

**SUBSTITUTE FOR
HOUSE BILL NO. 4231**

A bill to make appropriations for the department of corrections for the fiscal year ending September 30, 2020; 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, 2020, from the following funds:

DEPARTMENT OF CORRECTIONS

APPROPRIATION SUMMARY

Average population	38,429
Full-time equated unclassified positions	16.0
Full-time equated classified positions	13,778.3



1	GROSS APPROPRIATION	\$ 2,026,123,400
2	Interdepartmental grant revenues:	
3	Total interdepartmental grants and intradepartmental	
4	transfers.....	0
5	ADJUSTED GROSS APPROPRIATION	\$ 2,026,123,400
6	Federal revenues:	
7	Total federal revenues	5,323,700
8	Special revenue funds:	
9	Total local revenues	11,687,200
10	Total private revenues	0
11	Total other state restricted revenues	65,112,500
12	State general fund/general purpose	\$ 1,944,000,000
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
14	Full-time equated unclassified positions	16.0
15	Full-time equated classified positions	322.0
16	Unclassified salaries--16.0 FTE positions	\$ 1,760,700
17	Administrative hearings officers	3,136,800
18	Budget and operations administration--241.0 FTE	
19	positions.....	31,886,300
20	Compensatory buyout and union leave bank	100
21	County jail reimbursement program	14,814,600
22	Equipment and special maintenance	1,559,700
23	Executive direction--20.0 FTE positions	4,299,400
24	Judicial data warehouse user fees	50,600
25	New custody staff training	9,491,100
26	Prison industries operations--61.0 FTE positions	9,989,100
27	Property management	2,455,100



1	Prosecutorial and detainer expenses	4,801,000
2	Sheriffs' coordinating and training office	100,000
3	Worker's compensation	<u>10,052,900</u>
4	GROSS APPROPRIATION	\$ 94,397,400
5	Appropriated from:	
6	Federal revenues:	
7	DOJ, prison rape elimination act grant	674,700
8	Special revenue funds:	
9	Correctional industries revolving fund	9,989,100
10	Correctional industries revolving fund 110	721,600
11	Jail reimbursement program fund	5,900,000
12	Local corrections officer training fund	100,000
13	Program and special equipment fund	100
14	State general fund/general purpose	\$ 77,011,900
15	Sec. 103. OFFENDER SUCCESS ADMINISTRATION	
16	Full-time equated classified positions	344.4
17	Community corrections comprehensive plans and services \$	11,658,000
18	Drunk driver jail reduction and community treatment	
19	program.....	1,440,100
20	Education/skilled trades/career readiness programs--	
21	266.4 FTE positions.....	38,331,600
22	Enhanced food technology program--12.0 FTE positions .	2,000,000
23	Goodwill flip the script.....	1,500,000
24	Offender success community partners	14,500,000
25	Offender success federal grants	751,000
26	Offender success programming	11,772,800
27	Offender success services--66.0 FTE positions	29,561,400



1	Public safety initiative	4,000,000
2	Residential probation diversions	<u>17,825,500</u>
3	GROSS APPROPRIATION	\$ 133,340,400
4	Appropriated from:	
5	Federal revenues:	
6	DOJ, prisoner reintegration	751,000
7	Federal education funding	1,540,800
8	Special revenue funds:	
9	Program and special equipment fund	34,213,200
10	State general fund/general purpose	\$ 96,835,400
11	Sec. 104. FIELD OPERATIONS ADMINISTRATION	
12	Full-time equated classified positions	2,181.5
13	Criminal justice reinvestment	\$ 5,498,400
14	Detroit Detention Center--69.1 FTE positions	11,412,200
15	Detroit Reentry Center--237.9 FTE positions	30,561,100
16	Field operations--1,843.5 FTE positions	217,647,700
17	Parole board operations--31.0 FTE positions	3,793,300
18	Parole/probation services	940,000
19	Residential alternative to prison program	<u>1,500,000</u>
20	GROSS APPROPRIATION	\$ 271,352,700
21	Appropriated from:	
22	Special revenue funds:	
23	Local - community tether program reimbursement	275,000
24	Local revenues	11,412,200
25	Parole and probation oversight fees	4,000,000
26	Parole and probation oversight fees set-aside	940,000
27	Reentry center offender reimbursements	10,000



1	Tether program participant contributions	2,630,500
2	State general fund/general purpose	\$ 252,085,000
3	Sec. 105. CORRECTIONAL FACILITIES ADMINISTRATION	
4	Full-time equated classified positions	663.0
5	Central records--35.0 FTE positions	\$ 4,646,800
6	Correctional facilities administration--31.0 FTE	
7	positions.....	5,991,400
8	Housing inmates in federal institutions	511,000
9	Inmate housing fund.....	100
10	Inmate legal services	290,900
11	Leased beds and alternatives to leased beds	100
12	Prison food service--352.0 FTE positions	71,131,100
13	Prison store operations--34.0 FTE positions	3,331,400
14	Public works programs	1,000,000
15	Transportation--211.0 FTE positions	<u>29,938,400</u>
16	GROSS APPROPRIATION	\$ 116,841,200
17	Appropriated from:	
18	Federal revenues:	
19	DOJ-BOP, federal prisoner reimbursement	411,000
20	SSA-SSI, incentive payment	272,000
21	Special revenue funds:	
22	Correctional industries revolving fund 110	583,900
23	Public works user fees	1,000,000
24	Resident stores	3,331,400
25	State general fund/general purpose	\$ 111,242,900
26	Sec. 106. HEALTH CARE	
27	Full-time equated classified positions	1,473.3



1	Clinical complexes--1,035.3 FTE positions	\$	146,369,900
2	Health care administration--20.0 FTE positions		3,815,200
3	Healthy Michigan plan administration--12.0 FTE		
4	positions.....		982,700
5	Hepatitis C treatment.....		13,700,700
6	Interdepartmental grant to health and human services,		
7	eligibility specialists.....		121,500
8	Mental health and substance abuse treatment services--		
9	406.0 FTE positions.....		50,924,800
10	Prisoner health care services		89,224,000
11	Vaccination program.....		<u>691,200</u>
12	GROSS APPROPRIATION	\$	305,830,000
13	Appropriated from:		
14	Federal revenues:		
15	DOJ, Office of Justice programs, RSAT		250,200
16	Federal revenues and reimbursements		389,200
17	Special revenue funds:		
18	Prisoner health care copayments		257,200
19	State general fund/general purpose	\$	304,933,400
20	Sec. 107. CORRECTIONAL FACILITIES		
21	Average population.....		38,429
22	Full-time equated classified positions.....		8,794.1
23	Alger Correctional Facility - Munising--259.0 FTE		
24	positions.....	\$	31,510,900
25	Baraga Correctional Facility - Baraga--295.8 FTE		
26	positions.....		36,622,100
27	Bellamy Creek Correctional Facility - Ionia--391.2 FTE		



