

SENATE BILL NO. 362

EXECUTIVE BUDGET BILL

February 23, 1999, Introduced by Senators NORTH, HOFFMAN, MC MANUS,
GOUGEON and STEIL and referred to the Committee on Appropriations.

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2000; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

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THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

02357'99

1 LINE-ITEM APPROPRIATIONS

2 Sec. 101. Subject to the conditions set forth in this bill,
3 the amounts listed in this part are appropriated for the department of
4 corrections for the fiscal year ending September 30, 2000, from the
5 funds indicated in this part. The following is a summary of the
6 appropriations in this part:

7 **DEPARTMENT OF CORRECTIONS**

8 APPROPRIATION SUMMARY:

9	Average population	49,918
10	Full-time equated unclassified positions . . .	16.0
11	Full-time equated classified positions . .	19,174.3
12	GROSS APPROPRIATION	\$ 1,566,641,700
13	Interdepartmental grant revenues:	
14	Total interdepartmental grants and	
15	intradepartmental transfers	6,615,600
16	ADJUSTED GROSS APPROPRIATION	\$ 1,560,026,100
17	Federal revenues:	
18	Total federal revenues	24,686,400
19	Special revenue funds:	
20	Total local revenues	412,800
21	Total private revenues	0
22	Total other state restricted revenues	48,347,900
23	State general fund/general purpose	\$ 1,486,579,000
24	Sec. 102. EXECUTIVE	
25	Full-time equated unclassified positions . . .	16.0
26	Full-time equated classified positions	77.0
27	Unclassified positions--16.0 FTE positions	\$ 1,290,900
28	Executive administration--11.0 FTE positions . . .	1,433,000
29	Audit and internal affairs--19.0 FTE positions . .	1,326,800
30	Policy and hearings--47.0 FTE positions	<u>4,358,300</u>
31	GROSS APPROPRIATION	\$ 8,409,000

1 Appropriated from:

2 State general fund/general purpose \$ 8,409,000

3 **Sec. 103. ADMINISTRATION AND PROGRAMS**

4 Full-time equated classified positions . . . 215.2

5 Administration and fiscal management--36.5 FTE

6 positions \$ 2,780,000

7 Office of personnel and labor relations--26.7 FTE

8 positions 2,280,700

9 Program services--15.0 FTE positions 1,346,400

10 Planning, research, and information services--

11 85.5 FTE positions 9,316,600

12 Federal education programs--19.0 FTE positions . . 3,016,400

13 Rent 2,049,100

14 Training administration--32.5 FTE positions . . . 4,566,500

15 GROSS APPROPRIATION \$ 25,355,700

16 Appropriated from:

17 Federal revenues:

18 DED, life skills grant 300,000

19 DED-OVAE, vocational education - basic grants to

20 states 270,100

21 DED-OESE, chapter 1 program for neglected and

22 delinquent children 506,000

23 DED-OVAE, state administered basic grant

24 program 1,842,100

25 DED-OSERS, special education - grants to

26 states 98,200

27 Special revenue funds:

28 Local-county reimbursement 118,800

29 Correctional industries revolving fund 93,500

30 Resident stores 277,800

31 State general fund/general purpose \$ 21,849,200

32 **Sec. 104. CENTRAL SUPPORT ACCOUNTS**

1	Equipment	\$	341,900
2	Special maintenance		1,712,100
3	Worker's compensation		16,060,400
4	Compensatory buyout		225,000
5	Union leave bank		<u>50,000</u>
6	GROSS APPROPRIATION	\$	18,389,400
7	Appropriated from:		
8	State general fund/general purpose	\$	18,389,400
9	Sec. 105. TRAINING, COMMUNITY SUPPORT AND SUBSTANCE		
10	ABUSE PROGRAMS		
11	Inmate legal services program	\$	315,800
12	Reimbursement to counties, parole revocation		
13	hearings, and court settlements		4,060,400
14	Substance abuse administration and testing		19,644,800
15	MDOC in-prison pilot drug treatment program		1,500,000
16	MDOC technical violator pilot drug treatment		
17	program		1,000,000
18	New employee training		16,615,600
19	Training projects		111,600
20	Criminal justice training fund		<u>608,700</u>
21	GROSS APPROPRIATION	\$	43,856,900
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	IDG-MDSP, Michigan justice training fund		608,700
25	Federal revenues:		
26	DOJ, office of justice programs, corrections		
27	programs - states		2,684,100
28	HHS-SAMHSA		563,000
29	State general fund/general purpose	\$	40,001,100
30	Sec. 106. PRISON INDUSTRIES OPERATIONS		
31	Full-time equated classified positions		169.8

1	Personnel costs--169.8 FTE positions	\$	<u>12,655,200</u>
2	GROSS APPROPRIATION	\$	12,655,200
3	Appropriated from:		
4	Special revenue funds:		
5	Correctional industries revolving fund		12,655,200
6	State general fund/general purpose	\$	0
7	Sec. 107. FIELD OPERATIONS		
8	Full-time equated classified positions	1,648.0	
9	Personnel costs--1,544.0 FTE positions	\$	87,491,400
10	Operating costs		6,787,800
11	Community service work program--10.0 FTE		
12	positions		525,400
13	Parole board operations--22.0 FTE positions		1,591,000
14	Building occupancy charges - property management		512,500
15	Rent		841,000
16	Loans to parolees		204,400
17	Boot camp - phase III/intensive supervision--72.0		
18	FTE positions		2,865,300
19	Parole/probation services		<u>2,032,700</u>
20	GROSS APPROPRIATION	\$	102,851,500
21	Appropriated from:		
22	Special revenue funds:		
23	Oversight fees		5,359,300
24	Supervision fees		2,032,700
25	State general fund/general purpose	\$	95,459,500
26	Sec. 108. COMMUNITY PLACEMENT		
27	Average population	808	
28	Full-time equated classified positions	541.3	
29	Tether operations--167.3 FTE positions	\$	7,783,000
30	Community residential program operations--269.1		
31	FTE positions		21,339,800

1	Technical rule violator center--104.9 FTE		
2	positions		<u>9,021,400</u>
3	GROSS APPROPRIATION	\$	38,144,200
4	Appropriated from:		
5	Special revenue funds:		
6	Local-community tether program reimbursement . . .		294,000
7	Resident contributions revenues		3,919,800
8	Program participant contributions		4,098,900
9	Public works user fees		135,000
10	State general fund/general purpose	\$	29,696,500
11	Sec. 109. SPECIAL ALTERNATIVE INCARCERATION PROGRAM		
12	Full-time equated classified positions . . . 135.0		
13	Personnel costs--135.0 FTE positions	\$	7,609,000
14	Operational costs		<u>1,799,900</u>
15	GROSS APPROPRIATION	\$	9,408,900
16	Appropriated from:		
17	Special revenue funds:		
18	Public works user fees		130,400
19	State general fund/general purpose	\$	9,278,500
20	Sec. 110. OFFICE OF COMMUNITY CORRECTIONS		
21	Full-time equated classified positions 17.0		
22	Personnel costs--17.0 FTE positions	\$	1,177,100
23	Operating costs		265,000
24	OCC board expenses		15,000
25	Probation residential centers		13,892,600
26	Community corrections comprehensive plans and		
27	services		12,033,000
28	Public education and training		50,000
29	County jail reimbursement program		<u>17,982,200</u>
30	GROSS APPROPRIATION	\$	45,414,900
31	Appropriated from:		

