

SUBSTITUTE FOR
SENATE BILL NO. 829

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2023; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of corrections for the fiscal year ending September 30, 2023, from the following funds:

DEPARTMENT OF CORRECTIONS

APPROPRIATION SUMMARY

Full-time equated unclassified positions	10.0
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Full-time equated classified positions	10,687.7
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1	GROSS APPROPRIATION		\$ 2,101,022,500
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and		
4	intradepartmental transfers		0
5	ADJUSTED GROSS APPROPRIATION		\$ 2,101,022,500
6	Federal revenues:		
7	Total federal revenues		5,148,400
8	Special revenue funds:		
9	Total local revenues		9,879,500
10	Total private revenues		0
11	Total other state restricted revenues		29,831,800
12	State general fund/general purpose		\$ 2,056,162,800
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND		
14	SUPPORT		
15	Full-time equated unclassified positions	10.0	
16	Full-time equated classified positions	311.1	
17	Unclassified salaries--FTEs	10.0	\$ 2,142,100
18	Administrative hearings officers		3,478,000
19	Budget and operations administration--FTEs	240.5	36,896,100
20	Compensatory buyout and union leave bank		100
21	County jail reimbursement program		14,814,600
22	Employee wellness programming--FTEs	6.0	2,021,400
23	Equipment and special maintenance		1,559,700
24	Executive direction--FTEs	22.6	4,667,700
25	Judicial data warehouse user fees		50,600
26	New custody staff training		21,616,300
27	Prison industries operations--FTEs	42.0	10,230,300
28	Property management		2,479,200

1	Prosecutorial and detainer expenses		4,801,000
2	Worker's compensation		12,991,700
3	GROSS APPROPRIATION	\$	117,748,800
4	Appropriated from:		
5	Federal revenues:		
6	DOJ, prison rape elimination act grant		674,700
7	Special revenue funds:		
8	Correctional industries revolving fund		10,230,300
9	Correctional industries revolving fund 110		721,600
10	Jail reimbursement program fund		5,900,000
11	State general fund/general purpose	\$	100,222,200
12	Sec. 103. OFFENDER SUCCESS ADMINISTRATION		
13	Full-time equated classified positions	262.7	
14	Community corrections comprehensive plans and		
15	services		\$ 13,198,100
16	Education/skilled trades/career readiness		
17	programs--FTEs	195.4	39,100,400
18	Enhanced food technology program--FTEs	10.0	1,640,000
19	Goodwill Flip the Script		1,250,000
20	Offender success community partners		14,500,000
21	Offender success federal grants		751,000
22	Offender success programming		16,122,800
23	Offender success services--FTEs	57.3	17,545,600
24	Public safety initiative		4,000,000
25	Residential probation diversions		16,575,500
26	GROSS APPROPRIATION	\$	124,683,400
27	Appropriated from:		
28	Federal revenues:		

1	DOJ, prisoner reintegration		751,000
2	Federal education funding		1,599,400
3	State general fund/general purpose	\$	122,333,000
4	Sec. 104. FIELD OPERATIONS ADMINISTRATION		
5	Full-time equated classified positions	1,621.2	
6	Criminal justice reinvestment	\$	3,748,400
7	Field operations--FTEs	1,595.2	227,464,600
8	Parole board operations--FTEs	26.0	3,942,800
9	Parole/probation services		940,000
10	Residential alternative to prison program		1,500,000
11	GROSS APPROPRIATION	\$	237,595,800
12	Appropriated from:		
13	Special revenue funds:		
14	Local - community tether program reimbursement		275,000
15	Reentry center offender reimbursements		10,000
16	Supervision fees		6,630,500
17	Supervision fees set-aside		940,000
18	State general fund/general purpose	\$	229,740,300
19	Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION		
20	Full-time equated classified positions	556.2	
21	Central records--FTEs	37.0	\$ 4,904,400
22	Correctional facilities administration--FTEs	27.5	6,702,400
23	Housing inmates in federal institutions		511,000
24	Inmate housing fund		100
25	Inmate legal services		290,900
26	Leased beds and alternatives to leased beds		100
27	Prison food service--FTEs	269.2	74,415,900
28	Prison store operations--FTEs	32.0	3,472,500

1	Transportation--FTEs	190.5	31,555,800
2	GROSS APPROPRIATION	\$	121,853,100
3	Appropriated from:		
4	Federal revenues:		
5	DOJ-BOP, federal prisoner reimbursement		411,000
6	SSA-SSI, incentive payment		272,000
7	Special revenue funds:		
8	Correctional industries revolving fund 110		670,800
9	Resident stores		3,472,500
10	State general fund/general purpose	\$	117,026,800
11	Sec. 106. HEALTH CARE		
12	Full-time equated classified positions	965.8	
13	Clinical complexes--FTEs	650.2	\$ 154,703,900
14	Health care administration--FTEs	12.1	3,660,100
15	Healthy Michigan plan administration--FTEs	10.1	1,019,000
16	Hepatitis C treatment		8,810,700
17	Interdepartmental grant to health and human		
18	services, eligibility specialists		120,200
19	Mental health and substance use treatment		
20	services--FTEs	293.4	52,914,000
21	Prisoner health care services		94,793,600
22	Vaccination program		691,200
23	GROSS APPROPRIATION	\$	316,712,700
24	Appropriated from:		
25	Federal revenues:		
26	Federal revenues and reimbursements		405,500
27	Special revenue funds:		
28	Prisoner health care co-payments		257,200

1	State general fund/general purpose		\$	316,050,000
2	Sec. 107. CORRECTIONAL FACILITIES			
3	Full-time equated classified positions	6,970.7		
4	Alger Correctional Facility - Munising--FTEs	203.6	\$	32,785,600
5	Baraga Correctional Facility - Baraga--FTEs	221.5		39,038,000
6	Bellamy Creek Correctional Facility - Ionia--			
7	FTEs	296.9		47,952,000
8	Carson City Correctional Facility - Carson			
9	City--FTEs	331.5		52,521,700
10	Central Michigan Correctional Facility - St.			
11	Louis--FTEs	326.8		49,518,200
12	Charles E. Egeler Correctional Facility -			
13	Jackson--FTEs	304.6		49,282,900
14	Chippewa Correctional Facility - Kincheloe--			
15	FTEs	342.6		55,403,800
16	Cooper Street Correctional Facility - Jackson--			
17	FTEs	201.8		31,773,300
18	Detroit Detention Center--FTEs	65.7		9,604,500
19	Earnest C. Brooks Correctional Facility -			
20	Muskegon--FTEs	210.8		32,733,100
21	G. Robert Cotton Correctional Facility -			
22	Jackson--FTEs	291.8		48,836,300
23	Gus Harrison Correctional Facility - Adrian--			
24	FTEs	321.1		54,123,800
25	Ionia Correctional Facility - Ionia--FTEs	235.9		36,863,100
26	Kinross Correctional Facility - Kincheloe--FTEs	195.6		35,253,100
27	Lakeland Correctional Facility - Coldwater--			
28	FTEs	226.0		35,548,100

1	Macomb Correctional Facility - New Haven--FTEs	261.7	40,421,100
2	Marquette Branch Prison - Marquette--FTEs	216.1	40,821,000
3	Michigan Reformatory - Ionia--FTEs	227.2	38,104,200
4	Muskegon Correctional Facility - Muskegon--FTEs	192.0	28,472,700
5	Newberry Correctional Facility - Newberry--FTEs	153.5	26,335,100
6	Oaks Correctional Facility - Eastlake--FTEs	254.1	37,750,800
7	Parnall Correctional Facility - Jackson--FTEs	208.8	31,673,400
8	Richard A. Handlon Correctional Facility -		
9	Ionia--FTEs	205.7	33,662,700
10	Saginaw Correctional Facility - Freeland--FTEs	260.5	35,767,400
11	Special Alternative Incarceration Program -		
12	Cassidy Lake--FTEs	15.3	5,206,400
13	St. Louis Correctional Facility - St. Louis--		
14	FTEs	294.5	40,700,000
15	Thumb Correctional Facility - Lapeer--FTEs	260.1	36,432,500
16	Womens Huron Valley Correctional Complex -		
17	Ypsilanti--FTEs	327.3	63,863,000
18	Woodland Correctional Facility - Whitmore Lake-		
19	-FTEs	245.8	39,396,200
20	Northern region administration and support--		
21	FTEs	31.0	4,582,900
22	Southern region administration and support--		
23	FTEs	40.9	19,368,300
24	GROSS APPROPRIATION		\$ 1,133,795,200
25	Appropriated from:		
26	Federal revenues:		
27	DOJ, state criminal assistance program		1,034,800
28	Special revenue funds:		