1	positions.....	45,578,500
2	Carson City Correctional Facility - Carson City--423.4	
3	FTE positions.....	50,103,600
4	Central Michigan Correctional Facility - St. Louis--	
5	388.6 FTE positions.....	47,665,900
6	Charles E. Egeler Correctional Facility - Jackson--	
7	386.6 FTE positions.....	47,136,400
8	Chippewa Correctional Facility - Kincheloe--443.6 FTE	
9	positions.....	52,687,300
10	Cooper Street Correctional Facility - Jackson--262.1	
11	FTE positions.....	30,716,700
12	Earnest C. Brooks Correctional Facility - Muskegon--	
13	248.2 FTE positions.....	31,058,100
14	G. Robert Cotton Correctional Facility - Jackson--	
15	393.0 FTE positions.....	46,141,700
16	Gus Harrison Correctional Facility - Adrian--443.6 FTE	
17	positions.....	51,430,500
18	Ionia Correctional Facility - Ionia--287.3 FTE	
19	positions.....	35,236,300
20	Kinross Correctional Facility - Kincheloe--258.6 FTE	
21	positions.....	33,574,700
22	Lakeland Correctional Facility - Coldwater--275.4 FTE	
23	positions.....	33,883,000
24	Macomb Correctional Facility - New Haven--292.8 FTE	
25	positions.....	35,755,800
26	Marquette Branch Prison - Marquette--319.7 FTE	
27	positions.....	39,115,100



1	Michigan Reformatory - Ionia--317.8 FTE positions	36,388,100
2	Muskegon Correctional Facility - Muskegon--206.0 FTE	
3	positions.....	26,478,300
4	Newberry Correctional Facility - Newberry--198.1 FTE	
5	positions.....	24,989,900
6	Oaks Correctional Facility - Eastlake--289.4 FTE	
7	positions.....	35,358,300
8	Parnall Correctional Facility - Jackson--264.1 FTE	
9	positions.....	29,818,600
10	Richard A. Handlon Correctional Facility - Ionia--	
11	252.7 FTE positions.....	31,116,300
12	Saginaw Correctional Facility - Freeland--276.9 FTE	
13	positions.....	34,390,100
14	Special Alternative Incarceration Program - Cassidy	
15	Lake--120.0 FTE positions.....	14,325,300
16	St. Louis Correctional Facility - St. Louis--303.6 FTE	
17	positions.....	38,496,600
18	Thumb Correctional Facility - Lapeer--283.6 FTE	
19	positions.....	34,269,200
20	Womens Huron Valley Correctional Complex - Ypsilanti--	
21	504.1 FTE positions.....	61,141,400
22	Woodland Correctional Facility - Whitmore Lake--277.9	
23	FTE positions.....	33,516,900
24	Northern region administration and support--43.0 FTE	
25	positions.....	4,406,900
26	Southern region administration and support--88.0 FTE	
27	positions.....	<u>20,640,500</u>



1	GROSS APPROPRIATION	\$ 1,073,553,000
2	Appropriated from:	
3	Federal revenues:	
4	DOJ, state criminal assistance program	1,034,800
5	Special revenue funds:	
6	State restricted fees, revenues, and reimbursements ..	102,100
7	State general fund/general purpose	\$ 1,072,416,100
8	Sec. 108. INFORMATION TECHNOLOGY	
9	Information technology services and projects	\$ <u>30,808,700</u>
10	GROSS APPROPRIATION	\$ 30,808,700
11	Appropriated from:	
12	Special revenue funds:	
13	Correctional industries revolving fund 110	179,900
14	Parole and probation oversight fees set-aside	706,200
15	Program and special equipment fund	447,300
16	State general fund/general purpose	\$ 29,475,300

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

21 Sec. 201. Pursuant to section 30 of article IX of the state
 22 constitution of 1963, total state spending from state sources under
 23 part 1 for fiscal year 2019-2020 is \$2,009,112,500.00 and state
 24 spending from state sources to be paid to local units of government
 25 for fiscal year 2019-2020 is \$122,635,700.00. The itemized



1 statement below identifies appropriations from which spending to
 2 local units of government will occur:

3 DEPARTMENT OF CORRECTIONS

4	County jail reimbursement program	\$	14,814,600
5	Community corrections comprehensive plans and		
6	services.....		11,658,000
7	Drunk driver jail reduction and community		
8	treatment program.....		1,440,100
9	Field operations		66,596,400
10	Leased beds and alternatives to leased beds		100
11	Public safety initiative		4,000,000
12	Prosecutorial and detainer expenses		4,801,000
13	Residential alternative to prison program		1,500,000
14	Residential probation diversions		<u>17,825,500</u>
15	TOTAL	\$	122,635,700

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

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

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

24 (b) "Cost per prisoner" means the sum total of the funds
 25 appropriated under part 1 for the following, divided by the
 26 projected prisoner population in fiscal year 2019-2020:

27 (i) New custody staff training.



- 1 (ii) Education/skilled trades/career readiness programs.
2 (iii) Offender success programming.
3 (iv) Central records.
4 (v) Correctional facilities administration.
5 (vi) Inmate legal services.
6 (vii) Prison food service.
7 (viii) Prison store operations.
8 (ix) Transportation.
9 (x) Clinical complexes.
10 (xi) Hepatitis C treatment.
11 (xii) Mental health and substance abuse treatment services.
12 (xiii) Prisoner health care services.
13 (xiv) Vaccination program.
14 (xv) Correctional facilities.
15 (xvi) Northern and southern region administration and support.
16 (c) "Department" or "MDOC" means the Michigan department of
17 corrections.
18 (d) "DOJ" means the United States Department of Justice.
19 (e) "DOJ-BOP" means the DOJ Bureau of Prisons.
20 (f) "EPIC program" means the department's effective process
21 improvement and communications program.
22 (g) "Evidence-based" means a decision-making process that
23 integrates the best available research, clinician expertise, and
24 client characteristics.
25 (h) "Federally qualified health center" means that term as
26 defined in section 1396d(l) (2) (B) of the social security act, 42
27 USC 1396d.



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

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

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

10 (l) "MDHHS" means the Michigan department of health and human
11 services.

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

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

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

22 (p) "Offender eligibility criteria" means particular criminal
23 violations, state felony sentencing guidelines descriptors, and
24 offender characteristics developed by advisory boards and approved
25 by local units of government that identify the offenders suitable
26 for community corrections programs funded through the office of
27 community corrections.



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

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

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

15 (i) A felon or misdemeanant who receives a sentencing
16 disposition that appears to be in place of incarceration in a state
17 correctional facility or jail, according to historical local
18 sentencing patterns.

19 (ii) A currently incarcerated felon or misdemeanant who is
20 granted early release from incarceration to a community corrections
21 program or who is granted early release from incarceration as a
22 result of a community corrections program.

23 (t) "Programmatic success" means that the department program
24 or initiative has ensured that the offender has accomplished all of
25 the following:

26 (i) Obtained employment, has enrolled or participated in a
27 program of education or job training, or has investigated all bona



1 fide employment opportunities.

2 (ii) Obtained housing.

3 (iii) Obtained a state identification card.

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

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

7 (w) "Serious emotional disturbance" means that term as defined
8 in section 100d(2) of the mental health code, 1974 PA 258, MCL
9 330.1100d.

10 (x) "Serious mental illness" means that term as defined in
11 section 100d(3) of the mental health code, 1974 PA 258, MCL
12 330.1100d.

13 (y) "SSA" means the United States Social Security
14 Administration.

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

16 Sec. 204. The department shall use the internet to fulfill the
17 reporting requirements of this part. This requirement may include
18 transmission of reports via electronic mail to the recipients
19 identified for each reporting requirement or it may include
20 placement of reports on an internet or intranet site.

21 Sec. 205. Funds appropriated in part 1 shall not be used for
22 the purchase of foreign goods or services, or both, if
23 competitively priced and of comparable quality American goods or
24 services, or both, are available. Preference shall be given to
25 goods or services, or both, manufactured or provided by Michigan
26 businesses, if they are competitively priced and of comparable
27 quality. In addition, preference shall be given to goods or



1 services, or both, that are manufactured or provided by Michigan
2 businesses owned and operated by veterans, if they are
3 competitively priced and of comparable quality.

