SUBSTITUTE FOR

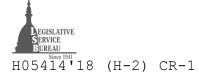
HOUSE BILL NO. 5562

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2019; and to provide for the expenditure of the appropriations.

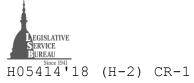
THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Т	PART 1
2	LINE-ITEM APPROPRIATIONS
3	Sec. 101. There is appropriated for the department of
4	corrections for the fiscal year ending September 30, 2019, from the
5	following funds:
6	DEPARTMENT OF CORRECTIONS
7	APPROPRIATION SUMMARY
8	Average population 38,815
9	Full-time equated unclassified positions 16.0
10	Full-time equated classified positions 13,963.2

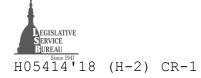
1	GROSS APPROPRIATION	\$ 2,017,056,200
2	Interdepartmental grant revenues:	
3	Total interdepartmental grants and intradepartmental	
4	transfers	0
5	ADJUSTED GROSS APPROPRIATION	\$ 2,017,056,200
6	Federal revenues:	
7	Total federal revenues	5,315,200
8	Special revenue funds:	
9	Total local revenues	8,960,100
10	Total private revenues	0
11	Total other state restricted revenues	40,939,600
12	State general fund/general purpose	\$ 1,961,841,300
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
14	Full-time equated unclassified positions 16.0	
15	Full-time equated classified positions 322.0	
16	Unclassified salaries16.0 FTE positions	\$ 1,884,600
17	Administrative hearings officers	3,266,100
18	Budget and operations administration240.0 FTE	
19	positions	32,971,300
20	Compensatory buyout and union leave bank	100
21	County jail reimbursement program	15,064,600
22	Equipment and special maintenance	1,559,700
23	Executive direction20.0 FTE positions	4,298,200
24	Judicial data warehouse user fees	50,600
25	New custody staff training	9,527,600
26	Prison industries operations62.0 FTE positions	9,989,700
27	Property management	2,413,100



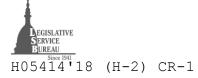
1	Prosecutorial and detainer expenses	4,901,000
2	Sheriffs' coordinating and training office	100,000
3	Worker's compensation	10,613,000
4	GROSS APPROPRIATION\$	
5	Appropriated from:	30,003,000
6	Federal revenues:	
7	DOJ, prison rape elimination act grant	674,700
8	Special revenue funds:	0/4,/00
9	Correctional industries revolving fund	9,989,700
		, ,
10	Correctional industries revolving fund 110	616,700
11	Jail reimbursement program fund	5,900,000
12	Local corrections officer training fund	100,000
13	Program and special equipment fund	100
14	State general fund/general purpose \$	79,358,400
15	Sec. 103. OFFENDER SUCCESS ADMINISTRATION	
16	Full-time equated classified positions 351.4	
17	Community corrections comprehensive plans and services \$	12,058,000
18	Education/skilled trades/career readiness programs	
19	270.4 FTE positions	39,009,700
20	Enhanced food technology program12.0 FTE positions .	2,000,000
21	Federally qualified health center pilot	250,000
22	Felony drunk driver jail reduction and community	
23	treatment program	1,440,100
24	Goodwill Flip the Script	1,500,000
25	Offender success federal grants	751,000
26	Offender success community partners	14,500,000
27	Offender success programming	11,772,800



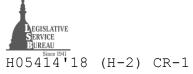
1	Public safety initiative	4,000,000
2	Offender success services69.0 FTE positions	15,145,700
3	Residential probation diversions	 17,825,500
4	GROSS APPROPRIATION	\$ 120,252,800
5	Appropriated from:	
6	Federal revenues:	
7	DOJ, prisoner reintegration	751,000
8	Federal education funding	1,536,300
9	Special revenue funds:	
10	Program and special equipment fund	10,213,200
11	State general fund/general purpose	\$ 107,752,300
12	Sec. 104. FIELD OPERATIONS ADMINISTRATION	
13	Full-time equated classified positions 2,182.6	
14	Criminal justice reinvestment	\$ 5,498,400
15	Detroit Detention Center66.1 FTE positions	8,685,100
16	Detroit Reentry Center236.0 FTE positions	29,989,600
17	Field operations1,849.5 FTE positions	215,083,300
18	Parole board operations31.0 FTE positions	3,727,300
19	Parole/probation services	940,000
20	Residential alternative to prison program	1,500,000
21	Substance abuse parole certain sanction program	1,440,000
22	Supervising region incentive program	 1,000,000
23	GROSS APPROPRIATION	\$ 267,863,700
24	Appropriated from:	
25	Special revenue funds:	
26	Local - community tether program reimbursement	275,000
27	Local revenues	8,685,100



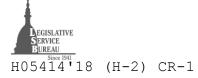
1	Parole and probation oversight fees	4,000,000
2	Parole and probation oversight fees set-aside	940,000
3	Reentry center offender reimbursements	10,000
4	Tether program participant contributions	2,630,500
5	State general fund/general purpose	\$ 251,323,100
6	Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION	
7	Full-time equated classified positions 654.0	
8	Central records38.0 FTE positions	\$ 4,446,300
9	Correctional facilities administration24.0 FTE	
10	positions	5,010,700
11	Housing inmates in federal institutions	611,000
12	Inmate housing fund	100
13	Inmate legal services	490,900
14	Leased beds and alternatives to leased beds	100
15	Prison food service352.0 FTE positions	70,342,800
16	Prison kitchen inspections	50,000
17	Prison store operations33.0 FTE positions	3,282,600
18	Public works programs	1,000,000
19	Transportation207.0 FTE positions	 26,768,000
20	GROSS APPROPRIATION	\$ 112,002,500
21	Appropriated from:	
22	Federal revenues:	
23	DOJ-BOP, federal prisoner reimbursement	411,000
24	SSA-SSI, incentive payment	272,000
25	Special revenue funds:	
26	Correctional industries revolving fund 110	573,900
27	Public works user fees	1,000,000



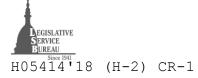
1	Resident stores	3,282,600
2	State general fund/general purpose	\$ 106,463,000
3	Sec. 106. HEALTH CARE	
4	Full-time equated classified positions 1,461.1	
5	Clinical complexes1,047.1 FTE positions	\$ 146,066,300
6	Health care administration20.0 FTE positions	3,775,800
7	Healthy Michigan plan administration12.0 FTE	
8	positions	1,124,700
9	Hepatitis C treatment	6,735,500
10	Interdepartmental grant to health and human services,	
11	eligibility specialists	119,700
12	Mental health services and support376.0 FTE	
13	positions	45,981,100
14	Prisoner health care services	86,717,900
15	Substance abuse testing and treatment services6.0	
16	FTE positions	21,386,600
17	Vaccination program	 691,200
18	GROSS APPROPRIATION	\$ 312,598,800
19	Appropriated from:	
20	Federal revenues:	
21	DOJ, Office of Justice programs, RSAT	250,200
22	Federal revenues and reimbursements	385,200
23	Special revenue funds:	
24	Prisoner health care copayments	257,200
25	State general fund/general purpose	\$ 311,706,200
26	Sec. 107. CORRECTIONAL FACILITIES	
27	Average population	



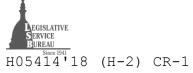
1	Full-time equated classified positions 8,992.1	
2	Alger Correctional Facility - Munising259.0 FTE	
3	positions\$	31,189,400
4	Baraga Correctional Facility - Baraga293.8 FTE	
5	positions	36,021,600
6	Bellamy Creek Correctional Facility - Ionia391.2 FTE	
7	positions	45,003,600
8	Carson City Correctional Facility - Carson City424.4	
9	FTE positions	49,613,500
10	Central Michigan Correctional Facility - St. Louis	
11	387.6 FTE positions	47,009,300
12	Charles E. Egeler Correctional Facility - Jackson	
13	387.6 FTE positions	46,801,100
14	Chippewa Correctional Facility - Kincheloe445.6 FTE	
15	positions	52,230,000
16	Cooper Street Correctional Facility - Jackson262.1	
17	FTE positions	30,325,000
18	Earnest C. Brooks Correctional Facility - Muskegon	
19	245.2 FTE positions	30,604,700
20	G. Robert Cotton Correctional Facility - Jackson	
21	393.0 FTE positions	45,634,700
22	Gus Harrison Correctional Facility - Adrian443.6 FTE	
23	positions	50,857,600
24	Ionia Correctional Facility - Ionia287.3 FTE	
25	positions	34,886,000
26	Kinross Correctional Facility - Kincheloe256.6 FTE	
27	positions	33,008,100



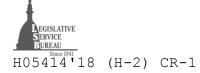
1	Lakeland Correctional Facility - Coldwater276.4 FTE	
2	positions	33,619,700
3	Macomb Correctional Facility - New Haven292.8 FTE	
4	positions	35,285,600
5	Marquette Branch Prison - Marquette319.7 FTE	
6	positions	38,697,200
7	Michigan Reformatory - Ionia318.7 FTE positions	36,034,000
8	Muskegon Correctional Facility - Muskegon206.0 FTE	
9	positions	26,109,600
10	Newberry Correctional Facility - Newberry198.1 FTE	
11	positions	24,673,000
12	Oaks Correctional Facility - Eastlake289.4 FTE	
13	positions	34,862,600
14	Ojibway Correctional Facility - Marenisco201.1 FTE	
15	positions	23,747,300
16	Parnall Correctional Facility - Jackson264.1 FTE	
17	positions	29,475,600
18	Richard A. Handlon Correctional Facility - Ionia	
19	252.7 FTE positions	30,762,400
20	Saginaw Correctional Facility - Freeland275.9 FTE	
21	positions	33,835,800
22	Special Alternative Incarceration Program - Cassidy	
23	Lake120.0 FTE positions	14,179,300
24	St. Louis Correctional Facility - St. Louis302.6 FTE	
25	positions	37,907,700
26	Thumb Correctional Facility - Lapeer283.6 FTE	
27	positions	33,809,700



1	Womens Huron Valley Correctional Complex - Ypsilanti		
2	504.1 FTE positions		60,568,400
3	Woodland Correctional Facility - Whitmore Lake277.9		
4	FTE positions		33,169,100
5	Northern region administration and support43.0 FTE		
6	positions		4,336,300
7	Southern region administration and support89.0 FTE		
8	positions		20,430,900
9	Facility closure	_	(19,201,100)
10	GROSS APPROPRIATION	\$	1,065,487,700
11	Appropriated from:		
12	Federal revenues:		
13	DOJ, state criminal assistance program		1,034,800
14	Special revenue funds:		
15	State restricted fees, revenues, and reimbursements		102,100
16	State general fund/general purpose	\$	1,064,350,800
17	Sec. 108. INFORMATION TECHNOLOGY		
18	Information technology services and projects	\$_	30,583,400
19	GROSS APPROPRIATION	\$	30,583,400
20	Appropriated from:		
21	Special revenue funds:		
22	Correctional industries revolving fund 110		178,600
23	Parole and probation oversight fees set-aside		701,000
24	Program and special equipment fund		444,000
25	State general fund/general purpose	\$	29,259,800
26	Sec. 109. ONE-TIME APPROPRIATIONS		
27	Higher custody level programming	\$	2,400,000



