

**SUBSTITUTE FOR
SENATE BILL NO. 191**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2024; 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, 2024, from the following funds:

DEPARTMENT OF CORRECTIONS

APPROPRIATION SUMMARY

Full-time equated unclassified positions	16.0
Full-time equated classified positions	13,173.0



1	GROSS APPROPRIATION		\$ 2,064,859,700
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and		
4	intradepartmental transfers		0
5	ADJUSTED GROSS APPROPRIATION		\$ 2,064,859,700
6	Federal revenues:		
7	Total federal revenues		705,143,500
8	Special revenue funds:		
9	Total local revenues		9,793,900
10	Total private revenues		0
11	Total other state restricted revenues		29,805,500
12	State general fund/general purpose		\$ 1,320,116,800
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND		
14	SUPPORT		
15	Full-time equated unclassified positions	16.0	
16	Full-time equated classified positions	359.0	
17	Unclassified salaries--FTEs	16.0	\$ 2,184,900
18	Administrative hearings officers		3,478,000
19	Budget and operations administration--FTEs	270.0	38,416,500
20	Compensatory buyout and union leave bank		100
21	County jail reimbursement program		14,814,600
22	Employee wellness programming--FTEs	7.0	2,732,000
23	Equipment and special maintenance		1,559,700
24	Executive direction--FTEs	22.0	4,600,200
25	Judicial data warehouse user fees		50,600
26	New custody staff training		21,519,600
27	Prison industries operations--FTEs	60.0	10,020,400
28	Property management		2,479,200



1	Prosecutorial and detainer expenses		4,801,000
2	Worker's compensation		12,649,900
3	GROSS APPROPRIATION	\$	119,306,700
4	Appropriated from:		
5	Federal revenues:		
6	DOJ, prison rape elimination act grant		674,700
7	Special revenue funds:		
8	Correctional industries revolving fund		10,020,400
9	Correctional industries revolving fund 110		721,600
10	Jail reimbursement program fund		5,900,000
11	State general fund/general purpose	\$	101,990,000
12	Sec. 103. OFFENDER SUCCESS ADMINISTRATION		
13	Full-time equated classified positions	337.9	
14	Community corrections comprehensive plans and		
15	services		\$ 14,198,100
16	Education/skilled trades/career readiness		
17	programs--FTEs	259.9	38,065,000
18	Enhanced food technology program--FTEs	11.0	1,638,400
19	Goodwill Flip the Script		1,250,000
20	Nation Outside		2,000,000
21	Offender success community partners		16,225,000
22	Offender success federal grants		751,000
23	Offender success programming		16,122,800
24	Offender success services--FTEs	67.0	17,523,800
25	Probation residential services		14,575,500
26	Public safety initiative		4,000,000
27	GROSS APPROPRIATION	\$	126,349,600
28	Appropriated from:		



1	Federal revenues:		
2	DOJ, prisoner reintegration		751,000
3	Federal education funding		1,596,600
4	State general fund/general purpose	\$	124,002,000
5	Sec. 104. FIELD OPERATIONS ADMINISTRATION		
6	Full-time equated classified positions	1,880.5	
7	Criminal justice reinvestment	\$	3,748,400
8	Field operations--FTEs	1,849.5	227,263,200
9	Parole board operations--FTEs	31.0	3,931,800
10	Parole/probation services		940,000
11	Residential alternative to prison program		1,500,000
12	GROSS APPROPRIATION	\$	237,383,400
13	Appropriated from:		
14	Special revenue funds:		
15	Community tether program reimbursement		275,000
16	Reentry center offender reimbursements		10,000
17	Supervision fees		6,630,500
18	Supervision fees set-aside		940,000
19	State general fund/general purpose	\$	229,527,900
20	Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION		
21	Full-time equated classified positions	669.0	
22	Central records--FTEs	43.0	\$ 4,888,800
23	Correctional facilities administration--FTEs	57.0	9,576,600
24	Housing inmates in federal institutions		511,000
25	Inmate housing fund		100
26	Inmate legal services		290,900
27	Leased beds and alternatives to leased beds		100
28	Prison food service--FTEs	324.0	74,359,000



1	Prison store operations--FTEs	33.0		3,461,100
2	Transportation--FTEs	212.0		31,637,200
3	GROSS APPROPRIATION		\$	124,724,800
4	Appropriated from:			
5	Federal revenues:			
6	DOJ-BOP, federal prisoner reimbursement			411,000
7	SSA-SSI, incentive payment			272,000
8	Special revenue funds:			
9	Correctional industries revolving fund 110			865,800
10	Resident stores			3,461,100
11	State general fund/general purpose		\$	119,714,900
12	Sec. 106. HEALTH CARE			
13	Full-time equated classified positions	1,548.3		
14	Breast milk program--FTE	1.0	\$	1,200,000
15	Clinical complexes--FTEs	1,033.3		154,280,900
16	Health care administration--FTEs	18.0		3,653,900
17	Healthy Michigan plan administration--FTEs	12.0		1,014,800
18	Hepatitis C treatment			10,499,100
19	Interdepartmental grant to health and human			
20	services, eligibility specialists			120,200
21	Mental health and substance use treatment			
22	services--FTEs	484.0		68,341,100
23	Prisoner health care services			105,531,600
24	Vaccination program			691,200
25	GROSS APPROPRIATION		\$	345,332,800
26	Appropriated from:			
27	Federal revenues:			
28	Federal revenues and reimbursements			403,400



1	Special revenue funds:		
2	Prisoner health care co-payments		257,200
3	State general fund/general purpose	\$	344,672,200
4	Sec. 107. CORRECTIONAL FACILITIES		
5	Full-time equated classified positions	8,378.3	
6	Alger Correctional Facility - Munising--FTEs	259.0	\$ 32,504,800
7	Baraga Correctional Facility - Baraga--FTEs	295.8	38,658,600
8	Bellamy Creek Correctional Facility - Ionia--		
9	FTEs	416.2	50,683,300
10	Carson City Correctional Facility - Carson		
11	City--FTEs	421.4	52,061,800
12	Central Michigan Correctional Facility - St.		
13	Louis--FTEs	386.6	49,051,600
14	Charles E. Egeler Correctional Facility -		
15	Jackson--FTEs	386.6	48,856,100
16	Chippewa Correctional Facility - Kincheloe--		
17	FTEs	443.6	54,880,400
18	Cooper Street Correctional Facility - Jackson--		
19	FTEs	254.6	31,499,300
20	Detroit Detention Center--FTEs	75.8	9,518,900
21	Earnest C. Brooks Correctional Facility -		
22	Muskegon--FTEs	248.2	32,426,900
23	G. Robert Cotton Correctional Facility -		
24	Jackson--FTEs	396.0	48,392,000
25	Gus Harrison Correctional Facility - Adrian--		
26	FTEs	304.0	38,546,000
27	Ionia Correctional Facility - Ionia--FTEs	293.3	37,038,800
28	Kinross Correctional Facility - Kincheloe--FTEs	258.6	34,953,200



