## SUBSTITUTE FOR

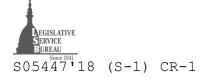
# SENATE BILL NO. 859

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2019; and to provide for the expenditure of the appropriations.

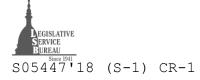
## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1	PART 1
2	LINE-ITEM APPROPRIATIONS
3	Sec. 101. There is appropriated for the judiciary for the
4	fiscal year ending September 30, 2019, from the following funds:
5	JUDICIARY
6	APPROPRIATION SUMMARY
7	Full-time equated exempted positions 502.0
8	GROSS APPROPRIATION \$ 304,079,100
9	Interdepartmental grant revenues:
10	Total interdepartmental grants and intradepartmental

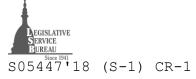
1	transfers	1,551,300
2	ADJUSTED GROSS APPROPRIATION	\$ 302,527,800
3	Federal revenues:	
4	Total federal revenues	5,987,400
5	Special revenue funds:	
6	Total local revenues	6,499,800
7	Total private revenues	981,600
8	Total other state restricted revenues	92,979,500
9	State general fund/general purpose	\$ 196,079,500
10	Sec. 102. SUPREME COURT	
11	Full-time equated exempted positions 248.0	
12	Community dispute resolution3.0 FTE positions	\$ 2,815,800
13	Direct trial court automation support44.0 FTE	
14	positions	6,499,800
15	Drug treatment courts	11,833,000
16	Foster care review board10.0 FTE positions	1,331,900
17	Judicial information systems22.0 FTE positions	4,431,800
18	Judicial institute13.0 FTE positions	1,848,000
19	Mental health courts and diversion services1.0 FTE	
20	position	5,466,800
21	Next generation Michigan court system	4,116,000
22	Other federal grants	275,100
23	State court administrative office63.0 FTE positions	11,110,400
24	Supreme court administration92.0 FTE positions	14,059,100
25	Swift and sure sanctions program	4,000,000
26	Veterans courts	 936,400
27	GROSS APPROPRIATION	\$ 68,724,100



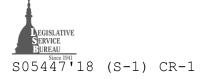
1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from department of corrections	51,300
4	IDG from department of state police	1,500,000
5	Federal revenues:	
6	DOJ, drug court training and evaluation	300,000
7	DOT, National Highway Traffic Safety Administration	2,219,000
8	HHS, access and visitation grant	482,500
9	HHS, children's justice grant	238,900
10	HHS, court improvement project	915,700
11	HHS, title IV-D child support program	812,300
12	HHS, title IV-E foster care program	400,400
13	Other federal grant revenues	275,100
14	Special revenue funds:	
15	Local - user fees	6,499,800
16	Private	195,600
17	Private - interest on lawyers' trust accounts	269,500
18	Private - state justice institute	430,600
19	Community dispute resolution fund	2,390,800
20	Court of appeals filing/motion fees	1,450,000
21	Drug court fund	1,920,500
22	Justice system fund	587,900
23	Law exam fees	730,600
24	Miscellaneous revenue	243,400
25	State court fund	392,700
26	State general fund/general purpose \$	46,417,500
27	Sec. 103. COURT OF APPEALS	



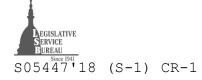
1	Full-time equated exempted positions 175.0	
2	Court of appeals operations175.0 FTE positions	\$ 24,360,500
3	GROSS APPROPRIATION	\$ 24,360,500
4	Appropriated from:	
5	State general fund/general purpose	\$ 24,360,500
6	Sec. 104. BRANCHWIDE APPROPRIATIONS	
7	Full-time equated exempted positions 4.0	
8	Branchwide appropriations4.0 FTE positions	\$ 9,128,300
9	GROSS APPROPRIATION	\$ 9,128,300
10	Appropriated from:	
11	State general fund/general purpose	\$ 9,128,300
12	Sec. 105. JUSTICES' AND JUDGES' COMPENSATION	
13	Full-time judges positions	
14	Supreme court justices' salaries7.0 justices	\$ 1,152,300
15	Circuit court judges' state base salaries216.0	
16	judges	22,140,600
17	Circuit court judicial salary standardization	9,854,900
18	Court of appeals judges' salaries27.0 judges	4,337,700
19	District court judges' state base salaries237.0	
20	judges	23,936,400
21	District court judicial salary standardization	10,836,700
22	Probate court judges' state base salaries103.0	
23	judges	10,500,400
24	Probate court judicial salary standardization	4,669,600
25	Judges' retirement system defined contributions	4,858,100
26	OASI, Social Security	 6,210,700
27	GROSS APPROPRIATION	\$ 98,497,400



