

SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4437

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2010; 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.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

House Bill No. 4437 as amended June 24, 2009

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of corrections for the fiscal year ending September 30, 2010, from the funds indicated in this part. The following is a summary of the appropriations in this part:

**DEPARTMENT OF CORRECTIONS**

APPROPRIATION SUMMARY

Average population ..... 45,433

Full-time equated unclassified positions..... 21.0

Full-time equated classified positions..... 15,734.1

GROSS APPROPRIATION..... \$<<1,930,394,900>>

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers ..... 891,900

ADJUSTED GROSS APPROPRIATION..... \$<<1,929,503,000>>

Federal revenues:

Total federal revenues..... 7,746,100

Special revenue funds:

Total local revenues..... 432,700

Total private revenues..... 0

Total other state restricted revenues..... 50,924,600

State general fund/general purpose..... \$<<1,870,399,600>>

**Sec. 102. EXECUTIVE**

Full-time equated unclassified positions..... 21.0

Full-time equated classified positions..... 12.0

1	Director.....	\$	145,000
2	Office of public affairs manager.....		85,000
3	Officer of offender re-entry administrator.....		79,000
4	Legislative liaison.....		70,000
5	Community liaison.....		60,000
6	Parole board chair.....		97,900
7	Parole board members.....		823,100
8	Executive direction--12.0 FTE positions.....		<u>1,891,400</u>
9	GROSS APPROPRIATION.....	\$	3,251,400
10	Appropriated from:		
11	State general fund/general purpose.....	\$	3,251,400
12	<b>Sec. 103. PLANNING AND COMMUNITY SUPPORT</b>		
13	Full-time equated classified positions.....		73.0
14	Planning, community development and research--59.0		
15	FTE positions .....	\$	5,733,600
16	Mental health awareness training.....		100,000
17	Prisoner reintegration programs.....		42,217,100
18	Substance abuse testing and treatment services--14.0		
19	FTE positions .....		19,191,500
20	Jail-based probation violator sanction program.....		6,000,000
21	Residential services.....		20,850,100
22	Community corrections comprehensive plans and services		14,716,300
23	Public education and training.....		50,000
24	Regional jail program.....		100
25	Felony drunk driver jail reduction and community		
26	treatment program .....		2,007,200
27	County jail reimbursement program.....		<u>22,672,100</u>

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1	GROSS APPROPRIATION.....	\$	133,538,000
2	Appropriated from:		
3	Federal revenues:		
4	DOJ-OJP, RSAT.....		143,500
5	DOJ, prisoner reintegration.....		1,035,000
6	Special revenue funds:		
7	Civil infraction fees.....		7,514,400
8	State general fund/general purpose.....	\$	124,845,100
9	<b>Sec. 104. OPERATIONS SUPPORT ADMINISTRATION</b>		
10	Full-time equated classified positions.....	142.9	
11	Operations support administration--50.0 FTE positions	\$	4,517,800
12	New custody staff training.....		250,500
13	Compensatory buyout and union leave bank.....		100
14	Workers' compensation.....		14,330,800
15	Bureau of fiscal management--59.9 FTE positions.....		6,065,200
16	Office of legal services--23.0 FTE positions.....		2,432,200
17	Internal affairs--10.0 FTE positions.....		978,800
18	Rent.....		2,095,200
19	Equipment and special maintenance.....		2,425,500
20	Administrative hearings officers.....		3,549,600
21	Judicial data warehouse user fees.....		50,000
22	Interdepartmental grant to department of state police		<<4,500,000>>
23	Sheriffs' coordinating and training office.....		500,000
24	Prosecutorial and detainer expenses.....		<u>4,051,000</u>
25	GROSS APPROPRIATION.....	\$	<<45,746,700>>
26	Appropriated from:		
27	Interdepartmental grant revenues:		

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1	IDG-MDSP, Michigan justice training fund.....	298,400
2	Special revenue funds:	
3	Local corrections officer training fund.....	500,000
4	Correctional industries revolving fund.....	110,400
5	State general fund/general purpose.....	\$ <<44,837,900>>
6	<b>Sec. 105. FIELD OPERATIONS ADMINISTRATION</b>	
7	Full-time equated classified positions.....	2,174.9
8	Field operations--1,992.6 FTE positions.....	\$ 171,759,200
9	Parole board operations--63.0 FTE positions.....	5,011,000
10	Parole/probation services.....	2,243,500
11	Intensive probation pilot program.....	980,000
12	Community re-entry centers--58.3 FTE positions.....	15,628,000
13	Electronic alcohol monitoring.....	2,412,100
14	Electronic monitoring center--61.0 FTE positions.....	<u>11,306,300</u>
15	GROSS APPROPRIATION.....	\$ 209,340,100
16	Appropriated from:	
17	Special revenue funds:	
18	Local - community tether program reimbursement.....	432,700
19	Re-entry center offender reimbursements.....	136,800
20	Parole and probation oversight fees.....	8,300,000
21	Parole and probation oversight fees set-aside.....	2,643,500
22	Public works user fees.....	249,400
23	Tether program, participant contributions.....	3,033,800
24	State general fund/general purpose.....	\$ 194,543,900
25	<b>Sec. 106. CORRECTIONAL FACILITIES ADMINISTRATION</b>	
26	Average population .....	210
27	Full-time equated classified positions.....	1,684.6

1	Correctional facilities administration--28.0 FTE	
2	positions .....	\$ 5,513,700
3	Prison food service--423.0 FTE positions .....	72,611,800
4	Transportation--215.6 FTE positions .....	23,351,600
5	Central records--53.5 FTE positions .....	4,320,100
6	DOJ, psychiatric plan - MDCH mental health services ..	45,489,700
7	DOJ, psychiatric plan - MDOC staff and	
8	services--149.7 FTE positions .....	14,622,500
9	Inmate legal services .....	1,004,900
10	Loans to parolees .....	179,400
11	Housing inmates in federal institutions .....	793,900
12	Prison store operations--256.0 FTE positions .....	4,800,000
13	Prison industries operations--219.0 FTE positions ....	20,358,300
14	Education services and federal education	
15	grants--10.0 FTE positions .....	3,420,500
16	Federal school lunch program .....	712,800
17	Leased beds and alternatives to leased beds .....	100
18	Inmate housing fund--26.3 FTE positions .....	4,255,700
19	Average population .....	210
20	MPRI education program--303.5 FTE positions .....	<u>32,467,400</u>
21	GROSS APPROPRIATION .....	\$ 233,902,400
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	IDG-MDCH, forensic center food service .....	593,500
25	Federal revenues:	
26	DAG-FNS, national school lunch .....	712,800
27	DED-OESE, title I .....	522,900

1	DED-OSERS.....	108,000
2	DED-OVAE, adult education.....	893,000
3	DED, vocational education equipment.....	277,400
4	DED, youthful offender/Specter grant.....	1,292,100
5	DOJ-BOP, federal prisoner reimbursement.....	211,000
6	DOJ-OJP, serious and violent offender reintegration	
7	initiative .....	10,300
8	DOJ, prison rape elimination act grant.....	1,004,300
9	SSA-SSI, incentive payment.....	126,600
10	Special revenue funds:	
11	Correctional industries revolving fund.....	20,358,300
12	Resident stores.....	4,800,000
13	State general fund/general purpose.....	\$ 202,992,200
14	<b>Sec. 107. HEALTH CARE</b>	
15	Full-time equated classified positions.....	1,170.0
16	Health care administration--13.0 FTE positions.....	\$ 1,928,200
17	Prisoner health care services.....	95,881,400
18	Vaccination program.....	691,200
19	Northern region clinical complexes--249.8 FTE	
20	positions .....	29,481,200
21	Southeastern region clinical complexes--602.9 FTE	
22	positions .....	93,540,500
23	Southwestern region clinical complexes--304.3 FTE	
24	positions .....	<u>38,004,700</u>
25	GROSS APPROPRIATION.....	\$ 259,527,200
26	Appropriated from:	
27	Special revenue funds:	

1	Prisoner health care copayments.....	336,300
2	State general fund/general purpose.....	\$ 259,190,900
3	<b>Sec. 108. NORTHERN REGION CORRECTIONAL FACILITIES</b>	
4	Average population .....	12,917
5	Full-time equated classified positions.....	3,107.4
6	Alger maximum correctional facility -	
7	Munising--263.0 FTE positions.....	\$ 26,467,900
8	Average population .....	889
9	Baraga maximum correctional facility - Baraga--327.1	
10	FTE positions .....	30,638,000
11	Average population .....	884
12	Chippewa correctional facility - Kincheloe--475.3	
13	FTE positions .....	46,481,700
14	Average population .....	2,282
15	Kinross correctional facility - Kincheloe--345.3 FTE	
16	positions .....	33,576,400
17	Average population .....	1,799
18	Marquette branch prison - Marquette--345.1 FTE	
19	positions .....	36,633,400
20	Average population .....	1,201
21	Newberry correctional facility - Newberry--271.9 FTE	
22	positions .....	25,682,000
23	Average population .....	978
24	Oaks correctional facility - Eastlake--304.0 FTE	
25	positions .....	32,854,300
26	Average population .....	1,156
27	Ojibway correctional facility - Marenisco--205.9 FTE	



1	positions .....	18,592,300
2	Average population ..... 1,090	
3	Pugsley correctional facility - Kingsley--213.0 FTE	
4	positions .....	19,338,900
5	Average population ..... 1,158	
6	Saginaw correctional facility - Freeland--308.8 FTE	
7	positions .....	30,080,200
8	Average population ..... 1,480	
9	Northern region administration and support--48.0 FTE	
10	positions .....	<u>2,835,400</u>
11	GROSS APPROPRIATION.....	\$ 303,180,500
12	Appropriated from:	
13	Special revenue funds:	
14	Public works user fees.....	512,900
15	State general fund/general purpose.....	\$ 302,667,600
16	<b>Sec. 109. SOUTHEASTERN REGION CORRECTIONAL FACILITIES</b>	
17	Average population ..... 16,193	
18	Full-time equated classified positions..... 3,955.0	
19	Cooper Street correctional facility - Jackson--274.9	
20	FTE positions .....	\$ 27,199,200
21	Average population ..... 1,752	
22	G. Robert Cotton correctional facility -	
23	Jackson--404.5 FTE positions .....	37,459,800
24	Average population ..... 1,854	
25	Charles E. Egeler correctional facility -	
26	Jackson--355.3 FTE positions .....	38,098,400
27	Average population ..... 1,376	

1	Gus Harrison correctional facility - Adrian--446.7	
2	FTE positions .....	43,600,700
3	Average population .....	2,342
4	Huron Valley correctional complex - Ypsilanti--644.6	
5	FTE positions .....	65,760,500
6	Average population .....	1,872
7	Macomb correctional facility - New Haven--279.6 FTE	
8	positions .....	26,366,500
9	Average population .....	1,228
10	Maxey/Woodland Center correctional facility -	
11	Whitmore Lake--186.3 FTE positions.....	15,574,300
12	Average population .....	328
13	Mound correctional facility - Detroit--286.5 FTE	
14	positions .....	25,295,600
15	Average population .....	1,051
16	Parnall correctional facility - Jackson--259.8 FTE	
17	positions .....	25,042,100
18	Average population .....	1,712
19	Ryan correctional facility - Detroit--300.8 FTE	
20	positions .....	28,530,500
21	Average population .....	1,059
22	Thumb correctional facility - Lapeer--283.0 FTE	
23	positions .....	28,140,600
24	Average population .....	1,219
25	Special alternative incarceration program - Cassidy	
26	Lake--119.0 FTE positions .....	10,556,200
27	Average population .....	400

1	Southeastern region administration and	
2	support--114.0 FTE positions .....	<u>20,433,300</u>
3	GROSS APPROPRIATION.....	\$ 392,057,700
4	Appropriated from:	
5	Federal revenues:	
6	DOJ, state criminal alien assistance program.....	1,409,200
7	Special revenue funds:	
8	Public works user fees.....	1,295,900
9	State general fund/general purpose.....	\$ 389,352,600
10	<b>Sec. 110. SOUTHWESTERN REGION CORRECTIONAL FACILITIES</b>	
11	Average population .....	16,113
12	Full-time equated classified positions.....	3,414.3
13	Bellamy Creek correctional facility - Ionia--397.4	
14	FTE positions .....	\$ 35,323,800
15	Average population .....	1,850
16	Earnest C. Brooks correctional facility -	
17	Muskegon--448.2 FTE positions.....	43,525,500
18	Average population .....	2,440
19	Carson City correctional facility - Carson	
20	City--452.8 FTE positions .....	44,508,100
21	Average population .....	2,440
22	Richard A. Handlon correctional facility -	
23	Ionia--236.4 FTE positions .....	22,211,300
24	Average population .....	1,320
25	Ionia maximum correctional facility - Ionia--305.7	
26	FTE positions .....	29,075,900
27	Average population .....	707

1	Lakeland correctional facility - Coldwater--466.8	
2	FTE positions .....	44,130,700
3	Average population .....	2,392
4	Michigan reformatory - Ionia--309.1 FTE positions ....	24,947,700
5	Average population .....	1,338
6	Pine River correctional facility - St. Louis--206.7	
7	FTE positions .....	19,528,900
8	Average population .....	1,200
9	St. Louis correctional facility - St. Louis--517.2	
10	FTE positions .....	48,732,900
11	Average population .....	2,426
12	Southwestern region administration and support--74.0	
13	FTE positions .....	<u>15,284,100</u>
14	GROSS APPROPRIATION.....	\$ 327,268,900
15	Appropriated from:	
16	Special revenue funds:	
17	Public works user fees.....	371,700
18	State general fund/general purpose.....	\$ 326,897,200
19	<b>Sec. 111. INFORMATION TECHNOLOGY</b>	
20	Information technology services and projects .....	\$ <u>22,582,000</u>
21	GROSS APPROPRIATION.....	\$ 22,582,000
22	Appropriated from:	
23	Special revenue funds:	
24	Correctional industries revolving fund.....	154,900
25	Parole and probation oversight fees set-aside .....	606,300
26	State general fund/general purpose .....	\$ 21,820,800

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PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2009-2010 is <<\$1,921,324,200.00>> and state spending from state resources to be paid to local units of government for fiscal year 2009-2010 is \$93,287,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF CORRECTIONS

Field operations - assumption of county probation		
staff .....	\$	48,783,900
Public service work projects .....		4,859,800
Community corrections comprehensive plans and services		14,716,300
Community corrections residential services .....		20,850,100
Community corrections public education and training ..		50,000
Felony drunk driver jail reduction and community		
treatment program .....		2,007,200
Community reentry centers .....		2,019,600
Regional jail program .....		<u>100</u>
TOTAL .....	\$	93,287,000

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

Sec. 203. As used in this act:

1 (a) "DAG" means the United States department of agriculture.

