



HOUSE BILL No. 4178

January 17, 1995, Introduced by Rep. Lowe and referred to the Committee on Judiciary and Civil Rights.

A bill to amend section 2 of Act No. 210 of the Public Acts of 1945, entitled

"An act to authorize county sheriffs to adopt rules and regulations for the conduct of prisoners in their custody; to provide for the keeping of certain records in connection with said prisoners; and to credit said prisoners with good behavior allowance for obeying said rules and regulations,"

as amended by Act No. 115 of the Public Acts of 1986, being section 51.282 of the Michigan Compiled Laws.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 2 of Act No. 210 of the Public Acts of
2 1945, as amended by Act No. 115 of the Public Acts of 1986, being
3 section 51.282 of the Michigan Compiled Laws, is amended to read
4 as follows:

5 Sec. 2. (1) The sheriff shall cause to be kept a record of
6 ~~each and~~ all infractions of the rules and regulations by
7 prisoners, with the names of the persons ~~so offending~~ WHO

1 COMMITTED THE INFRACTIONS and the date and character of each
2 ~~offense~~ INFRACTION, and shall examine ~~such~~ THOSE records as
3 often as may be necessary to carry out the purpose and intent of
4 this act.

5 (2) ~~Every~~ A prisoner whose record shows ~~that there are~~
6 no violations of the rules and regulations ~~shall be~~ IS entitled
7 to a GOOD TIME reduction from his or her sentence ~~as follows.~~
8 OF 1 day for each 6 days of the sentence.

9 (3) IN ADDITION TO THE GOOD TIME REDUCTION ALLOWED UNDER
10 SUBSECTION (2), A PRISONER WHOSE RECORD SHOWS NO VIOLATIONS OF
11 THE RULES AND REGULATIONS MAY BE AWARDED A GOOD TIME REDUCTION
12 FROM HIS OR HER SENTENCE FOR PERFORMING COMMUNITY SERVICE OR
13 SERVING AS A TRUSTEE IN THE JAIL. THE AMOUNT OF GOOD TIME TO BE
14 AWARDED UNDER THIS SUBSECTION SHALL BE DETERMINED IN EACH COUNTY
15 ACCORDING TO A COUNTYWIDE RATIO ESTABLISHED ANNUALLY BY THE
16 COUNTY SHERIFF. THE RATIO SHALL BE WITHIN THE FOLLOWING
17 PARAMETERS:

18 (A) NOT LESS THAN 1 DAY OF GOOD TIME FOR EVERY 2 DAYS OF
19 SERVICE.

20 (B) NOT MORE THAN 2 DAYS OF GOOD TIME FOR EVERY 1 DAY OF
21 SERVICE.

22 (4) AN AWARD OF ADDITIONAL GOOD TIME UNDER SUBSECTION (3)
23 SHALL NOT BE MADE UNLESS THE SHERIFF OF THE COUNTY IN WHICH THE
24 JAIL IS LOCATED AND THE SENTENCING JUDGE, OR THE SENTENCING
25 JUDGE'S SUCCESSOR, BOTH DETERMINE THAT THE PRISONER HAS NOT
26 EXHIBITED A PATTERN OF VIOLENT BEHAVIOR, AND BOTH APPROVE THE
27 GRANT OF ADDITIONAL GOOD TIME TO THAT PRISONER.

1 (5) The sheriff may, by general rule, subject to amendment
2 from time to time, prescribe how much of the good time earned
3 under this ~~subsection~~ SECTION a prisoner shall forfeit for any
4 infraction of the ~~general~~ rules and regulations. ~~, and for~~
5 FOR any ~~act of insubordination~~ INFRACTION OF THE RULES AND
6 REGULATIONS the sheriff may by special order take away any por-
7 tion of or the whole of the good time made by any prisoner up to
8 the date of ~~such offense~~ THE INFRACTION. The sheriff may as a
9 reward for especially good conduct ~~, in case of~~
10 ~~insubordination,~~ restore to any prisoner the whole or any por-
11 tion of the good time lost because of any minor infraction of the
12 rules AND REGULATIONS.