1	Appropriated from:	
2	Special revenue funds:	
3	Court fee fund	3,315,200
4	State general fund/general purpose	\$ 95,182,200
5	Sec. 106. JUDICIAL AGENCIES	
6	Full-time equated exempted positions7.0	
7	Judicial tenure commission7.0 FTE positions	\$ 1,162,900
8	GROSS APPROPRIATION	\$ 1,162,900
9	Appropriated from:	
10	State general fund/general purpose	\$ 1,162,900
11	Sec. 107. INDIGENT DEFENSE - CRIMINAL	
12	Full-time equated exempted positions 51.0	
13	Appellate public defender program51.0 FTE positions	\$ 8,143,400
14	GROSS APPROPRIATION	\$ 8,143,400
15	Appropriated from:	
16	Federal revenues:	
17	Other federal grant revenues	343,500
18	Special revenue funds:	
19	Private - interest on lawyers' trust accounts	85,900
20	Miscellaneous revenue	92,300
21	State general fund/general purpose	\$ 7,621,700
22	Sec. 108. INDIGENT CIVIL LEGAL ASSISTANCE	
23	Indigent civil legal assistance	\$ 7,937,000
24	GROSS APPROPRIATION	\$ 7,937,000
25	Appropriated from:	
26	Special revenue funds:	
27	State court fund	7,937,000



1	State general fund/general purpose	\$	0
2	Sec. 109. TRIAL COURT OPERATIONS		
3	Full-time equated exempted positions6.0		
4	Court equity fund reimbursements	\$	60,815,700
5	Drug case-flow program		250,000
6	Drunk driving case-flow program		3,300,000
7	Judicial technology improvement fund		4,815,000
8	Juror compensation reimbursement1.0 FTE position		6,602,400
9	Statewide e-file system5.0 FTE positions	_	8,511,700
10	GROSS APPROPRIATION	\$	84,294,800
11	Appropriated from:		
12	Special revenue funds:		
13	Court equity fund		50,440,000
14	Drug fund		250,000
15	Drunk driving fund		3,300,000
16	Electronic filing fee fund		8,511,700
17	Judicial technology improvement fund		4,815,000
18	Juror compensation fund		6,602,400
19	State general fund/general purpose	\$	10,375,700
20	Sec. 110. ONE-TIME APPROPRIATIONS		
21	Full-time equated exempted positions 11.0		
22	Compliance with Montgomery v Louisiana11.0 FTE		
23	positions	\$	700,000
24	Expansion of problem solving courts		750,000
25	Pretrial risk assessment		305,700
26	Youthful sex offender treatment pilot program		75,000
27	GROSS APPROPRIATION	\$	1,830,700



1	Appropriated from:		
2	State general fund/general purpose	\$	1,830,700
3	PART 2		
4	PROVISIONS CONCERNING APPROPRIATIONS		
5	FOR FISCAL YEAR 2018-2019		
6	GENERAL SECTIONS		
7	Sec. 201. Pursuant to section 30 of article IX of t	he sta	te
8	constitution of 1963, total state spending from state so	urces	under
9	part 1 for fiscal year 2018-2019 is \$289,059,000.00 and	state	
10	spending from state sources to be paid to local units of	gover	nment
11	for fiscal year 2018-2019 is \$148,614,500.00. The itemize	ed	
12	statement below identifies appropriations from which spen	nding	to
13	local units of government will occur:		
14	JUDICIARY		
15	SUPREME COURT		
16	Drug treatment courts	\$	11,833,000
17	Mental health courts and diversion services		5,466,800
18	Next generation Michigan court system		4,116,000
19	State court administrative office		200,000
20	Swift and sure sanctions program		4,000,000
21	Veterans courts		936,400
22	JUSTICES' AND JUDGES' COMPENSATION		
23	Circuit court judicial salary standardization	\$	9,854,900
24	District court judicial salary standardization		10,836,700
25	Probate court judges' state base salaries		10,500,400



