

# SENATE BILL No. 457

May 3, 2001, Introduced by Senator JAYE and referred to the Committee on Judiciary.

A bill to amend 1953 PA 232, entitled

"An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to 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 transferred by this act; to allow for the operation of certain facilities by private entities; 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; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act,"

(MCL 791.201 to 791.283) by adding section 34b.

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

1           SEC. 34B. (1) IF THE DEPARTMENT GRANTS PAROLE TO A PRISONER  
2 WHO IS SERVING A SENTENCE FOR A VIOLATION OR ATTEMPTED VIOLATION  
3 OF SECTION 520B, 520C, 520D, 520E, OR 520G OF THE MICHIGAN PENAL  
4 CODE, 1931 PA 328, MCL 750.520B, 750.520C, 750.520D, 750.520E,  
5 AND 750.520G, THE DEPARTMENT OF CORRECTIONS SHALL SEND A WRITTEN  
6 NOTICE TO THE LOCAL HEALTH DEPARTMENT FOR THE CITY, VILLAGE, OR  
7 TOWNSHIP IN WHICH THE PRISONER IS EXPECTED TO RESIDE WHILE ON  
8 PAROLE.

9           (2) THE NOTICE REQUIRED UNDER SUBSECTION (1) SHALL BE SENT  
10 NOT LATER THAN 30 DAYS BEFORE THE PRISONER IS PLACED ON PAROLE  
11 AND SHALL INCLUDE THE PRISONER'S NAME, THE PRISONER'S DATE OF  
12 CONVICTION, AND A STATEMENT AS TO WHETHER THE PRISONER HAS TESTED  
13 POSITIVE FOR HIV OR AN ANTIBODY TO HIV.

14           (3) AS USED IN THIS SECTION, "HIV" MEANS HUMAN IMMUNODEFI-  
15 CIENCY VIRUS.