

HOUSE BILL No. 4810

April 21, 2009, Introduced by Reps. Kowall, Rogers, Agema, Marleau, Moss, Green, Lori, Opsommer, Paul Scott, Wayne Schmidt, Crawford, Horn and Haveman and referred to the Committee on Judiciary.

A bill to amend 1984 PA 118, entitled "The prisoner reimbursement to the county act," by amending section 3 (MCL 801.83), as amended by 1998 PA 450.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 3. (1) The county may seek reimbursement for any expenses
2 incurred by the county in relation to a charge for which a person
3 was sentenced to a county jail as follows:

4 (a) From each person who is or was a prisoner, **SUBJECT TO**
5 **SUBSECTION (2)**, not more than ~~\$60.00~~ **\$80.00** per day for the
6 expenses of maintaining that prisoner or the actual per diem cost
7 of maintaining that prisoner, whichever is less, for the entire
8 period of time the person was confined in the county jail,
9 including any period of pretrial detention.

10 (b) To investigate the financial status of the person.

1 (c) Any other expenses incurred by the county to collect
2 payments under this act.

3 (2) THE STATE TREASURER SHALL ADJUST THE \$80.00 FIGURE
4 SPECIFIED IN SUBSECTION (1) (A) BY AN AMOUNT DETERMINED BY THE STATE
5 TREASURER AT THE END OF EACH CALENDAR YEAR TO REFLECT THE
6 CUMULATIVE ANNUAL PERCENTAGE CHANGE IN THE CONSUMER PRICE INDEX. AS
7 USED IN THIS SUBSECTION, "CONSUMER PRICE INDEX" MEANS THE MOST
8 COMPREHENSIVE INDEX OF CONSUMER PRICES AVAILABLE FOR THIS STATE
9 FROM THE BUREAU OF LABOR STATISTICS OF THE UNITED STATES DEPARTMENT
10 OF LABOR.

11 (3) ~~(2)~~—Reimbursement under this act may be ordered as a
12 probation condition entered pursuant to section 3 of chapter XI of
13 the code of criminal procedure, 1927 PA 175, MCL 771.3.

14 (4) ~~(3)~~—Before seeking any reimbursement under this act, the
15 county shall develop a form to be used for determining the
16 financial status of prisoners. The form shall provide for obtaining
17 the age and marital status of a prisoner, number and ages of
18 children of a prisoner, number and ages of other dependents, type
19 and value of real estate, type and value of personal property, cash
20 and bank accounts, type and value of investments, pensions and
21 annuities, and any other personalty of significant cash value. The
22 county shall use the form when investigating the financial status
23 of prisoners.