

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 764, entitled

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

John Proos

Joe Haveman

Roger Kahn

Earl Poleski

Glenn Anderson

Andrew Kandrevas

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 764**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 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, 2015, from the
5 following funds:

6 **DEPARTMENT OF CORRECTIONS**

7 APPROPRIATION SUMMARY

8	Average population	44,997
9	Full-time equated unclassified positions.....	16.0
10	Full-time equated classified positions.....	14,179.3

1	GROSS APPROPRIATION.....	\$ 2,040,521,700
2	Interdepartmental grant revenues:	
3	Total interdepartmental grants and intradepartmental	
4	transfers	225,000
5	ADJUSTED GROSS APPROPRIATION.....	\$ 2,040,296,700
6	Federal revenues:	
7	Total federal revenues.....	5,081,000
8	Special revenue funds:	
9	Total local revenues.....	8,547,700
10	Total private revenues.....	0
11	Total other state restricted revenues.....	45,869,600
12	State general fund/general purpose.....	\$ 1,980,798,400
13	Sec. 102. EXECUTIVE	
14	Full-time equated unclassified positions..... 16.0	
15	Full-time equated classified positions..... 13.0	
16	Unclassified positions--16.0 FTE positions.....	\$ 1,724,200
17	Executive direction--13.0 FTE positions.....	<u>3,115,900</u>
18	GROSS APPROPRIATION.....	\$ 4,840,100
19	Appropriated from:	
20	State general fund/general purpose.....	\$ 4,840,100
21	Sec. 103. PRISONER RE-ENTRY AND COMMUNITY SUPPORT	
22	Prisoner re-entry local service providers.....	\$ 13,708,600
23	Prisoner re-entry MDOC programs.....	11,124,000
24	Prisoner re-entry federal grants.....	250,000
25	Prisoner re-entry legal services.....	149,000
26	Jail mental health transition pilot program.....	1,000,000
27	Public safety initiative.....	4,500,000

1	Goodwill flip the script.....	<u>2,500,000</u>
2	GROSS APPROPRIATION.....	\$ 33,231,600
3	Appropriated from:	
4	Federal revenues:	
5	DOJ, prisoner reintegration.....	250,000
6	State general fund/general purpose.....	\$ 32,981,600
7	Sec. 104. BUDGET AND OPERATIONS ADMINISTRATION	
8	Full-time equated classified positions.....	173.0
9	Budget and operations administration--173.0 FTE	
10	positions	\$ 22,193,400
11	New custody staff training.....	9,075,800
12	Compensatory buyout and union leave bank.....	100
13	Worker's compensation.....	18,000,000
14	Rent.....	2,317,800
15	Equipment and special maintenance.....	7,359,600
16	Administrative hearings officers.....	3,339,700
17	Judicial data warehouse user fees.....	50,000
18	Sheriffs' coordinating and training office.....	100,000
19	Prosecutorial and detainer expenses.....	5,001,000
20	County jail reimbursement program.....	<u>14,847,100</u>
21	GROSS APPROPRIATION.....	\$ 82,284,500
22	Appropriated from:	
23	Special revenue funds:	
24	Jail reimbursement program fund.....	5,900,000
25	Special equipment fund.....	5,800,000
26	Local corrections officer training fund.....	100,000
27	Correctional industries revolving fund.....	602,600

1	State general fund/general purpose	\$	69,881,900
2	Sec. 105. FIELD OPERATIONS ADMINISTRATION		
3	Full-time equated classified positions.....		1,954.3
4	Field operations--1,821.9 FTE positions	\$	198,982,300
5	Parole board operations--41.0 FTE positions		4,829,700
6	Parole/probation services		940,000
7	Community re-entry centers--12.4 FTE positions		8,152,800
8	Electronic monitoring center--56.0 FTE positions		13,365,400
9	Community corrections administration--6.0 FTE		
10	positions		763,300
11	Substance abuse testing and treatment services--17.0		
12	FTE positions		21,794,200
13	Residential services		15,475,500
14	Community corrections comprehensive plans and services		12,158,000
15	Felony drunk driver jail reduction and community		
16	treatment program		1,440,100
17	Interdepartmental grant to the department of human		
18	services for swift and sure		<u>1,000,000</u>
19	GROSS APPROPRIATION	\$	278,901,300
20	Appropriated from:		
21	Federal revenues:		
22	DOJ, office of justice programs, RSAT		185,400
23	Special revenue funds:		
24	Local - community tether program reimbursement		201,300
25	Re-entry center offender reimbursements		23,900
26	Parole and probation oversight fees		4,341,500
27	Parole and probation oversight fees set-aside		1,361,300

1	Tether program participant contributions	2,432,100
2	State general fund/general purpose	\$ 270,355,800
3	Sec. 106. CORRECTIONAL FACILITIES ADMINISTRATION	
4	Full-time equated classified positions.....	781.4
5	Correctional facilities administration--61.0 FTE	
6	positions	\$ 11,239,800
7	Prison food service.....	52,558,900
8	Transportation--210.0 FTE positions	25,073,500
9	Central records--53.0 FTE positions	5,607,500
10	Inmate legal services.....	790,900
11	Loans to parolees.....	20,000
12	Housing inmates in federal institutions.....	611,000
13	Prison store operations--63.0 FTE positions	5,657,600
14	Prison industries operations--123.0 FTE positions	12,297,400
15	Federal school lunch program.....	812,800
16	Leased beds and alternatives to leased beds	5,250,000
17	Public works programs.....	1,000,000
18	Cost-effective housing initiative.....	100
19	Inmate housing fund.....	100
20	Education program--271.4 FTE positions	<u>35,305,900</u>
21	GROSS APPROPRIATION.....	\$ 156,225,500
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	IDG-MDHS, Maxey/Woodland Center food service	225,000
25	Federal revenues:	
26	DAG-FNS, national school lunch.....	812,800
27	DED-OESE, title 1.....	404,900

1	DED-OVAE, adult education.....	354,300
2	DED-OSERS.....	115,500
3	DED, vocational education equipment.....	152,600
4	DED, youthful offender/Specter grant.....	202,400
5	DOJ-BOP, federal prisoner reimbursement.....	411,000
6	DOJ, prison rape elimination act grant.....	660,400
7	SSA-SSI, incentive payment.....	268,400
8	Special revenue funds:	
9	Correctional industries revolving fund.....	12,297,400
10	Public works user fees.....	1,000,000
11	Resident stores.....	5,657,600
12	State general fund/general purpose.....	\$ 133,663,200
13	Sec. 107. HEALTH CARE	
14	Full-time equated classified positions..... 1,468.9	
15	Health care administration--22.0 FTE positions.....	\$ 3,650,700
16	Prisoner health care services.....	75,180,400
17	Vaccination program.....	691,200
18	Interdepartmental grant to human services, eligibility	
19	specialists	100,000
20	Mental health services and support--363.0 FTE	
21	positions	58,785,200
22	Clinical complexes--1,077.9 FTE positions.....	148,715,800
23	Healthy Michigan plan administration--6.0 FTE	
24	positions	<u>1,079,700</u>
25	GROSS APPROPRIATION.....	\$ 288,203,000
26	Appropriated from:	
27	Federal revenues:	

1	Federal revenues and reimbursements	248,800
2	Special revenue funds:	
3	Prisoner health care copayments	253,200
4	State general fund/general purpose	\$ 287,701,000
5	Sec. 108. CORRECTIONAL FACILITIES	
6	Average population	44,997
7	Full-time equated classified positions	9,788.7
8	Alger correctional facility - Munising--261.2 FTE	
9	positions	\$ 30,934,700
10	Average population	889
11	Baraga correctional facility - Baraga--295.8 FTE	
12	positions	34,936,800
13	Average population	884
14	Bellamy Creek correctional facility - Ionia--390.2 FTE	
15	positions	43,429,700
16	Average population	1,850
17	Earnest C. Brooks correctional facility - Muskegon--	
18	444.7 FTE positions	50,309,500
19	Average population	2,512
20	Carson City correctional facility - Carson City--424.4	
21	FTE positions	47,780,500
22	Average population	2,440
23	Central Michigan correctional facility - St. Louis--	
24	391.6 FTE positions	45,888,900
25	Average population	2,554
26	Chippewa correctional facility - Kincheloe--435.1 FTE	
27	positions	49,076,400

1	Average population	2,282	
2	Cooper street correctional facility - Jackson--260.1		
3	FTE positions		29,056,200
4	Average population	1,799	
5	G. Robert Cotton correctional facility - Jackson--		
6	392.9 FTE positions		43,831,500
7	Average population	1,841	
8	Detroit detention center--63.1 FTE positions		8,346,400
9	Detroit re-entry center--216.2 FTE positions		26,149,300
10	Average population	1,044	
11	Charles E. Egeler correctional facility - Jackson--		
12	372.7 FTE positions		44,501,900
13	Average population	1,376	
14	Richard A. Handlon correctional facility - Ionia--		
15	246.4 FTE positions		28,568,700
16	Average population	1,373	
17	Gus Harrison correctional facility - Adrian--444.1 FTE		
18	positions		48,846,500
19	Average population	2,342	
20	Ionia correctional facility - Ionia--287.8 FTE		
21	positions		33,187,000
22	Average population	654	
23	Kinross correctional facility - Kincheloe--323.8 FTE		
24	positions		37,781,900
25	Average population	1,799	
26	Lakeland correctional facility - Coldwater--275.2 FTE		
27	positions		32,721,200

