

Act No. 161  
Public Acts of 1994  
Approved by the Governor  
June 15, 1994  
Filed with the Secretary of State  
June 15, 1994

**STATE OF MICHIGAN  
87TH LEGISLATURE  
REGULAR SESSION OF 1994**

Introduced by Senators Cisky and Geake

# **ENROLLED SENATE BILL No. 984**

AN ACT to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30 1995 to provide for the expenditure of the appropriations to provide for reports to provide for the creation of certain advisory committees and boards to prescribe certain powers and duties of the department of corrections certain other state officers and agencies and certain advisory committees and boards to provide for the collection of certain funds and to provide for the disposition of fees and other income received by certain state agencies

*The People of the State of Michigan enact*

Sec 101 There is appropriated for the department of corrections for the fiscal year ending September 30 1995 from the following funds

**DEPARTMENT OF CORRECTIONS  
APPROPRIATION SUMMARY**

Average population	41 144	
Full time equated unclassified positions	16 0	
Full time equated classified positions	16 134 2	
<b>GROSS APPROPRIATION</b>		<b>\$ 1 234 898 800</b>
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		7 773 900
<b>ADJUSTED GROSS APPROPRIATION</b>		<b>\$ 1 227 124 900</b>
Federal revenues		
Total federal revenues		5 546 900
Special revenue funds		
Total local revenues		434 200
Total private revenues		200 000
Total other state restricted revenues		30 633 600
State general fund/general purpose		<b>\$ 1 190 310 200</b>

**EXECUTIVE**

Full time equated unclassified positions	16 0	
Full time equated classified positions	80 0	
Director		<b>\$ 87 300</b>
Unclassified positions—15 0 FTE positions		1 031 600
Executive administration—11 0 FTE positions		1 421 700

	For Fiscal Year Ending Sept 30 1995
Audit and internal affairs—21 0 FTE positions	\$ 1 411 200
Policy and hearings—46 0 FTE positions	3 947 900
Federal contingency funds	3 000 000
Private contingency funds	200 000
State/local partnership administration—20 FTE positions	115 900
State/local initiatives	35 000 000
Diversion savings	(35 000 000)
GROSS APPROPRIATION	\$ 11 215 600
Appropriated from	
Federal revenues	
Federal revenues and reimbursements	3 000 000
Special revenue funds	
Private revenues and reimbursements	200 000
State general fund/general purpose	\$ 8 015 600
ADMINISTRATION AND PROGRAMS	
Full time equated classified positions	228 2
Administration and fiscal management—38 5 FTE positions	\$ 2 682 400
Administrative services—44 7 FTE positions	2 903 400
Program services—14 0 FTE positions	1 321 700
Planning research and information services—73 5 FTE positions	7 817 200
Prisoner rehabilitation and education program	1 367 100
Federal education programs—19 0 FTE positions	1 439 900
Rent	1 492 900
Training administration—38 5 FTE positions	2 727 400
Training academy	517 200
GROSS APPROPRIATION	\$ 22 269 200
Appropriated from	
Federal revenues	
DED ECIA chapter I	500 000
DED OVAE adult education state administered program	380 000
DED Life skills grant	299 900
DED Public Law 94 142	100 000
DED vocational education equipment	160 000
Special revenue funds	
Local county reimbursement	115 000
Correctional industries revolving fund	93 500
Resident stores	268 800
State general fund/general purpose	\$ 20 352 000
CENTRAL SUPPORT ACCOUNTS	
Equipment	\$ 341 900
Special maintenance	1 645 200
Workers compensation	11 732 400
Compensatory buyout	225 000
Union leave bank	50 000
GROSS APPROPRIATION	\$ 13 994 500
Appropriated from	
State general fund/general purpose	\$ 13 994 500
TRAINING COMMUNITY SUPPORT AND SUBSTANCE ABUSE PROGRAMS	
Inmate legal services program	\$ 314 900
Reimbursement to counties parole revocation hearings and court settlements	3 471 000
Substance abuse treatment project	1 475 000
Substance abuse administration and testing	9 794 000
Federal anti drug abuse grant	809 100
New employee training	2 839 200
Training projects	111 300

