

SENATE BILL No. 6

January 11, 1989, Introduced by Senator N. SMITH and referred to the Committee on Agriculture and Forestry.

A bill to amend the title and sections 2, 6, and 7 of Act No. 15 of the Public Acts of 1968, entitled as amended "Correctional industries act," as amended by Act No. 245 of the Public Acts of 1980, being sections 800.322, 800.326, and 800.327 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 2, 6, and 7 of Act No. 15
2 of the Public Acts of 1968, as amended by Act No. 245 of the
3 Public Acts of 1980, being sections 800.322, 800.326, and 800.327
4 of the Michigan Compiled Laws, are amended to read as follows:

5 TITLE

6 An act to provide for the employment of inmate labor in the
7 correctional institutions of this state; to ~~define the~~ PROVIDE
8 FOR CERTAIN powers and duties of the commission of corrections,

1 the governor, and other officers and ~~employees~~ AGENCIES in
2 relation to correctional institutions; to provide for the requi-
3 sitioning and disbursement of correctional industries products;
4 to provide for the disposition of the proceeds of ~~the~~
5 CORRECTIONAL industries AND FARMS; to provide for purchasing and
6 accounting procedures; to regulate the sale or disposition of
7 inmate labor and products; to provide for the requisitioning,
8 purchases, and supply of correctional industries products; to
9 provide penalties for violations of this act; and to repeal acts
10 and certain parts of acts.

11 Sec. 2. As used in this act, "correctional industries
12 products" means all services provided ~~—~~ AND ALL goods, wares,
13 ~~and~~ merchandise, AND AGRICULTURAL PRODUCTS manufactured or
14 produced, wholly or in part, by inmates in any state correctional
15 institution OR BY INMATES ON CORRECTIONAL FARMS.

16 Sec. 6. (1) Correctional industries products may be sold,
17 exchanged, or purchased by institutions of this or any other
18 state or political subdivision thereof, the federal government or
19 agencies of the federal government, or any organization that is a
20 tax exempt organization under section 501(c)(3) of the internal
21 revenue code.

22 (2) ONLY THE FOLLOWING AGRICULTURAL PRODUCTS PRODUCED ON
23 CORRECTIONAL FARMS MAY BE SOLD TO THE GENERAL PUBLIC:

24 (A) CORN, OATS, WHEAT, BARLEY, AND SOY BEANS.

25 (B) HAY AND STRAW, IF SOLD OUTSIDE THIS STATE.

26 (3) The labor of inmates shall not be sold, hired, leased,
27 loaned, contracted for, or otherwise used for private or

1 corporate profit or for any purpose other than the construction,
2 maintenance, or operation of public works, ways, or property as
3 directed by the governor. This act ~~shall~~ DOES not ~~be con-~~
4 ~~strued to~~ prohibit the sale at retail of articles made by
5 inmates for the personal benefit of themselves or their depen-
6 dents or the payment to inmates for personal services rendered in
7 the ~~penal~~ CORRECTIONAL institutions, subject to regulations
8 approved by the commission of corrections, or the use of inmate
9 labor upon agricultural land which has been rented or leased by
10 the department of corrections upon a sharecropping or other
11 basis.

12 Sec. 7. The commission of corrections shall provide as
13 fully as practicable for the employment of inmates in tasks con-
14 sistent with the penal and rehabilitative purposes of their
15 imprisonment and with the public economy. The types of employ-
16 ment shall be as follows:

17 (a) Routine maintenance and operation of the several
18 institutions, AND PRINTING OF DEPARTMENT OF CORRECTIONS FORMS.

19 (b) Educational and rehabilitation activities, whether
20 formal or through productive or socialized activities, determined
21 on the basis of individual needs and educability.

22 (c) Productive or maintenance labor on or in connection with
23 the institution farms, or other land rented or leased by the
24 department of corrections, factories, shops, or other available
25 facilities for the production and distribution of correctional
26 industries products and services.

1 (d) Labor assignments on state public works, ways, or
2 properties when and as requisitioned by the governor or on
3 county, township, or district roads when requested by the county
4 board of commissioners pursuant to section 1 of Act No. 181 of
5 the Public Acts of 1911, as amended, being section 800.101 of the
6 Michigan Compiled Laws.