

**SUBSTITUTE FOR  
SENATE BILL NO. 144**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2018; 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, 2018, from the following funds:

**DEPARTMENT OF CORRECTIONS**

APPROPRIATION SUMMARY

Average population .....	42,286
Full-time equated unclassified positions.....	16.0

1	Full-time equated classified positions.....	13,803.9	
2	GROSS APPROPRIATION.....		\$ 1,974,419,200
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers .....		0
6	ADJUSTED GROSS APPROPRIATION.....		\$ 1,974,419,200
7	Federal revenues:		
8	Total federal revenues.....		5,293,800
9	Special revenue funds:		
10	Total local revenues.....		8,842,400
11	Total other state restricted revenues.....		36,149,400
12	State general fund/general purpose.....		\$ 1,924,133,600
13	<b>Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT</b>		
14	Full-time equated unclassified positions.....	16.0	
15	Full-time equated classified positions.....	270.0	
16	Unclassified salaries--16.0 FTE positions.....		\$ 1,847,600
17	Administrative hearings officers.....		3,231,400
18	Budget and operations administration--188.0 FTE		
19	positions .....		25,322,500
20	Compensatory buyout and union leave bank.....		100
21	County jail reimbursement program.....		18,564,600
22	Equipment and special maintenance.....		1,559,700
23	Executive direction--20.0 FTE positions.....		4,238,300
24	Judicial data warehouse user fees.....		50,600
25	New custody staff training.....		9,411,200
26	Prison industries operations--62.0 FTE positions.....		9,893,600
27	Property management.....		2,413,100

1	Prosecutorial and detainer expenses .....	5,001,000
2	Sheriffs' coordinating and training office .....	100,000
3	Worker's compensation .....	<u>10,482,200</u>
4	GROSS APPROPRIATION .....	\$ 92,115,900
5	Appropriated from:	
6	Federal revenues:	
7	DOJ, prison rape elimination act grant .....	674,700
8	Special revenue funds:	
9	Correctional industries revolving fund .....	9,893,600
10	Correctional industries revolving fund 110 .....	614,900
11	Jail reimbursement program fund .....	5,900,000
12	Local corrections officer training fund .....	100,000
13	Program and special equipment fund .....	100
14	State general fund/general purpose .....	\$ 74,932,600
15	<b>Sec. 103. PRISONER REENTRY AND COMMUNITY SUPPORT</b>	
16	Full-time equated classified positions .....	338.4
17	Community corrections comprehensive plans and services \$	12,158,000
18	Education program--266.4 FTE positions .....	40,739,100
19	Federally qualified health center pilot .....	75,000
20	Felony drunk driver jail reduction and community	
21	treatment program .....	1,440,100
22	Goodwill Flip the Script .....	3,000,000
23	Prisoner reentry federal grants .....	751,000
24	Prisoner reentry local service providers .....	13,208,600
25	Prisoner reentry MDOC programs .....	9,624,100
26	Public safety initiative .....	4,500,000
27	Reentry services--72.0 FTE positions .....	15,264,300

1	Residential services.....	<u>15,475,500</u>
2	GROSS APPROPRIATION.....	\$ 116,235,700
3	Appropriated from:	
4	Federal revenues:	
5	DOJ, prisoner reintegration.....	751,000
6	Federal education funding.....	1,523,600
7	Special revenue funds:	
8	Program and special equipment fund.....	5,213,200
9	State general fund/general purpose.....	\$ 108,747,900
10	<b>Sec. 104. FIELD OPERATIONS ADMINISTRATION</b>	
11	Full-time equated classified positions.....	2,192.6
12	Criminal justice reinvestment.....	\$ 7,498,400
13	Detroit Detention Center--63.1 FTE positions.....	8,567,400
14	Detroit Reentry Center--223.0 FTE positions.....	27,629,400
15	Field operations--1,873.5 FTE positions.....	214,438,600
16	Parole board operations--33.0 FTE positions.....	3,850,100
17	Parole/probation services.....	940,000
18	Substance abuse parole certain sanction program.....	1,440,000
19	Supervising region incentive program.....	<u>5,000,000</u>
20	GROSS APPROPRIATION.....	\$ 269,363,900
21	Appropriated from:	
22	Special revenue funds:	
23	Local - community tether program reimbursement.....	275,000
24	Local revenues.....	8,567,400
25	Parole and probation oversight fees.....	4,428,000
26	Parole and probation oversight fees set-aside.....	940,000
27	Reentry center offender reimbursements.....	10,000

1	Tether program, participant contributions .....	2,480,500
2	State general fund/general purpose .....	\$ 252,663,000
3	<b>Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION</b>	
4	Full-time equated classified positions.....	311.0
5	Central records--44.0 FTE positions .....	\$ 5,178,100
6	Correctional facilities administration--21.0 FTE	
7	positions .....	5,084,000
8	Housing inmates in federal institutions .....	611,000
9	Inmate housing fund.....	100
10	Inmate legal services.....	590,900
11	Leased beds and alternatives to leased beds .....	3,500,000
12	Prison food service.....	56,859,400
13	Prison store operations--34.0 FTE positions .....	3,323,600
14	Public works programs.....	1,000,000
15	Transportation--212.0 FTE positions .....	25,570,300
16	Work for restitution program.....	<u>1,000,000</u>
17	GROSS APPROPRIATION.....	\$ 102,717,400
18	Appropriated from:	
19	Federal revenues:	
20	DOJ-BOP, federal prisoner reimbursement .....	411,000
21	SSA-SSI, incentive payment .....	272,000
22	Special revenue funds:	
23	Correctional industries revolving fund 110 .....	570,900
24	Public works user fees.....	1,000,000
25	Resident stores.....	3,323,600
26	State general fund/general purpose .....	\$ 97,139,900
27	<b>Sec. 106. HEALTH CARE</b>	

1	Full-time equated classified positions.....	1,466.1	
2	Clinical complexes--1,052.1 FTE positions.....		\$ 145,809,400
3	Health care administration--22.0 FTE positions.....		3,818,700
4	Healthy Michigan plan administration--12.0 FTE		
5	positions .....		1,107,300
6	Hepatitis C treatment.....		4,968,000
7	Interdepartmental grant to health and human		
8	services, eligibility specialists.....		116,000
9	Mental health services and support--372.0 FTE		
10	positions .....		61,244,200
11	Prisoner health care services.....		63,953,800
12	Substance abuse testing and treatment services--8.0		
13	FTE positions .....		21,596,300
14	Vaccination program.....		<u>691,200</u>
15	GROSS APPROPRIATION.....		\$ 303,304,900
16	Appropriated from:		
17	Federal revenues:		
18	DOJ, Office of Justice Programs, RSAT.....		250,200
19	Federal revenues and reimbursements.....		376,500
20	Special revenue funds:		
21	Prisoner health care copayments.....		257,200
22	State general fund/general purpose.....		\$ 302,421,000
23	<b>Sec. 107. CORRECTIONAL FACILITIES</b>		
24	Average population .....	42,286	
25	Full-time equated classified positions.....	9,225.8	
26	Alger Correctional Facility - Munising--260.0 FTE		
27	positions .....		\$ 29,741,400