1 Special revenue funds:

2	Telephone fees and commissions	16,244,700
3	State general fund/general purpose	\$ 29,170,200

4 **Sec. 111. CONSENT DECREES**

5	Average population	400
6	Full-time equated classified positions . . .	577.4
7	Prisoner rehabilitation education program	\$ 1,020,100
8	Hadix consent decree--157.0 FTE positions	10,292,500
9	DOJ consent decree--166.5 FTE positions	10,607,500

10 DOJ psychiatric plan - MDCH mental health

11	services.	69,954,400
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12 DOJ psychiatric plan - MDOC staff and services--

13	253.9 FTE positions	<u>14,689,900</u>
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14	GROSS APPROPRIATION	\$ 106,564,400
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15 Appropriated from:

16	State general fund/general purpose	\$ 106,564,400
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17 **Sec. 112. OFFICE OF HEALTH CARE**

18	Full-time equated classified positions	18.0
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19	Health care administration--18.0 FTE positions . .	\$ 2,006,200
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20	Hospital and specialty care services	39,903,400
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21	Vaccination program	<u>1,491,300</u>
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22	GROSS APPROPRIATION	\$ 43,400,900
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23 Appropriated from:

24 Federal revenues:

25	HHS-HRSA	80,000
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26	State general fund/general purpose	\$ 43,320,900
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27 **Sec. 113. CLINICAL OPERATIONS**

28	Full-time equated classified positions . . .	913.4
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29	Adrian clinical complex--31.2 FTE positions . . .	\$ 2,687,500
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30	Baraga clinical complex--7.0 FTE positions	1,301,000
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31	Coldwater clinical complex--38.8 FTE positions . .	3,548,500
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1	Corrections camps clinical--55.1 FTE positions . .	1,954,900
2	Detroit clinical complex--32.2 FTE positions . . .	2,578,300
3	Ionia clinical complex--124.9 FTE positions . . .	10,151,300
4	Jackson clinical complex--230.9 FTE positions . .	21,783,700
5	Kincheloe clinical complex--64.0 FTE positions . .	6,005,200
6	Lapeer clinical complex--19.2 FTE positions . . .	1,455,500
7	Macomb clinical complex--19.0 FTE positions . . .	1,414,100
8	Marquette clinical complex--48.0 FTE positions . .	4,082,700
9	Muskegon clinical complex--56.5 FTE positions . .	3,653,500
10	Newberry clinical complex--4.0 FTE positions . . .	1,455,500
11	Oaks clinical complex--4.0 FTE positions	1,161,100
12	Plymouth clinical complex--52.0 FTE positions . .	4,098,000
13	Saginaw clinical complex--19.0 FTE positions . . .	1,392,500
14	St. Louis clinical complex--55.1 FTE positions . .	3,883,400
15	Standish clinical complex--17.0 FTE positions . .	1,496,700
16	Ypsilanti clinical complex--35.5 FTE positions . .	<u>2,646,800</u>
17	GROSS APPROPRIATION	\$ 76,750,200
18	Appropriated from:	
19	State general fund/general purpose	\$ 76,750,200
20	Sec. 114. CORRECTIONAL FACILITIES-ADMINISTRATION	
21	Full-time equated classified positions . . . 139.0	
22	Conveying convicts to penal institutions	\$ 249,000
23	Federal school lunch program	700,000
24	Correctional facilities administration--10.0	
25	FTE positions	805,200
26	Extradition services	220,300
27	Housing inmates in federal institutions	494,200
28	Jackson area administrative support and services	
29	--120.0 FTE positions	13,373,900
30	Northern region office--2.0 FTE positions	188,000
31	Southeastern region office--2.0 FTE	
32	positions	183,800

1	Southwestern region office--2.0 FTE positions	188,700
2	Leased beds	100
3	Jackson food production kitchen	5,000,000
4	Surplus food program--3.0 FTE positions	<u>325,300</u>
5	GROSS APPROPRIATION	\$ 21,728,500
6	Appropriated from:	
7	Intradepartmental grant revenues:	
8	IDT-surplus food user fees	247,600
9	IDT-production kitchen user fees	5,000,000
10	Federal revenues:	
11	DOJ-BOP, federal prisoner reimbursement	314,000
12	DAG-FCS, national school lunch	700,000
13	State general fund/general purpose	\$ 15,466,900
14	Sec. 115. ALGER MAXIMUM SECURITY CORRECTIONAL FACILITY-MUNISING	
15	Average population	524
16	Full-time equated classified positions	319.2
17	Personnel costs--315.2 FTE positions	\$ 19,679,400
18	Operational costs	2,261,600
19	Academic/vocational programs--4.0 FTE positions	<u>285,800</u>
20	GROSS APPROPRIATION	\$ 22,226,800
21	Appropriated from:	
22	Special revenue funds:	
23	Resident stores	9,900
24	State general fund/general purpose	\$ 22,216,900
25	Sec. 116. BARAGA MAXIMUM CORRECTIONAL FACILITY-BARAGA	
26	Average population	844
27	Full-time equated classified positions	400.2
28	Personnel costs--390.2 FTE positions	\$ 21,704,500
29	Operational costs	3,094,000
30	Academic/vocational programs--10.0 FTE positions	<u>561,200</u>
31	GROSS APPROPRIATION	\$ 25,359,700

1 Appropriated from:

2 Special revenue funds:

3 Resident stores 14,100

4 State general fund/general purpose \$ 25,345,600

5 **Sec. 117. E.C. BROOKS CORRECTIONAL FACILITY-MUSKEGON**

6 Average population 2,200

7 Full-time equated classified positions 549.7

8 Personnel costs--528.7 FTE positions \$ 31,411,200

9 Operational costs 6,552,300

10 Academic/vocational programs--21.0 FTE positions . 1,371,900

11 GROSS APPROPRIATION \$ 39,335,400

12 Appropriated from:

13 Special revenue funds:

14 Resident stores 148,500

15 State general fund/general purpose \$ 39,186,900

16 **Sec. 118. CARSON CITY CORRECTIONAL FACILITY COMPLEX-CARSON CITY**

17 Average population 2,200

18 Full-time equated classified positions 555.2

19 Personnel costs--536.2 FTE positions \$ 32,062,500

20 Operational costs 6,701,600

21 Academic/vocational programs--19.0 FTE positions . 1,259,600

22 GROSS APPROPRIATION \$ 40,023,700

23 Appropriated from:

24 Special revenue funds:

25 Resident stores 97,500

26 State general fund/general purpose \$ 39,926,200

27 **Sec. 119. CHIPPEWA CORRECTIONAL FACILITY-KINCHELOE**

28 Average population 2,094

29 Full-time equated classified positions 512.3

30 Personnel costs--496.3 FTE positions \$ 30,157,600

31 Operational costs 6,140,500

1	Academic/vocational programs--16.0 FTE positions .	<u>1,194,600</u>
2	GROSS APPROPRIATION	\$ 37,492,700
3	Appropriated from:	
4	Special revenue funds:	
5	Resident stores	155,200
6	State general fund/general purpose	\$ 37,337,500
7	Sec. 120. COOPER STREET CORRECTIONAL FACILITY-JACKSON	
8	Average population	1,302
9	Full-time equated classified positions . . .	284.8
10	Personnel costs--277.8 FTE positions	\$ 15,631,300
11	Operational costs	3,663,700
12	Academic/vocational programs--7.0 FTE positions .	<u>524,600</u>
13	GROSS APPROPRIATION	\$ 19,819,600
14	Appropriated from:	
15	Special revenue funds:	
16	Resident stores	71,200
17	Public works user fees	30,700
18	State general fund/general purpose	\$ 19,717,700
19	Sec. 121. G. ROBERT COTTON CORRECTIONAL FACILITY-JACKSON	
20	Average population	1,692
21	Full-time equated classified positions . . .	424.0
22	Personnel costs--412.0 FTE positions	\$ 25,064,500
23	Operational costs	4,815,400
24	Academic/vocational programs--12.0 FTE positions .	<u>973,000</u>
25	GROSS APPROPRIATION	\$ 30,852,900
26	Appropriated from:	
27	Special revenue funds:	
28	Resident stores	116,600
29	State general fund/general purpose	\$ 30,736,300
30	Sec. 122. FLORENCE CRANE WOMEN'S FACILITY-COLDWATER	
31	Average population	750