1	Average population	1,336	
2	Macomb correctional facility - New Haven--297.0 FTE		
3	positions		34,500,300
4	Average population	1,376	
5	Marquette branch prison - Marquette--321.7 FTE		
6	positions		38,752,600
7	Average population	1,201	
8	Michigan reformatory - Ionia--310.7 FTE positions		34,800,400
9	Average population	1,338	
10	Muskegon correctional facility - Muskegon--202.5 FTE		
11	positions		23,557,800
12	Average population	1,338	
13	Newberry correctional facility - Newberry--201.1 FTE		
14	positions		23,958,900
15	Average population	978	
16	Oaks correctional facility - Eastlake--291.4 FTE		
17	positions		34,097,200
18	Average population	1,156	
19	Ojibway correctional facility - Marenisco--202.1 FTE		
20	positions		22,871,900
21	Average population	1,090	
22	Parnall correctional facility - Jackson--259.5 FTE		
23	positions		28,221,900
24	Average population	1,678	
25	Pugsley correctional facility - Kingsley--210.9 FTE		
26	positions		24,539,700
27	Average population	1,342	

1	Saginaw correctional facility - Freeland--275.9 FTE	
2	positions	32,623,300
3	Average population	1,480
4	Special alternative incarceration program (Camp	
5	Cassidy Lake)--119.0 FTE positions.....	13,893,700
6	Average population	400
7	St. Louis correctional facility - St. Louis--310.9 FTE	
8	positions	36,662,700
9	Average population	1,226
10	Thumb correctional facility - Lapeer--284.4 FTE	
11	positions	33,115,400
12	Average population	1,219
13	Womens Huron Valley correctional complex - Ypsilanti--	
14	502.9 FTE positions	58,686,800
15	Average population	1,872
16	Woodland correctional facility - Whitmore Lake--285.4	
17	FTE positions	33,110,200
18	Average population	328
19	Northern region administration and support--47.0 FTE	
20	positions	4,299,300
21	Southern region administration and support--141.0 FTE	
22	positions	17,568,200
23	Ionia and Jackson area utilities.....	<u>8,579,600</u>
24	GROSS APPROPRIATION.....	\$ 1,139,187,000
25	Appropriated from:	
26	Federal revenues:	
27	DOJ, state criminal alien assistance program.....	1,014,500

1	Special revenue funds:	
2	Local revenues.....	8,346,400
3	State restricted revenues and reimbursements.....	100,000
4	State general fund/general purpose.....	\$ 1,129,726,100
5	Sec. 109. INFORMATION TECHNOLOGY	
6	Information technology services and projects.....	\$ <u>24,562,800</u>
7	GROSS APPROPRIATION.....	\$ 24,562,800
8	Appropriated from:	
9	State general fund/general purpose.....	\$ 24,562,800
10	Sec. 110. CAPITAL OUTLAY	
11	Capital outlay - security improvements.....	\$ <u>6,000,000</u>
12	GROSS APPROPRIATION.....	\$ 6,000,000
13	Appropriated from:	
14	Special revenue funds:	
15	Special equipment fund.....	6,000,000
16	State general fund/general purpose.....	\$ 0
17	Sec. 111. ONE-TIME APPROPRIATIONS	
18	Education program - one-time enhancement costs.....	\$ 1,045,300
19	Field operations - one-time mobilization costs.....	440,600
20	Neal, et al. settlement agreement.....	25,000,000
21	70 x 7 life recovery - Muskegon pilot.....	<u>600,000</u>
22	GROSS APPROPRIATION.....	\$ 27,085,900
23	Appropriated from:	
24	State general fund/general purpose.....	\$ 27,085,900

25 PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2014-2015

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2014-2015 is \$2,026,668,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2014-2015 is \$115,714,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF CORRECTIONS

Field operations - assumption of county

probation staff	\$	60,543,300
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Community corrections comprehensive plans

and services		12,158,000
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Community re-entry centers.....		1,500,000
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Residential services.....		15,475,500
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County jail reimbursement program.....		14,847,100
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Felony drunk driver jail reduction and

community treatment program		1,440,100
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Leased beds and alternatives to leased beds		5,250,000
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Public safety initiative.....		4,500,000
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TOTAL.....	\$	115,714,000
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Sec. 202. The appropriations authorized under this part and part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this part and part 1:

1 (a) "Administrative segregation" means confinement for
2 maintenance of order or discipline to a cell or room apart from
3 accommodations provided for inmates who are participating in
4 programs of the facility.

5 (b) "Cost per prisoner" means the sum total of the funds
6 appropriated under part 1 for the following, divided by the
7 projected prisoner population in fiscal year 2014-2015:

8 (i) Correctional facilities.

9 (ii) Northern and southern region administration and support.

10 (iii) Clinical complexes.

11 (iv) Prisoner health care services.

12 (v) Health care administration.

13 (vi) Vaccination program.

14 (vii) Prison food service and federal school lunch program.

15 (viii) Transportation.

16 (ix) Inmate legal services.

17 (x) Correctional facilities administration.

18 (xi) Central records.

19 (xii) Mental health services and support.

20 (xiii) Worker's compensation.

21 (xiv) New custody staff training.

22 (xv) Prison store operations.

23 (xvi) Education program.

24 (c) "DAG" means the United States department of agriculture.

25 (d) "DAG-FNS" means the DAG food and nutrition service.

26 (e) "DED" means the United States department of education.

27 (f) "DED-OESE" means the DED office of elementary and

1 secondary education.

2 (g) "DED-OSERS" means the DED office of special education and
3 rehabilitative services.

4 (h) "DED-OVAE" means the DED office of vocational and adult
5 education.

6 (i) "Department" or "MDOC" means the Michigan department of
7 corrections.

8 (j) "DOJ" means the United States department of justice.

9 (k) "DOJ-BOP" means the DOJ bureau of prisons.

10 (l) "DOJ-OJP" means the DOJ office of justice programs.

11 (m) "Evidence-based practices" or "EBP" means a decision-
12 making process that integrates the best available research,
13 clinician expertise, and client characteristics.

14 (n) "FTE" means full-time equated.

15 (o) "GED" means general educational development certificate.

16 (p) "Goal" means the intended or projected result of a
17 comprehensive corrections plan or community corrections program to
18 reduce repeat offending, criminogenic and high-risk behaviors,
19 prison commitment rates, to reduce the length of stay in a jail, or
20 to improve the utilization of a jail.

21 (q) "GPS" means global positioning system.

22 (r) "HIV" means human immunodeficiency virus.

23 (s) "IDG" means interdepartmental grant.

24 (t) "IDT" means intradepartmental transfer.

25 (u) "Jail" means a facility operated by a local unit of
26 government for the physical detention and correction of persons
27 charged with or convicted of criminal offenses.

1 (v) "MDCH" means the Michigan department of community health.

2 (w) "MDHS" means the Michigan department of human services.

3 (x) "MDSP" means the Michigan department of state police.

4 (y) "Medicaid benefit" means a benefit paid or payable under a
5 program for medical assistance under the social welfare act, 1939
6 PA 280, MCL 400.1 to 400.119b.

7 (z) "Objective risk and needs assessment" means an evaluation
8 of an offender's criminal history; the offender's noncriminal
9 history; and any other factors relevant to the risk the offender
10 would present to the public safety, including, but not limited to,
11 having demonstrated a pattern of violent behavior, and a criminal
12 record that indicates a pattern of violent offenses.

13 (aa) "OCC" means the office of community corrections.

14 (bb) "Offender eligibility criteria" means particular criminal
15 violations, state felony sentencing guidelines descriptors, and
16 offender characteristics developed by advisory boards and approved
17 by local units of government that identify the offenders suitable
18 for community corrections programs funded through the office of
19 community corrections.

20 (cc) "Offender success" means that an offender has, with the
21 support of the community, intervention of the field agent, and
22 benefit of any participation in programs and treatment, made an
23 adjustment while at liberty in the community such that he or she
24 has not been sentenced to or returned to prison for the conviction
25 of a new crime or the revocation of probation or parole.

26 (dd) "Offender target population" means felons or
27 misdemeanants who would likely be sentenced to imprisonment in a

1 state correctional facility or jail, who would not likely increase
2 the risk to the public safety based on an objective risk and needs
3 assessment that indicates that the offender can be safely treated
4 and supervised in the community.

5 (ee) "Offender who would likely be sentenced to imprisonment"
6 means either of the following:

7 (i) A felon or misdemeanor who receives a sentencing
8 disposition that appears to be in place of incarceration in a state
9 correctional facility or jail, according to historical local
10 sentencing patterns.

11 (ii) A currently incarcerated felon or misdemeanor who is
12 granted early release from incarceration to a community corrections
13 program or who is granted early release from incarceration as a
14 result of a community corrections program.

15 (ff) "Programmatic success" means that the department program
16 or initiative has ensured that the offender has accomplished all of
17 the following:

18 (i) Obtained employment, has enrolled or participated in a
19 program of education or job training, or has investigated all bona
20 fide employment opportunities.

21 (ii) Obtained housing.

22 (iii) Obtained a state identification card.

23 (gg) "Recidivism" means the return of an individual to prison
24 within 3 years after he or she is released either with a new
25 sentence to prison or as a technical violator of parole conditions.

26 (hh) "RSAT" means residential substance abuse treatment.

27 (ii) "Serious emotional disturbance" means that term as

1 defined in section 100d(2) of the mental health code, 1974 PA 328,
2 MCL 330.1100d.

3 (jj) "Serious mental illness" means that term as defined in
4 section 100d(3) of the mental health code, 1974 PA 328, MCL
5 330.1100d.

6 (kk) "SSA" means the United States social security
7 administration.

8 (ll) "SSA-SSI" means SSA supplemental security income.