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

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

16 (a) The dates of each travel occurrence.

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

22 Sec. 208. Funds appropriated in part 1 shall not be used by
23 the department to hire a person to provide legal services that are
24 the responsibility of the attorney general. This prohibition does
25 not apply to legal services for bonding activities and for those
26 outside services that the attorney general authorizes.

27 Sec. 209. Not later than November 30, the state budget office



1 shall prepare and transmit a report that provides for estimates of
2 the total general fund/general purpose appropriation lapses at the
3 close of the prior fiscal year. This report shall summarize the
4 projected year-end general fund/general purpose appropriation
5 lapses by major departmental program or program areas. The report
6 shall be transmitted to the chairpersons of the senate and house
7 appropriations committees and the senate and house fiscal agencies.

8 Sec. 210. In addition to the funds appropriated in part 1,
9 there is appropriated an amount not to exceed \$2,500,000.00 for
10 federal contingency funds. These funds are not available for
11 expenditure until they have been transferred to another line item
12 in part 1 under section 393(2) of the management and budget act,
13 1984 PA 431, MCL 18.1393.

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

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

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

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

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

25 (e) Job specifications and wage rates.

26 Sec. 212. Within 14 days after the release of the executive
27 budget recommendation, the department shall cooperate with the



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

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

12 Sec. 214. Total authorized appropriations from all sources
13 under part 1 for legacy costs for the fiscal year ending September
14 30, 2020 are estimated at \$295,107,000.00. From this amount, total
15 department appropriations for pension-related legacy costs are
16 estimated at \$143,458,300.00. Total department appropriations for
17 retiree health care legacy costs are estimated at \$151,648,700.00.

18 Sec. 216. (1) On a quarterly basis, the department shall
19 report on the number of full-time equated positions in pay status
20 by civil service classification, including the number of full-time
21 equated positions in pay status by civil service classification for
22 each correctional facility, to the senate and house appropriations
23 subcommittees on corrections, the senate and house fiscal agencies,
24 the legislative corrections ombudsman, and the state budget office.
25 This report must include the following:

26 (a) A detailed accounting of all vacant positions that exist
27 within the department.



1 (b) 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 (c) A detailed accounting of all vacant positions that are
5 health care-related.

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

8 (2) As used in this section, "vacant position" means any
9 position that has not been filled at any time during the past 12
10 calendar months.

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

17 (2) Revenues appropriated and collected for program and
18 special equipment funds shall be considered state restricted
19 revenue. Funding shall be used for prisoner programming, special
20 equipment, and security projects. Unexpended funds remaining at the
21 close of the fiscal year shall not lapse to the general fund but
22 shall be carried forward and be available for appropriation in
23 subsequent fiscal years.

24 (3) The department shall submit a report to the senate and
25 house appropriations subcommittees on corrections, the senate and
26 house fiscal agencies, the legislative corrections ombudsman, and
27 the state budget office by February 1 outlining revenues and



1 expenditures from program and special equipment funds. The report
2 shall include all of the following:

3 (a) A list of all individual projects and purchases financed
4 with program and special equipment funds in the immediately
5 preceding fiscal year, the amounts expended on each project or
6 purchase, and the name of each vendor from which the products or
7 services were purchased.

8 (b) A list of planned projects and purchases to be financed
9 with program and special equipment funds during the current fiscal
10 year, the amounts to be expended on each project or purchase, and
11 the name of each vendor from which the products or services will be
12 purchased.

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

15 Sec. 220. The department may charge fees and collect revenues
16 in excess of appropriations in part 1 not to exceed the cost of
17 offender services and programming, employee meals, parolee loans,
18 academic/vocational services, custody escorts, compassionate
19 visits, union steward activities, and public works programs and
20 services provided to local units of government or private nonprofit
21 organizations. The revenues and fees collected are appropriated for
22 all expenses associated with these services and activities.

23 Sec. 225. Appropriations in part 1 shall not be expended until
24 all existing work project authorization available for the same
25 purposes is exhausted.

26 Sec. 226. (1) From the unexpended and unencumbered funds
27 appropriated in 2014 PA 252, 2015 PA 84, 2016 PA 268, 2017 PA 107,



1 2018 PA 207, and 2018 PA 618 for MDOC physical plant projects
2 utilizing operating funds, pilot online career high school
3 education program, new custody officer training, offender
4 success/local reentry/local reentry services, education/vocational
5 village enhancements, Ojibway Correctional Facility closure costs
6 and site maintenance, staff transition costs, Hepatitis C treatment
7 program, Pugsley Correctional Facility closure costs and site
8 maintenance, and swift and sure sanctions program - Michigan
9 rehabilitation services, the following appropriations shall be
10 made:

11 (a) \$7,393,400.00 for training new custody staff.

12 (b) \$4,567,100.00 for replacing electronic tethers.

13 (c) \$1,000,000.00 to continue the substance abuse parole
14 certain sanction program.

15 (d) \$950,000.00 for providing post-traumatic stress disorder
16 training and wellness support for department employees.

17 (e) \$750,000.00 for demolition of the former Deerfield
18 Correctional Facility.

19 (f) \$500,000.00 for replacing corrections officer training
20 binders with electronic equipment.

21 (g) \$200,000.00 for requalifying corrections officers in
22 handgun training.

23 (2) The funds appropriated under subsection (1) are considered
24 work project appropriations for the fiscal year ending September
25 30, 2020. Any unencumbered or unallotted funds shall not lapse at
26 the end of the fiscal year and shall be available for expenditure
27 in succeeding years. The following is in compliance with section



1 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

2 (a) The purposes of the projects are as follows:

3 (i) To train additional corrections officers to address higher
4 than normal attrition and decrease the department's overtime costs.

5 (ii) To replace 6,619 electronic tethers.

6 (iii) To continue the substance abuse parole certain sanction
7 program.

8 (iv) To provide enhanced post-traumatic stress disorder
9 outreach, employee wellness programming, and mental health
10 programming for all department employees.

11 (v) To demolish the former Deerfield Correctional Facility.

12 (vi) To replace corrections officer training binders with
13 electronic equipment.

14 (vii) To requalify corrections officers choosing to be
15 requalified in handgun training.

16 (b) The projects will be accomplished by state employees or by
17 contracts.

18 (c) The total estimated cost of the projects is
19 \$15,360,500.00.

20 (d) The tentative completion date is September 30, 2024.

21 Sec. 227. (1) From the repurposed work project appropriation
22 of \$1,000,000.00 for the substance abuse parole certain sanction
23 program, funding shall be distributed to an American Correctional
24 Association accredited rehabilitation organization operating in any
25 of the following counties: Berrien, Calhoun, Genesee, Kalamazoo,
26 Kent, Macomb, Muskegon, Oakland, Saginaw, and Wayne for operations
27 and administration of the program. The program may be utilized as a



1 condition of parole for technical parole violators to ensure public
2 safety and justice through a program based on evidence-based
3 tactics and programs.

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

12 Sec. 228. From the repurposed work project appropriation of
13 \$750,000.00 for demolition of the former Deerfield Correctional
14 Facility, the department shall work with the department of
15 technology, management, and budget on awarding a contract to the
16 most responsive and responsible best value bidder for demolition of
17 the facility. The \$750,000.00 shall be transferred by the
18 department of corrections to the department of technology,
19 management, and budget through the interdepartmental grant and
20 transfer process and be used for demolition of the facility.

