



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><u>GENERAL SECTIONS</u></b></p> <p><i>Estimates total state spending and payments to local units of government.</i></p> <p><b>Sec. 201.</b> Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2013-2014 is \$2,038,291,900.00 and state spending from state resources to be paid to local units of government for fiscal year 2013-2014 is \$90,609,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:</p> <p><b>DEPARTMENT OF CORRECTIONS</b></p> <p>Field operations - assumption of county probation staff..... \$57,036,100</p> <p>Community corrections comprehensive plans and services.....12,158,000</p> <p>Community corrections residential services..... 15,475,500</p> <p>Felony drunk driver jail reduction and community treatment program .....1,440,100</p> <p>Public safety initiative..... <u>4,500,000</u></p> <p><b>TOTAL..... \$90,609,700</b></p> <p><b><i>Subjects appropriations to the Management and Budget Act.</i></b></p> <p><b>Sec. 202.</b> The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.</p>	<p><b>Sec. 5-201.</b> Retains current law; adjusts amounts to reflect appropriations in the Executive bill and updates fiscal years.</p> <p><b>Sec. 5-202.</b> Retains current law.</p>	<p><b>Sec. 201.</b> Retains current law; adjusts amounts to reflect appropriations in the House Substitute and updates fiscal years.</p> <p><b>Sec. 202.</b> Retains current law.</p>	<p><b>Sec. 201.</b> Retains current law; adjusts amounts to reflect appropriations in the Senate Substitute and updates fiscal years.</p> <p><b>Sec. 202.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p><i>Describes various terms and acronyms contained in the appropriations act.</i></p> <p><b>Sec. 203.</b> As used in this article:</p> <p>(a) “Administrative segregation” means confinement for maintenance of order or discipline to a cell or room apart from accommodations provided for inmates who are participating in programs of the facility.</p> <p>(b) “Cost per prisoner” means the sum total of the funds appropriated under part 1 for the following, divided by the projected prisoner population in fiscal year 2013-2014:</p> <p>(i) Northern and southern region correctional facilities.</p> <p>(ii) Northern and southern region administration and support.</p> <p>(iii) Northern and southern region clinical complexes.</p> <p>(iv) Prisoner health care services.</p> <p>(v) Health care administration.</p> <p>(vi) Vaccination program.</p> <p>(vii) Prison food service and federal school lunch program.</p> <p>(viii) Transportation.</p> <p>(ix) Inmate legal services.</p> <p>(x) Correctional facilities administration.</p> <p>(xi) Central records.</p> <p>(xii) DOJ psychiatric plan.</p> <p>(xiii) Worker’s compensation.</p> <p>(xiv) New custody staff training.</p> <p>(xv) Prison store operations.</p> <p>(xvi) Education services and federal education grants.</p> <p>(xvii) Education program.</p> <p>(c) “DAG” means the United States department of agriculture.</p> <p>(d) “DAG-FNS” means the DAG food and nutrition service.</p> <p>(e) “DED” means the United States department of education.</p> <p>(f) “DED-OESE” means the DED office of elementary and secondary education.</p> <p>(g) “DED-OSERS” means the DED office of special education and rehabilitative services.</p> <p>(h) “DED-OVAE” means the DED office of vocational and adult education.</p> <p>(i) “Department” or “MDOC” means the Michigan department of corrections.</p> <p>(j) “DOJ” means the United States department of justice.</p> <p>(k) “DOJ-BOP” means the DOJ bureau of prisons.</p> <p>(l) “DOJ-OJP” means the DOJ office of justice programs.</p>	<p><b>Sec. 5-203.</b> Retains current law; adjusts acronyms to reflect those that are included in the Executive bill.</p>	<p><b>Sec. 203.</b> Retains current law; adjusts acronyms to reflect those that are included in the House Substitute.</p>	<p><b>Sec. 203.</b> Retains current law; adjusts acronyms to reflect those that are included in the Senate Substitute.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p>(m) "Evidence-based practices" or "EBP" means a decision-making process that integrates the best available research, clinician expertise, and client characteristics.</p> <p>(n) "FTE" means full-time equated.</p> <p>(o) "GED" means general educational development certificate.</p> <p>(p) "Goal" means the intended or projected result of a comprehensive corrections plan or community corrections program to reduce repeat offending, criminogenic and high-risk behaviors, prison commitment rates, to reduce the length of stay in a jail, or to improve the utilization of a jail.</p> <p>(q) "GPS" means global positioning system.</p> <p>(r) "HIV" means human immunodeficiency virus.</p> <p>(s) "H.I.R.E." means helping individuals return to employment.</p> <p>(t) "IDG" means interdepartmental grant.</p> <p>(u) "IDT" means intradepartmental transfer.</p> <p>(v) "Jail" means a facility operated by a local unit of government for the physical detention and correction of persons charged with or convicted of criminal offenses.</p> <p>(w) "MDCH" means the Michigan department of community health.</p> <p>(x) "Medicaid benefit" means a benefit paid or payable under a program for medical assistance under the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b.</p> <p>(y) "MDSP" means the Michigan department of state police.</p> <p>(z) "Objective risk and needs assessment" means an evaluation of an offender's criminal history; the offender's noncriminal history; and any other factors relevant to the risk the offender would present to the public safety, including, but not limited to, having demonstrated a pattern of violent behavior, and a criminal record that indicates a pattern of violent offenses.</p> <p>(aa) "Offender eligibility criteria" means particular criminal violations, state felony sentencing guidelines descriptors, and offender characteristics developed by advisory boards and approved by local units of government that identify the offenders suitable for community corrections programs funded through the office of community corrections.</p> <p>(bb) "Offender success" means that an offender has, with the support of the community, intervention of the field agent, and benefit of any participation in programs and treatment, made an adjustment while at liberty in the community such that he or she has not been sentenced to or returned to prison for the conviction of a new crime or the revocation of probation or parole.</p>			



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p>(cc) "Offender target population" means felons or misdemeanants who would likely be sentenced to imprisonment in a state correctional facility or jail, who would not likely increase the risk to the public safety based on an objective risk and needs assessment that indicates that the offender can be safely treated and supervised in the community.</p> <p>(dd) "Offender who would likely be sentenced to imprisonment" means either of the following:</p> <p>(i) A felon or misdemeanor who receives a sentencing disposition that appears to be in place of incarceration in a state correctional facility or jail, according to historical local sentencing patterns.</p> <p>(ii) A currently incarcerated felon or misdemeanor who is granted early release from incarceration to a community corrections program or who is granted early release from incarceration as a result of a community corrections program.</p> <p>(ee) "Programmatic success" means that the department program or initiative has ensured that the offender has accomplished all of the following:</p> <p>(i) Obtained employment, has enrolled or participated in a program of education or job training, or has investigated all bona fide employment opportunities.</p> <p>(ii) Obtained housing.</p> <p>(iii) Obtained a state identification card.</p> <p>(ff) "Recidivism" means the return of an individual to prison within 3 years after he or she is released either with a new sentence to prison or as a technical violator of parole conditions.</p> <p>(gg) "RSAT" means residential substance abuse treatment.</p> <p>(hh) "Serious emotional disturbance" means that term as defined in section 100d(2) of the mental health code, 1974 PA 328, MCL 330.1100d.</p> <p>(ii) "Serious mental illness" means that term as defined in section 100d(3) of the mental health code, 1974 PA 328, MCL 330.1100d.</p> <p>(jj) "SSA" means the United States social security administration.</p> <p>(kk) "SSA-SSI" means SSA supplemental security income.</p>			



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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			<b>NEW LANGUAGE</b>  <b>Sec. 204.</b> (1) It is the intent of the legislature that annual financial savings from the department's budget appropriation are invested in the following areas: early childhood education, K-12 education, higher education, local law enforcement entities through revenue sharing, and roads. (2) It is the intent of the legislature that the investments outlined in subsection (1) from savings found in the department's budget are utilized in order to reduce high crime rates in the state.
<p><b><i>Prohibits MDOC from taking disciplinary action against employees for communicating with legislators or their staff.</i></b></p> <p><b>Sec. 206.</b> The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.</p>	Strikes current law.	<b>Sec. 206.</b> Retains current law.	<b>Sec. 206.</b> Retains current law.
<p><b><i>Authorizes state employees to bid on contracts that privatize services.</i></b></p> <p><b>Sec. 207.</b> State employees shall be given opportunity to bid on contracts that privatize services that are or were provided by state employees. If the contract is awarded to any state employee, he or she ceases being an employee of the state.</p>	Strikes current law.	<b>Sec. 207.</b> Retains current law with technical change; changes "opportunity to bid on contracts that privatize services" to "opportunity to competitively bid on services".	<b>Sec. 207.</b> Retains current law.
<p><b><i>Requires MDOC to use the Internet to fulfill reporting requirements; authorizes transmission of reports via e-mail or on an Internet site.</i></b></p> <p><b>Sec. 208.</b> The department shall use the Internet to fulfill the reporting requirements of this article. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement or it may include placement of reports on an Internet or Intranet site.</p>	<b>Sec. 5-208.</b> Retains current law.	<b>Sec. 208.</b> Retains current law.	<b>Sec. 208.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p><b><i>Prohibits the purchase of foreign goods or services if competitively priced and of comparable quality American goods or services are available; requires preference to be given to goods and services manufactured by Michigan businesses and Michigan businesses owned and operated by veterans.</i></b></p> <p><b>Sec. 209.</b> Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.</p>	<p><b>Sec. 5-209.</b> Retains current law.</p>	<p><b>Sec. 209.</b> Retains current law.</p>	<p><b>Sec. 209.</b> Retains current law.</p>
<p><b><i>Authorizes MDOC to charge fees and to collect various reimbursements to cover associated expenses.</i></b></p> <p><b>Sec. 211.</b> The department may charge fees and collect revenues in excess of appropriations in part 1 not to exceed the cost of offender services and programming, employee meals, parolee loans, academic/vocational services, custody escorts, compassionate visits, union steward activities, and public works programs and services provided to local units of government. The revenues and fees collected are appropriated for all expenses associated with these services and activities.</p>	<p><b>Sec. 5-211.</b> Retains current law.</p>	<p><b>Sec. 211.</b> Retains current law.</p>	<p><b>Sec. 211.</b> Retains current law.</p>
<p><b><i>Requires MDOC to report on the number of full-time equated positions in pay status, to include an accounting of long-term vacancies.</i></b></p> <p><b>Sec. 212.</b> On a quarterly basis, the department shall report on the number of full-time equated positions in pay status by civil service classification to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, and the senate and house fiscal agencies. This report shall include a detailed accounting of the long-term vacancies that exist within each department. As used in this subsection, "long-term vacancy" means any full-time equated position that has not been filled at any time during the past 24 calendar months.</p>	<p>Strikes current law.</p>	<p><b>Sec. 212.</b> Retains current law.</p>	<p><b>Sec. 212.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to receive and retain copies of all reports required; requires federal and state guidelines to be followed for short-term and long-term retention of records; authorizes MDOC to electronically retain copies of reports.</i></b></p> <p><b>Sec. 214.</b> The department shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.</p>	Strikes current law.	<b>Sec. 214.</b> Retains current law.	<b>Sec. 214.</b> Retains current law.
<p><b><i>Requires MDOC to report on out-of-state travel expenses paid for in whole or in part with state appropriations.</i></b></p> <p><b>Sec. 216.</b> The department shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the legislative corrections ombudsman, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:            (a) The dates of each travel occurrence.            (b) The total transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.</p>	<b>Sec. 5-216.</b> Retains current law; strikes Legislative Corrections Ombudsman from list of report recipients.	<b>Sec. 216.</b> Retains current law.	<b>Sec. 216.</b> Retains current law.
<p><b><i>Requires prisoner telephone service contracts to contain a condition that prisoner telephone fees be the same as those for calls placed outside of institutions, except for surcharges needed to meet special equipment costs; outlines conditions on Special Equipment Fund revenue; authorizes carry forward of unexpended revenue; requires a report on revenue and expenditures.</i></b></p> <p><b>Sec. 219.</b> (1) Any contract for prisoner telephone services entered into after the effective date of this article shall include a condition that fee schedules for prisoner telephone calls, including rates and any surcharges other than those necessary to meet special equipment costs, be the same as fee schedules for calls placed from outside of correctional facilities.</p>	Strikes current law.	<b>Sec. 219.</b> Retains current law.	<b>Sec. 219.</b> Strikes current law (1) and (2); retains current law (3).