2 (b) "DAG-FNS" means the DAG food and nutrition service.

3 (c) "DED" means the United States department of education.

4 (d) "DED-OESE" means the DED office of elementary and  
5 secondary education.

6 (e) "DED-OSERS" means the DED office of special education and  
7 rehabilitative services.

8 (f) "DED-OVAE" means the DED office of vocational and adult  
9 education.

10 (g) "Department" or "MDOC" means the Michigan department of  
11 corrections.

12 (h) "DOJ" means the United States department of justice.

13 (i) "DOJ-BOP" means the DOJ bureau of prisons.

14 (j) "DOJ-OJP" means the DOJ office of justice programs.

15 (k) "FTE" means full-time equated.

16 (l) "GED" means general educational development certificate.

17 (m) "GPS" means global positioning system.

18 (n) "HIV" means human immunodeficiency virus.

19 (o) "IDG" means interdepartmental grant.

20 (p) "IDT" means intradepartmental transfer.

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

22 (r) "Medicaid benefit" means a benefit paid or payable under a  
23 program for medical assistance under the social welfare act, 1939  
24 PA 280, MCL 400.1 to 400.119b.

25 (s) "MDSP" means the Michigan department of state police.

26 (t) "MPRI" means the Michigan prisoner reentry initiative.

27 (u) "OCC" means the office of community corrections.

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

2 (w) "SSA" means the United States social security  
3 administration.

4 (x) "SSA-SSI" means SSA supplemental security income.

5 Sec. 204. The civil service commission shall bill departments  
6 and agencies at the end of the first fiscal quarter for the 1%  
7 charge authorized by section 5 of article XI of the state  
8 constitution of 1963. Payments shall be made for the total amount  
9 of the billing by the end of the second fiscal quarter.

10 Sec. 205. (1) A hiring freeze is imposed on the state  
11 classified civil service. State departments and agencies are  
12 prohibited from hiring any new full-time state classified civil  
13 service employees and prohibited from filling any vacant state  
14 classified civil service positions. This hiring freeze does not  
15 apply to internal transfers of classified employees from 1 position  
16 to another within a department.

17 (2) The state budget director may grant exceptions to the  
18 hiring freeze when the state budget director believes that this  
19 hiring freeze will result in rendering a state department or agency  
20 unable to deliver basic services, cause loss of revenue to the  
21 state, result in the inability of the state to receive federal  
22 funds, or necessitate additional expenditures that exceed any  
23 savings from maintaining a vacancy. The state budget director shall  
24 report quarterly to the chairpersons of the senate and house  
25 standing committees on appropriations the number of exceptions to  
26 the hiring freeze approved during the previous quarter and the  
27 reasons to justify the exception.

1       Sec. 206. The department shall not take disciplinary action  
2 against an employee for communicating with a member of the  
3 legislature or his or her staff.

4       Sec. 208. The department shall use the Internet to fulfill the  
5 reporting requirements of this act. This requirement may include  
6 transmission of reports via electronic mail to the recipients  
7 identified for each reporting requirement or it may include  
8 placement of reports on an Internet or Intranet site. There shall  
9 be at least 1 separate and distinct electronic file for each  
10 section that includes a reporting requirement.

11       Sec. 209. Funds appropriated in part 1 shall not be used for  
12 the purchase of foreign goods or services, or both, if comparable  
13 quality American goods or services, or both, that do not cost more  
14 than 5% greater than foreign goods or services are available.  
15 Preference shall be given to produce, goods or services, or both,  
16 grown, processed, manufactured, or provided by Michigan businesses  
17 if they are of comparable quality and do not cost more than 5%  
18 greater than non-Michigan manufactured or provided goods or  
19 services. In addition, preference shall be given to goods or  
20 services, or both, that are manufactured or provided by Michigan  
21 businesses owned and operated by veterans, if they are  
22 competitively priced and of comparable quality.

23       Sec. 210. (1) Individuals seeking employment with the  
24 department shall submit to a controlled substance test administered  
25 by the department under civil service rules and regulations and  
26 applicable collective bargaining agreements.

27       (2) The department shall deny employment to individuals



1 seeking employment with the department who violate subsection (1)  
2 or who submit to testing under subsection (1) but test positive for  
3 the illicit use of a controlled substance.

4       Sec. 211. (1) The department may charge fees and collect  
5 revenues in excess of appropriations in part 1 not to exceed the  
6 cost of offender services and programming, employee meals, parolee  
7 loans, academic/vocational services, custody escorts, compassionate  
8 visits, and union steward activities. The revenues and fees  
9 collected are appropriated for all expenses associated with these  
10 services and activities.

11       (2) If a parolee or probationer has been ordered to pay  
12 restitution, the department shall ensure that payment is a  
13 condition of his or her community supervision. Restitution  
14 payments shall be made as provided in section 22 of chapter XV of  
15 the code of criminal procedure, 1927 PA 175, MCL 775.22. The  
16 department shall collect not more than 50% of all money collected  
17 from parolees and probationers for payments other than victim  
18 payments, as that term is defined in section 22 of chapter XV of  
19 the code of criminal procedure, 1927 PA 175, MCL 775.22.

20       Sec. 213. By February 15, 2010, the department shall provide  
21 the members of the senate and house appropriations subcommittees on  
22 corrections, the senate and house fiscal agencies, and the state  
23 budget director with a report detailing non-general fund/general  
24 purpose sources of revenue, including, but not limited to, federal  
25 revenues, state restricted revenues, local and private revenues,  
26 offender reimbursements and other payments, revolving funds, and 1-  
27 time sources of revenue, whether or not those revenues were

1 appropriated. The report shall include statements detailing for  
2 each account the total amount of revenue received during fiscal  
3 year 2008-2009, the amount by which the revenue exceeded any  
4 applicable appropriated fund source, the amount spent during fiscal  
5 year 2008-2009, the account balance at the close of fiscal year  
6 2008-2009, and the projected revenues and expenditures for fiscal  
7 year 2009-2010.

8       Sec. 214. From the funds appropriated in part 1 for  
9 information technology, the department shall pay user fees to the  
10 department of information technology for technology-related  
11 services and projects. These user fees shall be subject to  
12 provisions of an interagency agreement between the department and  
13 the department of information technology.

14       Sec. 216. (1) Out-of-state travel for the fiscal year ending  
15 September 30, 2010 shall be limited to situations in which 1 or  
16 more of the following conditions apply:

17       (a) The travel is required by legal mandate or court order or  
18 for law enforcement purposes.

19       (b) The travel is necessary to protect the health or safety of  
20 Michigan citizens or visitors.

21       (c) The travel is necessary to produce budgetary savings or to  
22 increase state revenues, or both, including protecting existing  
23 federal funds or securing additional federal funds.

24       (d) The travel is necessary to comply with federal  
25 requirements.

26       (e) The travel is necessary to secure specialized training for  
27 staff that is not available within this state.

1 (f) The travel is financed entirely by federal or nonstate  
2 funds.

3 (2) Not later than January 1, 2010, each department shall  
4 prepare a travel report listing all travel by classified and  
5 unclassified employees outside this state in the immediately  
6 preceding fiscal year that was funded in whole or in part with  
7 funds appropriated in the department's budget. The report shall be  
8 submitted to the senate and house standing committees on  
9 appropriations, the senate and house fiscal agencies, and the state  
10 budget director. The report shall include the following  
11 information:

12 (a) The name of each person receiving reimbursement for travel  
13 outside this state or whose travel costs were paid by this state.

14 (b) The destination of each travel occurrence.

15 (c) The dates of each travel occurrence.

16 (d) A brief statement of the reason for each travel  
17 occurrence.

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

23 (f) A total of all out-of-state travel funded for the  
24 immediately preceding fiscal year.

25 (3) The department shall not approve the travel of more than 1  
26 departmental employee to a specific professional development  
27 conference or training seminar that is located outside of this

1 state unless a professional development conference or training  
2 seminar is funded by a federal or private funding source and  
3 requires more than 1 person from a department to attend, or the  
4 conference or training seminar includes multiple issues in which no  
5 employee from the department has expertise.

6 Sec. 218. It is the intent of the legislature that no  
7 expenditures for employee dry cleaning allowances be made or  
8 obligations to pay employee dry cleaning allowances be incurred for  
9 dry cleaning allowances in excess of the amounts authorized under  
10 collective bargaining contracts in effect from January 1, 2002 to  
11 December 31, 2004.

12 Sec. 221. (1) The department shall report no later than March  
13 1, 2010 on each specific policy change made to implement a public  
14 act affecting the department that took effect during the previous  
15 calendar year to the senate and house appropriations subcommittees  
16 on corrections, the joint committee on administrative rules, and  
17 the senate and house fiscal agencies.

18 (2) Funds appropriated in part 1 shall not be used to adopt a  
19 rule that will apply to a small business and that will have a  
20 disproportionate economic impact on small businesses because of the  
21 size of those businesses if the department fails to reduce the  
22 disproportionate economic impact of the rule on small businesses as  
23 provided under section 40 of the administrative procedures act of  
24 1969, 1969 PA 306, MCL 24.240.

25 (3) As used in this section:

26 (a) "Rule" means that term as defined under section 7 of the  
27 administrative procedures act of 1969, 1969 PA 306, MCL 24.207.

1 (b) "Small business" means that term as defined under section  
2 7a of the administrative procedures act of 1969, 1969 PA 306, MCL  
3 24.207a.

4 Sec. 222. Funds appropriated in part 1 shall not be used by a  
5 principal executive department, state agency, or authority to hire  
6 a person to provide legal services that are the responsibility of  
7 the attorney general. This prohibition does not apply to legal  
8 services for bonding activities and for those activities that the  
9 attorney general authorizes.

10 Sec. 223. (1) In addition to the funds appropriated in part 1,  
11 there is appropriated an amount not to exceed \$5,000,000.00 for  
12 federal contingency funds. These funds are not available for  
13 expenditure until they have been transferred to another line item  
14 in this act under section 393(2) of the management and budget act,  
15 1984 PA 431, MCL 18.1393.

16 (2) In addition to the funds appropriated in part 1, there is  
17 appropriated an amount not to exceed \$5,000,000.00 for state  
18 restricted contingency funds. These funds are not available for  
19 expenditure until they have been transferred to another line item  
20 in this act under section 393(2) of the management and budget act,  
21 1984 PA 431, MCL 18.1393.

22 (3) In addition to the funds appropriated in part 1, there is  
23 appropriated an amount not to exceed \$2,000,000.00 for local  
24 contingency funds. These funds are not available for expenditure  
25 until they have been transferred to another line item in this act  
26 under section 393(2) of the management and budget act, 1984 PA 431,  
27 MCL 18.1393.

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

7           Sec. 224. By March 1, 2010, the department shall provide a  
8 litigation report to the senate and house appropriations  
9 subcommittees on corrections, the senate and house fiscal agencies,  
10 and the state budget director. The report shall identify all  
11 lawsuits adjudicated through the trial court phase in which the  
12 department or an employee acting on behalf of the department was a  
13 defendant and in which trial court proceedings resulted in a  
14 decision of \$10,000.00 or more against the department and all  
15 pending lawsuits for which the department or an employee acting on  
16 behalf of the department is a defendant and for which there is  
17 potential for a decision of \$1,000,000.00 or more against the  
18 department.

