

**SUBSTITUTE FOR
HOUSE BILL NO. 4238**

A bill to make appropriations for the judiciary 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 judiciary for the fiscal year ending September 30, 2020, from the following funds:

JUDICIARY

APPROPRIATION SUMMARY

Full-time equated exempted positions 503.0

GROSS APPROPRIATION \$ 308,180,300

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental



| | | | |
|----|--|-------|----------------|
| 1 | transfers..... | | 1,551,700 |
| 2 | ADJUSTED GROSS APPROPRIATION | \$ | 306,628,600 |
| 3 | Federal revenues: | | |
| 4 | Total federal revenues | | 5,748,400 |
| 5 | Special revenue funds: | | |
| 6 | Total local revenues | | 6,505,300 |
| 7 | Total private revenues | | 994,300 |
| 8 | Total other state restricted revenues | | 94,785,900 |
| 9 | State general fund/general purpose | \$ | 198,594,700 |
| 10 | Sec. 102. SUPREME COURT | | |
| 11 | Full-time equated exempted positions..... | 251.0 | |
| 12 | Community dispute resolution--3.0 FTE positions | | \$ 3,271,600 |
| 13 | Direct trial court automation support--44.0 FTE | | |
| 14 | positions..... | | 6,505,300 |
| 15 | Drug treatment courts | | 11,833,000 |
| 16 | Foster care review board--10.0 FTE positions | | 1,325,600 |
| 17 | Judicial information systems--24.0 FTE positions | | 4,298,600 |
| 18 | Judicial institute--13.0 FTE positions | | 1,854,600 |
| 19 | Mental health courts and diversion services--1.0 FTE | | |
| 20 | position..... | | 5,466,800 |
| 21 | Next generation Michigan court system | | 4,116,000 |
| 22 | Other federal grants | | 275,100 |
| 23 | State court administrative office--64.0 FTE positions | | 11,466,600 |
| 24 | Supreme court administration--92.0 FTE positions | | 14,224,100 |
| 25 | Swift and sure sanctions program | | 3,499,900 |
| 26 | Veterans courts | | <u>936,400</u> |
| 27 | GROSS APPROPRIATION | \$ | 69,073,600 |



| | | |
|----|--|---------------|
| 1 | Appropriated from: | |
| 2 | Interdepartmental grant revenues: | |
| 3 | IDG from department of corrections | 51,700 |
| 4 | IDG from department of state police | 1,500,000 |
| 5 | Federal revenues: | |
| 6 | DOJ, drug court training and evaluation | 300,000 |
| 7 | DOT, National Highway Traffic Safety Administration .. | 1,942,800 |
| 8 | HHS, access and visitation grant | 488,300 |
| 9 | HHS, children's justice grant | 241,700 |
| 10 | HHS, court improvement project | 927,100 |
| 11 | HHS, title IV-D child support program | 822,400 |
| 12 | HHS, title IV-E foster care program | 403,500 |
| 13 | Other federal grant revenues | 275,100 |
| 14 | Special revenue funds: | |
| 15 | Local - user fees | 6,505,300 |
| 16 | Private | 198,100 |
| 17 | Private - interest on lawyers' trust accounts | 273,100 |
| 18 | Private - state justice institute | 436,100 |
| 19 | Community dispute resolution fund | 2,400,000 |
| 20 | Court of appeals filing/motion fees | 1,450,000 |
| 21 | Drug court fund | 1,920,500 |
| 22 | Justice system fund | 595,700 |
| 23 | Law exam fees | 742,000 |
| 24 | Miscellaneous revenue | 245,900 |
| 25 | State court fund | 397,600 |
| 26 | State general fund/general purpose | \$ 46,956,700 |
| 27 | Sec. 103. COURT OF APPEALS | |