1	Probate court judicial salary standardization 4,669,600
2	Grant to OASI contribution fund, employer's share,
3	Social Security
4	TRIAL COURT OPERATIONS
5	Court equity fund reimbursements \$ 60,815,700
6	Drug case-flow program
7	Drunk driving case-flow program
8	Judicial technology improvement fund
9	Juror compensation reimbursement
10	Statewide e-file system 8,511,700
11	ONE-TIME APPROPRIATIONS
12	Expansion of problem solving courts \$ 750,000
13	Youthful sex offender treatment pilot program 75,000
14	TOTAL \$ 148,614,500
15	Sec. 202. (1) The appropriations authorized under this part
16	and part 1 are subject to the management and budget act, 1984 PA
17	431, MCL 18.1101 to 18.1594.
18	(2) Funds appropriated in part 1 to an entity within the
19	judicial branch shall not be expended or transferred to another
20	account without written approval of the authorized agent of the
21	judicial entity. If the authorized agent of the judicial entity
22	notifies the state budget director of its approval of an
23	expenditure or transfer, the state budget director shall
24	immediately make the expenditure or transfer. The authorized
25	judicial entity agent shall be designated by the chief justice of
26	the supreme court.
27	Sec. 203. As used in this part and part 1:

- 1 (a) "DOJ" means the United States Department of Justice.
- 2 (b) "DOT" means the United States Department of
- 3 Transportation.
- 4 (c) "FTE" means full-time equated.
- 5 (d) "HHS" means the United States Department of Health and
- 6 Human Services.
- 7 (e) "IDG" means interdepartmental grant.
- 8 (f) "OASI" means old age survivor's insurance.
- 9 (g) "SADO" means the state appellate defender office created
- 10 under the appellate defender act, 1978 PA 620, MCL 780.711 to
- **11** 780.719.
- 12 (h) "Title IV-D" means the part of the federal social security
- 13 act, 42 USC 301 to 1397mm, pertaining to the child support
- 14 enforcement program.
- 15 (i) "Title IV-E" means the part of the federal social security
- 16 act, 42 USC 301 to 1397mm, pertaining to the foster care program.
- Sec. 204. The reporting requirements of this part shall be
- 18 completed with the approval of, and at the direction of, the
- 19 supreme court, except as otherwise provided in this part. The
- 20 judicial branch shall use the internet to fulfill the reporting
- 21 requirements of this part. This may include transmission of reports
- 22 via electronic mail to the recipients identified for each reporting
- 23 requirement, or it may include placement of reports on an internet
- 24 or intranet site.
- 25 Sec. 205. Funds appropriated in part 1 shall not be used for
- 26 the purchase of foreign goods or services, or both, if
- 27 competitively priced and of comparable quality American goods or

- 1 services, or both, are available. Preference shall be given to
- 2 goods or services, or both, manufactured or provided by Michigan
- 3 businesses, if they are competitively priced and of comparable
- 4 quality. In addition, preference shall be given to goods or
- 5 services, or both, that are manufactured or provided by Michigan
- 6 businesses owned and operated by veterans, if they are
- 7 competitively priced and of comparable quality.
- 8 Sec. 207. Not later than January 1 of each year, the state
- 9 court administrative office shall prepare a report on out-of-state
- 10 travel listing all travel by judicial branch employees outside this
- 11 state in the immediately preceding fiscal year that was funded in
- 12 whole or in part with funds appropriated in the budget for the
- 13 judicial branch. The report shall be submitted to the senate and
- 14 house appropriations committees, the senate and house fiscal
- 15 agencies, and the state budget office. The report shall include the
- 16 following information:
- 17 (a) The dates of each travel occurrence.
- 18 (b) The transportation and related costs of each travel
- 19 occurrence, including the proportion funded with state general
- 20 fund/general purpose revenues, the proportion funded with state
- 21 restricted revenues, the proportion funded with federal revenues,
- 22 and the proportion funded with other revenues.
- Sec. 209. Not later than November 30, the state budget office
- 24 shall prepare and transmit a report that provides for estimates of
- 25 the total general fund/general purpose appropriation lapses at the
- 26 close of the prior fiscal year. This report shall summarize the
- 27 projected year-end general fund/general purpose appropriation