		For Fiscal Year Ending Sept 30 1995
Criminal justice training fund		\$ 600 900
Workload automation and imaging		600 000
GROSS APPROPRIATION		\$ 20 015 400
Appropriated from		
Interdepartmental grant revenues		
IDG DMB Michigan justice training fund		600 900
IDG DMB office of drug control policy		600 000
Federal revenues		
HHS ADAMHA anti drug abuse		563 000
State general fund/general purpose		\$ 18 251 500
PRISON INDUSTRIES OPERATIONS		
Full time equated classified positions	169 8	
Personnel costs—169 8 FTE positions		\$ 11 731 500
Automated data processing		300 000
GROSS APPROPRIATION		\$ 12 031 500
Appropriated from		
Special revenue funds		
Correctional industries revolving fund		12 031 500
State general fund/general purpose		\$ 0
FIELD OPERATIONS		
Full time equated classified positions	1 535 0	
Personnel costs—1 417 0 FTE positions		\$ 74 133 200
Operational costs		5 116 400
Parole board operations—18 0 FTE positions		1 300 400
Building occupancy charges		334 200
Rent		831 100
Loans to parolees		204 400
Boot camp phase III/intensive supervision—72 0 FTE positions		3 482 700
Probation detention center—28 0 FTE positions		1 802 900
GROSS APPROPRIATION		\$ 87 205 300
Appropriated from		
Special revenue funds		
Oversight fees		3 400 000
State general fund/general purpose		\$ 83 805 300
COMMUNITY PLACEMENT		
Average population	1 426	
Full time equated classified positions	451 6	
Personnel costs—394 6 FTE positions		\$ 21 128 400
Operational costs		8 606 700
Technical rule violator center—57 0 FTE positions		4 629 200
GROSS APPROPRIATION		\$ 34 364 300
Appropriated from		
Special revenue funds		
Resident contributions revenues		1 304 200
Public works user fees		111 600
State general fund/general purpose		\$ 32 948 500
ELECTRONIC TETHER PROGRAM		
Average tether participants	2 850	
Full time equated classified positions	168 3	
Personnel costs—168 3 FTE positions		7 764 100
Operational costs		3 457 300
GROSS APPROPRIATION		\$ 11 221 400
Appropriated from		
Special revenue funds		
Local community tether program reimbursement		319 200

		For Fiscal Year Ending Sept 30 1995
Program participant contributions	\$	3 800 000
State general fund/general purpose	\$	7 102 200
<b>SPECIAL ALTERNATIVE INCARCERATION PROGRAM</b>		
Full time equated classified positions	135 0	
Personnel costs—135 0 FTE positions	\$	7 384 800
Operational costs		1 756 500
GROSS APPROPRIATION	\$	9 141 300
Appropriated from		
Special revenue funds		
Public works user fees		150 000
State general fund/general purpose	\$	8 991 300
<b>OFFICE OF COMMUNITY CORRECTIONS</b>		
Full time equated classified positions	16 0	
Personnel costs—16 0 FTE positions	\$	1 096 800
Operational costs		220 000
OCC board expenses		15 000
Probation residential services		9 690 000
Technical assistance grants		350 000
Community corrections comprehensive plans and services		10 980 000
Community corrections pilot projects		1 000 000
Public education and training		50 000
GROSS APPROPRIATION	\$	23 401 800
Appropriated from		
State general fund/general purpose	\$	23 401 800
<b>CONSENT DECREES</b>		
Average population	400	
Full time equated classified positions	521 4	
Hadix consent decree—159 0 FTE positions		10 288 600
DOJ consent decree—167 5 FTE positions		11 176 500
DOJ psychiatric plan DMH services		53 063 100
Average population	200	
DOJ psychiatric plan additional acute care beds		17 414 000
Average population	200	
DOJ psychiatric plan DOC services—194 9 FTE positions		10 864 700
GROSS APPROPRIATION	\$	102 806 900
Appropriated from		
State general fund/general purpose	\$	102 806 900
<b>OFFICE OF HEALTH CARE</b>		
Full time equated classified positions	22 0	
Health care administration—22 0 FTE positions	\$	1 664 100
Hospital and specialty care services		23 845 300
Vaccination program		1 269 000
Tele medical pilot system		500 000
GROSS APPROPRIATION	\$	27 278 400
Appropriated from		
State general fund/general purpose	\$	27 278 400
<b>CLINICAL OPERATIONS</b>		
Full time equated classified positions	740 7	
Adrian clinical complex—31 2 FTE positions	\$	1 974 500
Baraga clinical complex—5 0 FTE positions		887 500
Coldwater clinical complex—28 9 FTE positions		2 520 000
Corrections camps clinical—14 0 FTE positions		583 500
Detroit clinical complex—16 2 FTE positions		2 573 400

