

**SUBSTITUTE FOR
SENATE BILL NO. 1153**

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 2011; 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:

1

PART 1

2

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, 2011, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF CORRECTIONS

APPROPRIATION SUMMARY

Average Michigan population	44,893	
Average out-of-state population.....	1,320	
Full-time equated unclassified positions.....	21.0	
Full-time equated classified positions.....	15,916.5	
GROSS APPROPRIATION.....		\$ 1,999,870,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		915,400
ADJUSTED GROSS APPROPRIATION.....		\$ 1,998,954,600
Federal revenues:		
Total federal revenues.....		7,868,500
Special revenue funds:		
Total local revenues.....		443,100
Total private revenues.....		0
Total other state restricted revenues.....		82,066,300
State general fund/general purpose.....		\$ 1,908,576,700
Sec. 102. EXECUTIVE		
Full-time equated unclassified positions.....	21.0	
Full-time equated classified positions.....	55.0	
Unclassified positions--21.0 FTE positions.....		\$ 1,630,900

1	Executive direction--55.0 FTE positions	6,006,600
2	Neal, et al. settlement agreement	<u>10,000,000</u>
3	GROSS APPROPRIATION.....	\$ 17,637,500
4	Appropriated from:	
5	State general fund/general purpose	\$ 17,637,500
6	Sec. 103. PLANNING AND COMMUNITY SUPPORT	
7	Full-time equated classified positions..... 12.0	
8	Mental health awareness training.....	\$ 100,000
9	MPRI residential stability.....	7,365,400
10	MPRI employment readiness.....	7,379,400
11	MPRI social support.....	4,937,500
12	MPRI health and behavioral health.....	3,410,600
13	MPRI operations support.....	3,909,000
14	MPRI swift-and-sure sanctions.....	10,000,000
15	MPRI other projects.....	28,568,900
16	MPRI federal grants.....	1,035,000
17	Substance abuse testing and treatment services--12.0	
18	FTE positions	19,047,800
19	Residential services.....	23,075,500
20	Community corrections comprehensive plans and services	13,958,000
21	Public education and training.....	50,000
22	Regional jail program.....	100
23	Felony drunk driver jail reduction and community	
24	treatment program	1,740,100
25	County jail reimbursement program.....	<u>16,572,100</u>
26	GROSS APPROPRIATION.....	\$ 141,149,400
27	Appropriated from:	

1	Federal revenues:	
2	Federal revenue and reimbursements	1,178,900
3	Special revenue funds:	
4	State restricted revenues and reimbursements	7,514,400
5	State general fund/general purpose	\$ 132,456,100
6	Sec. 104. OPERATIONS SUPPORT ADMINISTRATION	
7	Full-time equated classified positions.....	177.9
8	Operations support administration--52.0 FTE positions	\$ 4,691,400
9	New custody staff training.....	6,021,900
10	Compensatory buyout and union leave bank	100
11	Worker's compensation.....	15,570,300
12	Bureau of fiscal management--93.9 FTE positions	8,053,900
13	Office of legal services--21.0 FTE positions	2,279,200
14	Internal affairs--11.0 FTE positions	1,049,900
15	Rent.....	2,095,200
16	Equipment and special maintenance	2,425,500
17	Administrative hearings officers	3,708,800
18	Judicial data warehouse user fees	50,000
19	Interdepartmental grant to department of state police	2,200,000
20	Interdepartmental grant to department of judiciary...	1,000,000
21	Interdepartmental grant to legislative auditor general	500,000
22	Interdepartmental grant to corrections ombudsman	250,000
23	Sheriffs' coordinating and training office	500,000
24	Prosecutorial and detainer expenses	<u>4,051,000</u>
25	GROSS APPROPRIATION.....	\$ 54,447,200
26	Appropriated from:	
27	Interdepartmental grant revenues:	

Senate Bill No. 1153 as amended March 23, 2010

1	IDG-MDSP, Michigan justice training fund.....	298,400
2	Special revenue funds:	
3	State restricted revenues and reimbursements	1,008,100
4	State general fund/general purpose	\$ 53,140,700
5	Sec. 105. FIELD OPERATIONS ADMINISTRATION	
6	Full-time equated classified positions.....	2,215.9
7	Field operations--2,044.9 FTE positions	\$ 176,870,400
8	Parole board operations--51.0 FTE positions	4,241,800
9	Parole/probation services	2,243,500
10	Community re-entry centers--59.0 FTE positions	14,647,200
11	Electronic monitoring center--61.0 FTE positions	<u>17,035,500</u>
12	GROSS APPROPRIATION	\$ 215,038,400
13	Appropriated from:	
14	Special revenue funds:	
15	Local - community tether program reimbursement	443,100
16	State restricted revenues and reimbursements	14,366,200
17	State general fund/general purpose	\$ 200,229,100
18	Sec. 106. CORRECTIONAL FACILITIES ADMINISTRATION	
19	Full-time equated classified positions.....	1,466.3
20	Correctional facilities administration--28.0 FTE	
21	positions	\$ 5,073,400
22	Prison food service--416.0 FTE positions	70,456,900
23	Transportation--215.6 FTE positions	21,903,100
24	Central records--53.5 FTE positions	3,521,900
25	DOJ, psychiatric plan - MDCH mental health services ..	<<48,996,500>>
26	DOJ, psychiatric plan - MDOC staff and	
27	services--149.7 FTE positions	<<16,994,700>>

Senate Bill No. 1153 as amended March 23, 2010

1	Inmate legal services.....	681,100
2	Loans to parolees.....	179,400
3	Housing inmates in federal institutions.....	765,300
4	Prison store operations--75.0 FTE positions.....	5,078,900
5	Prison industries operations--214.0 FTE positions....	20,809,000
6	Education services and federal education	
7	grants--10.0 FTE positions	3,438,400
8	Federal school lunch program.....	712,800
9	Leased beds and alternatives to leased beds	100
10	Inmate housing fund.....	100
11	MPRI education program--304.5 FTE positions.....	<u>32,391,500</u>
12	GROSS APPROPRIATION.....	\$ <<231,003,100>>
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	IDG-MDCH, forensic center food service.....	617,000
16	Federal revenues:	
17	Federal revenues and reimbursements.....	5,208,200
18	Special revenue funds:	
19	State restricted revenues and reimbursements.....	25,887,900
20	State general fund/general purpose.....	\$ <<199,290,000>>
21	Sec. 107. HEALTH CARE	
22	Full-time equated classified positions..... 1,173.0	
23	Health care administration--14.0 FTE positions.....	\$ 3,020,300
24	Prisoner health care services.....	<<87,186,700>>
25	Vaccination program.....	665,300
26	Northern region clinical complexes--260.8 FTE	
27	positions	28,740,200

Senate Bill No. 1153 as amended March 23, 2010

1	Southeastern region clinical complexes--602.9 FTE	
2	positions	89,996,200
3	Southwestern region clinical complexes--295.3 FTE	
4	positions	<u>35,011,200</u>
5	GROSS APPROPRIATION.....	\$ <<244,619,900>>
6	Appropriated from:	
7	Special revenue funds:	
8	State restricted revenues and reimbursements	349,000
9	State general fund/general purpose	\$ <<244,270,900>>
10	Sec. 108. NORTHERN REGION CORRECTIONAL FACILITIES	
11	Average population	13,190
12	Full-time equated classified positions.....	3,167.2
13	Alger maximum correctional facility -	
14	Munising--268.0 FTE positions.....	\$ 26,883,500
15	Average population	862
16	Baraga maximum correctional facility - Baraga--332.1	
17	FTE positions	31,480,500
18	Average population	854
19	Chippewa correctional facility - Kincheloe--459.4	
20	FTE positions	45,301,600
21	Average population	2,274
22	Kinross correctional facility - Kincheloe--355.0 FTE	
23	positions	34,963,300
24	Average population	1,851
25	Marquette branch prison - Marquette--350.1 FTE	
26	positions	37,531,800
27	Average population	1,211

1	Newberry correctional facility - Newberry--270.9 FTE	
2	positions	25,854,400
3	Average population	1,095
4	Oaks correctional facility - Eastlake--309.0 FTE	
5	positions	33,872,700
6	Average population	1,083
7	Ojibway correctional facility - Marenisco--208.9 FTE	
8	positions	18,770,800
9	Average population	1,175
10	Pugsley correctional facility - Kingsley--224.0 FTE	
11	positions	20,155,800
12	Average population	1,327
13	Saginaw correctional facility - Freeland--314.8 FTE	
14	positions	30,976,200
15	Average population	1,458
16	Northern region administration and support--75.0 FTE	
17	positions	<u>5,631,200</u>
18	GROSS APPROPRIATION.....	\$ 311,421,800
19	Appropriated from:	
20	Special revenue funds:	
21	State restricted revenues and reimbursements	530,200
22	State general fund/general purpose	\$ 310,891,600
23	Sec. 109. SOUTHEASTERN REGION CORRECTIONAL FACILITIES	
24	Average population	15,409
25	Full-time equated classified positions.....	3,930.5
26	Cooper Street correctional facility - Jackson--275.9	
27	FTE positions	\$ 27,862,400

1	Average population	1,709
2	G. Robert Cotton correctional facility -	
3	Jackson--405.5 FTE positions	38,252,000
4	Average population	1,942
5	Charles E. Egeler correctional facility -	
6	Jackson--358.3 FTE positions	38,973,500
7	Average population	1,418
8	Gus Harrison correctional facility - Adrian--450.7	
9	FTE positions	44,549,900
10	Average population	2,322
11	Huron Valley correctional complex - Ypsilanti--650.6	
12	FTE positions	67,313,700
13	Average population	1,754
14	Macomb correctional facility - New Haven--307.3 FTE	
15	positions	29,374,100
16	Average population	1,242
17	Maxey/Woodland Center correctional facility -	
18	Whitmore Lake--186.3 FTE positions.....	16,241,600
19	Average population	104
20	Mound correctional facility - Detroit--300.4 FTE	
21	positions	26,134,800
22	Average population	1,026
23	Parnall correctional facility - Jackson--269.2 FTE	
24	positions	26,291,000
25	Average population	1,684
26	Ryan correctional facility - Detroit--294.3 FTE	
27	positions	29,202,600

