

# SENATE BILL No. 470

May 18, 1989, Introduced by Senators ENGLER, KELLY, ARTHURHULTZ, MILLER, IRWIN, GEAKE, POLLACK, CARL, SEDERBURG, GAST, DI NELLO, DINGELL, BINSFELD, BARCIA, MACK, SCHWARZ, WELBORN, DE GROW, CROPSEY, N. SMITH, FESSLER, CRUCE, POSTHUMUS, FAUST, NICHOLS, SHINKLE, CONROY and O'BRIEN and referred to the Committee on Health Policy.

A bill to amend Act No. 232 of the Public Acts of 1953,  
entitled as amended

"An act to revise, consolidate, and codify the laws relating to probationers and probation officers as herein defined, to pardons, reprieves, commutations, and paroles, to the administration of penal institutions, correctional farms, and probation recovery camps, to prison labor and prison industries, and the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are hereby transferred; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

as amended, being sections 791.201 to 791.283 of the Michigan  
Compiled Laws, by adding section 33d.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Section 1. Act No. 232 of the Public Acts of 1953, as  
2 amended, being sections 791.201 to 791.283 of the Michigan  
3 Compiled Laws, is amended by adding section 33d to read as  
4 follows:

5       SEC. 33D. IF A PRISONER IS SERVING A SENTENCE FOR A VIOLA-  
6 TION OF SECTION 520B, 520C, 520D, 520F, OR 520G OF THE MICHIGAN  
7 PENAL CODE, ACT NO. 328 OF THE PUBLIC ACTS OF 1931, BEING SEC-  
8 TIONS 750.520B, 750.520C, 750.520D, 750.520F, AND 750.520G OF THE  
9 MICHIGAN COMPILED LAWS, THE PRISONER SHALL NOT BE RELEASED ON  
10 PAROLE OR RELEASED WITHOUT PAROLE UNTIL HE OR SHE HAS PROVIDED  
11 BLOOD SAMPLES FOR CHEMICAL TESTING FOR A DETERMINATION OF THE  
12 BLOOD'S GENETIC MARKERS AND HAS PROVIDED SAMPLES OF HIS OR HER  
13 SALIVA FOR CHEMICAL TESTING TO DETERMINE THE SECRETOR STATUS OF  
14 THE SALIVA, AS PROVIDED IN THE DNA IDENTIFICATION PROFILING  
15 SYSTEM ACT. THE BLOOD OR SALIVA SAMPLES REQUIRED TO BE COLLECTED  
16 UNDER THIS SECTION SHALL BE COLLECTED BY THE DEPARTMENT AND  
17 TRANSMITTED BY THE DEPARTMENT TO THE DEPARTMENT OF STATE POLICE  
18 IN THE MANNER PRESCRIBED BY RULES PROMULGATED PURSUANT TO THE DNA  
19 IDENTIFICATION PROFILING SYSTEM ACT.

20       Section 2. This amendatory act shall not take effect unless  
21 Senate Bill No. 469  
22 of the 85th Legislature is enacted into law.