1	Baraga Correctional Facility - Baraga--294.8 FTE	
2	positions .....	34,299,200
3	Bellamy Creek Correctional Facility - Ionia--390.2	
4	FTE positions .....	42,498,200
5	Carson City Correctional Facility - Carson	
6	City--425.4 FTE positions .....	47,047,400
7	Central Michigan Correctional Facility - St.	
8	Louis--388.6 FTE positions .....	44,652,200
9	Charles E. Egeler Correctional Facility -	
10	Jackson--382.6 FTE positions .....	43,911,800
11	Chippewa Correctional Facility - Kincheloe--445.6	
12	FTE positions .....	49,618,800
13	Cooper Street Correctional Facility - Jackson--263.1	
14	FTE positions .....	28,832,200
15	Earnest C. Brooks Correctional Facility -	
16	Muskegon--440.9 FTE positions.....	49,200,100
17	Future facility.....	4,362,300
18	G. Robert Cotton Correctional Facility -	
19	Jackson--394.0 FTE positions .....	43,301,200
20	Gus Harrison Correctional Facility - Adrian--442.6	
21	FTE positions .....	47,916,400
22	Ionia Correctional Facility - Ionia--286.3 FTE	
23	positions .....	32,926,500
24	Kinross Correctional Facility - Kincheloe--257.6 FTE	
25	positions .....	31,472,800
26	Lakeland Correctional Facility - Coldwater--278.4	
27	FTE positions .....	32,201,000

1	Macomb Correctional Facility - New Haven--294.8 FTE	
2	positions .....	33,654,100
3	Marquette Branch Prison - Marquette--321.7 FTE	
4	positions .....	38,082,800
5	Michigan Reformatory - Ionia--310.7 FTE positions ....	34,257,900
6	Muskegon Correctional Facility - Muskegon--205.0 FTE	
7	positions .....	24,640,100
8	Newberry Correctional Facility - Newberry--200.1 FTE	
9	positions .....	23,660,600
10	Oaks Correctional Facility - Eastlake--290.4 FTE	
11	positions .....	33,086,100
12	Ojibway Correctional Facility - Marenisco--203.1 FTE	
13	positions .....	22,767,900
14	Parnall Correctional Facility - Jackson--262.1 FTE	
15	positions .....	27,820,700
16	Richard A. Handlon Correctional Facility -	
17	Ionia--252.7 FTE positions .....	29,257,800
18	Saginaw Correctional Facility - Freeland--274.9 FTE	
19	positions .....	31,995,800
20	Special Alternative Incarceration Program - Cassidy	
21	Lake--119.0 FTE positions .....	13,329,600
22	St. Louis Correctional Facility - St. Louis--303.6	
23	FTE positions .....	36,038,100
24	Thumb Correctional Facility - Lapeer--283.6 FTE	
25	positions .....	32,055,000
26	Womens Huron Valley Correctional Complex -	
27	Ypsilanti--506.1 FTE positions.....	57,821,900



1	Woodland Correctional Facility - Whitmore		
2	Lake--278.9 FTE positions .....		31,546,800
3	Northern region administration and support--48.0 FTE		
4	positions .....		4,789,600
5	Southern region administration and support--121.0		
6	FTE positions .....		<u>23,503,100</u>
7	GROSS APPROPRIATION.....	\$	1,060,289,400
8	Appropriated from:		
9	Federal revenues:		
10	DOJ, state criminal assistance program.....		1,034,800
11	Special revenue funds:		
12	State restricted fees, revenues, and reimbursements ..		102,100
13	State general fund/general purpose.....	\$	1,059,152,500
14	<b>Sec. 108. INFORMATION TECHNOLOGY</b>		
15	Information technology services and projects .....	\$	<u>30,392,000</u>
16	GROSS APPROPRIATION.....	\$	30,392,000
17	Appropriated from:		
18	Special revenue funds:		
19	Correctional industries revolving fund 110 .....		177,500
20	Parole and probation oversight fees set-aside .....		696,600
21	Program and special equipment fund.....		441,200
22	State general fund/general purpose .....	\$	29,076,700

23 PART 2  
24 PROVISIONS CONCERNING APPROPRIATIONS  
25 FOR FISCAL YEAR 2017-2018

**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 2017-2018 is \$1,960,283,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2017-2018 is \$119,988,700.00. 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 .....	\$	62,750,500
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Community corrections comprehensive plans

and services .....		12,158,000
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Reentry services - intensive detention reentry program		1,500,000
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Residential services.....		15,475,500
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County jail reimbursement program.....		18,564,600
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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 .....		3,500,000
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Public safety initiative.....		4,500,000
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TOTAL.....	\$	119,988,700
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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:

(a) "Administrative segregation" means confinement for maintenance of order or discipline to a cell or room apart from

1 accommodations provided for inmates who are participating in  
2 programs of the facility.

3 (b) "Cost per prisoner" means the sum total of the funds  
4 appropriated under part 1 for the following, divided by the  
5 projected prisoner population in fiscal year 2017-2018:

6 (i) Correctional facilities.

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

8 (iii) Clinical and mental health services and support.

9 (iv) Prisoner health care services.

10 (v) Vaccination program.

11 (vi) Prison food service.

12 (vii) Transportation.

13 (viii) Inmate legal services.

14 (ix) Correctional facilities administration.

15 (x) Central records.

16 (xi) Worker's compensation.

17 (xii) New custody staff training.

18 (xiii) Prison store operations.

19 (xiv) Education program.

20 (c) "Department" or "MDOC" means the Michigan department of  
21 corrections.

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

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

24 (f) "EPIC program" means the department's effective process  
25 improvement and communications program.

26 (g) "Evidence-based" means a decision-making process that  
27 integrates the best available research, clinician expertise, and

1 client characteristics.

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

5 (i) "FTE" means full-time equated.

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

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

14 (l) "MDHHS" means the Michigan department of health and human  
15 services.

16 (m) "Medicaid benefit" means a benefit paid or payable under a  
17 program for medical assistance under the social welfare act, 1939  
18 PA 280, MCL 400.1 to 400.119b.

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

25 (o) "OCC" means the office of community corrections.

26 (p) "Offender eligibility criteria" means particular criminal  
27 violations, state felony sentencing guidelines descriptors, and

1 offender characteristics developed by advisory boards and approved  
2 by local units of government that identify the offenders suitable  
3 for community corrections programs funded through the office of  
4 community corrections.

5 (q) "Offender success" means that an offender has, with the  
6 support of the community, intervention of the field agent, and  
7 benefit of any participation in programs and treatment, made an  
8 adjustment while at liberty in the community such that he or she  
9 has not been sentenced to or returned to prison for the conviction  
10 of a new crime or the revocation of probation or parole.

11 (r) "Offender target populations" means felons or  
12 misdemeanants who would likely be sentenced to imprisonment in a  
13 state correctional facility or jail, who would not likely increase  
14 the risk to the public safety based on an objective risk and needs  
15 assessment that indicates that the offender can be safely treated  
16 and supervised in the community.

17 (s) "Offender who would likely be sentenced to imprisonment"  
18 means either of the following:

19 (i) A felon or misdemeanor who receives a sentencing  
20 disposition that appears to be in place of incarceration in a state  
21 correctional facility or jail, according to historical local  
22 sentencing patterns.

