



SENATE BILL No. 209

February 1, 1995, Introduced by Senator V. SMITH and referred to the Committee on Judiciary.

A bill to amend section 69 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 added by Act No. 469 of the Public Acts of 1988, being section 791.269 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 69 of Act No. 232 of the Public Acts of
2 1953, as added by Act No. 469 of the Public Acts of 1988, being
3 section 791.269 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 69. (1) Except as provided in subsection ~~(2)~~ (3), all
6 new housing or facilities purchased, leased, constructed, or con-
7 verted by the department of corrections for use as a prison shall
8 have only single occupancy rooms or cells and comply with all
9 applicable federal and state laws and the rules and regulations
10 promulgated under those laws.

11 (2) ANY STATE CORRECTIONAL FACILITY LOCATED WITHIN A CITY
12 THAT HAS A POPULATION OF 1,000,000 OR MORE SHALL HAVE ONLY SINGLE
13 OCCUPANCY ROOMS OR CELLS, REGARDLESS OF THE DATE ON WHICH THAT
14 PRISON WAS PURCHASED, LEASED, CONSTRUCTED, OR CONVERTED.

15 (3) ~~(2)~~ All new housing or facilities purchased, leased,
16 constructed, or converted by the department of corrections for
17 use as a prison from January 1, 1985 to December 31, 1992, EXCEPT
18 FOR STATE CORRECTIONAL FACILITIES DESCRIBED IN SUBSECTION (2),
19 may have multiple occupancy rooms or cells except that such rooms
20 or cells must comply with the single occupancy requirements of
21 subsection (1) after January 1, 1997.