1	Average population	1,032	
2	Thumb correctional facility - Lapeer--288.0 FTE		
3	positions		29,026,800
4	Average population	1,176	
5	Southeastern region administration and		
6	support--144.0 FTE positions		<u>21,590,800</u>
7	GROSS APPROPRIATION.....	\$	394,813,200
8	Appropriated from:		
9	Federal revenues:		
10	Federal revenues and reimbursements.....		1,481,400
11	Special revenue funds:		
12	State restricted revenues and reimbursements.....		1,362,800
13	State general fund/general purpose.....	\$	391,969,000
14	Sec. 110. SOUTHWESTERN REGION CORRECTIONAL FACILITIES		
15	Average Michigan population	16,294	
16	Average out-of-state population.....	1,320	
17	Full-time equated classified positions.....	3,718.7	
18	Bellamy Creek correctional facility - Ionia--399.4		
19	FTE positions	\$	36,228,600
20	Average population	1,856	
21	Earnest C. Brooks correctional facility -		
22	Muskegon--453.0 FTE positions.....		44,338,900
23	Average population	2,496	
24	Carson City correctional facility - Carson		
25	City--458.1 FTE positions		45,533,900
26	Average population	2,504	
27	Richard A. Handlon correctional facility -		

1	Ionia--235.4 FTE positions	22,653,400
2	Average population	1,251
3	Ionia maximum correctional facility - Ionia--306.7	
4	FTE positions	29,863,800
5	Average population	656
6	Lakeland correctional facility - Coldwater--474.8	
7	FTE positions	45,107,600
8	Average population	2,604
9	Michigan reformatory - Ionia--311.1 FTE positions	26,817,100
10	Average population	1,274
11	Muskegon correctional facility - Muskegon--238.0 FTE	
12	positions	29,332,300
13	Average population	1,320
14	Pine River correctional facility - St. Louis--211.7	
15	FTE positions	20,376,600
16	Average population	1,273
17	St. Louis correctional facility - St. Louis--528.5	
18	FTE positions	50,094,000
19	Average population	2,380
20	Southwestern region administration and	
21	support--102.0 FTE positions	<u>16,535,800</u>
22	GROSS APPROPRIATION.....	\$ 366,882,000
23	Appropriated from:	
24	Special revenue funds:	
25	State restricted revenues and reimbursements	30,262,800
26	State general fund/general purpose	\$ 336,619,200
27	Sec. 111. INFORMATION TECHNOLOGY	

1	Information technology services and projects	\$	<u>22,857,500</u>
2	GROSS APPROPRIATION	\$	22,857,500
3	Appropriated from:		
4	Special revenue funds:		
5	State restricted revenues and reimbursements		784,900
6	State general fund/general purpose	\$	22,072,600

7 PART 2

8 PROVISIONS CONCERNING APPROPRIATIONS

9 **GENERAL SECTIONS**

10 Sec. 201. Pursuant to section 30 of article IX of the state
 11 constitution of 1963, total state spending from state resources
 12 under part 1 for fiscal year 2010-2011 is \$1,990,643,000.00 and
 13 state spending from state resources to be paid to local units of
 14 government for fiscal year 2010-2011 is \$97,562,700.00. The
 15 itemized statement below identifies appropriations from which
 16 spending to local units of government will occur:

17 DEPARTMENT OF CORRECTIONS

18	Field operations - assumption of county probation		
19	staff	\$	51,579,200
20	Public service work projects		5,140,200
21	Community corrections comprehensive plans and services		13,958,000
22	Community corrections residential services		23,075,500
23	Community corrections public education and training ..		50,000
24	Felony drunk driver jail reduction and community		
25	treatment program		1,740,100

1	Community re-entry centers.....	2,019,600
2	Regional jail program.....	<u>100</u>
3	TOTAL.....	\$ 97,562,700

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

7 Sec. 203. As used in this act:

8 (a) "Administrative segregation" means confinement for
9 maintenance of order or discipline to a cell or room apart from
10 accommodations provided for inmates who are participating in
11 programs of the facility.

12 (b) "Cost per prisoner" means the sum total of the funds
13 appropriated under part 1 for the following, divided by the
14 projected prisoner population in fiscal year 2010-2011:

15 (i) Northern, southeastern, and southwestern region
16 correctional facilities.

17 (ii) Northern, southeastern, and southwestern region
18 administration and support.

19 (iii) Northern, southeastern, and southwestern region clinical
20 complexes.

21 (iv) Prisoner health care services.

22 (v) Health care administration.

23 (vi) Vaccination program.

24 (vii) Prison food service and federal school lunch program.

25 (viii) Transportation.

26 (ix) Inmate legal services.

27 (x) Correctional facilities administration.

1 (xi) Central records.

2 (xii) DOJ psychiatric plan.

3 (xiii) Worker's compensation.

4 (xiv) New custody staff training.

5 (xv) Housing inmates in federal institutions.

6 (xvi) Prison store operations.

7 (xvii) Education services and federal education grants.

8 (xviii) MPRI education program.

9 (c) "Department" or "MDOC" means the Michigan department of
10 corrections.

11 (d) "DOJ" means the United States department of justice.

12 (e) "Evidence-based practices" or "EBP" means a decision-
13 making process that integrates the best available research,
14 clinician expertise, and client characteristics.

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

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

17 (h) "Goal" means the intended or projected result of a
18 comprehensive corrections plan or community corrections program to
19 reduce repeat offending, criminogenic and high-risk behaviors,
20 prison commitment rates, to reduce the length of stay in a jail, or
21 to improve the utilization of a jail.

22 (i) "GPS" means global positioning system.

23 (j) "HIV" means human immunodeficiency virus.

24 (k) "IDG" means interdepartmental grant.

25 (l) "IDT" means intradepartmental transfer.

26 (m) "Jail" means a facility operated by a local unit of
27 government for the physical detention and correction of persons

1 charged with or convicted of criminal offenses.

2 (n) "MDCH" means the Michigan department of community health.

3 (o) "Medicaid benefit" means a benefit paid or payable under a
4 program for medical assistance under the social welfare act, 1939
5 PA 280, MCL 400.1 to 400.119b.

6 (p) "MDSP" means the Michigan department of state police.

7 (q) "MPRI" means the Michigan prisoner reentry initiative.

8 (r) "Objective risk and needs assessment" means an evaluation
9 of an offender's criminal history; the offender's noncriminal
10 history; and any other factors relevant to the risk the offender
11 would present to the public safety, including, but not limited to,
12 having demonstrated a pattern of violent behavior, and a criminal
13 record that indicates a pattern of violent offenses.

14 (s) "Offender eligibility criteria" means particular criminal
15 violations, state felony sentencing guidelines descriptors, and
16 offender characteristics developed by advisory boards and approved
17 by local units of government that identify the offenders suitable
18 for community corrections programs funded through the office of
19 community corrections.

20 (t) "Offender target population" means felons or misdemeanants
21 who would likely be sentenced to imprisonment in a state
22 correctional facility or jail, who would not likely increase the
23 risk to the public safety based on an objective risk and needs
24 assessment that indicates that the offender can be safely treated
25 and supervised in the community.

26 (u) "Offender who would likely be sentenced to imprisonment"
27 means either of the following:

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

5 (ii) A currently incarcerated felon or misdemeanor who is
6 granted early release from incarceration to a community corrections
7 program or who is granted early release from incarceration as a
8 result of a community corrections program.

9 (v) "Recidivism" means any of the following:

10 (i) The arrest and conviction of a supervised individual for a
11 new offense while under community supervision.

12 (ii) The adjudication of a supervised individual for a
13 violation of the conditions of supervision while under community
14 supervision.

15 (iii) A sanction resulting from a violation of terms of
16 supervision.

17 (w) "Serious emotional disturbance" means that term as defined
18 in section 100d(2) of the mental health code, 1974 PA 328, MCL
19 330.1100d.

20 (x) "Serious mental illness" means that term as defined in
21 section 100d(3) of the mental health code, 1974 PA 328, MCL
22 330.1100d.

23 (y) "Success" means that an offender has done all of the
24 following:

25 (i) Regularly reported to his or her assigned field agent.

26 (ii) Is participating in or has successfully completed all
27 required substance abuse, mental health, sex offender, or other

1 treatment as approved by the field agent.

2 (iii) Obtained employment, has enrolled or participated in a
3 program of education or job training, or has investigated all bona
4 fide employment opportunities.

5 (iv) Obtained housing.

6 (v) Obtained a state identification card.

7 (vi) Not sent or returned to prison for the conviction of a new
8 crime or the revocation of probation or parole.

9 (vii) Not been sentenced to a jail term for a new criminal
10 offense.

11 Sec. 204. The civil service commission shall bill departments
12 and agencies at the end of the first fiscal quarter for the charges
13 authorized by section 5 of article XI of the state constitution of
14 1963. Payments shall be made for the total amount of the billing by
15 the end of the second fiscal quarter.

16 Sec. 205. (1) A hiring freeze is imposed on the state
17 classified civil service. State departments and agencies are
18 prohibited from hiring any new full-time state classified civil
19 service employees and prohibited from filling any vacant state
20 classified civil service positions. This hiring freeze does not
21 apply to internal transfers of classified employees from 1 position
22 to another within a department.

23 (2) The state budget director may grant exceptions to the
24 hiring freeze when the state budget director believes that this
25 hiring freeze will result in rendering a state department or agency
26 unable to deliver basic services, cause loss of revenue to the
27 state, result in the inability of the state to receive federal

1 funds, or necessitate additional expenditures that exceed any
2 savings from maintaining a vacancy. The state budget director shall
3 report quarterly to the chairpersons of the senate and house
4 standing committees on appropriations the number of exceptions to
5 the hiring freeze approved during the previous quarter and the
6 reasons to justify the exception.

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

10 Sec. 207. At least 90 days before beginning any effort to
11 privatize, except for the current effort to privatize and contract
12 for prisoner mental health services that is necessitated by the
13 critical need for prisoner mental health treatment staff, the
14 department shall submit a complete project plan to the appropriate
15 senate and house appropriations subcommittees and the senate and
16 house fiscal agencies. The plan shall include the criteria under
17 which the privatization initiative will be evaluated. The
18 evaluation shall be completed and submitted to the appropriate
19 senate and house appropriations subcommittees and the senate and
20 house fiscal agencies within 30 months. In the case of the current
21 effort to privatize and contract for prisoner mental health
22 services, the department shall submit a complete project plan to
23 the appropriate senate and house appropriations committee chairs
24 and appropriate senate and house appropriations subcommittee chairs
25 as well as the senate and house fiscal agencies and state budget
26 office 10 days prior to beginning the effort.