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) Revenues appropriated and collected for special equipment funds shall be considered state restricted revenue. Of this revenue, \$2,000,000.00 shall be used for programming that is a condition of parole, such as violence prevention programming, sexual offender programming, and thinking for a change, with particular emphasis on individuals who are past their earliest release dates. Any remaining balance shall be used for special equipment and security projects. Unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund but shall be carried forward and be available for appropriation in subsequent fiscal years.</p> <p>(3) The department shall submit a report to the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, the legislative corrections ombudsman, and the state budget director by February 1 outlining revenues and expenditures from special equipment funds. The report shall include all of the following:</p> <p>(a) A list of all individual projects and purchases financed with special equipment funds in the immediately preceding fiscal year, the amounts expended on each project or purchase, and the name of each vendor the products or services were purchased from.</p> <p>(b) A list of planned projects and purchases to be financed with special equipment funds during the current fiscal year, the amounts to be expended on each project or purchase, and the name of each vendor for which the products or services were purchased.</p> <p>(c) A review of projects and purchases planned for future fiscal years from special equipment funds.</p>			
<p><b><i>Requires the State Budget Office to report on general fund lapses at the close of the fiscal year.</i></b></p> <p><b>Sec. 220.</b> Not later than November 30, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the chairpersons of the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies.</p>	<p><b>Sec. 5-220.</b> Retains current law.</p>	<p><b>Sec. 220.</b> Retains current law.</p>	<p><b>Sec. 220.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p><b><i>Requires MDOC to work with DTMB to maintain, on a publicly accessible Internet site, all expenditures made by MDOC, vendor payments made, number of active employees, and job specifications and wage rates.</i></b></p> <p><b>Sec. 221.</b> The department shall cooperate with the department of technology, management, and budget to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:            (a) Fiscal year-to-date expenditures by category.            (b) Fiscal year-to-date expenditures by appropriation unit.            (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.            (d) The number of active department employees by job classification.            (e) Job specifications and wage rates.</p>	<p><b>Sec. 5-221.</b> Retains current law.</p>	<p><b>Sec. 221.</b> Retains current law.</p>	<p><b>Sec. 221.</b> Retains current law.</p>
<p><b><i>Appropriates up to \$10.0 million in federal, \$5.0 million in state restricted, \$2.0 million in local, and \$2.0 million in private contingency funds; authorizes expenditure of funds after legislative transfer to specific line items.</i></b></p> <p><b>Sec. 223.</b> (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.            (2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.            (3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.</p>	<p><b>Sec. 5-223.</b> Retains current law.</p>	<p><b>Sec. 223.</b> Retains current law.</p>	<p><b>Sec. 223.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p>(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.</p>			
<p><b>Requires MDOC to work with the SBO to report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures.</b></p> <p><b>Sec. 229.</b> Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittee chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2013 and September 30, 2014.</p>	<p><b>Sec. 5-229.</b> Retains current law; updates fiscal years.</p>	<p><b>Sec. 229.</b> Retains current law; updates fiscal years.</p>	<p><b>Sec. 229.</b> Retains current law; updates fiscal years.</p>
<p><b>Prohibits using appropriations to hire a person to provide legal services that are the responsibility of the attorney general.</b></p> <p><b>Sec. 230.</b> Funds appropriated in part 1 shall not be used by the department to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.</p>	<p><b>Sec. 5-230.</b> Retains current law.</p>	<p><b>Sec. 230.</b> Retains current law.</p>	<p><b>Sec. 230.</b> Retains current law.</p>
<p><b>Requires MDOC to maintain, on a publicly accessible website, a scorecard that identifies, tracks, and regularly updates metrics that are used to monitor and improve the department's performance.</b></p> <p><b>Sec. 231.</b> The department shall maintain, on a publicly accessible website, a department scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the agency's performance.</p>	<p><b>Sec. 5-231.</b> Retains current law.</p>	<p><b>Sec. 231.</b> Retains current law.</p>	<p><b>Sec. 231.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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			<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 232.</b> The department shall issue a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the legislative corrections ombudsman by October 1 that includes the security levels of all prisoners who were classified as past their earliest release date as of March 1 of the prior fiscal year.</p>
<p><b><i>Expresses legislative intent that MDOC make efforts to sell, rent, or repurpose closed correctional facilities.</i></b></p> <p><b>Sec. 238.</b> It is the intent of the legislature that the department make additional efforts to sell, rent, or otherwise repurpose closed correctional facilities.</p>	Strikes current law.	<b>Sec. 238.</b> Modifies current law; changes that it is the intent of the legislature to being a requirement.	<b>Sec. 238.</b> Retains current law.
<p><b><i>Expresses legislative intent that MDOC maintain a management-to-staff ratio of 1 supervisor to 5 employees at Lansing central and regional administration offices.</i></b></p> <p><b>Sec. 239.</b> It is the intent of the legislature that the department establish and maintain a management-to-staff ratio of not more than 1 supervisor for each 5 employees at the department's central office in Lansing and at both the northern and southern region administration offices.</p>	Strikes current law.	<b>Sec. 239.</b> Modifies current law; changes that it is the intent of the legislature to being a requirement and changes the ratio from 1:5 to 1:7.	<b>Sec. 239.</b> Modifies current law; changes the ratio from 1:5 to 1:8.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p><i>Requires MDOC to issue a report detailing the steps taken by the department to implement the internal strategies and cost reductions recommended by the supply chain transformation continuous quality improvement teams and department personnel influenced by the SCT/CQI activities.</i></p> <p><b>Sec. 245.</b> The department shall issue a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the legislative corrections ombudsman by October 1 which details the steps taken by the department to implement the internal strategies and cost reductions recommended by the supply chain transformation (SCT) continuous quality improvement (CQI) teams and department personnel influenced by the SCT/CQI activities. The department shall also identify which SCT/CQI team recommendations were not implemented and explain why.</p>	Strikes current law.	Strikes current law.	Strikes current law.
	<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 5-246.</b> Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2015 is \$351,595,400.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$196,513,200.00. Total agency appropriations for retiree health care legacy costs are estimated at \$155,082,200.00.</p>	<b>Sec. 246.</b> Includes new language.	<b>Sec. 246.</b> Includes new language.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
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		<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 247. (1) For each new program or program increase for which funds are appropriated in part 1, the department shall report the following to the house and senate appropriations committees, the house and senate fiscal agencies, the legislative corrections ombudsman, and the state budget director:</b></p> <p><b>(a) By November 1, 2014, a list of specific benchmarks intended to measure the performance or return on taxpayer investment of the program and its associated expenditures.</b></p> <p><b>(b) By March 1, 2015, an update on the progress of the program and the status of expenditures for the program as measured by those benchmarks.</b></p> <p><b>(2) It is the intent of the legislature that, beginning with the budget for the fiscal year ending September 30, 2016, any proposal for a new program or spending increase on existing programs initiated by the executive branch or the legislature shall include, as part of the original proposal or budget request, a specific list of benchmarks intended to measure the performance or return on taxpayer investment of the program or spending increase.</b></p>	Not included.