1	Full-time equated classified positions . . .	252.4	
2	Personnel costs--238.4 FTE positions	\$	14,440,300
3	Operational costs		2,831,900
4	Academic/vocational programs--14.0 FTE positions .		<u>1,072,800</u>
5	GROSS APPROPRIATION	\$	18,345,000
6	Appropriated from:		
7	Special revenue funds:		
8	Resident stores		49,100
9	State general fund/general purpose	\$	18,295,900
10	Sec. 123. CHARLES E. EGELER CORRECTIONAL FACILITY-JACKSON		
11	Average population	1,006	
12	Full-time equated classified positions . . .	304.4	
13	Personnel costs--296.4 FTE positions	\$	16,677,700
14	Operational costs		2,181,400
15	Academic/vocational programs--8.0 FTE positions .		<u>714,000</u>
16	GROSS APPROPRIATION	\$	19,573,100
17	Appropriated from:		
18	Special revenue funds:		
19	Resident stores		98,300
20	State general fund/general purpose	\$	19,474,800
21	Sec. 124. RICHARD A. HANDLON MICHIGAN TRAINING UNIT-IONIA		
22	Average population	1,315	
23	Full-time equated classified positions . . .	294.0	
24	Personnel costs--270.0 FTE positions	\$	16,013,200
25	Operational costs		3,401,200
26	Academic/vocational programs--24.0 FTE positions .		<u>1,746,800</u>
27	GROSS APPROPRIATION	\$	21,161,200
28	Appropriated from:		
29	Special revenue funds:		
30	Resident stores		77,800
31	State general fund/general purpose	\$	21,083,400

1 Sec. 125. GUS HARRISON CORRECTIONAL FACILITY-ADRIAN

2	Average population	2,200	
3	Full-time equated classified positions . . .	561.6	
4	Personnel costs--543.6 FTE positions	\$	31,282,400
5	Operational costs		6,545,700
6	Academic/vocational programs--18.0 FTE positions .		<u>1,245,900</u>
7	GROSS APPROPRIATION	\$	39,074,000

8 Appropriated from:

9 Special revenue funds:

10	Resident stores		200,000
11	State general fund/general purpose	\$	38,874,000

12 Sec. 126. HURON VALLEY MEN'S FACILITY-YPSILANTI

13	Average population	482	
14	Full-time equated classified positions . . .	293.8	
15	Personnel costs--287.8 FTE positions	\$	17,101,900
16	Operational costs		3,030,200
17	Academic/vocational programs--6.0 FTE positions .		<u>442,500</u>
18	GROSS APPROPRIATION	\$	20,574,600

19 Appropriated from:

20 Special revenue funds:

21	Resident stores		49,000
22	State general fund/general purpose	\$	20,525,600

23 Sec. 127. IONIA MAXIMUM FACILITY-IONIA

24	Average population	636	
25	Full-time equated classified positions . . .	350.6	
26	Personnel costs--343.6 FTE positions	\$	20,975,700
27	Operational costs		2,360,000
28	Academic/vocational programs--7.0 FTE positions .		<u>556,900</u>
29	GROSS APPROPRIATION	\$	23,892,600

30 Appropriated from:

31 Special revenue funds:

1	Resident stores	9,600
2	State general fund/general purpose	\$ 23,883,000
3	Sec. 128. IONIA TEMPORARY FACILITY-IONIA	
4	Average population	960
5	Full-time equated classified positions	224.4
6	Personnel costs--208.9 FTE positions	\$ 12,707,500
7	Operational costs	2,951,800
8	Print shop operations	375,000
9	Academic/vocational programs--15.5 FTE positions	<u>1,146,000</u>
10	GROSS APPROPRIATION	\$ 17,180,300
11	Appropriated from:	
12	Intradepartmental transfer revenues:	
13	IDT-print shop user fees	375,000
14	Special revenue funds:	
15	Resident stores	50,100
16	Public works user fees	15,100
17	State general fund/general purpose	\$ 16,740,100
18	Sec. 129. JACKSON MAXIMUM CORRECTIONAL FACILITY-JACKSON	
19	Average population	1,556
20	Full-time equated classified positions	642.2
21	Personnel costs--633.2 FTE positions	\$ 34,630,200
22	Operational costs	5,652,700
23	Academic/vocational programs--9.0 FTE positions	<u>518,400</u>
24	GROSS APPROPRIATION	\$ 40,801,300
25	Appropriated from:	
26	Federal revenues:	
27	Federal revenues and reimbursements	1,932,800
28	Special revenue funds:	
29	Resident stores	46,600
30	State general fund/general purpose	\$ 38,821,900
31	Sec. 130. KINROSS CORRECTIONAL FACILITY-KINCHELOE	

1	Average population	2,165	
2	Full-time equated classified positions . . .	547.5	
3	Personnel costs--518.5 FTE positions	\$	31,068,600
4	Operational costs		7,445,000
5	Academic/vocational programs--29.0 FTE positions .		<u>1,717,200</u>
6	GROSS APPROPRIATION	\$	40,230,800
7	Appropriated from:		
8	Special revenue funds:		
9	Resident stores		147,500
10	State general fund/general purpose	\$	40,083,300
11	Sec. 131. LAKELAND CORRECTIONAL FACILITY-COLDWATER		
12	Average population	1,200	
13	Full-time equated classified positions . . .	257.1	
14	Personnel costs--247.1 FTE positions	\$	16,177,900
15	Operational costs		3,746,800
16	Academic/vocational programs--10.0 FTE positions .		<u>907,700</u>
17	GROSS APPROPRIATION	\$	20,832,400
18	Appropriated from:		
19	Special revenue funds:		
20	Resident stores		49,100
21	State general fund/general purpose	\$	20,783,300
22	Sec. 132. MACOMB CORRECTIONAL FACILITY-NEW HAVEN		
23	Average population	1,468	
24	Full-time equated classified positions . . .	399.3	
25	Personnel costs--387.3 FTE positions	\$	19,743,300
26	Operational costs		4,099,600
27	Academic/vocational programs--12.0 FTE positions .		<u>742,200</u>
28	GROSS APPROPRIATION	\$	24,585,100
29	Appropriated from:		
30	Special revenue funds:		
31	Resident stores		98,000

