

SUBSTITUTE FOR
HOUSE BILL NO. 4467

A bill to amend 1953 PA 232, entitled
"Corrections code of 1953,"
(MCL 791.201 to 791.285) by adding section 8b.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 8b. (1) The correctional employee wellness board is
2 created as an autonomous board in the department and consists of
3 the following 6 members:

4 (a) One individual selected and appointed by the director of
5 human resources in the department.

6 (b) The following individuals employed by the department and
7 selected and appointed by the governor:

8 (i) One individual who is a member of the state correctional
9 officer union.

1 (ii) One individual who is a member of 1 of the following:

2 (A) United Automobile, Aerospace and Agricultural Implement
3 Workers of America.

4 (B) American Federation of State, County and Municipal
5 Employees.

6 (C) Service Employees International Union.

7 (D) Michigan Association of Governmental Employees.

8 (c) One individual selected and appointed by the governor who
9 is a mental health expert.

10 (d) One individual selected and appointed by the governor to
11 represent the corrections training council.

12 (e) One individual selected and appointed by the governor who
13 is a correctional officer or another employee of the department who
14 works directly with prisoners in a correctional facility.

15 (2) The members first appointed to the correctional employee
16 wellness board must be appointed within 90 days after the effective
17 date of the amendatory act that added this section.

18 (3) Members of the correctional employee wellness board shall
19 serve for terms of 2 years or until a successor is appointed,
20 whichever is later.

21 (4) If a vacancy occurs on the correctional employee wellness
22 board, the appointment for the unexpired term must be made in the
23 same manner as the original appointment.

24 (5) The governor may remove a member of the correctional
25 employee wellness board for incompetence, dereliction of duty,
26 malfeasance, misfeasance, or nonfeasance in office, or any other
27 good cause.

28 (6) Four of the members of the correctional employee wellness
29 board constitute a quorum. A majority of the members present and

1 serving are required for official action of the correctional
2 employee wellness board.

3 (7) Except as otherwise provided in this subsection, a writing
4 prepared, owned, used, in the possession of, or retained by the
5 correctional employee wellness board in the performance of an
6 official function is subject to the freedom of information act,
7 1976 PA 442, MCL 15.231 to 15.246. Information provided to the
8 correctional employee wellness board by a state correctional
9 employee is confidential and is not subject to disclosure under the
10 freedom of information act, 1976 PA 442, MCL 15.231 to 15.246. The
11 correctional employee wellness board shall not disclose information
12 provided by a state correctional employee unless otherwise required
13 by law or with consent from the state correctional employee.

14 (8) Members of the correctional employee wellness board must
15 serve without compensation for duties performed as a member of the
16 board. However, members of the correctional employee wellness board
17 may be reimbursed for their actual and necessary expenses incurred
18 in the performance of their official duties as members of the
19 correctional employee wellness board.

20 (9) The correctional employee wellness board shall do all of
21 the following:

22 (a) Provide the department with access to experts on state
23 correctional employee wellness models used in other industries and
24 states.

25 (b) Create programs and training pilots to provide wellness
26 services to state correctional employees.

27 (c) Compare current department policies related to providing
28 wellness services to current and retired state correctional
29 employees with any programs and pilots created under subdivision

1 (b) and suggest improvements or new initiatives.

2 (d) Set metrics and goals for any allocations for funding of
3 wellness services for state correctional employees.

4 (e) Create an annual report that includes new procedures and
5 recommendations for addressing current and retired state
6 correctional employee wellness, and summarized metrics comparing
7 changes from year to year.

8 (10) The department shall not interfere with the correctional
9 employee wellness board implementing its duties under subsection
10 (9).

11 (11) The department, through the employee responsible for
12 managing wellness services, shall provide the correctional employee
13 wellness board with the following:

14 (a) By December 31 each year, an annual report on wellness
15 services, including, but not limited to, summarized metrics
16 comparing changes from year to year.

17 (b) If a written request from the correctional employee
18 wellness board is received, information on initiatives to provide
19 wellness services.

20 (12) The department shall not discipline or retaliate against
21 the employee of the department who is responsible for managing
22 wellness services for performing duties required under this
23 section.

24 Enacting section 1. This amendatory act does not take effect
25 unless House Bill No. 4468 of the 101st Legislature is enacted into
26 law.