23 (ii) A currently incarcerated felon or misdemeanor who is  
24 granted early release from incarceration to a community corrections  
25 program or who is granted early release from incarceration as a  
26 result of a community corrections program.

27 (t) "Programmatic success" means that the department program

## Senate Bill No. 144 as amended May 3, 2017

1 or initiative has ensured that the offender has accomplished all of  
2 the following:

3 (i) Obtained employment, has enrolled or participated in a  
4 program of education or job training, or has investigated all bona  
5 fide employment opportunities.

6 (ii) Obtained housing.

7 (iii) Obtained a state identification card.

8 (u) "Recidivism" means <<that term as defined in 2017 PA 5>>.

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11 (v) "RSAT" means residential substance abuse treatment.

12 (w) "Serious emotional disturbance" means that term as defined  
13 in section 100d(2) of the mental health code, 1974 PA 328, MCL  
14 330.1100d.

15 (x) "Serious mental illness" means that term as defined in  
16 section 100d(3) of the mental health code, 1974 PA 328, MCL  
17 330.1100d.

18 (y) "SSA" means the United States Social Security  
19 Administration.

20 (z) "SSA-SSI" means SSA supplemental security income.

21 Sec. 204. The department shall use the internet to fulfill the  
22 reporting requirements of this part. This requirement may include  
23 transmission of reports via electronic mail to the recipients  
24 identified for each reporting requirement or it may include  
25 placement of reports on an internet or intranet site.

26 Sec. 205. Funds appropriated in part 1 shall not be used for  
27 the purchase of foreign goods or services, or both, if

1 competitively priced and of comparable quality American goods or  
2 services, or both, are available. Preference shall be given to  
3 goods or services, or both, manufactured or provided by Michigan  
4 businesses, if they are competitively priced and of comparable  
5 quality. In addition, preference should be given to goods or  
6 services, or both, that are manufactured or provided by Michigan  
7 businesses owned and operated by veterans, if they are  
8 competitively priced and of comparable quality.

9       Sec. 206. The department shall not take disciplinary action  
10 against an employee or a prisoner for communicating with a member  
11 of the legislature or his or her staff.

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

21       (a) The dates of each travel occurrence.

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

27       Sec. 208. Funds appropriated in part 1 shall not be used by a

1 principal executive department, state agency, or authority to hire  
2 a person to provide legal services that are the responsibility of  
3 the attorney general. This prohibition does not apply to legal  
4 services for bonding activities and for those outside services that  
5 the attorney general authorizes.

6       Sec. 209. Not later than November 30, the state budget office  
7 shall prepare and transmit a report that provides for estimates of  
8 the total general fund/general purpose appropriation lapses at the  
9 close of the fiscal year. This report shall summarize the projected  
10 year-end general fund/general purpose appropriation lapses by major  
11 departmental program or program areas. The report shall be  
12 transmitted to the chairpersons of the senate and house  
13 appropriations committees and the senate and house fiscal agencies.

14       Sec. 210. (1) In addition to the funds appropriated in part 1,  
15 there is appropriated an amount not to exceed \$10,000,000.00 for  
16 federal contingency funds. These funds are not available for  
17 expenditure until they have been transferred to another line item  
18 in part 1 under section 393(2) of the management and budget act,  
19 1984 PA 431, MCL 18.1393.

20       (2) In addition to the funds appropriated in part 1, there is  
21 appropriated an amount not to exceed \$10,000,000.00 for state  
22 restricted contingency funds. These funds are not available for  
23 expenditure until they have been transferred to another line item  
24 in part 1 under section 393(2) of the management and budget act,  
25 1984 PA 431, MCL 18.1393.

26       (3) In addition to the funds appropriated in part 1, there is  
27 appropriated an amount not to exceed \$2,000,000.00 for local



1 contingency funds. These funds are not available for expenditure  
2 until they have been transferred to another line item in part 1  
3 under section 393(2) of the management and budget act, 1984 PA 431,  
4 MCL 18.1393.

5 (4) In addition to the funds appropriated in part 1, there is  
6 appropriated an amount not to exceed \$2,000,000.00 for private  
7 contingency funds. These funds are not available for expenditure  
8 until they have been transferred to another line item in part 1  
9 under section 393(2) of the management and budget act, 1984 PA 431,  
10 MCL 18.1393.

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

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

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

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

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

22 (e) Job specifications and wage rates.

23 Sec. 212. Within 14 days after the release of the executive  
24 budget recommendation, the department shall cooperate with the  
25 state budget office to provide the chairpersons of the senate and  
26 house appropriations committees, the chairpersons of the senate and  
27 house appropriations subcommittees on corrections, and the senate

1 and house fiscal agencies with an annual report on estimated state  
2 restricted fund balances, state restricted fund projected revenues,  
3 and state restricted fund expenditures for the fiscal years ending  
4 September 30, 2017 and September 30, 2018.

5       Sec. 213. The department shall maintain, on a publicly  
6 accessible website, a department scorecard that identifies, tracks,  
7 and regularly updates key metrics that are used to monitor and  
8 improve the department's performance.

9       Sec. 214. Total authorized appropriations from all sources  
10 under part 1 for legacy costs for the fiscal year ending September  
11 30, 2018 are \$283,300,700.00. From this amount, total department  
12 appropriations for pension-related legacy costs are estimated at  
13 \$145,738,300.00. Total department appropriations for retiree health  
14 care legacy costs are estimated at \$137,512,400.00.

15       Sec. 216. On a quarterly basis, the department shall report on  
16 the number of full-time equated positions in pay status by civil  
17 service classification to the senate and house appropriations  
18 subcommittees on corrections, the legislative corrections  
19 ombudsman, the senate and house fiscal agencies, and the state  
20 budget office. This report shall include a detailed accounting of  
21 the long-term vacancies that exist within each department. As used  
22 in this subsection, "long-term vacancy" means any full-time equated  
23 position that has not been filled at any time during the past 24  
24 calendar months.

25       Sec. 217. The department shall receive and retain copies of  
26 all reports funded from appropriations in part 1. Federal and state  
27 guidelines for short-term and long-term retention of records shall

1 be followed. The department may electronically retain copies of  
2 reports unless otherwise required by federal and state guidelines.

3       Sec. 219. (1) Any contract for prisoner telephone services  
4 entered into after the effective date of this section shall include  
5 a condition that fee schedules for prisoner telephone calls,  
6 including rates and any surcharges other than those necessary to  
7 meet program and special equipment costs, be the same as fee  
8 schedules for calls placed from outside of correctional facilities.

9       (2) Revenues appropriated and collected for program and  
10 special equipment funds shall be considered state restricted  
11 revenue. Funding shall be used for prisoner programming, special  
12 equipment, and security projects. Unexpended funds remaining at the  
13 close of the fiscal year shall not lapse to the general fund but  
14 shall be carried forward and be available for appropriation in  
15 subsequent fiscal years.

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

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

27       (b) A list of planned projects and purchases to be financed

1 with program and special equipment funds during the current fiscal  
2 year, the amounts to be expended on each project or purchase, and  
3 the name of each vendor for which the products or services were  
4 purchased.

5 (c) A review of projects and purchases planned for future  
6 fiscal years from program and special equipment funds.

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

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

20 Sec. 247. In cooperation with the state court administrative  
21 office, the department shall assist with the data compilation for  
22 the swift and sure sanctions program.