1	New custody staff training 9,227,700
2	GROSS APPROPRIATION \$ 11,627,700
3	Appropriated from:
4	State general fund/general purpose \$ 11,627,700
5	PART 2
6	PROVISIONS CONCERNING APPROPRIATIONS
7	FOR FISCAL YEAR 2018-2019
8	GENERAL SECTIONS
9	Sec. 201. Pursuant to section 30 of article IX of the state
10	constitution of 1963, total state spending from state sources under
11	part 1 for fiscal year 2018-2019 is \$2,002,780,900.00 and state
12	spending from state sources to be paid to local units of government
13	for fiscal year 2018-2019 is \$122,169,600.00. The itemized
14	statement below identifies appropriations from which spending to
15	local units of government will occur:
16	DEPARTMENT OF CORRECTIONS
17	County jail reimbursement program \$ 15,064,600
18	Community corrections comprehensive plans and
19	services
20	Felony drunk driver jail reduction and community
21	treatment program
22	Field operations
23	Leased beds and alternatives to leased beds 100
24	Prosecutorial and detainer expenses
25	Public safety initiative



1	Residential alternative to prison program 1,500,000
2	Residential probation diversions
3	TOTAL \$ 122,169,600
4	Sec. 202. The appropriations authorized under this part and
5	part 1 are subject to the management and budget act, 1984 PA 431,
6	MCL 18.1101 to 18.1594.
7	Sec. 203. As used in this part and part 1:
8	(a) "Administrative segregation" means confinement for
9	maintenance of order or discipline to a cell or room apart from
10	accommodations provided for inmates who are participating in
11	programs of the facility.
12	(b) "Cost per prisoner" means the sum total of the funds
13	appropriated under part 1 for the following, divided by the
14	projected prisoner population in fiscal year 2018-2019:
15	(i) New custody staff training.
16	(ii) Education/skilled trades/career readiness programs.
17	(iii) Offender success programming.
18	(iv) Central records.
19	(v) Correctional facilities administration.
20	(vi) Inmate legal services.
21	(vii) Prison food service.
22	(viii) Prison store operations.
23	(ix) Transportation.
24	(x) Clinical complexes.
25	(xi) Hepatitis C treatment.
26	(xii) Mental health services and support.
27	(xiii) Prisoner health care services.

- 1 (xiv) Vaccination program.
- 2 (xv) Correctional facilities.
- 3 (xvi) Northern and southern region administration and support.
- 4 (xvii) Higher custody level programming.
- (c) "Department" or "MDOC" means the Michigan department ofcorrections.
- 7 (d) "DOJ" means the United States Department of Justice.
- 8 (e) "DOJ-BOP" means the DOJ Bureau of Prisons.
- 9 (f) "EPIC program" means the department's effective process10 improvement and communications program.
- 11 (g) "Evidence-based" means a decision-making process that
 12 integrates the best available research, clinician expertise, and
- 14 (h) "Federally qualified health center" means that term as defined in section 1396d(l) (2) (B) of the social security act, 42 USC 1396d.
- 17 (i) "FTE" means full-time equated.

client characteristics.

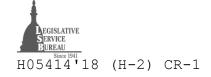
13

- 18 (j) "Goal" means the intended or projected result of a
 19 comprehensive corrections plan or community corrections program to
 20 reduce repeat offending, criminogenic and high-risk behaviors,
 21 prison commitment rates, the length of stay in a jail, or to
 22 improve the utilization of a jail.
- (k) "Jail" means a facility operated by a local unit of
 government for the physical detention and correction of persons
 charged with or convicted of criminal offenses.
- 26 (l) "MDHHS" means the Michigan department of health and human services.

- (m) "Medicaid benefit" means a benefit paid or payable under a
 program for medical assistance under the social welfare act, 1939
- **3** PA 280, MCL 400.1 to 400.119b.
- 4 (n) "Objective risk and needs assessment" means an evaluation
- 5 of an offender's criminal history; the offender's noncriminal
- 6 history; and any other factors relevant to the risk the offender
- 7 would present to the public safety, including, but not limited to,
- 8 having demonstrated a pattern of violent behavior, and a criminal
- 9 record that indicates a pattern of violent offenses.
- 10 (o) "OCC" means the office of community corrections.
- 11 (p) "Offender eligibility criteria" means particular criminal
- 12 violations, state felony sentencing guidelines descriptors, and
- 13 offender characteristics developed by advisory boards and approved
- 14 by local units of government that identify the offenders suitable
- 15 for community corrections programs funded through the office of
- 16 community corrections.
- 17 (q) "Offender success" means that an offender has, with the
- 18 support of the community, intervention of the field agent, and
- 19 benefit of any participation in programs and treatment, made an
- 20 adjustment while at liberty in the community such that he or she
- 21 has not been sentenced to or returned to prison for the conviction
- 22 of a new crime or the revocation of probation or parole.
- (r) "Offender target populations" means felons or
- 24 misdemeanants who would likely be sentenced to imprisonment in a
- 25 state correctional facility or jail, who would not likely increase
- 26 the risk to the public safety based on an objective risk and needs
- 27 assessment that indicates that the offender can be safely treated

- 1 and supervised in the community.
- 2 (s) "Offender who would likely be sentenced to imprisonment"
- 3 means either of the following:
- 4 (i) A felon or misdemeanant who receives a sentencing
- 5 disposition that appears to be in place of incarceration in a state
- 6 correctional facility or jail, according to historical local
- 7 sentencing patterns.
- 8 (ii) A currently incarcerated felon or misdemeanant who is
- 9 granted early release from incarceration to a community corrections
- 10 program or who is granted early release from incarceration as a
- 11 result of a community corrections program.
- 12 (t) "Programmatic success" means that the department program
- 13 or initiative has ensured that the offender has accomplished all of
- 14 the following:
- 15 (i) Obtained employment, has enrolled or participated in a
- 16 program of education or job training, or has investigated all bona
- 17 fide employment opportunities.
- 18 (ii) Obtained housing.
- 19 (iii) Obtained a state identification card.
- 20 (u) "Recidivism" means that term as defined in section 1 of
- 21 2017 PA 5, MCL 798.31.
- (v) "RSAT" means residential substance abuse treatment.
- 23 (w) "Serious emotional disturbance" means that term as defined
- 24 in section 100d(2) of the mental health code, 1974 PA 258, MCL
- **25** 330.1100d.
- 26 (x) "Serious mental illness" means that term as defined in
- 27 section 100d(3) of the mental health code, 1974 PA 258, MCL

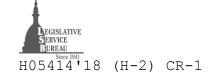
- **1** 330.1100d.
- 2 (y) "SSA" means the United States Social Security
- 3 Administration.
- 4 (z) "SSA-SSI" means SSA supplemental security income.
- 5 Sec. 204. The department shall use the internet to fulfill the
- 6 reporting requirements of this part. This requirement may include
- 7 transmission of reports via electronic mail to the recipients
- 8 identified for each reporting requirement or it may include
- 9 placement of reports on an internet or intranet site.
- 10 Sec. 205. Funds appropriated in part 1 shall not be used for
- 11 the purchase of foreign goods or services, or both, if
- 12 competitively priced and of comparable quality American goods or
- 13 services, or both, are available. Preference shall be given to
- 14 goods or services, or both, manufactured or provided by Michigan
- 15 businesses, if they are competitively priced and of comparable
- 16 quality. In addition, preference shall be given to goods or
- 17 services, or both, that are manufactured or provided by Michigan
- 18 businesses owned and operated by veterans, if they are
- 19 competitively priced and of comparable quality.
- 20 Sec. 206. The department shall not take disciplinary action
- 21 against an employee or a prisoner for communicating with a member
- 22 of the legislature or his or her staff.
- 23 Sec. 207. The department shall prepare a report on out-of-
- 24 state travel expenses not later than January 1 of each year. The
- 25 travel report shall be a listing of all travel by classified and
- 26 unclassified employees outside this state in the immediately
- 27 preceding fiscal year that was funded in whole or in part with



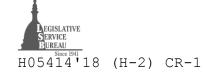
- 1 funds appropriated in the department's budget. The report shall be
- 2 submitted to the senate and house appropriations committees, the
- 3 senate and house fiscal agencies, and the state budget office. The
- 4 report shall include the following information:
- 5 (a) The dates of each travel occurrence.
- **6** (b) The total transportation and related costs of each travel
- 7 occurrence, including the proportion funded with state general
- 8 fund/general purpose revenues, the proportion funded with state
- 9 restricted revenues, the proportion funded with federal revenues,
- 10 and the proportion funded with other revenues.
- 11 Sec. 208. Funds appropriated in part 1 shall not be used by
- 12 the department to hire a person to provide legal services that are
- 13 the responsibility of the attorney general. This prohibition does
- 14 not apply to legal services for bonding activities and for those
- 15 outside services that the attorney general authorizes.
- Sec. 209. Not later than November 30, the state budget office
- 17 shall prepare and transmit a report that provides for estimates of
- 18 the total general fund/general purpose appropriation lapses at the
- 19 close of the prior fiscal year. This report shall summarize the
- 20 projected year-end general fund/general purpose appropriation
- 21 lapses by major departmental program or program areas. The report
- 22 shall be transmitted to the chairpersons of the senate and house
- 23 appropriations committees and the senate and house fiscal agencies.
- Sec. 210. (1) In addition to the funds appropriated in part 1,
- 25 there is appropriated an amount not to exceed \$10,000,000.00 for
- 26 federal contingency funds. These funds are not available for
- 27 expenditure until they have been transferred to another line item

- 1 in part 1 under section 393(2) of the management and budget act,
- 2 1984 PA 431, MCL 18.1393.
- 3 (2) In addition to the funds appropriated in part 1, there is
- 4 appropriated an amount not to exceed \$10,000,000.00 for state
- 5 restricted contingency funds. These funds are not available for
- 6 expenditure until they have been transferred to another line item
- 7 in part 1 under section 393(2) of the management and budget act,
- 8 1984 PA 431, MCL 18.1393.
- 9 (3) In addition to the funds appropriated in part 1, there is
- 10 appropriated an amount not to exceed \$2,000,000.00 for local
- 11 contingency funds. These funds are not available for expenditure
- 12 until they have been transferred to another line item in part 1
- under section 393(2) of the management and budget act, 1984 PA 431,
- **14** MCL 18.1393.
- 15 (4) In addition to the funds appropriated in part 1, there is
- appropriated an amount not to exceed \$2,000,000.00 for private
- 17 contingency funds. These funds are not available for expenditure
- 18 until they have been transferred to another line item in part 1
- 19 under section 393(2) of the management and budget act, 1984 PA 431,
- **20** MCL 18.1393.
- 21 Sec. 211. The department shall cooperate with the department
- 22 of technology, management, and budget to maintain a searchable
- 23 website accessible by the public at no cost that includes, but is
- 24 not limited to, all of the following for the department:
- 25 (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor,