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Ionia clinical complex—122 9 FTE positions	\$	9 329 900
Jackson clinical complex—198 7 FTE positions		16 191 600
Kincheloe clinical complex—64 0 FTE positions		5 451 700
Lapeer clinical complex—15 7 FTE positions		730 500
Macomb clinical complex—17 0 FTE positions		1 085 800
Marquette clinical complex—45 0 FTE positions		3 470 000
Mid Michigan clinical complex—12 6 FTE positions		874 600
Muskegon clinical complex—49 5 FTE positions		3 506 100
Oaks clinical complex—5 0 FTE positions		893 700
Plymouth clinical complex—52 0 FTE positions		3 486 800
Saginaw clinical complex—17 0 FTE positions		1 086 500
Standish clinical complex—13 5 FTE positions		1 031 400
Ypsilanti clinical complex—32 5 FTE positions		2 414 000
GROSS APPROPRIATION	\$	58 091 500
Appropriated from		
State general fund/general purpose	\$	58 091 500
CORRECTIONAL FACILITIES ADMINISTRATION		
Full time equated classified positions	16 0	
Conveying convicts to penal institutions	\$	248 300
Federal school lunch program		300 000
Correctional facilities administration—16 0 FTE positions		1 286 900
Extradition services		120 000
Housing inmates in federal institutions		324 000
GROSS APPROPRIATION	\$	2 279 200
Appropriated from		
Federal revenues		
BOP Federal prisoner reimbursement		244 000
DAG FNS national school lunch		300 000
Special revenue funds		
Correctional industries revolving fund		77 500
State general fund/general purpose	\$	1 657 700
CENTRAL REGION ADMINISTRATION		
Full time equated classified positions	109 0	
CFA central region office—109 0 FTE positions	\$	6 830 000
Food service operations		5 000 000
GROSS APPROPRIATION	\$	11 830 000
Appropriated from		
Interdepartmental grant revenues		
IDT Food service revolving fund		5 000 000
State general fund/general purpose	\$	6 830 000
ALGER MAXIMUM CORRECTIONAL FACILITY MUNISING		
Average population	428	
Full time equated classified positions	286 0	
Personnel costs—283 0 FTE positions		16 061 700
Operational costs		1 612 200
Academic/vocational programs—3 0 FTE positions		212 400
GROSS APPROPRIATION	\$	17 886 300
Appropriated from		
Special revenue funds		
Resident stores		5 500
State general fund/general purpose	\$	17 880 800
BARAGA MAXIMUM CORRECTIONAL FACILITY		
Average population	428	
Full time equated classified positions	296 0	