27 Sec. 208. The department shall use the Internet to fulfill the

1 reporting requirements of this act. This requirement may include
2 transmission of reports via electronic mail to the recipients
3 identified for each reporting requirement or it may include
4 placement of reports on an Internet or Intranet site. There shall
5 be at least 1 separate and distinct electronic file for each
6 section that includes a reporting requirement.

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

19 Sec. 210. (1) Individuals seeking employment with the
20 department shall submit to a controlled substance test administered
21 by the department under civil service rules and regulations and
22 applicable collective bargaining agreements.

23 (2) The department shall deny employment to individuals
24 seeking employment with the department who violate subsection (1)
25 or who submit to testing under subsection (1) but test positive for
26 the illicit use of a controlled substance.

27 Sec. 211. (1) The department may charge fees and collect

1 revenues in excess of appropriations in part 1 not to exceed the
2 cost of offender services and programming, employee meals, parolee
3 loans, academic/vocational services, custody escorts, compassionate
4 visits, and union steward activities. The revenues and fees
5 collected are appropriated for all expenses associated with these
6 services and activities.

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

16 Sec. 213. By February 15, 2011, the department shall provide
17 the members of the senate and house appropriations subcommittees on
18 corrections, the senate and house fiscal agencies, and the state
19 budget director with a report detailing non-general fund/general
20 purpose sources of revenue, including, but not limited to, federal
21 revenues, state restricted revenues, local and private revenues,
22 offender reimbursements and other payments, revolving funds, and 1-
23 time sources of revenue, whether or not those revenues were
24 appropriated. The report shall include statements detailing for
25 each account the total amount of revenue received during fiscal
26 year 2009-2010, the amount by which the revenue exceeded any
27 applicable appropriated fund source, the amount spent during fiscal

1 year 2009-2010, the account balance at the close of fiscal year
2 2009-2010, and the projected revenues and expenditures for fiscal
3 year 2010-2011.

4 Sec. 214. From the funds appropriated in part 1 for
5 information technology, the department shall pay user fees to the
6 department of technology, management, and budget for technology-
7 related services and projects. These user fees shall be subject to
8 provisions of an interagency agreement between the department and
9 the department of technology, management, and budget.

10 Sec. 215. Amounts appropriated in part 1 for information
11 technology may be designated as work projects and carried forward
12 to support department of corrections technology projects under the
13 direction of the department of information technology. Funds
14 designated in this manner are not available for expenditure until
15 approved as work projects under section 451a of the management and
16 budget act, 1984 PA 431, MCL 18.1451a.

17 Sec. 216. (1) Due to the current budgetary problems of this
18 state, out-of-state travel for the fiscal year ending September 30,
19 2011 shall be limited to situations in which 1 or more of the
20 following conditions apply:

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

23 (b) The travel is necessary to protect the health or safety of
24 Michigan citizens or visitors or to assist other states for similar
25 reasons.

26 (c) The travel is necessary to produce budgetary savings or to
27 increase state revenues, or both, including protecting existing

1 federal funds or securing additional federal funds.

2 (d) The travel is necessary to comply with federal
3 requirements.

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

6 (f) The travel is financed entirely by federal or nonstate
7 funds.

8 (2) Not later than January 1, 2011, each department shall
9 prepare a travel report listing all travel by classified and
10 unclassified employees outside this state in the immediately
11 preceding fiscal year that was funded in whole or in part with
12 funds appropriated in the department's budget. The report shall be
13 submitted to the senate and house standing committees on
14 appropriations, the senate and house fiscal agencies, and the state
15 budget director. The report shall include the following
16 information:

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

19 (b) The destination of each travel occurrence.

20 (c) The dates of each travel occurrence.

21 (d) A brief statement of the reason for each travel
22 occurrence.

23 (e) The transportation and related costs of each travel
24 occurrence, including the proportion funded with state general
25 fund/general purpose revenues, the proportion funded with state
26 restricted revenues, the proportion funded with federal revenues,
27 and the proportion funded with other revenues.

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

3 Sec. 217. The director shall take all reasonable steps to
4 ensure businesses in deprived and depressed communities compete for
5 and perform contracts to provide services or supplies, or both. The
6 director shall strongly encourage firms with which the department
7 contracts to subcontract with certified businesses in deprived and
8 depressed communities for services, supplies, or both, that can
9 help to ensure the success of parolees and probationers.

10 Sec. 221. (1) The department shall report no later than March
11 1, 2011 on each specific policy change made to implement a public
12 act affecting the department that took effect during the previous
13 calendar year to the senate and house appropriations subcommittees
14 on corrections, the joint committee on administrative rules, and
15 the senate and house fiscal agencies.

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

23 (3) As used in this section:

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

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

1 24.207a.

2 Sec. 222. Funds appropriated in part 1 shall not be used by a
3 principal executive department, state agency, or authority to hire
4 a person to provide legal services that are the responsibility of
5 the attorney general. This prohibition does not apply to legal
6 services for bonding activities and for those activities that the
7 attorney general authorizes. If outside counsel is utilized, the
8 department shall provide a detailed report to the legislature
9 specifying expenditures incurred.

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 \$2,000,000.00 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 \$1,000,000.00 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 \$1,000,000.00 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, 2011, 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 \$250,000.00 or more against the department.

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

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

23 Sec. 230. (1) From the funds appropriated in part 1, the
24 department shall complete the study required by section 230 of 2008
25 PA 245. The study shall cover at least 1 county jail in each of the
26 department's 3 administrative regions within the state and at a
27 minimum shall be based on a representative random sample of county

1 jail inmates. To the extent that such information would not
2 conflict with state law on confidentiality for inmates included in
3 the study, at a minimum, the study shall be sufficient to provide
4 all of the information required by subsection (2). In the process
5 of study design, development, and implementation, the department
6 shall assure involvement of and consultation from counties,
7 sheriffs, prosecutors, victims, and consumer, family, advocacy,
8 provider, and professional groups concerned with mental health and
9 justice issues. The methodological basis for the study shall
10 include all of the following:

11 (a) Diagnostic clinical interviews with all of the inmates in
12 the study.

13 (b) Reviews of the criminal history records of all of the
14 inmates in the study.

15 (c) Reviews of the medical and mental health records of all of
16 the inmates in the study, as available.

17 (2) By September 1, 2011, the department shall report to the
18 senate and house appropriations subcommittees on corrections, the
19 senate and house appropriations subcommittees on community health,
20 the senate and house fiscal agencies, and the state budget director
21 on the results and findings of the study, including, at a minimum,
22 information on all of the following, to the extent that the
23 information does not conflict with state law on confidentiality for
24 the inmates included in the study:

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

27 (b) The proportion of county jail inmates with a primary

1 diagnosis of mental illness, the proportion of inmates with a
2 primary diagnosis of addiction disorder, and the proportion of
3 inmates with a dual diagnosis of mental illness and addiction
4 disorder.

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

7 (i) The proportion considered to currently require treatment
8 and the percentage in need of treatment who are currently receiving
9 it. Information on inmates currently receiving treatment shall
10 identify whether the inmates are receiving inpatient, residential,
11 or outpatient treatment. Treatment information on inmates with a
12 dual diagnosis shall identify whether inmates are receiving mental
13 health inpatient, mental health residential, mental health
14 outpatient, substance abuse residential, or substance abuse
15 outpatient treatment.

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

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

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

25 Sec. 231. The department shall not approve the travel of more
26 than 1 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 1
5 employee from the department does not have expertise.

6 Sec. 232. By April 1, 2011, the department shall report to the
7 senate and house of representatives appropriations subcommittees on
8 corrections, the senate and house fiscal agencies, and the state
9 budget director with a listing of Michigan vendors whose contracts
10 were canceled or reduced in favor of single-source contracts from
11 vendors based outside of Michigan. The report shall provide
12 information for fiscal years 2008-2009 and 2009-2010 and shall
13 include pertinent contract amounts.

14 Sec. 233. The department shall reduce expenditures to achieve
15 a \$1,184.00 reduction in its costs per prisoner as determined by
16 the formula in section 203. As part of this effort, the department
17 shall implement changes recommended by the Michigan office of the
18 auditor general in audit reports 471-1038-08, 471-0621-07L, 471-
19 0620-07L, and 471-0623-07L.

20 Sec. 235. It is the intent of the legislature that the
21 department reduce expenditures by following the recommendations
22 outlined in the following reports issued by the Michigan office of
23 the auditor general:

24 (a) Audit report 471-0130-08 of June 2009 found \$7,534,039.00
25 in known savings that would have been achieved through cost-neutral
26 operation of the bureau of correctional industries, as follows:

27 (i) Finding 1 indicates that the bureau of correctional

1 industries has consistently failed to maintain profitable or cost-
2 neutral operations.

3 (ii) Finding 2 indicates that the bureau of correctional
4 industries had not developed or implemented a comprehensive
5 business plan.

6 (iii) Finding 3 indicates that the bureau of correctional
7 industries did not efficiently schedule and utilize its trucks and
8 drivers for delivery of products and services.

9 (iv) Finding 4 indicates that the bureau of correctional
10 industries had not established comprehensive policies and
11 procedures for setting prices and discounts for products and
12 services.

13 (b) Audit report 471-0621-07L of June 2008 found \$126,000.00
14 in known savings and \$1,816,000.00 in estimated savings that could
15 be achieved through reforms related to prison food service
16 practices, as follows:

17 (i) Finding 1 indicates that the department needs to consider
18 additional ways to reduce the costs of providing prisoner meals.

19 (ii) Finding 2 indicates that the department did not
20 effectively monitor food production.

21 (iii) Finding 3 indicates that the department's correctional
22 facilities did not consistently ensure that they obtained food
23 commodities at the best price.

24 (c) Audit report 471-0620-07L of October 2008 found
25 \$14,800,000.00 in estimated savings that could be achieved through
26 reforms of the department's staffing and purchasing policies, as
27 follows:

1 (i) Finding 1 indicates that the department needs to improve
2 its administration of custody officer staffing.

3 (ii) Finding 2 indicates that the department needs to pursue
4 additional cost-saving measures through future contract
5 negotiations and review of its organizational structure.

6 (iii) Finding 3 indicates that the department did not have a
7 formal process in place to negotiate prices for goods and services
8 purchased from Michigan state industries.

