to the building, or any workshop, or to any appurte-~~  
7 ~~nances thereof~~ DAMAGE ANY PART OF A CORRECTIONAL FACILITY, or  
8 attempt to escape, or resist or disobey any reasonable command,  
9 the officers OR GUARDS of the ~~prison~~ CORRECTIONAL FACILITY



1 shall use all suitable means to defend themselves, to enforce the  
2 observance of discipline, to secure the persons of offenders, and  
3 to prevent any such attempt to escape.

4       (2) AS USED IN THIS SECTION, "CORRECTIONAL FACILITY" MEANS A  
5 FACILITY THAT HOUSES PRISONERS COMMITTED TO THE JURISDICTION OF  
6 THE DEPARTMENT OF CORRECTIONS, AND INCLUDES A YOUTH CORRECTIONAL  
7 FACILITY OPERATED BY THE DEPARTMENT OF CORRECTIONS OR A PRIVATE  
8 VENDOR UNDER SECTION 20G OF 1953 PA 232, MCL 791.232.