

# SENATE BILL No. 939

May 3, 2016, Introduced by Senators NOFS, JONES, HORN, GREGORY, SHIRKEY, COLBECK, PROOS, EMMONS, WARREN, ROCCA, BRANDENBURG, GREEN, BOOHER and KNOLLENBERG and referred to the Committee on Michigan Competitiveness.

A bill to amend 1953 PA 232, entitled  
"Corrections code of 1953,"  
(MCL 791.201 to 791.285) by adding section 31b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           SEC. 31B. (1) THE DEPARTMENT SHALL SUBMIT A QUARTERLY REPORT  
2 TO THE SENATE AND HOUSE COMMITTEES RESPONSIBLE FOR LEGISLATION  
3 CONCERNING CORRECTIONS ISSUES DETAILING THE NUMBER OF PRISONERS WHO  
4 HAVE REACHED THEIR EARLIEST POSSIBLE RELEASE ON PAROLE DATE UNDER  
5 THE REQUIREMENTS OF THIS CHAPTER, BUT WHO HAVE NOT BEEN GRANTED  
6 PAROLE.

7           (2) THE REPORT REQUIRED UNDER THIS SECTION SHALL CATEGORIZE  
8 THE TOTAL NUMBER OF PAROLE DENIALS BY THE NUMBER OF PRISONERS WHO  
9 HAVE BEEN DENIED PAROLE FOR THE FOLLOWING REASON OR REASONS:

10           (A) THE NATURE AND CIRCUMSTANCES OF THE OFFENSE FOR WHICH THE

1 PRISONER IS INCARCERATED AT THE TIME OF THE PAROLE CONSIDERATION.

2 (B) THE PRISONER'S INSTITUTIONAL PROGRAM PERFORMANCE,  
3 INCLUDING WHETHER OR NOT THE PRISONER COMPLETED ALL REQUIRED  
4 PROGRAMMING.

5 (C) THE PRISONER'S INSTITUTIONAL CONDUCT, INCLUDING THE NUMBER  
6 OF MAJOR MISCONDUCT CHARGES FOR WHICH THE PRISONER HAS BEEN FOUND  
7 GUILTY AND SECURITY CLASSIFICATION INCREASES OVER THE PREVIOUS 5  
8 YEARS AND THE YEAR IMMEDIATELY BEFORE PAROLE CONSIDERATION.

9 (D) THE PRISONER'S PRIOR CRIMINAL RECORD. AS USED IN THIS  
10 SUBDIVISION, "PRIOR CRIMINAL RECORD" MEANS THE RECORDED CRIMINAL  
11 HISTORY OF A PRISONER, INCLUDING ALL MISDEMEANOR AND FELONY  
12 CONVICTIONS, PROBATION VIOLATIONS, JUVENILE ADJUDICATIONS FOR ACTS  
13 THAT WOULD HAVE BEEN CRIMES IF COMMITTED BY AN ADULT, PAROLE  
14 FAILURES, AND DELAYED SENTENCES.

15 (E) OTHER RELEVANT FACTORS UNDER THE PAROLE GUIDELINES  
16 DEVELOPED BY THE DEPARTMENT UNDER SECTION 33E CONSIDERED BY THE  
17 PAROLE BOARD IN DENYING PAROLE.

18 Enacting section 1. This amendatory act takes effect 90 days  
19 after the date it is enacted into law.