1	Lakeland Correctional Facility - Coldwater--		
2	FTEs	275.4	35,214,700
3	Macomb Correctional Facility - New Haven--FTEs	313.3	40,062,600
4	Marquette Branch Prison - Marquette--FTEs	319.7	40,454,400
5	Muskegon Correctional Facility - Muskegon--FTEs	208.0	28,215,400
6	Newberry Correctional Facility - Newberry--FTEs	199.1	26,125,200
7	Oaks Correctional Facility - Eastlake--FTEs	289.4	37,332,900
8	Parnall Correctional Facility - Jackson--FTEs	266.1	31,401,400
9	Richard A. Handlon Correctional Facility -		
10	Ionia--FTEs	268.3	34,553,300
11	Saginaw Correctional Facility - Freeland--FTEs	276.9	35,431,000
12	Special Alternative Incarceration Program -		
13	Jackson--FTEs	26.2	5,135,100
14	St. Louis Correctional Facility - St. Louis--		
15	FTEs	306.6	40,278,500
16	Thumb Correctional Facility - Lapeer--FTEs	283.6	36,075,600
17	Women's Huron Valley Correctional Complex -		
18	Ypsilanti--FTEs	505.1	63,238,600
19	Woodland Correctional Facility - Whitmore Lake-		
20	-FTEs	296.9	39,005,500
21	Northern region administration and support--		
22	FTEs	43.0	4,563,900
23	Southern region administration and support--		
24	FTEs	61.0	20,255,300
25	GROSS APPROPRIATION		\$ 1,076,415,100
26	Appropriated from:		
27	Federal revenues:		
28	Coronavirus state fiscal recovery fund		700,000,000



1	DOJ, state criminal assistance program	1,034,800
2	Special revenue funds:	
3	Local funds	9,518,900
4	State restricted fees, revenues and	
5	reimbursements	102,100
6	State general fund/general purpose	\$ 365,759,300
7	Sec. 108. INFORMATION TECHNOLOGY	
8	Information technology services and projects	\$ 31,347,300
9	GROSS APPROPRIATION	\$ 31,347,300
10	Appropriated from:	
11	Special revenue funds:	
12	Correctional industries revolving fund 110	182,000
13	Supervision fees set-aside	714,800
14	State general fund/general purpose	\$ 30,450,500
15	Sec. 109. ONE-TIME APPROPRIATIONS	
16	Chance for Life	\$ 500,000
17	Eastern Michigan pilot program	250,000
18	Goodwill Flip the Script	1,750,000
19	Improvements to staff areas in correctional	
20	facilities	1,500,000
21	GROSS APPROPRIATION	\$ 4,000,000
22	Appropriated from:	
23	State general fund/general purpose	\$ 4,000,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2023-2024

GENERAL SECTIONS

Sec. 201. In accordance with section 30 of article IX of the



1 state constitution of 1963, total state spending from state sources
 2 under part 1 for fiscal year 2023-2024 is \$1,349,922,300.00 and
 3 state spending from state sources to be paid to local units of
 4 government is \$123,453,600.00. The itemized statement below
 5 identifies appropriations from which spending to local units of
 6 government will occur:

7 DEPARTMENT OF CORRECTIONS		
8	Community corrections comprehensive plans and	
9	services	\$ 14,198,100
10	County jail reimbursement program	14,814,600
11	Field Operations	69,564,300
12	Leased beds and alternatives to leased beds	100
13	Prosecutorial and detainer expenses	4,801,000
14	Public safety initiative	4,000,000
15	Residential alternative to prison program	1,500,000
16	Residential probation diversions	14,575,500
17	TOTAL	\$ \$123,453,600

18 Sec. 202. The appropriations authorized under this part and
 19 part 1 are subject to the management and budget act, 1984 PA 431,
 20 MCL 18.1101 to 18.1594.

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

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

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

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



1 (d) "FTE" means full-time equated.

2 (e) "Jail" means a facility operated by a local unit of
3 government for the physical detention and correction of persons
4 charged with or convicted of criminal offenses.

5 (f) "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 (g) "Recidivism" means that term as defined in section 1 of
12 2017 PA 5, MCL 798.31.

13 (h) "Serious emotional disturbance" means that term as defined
14 in section 100d(3) of the mental health code, 1974 PA 258, MCL
15 330.1100d.

16 (i) "Serious mental illness" means that term as defined in
17 section 100d(4) of the mental health code, 1974 PA 258, MCL
18 330.1100d.

19 Sec. 204. The departments and agencies receiving
20 appropriations in part 1 shall use the internet to fulfill the
21 reporting requirements of this part. This requirement shall include
22 transmission of reports via email to the recipients identified for
23 each reporting requirement and it shall include placement of
24 reports on an internet site.

25 Sec. 205. Except as otherwise provided in this part, all
26 reports required under this part shall be submitted to the senate
27 and house appropriations subcommittees on corrections, the senate
28 and house fiscal agencies, the legislative corrections ombudsman,
29 and the state budget office.



1 Sec. 206. To the extent permissible under section 261 of the
2 management and budget act, 1984 PA 431, MCL 18.1261, all of the
3 following apply:

4 (a) Funds appropriated in part 1 must not be used for the
5 purchase of foreign goods or services, or both, if competitively
6 priced and of comparable quality American goods or services, or
7 both, are available.

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

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

15 Sec. 207. The department shall not take disciplinary action
16 against an employee of the department in the state classified civil
17 service, or a prisoner, for communicating with a member of the
18 legislature or his or her staff, unless the communication is
19 prohibited by law and the department is exercising its authority as
20 provided by law.

21 Sec. 208. The department shall prepare a report on out-of-
22 state travel expenses not later than January 1 of each year. The
23 travel report shall be a listing of all travel by classified and
24 unclassified employees outside this state in the immediately
25 preceding fiscal year that was funded in whole or in part with
26 funds appropriated in the department's budget. The report shall be
27 submitted to the senate and house appropriations committees and to
28 report recipients required in section 205 of this part. The report
29 shall include the following information:



1 (a) The dates of each travel occurrence.

2 (b) The total transportation and related costs of each travel
3 occurrence, including the proportion funded with state general
4 fund/general purpose revenues, the proportion funded with state
5 restricted revenues, the proportion funded with federal revenues,
6 and the proportion funded with other revenues.

7 Sec. 209. Funds appropriated in part 1 shall not be used by
8 the department to hire a person to provide legal services that are
9 the responsibility of the attorney general. This prohibition does
10 not apply to legal services for bonding activities and for those
11 outside services that the attorney general authorizes.