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FY 2013-2014 CURRENT LAW	FY 2014-2015		
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<p><b><u>EXECUTIVE</u></b></p> <p><i>Requires felony offender files to be maintained and publicly accessible for three years after the offender is released from MDOC jurisdiction; requires immediate removal of offender files upon determination of wrongful conviction.</i></p> <p><b>Sec. 301.</b> For 3 years after a felony offender is released from the department's jurisdiction, the department shall maintain the offender's file on the offender tracking information system and make it publicly accessible in the same manner as the file of the current offender. However, the department shall immediately remove the offender's file from the offender tracking information system upon determination that the offender was wrongfully convicted and the offender's file is not otherwise required to be maintained on the offender tracking information system.</p>	<p><b>Sec. 5-301.</b> Retains current law.</p>	<p><b>Sec. 301.</b> Retains current law.</p>	<p><b>Sec. 301.</b> Retains current law.</p>
			<p><b>NEW LANGUAGE</b></p> <p><b>Se. 303.</b> The department shall not implement any formal or informal policy that would delay or otherwise affect the ability of the legislative corrections ombudsman to conduct investigations, access records, facilities, or prisoners, or otherwise carry out the responsibilities of the legislative corrections ombudsman office under 1975 1 PA 46, MCL 4.351 to 4.364.</p>
<p><i>Requires MDOC to maintain a staff savings initiative program to invite staff to suggest cost savings for the department.</i></p> <p><b>Sec. 304.</b> The director of the department shall maintain a staff savings initiative program to invite employees to submit suggestions for saving costs for the department.</p>	<p>Strikes current law.</p>	<p><b>Sec. 304.</b> Retains current law.</p>	<p><b>Sec. 304.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to report on prisoner suicides, including information on circumstances of each suicide and MDOC's response.</i></b></p> <p><b>Sec. 305.</b> By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on the number of prisoners who committed suicide during the previous calendar year. To the extent permitted by law, the report shall include all of the following information:</p> <ul style="list-style-type: none"> <li>(a) The prisoner's age, offense, sentence, and admission date.</li> <li>(b) Each prisoner's facility and unit.</li> <li>(c) A description of the circumstances of the suicide.</li> <li>(d) The date of the suicide.</li> <li>(e) Whether the suicide occurred in a housing unit, a segregation unit, a mental health unit, or elsewhere on the grounds of the facility.</li> <li>(f) Whether the prisoner had been denied parole and the date of any denial.</li> <li>(g) Details on the department's responses to each suicide, including immediate on-site responses and subsequent internal investigations.</li> <li>(h) A description of any monitoring and psychiatric interventions that had been undertaken prior to the prisoner's suicide, including any changes in placement or mental health care.</li> <li>(i) Whether the prisoner had previously attempted suicide.</li> </ul>	<p>Strikes current law.</p>	<p><b>Sec. 305.</b> Retains current law.</p>	<p><b>Sec. 305.</b> Retains current law.</p>
<p><b><u>PRISONER RE-ENTRY AND COMMUNITY SUPPORT</u></b></p> <p><b><i>Requires MDOC to issue three- and five-year prison population projection updates, including explanations of methodology and assumptions used in developing projection updates.</i></b></p> <p><b>Sec. 401.</b> The department shall submit 3-year and 5-year prison population projection updates concurrent with submission of the executive budget to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director. The report shall include explanations of the methodology and assumptions used in developing the projection updates.</p>	<p><b>Sec. 5-401.</b> Retains current law.</p>	<p><b>Sec. 401.</b> Retains current law.</p>	<p><b>Sec. 401.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Expresses legislative intent that re-entry appropriations be expended for reducing victimization by reducing offender recidivism through specified programs and services; requires MDOC to report on actual prior-year and planned current-year expenditures and allocations.</i></p> <p><b>Sec. 402.</b> (1) It is the intent of the legislature that the funds appropriated in part 1 for prisoner re-entry programs be expended for the purpose of reducing victimization by reducing repeat offending through the following prisoner re-entry programming:            (a) The provision of employment or employment services and job training.            (b) The provision of housing assistance.            (c) Referral to mental health services.            (d) Referral to substance abuse services.            (e) Referral to public health services.            (f) Referral to education.            (g) Referral to any other services necessary for successful reintegration.</p> <p>(2) By March 1, the department shall provide a report on prisoner re-entry expenditures and allocations to the members of the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director. At a minimum, the report shall include information on both of the following:            (a) Details on prior-year expenditures, including amounts spent on each project funded, itemized by service provided and service provider.            (b) Allocations and planned expenditures for each project funded and for each project to be funded, itemized by service to be provided and service provider. The department shall provide an amended report quarterly, if any revisions to allocations or planned expenditures occurred during that quarter.</p>	<p>Strikes current law.</p>	<p><b>Sec. 402.</b> Retains current law.</p>	<p><b>Sec. 402.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 403. (1) The department shall undertake a request for proposal to institute a LEAN process in determining ways to reduce the backlog for programming for prisoners who are within 6 months of their earliest release date (ERD). The programming that the LEAN process shall prioritize is: Violence Prevention Programming (VPP), Sex Offender Programming (SOP), and Thinking For Change.</p> <p>(2) The LEAN process shall also look into ways of instituting LEAN principles which may lead to the elimination of the backlog for ERD prisoners from continuing to occur.</p> <p>(3) Not later than 1 month after completion of a LEAN process evaluation, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the legislative corrections ombudsman, and the senate and house fiscal agencies detailing the outcomes of the LEAN process, the department's progress in achieving the reduction in providing programming, and the department's plan for implementing efficiency standards identified in the LEAN process throughout the department.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 404. (1) The department may hire additional staff on a temporary basis to assist with instituting LEAN process principles, as identified in section 403. The temporary staff shall be hired to provide programming if the number of prisoners who are past their earliest release date and have not received programming is backlogged more than 50 prisoners in the entire department facility system. The temporary staff shall be retained until the backlog has dropped below 50 prisoners for 2 consecutive months throughout the department facility system.</p> <p>(2) The role of the temporary staff shall be to provide necessary programming for those individuals who are past their earliest release date.</p> <p>(3) The financial savings provided through the reduction of past earliest release date prisoners, as identified through the LEAN process undertaken by the department, shall be directed for the use of hiring the additional temporary staff.</p>
<p><b><i>Encourages statewide availability of residential substance abuse treatment services; requires MDOC to report on expenditure of testing and treatment appropriations and on program details and results.</i></b></p> <p><b>Sec. 405.</b> (1) In expending residential substance abuse treatment services funds appropriated under this article, the department shall ensure to the maximum extent possible that residential substance abuse treatment services are available statewide.</p>	Strikes current law.	<b>Sec. 405.</b> Retains current law.	<b>Sec. 405.</b> Strikes current law (1) and (2); retains current law (3).



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on the allocation, distribution, and expenditure of all funds appropriated by the substance abuse testing and treatment line item during fiscal year 2012-2013 and projected for fiscal year 2013-2014. The report shall include, but not be limited to, an explanation of an anticipated year-end balance, the number of participants in substance abuse programs, and the number of offenders on waiting lists for residential substance abuse programs. Information required under this subsection shall, where possible, be separated by MDOC administrative region and by offender type, including, but not limited to, a distinction between prisoners, parolees, and probationers.</p> <p>(3) By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on substance abuse testing and treatment program objectives, outcome measures, and results, including program impact on offender success and programmatic success as those terms are defined in section 203.</p>			