### 23 DEPARTMENTAL ADMINISTRATION AND SUPPORT

24 Sec. 301. For 3 years after a felony offender is released from  
25 the department's jurisdiction, the department shall maintain the  
26 offender's file on the offender tracking information system and

1 make it publicly accessible in the same manner as the file of the  
2 current offender. However, the department shall immediately remove  
3 the offender's file from the offender tracking information system  
4 upon determination that the offender was wrongfully convicted and  
5 the offender's file is not otherwise required to be maintained on  
6 the offender tracking information system.

7       Sec. 304. The department shall maintain a staff savings  
8 initiative program in conjunction with the EPIC program for  
9 employees to submit suggestions for efficiencies for the  
10 department. The department shall consider each suggestion in a  
11 timely manner. By March 1, the department shall report to the  
12 senate and house appropriations subcommittees on corrections, the  
13 legislative corrections ombudsman, the senate and house fiscal  
14 agencies, and the state budget director on process improvements  
15 that were implemented based on suggestions that were recommended  
16 for implementation from the staff savings initiative and EPIC  
17 programs.

18       Sec. 305. From the funds appropriated in part 1 for  
19 prosecutorial and detainer expenses, the department shall reimburse  
20 counties for housing and custody of parole violators and offenders  
21 being returned by the department from community placement who are  
22 available for return to institutional status and for prisoners who  
23 volunteer for placement in a county jail.

24       Sec. 306. Funds included in part 1 for the sheriffs'  
25 coordinating and training office are appropriated for and may be  
26 expended to defray costs of continuing education, certification,  
27 recertification, decertification, and training of local corrections

1 officers, the personnel and administrative costs of the sheriffs'  
2 coordinating and training office, the local corrections officers  
3 advisory board, and the sheriffs' coordinating and training council  
4 under the local corrections officers training act, 2003 PA 125, MCL  
5 791.531 to 791.546.

6 Sec. 307. The department shall issue a biannual report for all  
7 vendor contracts to the senate and house appropriations  
8 subcommittees on corrections, the senate and house fiscal agencies,  
9 the legislative corrections ombudsman, and the state budget office.  
10 The report shall cover service contracts with a value of  
11 \$500,000.00 or more and include all of the following:

12 (a) The original start date and the current expiration date of  
13 each contract.

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

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

19 Sec. 308. The department shall provide for the training of all  
20 custody staff in effective and safe ways of handling prisoners with  
21 mental illness and referring prisoners to mental health treatment  
22 programs. Mental health awareness training shall be incorporated  
23 into the training of new custody staff.

24 Sec. 309. The department shall issue a report for all  
25 correctional facilities to the senate and house appropriations  
26 subcommittees on corrections, the senate and house fiscal agencies,  
27 the legislative corrections ombudsman, and the state budget office

1 by January 1 setting forth the following information for each  
2 facility: its name, street address, and date of construction; its  
3 current maintenance costs; any maintenance planned; its current  
4 utility costs; its expected future capital improvement costs; the  
5 current unspent balance of any authorized capital outlay projects,  
6 including the original authorized amount; and its expected future  
7 useful life.

8       Sec. 310. (1) By February 1, the department shall provide a  
9 report to the senate and house appropriations subcommittees on  
10 corrections, the senate and house fiscal agencies, the legislative  
11 corrections ombudsman, and the state budget director which details  
12 the strategic plan of the department. The report shall contain  
13 strategies to decrease the overall recidivism rate, measurable  
14 plans to increase the rehabilitative function of correctional  
15 facilities, metrics to track and ensure prisoner readiness to  
16 reenter society, and constructive actions for providing prisoners  
17 with life skills development.

18       (2) The intent of this report is to express that the mission  
19 of the department is to provide an action plan before reentry to  
20 society that ensures prisoners' readiness for meeting parole  
21 requirements and ensures a reduction in the total number of  
22 released inmates who reenter the criminal justice system.

23       Sec. 311. (1) The department shall conduct a study on the  
24 Michigan state industries program. The study shall focus on  
25 determining which industries within the 10 identified prosperity  
26 regions in this state have the maximum benefit to the prisoner  
27 population in providing marketable skills and leading to employable

1 outcomes after release of the prisoner from a department facility.  
2 The report shall also include data on the current labor force  
3 trends in the prosperity regions of this state and how the  
4 operations of Michigan state industries can work in coordination  
5 with local communities to determine the industries that would  
6 produce the greatest number of employable prisoners upon release.

7 (2) By December 1, the department shall provide a report to  
8 the senate and house appropriations subcommittees on corrections,  
9 the senate and house fiscal agencies, and the legislative  
10 corrections ombudsman detailing the results and recommendations  
11 from the study on Michigan state industries described in subsection  
12 (1).

### 13 **PRISONER REENTRY AND COMMUNITY SUPPORT**

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

22 Sec. 402. By March 1, the department shall provide a report on  
23 prisoner reentry expenditures and allocations to the members of the  
24 senate and house appropriations subcommittees on corrections, the  
25 legislative corrections ombudsman, the senate and house fiscal  
26 agencies, and the state budget director. At a minimum, the report



1 shall include information on both of the following:

2 (a) Details on prior-year expenditures, including amounts  
3 spent on each project funded, itemized by service provided and  
4 service provider.

5 (b) Allocations and planned expenditures for each project  
6 funded and for each project to be funded, itemized by service to be  
7 provided and service provider. The department shall provide an  
8 amended report quarterly, if any revisions to allocations or  
9 planned expenditures occurred during that quarter.

10 Sec. 403. The department shall partner with nonprofit faith-  
11 based, business and professional, civic, and community  
12 organizations for the purpose of providing inmate reentry services.  
13 Reentry services include, but are not limited to, counseling,  
14 providing information on housing and job placement, and money  
15 management assistance.

16 Sec. 404. From the funds appropriated in part 1 for reentry  
17 services, the department shall ensure that all inmates have a  
18 potential employer match in the communities to which they will  
19 return prior to each inmate's initial parole hearing.

20 Sec. 405. By March 1, the department shall report to the  
21 senate and house appropriations subcommittees on corrections, the  
22 legislative corrections ombudsman, the senate and house fiscal  
23 agencies, and the state budget director on substance abuse testing  
24 and treatment program objectives, outcome measures, and results,  
25 including program impact on offender success and programmatic  
26 success.

27 Sec. 406. The department will work with the organization

1 representing federally qualified health centers (FQHCs) to  
2 implement a pilot project to ensure that behavioral and physical  
3 health needs among parolees and probationers are addressed. The  
4 pilot project will position FQHCs to ensure that parolees and  
5 probationers are enrolled in and maintain access to benefits for  
6 which they qualify, are linked to the health care services they  
7 need, follow up with providers, stay on their medications, are  
8 engaged in services, and have barriers to care addressed. The  
9 department will make necessary accommodations to perform the  
10 transition planning to allow for a direct referral to the FQHC  
11 organization to patients in relevant areas. The pilot shall begin  
12 October 1, 2017. The FQHC organization may submit annual reports  
13 detailing these outcomes to the senate and house appropriations  
14 subcommittees on corrections, the legislative corrections  
15 ombudsman, the senate and house fiscal agencies, and the state  
16 budget director.