| | | | |
|----|--|-------|----------------------|
| 1 | Full-time equated exempted positions | 175.0 | |
| 2 | Court of appeals operations--175.0 FTE positions | | \$ <u>24,835,200</u> |
| 3 | GROSS APPROPRIATION | | \$ 24,835,200 |
| 4 | Appropriated from: | | |
| 5 | State general fund/general purpose | | \$ 24,835,200 |
| 6 | Sec. 104. BRANCHWIDE APPROPRIATIONS | | |
| 7 | Full-time equated exempted positions | 4.0 | |
| 8 | Branchwide appropriations--4.0 FTE positions | | \$ <u>8,952,400</u> |
| 9 | GROSS APPROPRIATION | | \$ 8,952,400 |
| 10 | Appropriated from: | | |
| 11 | State general fund/general purpose | | \$ 8,952,400 |
| 12 | Sec. 105. JUSTICES' AND JUDGES' COMPENSATION | | |
| 13 | Full-time judges positions | 587.0 | |
| 14 | Supreme court justices' salaries--7.0 justices | | \$ 1,152,300 |
| 15 | Circuit court judges' state base salaries--217.0 | | |
| 16 | judges | | 22,939,900 |
| 17 | Circuit court judicial salary standardization | | 9,922,100 |
| 18 | Court of appeals judges' salaries--25.0 judges | | 4,097,700 |
| 19 | District court judges' state base salaries--235.0 | | |
| 20 | judges | | 24,424,000 |
| 21 | District court judicial salary standardization | | 10,745,200 |
| 22 | Probate court judges' state base salaries--103.0 | | |
| 23 | judges | | 10,802,900 |
| 24 | Probate court judicial salary standardization | | 4,669,600 |
| 25 | Judges' retirement system defined contributions | | 4,974,800 |
| 26 | OASI, Social Security | | <u>6,280,000</u> |
| 27 | GROSS APPROPRIATION | | \$ 100,008,500 |



| | | |
|----|---|---------------------|
| 1 | Appropriated from: | |
| 2 | Special revenue funds: | |
| 3 | Court fee fund | 3,329,400 |
| 4 | State general fund/general purpose | \$ 96,679,100 |
| 5 | Sec. 106. JUDICIAL AGENCIES | |
| 6 | Full-time equated exempted positions | 7.0 |
| 7 | Judicial tenure commission--7.0 FTE positions | \$ <u>1,264,200</u> |
| 8 | GROSS APPROPRIATION | \$ 1,264,200 |
| 9 | Appropriated from: | |
| 10 | State general fund/general purpose | \$ 1,264,200 |
| 11 | Sec. 107. INDIGENT DEFENSE - CRIMINAL | |
| 12 | Full-time equated exempted positions | 53.0 |
| 13 | Appellate public defender program--53.0 FTE positions | \$ <u>8,227,900</u> |
| 14 | GROSS APPROPRIATION | \$ 8,227,900 |
| 15 | Appropriated from: | |
| 16 | Federal revenues: | |
| 17 | Other federal grant revenues | 347,500 |
| 18 | Special revenue funds: | |
| 19 | Private - interest on lawyers' trust accounts | 87,000 |
| 20 | Miscellaneous revenue | 168,300 |
| 21 | State general fund/general purpose | \$ 7,625,100 |
| 22 | Sec. 108. INDIGENT CIVIL LEGAL ASSISTANCE | |
| 23 | Indigent civil legal assistance | \$ <u>7,937,000</u> |
| 24 | GROSS APPROPRIATION | \$ 7,937,000 |
| 25 | Appropriated from: | |
| 26 | Special revenue funds: | |
| 27 | State court fund | 7,937,000 |