12 Sec. 210. Not later than November 30, the state budget office
13 shall prepare and transmit a report that provides estimates of the
14 total general fund/general purpose appropriation lapses at the
15 close of the prior fiscal year. This report shall summarize the
16 projected year-end general fund/general purpose appropriation
17 lapses by major departmental program or program areas. The report
18 shall be transmitted to the chairpersons of the senate and house
19 appropriations committees and the senate and house fiscal agencies.

20 Sec. 211. (1) In addition to the funds appropriated in part 1,
21 there is appropriated an amount not to exceed \$10,000,000.00 for
22 federal contingency authorization. These funds are not available
23 for expenditure until they have been transferred to another line
24 item in part 1 under section 393(2) of the management and budget
25 act, 1984 PA 431, MCL 18.1393.

26 (2) In addition to the funds appropriated in part 1, there is
27 appropriated an amount not to exceed \$10,000,000.00 for state
28 restricted contingency authorization. These funds are not available
29 for expenditure until they have been transferred to another line



1 item in this article under section 393(2) of the management and
2 budget act, 1984 PA 431, MCL 18.1393.

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

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

15 Sec. 212. The department shall cooperate with the department
16 of technology, management, and budget to maintain a searchable
17 website accessible by the public at no cost that includes, but is
18 not limited to, all of the following for the department:

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

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

21 (c) Fiscal year-to-date payments to a selected vendor,
22 including the vendor name, payment date, payment amount, and
23 payment description.

24 (d) The number of active department employees by job
25 classification.

26 (e) Job specifications and wage rates.

27 Sec. 213. Within 14 days after the release of the executive
28 budget recommendation, the department shall cooperate with the
29 state budget office to provide the chairpersons of the senate and



1 house appropriations committees, the chairpersons of the senate and
2 house appropriations subcommittees on corrections, and the senate
3 and house fiscal agencies with an annual report on estimated state
4 restricted fund balances, state restricted fund projected revenues,
5 and state restricted fund expenditures for the prior 2 fiscal
6 years.

7 Sec. 214. The department shall maintain, on a publicly
8 accessible website, a department scorecard that identifies, tracks,
9 and regularly updates key metrics that are used to monitor and
10 improve the department's performance.

11 Sec. 216. To the extent permissible under the management and
12 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall
13 take all reasonable steps to ensure businesses in geographically
14 disadvantaged business enterprises compete for and perform
15 contracts to provide services or supplies, or both. The director
16 shall strongly encourage firms with which the department contracts
17 to subcontract with certified businesses in depressed and deprived
18 communities for services, supplies, or both.

19 Sec. 217. (1) On a quarterly basis, the department shall
20 report on the number of full-time equated positions in pay status
21 by civil service classification, including the number of full-time
22 equated positions in pay status by civil service classification for
23 each correctional facility. This report must include the following:

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

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



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

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

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

8 (2) By March 1, the department shall report the following
9 information:

10 (a) Number of employees that were engaged in remote work in
11 2023.

12 (b) Number of employees authorized to work remotely and the
13 actual number of those working remotely in the current reporting
14 period.

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

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

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

20 Sec. 218. It is the intent of the legislature that the
21 department maximize the efficiency of the state workforce, and,
22 where possible, prioritize in-person work. The department must post
23 its in-person, remote, or hybrid work policy on its website.

24 Sec. 220. The department may charge fees and collect revenues
25 in excess of appropriations in part 1 not to exceed the cost of
26 offender services and programming, employee meals, parolee loans,
27 academic/vocational services, custody escorts, compassionate
28 visits, union steward activities, and public works programs and
29 services provided to local units of government or private nonprofit



1 organizations. The revenues and fees collected are appropriated for
2 all expenses associated with these services and activities.

3 Sec. 221. The department shall receive and retain copies of
4 all reports funded from appropriations in part 1. Federal and state
5 guidelines for short-term and long-term retention of records shall
6 be followed. The department may electronically retain copies of
7 reports unless otherwise required by federal and state guidelines.

8 Sec. 222. The department shall report no later than April 1 on
9 each specific policy change made to implement a public act
10 affecting the department that took effect during the prior calendar
11 year to the senate and house appropriations committees, to the
12 joint committee on administrative rules, and to report recipients
13 required in section 205 of this part.

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

16 (a) Report to the senate and house appropriations committees
17 and to report recipients required in section 205 of this part any
18 amounts of severance pay for a department director, deputy
19 director, or other high-ranking department official not later than
20 14 days after a severance agreement with the director or official
21 is signed. The name of the director or official and the amount of
22 severance pay must be included in the report required by this
23 subdivision.

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

27 (c) By February 1, report on the total amount of severance pay
28 remitted to former department employees during the fiscal year
29 ending September 30, 2023 and the total number of former department



1 employees that were remitted severance pay during the fiscal year
2 ending September 30, 2023.

3 (2) As used in this section, "severance pay" means
4 compensation that is both payable or paid upon the termination of
5 employment and in addition to either wages or benefits earned
6 during the course of employment or generally applicable retirement
7 benefits.

8 Sec. 225. Appropriations in part 1 shall, to the extent
9 possible by the department, not be expended until all existing work
10 project authorization available for the same purposes is exhausted.

11 Sec. 226. It is the intent of the legislature that the
12 department establish and maintain a management-to-staff ratio of
13 not more than 1 supervisor for each 8 employees at the department's
14 central office in Lansing and at both the northern and southern
15 region administration offices.

16 Sec. 227. The department shall provide the state court
17 administrative office data sufficient to administer the swift and
18 sure sanctions program.

19

20 **DEPARTMENTAL ADMINISTRATION AND SUPPORT**

21 Sec. 301. For 3 years after a felony offender is released from
22 the department's jurisdiction, the department shall maintain the
23 offender's file on the offender tracking information system and
24 make it publicly accessible in the same manner as the file of the
25 current offender. However, the department shall immediately remove
26 the offender's file from the offender tracking information system
27 upon determination that the offender was wrongfully convicted and
28 the offender's file is not otherwise required to be maintained on
29 the offender tracking information system.



1 Sec. 302. From the funds appropriated in part 1, the
2 department shall submit a report by March 1 on the department's
3 staff retention strategies.

4 Sec. 303. From the funds appropriated in part 1, the
5 department shall submit a report by March 1 on the number of
6 employee departures. The report must include the number of
7 corrections officers that departed from employment at a state
8 correctional facility in the immediately preceding fiscal year and
9 the number of years they worked for the department. The report
10 shall include a chart that shows the normal distribution of
11 employee departures in these positions based on years of service.
12 Years of service shall be grouped into the following ranges: 1 to 3
13 years, 3 to 5 years, 5 to 10 years, 10 to 15 years, 15 to 20 years,
14 and 20 and more years. The department shall review all reasons for
15 employee departures and summarize in the report the primary reasons
16 for departure for each of the ranges of years of service based on
17 the available responses. The report shall include a section that
18 shows the distinction between recruits who are in-training at the
19 academy that depart employment, recruits who are in-training at a
20 facility that depart employment, and employees who have been on the
21 job that depart employment.