- 1 including the vendor name, payment date, payment amount, and
- 2 payment description.
- 3 (d) The number of active department employees by job
- 4 classification.
- 5 (e) Job specifications and wage rates.
- 6 Sec. 212. Within 14 days after the release of the executive
- 7 budget recommendation, the department shall cooperate with the
- 8 state budget office to provide the chairpersons of the senate and
- 9 house appropriations committees, the chairpersons of the senate and
- 10 house appropriations subcommittees on corrections, and the senate
- 11 and house fiscal agencies with an annual report on estimated state
- 12 restricted fund balances, state restricted fund projected revenues,
- 13 and state restricted fund expenditures for the prior 2 fiscal
- 14 years.
- Sec. 213. The department shall maintain, on a publicly
- 16 accessible website, a department scorecard that identifies, tracks,
- 17 and regularly updates key metrics that are used to monitor and
- 18 improve the department's performance.
- 19 Sec. 214. Total authorized appropriations from all sources
- 20 under part 1 for legacy costs for the fiscal year ending September
- 21 30, 2019 are estimated at \$319,141,800.00. From this amount, total
- 22 department appropriations for pension-related legacy costs are
- 23 estimated at \$147,129,800.00. Total department appropriations for
- 24 retiree health care legacy costs are estimated at \$172,012,000.00.
- 25 Sec. 216. On a quarterly basis, the department shall report on
- 26 the number of full-time equated positions in pay status by civil
- 27 service classification to the senate and house appropriations



- 1 subcommittees on corrections, the senate and house fiscal agencies,
- 2 the legislative corrections ombudsman, and the state budget office.
- 3 This report shall include a detailed accounting of the long-term
- 4 vacancies that exist within the department. As used in this
- 5 section, "long-term vacancy" means any full-time equated position
- 6 that has not been filled at any time during the past 24 calendar
- 7 months.
- 8 Sec. 217. The department shall receive and retain copies of
- 9 all reports funded from appropriations in part 1. Federal and state
- 10 guidelines for short-term and long-term retention of records shall
- 11 be followed. The department may electronically retain copies of
- 12 reports unless otherwise required by federal and state guidelines.
- Sec. 219. (1) Any contract for prisoner telephone services
- 14 entered into after the effective date of this section shall include
- 15 a condition that fee schedules for prisoner telephone calls,
- 16 including rates and any surcharges other than those necessary to
- 17 meet program and special equipment costs, be the same as fee
- 18 schedules for calls placed from outside of correctional facilities.
- 19 (2) Revenues appropriated and collected for program and
- 20 special equipment funds shall be considered state restricted
- 21 revenue. Funding shall be used for prisoner programming, special
- 22 equipment, and security projects. Unexpended funds remaining at the
- 23 close of the fiscal year shall not lapse to the general fund but
- 24 shall be carried forward and be available for appropriation in
- 25 subsequent fiscal years.
- 26 (3) The department shall submit a report to the senate and
- 27 house appropriations subcommittees on corrections, the senate and



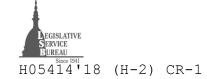
- 1 house fiscal agencies, the legislative corrections ombudsman, and
- 2 the state budget office by February 1 outlining revenues and
- 3 expenditures from program and special equipment funds. The report
- 4 shall include all of the following:
- 5 (a) A list of all individual projects and purchases financed
- 6 with program and special equipment funds in the immediately
- 7 preceding fiscal year, the amounts expended on each project or
- 8 purchase, and the name of each vendor from which the products or
- 9 services were purchased.
- 10 (b) A list of planned projects and purchases to be financed
- 11 with program and special equipment funds during the current fiscal
- 12 year, the amounts to be expended on each project or purchase, and
- 13 the name of each vendor from which the products or services will be
- 14 purchased.
- 15 (c) A review of projects and purchases planned for future
- 16 fiscal years from program and special equipment funds.
- Sec. 220. The department may charge fees and collect revenues
- 18 in excess of appropriations in part 1 not to exceed the cost of
- 19 offender services and programming, employee meals, parolee loans,
- 20 academic/vocational services, custody escorts, compassionate
- 21 visits, union steward activities, and public works programs and
- 22 services provided to local units of government or private nonprofit
- 23 organizations. The revenues and fees collected are appropriated for
- 24 all expenses associated with these services and activities.
- 25 Sec. 239. It is the intent of the legislature that the
- 26 department establish and maintain a management-to-staff ratio of
- 27 not more than 1 supervisor for each 8 employees at the department's

- 1 central office in Lansing and at both the northern and southern
- 2 region administration offices.
- 3 Sec. 247. In cooperation with the state court administrative
- 4 office, the department shall assist with the data compilation for
- 5 the swift and sure sanctions program.
- 6 Sec. 248. At the May 2019 consensus revenue estimating
- 7 conference, the senate and house fiscal agencies and the state
- 8 budget director, or state treasurer, shall establish a projected
- 9 prisoner population for fiscal year 2019-2020, and a projected
- 10 number of available beds based on the population projection.

11 DEPARTMENTAL ADMINISTRATION AND SUPPORT

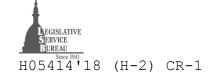
- 12 Sec. 301. For 3 years after a felony offender is released from
- 13 the department's jurisdiction, the department shall maintain the
- 14 offender's file on the offender tracking information system and
- 15 make it publicly accessible in the same manner as the file of the
- 16 current offender. However, the department shall immediately remove
- 17 the offender's file from the offender tracking information system
- 18 upon determination that the offender was wrongfully convicted and
- 19 the offender's file is not otherwise required to be maintained on
- 20 the offender tracking information system.
- 21 Sec. 304. The department shall maintain a staff savings
- 22 initiative program in conjunction with the EPIC program for
- 23 employees to submit suggestions for efficiencies for the
- 24 department. The department shall consider each suggestion in a
- 25 timely manner. By March 1, the department shall report to the
- 26 senate and house appropriations subcommittees on corrections, the

- 1 senate and house fiscal agencies, the legislative corrections
- 2 ombudsman, and the state budget office on process improvements that
- 3 were implemented based on suggestions that were recommended for
- 4 implementation from the staff savings initiative and EPIC programs.
- 5 Sec. 305. From the funds appropriated in part 1 for
- 6 prosecutorial and detainer expenses, the department shall reimburse
- 7 counties for housing and custody of parole violators and offenders
- 8 being returned by the department from community placement who are
- 9 available for return to institutional status and for prisoners who
- 10 volunteer for placement in a county jail.
- 11 Sec. 306. Funds included in part 1 for the sheriffs'
- 12 coordinating and training office are appropriated for and may be
- 13 expended to defray costs of continuing education, certification,
- 14 recertification, decertification, and training of local corrections
- 15 officers, the personnel and administrative costs of the sheriffs'
- 16 coordinating and training office, the local corrections officers
- 17 advisory board, and the sheriffs' coordinating and training council
- 18 under the local corrections officers training act, 2003 PA 125, MCL
- **19** 791.531 to 791.546.
- 20 Sec. 307. The department shall issue a biannual report for all
- 21 vendor contracts to the senate and house appropriations
- 22 subcommittees on corrections, the senate and house fiscal agencies,
- 23 the legislative corrections ombudsman, and the state budget office.
- 24 The report shall cover service contracts with a value of
- 25 \$500,000.00 or more and include all of the following:
- (a) The original start date and the current expiration date of
- 27 each contract.



- (b) The number, if any, of contract compliance monitoring site
 visits completed by the department for each vendor.
- 3 (c) The number and amount of fines, if any, for service-level
 4 agreement noncompliance for each vendor broken down by area of
 5 noncompliance.
- Sec. 308. The department shall provide for the training of all custody staff in effective and safe ways of handling prisoners with mental illness and referring prisoners to mental health treatment programs. Mental health awareness training shall be incorporated into the training of new custody staff.
- 11 Sec. 309. The department shall issue a report for all 12 correctional facilities to the senate and house appropriations 13 subcommittees on corrections, the senate and house fiscal agencies, 14 the legislative corrections ombudsman, and the state budget office by January 1 setting forth the following information for each 15 facility: its name, street address, and date of construction; its 16 17 current maintenance costs; any maintenance planned; its current 18 utility costs; its expected future capital improvement costs; the 19 current unspent balance of any authorized capital outlay projects, 20 including the original authorized amount; and its expected future 21 useful life.
- Sec. 310. (1) By February 1, the department shall provide a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget office which details the strategic plan of the department. The report shall contain strategies to decrease the overall recidivism rate, measurable

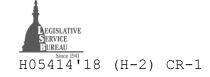
- 1 plans to increase the rehabilitative function of correctional
- 2 facilities, metrics to track and ensure prisoner readiness to
- 3 reenter society, and constructive actions for providing prisoners
- 4 with life skills development.
- 5 (2) The intent of this report is to express that the mission
- 6 of the department is to provide an action plan before reentry to
- 7 society that ensures prisoners' readiness for meeting parole
- 8 requirements and ensures a reduction in the total number of
- 9 released inmates who reenter the criminal justice system.
- 10 Sec. 311. By December 1, the department shall provide a report
- 11 on the Michigan state industries program to the senate and house
- 12 appropriations subcommittees on corrections, the senate and house
- 13 fiscal agencies, the legislative corrections ombudsman, and the
- 14 state budget office. The report shall include, but not be limited
- 15 to, the locations of the programs, the total number of participants
- 16 at each location, a description of job duties and typical inmate
- 17 schedules, the products that are produced, and how the program
- 18 provides marketable skills that lead to employable outcomes after
- 19 release from a department facility.
- 20 Sec. 312. (1) From the funds appropriated in part 1 for budget
- 21 and operations administration, \$50,000.00 shall be used to conduct
- 22 a comprehensive study of the prevalence of post-traumatic stress
- 23 disorder and other psychological issues among correctional officers
- 24 that are exacerbated by the corrections environment and exposure to
- 25 highly stressful situations.
- 26 (2) By July 15, the department shall submit a report on the
- 27 results of the study to the senate and house appropriations



- 1 subcommittees on corrections, the senate and house fiscal agencies,
- 2 the legislative corrections ombudsman, and the state budget office.

