

# SENATE BILL No. 3

February 5, 1991, Introduced by Senator WELBORN and referred to the Committee on Judiciary.

A bill to amend section 7a of chapter VIII of Act No. 175 of the Public Acts of 1927, entitled as amended "The code of criminal procedure," as amended by Act No. 48 of the Public Acts of 1988, being section 768.7a of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 7a of chapter VIII of Act No. 175 of the  
2 Public Acts of 1927, as amended by Act No. 48 of the Public Acts  
3 of 1988, being section 768.7a of the Michigan Compiled Laws, is  
4 amended to read as follows:

### 5 CHAPTER VIII

6 Sec. 7a. (1) A person who is incarcerated in a penal or  
7 reformatory institution in this state, or who escapes from ~~such~~  
8 ~~an~~ A PENAL OR REFORMATORY institution, and who commits a crime  
9 during that incarceration or escape which is punishable by

1 imprisonment in a penal or reformatory institution in this state  
2 shall, upon conviction of that crime, be sentenced as provided by  
3 law. The term of imprisonment imposed for the crime shall begin  
4 to run at the expiration of the term or terms of imprisonment  
5 which the person is serving or has become liable to serve in a  
6 penal or reformatory institution in this state.

7 (2) If a person is convicted and sentenced to a term of  
8 imprisonment for a felony committed while the person was on  
9 parole from a sentence for a previous offense, the term of  
10 imprisonment imposed for the later offense shall begin to run at  
11 the expiration of the remaining portion of the term of imprison-  
12 ment imposed for the previous offense.

13 (3) IF A PERSON IS CONVICTED AND SENTENCED TO A TERM OF  
14 IMPRISONMENT FOR AN OFFENSE COMMITTED WHILE THE PERSON WAS ON  
15 PROBATION FOR A PREVIOUS OFFENSE, THE TERM OF IMPRISONMENT FOR  
16 THE LATER OFFENSE MAY BEGIN TO RUN AT THE EXPIRATION OF THE  
17 REMAINING PORTION OF THE TERM OF IMPRISONMENT IMPOSED FOR THE  
18 PREVIOUS OFFENSE.

19 (4) ~~-(3)-~~ The powers conferred upon the court by this sec-  
20 tion are supplementary to any other power conferred by law.

21 Section 2. This amendatory act shall take effect upon the  
22 expiration of 120 days after the date of its enactment.