22 Sec. 305. Funds appropriated in part 1 for prosecutorial and
23 detainer expenses shall be used to reimburse counties for housing
24 and custody of parole violators and offenders being returned by the
25 department from community placement who are available for return to
26 institutional status and for prisoners who volunteer for placement
27 in a county jail.

28 Sec. 306. The department shall provide fiduciary oversight of
29 funds received under the local corrections officers training act,



1 2003 PA 125, MCL 791.531 to 791.546.

2 Sec. 307. From the funds appropriated in part 1, the
3 department shall issue an annual report for all vendor contracts.
4 The report shall cover service contracts with a value of
5 \$500,000.00 or more and include all of the following:

6 (a) The original start date and the current expiration date of
7 each contract.

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

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

13 Sec. 308. From the funds appropriated in part 1, the
14 department shall ensure that a prisoner telephone system is
15 maintained. The prisoner telephone system shall meet ongoing
16 operational needs of the department while maintaining a low per-
17 minute rate.

18 Sec. 309. From the funds appropriated in part 1, the
19 department shall provide for the training of all custody staff in
20 effective and safe ways of handling prisoners with mental illness
21 and referring prisoners to mental health treatment programs. Mental
22 health awareness training shall be incorporated into the training
23 of new custody staff.

24 Sec. 310. From the funds appropriated in part 1, the
25 department shall issue a report for all correctional facilities by
26 January 1 setting forth the following information for each
27 facility:

28 (a) Name.

29 (b) Street address.



1 (c) Date of construction.

2 (d) Current maintenance costs.

3 (e) Any maintenance planned.

4 (f) Current utility costs.

5 (g) Expected future capital improvement costs.

6 (h) Current unspent balance of any authorized capital outlay
7 projects, including the original authorized amount.

8 (i) Expected future useful life.

9 Sec. 313. (1) Funds appropriated in part 1 for employee
10 wellness programming shall be used for post-traumatic stress
11 outreach, treating mental health issues, peer support programs, and
12 providing mental health programming for all department staff,
13 including former employees.

14 (2) By December 15, the department shall submit a report on
15 programs the department has established, the level of employee
16 involvement, and expenditures made by the department for employee
17 wellness programming.

18 Sec. 314. From the funds appropriated in part 1 for new
19 custody staff training, the department shall work to hire and train
20 new corrections officers to address attrition of corrections
21 officers and to decrease overtime costs. The department shall
22 submit quarterly reports on new employee schools. The reports must
23 include the following information for the immediately preceding
24 fiscal quarter, and as much of the information as possible for the
25 current and next fiscal year:

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

28 (b) The number of recruits that started in each employee
29 school.



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

3 Sec. 315. From the funds appropriated in part 1, the
4 department shall submit a quarterly report on the number of
5 overtime hours worked by all custody staff, by facility. The report
6 shall include for each facility, the number of mandatory overtime
7 hours worked, the number of voluntary overtime hours worked, the
8 reasons for overtime hours worked, and the average number of
9 overtime hours worked by active employees.

10 Sec. 316. From the funds appropriated in part 1, the
11 department may establish agreements and exchange offender data with
12 local, state, and federal agencies, law enforcement, community
13 service and treatment providers, and research partners in order to
14 improve offender success, reduce recidivism risk, and enhance
15 public safety. This data sharing may include, but is not limited
16 to, efforts to support the following:

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

19 (b) Establishing assistance program eligibility and
20 participation.

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

23 (d) Providing ongoing cognitive and behavioral treatment
24 programming in the community.

25 (e) Providing substance abuse testing and referrals for
26 counseling services and treatment.

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

29 (g) Determining educational attainment and needs.



1 (h) Establishing accurate offender identification, criminal
2 histories, and monitoring new criminal activity.

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

5 Sec. 319. From the funds appropriated in part 1, the
6 department shall submit 3-year and 5-year prison population
7 projection updates concurrent with submission of the executive
8 budget recommendation, including explanations of the methodology
9 and assumptions used in developing the projection updates.

10 Sec. 320. From the funds appropriated in part 1, the
11 department shall provide a statistical report for the immediately
12 preceding calendar year by June 30. The statistical report shall
13 include, but not be limited to, the types of information as
14 provided in the 2004 statistical report.

15 Sec. 321. From the funds appropriated in part 1, the
16 department shall report the reincarceration recidivism rates of
17 offenders based on available data.

18 Sec. 322. (1) The department shall administer a county jail
19 reimbursement program from the funds appropriated in part 1 for the
20 purpose of reimbursing counties for housing in jails certain felons
21 who otherwise would have been sentenced to prison.

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

26 (a) The felon's sentencing guidelines recommended range upper
27 limit is more than 18 months, the felon's sentencing guidelines
28 recommended range lower limit is 12 months or less, the felon's
29 prior record variable score is 35 or more points, and the felon's



1 sentence is not for commission of a crime in crime class G or crime
2 class H or a nonperson crime in crime class F under chapter XVII of
3 the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.

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

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

12 (3) State reimbursement under this section shall be \$65.00 per
13 diem per diverted offender for offenders with a presumptive prison
14 guideline score, \$55.00 per diem per diverted offender for
15 offenders with a straddle cell guideline for a group 1 crime, and
16 \$40.00 per diem per diverted offender for offenders with a straddle
17 cell guideline for a group 2 crime. Reimbursements shall be paid
18 for sentences up to a 1-year total.

19 (4) As used in this section:

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

29 (b) "Group 2 crime" means a crime that is not a group 1 crime,



1 including larceny, fraud, forgery, embezzlement, motor vehicle,
2 malicious destruction of property, controlled substance offense,
3 felony drunk driving, and other nonassaultive offenses.

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

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

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

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

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

29 (b) The total amount paid to counties under the county jail



1 reimbursement program.

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

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

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

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

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

16 Sec. 323. (1) From the funds appropriated in part 1, the
17 department shall provide monthly email reports on prisoner
18 populations by security levels by facility, prison facility
19 capacities, and parolee and probationer populations.

20 (2) The department shall provide monthly email reports that
21 include information on end-of-month prisoner populations in county
22 jails, the net operating capacity according to the most recent
23 certification report, identified by date, the number of beds in
24 currently closed housing units by facility, and end-of-month data
25 for the following:

26 (a) Parole populations.

27 (b) Probation populations, with identification of the number
28 in special alternative incarceration.

29 (c) Prison populations, with separate identification of the



1 number in special alternative incarceration.

2 Sec. 325. The department shall provide a quarterly report on
3 the number of filled custody positions and the number of vacant
4 custody positions, by facility and classification.

5

6 **OFFENDER SUCCESS ADMINISTRATION**

7 Sec. 401. (1) From the funds appropriated in part 1, the
8 department shall provide a report on offender success expenditures
9 and allocations by March 1 that includes details on prior-year
10 expenditures, including amounts spent on each project funded,
11 itemized by service provided and service provider.