1	Local funds	9,604,500
2	State restricted fees, revenues and	
3	reimbursements	102,100
4	State general fund/general purpose	\$ 1,123,053,800
5	Sec. 108. INFORMATION TECHNOLOGY	
6	Information technology services and projects	\$ 31,383,500
7	GROSS APPROPRIATION	\$ 31,383,500
8	Appropriated from:	
9	Special revenue funds:	
10	Correctional industries revolving fund 110	182,000
11	Supervision fees set-aside	714,800
12	State general fund/general purpose	\$ 30,486,700
13	Sec. 109. ONE-TIME APPROPRIATIONS	
14	Chances for Life	\$ 1,000,000
15	Goodwill Flip the Script	750,000
16	<i>John Does v MDOC</i> settlement agreement	15,000,000
17	Prosperity region 8 pilot program	500,000
18	GROSS APPROPRIATION	\$ 17,250,000
19	Appropriated from:	
20	State general fund/general purpose	\$ 17,250,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2022-2023

GENERAL SECTIONS

Sec. 201. In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2022-2023 is \$2,085,994,600.00 and state spending from state sources to be paid to local units of

government for fiscal year 2022-2023 is \$124,615,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF CORRECTIONS

Community corrections comprehensive plans and services	\$	13,198,100
County jail reimbursement program		14,814,600
Field operations		69,726,100
Leased beds and alternatives to leased beds		100
Prosecutorial and detainer expenses		4,801,000
Public safety initiative		4,000,000
Residential alternative to prison program		1,500,000
Residential probation diversions		16,575,500
TOTAL	\$	124,615,400

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:

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

(b) "Department" or "MDOC" means the Michigan department of corrections.

(c) "DOJ" means the United States Department of Justice.

(d) "DOJ-BOP" means the DOJ Bureau of Prisons.

(e) "Evidence-based" means a decision-making process that integrates the best available research, clinician expertise, and client characteristics.

1 (f) "Federally-qualified health center" means that term as
2 defined in section 1396d(l) (2) (B) of the social security act, 42 USC
3 1396d.

4 (g) "FTE" means full-time equated.

5 (h) "Goal" means the intended or projected result of a
6 comprehensive corrections plan or community corrections program to
7 reduce repeat offending, criminogenic and high-risk behaviors,
8 prison commitment rates, the length of stay in a jail, or to
9 improve the utilization of a jail.

10 (i) "Jail" means a facility operated by a local unit of
11 government for the physical detention and correction of persons
12 charged with or convicted of criminal offenses.

13 (j) "MDHHS" means the Michigan department of health and human
14 services.

15 (k) "Objective risk and needs assessment" means an evaluation
16 of an offender's criminal history; the offender's noncriminal
17 history; and any other factors relevant to the risk the offender
18 would present to the public safety, including, but not limited to,
19 having demonstrated a pattern of violent behavior, and a criminal
20 record that indicates a pattern of violent offenses.

21 (l) "OCC" means the office of community corrections.

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

28 (n) "Recidivism" means that term as defined in section 1 of
29 2017 PA 5, MCL 798.31.

1 (o) "RSAT" means residential substance abuse treatment.

2 (p) "Serious emotional disturbance" means that term as defined
3 in section 100d(2) of the mental health code, 1974 PA 258, MCL
4 330.1100d.

5 (q) "Serious mental illness" means that term as defined in
6 section 100d(3) of the mental health code, 1974 PA 258, MCL
7 330.1100d.

8 (r) "SSA" means the United States Social Security
9 Administration.

10 (s) "SSA-SSI" means SSA supplemental security income.

11 Sec. 204. The department shall use the internet to fulfill the
12 reporting requirements of this part. This requirement must include
13 transmission of reports via email to the recipients identified for
14 each reporting requirement and it must include placement of reports
15 on an internet site.

16 Sec. 205. To the extent permissible under section 261 of the
17 management and budget act, 1984 PA 431, MCL 18.1261, all of the
18 following apply to funds appropriated in part 1:

19 (a) The funds must not be used for the purchase of foreign
20 goods or services, or both, if competitively priced and of
21 comparable quality American goods or services, or both, are
22 available.

23 (b) Preference must be given to goods or services, or both,
24 manufactured or provided by Michigan businesses, if they are
25 competitively priced and of comparable quality.

26 (c) Preference must be given to goods or services, or both,
27 that are manufactured or provided by Michigan businesses owned and
28 operated by veterans, if they are competitively priced and of
29 comparable quality.

1 Sec. 206. The department shall not take disciplinary action
2 against an employee of the department in the state classified civil
3 service, or a prisoner, for communicating with a member of the
4 legislature or his or her staff, unless the communication is
5 prohibited by law and the department is exercising its authority as
6 provided by law.

7 Sec. 207. The department shall prepare a report on out-of-
8 state travel expenses not later than January 1 of each year. The
9 travel report must be a listing of all travel by classified and
10 unclassified employees outside this state in the immediately
11 preceding fiscal year that was funded in whole or in part with
12 funds appropriated in the department's budget. The report must be
13 submitted to the senate and house appropriations committees, the
14 senate and house fiscal agencies, and the state budget office. The
15 report must include the following information:

16 (a) The dates of each travel occurrence.

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

22 Sec. 208. Funds appropriated in part 1 may be used by a
23 principal executive department, state agency, or authority to hire
24 a person to provide legal services that the attorney general has
25 the responsibility or the discretion to provide. A principal
26 executive department, state agency, or authority may request
27 reimbursement from the office of the attorney general for costs
28 incurred for the purposes of hiring outside counsel to provide
29 legal services.

1 Sec. 209. Not later than December 31, the state budget office
2 shall prepare and transmit a report that provides for estimates of
3 the total general fund/general purpose appropriation lapses at the
4 close of the prior fiscal year. This report shall summarize the
5 projected year-end general fund/general purpose appropriation
6 lapses by major departmental program or program areas. The report
7 must be transmitted to the chairpersons of the senate and house
8 appropriations committees and the senate and house fiscal agencies.

9 Sec. 211. The department shall cooperate with the department
10 of technology, management, and budget to maintain a searchable
11 website accessible by the public at no cost that includes, but is
12 not limited to, all of the following for the department:

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

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

15 (c) Fiscal year-to-date payments to a selected vendor,
16 including the vendor name, payment date, payment amount, and
17 payment description.

18 (d) The number of active department employees by job
19 classification.

20 (e) Job specifications and wage rates.

21 Sec. 212. 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,
28 and state restricted fund expenditures for the prior 2 fiscal
29 years.

1 Sec. 213. The department shall maintain, on a publicly
2 accessible website, a department scorecard that identifies, tracks,
3 and regularly updates key metrics that are used to monitor and
4 improve the department's performance.

5 Sec. 214. Total authorized appropriations from all sources
6 under part 1 for legacy costs for the fiscal year ending September
7 30, 2023 are estimated at \$270,855,400.00. From this amount, total
8 department appropriations for pension-related legacy costs are
9 estimated at \$164,444,700.00. Total department appropriations for
10 retiree health care legacy costs are estimated at \$106,410,700.00.

11 Sec. 215. To the extent permissible under the management and
12 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall
13 take all reasonable steps to ensure businesses in deprived and
14 depressed communities compete for and perform contracts to provide
15 services or supplies, or both. The director shall strongly
16 encourage firms with which the department contracts to subcontract
17 with certified businesses in depressed and deprived communities for
18 services, supplies, or both.