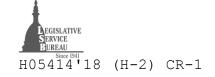
3 OFFENDER SUCCESS ADMINISTRATION

- 4 Sec. 401. The department shall submit 3-year and 5-year prison
- 5 population projection updates concurrent with submission of the
- 6 executive budget recommendation to the senate and house
- 7 appropriations subcommittees on corrections, the senate and house
- 8 fiscal agencies, the legislative corrections ombudsman, and the
- 9 state budget office. The report shall include explanations of the
- 10 methodology and assumptions used in developing the projection
- 11 updates.
- 12 Sec. 402. By March 1, the department shall provide a report on
- 13 offender success expenditures and allocations to the senate and
- 14 house appropriations subcommittees on corrections, the senate and
- 15 house fiscal agencies, the legislative corrections ombudsman, and
- 16 the state budget office. At a minimum, the report shall include
- information on both of the following:
- 18 (a) Details on prior-year expenditures, including amounts
- 19 spent on each project funded, itemized by service provided and
- 20 service provider.
- 21 (b) Allocations and planned expenditures for each project
- 22 funded and for each project to be funded, itemized by service to be
- 23 provided and service provider. The department shall provide an
- 24 amended report quarterly, if any revisions to allocations or
- 25 planned expenditures occurred during that quarter.
- Sec. 403. The department shall partner with nonprofit faith-



- 1 based, business and professional, civic, and community
- 2 organizations for the purpose of providing inmate offender success
- 3 services. Offender success services include, but are not limited
- 4 to, counseling, providing information on housing and job placement,
- 5 and money management assistance.
- 6 Sec. 404. From the funds appropriated in part 1 for offender
- 7 success services, the department, when reasonably possible, shall
- 8 ensure that inmates have potential employer matches in the
- 9 communities to which they will return prior to each inmate's
- 10 initial parole hearing.
- 11 Sec. 405. By March 1, the department shall report to the
- 12 senate and house appropriations subcommittees on corrections, the
- 13 senate and house fiscal agencies, the legislative corrections
- 14 ombudsman, and the state budget office on substance abuse testing
- 15 and treatment program objectives, outcome measures, and results,
- 16 including program impact on offender success and programmatic
- 17 success.
- 18 Sec. 406. The department will work with the organization
- 19 representing federally qualified health centers (FQHCs) to
- 20 implement a pilot project to ensure that behavioral and physical
- 21 health needs among parolees and probationers are addressed. The
- 22 pilot project will position FQHCs to ensure that parolees and
- 23 probationers are enrolled in and maintain access to benefits for
- 24 which they qualify, are linked to the health care services they
- 25 need, follow up with providers, stay on their medications, are
- 26 engaged in services, and have barriers to care addressed. The
- 27 department will make necessary accommodations to perform the

- 1 transition planning to allow for a direct referral to the FQHC
- 2 organization to patients in relevant areas. The pilot project shall
- 3 operate in at least Berrien, Kent, and Macomb Counties. The FQHC
- 4 organization shall submit annual reports detailing these outcomes
- 5 to the senate and house appropriations subcommittees on
- 6 corrections, the senate and house fiscal agencies, the legislative
- 7 corrections ombudsman, and the state budget office. The report
- 8 shall include, but not be limited to, the number of offenders
- 9 served by the pilot project in each county, the number of
- 10 individual contacts with each offender, the federally reimbursable
- 11 expenditures leveraged by the pilot project by county, and the
- 12 state expenditures within the pilot project by county.
- Sec. 407. By June 30, the department shall place the
- 14 statistical report from the immediately preceding calendar year on
- 15 an internet site. The statistical report shall include, but not be
- 16 limited to, the information as provided in the 2004 statistical
- 17 report.
- 18 Sec. 408. The department shall measure the recidivism rates of
- 19 offenders.
- 20 Sec. 409. (1) The department shall engage with the talent
- 21 investment agency within the department of talent and economic
- 22 development and local entities to design services and shall use
- 23 appropriations provided in part 1 for offender success and
- 24 vocational education programs. The department shall ensure that the
- 25 collaboration provides relevant professional development
- 26 opportunities to prisoners to ensure that the programs are high
- 27 quality, demand driven, locally receptive, and responsive to the



- 1 needs of communities where the prisoners are expected to reside
- 2 after their release from correctional facilities. The programs
- 3 shall begin upon the intake of the prisoner into a department
- 4 facility.
- 5 (2) The department shall continue to offer workforce
- 6 development programming through the entire duration of the
- 7 prisoner's incarceration to encourage employment upon release.
- 8 (3) By March 1, the department shall provide a report to the
- 9 senate and house appropriations subcommittees on corrections, the
- 10 senate and house fiscal agencies, the legislative corrections
- 11 ombudsman, and the state budget office detailing the results of the
- 12 workforce development program.
- Sec. 410. (1) The funds included in part 1 for community
- 14 corrections comprehensive plans and services are to encourage the
- 15 development through technical assistance grants, implementation,
- 16 and operation of community corrections programs that enhance
- 17 offender success and that also may serve as an alternative to
- 18 incarceration in a state facility or jail. The comprehensive
- 19 corrections plans shall include an explanation of how the public
- 20 safety will be maintained, the goals for the local jurisdiction,
- 21 offender target populations intended to be affected, offender
- 22 eligibility criteria for purposes outlined in the plan, and how the
- 23 plans will meet the following objectives, consistent with section
- 24 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:
- 25 (a) Reduce admissions to prison of offenders who would likely
- 26 be sentenced to imprisonment, including probation violators.
- 27 (b) Improve the appropriate utilization of jail facilities,

- 1 the first priority of which is to open jail beds intended to house
- 2 otherwise prison-bound felons, and the second priority being to
- 3 appropriately utilize jail beds so that jail crowding does not
- 4 occur.
- 5 (c) Open jail beds through the increase of pretrial release
- 6 options.
- 7 (d) Reduce the readmission to prison of parole violators.
- 8 (e) Reduce the admission or readmission to prison of
- 9 offenders, including probation violators and parole violators, for
- 10 substance abuse violations.
- 11 (f) Contribute to offender success.
- 12 (2) The award of community corrections comprehensive plans and
- 13 residential services funds shall be based on criteria that include,
- 14 but are not limited to, the prison commitment rate by category of
- 15 offenders, trends in prison commitment rates and jail utilization,
- 16 historical trends in community corrections program capacity and
- 17 program utilization, and the projected impact and outcome of annual
- 18 policies and procedures of programs on offender success, prison
- 19 commitment rates, and jail utilization.
- 20 (3) Funds awarded for residential probation diversions in part
- 21 1 shall provide for a per diem reimbursement of not more than
- **22** \$52.50.
- Sec. 411. The comprehensive corrections plans shall also
- 24 include, where appropriate, descriptive information on the full
- 25 range of sanctions and services that are available and utilized
- 26 within the local jurisdiction and an explanation of how jail beds,
- 27 residential services, the special alternative incarceration

- 1 program, probation detention centers, the electronic monitoring
- 2 program for probationers, and treatment and rehabilitative services
- 3 will be utilized to support the objectives and priorities of the
- 4 comprehensive corrections plans and the purposes and priorities of
- 5 section 8(4) of the community corrections act, 1988 PA 511, MCL
- 6 791.408, that contribute to the success of offenders. The plans
- 7 shall also include, where appropriate, provisions that detail how
- 8 the local communities plan to respond to sentencing guidelines
- 9 found in chapter XVII of the code of criminal procedure, 1927 PA
- 10 175, MCL 777.1 to 777.69, and use the county jail reimbursement
- 11 program under section 414 of this part. The state community
- 12 corrections board shall encourage local community corrections
- 13 advisory boards to include in their comprehensive corrections plans
- 14 strategies to collaborate with local alcohol and drug treatment
- 15 agencies of the MDHHS for the provision of alcohol and drug
- 16 screening, assessment, case management planning, and delivery of
- 17 treatment to alcohol- and drug-involved offenders.
- 18 Sec. 412. (1) As part of the March biannual report specified
- 19 in section 12(2) of the community corrections act, 1988 PA 511, MCL
- 20 791.412, that requires an analysis of the impact of that act on
- 21 prison admissions and jail utilization, the department shall submit
- 22 to the senate and house appropriations subcommittees on
- 23 corrections, the senate and house fiscal agencies, the legislative
- 24 corrections ombudsman, and the state budget office the following
- 25 information for each county and counties consolidated for
- 26 comprehensive corrections plans:
- 27 (a) Approved technical assistance grants and comprehensive



- 1 corrections plans including each program and level of funding, the
- 2 utilization level of each program, and profile information of
- 3 enrolled offenders.
- 4 (b) If federal funds are made available, the number of
- 5 participants funded, the number served, the number successfully
- 6 completing the program, and a summary of the program activity.
- 7 (c) Status of the community corrections information system and
- 8 the jail population information system.
- 9 (d) Data on residential services, including participant data,
- 10 participant sentencing quideline scores, program expenditures,
- 11 average length of stay, and bed utilization data.
- 12 (e) Offender disposition data by sentencing guideline range,
- 13 by disposition type, by prior record variable score, by number and
- 14 percent statewide and by county, current year, and comparisons to
- 15 the previous 3 years.
- 16 (f) Data on the use of funding made available under the felony
- 17 drunk driver jail reduction and community treatment program.
- 18 (2) The report required under subsection (1) shall include the
- 19 total funding allocated, program expenditures, required program
- 20 data, and year-to-date totals.
- 21 Sec. 414. (1) The department shall administer a county jail
- 22 reimbursement program from the funds appropriated in part 1 for the
- 23 purpose of reimbursing counties for housing in jails certain felons
- 24 who otherwise would have been sentenced to prison.
- 25 (2) The county jail reimbursement program shall reimburse
- 26 counties for convicted felons in the custody of the sheriff if the
- 27 conviction was for a crime committed on or after January 1, 1999

- 1 and 1 of the following applies:
- 2 (a) The felon's sentencing guidelines recommended range upper
- 3 limit is more than 18 months, the felon's sentencing guidelines
- 4 recommended range lower limit is 12 months or less, the felon's
- 5 prior record variable score is 35 or more points, and the felon's
- 6 sentence is not for commission of a crime in crime class G or crime
- 7 class H or a nonperson crime in crime class F under chapter XVII of
- 8 the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.
- 9 (b) The felon's minimum sentencing guidelines range minimum is
- 10 more than 12 months under the sentencing guidelines described in
- 11 subdivision (a).
- 12 (c) The felon was sentenced to jail for a felony committed
- 13 while he or she was on parole and under the jurisdiction of the
- 14 parole board and for which the sentencing guidelines recommended
- 15 range for the minimum sentence has an upper limit of more than 18
- 16 months.
- 17 (3) State reimbursement under this subsection shall be \$65.00
- 18 per diem per diverted offender for offenders with a presumptive
- 19 prison guideline score, \$55.00 per diem per diverted offender for
- 20 offenders with a straddle cell guideline for a group 1 crime, and
- 21 \$40.00 per diem per diverted offender for offenders with a straddle
- 22 cell guideline for a group 2 crime. Reimbursements shall be paid
- 23 for sentences up to a 1-year total.
- 24 (4) As used in this subsection:
- 25 (a) "Group 1 crime" means a crime in 1 or more of the
- 26 following offense categories: arson, assault, assaultive other,
- 27 burglary, criminal sexual conduct, homicide or resulting in death,

