



Senate Fiscal Agency
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BILL ANALYSIS



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House Bill 4065 (as passed by the House)
Sponsor: Representative Dave Pagel
House Committee: Judiciary
Senate Committee: Judiciary

Date Completed: 6-5-17

CONTENT

The bill would amend the Corrections Code to do the following:

- **Require the Department of Corrections (DOC) to establish a policy allowing for the employment or appointment of a person convicted of a felony.**
- **Specify that the policy would have to require a background investigation of the applicant and written approval of the DOC Director before the applicant could be hired or appointed.**
- **Prohibit an individual employed or appointed under the bill from being dismissed due to a felony conviction disclosed before his or her employment or appointment.**

The Code prohibits an individual who has been convicted of a felony, or who is subject to any pending felony charges, from being employed by or appointed to a position in the Department. Under the bill, this would apply except as otherwise provided.

The bill would require the DOC to establish a policy allowing for the employment or appointment of an individual who had been convicted of a felony to a position within the Department if his or her employment or appointment would not have a negative impact on public safety or the operation of the DOC. The policy would have to require an extensive background investigation of the applicant and the written approval of the Director before the DOC could employ or appoint an applicant to a position.

An individual who was employed or appointed to a position in the Department as described above could not be dismissed from his or her employment or appointment due solely to a felony conviction that he or she disclosed to the DOC before his or her employment or appointment.

The bill would take effect 90 days after its enactment.

MCL 791.205a

Legislative Analyst: Jeff Mann

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Ryan Bergan

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