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

26 Sec. 247. In cooperation with the state court administrative
27 office, the department shall assist with the data compilation for



1 the swift and sure sanctions program.

2 Sec. 248. At the May 2020 consensus revenue estimating
3 conference, the senate and house fiscal agencies and the state
4 budget director, or state treasurer, shall establish a projected
5 prisoner population for fiscal year 2020-2021, and a projected
6 number of available beds based on the population projection.

7 **DEPARTMENTAL ADMINISTRATION AND SUPPORT**

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

17 Sec. 302. From the funds appropriated in part 1, the
18 department shall submit a report by March 1 on the department's
19 staff retention strategies to the senate and house appropriations
20 subcommittees on corrections, the senate and house committees on
21 oversight, the senate and house fiscal agencies, the legislative
22 corrections ombudsman, and the state budget office. The report must
23 include, but not be limited to, the following:

24 (a) The department's strategies on how to improve employee
25 engagement, how to improve employee wellness, and how to offer
26 additional training and professional development for employees,



1 including metrics the department is using to measure success of
2 employee wellness programming.

3 (b) Mechanisms by which the department receives employee
4 feedback in areas under subdivision (a) and how the department
5 considers suggestions made by employees.

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

8 Sec. 303. From the funds appropriated in part 1, the
9 department shall submit a report by March 1 on the number of
10 employee departures to the senate and house appropriations
11 subcommittees on corrections, the senate and house committees on
12 oversight, the senate and house fiscal agencies, the legislative
13 corrections ombudsman, and the state budget office. The report must
14 include the number of corrections officers that departed from
15 employment at a state correctional facility in the immediately
16 preceding fiscal year and the number of years they worked for the
17 department.

18 Sec. 304. The department shall maintain a staff savings
19 initiative program in conjunction with the EPIC program for
20 employees to submit suggestions for efficiencies for the
21 department. The department shall consider each suggestion in a
22 timely manner. By March 1, the department shall report to the
23 senate and house appropriations subcommittees on corrections, the
24 senate and house fiscal agencies, the legislative corrections
25 ombudsman, and the state budget office on process improvements that
26 were implemented based on suggestions that were recommended for
27 implementation from the staff savings initiative and EPIC programs.



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

7 Sec. 306. Funds included in part 1 for the sheriffs'
8 coordinating and training office are appropriated for and may be
9 expended to defray costs of continuing education, certification,
10 recertification, decertification, and training of local corrections
11 officers, the personnel and administrative costs of the sheriffs'
12 coordinating and training office, the local corrections officers
13 advisory board, and the sheriffs' coordinating and training council
14 under the local corrections officers training act, 2003 PA 125, MCL
15 791.531 to 791.546.

16 Sec. 307. The department shall issue a biannual report for all
17 vendor contracts to the senate and house appropriations
18 subcommittees on corrections, the senate and house fiscal agencies,
19 the legislative corrections ombudsman, and the state budget office.
20 The report shall cover service contracts with a value of
21 \$500,000.00 or more and include all of the following:

22 (a) The original start date and the current expiration date of
23 each contract.

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

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



1 noncompliance.

2 Sec. 308. The department shall provide for the training of all
3 custody staff in effective and safe ways of handling prisoners with
4 mental illness and referring prisoners to mental health treatment
5 programs. Mental health awareness training shall be incorporated
6 into the training of new custody staff.

7 Sec. 309. The department shall issue a report for all
8 correctional facilities to the senate and house appropriations
9 subcommittees on corrections, the senate and house fiscal agencies,
10 the legislative corrections ombudsman, and the state budget office
11 by January 1 setting forth the following information for each
12 facility: its name, street address, and date of construction; its
13 current maintenance costs; any maintenance planned; its current
14 utility costs; its expected future capital improvement costs; the
15 current unspent balance of any authorized capital outlay projects,
16 including the original authorized amount; and its expected future
17 useful life. For facilities closed prior to November 1, 2018, the
18 report shall include a list of costs associated with maintenance
19 and upkeep of closed facilities, by facility, and estimated costs
20 of demolition of closed facilities.

21 Sec. 310. (1) By February 1, the department shall provide a
22 report to the senate and house appropriations subcommittees on
23 corrections, the senate and house fiscal agencies, the legislative
24 corrections ombudsman, and the state budget office which details
25 the strategic plan of the department. The report shall contain
26 strategies to decrease the overall recidivism rate, measurable
27 plans to increase the rehabilitative function of correctional



1 facilities, metrics to track and ensure prisoner readiness to
2 reenter society, and constructive actions for providing prisoners
3 with life skills development.

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

9 Sec. 311. By December 1, the department shall provide a report
10 on the Michigan state industries program to the senate and house
11 appropriations subcommittees on corrections, the senate and house
12 fiscal agencies, the legislative corrections ombudsman, and the
13 state budget office. The report shall include, but not be limited
14 to, the locations of the programs, the total number of participants
15 at each location, a description of job duties and typical inmate
16 schedules, the products that are produced, and how the program
17 provides marketable skills that lead to employable outcomes after
18 release from a department facility.

19 Sec. 312. (1) From the funds appropriated in part 1 for budget
20 and operations administration, \$50,000.00 shall be used for post-
21 traumatic stress disorder outreach and employee wellness
22 programming. The department shall work with the Michigan
23 corrections organization and others, including a multidisciplinary
24 team of department employees representing every job category and
25 administration, to determine strategies for treating mental health
26 issues and implementing mental health programming for all
27 department staff, with a focus on staff working in correctional



1 facilities on a daily basis.

2 (2) The appropriation of \$50,000.00 in part 1 shall be used in
3 addition to the repurposed work project appropriation of
4 \$950,000.00 contained in section 226 of this part.

5 (3) By September 30, the department shall submit a report
6 detailing strategies and goals determined, programs established,
7 the level of employee involvement in the creation of programs, the
8 prevalence of post-traumatic stress disorder and other
9 psychological issues among corrections officers that are
10 exacerbated by the corrections environment and exposure to highly
11 stressful situations, and details on expenditures. The department
12 shall submit the report to the senate and house appropriations
13 subcommittees on corrections, the senate and house committees on
14 oversight, the senate and house fiscal agencies, the legislative
15 corrections ombudsman, and the state budget office.

16 Sec. 313. (1) From the funds appropriated in part 1, the
17 department shall submit quarterly reports on new employee schools
18 to the senate and house appropriations subcommittees on
19 corrections, the senate and house committees on oversight, the
20 senate and house fiscal agencies, the legislative corrections
21 ombudsman, and the state budget office. The reports must include
22 the following information for the immediately preceding fiscal
23 quarter, and as much of the information as possible for the current
24 and next fiscal year.

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

27 (b) The number of recruits that started in each employee



1 school.

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

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

6 Sec. 314. From the funds appropriated in part 1, the
7 department shall submit a monthly report on the number of overtime
8 hours worked by all custody staff, by facility. The report shall
9 include for each facility, the number of mandatory overtime hours
10 worked, the number of voluntary overtime hours worked, the reasons
11 for overtime hours worked, and the average number of overtime hours
12 worked by active employees. The report shall be submitted to the
13 senate and house appropriations subcommittees on corrections, the
14 senate and house committees on oversight, the senate and house
15 fiscal agencies, the legislative corrections ombudsman, and the
16 state budget office.