- 1 other sex offenses, robbery, and weapon possession as determined by
- 2 the department based on specific crimes for which counties received
- 3 reimbursement under the county jail reimbursement program in fiscal
- 4 year 2007 and fiscal year 2008, and listed in the county jail
- 5 reimbursement program document titled "FY 2007 and FY 2008 Group
- 6 One Crimes Reimbursed", dated March 31, 2009.
- 7 (b) "Group 2 crime" means a crime that is not a group 1 crime,
- 8 including larceny, fraud, forgery, embezzlement, motor vehicle,
- 9 malicious destruction of property, controlled substance offense,
- 10 felony drunk driving, and other nonassaultive offenses.
- (c) "In the custody of the sheriff" means that the convicted
- 12 felon has been sentenced to the county jail and is either housed in
- 13 a county jail, is in custody but is being housed at a hospital or
- 14 medical facility for a medical or mental health purpose, or has
- 15 been released from jail and is being monitored through the use of
- 16 the sheriff's electronic monitoring system.
- 17 (5) County jail reimbursement program expenditures shall not
- 18 exceed the amount appropriated in part 1 for the county jail
- 19 reimbursement program. Payments to counties under the county jail
- 20 reimbursement program shall be made in the order in which properly
- 21 documented requests for reimbursements are received. A request
- 22 shall be considered to be properly documented if it meets MDOC
- 23 requirements for documentation. By October 15, the department shall
- 24 distribute the documentation requirements to all counties.
- 25 (6) Any county that receives funding under this section for
- 26 the purpose of housing in jails certain felons who otherwise would
- 27 have been sentenced to prison shall, as a condition of receiving

- 1 the funding, report by September 30 an annual average jail capacity
- 2 and annual average jail occupancy for the immediately preceding
- 3 fiscal year.
- 4 (7) Not later than February 1, the department shall report to
- 5 the senate and house appropriations subcommittees on corrections
- 6 all of the following information:
- 7 (a) The number of inmates sentenced to the custody of the
- 8 sheriff and eligible for the county jail reimbursement program.
- 9 (b) The total amount paid to counties under the county jail
- 10 reimbursement program.
- 11 (c) The total number of days inmates were in the custody of
- 12 the sheriff and eligible for the county jail reimbursement program.
- 13 (d) The number of inmates sentenced to the custody of the
- 14 sheriff under each of the 3 categories: presumptive prison, group 1
- 15 crime, and group 2 crime in subsection (3).
- 16 (e) The total amount paid to counties under each of the 3
- 17 categories: presumptive prison, group 1 crime, and group 2 crime in
- 18 subsection (3).
- 19 (f) The total number of days inmates were in the custody of
- 20 the sheriff under each of the 3 categories: presumptive prison,
- 21 group 1 crime, and group 2 crime in subsection (3).
- 22 (g) The estimated cost of housing inmates sentenced to the
- 23 custody of the sheriff and eligible for the county jail
- 24 reimbursement program as inmates of a state prison.
- 25 Sec. 416. Allowable uses of felony drunk driver jail reduction
- 26 and community treatment program funding shall include reimbursing
- 27 counties for transportation, treatment costs, and housing felony

- 1 drunk drivers during a period of assessment for treatment and case
- 2 planning. Reimbursements for housing during the assessment process
- 3 shall be at the rate of \$43.50 per day per offender, up to a
- 4 maximum of 5 days per offender.
- 5 Sec. 417. (1) By March 1, the department shall report to the
- 6 senate and house appropriations subcommittees on corrections, the
- 7 senate and house fiscal agencies, the legislative corrections
- 8 ombudsman, and the state budget office on both of the following
- 9 programs from the previous fiscal year:
- 10 (a) The felony drunk driver jail reduction and community
- 11 treatment program.
- 12 (b) Any new initiatives to control prison population growth
- 13 funded or proposed to be funded under part 1.
- 14 (2) For each program listed under subsection (1), the report
- 15 shall include information on each of the following:
- 16 (a) Program objectives and outcome measures, including, but
- 17 not limited to, the number of offenders who successfully completed
- 18 the program, and the number of offenders who successfully remained
- 19 in the community during the 3 years following termination from the
- 20 program.
- 21 (b) Expenditures by location.
- (c) The impact on jail utilization.
- 23 (d) The impact on prison admissions.
- 24 (e) Other information relevant to an evaluation of the
- 25 program.
- 26 Sec. 418. (1) The department shall collaborate with the state
- 27 court administrative office on facilitating changes to Michigan



- 1 court rules that would require the court to collect at the time of
- 2 sentencing the state operator's license, state identification card,
- 3 or other documentation used to establish the identity of the
- 4 individual to be admitted to the department. The department shall
- 5 maintain those documents in the prisoner's personal file.
- 6 (2) The department shall cooperate with MDHHS to create and
- 7 maintain a process by which prisoners can obtain their Michigan
- 8 birth certificates if necessary. The department shall describe a
- 9 process for obtaining birth certificates from other states, and in
- 10 situations where the prisoner's effort fails, the department shall
- 11 assist in obtaining the birth certificate.
- 12 (3) The department shall collaborate with the department of
- 13 military and veterans affairs to create and maintain a process by
- 14 which prisoners can obtain a copy of their DD Form 214 or other
- 15 military discharge documentation if necessary.
- Sec. 419. (1) The department shall provide weekly electronic
- 17 mail reports to the senate and house appropriations subcommittees
- 18 on corrections, the senate and house fiscal agencies, the
- 19 legislative corrections ombudsman, and the state budget office on
- 20 prisoner populations by security levels by facility, prison
- 21 facility capacities, and parolee and probationer populations.
- (2) The department shall provide monthly electronic mail
- 23 reports to the senate and house appropriations subcommittees on
- 24 corrections, the senate and house fiscal agencies, the legislative
- 25 corrections ombudsman, and the state budget office. The reports
- 26 shall include information on end-of-month prisoner populations in
- 27 county jails, the net operating capacity according to the most

- 1 recent certification report, identified by date, the number of beds
- 2 in currently closed housing units by facility, and end-of-month
- 3 data, year-to-date data, and comparisons to the prior year for the
- 4 following:
- 5 (a) Community residential program populations, separated by
- 6 centers and electronic monitoring.
- 7 (b) Parole populations.
- 8 (c) Probation populations, with identification of the number
- 9 in special alternative incarceration.
- 10 (d) Prison and camp populations, with separate identification
- 11 of the number in special alternative incarceration and the number
- 12 of lifers.
- 13 (e) Prisoners classified as past their earliest release date.
- 14 (f) Parole board activity, including the numbers and
- 15 percentages of parole grants and parole denials.
- 16 (g) Prisoner exits, identifying transfers to community
- 17 placement, paroles from prisons and camps, paroles from community
- 18 placement, total movements to parole, prison intake, prisoner
- 19 deaths, prisoners discharging on the maximum sentence, and other
- 20 prisoner exits.
- 21 (h) Prison intake and returns, including probation violators,
- 22 new court commitments, violators with new sentences, escaper new
- 23 sentences, total prison intake, returns from court with additional
- 24 sentences, community placement returns, technical parole violator
- 25 returns, and total returns to prison and camp.
- 26 Sec. 421. (1) Funds appropriated in part 1 for the substance
- 27 abuse parole certain sanction program shall be distributed to an

- American Correctional Association accredited rehabilitation 1
- 2 organization operating in any of the following counties: Berrien,
- 3 Calhoun, Genesee, Kalamazoo, Kent, Macomb, Muskegon, Oakland,
- 4 Saginaw, and Wayne for operations and administration of the
- 5 program. The program may be utilized as a condition of parole for
- technical parole violators to ensure public safety and justice
- 7 through a program based on evidence-based tactics and programs.
- (2) The program or programs selected shall report by March 30 8
- 9 to the department, the senate and house appropriations
- 10 subcommittees on corrections, the senate and house fiscal agencies,
- 11 the legislative corrections ombudsman, and the state budget office.
- 12 The report shall include program performance measurements, the
- 13 number of individuals who participate in the program, the number of
- 14 individuals who return to prison after participating, and outcomes
- 15 of participants who complete the program.
- 16 Sec. 422. On a quarterly basis, the department shall issue a
- 17 report to the senate and house appropriations subcommittees on
- 18 corrections, the senate and house fiscal agencies, the legislative
- 19 corrections ombudsman, and the state budget office, for the
- 20 previous 4 quarters detailing the outcomes of prisoners who have
- 21 been reviewed for parole. The report shall include all of the
- 22 following:
- 23 (a) How many prisoners in each quarter were reviewed.
- 24 (b) How many prisoners were granted parole.
- 25 (c) How many prisoners were denied parole.
- 26 (d) How many parole decisions were deferred.
- 27 (e) The distribution of the total number of prisoners reviewed

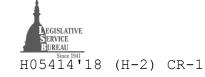
- 1 during that quarter grouped by whether the prisoner had been
- 2 interviewed for the first, second, third, fourth, fifth, sixth, or
- 3 more than sixth time.
- 4 (f) The number of paroles granted, denied, or deferred for
- 5 each of the parole guideline scores of low, average, and high.
- **6** (g) The reason for denying or deferring parole.
- 7 Sec. 423. From the funds appropriated in part 1 for offender
- 8 success administration, the department shall collaborate with the
- 9 Michigan Restaurant Association for job placement for individuals
- 10 on probation and parole.
- 11 Sec. 425. (1) From the funds appropriated in part 1 for
- 12 offender success programming, \$1,000,000.00 shall be used by the
- 13 department to establish medication-assisted treatment offender
- 14 success pilot programs to provide prerelease treatment and
- 15 postrelease referral for opioid-addicted and alcohol-addicted
- 16 offenders who voluntarily participate in the medication-assisted
- 17 treatment offender success pilot programs. The department shall
- 18 collaborate with residential and nonresidential substance abuse
- 19 treatment providers and with community-based clinics to provide
- 20 postrelease treatment. The programs shall employ a multifaceted
- 21 approach to treatment, including a long-acting nonaddictive
- 22 medication approved by the Food and Drug Administration for the
- 23 treatment of opioid and alcohol dependence, counseling, and
- 24 postrelease referral to community-based providers.
- 25 (2) The manufacturer of a long-acting nonaddictive medication
- 26 approved by the Food and Drug Administration for opioid and alcohol
- 27 dependence shall provide the department with samples of the