9 Sec. 204. (1) It is the intent of the legislature that annual
10 financial savings from the department's budget appropriation be
11 invested in the following areas: early childhood education, K-12
12 education, higher education, local law enforcement entities through
13 revenue sharing, and roads.

14 (2) It is the intent of the legislature that the investments
15 outlined in subsection (1) from savings found in the department's
16 budget are utilized in order to reduce high crime rates in the
17 state.

18 Sec. 206. The department shall not take disciplinary action
19 against an employee for communicating with a member of the
20 legislature or his or her staff.

21 Sec. 207. State employees shall be given the opportunity to
22 competitively bid on services that are or were provided by state
23 employees. If the contract is awarded to any state employee, he or
24 she ceases being an employee of the state.

25 Sec. 208. The department shall use the Internet to fulfill the
26 reporting requirements of this part. This requirement may include
27 transmission of reports via electronic mail to the recipients

1 identified for each reporting requirement or it may include
2 placement of reports on an Internet or Intranet site.

3 Sec. 209. Funds appropriated in part 1 shall not be used for
4 the purchase of foreign goods or services, or both, if
5 competitively priced and of comparable quality American goods or
6 services, or both, are available. Preference shall be given to
7 goods or services, or both, manufactured or provided by Michigan
8 businesses, if they are competitively priced and of comparable
9 quality. In addition, preference should be given to goods or
10 services, or both, that are manufactured or provided by Michigan
11 businesses owned and operated by veterans, if they are
12 competitively priced and of comparable quality.

13 Sec. 211. The department may charge fees and collect revenues
14 in excess of appropriations in part 1 not to exceed the cost of
15 offender services and programming, employee meals, parolee loans,
16 academic/vocational services, custody escorts, compassionate
17 visits, union steward activities, and public works programs and
18 services provided to local units of government. The revenues and
19 fees collected are appropriated for all expenses associated with
20 these services and activities.

21 Sec. 212. On a quarterly basis, the department shall report on
22 the number of full-time equated positions in pay status by civil
23 service classification to the senate and house appropriations
24 subcommittees on corrections, the legislative corrections
25 ombudsman, and the senate and house fiscal agencies. This report
26 shall include a detailed accounting of the long-term vacancies that
27 exist within each department. As used in this subsection, "long-

1 term vacancy" means any full-time equated position that has not
2 been filled at any time during the past 24 calendar months.

3 Sec. 214. The department shall receive and retain copies of
4 all reports funded from appropriations in part 1. Federal and state
5 guidelines for short-term and long-term retention of records shall
6 be followed. The department may electronically retain copies of
7 reports unless otherwise required by federal and state guidelines.

8 Sec. 216. The department shall prepare a report on out-of-
9 state travel expenses not later than January 1 of each year. The
10 travel report shall be a listing of all travel by classified and
11 unclassified employees outside this state in the immediately
12 preceding fiscal year that was funded in whole or in part with
13 funds appropriated in the department's budget. The report shall be
14 submitted to the senate and house standing committees on
15 appropriations, the legislative corrections ombudsman, the senate
16 and house fiscal agencies, and the state budget director. The
17 report shall include the following information:

18 (a) The dates of each travel occurrence.

19 (b) The total transportation and related costs of each travel
20 occurrence, including the proportion funded with state general
21 fund/general purpose revenues, the proportion funded with state
22 restricted revenues, the proportion funded with federal revenues,
23 and the proportion funded with other revenues.

24 Sec. 219. (1) Any contract for prisoner telephone services
25 entered into after the effective date of this section shall include
26 a condition that fee schedules for prisoner telephone calls,
27 including rates and any surcharges other than those necessary to

1 meet special equipment costs, be the same as fee schedules for
2 calls placed from outside of correctional facilities.

3 (2) Revenues appropriated and collected for special equipment
4 funds shall be considered state restricted revenue. Of this
5 revenue, \$2,000,000.00 shall be used for programming that is a
6 condition of parole, such as violence prevention programming,
7 sexual offender programming, and thinking for a change, with
8 particular emphasis on individuals who are past their earliest
9 release dates. Any remaining balance shall be used for special
10 equipment and security projects. Unexpended funds remaining at the
11 close of the fiscal year shall not lapse to the general fund but
12 shall be carried forward and be available for appropriation in
13 subsequent fiscal years.

14 (3) The department shall submit a report to the senate and
15 house appropriations subcommittees on corrections, the senate and
16 house fiscal agencies, the legislative corrections ombudsman, and
17 the state budget director by February 1 outlining revenues and
18 expenditures from special equipment funds. The report shall include
19 all of the following:

20 (a) A list of all individual projects and purchases financed
21 with special equipment funds in the immediately preceding fiscal
22 year, the amounts expended on each project or purchase, and the
23 name of each vendor the products or services were purchased from.

24 (b) A list of planned projects and purchases to be financed
25 with special equipment funds during the current fiscal year, the
26 amounts to be expended on each project or purchase, and the name of
27 each vendor for which the products or services were purchased.

1 (c) A review of projects and purchases planned for future
2 fiscal years from special equipment funds.

3 Sec. 220. Not later than November 30, the state budget office
4 shall prepare and transmit a report that provides for estimates of
5 the total general fund/general purpose appropriation lapses at the
6 close of the fiscal year. This report shall summarize the projected
7 year-end general fund/general purpose appropriation lapses by major
8 departmental program or program areas. The report shall be
9 transmitted to the chairpersons of the senate and house of
10 representatives standing committees on appropriations and the
11 senate and house fiscal agencies.

12 Sec. 221. The department shall cooperate with the department
13 of technology, management, and budget to maintain a searchable
14 website accessible by the public at no cost that includes, but is
15 not limited to, all of the following for the department:

16 (a) Fiscal year-to-date expenditures by category.

17 (b) Fiscal year-to-date expenditures by appropriation unit.

18 (c) Fiscal year-to-date payments to a selected vendor,
19 including the vendor name, payment date, payment amount, and
20 payment description.

21 (d) The number of active department employees by job
22 classification.

23 (e) Job specifications and wage rates.

24 Sec. 223. (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 \$5,000,000.00 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
13 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
16 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. 229. Within 14 days after the release of the executive
22 budget recommendation, the department shall cooperate with the
23 state budget office to provide the chairpersons of the senate and
24 house appropriations committees, the chairpersons of the senate and
25 house appropriations subcommittees on corrections, and the senate
26 and house fiscal agencies with an annual report on estimated state
27 restricted fund balances, state restricted fund projected revenues,

1 and state restricted fund expenditures for the fiscal years ending
2 September 30, 2014 and September 30, 2015.

3 Sec. 230. Funds appropriated in part 1 shall not be used by
4 the department to hire a person to provide legal services that are
5 the responsibility of the attorney general. This prohibition does
6 not apply to legal services for bonding activities and for those
7 outside services that the attorney general authorizes.

8 Sec. 231. The department shall maintain, on a publicly
9 accessible website, a department scorecard that identifies, tracks,
10 and regularly updates key metrics that are used to monitor and
11 improve the departments's performance.

12 Sec. 232. The department shall issue a report to the senate
13 and house appropriations subcommittees on corrections, the senate
14 and house fiscal agencies, and the legislative corrections
15 ombudsman by October 1 that includes the security levels of all
16 prisoners who were classified as past their earliest release date
17 as of March 1 of the prior fiscal year.

18 Sec. 238. It is the intent of the legislature that the
19 department make additional efforts to sell, rent, or otherwise
20 repurpose closed correctional facilities.

21 Sec. 239. It is the intent of the legislature that the
22 department establish and maintain a management-to-staff ratio of
23 not more than 1 supervisor for each 8 employees at the department's
24 central office in Lansing and at both the northern and southern
25 region administration offices.

26 Sec. 246. Total authorized appropriations from all sources
27 under part 1 for legacy costs for the fiscal year ending September

1 30, 2015 are \$351,595,400.00. From this amount, total department
2 appropriations for pension-related legacy costs are estimated at
3 \$196,513,200.00. Total department appropriations for retiree health
4 care legacy costs are estimated at \$155,082,200.00.

5 Sec. 247. (1) For each new program or program expansion for
6 which funds in excess of \$500,000.00 are appropriated in part 1,
7 the department shall identify specific benchmarks intended to
8 measure the performance or return on taxpayer investment of the
9 program and its associated expenditures.

10 (2) By November 1, the department shall report the proposed
11 benchmarks to the senate and house appropriations subcommittees on
12 corrections, to the senate and house fiscal agencies, and to the
13 state budget director.

14 (3) The department shall provide an update on its progress in
15 achieving those benchmarks at an appropriations subcommittee
16 meeting called for the purpose of discussing benchmarks and their
17 status.

18 (4) It is the intent of the legislature that, beginning with
19 the budget for the fiscal year ending September 30, 2016, any
20 proposal for a new program or an expansion of an existing program
21 in excess of \$500,000.00 initiated by the executive branch or the
22 legislature shall include, as part of the original proposal or
23 budget request, a list of benchmarks intended to measure the
24 performance or return on taxpayer investment of the program or
25 spending increase.

26 **EXECUTIVE**

1 Sec. 301. For 3 years after a felony offender is released from
2 the department's jurisdiction, the department shall maintain the
3 offender's file on the offender tracking information system and
4 make it publicly accessible in the same manner as the file of the
5 current offender. However, the department shall immediately remove
6 the offender's file from the offender tracking information system
7 upon determination that the offender was wrongfully convicted and
8 the offender's file is not otherwise required to be maintained on
9 the offender tracking information system.

10 Sec. 304. The director of the department shall maintain a
11 staff savings initiative program to invite employees to submit
12 suggestions for saving costs for the department.

