

# SENATE BILL No. 203

March 7, 1989, Introduced by Senators CARL, GEAKE, WELBORN, SHINKLE, CROPSEY, POSTHUMUS, SCHWARZ and FAUST and referred to the Committee on Economic Development.

A bill to amend section 8 of chapter X and section 1 of chapter XIII of Act No. 215 of the Public Acts of 1895, entitled as amended

"An act to provide for the incorporation of cities of the fourth class; to provide for the vacation of the incorporation thereof; to define the powers and duties of such cities and the powers and duties of the municipal finance commission or its successor agency and of the department of treasury with regard thereto; to provide for the levy and collection of taxes, borrowing of money, and issuance of bonds and other evidences of indebtedness by cities; to define the application of this act and provide for its amendment by cities subject thereto, and to validate such prior amendments and certain prior actions taken and bonds issued by such cities,"

being sections 90.8 and 93.1 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 Section 1. Section 8 of chapter X and section 1 of chapter
- 2 XIII of Act No. 215 of the Public Acts of 1895, being sections
- 3 90.8 and 93.1 of the Michigan Compiled Laws, are amended to read
- 4 as follows:

## CHAPTER X

1  
2       Sec. 8. (1) Every city shall be allowed the use of the jail  
3 of the county in which it is located, for the confinement of all  
4 persons ~~liable~~ SENTENCED to imprisonment under ~~the~~ CITY ordi-  
5 nances ~~thereof,~~ or under any of the provisions of this act; and  
6 any person so ~~liable~~ SENTENCED to imprisonment may be sentenced  
7 to ~~—~~ and committed to imprisonment ~~—~~ in ~~such~~ THE county  
8 jail or in the city prison, or other place of confinement pro-  
9 vided by the city, or authorized by law. ~~—, and the~~ THE sheriff  
10 or other keeper of ~~such~~ A jail ~~—~~ or other place of confine-  
11 ment or imprisonment ~~—~~ shall receive and safely keep any person  
12 committed ~~thereto as aforesaid,~~ TO IMPRISONMENT AS DESCRIBED IN  
13 THIS SECTION until lawfully discharged.

14       (2) AS USED IN THIS SECTION:

15       (A) "CITY PRISON", "COUNTY JAIL", "JAIL", OR "OTHER PLACE OF  
16 CONFINEMENT" INCLUDES A JAIL OPERATED BY A PRIVATE ENTITY UNDER A  
17 CONTRACT WITH A CITY OR COUNTY PURSUANT TO THE ALTERNATIVE JAILS  
18 ACT.

19       (B) "KEEPER" INCLUDES A PERSON DESIGNATED BY CONTRACT AS  
20 BEING RESPONSIBLE FOR THE OPERATION OF A JAIL OPERATED BY A PRI-  
21 VATE ENTITY UNDER A CONTRACT WITH A CITY OR COUNTY PURSUANT TO  
22 THE ALTERNATIVE JAILS ACT.

## CHAPTER XIII

23  
24       Sec. 1. The council of any city ~~shall have power to~~ MAY  
25 provide and maintain a city prison ~~—~~ OR JAIL, EITHER BY ESTAB-  
26 LISHING A CITY-OWNED FACILITY OR BY CONTRACTING WITH A PRIVATE  
27 ENTITY TO HAVE THE PRIVATE ENTITY PROVIDE AND OPERATE A JAIL FOR

1 THE USE OF THE CITY PURSUANT TO THE ALTERNATIVE JAILS ACT, and  
2 such watch or station houses as may be necessary, and may provide  
3 for the confinement ~~therein~~ IN THE CITY PRISON OR JAIL of all  
4 persons ~~liable~~ SENTENCED to imprisonment or detention under the  
5 ordinances of the city, and for the employment of those impris-  
6 oned ~~therein~~ IN THE CITY PRISON OR JAIL.

7 Section 2. This amendatory act shall not take effect unless  
8 Senate Bill No. 216  
9 of the 85th Legislature is enacted into law.