12 (2) The department may accept cash or in-kind donations to
13 supplement funds for prison education training, supplies, and
14 materials necessary to complete the academic and jobs skills
15 related programs. All funds received are appropriated and may be
16 expended by the department.

17 Sec. 402. From the funds appropriated in part 1, the
18 department shall partner with nonprofit faith-based, business and
19 professional, civic, and community organizations for the purpose of
20 providing offender success services. Offender success services
21 include, but are not limited to, counseling, providing information
22 on housing and job placement, and money management assistance.

23 Sec. 403. From the funds appropriated in part 1 for offender
24 success services, the department, when reasonably possible, shall
25 ensure that inmates have potential employer matches in the
26 communities to which they will return prior to each inmate's
27 initial parole hearing.

28 Sec. 404. (1) From the funds appropriated in part 1, the
29 department shall design services for offender success and



1 vocational education programs, collaborating with the department of
2 labor and economic opportunity and local entities to the extent
3 deemed necessary by the director. The department shall ensure the
4 program provides relevant professional development opportunities to
5 prisoners who are high quality, demand driven, locally receptive,
6 and responsive to the needs of communities where the prisoners are
7 expected to reside after their release from correctional
8 facilities.

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

11 Sec. 405. (1) Funds awarded for probation residential services
12 in part 1 shall provide for a per diem reimbursement of not more
13 than \$65.00.

14 (2) Pursuant to an approved comprehensive plan, allowable uses
15 of community corrections comprehensive plans and services funds
16 shall include reimbursing counties for transportation, treatment
17 costs, and housing drunk drivers during a period of assessment for
18 treatment and case planning. Reimbursements for housing during the
19 assessment process shall be at the rate of \$43.50 per day per
20 offender, up to a maximum of 5 days per offender.

21 Sec. 406. (1) From the funds appropriated in part 1, the
22 department shall report the following information for each county
23 and counties consolidated for community corrections comprehensive
24 plans:

25 (a) Approved technical assistance grants and community
26 corrections comprehensive plans including each program and level of
27 funding, the utilization level of each program, and profile
28 information of enrolled offenders.

29 (b) If federal funds are made available, the number of



1 participants funded, the number served, the number successfully
2 completing the program, and a summary of the program activity.

3 (c) Status of the community corrections information system and
4 the jail population information system.

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

8 (e) Offender disposition data by sentencing guideline range,
9 by disposition type, by prior record variable score, by number and
10 percent statewide and by county, current year, and comparisons to
11 the previous 3 years.

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

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

17 Sec. 407. (1) From the funds appropriated in part 1 for public
18 safety initiative, the law enforcement agency receiving funding
19 under the public safety initiative in part 1 shall submit an annual
20 report to the department that provides a detailed listing of
21 expenditures made, the purposes for which the expenditures were
22 made, specific services provided, and the number of individuals
23 served. The department shall submit the report to the recipients
24 listed in section 205.

25 (2) As a condition of receiving funding under the public
26 safety initiative, any reports required in the prior fiscal year
27 must be provided before funds may be disbursed for the current
28 fiscal year.

29 Sec. 408. From the funds appropriated in part 1, the



1 department shall establish and maintain policies and procedures
2 that assist prisoners with obtaining a birth certificate, duplicate
3 Social Security card, if eligible, DD Form 214 or other military
4 documentation, state identification card, and operator's license
5 prior to parole or discharge.

6 Sec. 410. From the funds appropriated in part 1 for the
7 enhanced food technology program, the department shall maintain a
8 program that provides on-the-job training in prison kitchens that
9 will lead to prisoners earning food service training credentials
10 recognized by the restaurant industry. The department shall
11 collaborate with restaurant industry stakeholders to provide job
12 placement assistance to individuals on probation or parole.

13 Sec. 411. (1) From the funds appropriated in part 1 for
14 offender success programming, the department shall establish
15 medication-assisted treatment offender success pilot programs to
16 provide prerelease treatment and postrelease referral for opioid
17 addicted offenders, as well as alcohol-addicted offenders who
18 voluntarily participate in the medication-assisted treatment
19 offender success pilot programs. The department shall collaborate
20 with residential and nonresidential substance abuse treatment
21 providers and with community-based clinics to provide postrelease
22 assessment and treatment. The programs shall employ a multifaceted
23 approach to treatment, including various forms of medication-
24 assisted treatment approved by the Food and Drug Administration for
25 the treatment of opioid use disorder or alcohol use disorder,
26 counseling, and postrelease referral to community-based providers.
27 The department shall consider the use of long-acting injectable
28 formulations, when clinically appropriate, of FDA-approved
29 medication-assisted treatment for alcohol and opioid use disorder



1 when developing an offender's release plan.

2 (2) The department shall submit a report by December 1 on the
3 number of offenders who received an injectable treatment for
4 alcohol use disorder and the number that received an injectable
5 treatment for opioid use disorder prior to release, the number of
6 offenders that subsequently received treatment in the community for
7 a duration of at least 3 months, and the number of offenders who
8 received injections and were subsequently returned to prison during
9 the prior fiscal year.

10 Sec. 412. From the funds appropriated in part 1, the
11 department shall ensure that any inmate with a diagnosed mental
12 illness is referred to a local mental health care provider that is
13 able and willing to treat the inmate upon parole or discharge. The
14 department shall ensure that the provider is informed of the
15 inmate's current treatment plan including any medications that are
16 currently prescribed to the inmate.

17 Sec. 413. (1) Funds appropriated in part 1 for Goodwill Flip
18 the Script shall be distributed to a Michigan-chartered 501(c)(3)
19 nonprofit corporation operating in a county with greater than
20 1,500,000 people for administration and expansion of a program that
21 serves a population of individuals aged 16 to 39. The program shall
22 target those who are entering the criminal justice system for the
23 first or second time and shall assist those individuals through the
24 following program types:

25 (a) Alternative sentencing programs in partnership with a
26 local district or circuit court.

27 (b) Educational recovery for special adult populations with
28 high rates of illiteracy.

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



1 (2) The program selected shall report by March 30 on program
2 performance measurements, the number of individuals diverted from
3 incarceration, the number of individuals served, and outcomes of
4 participants who complete the program.

5 Sec. 414. From the funds appropriated in part 1, the
6 department shall report by March 1 on academic and vocational
7 programs, including, but not limited to, all of the following:

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

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

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

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

25 (e) An identification of program outcomes for each academic
26 and vocational program.

27 (f) The number of prisoners not paroled at their earliest
28 release date due to lack of a high school equivalency and the
29 reason those prisoners have not obtained a high school equivalency.



1 Sec. 415. From the funds appropriated in part 1, priority may
2 be given to funding reentry or rehabilitation programs that have
3 been demonstrated to reduce prison violence and recidivism,
4 including faith-based initiatives.