| | | | |
|----|---|-----|-------------------|
| 1 | State general fund/general purpose | \$ | 0 |
| 2 | Sec. 109. TRIAL COURT OPERATIONS | | |
| 3 | Full-time equated exempted positions | 6.0 | |
| 4 | Court equity fund reimbursements | \$ | 60,815,700 |
| 5 | Drug case-flow program | | 250,000 |
| 6 | Drunk driving case-flow program | | 3,300,000 |
| 7 | Judicial technology improvement fund | | 4,815,000 |
| 8 | Juror compensation reimbursement-1.0 FTE position | | 6,602,900 |
| 9 | Statewide e-file system--5.0 FTE positions | | <u>10,191,600</u> |
| 10 | GROSS APPROPRIATION | \$ | 85,975,200 |
| 11 | Appropriated from: | | |
| 12 | Special revenue funds: | | |
| 13 | Court equity fund | | 50,440,000 |
| 14 | Drug fund | | 250,000 |
| 15 | Drunk driving fund | | 3,300,000 |
| 16 | Electronic filing fee fund | | 10,191,600 |
| 17 | Judicial technology improvement fund | | 4,815,000 |
| 18 | Juror compensation fund | | 6,602,900 |
| 19 | State general fund/general purpose | \$ | 10,375,700 |
| 20 | Sec. 110. ONE-TIME APPROPRIATIONS | | |
| 21 | Full-time equated exempted positions | 7.0 | |
| 22 | Compliance with <i>Montgomery v Louisiana</i> --7.0 FTE | | |
| 23 | positions | \$ | 700,000 |
| 24 | Judicial tenure commission | | 100,000 |
| 25 | Michigan supreme court public website upgrade | | <u>1,106,300</u> |
| 26 | GROSS APPROPRIATION | \$ | 1,906,300 |
| 27 | Appropriated from: | | |



1 State general fund/general purpose \$ 1,906,300

2 PART 2
3 PROVISIONS CONCERNING APPROPRIATIONS
4 FOR FISCAL YEAR 2019-2020

5 **GENERAL SECTIONS**

6 Sec. 201. Pursuant to section 30 of article IX of the state
7 constitution of 1963, total state spending from state sources under
8 part 1 for fiscal year 2019-2020 is \$293,380,600.00 and state
9 spending from state sources to be paid to local units of government
10 for fiscal year 2019-2020 is \$145,489,400.00. The itemized
11 statement below identifies appropriations from which spending to
12 local units of government will occur:

13 **JUDICIARY**

14 SUPREME COURT

15 Drug treatment courts \$ 8,158,000
16 Mental health courts and diversion services 5,466,800
17 Next generation Michigan court system 4,116,000
18 Swift and sure sanctions program 3,399,900
19 Veterans courts 936,400

20 COURT OF APPEALS

21 Court of appeals operations \$ 200,000

22 JUSTICES' AND JUDGES' COMPENSATION

23 Circuit court judicial salary standardization \$ 9,922,100
24 District court judicial salary standardization 10,745,200
25 Probate court judges' state base salaries 10,802,900



| | | |
|----|---|-------------------|
| 1 | Probate court judicial salary standardization | 4,669,600 |
| 2 | OASI, Social Security | 1,097,300 |
| 3 | TRIAL COURT OPERATIONS | |
| 4 | Court equity fund reimbursements | \$ 60,815,700 |
| 5 | Drug case-flow program | 250,000 |
| 6 | Drunk driving case-flow program | 3,300,000 |
| 7 | Judicial technology improvement fund | 4,815,000 |
| 8 | Juror compensation reimbursement | 6,602,900 |
| 9 | Statewide e-file system | <u>10,191,600</u> |
| 10 | TOTAL | \$ 145,489,400 |

11 Sec. 202. (1) The appropriations authorized under this part
12 and part 1 are subject to the management and budget act, 1984 PA
13 431, MCL 18.1101 to 18.1594.

14 (2) Funds appropriated in part 1 to an entity within the
15 judicial branch shall not be expended or transferred to another
16 account without written approval of the authorized agent of the
17 judicial entity. If the authorized agent of the judicial entity
18 notifies the state budget director of its approval of an
19 expenditure or transfer, the state budget director shall
20 immediately make the expenditure or transfer. The authorized
21 judicial entity agent shall be designated by the chief justice of
22 the supreme court.

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

24 (a) "DOJ" means the United States Department of Justice.

25 (b) "DOT" means the United States Department of
26 Transportation.

27 (c) "FTE" means full-time equated.



1 (d) "HHS" means the United States Department of Health and
2 Human Services.

3 (e) "IDG" means interdepartmental grant.

4 (f) "OASI" means old age survivor's insurance.

5 (g) "SADO" means the state appellate defender office created
6 under the appellate defender act, 1978 PA 620, MCL 780.711 to
7 780.719.

8 (h) "Title IV-D" means the part of the federal social security
9 act, 42 USC 301 to 1397mm, pertaining to the child support
10 enforcement program.

