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BILL ANALYSIS

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Senate Bill 425

Sponsor: Senator Jack Welborn

Committee: Criminal Justice and Urban Affairs

Date Completed: 5-8-89

SUMMARY OF SENATE BILL 425 as introduced 5-4-89:

The bill would amend the Department of Corrections law to require that a correctional facility constructed after the bill's effective date have a buffer zone between the facility and all adjacent residential dwellings and/or a distance of at least 300 feet between adjacent residential dwellings and any part of the facility or grounds accessible to prisoners or used for parking. A buffer zone would have to be designed to block sight and reduce sound, and could be an earth berm, trees or other plants, or materials that would have a similar effect. A fence would not meet the bill's buffer zone requirement.

The bill would not apply to a halfway house, community corrections center, or community residential home.

Proposed MCL 791.220f

Legislative Analyst: P. Affholter

FISCAL IMPACT

The bill would have an indeterminate fiscal impact on the State. Under current practice, the Department of Corrections and the Department of Management and Budget coordinate efforts with local units relative to buffer zones at correctional facilities. To this degree, the proposed legislation would, in most cases, not have significant fiscal implications at any future facility. However, dependent on the site location and conditions of placement, it is possible that additional property and/or dwellings would need to be acquired in order to satisfy the requirements of the legislation. Fair market values of such acquisitions are dependent on specific locations and therefore the fiscal impact is indeterminate.

Fiscal Analyst: R. Abent

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