

**STATE OF MICHIGAN  
96TH LEGISLATURE  
REGULAR SESSION OF 2012**

**Introduced by Senators Kahn, Brandenburg, Proos and Jones**

**ENROLLED SENATE BILL No. 645**

AN ACT to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to provide for a lifetime electronic monitoring program; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," (MCL 791.201 to 791.285) by adding section 69.

*The People of the State of Michigan enact:*

Sec. 69. (1) Upon the request of a victim or a victim's representative, the department shall confiscate and dispose of any of the following that are in the possession of a prisoner:

- (a) Any item belonging to that victim or that formerly belonged to that victim.
- (b) A photograph, drawing, or other visual image or representation of the victim.
- (2) As used in this section, "victim's representative" means either of the following:
  - (a) If the victim is less than 18 years of age, his or her parent or legal guardian.

(b) If the victim is deceased or otherwise unable to exercise his or her rights under this section, a member of the victim's immediate family or, if there is no immediate family member, the victim's next of kin.

Carol Morey Viventi

Secretary of the Senate

Gay E. Randall

Clerk of the House of Representatives

Approved .....

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Governor