9 (d) Audit report 471-0623-07L of December 2008 found that
10 significant but indeterminate savings could be achieved through
11 reforms of prisoner transportation policies, as follows:

12 (i) Finding 1 indicates that the department had not developed a
13 standardized method to identify, account for, document, and report
14 prisoner transportation activity.

15 (ii) Finding 2 indicates that the department had not fully
16 implemented its computerized prison transportation system to
17 prioritize, schedule, route, and coordinate its prisoner
18 transportation services.

19 (iii) Finding 3 indicates that the department had not
20 established a central transportation coordinator, with the
21 appropriate level of authority, to work with the regional
22 transportation hubs, the individual facility transfer coordinators,
23 and the medical and records office staff at each facility.

24 (iv) Finding 4 indicates that the department should continue to
25 seek the cooperation of the state court administrative office and
26 its medical service providers to fully use existing technology to
27 conduct videoconferencing for court and medical appointments.

1 **EXECUTIVE**

2 Sec. 301. (1) For 5 years after a felony offender is released
3 from the department's jurisdiction, the department shall maintain
4 the offender's file on the offender tracking information system and
5 make it publicly accessible in the same manner as the file of the
6 current offender. However, the department shall immediately remove
7 the offender's file from the offender tracking information system
8 upon determination that the offender was wrongfully convicted and
9 the offender's file is not otherwise required to be maintained on
10 the offender tracking information system.

11 (2) Information removed from the offender tracking information
12 system due to the expiration of 5 years following release of an
13 offender from the department's jurisdiction shall be retained by
14 the department and maintained in a password-protected archive.
15 Effective October 1, 2009, information in the archive shall be made
16 available upon payment of a fee as determined by the department.
17 Revenue collected under this section is appropriated for the costs
18 of the offender tracking information system, and any revenue
19 collected in excess of the costs of maintaining the offender
20 tracking information system is appropriated for information
21 technology costs. The department shall report on March 1, 2011 to
22 the senate and house appropriations subcommittees on corrections,
23 the senate and house fiscal agencies, and the state budget director
24 on the fees charged and revenue collected under this section.

25 Sec. 303. It is the intent of the legislature that the
26 quantity of database systems in use by the department be optimal

1 for efficient data usage and communications. By March 1, 2011, the
2 department shall report to the senate and house appropriations
3 subcommittees on corrections, the senate and house fiscal agencies,
4 and the state budget director on the status of the plan to
5 implement secure, encrypted, Internet-based database systems that
6 can electronically communicate with each other and with other law-
7 enforcement-related databases by September 30, 2011.

8 Sec. 304. The director of the department shall maintain a
9 staff savings initiative program to invite employees to submit
10 suggestions for saving costs for the department. The department
11 shall report semiannually to the senate and house appropriations
12 subcommittees on corrections, the senate and house fiscal agencies,
13 and the state budget director on the suggestions submitted under
14 this section, the implementation plan for those suggestions with
15 which the department agrees, and an explanation of any
16 disagreements with suggestions.

17 Sec. 305. By March 1, 2011, the department shall report to the
18 senate and house appropriations subcommittees on corrections, the
19 senate and house fiscal agencies, and the state budget director on
20 the number of prisoners who committed suicide during the previous
21 calendar year. To the extent permitted by law, the report shall
22 include all of the following information:

23 (a) The prisoner's age, offense, sentence, and admission date.

24 (b) Each prisoner's facility and unit.

25 (c) A description of the circumstances of the suicide.

26 (d) The date of the suicide.

27 (e) Whether the suicide occurred in a housing unit, a

1 segregation unit, a mental health unit, or elsewhere on the grounds
2 of the facility.

3 (f) Whether the prisoner had been denied parole and the date
4 of any denial.

5 (g) Whether the prisoner had received a mental health
6 evaluation or assessment.

7 (h) Details on the department's responses to each suicide,
8 including immediate on-site responses and subsequent internal
9 investigations.

10 (i) A description of any monitoring and psychiatric
11 interventions that had been undertaken prior to the prisoner's
12 suicide, including any changes in placement or mental health care.

13 (j) Whether the prisoner had previously attempted suicide.

14 **PLANNING AND COMMUNITY SUPPORT**

15 Sec. 401. The department shall submit 3-year and 5-year prison
16 population projection updates by February 1, 2011 to the senate and
17 house appropriations subcommittees on corrections, the senate and
18 house fiscal agencies, and the state budget director. The report
19 shall include explanations of the methodology and assumptions used
20 in developing the projection updates.

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

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

1 training.

2 (b) The provision of housing assistance.

3 (c) Referral to mental health services.

4 (d) Referral to substance abuse services.

5 (e) Referral to public health services.

6 (f) Referral to education.

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

9 (h) Reimbursement to county jails for the housing of probation
10 violators and parolees who have been arrested on suspicion of a new
11 offense.

12 Sec. 402a. From the funds appropriated in part 1 for MPRI
13 swift-and-sure sanctions, the department shall reimburse county
14 jails that house probation violators and parolees who have been
15 arrested on suspicion of a new offense. State reimbursement under
16 this section for prisoner housing and custody expenses shall be
17 \$35.00 per diem.

18 Sec. 403. By March 1, 2011, the department shall provide a
19 report on MPRI expenditures and allocations to the members of the
20 senate and house appropriations subcommittees on corrections, the
21 senate and house fiscal agencies, and the state budget director. At
22 a minimum, the report shall include information on both of the
23 following:

24 (a) Details on prior-year expenditures, including amounts
25 spent on each project funded, itemized by service provided and
26 service provider.

27 (b) Allocations and projected expenditures for each project

1 funded and for each project to be funded, itemized by service to be
2 provided and service provider.

3 Sec. 404. (1) The department shall screen and assess each
4 prisoner for alcohol and other drug involvement to determine the
5 need for further treatment. The assessment process shall be
6 designed to identify the severity of alcohol and other drug
7 addiction and determine the treatment plan, if appropriate.

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

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

18 (2) Of the funds appropriated in part 1 for residential
19 services, at least \$5,000,000.00 shall be utilized to operate
20 residential substance abuse treatment programs around the state.

21 (3) By March 1, 2011, the department shall report to the
22 senate and house appropriations subcommittees on corrections, the
23 senate and house fiscal agencies, and the state budget director on
24 the allocation, distribution, and expenditure of all funds
25 appropriated by the substance abuse testing and treatment line item
26 during fiscal year 2009-2010 and projected for fiscal year 2010-
27 2011. The report shall include, but not be limited to, an

1 explanation of an anticipated year-end balance, the number of
2 participants in substance abuse programs, and the number of
3 offenders on waiting lists for residential substance abuse
4 programs. Information required under this subsection shall, where
5 possible, be separated by MDOC administrative region and by
6 offender type, including, but not limited to, a distinction between
7 prisoners, parolees, and probationers.

8 (4) By March 1, 2011, the department shall report to the
9 senate and house appropriations subcommittees on corrections, the
10 senate and house fiscal agencies, and the state budget director on
11 substance abuse testing and treatment program objectives, outcome
12 measures, and results, including program impact on offender
13 behavior and success as defined in section 203.

14 Sec. 405a. The department shall work cooperatively with MDCH and
15 substance abuse coordinating agencies in referring offenders as
16 appropriate to intensive substance abuse services, including
17 residential services.

18 Sec. 407. (1) By June 30, 2011, the department shall place the
19 2010 statistical report on an Internet site. The statistical report
20 shall include, but not be limited to, the information as provided
21 in the 2004 statistical report.

22 (2) It is the intent of the legislature that starting with
23 calendar year 2010, the statistical report be placed on an Internet
24 site within 6 months after the end of each calendar year.

25 Sec. 408. The department shall measure the recidivism rates of
26 offenders using at least a 3-year period following their release
27 from prison.

1 Sec. 409. The office of community corrections shall provide
2 and coordinate the delivery and implementation of services in
3 communities to facilitate successful offender reintegration into
4 the community. Programs and services to be offered shall include,
5 but are not limited to, technical assistance for comprehensive
6 corrections plan development, new program start-up funding, program
7 funding for those programs delivering services for eligible
8 offenders in geographic areas identified by the office of community
9 corrections as having a shortage of available services, technical
10 assistance, referral services for education, employment services,
11 and substance abuse and family counseling.

12 Sec. 410. (1) The funds included in part 1 for community
13 corrections comprehensive plans and services are to encourage the
14 development through technical assistance grants, implementation,
15 and operation of community corrections programs that enhance
16 offender success and that also may serve as an alternative to
17 incarceration in a state facility or jail. The comprehensive
18 corrections plans shall include an explanation of how the public
19 safety will be maintained, the goals for the local jurisdiction,
20 offender target populations intended to be affected, offender
21 eligibility criteria for purposes outlined in the plan, and how the
22 plans will meet the following objectives, consistent with section
23 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

24 (a) Reduce admissions to prison of offenders who would have
25 otherwise received an active sentence, including probation
26 violators.

27 (b) Improve the appropriate utilization of jail facilities,

1 the first priority of which is to open jail beds intended to house
2 otherwise prison-bound felons, and the second priority being to
3 appropriately utilize jail beds so that jail crowding does not
4 occur.

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

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

8 (e) Reduce the admission or readmission to prison of
9 offenders, including probation violators and parole violators, for
10 substance abuse violations.

11 (f) Contribute to the success of offenders, as defined in
12 section 203.

13 (2) The award of community corrections comprehensive plans and
14 residential services funds shall be based on criteria that include,
15 but are not limited to, the prison commitment rate by category of
16 offenders, trends in prison commitment rates and jail utilization,
17 historical trends in community corrections program capacity and
18 program utilization, and the projected impact and outcome of annual
19 policies and procedures of programs on offender success, prison
20 commitment rates, and jail utilization.

21 (3) Funds awarded for residential services in part 1 shall
22 provide for a per diem reimbursement of not more than \$48.50.