19 Sec. 216. (1) On a quarterly basis, the department shall
20 report on the number of full-time equated positions in pay status
21 by civil service classification, including the number of full-time
22 equated positions in pay status by civil service classification for
23 each correctional facility, to the senate and house appropriations
24 committees and as required under section 248. This report must
25 include the following:

26 (a) A comparison by line item of the number of full-time
27 equated positions authorized from funds appropriated in part 1 to
28 the actual number of full-time equated positions employed by the
29 department at the end of the reporting period.

1 (b) A detailed accounting of all vacant positions that exist
2 within the department.

3 (c) A detailed accounting of all correction officer positions
4 at each correctional facility, including positions that are filled
5 and vacant positions, by facility.

6 (d) A detailed accounting of all vacant positions that are
7 health care-related.

8 (e) A detailed accounting of vacant positions that are being
9 held open for temporarily nonactive employees.

10 (2) By March 1 of the current fiscal year, the department
11 shall report to the senate and house appropriations committees, the
12 senate and house appropriations subcommittees on corrections, the
13 senate and house fiscal agencies, the legislative corrections
14 ombudsman, and the state budget office, the following information:

15 (a) Number of employees that were engaged in remote work in
16 2021.

17 (b) Number of employees authorized to work remotely and the
18 actual number of those working remotely in the current reporting
19 period.

20 (c) Estimated net cost savings achieved by remote work.

21 (d) Reduced use of office space associated with remote work.

22 (3) As used in this section, "vacant position" means any
23 position that has not been filled at any time during the past 12
24 calendar months.

25 Sec. 218. If the state administrative board, acting under
26 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
27 appropriated under this article, the legislature may, by a
28 concurrent resolution adopted by a majority of the members elected
29 to and serving in each house, inter-transfer funds within this

1 article for the particular department, board, commission, officer,
2 or institution.

3 Sec. 220. The department may charge fees and collect revenues
4 in excess of appropriations in part 1 not to exceed the cost of
5 offender services and programming, employee meals, parolee loans,
6 academic/vocational services, custody escorts, compassionate
7 visits, union steward activities, and public works programs and
8 services provided to local units of government or private nonprofit
9 organizations. The revenues and fees collected are appropriated for
10 all expenses associated with these services and activities.

11 Sec. 221. The department shall receive and retain copies of
12 all reports funded from appropriations in part 1. Federal and state
13 guidelines for short-term and long-term retention of records shall
14 be followed. The department may electronically retain copies of
15 reports unless otherwise required by federal and state guidelines.

16 Sec. 222. The department shall report no later than April 1 on
17 each specific policy change made to implement a public act
18 affecting the department that took effect during the prior calendar
19 year to the senate and house appropriations committees, the senate
20 and house subcommittees on corrections, the joint committee on
21 administrative rules, and the senate and house fiscal agencies.

22 Sec. 223. (1) From the funds appropriated in part 1, the
23 department shall do the following:

24 (a) Report to the senate and house appropriations committees
25 and as required under section 248 any amounts of severance pay for
26 a department director, deputy director, or other high-ranking
27 department official not later than 14 days after a severance
28 agreement with the director or official is signed. The name of the
29 director or official and the amount of severance pay must be

1 included in the report required by this subdivision.

2 (b) Maintain an internet site that posts any severance pay in
3 excess of 6 weeks of wages, regardless of the position held by the
4 former department employee receiving severance pay.

5 (c) By February 1, report on the total amount of severance pay
6 remitted to former department employees during the fiscal year
7 ending September 30, 2021 and the total number of former department
8 employees that were remitted severance pay during the fiscal year
9 ending September 30, 2021.

10 (2) As used in this section, "severance pay" means
11 compensation that is both payable or paid upon the termination of
12 employment and in addition to either wages or benefits earned
13 during the course of employment or generally applicable retirement
14 benefits.

15 Sec. 225. Appropriations in part 1 must, to the extent
16 possible by the department, not be expended until all existing work
17 project authorization available for the same purposes is exhausted.

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

23 Sec. 247. The department shall provide the state court
24 administrative office data sufficient to administer the swift and
25 sure sanctions program.

26 Sec. 248. Except as otherwise provided in this part, any
27 report or notice required to be provided by the department must be
28 submitted to the senate and house appropriations committees on
29 corrections, the senate and house fiscal agencies, the legislative

1 corrections ombudsman, and the state budget office.

2
3 **DEPARTMENTAL ADMINISTRATION AND SUPPORT**

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

13 Sec. 302. From the funds appropriated in part 1, the
14 department shall submit a report by March 1 on the department's
15 staff retention strategies. The report must include, but not be
16 limited to, the following:

17 (a) The department's strategies on how to improve employee
18 engagement, how to improve employee wellness, and how to offer
19 additional training and professional development for employees,
20 including metrics the department is using to measure success of
21 employee wellness programming.

22 (b) Mechanisms by which the department receives employee
23 feedback in areas under subdivision (a) and how the department
24 considers suggestions made by employees.

25 (c) Steps the department has taken, and future plans and goals
26 the department has for retention and improving employee wellness.

27 Sec. 303. From the funds appropriated in part 1, the
28 department shall submit a report by March 1 on the number of
29 employee departures. The report must include the number of

1 corrections officers that departed from employment at a state
2 correctional facility in the immediately preceding fiscal year and
3 the number of years they worked for the department. The report must
4 include a chart that shows the normal distribution of employee
5 departures in these positions based on years of service. Years of
6 service must be grouped into the following ranges: 1 to 3 years, 3
7 to 5 years, 5 to 10 years, 10 to 15 years, 15 to 20 years, and 20
8 and more years. The department shall review all reasons for
9 employee departures and summarize in the report the primary reasons
10 for departure for each of the ranges of years of service based on
11 the available responses. The report must include a section that
12 shows the distinction between recruits who are in-training at the
13 academy that depart employment, recruits who are in-training at a
14 facility that depart employment, and employees who have been on the
15 job that depart employment.

16 Sec. 304. The department shall maintain a staff savings
17 initiative program in conjunction with the EPIC program for
18 employees to submit suggestions for efficiencies for the
19 department. The department shall consider each suggestion in a
20 timely manner. By March 1, the department shall report on process
21 improvements that were implemented based on suggestions that were
22 recommended for implementation from the staff savings initiative
23 and EPIC programs. An employee whose suggestion is implemented by
24 the department shall receive noncompensatory recognition for their
25 efforts.

26 Sec. 305. From the funds appropriated in part 1 for
27 prosecutorial and detainer expenses, the department shall reimburse
28 counties for housing and custody of parole violators and offenders
29 being returned by the department from community placement who are

1 available for return to institutional status and for prisoners who
2 volunteer for placement in a county jail.

3 Sec. 306. The department shall provide fiduciary oversight of
4 funds received under the local corrections officers training act,
5 2003 PA 125, MCL 791.531 to 791.546.

6 Sec. 307. The department shall issue an annual report for all
7 vendor contracts. The report must cover service contracts with a
8 value of \$500,000.00 or more and include all of the following:

9 (a) The original start date and the current expiration date of
10 each contract.

11 (b) The number, if any, of contract compliance monitoring site
12 visits completed by the department for each vendor.

13 (c) The number and amount of fines, if any, for service-level
14 agreement noncompliance for each vendor broken down by area of
15 noncompliance.

16 Sec. 308. From the funds appropriated in part 1, the
17 department shall provide for the training of all custody staff in
18 effective and safe ways of handling prisoners with mental illness
19 and referring prisoners to mental health treatment programs. Mental
20 health awareness training must be incorporated into the training of
21 new custody staff.

22 Sec. 309. The department shall issue a report for all
23 correctional facilities by January 1 setting forth the following
24 information for each facility: its name, street address, and date
25 of construction; its current maintenance costs; any maintenance
26 planned; its current utility costs; its expected future capital
27 improvement costs; the current unspent balance of any authorized
28 capital outlay projects, including the original authorized amount;
29 and its expected future useful life.

1 Sec. 310. (1) By March 1, the department shall provide a
2 strategic plan update report which details the progress being made
3 in achieving the strategic plan of the department. The report must
4 contain updates on relevant strategic plan objectives, as well as
5 key statistics and information about the department's efforts to
6 decrease the overall recidivism rate and promote offender success
7 by ensuring readiness to reenter society.