1	Public works user fees	11,200
2	State general fund/general purpose	\$ 24,475,900
3	Sec. 133. MARQUETTE BRANCH PRISON-MARQUETTE	
4	Average population	1,129
5	Full-time equated classified positions . . .	436.2
6	Personnel costs--426.2 FTE positions	\$ 26,701,500
7	Operational costs	4,612,800
8	Academic/vocational programs--10.0 FTE positions .	<u>932,500</u>
9	GROSS APPROPRIATION	\$ 32,246,800
10	Appropriated from:	
11	Special revenue funds:	
12	Resident stores	148,900
13	State general fund/general purpose	\$ 32,097,900
14	Sec. 134. MICHIGAN REFORMATORY-IONIA	
15	Average population	1,338
16	Full-time equated classified positions . . .	408.1
17	Personnel costs--392.1 FTE positions	\$ 24,545,100
18	Operational costs	6,069,600
19	Academic/vocational programs--16.0 FTE positions .	<u>1,389,000</u>
20	GROSS APPROPRIATION	\$ 32,003,700
21	Appropriated from:	
22	Special revenue funds:	
23	Resident stores	147,000
24	State general fund/general purpose	\$ 31,856,700
25	Sec. 135. MID-MICHIGAN CORRECTIONAL FACILITY-ST. LOUIS	
26	Average population	960
27	Full-time equated classified positions . . .	230.4
28	Personnel costs--221.4 FTE positions	\$ 13,298,600
29	Operational costs	2,952,800
30	Academic/vocational programs--9.0 FTE positions .	<u>649,900</u>
31	GROSS APPROPRIATION	\$ 16,901,300

1 Appropriated from:

2 Special revenue funds:

3 Resident stores 48,800

4 Public works user fees 8,300

5 State general fund/general purpose \$ 16,844,200

6 **Sec. 136. MOUND CORRECTIONAL FACILITY-DETROIT**

7 Average population 1,044

8 Full-time equated classified positions . . . 365.4

9 Personnel costs--355.4 FTE positions \$ 18,945,100

10 Operational costs 3,135,300

11 Academic/vocational programs--10.0 FTE positions . 565,500

12 GROSS APPROPRIATION \$ 22,645,900

13 Appropriated from:

14 Special revenue funds:

15 Resident stores 98,500

16 State general fund/general purpose \$ 22,547,400

17 **Sec. 137. MUSKEGON CORRECTIONAL FACILITY-MUSKEGON**

18 Average population 1,310

19 Full-time equated classified positions . . . 326.4

20 Personnel costs--310.4 FTE positions \$ 19,166,200

21 Operational costs 4,130,200

22 Academic/vocational programs--16.0 FTE positions . 1,171,800

23 GROSS APPROPRIATION \$ 24,468,200

24 Appropriated from:

25 Special revenue funds:

26 Resident stores 73,200

27 State general fund/general purpose \$ 24,395,000

28 **Sec. 138. NEWBERRY CORRECTIONAL FACILITY-NEWBERRY**

29 Average population 928

30 Full-time equated classified positions . . . 320.4

31 Personnel costs--307.4 FTE positions \$ 17,301,900

1	Operational costs	3,015,800
2	Academic/vocational programs--13.0 FTE positions .	<u>887,100</u>
3	GROSS APPROPRIATION	\$ 21,204,800
4	Appropriated from:	
5	Special revenue funds:	
6	Resident stores	49,100
7	State general fund/general purpose	\$ 21,155,700
8	Sec. 139. OAKS CORRECTIONAL FACILITY-EASTLAKE	
9	Average population	744
10	Full-time equated classified positions . . .	382.8
11	Personnel costs--377.8 FTE positions	\$ 22,612,600
12	Operational costs	3,206,700
13	Academic/vocational programs--5.0 FTE positions .	<u>379,400</u>
14	GROSS APPROPRIATION	\$ 26,198,700
15	Appropriated from:	
16	Special revenue funds:	
17	Resident stores	12,100
18	State general fund/general purpose	\$ 26,186,600
19	Sec. 140. PARNALL CORRECTIONAL FACILITY-JACKSON	
20	Average population	1,448
21	Full-time equated classified positions . . .	308.0
22	Personnel costs-295.0 FTE positions	\$ 18,061,400
23	Operational costs	3,178,800
24	Academic/vocational programs--13.0 FTE positions .	<u>936,300</u>
25	GROSS APPROPRIATION	\$ 22,176,500
26	Appropriated from:	
27	Special revenue funds:	
28	Correctional industries revolving fund	80,100
29	Resident stores	112,600
30	State general fund/general purpose	\$ 21,983,800
31	Sec. 141. PINE RIVER CORRECTIONAL FACILITY-ST. LOUIS	

1	Average population	960	
2	Full-time equated classified positions . . .	239.6	
3	Personnel costs--225.6 FTE positions	\$	9,074,000
4	Operational costs		3,280,800
5	Academic/vocational programs--14.0 FTE positions .		<u>658,600</u>
6	GROSS APPROPRIATION	\$	13,013,400
7	Appropriated from:		
8	State general fund/general purpose	\$	13,013,400
9	Sec. 142. RIVERSIDE CORRECTIONAL FACILITY-IONIA		
10	Average population	1,034	
11	Full-time equated classified positions . . .	347.0	
12	Personnel costs--341.0 FTE positions	\$	20,589,300
13	Operational costs		4,521,200
14	Academic/vocational programs--6.0 FTE positions .		<u>399,500</u>
15	GROSS APPROPRIATION	\$	25,510,000
16	Appropriated from:		
17	Special revenue funds:		
18	Resident stores		49,000
19	State general fund/general purpose	\$	25,461,000
20	Sec. 143. RYAN CORRECTIONAL FACILITY-DETROIT		
21	Average population	1,044	
22	Full-time equated classified positions . . .	356.3	
23	Personnel costs--346.3 FTE positions	\$	20,073,200
24	Operational costs		3,380,800
25	Academic/vocational programs--10.0 FTE		
26	positions		<u>666,700</u>
27	GROSS APPROPRIATION	\$	24,120,700
28	Appropriated from:		
29	Special revenue funds:		
30	Resident stores		98,400
31	State general fund/general purpose	\$	24,022,300