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 406.</b> From the funds appropriated in part 1 to Michigan rehabilitative services, the department shall provide an interdepartmental grant to the department of human services to expand the swift and sure sanctions probation program through Michigan rehabilitative services. The department shall allocate not less than \$3,000,000.00 for the purpose described in this section and shall establish an interagency agreement with the department of human services and judicial branch to carry out this purpose. These funds shall be used to assist individuals who have a history of probation and parole violations, who have exceptional mental health needs, and who meet the profile of the current customer base of Michigan rehabilitative services and shall not be used for individuals who are currently incarcerated.</p>
<p><b><i>Requires MDOC to place statistical reports with court disposition, prison commitment, prison population, and other corrections data and information online.</i></b></p> <p><b>Sec. 407.</b> (1) By June 30, the department shall place the statistical report from the immediately preceding calendar year on an Internet site. The statistical report shall include, but not be limited to, the information as provided in the 2004 statistical report.</p> <p>(2) It is the intent of the legislature that starting with calendar year 2010, the statistical report be placed on an Internet site within 6 months after the end of each calendar year.</p>	Strikes current law.	<b>Sec. 407.</b> Retains current law.	<b>Sec. 407.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Requires MDOC to measure recidivism rates of offenders.</i></p> <p><b>Sec. 408.</b> The department shall measure the recidivism rates of offenders.</p>	<p><b>Sec. 5-408.</b> Retains current law.</p>	<p><b>Sec. 408.</b> Retains current law.</p>	<p><b>Sec. 408.</b> Retains current law.</p>
			<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 409.</b> (1) The department shall engage with the Michigan Works! Association to coordinate services and shall use appropriations provided in part 1 for re-entry and vocational education programs designed through collaboration with Michigan's workforce development system. The department shall ensure that the collaboration provides relevant professional development opportunities to prisoners to ensure that the programs are high quality, demand driven, locally receptive, and responsive to the needs of communities where the prisoners are expected to reside after their release from correctional facilities. The programs shall begin upon the intake of the prisoner into a department facility.</p> <p>(2) It is the intent of the legislature that the workforce development programming continue through the entire duration of the prisoner's incarceration to encourage employment upon release.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			(3) By March 1, 2015, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the legislative corrections ombudsman, and the senate and house fiscal agencies detailing the results of the workforce development program.
<p><b><i>Specifies purpose and requirements for community corrections comprehensive plans; lists award criteria for community corrections planning and residential services funds; limits residential services per diems to \$47.50 for non-accredited and \$48.50 for accredited providers.</i></b></p> <p><b>Sec. 410.</b> (1) The funds included in part 1 for community corrections comprehensive plans and services are to encourage the development through technical assistance grants, implementation, and operation of community corrections programs that enhance offender success and that also may serve as an alternative to incarceration in a state facility or jail. The comprehensive corrections plans shall include an explanation of how the public safety will be maintained, the goals for the local jurisdiction, offender target populations intended to be affected, offender eligibility criteria for purposes outlined in the plan, and how the plans will meet the following objectives, consistent with section 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:</p> <p>(a) Reduce admissions to prison of offenders who would likely be sentenced to imprisonment, including probation violators.</p> <p>(b) Improve the appropriate utilization of jail facilities, the first priority of which is to open jail beds intended to house otherwise prison-bound felons, and the second priority being to appropriately utilize jail beds so that jail crowding does not occur.</p> <p>(c) Open jail beds through the increase of pretrial release options.</p> <p>(d) Reduce the readmission to prison of parole violators.</p> <p>(e) Reduce the admission or readmission to prison of offenders, including probation violators and parole violators, for substance abuse violations.</p> <p>(f) Contribute to offender success, as that term is defined in section 203.</p>	<p><b>Sec. 5-410.</b> Strikes current law subsections (1) and (2); retains subsection (3).</p>	<p><b>Sec. 410.</b> Retains current law.</p>	<p><b>Sec. 410.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) The award of community corrections comprehensive plans and residential services funds shall be based on criteria that include, but are not limited to, the prison commitment rate by category of offenders, trends in prison commitment rates and jail utilization, historical trends in community corrections program capacity and program utilization, and the projected impact and outcome of annual policies and procedures of programs on offender success, prison commitment rates, and jail utilization.</p> <p>(3) Funds awarded for residential services in part 1 shall provide for a per diem reimbursement of not more than \$47.50 for nonaccredited facilities, or of not more than \$48.50 for facilities that have been accredited by the American corrections association or a similar organization as approved by the department.</p>			
<p><b><i>Establishes further requirements for community corrections comprehensive plans.</i></b></p> <p><b>Sec. 411.</b> The comprehensive corrections plans shall also include, where appropriate, descriptive information on the full range of sanctions and services that are available and utilized within the local jurisdiction and an explanation of how jail beds, residential services, the special alternative incarceration program, probation detention centers, the electronic monitoring program for probationers, and treatment and rehabilitative services will be utilized to support the objectives and priorities of the comprehensive corrections plans and the purposes and priorities of section 8(4) of the community corrections act, 1988 PA 511, MCL 791.408, that contribute to the success of offenders. The plans shall also include, where appropriate, provisions that detail how the local communities plan to respond to sentencing guidelines found in chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69, and use the county jail reimbursement program under section 414. The state community corrections board shall encourage local community corrections advisory boards to include in their comprehensive corrections plans strategies to collaborate with local alcohol and drug treatment agencies of the MDCH for the provision of alcohol and drug screening, assessment, case management planning, and delivery of treatment to alcohol- and drug-involved offenders.</p>	Strikes current law.	Strikes current law.	<b>Sec. 411.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Specifies details to be included in biannual report required by Community Corrections Act, 1988 PA 511.</i></b></p> <p><b>Sec. 412.</b> (1) As part of the March biannual report specified in section 12(2) of the community corrections act, 1988 PA 511, MCL 791.412, that requires an analysis of the impact of that act on prison admissions and jail utilization, the department shall submit to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director the following information for each county and counties consolidated for comprehensive corrections plans:</p> <p>(a) Approved technical assistance grants and comprehensive corrections plans including each program and level of funding, the utilization level of each program, and profile information of enrolled offenders.</p> <p>(b) If federal funds are made available, the number of participants funded, the number served, the number successfully completing the program, and a summary of the program activity.</p> <p>(c) Status of the community corrections information system and the jail population information system.</p> <p>(d) Data on residential services, including participant data, participant sentencing guideline scores, program expenditures, average length of stay, and bed utilization data.</p> <p>(e) Offender disposition data by sentencing guideline range, by disposition type, by prior record variable score, by number and percent statewide and by county, current year, and comparisons to the previous 3 years.</p> <p>(f) Data on the use of funding made available under the felony drunk driver jail reduction and community treatment program.</p> <p>(2) The report required under subsection (1) shall include the total funding allocated, program expenditures, required program data, and year-to-date totals.</p>	<p>Strikes current law.</p>	<p>Strikes current law.</p>	<p><b>Sec. 412.</b> Retains current law.</p>
<p><b><i>Requires development of certain databases on local correctional trends and jail utilization; requires county cooperation in providing necessary jail data.</i></b></p> <p><b>Sec. 413.</b> (1) The department shall identify and coordinate information regarding the availability of and the demand for community corrections programs, jail-based community corrections programs, jail-based probation violation sanctions, and all state-required jail data.</p>	<p>Strikes current law.</p>	<p><b>Sec. 413.</b> Retains current law.</p>	<p><b>Sec. 413.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) The department is responsible for the collection, analysis, and reporting of all state-required jail data.</p> <p>(3) As a prerequisite to participation in the programs and services offered through the department, counties shall provide necessary jail data to the department.</p>			
<p><b>Requires MDOC to administer the County Jail Reimbursement Program; specifies reimbursement criteria and rates.</b></p> <p><b>Sec. 414.</b> (1) The department shall administer a county jail reimbursement program from the funds appropriated in part 1 for the purpose of reimbursing counties for housing in jails certain felons who otherwise would have been sentenced to prison.</p> <p>(2) The county jail reimbursement program shall reimburse counties for convicted felons in the custody of the sheriff if the conviction was for a crime committed on or after January 1, 1999 and 1 of the following applies:</p> <p>(a) The felon's sentencing guidelines recommended range upper limit is more than 18 months, the felon's sentencing guidelines recommended range lower limit is 12 months or less, the felon's prior record variable score is 35 or more points, and the felon's sentence is not for commission of a crime in crime class G or crime class H or a nonperson crime in crime class F under chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.</p> <p>(b) The felon's minimum sentencing guidelines range minimum is more than 12 months under the sentencing guidelines described in subdivision (a).</p> <p>(c) The felon was sentenced to jail for a felony committed while he or she was on parole and under the jurisdiction of the parole board and for which the sentencing guidelines recommended range for the minimum sentence has an upper limit of more than 18 months.</p> <p>(3) State reimbursement under this subsection shall be \$60.00 per diem per diverted offender for offenders with a presumptive prison guideline score, \$50.00 per diem per diverted offender for offenders with a straddle cell guideline for a group 1 crime, and \$35.00 per diem per diverted offender for offenders with a straddle cell guideline for a group 2 crime. Reimbursements shall be paid for sentences up to a 1-year total.</p>	<p><b>Sec. 5-414.</b> Retains current law; updates fiscal year.</p>	<p><b>Sec. 414.</b> Retains current law; updates fiscal year.</p>	<p><b>Sec. 414.</b> Retains current law; updates fiscal year.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(4) As used in this subsection:</p> <p>(a) "Group 1 crime" means a crime in 1 or more of the following offense categories: arson, assault, assaultive other, burglary, criminal sexual conduct, homicide or resulting in death, other sex offenses, robbery, and weapon possession as determined by the department of corrections based on specific crimes for which counties received reimbursement under the county jail reimbursement program in fiscal year 2007 and fiscal year 2008, and listed in the county jail reimbursement program document titled "FY 2007 and FY 2008 Group One Crimes Reimbursed", dated March 31, 2009.</p> <p>(b) "Group 2 crime" means a crime that is not a group 1 crime, including larceny, fraud, forgery, embezzlement, motor vehicle, malicious destruction of property, controlled substance offense, felony drunk driving, and other nonassaultive offenses.</p> <p>(c) "In the custody of the sheriff" means that the convicted felon has been sentenced to the county jail and is either housed in the county jail or has been released from jail and is being monitored through the use of the sheriff's electronic monitoring system.</p> <p>(5) County jail reimbursement program expenditures shall not exceed the amount appropriated in part 1 for the county jail reimbursement program. Payments to counties under the county jail reimbursement program shall be made in the order in which properly documented requests for reimbursements are received. A request shall be considered to be properly documented if it meets MDOC requirements for documentation. By October 15, 2013, the department shall distribute the documentation requirements to all counties.</p>			
<p><b><i>Lists authorized expenditures under the Felony Drunk Driver Jail Reduction and Community Treatment Program; provides for reimbursement at a rate of \$43.50 per day per offender for up to five days.</i></b></p> <p><b>Sec. 416.</b> Allowable uses of the felony drunk driver jail reduction and community treatment program shall include reimbursing counties for transportation, treatment costs, and housing felony drunk drivers during a period of assessment for treatment and case planning. Reimbursements for housing during the assessment process shall be at the rate of \$43.50 per day per offender, up to a maximum of 5 days per offender.</p>	<p><b>Sec. 5-416.</b> Retains current law.</p>	<p><b>Sec. 416.</b> Retains current law.</p>	<p><b>Sec. 416.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to report on program expenditures, program details, and program results for the Felony Drunk Driver and County Jail Reimbursement Programs, and on new initiatives aimed at controlling prison population growth.</i></b></p> <p><b>Sec. 417.</b> (1) By March 1, the department shall report to the members of the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on each of the following programs from the previous fiscal year:</p> <p>(a) The county jail reimbursement program.</p> <p>(b) The felony drunk driver jail reduction and community treatment program.</p> <p>(c) Any new initiatives to control prison population growth funded or proposed to be funded under part 1.</p> <p>(2) For each program listed under subsection (1), the report shall include information on each of the following:</p> <p>(a) Program objectives and outcome measures, including, but not limited to, the number of offenders who successfully completed the program, and the number of offenders who successfully remained in the community during the 3 years following termination from the program.</p> <p>(b) Expenditures by location.</p> <p>(c) The impact on jail utilization.</p> <p>(d) The impact on prison admissions.</p> <p>(e) Other information relevant to an evaluation of the program.</p>	<p>Strikes current law.</p>	<p><b>Sec. 417.</b> Retains current law.</p>	<p><b>Sec. 417.</b> Retains current law.</p>
<p><b><i>Requires MDOC to collaborate with other state entities to develop processes to assist prisoners in obtaining state identification, birth certificates, and military documents if applicable.</i></b></p> <p><b>Sec. 418.</b> (1) The department shall collaborate with the state court administrative office on facilitating changes to Michigan court rules that would require the court to collect at the time of sentencing the state operator's license, state identification card, or other documentation used to establish the identity of the individual to be admitted to the department. The department shall maintain those documents in the prisoner's personal file.</p>	<p>Strikes current law.</p>	<p><b>Sec. 418.</b> Retains current law.</p>	<p><b>Sec. 418.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) The department shall cooperate with MDCH to create and maintain a process by which prisoners can obtain their Michigan birth certificates if necessary. The department shall describe a process for obtaining birth certificates from other states, and in situations where the prisoner's effort fails, the department shall assist in obtaining the birth certificate.</p> <p>(3) The department shall collaborate with the department of military and veterans affairs to create and maintain a process by which prisoners can obtain a copy of their DD Form 214 or other military discharge documentation if necessary.</p>			
<p><b><i>Requires MDOC to provide electronic mail reports on offender populations by location, facility capacities, prison intake and returns, and parole board activity; requires MDOC to provide electronic mail reports on end-of-the-month prisoner, probationer, and parolee populations, and on operating capacities at facilities.</i></b></p> <p><b>Sec. 419.</b> (1) The department shall provide weekly electronic mail reports to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on prisoner, parolee, and probationer populations by facility, and prison capacities.</p>	Strikes current law.	<b>Sec. 419.</b> Retains current law.	<b>Sec. 419.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) The department shall provide monthly electronic mail reports to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director. The reports shall include information on end-of-month prisoner populations in county jails, the net operating capacity according to the most recent certification report, identified by date, and end-of-month data, year-to-date data, and comparisons to the prior year for the following:</p> <p>(a) Community residential program populations, separated by centers and electronic monitoring.</p> <p>(b) Parole populations.</p> <p>(c) Probation populations, with identification of the number in special alternative incarceration.</p> <p>(d) Prison and camp populations, with separate identification of the number in special alternative incarceration and the number of lifers.</p> <p>(e) Parole board activity, including the numbers and percentages of parole grants and parole denials.</p> <p>(f) Prisoner exits, identifying transfers to community placement, paroles from prisons and camps, paroles from community placement, total movements to parole, prison intake, prisoner deaths, prisoners discharging on the maximum sentence, and other prisoner exits.</p> <p>(g) Prison intake and returns, including probation violators, new court commitments, violators with new sentences, escaper new sentences, total prison intake, returns from court with additional sentences, community placement returns, technical parole violator returns, and total returns to prison and camp.</p>			
<p><b>Requires MDOC to report on performance data and efforts to improve efficiencies relative to departmental staffing, health care services, food service, prisoner transportation, mental health care services, and pharmaceutical costs.</b></p> <p><b>Sec. 420.</b> By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house judiciary committees, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on performance data and efforts to improve efficiencies relative to departmental staffing, health care services, food service, prisoner transportation, mental health care services, and pharmaceutical costs.</p>	Strikes current law.	<b>Sec. 420.</b> Retains current law.	<b>Sec. 420.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
	<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 5-421.</b> From the funds appropriated in part 1 for jail mental health transition pilot program, \$1,000,000.00 is intended to address the recommendations of the Mental Health Diversion Council.</p>	<p><b>Sec. 421.</b> Includes new language.</p>	<p><b>Sec. 421.</b> Includes new language.</p>
<p><i>Requires MDOC to ensure each exiting prisoner has a set of clothing suitable for job interviews, if requested by the prisoner.</i></p> <p><b>Sec. 431.</b> Upon offender request, the department shall ensure that prior to release from prison, each offender has possession of a set of clothing that would be appropriate and suitable for wearing to an interview for employment.</p>	<p>Strikes current law.</p>	<p><b>Sec. 431.</b> Retains current law.</p>	<p><b>Sec. 431.</b> Retains current law.</p>
<p><i>Requires MDOC to explore opportunities to collaborate with Michigan colleges and universities on establishing programs that will employ parolees in agricultural settings.</i></p> <p><b>Sec. 434.</b> The department shall explore opportunities to collaborate with Michigan colleges and universities on establishing programs that will employ parolees in agricultural settings.</p>	<p>Strikes current law.</p>	<p><b>Sec. 434.</b> Retains current law.</p>	<p><b>Sec. 434.</b> Retains current law.</p>
		<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 435.</b> (1) From the funds appropriated in part 1 for prisoner re-entry legal services, the department shall contract with the legal aid of western Michigan office in Kent County and the legal aid and defender office in Oakland County to establish 2 pilot projects. The purpose of the pilot projects is to provide outreach, education, and legal representation to former offenders in areas such as employment, housing, income stability, and child custody and other domestic matters.</p>	<p>Not included.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
		<p>(2) The legal aid and defender office in Oakland County shall provide prisoner re-entry legal services to former offenders in Wayne County.</p> <p>(3) The department, in collaboration with legal aid of western Michigan and the legal aid and defender office, shall submit a report by April 1 that documents the number of new cases accepted, the types of cases, and case outcomes for completed work. The report shall be submitted to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget director.</p> <p>(4) Unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund but shall be carried forward and be available for appropriation in subsequent fiscal years.</p>	
		<p><b>NEW LANGUAGE</b></p> <p>Sec. 436. (1) The department shall establish a workgroup with representatives from the Genesee County sheriff's office, the city of Flint police department, and other relevant governmental agencies in Genesee County to develop and implement a long-term strategic plan to ease the county jail backlog and to gradually reduce the need for department intervention.</p>	Not included.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
		(2) The department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director by September 30, strategic recommendations that result from the work of the workgroup.	
<p><b><u>OPERATIONS AND SUPPORT ADMINISTRATION</u></b></p> <p><b><i>Requires MDOC to reimburse counties for the housing and custody of parole violators and offenders.</i></b></p> <p><b>Sec. 501.</b> From the funds appropriated in part 1 for prosecutorial and detainer expenses, the department shall reimburse counties for housing and custody of parole violators and offenders being returned by the department from community placement who are available for return to institutional status and for prisoners who volunteer for placement in a county jail.</p>	<p><b>Sec. 5-501.</b> Retains current law.</p>	<p><b>Sec. 501.</b> Retains current law.</p>	<p><b>Sec. 501.</b> Retains current law.</p>
<p><b><i>Specifies what appropriation for Sheriffs' Coordinating and Training Office can be used for.</i></b></p> <p><b>Sec. 502.</b> Funds included in part 1 for the sheriffs' coordinating and training office are appropriated for and may be expended to defray costs of continuing education, certification, recertification, decertification, and training of local corrections officers, the personnel and administrative costs of the sheriffs' coordinating and training office, the local corrections officers advisory board, and the sheriffs' coordinating and training council under the local corrections officers training act, 2003 PA 125, MCL 791.531 to 791.546.</p>	<p><b>Sec. 5-502.</b> Retains current law.</p>	<p><b>Sec. 502.</b> Retains current law.</p>	<p><b>Sec. 502.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 503. If as a result of the appropriations in part 1, the department changes the procurement process for items currently produced and manufactured by the department or by prisoners currently housed in the department's facilities, then by October 1, the department shall issue a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the legislative corrections ombudsman detailing those items which will no longer be procured or produced through the internal or prisoner produced production of goods.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 504. (1) The department shall conduct a workgroup in conjunction with the department of community health, the state transportation department, the department of human services, the strategic fund in the department of treasury, and members from both the senate and house of representatives to determine how the state can maximize its services and funding for transportation for low income, elderly, and disabled individuals through consolidating all of the current transportation services for these populations under 1 department.</b></p> <p><b>(2) The department shall submit to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office by March 1 of the current fiscal year a report on the findings of the workgroup on the items described in subsection (1).</b></p>
<p><b><i>Requires mental health awareness training for new custody staff and ongoing training for all custody staff dealing with prisoners with mental illness.</i></b></p> <p><b>Sec. 505.</b> The department shall provide for the training of all custody staff in effective and safe ways of handling prisoners with mental illness and referring prisoners to mental health treatment programs. Mental health awareness training shall be incorporated into the training of new custody staff.</p>	<p><b>Sec. 5-505.</b> Retains current law.</p>	<p><b>Sec. 505.</b> Retains current law.</p>	<p><b>Sec. 505.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Expresses legislative intent that MDOC work with colleges that are interested in offering new employee training academies.</i></p> <p><b>Sec. 506.</b> It is the intent of the legislature that the department work cooperatively and share curriculum and outcome goals with community colleges and colleges that are interested in offering new employee training academies. The department shall assist community colleges and colleges in gaining approval of the corrections officer's training council, as required under 2012 PA 526. When possible, the community colleges and colleges the department works with shall be geographically dispersed across the state and whenever possible should be near department of corrections facilities.</p>	Strikes current law.	<b>Sec. 506.</b> Retains current law.	Strikes current law.
		<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 507.</b> The department, in collaboration with the department of community health, shall establish an accounting structure within the Michigan administrative information network that will allow expenditures associated with the administration of the healthy Michigan plan to be identified. By October 1, the department shall provide the state budget office and the senate and house fiscal agencies with the relevant accounting structure and associated business objects script and report that groups administrative costs.</p>	Not included.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 507. By October 1, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the legislative corrections ombudsman, and the senate and house fiscal agencies detailing all misconduct and stop orders issued to employees of the department and those employed through contracts the department has with outside vendors.</p>
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 508. (1) The department shall analyze the current condition of each of the correctional facilities it owns or operates. The analysis shall create criteria to analyze the strengths and weaknesses of the facility in relation to the safety and security of the facility, and shall assign each facility into a grouping based on the overall condition as follows: green (satisfactory), yellow (needs improvement), or red (serious deficiencies). The specific strength and weaknesses of each individual facility shall not be disclosed in the analysis.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p>(2) The department shall issue a report for all correctional facilities to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the legislative corrections ombudsman by October 1 setting forth the following information for each facility: its name, street address, and date of construction; its current maintenance costs; any maintenance planned; its current utility costs; its expected future capital improvement costs; its expected future useful life; and its color score under subsection (1).</p>
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 509. (1) The department shall conduct a study on the Michigan state industries program. The study shall focus on determining which industries have the maximum benefit to the prisoner population in providing marketable skills and leading to employable outcomes after release of the inmate from a department facility.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			(2) By December 1, the department shall provide a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the legislative corrections ombudsman detailing the results and recommendations from the study on Michigan state industries described in subsection (1).
<p><b><u>FIELD OPERATIONS ADMINISTRATION</u></b></p> <p><i>Requires caseload audits of field agents to evaluate their ability to complete their professional duties.</i></p> <p><b>Sec. 601.</b> (1) From the funds appropriated in part 1, the department shall conduct a statewide caseload audit of field agents. The audit shall address public protection issues and assess the ability of the field agents to complete their professional duties. The complete audit shall be submitted to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget office by March 1.</p> <p>(2) It is the intent of the legislature that the department maintain a number of field agents sufficient to meet supervision and workload standards.</p>	Strikes current law.	<b>Sec. 601.</b> Retains current law.	<b>Sec. 601.</b> Retains current law.
<p><i>Requires tether participants to reimburse MDOC for program costs; provides for a community tether program for counties; authorizes MDOC to provide counties with tether equipment for a fee.</i></p> <p><b>Sec. 603.</b> (1) All prisoners, probationers, and parolees involved with the electronic tether program shall reimburse the department for costs associated with their participation in the program. The department may require community service work reimbursement as a means of payment for those able-bodied individuals unable to pay for the costs of the equipment.</p> <p>(2) Program participant contributions and local community tether program reimbursement for the electronic tether program appropriated in part 1 are related to program expenditures and may be used to offset expenditures for this purpose.</p>	<b>Sec. 5-603.</b> Retains current law.	<b>Sec. 603.</b> Retains current law.	<b>Sec. 603.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(3) Included in the appropriation in part 1 is adequate funding to implement the community tether program to be administered by the department. The community tether program is intended to provide sentencing judges and county sheriffs in coordination with local community corrections advisory boards access to the state's electronic tether program to reduce prison admissions and improve local jail utilization. The department shall determine the appropriate distribution of the tether units throughout the state based upon locally developed comprehensive corrections plans under the community corrections act, 1988 PA 511, MCL 791.401 to 791.414.</p> <p>(4) For a fee determined by the department, the department shall provide counties with the tether equipment, replacement parts, administrative oversight of the equipment's operation, notification of violators, and periodic reports regarding county program participants. Counties are responsible for tether equipment installation and service. For an additional fee as determined by the department, the department shall provide staff to install and service the equipment. Counties are responsible for the coordination and apprehension of program violators.</p> <p>(5) Any county with tether charges outstanding over 60 days shall be considered in violation of the community tether program agreement and lose access to the program.</p>			