5 Sec. 416. (1) Funds appropriated in part 1 for criminal
6 justice reinvestment must be used only to fund data collection and
7 evidence-based programs designed to reduce recidivism among
8 prisoners, probationers, and parolees.

9 (2) Of the funds appropriated in part 1 for criminal justice
10 reinvestment, at least \$600,000.00 must be allocated to an
11 organization that has received a United States Department of Labor
12 training to work 2-adult reentry grant to provide county jail
13 inmates with programming and services to prepare them to get and
14 keep jobs. Examples of eligible programs and services include, but
15 are not limited to, adult education, tutoring, manufacturing skills
16 training, participation in a simulated work environment, mentoring,
17 cognitive therapy groups, life skills classes, substance abuse
18 recovery groups, fatherhood programs, classes in understanding the
19 legal system, family literacy, health and wellness, finance
20 management, employer presentations, and classes on job retention.
21 Programming and support services should begin before release and
22 continue after release from the county jail. To be eligible for
23 funding under this subsection, an organization must show at least 2
24 years' worth of data that demonstrate program success.

25 Sec. 417. (1) Funds appropriated in part 1 for Nation Outside
26 must be used to implement a pilot program with the goal of creating
27 a statewide peer-led reentry program, establishing industry
28 standards for peer mentoring focused on reentry, and creating
29 economic mobility for formerly incarcerated people through



1 workforce development. From the funds appropriated in part 1 for
 2 Nation Outside, the pilot program must enlist Wayne State
 3 University to perform an independent program evaluation of the
 4 pilot program.

5 (2) Funding must be used to provide peer-led group mentoring
 6 along with one-on-one mentoring to improve housing, education,
 7 employment, and access to health care and insurance. The pilot
 8 program must also strive to improve access to transportation,
 9 provide positive peer social support, and improve civic engagement
 10 outcomes.

11 (3) Upon completion of the independent program evaluation
 12 conducted by Wayne State University, the report of the evaluation
 13 must be made available to all members of the house and senate
 14 subcommittees on corrections.

15

16 **FIELD OPERATIONS ADMINISTRATION**

17 Sec. 502. From the funds appropriated in part 1, the
 18 department shall prepare individual reports by March 1 for the
 19 residential reentry program, the electronic monitoring program, and
 20 the special alternative to incarceration program. Each program's
 21 report shall include information on all of the following:

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

28 (b) Monthly participant unsuccessful terminations, including
 29 cause.



- 1 (c) Number of successful terminations.
2 (d) End month population by facility/program.
3 (e) Average length of placement.
4 (f) Return to prison statistics.
5 (g) Description of each program location or locations,
6 capacity, and staffing.
7 (h) Sentencing guideline scores and actual sentence statistics
8 for participants, if applicable.
9 (i) Comparison with prior year statistics.
10 (j) Analysis of the impact on prison admissions and jail
11 utilization and the cost effectiveness of the program.

12 Sec. 503. (1) From the funds appropriated in part 1, the
13 department shall review and revise as necessary policy proposals
14 that provide alternatives to prison for offenders being sentenced
15 to prison as a result of technical probation violations and
16 technical parole violations. To the extent the department has
17 insufficient policies or resources to affect the continued increase
18 in prison commitments among these offender populations, the
19 department shall explore other policy options to allow for program
20 alternatives, including department or OCC-funded programs, local
21 level programs, and programs available through private agencies
22 that may be used as prison alternatives for these offenders.

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



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

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

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

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

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

22 Sec. 505. From the funds appropriated in part 1 for the
23 residential alternative to prison program, the department shall
24 provide vocational, educational, and cognitive programming in a
25 secure environment to enhance existing alternative sentencing
26 options, increase employment readiness and successful placement
27 rates, and reduce new criminal behavior for the west Michigan
28 probation violator population. The department shall ensure that
29 goals the program attains must include the following:



1 (a) Participants that successfully complete the program.

2 (b) Participants that complete the program earn a nationally
3 recognized credential for career and vocational programs.

4 (c) Participants that complete the program earn a certificate
5 of completion for cognitive programming.

6 (d) Reduction of the prison commitment rate for probation
7 violators within the impacted geographical area.

8

9 **HEALTH CARE**

10 Sec. 601. By April 1, the department shall provide reports on
11 the following:

12 (a) Physical and mental health care, pharmaceutical services,
13 and durable medical equipment for prisoners. Reports must detail
14 prior fiscal-year expenditures itemized by vendor, including a
15 breakdown of all payments to the integrated care provider and to
16 other providers itemized by physical health care, mental health
17 care, pharmaceutical services, and durable medical equipment
18 expenditures.

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

22 (c) The status of efforts to develop measurable data and
23 outcomes for physical and mental health care within the prisoner
24 population.

25 Sec. 602. (1) From the funds appropriated in part 1, the
26 department shall assure that all prisoners, upon any health care
27 treatment funded from appropriations in part 1, are given the
28 opportunity to sign a release of information form designating a
29 family member or other individual to whom the department shall



1 release records information regarding a prisoner. A release of
2 information form signed by a prisoner shall remain in effect for 1
3 year, and the prisoner may elect to withdraw or amend the release
4 form at any time.

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

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

10 Sec. 603. From the funds appropriated in part 1, the
11 department shall provide a report by April 1 on prisoner health
12 care utilization that includes the number of inpatient hospital
13 days, outpatient visits, emergency room visits, prisoners receiving
14 off-site inpatient medical care in the fiscal year, by facility,
15 and a listing of the 10 most common ailments and treatments
16 received by patients receiving off-site health care.

17 Sec. 604. Funds appropriated in part 1 for Hepatitis C
18 treatment shall be used only to purchase specialty medication for
19 hepatitis C treatment in the prison population. In addition to the
20 above appropriation, any rebates received from the medications used
21 shall be used only to purchase specialty medication for hepatitis C
22 treatment. By February 15, the department shall issue a report for
23 the prior fiscal year showing the total amount spent on specialty
24 medication for the treatment of hepatitis C, the number of
25 prisoners who were treated, the amount of any rebates that were
26 received from the purchase of specialty medication, and what
27 outstanding rebates are expected to be received. The report must
28 include the hepatitis C status of all incoming prisoners, if known,
29 and the number of prisoners who are reinfected while incarcerated



1 and require retreatment for hepatitis C. The report must also
2 include the number of those treated and released and then retreated
3 upon reincarceration.

4 Sec. 605. (1) From the funds appropriated in part 1, the
5 department shall provide the department of health and human
6 services with a monthly list of prisoners newly committed to the
7 department of corrections. The department and the department of
8 health and human services shall enter into an interagency agreement
9 under which the department of health and human services provides
10 the department of corrections with monthly lists of newly committed
11 prisoners who are eligible for Medicaid benefits in order to
12 maintain the process by which Medicaid benefits are suspended
13 rather than terminated. The department shall assist prisoners who
14 may be eligible for Medicaid benefits after release from prison
15 with the Medicaid enrollment process prior to release from prison.