- 1 lapses by major program or program areas. The report shall be
- 2 transmitted to the chairpersons of the senate and house
- 3 appropriations committees and the senate and house fiscal agencies.
- 4 Sec. 211. From the funds appropriated in part 1, the judicial
- 5 branch shall maintain a searchable website accessible by the public
- 6 at no cost that includes all expenditures made by the judicial
- 7 branch within a fiscal year. The posting shall include the purpose
- 8 for which each expenditure is made. The judicial branch shall not
- 9 provide financial information on its website under this section if
- 10 doing so would violate a federal or state law, rule, regulation, or
- 11 quideline that establishes privacy or security standards applicable
- 12 to that financial information.
- Sec. 212. Within 14 days after the release of the executive
- 14 budget recommendation, the judicial branch shall cooperate with the
- 15 state budget office to provide the senate and house appropriations
- 16 committee chairs, the senate and house appropriations subcommittee
- 17 chairs, and the senate and house fiscal agencies with an annual
- 18 report on estimated state restricted fund balances, state
- 19 restricted fund projected revenues, and state restricted fund
- 20 expenditures for the prior 2 fiscal years.
- 21 Sec. 213. The judiciary shall maintain, on a publicly
- 22 accessible website, a scorecard that identifies, tracks, and
- 23 regularly updates key metrics that are used to monitor and improve
- 24 the judiciary's performance.
- 25 Sec. 214. Total authorized appropriations from all sources
- 26 under part 1 for legacy costs for the fiscal year ending September
- 27 30, 2019 are estimated at \$14,127,500.00. From this amount, total

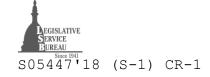


- 1 judiciary appropriations for pension-related legacy costs are
- 2 estimated at \$6,513,000.00. Total judiciary appropriations for
- 3 retiree health care legacy costs are estimated at \$7,614,500.00.
- 4 Sec. 215. The judicial branch shall not take disciplinary
- 5 action against an employee for communicating with a member of the
- 6 legislature or his or her staff.
- 7 Sec. 216. It is the intent of the legislature that judges who
- 8 are presiding over a hearing on a foster care case shall publicly
- 9 acknowledge and request the input of the foster parent or foster
- 10 parents during the hearing.
- 11 Sec. 217. If the judicial branch makes any changes to a foster
- 12 care family service plan before its finalization, it is the intent
- 13 of the legislature that the presiding judge provide an explanation
- 14 for any changes to that plan in the court record.
- 15 Sec. 218. From the funds appropriated in part 1, the state
- 16 court administrative office shall identify programs, within the
- 17 department of health and human services, the department of talent
- 18 and economic development, and the department of corrections, that
- 19 have programmatic connections with the participants in the swift
- 20 and sure sanctions program. The purpose of this relationship is to
- 21 leverage collaborations and to determine avenues of success for
- 22 offenders who are eligible for state-provided programs. The state
- 23 court administrative office shall provide guidance to courts
- 24 participating in the swift and sure sanctions program, under the
- 25 probation swift and sure sanctions act, chapter XIA of the code of
- 26 criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8, of the
- 27 available department of health and human services, department of

- 1 talent and economic development, and department of corrections
- 2 programming.
- 3 Sec. 219. The judicial branch shall receive and retain copies
- 4 of all reports funded from appropriations in part 1. Federal and
- 5 state guidelines for short-term and long-term retention of records
- 6 shall be followed. The judicial branch may electronically retain
- 7 copies of reports unless otherwise required by federal and state
- 8 quidelines.