- 1 medication, at no cost to the department, during the duration of
- 2 the medication-assisted treatment offender success pilot programs.
- 3 Offenders shall receive 1 injection prior to being released from
- 4 custody and shall be connected with an aftercare plan and
- 5 assistance with obtaining insurance to cover subsequent injections.
- **6** (3) Participants of the programs shall be required to attend
- 7 substance abuse treatment programming as directed by their agent,
- 8 including coordination of both direct or indirect services through
- 9 federally qualified health centers in Wayne, Washtenaw, Genesee,
- 10 Berrien, Van Buren, and Allegan Counties, but not limited to only
- 11 those counties, shall be subject to routine drug and alcohol
- 12 testing, shall not be allowed to consume drugs or alcohol, and
- 13 shall possess a strong will to overcome addiction.
- 14 (4) The department shall submit a report by September 30 to
- 15 the senate and house appropriations subcommittees on corrections,
- 16 the senate and house fiscal agencies, the legislative corrections
- 17 ombudsman, and the state budget office on the number of offenders
- 18 who received injections upon release, the number of offenders who
- 19 received injections and tested positive for drugs or alcohol, the
- 20 number of offenders who received injections in the community for a
- 21 duration of at least 3 months, and the number of offenders who
- 22 received injections and were subsequently returned to prison.
- Sec. 426. From the funds appropriated in part 1, the
- 24 department shall ensure that any inmate with a diagnosed mental
- 25 illness is referred to a local mental health care provider that is
- 26 able and willing to treat the inmate upon parole or discharge. The
- 27 department shall ensure that the provider is informed of the

- 1 inmate's current treatment plan including any medications that are
- 2 currently prescribed to the inmate.
- 3 Sec. 437. (1) Funds appropriated in part 1 for Goodwill Flip
- 4 the Script shall be distributed to a Michigan-chartered 501(c)(3)
- 5 nonprofit corporation operating in a county with greater than
- 6 1,500,000 people for administration and expansion of a program
- 7 which serves a population of persons aged 16 to 39. The program
- 8 shall target those who are entering the criminal justice system for
- 9 the first or second time and shall assist those individuals through
- 10 the following program types:
- 11 (a) Alternative sentencing programs in partnership with a
- 12 local district or circuit court.
- 13 (b) Educational recovery for special adult populations with
- 14 high rates of illiteracy.
- 15 (c) Career development and continuing education for women.
- 16 (2) The program selected shall report by March 30 to the
- 17 department, the senate and house appropriations subcommittees on
- 18 corrections, the senate and house fiscal agencies, the legislative
- 19 corrections ombudsman, and the state budget office. The report
- 20 shall include program performance measurements, the number of
- 21 individuals diverted from incarceration, the number of individuals
- 22 served, and outcomes of participants who complete the program.

FIELD OPERATIONS ADMINISTRATION

- 24 Sec. 602. The funds appropriated in part 1 for the supervising
- 25 region incentive program shall be used only to fund an incentive
- 26 program for field operations administration regions in accordance



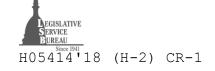
23

- 1 with the supervising region incentive act, 2017 PA 11, MCL 791.131
- **2** to 791.137.
- 3 Sec. 603. (1) All prisoners, probationers, and parolees
- 4 involved with the curfew monitoring program shall reimburse the
- 5 department for costs associated with their participation in the
- 6 program. The department may require community service work
- 7 reimbursement as a means of payment for those able-bodied
- 8 individuals unable to pay for the costs of the equipment.
- 9 (2) Program participant contributions and local program
- 10 reimbursement for the curfew monitoring program appropriated in
- 11 part 1 are related to program expenditures and may be used to
- 12 offset expenditures for this purpose.
- 13 (3) Included in the appropriation in part 1 is adequate
- 14 funding to implement the curfew monitoring program to be
- 15 administered by the department. The curfew monitoring program is
- 16 intended to provide sentencing judges and county sheriffs in
- 17 coordination with local community corrections advisory boards
- 18 access to the state's curfew monitoring program to reduce prison
- 19 admissions and improve local jail utilization. The department shall
- 20 determine the appropriate distribution of the curfew monitor units
- 21 throughout the state based upon locally developed comprehensive
- 22 corrections plans under the community corrections act, 1988 PA 511,
- 23 MCL 791.401 to 791.414.
- 24 (4) For a fee determined by the department, the department
- 25 shall provide counties with the curfew monitor equipment,
- 26 replacement parts, administrative oversight of the equipment's
- 27 operation, notification of violators, and periodic reports

- 1 regarding county program participants. Counties are responsible for
- 2 curfew monitor equipment installation and service. For an
- 3 additional fee as determined by the department, the department
- 4 shall provide staff to install and service the equipment. Counties
- 5 are responsible for the coordination and apprehension of program
- 6 violators.
- 7 (5) Any county with curfew monitor charges outstanding over 60
- 8 days shall be considered in violation of the community curfew
- 9 monitor program agreement and lose access to the program.
- 10 Sec. 604. (1) The funds appropriated in part 1 for criminal
- 11 justice reinvestment shall be used only to fund data collection and
- 12 evidence-based programs designed to reduce recidivism among
- 13 probationers and parolees.
- 14 (2) Of the funds appropriated in part 1 for criminal justice
- reinvestment, at least \$600,000.00 shall be allocated to an
- 16 organization that has received a United States Department of Labor
- 17 training to work 2-adult reentry grant to provide county jail
- 18 inmates with programming and services to prepare them to get and
- 19 keep jobs. Examples of eligible programs and services are, but are
- 20 not limited to: adult education, tutoring, manufacturing skills
- 21 training, participation in a simulated work environment, mentoring,
- 22 cognitive therapy groups, life skills classes, substance abuse
- 23 recovery groups, fatherhood programs, classes in understanding the
- 24 legal system, family literacy, health and wellness, finance
- 25 management, employer presentations, and classes on job retention.
- 26 Programming and support services should begin before release and
- 27 continue after release from the county jail. To be eligible for



- 1 funding, an organization must show at least 2 years' worth of data
- 2 that demonstrate program success.
- 3 Sec. 611. The department shall prepare by March 1 individual
- 4 reports for the residential reentry program, the electronic
- 5 monitoring program, and the special alternative to incarceration
- 6 program. The reports shall be submitted to the senate and house
- 7 appropriations subcommittees on corrections, the senate and house
- 8 fiscal agencies, the legislative corrections ombudsman, and the
- 9 state budget office. Each program's report shall include
- 10 information on all of the following:
- 11 (a) Monthly new participants by type of offender. Residential
- 12 reentry program participants shall be categorized by reason for
- 13 placement. For technical rule violators, the report shall sort
- 14 offenders by length of time since release from prison, by the most
- 15 recent violation, and by the number of violations occurring since
- 16 release from prison.
- 17 (b) Monthly participant unsuccessful terminations, including
- 18 cause.
- 19 (c) Number of successful terminations.
- 20 (d) End month population by facility/program.
- 21 (e) Average length of placement.
- (f) Return to prison statistics.
- 23 (g) Description of each program location or locations,
- 24 capacity, and staffing.
- 25 (h) Sentencing guideline scores and actual sentence statistics
- 26 for participants, if applicable.
- (i) Comparison with prior year statistics.



- (j) Analysis of the impact on prison admissions and jail
 utilization and the cost effectiveness of the program.
- 3 Sec. 612. (1) The department shall review and revise as
- 4 necessary policy proposals that provide alternatives to prison for
- 5 offenders being sentenced to prison as a result of technical
- 6 probation violations and technical parole violations. To the extent
- 7 the department has insufficient policies or resources to affect the
- 8 continued increase in prison commitments among these offender
- 9 populations, the department shall explore other policy options to
- 10 allow for program alternatives, including department or OCC-funded
- 11 programs, local level programs, and programs available through
- 12 private agencies that may be used as prison alternatives for these
- 13 offenders.
- 14 (2) By April 1, the department shall provide a report to the
- 15 senate and house appropriations subcommittees on corrections, the
- 16 senate and house fiscal agencies, the legislative corrections
- 17 ombudsman, and the state budget office on the number of all
- 18 parolees returned to prison and probationers sentenced to prison
- 19 for either a technical violation or new sentence during the
- 20 preceding fiscal year. The report shall include the following
- 21 information for probationers, for parolees after their first
- 22 parole, and for parolees who have been paroled more than once:
- 23 (a) The numbers of parole and probation violators returned to
- 24 or sent to prison for a new crime with a comparison of original
- 25 versus new offenses by major offense type: assaultive,
- 26 nonassaultive, drug, and sex.
- 27 (b) The numbers of parole and probation violators returned to



- 1 or sent to prison for a technical violation and the type of
- 2 violation, including, but not limited to, zero gun tolerance and
- 3 substance abuse violations. For parole technical rule violators,
- 4 the report shall list violations by type, by length of time since
- 5 release from prison, by the most recent violation, and by the
- 6 number of violations occurring since release from prison.
- 7 (c) The educational history of those offenders, including how
- 8 many had a high school equivalency or high school diploma prior to
- 9 incarceration in prison, how many received a high school
- 10 equivalency while in prison, and how many received a vocational
- 11 certificate while in prison.
- 12 (d) The number of offenders who participated in the reentry
- 13 program versus the number of those who did not.
- 14 (e) The unduplicated number of offenders who participated in
- 15 substance abuse treatment programs, mental health treatment
- 16 programs, or both, while in prison, itemized by diagnosis.
- Sec. 615. (1) The department shall submit a report detailing
- 18 the number of prisoners who have received life imprisonment
- 19 sentences with the possibility of parole and who are currently
- 20 eligible for parole to the senate and house appropriations
- 21 subcommittees on corrections, the senate and house fiscal agencies,
- 22 the legislative corrections ombudsman, and the state budget office
- 23 by April 30.
- 24 (2) The report shall include the following information on
- 25 parolable lifers who have served more than 25 years: prisoner name,
- 26 MDOC identification number, prefix, offense for which life term is
- 27 being served, county of conviction, age at time offense was

- 1 committed, current age, race, gender, true security classification,
- 2 dates of parole board file reviews, dates of parole board
- 3 interviews, parole guideline scores, and reason for decision not to
- 4 release.
- 5 Sec. 617. From the funds appropriated in part 1 for the
- 6 residential alternative to prison program, the department shall
- 7 provide vocational, educational, and cognitive programming in a
- 8 secure environment to enhance existing alternative sentencing
- 9 options, increase employment readiness and successful placement
- 10 rates, and reduce new criminal behavior for the west Michigan
- 11 probation violator population. The department shall measure and set
- 12 the following metric goals:
- 13 (a) 85% of participants successfully complete the program.
- 14 (b) Of the participants that complete the program, 75% will
- 15 earn a nationally recognized credential for career and vocational
- 16 programs.
- (c) Of the participants that complete the program, 100% will
- 18 earn a certificate of completion for cognitive programming.
- 19 (d) The prison commitment rate for probation violators will be
- 20 reduced by 5% within the impacted geographical area after the first
- 21 year of program operation.