17       Sec. 407. By June 30, the department shall place the  
18 statistical report from the immediately preceding calendar year on  
19 an internet site. The statistical report shall include, but not be  
20 limited to, the information as provided in the 2004 statistical  
21 report.

22       Sec. 408. The department shall measure the recidivism rates of  
23 offenders.

24       Sec. 409. (1) The department shall engage with the talent  
25 investment agency within the department of talent and economic  
26 development and local entities to design services and shall use  
27 appropriations provided in part 1 for reentry and vocational

1 education programs. The department shall ensure that the  
2 collaboration provides relevant professional development  
3 opportunities to prisoners to ensure that the programs are high  
4 quality, demand driven, locally receptive, and responsive to the  
5 needs of communities where the prisoners are expected to reside  
6 after their release from correctional facilities. The programs  
7 shall begin upon the intake of the prisoner into a department  
8 facility.

9 (2) The department shall continue to offer workforce  
10 development programming through the entire duration of the  
11 prisoner's incarceration to encourage employment upon release.

12 (3) By March 1, the department shall provide a 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 office detailing the results of the  
16 workforce development program.

17 Sec. 410. (1) The funds included in part 1 for community  
18 corrections comprehensive plans and services are to encourage the  
19 development through technical assistance grants, implementation,  
20 and operation of community corrections programs that enhance  
21 offender success and that also may serve as an alternative to  
22 incarceration in a state facility or jail. The comprehensive  
23 corrections plans shall include an explanation of how the public  
24 safety will be maintained, the goals for the local jurisdiction,  
25 offender target populations intended to be affected, offender  
26 eligibility criteria for purposes outlined in the plan, and how the  
27 plans will meet the following objectives, consistent with section

1 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

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

4 (b) Improve the appropriate utilization of jail facilities,  
5 the first priority of which is to open jail beds intended to house  
6 otherwise prison-bound felons, and the second priority being to  
7 appropriately utilize jail beds so that jail crowding does not  
8 occur.

9 (c) Open jail beds through the increase of pretrial release  
10 options.

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

12 (e) Reduce the admission or readmission to prison of  
13 offenders, including probation violators and parole violators, for  
14 substance abuse violations.

15 (f) Contribute to offender success.

16 (2) The award of community corrections comprehensive plans and  
17 residential services funds shall be based on criteria that include,  
18 but are not limited to, the prison commitment rate by category of  
19 offenders, trends in prison commitment rates and jail utilization,  
20 historical trends in community corrections program capacity and  
21 program utilization, and the projected impact and outcome of annual  
22 policies and procedures of programs on offender success, prison  
23 commitment rates, and jail utilization.

24 (3) Funds awarded for residential services in part 1 shall  
25 provide for a per diem reimbursement of not more than \$47.50 for  
26 nonaccredited facilities, or of not more than \$48.50 for facilities  
27 that have been accredited by the American Corrections Association

1 or a similar organization as approved by the department.

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

24       Sec. 412. (1) As part of the March biannual report specified  
25 in section 12(2) of the community corrections act, 1988 PA 511, MCL  
26 791.412, that requires an analysis of the impact of that act on  
27 prison admissions and jail utilization, the department shall submit

1 to 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 the following  
4 information for each county and counties consolidated for  
5 comprehensive corrections plans:

6 (a) Approved technical assistance grants and comprehensive  
7 corrections plans including each program and level of funding, the  
8 utilization level of each program, and profile information of  
9 enrolled offenders.

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

13 (c) Status of the community corrections information system and  
14 the jail population information system.

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

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

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

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

27 Sec. 413. (1) The department shall identify and coordinate

1 information regarding the availability of and the demand for  
2 community corrections programs, jail-based community corrections  
3 programs, jail-based probation violation sanctions, and all state-  
4 required jail data.

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

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

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

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

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

25 (b) The felon's minimum sentencing guidelines range minimum is  
26 more than 12 months under the sentencing guidelines described in  
27 subdivision (a).

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

6           (3) State reimbursement under this subsection shall be \$65.00  
7 per diem per diverted offender for offenders with a presumptive  
8 prison guideline score, \$55.00 per diem per diverted offender for  
9 offenders with a straddle cell guideline for a group 1 crime, and  
10 \$40.00 per diem per diverted offender for offenders with a straddle  
11 cell guideline for a group 2 crime. Reimbursements shall be paid  
12 for sentences up to a 1-year total.

13           (4) As used in this subsection:

14           (a) "Group 1 crime" means a crime in 1 or more of the  
15 following offense categories: arson, assault, assaultive other,  
16 burglary, criminal sexual conduct, homicide or resulting in death,  
17 other sex offenses, robbery, and weapon possession as determined by  
18 the department of corrections based on specific crimes for which  
19 counties received reimbursement under the county jail reimbursement  
20 program in fiscal year 2007 and fiscal year 2008, and listed in the  
21 county jail reimbursement program document titled "FY 2007 and FY  
22 2008 Group One Crimes Reimbursed", dated March 31, 2009.

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

27           (c) "In the custody of the sheriff" means that the convicted



1 felon has been sentenced to the county jail and is either housed in  
2 the county jail or has been released from jail and is being  
3 monitored through the use of the sheriff's electronic monitoring  
4 system.

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

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

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

26 Sec. 417. (1) By March 1, the department shall report to the  
27 members of the senate and house appropriations subcommittees on

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

4 (a) The county jail reimbursement program.

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

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

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

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

16 (b) Expenditures by location.

17 (c) The impact on jail utilization.

18 (d) The impact on prison admissions.

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

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

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

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

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

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

26           (a) Community residential program populations, separated by  
27 centers and electronic monitoring.

1 (b) Parole populations.

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

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

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

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

10 (g) 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 (h) 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. 421. (1) Funds appropriated in part 1 for the substance  
21 abuse parole certain sanction program shall be distributed to an  
22 American Correctional Association accredited rehabilitation  
23 organization operating in any of the following counties: Berrien,  
24 Calhoun, Genesee, Kalamazoo, Kent, Macomb, Muskegon, Oakland,  
25 Saginaw, and Wayne for operations and administration of the  
26 program. The program may be utilized as a condition of parole for  
27 technical parole violators to ensure public safety and justice

1 through a program based on evidence-based tactics and programs.

2 (2) The program or programs selected shall report by March 30  
3 to the department, the senate and house appropriations  
4 subcommittees on corrections, the senate and house fiscal agencies,  
5 the legislative corrections ombudsman, and the state budget  
6 director. The report shall include program performance  
7 measurements, the number of individuals who participate in the  
8 program, the number of individuals who return to prison after  
9 participating, and outcomes of participants who complete the  
10 program.

11 Sec. 422. On a quarterly basis, the department shall issue a  
12 report to the senate and house appropriations subcommittees on  
13 corrections, the senate and house fiscal agencies, and the  
14 legislative corrections ombudsman, for the previous 4 quarters  
15 detailing the outcomes of prisoners who have been reviewed for  
16 parole. The report shall include all of the following:

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

18 (b) How many prisoners were granted parole.

19 (c) How many prisoners were denied parole.

20 (d) How many parole decisions were deferred.