8 (2) Reports and studies related to the effectiveness of
9 departmental programming created as part of a strategic plan
10 objective must be provided to the senate and house appropriations
11 subcommittees on corrections, the senate and house fiscal agencies,
12 the legislative corrections ombudsman, and the state budget office
13 within 30 days of being received by or completed by the department.

14 Sec. 311. By December 1, the department shall provide a report
15 on the Michigan state industries program. The report must include,
16 but not be limited to, the locations of the programs, the total
17 number of participants at each location, a description of job
18 duties and typical inmate schedules, the products that are
19 produced, and how the program provides marketable skills that lead
20 to employable outcomes after release from a department facility.
21 The report must also include an evaluation as to whether dental and
22 optical services can be extended to a Medicaid population.

23 Sec. 312. (1) Funds appropriated in part 1 for employee
24 wellness programming must be used for post-traumatic stress
25 outreach, treating mental health issues, peer support programs, and
26 providing mental health programming for all department staff,
27 including former employees.

28 (2) By December 15, the department shall submit a report on
29 programs the department has established, the level of employee

1 involvement, and expenditures made by the department for employee
2 wellness programming.

3 Sec. 313. (1) From the funds appropriated in part 1 for new
4 custody staff training, the department shall work to hire and train
5 new corrections officers to address attrition of corrections
6 officers and to decrease overtime costs.

7 (2) The department shall submit quarterly reports on new
8 employee schools that includes the following information for the
9 immediately preceding fiscal quarter, and as much of the
10 information as possible for the current and next fiscal year.

11 (a) The number of new employee schools that took place and the
12 location of each.

13 (b) The number of recruits that started in each employee
14 school.

15 (c) The number of recruits that graduated from each employee
16 school and continued employment with the department.

17 (3) The report must outline the department's strategy to
18 achieve a 5% or lower target corrections officer vacancy rate.

19 Sec. 314. From the funds appropriated in part 1, the
20 department shall submit a quarterly report on the number of
21 overtime hours worked by all custody staff, by facility. The report
22 must include for each facility, the number of mandatory overtime
23 hours worked, the number of voluntary overtime hours worked, the
24 reasons for overtime hours worked, and the average number of
25 overtime hours worked by active employees.

26 Sec. 315. The department may establish agreements and exchange
27 offender data with local, state, and federal agencies, law
28 enforcement, community service and treatment providers, and
29 research partners in order to improve offender success, reduce

1 recidivism risk, and enhance public safety. This data sharing may
2 include, but is not limited to, efforts to support the following:

3 (a) Providing continuing access to behavioral health, physical
4 health, and medication needs through community-based providers.

5 (b) Establishing assistance program eligibility and
6 participation.

7 (c) Collaborating with community service providers for
8 continued care and access to services for offenders.

9 (d) Providing ongoing cognitive and behavioral treatment
10 programming in the community.

11 (e) Providing substance abuse testing and referrals for
12 counseling services and treatment.

13 (f) Providing vocational skill training, job placement
14 support, and monitoring employment attainment.

15 (g) Determining educational attainment and needs.

16 (h) Establishing accurate offender identification, criminal
17 histories, and monitoring new criminal activity.

18 (i) Measuring and evaluating treatment programs and services
19 in support of evidence-based practices.

20 Sec. 316. From the funds appropriated in part 1 for new
21 custody staff training, the department shall target training at
22 hiring a minimum of 800 corrections officers to address higher than
23 normal attrition of correction officers and to decrease overtime
24 costs.

25 Sec. 317. From the funds appropriated in part 1, the
26 department shall submit a status report on the corrections officer
27 training academy on January 30 and June 30 to the joint capital
28 outlay subcommittee. The report must include, but not be limited
29 to, the following:

1 (a) History of appropriations for the project, including
2 appropriations made specifically for the project and appropriations
3 made from other operating line items to support project
4 expenditures.

5 (b) Anticipated costs of the project, by phase.

6 (c) Actual expenditures made for the project by line item,
7 fund source, fiscal year, and phase of the project, starting with
8 initial expenditures.

9 (d) Any other information the department considers necessary.

10 Sec. 318. From the funds appropriated in part 1, the
11 department shall submit a report on program changes to existing
12 programs that offer professional development and training
13 opportunities for all levels of custody supervisors and first line
14 managers. The report must include an overview of any changes to
15 existing departmental programs, as well as a review of programs
16 available in other organizations and states that serve similar
17 purposes that may be adopted in part or in full to enhance
18 departmental training. The department shall provide the required
19 report by April 1.

20 Sec. 319. The department shall submit 3-year and 5-year prison
21 population projection updates concurrent with submission of the
22 executive budget recommendation. The report must include
23 explanations of the methodology and assumptions used in developing
24 the projection updates.

25 Sec. 321. By June 30, the department shall place the
26 statistical report from the immediately preceding calendar year on
27 an internet site. The statistical report must include, but not be
28 limited to, the information as provided in the 2004 statistical
29 report.

1 Sec. 323. The department shall measure the reincarceration
2 recidivism rates of offenders based on available data.

3 Sec. 325. (1) The department shall administer a county jail
4 reimbursement program from the funds appropriated in part 1 for the
5 purpose of reimbursing counties for housing in jails certain felons
6 who otherwise would have been sentenced to prison.

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

11 (a) The felon's sentencing guidelines recommended range upper
12 limit is more than 18 months, the felon's sentencing guidelines
13 recommended range lower limit is 12 months or less, the felon's
14 prior record variable score is 35 or more points, and the felon's
15 sentence is not for commission of a crime in crime class G or crime
16 class H or a nonperson crime in crime class F under chapter XVII of
17 the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.

18 (b) The felon's minimum sentencing guidelines range minimum is
19 more than 12 months under the sentencing guidelines described in
20 subdivision (a).

21 (c) The felon was sentenced to jail for a felony committed
22 while the felon was on parole and under the jurisdiction of the
23 parole board and for which the sentencing guidelines recommended
24 range for the minimum sentence has an upper limit of more than 18
25 months.

26 (3) State reimbursement under this section is \$65.00 per diem
27 per diverted offender for offenders with a presumptive prison
28 guideline score, \$55.00 per diem per diverted offender for
29 offenders with a straddle cell guideline for a group 1 crime, and

1 \$40.00 per diem per diverted offender for offenders with a straddle
2 cell guideline for a group 2 crime. Reimbursements must be paid for
3 sentences up to a 1-year total.

4 (4) As used in this section:

5 (a) "Group 1 crime" means a crime in 1 or more of the
6 following offense categories: arson, assault, assaultive other,
7 burglary, criminal sexual conduct, homicide or resulting in death,
8 other sex offenses, robbery, and weapon possession as determined by
9 the department based on specific crimes for which counties received
10 reimbursement under the county jail reimbursement program in fiscal
11 year 2007 and fiscal year 2008, and listed in the county jail
12 reimbursement program document titled "FY 2007 and FY 2008 Group
13 One Crimes Reimbursed", dated March 31, 2009.

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

18 (c) "In the custody of the sheriff" means that the convicted
19 felon has been sentenced to the county jail and is either housed in
20 a county jail, is in custody but is being housed at a hospital or
21 medical facility for a medical or mental health purpose, or has
22 been released from jail and is being monitored through the use of
23 the sheriff's electronic monitoring system.

24 (5) County jail reimbursement program expenditures must not
25 exceed the amount appropriated in part 1 for the county jail
26 reimbursement program. Payments to counties under the county jail
27 reimbursement program must be made in the order in which properly
28 documented requests for reimbursements are received. A request must
29 be considered to be properly documented if it meets departmental

1 requirements for documentation. By October 15, the department shall
2 distribute the documentation requirements to all counties.

3 (6) Any county that receives funding under this section for
4 the purpose of housing in jails certain felons who otherwise would
5 have been sentenced to prison shall, as a condition of receiving
6 the funding, report by September 30 an annual average jail capacity
7 and annual average jail occupancy for the immediately preceding
8 fiscal year.

9 (7) Not later than February 1, the department shall report all
10 of the following information:

11 (a) The number of inmates sentenced to the custody of the
12 sheriff and eligible for the county jail reimbursement program.