17 Sec. 315. It is the intent of the legislature that, once
18 staffing vacancy rates improve to a sufficient level, the
19 department will allow corrections officers the option to work 12-
20 hour shifts.

21 Sec. 316. (1) From the funds appropriated in part 1 for new
22 custody staff training, \$200,000.00 shall be allocated for handgun
23 requalification for corrections officers wanting to be requalified.

24 (2) The appropriation of \$200,000.00 in part 1 shall be used
25 in addition to the repurposed work project appropriation of
26 \$200,000.00 contained in section 226 of this part.

27 Sec. 317. (1) From the funds appropriated in part 1, the



1 department shall conduct a study, in cooperation with the
2 department of technology, management, and budget, to find a
3 suitable location for a training academy. At a minimum, 4 locations
4 must be selected for the study, and 2 locations must be the former
5 Riverside Correctional Facility and the former Ojibway Correctional
6 Facility. The new training academy must have classrooms,
7 administrative offices, a gymnasium, a cafeteria, lodging
8 facilities, an outdoor training area, and a firearm range.

9 (2) The results of the study, including projected costs for
10 each location, must be reported to the senate and house of
11 representatives appropriations subcommittees on corrections, the
12 senate and house fiscal agencies, the legislative corrections
13 ombudsman, and the state budget office by April 1.

14 **OFFENDER SUCCESS ADMINISTRATION**

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

23 Sec. 402. By March 1, the department shall provide a report on
24 offender success expenditures and allocations to the senate and
25 house appropriations subcommittees on corrections, the senate and
26 house fiscal agencies, the legislative corrections ombudsman, and



1 the state budget office. At a minimum, the report shall include
2 information on both of the following:

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

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

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

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

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



1 success.

2 Sec. 407. By June 30, the department shall place the
3 statistical report from the immediately preceding calendar year on
4 an internet site. The statistical report shall include, but not be
5 limited to, the information as provided in the 2004 statistical
6 report.

7 Sec. 408. The department shall measure the recidivism rates of
8 offenders.

9 Sec. 409. (1) The department shall engage with the department
10 of labor and economic opportunity and local entities to design
11 services and shall use appropriations provided in part 1 for
12 offender success and vocational education programs. The department
13 shall ensure that the collaboration provides relevant professional
14 development opportunities to prisoners to ensure that the programs
15 are high quality, demand driven, locally receptive, and responsive
16 to the needs of communities where the prisoners are expected to
17 reside after their release from correctional facilities. The
18 programs shall begin upon the intake of the prisoner into a
19 department facility.

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

23 (3) By March 1, the department shall provide a report to the
24 senate and house appropriations subcommittees on corrections, the
25 senate and house fiscal agencies, the legislative corrections
26 ombudsman, and the state budget office detailing the results of the
27 workforce development program.



1 Sec. 410. (1) The funds included in part 1 for community
2 corrections comprehensive plans and services are to encourage the
3 development through technical assistance grants, implementation,
4 and operation of community corrections programs that enhance
5 offender success and that also may serve as an alternative to
6 incarceration in a state facility or jail. The comprehensive
7 corrections plans shall include an explanation of how the public
8 safety will be maintained, the goals for the local jurisdiction,
9 offender target populations intended to be affected, offender
10 eligibility criteria for purposes outlined in the plan, and how the
11 plans will meet the following objectives, consistent with section
12 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

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

15 (b) Improve the appropriate utilization of jail facilities,
16 the first priority of which is to open jail beds intended to house
17 otherwise prison-bound felons, and the second priority being to
18 appropriately utilize jail beds so that jail crowding does not
19 occur.

20 (c) Open jail beds through the increase of pretrial release
21 options.

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

23 (e) Reduce the admission or readmission to prison of
24 offenders, including probation violators and parole violators, for
25 substance abuse violations.

26 (f) Contribute to offender success.

27 (2) The award of community corrections comprehensive plans and



1 residential services funds shall be based on criteria that include,
2 but are not limited to, the prison commitment rate by category of
3 offenders, trends in prison commitment rates and jail utilization,
4 historical trends in community corrections program capacity and
5 program utilization, and the projected impact and outcome of annual
6 policies and procedures of programs on offender success, prison
7 commitment rates, and jail utilization.

8 (3) Funds awarded for residential services in part 1 shall
9 provide for a per diem reimbursement of not more than \$52.50.

10 Sec. 411. The comprehensive corrections plans shall also
11 include, where appropriate, descriptive information on the full
12 range of sanctions and services that are available and utilized
13 within the local jurisdiction and an explanation of how jail beds,
14 residential services, the special alternative incarceration
15 program, probation detention centers, the electronic monitoring
16 program for probationers, and treatment and rehabilitative services
17 will be utilized to support the objectives and priorities of the
18 comprehensive corrections plans and the purposes and priorities of
19 section 8(4) of the community corrections act, 1988 PA 511, MCL
20 791.408, that contribute to the success of offenders. The plans
21 shall also include, where appropriate, provisions that detail how
22 the local communities plan to respond to sentencing guidelines
23 found in chapter XVII of the code of criminal procedure, 1927 PA
24 175, MCL 777.1 to 777.69, and use the county jail reimbursement
25 program under section 414 of this part. The state community
26 corrections board shall encourage local community corrections
27 advisory boards to include in their comprehensive corrections plans



1 strategies to collaborate with local alcohol and drug treatment
2 agencies of the MDHHS for the provision of alcohol and drug
3 screening, assessment, case management planning, and delivery of
4 treatment to alcohol- and drug-involved offenders.

5 Sec. 412. (1) The department shall submit to the senate and
6 house appropriations subcommittees on corrections, the senate and
7 house fiscal agencies, the legislative corrections ombudsman, and
8 the state budget office the following information for each county
9 and counties consolidated for comprehensive corrections plans:

10 (a) Approved technical assistance grants and comprehensive
11 corrections plans including each program and level of funding, the
12 utilization level of each program, and profile information of
13 enrolled offenders.

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

17 (c) Status of the community corrections information system and
18 the jail population information system.

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

22 (e) Offender disposition data by sentencing guideline range,
23 by disposition type, by prior record variable score, by number and
24 percent statewide and by county, current year, and comparisons to
25 the previous 3 years.

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



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

4 Sec. 413. (1) From the funds appropriated in part 1 for public
5 safety initiative, the county sheriff of the county receiving the
6 funding under part 1 shall report a detailed listing of
7 expenditures made for the prior three fiscal years. The report must
8 be submitted by February 1 to the senate and house of
9 representatives appropriations subcommittees on corrections, the
10 senate and house fiscal agencies, the legislative corrections
11 ombudsman, and the state budget office and must include the purpose
12 for which the expenditures were made, the amounts of expenditures
13 by purpose, specific services that were provided, and number of
14 individuals served.

15 (2) If requested by the senate and house of representatives
16 appropriations subcommittees on corrections, the county sheriff of
17 the county receiving the funding under part 1 shall appear before
18 the subcommittees to discuss the expenditure report required under
19 subsection (1). The subcommittees will work with the county sheriff
20 to determine when the meeting will occur.

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

25 (2) The county jail reimbursement program shall reimburse
26 counties for convicted felons in the custody of the sheriff if the
27 conviction was for a crime committed on or after January 1, 1999



1 and 1 of the following applies:

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

9 (b) The felon's minimum sentencing guidelines range minimum is
10 more than 12 months under the sentencing guidelines described in
11 subdivision (a).