13 Sec. 305. By March 1, the department shall report to the
14 senate and house appropriations subcommittees on corrections, the
15 legislative corrections ombudsman, the senate and house fiscal
16 agencies, and the state budget director on the number of prisoners
17 who committed suicide during the previous calendar year. To the
18 extent permitted by law, the report shall include all of the
19 following information:

20 (a) The prisoner's age, offense, sentence, and admission date.

21 (b) Each prisoner's facility and unit.

22 (c) A description of the circumstances of the suicide.

23 (d) The date of the suicide.

24 (e) Whether the suicide occurred in a housing unit, a
25 segregation unit, a mental health unit, or elsewhere on the grounds
26 of the facility.

27 (f) Whether the prisoner had been denied parole and the date

1 of any denial.

2 (g) Details on the department's responses to each suicide,
3 including immediate on-site responses and subsequent internal
4 investigations.

5 (h) A description of any monitoring and psychiatric
6 interventions that had been undertaken prior to the prisoner's
7 suicide, including any changes in placement or mental health care.

8 (i) Whether the prisoner had previously attempted suicide.

9 **PRISONER RE-ENTRY AND COMMUNITY SUPPORT**

10 Sec. 401. The department shall submit 3-year and 5-year prison
11 population projection updates concurrent with submission of the
12 executive budget to the senate and house appropriations
13 subcommittees on corrections, the legislative corrections
14 ombudsman, the senate and house fiscal agencies, and the state
15 budget director. The report shall include explanations of the
16 methodology and assumptions used in developing the projection
17 updates.

18 Sec. 402. (1) It is the intent of the legislature that the
19 funds appropriated in part 1 for prisoner re-entry programs be
20 expended for the purpose of reducing victimization by reducing
21 repeat offending through the following prisoner re-entry
22 programming:

23 (a) The provision of employment or employment services and job
24 training.

25 (b) The provision of housing assistance.

26 (c) Referral to mental health services.

1 (d) Referral to substance abuse services.

2 (e) Referral to public health services.

3 (f) Referral to education.

4 (g) Referral to any other services necessary for successful
5 reintegration.

6 (2) By March 1, the department shall provide a report on
7 prisoner re-entry expenditures and allocations to the members of
8 the senate and house appropriations subcommittees on corrections,
9 the legislative corrections ombudsman, the senate and house fiscal
10 agencies, and the state budget director. At a minimum, the report
11 shall include information on both of the following:

12 (a) Details on prior-year expenditures, including amounts
13 spent on each project funded, itemized by service provided and
14 service provider.

15 (b) Allocations and planned expenditures for each project
16 funded and for each project to be funded, itemized by service to be
17 provided and service provider. The department shall provide an
18 amended report quarterly, if any revisions to allocations or
19 planned expenditures occurred during that quarter.

20 Sec. 403. (1) The department shall undertake a request for
21 proposal to institute a LEAN process in determining ways to reduce
22 the backlog for programming for prisoners who are within 6 months
23 of their earliest release date (ERD). The programming that the LEAN
24 process shall prioritize is: Violence Prevention Programming (VPP),
25 Sex Offender Programming (SOP), and Thinking For Change.

26 (2) The LEAN process shall also look into ways of instituting
27 LEAN principles which may lead to the elimination of the backlog

1 for ERD prisoners from continuing to occur.

2 (3) Not later than 1 month after completion of a LEAN process
3 evaluation, the department shall provide a report to the senate and
4 house appropriations subcommittees on corrections, the legislative
5 corrections ombudsman, and the senate and house fiscal agencies
6 detailing the outcomes of the LEAN process, the department's
7 progress in achieving the reduction in providing programming, and
8 the department's plan for implementing efficiency standards
9 identified in the LEAN process throughout the department.

10 Sec. 404. (1) The department may hire additional staff on a
11 temporary basis to assist with instituting LEAN process principles,
12 as identified in section 403. The temporary staff shall be hired to
13 provide programming if the number of prisoners who are past their
14 earliest release date and have not received programming is
15 backlogged more than 50 prisoners in the entire department facility
16 system. The temporary staff shall be retained until the backlog has
17 dropped below 50 prisoners for 2 consecutive months throughout the
18 department facility system.

19 (2) The role of the temporary staff shall be to provide
20 necessary programming for those individuals who are past their
21 earliest release date.

22 (3) The financial savings provided through the reduction of
23 past earliest release date prisoners, as identified through the
24 LEAN process undertaken by the department, shall be directed for
25 the use of hiring the additional temporary staff.

26 Sec. 405. By March 1, the department shall report to the
27 senate and house appropriations subcommittees on corrections, the

1 legislative corrections ombudsman, the senate and house fiscal
2 agencies, and the state budget director on substance abuse testing
3 and treatment program objectives, outcome measures, and results,
4 including program impact on offender success and programmatic
5 success as those terms are defined in section 203.

6 Sec. 406. From the funds appropriated in part 1, the
7 department shall provide an interdepartmental grant to the
8 department of human services to expand the swift and sure sanctions
9 program through Michigan rehabilitative services. The department
10 shall allocate not less than \$1,000,000.00 for the purpose
11 described in this section and shall establish an interagency
12 agreement with the department of human services and judicial branch
13 to carry out this purpose. These funds shall be used to contract
14 with accredited, community-based rehabilitation organizations for
15 job placement and other support services and to assist individuals
16 who have a history of probation and parole violations, who have
17 exceptional mental health needs, and who meet the profile of the
18 current customer base of Michigan rehabilitative services and shall
19 not be used for individuals who are currently incarcerated.

20 Sec. 407. (1) By June 30, the department shall place the
21 statistical report from the immediately preceding calendar year on
22 an Internet site. The statistical report shall include, but not be
23 limited to, the information as provided in the 2004 statistical
24 report.

25 (2) It is the intent of the legislature that starting with
26 calendar year 2010, the statistical report be placed on an Internet
27 site within 6 months after the end of each calendar year.

1 Sec. 408. The department shall measure the recidivism rates of
2 offenders.

3 Sec. 409. (1) The department shall engage with state agencies
4 and local entities to coordinate services and shall use
5 appropriations provided in part 1 for re-entry and vocational
6 education programs designed through collaboration with Michigan's
7 workforce development system. The department shall ensure that the
8 collaboration provides relevant professional development
9 opportunities to prisoners to ensure that the programs are high
10 quality, demand driven, locally receptive, and responsive to the
11 needs of communities where the prisoners are expected to reside
12 after their release from correctional facilities. The programs
13 shall begin upon the intake of the prisoner into a department
14 facility.

15 (2) It is the intent of the legislature that the workforce
16 development programming continue through the entire duration of the
17 prisoner's incarceration to encourage employment upon release.

18 (3) By March 1, the department shall provide a report to the
19 senate and house appropriations subcommittees on corrections, the
20 legislative corrections ombudsman, and the senate and house fiscal
21 agencies detailing the results of the workforce development
22 program.

23 Sec. 410. (1) The funds included in part 1 for community
24 corrections comprehensive plans and services are to encourage the
25 development through technical assistance grants, implementation,
26 and operation of community corrections programs that enhance
27 offender success and that also may serve as an alternative to

1 incarceration in a state facility or jail. The comprehensive
2 corrections plans shall include an explanation of how the public
3 safety will be maintained, the goals for the local jurisdiction,
4 offender target populations intended to be affected, offender
5 eligibility criteria for purposes outlined in the plan, and how the
6 plans will meet the following objectives, consistent with section
7 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

8 (a) Reduce admissions to prison of offenders who would likely
9 be sentenced to imprisonment, including probation violators.

10 (b) Improve the appropriate utilization of jail facilities,
11 the first priority of which is to open jail beds intended to house
12 otherwise prison-bound felons, and the second priority being to
13 appropriately utilize jail beds so that jail crowding does not
14 occur.

15 (c) Open jail beds through the increase of pretrial release
16 options.

17 (d) Reduce the readmission to prison of parole violators.

18 (e) Reduce the admission or readmission to prison of
19 offenders, including probation violators and parole violators, for
20 substance abuse violations.

21 (f) Contribute to offender success, as that term is defined in
22 section 203.

23 (2) The award of community corrections comprehensive plans and
24 residential services funds shall be based on criteria that include,
25 but are not limited to, the prison commitment rate by category of
26 offenders, trends in prison commitment rates and jail utilization,
27 historical trends in community corrections program capacity and

1 program utilization, and the projected impact and outcome of annual
2 policies and procedures of programs on offender success, prison
3 commitment rates, and jail utilization.

4 (3) Funds awarded for residential services in part 1 shall
5 provide for a per diem reimbursement of not more than \$47.50 for
6 nonaccredited facilities, or of not more than \$48.50 for facilities
7 that have been accredited by the American corrections association
8 or a similar organization as approved by the department.

9 Sec. 411. The comprehensive corrections plans shall also
10 include, where appropriate, descriptive information on the full
11 range of sanctions and services that are available and utilized
12 within the local jurisdiction and an explanation of how jail beds,
13 residential services, the special alternative incarceration
14 program, probation detention centers, the electronic monitoring
15 program for probationers, and treatment and rehabilitative services
16 will be utilized to support the objectives and priorities of the
17 comprehensive corrections plans and the purposes and priorities of
18 section 8(4) of the community corrections act, 1988 PA 511, MCL
19 791.408, that contribute to the success of offenders. The plans
20 shall also include, where appropriate, provisions that detail how
21 the local communities plan to respond to sentencing guidelines
22 found in chapter XVII of the code of criminal procedure, 1927 PA
23 175, MCL 777.1 to 777.69, and use the county jail reimbursement
24 program under section 414. The state community corrections board
25 shall encourage local community corrections advisory boards to
26 include in their comprehensive corrections plans strategies to
27 collaborate with local alcohol and drug treatment agencies of the

1 MDCH for the provision of alcohol and drug screening, assessment,
2 case management planning, and delivery of treatment to alcohol- and
3 drug-involved offenders.