13 (b) The total amount paid to counties under the county jail
14 reimbursement program.

15 (c) The total number of days inmates were in the custody of
16 the sheriff and eligible for the county jail reimbursement program.

17 (d) The number of inmates sentenced to the custody of the
18 sheriff under each of the 3 categories: presumptive prison, group 1
19 crime, and group 2 crime in subsection (3).

20 (e) The total amount paid to counties under each of the 3
21 categories: presumptive prison, group 1 crime, and group 2 crime in
22 subsection (3).

23 (f) The total number of days inmates were in the custody of
24 the sheriff under each of the 3 categories: presumptive prison,
25 group 1 crime, and group 2 crime in subsection (3).

26 (g) The estimated cost of housing inmates sentenced to the
27 custody of the sheriff and eligible for the county jail
28 reimbursement program as inmates of a state prison.

29 Sec. 327. (1) The department shall provide monthly email

1 reports on prisoner populations by security levels by facility,
2 prison facility capacities, and parolee and probationer
3 populations.

4 (2) The department shall provide monthly email reports that
5 must include information on end-of-month prisoner populations in
6 county jails, the net operating capacity according to the most
7 recent certification report, identified by date, the number of beds
8 in currently closed housing units by facility, and end-of-month
9 data, year-to-date data, and comparisons to the prior year for the
10 following:

11 (a) Community residential program populations, separated by
12 centers and electronic monitoring.

13 (b) Parole populations.

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

16 (d) Prison and camp populations, with separate identification
17 of the number in special alternative incarceration and the number
18 of lifers.

19 (e) Prisoners classified as past their earliest release date.

20 (f) Parole board activity, including the numbers and
21 percentages of parole grants and parole denials.

22 (g) Prisoner exits, identifying transfers to community
23 placement, paroles from prisons and camps, paroles from community
24 placement, total movements to parole, prison intake, prisoner
25 deaths, prisoners discharging on the maximum sentence, and other
26 prisoner exits.

27 (h) Prison intake and returns, including probation violators,
28 new court commitments, violators with new sentences, escaper new
29 sentences, total prison intake, returns from court with additional

1 sentences, community placement returns, technical parole violator
2 returns, and total returns to prison and camp.

3 (3) If the department knows it will not meet the reporting
4 requirements under this section, the department shall immediately
5 report that fact and shall specify in the notice the reasons the
6 department will not meet the reporting requirements.

7
8 **OFFENDER SUCCESS ADMINISTRATION**

9 Sec. 402. (1) By March 1, the department shall provide a
10 report on offender success expenditures that includes the
11 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 (2) The department may accept cash or in-kind donations to
21 supplement funds for prison education training, supplies, and
22 materials necessary to complete the academic and jobs skills
23 related programs. All funds received are appropriated and may be
24 expended by the department.

25 Sec. 403. The department shall partner with nonprofit faith-
26 based, business and professional, civic, and community
27 organizations for the purpose of providing offender success
28 services. Offender success services include, but are not limited
29 to, counseling, providing information on housing and job placement,

1 and money management assistance.

2 Sec. 404. From the funds appropriated in part 1 for offender
3 success services, the department, when reasonably possible, shall
4 ensure that inmates have potential employer matches in the
5 communities to which they will return prior to each inmate's
6 initial parole hearing.

7 Sec. 409. (1) From the funds appropriated in part 1, the
8 department shall design services for offender success and
9 vocational education programs, collaborating with the department of
10 labor and economic opportunity and local entities to the extent
11 deemed necessary by the director. The department shall ensure the
12 program provides relevant professional development opportunities to
13 prisoners who are high quality, demand driven, locally receptive,
14 and responsive to the needs of communities where the prisoners are
15 expected to reside after their release from correctional
16 facilities.

17 (2) By March 1, the department shall provide a report
18 detailing the results of the workforce development program.

19 Sec. 410. (1) Funds awarded for residential probation
20 diversions in part 1 must provide for a per diem reimbursement of
21 not more than \$75.00.

22 (2) Pursuant to an approved comprehensive plan, allowable uses
23 of community corrections comprehensive plans and services funds
24 must include reimbursing counties for transportation, treatment
25 costs, and housing drunk drivers during a period of assessment for
26 treatment and case planning. Reimbursements for housing during the
27 assessment process is at the rate of \$43.50 per day per offender,
28 up to a maximum of 5 days per offender.

29 Sec. 412. (1) The department shall submit a report on the

1 following information for each county and counties consolidated for
2 community corrections comprehensive plans:

3 (a) Approved technical assistance grants and community
4 corrections comprehensive plans including each program and level of
5 funding, the utilization level of each program, and profile
6 information of enrolled offenders.

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

10 (c) Status of the community corrections information system and
11 the jail population information system.

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

15 (e) Offender disposition data by sentencing guideline range,
16 by disposition type, by prior record variable score, by number and
17 percent statewide and by county, current year, and comparisons to
18 the previous 3 years.

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

21 (2) The report required under subsection (1) must include the
22 total funding allocated, program expenditures, required program
23 data, and year-to-date totals.

24 Sec. 413. (1) From the funds appropriated in part 1 for public
25 safety initiative, the law enforcement agency receiving funding
26 under part 1 shall submit quarterly expenditure reports including a
27 detailed listing of expenditures made, the purpose for which the
28 expenditures were made, the amounts of expenditures by purpose,
29 specific services provided, and the number of individuals served.

1 The report must be submitted to the department, the senate and
2 house of representatives appropriations subcommittees on
3 corrections, the senate and house fiscal agencies, and the state
4 budget office.

5 (2) If requested by the senate and house of representatives
6 appropriations subcommittees on corrections, the law enforcement
7 agency receiving funding under part 1 shall appear before the
8 subcommittees to discuss the expenditure report required under
9 subsection (1). The subcommittees will work with the law
10 enforcement agency to determine when the meeting will occur.

11 Sec. 417. (1) By March 1, the department shall report on any
12 new initiatives to control prison population growth funded or
13 proposed to be funded under part 1.

14 (2) For each initiative listed under subsection (1), the
15 report must include information on each of the following:

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

21 (b) Expenditures by location.

22 (c) The impact on jail utilization.

23 (d) The impact on prison admissions.

24 (e) Other information relevant to an evaluation of the
25 program.

26 Sec. 418. The department shall establish and maintain policies
27 and procedures that allow prisoners, if eligible, to obtain a birth
28 certificate, duplicate social security card, DD Form 214 or other
29 military documentation, state identification card, and operator's

1 license prior to parole or discharge.

2 Sec. 424. From the funds appropriated in part 1, the
3 department shall maintain an enhanced food technology program that
4 provides on-the-job training in prison kitchens that will lead to
5 prisoners earning food service training credentials recognized by
6 the restaurant industry. The department shall collaborate with
7 restaurant industry stakeholders to provide job placement
8 assistance to individuals on probation or parole.

9 Sec. 425. (1) From the funds appropriated in part 1 for
10 offender success programming, the department shall establish
11 medication-assisted treatment offender success pilot programs to
12 provide prerelease treatment and post release referral for opioid-
13 addicted and alcohol-addicted offenders who voluntarily participate
14 in the medication-assisted treatment offender success pilot
15 programs. The department shall collaborate with residential and
16 nonresidential substance abuse treatment providers and with
17 community-based clinics to provide post release treatment. The
18 programs shall employ a multifaceted approach to treatment,
19 including a long-acting nonaddictive medication approved by the
20 Food and Drug Administration for the treatment of opioid and
21 alcohol dependence, counseling, and post release referral to
22 community-based providers.

23 (2) The manufacturer of a long-acting nonaddictive medication
24 approved by the Food and Drug Administration for opioid and alcohol
25 dependence shall provide the department with samples of the
26 medication, at no cost to the department, during the duration of
27 the medication-assisted treatment offender success pilot programs.
28 Offenders shall receive 1 injection prior to being released from
29 custody and shall be connected with an aftercare plan and

1 assistance with obtaining insurance to cover subsequent injections.