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

17 (3) State reimbursement under this section shall be \$65.00 per
18 diem per diverted offender for offenders with a presumptive prison
19 guideline score, \$55.00 per diem per diverted offender for
20 offenders with a straddle cell guideline for a group 1 crime, and
21 \$40.00 per diem per diverted offender for offenders with a straddle
22 cell guideline for a group 2 crime. Reimbursements shall be paid
23 for sentences up to a 1-year total.

24 (4) As used in this section:

25 (a) "Group 1 crime" means a crime in 1 or more of the
26 following offense categories: arson, assault, assaultive other,
27 burglary, criminal sexual conduct, homicide or resulting in death,



1 other sex offenses, robbery, and weapon possession as determined by
2 the department based on specific crimes for which counties received
3 reimbursement under the county jail reimbursement program in fiscal
4 year 2007 and fiscal year 2008, and listed in the county jail
5 reimbursement program document titled "FY 2007 and FY 2008 Group
6 One Crimes Reimbursed", dated March 31, 2009.

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

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

17 (5) County jail reimbursement program expenditures shall not
18 exceed the amount appropriated in part 1 for the county jail
19 reimbursement program. Payments to counties under the county jail
20 reimbursement program shall be made in the order in which properly
21 documented requests for reimbursements are received. A request
22 shall be considered to be properly documented if it meets MDOC
23 requirements for documentation. By October 15, the department shall
24 distribute the documentation requirements to all counties.

25 (6) Any county that receives funding under this section for
26 the purpose of housing in jails certain felons who otherwise would
27 have been sentenced to prison shall, as a condition of receiving



1 the funding, report by September 30 an annual average jail capacity
2 and annual average jail occupancy for the immediately preceding
3 fiscal year.

4 (7) Any county that enacts or enforces any law, ordinance,
5 policy, or rule that limits or prohibits a peace officer or local
6 official, officer, or employee from communicating or cooperating
7 with appropriate federal officials concerning the immigration
8 status of an individual in this state is not eligible to receive
9 reimbursement from funds appropriated in part 1 to house in jails
10 certain felons who otherwise would have been sentenced to prison.

11 (8) Not later than February 1, the department shall report to
12 the senate and house appropriations subcommittees on corrections
13 all of the following information:

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

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

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

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

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

26 (f) The total number of days inmates were in the custody of
27 the sheriff under each of the 3 categories: presumptive prison,



1 group 1 crime, and group 2 crime in subsection (3).

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

5 Sec. 416. Allowable uses of drunk driver jail reduction and
6 community treatment program funding shall include reimbursing
7 counties for transportation, treatment costs, and housing drunk
8 drivers during a period of assessment for treatment and case
9 planning. Reimbursements for housing during the assessment process
10 shall be at the rate of \$43.50 per day per offender, up to a
11 maximum of 5 days per offender.

12 Sec. 417. (1) By March 1, the department shall report to the
13 senate and house appropriations subcommittees on corrections, the
14 senate and house fiscal agencies, the legislative corrections
15 ombudsman, and the state budget office on both of the following
16 programs from the previous fiscal year:

17 (a) The drunk driver jail reduction and community treatment
18 program.

19 (b) Any new initiatives to control prison population growth
20 funded or proposed to be funded under part 1.

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

23 (a) Program objectives and outcome measures, including, but
24 not limited to, the number of offenders who successfully completed
25 the program, and the number of offenders who successfully remained
26 in the community during the 3 years following termination from the
27 program.



1 (b) Expenditures by location.

2 (c) The impact on jail utilization.

3 (d) The impact on prison admissions.

4 (e) Other information relevant to an evaluation of the
5 program.

6 Sec. 418. (1) The department shall collaborate with the state
7 court administrative office on facilitating changes to Michigan
8 court rules that would require the court to collect at the time of
9 sentencing the state operator's license, state identification card,
10 or other documentation used to establish the identity of the
11 individual to be admitted to the department. The department shall
12 maintain those documents in the prisoner's personal file.

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

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

23 Sec. 419. (1) The department shall provide weekly electronic
24 mail reports to the senate and house appropriations subcommittees
25 on corrections, the senate and house fiscal agencies, the
26 legislative corrections ombudsman, and the state budget office on
27 prisoner populations by security levels by facility, prison



1 facility capacities, and parolee and probationer populations.

2 (2) The department shall provide monthly electronic mail
3 reports to the senate and house appropriations subcommittees on
4 corrections, the senate and house fiscal agencies, the legislative
5 corrections ombudsman, and the state budget office. The reports
6 shall include information on end-of-month prisoner populations in
7 county jails, the net operating capacity according to the most
8 recent certification report, identified by date, the number of beds
9 in currently closed housing units by facility, and end-of-month
10 data, year-to-date data, and comparisons to the prior year for the
11 following:

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

14 (b) Parole populations.

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

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

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

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

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



1 (h) Prison intake and returns, including probation violators,
2 new court commitments, violators with new sentences, escaper new
3 sentences, total prison intake, returns from court with additional
4 sentences, community placement returns, technical parole violator
5 returns, and total returns to prison and camp.

6 Sec. 422. On a quarterly basis, the department shall issue a
7 report to the senate and house appropriations subcommittees on
8 corrections, the senate and house fiscal agencies, the legislative
9 corrections ombudsman, and the state budget office, for the
10 previous 4 quarters detailing the outcomes of prisoners who have
11 been reviewed for parole. The report shall include all of the
12 following:

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

14 (b) How many prisoners were granted parole.

15 (c) How many prisoners were denied parole.

16 (d) How many parole decisions were deferred.

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

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

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

24 Sec. 423. From the funds appropriated in part 1 for offender
25 success administration, the department shall collaborate with the
26 Michigan Restaurant Association for job placement for individuals
27 on probation and parole.



1 Sec. 425. (1) From the funds appropriated in part 1 for
2 offender success programming, \$1,000,000.00 shall be used by the
3 department to establish medication-assisted treatment offender
4 success pilot programs to provide prerelease treatment and
5 postrelease referral for opioid-addicted and alcohol-addicted
6 offenders who voluntarily participate in the medication-assisted
7 treatment offender success pilot programs. The department shall
8 collaborate with residential and nonresidential substance abuse
9 treatment providers and with community-based clinics to provide
10 postrelease treatment. The programs shall employ a multifaceted
11 approach to treatment, including a long-acting nonaddictive
12 medication approved by the Food and Drug Administration for the
13 treatment of opioid and alcohol dependence, counseling, and
14 postrelease referral to community-based providers.

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

23 (3) Participants of the programs shall be required to attend
24 substance abuse treatment programming as directed by their agent,
25 including coordination of both direct or indirect services through
26 federally qualified health centers in Wayne, Washtenaw, Genesee,
27 Berrien, Van Buren, and Allegan Counties, but not limited to only



1 those counties, shall be subject to routine drug and alcohol
2 testing, shall not be allowed to consume drugs or alcohol, and
3 shall possess a strong will to overcome addiction.

4 (4) The department shall submit a report by September 30 to
5 the senate and house appropriations subcommittees on corrections,
6 the senate and house fiscal agencies, the legislative corrections
7 ombudsman, and the state budget office on the number of offenders
8 who received injections upon release, the number of offenders who
9 received injections and tested positive for drugs or alcohol, the
10 number of offenders who received injections in the community for a
11 duration of at least 3 months, and the number of offenders who
12 received injections and were subsequently returned to prison.