22 HEALTH CARE

- Sec. 802. As a condition of expenditure of the funds
- 24 appropriated in part 1, the department shall provide the senate and
- 25 house appropriations subcommittees on corrections, the senate and
- 26 house fiscal agencies, the legislative corrections ombudsman, and

- 1 the state budget office with quarterly reports on physical and
- 2 mental health care detailing quarterly and fiscal year-to-date
- 3 expenditures itemized by vendor, allocations, status of payments
- 4 from contractors to vendors, and projected year-end expenditures
- 5 from accounts for prisoner health care, mental health care,
- 6 pharmaceutical services, and durable medical equipment. These
- 7 reports shall include a breakdown of all payments to the integrated
- 8 care provider itemized by physical health care, mental health care,
- 9 and pharmacy expenditures.
- 10 Sec. 803. (1) The department shall assure that all prisoners,
- 11 upon any health care treatment, are given the opportunity to sign a
- 12 release of information form designating a family member or other
- 13 individual to whom the department shall release records information
- 14 regarding a prisoner. A release of information form signed by a
- 15 prisoner shall remain in effect for 1 year, and the prisoner may
- 16 elect to withdraw or amend the release form at any time.
- 17 (2) The department shall assure that any such signed release
- 18 forms follow a prisoner upon transfer to another department
- 19 facility or to the supervision of a parole officer.
- 20 (3) The form shall be placed online, on a public website
- 21 managed by the department.
- 22 Sec. 804. The department shall report quarterly to the senate
- 23 and house appropriations subcommittees on corrections, the senate
- 24 and house fiscal agencies, the legislative corrections ombudsman,
- 25 and the state budget office on prisoner health care utilization.
- 26 The report shall include the number of inpatient hospital days,
- 27 outpatient visits, emergency room visits, and prisoners receiving

off-site inpatient medical care in the previous quarter, by

2 facility. 3 Sec. 807. The funds appropriated in part 1 for Hepatitis C 4 treatment shall be used only to purchase specialty medication for 5 Hepatitis C treatment in the prison population. In addition to the 6 above appropriation, any rebates received from the medications used shall be used only to purchase specialty medication for Hepatitis C 7 treatment. On a quarterly basis, the department shall issue a 8 9 report to the senate and house appropriations subcommittees on 10 corrections, the senate and house fiscal agencies, the legislative 11 corrections ombudsman, and the state budget office, showing for the 12 previous 4 quarters the total amount spent on specialty medication for the treatment of Hepatitis C, the number of prisoners that were 13 14 treated, the amount of any rebates that were received from the 15 purchase of specialty medication, and what outstanding rebates are expected to be received. 16 17 Sec. 812. (1) The department shall provide the department of 18 health and human services with a monthly list of prisoners newly 19 committed to the department of corrections. The department and the 20 department of health and human services shall enter into an 21 interagency agreement under which the department of health and 22 human services provides the department of corrections with monthly 23 lists of newly committed prisoners who are eligible for Medicaid 24 benefits in order to maintain the process by which Medicaid 25 benefits are suspended rather than terminated. The department shall 26 assist prisoners who may be eliqible for Medicaid benefits after 27 release from prison with the Medicaid enrollment process prior to

1

- 1 release from prison.
- 2 (2) The department shall provide the senate and house
- 3 appropriations subcommittees on corrections, the senate and house
- 4 fiscal agencies, the legislative corrections ombudsman, and the
- 5 state budget office with quarterly updates on the utilization of
- 6 Medicaid benefits for prisoners.
- 7 Sec. 816. By April 1, the department shall provide the senate
- 8 and house appropriations subcommittees on corrections, the senate
- 9 and house fiscal agencies, the legislative corrections ombudsman,
- 10 and the state budget office with a report on pharmaceutical
- 11 expenditures and prescribing practices. In particular, the report
- 12 shall provide the following information:
- 13 (a) A detailed accounting of expenditures on antipsychotic
- 14 medications.
- (b) Any changes that have been made to the prescription drug
- 16 formularies.

17 CORRECTIONAL FACILITIES ADMINISTRATION

- 18 Sec. 901. From the funds appropriated in part 1 for the
- 19 enhanced food technology program, the department shall expand the
- 20 existing food technology education program to at least 700 inmates
- 21 annually. A participant in the food technology program shall
- 22 complete 408 hours of on-the-job training in a prison kitchen as a
- 23 part of the program.
- 24 Sec. 902. All inmates working in prison kitchens shall
- 25 complete the minimum requirements for a ServSafe Food Handler
- 26 certificate before being allowed to work in the kitchens.

- 1 Requirements shall be met by using online materials unless the
- 2 department determines the program would be best served by using
- 3 other materials. Current prison kitchen workers shall complete the
- 4 requirements for a ServSafe Food Handler certificate on or before
- 5 April 1, to maintain eligibility to work in a prison kitchen.
- 6 Sec. 903. (1) All department-operated prisoner food service
- 7 operations shall be annually inspected to ensure they meet food
- 8 safety standards established for food service establishments under
- 9 the food law, 2000 PA 92, MCL 289.1101 to 289.8111, or for food
- 10 service establishments under the 2001 food code published by the
- 11 Food and Drug Administration of the Public Health Service of the
- 12 Department of Health and Human Services. Funds appropriated in part
- 13 1 for prison kitchen inspections shall be used for costs to
- 14 implement this section and for inspecting prison food service
- **15** operations.
- 16 (2) Nothing in this section shall be construed to remove the
- 17 exemption under section 1107(p) of the food law, 2000 PA 92, MCL
- **18** 289.1107.
- 19 Sec. 903a. From the funds appropriated in part 1 for prison
- 20 food service, the department shall report biannually to the senate
- 21 and house appropriations subcommittees on corrections, the senate
- 22 and house fiscal agencies, the legislative corrections ombudsman,
- 23 and the state budget office on the following:
- 24 (a) Average per-meal cost for prisoner food service. Per-meal
- 25 cost shall include all costs directly related to the provision of
- 26 food for the prisoner population, and shall include, but not be
- 27 limited to, actual food costs, total compensation for all food

- 1 service workers, including benefits and legacy costs, and
- 2 inspection and compliance costs for food service.
- **3** (b) Food service-related contracts, including goods or
- 4 services to be provided and the vendor.
- 5 (c) Major sanitation violations.
- 6 Sec. 904. The department shall calculate the per prisoner/per
- 7 day cost for each prisoner security custody level. This calculation
- 8 shall include all actual direct and indirect costs for the previous
- 9 fiscal year, including, but not limited to, the value of services
- 10 provided to the department by other state agencies and the
- 11 allocation of statewide legacy costs. To calculate the per
- 12 prisoner/per day costs, the department shall divide these direct
- 13 and indirect costs by the average daily population for each custody
- 14 level. For multilevel facilities, the indirect costs that cannot be
- 15 accurately allocated to each custody level can be included in the
- 16 calculation on a per-prisoner basis for each facility. A report
- 17 summarizing these calculations and the direct and indirect costs
- 18 included in them shall be submitted to the senate and house
- 19 appropriations subcommittees on corrections, the senate and house
- 20 fiscal agencies, the legislative corrections ombudsman, and the
- 21 state budget office not later than December 15.
- 22 Sec. 905. (1) From the funds appropriated in part 1 for leased
- 23 beds and alternatives to leased beds, the department may implement
- 24 a county jail bed program to house eligible prisoners sentenced to
- 25 the custody of the department in county jails rather than in state
- 26 correctional facilities.
- 27 (2) A county may volunteer to participate in the county jail



- 1 bed program and house eligible prisoners sentenced to the custody
- 2 of the department in its county jails.
- 3 (3) If a county participating in the county jail bed program
- 4 has available bed space in its county jail and the department has
- 5 prisoners in its custody meeting the eligibility requirements under
- 6 this section, the department may place the eligible prisoners in
- 7 the county jail.
- **8** (4) A prisoner shall meet all of the following eligibility
- 9 requirements to be placed in a county jail under this section:
- 10 (a) The prisoner has been given a level I classification by a
- 11 department classification committee on a scale of 6 levels in which
- 12 level I is the least restrictive level.
- 13 (b) The prisoner is not serving a sentence for conviction of a
- 14 violation or attempted violation of section 520b, 520c, 520d, 520e,
- 15 or 520g of the Michigan penal code, 1931 PA 328, MCL 750.520b,
- 16 750.520c, 750.520d, 750.520e, and 750.520g.
- 17 (c) The prisoner is serving a fixed sentence with a determined
- 18 discharge date.
- 19 Sec. 906. Any local unit of government or private nonprofit
- 20 organization that contracts with the department for public works
- 21 services shall be responsible for financing the entire cost of such
- 22 an agreement.
- 23 Sec. 907. The department shall report by March 1 to the senate
- 24 and house appropriations subcommittees on corrections, the senate
- 25 and house fiscal agencies, the legislative corrections ombudsman,
- 26 and the state budget office on academic and vocational programs.
- 27 The report shall provide information relevant to an assessment of

- 1 the department's academic and vocational programs, including, but
- 2 not limited to, all of the following:
- 3 (a) The number of instructors and the number of instructor
- 4 vacancies, by program and facility.
- 5 (b) The number of prisoners enrolled in each program, the
- 6 number of prisoners completing each program, the number of
- 7 prisoners who do not complete each program and are not subsequently
- 8 reenrolled, and the reason for not completing the program, the
- 9 number of prisoners transferred to another facility while enrolled
- 10 in a program and not subsequently reenrolled, the number of
- 11 prisoners enrolled who are repeating the program, and the number of
- 12 prisoners on waiting lists for each program, all itemized by
- 13 facility.
- 14 (c) The steps the department has undertaken to improve
- 15 programs, track records, accommodate transfers and prisoners with
- 16 health care needs, and reduce waiting lists.
- 17 (d) The number of prisoners paroled without a high school
- 18 diploma and the number of prisoners paroled without a high school
- 19 equivalency.
- (e) An explanation of the value and purpose of each program,
- 21 for example, to improve employability, reduce recidivism, reduce
- 22 prisoner idleness, or some combination of these and other factors.
- 23 (f) An identification of program outcomes for each academic
- 24 and vocational program.
- 25 (g) The number of prisoners not paroled at their earliest
- 26 release date due to lack of a high school equivalency, and the
- 27 reason those prisoners have not obtained a high school equivalency.