### 9 JUDICIAL BRANCH

- 10 Sec. 301. From the funds appropriated in part 1, the direct
- 11 trial court automation support program of the state court
- 12 administrative office shall recover direct and overhead costs from
- 13 trial courts by charging for services rendered. The fee shall cover
- 14 the actual costs incurred to the direct trial court automation
- 15 support program in providing the service, including development of
- 16 future versions of case management systems.
- Sec. 302. Funds appropriated within the judicial branch shall
- 18 not be expended by any component within the judicial branch without
- 19 the approval of the supreme court.
- 20 Sec. 303. Of the amount appropriated in part 1 for the
- 21 judicial branch, \$711,900.00 is allocated for circuit court
- reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for
- 23 costs associated with the court of claims.
- 24 Sec. 304. A member of the legislature may request a report or
- 25 data from the data collected in the judicial data warehouse. The
- 26 report shall be made available to the public upon request, unless



- 1 disclosure is prohibited by court order or state or federal law.
- 2 Any data provided under this section shall be public and non-
- 3 identifying information.
- 4 Sec. 305. From the funds appropriated in part 1 for community
- 5 dispute resolution, community dispute resolution centers shall
- 6 provide dispute resolution services specified in the community
- 7 dispute resolution act, 1988 PA 260, MCL 691.1551 to 691.1564, and
- 8 shall help to reduce suspensions and truancy, and improve school
- 9 climate. Funding appropriated in part 1 for community dispute
- 10 resolution may be used to develop or expand juvenile diversion
- 11 services in cooperation with local prosecutors. Participation in
- 12 the dispute resolution processes is voluntary for all parties.
- Sec. 306. By February 1, the state court administrative office
- 14 shall produce a statistical report, categorized by county,
- 15 regarding both the collected and uncollected amounts of restitution
- 16 payments, court fees, and any other applicable judgments placed
- 17 upon persons within the county, reported for the year 2017.
- 18 Sec. 307. From the funds appropriated in part 1 for mental
- 19 health courts and diversion services, \$1,730,000.00 is intended to
- 20 address the recommendations of the mental health diversion council.
- 21 Sec. 308. If sufficient funds are not available from the court
- 22 fee fund to pay judges' compensation, the difference between the
- 23 appropriated amount from that fund for judges' compensation and the
- 24 actual amount available after the amount appropriated for trial
- 25 court reimbursement is made shall be appropriated from the state
- 26 general fund for judges' compensation. If an appropriation is made
- 27 under this section, the state court administrative office shall

notify, within 14 days of the appropriation, the senate and house

2 standing committees on appropriations, the senate and house 3 appropriations subcommittees on judiciary, the senate and house 4 fiscal agencies, and the state budget office. 5 Sec. 309. By April 1, the state court administrative office 6 shall provide a report on drug treatment, mental health, and veterans court programs in this state. The report shall include 7 information on the number of each type of program that has been 8 9 established, the number of program participants in each 10 jurisdiction, and the impact of the programs on offender criminal 11 involvement and recidivism. The report shall be submitted to the 12 senate and house appropriations subcommittees on judiciary, the 13 senate and house fiscal agencies, and the state budget office. 14 Sec. 311. (1) The funds appropriated in part 1 for drug treatment courts as that term is defined in section 1060 of the 15 revised judicature act of 1961, 1961 PA 236, MCL 600.1060, shall be 16 17 administered by the state court administrative office to operate 18 drug treatment court programs. A drug treatment court shall be 19 responsible for handling cases involving substance abusing 20 nonviolent offenders through comprehensive supervision, testing, 21 treatment services, and immediate sanctions and incentives. A drug 22 treatment court shall use all available county and state personnel 23 involved in the disposition of cases including, but not limited to, 24 parole and probation agents, prosecuting attorneys, defense 25 attorneys, and community corrections providers. The funds may be 26 used in connection with other federal, state, and local funding 27 sources.