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

20 Sec. 437. (1) Funds appropriated in part 1 for Goodwill Flip
21 the Script shall be distributed to a Michigan-chartered 501(c)(3)
22 nonprofit corporation operating in a county with greater than
23 1,500,000 people for administration and expansion of a program that
24 serves a population of individuals aged 16 to 39. The program shall
25 target those who are entering the criminal justice system for the
26 first or second time and shall assist those individuals through the
27 following program types:



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

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

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

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

13 **FIELD OPERATIONS ADMINISTRATION**

14 Sec. 602. It is the intent of the legislature that the
15 department not extend any contracts for electronic monitoring
16 devices. When the current contract ends, a complete review of all
17 providers and technology must be conducted to determine the
18 efficacy.

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

25 (2) Program participant contributions and local program
26 reimbursement for the curfew monitoring program appropriated in



1 part 1 are related to program expenditures and may be used to
2 offset expenditures for this purpose.

3 (3) Included in the appropriation in part 1 is adequate
4 funding to implement the curfew monitoring program to be
5 administered by the department. The curfew monitoring program is
6 intended to provide sentencing judges and county sheriffs in
7 coordination with local community corrections advisory boards
8 access to the state's curfew monitoring program to reduce prison
9 admissions and improve local jail utilization. The department shall
10 determine the appropriate distribution of the curfew monitor units
11 throughout the state based upon locally developed comprehensive
12 corrections plans under the community corrections act, 1988 PA 511,
13 MCL 791.401 to 791.414.

14 (4) For a fee determined by the department, the department
15 shall provide counties with the curfew monitor equipment,
16 replacement parts, administrative oversight of the equipment's
17 operation, notification of violators, and periodic reports
18 regarding county program participants. Counties are responsible for
19 curfew monitor equipment installation and service. For an
20 additional fee as determined by the department, the department
21 shall provide staff to install and service the equipment. Counties
22 are responsible for the coordination and apprehension of program
23 violators.

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

27 Sec. 604. (1) The funds appropriated in part 1 for criminal



1 justice reinvestment shall be used only to fund data collection and
2 evidence-based programs designed to reduce recidivism among
3 probationers and parolees.

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

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



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

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

9 (c) Number of successful terminations.

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

11 (e) Average length of placement.

12 (f) Return to prison statistics.

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

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

17 (i) Comparison with prior year statistics.

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

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



1 programs, local level programs, and programs available through
2 private agencies that may be used as prison alternatives for these
3 offenders.

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

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

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

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



1 certificate while in prison.

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

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

7 Sec. 613. When the department is determining where to place a
8 parolee with chronic technical violations, the department shall
9 give priority to placing a parolee in an intensive detention
10 program that offers specific programming to address the behavioral
11 needs of the parolee, and that works on a plan with the parolee to
12 ensure that once the parolee is released he or she can remain in
13 the community and successfully complete his or her parole.

14 Sec. 615. (1) The department shall submit a report detailing
15 the number of prisoners who have received life imprisonment
16 sentences with the possibility of parole and who are currently
17 eligible for parole to the senate and house appropriations
18 subcommittees on corrections, the senate and house fiscal agencies,
19 the legislative corrections ombudsman, and the state budget office
20 by April 30.

21 (2) The report shall include the following information on
22 parolable lifers who have served more than 25 years: prisoner name,
23 MDOC identification number, prefix, offense for which life term is
24 being served, county of conviction, age at time offense was
25 committed, current age, race, gender, true security classification,
26 dates of parole board file reviews, dates of parole board
27 interviews, parole guideline scores, and reason for decision not to



1 release.

2 Sec. 617. From the funds appropriated in part 1 for the
3 residential alternative to prison program, the department shall
4 provide vocational, educational, and cognitive programming in a
5 secure environment to enhance existing alternative sentencing
6 options, increase employment readiness and successful placement
7 rates, and reduce new criminal behavior for the west Michigan
8 probation violator population. The department shall measure and set
9 the following metric goals:

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

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

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

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

19 **HEALTH CARE**

20 Sec. 802. As a condition of expenditure of the funds
21 appropriated in part 1, the department shall provide the senate and
22 house appropriations subcommittees on corrections, the senate and
23 house fiscal agencies, the legislative corrections ombudsman, and
24 the state budget office with quarterly reports on physical and
25 mental health care detailing quarterly and fiscal year-to-date
26 expenditures itemized by vendor, allocations, status of payments



1 from contractors to vendors, and projected year-end expenditures
2 from accounts for prisoner health care, mental health care,
3 pharmaceutical services, and durable medical equipment. These
4 reports shall include a breakdown of all payments to the integrated
5 care provider itemized by physical health care, mental health care,
6 and pharmacy expenditures.

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

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

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

19 Sec. 804. The department shall report quarterly to the senate
20 and house appropriations subcommittees on corrections, the senate
21 and house fiscal agencies, the legislative corrections ombudsman,
22 and the state budget office on prisoner health care utilization.
23 The report shall include the number of inpatient hospital days,
24 outpatient visits, emergency room visits, and prisoners receiving
25 off-site inpatient medical care in the previous quarter, by
26 facility.

27 Sec. 807. The funds appropriated in part 1 for Hepatitis C



1 treatment shall be used only to purchase specialty medication for
2 Hepatitis C treatment in the prison population. In addition to the
3 above appropriation, any rebates received from the medications used
4 shall be used only to purchase specialty medication for Hepatitis C
5 treatment. On a quarterly basis, the department shall issue a
6 report to the senate and house appropriations subcommittees on
7 corrections, the senate and house fiscal agencies, the legislative
8 corrections ombudsman, and the state budget office, showing for the
9 previous 4 quarters the total amount spent on specialty medication
10 for the treatment of Hepatitis C, the number of prisoners that were
11 treated, the amount of any rebates that were received from the
12 purchase of specialty medication, and what outstanding rebates are
13 expected to be received.

14 Sec. 812. (1) The department shall provide the department of
15 health and human services with a monthly list of prisoners newly
16 committed to the department of corrections. The department and the
17 department of health and human services shall enter into an
18 interagency agreement under which the department of health and
19 human services provides the department of corrections with monthly
20 lists of newly committed prisoners who are eligible for Medicaid
21 benefits in order to maintain the process by which Medicaid
22 benefits are suspended rather than terminated. The department shall
23 assist prisoners who may be eligible for Medicaid benefits after
24 release from prison with the Medicaid enrollment process prior to
25 release from prison.

26 (2) The department shall provide the senate and house
27 appropriations subcommittees on corrections, the senate and house



1 fiscal agencies, the legislative corrections ombudsman, and the
2 state budget office with quarterly updates on the utilization of
3 Medicaid benefits for prisoners.

4 Sec. 816. By April 1, the department shall provide the senate
5 and house appropriations subcommittees on corrections, the senate
6 and house fiscal agencies, the legislative corrections ombudsman,
7 and the state budget office with a report on pharmaceutical
8 expenditures and prescribing practices. In particular, the report
9 shall provide the following information:

10 (a) A detailed accounting of expenditures on antipsychotic
11 medications.

12 (b) Any changes that have been made to the prescription drug
13 formularies.

14 **CORRECTIONAL FACILITIES ADMINISTRATION**

15 Sec. 901. From the funds appropriated in part 1 for the
16 enhanced food technology program, the department shall expand the
17 existing food technology education program to at least 700 inmates
18 annually. A participant in the food technology program shall
19 complete 408 hours of on-the-job training in a prison kitchen as a
20 part of the program.

