

HOUSE BILL No. 6275

June 28, 2006, Introduced by Rep. Robertson and referred to the Committee on Judiciary.

A bill to amend 1953 PA 232, entitled
"Corrections code of 1953,"
(MCL 791.201 to 791.283) by adding section 40.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 SEC. 40. (1) IF A PRISONER SERVING A SENTENCE FOR CONVICTION
2 OF A VIOLENT FELONY IS PLACED ON PAROLE, BOTH OF THE FOLLOWING
3 SPECIAL PROVISIONS APPLY:

4 (A) THE SUPERVISING PAROLE AGENT SHALL MAKE A HOME CALL WITHIN
5 THE FIRST 30 DAYS AFTER THE PRISONER IS PLACED ON PAROLE.

6 (B) THE SUPERVISING PAROLE AGENT SHALL DO A LEIN CHECK NOT
7 LESS THAN ONCE EACH MONTH FOR THAT PAROLEE.

8 (2) IF A PRISONER WHO HAS A HISTORY OF SUBSTANCE ABUSE IS
9 PLACED ON PAROLE AND IS ASSIGNED TO INTENSIVE, MAXIMUM, OR MEDIUM

1 PAROLE SUPERVISION, THE DEPARTMENT SHALL REQUIRE THE PAROLEE TO
2 SUBMIT TO SUBSTANCE ABUSE TESTING AT LEAST TWICE EACH MONTH.

3 (3) NOT LATER THAN APRIL 1 OF EACH YEAR, THE DEPARTMENT SHALL
4 REPORT TO THE LEGISLATURE ON THE NUMBER OF PAROLEES WHO ARE
5 RETURNED TO STATE CORRECTIONAL FACILITIES FOR A VIOLATION OF PAROLE
6 INVOLVING THE USE OF ALCOHOL OR A CONTROLLED SUBSTANCE DURING THE
7 PRECEDING CALENDAR YEAR. THE REPORT SHALL SPECIFY THE NUMBER OF
8 PAROLEES WHO ARE RETURNED TO A STATE CORRECTIONAL FACILITY AFTER 1
9 SUCH VIOLATION, 2 SUCH VIOLATIONS, 3 SUCH VIOLATIONS, 4 SUCH
10 VIOLATIONS, AND 5 OR MORE SUCH VIOLATIONS.

11 (4) AS USED IN THIS SECTION:

12 (A) "LEIN" MEANS THE LAW ENFORCEMENT INFORMATION NETWORK
13 REGULATED UNDER THE C.J.I.S. POLICY COUNCIL ACT, 1974 PA 163, MCL
14 28.211 TO 28.215.

15 (B) "SUBSTANCE ABUSE" MEANS THE TAKING OF ALCOHOL OR OTHER
16 DRUGS AT DOSAGES THAT PLACE AN INDIVIDUAL'S SOCIAL, ECONOMIC,
17 PSYCHOLOGICAL, AND PHYSICAL WELFARE IN POTENTIAL HAZARD OR TO THE
18 EXTENT THAT AN INDIVIDUAL LOSES THE POWER OF SELF-CONTROL AS A
19 RESULT OF THE USE OF ALCOHOL OR DRUGS, OR WHILE HABITUALLY UNDER
20 THE INFLUENCE OF ALCOHOL OR DRUGS, ENDANGERS PUBLIC HEALTH, MORALS,
21 SAFETY, OR WELFARE, OR A COMBINATION THEREOF.

22 (C) "VIOLENT FELONY" MEANS THAT TERM AS DEFINED IN SECTION 36.