4 Sec. 412. (1) As part of the March biannual report specified
5 in section 12(2) of the community corrections act, 1988 PA 511, MCL
6 791.412, that requires an analysis of the impact of that act on
7 prison admissions and jail utilization, the department shall submit
8 to the senate and house appropriations subcommittees on
9 corrections, the legislative corrections ombudsman, the senate and
10 house fiscal agencies, and the state budget director the following
11 information for each county and counties consolidated for
12 comprehensive corrections plans:

13 (a) Approved technical assistance grants and comprehensive
14 corrections plans including each program and level of funding, the
15 utilization level of each program, and profile information of
16 enrolled offenders.

17 (b) If federal funds are made available, the number of
18 participants funded, the number served, the number successfully
19 completing the program, and a summary of the program activity.

20 (c) Status of the community corrections information system and
21 the jail population information system.

22 (d) Data on residential services, including participant data,
23 participant sentencing guideline scores, program expenditures,
24 average length of stay, and bed utilization data.

25 (e) Offender disposition data by sentencing guideline range,
26 by disposition type, by prior record variable score, by number and
27 percent statewide and by county, current year, and comparisons to

1 the previous 3 years.

2 (f) Data on the use of funding made available under the felony
3 drunk driver jail reduction and community treatment program.

4 (2) The report required under subsection (1) shall include the
5 total funding allocated, program expenditures, required program
6 data, and year-to-date totals.

7 Sec. 413. (1) The department shall identify and coordinate
8 information regarding the availability of and the demand for
9 community corrections programs, jail-based community corrections
10 programs, jail-based probation violation sanctions, and all state-
11 required jail data.

12 (2) The department is responsible for the collection,
13 analysis, and reporting of all state-required jail data.

14 (3) As a prerequisite to participation in the programs and
15 services offered through the department, counties shall provide
16 necessary jail data to the department.

17 Sec. 414. (1) The department shall administer a county jail
18 reimbursement program from the funds appropriated in part 1 for the
19 purpose of reimbursing counties for housing in jails certain felons
20 who otherwise would have been sentenced to prison.

21 (2) The county jail reimbursement program shall reimburse
22 counties for convicted felons in the custody of the sheriff if the
23 conviction was for a crime committed on or after January 1, 1999
24 and 1 of the following applies:

25 (a) The felon's sentencing guidelines recommended range upper
26 limit is more than 18 months, the felon's sentencing guidelines
27 recommended range lower limit is 12 months or less, the felon's

1 prior record variable score is 35 or more points, and the felon's
2 sentence is not for commission of a crime in crime class G or crime
3 class H or a nonperson crime in crime class F under chapter XVII of
4 the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.

5 (b) The felon's minimum sentencing guidelines range minimum is
6 more than 12 months under the sentencing guidelines described in
7 subdivision (a).

8 (c) The felon was sentenced to jail for a felony committed
9 while he or she was on parole and under the jurisdiction of the
10 parole board and for which the sentencing guidelines recommended
11 range for the minimum sentence has an upper limit of more than 18
12 months.

13 (3) State reimbursement under this subsection shall be \$60.00
14 per diem per diverted offender for offenders with a presumptive
15 prison guideline score, \$50.00 per diem per diverted offender for
16 offenders with a straddle cell guideline for a group 1 crime, and
17 \$35.00 per diem per diverted offender for offenders with a straddle
18 cell guideline for a group 2 crime. Reimbursements shall be paid
19 for sentences up to a 1-year total.

20 (4) As used in this subsection:

21 (a) "Group 1 crime" means a crime in 1 or more of the
22 following offense categories: arson, assault, assaultive other,
23 burglary, criminal sexual conduct, homicide or resulting in death,
24 other sex offenses, robbery, and weapon possession as determined by
25 the department of corrections based on specific crimes for which
26 counties received reimbursement under the county jail reimbursement
27 program in fiscal year 2007 and fiscal year 2008, and listed in the

1 county jail reimbursement program document titled "FY 2007 and FY
2 2008 Group One Crimes Reimbursed", dated March 31, 2009.

3 (b) "Group 2 crime" means a crime that is not a group 1 crime,
4 including larceny, fraud, forgery, embezzlement, motor vehicle,
5 malicious destruction of property, controlled substance offense,
6 felony drunk driving, and other nonassaultive offenses.

7 (c) "In the custody of the sheriff" means that the convicted
8 felon has been sentenced to the county jail and is either housed in
9 the county jail or has been released from jail and is being
10 monitored through the use of the sheriff's electronic monitoring
11 system.

12 (5) County jail reimbursement program expenditures shall not
13 exceed the amount appropriated in part 1 for the county jail
14 reimbursement program. Payments to counties under the county jail
15 reimbursement program shall be made in the order in which properly
16 documented requests for reimbursements are received. A request
17 shall be considered to be properly documented if it meets MDOC
18 requirements for documentation. By October 15, the department shall
19 distribute the documentation requirements to all counties.

20 Sec. 416. Allowable uses of felony drunk driver jail reduction
21 and community treatment program funding shall include reimbursing
22 counties for transportation, treatment costs, and housing felony
23 drunk drivers during a period of assessment for treatment and case
24 planning. Reimbursements for housing during the assessment process
25 shall be at the rate of \$43.50 per day per offender, up to a
26 maximum of 5 days per offender.

27 Sec. 417. (1) By March 1, the department shall report to the

1 members of the senate and house appropriations subcommittees on
2 corrections, the legislative corrections ombudsman, the senate and
3 house fiscal agencies, and the state budget director on each of the
4 following programs from the previous fiscal year:

5 (a) The county jail reimbursement program.

6 (b) The felony drunk driver jail reduction and community
7 treatment program.

8 (c) Any new initiatives to control prison population growth
9 funded or proposed to be funded under part 1.

10 (2) For each program listed under subsection (1), the report
11 shall include information on each of the following:

12 (a) Program objectives and outcome measures, including, but
13 not limited to, the number of offenders who successfully completed
14 the program, and the number of offenders who successfully remained
15 in the community during the 3 years following termination from the
16 program.

17 (b) Expenditures by location.

18 (c) The impact on jail utilization.

19 (d) The impact on prison admissions.

20 (e) Other information relevant to an evaluation of the
21 program.

22 Sec. 418. (1) The department shall collaborate with the state
23 court administrative office on facilitating changes to Michigan
24 court rules that would require the court to collect at the time of
25 sentencing the state operator's license, state identification card,
26 or other documentation used to establish the identity of the
27 individual to be admitted to the department. The department shall

1 maintain those documents in the prisoner's personal file.

2 (2) The department shall cooperate with MDCH to create and
3 maintain a process by which prisoners can obtain their Michigan
4 birth certificates if necessary. The department shall describe a
5 process for obtaining birth certificates from other states, and in
6 situations where the prisoner's effort fails, the department shall
7 assist in obtaining the birth certificate.

8 (3) The department shall collaborate with the department of
9 military and veterans affairs to create and maintain a process by
10 which prisoners can obtain a copy of their DD Form 214 or other
11 military discharge documentation if necessary.

12 Sec. 419. (1) The department shall provide weekly electronic
13 mail reports to the senate and house appropriations subcommittees
14 on corrections, the legislative corrections ombudsman, the senate
15 and house fiscal agencies, and the state budget director on
16 prisoner, parolee, and probationer populations by facility, and
17 prison capacities.

18 (2) The department shall provide monthly electronic mail
19 reports to the senate and house appropriations subcommittees on
20 corrections, the legislative corrections ombudsman, the senate and
21 house fiscal agencies, and the state budget director. The reports
22 shall include information on end-of-month prisoner populations in
23 county jails, the net operating capacity according to the most
24 recent certification report, identified by date, and end-of-month
25 data, year-to-date data, and comparisons to the prior year for the
26 following:

27 (a) Community residential program populations, separated by

1 centers and electronic monitoring.

2 (b) Parole populations.

3 (c) Probation populations, with identification of the number
4 in special alternative incarceration.

5 (d) Prison and camp populations, with separate identification
6 of the number in special alternative incarceration and the number
7 of lifers.

8 (e) Parole board activity, including the numbers and
9 percentages of parole grants and parole denials.

10 (f) Prisoner exits, identifying transfers to community
11 placement, paroles from prisons and camps, paroles from community
12 placement, total movements to parole, prison intake, prisoner
13 deaths, prisoners discharging on the maximum sentence, and other
14 prisoner exits.

15 (g) Prison intake and returns, including probation violators,
16 new court commitments, violators with new sentences, escaper new
17 sentences, total prison intake, returns from court with additional
18 sentences, community placement returns, technical parole violator
19 returns, and total returns to prison and camp.

20 Sec. 420. By March 1, the department shall report to the
21 senate and house appropriations subcommittees on corrections, the
22 senate and house judiciary committees, the legislative corrections
23 ombudsman, the senate and house fiscal agencies, and the state
24 budget director on performance data and efforts to improve
25 efficiencies relative to departmental staffing, health care
26 services, food service, prisoner transportation, mental health care
27 services, and pharmaceutical costs.

1 Sec. 421. From the funds appropriated in part 1 for jail
2 mental health transition pilot program, \$1,000,000.00 is intended
3 to address the recommendations of the mental health diversion
4 council.