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

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

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

1           Sec. 425. (1) From the funds appropriated in part 1, the  
2 department shall establish a medication-assisted treatment reentry  
3 pilot program to provide prerelease treatment and postrelease  
4 referral for opioid-addicted and alcohol-addicted offenders who  
5 voluntarily participate in the medication-assisted treatment  
6 reentry pilot program. The department shall collaborate with  
7 residential and nonresidential substance abuse treatment providers  
8 and with community-based clinics to provide postrelease treatment.  
9 The program shall employ a multifaceted approach to treatment,  
10 including a long-acting nonaddictive medication approved by the  
11 Food and Drug Administration for the treatment of opioid and  
12 alcohol dependence, counseling, and postrelease referral to  
13 community-based providers.

14           (2) The manufacturer of a long-acting nonaddictive medication  
15 approved by the Food and Drug Administration for opioid and alcohol  
16 dependence shall provide the department with samples of the  
17 medication, at no cost to the department, during the duration of  
18 the medication-assisted treatment reentry pilot program. Offenders  
19 shall receive 1 injection prior to being released from custody and  
20 shall be connected with an aftercare plan and assistance with  
21 obtaining insurance to cover subsequent injections.

22           (3) Participants of the program shall be required to attend  
23 substance abuse treatment programming as directed by their agent,  
24 shall be subject to routine drug and alcohol testing, shall not be  
25 allowed to consume drugs or alcohol, and shall possess a strong  
26 will to overcome addiction.

27           (4) The department shall submit a report by September 30 to

1 the senate and house appropriations subcommittees on corrections,  
2 the senate and house fiscal agencies, the legislative corrections  
3 ombudsman, and the state budget director on the number of offenders  
4 who received injections upon release, the number of offenders who  
5 received injections and tested positive for drugs or alcohol, the  
6 number of offenders who received injections in the community for a  
7 duration of at least 3 months, and the number of offenders who  
8 received injections and were subsequently returned to prison.

9       Sec. 426. From the funds appropriated in part 1, the  
10 department shall ensure that any inmate with a diagnosed mental  
11 illness is referred to a local mental health care provider for  
12 treatment upon parole or discharge. The department shall ensure  
13 that the local provider is able and willing to treat the inmate and  
14 that the provider is informed of the inmate's current treatment  
15 plan including any medications that are currently prescribed to the  
16 inmate.

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

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

1 (a) Alternative sentencing programs in partnership with a  
2 local district or circuit court.

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

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

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

13 **FIELD OPERATIONS ADMINISTRATION**

14 Sec. 601. (1) From the funds appropriated in part 1, the  
15 department shall conduct a statewide caseload audit of field  
16 agents. The audit shall address public protection issues and assess  
17 the ability of the field agents to complete their professional  
18 duties. The complete audit shall be submitted to the senate and  
19 house appropriations subcommittees on corrections, the legislative  
20 corrections ombudsman, the senate and house fiscal agencies, and  
21 the state budget office by March 1.

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

25 Sec. 602. The funds appropriated in part 1 for the supervising  
26 region incentive program shall be used only to fund an incentive



1 program for field operations administration regions in accordance  
2 with the supervising region incentive act, 2017 PA 11.

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

9 (2) Program participant contributions and local program  
10 reimbursement for the curfew monitoring program appropriated in  
11 part 1 are related to program expenditures and may be used to  
12 offset expenditures for this purpose.

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

24 (4) For a fee determined by the department, the department  
25 shall provide counties with the curfew monitor equipment,  
26 replacement parts, administrative oversight of the equipment's  
27 operation, notification of violators, and periodic reports

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1 regarding county program participants. Counties are responsible for  
2 curfew monitor equipment installation and service. For an  
3 additional fee as determined by the department, the department  
4 shall provide staff to install and service the equipment. Counties  
5 are responsible for the coordination and apprehension of program  
6 violators.

7 (5) Any county with curfew monitor charges outstanding over 60  
8 days shall be considered in violation of the community curfew  
9 monitor program agreement and lose access to the program.

10 Sec. 604. (1) The funds appropriated in part 1 for criminal  
11 justice reinvestment shall be used only to fund data collection and  
12 evidence-based programs designed to reduce recidivism among  
13 probationers and parolees.

14 (2) Of the funds appropriated in part 1 for criminal justice  
15 reinvestment, \$305,000.00 shall be allocated to a pilot to create  
16 an investigative pediatric standard of care in early detection of  
17 pediatric opioid abuse and to reduce opioid dependency and  
18 addiction in adult patients.

<<(3) Of the funds appropriated in part 1 for criminal justice  
reinvestment, at least \$600,000.00 shall be allocated to an  
organization that provides county jail inmates with programming and  
services to prepare them to get and keep a job. Examples of  
eligible programs and services are, but are not limited to : adult  
education, tutoring, manufacturing skills training, participation in  
a simulated work environment, mentoring, cognitive therapy groups,  
life skills classes, substance abuse recovery groups, fatherhood  
programs, classes in understanding the legal system, family literacy,  
health and wellness, finance management, employer presentations, and  
classes on job retention. Programming and support services should  
begin before release and continue after release from the county  
jail. To be eligible for funding, an organization must show at  
least two years' worth of data that demonstrates program success.>>

19 Sec. 611. The department shall prepare by March 1 individual  
20 reports for the community reentry program, the electronic  
21 monitoring program, and the special alternative to incarceration  
22 program. The reports shall be submitted to the senate and house  
23 appropriations subcommittees on corrections, the legislative  
24 corrections ombudsman, the senate and house fiscal agencies, and  
25 the state budget director. Each program's report shall include  
26 information on all of the following:

27 (a) Monthly new participants by type of offender. Community

1 reentry program participants shall be categorized by reason for  
2 placement. For technical rule violators, the report shall sort  
3 offenders by length of time since release from prison, by the most  
4 recent violation, and by the number of violations occurring since  
5 release from prison.

6 (b) Monthly participant unsuccessful terminations, including  
7 cause.

8 (c) Number of successful terminations.

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

10 (e) Average length of placement.

11 (f) Return to prison statistics.

12 (g) Description of each program location or locations,  
13 capacity, and staffing.

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

16 (i) Comparison with prior year statistics.

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

19 Sec. 612. (1) The department shall review and revise as  
20 necessary policy proposals that provide alternatives to prison for  
21 offenders being sentenced to prison as a result of technical  
22 probation violations and technical parole violations. To the extent  
23 the department has insufficient policies or resources to affect the  
24 continued increase in prison commitments among these offender  
25 populations, the department shall explore other policy options to  
26 allow for program alternatives, including department or OCC-funded  
27 programs, local level programs, and programs available through

1 private agencies that may be used as prison alternatives for these  
2 offenders.

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

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

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

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

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

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

6 Sec. 615. (1) The department shall submit a report detailing  
7 the number of prisoners who have received life imprisonment  
8 sentences with the possibility of parole and who are currently  
9 eligible for parole to the senate and house appropriations  
10 subcommittees on corrections, the senate and house fiscal agencies,  
11 the legislative corrections ombudsman, and the state budget  
12 director by April 30.

13 (2) The report shall include the following information on  
14 parolable lifers who have served more than 25 years: prisoner name,  
15 MDOC identification number, prefix, offense for which life term is  
16 being served, county of conviction, age at time offense was  
17 committed, current age, race, gender, true security classification,  
18 dates of parole board file reviews, dates of parole board  
19 interviews, parole guideline scores, and reason for decision not to  
20 release.

