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House Bill 5987 (Substitute S-1 as reported)
Sponsor: Representative Richard Hammel
House Committee: Judiciary
Senate Committee: Judiciary

CONTENT

The bill would amend the jail overcrowding emergency powers Act to do all of the following:

- Require a county sheriff to give the chief circuit judge certain information regarding county jail prisoners who were not serving a sentence for a criminal conviction, other than prisoners detained in connection with domestic violence, if certain actions taken under the Act did not reduce the county jail's population to the prescribed level within 14 days.
- Require the chief circuit judge to review the list of prisoners not serving a sentence for a criminal conviction and determine whether their release would present a high risk to public safety.
- Allow the judge to modify the bond of a prisoner who would not present a high risk to public safety, or release such a prisoner subject to electronic monitoring.
- Require the Department of Corrections, in cooperation with the Michigan Sheriffs' Association, to report annually on the overcrowding state of emergency procedures.

MCL 801.56

Legislative Analyst: Patrick Affholter

FISCAL IMPACT

The annual report required under the bill would result in increased administrative costs in the Department of Corrections.

To the extent that the bill resulted in county jails' achieving lower populations more quickly, local governments would incur decreased costs of incarceration.

Date Completed: 11-6-08

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