19           Sec. 225. (1) The department shall make every effort to place  
20 employees displaced by any reductions in force within other  
21 positions in the department.

22           (2) It is the intent of the legislature that all employees  
23 displaced by any reductions in force who are not placed within  
24 other positions in the department be given priority in state  
25 programs for job retraining or education, such as the no worker  
26 left behind program.

27           Sec. 226. Not later than October 15, 2010, the department

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

8       Sec. 230. (1) From the funds appropriated in part 1, the  
9 department shall complete the study required by section 230 of 2008  
10 PA 245. The study shall cover at least 1 county jail in each of the  
11 department's 3 administrative regions within the state and at a  
12 minimum shall be based on a representative random sample of county  
13 jail inmates. To the extent that such information would not  
14 conflict with state law on confidentiality for inmates included in  
15 the study, at a minimum, the study shall be sufficient to provide  
16 all of the information required by subsection (2). In the process  
17 of study design, development, and implementation, the department  
18 shall assure involvement of and consultation from counties,  
19 sheriffs, prosecutors, victims, and consumer, family, advocacy,  
20 provider, and professional groups concerned with mental health and  
21 justice issues. The methodological basis for the study shall  
22 include all of the following:

23       (a) Diagnostic clinical interviews with all of the inmates in  
24 the study.

25       (b) Reviews of the criminal history and juvenile records of  
26 all of the inmates in the study.

27       (c) Reviews of the medical and mental health records of all of

1 the inmates in the study, as available.

2 (2) By March 1, 2010, the department shall report to the  
3 senate and house appropriations subcommittees on corrections, the  
4 senate and house appropriations subcommittees on community health,  
5 the senate and house fiscal agencies, and the state budget director  
6 on the results and findings of the study, including, at a minimum,  
7 information on all of the following, to the extent that the  
8 information does not conflict with state law on confidentiality for  
9 the inmates included in the study:

10 (a) Study methodology, including information on the sample  
11 size and counties sampled.

12 (b) The proportion of county jail inmates with a primary  
13 diagnosis of mental illness, the proportion of inmates with a  
14 primary diagnosis of addiction disorder, and the proportion of  
15 inmates with a dual diagnosis of mental illness and addiction  
16 disorder.

17 (c) For each category of inmates listed in subdivision (b),  
18 all of the following information:

19 (i) The proportion considered to currently require treatment  
20 and the percentage in need of treatment who are currently receiving  
21 it. Information on inmates currently receiving treatment shall  
22 identify whether the inmates are receiving inpatient, residential,  
23 or outpatient treatment. Treatment information on inmates with a  
24 dual diagnosis shall identify whether inmates are receiving mental  
25 health inpatient, mental health residential, mental health  
26 outpatient, substance abuse residential, or substance abuse  
27 outpatient treatment.



1           (ii) Data indicating how many inmates previously had been  
2 hospitalized in a state or private psychiatric hospital for persons  
3 with mental illness.

4           (iii) Data indicating whether and with what frequency inmates  
5 previously had been incarcerated in a jail or committed to the  
6 department of corrections.

7           (iv) Data indicating whether inmates previously had received  
8 services managed by a community mental health program or substance  
9 abuse coordinating agency.

10    **EXECUTIVE**

11           Sec. 301. (1) For 3 years after a felony offender is released  
12 from the department's jurisdiction, the department shall maintain  
13 the offender's file on the offender tracking information system and  
14 make it publicly accessible in the same manner as the file of the  
15 current offender. However, the department shall immediately remove  
16 the offender's file from the offender tracking information system  
17 upon determination that the offender was wrongfully convicted and  
18 the offender's file is not otherwise required to be maintained on  
19 the offender tracking information system.

20           (2) Information removed from the offender tracking information  
21 system due to the expiration of 3 years following release of an  
22 offender from the department's jurisdiction shall be retained by  
23 the department and maintained in a password-protected archive.  
24 Effective October 1, 2009, information in the archive shall be made  
25 available upon payment of a fee as determined by the department.  
26 Revenue collected under this section is appropriated for the costs

1 of the offender tracking information system, and any revenue  
2 collected in excess of the costs of maintaining the offender  
3 tracking information system is appropriated for information  
4 technology costs. The department shall report on March 1, 2010 to  
5 the senate and house appropriations subcommittees on corrections,  
6 the senate and house fiscal agencies, and the state budget director  
7 on the fees charged and revenue collected under this section.

8       Sec. 302. A report on the mental health study required under  
9 section 302 of 2007 PA 124, together with any recommendations  
10 contained in the study and response from the department, shall be  
11 provided to the members of the senate and house appropriations  
12 subcommittees on corrections and community health, the senate and  
13 house fiscal agencies, MDCH, and the state budget director no later  
14 than 30 days after the receipt of the completed study. The report  
15 shall include all of the information specified in section 302(2)(a)  
16 to (j) of 2007 PA 124. The report also shall include a plan by the  
17 department to implement those recommendations.

18       Sec. 303. It is the intent of the legislature that the  
19 quantity of database systems in use by the department be optimal  
20 for efficient data usage and communications. By March 1, 2010, the  
21 department shall report to the senate and house appropriations  
22 subcommittees on corrections, the senate and house fiscal agencies,  
23 and the state budget director on the status of the plan to  
24 implement secure, encrypted, Internet-based database systems that  
25 can electronically communicate with each other and with other law-  
26 enforcement-related databases by September 30, 2010.

27       Sec. 304. The director of the department shall maintain a

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1 staff savings initiative program to invite employees to submit  
2 suggestions for saving costs for the department. The department  
3 shall report semiannually to the senate and house appropriations  
4 subcommittees on corrections, the senate and house fiscal agencies,  
5 and the state budget director on the suggestions submitted under  
6 this section, the implementation plan for those suggestions with  
7 which the department agrees, and an explanation of any  
8 disagreements with suggestions.

9 Sec. 306. Of the funds appropriated in part 1, <<\$4,500,000.00>>  
10 is appropriated to provide an IDG to MDSP for the purpose of  
11 implementing the policy options provided to the state by the  
12 council of state governments in January 2009.

**PLANNING AND COMMUNITY SUPPORT**

13  
14 Sec. 401. The department shall submit 3-year and 5-year prison  
15 population projection updates by February 1, 2010 to the senate and  
16 house appropriations subcommittees on corrections, the senate and  
17 house fiscal agencies, and the state budget director. The report  
18 shall include explanations of the methodology and assumptions used  
19 in developing the projection updates.

20 Sec. 402. It is the intent of the legislature that the funds  
21 appropriated in part 1 for prisoner reintegration programs be  
22 expended for the purpose of reducing victimization by reducing  
23 repeat offending through the following prisoner reintegration  
24 programming:

25 (a) The provision of employment or employment services and job  
26 training.

1 (b) The provision of housing assistance.

2 (c) Referral to mental health services.

3 (d) Referral to substance abuse services.

4 (e) Referral to public health services.

5 (f) Referral to education.

6 (g) Referral to any other services necessary for successful  
7 reintegration.

8 Sec. 403. (1) In collaboration with a technical committee  
9 composed of representatives from the department, designees of the  
10 senate and house appropriations subcommittees on corrections, the  
11 senate and house fiscal agencies, and the justice center of the  
12 council of state governments, the department shall develop a  
13 performance-based dashboard tracking and reporting system that  
14 establishes key indicators of the success and failure of offenders.  
15 Indicators shall reflect the status of and trends in key program  
16 elements, behavior improvements on the part of offenders, and  
17 whether targeted goals are being met.

18 (2) By October 30, 2009, the department shall identify the  
19 dashboard indicators in a report to the senate and house  
20 appropriations subcommittees on corrections, the senate and house  
21 fiscal agencies, and the state budget director.

22 (3) By March 1, 2010, the department shall report dashboard  
23 data to the senate and house appropriations subcommittees on  
24 corrections, the senate and house fiscal agencies, and the state  
25 budget director.

26 Sec. 404. (1) The department shall screen and assess each  
27 prisoner for alcohol and other drug involvement to determine the

1 need for further treatment. The assessment process shall be  
2 designed to identify the severity of alcohol and other drug  
3 addiction and determine the treatment plan, if appropriate.

4 (2) The department shall provide substance abuse treatment to  
5 prisoners with priority given to those prisoners who are most in  
6 need of treatment and who can best benefit from program  
7 intervention based on the screening and assessment provided under  
8 subsection (1).

9 Sec. 405. (1) In expending residential substance abuse  
10 treatment services funds appropriated under this act, the  
11 department shall ensure to the maximum extent possible that  
12 residential substance abuse treatment services are available  
13 statewide.

14 (2) By March 1, 2010, the department shall report to the  
15 senate and house appropriations subcommittees on corrections, the  
16 senate and house fiscal agencies, and the state budget director on  
17 the allocation, distribution, and expenditure of all funds  
18 appropriated by the substance abuse testing and treatment line item  
19 during fiscal year 2008-2009 and projected for fiscal year 2009-  
20 2010. The report shall include, but not be limited to, an  
21 explanation of an anticipated year-end balance, the number of  
22 participants in substance abuse programs, and the number of  
23 offenders on waiting lists for residential substance abuse  
24 programs. Information required under this subsection shall, where  
25 possible, be separated by MDOC administrative region and by  
26 offender type, including, but not limited to, a distinction between  
27 prisoners, parolees, and probationers.

1           (3) By March 1, 2010, the department shall report to the  
2 senate and house appropriations subcommittees on corrections, the  
3 senate and house fiscal agencies, and the state budget director on  
4 substance abuse testing and treatment program objectives, outcome  
5 measures, and results, including program impact on offender  
6 behavior and success as defined in section 409.

7           Sec. 405a. It is the intent of the legislature that the  
8 department work cooperatively with MDCH and substance abuse  
9 coordinating agencies in referring offenders as appropriate to  
10 intensive substance abuse services, including residential services.

11           Sec. 407. By June 30, 2010, the department shall place the  
12 2009 statistical report on an Internet site. The statistical report  
13 shall include, but not be limited to, the information as provided  
14 in the 2004 statistical report.

15           Sec. 408. The department shall measure the repeat offense  
16 rates of offenders using at least a 3-year period following their  
17 release from prison.

18           Sec. 409. The office of community corrections shall provide  
19 and coordinate the delivery and implementation of services in  
20 communities to facilitate successful offender reintegration into  
21 the community. Programs and services to be offered shall include,  
22 but are not limited to, technical assistance for comprehensive  
23 corrections plan development, new program start-up funding, program  
24 funding for those programs delivering services for eligible  
25 offenders in geographic areas identified by the office of community  
26 corrections as having a shortage of available services, technical  
27 assistance, referral services for education, employment services,

1 and substance abuse and family counseling. As used in this act:

2 (a) "Alternative to incarceration in a state facility or jail"  
3 means a program that involves offenders who receive a sentencing  
4 disposition that appears to be in place of incarceration in a state  
5 correctional facility or jail based on historical local sentencing  
6 patterns or that amounts to a reduction in the length of sentence  
7 in a jail.

8 (b) "Goal" means the intended or projected result of a  
9 comprehensive corrections plan or community corrections program to  
10 reduce repeat offending, criminogenic and high-risk behaviors,  
11 prison commitment rates, to reduce the length of stay in a jail, or  
12 to improve the utilization of a jail or increase the likelihood  
13 that an offender will lead a more productive life in the community.

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

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

24 (e) "Offender eligibility criteria" means particular criminal  
25 violations, state felony sentencing guidelines descriptors, and  
26 offender characteristics developed by advisory boards and approved  
27 by local units of government that identify the offenders suitable

1 for community corrections programs funded through the office of  
2 community corrections.

3 (f) "Offender target population" means felons or misdemeanants  
4 who would likely be sentenced to imprisonment in a state  
5 correctional facility or jail, who would not likely increase the  
6 risk to the public safety based on an objective risk and needs  
7 assessment that indicates a high probability that the offender can  
8 be safely treated and supervised in the community.

9 (g) "Offender who would likely be sentenced to imprisonment"  
10 means either of the following:

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

15 (ii) A currently incarcerated felon or misdemeanor who is  
16 granted early release from incarceration to a community corrections  
17 program or who is granted early release from incarceration as a  
18 result of a community corrections program.

19 (h) "Success" means that an offender has done all of the  
20 following:

21 (i) Reported to his or her assigned field agent as required.

22 (ii) Not tested positive for substance abuse.

23 (iii) Successfully completed all required substance abuse,  
24 mental health, sex offender, or other treatment, or is currently  
25 participating in substance abuse, mental health, sex offender, or  
26 other treatment as approved by the field agent.

27 (iv) Obtained employment or has investigated all bona fide



1 employment opportunities.

2 (v) Obtained permanent housing.

3 (vi) Obtained a state identification card.

4 (vii) Not engaged in any unlawful activity.

5 (viii) Not returned to prison.

6 (ix) Not been sentenced to a jail term.