1 Sec. 908. From the funds appropriated in part 1, the 2 department shall establish a pilot online career high school education program to serve up to 400 inmates through a regionally 3 accredited public or private school district that offers career-4 5 based online high school diplomas designed to prepare adult inmates for transition into the workplace. The department may use federal funds provided to educate inmates to expand this pilot beyond 400 7 inmates. Funds for the pilot may also be used for certification 8 9 programs related to the enhanced food technology program. The 10 department shall provide an initial report no later than June 1 11 regarding the progress of the inmates in the online high school 12 diploma and career certificate programs to the senate and house 13 appropriations subcommittees on corrections, the senate and house 14 fiscal agencies, the legislative corrections ombudsman, and the state budget office. 15 Sec. 910. The department shall allow the Michigan Braille 16 17 transcribing fund program to operate at its current location. The 18 donation of the building by the Michigan Braille transcribing fund 19 at the G. Robert Cotton Correctional Facility in Jackson is 20 acknowledged and appreciated. The department shall continue to 21 encourage the Michigan Braille transcribing fund program to produce 22 high-quality materials for use by the visually impaired. 23 Sec. 911. By March 1, the department shall report to the 24 senate and house appropriations subcommittees on corrections, the 25 senate and house fiscal agencies, the legislative corrections 26 ombudsman, and the state budget office the number of critical 27 incidents occurring each month by type and the number and severity

of assaults, escape attempts, suicides, and attempted suicides 1 2 occurring each month at each facility during the immediately 3 preceding calendar year. Sec. 912. The department shall report monthly to the senate 5 and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, 6 7 and the state budget office on the ratio of correctional officers to prisoners for each correctional institution, the ratio of shift 8 9 command staff to line custody staff, and the ratio of noncustody 10 institutional staff to prisoners for each correctional institution. 11 Sec. 913. (1) From the funds appropriated in part 1, the 12 department shall focus on providing required programming to 13 prisoners who are past their earliest release date because of not 14 having received the required programming. Programming includes, but is not limited to, violence prevention programming, assaultive 15 16 offender programming, sexual offender programming, substance abuse 17 treatment programming, thinking for a change programming, and any 18 other programming that is required as a condition of parole. 19 (2) It is the intent of the legislature that any prisoner 20 required to complete a violence prevention program, sexual offender 21 program, or other program as a condition of parole shall be placed 22 on a waiting list for the appropriate programming upon entrance to 23 prison and transferred to a facility where that program is 24 available in order to accomplish timely completion of that program prior to the expiration of his or her minimum sentence and 25 26 eligibility for parole. Nothing in this section should be deemed to

make parole denial appealable in court.

27

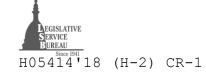
- 1 (3) The department shall submit a quarterly report to the
- 2 senate and house appropriations subcommittees on corrections, the
- 3 senate and house fiscal agencies, the legislative corrections
- 4 ombudsman, and the state budget office detailing enrollment in sex
- 5 offender programming, assaultive offender programming, violent
- 6 offender programming, and thinking for a change programming. At a
- 7 minimum, the report shall include the following:
- 8 (a) A full accounting, from the date of entrance to prison, of
- 9 the number of individuals who are required to complete the
- 10 programming, but have not yet done so.
- 11 (b) The number of individuals who have reached their earliest
- 12 release date, but who have not completed required programming.
- 13 (c) A plan of action for addressing any waiting lists or
- 14 backlogs for programming that may exist.
- 15 Sec. 924. The department shall evaluate all prisoners at
- 16 intake for substance abuse disorders, serious developmental
- 17 disorders, serious mental illness, and other mental health
- 18 disorders. Prisoners with serious mental illness or serious
- 19 developmental disorders shall not be removed from the general
- 20 population as a punitive response to behavior caused by their
- 21 serious mental illness or serious developmental disorder. Due to
- 22 persistent high violence risk or severe disruptive behavior that is
- 23 unresponsive to treatment, prisoners with serious mental illness or
- 24 serious developmental disorders may be placed in secure residential
- 25 housing programs that will facilitate access to institutional
- 26 programming and ongoing mental health services. A prisoner with
- 27 serious mental illness or serious developmental disorder who is

- 1 confined in these specialized housing programs shall be evaluated
- 2 or monitored by a medical professional at a frequency of not less
- 3 than every 12 hours.
- 4 Sec. 925. By March 1, the department shall report to the
- 5 senate and house appropriations subcommittees on corrections, the
- 6 senate and house fiscal agencies, the legislative corrections
- 7 ombudsman, and the state budget office on the annual number of
- 8 prisoners in administrative segregation between October 1, 2017 and
- 9 September 30, 2018, and the annual number of prisoners in
- 10 administrative segregation between October 1, 2017 and September
- 11 30, 2018 who at any time during the current or prior prison term
- 12 were diagnosed with serious mental illness or have a developmental
- 13 disorder and the number of days each of the prisoners with serious
- 14 mental illness or a developmental disorder have been confined to
- 15 administrative segregation.
- 16 Sec. 929. From the funds appropriated in part 1, the
- 17 department shall do all of the following:
- 18 (a) Ensure that any inmate care and control staff in contact
- 19 with prisoners less than 18 years of age are adequately trained
- 20 with regard to the developmental and mental health needs of
- 21 prisoners less than 18 years of age. By April 1, the department
- 22 shall report to the senate and house appropriations subcommittees
- 23 on corrections, the senate and house fiscal agencies, the
- 24 legislative corrections ombudsman, and the state budget office on
- 25 the training curriculum used and the number and types of staff
- 26 receiving annual training under that curriculum.
- 27 (b) Provide appropriate placement for prisoners less than 18



- 1 years of age who have serious mental illness, serious emotional
- 2 disturbance, or a serious developmental disorder and need to be
- 3 housed separately from the general population. Prisoners less than
- 4 18 years of age who have serious mental illness, serious emotional
- 5 disturbance, or a serious developmental disorder shall not be
- 6 removed from an existing placement as a punitive response to
- 7 behavior caused by their serious mental illness, serious emotional
- 8 disturbance, or a serious developmental disorder. Due to persistent
- 9 high violence risk or severe disruptive behavior that is
- 10 unresponsive to treatment, prisoners less than 18 years of age with
- 11 serious emotional disturbance, serious mental illness, or serious
- 12 developmental disorders may be placed in secure residential housing
- 13 programs that will facilitate access to institutional programming
- 14 and ongoing mental health services. A prisoner less than 18 years
- 15 of age with serious mental illness, serious emotional disturbance,
- 16 or a serious developmental disorder who is confined in these
- 17 specialized housing programs shall be evaluated or monitored by a
- 18 medical professional at a frequency of not less than every 12
- 19 hours.
- (c) Implement a specialized offender success program that
- 21 recognizes the needs of prisoners less than 18 years old for
- 22 supervised offender success.
- Sec. 930. The department shall submit a quarterly report to
- 24 the senate and house appropriations subcommittees on corrections,
- 25 the senate and house fiscal agencies, the legislative corrections
- 26 ombudsman, and the state budget office on the number of youth in
- 27 prison. The report shall include, but not be limited to, the

- 1 following information:
- 2 (a) The total number of inmates under age 18 who are not on
- 3 Holmes youthful trainee act status.
- **4** (b) The total number of inmates under age 18 who are on Holmes
- 5 youthful trainee act status.
- 6 (c) The total number of inmates aged 18 to 23 who are on
- 7 Holmes youthful trainee act status.
- 8 Sec. 940. (1) Any lease, rental, contract, or other legal
- 9 agreement that includes a provision allowing a private person or
- 10 entity to use state-owned facilities or other property to conduct a
- 11 for-profit business enterprise shall require the lessee to pay fair
- 12 market value for the use of the state-owned property.
- 13 (2) The lease, rental, contract, or other legal agreement
- 14 shall also require the party using the property to make a payment
- 15 in lieu of taxes to the local jurisdictions that would otherwise
- 16 receive property tax revenue, as if the property were not owned by
- 17 the state.
- 18 Sec. 942. The department shall ensure that any contract with a
- 19 public or private party to operate a facility to house state
- 20 prisoners includes a provision to allow access by both the office
- 21 of the legislative auditor general and the office of the
- 22 legislative corrections ombudsman to the facility and to
- 23 appropriate records and documents related to the operation of the
- 24 facility. These access rights for both offices shall be the same
- 25 for the contracted facility as for a general state-operated
- 26 correctional facility.
- 27 Sec. 943. The department shall submit a report by May 1 to the



- 1 senate and house appropriations subcommittees on corrections, the
- 2 senate and house fiscal agencies, the legislative corrections
- 3 ombudsman, and the state budget office on the actual and projected
- 4 savings achieved by closing correctional facilities. Savings
- 5 amounts shall be itemized by facility. Information required by this
- 6 section shall start with the closure of the Pugsley Correctional
- 7 Facility, which closed in September of 2016.
- 8 Sec. 944. When the department is planning to close a
- 9 correctional facility, the department shall fully consider the
- 10 potential economic impact of the prison closure on the community
- 11 where the facility is located. The department, when weighing all
- 12 factors related to the closure of a facility, shall also consider
- 13 the impact on the local community where the facility to be closed
- 14 is located.

15

MISCELLANEOUS

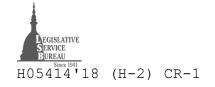
- 16 Sec. 1009. The department shall make an information packet for
- 17 the families of incoming prisoners available on the department's
- 18 website. The information packet shall be updated by February 1. The
- 19 packet shall provide information on topics including, but not
- 20 limited to: how to put money into prisoner accounts, how to make
- 21 phone calls or create Jpay electronic mail accounts, how to visit
- 22 in person, proper procedures for filing complaints or grievances,
- 23 the rights of prisoners to physical and mental health care, how to
- 24 utilize the offender tracking information system (OTIS), truth-in-
- 25 sentencing and how it applies to minimum sentences, the parole
- 26 process, and guidance on the importance of the role of families in

- 1 the reentry process. The department is encouraged to partner with
- 2 external advocacy groups and actual families of prisoners in the
- 3 packet-writing process to ensure that the information is useful and
- 4 complete.
- 5 Sec. 1011. The department may accept in-kind services and
- 6 equipment donations to facilitate the addition of a cable network
- 7 that provides programming that will address the religious needs of
- 8 incarcerated individuals. This network may be a cable television
- 9 network that presently reaches the majority of households in the
- 10 United States. A bilingual channel affiliated with this network may
- 11 also be added to department programming to assist the religious
- 12 needs of Spanish-speaking inmates. The addition of these channels
- 13 shall be at no additional cost to this state.
- 14 Sec. 1013. From the funds appropriated in part 1, priority may
- 15 be given to funding reentry or rehabilitation programs that have
- 16 been demonstrated to reduce prison violence and recidivism,
- 17 including faith-based initiatives.

18 ONE-TIME APPROPRIATIONS

- 19 Sec. 1100. From the funds appropriated in part 1 for new
- 20 custody staff training, the department shall increase the training
- 21 capacity for new custody staff. The purpose of additional academies
- 22 is to address higher than normal attrition of correction officers
- 23 and to decrease overtime costs.

24 PART 2A



1	PROVISIONS	CONC	ERNING	ANTIC	IPATED	APPROPRIATIONS
2		FOR	FISCAL	YEAR	2019-2	020

GENERAL SECTIONS

3 4 Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2020 for 5 the line items listed in part 1. Fiscal year 2019-2020 6 appropriations are anticipated to be the same as those for fiscal 7 year 2018-2019, except that the line items will be adjusted for 8 9 changes in caseload and related costs, federal fund match rates, 10 economic factors, and available revenue. These adjustments will be determined after the January 2019 consensus revenue estimating 11 conference. 12