11 (i) "Title IV-E" means the part of the federal social security
12 act, 42 USC 301 to 1397mm, pertaining to the foster care program.

13 Sec. 204. The reporting requirements of this part shall be
14 completed with the approval of, and at the direction of, the
15 supreme court, except as otherwise provided in this part. The
16 judicial branch shall use the internet to fulfill the reporting
17 requirements of this part. This may include transmission of reports
18 via electronic mail to the recipients identified for each reporting
19 requirement, or it may include placement of reports on an internet
20 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. 207. Not later than January 1 of each year, the state
5 court administrative office shall prepare a report on out-of-state
6 travel listing all travel by judicial branch employees outside this
7 state in the immediately preceding fiscal year that was funded in
8 whole or in part with funds appropriated in the budget for the
9 judicial branch. The report shall be submitted to the senate and
10 house appropriations committees, the senate and house fiscal
11 agencies, and the state budget office. The report shall include the
12 following information:

13 (a) The dates of each travel occurrence.

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

19 Sec. 209. Not later than November 30, the state budget office
20 shall prepare and transmit a report that provides for estimates of
21 the total general fund/general purpose appropriation lapses at the
22 close of the prior fiscal year. This report shall summarize the
23 projected year-end general fund/general purpose appropriation
24 lapses by major program or program areas. The report shall be
25 transmitted to the chairpersons of the senate and house
26 appropriations committees and the senate and house fiscal agencies.

27 Sec. 211. From the funds appropriated in part 1, the judicial



1 branch shall maintain a searchable website accessible by the public
2 at no cost that includes all expenditures made by the judicial
3 branch within a fiscal year. The posting shall include the purpose
4 for which each expenditure is made. The judicial branch shall not
5 provide financial information on its website under this section if
6 doing so would violate a federal or state law, rule, regulation, or
7 guideline that establishes privacy or security standards applicable
8 to that financial information.

9 Sec. 212. Within 14 days after the release of the executive
10 budget recommendation, the judicial branch shall cooperate with the
11 state budget office to provide the senate and house appropriations
12 committee chairs, the senate and house appropriations subcommittee
13 chairs, and the senate and house fiscal agencies with an annual
14 report on estimated state restricted fund balances, state
15 restricted fund projected revenues, and state restricted fund
16 expenditures for the prior 2 fiscal years.

17 Sec. 213. The judiciary shall maintain, on a publicly
18 accessible website, a scorecard that identifies, tracks, and
19 regularly updates key metrics that are used to monitor and improve
20 the judiciary's performance.

21 Sec. 214. Total authorized appropriations from all sources
22 under part 1 for legacy costs for the fiscal year ending September
23 30, 2020 are estimated at \$13,102,700.00. From this amount, total
24 judiciary appropriations for pension-related legacy costs are
25 estimated at \$6,369,500.00. Total judiciary appropriations for
26 retiree health care legacy costs are estimated at \$6,733,200.00.

27 Sec. 215. The judicial branch shall not take disciplinary



1 action against an employee for communicating with a member of the
2 legislature or his or her staff.

3 Sec. 216. It is the intent of the legislature that judges who
4 are presiding over a hearing on a foster care case shall publicly
5 acknowledge and request the input of the foster parent or foster
6 parents during the hearing.

7 Sec. 217. If the judicial branch makes any changes to a foster
8 care family service plan before its finalization, it is the intent
9 of the legislature that the presiding judge provide an explanation
10 for any changes to that plan in the court record.

11 Sec. 218. From the funds appropriated in part 1, the state
12 court administrative office shall identify programs, within the
13 department of health and human services, the department of talent
14 and economic development, and the department of corrections, that
15 have programmatic connections with the participants in the swift
16 and sure sanctions program. The purpose of this relationship is to
17 leverage collaborations and to determine avenues of success for
18 offenders who are eligible for state-provided programs. The state
19 court administrative office shall provide guidance to courts
20 participating in the swift and sure sanctions program, under the
21 probation swift and sure sanctions act, chapter XIA of the code of
22 criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8, of the
23 available department of health and human services, department of
24 talent and economic development, and department of corrections
25 programming.