7 Sec. 410. (1) The funds included in part 1 for community  
8 corrections comprehensive plans and services are to encourage the  
9 development through technical assistance grants, implementation,  
10 and operation of community corrections programs that enhance  
11 offender success and that also may serve as an alternative to  
12 incarceration in a state facility or jail. The comprehensive  
13 corrections plans shall include an explanation of how the public  
14 safety will be maintained, the goals for the local jurisdiction,  
15 offender target populations intended to be affected, offender  
16 eligibility criteria for purposes outlined in the plan, and how the  
17 plans will meet the following objectives, consistent with section  
18 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

19 (a) Reduce admissions to prison of offenders who would have  
20 otherwise received an active sentence, including probation  
21 violators.

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

27 (c) Open jail beds through the increase of pretrial release

1 options.

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

3 (e) Reduce the admission or readmission to prison of  
4 offenders, including probation violators and parole violators, for  
5 substance abuse violations.

6 (2) The award of community corrections comprehensive plans and  
7 residential services funds shall be based on criteria that include,  
8 but are not limited to, the prison commitment rate by category of  
9 offenders, trends in prison commitment rates and jail utilization,  
10 historical trends in community corrections program capacity and  
11 program utilization, and the projected impact and outcome of annual  
12 policies and procedures of programs on offender success, prison  
13 commitment rates, and jail utilization.

14 (3) Funds awarded for residential services in part 1 shall  
15 provide for a per diem reimbursement of not more than \$47.50.

16 Sec. 411. The comprehensive corrections plans shall also  
17 include, where appropriate, descriptive information on the full  
18 range of sanctions and services that are available and utilized  
19 within the local jurisdiction and an explanation of how jail beds,  
20 residential services, the special alternative incarceration  
21 program, probation detention centers, the electronic monitoring  
22 program for probationers, and treatment and rehabilitative services  
23 will be utilized to support the success of offenders. The plans  
24 shall also include, where appropriate, provisions that detail how  
25 the local communities plan to use the county jail reimbursement  
26 program under section 414. The state community corrections board  
27 shall encourage local community corrections advisory boards to

1 include in their comprehensive corrections plans strategies to  
2 collaborate with local alcohol and drug treatment agencies of the  
3 MDCH for the provision of alcohol and drug screening, assessment,  
4 case management planning, and delivery of treatment to alcohol- and  
5 drug-involved offenders.

6 Sec. 412. (1) As part of the March biannual report specified  
7 in section 12(2) of the community corrections act, 1988 PA 511, MCL  
8 791.412, that requires an analysis of the impact of that act on  
9 prison admissions and jail utilization, the department shall submit  
10 to the senate and house appropriations subcommittees on  
11 corrections, the senate and house fiscal agencies, and the state  
12 budget director the following information for each county and  
13 counties consolidated for comprehensive corrections plans:

14 (a) Approved technical assistance grants and comprehensive  
15 corrections plans including each program and level of funding, the  
16 utilization level of each program, and profile information of  
17 enrolled offenders.

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

21 (c) Status of the community corrections information system and  
22 the jail population information system.

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

26 (e) Offender disposition data by sentencing guideline range,  
27 by disposition type, number and percent statewide and by county,

1 current year, and comparisons to the previous 3 years.

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

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

7 Sec. 413. (1) The department shall identify and coordinate  
8 information regarding the availability of and the demand for  
9 community corrections programs, jail-based community corrections  
10 programs, jail-based probation violation sanctions, and basic  
11 state-required jail data.

12 (2) The department is responsible for the collection,  
13 analysis, and reporting of state-required jail data.

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

17 Sec. 414. (1) The department shall administer a county jail  
18 reimbursement program from the funds appropriated in part 1 for the  
19 purpose of reimbursing counties for certain felons who otherwise  
20 would have been sentenced to prison.

21 (2) The county jail reimbursement program shall reimburse  
22 counties for housing and custody of felons convicted of a crime  
23 committed on or after January 1, 1999 if 1 of the following  
24 applies:

25 (a) The sentencing guidelines recommended range upper limit is  
26 more than 18 months, the recommended range lower limit is 12 months  
27 or less, the prior record variable score is 35 or more points, and

1 the sentence is not for commission of a crime in crime class G or  
2 crime class H under chapter XVII of the code of criminal procedure,  
3 1927 PA 175, MCL 777.1 to 777.69.

4 (b) The felon's minimum sentencing guidelines range minimum is  
5 more than 12 months.

6 (3) The department, the state budget office, the Michigan  
7 association of counties, and the Michigan sheriffs' association  
8 shall, if appropriate, recommend modification of the criteria for  
9 reimbursement contained in subsection (2) at meetings convened by  
10 the chairs of the house and senate appropriations subcommittees on  
11 corrections.

12 (4) State reimbursement under this section for prisoner  
13 housing and custody expenses for each diverted offender shall be as  
14 follows:

15 (a) For offenders with a presumptive prison guidelines score,  
16 \$60.00 per diem for not more than 1 year.

17 (b) For offenders with a straddle cell guidelines score,  
18 \$43.50 per diem for not more than 1 year.

19 (5) The department shall reimburse counties for offenders in  
20 jail based upon the reimbursement eligibility criteria in place on  
21 the date the offender was originally sentenced for the reimbursable  
22 offense.

23 (6) County jail reimbursement program expenditures shall not  
24 exceed the amount appropriated in part 1 for the county jail  
25 reimbursement program. Payments to counties under the county jail  
26 reimbursement program shall be made in the order in which properly  
27 documented requests for reimbursements are received. A request

1 shall be considered to be properly documented if it meets the  
2 department's documentation requirements. By October 15, 2009, the  
3 department shall distribute the documentation requirements to all  
4 counties.

5 (7) From the funds appropriated in part 1 for the county jail  
6 reimbursement program, the department shall reimburse counties for  
7 requests submitted between October 1, 2007 and September 30, 2009  
8 that were not reimbursed for either of the following reasons:

9 (a) Reimbursing the county would have resulted in the  
10 department exceeding the appropriation for the county jail  
11 reimbursement program.

12 (b) Restricted revenue collected for county jail reimbursement  
13 expenditure was less than the amount authorized for county jail  
14 reimbursement expenditure.

15 Sec. 415. (1) As a condition of receipt of the funds  
16 appropriated in part 1 for community corrections plans and services  
17 and residential services, the department shall only award those  
18 funds requested under a properly prepared and approved  
19 comprehensive corrections plan submitted under section 8 of the  
20 community corrections act, 1988 PA 511, MCL 791.408, or directly  
21 applied for under section 10 of the community corrections act, 1988  
22 PA 511, MCL 791.410.

23 (2) The department shall only halt funding for an entity  
24 funded under section 8 of the community corrections act, 1988 PA  
25 511, MCL 791.408, in instances of substantial noncompliance during  
26 the period covered by the plan.

27 Sec. 416. (1) Funds included in part 1 for the felony drunk

1 driver jail reduction and community treatment program are  
2 appropriated for and may be expended for any of the following  
3 purposes:

4 (a) To increase availability of treatment options to reduce  
5 drunk driving and drunk driving-related deaths by addressing the  
6 alcohol addiction of felony drunk drivers who otherwise likely  
7 would be sentenced to jail or a combination of jail and other  
8 sanctions.

9 (b) To divert from jail sentences or to reduce the length of  
10 jail sentences for felony drunk drivers who otherwise would have  
11 been sentenced to jail and whose recommended minimum sentence  
12 ranges under sentencing guidelines established under chapter XVII  
13 of the code of criminal procedure, 1927 PA 175, MCL 777.1 to  
14 777.69, have upper limits of 18 months or less, through funding  
15 programs that may be used in lieu of incarceration and that  
16 increase the likelihood of rehabilitation.

17 (c) To provide a policy and funding framework to make  
18 additional jail space available for housing convicted felons whose  
19 recommended minimum sentence ranges under sentencing guidelines  
20 established under chapter XVII of the code of criminal procedure,  
21 1927 PA 175, MCL 777.1 to 777.69, have lower limits of 12 months or  
22 less and who likely otherwise would be sentenced to prison, with  
23 the aim of enabling counties to meet or exceed amounts received  
24 through the county jail reimbursement program during fiscal year  
25 2002-2003 and reducing the numbers of felons sentenced to prison.

26 (2) Expenditure of funds included in part 1 for the felony  
27 drunk driver jail reduction and community treatment program shall

1 be by grant awards consistent with standards developed by a  
2 committee of the state community corrections advisory board. The  
3 chairperson of the committee shall be the board member representing  
4 county sheriffs. Remaining members of the committee shall be  
5 appointed by the chairperson of the board.

6 (3) In developing annual standards, the committee shall  
7 consult with interested agencies and associations. Standards  
8 developed by the committee shall include application criteria,  
9 performance objectives and measures, funding allocations, and  
10 allowable uses of the funds, consistent with the purposes specified  
11 in this section.

12 (4) Allowable uses of the funds shall include reimbursing  
13 counties for transportation, treatment costs, and housing felony  
14 drunk drivers during a period of assessment for treatment and case  
15 planning. Reimbursements for housing during the assessment process  
16 shall be at the rate of \$43.50 per day per offender, up to a  
17 maximum of 5 days per offender.

18 (5) The standards developed by the committee shall assign each  
19 county a maximum funding allocation based on the amount the county  
20 received under the county jail reimbursement program in fiscal year  
21 2001-2002 for housing felony drunk drivers whose recommended  
22 minimum sentence ranges under the sentencing guidelines described  
23 in subsection (1)(c) had upper limits of 18 months or less.

24 (6) Awards of funding under this section shall be provided  
25 consistent with the local comprehensive corrections plans developed  
26 under the community corrections act, 1988 PA 511, MCL 791.401 to  
27 791.414. Funds awarded under this section may be used in



1 conjunction with funds awarded under grant programs established  
2 under that act. Due to the need for felony drunk drivers to be  
3 transitioned from county jails to community treatment services, it  
4 is the intent of the legislature that local units of government  
5 utilize funds received under this section to support county sheriff  
6 departments.

7 (7) As used in this section, "felony drunk driver" means a  
8 felon convicted of operating a motor vehicle under the influence of  
9 intoxicating liquor or a controlled substance, or both, third or  
10 subsequent offense, under section 625(9)(c) of the Michigan vehicle  
11 code, 1949 PA 300, MCL 257.625, or its predecessor statute,  
12 punishable as a felony.

13 Sec. 417. (1) By March 1, 2010, the department shall report to  
14 the members of the senate and house appropriations subcommittees on  
15 corrections, the senate and house fiscal agencies, and the state  
16 budget director on each of the following programs from the previous  
17 fiscal year:

18 (a) The county jail reimbursement program.

19 (b) The felony drunk driver jail reduction and community  
20 treatment program.

21 (c) Any new initiatives to control prison population growth  
22 funded or proposed to be funded under part 1.

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

25 (a) Program objectives and outcome measures, including, but  
26 not limited to, the number of offenders who successfully completed  
27 the program, and the number of offenders who successfully remained

1 in the community during the 3 years following termination from the  
2 program.

3 (b) Expenditures by location.

4 (c) The impact on jail utilization.

5 (d) The impact on prison admissions.

6 (e) Other information relevant to an evaluation of the  
7 program.

8 Sec. 418. (1) The department shall ensure that each prisoner  
9 make all reasonable efforts to obtain the documents necessary to  
10 obtain a state operator's license or state identification card  
11 prior to a prisoner's discharge or parole hearing. The process for  
12 prisoners to acquire this documentation shall be part of the  
13 department's operating procedure.

14 (2) The department shall cooperate with MDCH to maintain a  
15 process by which prisoners can obtain their birth certificates. By  
16 March 1, 2010, the department shall report to the senate and house  
17 appropriations subcommittees on corrections, the senate and house  
18 fiscal agencies, and the state budget director on the process  
19 developed under this section.

20 Sec. 419. (1) The department shall provide weekly electronic  
21 mail reports to the senate and house appropriations subcommittees  
22 on corrections, the senate and house fiscal agencies, and the state  
23 budget director on prisoner, parolee, and probationer populations  
24 by facility, and prison capacities.

25 (2) The department shall provide monthly electronic mail  
26 reports to the senate and house appropriations subcommittees on  
27 corrections, the senate and house fiscal agencies, and the state

1 budget director. By November 1, 2009, the department shall provide  
2 monthly reports for February 2008 through May 2008, July 2008, and  
3 August 2008. The reports shall include information on end-of-month  
4 prisoner populations in county jails, the net operating capacity  
5 according to the most recent certification report, identified by  
6 date, and end-of-month data, year-to-date data, and comparisons to  
7 the prior year for the following:

8 (a) Community residential program populations, separated by  
9 centers and electronic monitoring.

10 (b) Parole populations.

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

13 (d) Prison and camp populations, with separate identification  
14 of the number in special alternative incarceration and the number  
15 of lifers.

16 (e) Parole board activity, including the numbers and  
17 percentages of parole grants and parole denials.

18 (f) Prisoner exits, identifying transfers to community  
19 placement, paroles from prisons and camps, paroles from community  
20 placement, total movements to parole, prison intake, prisoner  
21 deaths, prisoners discharging on the maximum sentence, and other  
22 prisoner exits.