23 Sec. 411. The comprehensive corrections plans shall also
24 include, where appropriate, descriptive information on the full
25 range of sanctions and services that are available and utilized
26 within the local jurisdiction and an explanation of how jail beds,
27 residential services, the special alternative incarceration

1 program, probation detention centers, the electronic monitoring
2 program for probationers, and treatment and rehabilitative services
3 will be utilized to support the objectives and priorities of the
4 comprehensive corrections plans and the purposes and priorities of
5 section 8(4) of the community corrections act, 1988 PA 511, MCL
6 791.408, that contribute to the success of offenders. The plans
7 shall also include, where appropriate, provisions that detail how
8 the local communities plan to respond to sentencing guidelines
9 found in chapter XVII of the code of criminal procedure, 1927 PA
10 175, MCL 777.1 to 777.69, and use the county jail reimbursement
11 program under section 414. The state community corrections board
12 shall encourage local community corrections advisory boards to
13 include in their comprehensive corrections plans strategies to
14 collaborate with local alcohol and drug treatment agencies of the
15 MDCH for the provision of alcohol and drug screening, assessment,
16 case management planning, and delivery of treatment to alcohol- and
17 drug-involved offenders.

18 Sec. 412. (1) As part of the March biannual report specified
19 in section 12(2) of the community corrections act, 1988 PA 511, MCL
20 791.412, that requires an analysis of the impact of that act on
21 prison admissions and jail utilization, the department shall submit
22 to the senate and house appropriations subcommittees on
23 corrections, the senate and house fiscal agencies, and the state
24 budget director the following information for each county and
25 counties consolidated for comprehensive corrections plans:

26 (a) Approved technical assistance grants and comprehensive
27 corrections plans including each program and level of funding, the

1 utilization level of each program, and profile information of
2 enrolled offenders.

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

6 (c) Status of the community corrections information system and
7 the jail population information system.

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

11 (e) Offender disposition data by sentencing guideline range,
12 by disposition type, by prior record variable score, by number and
13 percent statewide and by county, current year, and comparisons to
14 the previous 3 years.

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

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

20 Sec. 413. (1) The department shall identify and coordinate
21 information regarding the availability of and the demand for
22 community corrections programs, jail-based community corrections
23 programs, jail-based probation violation sanctions, and all state-
24 required jail data.

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

27 (3) As a prerequisite to participation in the programs and

1 services offered through the department, counties shall provide
2 necessary jail data to the department.

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

7 (2) The county jail reimbursement program shall reimburse
8 counties for housing and custody of convicted felons if the
9 conviction was for a crime committed on or after January 1, 1999
10 and 1 of the following applies:

11 (a) The felon's sentencing guidelines recommended range upper
12 limit is more than 18 months, the felon's sentencing guidelines
13 recommended range lower limit is 12 months or less, the felon's
14 prior record variable score is 35 or more points, and the felon's
15 sentence is not for commission of a crime in crime class G or crime
16 class H under chapter XVII of the code of criminal procedure, 1927
17 PA 175, MCL 777.1 to 777.69.

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

20 (3) State reimbursement under this section for prisoner
21 housing and custody expenses per diverted offender shall be \$43.50
22 per diem for up to a 1-year total.

23 (4) The department, the state budget office, the Michigan
24 association of counties, and the Michigan sheriffs' association
25 shall, if appropriate, recommend modification of the criteria for
26 reimbursement contained in subsection (2) at meetings convened by
27 the chairs of the house and senate appropriations subcommittees on

1 corrections.

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

6 (6) County jail reimbursement program expenditures shall not
7 exceed the amount appropriated in part 1 for the county jail
8 reimbursement program. Payments to counties under the county jail
9 reimbursement program shall be made in the order in which properly
10 documented requests for reimbursements are received. A request
11 shall be considered to be properly documented if it meets MDOC
12 requirements for documentation.

13 Sec. 416. (1) Funds included in part 1 for the felony drunk
14 driver jail reduction and community treatment program are
15 appropriated for and may be expended for any of the following
16 purposes:

17 (a) To increase availability of treatment options to reduce
18 drunk driving and drunk driving-related deaths by addressing the
19 alcohol addiction of felony drunk drivers who otherwise likely
20 would be sentenced to jail or a combination of jail and other
21 sanctions.

22 (b) To divert from jail sentences or to reduce the length of
23 jail sentences for felony drunk drivers who otherwise would have
24 been sentenced to jail and whose recommended minimum sentence
25 ranges under sentencing guidelines established under chapter XVII
26 of the code of criminal procedure, 1927 PA 175, MCL 777.1 to
27 777.69, have upper limits of 18 months or less or the lower limit

1 of the sentencing range is 1 year or less and the upper limit of
2 the range is more than 18 months and the prior record variable is
3 less than 35 points, through funding programs that may be used in
4 lieu of incarceration and that increase the likelihood of
5 rehabilitation.

6 (c) To provide a policy and funding framework to make
7 additional jail space available for housing convicted felons whose
8 recommended minimum sentence ranges under sentencing guidelines
9 established under chapter XVII of the code of criminal procedure,
10 1927 PA 175, MCL 777.1 to 777.69, have lower limits of 12 months or
11 less and who likely otherwise would be sentenced to prison, with
12 the aim of enabling counties to meet or exceed amounts received
13 through the county jail reimbursement program during fiscal year
14 2002-2003 and reducing the numbers of felons sentenced to prison.

15 (2) Expenditure of funds included in part 1 for the felony
16 drunk driver jail reduction and community treatment program shall
17 be by grant awards consistent with standards developed by a
18 committee of the state community corrections advisory board. The
19 chairperson of the committee shall be the board member representing
20 county sheriffs. Remaining members of the committee shall be
21 appointed by the chairperson of the board.

22 (3) In developing annual standards, the committee shall
23 consult with interested agencies and associations. Standards
24 developed by the committee shall include application criteria,
25 performance objectives and measures, funding allocations, and
26 allowable uses of the funds, consistent with the purposes specified
27 in this section.

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

7 (5) The standards developed by the committee shall assign each
8 county a maximum funding allocation based on the amount the county
9 received under the county jail reimbursement program in fiscal year
10 2001-2002 for housing felony drunk drivers whose recommended
11 minimum sentence ranges under the sentencing guidelines described
12 in subsection (1)(c) had upper limits of 18 months or less.

13 (6) Awards of funding under this section shall be provided
14 consistent with the local comprehensive corrections plans developed
15 under the community corrections act, 1988 PA 511, MCL 791.401 to
16 791.414. Funds awarded under this section may be used in
17 conjunction with funds awarded under grant programs established
18 under that act. Due to the need for felony drunk drivers to be
19 transitioned from county jails to community treatment services, it
20 is the intent of the legislature that local units of government
21 utilize funds received under this section to support county sheriff
22 departments.

23 (7) As used in this section, "felony drunk driver" means a
24 felon convicted of operating a motor vehicle under the influence of
25 intoxicating liquor or a controlled substance, or both, third or
26 subsequent offense, under section 625(9)(c) of the Michigan vehicle
27 code, 1949 PA 300, MCL 257.625, or its predecessor statute,

1 punishable as a felony.

2 Sec. 417. (1) By March 1, 2011, the department shall report to
3 the members of the senate and house appropriations subcommittees on
4 corrections, the senate and house fiscal agencies, and the state
5 budget director on each of the following programs from the previous
6 fiscal year:

7 (a) The county jail reimbursement program.

8 (b) The felony drunk driver jail reduction and community
9 treatment program.

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

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

14 (a) Program objectives and outcome measures, including, but
15 not limited to, the number of offenders who successfully completed
16 the program, and the number of offenders who successfully remained
17 in the community during the 3 years following termination from the
18 program.

19 (b) Expenditures by location.

20 (c) The impact on jail utilization.

21 (d) The impact on prison admissions.

22 (e) Other information relevant to an evaluation of the
23 program.

24 Sec. 418. (1) The department shall ensure that each prisoner
25 make all reasonable efforts to obtain the documents necessary to
26 obtain a state operator's license or state identification card
27 prior to a prisoner's discharge or parole hearing. The process for

1 prisoners to acquire this documentation shall be part of the
2 department's operating procedure.

3 (2) The department shall cooperate with MDCH to maintain a
4 process by which prisoners can obtain their birth certificates. By
5 March 1, 2011, the department shall report to the senate and house
6 appropriations subcommittees on corrections, the senate and house
7 fiscal agencies, and the state budget director on the process
8 developed under this section.

9 Sec. 419. (1) The department shall provide weekly electronic
10 mail reports to the senate and house appropriations subcommittees
11 on corrections, the senate and house fiscal agencies, and the state
12 budget director on prisoner, parolee, and probationer populations
13 by facility, and prison capacities.

14 (2) The department shall provide monthly electronic mail
15 reports to the senate and house appropriations subcommittees on
16 corrections, the senate and house fiscal agencies, and the state
17 budget director. The reports shall include information on end-of-
18 month prisoner populations in county jails, the net operating
19 capacity according to the most recent certification report,
20 identified by date, and end-of-month data, year-to-date data, and
21 comparisons to the prior year for the following:

22 (a) Community residential program populations, separated by
23 centers and electronic monitoring.

24 (b) Parole populations.

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

27 (d) Prison and camp populations, with separate identification

1 of the number in special alternative incarceration and the number
2 of lifers.

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

5 (f) Prisoner exits, identifying transfers to community
6 placement, paroles from prisons and camps, paroles from community
7 placement, total movements to parole, prison intake, prisoner
8 deaths, prisoners discharging on the maximum sentence, and other
9 prisoner exits.

10 (g) Prison intake and returns, including probation violators,
11 new court commitments, violators with new sentences, escaper new
12 sentences, total prison intake, returns from court with additional
13 sentences, community placement returns, technical parole violator
14 returns, and total returns to prison and camp.

15 Sec. 420. By March 1, 2011, the department shall report to the
16 senate and house appropriations subcommittees on corrections, the
17 senate and house judiciary committees, the senate and house fiscal
18 agencies, and the state budget director on performance data and
19 efforts to improve efficiencies relative to departmental staffing,
20 health care services, food service, prisoner transportation, mental
21 health care services, and pharmaceutical costs.

22 Sec. 421. Of the funds appropriated in part 1, \$100,000.00 is
23 appropriated for the purpose of providing an IDG to the MDSP for
24 the purpose of providing grants for training teams of law
25 enforcement officers and mental health treatment providers. The
26 teams shall be trained in effective and safe ways of assisting
27 people with mental illness during law enforcement contacts and

1 directing people with mental illness to treatment programs. It is
2 the intent of the legislature that mental health awareness training
3 be incorporated into continuing education for all law enforcement
4 officers in the state.

5 Sec. 422. It is the intent of the legislature that MPRI
6 programs as measured by success as identified in section 203 shall
7 be maintained as standard operating procedure in the department. It
8 is the intent of the legislature that every prisoner receive MPRI
9 services. In particular, services should be focused on individuals
10 who were paroled and have returned to prison and who will
11 subsequently be eligible for parole again in the future. In
12 addition, MPRI services provided to prisoners shall include basic
13 computer skills training.