16 (2) By February 1, the department shall provide a report on
17 the utilization of Medicaid benefits for prisoners during the prior
18 fiscal year.

19 Sec. 606. By March 1, the department shall report on the
20 number of prisoners who received medication assisted therapies, the
21 length of time on therapies, and the number of prisoners who have
22 discontinued treatment while incarcerated.

23 Sec. 607. (1) Funds appropriated in part 1 for the breast milk
24 program shall be used to fund a program to provide breast milk to
25 the newborns of postpartum prisoners.

26 (2) The department must work in collaboration with Mama's
27 Mobile Milk to develop a memorandum of understanding to ensure that
28 every incarcerated individual who has given birth within the last
29 12 months has an opportunity to breastfeed the individual's infant



1 child, to express breast milk for the child, to express breast milk
 2 for disposal, and to provide the individual with necessary
 3 supplies, including a breast pump and appropriate, sanitary
 4 containers.

5 (3) Unexpended and unencumbered funds up to a maximum
 6 \$1,200,000.00 in general fund/general purpose remaining in accounts
 7 appropriated in part 1 for the breast milk program are designated
 8 as work project appropriations, and any unencumbered or unallotted
 9 funds shall not lapse at the end of the fiscal year and shall be
 10 available for expenditures for the breast milk program until the
 11 work project has been completed. All of the following are in
 12 compliance with section 451a(1) of the management and budget act,
 13 1984 PA 431, MCL 18.1451a:

14 (a) The purpose of the work project is to fund the cost of the
 15 breast milk program for postpartum prisoners.

16 (b) The work project will be accomplished by the department
 17 using its resources to collaborate with Mama's Mobile Milk to
 18 transport postpartum prisoners' breast milk to their newborn
 19 infants, consistent with the required memorandum of understanding
 20 prescribed in subsection (1) between the department and Mama's
 21 Mobile Milk.

22 (c) The total estimated completion cost of the work project is
 23 \$1,200,000.00.

24 (d) The tentative completion date is September 30, 2027.
 25

26 **CORRECTIONAL FACILITIES AND ADMINISTRATION**

27 Sec. 701. (1) From the funds appropriated in part 1, the
 28 department shall report on the department's plans to eliminate
 29 programming for prisoners. The report shall be provided at least 30



1 days prior to program elimination.

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

5 Sec. 702. From the funds appropriated in part 1 for prison
6 food service, the department shall report by January 15 on the
7 following:

8 (a) Average per-meal cost for prisoner food service. Per-meal
9 cost shall include all costs directly related to the provision of
10 food for the prisoner population, and shall include, but not be
11 limited to, actual food costs, total compensation for all food
12 service workers, including benefits and legacy costs, and
13 inspection and compliance costs for food service.

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

16 (c) Major sanitation violations.

17 Sec. 703. From the funds appropriated in part 1, the
18 department shall submit a report on the cost per prisoner per day
19 for each security custody level by January 15. This calculation
20 shall include all actual direct and indirect costs for the previous
21 fiscal year. To calculate the cost per prisoner per day, the
22 department shall divide the prisoner-related costs by the total
23 number of prisoner days for each custody level and correctional
24 facility. For multilevel facilities, costs that cannot be
25 accurately allocated to each custody level can be included in the
26 calculation on a per-prisoner basis for each facility. Prisoner-
27 related costs included in the cost per prisoner per day calculation
28 shall include all expenditures for the following, from all fund
29 sources:



- 1 (a) New custody staff training.
- 2 (b) Prison industries operations.
- 3 (c) Education/skilled trades/career readiness programs.
- 4 (d) Enhanced food technology program.
- 5 (e) Offender success programming.
- 6 (f) Central records.
- 7 (g) Correctional facilities administration.
- 8 (h) Housing inmates in federal institutions.
- 9 (i) Inmate legal services.
- 10 (j) Leased beds and alternatives to leased beds.
- 11 (k) Prison food service.
- 12 (l) Prison store operations.
- 13 (m) Transportation.
- 14 (n) Health care.
- 15 (o) Correctional facilities.
- 16 (p) Northern and southern region administration and support.

17 Sec. 704. Any local unit of government or private nonprofit
18 organization that contracts with the department for public works
19 services shall be responsible for financing the entire cost of such
20 an agreement.

21 Sec. 705. The department shall allow the Michigan Braille
22 transcribing fund program to operate at designated locations. The
23 department shall continue to encourage the Michigan Braille
24 transcribing fund program to produce high-quality materials for use
25 by the visually impaired.

26 Sec. 706. (1) From the funds appropriated in part 1, the
27 department shall report as follows:

- 28 (a) Within 72 hours of occurrence, any critical incident
29 occurring at a correctional facility.



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

4 (c) The report must be distributed to the senate and house
5 appropriations subcommittees on corrections, each member of the
6 house and senate appropriations subcommittees on corrections, the
7 senate and house fiscal agencies, the legislative corrections
8 ombudsman, and the state budget office.

9 (2) As used in this section, "critical incident" includes a
10 prisoner assault on staff that results in a serious physical injury
11 to staff, an escape or attempted escape, a prisoner disturbance
12 that causes facility operation concerns, and an unexpected death of
13 a prisoner.

14 Sec. 707. From the funds appropriated in part 1, the
15 department shall report by March 1 on the ratio of correctional
16 officers to prisoners for each correctional institution, the ratio
17 of shift command staff to line custody staff, and the ratio of
18 noncustody institutional staff to prisoners for each correctional
19 facility.

20 Sec. 708. (1) From the funds appropriated in part 1, the
21 department shall focus on providing required programming to
22 prisoners who are past their earliest release date because of not
23 having received the required programming. Programming includes, but
24 is not limited to, violence prevention programming, sexual abuse
25 prevention programming, substance use disorder programming,
26 thinking for a change programming, and any other programming that
27 is required as a condition of parole.

28 (2) To the extent feasible, the department shall consistently
29 provide prisoner programming with the goal of having prisoners



1 complete recommended cognitive programming as early as possible
2 during the prisoner's sentence to impact the prisoner's behavior
3 while incarcerated. Nothing in this section should be deemed to
4 make parole denial appealable in court.