23 (g) Prison intake and returns, including probation violators,  
24 new court commitments, violators with new sentences, escaper new  
25 sentences, total prison intake, returns from court with additional  
26 sentences, community placement returns, technical parole violator  
27 returns, and total returns to prison and camp.

1       Sec. 420. By March 1, 2010, the department shall report to the  
2 senate and house appropriations subcommittees on corrections, the  
3 senate and house judiciary committees, the senate and house fiscal  
4 agencies, and the state budget director on the status of the  
5 department's response to the performance audits by the office of  
6 the auditor general on the department's mental health care  
7 services, and pharmaceuticals. The department shall provide the  
8 reports within 30 days after each audit's official release date.

9       Sec. 421. Of the funds appropriated in part 1, \$100,000.00 is  
10 appropriated for the purpose of providing an IDG to the MDSP for  
11 the purpose of providing grants for training teams of law  
12 enforcement officers and mental health treatment providers. The  
13 teams shall be trained in effective and safe ways of assisting  
14 people with mental illness during law enforcement contacts and  
15 directing people with mental illness to treatment programs. It is  
16 the intent of the legislature that mental health awareness training  
17 be incorporated into continuing education for all law enforcement  
18 officers in the state.

19       Sec. 422. It is the intent of the legislature that MPRI  
20 programs as measured by success as identified in section 409 are  
21 maintained as standard operating procedure in the department.

22       Sec. 424. (1) From the funds appropriated in part 1 for  
23 residential services, the department shall develop and implement,  
24 in collaboration with the judiciary, a pilot program that is based  
25 on evidence-based practices related to judicial and case management  
26 interventions that have been proven to increase public safety  
27 for high-risk, high-need probationers as determined by a validated

1 risk and need assessment instrument. As used in this section,  
2 "probationer" means a circuit court probationer serving a probation  
3 sentence for a crime.

4 (2) The pilot program shall be implemented in 4 areas of the  
5 state that are representative of areas with high rates of violent  
6 crimes as described in the council of state governments' justice  
7 center report on analyses of crime, community corrections, and  
8 sentencing policies in Michigan.

9 (3) The primary goal of the pilot program is to reduce crime  
10 and revictimization by high-risk, high-need probationers. The  
11 secondary goal of the pilot program is to reduce expenditures for  
12 long-term incarceration.

13 (4) The pilot program may provide up to 6 months of  
14 residential services, and treatment methods, and interventions that  
15 are evidence-based, including, but not limited to, the following:

16 (a) Risk/needs assessment.

17 (b) Motivational techniques.

18 (c) Type, intensity, and duration of treatment based on each  
19 offender's risk and needs and delivered consistent with evidence-  
20 based practices.

21 (5) The department shall implement the evidence-based practice  
22 of collaborative case management and utilize the department's and  
23 local community corrections' services consistent with the local  
24 comprehensive corrections plan developed under the community  
25 corrections act, 1988 PA 511, MCL 791.401 to 791.414.

26 (6) The department shall assign a probation officer to the  
27 pilot program to supervise a specialized caseload for high-risk,

1 high-need probationers.

2 (7) The probation officer shall work in cooperation with the  
3 local judiciary and the community corrections advisory board in a  
4 collaborative effort toward the goals of promoting offender success  
5 and reducing crime and revictimization.

6 (8) The probation officer assigned to the pilot program shall  
7 comply with supervision requirements established for the pilot  
8 program by the field operations administration deputy director.

9 (9) The department shall identify and coordinate information  
10 for each local jurisdiction selected for the pilot program  
11 regarding the rate of incarceration of high-risk, high-need  
12 probationers to ensure that appropriate offenders are targeted for  
13 the pilot program.

14 (10) From the funds appropriated in part 1 for public  
15 education and training, the department shall collaborate with the  
16 local judiciary, community corrections advisory board, and service  
17 providers to develop and provide appropriate training for all local  
18 stakeholders involved in the pilot program described in this  
19 section.

20 (11) From the funds provided to the local jurisdiction for the  
21 pilot project, the department shall collaborate with the local  
22 judiciary and the community corrections advisory board to develop  
23 and implement an evaluation of the pilot project that will show the  
24 impact of the project on the arrests, convictions, technical  
25 violations, and commitments to prison of the pilot project  
26 participants. This evaluation shall be performed in accordance with  
27 department of corrections policy and procedure on evaluation design

1 in cooperation with the office of research and planning.

2 (12) By May 1, 2010, the department shall report to the senate  
3 and house appropriations subcommittees on corrections, the senate  
4 and house fiscal agencies, and the state budget director on the  
5 status of the pilot project prescribed under this section,  
6 including information on all of the following:

7 (a) Pilot locations and participating courts.

8 (b) The number of probationers participating in the pilot  
9 categorized by location and offense.

10 (c) Evaluation status and methodology.

11 (d) Preliminary results, if any.

12 Sec. 425. From the funds appropriated in part 1 for prisoner  
13 reintegration programs, the department shall provide \$3,500,000.00  
14 for a strategic employment-based re-entry program for offenders.  
15 The program shall include career readiness and skills assessment,  
16 employment classes, and soft skills training during incarceration.  
17 Following the offender's release from prison, the program shall  
18 provide employment case managers to work with the offender on an  
19 individual basis to connect the offender with gainful employment.  
20 All of the following apply to the strategic employment-based re-  
21 entry program:

22 (a) It shall include a plan to educate employers on hiring  
23 offenders.

24 (b) It shall work with employers to match offenders with open  
25 positions appropriate for their skills and qualifications.

26 (c) It shall be hosted on a secure website to provide  
27 resources to both employers and offenders.

1       Sec. 426. The department shall cooperate with a nonprofit  
2 agency to establish a recycling program in a city with a population  
3 of not less than 600,000 for the purpose of employing up to 100 at-  
4 risk youth and offenders on parole. The program shall be  
5 administered by a Michigan-chartered nonprofit corporation. The  
6 nonprofit corporation must have expertise in recycling and  
7 expertise in creating employment opportunities for parolees.

8       Sec. 427. From the funds appropriated in part 1 for prisoner  
9 reintegration programs, the department shall fund a program that  
10 trains and employs not more than 30 parolees to collect donated  
11 food to provide to food banks. The program described in this  
12 section shall be administered through a partnership of 2 Michigan-  
13 chartered nonprofit organizations. At least 1 of the nonprofit  
14 organizations in this partnership must have expertise in collecting  
15 donated food but shall not be a food bank. At least 1 of the  
16 nonprofit organizations in this partnership must have expertise in  
17 creating employment opportunities for parolees.

18       Sec. 428. It is the intent of the legislature that 2% of the  
19 department's general fund/general purpose appropriations be used  
20 for community corrections programming as provided under the  
21 community corrections act, 1988 PA 511, MCL 791.401 to 791.414.

22       Sec. 429. It is the intent of the legislature that the  
23 department work with other state departments and agencies to  
24 implement the policy options provided to the state by the council  
25 of state governments in January 2009.

26       Sec. 430. The department shall ensure that each prisoner has  
27 the opportunity to meet with his or her transition team prior to



1 release from prison. If applicable, community providers shall enter  
2 the prison to meet with the prisoner prior to release.

3 Sec. 431. The department shall ensure that prior to release  
4 from prison, each offender has possession of all of the following:

5 (a) All documents necessary to obtain a state operator's  
6 license or state identification card.

7 (b) A set of clothing that would be appropriate and suitable  
8 for wearing to an interview for employment.

9 Sec. 432. From the funds appropriated in part 1 for the jail-  
10 based probation violator sanction program, the department shall  
11 implement a program to provide jail-based sanctions to probation  
12 violators. The first time a felony probationer is found to be in  
13 violation of his or her probation conditions, the field agent shall  
14 summon a law enforcement officer to arrest the probationer with the  
15 intent that the probationer should be sentenced to a short jail  
16 term. As used in this section, "violation" includes, but is not  
17 limited to, any of the following:

18 (a) A positive substance abuse test.

19 (b) The failure to report to the field agent.

20 (c) The failure to participate in substance abuse treatment as  
21 approved by the field agent.

22 Sec. 433. The department shall issue a request for proposals  
23 for a program to provide residential and health services to  
24 medically fragile parolees. The program shall begin no later than  
25 January 1, 2010. The department shall report quarterly on January  
26 1, 2010, April 1, 2010, July 1, 2010, and September 30, 2010 to the  
27 senate and house appropriations subcommittees on corrections, the

senate and house fiscal agencies, and the state budget director on the status of the program and the number of parolees participating in the program.

#### **OPERATIONS AND SUPPORT ADMINISTRATION**

Sec. 501. From the funds appropriated in part 1 for prosecutorial and detainer expenses, the department shall reimburse counties for housing and custody of parole violators and offenders being returned by the department from community placement who are available for return to institutional status and for prisoners who volunteer for placement in a county jail.

Sec. 502. Funds included in part 1 for the sheriffs' coordinating and training office are appropriated for and may be expended to defray costs of continuing education, certification, recertification, decertification, and training of local corrections officers, the personnel and administrative costs of the sheriffs' coordinating and training office, the local corrections officers advisory board, and the sheriffs' coordinating and training council under the local corrections officers training act, 2003 PA 125, MCL 791.531 to 791.546.

Sec. 503. Funds appropriated in part 1 for administrative hearings officers are appropriated as an interdepartmental grant to the department of energy, labor, and economic growth for the purpose of funding administrative hearings officers for adjudication of grievances pertaining to the department of corrections. The department shall not expend appropriations from part 1 to satisfy charges from the department of energy, labor, and

1 economic growth for administrative hearings officers in excess of  
2 the amount expressly appropriated by this act for the  
3 administrative hearings officers unless funding is transferred into  
4 this line under section 393(2) of the management and budget act,  
5 1984 PA 431, MCL 18.1393.

6       Sec. 504. Of the funds appropriated in part 1, \$50,000.00 is  
7 appropriated to provide an interdepartmental grant to the judiciary  
8 for use of the judicial data warehouse by department employees.

9       Sec. 505. The department shall train all custody staff in  
10 effective and safe ways of handling prisoners with mental illness  
11 and referring prisoners to mental health treatment programs. Mental  
12 health awareness training shall be incorporated into the training  
13 of new custody staff.

14   **FIELD OPERATIONS ADMINISTRATION**

15       Sec. 601. (1) From the funds appropriated in part 1, the  
16 department shall conduct a statewide caseload audit of field  
17 agents. The audit shall address public protection issues and assess  
18 the ability of the field agents to complete their professional  
19 duties. The results of the audit shall be submitted to the senate  
20 and house appropriations subcommittees on corrections and the  
21 senate and house fiscal agencies, and the state budget office by  
22 March 1, 2010.

23       (2) It is the intent of the legislature that the department  
24 maintain a number of field agents sufficient to meet supervision  
25 and workload standards.

26       Sec. 602. (1) Of the amount appropriated in part 1 for field

1 operations, a sufficient amount shall be allocated for the  
2 community service work program and shall be used for salaries and  
3 wages and fringe benefit costs of community service coordinators  
4 employed by the department to supervise offenders participating in  
5 work crew assignments. Funds shall also be used to cover motor  
6 transport division rates on state vehicles used to transport  
7 offenders to community service work project sites.

8 (2) The community service work program shall provide offenders  
9 with community service work of tangible benefit to a community  
10 while fulfilling court-ordered community service work sanctions and  
11 other postconviction obligations.

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

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

22 (2) Program participant contributions and local community  
23 tether program reimbursement for the electronic tether program  
24 appropriated in part 1 are related to program expenditures and may  
25 be used to offset expenditures for this purpose.

26 (3) Included in the appropriation in part 1 is adequate  
27 funding to implement the community tether program to be

1 administered by the department. The community tether program is  
2 intended to provide sentencing judges and county sheriffs in  
3 coordination with local community corrections advisory boards  
4 access to the state's electronic tether program to reduce prison  
5 admissions and improve local jail utilization. The department shall  
6 determine the appropriate distribution of the tether units  
7 throughout the state based upon locally developed comprehensive  
8 corrections plans under the community corrections act, 1988 PA 511,  
9 MCL 791.401 to 791.414.

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

19 (5) Any county with tether charges outstanding over 60 days  
20 shall be considered in violation of the community tether program  
21 agreement and lose access to the program.

22 Sec. 604. Community-placement prisoners and parolees shall  
23 reimburse the department for the total costs of the program. As an  
24 alternative method of payment, the department may develop a  
25 community service work schedule for those individuals unable to  
26 meet reimbursement requirements established by the department.

27 Sec. 606. It is the intent of the legislature that the

1 department shall ensure that parolees and probationers may timely  
2 contact their parole or probation agents and maintain procedures  
3 that preclude any necessity for an offender to have access to an  
4 agent's home telephone number or other personal information  
5 pertaining to the agent.

6 Sec. 608. By March 1, 2010, the department shall report to the  
7 senate and house appropriations subcommittees on corrections, the  
8 senate and house fiscal agencies, and the state budget director on  
9 the use of electronic monitoring. At a minimum, the report shall  
10 include all of the following:

11 (a) Details on the failure rate of parolees for whom GPS  
12 tether is utilized, including the number and rate of parolee  
13 technical violations, including specifying failures due to  
14 committing a new crime that is uncharged but leads to parole  
15 termination, and the number and rate of parolee violators with new  
16 sentences.

