

# HOUSE BILL No. 4176

January 30, 2007, Introduced by Reps. Spade, Polidori, Meadows, Rick Jones, Mayes, Gonzales, Donigan, LeBlanc, Dean and Wojno and referred to the Committee on Judiciary.

A bill to amend 1953 PA 232, entitled  
"Corrections code of 1953,"  
by amending section 62c (MCL 791.262c), as amended by 1988 PA 293.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Sec. 62c. (1) The rules and standards promulgated under  
2       section 62(3) shall not prohibit the housing of 2 or more inmates  
3       in a county jail cell ~~which~~**THAT** is designed and constructed for  
4       housing 2 or more inmates ~~and which~~**THAT** meets all of the  
5       following conditions:

6       (a) The basic cell has at least 52 square feet in area per  
7       inmate. This subdivision ~~shall only apply~~**APPLIES** to cells  
8       constructed after January 1, 1988.

9       (b) The cell provides access to a day area which is available

1 for use by other than those being disciplined. The day area shall  
2 contain at least 20 additional square feet of space per inmate.  
3 This subdivision ~~shall only apply~~ **APPLIES** to cells constructed  
4 after January 1, 1988.

5 (c) The cell complies with other rules and standards for  
6 multiple occupancy housing in jails, as promulgated under section  
7 62(3).

8 (2) For purposes of housing inmates as provided ~~for~~ under this  
9 section, the sheriff of the county shall develop and implement a  
10 classification system classifying the county jail population  
11 according to all of the following:

12 (a) Behavior characteristics.

13 (b) Similar physical characteristics.

14 (c) Age.

15 (d) Type of crime committed and criminal history.

16 (e) Gender.

17 (3) The classification system under subsection (2) shall be  
18 submitted to and approved by the department.

19 (4) High-security and segregation cells shall not be  
20 ~~constructed~~ **USED** to house multiple inmates.

21 (5) Cells in which 2 or more inmates are housed shall have  
22 doors which allow visual supervision, and inmates shall be under  
23 visual supervision at least every hour.