

SENATE BILL No. 711

November 30, 1989, Introduced by Senators O'BRIEN,
WELBORN, POLLACK and CARL and referred to the
Committee on Criminal Justice and Urban Affairs.

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 68.

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 68 to read as
4 follows:

5 SEC. 68. (1) PRISONER VISITS INVOLVING PRISONERS WHO HAVE A
6 SECURITY LEVEL OF IV, V, OR VI SHALL BE CONDUCTED IN AN AREA OF
7 THE FACILITY THAT PREVENTS ANY PHYSICAL CONTACT BETWEEN THE PRIS-
8 ONER AND VISITOR, AND THAT PREVENTS CONTRABAND FROM BEING TRANS-
9 FERRED TO THE PRISONER.

10 (2) THE DEPARTMENT SHALL DEVELOP PROCEDURES OR GUIDELINES
11 FOR PREVENTING PRISONERS WHO HAVE A SECURITY LEVEL OF I, II, OR
12 III FROM TRANSFERRING CONTRABAND TO, OR RECEIVING CONTRABAND
13 FROM, PRISONERS WHO HAVE A SECURITY LEVEL OF IV, V, OR VI. IN
14 CASES WHERE PRISONERS WHO HAVE A SECURITY LEVEL OF I, II, OR III
15 HAVE ANY CONTACT WITH PRISONERS WHO HAVE A SECURITY LEVEL OF IV,
16 V, OR VI, THE PROCEDURES OR GUIDELINES MAY INCLUDE BODY SEARCHES
17 OF ANY OF THE PRISONERS INVOLVED IN THE CONTACT, BOTH BEFORE AND
18 AFTER THE CONTACT.

19 (3) AS USED IN THIS SECTION, "SECURITY LEVEL" MEANS A DESIG-
20 NATION MADE FOR EACH PRISONER BY THE DEPARTMENT ON A SCALE OF 6
21 LEVELS ON WHICH LEVEL I IS THE LEAST RESTRICTIVE LEVEL.