21 Sec. 616. The parole board shall review its policies related  
22 to the review and parole of those offenders serving a parolable  
23 life sentence with consideration given to those that do not pose an  
24 ongoing risk to society.

25 **HEALTH CARE**

26 Sec. 802. As a condition of expenditure of the funds

1 appropriated in part 1, the department shall provide the senate and  
2 house of representatives appropriations subcommittees on  
3 corrections, the legislative corrections ombudsman, the senate and  
4 house fiscal agencies, and the state budget director with quarterly  
5 reports on physical and mental health care detailing quarterly and  
6 fiscal year-to-date expenditures itemized by vendor, allocations,  
7 status of payments from contractors to vendors, and projected year-  
8 end expenditures from accounts for prisoner health care, mental  
9 health care, pharmaceutical services, and durable medical  
10 equipment.

11       Sec. 803. (1) The department shall assure that all prisoners,  
12 upon any health care treatment, are given the opportunity to sign a  
13 release of information form designating a family member or other  
14 individual to whom the department shall release records information  
15 regarding a prisoner. A release of information form signed by a  
16 prisoner shall remain in effect for 1 year, and the prisoner may  
17 elect to withdraw or amend the release form at any time.

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

21       (3) The form shall be placed online, on a public website  
22 managed by the department.

23       Sec. 804. The department shall report quarterly to the senate  
24 and house appropriations subcommittees on corrections, the  
25 legislative corrections ombudsman, the senate and house fiscal  
26 agencies, and the state budget director on prisoner health care  
27 utilization. The report shall include the number of inpatient

1 hospital days, outpatient visits, emergency room visits, and  
2 prisoners receiving off-site inpatient medical care in the previous  
3 quarter, by facility.

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. 807. The funds appropriated in part 1 for Hepatitis C  
9 treatment shall be used only to purchase specialty medication for  
10 Hepatitis C treatment in the prison population. In addition to the  
11 above appropriation, any rebates received from the medications used  
12 shall be used only to purchase specialty medication for Hepatitis C  
13 treatment. On a quarterly basis, the department shall issue a  
14 report to the senate and house appropriations subcommittees on  
15 corrections, the senate and house fiscal agencies, the legislative  
16 corrections ombudsman, and the state budget office, showing for the  
17 previous 4 quarters the total amount spent on specialty medication  
18 for the treatment of Hepatitis C, the number of prisoners that were  
19 treated, the amount of any rebates that were received from the  
20 purchase of specialty medication, and what outstanding rebates are  
21 expected to be received.

22 Sec. 812. (1) The department shall provide the department of  
23 health and human services with a monthly list of prisoners newly  
24 committed to the department of corrections. The department and the  
25 department of health and human services shall enter into an  
26 interagency agreement under which the department of health and  
27 human services provides the department of corrections with monthly

1 lists of newly committed prisoners who are eligible for Medicaid  
2 benefits in order to maintain the process by which Medicaid  
3 benefits are suspended rather than terminated. The department shall  
4 assist prisoners who may be eligible for Medicaid benefits after  
5 release from prison with the Medicaid enrollment process prior to  
6 release from prison.

7 (2) The department shall provide the senate and house  
8 appropriations subcommittees on corrections, the legislative  
9 corrections ombudsman, the senate and house fiscal agencies, and  
10 the state budget director with quarterly updates on the utilization  
11 of Medicaid benefits for prisoners.

12 Sec. 814. The department shall ensure that psychotropic  
13 medications are available, when deemed medically necessary by a  
14 licensed medical service provider, to prisoners who have mental  
15 illness diagnoses but are not enrolled in corrections mental health  
16 services.

17 Sec. 816. By April 1, the department shall provide the members  
18 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 with a report  
21 on pharmaceutical expenditures and prescribing practices. In  
22 particular, the report shall provide the following information:

23 (a) A detailed accounting of expenditures on antipsychotic  
24 medications.

25 (b) Any changes that have been made to the prescription drug  
26 formularies.



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1 **CORRECTIONAL FACILITIES ADMINISTRATION**

2       Sec. 901. The department shall annually assess the physical  
3 and mental fitness of all correctional officers. The department  
4 shall develop minimum standards to ensure the safety and well-being  
5 of all corrections employees and all inmates. The department shall  
6 provide appropriate resources if a physical or mental health issue  
7 is discovered as a result of the review. Appropriate resources  
8 include, but are not limited to, substance abuse screening and  
9 treatment and professional counseling services.

<<Sec. 902. From the funds appropriated in part 1 for future  
facility, at least \$1,000,000.00 shall be used for staff transition  
costs.>>

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

26       Sec. 906. Any local unit of government or private nonprofit  
27 organization that contracts with the department for public works

1 services shall be responsible for financing the entire cost of such  
2 an agreement.

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

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

12 (b) The number of prisoners enrolled in each program, the  
13 number of prisoners completing each program, the number of  
14 prisoners who do not complete each program and are not subsequently  
15 reenrolled, and the reason for not completing the program, the  
16 number of prisoners transferred to another facility while enrolled  
17 in a program and the reason for transfer, the number of prisoners  
18 enrolled who are repeating the program, and the number of prisoners  
19 on waiting lists for each program, all itemized by facility.

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

23 (d) The number of prisoners paroled without a high school  
24 diploma and the number of prisoners paroled without a high school  
25 equivalency.

26 (e) An explanation of the value and purpose of each program,  
27 for example, to improve employability, reduce recidivism, reduce

1 prisoner idleness, or some combination of these and other factors.

2 (f) An identification of program outcomes for each academic  
3 and vocational program.

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

7 Sec. 908. From the funds appropriated in part 1, the  
8 department shall establish a pilot online career high school  
9 education program to serve up to 400 inmates through a regionally  
10 accredited public or private school district that offers career-  
11 based online high school diplomas designed to prepare adult inmates  
12 for transition into the workplace. The district chosen for the  
13 pilot shall be paid a specified amount per inmate per course  
14 successfully completed by the inmate. The department may use  
15 federal funds provided to educate inmates to expand this pilot  
16 beyond 400 inmates. The department shall provide an initial report  
17 no later than June 1, 2018, regarding the progress of the inmates  
18 in the online high school diploma and career certificate programs  
19 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.

22 Sec. 909. From the funds appropriated in part 1, the  
23 department shall focus on providing career-based educational  
24 programming for prisoners, to include vocational trade programs and  
25 employment readiness programs.

26 Sec. 910. The department shall allow the Michigan Braille  
27 transcribing fund program to operate at its current location. The

1 donation of the building by the Michigan Braille transcribing fund  
2 at the G. Robert Cotton Correctional Facility in Jackson is  
3 acknowledged and appreciated. The department shall continue to  
4 encourage the Michigan Braille transcribing fund program to produce  
5 high-quality materials for use by the visually impaired.

6       Sec. 911. By March 1, the department shall report to the  
7 senate and house appropriations subcommittees on corrections, the  
8 senate and house fiscal agencies, the legislative corrections  
9 ombudsman, and the state budget director the number of critical  
10 incidents occurring each month by type and the number and severity  
11 of assaults, escape attempts, suicides, and attempted suicides  
12 occurring each month at each facility during the immediately  
13 preceding calendar year.

