

Act No. 20
Public Acts of 1995
Approved by the Governor
April 10, 1995
Filed with the Secretary of State
April 12, 1995

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1995**

Introduced by Rep. McNutt

ENROLLED HOUSE BILL No. 4397

AN ACT to amend section 20e of 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 by Act No. 96 of the Public Acts of 1991, being section 791.220e of the Michigan Compiled Laws.

The People of the State of Michigan enact:

Section 1. Section 20e of Act No. 232 of the Public Acts of 1953, as amended by Act No. 96 of the Public Acts of 1991, being section 791.220e of the Michigan Compiled Laws, is amended to read as follows:

Sec. 20e. (1) Notwithstanding any other provision of this act, after June 14, 1985, a correctional facility, including a prison or other penal institution, correctional farm, reformatory, or probation recovery camp, owned, operated, leased, supervised, or contracted for by the state, shall not be established, operated, or maintained in any local unit of government in which the following correctional facilities are located:

(a) Scott correctional facility.

(b) Western Wayne correctional facility.

(2) Subsection (1) does not apply to the following correctional facilities that are in accordance with the following:

| | <u>MAXIMUM</u> <u>PRISONERS</u> | <u>SECURITY</u> <u>LEVEL</u> |
|---|------------------------------------|---------------------------------|
| Scott correctional facility | 860 | Multisecurity level prison |
| Western Wayne correctional facility | 775 | Medium security prison |

(3) Scott correctional facility shall be used for housing female prisoners only.

(4) As used in this section, "local unit of government" means a city, village, or township.

(5) Except with regard to the limitations on state prison facilities and total state prisoners provided for in this section, this section shall not be construed as limiting the use of the approximately 900 acres of real property owned by the city of Detroit which adjoins the former Detroit house of corrections.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.