2 (3) Participants of the programs shall be required to attend
3 substance abuse treatment programming as directed by their agent,
4 including coordination of both direct or indirect services through
5 federally-qualified health centers in Wayne, Washtenaw, Genesee,
6 Berrien, Van Buren, and Allegan Counties, but not limited to only
7 those counties, shall be subject to routine drug and alcohol
8 testing, shall not be allowed to consume drugs or alcohol, and
9 shall possess a strong will to overcome addiction.

10 (4) The department shall submit a report by December 1 on the
11 number of offenders who received injections upon release, the
12 number of offenders who received injections and tested positive for
13 drugs or alcohol, the number of offenders who received injections
14 in the community for a duration of at least 3 months, and the
15 number of offenders who received injections and were subsequently
16 returned to prison during the prior fiscal year.

17 Sec. 426. From the funds appropriated in part 1, the
18 department shall ensure that any inmate with a diagnosed mental
19 illness is referred to a local mental health care provider that is
20 able and willing to treat the inmate upon parole or discharge. The
21 department shall ensure that the provider is informed of the
22 inmate's current treatment plan including any medications that are
23 currently prescribed to the inmate.

24 Sec. 430. The department shall report by March 1 on academic
25 and vocational programs. The report must provide information
26 relevant to an assessment of the department's academic and
27 vocational programs, including, but not limited to, all of the
28 following:

29 (a) The number of instructors and the number of instructor

1 vacancies, by program and facility.

2 (b) The number of prisoners enrolled in each program, the
3 number of prisoners completing each program, the number of
4 prisoners who do not complete each program and are not subsequently
5 reenrolled and the reason for not completing the program, the
6 number of prisoners transferred to another facility while enrolled
7 in a program and not subsequently reenrolled, the number of
8 prisoners enrolled who are repeating the program, and the number of
9 prisoners on waiting lists for each program, all itemized by
10 facility.

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

14 (d) The number of prisoners paroled without a high school
15 diploma and the number of prisoners paroled without a high school
16 equivalency.

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

20 (f) An identification of program outcomes for each academic
21 and vocational program.

22 (g) The number of prisoners not paroled at their earliest
23 release date due to lack of a high school equivalency, and the
24 reason those prisoners have not obtained a high school equivalency.

25 Sec. 433. From the funds appropriated in part 1, priority may
26 be given to funding reentry or rehabilitation programs that have
27 been demonstrated to reduce prison violence and recidivism,
28 including faith-based initiatives.

29 Sec. 437. (1) Funds appropriated in part 1 for Goodwill Flip

1 the Script must be distributed to a Michigan-chartered 501(c)(3)
2 nonprofit corporation operating in a county with greater than
3 1,500,000 people for administration and expansion of a program that
4 serves a population of individuals aged 16 to 39. The program shall
5 target those who are entering the criminal justice system for the
6 first or second time and shall assist those individuals through the
7 following program types:

8 (a) Alternative sentencing programs in partnership with a
9 local district or circuit court.

10 (b) Educational recovery for special adult populations with
11 high rates of illiteracy.

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

13 (2) The program selected shall report by March 30. The report
14 must include program performance measurements, the number of
15 individuals diverted from incarceration, the number of individuals
16 served, and outcomes of participants who complete the program.

17
18 **FIELD OPERATIONS ADMINISTRATION**

19 Sec. 604. (1) The funds appropriated in part 1 for criminal
20 justice reinvestment must be used only to fund data collection and
21 evidence-based programs designed to reduce recidivism among
22 probationers and parolees.

23 (2) Of the funds appropriated in part 1 for criminal justice
24 reinvestment, at least \$600,000.00 must be allocated to an
25 organization that has received a United States Department of Labor
26 training to work 2-adult reentry grant to provide county jail
27 inmates with programming and services to prepare them to get and
28 keep jobs. Examples of eligible programs and services include, but
29 are not limited to: adult education, tutoring, manufacturing skills

1 training, participation in a simulated work environment, mentoring,
2 cognitive therapy groups, life skills classes, substance abuse
3 recovery groups, fatherhood programs, classes in understanding the
4 legal system, family literacy, health and wellness, finance
5 management, employer presentations, and classes on job retention.
6 Programming and support services should begin before release and
7 continue after release from the county jail. To be eligible for
8 funding, an organization must show at least 2 years' worth of data
9 that demonstrate program success.

10 (3) The department shall report on programs described under
11 this section by March 30. The report must include the
12 reincarceration recidivism rate of program participants, the
13 employment rate of participants who complete the program, and the
14 cost of the program per participant.

15 Sec. 611. The department shall prepare by March 1 individual
16 reports for the residential reentry program, the electronic
17 monitoring program, and the special alternative to incarceration
18 program. Each program's report must include information on all of
19 the following:

20 (a) Monthly new participants by type of offender. Residential
21 reentry program participants shall be categorized by reason for
22 placement. For technical rule violators, the report must sort
23 offenders by length of time since release from prison, by the most
24 recent violation, and by the number of violations occurring since
25 release from prison.

26 (b) Monthly participant unsuccessful terminations, including
27 cause.

28 (c) Number of successful terminations.

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

1 (e) Average length of placement.

2 (f) Return to prison statistics.

3 (g) Description of each program location or locations,
4 capacity, and staffing.

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

7 (i) Comparison with prior year statistics.

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

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

21 (2) By April 1, the department shall provide a report on the
22 number of all parolees returned to prison and probationers
23 sentenced to prison for either a technical violation or new
24 sentence during the preceding fiscal year. The report must include
25 the following information for probationers, for parolees after
26 their first parole, and for parolees who have been paroled more
27 than once:

28 (a) The numbers of parole and probation violators returned to
29 or sent to prison for a new crime with a comparison of original

1 versus new offenses by major offense type: assaultive,
2 nonassaultive, drug, and sex.

3 (b) The numbers of parole and probation violators returned to
4 or sent to prison for a technical violation and the type of
5 violation, including, but not limited to, zero gun tolerance and
6 substance abuse violations. For parole technical rule violators,
7 the report must list violations by type, by length of time since
8 release from prison, by the most recent violation, and by the
9 number of violations occurring since release from prison.

10 (c) The educational history of those offenders, including how
11 many had a high school equivalency or high school diploma prior to
12 incarceration in prison, how many received a high school
13 equivalency while in prison, and how many received a vocational
14 certificate while in prison.

15 (d) The number of offenders who participated in the reentry
16 program versus the number of those who did not.

17 (e) The unduplicated number of offenders who participated in
18 substance abuse treatment programs, mental health treatment
19 programs, or both, while in prison, itemized by diagnosis.

20 Sec. 615. The department shall submit a report by April 30
21 detailing the number of prisoners who have received life
22 imprisonment sentences with the possibility of parole and who are
23 currently eligible for parole.

24 Sec. 617. From the funds appropriated in part 1 for the
25 residential alternative to prison program, the department shall
26 provide vocational, educational, and cognitive programming in a
27 secure environment to enhance existing alternative sentencing
28 options, increase employment readiness and successful placement
29 rates, and reduce new criminal behavior for the west Michigan

1 probation violator population. The department shall measure and set
2 the following metric goals:

3 (a) 85% of participants successfully complete the program.

4 (b) Of the participants that complete the program, 75% will
5 earn a nationally recognized credential for career and vocational
6 programs.

7 (c) Of the participants that complete the program, 100% will
8 earn a certificate of completion for cognitive programming.

9 (d) The prison commitment rate for probation violators will be
10 reduced by 5% within the impacted geographical area after the first
11 year of program operation.

12 Sec. 619. On a quarterly basis, the department shall issue a
13 report detailing the outcomes of prisoners who have been reviewed
14 for parole. The report must include all of the following:

15 (a) How many prisoners in each quarter were reviewed.

16 (b) How many prisoners were granted parole.

17 (c) How many prisoners were denied parole.

18 (d) How many parole decisions were deferred.

19 (e) The distribution of the total number of prisoners reviewed
20 during that quarter grouped by whether the prisoner had been
21 interviewed for the first, second, third, fourth, fifth, sixth, or
22 more than sixth time.

23 (f) The number of paroles granted, denied, or deferred for
24 each of the parole guideline scores of low, average, and high.

25 (g) The reason for denying or deferring parole.