1 **Sec. 144. SAGINAW CORRECTIONAL FACILITY-FREELAND**

2 Average population 1,468

3 Full-time equated classified positions . . . 404.1

4 Personnel costs--387.6 FTE positions \$ 21,628,400

5 Operational costs 4,043,900

6 Academic/vocational programs--16.5 FTE positions . 767,100

7 GROSS APPROPRIATION \$ 26,439,400

8 Appropriated from:

9 Special revenue funds:

10 Resident stores 98,500

11 State general fund/general purpose \$ 26,340,900

12 **Sec. 145. SCOTT CORRECTIONAL FACILITY-PLYMOUTH .**

13 Average population 847

14 Full-time equated classified positions . . . 357.7

15 Personnel costs--340.7 FTE positions \$ 20,010,700

16 Operational costs 2,924,200

17 Academic/vocational programs--17.0 FTE positions . 1,283,900

18 GROSS APPROPRIATION \$ 24,218,800

19 Appropriated from:

20 Special revenue funds:

21 Resident stores 97,900

22 State general fund/general purpose \$ 24,120,900

23 **Sec. 146. SOUTHERN MICHIGAN CORRECTIONAL FACILITY-JACKSON**

24 Average population 881

25 Full-time equated classified positions . . . 468.8

26 Personnel costs--458.8 FTE positions \$ 24,802,300

27 Operational costs 2,475,300

28 Academic/vocational programs--10.0 FTE positions . 651,800

29 Print shop operations 282,000

30 GROSS APPROPRIATION \$ 28,211,400

31 Appropriated from:

1	Intradepartmental transfer revenues:	
2	IDT-print shop user fees	282,000
3	Special revenue funds:	
4	Resident stores	76,700
5	State general fund/general purpose \$	27,852,700
6	Sec. 147. ST. LOUIS CORRECTIONAL FACILITY-ST. LOUIS	
7	Average population	672
8	Full-time equated classified positions . . .	370.1
9	Personnel costs--362.1 FTE positions \$	17,344,900
10	Operational costs	2,650,900
11	Academic/vocational programs--8.0 FTE positions .	<u>463,200</u>
12	GROSS APPROPRIATION \$	20,459,000
13	Appropriated from:	
14	Special revenue funds:	
15	State general fund/general purpose \$	20,459,000
16	Sec. 148. STANDISH MAXIMUM CORRECTIONAL FACILITY-STANDISH	
17	Average population	524
18	Full-time equated classified positions . . .	322.8
19	Personnel costs--316.8 FTE positions \$	18,779,400
20	Operational costs	2,355,300
21	Academic/vocational programs--6.0 FTE positions .	<u>238,000</u>
22	GROSS APPROPRIATION \$	21,372,700
23	Appropriated from:	
24	Special revenue funds:	
25	Resident stores	9,800
26	State general fund/general purpose \$	21,362,900
27	Sec. 149. THUMB CORRECTIONAL FACILITY-LAPEER	
28	Average population	1,194
29	Full-time equated classified positions . . .	330.7
30	Personnel costs--316.7 FTE positions \$	17,847,400
31	Operational costs	3,556,400

1	Academic/vocational programs--14.0 FTE positions	<u>818,000</u>
2	GROSS APPROPRIATION	\$ 22,221,800
3	Appropriated from:	
4	Special revenue funds:	
5	Resident stores	49,100
6	State general fund/general purpose	\$ 22,172,700
7	Sec. 150. WESTERN WAYNE CORRECTIONAL FACILITY-PLYMOUTH	
8	Average population	775
9	Full-time equated classified positions	294.6
10	Personnel costs--291.1 FTE positions	\$ 17,606,400
11	Operational costs	3,580,100
12	Academic/vocational programs-3.5 FTE positions	<u>326,500</u>
13	GROSS APPROPRIATION	\$ 21,513,000
14	Appropriated from:	
15	Special revenue funds:	
16	Resident stores	103,400
17	State general fund/general purpose	\$ 21,409,600
18	Sec. 151. MICHIGAN YOUTH CORRECTIONAL FACILITY-BALDWIN	
19	Average population	480
20	Full-time equated classified positions	2.0
21	Administration--2.0 FTE positions	\$ 186,000
22	Management services	10,382,900
23	Lease payments	<u>5,589,100</u>
24	GROSS APPROPRIATION	\$ 16,158,000
25	Appropriated from:	
26	Federal revenues:	
27	DOJ, office of justice programs, VOI/TIS	15,396,100
28	State general fund/general purpose	\$ 761,900
29	Sec. 152. CORRECTION CAMPS	
30	Average population	3,920
31	Full-time equated classified positions	887.7

1	Personnel costs--869.7 FTE positions	\$	47,598,500
2	Operational costs		13,846,500
3	Dental lab operations		102,300
4	Academic/vocational programs--18.0 FTE positions .		<u>1,172,200</u>
5	GROSS APPROPRIATION	\$	62,719,500
6	Appropriated from:		
7	Intradepartmental transfer revenues:		
8	IDT-dental lab user fees		102,300
9	Special revenue funds:		
10	Resident stores		108,200
11	Public works user fees		385,900
12	State general fund/general purpose	\$	62,123,100
13	Sec. 153. INMATE HOUSING FUND		
14	Average population	1,416	
15	Full-time equated classified positions . . .	391.4	
16	Inmate housing fund--391.4 FTE positions	\$	<u>8,547,200</u>
17	GROSS APPROPRIATION	\$	8,547,200
18	Appropriated from:		
19	State general fund/general purpose	\$	8,547,200
20	PART 2		
21	PROVISIONS CONCERNING APPROPRIATIONS		
22	GENERAL SECTIONS		
23	Sec. 201. (1) Pursuant to section 30 of article IX of the state		
24	constitution of 1963, total state spending under part 1 for fiscal year		
25	1999-2000 is estimated at \$1,534,926,900.00 and state appropriations to		
26	be paid to local units of government are as follows:		
27	DEPARTMENT OF CORRECTIONS		
28	Planning, research, and information services-ADP -		
29	assumption of county probation	\$	472,300
30	Field operations - assumption of county probation		
31	staff		35,312,100

1	Reimbursement to counties, parole revocation hearings,	
2	and court settlements	4,060,400
3	Public service work projects	12,996,100
4	Community corrections comprehensive plans	
5	and services	12,033,000
6	Community corrections probation	
7	residential centers	13,892,600
8	Community corrections public education	
9	and training	<u>50,000</u>
10	TOTAL	\$ 78,816,500

11 (2) If it appears to the principal executive officer of a department
12 or branch that state spending to local units of government will be less
13 than the amount that was projected to be expended under subsection (1),
14 the principal executive officer shall immediately give notice of the
15 approximate shortfall to the state budget director.

16 Sec. 202. The expenditures and funding sources authorized under this
17 bill are subject to the management and budget act, 1984 PA 431, MCL
18 18.1101 to 18.1594.

19 Sec. 203. As used in this bill:

20 (a) "ADP" means automated data processing.

21 (b) "DAG" means the United States department of agriculture.

22 (c) "DAG-FCS" means the DAG food and consumer service.

23 (d) "DED" means the United States department of education.

24 (e) "DED-OESE" means the DED office of elementary and secondary
25 education.

26 (f) "DED-OSERS" means the DED office of special education and
27 rehabilitative services.

28 (g) "DED-OVAE" means the DED office of vocational and adult
29 education.

30 (h) "Department" or "MDOC" means the Michigan department of
31 corrections.

32 (i) "DOJ" means the United States department of justice.

- 1 (j) "DOJ-BOP" means the DOJ bureau of prisons.
- 2 (k) "FTE" means full-time equated position.
- 3 (l) "HHS" means the United States department of health and human

1 services.

2 (m) "HHS-HRSA" means the HHS health resources and services
3 administration.

4 (n) "HHS-SAMHSA" means the HHS substance abuse and mental health
5 services administration.

6 (o) "IDG" means interdepartmental grant.

7 (p) "IDT" means intradepartmental transfer.

8 (q) "MDCH" means the Michigan department of community health.

9 (r) "MDSP" means the Michigan department of state police.

10 (s) "OCC" means the office of community corrections.

11 (t) "OP-BFS" means the operating procedure, bureau of field
12 services.

13 (u) "PREP" means the prisoner rehabilitation and education program.

14 (v) "VOI/TIS" means the DOJ violent offender incarceration and truth
15 in sentencing program contained in the violent crime control and law
16 enforcement act of 1994, Public Law 103-322, 108 Stat. 1796.

17 Sec. 204. (1) Pursuant to the provisions of civil service rules and
18 regulations and applicable collective bargaining agreements,
19 individuals seeking employment with the department shall submit to a
20 controlled substance test. The test shall be administered by the
21 department.

22 (2) Individuals seeking employment with the department who refuse to
23 take a controlled substance test or who test positive for the illicit
24 use of a controlled substance on such a test shall be denied
25 employment.

