

HOUSE BILL No. 5341

December 11, 1989, Introduced by Reps. Maynard, Bartnik, Weeks, Keith, Mathieu, Niederstadt, Sikkema, London, Scott, Hart and Law and referred to the Committee on Appropriations.

A bill to amend section 1a of Act No. 253 of the Public Acts of 1935, entitled as amended
"The state correctional facility reimbursement act,"
as added by Act No. 282 of the Public Acts of 1984, being section 800.401a of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 1a of Act No. 253 of the Public Acts of
2 1935, as added by Act No. 282 of the Public Acts of 1984, being
3 section 800.401a of the Michigan Compiled Laws, is amended to
4 read as follows:

5 Sec. 1a. As used in this act:

6 (a) "Assets" means property, tangible or intangible, real or
7 personal, belonging to or due a prisoner or former prisoner
8 including income or payments to ~~such~~ A prisoner OR FORMER
9 PRISONER from social security, worker's compensation, veteran's

1 compensation, pension benefits, bonuses, annuities, retirement
2 benefits, AN AWARD OF MONEY TO A PRISONER FROM THE SETTLEMENT OF
3 A CLAIM OR FROM A JUDGMENT IN A CIVIL ACTION, or from any other
4 source whatsoever, but does not include ~~any~~ EITHER of the
5 following:

6 (i) The homestead of the prisoner up to \$50,000.00 in
7 value.

8 ~~(ii) Money received by the prisoner from the state as set~~
9 ~~tlement of a claim against the department by the prisoner.~~

10 ~~(iii) A money judgment received by the prisoner from the~~
11 ~~state as the result of a civil action in which the department was~~
12 ~~a named defendant and found to be liable.~~

13 (ii) ~~(iv)~~ Money saved by the prisoner from wages and
14 bonuses paid the prisoner while he or she was confined to a state
15 correctional facility.

16 (b) "Cost of care" means the cost to the department of cor-
17 rections for providing transportation, room, board, clothing,
18 security, medical, and other normal living expenses of prisoners
19 under the jurisdiction of the department, as determined by the
20 commission of corrections.

21 (c) "Department" means the department of corrections of this
22 state.

23 (d) "Director" means the director of the department.

24 (e) "Prisoner" means any person who is under the jurisdic-
25 tion of the department and is either confined in any state cor-
26 rectional facility or is under the continuing jurisdiction of the
27 department.

1 (f) "State correctional facility" means a facility or
2 institution which houses a prisoner population under the juris-
3 diction of the department. State correctional facility includes
4 a correctional camp, community correction center, state prison,
5 and a state reformatory.