26
27 **HEALTH CARE**

28 Sec. 802. By April 1, the department shall provide reports on
29 the following:

1 (a) Physical and mental health care, pharmaceutical services,
2 and durable medical equipment for prisoners. Reports must detail
3 current and prior fiscal year expenditures itemized by vendor,
4 allocations, status of payments from contractors to vendors, and
5 projected year-end expenditures from accounts. Reports must include
6 a breakdown of all payments to the integrated care provider and to
7 other providers itemized by physical health care, mental health
8 care, pharmaceutical, and durable medical equipment expenditures.

9 (b) Pharmaceutical prescribing practices, including a detailed
10 accounting of expenditures on antipsychotic medications, and any
11 changes that have been made to the prescription drug formularies.

12 (c) A listing of measurable outcomes used to determine the
13 benefits of treatment between the physical and mental health care
14 prisoner populations being provided treatments as described in this
15 section.

16 Sec. 803. (1) The department shall assure that all prisoners,
17 upon any health care treatment funded from appropriations in part
18 1, are given the opportunity to sign a release of information form
19 designating a family member or other individual to whom the
20 department shall release records information regarding a prisoner.
21 A release of information form signed by a prisoner shall remain in
22 effect for 1 year, and the prisoner may elect to withdraw or amend
23 the release form at any time.

24 (2) The department shall assure that any such signed release
25 forms follow a prisoner upon transfer to another department
26 facility or to the supervision of a parole officer.

27 (3) The form must be placed online, on a public website
28 managed by the department.

29 Sec. 804. The department shall provide a report by April 1 on

1 prisoner health care utilization that includes the number of
2 inpatient hospital days, outpatient visits, emergency room visits,
3 and prisoners receiving off-site inpatient medical care in the
4 fiscal year, by facility.

5 Sec. 807. (1) The funds appropriated in part 1 for hepatitis C
6 treatment must be used only to purchase specialty medication for
7 hepatitis C treatment in the prison population. In addition to the
8 above appropriation, any rebates received from the medications used
9 must be used only to purchase specialty medication for hepatitis C
10 treatment. By February 15, the department shall issue a report for
11 the prior fiscal year the total amount spent on specialty
12 medication for the treatment of hepatitis C, the number of
13 prisoners who were treated, the amount of any rebates that were
14 received from the purchase of specialty medication, and what
15 outstanding rebates are expected to be received.

16 (2) The report must include the hepatitis C status of all
17 incoming prisoners and the number of prisoners who are reinfected
18 while incarcerated and require retreatment for hepatitis C. The
19 report must also include the number of those treated and released
20 and then retreated upon reincarceration.

21 Sec. 812. (1) The department shall provide the department of
22 health and human services with a monthly list of prisoners newly
23 committed to the department of corrections. The department and the
24 department of health and human services shall enter into an
25 interagency agreement under which the department of health and
26 human services provides the department of corrections with monthly
27 lists of newly committed prisoners who are eligible for Medicaid
28 benefits in order to maintain the process by which Medicaid
29 benefits are suspended rather than terminated. The department shall

1 assist prisoners who may be eligible for Medicaid benefits after
2 release from prison with the Medicaid enrollment process prior to
3 release from prison.

4 (2) By February 1, the department shall provide updates on the
5 utilization of Medicaid benefits for prisoners over the most recent
6 ten-year period that detail the utilization of Medicaid benefits by
7 prisoners upon release.

8 Sec. 814. (1) By March 1, the department shall report the
9 number of prisoners who received medication assisted therapies, the
10 length of time on therapies, and the number of prisoners who have
11 discontinued treatment while incarcerated.

12 (2) The report is intended to show the department is meeting
13 its goal of weaning prisoners from their addictions.
14

15 **CORRECTIONAL FACILITIES ADMINISTRATION**

16 Sec. 902. (1) From the funds appropriated in part 1, the
17 department shall notify the senate and house appropriations
18 subcommittees on corrections, the senate and house fiscal agencies,
19 the legislative corrections ombudsman, and the state budget office
20 of the department's plans to eliminate programming for prisoners.
21 Notice must be provided at least 30 days prior to program
22 elimination.

23 (2) As used in this section, "programming for prisoners" means
24 a department core program or career and technical education program
25 funded in part 1.

26 Sec. 903. From the funds appropriated in part 1 for prison
27 food service, the department shall report by December 31 the
28 following:

29 (a) Average per-meal cost for prisoner food service. Per-meal

1 cost must include all costs directly related to the provision of
2 food for the prisoner population, and must include, but not be
3 limited to, actual food costs, total compensation for all food
4 service workers, including benefits and legacy costs, and
5 inspection and compliance costs for food service.

6 (b) Food service-related contracts, including goods or
7 services to be provided and the vendor.

8 (c) Major sanitation violations.

9 Sec. 904. The department shall calculate the cost per prisoner
10 per day for each security custody level. This calculation must
11 include all actual direct and indirect costs for the previous
12 fiscal year. To calculate the cost per prisoner per day, the
13 department shall divide the prisoner-related costs by the total
14 number of prisoner days for each custody level and correctional
15 facility. For multilevel facilities, costs that cannot be
16 accurately allocated to each custody level can be included in the
17 calculation on a per-prisoner basis for each facility. A report
18 summarizing these calculations must be submitted not later than
19 December 31. Prisoner-related costs included in the cost per
20 prisoner per day calculation must include all expenditures for the
21 following, from all fund sources:

22 (a) New custody staff training.

23 (b) Prison industries operations.

24 (c) Education/skilled trades/career readiness programs.

25 (d) Enhanced food technology program.

26 (e) Offender success programming.

27 (f) Central records.

28 (g) Correctional facilities administration.

29 (h) Housing inmates in federal institutions.

- 1 (i) Inmate legal services.
- 2 (j) Leased beds and alternatives to leased beds.
- 3 (k) Prison food service.
- 4 (l) Prison store operations.
- 5 (m) Public works program.
- 6 (n) Transportation.
- 7 (o) Health care.
- 8 (p) Correctional facilities.
- 9 (q) Northern and southern region administration and support.

10 Sec. 906. Any local unit of government or private nonprofit
11 organization that contracts with the department for public works
12 services shall be responsible for financing the entire cost of such
13 an agreement.

14 Sec. 910. The department shall allow the Michigan Braille
15 transcribing fund program to operate at designated locations. The
16 department shall continue to encourage the Michigan Braille
17 transcribing fund program to produce high-quality materials for use
18 by the visually impaired.

19 Sec. 911. (1) The department shall report as follows:

20 (a) Within 72 hours of occurrence, any critical incident
21 occurring at a correctional facility.

22 (b) By March 1, the number of critical incidents occurring
23 each month at each facility during the immediately preceding
24 calendar year, categorized by type and severity of each incident.

25 (2) As used in this section, "critical incident" includes a
26 prisoner assault on staff that results in a serious physical injury
27 to staff, an escape or attempted escape, a prisoner disturbance
28 that causes facility operation concerns, and an unexpected death of
29 a prisoner.

1 Sec. 912. The department shall report by March 1 on the ratio
2 of correctional officers to prisoners for each correctional
3 institution, the ratio of shift command staff to line custody
4 staff, and the ratio of noncustody institutional staff to prisoners
5 for each correctional facility.

6 Sec. 913. (1) From the funds appropriated in part 1, the
7 department shall focus on providing required programming to
8 prisoners who are past their earliest release date because of not
9 having received the required programming. Programming includes, but
10 is not limited to, violence prevention programming, assaultive
11 offender programming, sexual offender programming, substance abuse
12 treatment programming, thinking for a change programming, and any
13 other programming that is required as a condition of parole.

14 (2) It is the intent of the legislature that any prisoner
15 required to complete a violence prevention program, sexual offender
16 program, or other program as a condition of parole must be placed
17 on a waiting list for the appropriate programming upon entrance to
18 prison and transferred to a facility where that program is
19 available in order to accomplish timely completion of that program
20 prior to the expiration of his or her minimum sentence and
21 eligibility for parole. To the extent feasible, the department
22 shall consistently provide prisoner programming with the goal of
23 having prisoners complete recommended cognitive programming as
24 early as possible during the prisoner's sentence to impact the
25 prisoner's behavior while incarcerated. Nothing in this section
26 should be deemed to make parole denial appealable in court.