26 Sec. 219. The judicial branch shall receive and retain copies
27 of all reports funded from appropriations in part 1. Federal and



1 state guidelines for short-term and long-term retention of records
2 shall be followed. The judicial branch may electronically retain
3 copies of reports unless otherwise required by federal and state
4 guidelines.

5 **JUDICIAL BRANCH**

6 Sec. 301. From the funds appropriated in part 1, the direct
7 trial court automation support program of the state court
8 administrative office shall recover direct and overhead costs from
9 trial courts by charging for services rendered. The fee shall cover
10 the actual costs incurred to the direct trial court automation
11 support program in providing the service, including development of
12 future versions of case management systems.

13 Sec. 302. Funds appropriated within the judicial branch shall
14 not be expended by any component within the judicial branch without
15 the approval of the supreme court.

16 Sec. 303. Of the amount appropriated in part 1 for the
17 judicial branch, \$711,900.00 is allocated for circuit court
18 reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for
19 costs associated with the court of claims.

20 Sec. 304. A member of the legislature may request a report or
21 data from the data collected in the judicial data warehouse. The
22 report shall be made available to the public upon request, unless
23 disclosure is prohibited by court order or state or federal law.
24 Any data provided under this section shall be public and non-
25 identifying information.

26 Sec. 305. From the funds appropriated in part 1 for community



1 dispute resolution, community dispute resolution centers shall
2 provide dispute resolution services specified in the community
3 dispute resolution act, 1988 PA 260, MCL 691.1551 to 691.1564, and
4 shall help to reduce suspensions and truancy, and improve school
5 climate. Funding appropriated in part 1 for community dispute
6 resolution may be used to develop or expand juvenile diversion
7 services in cooperation with local prosecutors. Participation in
8 the dispute resolution processes is voluntary for all parties.

9 Sec. 307. From the funds appropriated in part 1 for mental
10 health courts and diversion services, \$1,730,000.00 is intended to
11 address the recommendations of the mental health diversion council.

12 Sec. 308. If sufficient funds are not available from the court
13 fee fund to pay judges' compensation, the difference between the
14 appropriated amount from that fund for judges' compensation and the
15 actual amount available after the amount appropriated for trial
16 court reimbursement is made shall be appropriated from the state
17 general fund for judges' compensation. If an appropriation is made
18 under this section, the state court administrative office shall
19 notify, within 14 days of the appropriation, the senate and house
20 standing committees on appropriations, the senate and house
21 appropriations subcommittees on judiciary, the senate and house
22 fiscal agencies, and the state budget office.

23 Sec. 309. By April 1, the state court administrative office
24 shall provide a report on drug treatment, mental health, and
25 veterans court programs in this state. The report shall include
26 information on the number of each type of program that has been
27 established, the number of program participants in each



1 jurisdiction, and the impact of the programs on offender criminal
2 involvement and recidivism. The report shall be submitted to the
3 senate and house appropriations subcommittees on judiciary, the
4 senate and house fiscal agencies, and the state budget office.

5 Sec. 311. (1) The funds appropriated in part 1 for drug
6 treatment courts as that term is defined in section 1060 of the
7 revised judicature act of 1961, 1961 PA 236, MCL 600.1060, shall be
8 administered by the state court administrative office to operate
9 drug treatment court programs. A drug treatment court shall be
10 responsible for handling cases involving substance abusing
11 nonviolent offenders through comprehensive supervision, testing,
12 treatment services, and immediate sanctions and incentives. A drug
13 treatment court shall use all available county and state personnel
14 involved in the disposition of cases including, but not limited to,
15 parole and probation agents, prosecuting attorneys, defense
16 attorneys, and community corrections providers. The funds may be
17 used in connection with other federal, state, and local funding
18 sources.

19 (2) From the funds appropriated in part 1, the chief justice
20 shall allocate sufficient funds for the Michigan judicial institute
21 to provide in-state training for those identified in subsection
22 (1), including training for new drug treatment court judges.

23 (3) For drug treatment court grants, consideration for
24 priority may be given to those courts where higher instances of
25 substance abuse cases are filed.