14 Sec. 424. (1) From the funds appropriated in part 1 for
15 residential services, the department shall develop and implement,
16 in collaboration with the judiciary and as approved by the state
17 court administrative office, a demonstration project based on
18 evidence-based practices related to judicial and case management
19 interventions that have been proven to increase public safety for
20 high-risk, high-need probationers as determined by a validated risk
21 and need assessment instrument. As used in this section,
22 "probationer" means a circuit court probationer serving a probation
23 sentence for a crime.

24 (2) The demonstration project shall be implemented in 4 areas
25 of the state identified jointly by the department and the state
26 court administrative office. Preference shall be given to locations
27 that are representative of areas with high rates of violent crimes

1 as described in the council of state governments' justice center
2 report on analyses of crime, community corrections, and sentencing
3 policies in this state.

4 (3) The primary goal of the demonstration project is to reduce
5 crime and revictimization by high-risk, high-need probationers. The
6 secondary goal of the demonstration project is to reduce
7 expenditures for long-term incarceration.

8 (4) The demonstration project may provide up to 6 months of
9 residential services, and treatment methods, and interventions that
10 are evidence-based, including, but not limited to, the following:

11 (a) Risk/needs assessment.

12 (b) Motivational techniques.

13 (c) Type, intensity, and duration of treatment based on each
14 probationer's risk and needs and delivered consistent with
15 evidence-based practices.

16 (5) The department shall implement the evidence-based practice
17 of collaborative case management and utilize the services of the
18 department and of local community corrections consistent with the
19 local comprehensive corrections plan developed under the community
20 corrections act, 1988 PA 511, MCL 791.401 to 791.414.

21 (6) The department shall assign a probation officer to the
22 demonstration project to supervise a specialized caseload for high-
23 risk, high-need probationers. All probation officers supervising a
24 specialized caseload under this section shall receive substantial
25 education and training on issues of substance abuse, mental health,
26 and drug and alcohol testing.

27 (7) The probation officer shall work in cooperation with the

1 local judiciary and the community corrections advisory board in a
2 collaborative effort toward the goals of promoting probationer
3 success and reducing crime and revictimization.

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

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

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

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

1 research and planning.

2 (12) By May 1, 2011, 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 demonstration project prescribed under this section,
6 including information on all of the following:

7 (a) Demonstration project 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. 426. It is the intent of the legislature that the
13 department cooperate with nonprofit agencies to establish recycling
14 programs for the purpose of employing at-risk youth and offenders
15 on parole. The programs shall be administered by Michigan-chartered
16 nonprofit corporations. The nonprofit corporations must have
17 expertise in recycling and expertise in creating employment
18 opportunities for parolees.

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

23 Sec. 430. The department shall ensure that each prisoner has
24 the opportunity to meet with his or her transition team prior to
25 release from prison. If applicable, community providers shall enter
26 the prison to meet with the prisoner prior to release.

27 Sec. 431. (1) The department shall ensure that prior to

1 release from prison, each offender has possession of all of the
2 following:

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

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

7 (2) The department shall not release any prisoner who does not
8 possess the items listed in subsection (1).

9 Sec. 433. The department shall report quarterly on January 1,
10 2011, April 1, 2011, July 1, 2011, and September 30, 2011 to the
11 senate and house appropriations subcommittees on corrections, the
12 senate and house fiscal agencies, and the state budget director on
13 the status of any contracts entered into under the June 2009
14 request for proposals for the re-entry initiative project for
15 offenders with special needs. The report shall include information
16 on all of the following:

17 (a) The number of prisoners and participating parolees in each
18 of the target population subgroups, including medically fragile,
19 mentally ill, developmentally disabled, and youthful offenders.

20 (b) Descriptions of the key services being provided to each
21 subgroup under the contract or contracts.

22 (c) Estimates of the average per-offender costs of services
23 for each target population subgroup under each contract, compared
24 to the average cost of prison incarceration for those populations.

25 **OPERATIONS AND SUPPORT ADMINISTRATION**

26 Sec. 501. From the funds appropriated in part 1 for

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

6 Sec. 502. Funds included in part 1 for the sheriffs'
7 coordinating and training office are appropriated for and may be
8 expended to defray costs of continuing education, certification,
9 recertification, decertification, and training of local corrections
10 officers, the personnel and administrative costs of the sheriffs'
11 coordinating and training office, the local corrections officers
12 advisory board, and the sheriffs' coordinating and training council
13 under the local corrections officers training act, 2003 PA 125, MCL
14 791.531 to 791.546.

15 Sec. 503. Funds appropriated in part 1 for administrative
16 hearings officers are appropriated as an interdepartmental grant to
17 the department of energy, labor, and economic growth for the
18 purpose of funding administrative hearings officers for
19 adjudication of grievances pertaining to the department of
20 corrections. The department shall not expend appropriations from
21 part 1 to satisfy charges from the department of energy, labor, and
22 economic growth for administrative hearings officers in excess of
23 the amount expressly appropriated by this act for the
24 administrative hearings officers unless funding is transferred into
25 this line under section 393(2) of the management and budget act,
26 1984 PA 431, MCL 18.1393.

27 Sec. 504. Of the funds appropriated in part 1, \$50,000.00 is

1 appropriated to provide an interdepartmental grant to the judiciary
2 for use of the judicial data warehouse by department employees.

3 Sec. 505. The department shall train all custody staff in
4 effective and safe ways of handling prisoners with mental illness
5 and referring prisoners to mental health treatment programs. Mental
6 health awareness training shall be incorporated into the training
7 of new custody staff.

8 Sec. 506. Of the funds appropriated in part 1, \$2,200,000.00
9 is appropriated to provide an interdepartmental grant to the
10 department of state police for the maintenance of state trooper
11 staffing levels.

12 Sec. 507. Of the funds appropriated in part 1, \$1,000,000.00
13 is appropriated to provide an interdepartmental grant to the
14 judiciary for operational expenses related to drug treatment
15 courts.

16 Sec. 508. Of the funds appropriated in part 1, \$500,000.00 is
17 appropriated to provide an interdepartmental grant to the
18 legislative auditor general for oversight activities pertaining to
19 the department of corrections.

20 Sec. 509. Of the funds appropriated in part 1, \$250,000.00 is
21 appropriated to provide an interdepartmental grant to the
22 legislative corrections ombudsman for oversight activities.

23 **FIELD OPERATIONS ADMINISTRATION**

24 Sec. 601. (1) From the funds appropriated in part 1, the
25 department shall conduct a statewide caseload audit of field
26 agents. The audit shall address public protection issues and assess

1 the ability of the field agents to complete their professional
2 duties. The results of the audit shall be submitted to the senate
3 and house appropriations subcommittees on corrections and the
4 senate and house fiscal agencies, and the state budget office by
5 March 1, 2011.

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

9 Sec. 602. (1) Of the amount appropriated in part 1 for field
10 operations, a sufficient amount shall be allocated for the
11 community service work program and shall be used for salaries and
12 wages and fringe benefit costs of community service coordinators
13 employed by the department to supervise offenders participating in
14 work crew assignments. Funds shall also be used to cover motor
15 transport division rates on state vehicles used to transport
16 offenders to community service work project sites.

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

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

25 Sec. 603. (1) All prisoners, probationers, and parolees
26 involved with the electronic tether program shall reimburse the
27 department for costs associated with their participation in the

1 program. The department may require community service work
2 reimbursement as a means of payment for those able-bodied
3 individuals unable to pay for the costs of the equipment.

4 (2) Program participant contributions and local community
5 tether program reimbursement for the electronic tether program
6 appropriated in part 1 are related to program expenditures and may
7 be used to offset expenditures for this purpose.

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

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

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

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

9 Sec. 606. It is the intent of the legislature that the
10 department shall ensure that parolees and probationers may timely
11 contact their parole or probation agents and maintain procedures
12 that preclude any necessity for an offender to have access to an
13 agent's home telephone number or other personal information
14 pertaining to the agent.

15 Sec. 608. By March 1, 2011, 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 on
18 the use of electronic monitoring. At a minimum, the report shall
19 include all of the following:

20 (a) Details on the failure rate of parolees for whom GPS
21 tether is utilized, including the number and rate of parolee
22 technical violations, including specifying failures due to
23 committing a new crime that is uncharged but leads to parole
24 termination, and the number and rate of parolee violators with new
25 sentences.

26 (b) Information on the factors considered in determining
27 whether an offender is placed on active GPS tether, passive GPS

1 tether, radio frequency tether, or some combination of these or
2 other types of electronic monitoring.

3 (c) Monthly data on the number of offenders on active GPS
4 tether, passive GPS tether, radio frequency tether, and any other
5 type of tether.

6 Sec. 609. By March 1, 2011, 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 kiosk reporting stations. At a minimum, the report shall
10 include all of the following:

11 (a) Factors considered in determining whether an offender is
12 assigned to report at a kiosk.

13 (b) Information on the location, costs, safety features, and
14 other features of kiosks used for offender reporting.

15 (c) Information on demonstration project outcome measures.

16 (d) An evaluation of the kiosk reporting demonstration
17 project, including any need for improvement and an assessment of
18 the potential for expanded use of kiosk reporting stations.

19 Sec. 611. The department shall prepare by March 1, 2011
20 individual reports for the community reentry program, the
21 electronic tether program, and the special alternative to
22 incarceration program. The reports shall be submitted to the house
23 and senate appropriations subcommittees on corrections, the house
24 and senate fiscal agencies, and the state budget director. Each
25 program's report shall include information on all of the following:

26 (a) Monthly new participants by type of offender. Community
27 re-entry program participants shall be categorized by reason for

1 placement. For technical rule violators, the report shall sort
2 offenders by length of time since release from prison, by the most
3 recent violation, and by the number of violations occurring since
4 release from prison.

5 (b) Monthly participant unsuccessful terminations, including
6 cause.

7 (c) Number of successful terminations.

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

9 (e) Average length of placement.

10 (f) Return to prison statistics.

11 (g) Description of each program location or locations,
12 capacity, and staffing.

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

15 (i) Comparison with prior year statistics.

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

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

1 offenders.