5 Sec. 431. Upon offender request, the department shall ensure
6 that prior to release from prison, each offender has possession of
7 a set of clothing that would be appropriate and suitable for
8 wearing to an interview for employment.

9 Sec. 434. The department shall explore opportunities to
10 collaborate with Michigan colleges and universities on establishing
11 programs that will employ parolees in agricultural settings.

12 Sec. 435. (1) From the funds appropriated in part 1 for
13 prisoner re-entry legal services, the department shall contract
14 with the legal aid of western Michigan office in Kent County and
15 the legal aid and defender office in Oakland County to establish 2
16 pilot projects. The purpose of the pilot projects is to provide
17 outreach, education, and legal representation to former offenders
18 in areas such as employment, housing, income stability, and child
19 custody and other domestic matters.

20 (2) The legal aid and defender office in Oakland County shall
21 provide prisoner re-entry legal services to former offenders in
22 Wayne County.

23 (3) The department, in collaboration with legal aid of western
24 Michigan and the legal aid and defender office, shall submit a
25 report by April 1 that documents the number of new cases accepted,
26 the types of cases, and case outcomes for completed work. The
27 report shall be submitted 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
3 director.

4 (4) Unexpended funds remaining at the close of the fiscal year
5 shall not lapse to the general fund but shall be carried forward
6 and be available for appropriation in subsequent fiscal years.

7 Sec. 436. (1) The department shall establish a workgroup with
8 representatives from the Genesee County sheriff's office, the city
9 of Flint police department, and other relevant governmental
10 agencies in Genesee County to develop and implement a long-term
11 strategic plan to ease the county jail backlog and to gradually
12 reduce the need for department intervention.

13 (2) The department shall report to the senate and house
14 appropriations subcommittees on corrections, the senate and house
15 fiscal agencies, and the state budget director by September 30
16 strategic recommendations that result from the work of the
17 workgroup.

18 Sec. 437. (1) Funds appropriated in part 1 for Goodwill flip
19 the script shall be distributed to a Michigan-chartered 501(c)(3)
20 nonprofit corporation operating in a county with greater than
21 1,500,000 people for administration and expansion of a program
22 which serves a population of persons aged 16-29. The expansion of
23 the program shall be operational by November 1. The existing
24 program to be expanded shall target those who are entering the
25 criminal justice system for the first or second time and shall
26 assist those individuals through the following program types:

27 (a) Alternative sentencing programs in partnership with a

1 local district or circuit court.

2 (b) Educational recovery for special adult populations with
3 high rates of illiteracy.

4 (c) Career development and continuing education for women.

5 (2) The program selected shall report by March 30 to the
6 department, the senate and house appropriations subcommittees on
7 corrections, the senate and house fiscal agencies, the legislative
8 corrections ombudsman, and the state budget director. The report
9 shall include program performance measurements, the number of
10 individuals diverted from incarceration, the number of individuals
11 served, and outcomes of participants who complete the program.

12 **BUDGET AND OPERATIONS ADMINISTRATION**

13 Sec. 501. From the funds appropriated in part 1 for
14 prosecutorial and detainer expenses, the department shall reimburse
15 counties for housing and custody of parole violators and offenders
16 being returned by the department from community placement who are
17 available for return to institutional status and for prisoners who
18 volunteer for placement in a county jail.

19 Sec. 502. Funds included in part 1 for the sheriffs'
20 coordinating and training office are appropriated for and may be
21 expended to defray costs of continuing education, certification,
22 recertification, decertification, and training of local corrections
23 officers, the personnel and administrative costs of the sheriffs'
24 coordinating and training office, the local corrections officers
25 advisory board, and the sheriffs' coordinating and training council
26 under the local corrections officers training act, 2003 PA 125, MCL

1 791.531 to 791.546.

2 Sec. 504. (1) The department shall conduct a workgroup in
3 conjunction with the department of community health, the state
4 transportation department, the department of human services, the
5 strategic fund in the department of treasury, and members from both
6 the senate and house of representatives to determine if the state
7 can maximize its services and funding for transportation for low-
8 income, elderly, and disabled individuals through consolidating all
9 of the current transportation services for these populations under
10 1 department.

11 (2) The department shall submit to the senate and house
12 appropriations subcommittees on corrections, the senate and house
13 fiscal agencies, the senate and house policy offices, and the state
14 budget office, by March 1, a report on the findings of the
15 workgroup on the items described in subsection (1).

16 Sec. 505. The department shall provide for the training of all
17 custody staff in effective and safe ways of handling prisoners with
18 mental illness and referring prisoners to mental health treatment
19 programs. Mental health awareness training shall be incorporated
20 into the training of new custody staff.

21 Sec. 508. (1) The department shall analyze the structural
22 integrity and overall facility quality of each of the correctional
23 facilities it owns or operates.

24 (2) The department shall issue a report for all correctional
25 facilities to the senate and house appropriations subcommittees on
26 corrections, the senate and house fiscal agencies, and the
27 legislative corrections ombudsman by October 1 setting forth the

1 following information for each facility: its name, street address,
2 and date of construction; its current maintenance costs; any
3 maintenance planned; its current utility costs; its expected future
4 capital improvement costs; and its expected future useful life.

5 Sec. 509. (1) The department shall conduct a study on the
6 Michigan state industries program. The study shall focus on
7 determining which industries have the maximum benefit to the
8 prisoner population in providing marketable skills and leading to
9 employable outcomes after release of the prisoner from a department
10 facility. The report shall also include data on the current
11 operations of Michigan state industries including: a list of and
12 the number of products sold, the operating budget, the location of
13 all Michigan state industries facilities, the number of prisoners
14 working through Michigan state industries, and purchasers of
15 products. Data in the report shall be data from the preceding
16 fiscal year.

17 (2) By December 1, the department shall provide a report to
18 the senate and house appropriations subcommittees on corrections,
19 the senate and house fiscal agencies, and the legislative
20 corrections ombudsman detailing the results and recommendations
21 from the study on Michigan state industries described in subsection
22 (1).

23 Sec. 510. The department, in collaboration with the department
24 of community health, shall establish an accounting structure within
25 the Michigan administrative information network that will allow
26 expenditures associated with the administration of the healthy
27 Michigan plan to be identified. By October 1, the department shall

1 provide the state budget office and the senate and house fiscal
2 agencies with the relevant accounting structure and associated
3 business objects script and report that group's administrative
4 costs.

5 Sec. 511. (1) By February 1, the department shall provide a
6 report to the senate and house appropriations subcommittees on
7 corrections, the senate and house fiscal agencies, the legislative
8 corrections ombudsman, and the state budget director which details
9 the strategic plan of the department. The report shall contain
10 strategies to decrease the overall recidivism rate, measurable
11 plans to increase the rehabilitative function of correctional
12 facilities, metrics to track and ensure prisoner readiness to re-
13 enter society, and constructive actions for providing prisoners
14 with life skills development.

15 (2) The intent of this report is to express that the mission
16 of the department is to provide an action plan before re-entry to
17 society that ensures prisoners' readiness for meeting parole
18 requirements and ensures a reduction in the total number of
19 released inmates who re-enter the criminal justice system.

20 **FIELD OPERATIONS ADMINISTRATION**

21 Sec. 601. (1) From the funds appropriated in part 1, the
22 department shall conduct a statewide caseload audit of field
23 agents. The audit shall address public protection issues and assess
24 the ability of the field agents to complete their professional
25 duties. The complete audit shall be submitted to the senate and
26 house appropriations subcommittees on corrections, the legislative

1 corrections ombudsman, the senate and house fiscal agencies, and
2 the state budget office by March 1.

3 (2) It is the intent of the legislature that the department
4 maintain a number of field agents sufficient to meet supervision
5 and workload standards.

6 Sec. 603. (1) All prisoners, probationers, and parolees
7 involved with the electronic tether program shall reimburse the
8 department for costs associated with their participation in the
9 program. The department may require community service work
10 reimbursement as a means of payment for those able-bodied
11 individuals unable to pay for the costs of the equipment.

12 (2) Program participant contributions and local community
13 tether program reimbursement for the electronic tether program
14 appropriated in part 1 are related to program expenditures and may
15 be used to offset expenditures for this purpose.

16 (3) Included in the appropriation in part 1 is adequate
17 funding to implement the community tether program to be
18 administered by the department. The community tether program is
19 intended to provide sentencing judges and county sheriffs in
20 coordination with local community corrections advisory boards
21 access to the state's electronic tether program to reduce prison
22 admissions and improve local jail utilization. The department shall
23 determine the appropriate distribution of the tether units
24 throughout the state based upon locally developed comprehensive
25 corrections plans under the community corrections act, 1988 PA 511,
26 MCL 791.401 to 791.414.

27 (4) For a fee determined by the department, the department

1 shall provide counties with the tether equipment, replacement
2 parts, administrative oversight of the equipment's operation,
3 notification of violators, and periodic reports regarding county
4 program participants. Counties are responsible for tether equipment
5 installation and service. For an additional fee as determined by
6 the department, the department shall provide staff to install and
7 service the equipment. Counties are responsible for the
8 coordination and apprehension of program violators.

9 (5) Any county with tether charges outstanding over 60 days
10 shall be considered in violation of the community tether program
11 agreement and lose access to the program.

12 Sec. 608. By March 1, the department shall report to the
13 senate and house appropriations subcommittees on corrections, the
14 legislative corrections ombudsman, the senate and house fiscal
15 agencies, and the state budget director on the use of electronic
16 monitoring. At a minimum, the report shall include all of the
17 following:

18 (a) Details on the failure rate of parolees for whom GPS
19 tether is utilized, including the number and rate of parolee
20 technical violations, including specifying failures due to
21 committing a new crime that is uncharged but leads to parole
22 termination, and the number and rate of parolee violators with new
23 sentences.