21 Sec. 903. From the funds appropriated in part 1 for prison
22 food service, the department shall report biannually to the senate
23 and house appropriations subcommittees on corrections, the senate
24 and house fiscal agencies, the legislative corrections ombudsman,
25 and the state budget office on the following:

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



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

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

8 (c) Major sanitation violations.

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

25 Sec. 906. Any local unit of government or private nonprofit
26 organization that contracts with the department for public works
27 services shall be responsible for financing the entire cost of such



1 an agreement.

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

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

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

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

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

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



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

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

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

7 Sec. 910. The department shall allow the Michigan Braille
8 transcribing fund program to operate at its current location. The
9 donation of the building by the Michigan Braille transcribing fund
10 at the G. Robert Cotton Correctional Facility in Jackson is
11 acknowledged and appreciated. The department shall continue to
12 encourage the Michigan Braille transcribing fund program to produce
13 high-quality materials for use by the visually impaired.

14 Sec. 911. By March 1, the department shall report to the
15 senate and house appropriations subcommittees on corrections, the
16 senate and house fiscal agencies, the legislative corrections
17 ombudsman, and the state budget office the number of critical
18 incidents occurring each month by type and the number and severity
19 of assaults, escape attempts, suicides, and attempted suicides
20 occurring each month at each facility during the immediately
21 preceding calendar year.

22 Sec. 912. The department shall report monthly to the senate
23 and house appropriations subcommittees on corrections, the senate
24 and house fiscal agencies, the legislative corrections ombudsman,
25 and the state budget office on the ratio of correctional officers
26 to prisoners for each correctional institution, the ratio of shift
27 command staff to line custody staff, and the ratio of noncustody



1 institutional staff to prisoners for each correctional institution.

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

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

19 (3) The department shall submit a quarterly report to the
20 senate and house appropriations subcommittees on corrections, the
21 senate and house fiscal agencies, the legislative corrections
22 ombudsman, and the state budget office detailing enrollment in sex
23 offender programming, assaultive offender programming, violent
24 offender programming, and thinking for a change programming. At a
25 minimum, the report shall include the following:

26 (a) A full accounting, from the date of entrance to prison, of
27 the number of individuals who are required to complete the



1 programming, but have not yet done so.

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

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

6 Sec. 920. If a female prisoner consents to a visitor being
7 present, the department shall allow that 1 person to be present
8 during the prisoner's labor and delivery. The person allowed to
9 accompany the prisoner must be an immediate family member, legal
10 guardian, spouse, or domestic partner. The department is authorized
11 to deny access to a visitor if the department has a safety concern
12 with that visitor's access. The department is authorized to conduct
13 a criminal background check on a visitor.

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



1 or monitored by a medical professional at a frequency of not less
2 than every 12 hours.

3 Sec. 925. By March 1, the department shall report to the
4 senate and house appropriations subcommittees on corrections, the
5 senate and house fiscal agencies, the legislative corrections
6 ombudsman, and the state budget office on the annual number of
7 prisoners in administrative segregation between October 1, 2018 and
8 September 30, 2019, and the annual number of prisoners in
9 administrative segregation between October 1, 2018 and September
10 30, 2019 who at any time during the current or prior prison term
11 were diagnosed with serious mental illness or have a developmental
12 disorder and the number of days each of the prisoners with serious
13 mental illness or a developmental disorder have been confined to
14 administrative segregation.

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

17 (a) Ensure that any inmate care and control staff in contact
18 with prisoners less than 18 years of age are adequately trained
19 with regard to the developmental and mental health needs of
20 prisoners less than 18 years of age. By April 1, the department
21 shall report to the senate and house appropriations subcommittees
22 on corrections, the senate and house fiscal agencies, the
23 legislative corrections ombudsman, and the state budget office on
24 the training curriculum used and the number and types of staff
25 receiving annual training under that curriculum.

26 (b) Provide appropriate placement for prisoners less than 18
27 years of age who have serious mental illness, serious emotional



1 disturbance, or a serious developmental disorder and need to be
2 housed separately from the general population. Prisoners less than
3 18 years of age who have serious mental illness, serious emotional
4 disturbance, or a serious developmental disorder shall not be
5 removed from an existing placement as a punitive response to
6 behavior caused by their serious mental illness, serious emotional
7 disturbance, or a serious developmental disorder. Due to persistent
8 high violence risk or severe disruptive behavior that is
9 unresponsive to treatment, prisoners less than 18 years of age with
10 serious emotional disturbance, serious mental illness, or serious
11 developmental disorders may be placed in secure residential housing
12 programs that will facilitate access to institutional programming
13 and ongoing mental health services. A prisoner less than 18 years
14 of age with serious mental illness, serious emotional disturbance,
15 or a serious developmental disorder who is confined in these
16 specialized housing programs shall be evaluated or monitored by a
17 medical professional at a frequency of not less than every 12
18 hours.

19 (c) Implement a specialized offender success program that
20 recognizes the needs of prisoners less than 18 years old for
21 supervised offender success.

22 Sec. 930. The department shall submit a quarterly report to
23 the senate and house appropriations subcommittees on corrections,
24 the senate and house fiscal agencies, the legislative corrections
25 ombudsman, and the state budget office on the number of youth in
26 prison. The report shall include, but not be limited to, the
27 following information:



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

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

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

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

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

17 Sec. 942. The department shall ensure that any contract with a
18 public or private party to operate a facility to house state
19 prisoners includes a provision to allow access by both the office
20 of the legislative auditor general and the office of the
21 legislative corrections ombudsman to the facility and to
22 appropriate records and documents related to the operation of the
23 facility. These access rights for both offices shall be the same
24 for the contracted facility as for a general state-operated
25 correctional facility.

26 Sec. 943. The department shall submit a report by May 1 to the
27 senate and house appropriations subcommittees on corrections, the



1 senate and house fiscal agencies, the legislative corrections
2 ombudsman, and the state budget office on the actual and projected
3 savings achieved by closing correctional facilities. Savings
4 amounts shall be itemized by facility. Information required by this
5 section shall start with the closure of the Pugsley Correctional
6 Facility, which closed in September of 2016.

7 Sec. 944. When the department is planning to close a
8 correctional facility, the department shall fully consider the
9 potential economic impact of the prison closure on the community
10 where the facility is located. The department, when weighing all
11 factors related to the closure of a facility, shall also consider
12 the impact on the local community where the facility to be closed
13 is located.

14 **MISCELLANEOUS**

15 Sec. 1009. The department shall make an information packet for
16 the families of incoming prisoners available on the department's
17 website. The information packet shall be updated by February 1. The
18 packet shall provide information on topics including, but not
19 limited to: how to put money into prisoner accounts, how to make
20 phone calls or create Jpay electronic mail accounts, how to visit
21 in person, proper procedures for filing complaints or grievances,
22 the rights of prisoners to physical and mental health care, how to
23 utilize the offender tracking information system (OTIS), truth-in-
24 sentencing and how it applies to minimum sentences, the parole
25 process, and guidance on the importance of the role of families in
26 the reentry process. The department is encouraged to partner with



1 external advocacy groups and actual families of prisoners in the
2 packet-writing process to ensure that the information is useful and
3 complete.

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

13 Sec. 1013. From the funds appropriated in part 1, priority may
14 be given to funding reentry or rehabilitation programs that have
15 been demonstrated to reduce prison violence and recidivism,
16 including faith-based initiatives.