26 Sec. 205. The department of civil service shall bill departments and
27 agencies at the end of the first fiscal quarter for the 1% charge
28 authorized by section 5 of article XI of the state constitution of
29 1963. Payments shall be made for the total amount of the billing by

1 the end of the second fiscal quarter.

2 Sec. 206. The department may charge fees and collect revenues in
3 excess of appropriations in part 1 not to exceed the cost of employee
4 meals, academic/vocational services, custody escorts, compassionate
5 visits, union steward activities, public work programs, and emergency
6 services provided to units of government. The revenues and fees
7 collected shall be appropriated for all expenses associated with these
8 services and activities.

9 Sec. 207. Of the state general fund/general purpose revenue
10 appropriated in part 1, \$379,245,100.00 represents a state spending
11 increase over the amount provided to the department for the fiscal year
12 ending September 30, 1994, and may be used to meet state match
13 requirements of programs contained in the violent crime control and law
14 enforcement act of 1994, Public Law 103-322, 108 Stat. 1796, or
15 successor grant programs, so that any additional federal funds received
16 shall supplement funding provided to the department in part 1.

17 Sec. 208. (1) Beginning October 1, 1999, a hiring freeze is imposed
18 on the state classified civil service. State departments and agencies
19 are prohibited from hiring any new full-time state classified civil
20 service employees and prohibited from filling any vacant state
21 classified civil service positions. This hiring freeze does not apply
22 to internal transfers of classified employees from one position to
23 another within a department or to positions that are funded with 80% or
24 more federal or restricted funds.

25 (2) The state budget director shall grant exceptions to this hiring
26 freeze when the state budget director believes that the hiring freeze
27 will result in rendering a state department or agency being unable to
28 deliver basic services.

29 Sec. 209. A prisoner who wins money in a lottery shall pay from

1 those winnings the amount necessary to reimburse the state for the
2 accrued cost of incarcerating that prisoner.

3 Sec. 210. (1) In addition to the funds appropriated in part 1, there
4 is appropriated an amount not to exceed \$20,000,000.00 for federal
5 contingency funds. These funds are not available for expenditure until
6 they have been transferred to another line item in this bill pursuant
7 to section 393(2) of the management and budget act, 1984 PA 431, MCL
8 18.1393.

9 (2) In addition to the funds appropriated in part 1, there is
10 appropriated an amount not to exceed \$5,000,000.00 for state restricted
11 contingency funds. These funds are not available for expenditure until
12 they have been transferred to another line item in this bill pursuant
13 to section 393(2) of the management and budget act, 1984 PA 431, MCL
14 18.1393.

15 (3) In addition to the funds appropriated in part 1, there is
16 appropriated an amount not to exceed \$500,000.00 for local contingency
17 funds. These funds are not available for expenditure until they have
18 been transferred to another line item in this bill pursuant to section
19 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

20 (4) In addition to the funds appropriated in part 1, there is
21 appropriated an amount not to exceed \$500,000.00 for private
22 contingency funds. These funds are not available for expenditure until
23 they have been transferred to another line item in this bill pursuant
24 to section 393(2) of the management and budget act, 1984 PA 431, MCL
25 18.1393.

26 Sec. 211. (1) The department shall screen and assess each prisoner
27 for alcohol and other drug involvement to determine the need for
28 further treatment. The assessment process shall be designed to identify
29 the severity of alcohol and other drug addiction and determine the
30 treatment plan, if appropriate.

31

(2) Subject to the availability of funding resources, the department shall provide substance abuse treatment to prisoners with priority given to those prisoners who are most in need of treatment and who can best benefit from program intervention based on the screening and assessment provided under subsection (1).

Sec. 212. In expending residential substance abuse treatment services funds appropriated by this bill, the department shall ensure to the maximum extent possible that residential substance abuse treatment services are available statewide.

Sec. 213. The amount appropriated in section 105 for the MDOC in-prison pilot drug treatment program shall be used by the department to implement a minimum of 2 in-prison drug treatment programs, with at least 1 program being for male prisoners and 1 for female prisoners.

Sec. 214. The amount appropriated in section 105 for the MDOC technical violator pilot drug treatment program shall be used by the department to implement a pilot program aimed at reducing parolee and probationer prison admissions for substance abuse related technical violations or crimes.

EXECUTIVE

Sec. 301. The department shall submit 3-year and 5-year prison population projection updates by February 1, 2000 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director.

Sec. 302. (1) The department shall annually prepare and submit individual reports for the technical rule violator program, the community residential program, the electronic tether program, and the special alternative to incarceration program. The reports shall include the following:

(a) Monthly new participants.

(b) Monthly participant unsuccessful terminations, including

1 cause.

2 (c) Number of successful terminations.

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

4 (e) Average length of placement.

5 (f) Return to prison statistics.

6 (g) Description of program location(s), capacity, and staffing.

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

9 (i) Comparison with prior year statistics.

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

12 (2) Annual reports shall be prepared and submitted by April 1, 2000
13 to the corrections subcommittees of the house and senate appropriations
14 committees, the house and senate fiscal agencies, and the state budget
15 director.

16 **FIELD OPERATIONS**

17 Sec. 401. The department shall maintain sentencing recommendation
18 guidelines for all probation personnel who are responsible for making
19 sentencing recommendations for convicted felons. The purposes of the
20 guidelines are to establish consistency in the recommendations by
21 probation personnel to the judiciary for nonprison sanctions, provide
22 for logical and fair nonprison sanction recommendations that are
23 effective yet utilize the least restrictive and least expensive options
24 while assuring public safety, and ensure proportionality among
25 sentences and dispositional options. The state established guidelines
26 shall allow for the use of all sanctions and services available to the
27 offender population. For a sentence recommendation in a presentence
28 investigation report under section 14 of chapter XI of the code of
29 criminal procedure, 1927 PA 175, MCL 771.14, the guidelines shall
30 require probation staff to recommend a sentence other than prison for

1 felons where the maximum sentencing guideline score is 18 months or
2 less or recommend prison sentences only when required by law or when no
3 alternative community sentence will provide public protection, pursuant
4 to OP-BFS 71.01. Sentencing recommendation guidelines shall require
5 probation staff to review all alternatives to prison and recommend
6 nonprison sentences for all nonviolent offenders, excluding sentences
7 for which there is a mandatory prison sentence. If the probation staff
8 departs from these guidelines, reasons for the departure shall be
9 attached to the recommended prison sentence and included with the
10 presentence investigation report.

11 Sec. 402. (1) The \$525,400.00 appropriated in part 1 for the
12 community service work program shall be used for salaries and wages and
13 fringe benefit costs of community service coordinators employed by the
14 department to supervise offenders participating in work crew
15 assignments. Funds shall also be used to cover motor transport division
16 rates on state vehicles used to transport offenders to community
17 service work project sites.

18 (2) The community service work program shall provide adult offenders
19 with community service work of tangible benefit to a community while
20 fulfilling court-ordered community service work sanctions and other
21 postconviction obligations.

22 (3) As used in this section, "community service work" means work
23 performed by an offender in an unpaid position with a nonprofit or tax
24 supported or government agency for a specified number of hours of work
25 or service within a given time period.

26 **COMMUNITY PLACEMENT PROGRAMS**

27 Sec. 501. (1) All prisoners, probationers, and parolees involved
28 with the electronic tether program shall reimburse the department for
29 the equipment costs and telephone charges associated with their
30 participation in the program. The department may require community

1 service work reimbursement as a means of payment for those able-bodied
2 individuals unable to pay for the cost of the equipment.