24 (b) Information on the factors considered in determining
25 whether an offender is placed on active GPS tether, passive GPS
26 tether, radio frequency tether, or some combination of these or
27 other types of electronic monitoring.

1 (c) Monthly data on the number of offenders on active GPS
2 tether, passive GPS tether, radio frequency tether, and any other
3 type of tether.

4 Sec. 611. The department shall prepare by March 1 individual
5 reports for the community re-entry program, the electronic tether
6 program, and the special alternative to incarceration program. The
7 reports shall be submitted to the senate and house appropriations
8 subcommittees on corrections, the legislative corrections
9 ombudsman, the senate and house fiscal agencies, and the state
10 budget director. Each program's report shall include information on
11 all of the following:

12 (a) Monthly new participants by type of offender. Community
13 re-entry program participants shall be categorized by reason for
14 placement. For technical rule violators, the report shall sort
15 offenders by length of time since release from prison, by the most
16 recent violation, and by the number of violations occurring since
17 release from prison.

18 (b) Monthly participant unsuccessful terminations, including
19 cause.

20 (c) Number of successful terminations.

21 (d) End month population by facility/program.

22 (e) Average length of placement.

23 (f) Return to prison statistics.

24 (g) Description of each program location or locations,
25 capacity, and staffing.

26 (h) Sentencing guideline scores and actual sentence statistics
27 for participants, if applicable.

1 (i) Comparison with prior year statistics.

2 (j) Analysis of the impact on prison admissions and jail
3 utilization and the cost effectiveness of the program.

4 Sec. 612. (1) The department shall review and revise as
5 necessary policy proposals that provide alternatives to prison for
6 offenders being sentenced to prison as a result of technical
7 probation violations and technical parole violations. To the extent
8 the department has insufficient policies or resources to affect the
9 continued increase in prison commitments among these offender
10 populations, the department shall explore other policy options to
11 allow for program alternatives, including department or OCC-funded
12 programs, local level programs, and programs available through
13 private agencies that may be used as prison alternatives for these
14 offenders.

15 (2) To the extent policies or programs described in subsection
16 (1) are used, developed, or contracted for, the department may
17 request that funds appropriated in part 1 be transferred under
18 section 393(2) of the management and budget act, 1984 PA 431, MCL
19 18.1393, for their operation.

20 (3) The department shall continue to utilize parole violator
21 processing guidelines that require parole agents to utilize all
22 available appropriate community-based, nonincarcerative postrelease
23 sanctions and services when appropriate. The department shall
24 periodically evaluate such guidelines for modification, in response
25 to emerging information from the demonstration projects for
26 substance abuse treatment provided under this part and applicable
27 provisions of prior budget acts for the department.

1 (4) The department shall provide annual reports to the senate
2 and house appropriations subcommittees on corrections, the
3 legislative corrections ombudsman, the senate and house fiscal
4 agencies, and the state budget director on the number of all
5 parolees returned to prison and probationers sentenced to prison
6 for either a technical violation or new sentence during the
7 preceding calendar quarter. The reports shall include the following
8 information each for probationers, parolees after their first
9 parole, and parolees who have been paroled more than once:

10 (a) The numbers of parole and probation violators returned to
11 or sent to prison for a new crime with a comparison of original
12 versus new offenses by major offense type: assaultive,
13 nonassaultive, drug, and sex.

14 (b) The numbers of parole and probation violators returned to
15 or sent to prison for a technical violation and the type of
16 violation, including, but not limited to, zero gun tolerance and
17 substance abuse violations. For parole technical rule violators,
18 the report shall list violations by type, by length of time since
19 release from prison, by the most recent violation, and by the
20 number of violations occurring since release from prison.

21 (c) The educational history of those offenders, including how
22 many had a GED or high school diploma prior to incarceration in
23 prison, how many received a GED while in prison, and how many
24 received a vocational certificate while in prison.

25 (d) The number of offenders who participated in the re-entry
26 program versus the number of those who did not.

27 (e) The unduplicated number of offenders who participated in

1 substance abuse treatment programs, mental health treatment
2 programs, or both, while in prison, itemized by diagnosis.

3 Sec. 615. The department shall submit a report containing a
4 list detailing the number of prisoners who have received life
5 imprisonment sentences with the possibility of parole and who are
6 currently eligible for parole 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 director by January 1.

10 **HEALTH CARE**

11 Sec. 802. As a condition of expenditure of the funds
12 appropriated in part 1, the department shall provide the senate and
13 house of representatives appropriations subcommittees on
14 corrections, the legislative corrections ombudsman, the senate and
15 house fiscal agencies, and the state budget director with all of
16 the following:

17 (a) Quarterly reports on physical and mental health care
18 detailing quarterly and fiscal year-to-date expenditures itemized
19 by vendor, allocations, status of payments from contractors to
20 vendors, and projected year-end expenditures from accounts for
21 prisoner health care, mental health care, pharmaceutical services,
22 and durable medical equipment.

23 (b) Regular updates on progress on requests for proposals and
24 requests for information pertaining to prisoner health care and
25 mental health care, until the applicable contract is approved.

26 Sec. 803. (1) The department shall establish a standard

1 medical release form for all prisoners by October 1.

2 (2) The department shall assure that all prisoners, upon any
3 health care treatment, are given the opportunity to sign a release
4 of information form designating a family member or other individual
5 to whom the department shall release records information regarding
6 a prisoner. A release of information form signed by a prisoner
7 shall remain in effect for 1 year, and the prisoner may elect to
8 withdraw or amend the release form at any time.

9 (3) The department shall assure that any such signed release
10 forms follow a prisoner upon transfer to another department
11 facility or to the supervision of a parole officer.

12 (4) The form shall be placed on an online, public website
13 managed by the department.

14 Sec. 804. (1) The department shall report quarterly to the
15 senate and house appropriations subcommittees on corrections, the
16 legislative corrections ombudsman, the senate and house fiscal
17 agencies, and the state budget director on prisoner health care
18 utilization. The report shall include the number of inpatient
19 hospital days, outpatient visits, and emergency room visits in the
20 previous quarter, by facility.

21 (2) By March 1, the department shall report to the senate and
22 house appropriations subcommittees on corrections, the legislative
23 corrections ombudsman, the senate and house fiscal agencies, and
24 the state budget director on prisoners receiving off-site inpatient
25 medical care that would have received care in a state correctional
26 facility if beds were available. The report shall include the
27 number of prisoners receiving off-site inpatient medical care and

1 average length of stay in an off-site facility during the period
2 they would have received care in a state correctional facility if
3 beds were available, by month and correctional facilities.

4 Sec. 805. If a prisoner aged 26 years or under is determined
5 not to be eligible for Medicaid, the department shall determine
6 whether the prisoner is eligible for dependent health insurance
7 coverage.

8 Sec. 812. (1) The department shall provide the department of
9 human services with a monthly list of prisoners newly committed to
10 the department of corrections. The department and the department of
11 human services shall enter into an interagency agreement under
12 which the department of human services provides the department of
13 corrections with monthly lists of newly committed prisoners who are
14 eligible for Medicaid benefits in order to maintain the process by
15 which Medicaid benefits are suspended rather than terminated. The
16 department shall assist prisoners who may be eligible for Medicaid
17 benefits after release from prison with the Medicaid enrollment
18 process prior to release from prison.

19 (2) The department shall provide the senate and house
20 appropriations subcommittees on corrections, the legislative
21 corrections ombudsman, the senate and house fiscal agencies, and
22 the state budget director with quarterly updates on the utilization
23 of Medicaid benefits for prisoners.

24 Sec. 814. The department shall assure that psychotropic
25 medications are available, when deemed medically necessary by a
26 licensed medical service provider, to prisoners who have mental
27 illness diagnoses but are not enrolled in corrections mental health

1 services.

2 Sec. 816. By April 1, the department shall provide the members
3 of the senate and house appropriations subcommittees on
4 corrections, the senate and house fiscal agencies, the state budget
5 director, and the legislative corrections ombudsman with a report
6 on pharmaceutical expenditures and prescribing practices. In
7 particular, the report shall provide the following information:

8 (a) A detailed accounting of expenditures on antipsychotic
9 medications.

10 (b) Any changes that have been made to the prescription drug
11 formularies.

12 **CORRECTIONAL FACILITIES ADMINISTRATION**

13 Sec. 904. The department shall calculate the per prisoner/per
14 day cost for each prisoner security custody level. This calculation
15 shall include all actual direct and indirect costs for the previous
16 fiscal year, including, but not limited to, the value of services
17 provided to the department by other state agencies and the
18 allocation of statewide legacy costs. To calculate the per
19 prisoner/per day costs, the department shall divide these direct
20 and indirect costs by the average daily population for each custody
21 level. For multilevel facilities, the indirect costs that cannot be
22 accurately allocated to each custody level can be included in the
23 calculation on a per-prisoner basis for each facility. A report
24 summarizing these calculations and the direct and indirect costs
25 included in them shall be submitted to the senate and house
26 appropriations subcommittees on corrections, the legislative

1 corrections ombudsman, the senate and house fiscal agencies, and
2 the state budget director not later than December 15.

3 Sec. 906. Any local unit of government or private nonprofit
4 organization that contracts with the department for public works
5 services shall be responsible for financing the entire cost of such
6 an agreement.