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Personnel costs—289 0 FTE positions		\$	15 458 600
Operational costs			1 626 800
Academic/vocational programs—7 0 FTE positions			385 700
GROSS APPROPRIATION		\$	17 471 100
Appropriated from			
Special revenue funds			
Resident stores			5 500
State general fund/general purpose		\$	17 465 600
BROOKS REGIONAL CORRECTIONAL FACILITY MUSKEGON			
Average population	2 146		
Full time equated classified positions	534 4		
Personnel costs—513 4 FTE positions			29 146 700
Operational costs			5 920 400
Academic/vocational programs—21 0 FTE positions			1 295 800
GROSS APPROPRIATION		\$	36 362 900
Appropriated from			
Special revenue funds			
Resident stores			81 700
Public works user fees			111 600
State general fund/general purpose		\$	36 169 600
CARSON CITY REGIONAL CORRECTIONAL FACILITY			
Average population	2 160		
Full time equated classified positions	541 8		
Personnel costs—522 8 FTE positions			29 972 900
Operational costs			5 746 200
Academic/vocational programs—19 0 FTE positions			1 162 800
GROSS APPROPRIATION		\$	36 881 900
Appropriated from			
Special revenue funds			
Resident stores			82 200
State general fund/general purpose		\$	36 799 700
CHIPPEWA REGIONAL CORRECTIONAL FACILITY KINCHELOE			
Average population	2 022		
Full time equated classified positions	524 3		
Personnel costs—505 3 FTE positions			29 750 800
Operational costs			5 463 500
Academic/vocational programs—19 0 FTE positions			1 143 300
GROSS APPROPRIATION		\$	36 357 600
Appropriated from			
Special revenue funds			
Resident stores			76 900
State general fund/general purpose		\$	36 280 700
COTTON REGIONAL CORRECTIONAL FACILITY JACKSON			
Average population	1 544		
Full time equated classified positions	407 8		
Personnel costs—397 8 FTE positions			22 457 500
Operational costs			3 852 200
Academic/vocational programs—10 0 FTE positions			788 000
GROSS APPROPRIATION		\$	27 097 700
Appropriated from			
Special revenue funds			
Resident stores			58 800
State general fund/general purpose		\$	27 038 900

CRANE CORRECTIONAL FACILITY COLDWATER

Average population	350	
Full time equated classified positions	201 6	
Personnel costs—190 6 FTE positions		\$ 11 033 100
Operational costs		1 599 400
Academic/vocational programs—11 0 FTE positions		800 600
GROSS APPROPRIATION		\$ 13 433 100
Appropriated from		
Special revenue funds		
Resident stores		19 600
State general fund/general purpose		\$ 13 413 500

EGELER CORRECTIONAL FACILITY JACKSON

Average population	1 005	
Full time equated classified positions	281 6	
Personnel costs—273 6 FTE positions		16 047 200
Operational costs		2 054 400
Academic/vocational programs—8 0 FTE positions		720 100
Print shop		282 100
Optical lab		51 000
GROSS APPROPRIATION		\$ 19 154 800
Appropriated from		
Interdepartmental grant revenues		
IDT optical lab user fees		51 000
IDT print shop user fees		282 100
Special revenue funds		
Resident stores		38 200
State general fund/general purpose		\$ 18 783 500

HANDLON MICHIGAN TRAINING UNIT IONIA

Average population	1 314	
Full time equated classified positions	305 2	
Personnel costs—278 2 FTE positions		16 064 200
Operational costs		3 012 200
Academic/vocational programs—27 0 FTE positions		1 489 900
GROSS APPROPRIATION		\$ 20 566 300
Appropriated from		
Special revenue funds		
Resident stores		50 000
State general fund/general purpose		\$ 20 516 300

HARRISON REGIONAL CORRECTIONAL FACILITY ADRIAN

Average population	2 146	
Full time equated classified positions	556 4	
Personnel costs—538 4 FTE positions		29 371 100
Operational costs		5 699 500
Academic/vocational programs—18 0 FTE positions		1 178 700
GROSS APPROPRIATION		\$ 36 249 300
Appropriated from		
Special revenue funds		
Resident stores		81 700
State general fund/general purpose		\$ 36 167 600