17 (b) Information on the factors considered in determining  
18 whether an offender is placed on active GPS tether, passive GPS  
19 tether, radio frequency tether, or some combination of these or  
20 other types of electronic monitoring.

21 (c) Monthly data on the number of offenders on active GPS  
22 tether, passive GPS tether, radio frequency tether, and any other  
23 type of tether.

24 Sec. 611. The department shall prepare by March 1, 2010  
25 individual reports for the community reentry program, the  
26 electronic tether program, and the probation special alternative to  
27 incarceration program. The reports shall be submitted to the house

1 and senate appropriations subcommittees on corrections, the house  
2 and senate fiscal agencies, and the state budget director. Each  
3 program's report shall include information on all of the following:

4 (a) Monthly new participants by type of offender. Community  
5 re-entry program participants shall be categorized by reason for  
6 placement. For technical rule violators, the report shall sort  
7 offenders by length of time since release from prison, by the most  
8 recent violation, and by the number of violations occurring since  
9 release from prison.

10 (b) Monthly participant unsuccessful terminations, including  
11 cause.

12 (c) Number of successful terminations.

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

14 (e) Average length of placement.

15 (f) Return to prison statistics.

16 (g) Description of each program location or locations,  
17 capacity, and staffing.

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

20 (i) Comparison with prior year statistics.

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

23 (k) The number of offenders who successfully remained in the  
24 community during the 3 years following termination from the  
25 program.

26 Sec. 612. (1) To the extent policies or programs that provide  
27 alternatives to prison for offenders being sentenced to prison as a

1 result of technical probation violations and technical parole  
2 violations are used, developed, or contracted for, the department  
3 may request that funds appropriated in part 1 be transferred under  
4 section 393(2) of the management and budget act, 1984 PA 431, MCL  
5 18.1393, for their operation.

6 (2) The department shall provide quarterly reports to the  
7 senate and house appropriations subcommittees on corrections, the  
8 senate and house fiscal agencies, and the state budget director on  
9 the number of all parolees returned to prison and probationers  
10 sentenced to prison for either a technical violation or new  
11 sentence during the preceding calendar quarter. The reports shall  
12 include the following information each for probationers, parolees  
13 after their first parole, and parolees who have been paroled more  
14 than once:

15 (a) The numbers of parole and probation violators returned to  
16 or sent to prison for a new crime, including a new crime that is  
17 uncharged but leads to parole revocation, with a comparison of  
18 original versus new offenses by major offense type: assaultive,  
19 nonassaultive, drug, and sex.

20 (b) The numbers of parole and probation violators returned to  
21 or sent to prison for a technical violation and the type of  
22 violation, including, but not limited to, a new crime that is  
23 uncharged but leads to parole revocation, zero gun tolerance and  
24 substance abuse violations. For parole technical rule violators,  
25 the report shall list violations by type, by length of time since  
26 release from prison, by the most recent violation, and by the  
27 number of violations or crimes occurring since release from prison.



1 (c) The educational history of those offenders, including how  
2 many had a GED or high school diploma prior to incarceration in  
3 prison, how many received a GED while in prison, and how many  
4 received a vocational certificate while in prison.

5 (d) The number of offenders who participated in the MPRI  
6 versus the number of those who did not.

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

10 Sec. 613. Subject to the appropriations in part 1, the  
11 department shall place on a secure continuous remote alcohol  
12 monitor each parolee and probationer who tests positive for alcohol  
13 abuse or has an alcohol-abuse-related violation of his or her  
14 community supervision.

15 Sec. 614. (1) As a condition of probation, community control,  
16 payment plan for the payment of a fine or restitution, or any other  
17 court-ordered supervision, the court may order the posting of a  
18 bond to secure the defendant's appearance at any subsequent court  
19 proceeding or to otherwise enforce the orders of the court. An  
20 appearance bond executed under this section shall be filed with the  
21 court or with the sheriff by a licensed professional bail agent who  
22 shall provide a copy of the bond to the clerk of court.

23 (2) The court may issue an order to produce the defendant sua  
24 sponte or upon notice by the clerk or the probation officer that  
25 the person has violated the terms of probation, community control,  
26 court-ordered supervision, or other applicable court order. The  
27 court or the clerk of the court shall give the bail agent not less

1 than 72 hours to bring the defendant before the court. If the bail  
2 agent fails to produce the defendant in court or to the sheriff at  
3 the time noticed by the court or the clerk of court, the appearance  
4 bond required under subsection (1) shall be forfeited according to  
5 the procedures set forth in section 15 of chapter V of the code of  
6 criminal procedure, 1927 PA 175, MCL 765.15. The defendant's  
7 failure to appear shall be the sole grounds for forfeiture of the  
8 appearance bond.

9       Sec. 615. (1) Of the funds appropriated in part 1, \$980,000.00  
10 is appropriated to provide an IDG to the judiciary. The funds shall  
11 be utilized by the state court administrative office to administer  
12 a pilot program targeting high-risk offenders through assessment,  
13 treatment, and accountability, with the goal of reducing future  
14 criminal behavior.

15       (2) The department shall participate in the pilot program  
16 described in subsection (1). The circuit judge assigned to each  
17 pilot project site shall select 1 or more circuit court probation  
18 officers to be trained to supervise the caseload of the circuit  
19 court pilot program described in subsection (1).

20       (3) The Michigan judicial institute shall provide appropriate  
21 training for all personnel involved in the pilot program described  
22 in this section.

## 23 HEALTH CARE

24       Sec. 801. The department shall not expend funds appropriated  
25 under part 1 for any surgery, procedure, or treatment to provide or  
26 maintain a prisoner's sex change unless it is determined medically

1 necessary by the chief medical officer of the department.

2       Sec. 802. As a condition of expenditure of the funds  
3 appropriated in part 1, the department shall provide the senate and  
4 house of representatives appropriations subcommittees on  
5 corrections, the senate and house fiscal agencies, and the state  
6 budget director with all of the following:

7       (a) Quarterly reports on physical and mental health care  
8 detailing the average number of days between a prisoner's diagnosis  
9 and commencement of treatment for that diagnosis, quarterly and  
10 fiscal year-to-date expenditures itemized by vendor, allocations,  
11 status of payments from contractors to vendors, and projected year-  
12 end expenditures from accounts for prisoner health care, mental  
13 health care, pharmaceutical services, and durable medical  
14 equipment.

15       (b) Regular updates on progress on requests for proposals and  
16 requests for information pertaining to prisoner health care and  
17 mental health care, until the applicable contract is approved.

18       Sec. 804. (1) The department shall report quarterly to the  
19 senate and house appropriations subcommittees on corrections, the  
20 senate and house fiscal agencies, and the state budget director on  
21 prisoner health care utilization. The report shall include the  
22 number of inpatient hospital days, outpatient visits, and emergency  
23 room visits in the previous quarter and since October 1, 2009, by  
24 facility.

25       (2) By March 1, 2010, the department shall report to the  
26 senate and house appropriations subcommittees on corrections, the  
27 senate and house fiscal agencies, and the state budget director on

1 prisoners receiving off-site inpatient medical care that would have  
2 received care in a state correctional facility if beds were  
3 available. The report shall include the number of prisoners  
4 receiving off-site inpatient medical care and average length of  
5 stay in an off-site facility during the period they would have  
6 received care in a state correctional facility if beds were  
7 available, by month and correctional facilities administration  
8 region.

9       Sec. 805. The bureau of health care services shall develop  
10 information on Hepatitis C and HIV prevention and the risks  
11 associated with exposure to Hepatitis C and HIV. The health care  
12 providers shall disseminate this information verbally and in  
13 writing to each prisoner at the health screening and full health  
14 appraisal conducted at admissions, at the annual health care  
15 screening 30 days before or after a prisoner's birthday, and prior  
16 to release to the community by parole, transfer to community  
17 residential placement, or discharge on the maximum sentence.

18       Sec. 806. (1) From the funds appropriated in part 1, the  
19 department shall require a Hepatitis C antibody test and an HIV  
20 test for each prisoner prior to release to the community by parole,  
21 transfer to community residential placement, or discharge on the  
22 maximum sentence. The department shall require an HIV test and a  
23 Hepatitis C risk factor screening for each prisoner at the health  
24 screening at admissions. If Hepatitis C risk factors are  
25 identified, the department shall offer the prisoner a Hepatitis C  
26 antibody test. An explanation of results of the tests shall be  
27 provided confidentially to the prisoner, and if appropriate based

1 on the test results, the prisoner shall also be provided a  
2 recommendation to seek follow-up medical attention.

3 (2) By March 1, 2010, the department shall report to the  
4 senate and house appropriations subcommittees on corrections, the  
5 senate and house appropriations subcommittees on community health,  
6 the senate and house fiscal agencies, and the state budget director  
7 on the number of offenders tested and the number of offenders  
8 testing positive for HIV, the Hepatitis C antibody, or both at  
9 prison admission and parole, transfer to community residential  
10 placement, or discharge on the maximum sentence. The department  
11 shall keep records of those offenders testing positive for HIV, the  
12 Hepatitis C antibody, or both at prison admission, parole, transfer  
13 to community residential placement, and discharge. These records  
14 shall clearly state the date each test was performed.

15 (3) As a condition of expenditure of the funds appropriated in  
16 part 1, the department shall keep records of the following:

17 (a) The number of offenders testing positive for the Hepatitis  
18 C antibody who do not receive treatment, by reason for not  
19 participating.

20 (b) The number of offenders achieving a sustained viral  
21 response from Hepatitis C treatment.

22 (c) Cost and duration of treatment by offender.

23 Sec. 807. The department shall ensure that all medications for  
24 a prisoner be transported with that prisoner when the prisoner is  
25 transferred from 1 correctional facility to another. Prisoners  
26 being released shall be provided with a supply of medication to  
27 allow for continuity of care in the community.

1       Sec. 808. There are sufficient funds and FTEs appropriated in  
2 part 1 to provide a full complement of nurses for clinical  
3 complexes working regular pay hours, and it is the intent of the  
4 legislature that sufficient nurses be hired or retained to limit  
5 the use of overtime other-than-holiday pay.

6       Sec. 809. The department, in conjunction with efforts to  
7 implement the MPRI, shall cooperate with the MDCH to share data and  
8 information as they relate to prisoners being released who are HIV  
9 positive or positive for the Hepatitis C antibody. By March 1,  
10 2010, the department shall report to the senate and house  
11 appropriations subcommittees on corrections, the senate and house  
12 fiscal agencies, and the state budget director on all of the  
13 following:

14       (a) Programs and the location of programs implemented as a  
15 result of the work under this section.

16       (b) The number of prisoners released to the community by  
17 parole, discharge on the maximum sentence, or transfer to community  
18 residential placement who are HIV positive, positive for the  
19 Hepatitis C antibody, or both.

20       (c) The number of offenders referred to the local public  
21 health department, by county.

22       Sec. 812. (1) It is the intent of the legislature that the  
23 department continue to provide the department of human services  
24 with a monthly list of prisoners newly committed to the department  
25 of corrections. The department and the department of human services  
26 shall enter into an interagency agreement under which the  
27 department of human services provides the department of corrections

1 with monthly lists of newly committed prisoners who are eligible  
2 for Medicaid benefits in order to maintain the process by which  
3 Medicaid benefits are suspended rather than terminated. The  
4 department shall assist prisoners who may be eligible for Medicaid  
5 benefits after release from prison with the Medicaid enrollment  
6 process prior to release from prison.

7 (2) The department shall provide the senate and house  
8 appropriations subcommittees on corrections, the senate and house  
9 fiscal agencies, and the state budget director with regular updates  
10 on the utilization of Medicaid benefits for prisoners.

#### 11 CORRECTIONAL FACILITIES ADMINISTRATION

12 Sec. 902. From the funds appropriated in part 1, the  
13 department shall allocate sufficient funds to develop a pilot  
14 children's visitation program. The pilot program shall teach  
15 parenting skills and arrange for day visitation at these facilities  
16 for parents and their children, except for the families of  
17 prisoners convicted of a crime involving criminal sexual conduct in  
18 which the victim was less than 18 years of age or involving child  
19 abuse.

20 Sec. 903. Except as otherwise provided in this section, the  
21 department shall prohibit prisoners' access to or use of the  
22 Internet or any similar system. Under adequate supervision and with  
23 security precautions that ensure appropriate computer use by  
24 prisoners, the department may allow a prisoner access to or use of  
25 the Internet for the purposes of educational programming,  
26 employment training, job searches, or other Internet-based programs

1 and services consistent with programming objectives, efficient  
2 operations, and the safety and security of the institution.

3 Sec. 904. Any department employee who, in the course of his or  
4 her job, is determined by a physician to have had a potential  
5 exposure to the Hepatitis B virus, shall receive a Hepatitis B  
6 vaccination upon request.