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
<p><i>Requires MDOC to report on the electronic monitoring program, particularly on the use of the global positioning system (GPS) tethers.</i></p> <p><b>Sec. 608.</b> By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on the use of electronic monitoring. At a minimum, the report shall include all of the following:</p> <p>(a) Details on the failure rate of parolees for whom GPS tether is utilized, including the number and rate of parolee technical violations, including specifying failures due to committing a new crime that is uncharged but leads to parole termination, and the number and rate of parolee violators with new sentences.</p> <p>(b) Information on the factors considered in determining whether an offender is placed on active GPS tether, passive GPS tether, radio frequency tether, or some combination of these or other types of electronic monitoring.</p> <p>(c) Monthly data on the number of offenders on active GPS tether, passive GPS tether, radio frequency tether, and any other type of tether.</p>	EXECUTIVE	HOUSE	SENATE
	Strikes current law.	<b>Sec. 608.</b> Retains current law.	<b>Sec. 608.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Specifies content to be included in annual reports by MDOC on community re-entry, electronic tether, and special alternative incarceration programs.</i></b></p> <p><b>Sec. 611.</b> The department shall prepare by March 1 individual reports for the community re-entry program, the electronic tether program, and the special alternative to incarceration program. The reports shall be submitted to the house and senate appropriations subcommittees on corrections, the legislative corrections ombudsman, the house and senate fiscal agencies, and the state budget director. Each program's report shall include information on all of the following:</p> <p>(a) Monthly new participants by type of offender. Community re-entry program participants shall be categorized by reason for placement. For technical rule violators, the report shall sort offenders by length of time since release from prison, by the most recent violation, and by the number of violations occurring since release from prison.</p> <p>(b) Monthly participant unsuccessful terminations, including cause.</p> <p>(c) Number of successful terminations.</p> <p>(d) End month population by facility/program.</p> <p>(e) Average length of placement.</p> <p>(f) Return to prison statistics.</p> <p>(g) Description of each program location or locations, capacity, and staffing.</p> <p>(h) Sentencing guideline scores and actual sentence statistics for participants, if applicable.</p> <p>(i) Comparison with prior year statistics.</p> <p>(j) Analysis of the impact on prison admissions and jail utilization and the cost effectiveness of the program.</p>	<p>Strikes current law.</p>	<p><b>Sec. 611.</b> Retains current law.</p>	<p><b>Sec. 611.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Requires MDOC to develop proposals for alternatives to prison for technical violators of parole and probation; requires report on certain program impacts on probationers and parolees.</i></p> <p><b>Sec. 612.</b> (1) The department shall review and revise as necessary policy proposals that provide alternatives to prison for offenders being sentenced to prison as a result of technical probation violations and technical parole violations. To the extent the department has insufficient policies or resources to affect the continued increase in prison commitments among these offender populations, the department shall explore other policy options to allow for program alternatives, including department or OCC-funded programs, local level programs, and programs available through private agencies that may be used as prison alternatives for these offenders.</p> <p>(2) To the extent policies or programs described in subsection (1) are used, developed, or contracted for, the department may request that funds appropriated in part 1 be transferred under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393, for their operation.</p> <p>(3) The department shall continue to utilize parole violator processing guidelines that require parole agents to utilize all available appropriate community-based, nonincarcerative postrelease sanctions and services when appropriate. The department shall periodically evaluate such guidelines for modification, in response to emerging information from the demonstration projects for substance abuse treatment provided under this article and applicable provisions of prior budget acts for the department.</p>	<p>Strikes current law.</p>	<p><b>Sec. 612.</b> Retains current law.</p>	<p><b>Sec. 612.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(4) The department shall provide annual reports to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on the number of all parolees returned to prison and probationers sentenced to prison for either a technical violation or new sentence during the preceding calendar quarter. The reports shall include the following information each for probationers, parolees after their first parole, and parolees who have been paroled more than once:</p> <p>(a) The numbers of parole and probation violators returned to or sent to prison for a new crime with a comparison of original versus new offenses by major offense type: assaultive, nonassaultive, drug, and sex.</p> <p>(b) The numbers of parole and probation violators returned to or sent to prison for a technical violation and the type of violation, including, but not limited to, zero gun tolerance and substance abuse violations. For parole technical rule violators, the report shall list violations by type, by length of time since release from prison, by the most recent violation, and by the number of violations occurring since release from prison.</p> <p>(c) The educational history of those offenders, including how many had a GED or high school diploma prior to incarceration in prison, how many received a GED while in prison, and how many received a vocational certificate while in prison.</p> <p>(d) The number of offenders who participated in the MPRI versus the number of those who did not.</p> <p>(e) The unduplicated number of offenders who participated in substance abuse treatment programs, mental health treatment programs, or both, while in prison, itemized by diagnosis.</p>			



