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BILL ANALYSIS

Senate Fiscal Agency

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Senate Bill 711

Sponsor: Senator Michael J. O'Brien

Committee: Criminal Justice and Urban Affairs

Date Completed: 2-20-90

SUMMARY OF SENATE BILL 711 as introduced 11-30-89:

The bill would amend the Department of Corrections Act to provide that prisoner visits involving prisoners with a security level of IV, V, or VI (close or maximum security) would have to be conducted in an area of the facility that prevented any physical contact between the prisoner and visitor, and prevented contraband from being transferred to the prisoner. The Department would be required to develop procedures or guidelines for preventing prisoners with a security level of I, II, or III from transferring contraband to, or receiving contraband from, prisoners with a IV, V, or VI security level. In cases in which prisoners with a I, II, or III security level had any contact with prisoners with a IV, V, or VI security level, the procedures or guidelines could include body searches of any of the prisoners involved in the contact, both before and after the contact.

"Security level" would mean a designation made for each prisoner by the Department on a scale of six levels on which level I is the least restrictive level.

Proposed MCL 791.268

Legislative Analyst: S. Margules

FISCAL IMPACT

The bill would result in an indeterminate expenditure increase for the State in FY 1989-90. The indeterminate increase would be the result of the following primary factors:

- The date the bill would take effect during fiscal year 1989-90.
- The need to remodel prison visitation areas to provide for noncontact prisoner visits at the following facilities:
  - Huron Valley Mens Facility
  - Marquette Branch Prison
  - State Prison of Southern Michigan
  - Standish Maximum Security Facility
  - Manising Maximum Security Facility
- Increased staffing requirements for prisoner searches.

Fiscal Analyst: B. Burghardt

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.

S.B. 711 (2-20-90)