7 Sec. 905. (1) The inmate housing fund shall be used for the  
8 custody, treatment, clinical, and administrative costs associated  
9 with the housing of prisoners other than those specifically  
10 budgeted for elsewhere in this act. Funding in the inmate housing  
11 fund is appropriated into a separate control account. Funding in  
12 the control account shall be distributed as necessary into separate  
13 accounts created to separately identify costs for specific  
14 purposes.

15 (2) Quarterly reports on all expenditures from the inmate  
16 housing fund shall be submitted by the department to the state  
17 budget director, the senate and house appropriations subcommittees  
18 on corrections, and the senate and house fiscal agencies.

19 Sec. 906. (1) The department shall establish a uniform rate to  
20 be paid by public and private agencies that benefit from public  
21 work services provided by special alternative incarceration  
22 participants and prisoners.

23 (2) It is the intent of the legislature that to the degree  
24 consistent with public safety and the safety and security of the  
25 institutions, public works projects be continued at the level  
26 provided in 2006 PA 331.

27 (3) It is the intent of the legislature that public works fee



1 schedules be revised to halve the rates in effect on September 30,  
2 2008.

3 (4) The department shall maintain a list of the number of  
4 prisoners available for public works crews at each department  
5 facility, and the number of prisoners necessary to fulfill current  
6 public works contracts at each department facility. The department  
7 shall place the list on a publicly accessible Internet site and  
8 update the list weekly.

9 Sec. 907. The department shall report quarterly to the senate  
10 and house appropriations subcommittees on corrections, the senate  
11 and house fiscal agencies, and the state budget director on  
12 academic/vocational programs. The report shall provide information  
13 relevant to an assessment of the department's academic and  
14 vocational programs, including, but not limited to, the following:

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

17 (b) The number of prisoners enrolled in each program, the  
18 number of prisoners completing each program, the number of  
19 prisoners who fail each program, the number of prisoners who do not  
20 complete each program and the reason for not completing the  
21 program, the number of prisoners transferred to another facility  
22 while enrolled in a program and the reason for transfer, the number  
23 of prisoners enrolled who are repeating the program by reason, and  
24 the number of prisoners on waiting lists for each program, all  
25 itemized by facility.

26 (c) The steps the department has undertaken to improve  
27 programs, track records, accommodate transfers and prisoners with

1 health care needs, and reduce waiting lists.

2 (d) The number of prisoners paroled without a high school  
3 diploma or a GED.

4 (e) An explanation of the value and purpose of each program,  
5 e.g., to improve employability, reduce recidivism, reduce prisoner  
6 idleness, or some combination of these and other factors.

7 (f) An identification of program outcomes for each academic  
8 and vocational program.

9 (g) An explanation of the department's plans for academic and  
10 vocational programs, including plans to contract with intermediate  
11 school districts for GED and high school diploma programs.

12 (h) The number of prisoners not paroled at their earliest  
13 release date due to lack of a GED, and the reason those prisoners  
14 have not obtained a GED.

15 Sec. 908. By February 1, 2010, the department shall report to  
16 the senate and house appropriations subcommittees on corrections,  
17 the senate and house fiscal agencies, and the state budget  
18 director, the percent of offenders included in the prison  
19 population intake for fiscal years 2007-2008 and 2008-2009 who have  
20 a high school diploma or a GED.

21 Sec. 909. As a condition of expending funds appropriated for  
22 academic/vocational programs under part 1, the department shall by  
23 January 31, 2009 provide a plan to contract with intermediate  
24 school districts for GED and high school diploma programs at  
25 correctional facilities to the members of the senate and house  
26 appropriations committees, the senate and house fiscal agencies,  
27 and the state budget director. The plan shall include detailed

1 information on the development of the curriculum, how the program  
2 will be administered, how the program will improve employability,  
3 and how the program will be evaluated.

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

11 Sec. 911. (1) From the appropriations in part 1, the  
12 department shall ensure that all prisoner activities shall include  
13 the presence of a sufficient number of correctional officers needed  
14 to maintain the safety and security of the institution.

15 (2) By February 1, 2010, the department shall report to the  
16 senate and house appropriations subcommittees on corrections, the  
17 senate and house fiscal agencies, and the state budget director the  
18 number of critical incidents occurring each month by type and the  
19 number and severity of assaults occurring each month at each  
20 facility during calendar year 2009.

21 (3) As a condition of expending funds appropriated in part 1  
22 for correctional facilities, the department shall not reduce the  
23 ratio of custody officers to prisoners at any correctional facility  
24 below the levels that existed October 1, 2008. Any correctional  
25 facility that reduces its security level after October 1, 2008  
26 shall not have a ratio of custody officers to prisoners below that  
27 of a comparable facility. The department shall report to the

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1 senate and house appropriations subcommittees on corrections, the  
2 senate and house fiscal agencies, and the state budget director if  
3 it is unable to comply with this section. The report shall include  
4 all of the following:

5 (a) A list of the correctional facilities that reduced their  
6 ratio of custody officers to prisoners in violation of this  
7 subsection.

8 (b) An explanation of why the department is unable to comply  
9 with this subsection.

10 (c) A plan to maintain the safety and security of the  
11 facilities or units.

12 (4) Subsection (3) does not apply to facilities or portions of  
13 facilities that have closed.

14 Sec. 912. The department shall report to the senate and house  
15 appropriations subcommittees on corrections, the senate and house  
16 fiscal agencies, and the state budget director by March 1, 2010 on  
17 the ratio of correctional officers to prisoners for each  
18 correctional institution, the ratio of shift command staff to line  
19 custody staff, and the ratio of noncustody institutional staff to  
20 prisoners for each correctional institution.

<<Sec. 915. The department shall ensure that correctional facility  
and correctional camp closures do not have a disproportionate economic  
impact on any region of the state.>>

21 Sec. 916. By January 1, 2010, the department shall implement a  
22 pilot project to convert the law library collections to electronic  
23 materials at 4 correctional facilities.

24 Sec. 917. From the funds appropriated in part 1, the  
25 department shall allocate sufficient funds to implement evidence-  
26 based pilot programs that change offenders' behaviors, values,  
27 beliefs, and attitudes toward victims and the community.

1       Sec. 918. Following receipt of an auditor general performance  
2       audit on offender transportation, the department, in conjunction  
3       with the department of management and budget, shall issue a request  
4       for information on the possible bidding of all offender  
5       transportation services. State employees shall be given the  
6       opportunity to respond to a request for information on offender  
7       transportation services. Any response to the request for  
8       information shall include an explanation of how savings of at least  
9       5% over existing costs of offender transportation would be  
10      realized.

11       Sec. 919. In order to achieve the savings in part 1, the  
12      department, in conjunction with the department of management and  
13      budget, may issue a request for information or a request for  
14      proposals for prison food service. State employees shall be given  
15      the opportunity to respond to a request for information or a  
16      request for proposals for prison food service. Any response to the  
17      request for information or the request for proposals shall include  
18      an explanation of how savings over existing costs of prison food  
19      service would be realized. The department shall report to the  
20      members of the senate and house appropriations committees, the  
21      senate and house fiscal agencies, and the state budget director on  
22      the impact of any changes to prison food service contracting on  
23      local vendors, growers, and processors identified by facility or  
24      region, as appropriate, compared to prior-year purchases, and how  
25      the department will cooperate with the contractor to review and  
26      revise the standardized regular diet menu.

27       Sec. 920. The department shall make every effort to operate a

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1 garden or horticultural operation at each correctional facility,  
2 where practical, in order to provide food for correctional  
3 facilities and not-for-profit organizations.

<<Sec. 921. (1) By April 30, 2010, the department shall report to the chairs of the senate and house appropriations committees, the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the following:

(a) The actual savings realized between October 1, 2009 and April 1, 2010 as a result of closing correctional facilities and correctional camps between June 1, 2009 and January 1, 2010, itemized by correctional facility or correctional camp.

(b) The projected fiscal year 2009-2010 savings by closing correctional facilities and correctional camps between June 1, 2009 and January 1, 2010, itemized by correctional facility or correctional camp.

(2) The report in subsection (1) shall include information on all of the following:

(a) The savings realized or projected to be realized, itemized by program or type of expenditure.

(b) Any cost of field supervision, field operations programs, or prisoner reintegration programs related to the closure of correctional facilities and correctional camps between June 1, 2009 and January 1, 2010.>>

4 Sec. 922. It is the intent of the legislature that all  
5 prisoners work 40 hours per week in the correctional facility, as  
6 part of a public works crew or in private enterprise, or  
7 participate in vocational or training programs. Prisoners may be  
8 enrolled in GED or education programs in combination with  
9 employment. Prisoners not employed shall be enrolled in GED or  
10 other educational programs for not less than 20 hours per week.  
11 This section does not apply to prisoners classified in level V or  
12 administrative segregation.

13 Sec. 924. The department shall evaluate all prisoners at  
14 intake for substance abuse disorders, developmental disorders, and  
15 serious mental illness. Prisoners with serious mental illness shall  
16 not be confined in administrative segregation due to behavior that  
17 is symptomatic of serious mental illness. Under the supervision of  
18 a mental health professional, a prisoner with serious mental  
19 illness may be secluded in a therapeutic environment for the safety  
20 of the prisoner or others. A prisoner in seclusion shall be  
21 evaluated every 12 hours by a mental health professional in order

22 to remain in seclusion. As used in this section:

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

27 (b) "Serious mental illness" means that term as defined in

1 section 100d(3) of the mental health code, 1974 PA 328, MCL  
2 330.1100d.

3 Sec. 925. By March 1, 2010, the department shall report to the  
4 senate and house appropriations subcommittees on corrections, the  
5 senate and house fiscal agencies, and the state budget director on  
6 the annual number of prisoners in administrative segregation  
7 between October 1, 2003 and September 30, 2009, and the annual  
8 number of prisoners in administrative segregation between October  
9 1, 2003 and September 30, 2009 who at any time during the current  
10 or prior prison term were diagnosed with serious mental illness or  
11 have a developmental disorder and the number of days each of the  
12 prisoners with serious mental illness or a developmental disorder  
13 have been confined to administrative segregation. As used in this  
14 section:

15 (a) "Administrative segregation" means confinement for  
16 maintenance of order or discipline to a cell or room apart from  
17 accommodations provided for inmates who are participating in  
18 programs of the facility.

19 (b) "Serious mental illness" means that term as defined in  
20 section 100d(3) of the mental health code, 1974 PA 328, MCL  
21 330.1100d.

22 Sec. 928. Funding appropriated in part 1 for consent decree  
23 line items is appropriated into separate control accounts created  
24 for each line item. Funding in each control account shall be  
25 distributed as necessary into separate accounts created for the  
26 purpose of separately identifying costs and expenditures associated  
27 with each consent decree.

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

3       (a) Ensure that any inmate care and control staff in contact  
4 with prisoners less than 19 years of age are adequately trained  
5 with regard to the developmental and mental health needs of  
6 prisoners less than 19 years of age.

7       (b) Provide appropriate placement for prisoners less than 19  
8 years of age who have serious mental illness or a developmental  
9 disorder and who need to be housed separately from the general  
10 population. Prisoners less than 19 years of age who have serious  
11 mental illness or a developmental disorder shall not be placed in  
12 administrative segregation due to behavior that is symptomatic of  
13 serious mental illness. Under the supervision of a mental health  
14 professional, a prisoner less than 19 years of age with serious  
15 mental illness may be secluded in a therapeutic environment for the  
16 safety of the prisoner or others. A prisoner in seclusion shall be  
17 evaluated every 12 hours by a mental health professional in order  
18 to remain in seclusion. As used in this section:

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

23       (ii) "Serious mental illness" means that term as defined in  
24 section 100d(3) of the mental health code, 1974 PA 328, MCL  
25 330.1100d.

26       (c) Implement a specialized re-entry program that recognizes  
27 the needs of prisoners less than 19 years old for supervised re-



1 entry.

2 Sec. 930. The department shall not have a shooting range  
3 located on property east of 3760 Foco Road, Standish, Michigan.

4 Sec. 931. (1) Included in the annual cost per prisoner are  
5 funds appropriated in part 1 for the following:

6 (a) Northern, southeastern, and southwestern region  
7 correctional facilities.

8 (b) Northern, southeastern, and southwestern region  
9 administration and support.

10 (c) Northern, southeastern, and southwestern region clinical  
11 complexes.

12 (d) Prisoner health care services.

13 (e) Health care administration.

14 (f) Vaccination program.

15 (g) Prison food service and federal school lunch program.

16 (h) Transportation.

17 (i) Inmate legal services.

18 (j) Correctional facilities administration.

19 (k) Central records.

20 (l) DOJ psychiatric plan.

21 (m) Workers compensation.

22 (n) New custody staff training.

23 (o) Housing inmates in federal institutions.

24 (p) Prison store operations.

25 (q) Education services and federal education grants.

26 (r) MPRI education program.

27 (2) It is the intent of the legislature that the department

1 reduce the annual cost per prisoner by \$841.00 in comparison to the  
2 annual cost per prisoner in fiscal year 2008-2009.