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Requires Parole Board, after case review of all inmates sentenced to life imprisonment with the possibility of parole, to provide explanation as to why any specific inmate who scores "high probability of release" is not being paroled.</i></p> <p><b>Sec. 615.</b> After the parole board has reviewed the cases of all inmates sentenced to imprisonment for life with the possibility of parole who have good institutional records, the parole board shall calculate each inmate's parole guidelines score. The parole board shall provide the legislature with the specific reason or reasons why any individual inmate who scores "high probability of release" is not being paroled. The parole board shall submit a report containing a list of these reasons for each inmate to the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, the legislative corrections ombudsman, and the state budget director by January 1.</p>	<p>Strikes current law.</p>	<p><b>Sec. 615.</b> Retains current law.</p>	<p>Strikes current law.</p> <p><b>NEW LANGUAGE</b></p> <p><b>Sec. 615.</b> The department shall submit a report containing a list detailing the number of prisoners who have received life imprisonment sentences with the possibility of parole and who are currently eligible for parole to the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, the legislative corrections ombudsman, and the state budget director by January 1.</p>

# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
<u>HEALTH CARE</u>	EXECUTIVE	HOUSE	SENATE
			<p><b>NEW LANGUAGE</b></p> <p>Sec. 801. (1) By December 1, 2014, the department shall identify those prisoners who could be eligible for executive commutation for medically fragile or disability reasons and those identified may be considered for commutation of their sentence with a condition of parole.</p> <p>(2) By January 1, 2015, the department shall release a request for proposal for competitive bids for a pilot nursing care project that will detail the costs on a per capita basis for those who are medically frail or disabled which the department classifies as eligible for medically frail or disability commutation. The location of the nursing care pilot project shall not be classified as a secure facility and shall have features of a general population nursing home.</p> <p>(3) The department shall not execute the proposal unless the savings generated through the competitive bidding process exceed the current costs of the medically frail and disabled individuals.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			(4) By March 1, the department shall issue a report detailing the annual utilization of the medically frail and disabled commutation. The report shall also specify the amount of health care costs for each prisoner in the preceding 3 fiscal years and the estimated expected health care costs for those prisoners had they served the full term of their sentence.
<p><i>Requires MDOC to report on expenditures, allocations, and projected expenditures from accounts for prisoner health care; requires MDOC to provide updates on progress on health care requests for proposals.</i></p> <p><b>Sec. 802.</b> As a condition of expenditure of the funds appropriated in part 1, the department shall provide the senate and house of representatives appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director with all of the following:            (a) Quarterly reports on physical and mental health care detailing quarterly and fiscal year-to-date expenditures itemized by vendor, allocations, status of payments from contractors to vendors, and projected year-end expenditures from accounts for prisoner health care, mental health care, pharmaceutical services, and durable medical equipment.            (b) Regular updates on progress on requests for proposals and requests for information pertaining to prisoner health care and mental health care, until the applicable contract is approved.</p>	Strikes current law.	<b>Sec. 802.</b> Retains current law.	<b>Sec. 802.</b> Retains current law.
			<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 803. (1)</b> The department shall establish a standard medical release form for all prisoners by October 1, 2014.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
			<p>(2) The department shall assure that all incoming prisoners, upon entry to the state corrections system, are given the opportunity to sign a release of information form designating family members or other individuals to whom the department shall release medical or other incarceration records information regarding a prisoner.</p> <p>(3) The department shall assure that any such signed release forms shall follow a prisoner upon transfer to another department facility or to the supervision of a parole officer. A release of information form signed by a prisoner shall remain in effect until he or she elects to withdraw or amend it.</p> <p>(4) The form shall also be placed on an online, public website managed by the department.</p>
<p><i>Requires MDOC to report on prisoner health care use, including emergency room visits, outpatient visits, and inpatient stays; requires MDOC to report on prisoners receiving off-site in-patient medical care that would have been provided on-site if beds were available.</i></p> <p><b>Sec. 804.</b> (1) The department shall report quarterly to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on prisoner health care utilization. The report shall include the number of inpatient hospital days, outpatient visits, and emergency room visits in the previous quarter and since October 1, 2009, by facility.</p>	Strikes current law.	<b>Sec. 804.</b> Retains current law.	<p><b>Sec. 804.</b> Retains current law; strikes "and since October 1, 2009" at end of section.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on prisoners receiving off-site inpatient medical care that would have received care in a state correctional facility if beds were available. The report shall include the number of prisoners receiving off-site inpatient medical care and average length of stay in an off-site facility during the period they would have received care in a state correctional facility if beds were available, by month and correctional facilities administration region.</p>			
<p><b>Requires Hepatitis C and HIV tests for exiting prisoners; requires intake prisoners to be screened for Hepatitis C risk factors and tested for HIV; requires MDOC to offer antibody tests to incoming high-risk prisoners.</b></p> <p><b>Sec. 806.</b> From the funds appropriated in part 1, the department shall require a hepatitis C antibody test and an HIV test for each prisoner prior to release to the community by parole or discharge on the maximum sentence. The requirement for a pre-release test does not apply if the prisoner has previously tested positive. The department shall require an HIV test and a hepatitis C risk factor screening for each prisoner at the health screening at admissions. If hepatitis C risk factors are identified, the department shall offer the prisoner a hepatitis C antibody test. An explanation of results of the tests shall be provided confidentially to the prisoner, and if appropriate based on the test results, the prisoner shall also be provided a recommendation to seek follow-up medical attention.</p>	Strikes current law.	<b>Sec. 806.</b> Retains current law.	Strikes current law.
<p><b>Requires medications to be transferred with a prisoner between facilities; requires at least a 30-day supply of medications and a prescription for refills to be provided to prisoners upon release.</b></p> <p><b>Sec. 807.</b> The department shall ensure that all medications for a prisoner be transported with that prisoner when the prisoner is transferred from 1 correctional facility to another. Prisoners being released shall have access to at least a 30-day supply of medication and a prescription for refills to allow for continuity of care in the community.</p>	Strikes current law.	<b>Sec. 807.</b> Retains current law.	Strikes current law.

# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to work with DCH on data and information sharing on exiting prisoners who are positive for HIV or Hepatitis C; requires report on the number of prisoners and parolees who test positive.</i></b></p> <p><b>Sec. 809.</b> The department, in conjunction with efforts to implement prisoner re-entry, shall cooperate with the MDCH to share data and information as they relate to prisoners being released who are HIV positive or positive for the hepatitis C antibody. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on all of the following:</p> <p>(a) Programs and the location of programs implemented as a result of the work under this section.</p> <p>(b) The number of prisoners released to the community by parole, discharge on the maximum sentence, or transfer to community residential placement who are HIV positive, positive for the hepatitis C antibody, or both.</p> <p>(c) The number of parolees and offenders discharged on the maximum sentence who are HIV or hepatitis C positive by paroling office as reported to the state department of community health for referral to the local public health department.</p>	Strikes current law.	<b>Sec. 809.</b> Retains current law.	Strikes current law.
<p><b><i>Requires MDOC and DHS to exchange information regarding newly-committed prisoners who may be Medicaid-eligible; requires MDOC to assist outgoing prisoners with Medicaid enrollment; requires MDOC to report on Medicaid utilization by prisoners.</i></b></p> <p><b>Sec. 812.</b> (1) The department shall provide the department of human services with a monthly list of prisoners newly committed to the department of corrections. The department and the department of human services shall enter into an interagency agreement under which the department of human services provides the department of corrections with monthly lists of newly committed prisoners who are eligible for Medicaid benefits in order to maintain the process by which Medicaid benefits are suspended rather than terminated. The department shall assist prisoners who may be eligible for Medicaid benefits after release from prison with the Medicaid enrollment process prior to release from prison.</p>	<b>Sec. 5-812.</b> Retains current law.	<b>Sec. 812.</b> Retains current law.	<b>Sec. 812.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
(2) The department shall provide the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director with quarterly updates on the utilization of Medicaid benefits for prisoners.			
<p><b>Requires MDOC to assure psychotropic medications are available, when deemed medically necessary, to prisoners with diagnosed mental illness but not enrolled in mental health services.</b></p> <p><b>Sec. 814.</b> The department shall assure that psychotropic medications are available, when deemed medically necessary by a licensed medical service provider, to prisoners who have mental illness diagnoses but are not enrolled in corrections mental health services.</p>	Strikes current law.	<b>Sec. 814.</b> Retains current law.	<b>Sec. 814.</b> Retains current law.
<p><b>Requires MDOC to report on expenditures on antipsychotic medications, changes to prescription drug formularies, and progress in addressing Auditor General findings related to prescription drug practices.</b></p> <p><b>Sec. 816.</b> By April 1, the department shall provide the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the state budget director, and the legislative corrections ombudsman with a report on pharmaceutical expenditures and prescribing practices. In particular, the report shall provide the following information:</p> <p>(a) A detailed accounting of expenditures on antipsychotic medications.</p> <p>(b) Any changes that have been made to the prescription drug formularies.</p> <p>(c) A progress report on the department's efforts to address various findings outlined in audit report 471-0325-09L issued in March 2011 by the Michigan office of the auditor general.</p>	Strikes current law.	Strikes current law.	<b>Sec. 816.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><u>CORRECTIONAL FACILITIES ADMINISTRATION</u></b></p> <p><i>Requires MDOC to report on per diem costs for each custody level, specifying actual direct and indirect costs for the previous fiscal year, including the allocation of statewide legacy costs.</i></p> <p><b>Sec. 904.</b> The department shall calculate the per prisoner/per day cost for each prisoner security custody level. This calculation shall include all actual direct and indirect costs for the previous fiscal year, including, but not limited to, the value of services provided to the department by other state agencies and the allocation of statewide legacy costs. To calculate the per prisoner/per day costs, the department shall divide these direct and indirect costs by the average daily population for each custody level. For multilevel facilities, the indirect costs that cannot be accurately allocated to each custody level can be included in the calculation on a per-prisoner basis for each facility. A report summarizing these calculations and the direct and indirect costs included in them shall be submitted to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director not later than December 15.</p>	<p>Strikes current law.</p>	<p><b>Sec. 904.</b> Retains current law.</p>	<p><b>Sec. 904.</b> Retains current law.</p>
<p><b><i>Requires local governments and private organizations that contract with MDOC for public works services to be responsible for financing the entire cost of services.</i></b></p> <p><b>Sec. 906.</b> Any local unit of government or private organization that contracts with the department for public works services shall be responsible for financing the entire cost of such an agreement.</p>	<p><b>Sec. 5-906.</b> Retains current law with change; adds “non-profit” before “private organization”.</p>	<p><b>Sec. 906.</b> Retains current law with change; adds “non-profit” before “private organization”.</p>	<p><b>Sec. 906.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b>Requires MDOC to report on academic and vocational programs.</b></p> <p><b>Sec. 907.</b> The department shall report by March 1 to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on academic and vocational programs. The report shall provide information relevant to an assessment of the department's academic and vocational programs, including, but not limited to, all of the following:</p> <p>(a) The number of instructors and the number of instructor vacancies, by program and facility.</p> <p>(b) The number of prisoners enrolled in each program, the number of prisoners completing each program, the number of prisoners who fail each program, the number of prisoners who do not complete each program and the reason for not completing the program, the number of prisoners transferred to another facility while enrolled in a program and the reason for transfer, the number of prisoners enrolled who are repeating the program by reason, and the number of prisoners on waiting lists for each program, all itemized by facility.</p> <p>(c) The steps the department has undertaken to improve programs, track records, accommodate transfers and prisoners with health care needs, and reduce waiting lists.</p> <p>(d) The number of prisoners paroled without a high school diploma and the number of prisoners paroled without a GED.</p> <p>(e) An explanation of the value and purpose of each program, for example, to improve employability, reduce recidivism, reduce prisoner idleness, or some combination of these and other factors.</p> <p>(f) An identification of program outcomes for each academic and vocational program.</p> <p>(g) An explanation of the department's plans for academic and vocational programs, including plans to contract with intermediate school districts for GED and high school diploma programs.</p> <p>(h) The number of prisoners not paroled at their earliest release date due to lack of a GED, and the reason those prisoners have not obtained a GED.</p>	<p>Strikes current law.</p>	<p><b>Sec. 907.</b> Retains current law.</p>	<p><b>Sec. 907.</b> Retains current law.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to allow the Michigan Braille Transcribing Fund program to continue operation at its current location.</i></b></p> <p><b>Sec. 910.</b> The department shall allow the Michigan Braille transcribing fund program to operate at its current location. The donation of the building by the Michigan Braille transcribing fund at the G. Robert Cotton correctional facility in Jackson is acknowledged and appreciated. The department shall continue to encourage the Michigan Braille transcribing fund program to produce high-quality materials for use by the visually impaired.</p>	Strikes current law.	<b>Sec. 910.</b> Retains current law.	<b>Sec. 910.</b> Retains current law.
<p><b><i>Requires MDOC to report on the number of critical incidents and assaults occurring at each prison facility.</i></b></p> <p><b>Sec. 911.</b> By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget director the number of critical incidents occurring each month by type and the number and severity of assaults occurring each month at each facility during the immediately preceding calendar year.</p>	Strikes current law.	<p><b>Sec. 911.</b> Retains current law; adds sentence to end of subsection (1):  <b>Critical incidents include attempted escapes and successful escapes by prisoners.</b>            Adds new subsection (2):  <b>(2) The report shall include all of the following information relative to escapes and attempted escapes:</b>  <b>(a) The specific circumstances and factual details, including, but not limited to, the security measures that were in place and operating that were relevant to the escape or attempted escape.</b>  <b>(b) The result, including, but not limited to, the effectiveness of the security measures that were in place and operating at the time.</b>  <b>(c) Any corrective measures taken by the department in response, including, but not limited to, disciplinary measures, changes in official procedures, or procuring or replacing equipment.</b></p>	<p><b>Sec. 911.</b> Retains current law; adds “<b>escape attempts</b>” to current language, after “severity of assaults”.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to report on ratios of corrections officers to prisoners, shift command staff to line custody staff, and non-custody institutional staff to prisoners for each correctional institution.</i></b></p> <p><b>Sec. 912.</b> The department shall report to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director by March 1 on the ratio of correctional officers to prisoners for each correctional institution, the ratio of shift command staff to line custody staff, and the ratio of noncustody institutional staff to prisoners for each correctional institution.</p>	Strikes current law.	<b>Sec. 912.</b> Retains current law.	<b>Sec. 912.</b> Retains current law.
<p><b><i>Expresses legislative intent that prisoners who are required to complete sex offender, assaultive offender, violent offender, and Thinking for Change programming as a condition of parole be transferred to facilities where programming is available; requires report on enrollment and completion of programming and on plans to address waiting lists for these programs.</i></b></p> <p><b>Sec. 913.</b> (1) It is the intent of the legislature that any prisoner required to complete a violence prevention program, sexual offender program, or other program as a condition of parole shall be transferred to a facility where that program is available in order to accomplish timely completion of that program prior to the expiration of his or her minimum sentence and eligibility for parole. Nothing in this section should be deemed to make parole denial appealable in court.</p> <p>(2) The department shall submit a quarterly report to the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the state budget director, and the legislative corrections ombudsman detailing enrollment in sex offender programming, assaultive offender programming, violent offender programming, and thinking for change. At a minimum, the report shall include the following:</p> <p>(a) A full accounting of the number of individuals who are required to complete the programming, but have not yet done so.</p> <p>(b) The number of individuals who have reached their earliest release date, but who have not completed required programming.</p> <p>(c) A plan of action for addressing any waiting lists or backlogs for programming that may exist.</p>	Strikes current law.	<b>Sec. 913.</b> Retains current law.	<b>Sec. 913.</b> Retains current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
		<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 914.</b> From the funds appropriated in part 1 for the education program, \$1,000,000.00 shall be used for programming that is a condition of parole, such as violence prevention programming, sexual offender programming, and thinking for a change, with particular emphasis on individuals who are past their earliest release dates.</p>	Not included.
		<p><b>NEW LANGUAGE</b></p> <p><b>Sec. 915.</b> The department shall explore opportunities to collaborate with Michigan universities on establishing programs that will allow graduate students to work in correctional facilities to teach programming that is a condition of parole. The intent of the legislature is that graduate students teaching in correctional facilities will result in a cost savings for the department and will reduce the number of individuals who are past their earliest release dates due to the inability to obtain programming.</p>	Not included.

# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Requires MDOC to report on the number of computers available for use by prisoners within each prison, and the purpose and frequency of use of these computers.</i></p> <p><b>Sec. 916.</b> The department shall report by February 1 to the senate and house appropriations subcommittees on corrections, the legislative corrections ombudsman, the senate and house fiscal agencies, and the state budget director on the number of computers available for use by prisoners within each prison facility. The report shall summarize the purpose and frequency of use of these computers within each facility, and in particular shall provide detail on the extent to which computers are utilized for education programming, for both academic and vocational purposes.</p>	Strikes current law.	Strikes current law.	Strikes current law.
<p><i>Requires prisoners to be evaluated at intake for certain disorders and serious mental illness; requires therapeutic seclusion as opposed to administrative segregation for prisoners with serious mental illness; requires evaluation of these prisoners at a frequency of not less than every 12 hours.</i></p> <p><b>Sec. 924.</b> The department shall evaluate all prisoners at intake for substance abuse disorders, developmental disorders, serious mental illness, and other mental health disorders. Prisoners with serious mental illness shall not be confined in administrative segregation due to their serious mental illness. Due to persistent high violence risk or severe disruptive behavior that is unresponsive to treatment, prisoners may be placed in secure specialized housing programs that will facilitate access to institutional programming and ongoing mental health services, under the supervision of a mental health professional. A prisoner with serious mental illness who is confined in administrative segregation under these specialized housing programs shall be evaluated by a medical professional at a frequency of not less than every 12 hours.</p>	<b>Sec. 5-924.</b> Retains current law.	<p><b>Sec. 924.</b> Modifies current law; changes language back to what appeared in the FY 2013 bill:</p> <p>The department shall evaluate all prisoners at intake for substance abuse disorders, developmental disorders, serious mental illness, and other mental health disorders. Prisoners with serious mental illness shall not be confined in administrative segregation. Under the supervision of a mental health professional, a prisoner with serious mental illness may be secluded in a therapeutic environment for the safety of the prisoner or others. A prisoner in therapeutic seclusion shall be evaluated by a mental health professional at a frequency set forth in the mental health code, 1974 PA 258, MCL 330.1001 to 330.2106, or at least every 12 hours, whichever would require more frequent evaluations, in order to remain in therapeutic seclusion.</p>	<p><b>Sec. 924.</b> Modifies current law to include “developmental disorders” and evaluation by “a medical or mental health professional”.</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Requires MDOC to report on the use of administrative segregation for prisoners with serious mental illness or developmental disorders.</i></p> <p><b>Sec. 925.</b> By March 1, 2014, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget director on the annual number of prisoners in administrative segregation between October 1, 2003 and September 30, 2013, and the annual number of prisoners in administrative segregation between October 1, 2003 and September 30, 2013 who at any time during the current or prior prison term were diagnosed with serious mental illness or have a developmental disorder and the number of days each of the prisoners with serious mental illness or a developmental disorder have been confined to administrative segregation.</p>	<p>Strikes current law.</p>	<p><b>Sec. 925.</b> Retains current law.</p>	<p><b>Sec. 925.</b> Retains current law; changes report time frame from "October 1, 2003 and September 30, 2013" to "October 1, 2012 and September 30, 2014".</p>



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Provides guidelines for treatment of offenders less than 18 years of age; requires specialized training for staff, separate housing, limited administrative segregation for those with mental health issues, and specialized re-entry programming.</i></b></p> <p><b>Sec. 929.</b> From the funds appropriated in part 1, the department shall do all of the following:</p> <p>(a) Ensure that any inmate care and control staff in contact with prisoners less than 18 years of age are adequately trained with regard to the developmental and mental health needs of prisoners less than 18 years of age. By April 1, 2014, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the training curriculum used and the number and types of staff receiving training under that curriculum since October 2009.</p> <p>(b) Provide appropriate placement for prisoners less than 18 years of age who have serious mental illness, serious emotional disturbance, or a developmental disorder and need to be housed separately from the general population. Prisoners less than 18 years of age who have serious mental illness, serious emotional disturbance, or a developmental disorder shall not be placed in administrative segregation for behavior due to serious mental illness, serious emotional disturbance, or a developmental disorder. Due to persistent high violence risk or severe disruptive behavior that is unresponsive to treatment, prisoners less than 18 years of age may be placed in secure specialized housing programs that will facilitate access to institutional programming and ongoing mental health services, under the supervision of a mental health professional. A prisoner less than 18 years of age with serious mental illness, serious emotional disturbance, or a developmental disorder who is confined in administrative segregation under these specialized housing programs shall be evaluated by a medical professional at a frequency of not less than every 12 hours.</p> <p>(c) Implement a specialized re-entry program that recognizes the needs of prisoners less than 18 years old for supervised re-entry.</p>	<p><b>Sec. 5-929.</b> Retains current law.</p>	<p><b>Sec. 929.</b> Modifies current law; changes language back to what appeared in the FY 2013 bill.</p> <p>In subsections (a) and (c), “18 years of age” changed to “19 years of age”.</p> <p><b>(b) Provide appropriate placement for prisoners less than 19 years of age who have serious mental illness, serious emotional disturbance, or a developmental disorder and need to be housed separately from the general population. Prisoners less than 19 years of age who have serious mental illness, serious emotional disturbance, or a developmental disorder shall not be placed in administrative segregation. Under the supervision of a mental health professional, a prisoner less than 19 years of age with serious mental illness or serious emotional disturbance may be secluded in a therapeutic environment for the safety of the prisoner or others. A prisoner in therapeutic seclusion shall be evaluated every 12 hours by a mental health professional in order to remain in therapeutic seclusion.</b></p>	<p><b>Sec. 929.</b> Modifies current law to include evaluation by a “medical or mental health professional” and to strike “since October 2009” at the end of (a).</p>

# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Prohibits MDOC from issuing a RFP for a contract in excess of \$5.0 million unless MDOC has first considered a RFI or a RFQ relative to that contract.</i></b></p> <p><b>Sec. 937.</b> No state department or agency shall issue a request for proposal (RFP) for a contract in excess of \$5,000,000.00, unless the department or agency has first considered issuing a request for information (RFI) or a request for qualification (RFQ) relative to that contract to better enable the department or agency to learn more about the market for the products or services that are the subject of the future RFP. The department or agency shall notify the department of technology, management, and budget of the evaluation process used to determine if an RFI or RFQ was not necessary prior to issuing the RFP.</p>	Strikes current law.	<b>Sec. 937.</b> Retains current law with change; changes "\$5,000,000.00" to \$1,000,000.00".	<b>Sec. 937.</b> Retains current law.
		<p style="text-align: center;"><b>NEW LANGUAGE</b></p> <p><b>Sec. 938. (1) By November 1, the department shall release a request for proposal for competitive bids for a non-state-run, non-secure, nursing home facility to house mentally or physically disabled prisoners.</b></p> <p><b>(2) The negative appropriation in part 1 will be achieved by transferring mentally or physically disabled prisoners to a non-state-run, non-secure, nursing home facility.</b></p>	Not included.
<p><b><i>Requires MDOC to release a RFP seeking competitive bids for prison stores, prisoner clothing, and up to 1,750 custody beds; requires MDOC to release RFIs for competitive bids for the electronic monitoring center and for a secure detention facility; requires MDOC to report on the status of RFPs and RFIs.</i></b></p> <p><b>Sec. 939.</b> (1) By January 1, the department shall release a request for proposal seeking competitive bids for prison stores, prisoner clothing, and up to 1,750 custody beds.</p>	Strikes current law.	Strikes current law.	Strikes current law.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p>(2) By January 1, the department shall release requests for information for competitive bids for the electronic monitoring center and for a secure detention facility that would house MDOC inmates serving terms of 2 years or less and provide job training and related programming.</p> <p>(3) The department, working with the department of technology, management, and budget, shall issue a quarterly report detailing the current status of any requests for proposal or requests for information required under this section. If the status of any item listed in the report remains unchanged for more than 2 consecutive reporting periods, the report shall provide an explanation of the delay.</p>			
<p><b>Requires any for-profit entities using state-owned facilities to pay fair market value for the use of the facilities and to make payments in lieu of taxes to the local jurisdictions equivalent to what the local units would receive if the facilities were privately-owned.</b></p> <p><b>Sec. 940.</b> (1) Any lease, rental, contract, or other legal agreement that includes a provision allowing a private person or entity to use state-owned facilities or other property to conduct a for-profit business enterprise shall require the lessee to pay fair market value for the use of the state-owned property.</p> <p>(2) The lease, rental, contract, or other legal agreement shall also require the party using the property to make a payment in lieu of taxes to the local jurisdictions that would otherwise receive property tax revenue, as if the property were not owned by the state.</p>	Strikes current law.	Strikes current law.	<b>Sec. 940.</b> Retains current law.
<p><b>Requires any contract with a third-party to operate a facility to house Michigan prisoners include a provision allowing access to the facility and to appropriate records by the Auditor General and Legislative Corrections Ombudsman.</b></p> <p><b>Sec. 942.</b> The department shall ensure that any contract with a public or private party to operate a facility to house state prisoners includes a provision to allow access by both the office of the legislative auditor general and the office of the legislative corrections ombudsman to the facility and to appropriate records and documents related to the operation of the facility. These access rights for both offices shall be the same for the contracted facility as for a general state-operated correctional facility.</p>	Strikes current law.	<b>Sec. 942.</b> Retains current law.	<b>Sec. 942.</b> Retains current law.

# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015	
	EXECUTIVE	HOUSE SENATE
		<p><b>NEW LANGUAGE</b></p> <p>Sec. 943. (1) The department shall provide the legislative corrections ombudsman direct access to all information, records, and documents in the possession of the department that the legislative corrections ombudsman considers necessary to conduct an investigation under section 5 of 1975 PA 46, MCL 4.355.</p> <p>(2) The department shall provide the legislative corrections ombudsman entry to inspect at any time the premises or any part of the premises under the control of the department without notice under 1975 PA 46, MCL 4.355.</p> <p>(3) The department shall provide the legislative corrections ombudsman direct access to employees of the department and to employees who are under contract with the department.</p> <p>(4) The department shall not implement any formal or informal policy that would delay or otherwise affect the ability of the legislative corrections ombudsman to conduct investigations, access records, facilities, or employees, or otherwise carry out the responsibilities of the legislative corrections ombudsman office under section 5 of 1975 PA 46, MCL 4.355.</p>

Not included.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015	
	EXECUTIVE	HOUSE SENATE
		<p><b>NEW LANGUAGE</b></p> <p>Sec. 944. By March 1, the department shall submit a report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget director on the department's security classification and prisoner placement processes. The report shall evaluate and summarize all of the following:</p> <p>(a) The initial security classification process used to determine a prisoner's appropriate custody level and placement upon initial intake to the department, including, but not limited to, all factors considered in making the initial placement determination. The report shall evaluate the effectiveness of these factors in predicting prisoner behavior and escape risk upon initial confinement in the corrections system.</p> <p>(b) The number of prisoners initially classified during the preceding fiscal year, the number of prisoners classified and placed in the true security level indicated on the evaluation instrument compared to the number of prisoners both departed and waived to security levels other than the prisoner's true security level, along with a specific explanation of the most common reasons for such variances.</p>

Not included.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
		<p>(c) The security classification review process used to determine a prisoner's appropriate custody level and placement while confined within a correctional facility, including, but not limited to, all factors considered in making prisoner placement decisions. The report shall evaluate the effectiveness of these factors in predicting prisoner behavior and escape risk while housed in correctional facilities.</p> <p>(d) The number of prisoner classifications reviewed during the preceding fiscal year, the number of prisoners classified and placed in the true security level indicated on the evaluation instrument compared to the number of prisoners both departed and waived to security levels other than the prisoner's true security level, along with a specific explanation of the most common reasons for such variances.</p> <p>(e) The effectiveness of the security classification process, as indicated through statistical analysis of each category, in predicting and addressing prisoner escapes or attempts to escape from correctional facilities, prisoner misconduct within correctional facilities, and prisoner violence within correctional facilities.</p>	



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Authorizes MDOC to work with a Michigan non-profit agency to develop a pilot program to manufacture prison clothing, which utilizes the prisoner re-entry population.</i></b></p> <p><b>Sec. 947.</b> The department may engage with a state of Michigan 501(c)(3) nonprofit agency to develop a pilot program to manufacture prison clothing. This program shall utilize the prisoner re-entry population and provide comprehensive job training with the goal of transitioning into community employment. The pilot program shall be funded from 15% of the current funds allocated to Michigan services industry for the manufacture of prison clothing. The nonprofit agency must have existing statewide capacity to serve paroled prisoners. The agency selected will provide semi-annual reports to the department, the senate and house appropriations subcommittees on corrections, and the senate and house fiscal agencies, detailing cost savings incurred and outcomes of parolee employment programs.</p>	Strikes current law.	Strikes current law.	<b>Sec. 947.</b> Retains current law.
<p><b><u>MISCELLANEOUS</u></b></p> <p><b><i>Requires MDOC to make available on the MDOC website an information packet for families of incoming prisoners; specifies information to be included in the packet; requires the information packet to be updated annually.</i></b></p> <p><b>Sec. 1009.</b> The department shall make an information packet for the families of incoming prisoners available on the department's website. The information packet shall be updated by February 1 of each year thereafter. The packet shall provide information on topics including, but not limited to: how to put money into prisoner accounts, how to make phone calls or create Jpay email accounts, how to visit in person, proper procedures for filing complaints or grievances, the rights of prisoners to physical and mental health care, how to utilize the offender tracking information system (OTIS), truth-in-sentencing and how it applies to minimum sentences, the parole process, and guidance on the importance of the role of families in the reentry process. The department is encouraged to partner with external advocacy groups and actual families of prisoners in the packet-writing process to ensure that the information is useful and complete.</p>	Strikes current law.	<b>Sec. 1009.</b> Retains current law.	<b>Sec. 1009.</b> Retains current law.

# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><b><i>Requires MDOC to accept in-kind services and equipment donations to facilitate the addition of a cable network that provides religious programming for prisoners; prohibits the addition of channels from costing the state.</i></b></p> <p><b>Sec. 1011.</b> The department shall accept in-kind services and equipment donations to facilitate the addition of a cable network that provides programming that will address the religious needs of incarcerated individuals. This network shall be a cable television network that presently reaches the majority of households in the United States. A bilingual channel affiliated with this network may also be added to department programming to assist the religious needs of Spanish-speaking inmates. The addition of these channels shall be of no additional cost to this state.</p>	Strikes current law.	<b>Sec. 1011.</b> Retains current law.	<b>Sec. 1011.</b> Retains current law.
<p><b><u>CAPITAL OUTLAY</u></b></p> <p><b><i>Authorizes carry forward of capital outlay appropriations.</i></b></p> <p><b>Sec. 1051.</b> The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.</p>	<b>Sec. 5-1051.</b> Retains current law.	<b>Sec. 1051.</b> Retains current law.	<b>Sec. 1051.</b> Retains current law.
<p><b><u>GENERAL SECTIONS</u></b></p> <p><b><i>Expresses legislative intent that FY 2014-15 appropriations be funded at the same level as FY 2013-14 appropriations, except for adjustments made for various factors.</i></b></p> <p><b>Sec. 1201.</b> It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2015 for the line items listed in part 1. The fiscal year 2014-2015 appropriations are anticipated to be the same as those for fiscal year 2013-2014, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2014 consensus revenue estimating conference.</p>	Strikes current law.	Strikes current law.	<b>Sec. 1201.</b> Retains current law; updates fiscal years.



# DEPARTMENT OF CORRECTIONS - BOILERPLATE

FY 2013-2014 CURRENT LAW	FY 2014-2015		
	EXECUTIVE	HOUSE	SENATE
<p><i>Expresses legislative intent that MDOC identify the amounts for normal retirement costs and legacy retirement costs, for line item appropriations, in FY 2014-15.</i></p> <p><b>Sec. 1202.</b> It is the intent of the legislature that the department identify the amounts for normal retirement costs and legacy retirement costs for the fiscal year ending on September 30, 2015 for the line items listed in part 1.</p>	Strikes current law.	Strikes current law.	<b>Sec. 1201.</b> Retains current law; updates fiscal year.