



Senate Fiscal Agency
P. O. Box 30036
Lansing, Michigan 48909-7536



BILL ANALYSIS

Telephone: (517) 373-5383
Fax: (517) 373-1986

Senate Bill 939 (as passed by the Senate)
Sponsor: Senator Mike Nofs
Committee: Michigan Competitiveness

Date Completed: 8-24-16

CONTENT

The bill would amend Chapter III of the Corrections Code, which governs paroles, to require the Department of Corrections to submit a report detailing the number of prisoners who had reached their earliest possible release on parole date under the requirements of Chapter III, but who had not been granted parole. The Department would have to submit the report quarterly to the Senate and House committees responsible for legislation concerning corrections issues.

The report would have to categorize the total number of parole denials by the number of prisoners who had been denied parole for the following reason or reasons:

- The nature and circumstances of the offense for which the prisoner was incarcerated at the time of the parole consideration.
- The prisoner's institutional conduct, including the number of major misconduct charges for which the prisoner had been found guilty and security classification increases over the previous five years and the year immediately before parole consideration.
- The prisoner's prior criminal record.
- Other relevant factors under the parole guidelines developed by the Department that the Parole Board considered in denying parole.

"Prior criminal record" would mean the recorded criminal history of a prisoner, including all misdemeanor and felony convictions, probation violations, juvenile adjudications for acts that would have been crimes if committed by an adult, parole failures, and delayed sentences.

The bill would take effect 90 days after enactment.

Proposed MCL 791.231b

Legislative Analyst: Suzanne Lowe

FISCAL IMPACT

The bill would have no fiscal impact on State or local government. The additional required report would be completed using the Department of Corrections' existing appropriations.

Fiscal Analyst: Ryan Bergan

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.