HURON VALLEY CORRECTIONAL FACILITY YPSILANTI

Average population	477	
Full time equated classified positions	296 8	
Personnel costs—292 8 FTE positions		16 702 300

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Operational costs	\$	3 154 800
Academic/vocational programs—4 0 FTE positions		351 700
GROSS APPROPRIATION	\$	<u>20 208 800</u>

Appropriated from		
Interdepartmental grant revenues		
IDG department of mental health		500 000
Special revenue funds		
Resident stores		27 300
State general fund/general purpose	\$	19 681 500

#### IONIA MAXIMUM CORRECTIONAL FACILITY

Average population	666	
Full time equated classified positions	351 6	
Personnel costs—344 6 FTE positions		19 754 500
Operational costs		1 946 100
Academic/vocational programs—7 0 FTE positions		528 400
GROSS APPROPRIATION	\$	<u>22 229 000</u>

Appropriated from		
Special revenue funds		
Resident stores		5 300
State general fund/general purpose	\$	22 223 700

#### IONIA TEMPORARY FACILITY

Average population	960	
Full time equated classified positions	219 0	
Personnel costs—205 5 FTE positions		11 017 100
Operational costs		2 555 300
Print shop operations		300 000
Academic/vocational programs—13 5 FTE positions		681 700
GROSS APPROPRIATION	\$	<u>14 554 100</u>

Appropriated from		
Interdepartmental grant revenues		
IDT print shop user fees		300 000
Special revenue funds		
Resident stores		36 500
Public works user fees		124 900
State general fund/general purpose	\$	14 092 700

#### KINROSS CORRECTIONAL FACILITY KINCHELOE

Average population	2 175	
Full time equated classified positions	559 3	
Personnel costs—534 3 FTE positions		29 262 100
Operational costs		6 591 300
Academic/vocational programs—25 0 FTE positions		1 376 400
GROSS APPROPRIATION	\$	<u>37 229 800</u>

Appropriated from		
Special revenue funds		
Resident stores		82 800
Steam heat user fees		35 000
State general fund/general purpose	\$	37 112 000

#### LAKELAND CORRECTIONAL FACILITY COLDWATER

Average population	720	
Full time equated classified positions	202 7	
Personnel costs—195 7 FTE positions		10 645 700
Operational costs		2 226 900
Academic/vocational programs—7 0 FTE positions		673 900
GROSS APPROPRIATION	\$	<u>13 546 500</u>



Appropriated from Special revenue funds		
Resident stores	\$	27 400
State general fund/general purpose	\$	13 519 100
<b>MACOMB REGIONAL CORRECTIONAL FACILITY NEW HAVEN</b>		
Average population	1 224	
Full time equated classified positions	342 0	
Personnel costs—336 0 FTE positions		17 672 600
Operational costs		3 239 900
Academic/vocational programs—6 0 FTE positions		447 500
GROSS APPROPRIATION	\$	21 360 000
Appropriated from Special revenue funds		
Resident stores		46 600
State general fund/general purpose	\$	21 313 400
<b>MARQUETTE BRANCH PRISON</b>		
Average population	837	
Full time equated classified positions	394 8	
Personnel costs—384 8 FTE positions		22 370 700
Operational costs		3 153 900
Academic/vocational programs—10 0 FTE positions		769 900
GROSS APPROPRIATION	\$	26 294 500
Appropriated from Special revenue funds		
Resident stores		31 800
State general fund/general purpose	\$	26 262 700
<b>MICHIGAN REFORMATORY IONIA</b>		
Average population	1 260	
Full time equated classified positions	383 4	
Personnel costs—365 4 FTE positions		21 230 400
Operational costs		4 752 100
Academic/vocational programs—18 0 FTE positions		1 233 600
GROSS APPROPRIATION	\$	27 216 100
Appropriated from Special revenue funds		
Resident stores		47 900
State general fund/general purpose	\$	27 168 200
<b>MID MICHIGAN TEMPORARY FACILITY ST LOUIS</b>		
Average population	960	
Full time equated classified positions	226 0	
Personnel costs—217 0 FTE positions		11 913 100
Operational costs		2 656 100
Academic/vocational programs—9 0 FTE positions		614 400
GROSS APPROPRIATION	\$	15 183 600
Appropriated from Special revenue funds		
Resident stores		36 500
Public works user fees		141 600
State general fund/general purpose	\$	15 005 500
<b>MOUND REGIONAL CORRECTIONAL FACILITY</b>		
Average population	1 056	
Full time equated classified positions	346 0	
Personnel costs—335 0 FTE positions		16 928 300