2 (2) To the extent policies or programs described in subsection
3 (1) are used, developed, or contracted for, the department may
4 request that funds appropriated in part 1 be transferred under
5 section 393(2) of the management and budget act, 1984 PA 431, MCL
6 18.1393, for their operation.

7 (3) The department shall continue to utilize parole violator
8 processing guidelines that require parole agents to utilize all
9 available appropriate community-based, nonincarcerative postrelease
10 sanctions and services when appropriate. The department shall
11 periodically evaluate such guidelines for modification, in response
12 to emerging information from the demonstration projects for
13 substance abuse treatment provided under this act and applicable
14 provisions of prior budget acts for the department.

15 (4) The department shall provide quarterly reports to the
16 senate and house appropriations subcommittees on corrections, the
17 senate and house fiscal agencies, and the state budget director on
18 the number of all parolees returned to prison and probationers
19 sentenced to prison for either a technical violation or new
20 sentence during the preceding calendar quarter. The reports shall
21 include the following information each for probationers, parolees
22 after their first parole, and parolees who have been paroled more
23 than once:

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

1 (b) The numbers of parole and probation violators returned to
2 or sent to prison for a technical violation and the type of
3 violation, including, but not limited to, zero gun tolerance and
4 substance abuse violations. For parole technical rule violators,
5 the report shall list violations by type, by length of time since
6 release from prison, by the most recent violation, and by the
7 number of violations occurring since release from prison.

8 (c) The educational history of those offenders, including how
9 many had a GED or high school diploma prior to incarceration in
10 prison, how many received a GED while in prison, and how many
11 received a vocational certificate while in prison.

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

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

17 Sec. 613. Subject to the appropriations in part 1, the
18 department is encouraged to expand the use of continuous remote
19 alcohol monitors for parolees and probationers who test positive
20 for alcohol abuse or have alcohol-abuse-related violations of their
21 community supervision.

22 Sec. 614. (1) As a condition of probation, community control,
23 payment plan for the payment of a fine or restitution, or any other
24 court-ordered supervision, the court may order the posting of a
25 bond to secure the defendant's appearance at any subsequent court
26 proceeding or to otherwise enforce the orders of the court. An
27 appearance bond executed under this section shall be filed with the

1 court or with the sheriff by a licensed professional bail agent who
2 shall provide a copy of the bond to the clerk of court.

3 (2) The court may issue an order to produce the defendant sua
4 sponte or upon notice by the clerk or the probation officer that
5 the person has violated the terms of probation, community control,
6 court-ordered supervision, or other applicable court order. The
7 court or the clerk of the court shall give the bail agent not less
8 than 72 hours to bring the defendant before the court. If the bail
9 agent fails to produce the defendant in court or to the sheriff at
10 the time noticed by the court or the clerk of court, the appearance
11 bond required under subsection (1) shall be forfeited according to
12 the procedures set forth in section 15 of chapter V of the code of
13 criminal procedure, 1927 PA 175, MCL 765.15. The defendant's
14 failure to appear shall be the sole grounds for forfeiture of the
15 appearance bond.

16 HEALTH CARE

17 Sec. 801. The department shall not expend funds appropriated
18 under part 1 for any surgery, procedure, or treatment to provide or
19 maintain a prisoner's sex change unless it is determined medically
20 necessary by the chief medical officer of the department.

21 Sec. 802. As a condition of expenditure of the funds
22 appropriated in part 1, the department shall provide the senate and
23 house of representatives appropriations subcommittees on
24 corrections, the senate and house fiscal agencies, and the state
25 budget director with all of the following:

26 (a) Quarterly reports on physical and mental health care

1 detailing the average number of days between a prisoner's diagnosis
2 and commencement of treatment for that diagnosis, quarterly and
3 fiscal year-to-date expenditures itemized by vendor, allocations,
4 status of payments from contractors to vendors, and projected year-
5 end expenditures from accounts for prisoner health care, mental
6 health care, pharmaceutical services, and durable medical
7 equipment.

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

11 Sec. 803. (1) By March 1, 2011, the department shall prepare
12 and release a request-for-proposal (RFP) for all mental health
13 services provided to prisoners housed in MDOC facilities.

14 (2) For all mental health contracts entered into by the
15 department, including those with the Michigan department of
16 community health, recognized performance standards and measures of
17 quality shall be utilized to conduct periodic performance reviews.
18 At least once every 3 years, the department shall renegotiate all
19 mental health contracts entered into under this section with the
20 goals of reducing costs and improving care.

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

1 (2) By March 1, 2011, 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 prisoners receiving off-site inpatient medical care that would have
5 received care in a state correctional facility if beds were
6 available. The report shall include the number of prisoners
7 receiving off-site inpatient medical care and average length of
8 stay in an off-site facility during the period they would have
9 received care in a state correctional facility if beds were
10 available, by month and correctional facilities administration
11 region.

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

21 Sec. 806. (1) From the funds appropriated in part 1, the
22 department shall require a hepatitis C antibody test and an HIV
23 test for each prisoner prior to release to the community by parole,
24 transfer to community residential placement, or discharge on the
25 maximum sentence. The department shall require an HIV test and a
26 hepatitis C risk factor screening for each prisoner at the health
27 screening at admissions. If hepatitis C risk factors are

1 identified, the department shall offer the prisoner a hepatitis C
2 antibody test. An explanation of results of the tests shall be
3 provided confidentially to the prisoner, and if appropriate based
4 on the test results, the prisoner shall also be provided a
5 recommendation to seek follow-up medical attention.

6 (2) By March 1, 2011, the department shall report to the
7 senate and house appropriations subcommittees on corrections, the
8 senate and house appropriations subcommittees on community health,
9 the senate and house fiscal agencies, and the state budget director
10 on the number of offenders tested and the number of offenders
11 testing positive for HIV, the hepatitis C antibody, or both at
12 prison admission and parole, transfer to community residential
13 placement, or discharge on the maximum sentence. The department
14 shall keep records of those offenders testing positive for HIV, the
15 hepatitis C antibody, or both at prison admission, parole, transfer
16 to community residential placement, and discharge. These records
17 shall clearly state the date each test was performed.

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

20 (a) The number of offenders testing positive for the hepatitis
21 C antibody who do not receive treatment, by reason for not
22 participating.

23 (b) The number of offenders achieving a sustained viral
24 response from hepatitis C treatment.

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

26 Sec. 807. The department shall ensure that all medications for
27 a prisoner be transported with that prisoner when the prisoner is

1 transferred from 1 correctional facility to another. Prisoners
2 being released shall be provided with at least a 30-day supply of
3 medication and a prescription for refills to allow for continuity
4 of care in the community.

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

10 Sec. 809. The department, in conjunction with efforts to
11 implement the MPRI, shall cooperate with the MDCH to share data and
12 information as they relate to prisoners being released who are HIV
13 positive or positive for the hepatitis C antibody. By March 1,
14 2011, 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 on all of the
17 following:

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

20 (b) The number of prisoners released to the community by
21 parole, discharge on the maximum sentence, or transfer to community
22 residential placement who are HIV positive, positive for the
23 hepatitis C antibody, or both.

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

26 Sec. 811. By February 1, 2011, the department shall report to
27 the senate and house appropriations subcommittees on corrections,

1 the senate and house fiscal agencies, and the state budget director
2 on the status of efforts to implement continuous quality
3 improvement for prisoner health care. At a minimum, the report
4 shall identify the processes that were in place before the start of
5 the fiscal year, the processes undertaken since the beginning of
6 the fiscal year, and plans for future changes.

7 Sec. 812. (1) It is the intent of the legislature that the
8 department continue to provide the department of human services
9 with a monthly list of prisoners newly committed to the department
10 of corrections. The department and the department of human services
11 shall enter into an interagency agreement under which the
12 department of human services provides the department of corrections
13 with monthly lists of newly committed prisoners who are eligible
14 for Medicaid benefits in order to maintain the process by which
15 Medicaid benefits are suspended rather than terminated. The
16 department shall assist prisoners who may be eligible for Medicaid
17 benefits after release from prison with the Medicaid enrollment
18 process prior to release from prison.

19 (2) The department shall provide the senate and house
20 appropriations subcommittees on corrections, the senate and house
21 fiscal agencies, and the state budget director with regular updates
22 on the utilization of Medicaid benefits for prisoners.

23 Sec. 813. The department shall work in cooperation with the
24 department of community health to monitor and document drug
25 utilization by department for prisoner health care services. As
26 part of this effort, the department shall examine drug utilization
27 patterns and cost-cutting strategies used by corrections systems in

1 other states. By March 1, 2011, the department shall provide a
2 report to the legislature detailing the department's drug
3 utilizations and drug utilization statistics for corrections
4 systems in at least 10 other states.

5 Sec. 814. The department shall assure that psychotropic
6 medications are available, when deemed medically necessary by a
7 physician, to prisoners who have mental illness diagnoses but are
8 not enrolled in the corrections mental health program.

9 **CORRECTIONAL FACILITIES ADMINISTRATION**

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

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

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

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

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

17 Sec. 907. The department shall report quarterly to the senate
18 and house appropriations subcommittees on corrections, the senate
19 and house fiscal agencies, and the state budget director on
20 academic/vocational programs. The report shall provide information
21 relevant to an assessment of the department's academic and
22 vocational programs, including, but not limited to, the following:

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

25 (b) The number of prisoners enrolled in each program, the
26 number of prisoners completing each program, the number of
27 prisoners who fail each program, the number of prisoners who do not

1 complete each program and the reason for not completing the
2 program, the number of prisoners transferred to another facility
3 while enrolled in a program and the reason for transfer, the number
4 of prisoners enrolled who are repeating the program by reason, and
5 the number of prisoners on waiting lists for each program, all
6 itemized by facility.

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

10 (d) The number of prisoners paroled without a high school
11 diploma and the number of prisoners paroled without a GED.

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

15 (f) An identification of program outcomes for each academic
16 and vocational program.

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

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

23 Sec. 908. By February 1, 2011, the department shall report to
24 the senate and house appropriations subcommittees on corrections,
25 the senate and house fiscal agencies, and the state budget
26 director, the percent of offenders included in the prison
27 population intake for fiscal years 2008-2009 and 2009-2010 who have

1 a high school diploma or a GED.

2 Sec. 909. As a condition of expending funds appropriated for
3 academic/vocational programs under part 1, the department shall by
4 January 31, 2011 provide a plan to contract with intermediate
5 school districts for GED and high school diploma programs at
6 correctional facilities to the members of the senate and house
7 appropriations committees, the senate and house fiscal agencies,
8 and the state budget director. The plan shall include detailed
9 information on the development of the curriculum, how the program
10 will be administered, how the program will improve employability,
11 and how the program will be evaluated.