3 (2) Program participant contributions and local community tether
4 program reimbursement for the electronic tether program appropriated in
5 section 108 are related to program expenditures and may be used to
6 offset expenditures for this purpose.

7 (3) Included in the appropriation in section 108 is adequate funding
8 to implement the community tether program to be administered by the
9 department. The community tether program is intended to provide
10 sentencing judges and county sheriffs in coordination with local
11 community corrections advisory boards access to the state's electronic
12 tether program to reduce prison admissions and improve local jail
13 utilization. The department shall determine the appropriate
14 distribution of the tether units throughout the state based upon
15 locally developed comprehensive corrections plans pursuant to the
16 community corrections act, 1988 PA 511, MCL 791.401 to 791.414. The
17 counties shall reimburse the department according to the following
18 reimbursement schedule:

19 (a) For the rate of \$5.30 per diem, the department will provide
20 counties with the tether equipment, replacement parts, administrative
21 oversight of the equipment's operation, notification of violators, and
22 periodic reports regarding county program participants. Counties are
23 responsible for tether equipment installation and service and
24 apprehension of program violators.

25 (b) For the rate of \$7.50 per diem, the department will provide
26 counties with the tether equipment, replacement parts, administrative
27 oversight of the equipment's operation, notification of program
28 violators, and periodic reports regarding county program participants.
29 In addition, the department will provide staff to install and service
30 the equipment. Counties are responsible for the coordination and

1 apprehension of program violators.

2 (4) Any county with tether charges outstanding over 60 days shall be
3 considered in violation of the community tether program agreement and
4 lose access to the program.

5 Sec. 502. Community-placement prisoners and parolees shall reimburse
6 the department for the operational costs of the program. As an
7 alternative method of payment, the department may develop a community
8 service work schedule for those individuals unable to meet
9 reimbursement requirements established by the department.

10 **SPECIAL ALTERNATIVE INCARCERATION PROGRAM**

11 Sec. 601. The department shall establish a uniform rate to be paid
12 by agencies that benefit from public work services provided by special
13 alternative incarceration participants and prisoners.

14 **OFFICE OF COMMUNITY CORRECTIONS**

15 Sec. 701. The office of community corrections shall provide and
16 coordinate the delivery and implementation of services in communities
17 to facilitate successful offender reintegration into the community.
18 Programs and services to be offered shall include, but are not limited
19 to, technical assistance for comprehensive corrections plan
20 development, new program start-up funding, program funding for those
21 programs delivering services for eligible offenders in geographic areas
22 identified by the office of community corrections as having a shortage
23 of available services, technical assistance, referral services for
24 education, employment services, and substance abuse and family
25 counseling. As used in this bill:

26 (a) "Alternative to incarceration in a state facility or jail" means
27 a program that involves offenders who receive a sentencing disposition
28 which appears to be in place of incarceration in a state correctional
29 facility or jail based on historical local sentencing patterns or which
30 amounts to a reduction in the length of sentence in a jail.

31 (b) "Goal" means the intended or projected result of a comprehensive
32 corrections plan or community corrections program to reduce prison

1 commitment rates, to reduce the length of stay in a jail, or to improve
2 the utilization of a jail.

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

6 (d) "Offender eligibility criteria" means particular criminal
7 violations, state felony sentencing guidelines descriptors, and
8 offender characteristics developed by advisory boards and approved by
9 local units of government that identify the offenders suitable for
10 community corrections programs funded through the office of community
11 corrections.

12 (e) "Offender target population" means felons or misdemeanants who
13 would likely be sentenced to imprisonment in a state correctional
14 facility or jail, who would not increase the risk to the public safety,
15 who have not demonstrated a pattern of violent behavior, and who do not
16 have criminal records that indicate a pattern of violent offenses.

17 (f) "Offender who would likely be sentenced to imprisonment" means
18 either of the following:

19 (i) A felon or misdemeanor who receives a sentencing disposition
20 that appears to be in place of incarceration in a state correctional
21 facility or jail, according to historical local sentencing patterns.

22 (ii) A currently incarcerated felon or misdemeanor who is granted
23 early release from incarceration to a community corrections program or
24 who is granted early release from incarceration as a result of a
25 community corrections program.

26 Sec. 702. (1) The funds included in section 110 for community

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

11 (a) Reduce admissions to prison of nonviolent offenders who would
12 have otherwise received an active sentence, including probation
13 violators.

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

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

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

20 (e) Reduce the admission or readmission to prison of offenders,
21 including probation violators and parole violators, for substance abuse
22 violations.

23 (2) The award of community corrections comprehensive plans funds
24 must be based on criteria that shall include, but not be limited to,
25 the prison commitment rate by category of offenders, trends in prison
26 commitment rates and jail utilization, historical trends in community
27 corrections program capacity and program utilization, and the projected
28 impact and outcome of annual policies and procedures of

1 programs on prison commitment rates and jail utilization.

2 (3) Funds awarded for probation residential centers in section 110
3 shall provide for a per diem reimbursement of not more than \$40.00.

4 Sec. 703. (1) The comprehensive corrections plans shall also
5 include, where appropriate, descriptive information on the full range
6 of sanctions and services which are available and utilized within the
7 local jurisdiction and an explanation of how jail beds, probation
8 residential services, the special alternative incarceration program
9 (boot camp), probation detention centers, the electronic monitoring
10 program for probationers, and treatment and rehabilitative services
11 will be utilized to support the objectives and priorities of the
12 comprehensive corrections plan and the purposes and priorities of
13 section 8(4) of the community corrections act, 1988 PA 511, MCL
14 791.408. The plans shall also include, where appropriate, provisions
15 that detail how the local communities plan to respond to sentencing
16 guidelines pursuant to section 33 of chapter IX of the code of criminal
17 procedure, 1927 PA 175, MCL 769.33, the development and implementation
18 of probation sentencing recommendation guidelines pursuant to section
19 501 of this bill, and the use of the county jail reimbursement program
20 pursuant to section 808 of this bill. The state community corrections
21 board shall encourage local community corrections boards to include in
22 their comprehensive corrections plans strategies to collaborate with
23 local alcohol and drug treatment agencies of the department of
24 community health for the provision of alcohol and drug screening,
25 assessment, case management planning, and delivery of treatment to
26 alcohol- and drug- involved offenders, including but not limited to
27 probation and parole violators who are at risk of revocation.

28 Sec. 704. (1) As part of the March biannual report specified under
29 section 12(2) of the community corrections act, 1988 PA 511, MCL

1 791.412, which requires an analysis of the impact of that act on prison
2 admissions and jail utilization, the department shall submit to the
3 senate and house appropriations subcommittees on corrections, the
4 senate and house fiscal agencies, and the state budget director the
5 following information for each county and counties consolidated for
6 comprehensive corrections plans:

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

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

14 (c) Status of the community corrections information system and the
15 jail population information system.

16 (d) Data on probation residential centers, including participant
17 data, participant sentencing guideline scores, program expenditures,
18 average length of stay, and bed utilization data.

19 (e) Offender disposition data by sentencing guideline range, by
20 disposition type, number and percent statewide and by county, current
21 year, and comparisons to prior 3 years.

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

25 Sec. 705. (1) The department shall identify and coordinate
26 information regarding the availability of and the demand for community
27 corrections programs, jail-based community corrections programs, and
28 basic state required jail data.

29 (2) The department shall be responsible for the collection,
30 analysis, and reporting of state required jail data.