5 (3) The department shall submit a quarterly report detailing
6 enrollment in sex abuse prevention programming, violence prevention
7 programming, and thinking for a change programming. At a minimum,
8 the report shall include the following:

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

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

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

16 Sec. 710. From the funds appropriated in part 1, the
17 department shall evaluate all prisoners at intake for substance
18 abuse disorders, serious developmental disorders, serious mental
19 illness, and other mental health disorders. Prisoners with serious
20 mental illness or serious developmental disorders shall not be
21 removed from the general population as a punitive response to
22 behavior caused by their serious mental illness or serious
23 developmental disorder. Due to persistent high violence risk or
24 severe disruptive behavior that is unresponsive to treatment,
25 prisoners with serious mental illness or serious developmental
26 disorders may be placed in secure residential housing programs that
27 will facilitate access to institutional programming and ongoing
28 mental health services funded from appropriations in part 1. A
29 prisoner with serious mental illness or serious developmental



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

4 Sec. 711. From the funds appropriated in part 1, the
5 department shall report by March 1 on the annual number of
6 prisoners during the prior fiscal year in administrative
7 segregation and, of those, the number who at any time during the
8 current or prior prison term were diagnosed with serious mental
9 illness or have a developmental disorder and the number of days
10 each of the prisoners with serious mental illness or a
11 developmental disorder have been confined to administrative
12 segregation.

13 Sec. 712. From the funds appropriated in part 1, the
14 department shall do all of the following:

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

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



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

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

15 Sec. 713. From the funds appropriated in part 1, the
16 department shall submit a report by April 1 on the number of youth
17 in prison. The report shall include, but not be limited to, the
18 following information:

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

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

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

25 Sec. 714. (1) Any lease, rental, contract, or other legal
26 agreement that includes a provision allowing a private person or
27 entity to use state-owned facilities or other property to conduct a
28 for-profit business enterprise shall require the lessee to pay fair
29 market value for the use of the state-owned property.



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

6 Sec. 716. From the funds appropriated in part 1, the
7 department shall submit a report by May 1 on the actual and
8 projected savings achieved by closing correctional facilities.
9 Savings amounts shall be itemized by facility. Information required
10 by this section shall start with the closure of the Pugsley
11 Correctional Facility, which closed in September of 2016, and shall
12 continue for each facility closed thereafter.

13 Sec. 717. When the department is planning to close a
14 correctional facility, the department shall fully consider the
15 potential economic impact of the prison closure on the community
16 where the facility is located. The department, when weighing all
17 factors related to the closure of a facility, shall also consider
18 the impact on the local community where the facility to be closed
19 is located.

20 Sec. 718. From the funds appropriated in part 1, the
21 department shall report on the department's plans to close,
22 consolidate, or relocate any correctional facility in the state.
23 The report shall be provided at least 30 days prior to effective
24 date of closure, consolidation, or relocation.

25 Sec. 719. The department shall consult with the legislature
26 and other appropriate state agencies to develop a framework to
27 provide investment in communities that have formerly operational
28 state correctional facilities that have been closed. This framework
29 shall include plans to ensure that vacant state correctional



1 facilities do not become a nuisance or danger to the community.

2 Sec. 720. From the funds appropriated in part 1, the
3 department shall make an information packet for the families of
4 incoming prisoners available on the department's website. The
5 information packet shall be reviewed by February 1 and updated as
6 necessary. The packet shall provide information on topics
7 including, but not limited to: how to put money into prisoner
8 accounts, how to make telephone calls or create Jpay email
9 accounts, how to visit in person, proper procedures for filing
10 complaints or grievances, the rights of prisoners to physical and
11 mental health care, how to utilize the offender tracking
12 information system (OTIS), truth-in-sentencing and how it applies
13 to minimum sentences, the parole process, and guidance on the
14 importance of the role of families in the reentry process. The
15 department may partner with external advocacy groups and actual
16 families of prisoners in the packet-writing process to ensure that
17 the information is useful and complete.

18

19 **ONE-TIME APPROPRIATIONS**

20 Sec. 801. (1) Funds appropriated in part 1 for Chance for Life
21 shall be used to contract with an organization that provides
22 prison-based rehabilitation programming, including educational,
23 life skills, and behavioral modification programs. The organization
24 shall enter into a performance-based contract with the department
25 that allows for payment based on the number of prisoners and
26 parolees served according to the agreed upon program rules, as well
27 as program outcomes.

28 (2) The objective of programming shall be to offer a
29 progressive transformational program to individuals while they are



1 in prison in an effort to prepare them for a successful transition
2 back into the community. The department shall select an
3 organization that meets all of the following to provide the
4 programming under this section:

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

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

11 (c) Has experience with and offers programming that includes
12 the family in the reentry process using the family group decision-
13 making for reintegration model, which focuses on 7 factors as a
14 basis for successful family reintegration.

15 (d) Has experience with and offers programming that utilizes
16 techniques to address post-prison adjustment disorders.

17 (3) Data collected in connection with the programming
18 described in subsection (1) must be shared with an accredited state
19 university for research purposes.

20 (4) The unexpended funds appropriated in part 1 for Chance for
21 Life are designated as a work project appropriation. Any
22 unencumbered or unallotted funds shall not lapse at the end of the
23 fiscal year and shall be available for expenditure until the
24 project has been completed. The following is in compliance with
25 section 451a(1) of the management and budget act, 1984 PA 431, MCL
26 18.1451a:

27 (a) The purpose of the project is to contract with an
28 organization that provides prison-based rehabilitation programming,
29 including educational, life skills, and behavioral modification



1 programs.

2 (b) The project will be accomplished by utilizing state
3 employees or contracts.

4 (c) The estimated cost of the project is \$500,000.00.

5 (d) The tentative completion date for the project is September
6 30, 2027.

7 Sec. 802. From the funds appropriated in part 1 for the
8 Eastern Michigan University pilot program, the university must
9 provide a program in conjunction with the Women's Huron Valley
10 Correctional Complex to provide incarcerated women an opportunity
11 to participate in a comprehensive bachelor degree program through
12 Eastern Michigan University. The program will provide a cohort of
13 20 students a total of 1,200 undergraduate credits as well as
14 financial aid support, advising, curricular and program oversight,
15 mentoring and tutoring in technology, and supplies.

16 Sec. 803. (1) In addition to the funds provided in part 1 for
17 Flip the Script, the funding provided in one-time appropriations
18 for Flip the Script must be used only for the purpose of expanding
19 a program that serves a population of individuals aged 16 to 39
20 outside of the area currently served by the program described in
21 section 413. The program shall target those who are entering the
22 criminal justice system for the first or second time and shall
23 assist those individuals through the following program types:

24 (a) Alternative sentencing programs in partnership with a
25 local district or circuit court.

26 (b) Educational recovery for special adult populations with
27 high rates of illiteracy.

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

29 (2) The report required in section 413 shall include the



1 expanded area's program performance measurements, the number of
2 individuals diverted from incarceration, the number of individuals
3 served, and outcomes of participants who complete the program.

4 Sec. 804. Funds appropriated in part 1 for improvements to
5 staff areas in correctional facilities shall be used by the
6 department to make upgrades to staff common areas, including staff
7 break rooms, staff restrooms, and staff exercise rooms. Upgrades
8 may include, but are not limited to, replacement of flooring,
9 furniture, equipment, and fixtures.

