

# SENATE BILL No. 7

January 18, 2017, Introduced by Senators KNOLLENBERG, O'BRIEN, PROOS, JONES, BOOHER, COLBECK, HORN, SCHUITMAKER, BRANDENBURG, HANSEN, KOWALL, JOHNSON, GREGORY and WARREN and referred to the Committee on Michigan Competitiveness.

A bill to amend 1953 PA 232, entitled  
"Corrections code of 1953,"  
(MCL 791.201 to 791.285) by adding section 8a.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

SEC. 8A. (1) AS USED IN THIS ACT:

(A) "RECIDIVISM" MEANS THE REARREST, RECONVICTION, OR REINCARCERATION IN PRISON OR JAIL FOR A FELONY OR MISDEMEANOR OFFENSE OR A PROBATION OR PAROLE VIOLATION, OR ANY COMBINATION OF THOSE EVENTS, OF AN INDIVIDUAL AS MEASURED FIRST AFTER 3 YEARS AND AGAIN AFTER 5 YEARS FROM THE DATE OF HIS OR HER RELEASE FROM INCARCERATION, PLACEMENT ON PROBATION, OR CONVICTION, WHICHEVER IS LATER.

(B) "TECHNICAL PAROLE VIOLATION" MEANS A VIOLATION OF THE TERMS OF A PAROLEE'S PAROLE ORDER THAT IS NOT IN AND OF ITSELF A VIOLATION OF A LAW OF THIS STATE, A POLITICAL SUBDIVISION OF THIS

1 STATE, ANOTHER STATE, OR THE UNITED STATES OR OF TRIBAL LAW.

2 (C) "TECHNICAL PROBATION VIOLATION" MEANS A VIOLATION OF THE  
3 TERMS OF A PROBATIONER'S PROBATION ORDER THAT IS NOT IN AND OF  
4 ITSELF A VIOLATION OF A LAW OF THIS STATE, A POLITICAL SUBDIVISION  
5 OF THIS STATE, ANOTHER STATE, OR THE UNITED STATES OR OF TRIBAL  
6 LAW.

7 (2) ANY DATA COLLECTED AND MAINTAINED UNDER THIS ACT REGARDING  
8 RECIDIVISM RATES MUST BE COLLECTED AND MAINTAINED IN A MANNER THAT  
9 SEPARATES THE DATA REGARDING TECHNICAL PROBATION VIOLATIONS AND  
10 TECHNICAL PAROLE VIOLATIONS FROM DATA ON NEW FELONY AND MISDEMEANOR  
11 CONVICTIONS.

12 Enacting section 1. This amendatory act takes effect 90 days  
13 after the date it is enacted into law.