3 Sec. 932. (1) The funds appropriated in part 1 for Alger  
4 maximum correctional facility are appropriated for the purpose of  
5 authorizing the following FTE positions:

6 (a) 1.0 warden FTE position.

7 (b) 2.0 deputy warden FTE positions.

8 (c) 2.0 assistant deputy warden FTE positions.

9 (d) 245.8 custody staff FTE positions.

10 (e) 12.2 noncustody staff FTE positions.

11 (2) The funds appropriated in part 1 for Baraga maximum  
12 correctional facility are appropriated for the purpose of  
13 authorizing the following FTE positions:

14 (a) 1.0 warden FTE position.

15 (b) 2.0 deputy warden FTE positions.

16 (c) 2.0 assistant deputy warden FTE positions.

17 (d) 298.1 custody staff FTE positions.

18 (e) 24.0 noncustody staff FTE positions.

19 (3) The funds appropriated in part 1 for Chippewa correctional  
20 facility are appropriated for the purpose of authorizing the  
21 following FTE positions:

22 (a) 1.0 warden FTE position.

23 (b) 1.0 deputy warden FTE position.

24 (c) 3.0 assistant deputy warden FTE positions.

25 (d) 397.3 custody staff FTE positions.

26 (e) 73.0 noncustody staff FTE positions.

27 (4) The funds appropriated in part 1 for Kinross correctional

1 facility are appropriated for the purpose of authorizing the  
2 following FTE positions:

3 (a) 1.0 warden FTE position.

4 (b) 1.0 deputy warden FTE position.

5 (c) 2.0 assistant deputy warden FTE positions.

6 (d) 294.3 custody staff FTE positions.

7 (e) 47.0 noncustody staff FTE positions.

8 (5) The funds appropriated in part 1 for Marquette branch  
9 prison are appropriated for the purpose of authorizing the  
10 following FTE positions:

11 (a) 1.0 warden FTE position.

12 (b) 3.0 deputy warden FTE positions.

13 (c) 3.0 assistant deputy warden FTE positions.

14 (d) 296.1 custody staff FTE positions.

15 (e) 42.0 noncustody staff FTE positions.

16 (6) The funds appropriated in part 1 for Newberry correctional  
17 facility are appropriated for the purpose of authorizing the  
18 following FTE positions:

19 (a) 1.0 warden FTE position.

20 (b) 2.0 deputy warden FTE positions.

21 (c) 1.0 assistant deputy warden FTE position.

22 (d) 243.6 custody staff FTE positions.

23 (e) 24.3 noncustody staff FTE positions.

24 (7) The funds appropriated in part 1 for Oaks correctional  
25 facility are appropriated for the purpose of authorizing the  
26 following FTE positions:

27 (a) 1.0 warden FTE position.

1 (b) 2.0 deputy warden FTE positions.

2 (c) 1.0 assistant deputy warden FTE position.

3 (d) 297.5 custody staff FTE positions.

4 (e) 20.5 noncustody staff FTE positions.

5 (8) The funds appropriated in part 1 for Ojibway correctional

6 facility are appropriated for the purpose of authorizing the

7 following FTE positions:

8 (a) 1.0 warden FTE position.

9 (b) 2.0 deputy warden FTE positions.

10 (c) 2.0 assistant deputy warden FTE positions.

11 (d) 181.9 custody staff FTE positions.

12 (e) 19.0 noncustody staff FTE positions.

13 (9) The funds appropriated in part 1 for Pugsley correctional

14 facility are appropriated for the purpose of authorizing the

15 following FTE positions:

16 (a) 1.0 warden FTE position.

17 (b) 2.0 deputy warden FTE positions.

18 (c) 1.0 assistant deputy warden FTE position.

19 (d) 184.9 custody staff FTE positions.

20 (e) 24.1 noncustody staff FTE positions.

21 (10) The funds appropriated in part 1 for Saginaw correctional

22 facility are appropriated for the purpose of authorizing the

23 following FTE positions:

24 (a) 1.0 warden FTE position.

25 (b) 2.0 deputy warden FTE positions.

26 (c) 1.0 assistant deputy warden FTE position.

27 (d) 270.1 custody staff FTE positions.

1 (e) 34.7 noncustody staff FTE positions.

2 (11) The funds appropriated in part 1 for Cooper street  
3 correctional facility are appropriated for the purpose of  
4 authorizing the following FTE positions:

5 (a) 1.0 warden FTE position.

6 (b) 1.0 deputy warden FTE position.

7 (c) 2.0 assistant deputy warden FTE positions.

8 (d) 241.2 custody staff FTE positions.

9 (e) 29.0 noncustody staff FTE positions.

10 (12) The funds appropriated in part 1 for G. Robert Cotton  
11 correctional facility are appropriated for the purpose of  
12 authorizing the following FTE positions:

13 (a) 1.0 warden FTE position.

14 (b) 1.0 deputy warden FTE position.

15 (c) 2.0 assistant deputy warden FTE positions.

16 (d) 368.3 custody staff FTE positions.

17 (e) 32.2 noncustody staff FTE positions.

18 (13) The funds appropriated in part 1 for Charles E. Egeler  
19 correctional facility are appropriated for the purpose of  
20 authorizing the following FTE positions:

21 (a) 1.0 warden FTE position.

22 (b) 1.0 deputy warden FTE position.

23 (c) 2.0 assistant deputy warden FTE positions.

24 (d) 292.3 custody staff FTE positions.

25 (e) 59.0 noncustody staff FTE positions.

26 (14) The funds appropriated in part 1 for Gus Harrison  
27 correctional facility are appropriated for the purpose of

1 authorizing the following FTE positions:

2 (a) 1.0 warden FTE position.

3 (b) 2.0 deputy warden FTE positions.

4 (c) 2.0 assistant deputy warden FTE positions.

5 (d) 392.2 custody staff FTE positions.

6 (e) 49.5 noncustody staff FTE positions.

7 (15) The funds appropriated in part 1 for Huron Valley  
8 correctional complex are appropriated for the purpose of  
9 authorizing the following FTE positions:

10 (a) 1.0 warden FTE position.

11 (b) 5.0 deputy warden FTE position.

12 (c) 2.0 assistant deputy warden FTE positions.

13 (d) 580.8 custody staff FTE positions.

14 (e) 55.8 noncustody staff FTE positions.

15 (16) The funds appropriated in part 1 for Macomb correctional  
16 facility are appropriated for the purpose of authorizing the  
17 following FTE positions:

18 (a) 1.0 warden FTE position.

19 (b) 1.0 deputy warden FTE position.

20 (c) 2.0 assistant deputy warden FTE positions.

21 (d) 254.8 custody staff FTE positions.

22 (e) 20.8 noncustody staff FTE positions.

23 (17) The funds appropriated in part 1 for Maxey/Woodland  
24 Center correctional facility are appropriated for the purpose of  
25 authorizing the following FTE positions:

26 (a) 1.0 deputy warden FTE position.

27 (b) 174.3 custody staff FTE positions.

1 (c) 11.0 noncustody staff FTE positions.

2 (18) The funds appropriated in part 1 for Mound correctional  
3 facility are appropriated for the purpose of authorizing the  
4 following FTE positions:

5 (a) 1.0 warden FTE position.

6 (b) 1.0 deputy warden FTE position.

7 (c) 2.0 assistant deputy warden FTE positions.

8 (d) 268.5 custody staff FTE positions.

9 (e) 14.0 noncustody staff FTE positions.

10 (19) The funds appropriated in part 1 for Parnall correctional  
11 facility are appropriated for the purpose of authorizing the  
12 following FTE positions:

13 (a) 1.0 warden FTE position.

14 (b) 1.0 deputy warden FTE position.

15 (c) 1.0 assistant deputy warden FTE position.

16 (d) 222.8 custody staff FTE positions.

17 (e) 34.0 noncustody staff FTE positions.

18 (20) The funds appropriated in part 1 for Ryan correctional  
19 facility are appropriated for the purpose of authorizing the  
20 following FTE positions:

21 (a) 1.0 warden FTE position.

22 (b) 2.0 deputy warden FTE positions.

23 (c) 2.0 assistant deputy warden FTE positions.

24 (d) 264.7 custody staff FTE positions.

25 (e) 31.1 noncustody staff FTE positions.

26 (21) The funds appropriated in part 1 for Thumb correctional  
27 facility are appropriated for the purpose of authorizing the

1 following FTE positions:

2 (a) 1.0 warden FTE position.

3 (b) 2.0 deputy warden FTE positions.

4 (c) 2.0 assistant deputy warden FTE positions.

5 (d) 255.0 custody staff FTE positions.

6 (e) 23.0 noncustody staff FTE positions.

7 (22) The funds appropriated in part 1 for the special  
8 alternative incarceration program are appropriated for the purpose  
9 of authorizing the following FTE positions:

10 (a) 1.0 deputy warden FTE position.

11 (b) 1.0 assistant deputy warden FTE position.

12 (c) 109.0 custody staff FTE positions.

13 (d) 8.0 noncustody staff FTE positions.

14 (23) The funds appropriated in part 1 for Bellamy Creek  
15 correctional facility are appropriated for the purpose of  
16 authorizing the following FTE positions:

17 (a) 1.0 warden FTE position.

18 (b) 1.0 deputy warden FTE position.

19 (c) 2.0 assistant deputy warden FTE positions.

20 (d) 341.4 custody staff FTE positions.

21 (e) 52.0 noncustody staff FTE positions.

22 (24) The funds appropriated in part 1 for Earnest C. Brooks  
23 correctional facility are appropriated for the purpose of  
24 authorizing the following FTE positions:

25 (a) 1.0 warden FTE position.

26 (b) 3.0 deputy warden FTE positions.

27 (c) 2.0 assistant deputy warden FTE positions.



1 (d) 399.2 custody staff FTE positions.

2 (e) 43.0 noncustody staff FTE positions.

3 (25) The funds appropriated in part 1 for Carson City  
4 correctional facility are appropriated for the purpose of  
5 authorizing the following FTE positions:

6 (a) 1.0 warden FTE position.

7 (b) 2.0 deputy warden FTE positions.

8 (c) 3.0 assistant deputy warden FTE positions.

9 (d) 406.4 custody staff FTE positions.

10 (e) 40.4 noncustody staff FTE positions.

11 (26) The funds appropriated in part 1 for Richard A. Handlon  
12 correctional facility are appropriated for the purpose of  
13 authorizing the following FTE positions:

14 (a) 1.0 warden FTE position.

15 (b) 1.0 deputy warden FTE position.

16 (c) 2.0 assistant deputy warden FTE positions.

17 (d) 195.4 custody staff FTE positions.

18 (e) 37.0 noncustody staff FTE positions.

19 (27) The funds appropriated in part 1 for Ionia maximum  
20 correctional facility are appropriated for the purpose of  
21 authorizing the following FTE positions:

22 (a) 1.0 warden FTE position.

23 (b) 1.0 deputy warden FTE position.

24 (c) 2.0 assistant deputy warden FTE positions.

25 (d) 275.7 custody staff FTE positions.

26 (e) 40.0 noncustody staff FTE positions.

27 (28) The funds appropriated in part 1 for Lakeland

1 correctional facility are appropriated for the purpose of  
2 authorizing the following FTE positions:

- 3 (a) 1.0 warden FTE position.
- 4 (b) 3.0 deputy warden FTE positions.
- 5 (c) 3.0 assistant deputy warden FTE positions.
- 6 (d) 399.8 custody staff FTE positions.
- 7 (e) 60.0 noncustody staff FTE positions.

8 (29) The funds appropriated in part 1 for Michigan reformatory  
9 are appropriated for the purpose of authorizing the following FTE  
10 positions:

- 11 (a) 1.0 warden FTE position.
- 12 (b) 1.0 deputy warden FTE position.
- 13 (c) 2.0 assistant deputy warden FTE positions.
- 14 (d) 265.1 custody staff FTE positions.
- 15 (e) 29.0 noncustody staff FTE positions.

16 (30) The funds appropriated in part 1 for Pine River  
17 correctional facility are appropriated for the purpose of  
18 authorizing the following FTE positions:

- 19 (a) 1.0 warden FTE position.
- 20 (b) 1.0 deputy warden FTE position.
- 21 (c) 1.0 assistant deputy warden FTE position.
- 22 (d) 275.0 custody staff FTE positions.
- 23 (e) 28.7 noncustody staff FTE positions.

24 (31) The funds appropriated in part 1 for St. Louis  
25 correctional facility are appropriated for the purpose of  
26 authorizing the following FTE positions:

- 27 (a) 1.0 warden FTE position.

1 (b) 2.0 deputy warden FTE positions.

2 (c) 3.0 assistant deputy warden FTE positions.

3 (d) 485.5 custody staff FTE positions.

4 (e) 25.7 noncustody staff FTE positions.

5 (32) As used in this section, "custody staff" means  
6 corrections officer, resident unit officer, corrections medical  
7 aide, corrections medical officer, corrections shift supervisor,  
8 corrections security inspector, assistant resident unit supervisor,  
9 resident unit manager, or corrections resident representative.