26 (4) The judiciary shall receive \$1,500,000.00 in Byrne formula
27 grant funding as an interdepartmental grant from the department of



1 state police to be used for expansion of drug treatment courts, to
2 assist in avoiding prison bed space growth for nonviolent offenders
3 in collaboration with the department of corrections.

4 Sec. 312. From the funds appropriated in part 1, the state
5 court administrator shall produce a statistical report regarding
6 the implementation of the parental rights restoration act, 1990 PA
7 211, MCL 722.901 to 722.908, as it pertains to minors seeking
8 court-issued waivers of parental consent. The state court
9 administrative office shall report the total number of petitions
10 filed and the total number of petitions granted under that act.

11 Sec. 316. (1) From the funds appropriated in part 1 for
12 pretrial risk assessment, the state court administrative office
13 shall continue to pilot a pretrial risk assessment tool in an
14 effort to provide relevant information to judges so they can make
15 evidence-based bond decisions that will increase public safety and
16 reduce costs associated with unnecessary pretrial detention. The
17 state court administrative office shall expand the number of courts
18 using the assessment tool.

19 (2) The state court administrative office shall submit a
20 status report by February 1 to the senate and house appropriations
21 subcommittees on judiciary, the senate and house fiscal agencies,
22 and the state budget office. The report shall include, but not be
23 limited to, all of the following:

24 (a) An evaluation of the effectiveness of the pretrial risk
25 assessment tool pilot program that was implemented in the prior
26 fiscal year.

27 (b) Plans to expand use of the assessment tool.



1 (c) Details on prior year expenditures, allocations, and
2 planned expenditures.

3 Sec. 317. Funds appropriated in part 1 shall not be used for
4 the permanent assignment of state-owned vehicles to justices or
5 judges or any other judicial branch employee. This section does not
6 preclude the use of state-owned motor pool vehicles for state
7 business in accordance with approved guidelines.

8 Sec. 320. (1) From the funds appropriated in part 1 for the
9 swift and sure sanctions program, created under section 3 of
10 chapter XIA of the code of criminal procedure, 1927 PA 175, MCL
11 771A.3, the state court administrative office shall administer a
12 program to distribute grants to qualifying courts in accordance
13 with the objectives and requirements of the probation swift and
14 sure sanctions act, chapter XIA of the code of criminal procedure,
15 1927 PA 175, MCL 771A.1 to 771A.8. Of the funds designated for the
16 program, not more than \$100,000.00 shall be available to the state
17 court administrative office to pay for employee costs associated
18 with the administration of the program funds. Of the funds
19 designated for the program, \$500,000.00 is reserved for programs in
20 counties that had more than 325 individuals sentenced to prison in
21 the previous calendar year. Courts interested in participating in
22 the swift and sure sanctions program may apply to the state court
23 administrative office for a portion of the funds appropriated in
24 part 1 under this section.

25 (2) By April 1, the state court administrative office, in
26 cooperation with the department of corrections, shall provide a
27 report on the courts that receive funding under the swift and sure



1 sanctions program described in subsection (1) to the senate and
2 house appropriations subcommittees on judiciary, the senate and
3 house fiscal agencies, and the state budget office. The report
4 shall include all of the following:

5 (a) The number of offenders who participate in the program.

6 (b) The criminal history of offenders who participate in the
7 program.

8 (c) The recidivism rate of offenders who participate in the
9 program, including the rate of return to jail, prison, or both.

10 (d) A detailed description of the establishment and parameters
11 of the program.

12 (e) A list of courts participating in the program.

13 (f) An accounting of prior year expenditures, including grant
14 amounts requested by the courts, grant amounts awarded to the
15 courts, and grant amounts expended by the courts.

16 (3) As used in this section, "program" means a swift and sure
17 sanctions program described in subsection (1).