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Operational costs	\$	2 461 100
Academic/vocational programs—11 0 FTE positions		598 300
GROSS APPROPRIATION	\$	<u>19 987 700</u>
Appropriated from		
Special revenue funds		
Resident stores		13 200
State general fund/general purpose	\$	19 974 500
<b>MUSKEGON CORRECTIONAL FACILITY</b>		
Average population	1 310	
Full time equated classified positions	273 3	
Personnel costs—256 3 FTE positions		14 398 600
Operational costs		3 480 700
Academic/vocational programs—17 0 FTE positions		1 152 800
GROSS APPROPRIATION	\$	<u>19 032 100</u>
Appropriated from		
Special revenue funds		
Resident stores		49 800
State general fund/general purpose	\$	18 982 300
<b>OAKS MAXIMUM CORRECTIONAL FACILITY EASTLAKE</b>		
Average population	456	
Full time equated classified positions	295 0	
Personnel costs—292 0 FTE positions		16 727 600
Operational costs		1 958 400
Academic/vocational programs—3 0 FTE positions		243 200
GROSS APPROPRIATION	\$	<u>18 929 200</u>
Appropriated from		
Special revenue funds		
Resident stores		5 500
State general fund/general purpose	\$	18 923 700
<b>RIVERSIDE CORRECTIONAL FACILITY IONIA</b>		
Average population	824	
Full time equated classified positions	285 6	
Personnel costs—283 6 FTE positions		16 052 100
Operational costs		3 285 700
Academic/vocational programs—2 0 FTE positions		152 600
GROSS APPROPRIATION	\$	<u>19 490 400</u>
Appropriated from		
Special revenue funds		
Resident stores		31 400
State general fund/general purpose	\$	19 459 000
<b>RYAN REGIONAL CORRECTIONAL FACILITY DETROIT</b>		
Average population	1 044	
Full time equated classified positions	336 7	
Personnel costs—326 7 FTE positions		17 456 000
Operational costs		2 920 300
Academic/vocational programs—10 0 FTE positions		626 900
GROSS APPROPRIATION	\$	<u>21 003 200</u>
Appropriated from		
Special revenue funds		
Resident stores		39 700
State general fund/general purpose	\$	20 963 500
<b>SAGINAW REGIONAL CORRECTIONAL FACILITY FREELAND</b>		
Average population	1 176	
Full time equated classified positions	351 0	