7 Sec. 907. The department shall report by March 1 to the senate
8 and house appropriations subcommittees on corrections, the
9 legislative corrections ombudsman, the senate and house fiscal
10 agencies, and the state budget director on academic and vocational
11 programs. The report shall provide information relevant to an
12 assessment of the department's academic and vocational programs,
13 including, but not limited to, all of the following:

14 (a) The number of instructors and the number of instructor
15 vacancies, by program and facility.

16 (b) The number of prisoners enrolled in each program, the
17 number of prisoners completing each program, the number of
18 prisoners who fail each program, the number of prisoners who do not
19 complete each program and the reason for not completing the
20 program, the number of prisoners transferred to another facility
21 while enrolled in a program and the reason for transfer, the number
22 of prisoners enrolled who are repeating the program by reason, and
23 the number of prisoners on waiting lists for each program, all
24 itemized by facility.

25 (c) The steps the department has undertaken to improve
26 programs, track records, accommodate transfers and prisoners with
27 health care needs, and reduce waiting lists.

1 (d) The number of prisoners paroled without a high school
2 diploma and the number of prisoners paroled without a GED.

3 (e) An explanation of the value and purpose of each program,
4 for example, to improve employability, reduce recidivism, reduce
5 prisoner idleness, or some combination of these and other factors.

6 (f) An identification of program outcomes for each academic
7 and vocational program.

8 (g) An explanation of the department's plans for academic and
9 vocational programs, including plans to contract with intermediate
10 school districts for GED and high school diploma programs.

11 (h) The number of prisoners not paroled at their earliest
12 release date due to lack of a GED, and the reason those prisoners
13 have not obtained a GED.

14 Sec. 910. The department shall allow the Michigan Braille
15 transcribing fund program to operate at its current location. The
16 donation of the building by the Michigan Braille transcribing fund
17 at the G. Robert Cotton correctional facility in Jackson is
18 acknowledged and appreciated. The department shall continue to
19 encourage the Michigan Braille transcribing fund program to produce
20 high-quality materials for use by the visually impaired.

21 Sec. 911. By March 1, the department shall report to the
22 senate and house appropriations subcommittees on corrections, the
23 senate and house fiscal agencies, the legislative corrections
24 ombudsman, and the state budget director the number of critical
25 incidents occurring each month by type and the number and severity
26 of assaults and escape attempts occurring each month at each
27 facility during the immediately preceding calendar year.

1 Sec. 912. The department shall report to the senate and house
2 appropriations subcommittees on corrections, the legislative
3 corrections ombudsman, the senate and house fiscal agencies, and
4 the state budget director by March 1 on the ratio of correctional
5 officers to prisoners for each correctional institution, the ratio
6 of shift command staff to line custody staff, and the ratio of
7 noncustody institutional staff to prisoners for each correctional
8 institution.

9 Sec. 913. (1) It is the intent of the legislature that any
10 prisoner required to complete a violence prevention program, sexual
11 offender program, or other program as a condition of parole shall
12 be transferred to a facility where that program is available in
13 order to accomplish timely completion of that program prior to the
14 expiration of his or her minimum sentence and eligibility for
15 parole. Nothing in this section should be deemed to make parole
16 denial appealable in court.

17 (2) The department shall submit a quarterly report to the
18 members of the senate and house appropriations subcommittees on
19 corrections, the senate and house fiscal agencies, the state budget
20 director, and the legislative corrections ombudsman detailing
21 enrollment in sex offender programming, assaultive offender
22 programming, violent offender programming, and thinking for change.
23 At a minimum, the report shall include the following:

24 (a) A full accounting of the number of individuals who are
25 required to complete the programming, but have not yet done so.

26 (b) The number of individuals who have reached their earliest
27 release date, but who have not completed required programming.

1 (c) A plan of action for addressing any waiting lists or
2 backlogs for programming that may exist.

3 Sec. 915. The department shall explore opportunities to
4 collaborate with Michigan universities on establishing programs
5 that will allow graduate students to work in correctional
6 facilities to teach programming that is a condition of parole. The
7 intent of the legislature is that graduate students teaching in
8 correctional facilities will result in a cost savings for the
9 department and will reduce the number of individuals who are past
10 their earliest release dates due to the inability to obtain
11 programming.

12 Sec. 924. The department shall evaluate all prisoners at
13 intake for substance abuse disorders, serious developmental
14 disorders, serious mental illness, and other mental health
15 disorders. Prisoners with serious mental illness or serious
16 developmental disorders shall not be removed from the general
17 population as a punitive response to behavior caused by their
18 serious mental illness or serious developmental disorder. Due to
19 persistent high violence risk or severe disruptive behavior that is
20 unresponsive to treatment, prisoners with serious mental illness or
21 serious developmental disorders may be placed in secure residential
22 housing programs that will facilitate access to institutional
23 programming and ongoing mental health services. A prisoner with
24 serious mental illness or serious developmental disorder who is
25 confined in these specialized housing programs shall be evaluated
26 or monitored by a medical professional at a frequency of not less
27 than every 12 hours.

1 Sec. 925. By March 1, the department shall 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 director on the annual number of
5 prisoners in administrative segregation between October 1, 2012 and
6 September 30, 2014, and the annual number of prisoners in
7 administrative segregation between October 1, 2012 and September
8 30, 2014 who at any time during the current or prior prison term
9 were diagnosed with serious mental illness or have a developmental
10 disorder and the number of days each of the prisoners with serious
11 mental illness or a developmental disorder have been confined to
12 administrative segregation.

13 Sec. 929. From the funds appropriated in part 1, the
14 department shall do all of the following:

15 (a) Ensure that any inmate care and control staff in contact
16 with prisoners less than 18 years of age are adequately trained
17 with regard to the developmental and mental health needs of
18 prisoners less than 18 years of age. By April 1, the department
19 shall report to the senate and house appropriations subcommittees
20 on corrections, the senate and house fiscal agencies, and the state
21 budget director on the training curriculum used and the number and
22 types of staff receiving annual training under that curriculum.

23 (b) Provide appropriate placement for prisoners less than 18
24 years of age who have serious mental illness, serious emotional
25 disturbance, or a serious developmental disorder and need to be
26 housed separately from the general population. Prisoners less than
27 18 years of age who have serious mental illness, serious emotional

1 disturbance, or a serious developmental disorder shall not be
2 removed from an existing placement as a punitive response to
3 behavior caused by their serious mental illness, serious emotional
4 disturbance, or a serious developmental disorder. Due to persistent
5 high violence risk or severe disruptive behavior that is
6 unresponsive to treatment, prisoners less than 18 years of age with
7 serious emotional disturbance, serious mental illness, or serious
8 developmental disorders may be placed in secure residential housing
9 programs that will facilitate access to institutional programming
10 and ongoing mental health services. A prisoner less than 18 years
11 of age with serious mental illness, serious emotional disturbance,
12 or a serious developmental disorder who is confined in these
13 specialized housing programs shall be evaluated or monitored by a
14 medical professional at a frequency of not less than every 12
15 hours.

16 (c) Implement a specialized re-entry program that recognizes
17 the needs of prisoners less than 18 years old for supervised re-
18 entry.

19 Sec. 937. The department shall not issue a request for
20 proposal (RFP) for a contract in excess of \$5,000,000.00, unless
21 the department has first considered issuing a request for
22 information (RFI) or a request for qualification (RFQ) relative to
23 that contract to better enable the department to learn more about
24 the market for the products or services that are the subject of the
25 future RFP. The department shall notify the department of
26 technology, management, and budget of the evaluation process used
27 to determine if an RFI or RFQ was not necessary prior to issuing

1 the RFP.

2 Sec. 938. By January 1, the department, in consultation with
3 the departments of technology, management, and budget and community
4 health, shall issue a request for information for a contract to
5 provide beds in a skilled nursing facility for the placement of
6 geriatric and medically fragile inmates, such that those inmates
7 are eligible for Medicaid reimbursement.

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.

MISCELLANEOUS

Sec. 1009. The department shall make an information packet for the families of incoming prisoners available on the department's website. The information packet shall be updated by February 1 of each year thereafter. The packet shall provide information on topics including, but not limited to: how to put money into prisoner accounts, how to make phone calls or create Jpay email accounts, how to visit in person, proper procedures for filing complaints or grievances, the rights of prisoners to physical and mental health care, how to utilize the offender tracking information system (OTIS), truth-in-sentencing and how it applies to minimum sentences, the parole process, and guidance on the importance of the role of families in the reentry process. The department is encouraged to partner with external advocacy groups and actual families of prisoners in the packet-writing process to ensure that the information is useful and complete.

Sec. 1011. The department shall accept in-kind services and equipment donations to facilitate the addition of a cable network that provides programming that will address the religious needs of incarcerated individuals. This network shall be a cable television network that presently reaches the majority of households in the United States. A bilingual channel affiliated with this network may also be added to department programming to assist the religious needs of Spanish-speaking inmates. The addition of these channels shall be of no additional cost to this state.

CAPITAL OUTLAY

1 Sec. 1051. The appropriations in part 1 for capital outlay
2 shall be carried forward at the end of the fiscal year consistent
3 with the provisions of section 248 of the management and budget
4 act, 1984 PA 431, MCL 18.1248.

5 PART 2A

6 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
7 FOR FISCAL YEAR 2015-2016

8 GENERAL SECTIONS

9 Sec. 1201. It is the intent of the legislature to provide
10 appropriations for the fiscal year ending on September 30, 2016 for
11 the line items listed in part 1. The fiscal year 2015-2016
12 appropriations are anticipated to be the same as those for fiscal
13 year 2014-2015, except that the line items will be adjusted for
14 changes in caseload and related costs, federal fund match rates,
15 economic factors, and available revenue. These adjustments will be
16 determined after the January 2015 consensus revenue estimating
17 conference.