14       Sec. 912. The department shall report to the senate and house  
15 appropriations subcommittees on corrections, the legislative  
16 corrections ombudsman, the senate and house fiscal agencies, and  
17 the state budget director by March 1 on the ratio of correctional  
18 officers to prisoners for each correctional institution, the ratio  
19 of shift command staff to line custody staff, and the ratio of  
20 noncustody institutional staff to prisoners for each correctional  
21 institution.

22       Sec. 913. (1) From the funds appropriated in part 1, the  
23 department shall focus on providing required programming to  
24 prisoners who are past their earliest release date because of not  
25 having received the required programming. Programming includes, but  
26 is not limited to, violence prevention programming, assaultive  
27 offender programming, sexual offender programming, substance abuse

1 treatment programming, thinking for a change programming, and any  
2 other programming that is required as a condition of parole.

3 (2) It is the intent of the legislature that any prisoner  
4 required to complete a violence prevention program, sexual offender  
5 program, or other program as a condition of parole shall be placed  
6 on a waiting list for the appropriate programming upon entrance to  
7 prison and transferred to a facility where that program is  
8 available in order to accomplish timely completion of that program  
9 prior to the expiration of his or her minimum sentence and  
10 eligibility for parole. Nothing in this section should be deemed to  
11 make parole denial appealable in court.

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

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

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

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

27 Sec. 924. The department shall evaluate all prisoners at

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

16       Sec. 925. By March 1, the department shall report to the  
17 senate and house appropriations subcommittees on corrections, the  
18 senate and house fiscal agencies, the legislative corrections  
19 ombudsman, and the state budget director on the annual number of  
20 prisoners in administrative segregation between October 1, 2016 and  
21 September 30, 2017, and the annual number of prisoners in  
22 administrative segregation between October 1, 2016 and September  
23 30, 2017 who at any time during the current or prior prison term  
24 were diagnosed with serious mental illness or have a developmental  
25 disorder and the number of days each of the prisoners with serious  
26 mental illness or a developmental disorder have been confined to  
27 administrative segregation.

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

3       (a) Ensure that any inmate care and control staff in contact  
4 with prisoners less than 18 years of age are adequately trained  
5 with regard to the developmental and mental health needs of  
6 prisoners less than 18 years of age. By April 1, the department  
7 shall report to the senate and house appropriations subcommittees  
8 on corrections, the senate and house fiscal agencies, and the state  
9 budget director on the training curriculum used and the number and  
10 types of staff receiving annual training under that curriculum.

11       (b) Provide appropriate placement for prisoners less than 18  
12 years of age who have serious mental illness, serious emotional  
13 disturbance, or a serious developmental disorder and need to be  
14 housed separately from the general population. Prisoners less than  
15 18 years of age who have serious mental illness, serious emotional  
16 disturbance, or a serious developmental disorder shall not be  
17 removed from an existing placement as a punitive response to  
18 behavior caused by their serious mental illness, serious emotional  
19 disturbance, or a serious developmental disorder. Due to persistent  
20 high violence risk or severe disruptive behavior that is  
21 unresponsive to treatment, prisoners less than 18 years of age with  
22 serious emotional disturbance, serious mental illness, or serious  
23 developmental disorders may be placed in secure residential housing  
24 programs that will facilitate access to institutional programming  
25 and ongoing mental health services. A prisoner less than 18 years  
26 of age with serious mental illness, serious emotional disturbance,  
27 or a serious developmental disorder who is confined in these

1 specialized housing programs shall be evaluated or monitored by a  
2 medical professional at a frequency of not less than every 12  
3 hours.

4 (c) Implement a specialized reentry program that recognizes  
5 the needs of prisoners less than 18 years old for supervised  
6 reentry.

7 Sec. 937. The department shall not issue a request for  
8 proposal (RFP) for a contract in excess of \$5,000,000.00, unless  
9 the department has first considered issuing a request for  
10 information (RFI) or a request for qualification (RFQ) relative to  
11 that contract to better enable the department to learn more about  
12 the market for the products or services that are the subject of the  
13 future RFP. The department shall notify the department of  
14 technology, management, and budget of the evaluation process used  
15 to determine if an RFI or RFQ was not necessary prior to issuing  
16 the RFP.

17 Sec. 940. (1) Any lease, rental, contract, or other legal  
18 agreement that includes a provision allowing a private person or  
19 entity to use state-owned facilities or other property to conduct a  
20 for-profit business enterprise shall require the lessee to pay fair  
21 market value for the use of the state-owned property.

22 (2) The lease, rental, contract, or other legal agreement  
23 shall also require the party using the property to make a payment  
24 in lieu of taxes to the local jurisdictions that would otherwise  
25 receive property tax revenue, as if the property were not owned by  
26 the state.

27 Sec. 942. The department shall ensure that any contract with a



1 public or private party to operate a facility to house state  
2 prisoners includes a provision to allow access by both the office  
3 of the legislative auditor general and the office of the  
4 legislative corrections ombudsman to the facility and to  
5 appropriate records and documents related to the operation of the  
6 facility. These access rights for both offices shall be the same  
7 for the contracted facility as for a general state-operated  
8 correctional facility.

9 **MISCELLANEOUS**

10 Sec. 1009. The department shall make an information packet for  
11 the families of incoming prisoners available on the department's  
12 website. The information packet shall be updated by February 1 of  
13 each year. The packet shall 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 is  
22 encouraged to partner with external advocacy groups and actual  
23 families of prisoners in the packet-writing process to ensure that  
24 the information is useful and complete.

25 Sec. 1010. The department shall provide a place of worship for  
26 inmates of all faiths who are housed within each facility. Each

1 place of worship must allow separate time for inmates of each faith  
2 to worship and have all necessary facilities and items needed for  
3 services.

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

13 Sec. 1012. The department shall complete a study to determine  
14 the benefits of family participation to the well-being of inmates  
15 and facilities. The benefits studied shall include, but are not  
16 limited to, decreases in behavior tickets, reduction of critical  
17 incidents, granting of parole on first hearing, and reduced  
18 recidivism upon release. By March 1, the department shall report  
19 the study results to the senate and house appropriations  
20 subcommittees on corrections, the legislative corrections  
21 ombudsman, the senate and house fiscal agencies, and the state  
22 budget director. If the study finds beneficial effects from family  
23 involvement for inmates, the department shall make it a priority to  
24 house prisoners in the appropriate security level facility that is  
25 closest to the place to which they will be returning.

26 Sec. 1013. From the funds appropriated in part 1, priority may  
27 be given to funding reentry or rehabilitation programs that have

1 been demonstrated to reduce prison violence and recidivism,  
2 including faith-based initiatives.

3 PART 2A

4 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

5 FOR FISCAL YEAR 2018-2019

6 **GENERAL SECTIONS**

7 Sec. 1201. It is the intent of the legislature to provide  
8 appropriations for the fiscal year ending on September 30, 2019 for  
9 the line items listed in part 1. The fiscal year 2018-2019  
10 appropriations are anticipated to be the same as those for fiscal  
11 year 2017-2018, except that the line items will be adjusted for  
12 changes in caseload and related costs, federal fund match rates,  
13 economic factors, and available revenue. These adjustments will be  
14 determined after the January 2018 consensus revenue estimating  
15 conference.