



HOUSE BILL No. 5161

September 27, 1995, Introduced by Reps. Geiger, Bush, DeMars, Owen, McNutt, Green, LeTarte, Tesanovich, Walberg, Galloway and Perricone and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 7a of chapter VIII of Act No. 175 of the Public Acts of 1927, entitled as amended "The code of criminal procedure," as amended by Act No. 48 of the Public Acts of 1988, being section 768.7a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 7a of chapter VIII of Act No. 175 of the
2 Public Acts of 1927, as amended by Act No. 48 of the Public Acts
3 of 1988, being section 768.7a of the Michigan Compiled Laws, is
4 amended to read as follows:

5 CHAPTER VIII

6 Sec. 7a. (1) A person who is incarcerated in a penal or
7 reformatory institution in this state, or who escapes from ~~such~~
8 ~~an~~ A PENAL OR REFORMATORY institution IN THIS STATE, and who
9 commits a crime during that incarceration or escape ~~which~~ THAT

1 is punishable by imprisonment in a penal or reformatory
2 institution in this state shall, upon conviction of that crime,
3 be sentenced as provided by law. The term of imprisonment
4 imposed for the crime shall begin to run at the expiration of the
5 term or terms of imprisonment which the person is serving or has
6 become liable to serve in a penal or reformatory institution in
7 this state.

8 (2) If a person is convicted and sentenced to a term of
9 imprisonment for a felony committed while the person was on
10 parole from a sentence for a previous offense, the term of
11 imprisonment imposed for the later offense shall begin to run at
12 the expiration of the ~~remaining portion of the~~ MINIMUM term of
13 imprisonment imposed for the previous offense, OR 1 YEAR, WHICH-
14 EVER IS LONGER.

15 (3) IF A PERSON IS CONVICTED AND SENTENCED TO A TERM OF
16 IMPRISONMENT FOR A CRIME COMMITTED WHILE THE PERSON WAS ON PROBA-
17 TION FOR A PREVIOUS CRIME, THE TERM OF IMPRISONMENT FOR THE LATER
18 CRIME MAY BEGIN TO RUN AT THE EXPIRATION OF THE MINIMUM TERM OF
19 IMPRISONMENT IMPOSED FOR THE PREVIOUS CRIME, OR 1 YEAR, WHICHEVER
20 IS LONGER.

21 (4) ~~(3)~~ The powers conferred upon the court by this sec-
22 tion are supplementary to any other power conferred by law.

23 Section 2. This amendatory act shall take effect upon the
24 expiration of 120 days after the date of its enactment.