12 Sec. 910. The department shall allow the Michigan Braille
13 transcribing fund program to operate at its current location. The
14 donation of the building by the Michigan Braille transcribing fund
15 at the G. Robert Cotton correctional facility in Jackson is
16 acknowledged and appreciated. The department shall continue to
17 encourage the Michigan Braille transcribing fund to produce high-
18 quality materials for use by the visually impaired.

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

23 (2) By March 1, 2011, the department shall report to the
24 senate and house appropriations subcommittees on corrections, the
25 senate and house fiscal agencies, and the state budget director the
26 number of critical incidents occurring each month by type and the
27 number and severity of assaults occurring each month at each

1 facility during calendar year 2010.

2 (3) The department shall not reduce the ratio of custody
3 officers to prisoners at any correctional facility below the levels
4 that existed October 1, 2008. Any correctional facility that
5 reduces its security level after October 1, 2008 shall not have a
6 ratio of custody officers to prisoners below that of a comparable
7 facility. The department shall report to the senate and house
8 appropriations subcommittees on corrections, the senate and house
9 fiscal agencies, and the state budget director if it is unable to
10 comply with this section. The report shall include all of the
11 following:

12 (a) A list of the correctional facilities that reduced their
13 ratio of custody officers to prisoners in violation of this
14 subsection.

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

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

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

21 Sec. 912. The department shall report to the senate and house
22 appropriations subcommittees on corrections, the senate and house
23 fiscal agencies, and the state budget director by March 1, 2011 on
24 the ratio of correctional officers to prisoners for each
25 correctional institution, the ratio of shift command staff to line
26 custody staff, and the ratio of noncustody institutional staff to
27 prisoners for each correctional institution.

1 Sec. 917. From the funds appropriated in part 1, the
2 department shall allocate sufficient funds to implement evidence-
3 based demonstration projects that change offenders' behaviors,
4 values, beliefs, and attitudes toward victims and the community.

5 Sec. 918. Following receipt of an auditor general performance
6 audit on offender transportation, the department, in conjunction
7 with the department of management and budget, shall issue a request
8 for information on the possible bidding of all offender
9 transportation services. State employees shall be given the
10 opportunity to respond to a request for information on offender
11 transportation services. Any response to the request for
12 information shall include an explanation of how savings of at least
13 5% over existing costs of offender transportation would be
14 realized.

15 Sec. 919. (1) As a condition of expending funds appropriated
16 in part 1 for prison food service, the department shall comply with
17 the provision of section 207, including, but not limited to, all of
18 the following criteria:

19 (a) Providing a complete project plan at least 90 days prior
20 to issuing a request for proposals or an invitation to bid for all
21 or a substantial portion of food service, including a contract for
22 food procurement.

23 (b) Providing a copy of the cost-benefit analysis to the
24 senate and house appropriations subcommittees on corrections, the
25 senate and house fiscal agencies, and the state budget director
26 before the earliest of the following:

27 (i) Issuance of a request for proposals or invitation to bid.

1 (ii) Filing a contract change request with the state
2 administrative board.

3 (iii) Entering into a contract for all or a substantial portion
4 of prison food service.

5 (2) As a condition of expending funds appropriated in part 1
6 for prison food service, any contract for prison food service or
7 prison food procurement shall identify all of the following:

8 (a) How savings equivalent to the savings specified in civil
9 service rules for personal services outside the civil service would
10 be realized.

11 (b) How the department will comply with the requirements of
12 section 209.

13 (c) How food quality will be maintained in conjunction with
14 any cost savings.

15 (d) The impact on local vendors, growers, and processors,
16 identified by facility or region, as appropriate, compared to
17 prior-year purchases.

18 Sec. 920. The department shall make every effort to operate a
19 garden or horticultural operation at each correctional facility,
20 where practical, in order to provide food for correctional
21 facilities and not-for-profit organizations.

22 Sec. 921. (1) By April 30, 2011, the department shall report
23 to the chairs of the senate and house appropriations committees,
24 the senate and house appropriations subcommittees on corrections,
25 the senate and house fiscal agencies, and the state budget director
26 on the following:

27 (a) The actual savings realized between January 1, 2009 and

1 April 1, 2011 as a result of closing correctional facilities and
2 correctional camps between January 1, 2009 and January 1, 2011,
3 itemized by correctional facility or correctional camp.

4 (b) The projected fiscal year 2010-2011 savings by closing
5 correctional facilities and correctional camps between January 1,
6 2009 and January 1, 2011, itemized by correctional facility or
7 correctional camp.

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

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

12 (b) Any cost of field supervision, field operations programs,
13 or prisoner reintegration programs related to the closure of
14 correctional facilities and correctional camps between January 1,
15 2009 and January 1, 2011.

16 Sec. 922. It is the intent of the legislature that all
17 prisoners work 40 hours per week in the correctional facility, as
18 part of a public works crew or in private enterprise, or
19 participate in vocational or training programs. Prisoners may be
20 enrolled in GED or education programs in combination with
21 employment. Prisoners not employed shall be enrolled in GED or
22 other educational programs for not less than 20 hours per week.
23 This section does not apply to prisoners classified in level V or
24 administrative segregation.

25 Sec. 923. The department shall cooperate with the department
26 of education to evaluate the feasibility of local school districts
27 providing education programming to targeted prisoners under the age

1 of 20 who have not received a high school diploma. By June 1, 2011,
2 the department shall report to the senate and house appropriations
3 subcommittees on corrections, the senate and house fiscal agencies,
4 and the state budget director on any plans or evaluations developed
5 under this section.

6 Sec. 924. The department shall evaluate all prisoners at
7 intake for substance abuse disorders, developmental disorders,
8 serious mental illness, and other mental health disorders.
9 Prisoners with serious mental illness shall not be confined in
10 administrative segregation due to serious mental illness. Under the
11 supervision of a mental health professional, a prisoner with
12 serious mental illness may be secluded in a therapeutic environment
13 for the safety of the prisoner or others. A prisoner in therapeutic
14 seclusion shall be evaluated every 12 hours by a mental health
15 professional in order to remain in therapeutic seclusion. As used
16 in this section:

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

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

24 Sec. 925. By March 1, 2011, the department shall report to the
25 senate and house appropriations subcommittees on corrections, the
26 senate and house fiscal agencies, and the state budget director on
27 the annual number of prisoners in administrative segregation

1 between October 1, 2003 and September 30, 2010, and the annual
2 number of prisoners in administrative segregation between October
3 1, 2003 and September 30, 2010 who at any time during the current
4 or prior prison term were diagnosed with serious mental illness or
5 have a developmental disorder and the number of days each of the
6 prisoners with serious mental illness or a developmental disorder
7 have been confined to administrative segregation. As used in this
8 section:

9 (a) "Administrative segregation" means confinement for
10 maintenance of order or discipline to a cell or room apart from
11 accommodations provided for inmates who are participating in
12 programs of the facility.

13 (b) "Serious mental illness" means that term as defined in
14 section 100d(3) of the mental health code, 1974 PA 328, MCL
15 330.1100d.

16 Sec. 927. It is the intent of the legislature that the
17 department of corrections and the department of human services
18 examine the potential of entering into an intergovernmental
19 agreement to place offenders less than 19 years of age who are
20 committed to the department of corrections in underutilized units
21 of the Maxey/Woodland center correctional facility. The facilities
22 shall be used to house offenders less than 19 years of age who are
23 currently committed to the department of corrections.

24 Sec. 928. Funding appropriated in part 1 for consent decree
25 line items is appropriated into separate control accounts created
26 for each line item. Funding in each control account shall be
27 distributed as necessary into separate accounts created for the

1 purpose of separately identifying costs and expenditures associated
2 with each consent decree.

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

5 (a) Ensure that any inmate care and control staff in contact
6 with prisoners less than 19 years of age are adequately trained
7 with regard to the developmental and mental health needs of
8 prisoners less than 19 years of age. By April 1, 2011, the
9 department shall report to the senate and house appropriations
10 subcommittees on corrections, the senate and house fiscal agencies,
11 and the state budget director on the training curriculum used and
12 the number and types of staff receiving training under such
13 curriculum since October 2009.

14 (b) Provide appropriate placement for prisoners less than 19
15 years of age who have serious mental illness, serious emotional
16 disturbance, or a developmental disorder and need to be housed
17 separately from the general population. Prisoners less than 19
18 years of age who have serious mental illness, serious emotional
19 disturbance, or a developmental disorder shall not be placed in
20 administrative segregation due to serious mental illness or serious
21 emotional disturbance. Under the supervision of a mental health
22 professional, a prisoner less than 19 years of age with serious
23 mental illness or serious emotional disturbance may be secluded in
24 a therapeutic environment for the safety of the prisoner or others.
25 A prisoner in therapeutic seclusion shall be evaluated every 12
26 hours by a mental health professional in order to remain in
27 therapeutic seclusion.

1 (c) Implement a specialized re-entry program that recognizes
2 the needs of prisoners less than 19 years old for supervised re-
3 entry.

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

6 Sec. 932. From the funds appropriated in part 1 for
7 psychiatric services, \$100,000.00 is appropriated to permit the
8 department to contract with a board-certified child and adolescent
9 psychiatrist to provide psychiatric services to individuals who are
10 less than 19 years of age and are incarcerated in a department
11 facility.

12 Sec. 933. From the funds appropriated in part 1, \$50,000.00
13 shall be utilized to create 2 pilot programs for a secure, scalable
14 inmate learning management tool that enables inmates to improve job
15 skill training and work toward achieving their GED, with the goal
16 of reducing recidivism in concert with the council of state
17 governments report. The pilots shall be designed to manage, track,
18 and quantify all of the training, continuing education,
19 development, and certification among other learning opportunities.
20 The program shall include a wide variety of course work, including
21 job search preparation and specialized programs to help inmates
22 identify their current skills in relation to the job market. The
23 pilots are to be housed on a single secure server, which cannot
24 access the Internet, and are to be for use in 1 state prison and 1
25 county jail.

26 Sec. 934. From the funds appropriated in part 1 for prison
27 industries operations, the department shall establish a pilot

- 1 program for the manufacturing of textiles and clothing in at least
- 2 1 state correctional facility.