1 (3) As a prerequisite to participation in the programs and services
2 offered through the department, counties shall provide basic jail data
3 to the department.

4 Sec. 706. From the funds appropriated in section 110 for community
5 corrections comprehensive plans and services and probation residential
6 services, no funds shall be awarded to local jurisdictions that have
7 not had their community corrections comprehensive plans, budget
8 requests, and substantial modifications approved by the local community
9 corrections advisory board and the local governing authority,
10 officially reviewed by the state community corrections board, and
11 approved by the director of the department.

12 Sec. 707. (1) From the funds appropriated in section 110 for
13 probation residential centers, funds are allocated for the operation of
14 a probation detention program in a county that has adopted a charter
15 pursuant to 1966 PA 293, MCL 45.501 to 45.521. The probation detention
16 program shall have a capacity of 100 beds. The department shall provide
17 the program administrator monthly with 90-day projections of the
18 numbers of beds expected to be needed for probationers and parolees in
19 phase II residential placement under section 4(2) of the special
20 alternative incarceration act, 1988 PA 287, MCL 798.14, and the program
21 administrator shall make beds available as necessary to house
22 probationers and parolees entering Phase II residential placement.

23 (2) Payments under this section for operation of the probation
24 detention program shall be made at the same rates applicable to
25 disbursement of other funds awarded under the probation residential
26 centers line item, not to exceed a total expenditure of \$1,442,200.00.

27 (3) The purpose of the probation detention program is to reduce the
28 admission to prison of probation violators by providing a community
29 punishment program within a secure environment with 24-hour

1 supervision and programming with an emphasis on structured daily
2 activities. Programming shall include, but need not be limited to, the
3 following components that may be provided directly or by referral:

4 (a) Orientation and assessment.

5 (b) Substance abuse counseling.

6 (c) Life skills counseling.

7 (d) Education.

8 (e) Employment preparation.

9 (f) Vocational training.

10 (g) Employment.

11 (h) Community service.

12 (i) Physical training.

13 (j) Cognitive skill training.

14 (4) The probation detention program shall reduce the admission to
15 prison of probation violators directly or indirectly by providing a
16 program for direct sentencing of felony probation violators who likely
17 would be prison-bound based on historical local sentencing practices or
18 by removing probation violators from jail with a resulting increase in
19 the number of jail beds available and used for felons who otherwise
20 would be likely to be sentenced to prison based on historical local
21 sentencing practices.

22 (5) The operation of the probation detention program shall be
23 included in an approved community corrections comprehensive plan for
24 the county described in subsection (1) pursuant to the community
25 corrections act, 1988 PA 511, MCL 791.401 to 791.414, and shall be
26 consistent with sections 701, 702, 703, and 706 of this bill.

27 (6) The comprehensive plan shall specify the programs, eligibility
28 criteria, referral, and enrollment process, the assessment and
29 client-specific planning case management process, a program design that
30 includes a variable length of stay based on assessed need, and

1 the evaluation methodology to show the impact of the program on prison
2 admissions and recidivism.

3 (7) The length of stay for a probationer or parolee in phase II
4 residential placement shall be at the department's discretion based on
5 the offender assessment and client-specific planning case management
6 process and the offender's progress at meeting the case management
7 objectives, but shall not exceed 120 days.

8 (8) The department shall require the program administrator to report
9 on the program pursuant to section 704 of this bill. The reports shall
10 also be submitted to the state budget director, the senate and house
11 fiscal agencies, and the senate and house appropriations subcommittees
12 on corrections. The department shall require the program administrator
13 to report by March 1, 2000 to the department, the state budget
14 director, the senate and house fiscal agencies, and the senate and
15 house appropriations subcommittees on corrections concerning the
16 program's impact on prison admissions and recidivism including, but not
17 limited to, the numbers of offenders released from the probation
18 detention program who are arrested for a felony offense within 1 year
19 of their termination from the program.

20 **CONSENT DECREES**

21 Sec. 801. Funding appropriated in section 111 for consent decree
22 line items is appropriated into separate control accounts created for
23 each line item. Funding in each control account shall be distributed as
24 necessary into separate accounts created for the purpose of separately
25 identifying costs and expenditures associated with each consent decree.

26 **HEALTH CARE**

27 Sec. 901. The department shall not expend funds appropriated under
28 this bill for any surgery, procedure, or treatment to provide or
29 maintain a prisoner's sex change unless it is determined medically
30 necessary by a physician.

31 Sec. 902. The department may require prisoners to pay a co-payment
32 of not less than \$3.00 for nonemergency medical care.

1 **INSTITUTIONAL OPERATIONS**

2 Sec. 1001. The maximum reimbursement to colleges participating in
3 the prisoner rehabilitation and education program (PREP) shall be
4 limited to \$4.00 per student contact hour not to exceed 19.5 contact
5 hours per semester credit hour.

6 Sec. 1002. (1) No appropriations in this bill shall be used to pay
7 any costs associated with college or university programming for prison
8 inmates, unless such payments are required by existing court orders or
9 consent decrees.

10 (2) If the department is successful in modifying the Hadix v Johnson
11 consent decree to eliminate required college and university
12 programming, all funding for the prisoner rehabilitation and education
13 program shall be transferred to vocational/education line items in the
14 budget to eliminate waiting lists for general education development,
15 adult basic education, and vocational education programming. Transfers
16 for this purpose shall be made through the legislative transfer process
17 pursuant to section 393(2) of the management and budget act, 1984 PA
18 431, MCL 18.1393.

19 Sec. 1003. If funds appropriated under part 1 for the prisoner
20 rehabilitation and education program are expended to pay for higher
21 education expenses of a prisoner, the prisoner, as a condition of
22 receiving those funds, shall contractually agree with the department to
23 repay those funds. This requirement will not be implemented if a
24 federal judge determines that implementation would violate a federal
25 consent decree or court order.

26 Sec. 1004. As a condition of expenditure of the funds appropriated
27 in part 1, the department shall ensure that smoking areas

1 are designated for use by prisoners and staff at each facility. At a
2 minimum, all outdoor areas within each facility's perimeter shall be
3 designated for smoking, except that smoking may be forbidden within 20
4 feet of any building designated as nonsmoking or smoke-free.

5 Sec. 1005. From the funds appropriated in part 1, the department
6 shall allocate sufficient funds to develop a pilot children's
7 visitation program. The pilot program shall teach parenting skills and
8 arrange for day visitation at these facilities for parents and their
9 children.

10 Sec. 1006. It is the intent of the legislature that possession and
11 use of personal property by prisoners be considered a privilege and not
12 a right.

13 Sec. 1007. As a condition of expenditure of funds appropriated in
14 part 1, the department shall prohibit prisoners from using
15 interdepartmental mail except to correspond with the department.

16 Sec. 1008. Funds appropriated under part 1 shall not be expended to
17 provide prisoners with access to or use of the Internet or any similar
18 system.

19 Sec. 1009. Any department employee who, in the course of his or her
20 job, is determined by a physician to have had a potential exposure to
21 the hepatitis B virus, shall receive a hepatitis B vaccination upon
22 request.

23 **INMATE HOUSING FUND**

24 Sec. 1101. The inmate housing fund shall be used for the custody,
25 treatment, clinical, and administrative costs associated with the
26 housing of prisoners other than those specifically budgeted for
27 elsewhere in this bill. Funding in the inmate housing fund is
28 appropriated into a separate control account. Funding in the control
29 account shall be distributed as necessary into separate accounts
created to separately identify costs for specific purposes.