

# HOUSE BILL No. 6037

May 8, 2002, Introduced by Rep. Bradstreet and referred to the Committee on Family and Children Services.

A bill to amend 1962 PA 60, entitled

"An act to provide for the day parole of prisoners in county jails to permit them to be gainfully employed outside the jail or pursue other activities; to provide for the granting of reductions in terms of imprisonment and the regulation thereof; and to provide for the disposition of earnings from such employment,"

by amending sections 2, 3, 4, and 6 (MCL 801.252, 801.253, 801.254, and 801.256).

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

1           Sec. 2. The sheriff, or ~~friend of the~~ court FAMILY SERV-  
2 ICES ADMINISTRATOR in alimony or nonsupport cases, shall collect  
3 the wages or salary of an employed prisoner, or require ~~him~~ THE  
4 PRISONER to turn over his OR HER wages or salary in full when  
5 received. The officer shall deposit the ~~same~~ WAGES OR SALARY  
6 in a trust checking account and keep a ledger showing the status  
7 of the account of each prisoner. The wages or salary are not

1 subject to garnishment in the hands of the employer or the  
2 officer during the prisoner's term.

3 Sec. 3. (1) A gainfully employed prisoner is liable for the  
4 cost of his ~~board~~ OR HER FOOD in the jail as fixed by the  
5 sheriff.

6 (2) If necessarily absent from jail at a meal time, ~~he~~ THE  
7 PRISONER shall at ~~his~~ THE PRISONER'S request be furnished with  
8 an adequate nourishing ~~lunch~~ MEAL to carry to work. The sher-  
9 iff or ~~friend of the~~ court FAMILY SERVICES ADMINISTRATOR shall  
10 charge ~~his~~ THE PRISONER'S account, if ~~he has one~~ ANY, for  
11 ~~such board~~ THE MEAL. ~~If the prisoner is gainfully~~  
12 ~~self-employed, he shall pay the sheriff for such board, in~~  
13 ~~default of which his~~

14 (3) THE PRISONER'S employment privilege is automatically  
15 forfeited IF THE PRISONER FAILS TO PAY THE COST OF HIS OR HER  
16 FOOD AS REQUIRED UNDER THIS SECTION.

17 (4) If the jail food is furnished directly by the county,  
18 the sheriff shall account for and pay the ~~board~~ FOOD payments  
19 to the county treasurer.

20 (5) The board of ~~supervisors~~ COMMISSIONERS by ordinance  
21 may provide that the county furnish or pay for the transportation  
22 of employed prisoners to and from their place of employment.

23 Sec. 4. The sheriff or ~~friend of the~~ court FAMILY SERV-  
24 ICES OFFICE shall disburse the wages or salary of an employed  
25 prisoner for only the following purposes in the order stated:

26 (a) ~~Board~~ FOOD of the prisoner. →

1 (b) Necessary travel expense to and from work and other  
2 incidental expenses of the prisoner. →

3 (c) Support of the prisoner's dependents, if any. →

4 (d) Payment, either in full or ratably, of the prisoner's  
5 obligations ~~, acknowledged by him in writing, or which have~~  
6 ~~been~~ THAT THE PRISONER ACKNOWLEDGES IN WRITING OR THAT ARE  
7 reduced to judgment. →

8 (e) The balance, if any, to the prisoner upon ~~his~~ THE  
9 PRISONER'S discharge.

10 Sec. 6. The county ~~department of social welfare~~ FAMILY  
11 INDEPENDENCE AGENCY shall at the request of the court investigate  
12 and report to the sheriff or ~~friend of the~~ court FAMILY SERV-  
13 ICES OFFICE the amount necessary for support of the prisoner's  
14 dependents.

15 Enacting section 1. This amendatory act does not take  
16 effect unless Senate Bill No. \_\_\_\_\_ or House Bill No. 6011  
17 (request no. 04605'01 \*) of the 91st Legislature is enacted into  
18 law.