27 (3) The department shall submit a quarterly report detailing
28 enrollment in sex offender programming, assaultive offender
29 programming, violent offender programming, and thinking for a

1 change programming. At a minimum, the report must include the
2 following:

3 (a) A full accounting, from the date of entrance to prison, of
4 the number of individuals who are required to complete the
5 programming, but have not yet done so.

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

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

10 Sec. 920. If a female prisoner in a facility funded from
11 appropriations in part 1 consents to a visitor being present, the
12 department shall allow that 1 person to be present during the
13 prisoner's labor and delivery. The person allowed to accompany the
14 prisoner must be an immediate family member, legal guardian,
15 spouse, or domestic partner. The department is authorized to deny
16 access to a visitor if the department has a safety concern with
17 that visitor's access. The department is authorized to conduct a
18 criminal background check on a visitor.

19 Sec. 924. The department shall evaluate all prisoners at
20 intake for substance abuse disorders, serious developmental
21 disorders, serious mental illness, and other mental health
22 disorders. Prisoners with serious mental illness or serious
23 developmental disorders must not be removed from the general
24 population as a punitive response to behavior caused by their
25 serious mental illness or serious developmental disorder. Due to
26 persistent high violence risk or severe disruptive behavior that is
27 unresponsive to treatment, prisoners with serious mental illness or
28 serious developmental disorders may be placed in secure residential
29 housing programs that will facilitate access to institutional

1 programming and ongoing mental health services funded from
2 appropriations in part 1. A prisoner with serious mental illness or
3 serious developmental disorder who is confined in these specialized
4 housing programs must be evaluated or monitored by a medical
5 professional at a frequency of not less than every 12 hours.

6 Sec. 925. By March 1, the department shall report on the
7 annual number of prisoners during the prior fiscal year in
8 administrative segregation and, of those, the number who at any
9 time during the current or prior prison term were diagnosed with
10 serious mental illness or have a developmental disorder and the
11 number of days each of the prisoners with serious mental illness or
12 a developmental disorder have been confined to administrative
13 segregation.

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

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

22 (b) Provide appropriate placement for prisoners less than 18
23 years of age who have serious mental illness, serious emotional
24 disturbance, or a serious developmental disorder and need to be
25 housed separately from the general population. Prisoners less than
26 18 years of age who have serious mental illness, serious emotional
27 disturbance, or a serious developmental disorder must not be
28 removed from an existing placement as a punitive response to
29 behavior caused by their serious mental illness, serious emotional

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

13 (c) Implement a specialized offender success program that
14 recognizes the needs of prisoners less than 18 years old for
15 supervised offender success.

16 Sec. 930. The department shall submit a report by April 1 on
17 the number of youth in prison including, but not be limited to, the
18 following information:

19 (a) The total number of inmates under age 18 who are not on
20 Holmes youthful trainee act status.

21 (b) The total number of inmates under age 18 who are on Holmes
22 youthful trainee act status.

23 (c) The total number of inmates aged 18 to 23 who are on
24 Holmes youthful trainee act status.

25 Sec. 940. (1) Any lease, rental, contract, or other legal
26 agreement that includes a provision allowing a private person or
27 entity to use state-owned facilities or other property to conduct a
28 for-profit business enterprise must require the lessee to pay fair
29 market value for the use of the state-owned property.

1 (2) The lease, rental, contract, or other legal agreement must
2 also require the party using the property to make a payment in lieu
3 of taxes to the local jurisdictions that would otherwise receive
4 property tax revenue, as if the property were not owned by the
5 state.

6 Sec. 942. The department shall ensure that any contract,
7 funded from appropriations in part 1, with a public or private
8 party to operate a facility to house state prisoners includes a
9 provision to allow access by both the office of the legislative
10 auditor general and the office of the legislative corrections
11 ombudsman to the facility and to appropriate records and documents
12 related to the operation of the facility. These access rights for
13 both offices must be the same for the contracted facility as for a
14 general state-operated correctional facility.

15 Sec. 943. The department shall submit a report by May 1 on the
16 actual and projected savings achieved by closing correctional
17 facilities. Savings amounts must be itemized by facility.
18 Information required by this section must start with the closure of
19 the Pugsley Correctional Facility, which closed in September of
20 2016, and must continue for each facility closed thereafter.

21 Sec. 944. When the department is planning to close a
22 correctional facility, the department shall fully consider the
23 potential economic impact of the prison closure on the community
24 where the facility is located. The department, when weighing all
25 factors related to the closure of a facility, shall also consider
26 the impact on the local community where the facility to be closed
27 is located.

28 Sec. 945. From the funds appropriated in part 1, the
29 department shall provide notice of the department's plans to close,

1 consolidate, or relocate any correctional facility in the state.
2 Notice must be provided at least 30 days prior to effective date of
3 closure, consolidation, or relocation of any correctional facility.

4 Sec. 946. The department shall consult with the legislature
5 and other appropriate state agencies to develop a framework to
6 provide investment in communities that have formerly operational
7 state correctional facilities that have been closed. This framework
8 must include plans to ensure that vacant state correctional
9 facilities do not become a nuisance or danger to the community.

10 Sec. 948. From the fund appropriated in part 1, the department
11 shall make an information packet for the families of incoming
12 prisoners available on the department's website, updating the
13 packet as necessary. The packet must provide information on topics
14 including, but not limited to: how to put money into prisoner
15 accounts, how to make phone calls or create Jpay email accounts,
16 how to visit in person, proper procedures for filing complaints or
17 grievances, the rights of prisoners to physical and mental health
18 care, how to utilize the offender tracking information system
19 (OTIS), truth-in-sentencing and how it applies to minimum
20 sentences, the parole process, and guidance on the importance of
21 the role of families in the reentry process. The department may
22 partner with external advocacy groups and actual families of
23 prisoners in the packet-writing process to ensure that the
24 information is useful and complete.

25 Sec. 950. The department may accept in-kind services and
26 equipment donations to facilitate the addition of a cable network
27 that provides programming that will address the religious needs of
28 incarcerated individuals. This network may be a cable television
29 network that presently reaches the majority of households in the

1 United States. A bilingual channel affiliated with this network may
2 also be added to department programming to assist the religious
3 needs of Spanish-speaking inmates. The addition of these channels
4 must be at no additional cost to this state.

5
6 **ONE-TIME APPROPRIATIONS**

7 Sec. 1101. From the funds appropriated in part 1,
8 \$1,000,000.00 is allocated to an organization that provides prison-
9 based rehabilitation programming including educational, life
10 skills, and behavioral modification programs. The objective of
11 programming is to offer a progressive transformational program to
12 individuals while they are in prison, in an effort to prepare them
13 for a successful transition back into the community. The department
14 shall select an organization that meets all of the following to
15 provide the programming under this section:

16 (a) Has the purpose to increase community safety by reducing
17 recidivism through providing evidence-based mentoring, employment
18 soft skills training, job placement assistance, and critical
19 thinking skills, mediation, and conflict resolution training.

20 (b) Has experience offering programs to male and female prison
21 populations in correctional facilities in this state.

22 (c) Has been offering programs for 20 consecutive years and
23 has been offering programs in at least 5 correctional facilities in
24 this state.

25 (d) Has experience with and offers programming that includes
26 the family in the reentry process using the family group decision-
27 making for reintegration model, which focuses on 7 factors as a
28 basis for successful family reintegration.

29 (e) Has experience with and offers programming that utilizes

1 techniques to address post-prison adjustment disorders.

2 Sec. 1102. (1) From the funds appropriated in part 1, the
3 department shall continue a program to provide care management to
4 parolees post release, which may include the development of a
5 prerelease mental health discharge plan for parolees in prosperity
6 region 8.

7 (2) The pilot program under subsection (1) must continue for
8 at least 1 year with the goal of serving a minimum of 75 parolees.
9 The pilot program must include, but is not limited to, case
10 management and assessments, registration and use by community
11 providers, the tracking of interactions between the care team
12 members and parolees, and the ability for parolees to provide
13 feedback.