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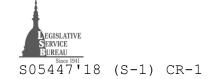
- 1 (2) From the funds appropriated in part 1, the chief justice 2 shall allocate sufficient funds for the Michigan judicial institute 3 to provide in-state training for those identified in subsection
- (3) For drug treatment court grants, consideration for
  priority may be given to those courts where higher instances of
  substance abuse cases are filed.

(1), including training for new drug treatment court judges.

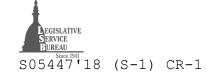
- 9 grant funding as an interdepartmental grant from the department of
  10 state police to be used for expansion of drug treatment courts, to
  11 assist in avoiding prison bed space growth for nonviolent offenders
  12 in collaboration with the department of corrections.
- 13 Sec. 312. From the funds appropriated in part 1, the state 14 court administrator shall produce a statistical report regarding 15 the implementation of the parental rights restoration act, 1990 PA 211, MCL 722.901 to 722.908, as it pertains to minors seeking 16 17 court-issued waivers of parental consent. The state court 18 administrative office shall report the total number of petitions 19 filed and the total number of petitions granted under that act. 20 Sec. 316. (1) From the funds appropriated in part 1 for 21 pretrial risk assessment, the state court administrative office
- pretrial risk assessment, the state court administrative office
  shall pilot a pretrial risk assessment tool in an effort to provide
  relevant information to judges so they can make evidence-based bond
  decisions that will increase public safety and reduce costs
  associated with unnecessary pretrial detention.
- (2) The state court administrative office shall submit astatus report by February 1 to the senate and house appropriations

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- 1 subcommittees on judiciary, the senate and house fiscal agencies,
- 2 and the state budget office on progress made toward implementing
- 3 the pretrial risk assessment tool and associated costs.
- 4 Sec. 317. Funds appropriated in part 1 shall not be used for
- 5 the permanent assignment of state-owned vehicles to justices or
- 6 judges or any other judicial branch employee. This section does not
- 7 preclude the use of state-owned motor pool vehicles for state
- 8 business in accordance with approved guidelines.
- 9 Sec. 320. (1) From the funds appropriated in part 1 for the
- 10 swift and sure sanctions program, created under section 3 of
- 11 chapter XIA of the code of criminal procedure, 1927 PA 175, MCL
- 12 771A.3, the state court administrative office shall administer a
- 13 program to distribute grants to qualifying courts in accordance
- 14 with the objectives and requirements of the probation swift and
- 15 sure sanctions act, chapter XIA of the code of criminal procedure,
- 16 1927 PA 175, MCL 771A.1 to 771A.8. Of the funds designated for the
- 17 program, not more than \$100,000.00 shall be available to the state
- 18 court administrative office to pay for employee costs associated
- 19 with the administration of the program funds. Of the funds
- 20 designated for the program, \$500,000.00 is reserved for programs in
- 21 counties that had more than 325 individuals sentenced to prison in
- 22 the previous calendar year. Courts interested in participating in
- 23 the swift and sure sanctions program may apply to the state court
- 24 administrative office for a portion of the funds appropriated in
- 25 part 1 under this section.
- 26 (2) By April 1, the state court administrative office, in
- 27 cooperation with the department of corrections, shall provide a



- 1 report on the courts that receive funding under the swift and sure
- 2 sanctions program described in subsection (1) to the senate and
- 3 house appropriations subcommittees on judiciary, the senate and
- 4 house fiscal agencies, and the state budget office. The report
- 5 shall include all of the following:
- 6 (a) The number of offenders who participate in the program.
- 7 (b) The criminal history of offenders who participate in the
- 8 program.
- 9 (c) The recidivism rate of offenders who participate in the
- 10 program, including the rate of return to jail, prison, or both.
- 11 (d) A detailed description of the establishment and parameters
- 12 of the program.
- 13 (3) As used in this section, "program" means a swift and sure
- 14 sanctions program described in subsection (1).
- 15 Sec. 321. From the funds appropriated in part 1, the judicial
- 16 branch shall support a statewide legal self-help internet website
- 17 and local nonprofit self-help centers that use the statewide
- 18 website to provide assistance to individuals representing
- 19 themselves in civil legal proceedings. The state court
- 20 administrative office shall summarize the costs of maintaining the
- 21 website, provide statistics on the number of people visiting the
- 22 website, and provide information on content usage, form completion,
- 23 and user feedback. By March 1, the state court administrative
- 24 office shall report this information for the preceding fiscal year
- 25 to the senate and house appropriations subcommittees on judiciary,
- 26 the senate and house fiscal agencies, and the state budget office.
- Sec. 322. If Byrne formula grant funding is awarded to the