18 Sec. 321. From the funds appropriated in part 1, the judicial
19 branch shall support a statewide legal self-help internet website
20 and local nonprofit self-help centers that use the statewide
21 website to provide assistance to individuals representing
22 themselves in civil legal proceedings. The state court
23 administrative office shall summarize the costs of maintaining the
24 website, provide statistics on the number of people visiting the
25 website, and provide information on content usage, form completion,
26 and user feedback. By March 1, the state court administrative
27 office shall report this information for the preceding fiscal year



1 to the senate and house appropriations subcommittees on judiciary,
2 the senate and house fiscal agencies, and the state budget office.

3 Sec. 322. If Byrne formula grant funding is awarded to the
4 state appellate defender, the state appellate defender office may
5 receive and expend Byrne formula grant funds in an amount not to
6 exceed \$250,000.00 as an interdepartmental grant from the
7 department of state police. If the appellate defender appointed
8 under section 3 of the appellate defender act, 1978 PA 620, MCL
9 780.713, receives federal grant funding from the United States
10 Department of Justice in excess of the amount appropriated in part
11 1, the office of appellate defender may receive and expend grant
12 funds in an amount not to exceed \$300,000.00 as other federal
13 grants.

14 Sec. 324. From the funds appropriated in part 1 for the
15 medication-assisted treatment program, the judiciary shall maintain
16 a medication-assisted treatment program to provide treatment for
17 opioid-addicted and alcohol-addicted individuals who are referred
18 to and voluntarily participate in the medication-assisted treatment
19 program.

20 Sec. 325. (1) From the funds appropriated in part 1, the state
21 court administrative office shall conduct a study on the
22 feasibility of implementing a specialized domestic violence
23 prosecution and intervention pilot project. The purpose of a pilot
24 project established after a study conducted under this section
25 would be to provide intervention and treatment services,
26 supplemented by trauma treatment and addiction services, to
27 domestic violence offenders, with a focus on the deterrence of



1 offenders who are second-time or subsequent offenders.

2 (2) Information gathered by the study shall include, but not
3 be limited to, all of the following, categorized by county:

4 (a) The number of convictions for domestic violence offenses
5 compared to the number of convictions for other violent crimes.

6 (b) The number of individuals arrested for an alleged second-
7 time or subsequent domestic violence offense, and the number of
8 individuals convicted of a second-time or subsequent domestic
9 violence offense, including the total number of domestic violence
10 offenses committed in a specified time period.

11 (c) The number of domestic violence offenses resulting in
12 death compared to the number of other homicides.

13 (d) The number of alleged and convicted offenders that
14 experienced violent trauma or witnessed violent trauma as a young
15 person.

16 (e) The number of alleged and convicted offenders that have a
17 substance abuse disorder.

18 (f) Recommendations on how the state can hold offenders
19 accountable while rehabilitating them with treatment, community-
20 based resources and support, and restorative justice approaches to
21 conflict resolution, with the goal being a more effective and less
22 costly alternative to incarceration.

23 (g) Recommendations on how the state can improve
24 identification of at-risk individuals and intervention with a
25 combination of protective, rehabilitative, and restorative justice
26 measures that hold domestic violence offenders accountable, while
27 curtailing the escalation of violence before people are at risk.



1 (3) The state court administrative office shall submit the
2 results of the study, by September 30, to the senate and house of
3 representatives subcommittees on judiciary, the senate and house
4 fiscal agencies, and the state budget office.

5 **ONE-TIME APPROPRIATIONS**

6 Sec. 402. (1) From the funds appropriated in part 1, the state
7 appellate defender office attorneys and support staff shall ensure
8 Michigan compliance with *Montgomery v Louisiana*, 577 US _____
9 (2016). The purpose of the program is to ensure competent,
10 resourced, and supervised counsel in cases involving the
11 resentencing of juvenile lifers. The representation by SADO counsel
12 will create opportunities for release, saving prison costs for the
13 state.

14 (2) The state appellate defender office shall submit a report
15 by September 30 to the senate and house appropriations
16 subcommittees on judiciary, the senate and house fiscal agencies,
17 and the state budget office on the number of juvenile lifer cases
18 investigated and prepared by the state appellate defender office.
19 The report shall include a calculation of hours spent and focus on
20 incremental costs associated with investigating and conducting a
21 robust examination of each case, with particular emphasis on those
22 costs that may be avoided after the cases have been disposed.

