

HOUSE BILL No. 5190

October 16, 1989, Introduced by Reps. Gnodtke, Weeks, Kosteva, Middaugh, Stacey, Bender, Giese, Bankes, Jondahl, Randall, Dunaskiss, Spaniola, Rocca, Hickner, Muxlow, Stabenow, Hillegonds, Van Singel, Pridnia, Allen, DeLange, Krause, Hoffman, Honigman, Miller, Pitoniak, Gire, DeBeaussaert, Sofio, Munsell, Hart, Martin, Gilmer, Camp, Wartner, Ouwinga and Owen and referred to the Committee on Appropriations.

A bill to amend section 49 of Act No. 118 of the Public Acts of 1893, entitled as amended

"An act to revise and consolidate the laws relative to state prisons, to state houses of correction, and branches of state prisons and reformatories, and the government and discipline thereof and to repeal all acts inconsistent therewith,"

being section 800.49 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 49 of Act No. 118 of the Public Acts of
2 1893, being section 800.49 of the Michigan Compiled Laws, is
3 amended to read as follows:

4 Sec. 49. The fees and actual expenses of ~~sheriffs~~ A
5 SHERIFF in conveying ~~convicts~~ A PRISONER to ~~either~~ A prison
6 shall be made out in ~~a~~ AN ITEMIZED bill ~~containing the items~~
7 ~~thereof~~, and shall be presented to the warden when the prisoner
8 is delivered at the prison. The warden shall certify on it that

1 the prisoner has been received, and the bill, including the
2 sheriff's actual expenses in returning to the county from
3 ~~whence~~ WHICH the prisoner was ~~sent~~ CONVEYED, shall be audited
4 by the auditor general OR A CERTIFIED PUBLIC ACCOUNTANT APPOINTED
5 BY THE AUDITOR GENERAL and paid from the state treasury. ~~Before~~
6 ~~drawing his warrant the~~ THE auditor general OR CERTIFIED PUBLIC
7 ACCOUNTANT APPOINTED BY THE AUDITOR GENERAL shall correct any
8 errors in ~~said~~ THE bill as to form, items, or amount. ~~, and~~
9 ~~the~~ THE sheriff shall be paid for such services, his OR HER
10 actual traveling expenses and the expenses of the ~~convict~~
11 PRISONER, and ~~the sum of 3 dollars~~ EITHER ACTUAL COSTS OR
12 \$45.00, WHICHEVER IS LESS, for each ~~and every~~ day so employed.
13 A SHERIFF OR OTHER OFFICER WHO DEMANDS OR RECEIVES A FEE OR COM-
14 PENSATION FOR CONVEYING A PRISONER GREATER THAN THAT ALLOWED BY
15 THIS SECTION, IN ADDITION TO OTHER LIABILITIES PROVIDED BY LAW,
16 IS LIABLE TO THE STATE FOR 3 TIMES THE AMOUNT SO DEMANDED OR
17 RECEIVED TOGETHER WITH ALL COSTS OF THE ACTION.