- 1 state appellate defender, the state appellate defender office may
- 2 receive and expend Byrne formula grant funds in an amount not to
- 3 exceed \$250,000.00 as an interdepartmental grant from the
- 4 department of state police. If the appellate defender appointed
- 5 under section 3 of the appellate defender act, 1978 PA 620, MCL
- 6 780.713, receives federal grant funding from the United States
- 7 Department of Justice in excess of the amount appropriated in part
- 8 1, the office of appellate defender may receive and expend grant
- 9 funds in an amount not to exceed \$300,000.00 as other federal
- 10 grants.
- 11 Sec. 324. From the funds appropriated in part 1 for the
- 12 medication-assisted treatment program, the judiciary shall maintain
- 13 a medication-assisted treatment program to provide treatment for
- 14 opioid-addicted and alcohol-addicted individuals who are referred
- 15 to and voluntarily participate in the medication-assisted treatment
- 16 program.

### 17 ONE-TIME APPROPRIATIONS

- 18 Sec. 402. (1) From the funds appropriated in part 1, the state
- 19 appellate defender office attorneys and support staff shall ensure
- 20 Michigan compliance with Montgomery v Louisiana, 577 US \_\_\_\_\_
- 21 (2016). The purpose of the program expansion is to ensure
- 22 competent, resourced, and supervised counsel in cases involving the
- 23 resentencing of juvenile lifers. The representation by SADO counsel
- 24 will create opportunities for release, saving prison costs for the
- 25 state.
- **26** (2) The state appellate defender office shall submit a report



- 1 by September 30 to the senate and house appropriations
- 2 subcommittees on judiciary, the senate and house fiscal agencies,
- 3 and the state budget office on the number of juvenile lifer cases
- 4 investigated and prepared by the state appellate defender office.
- 5 The report shall include a calculation of hours spent and focus on
- 6 incremental costs associated with investigating and conducting a
- 7 robust examination of each case, with particular emphasis on those
- 8 costs that may be avoided after the cases have been disposed.
- 9 Sec. 403. (1) Funds appropriated in part 1 for the youthful
- 10 sex offender treatment pilot program shall be allocated to the
- 11 prosecutor's office in a county with a population of not less than
- 12 600,000 or more than 700,000 according to the most recent federal
- 13 decennial census.
- 14 (2) Funding appropriated in part 1 for the youthful sex
- 15 offender treatment pilot program shall be used for assessing sex
- 16 offenders, between the ages of 17 and 24, for risk, and for
- 17 providing treatment for eligible offenders for individual and group
- 18 counseling sessions. Duration of treatment will be determined by
- 19 and depend on the assessment-based level of identified risk.
- 20 Victims shall approve of offenders' enrollment in the program.

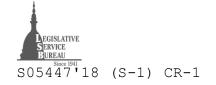
21 PART 2A

22 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

23 FOR FISCAL YEAR 2019-2020

#### 24 GENERAL SECTIONS

25 Sec. 1201. It is the intent of the legislature to provide



- appropriations for the fiscal year ending on September 30, 2020 for 1
- 2 the line items listed in part 1. Fiscal year 2019-2020
- appropriations are anticipated to be the same as those for fiscal 3
- 4 year 2018-2019, except that the line items will be adjusted for
- 5 changes in caseload and related costs, federal fund match rates,
- economic factors, and available revenue. These adjustments will be 6
- determined after the January 2019 consensus revenue estimating 7
- conference. 8