		For Fiscal Year Ending Sept 30 1995
Personnel costs—337 0 FTE positions		\$ 17 988 200
Operational costs		2 733 500
Academic/vocational programs—14 0 FTE positions		343 800
GROSS APPROPRIATION		\$ 21 065 500
Appropriated from		
Special revenue funds		
Resident stores		44 700
State general fund/general purpose		\$ 21 020 800
SCOTT REGIONAL CORRECTIONAL FACILITY PLYMOUTH		
Average population	762	
Full time equated classified positions	331 5	
Personnel costs—314 5 FTE positions		17 403 200
Operational costs		2 506 100
Academic/vocational programs—17 0 FTE positions		1 213 000
GROSS APPROPRIATION		\$ 21 122 300
Appropriated from		
Special revenue funds		
Resident stores		29 000
State general fund/general purpose		\$ 21 093 300
STANDISH MAXIMUM CORRECTIONAL FACILITY		
Average population	429	
Full time equated classified positions	287 0	
Personnel costs—282 0 FTE positions		16 156 200
Operational costs		1 693 800
Academic/vocational programs—5 0 FTE positions		246 300
GROSS APPROPRIATION		\$ 18 096 300
Appropriated from		
Special revenue funds		
Resident stores		5 500
State general fund/general purpose		\$ 18 090 800
STATE PRISON OF SOUTHERN MICHIGAN JACKSON		
Average population	3 493	
Full time equated classified positions	1 028 5	
Personnel costs—991 2 FTE positions		56 176 800
Operational costs		10 505 300
Surplus food distribution—5 0 FTE positions		611 800
Academic/vocational programs—32 3 FTE positions		1 805 200
GROSS APPROPRIATION		\$ 69 099 100
Appropriated from		
Interdepartmental grant revenues		
IDT surplus food user fees		360 600
Special revenue funds		
Resident stores		87 300
State general fund/general purpose		\$ 68 651 200
THUMB REGIONAL CORRECTIONAL FACILITY LAPEER		
Average population	954	
Full time equated classified positions	278 4	
Personnel costs—267 4 FTE positions		15 408 900
Operational costs		2 672 100
Academic/vocational programs—11 0 FTE positions		565 600
GROSS APPROPRIATION		\$ 18 646 600
Appropriated from		
Special revenue funds		
Resident stores		36 300
State general fund/general purpose		\$ 18 610 300

**WESTERN WAYNE CORRECTIONAL FACILITY PLYMOUTH**

Average population	500	
Full time equated classified positions	238 4	
Personnel costs—234 9 FTE positions		\$ 13 118 000
Operational costs		2 130 000
Academic/vocational programs—3 5 FTE positions		282 600
<b>GROSS APPROPRIATION</b>		<b>\$ 15 530 600</b>
Appropriated from		
Special revenue funds		
Resident stores		19 000
State general fund/general purpose		\$ 15 511 600

**CORRECTION CAMPS PROGRAM**

Average population	2 846	
Full time equated classified positions	795 1	
Personnel costs—787 1 FTE positions		42 634 500
Operational costs		8 696 300
Dental lab operations		79 300
Academic/vocational programs—8 0 FTE positions		599 800
<b>GROSS APPROPRIATION</b>		<b>\$ 52 009 900</b>
Appropriated from		
Interdepartmental grant revenues		
IDT dental lab user fees		79 300
Special revenue funds		
Resident stores		149 200
Public works user fees		930 600
State general fund/general purpose		\$ 50 850 800

**INMATE HOUSING FUND**

Average population	1 646	
Full time equated classified positions	184 0	
Inmate housing fund—184 0 FTE positions		6 167 800
Average population	1 646	
County jail reimbursement program		8 288 400
<b>GROSS APPROPRIATION</b>		<b>\$ 14 456 200</b>
Appropriated from		
Special revenue funds		
Telephone fees and commissions		6 700 000
State general fund/general purpose		\$ 7 756 200

**GENERAL SECTIONS**

Sec 201 (1) In accordance with the provisions of section 30 of article IX of the state constitution of 1963 total state spending in section 101 is \$1 220 943 800 00 and state spending to units of local government is as follows

ADP Assumption of county probation	\$ 413 100
Assumption of county probation staff	21 198 200
Reimbursement to counties parole revocation hearings and court settlements	\$ 3 471 000
Public service work projects	11 498 600
Community corrections grants and assistance	11 330 000
Community corrections pilot projects	1 000 000
Community corrections probation residential services	9 690 000
Workload automation and imaging	500 000
<b>Total</b>	<b>\$ 59 100 900</b>

(2) When it appears to the principal executive officer of each department that state spending to local units of government will be less than the amount that was projected to be expended for any quarter the principal executive officer shall immediately give notice of the approximate shortfall to the department of management and budget the senate and house appropriations committees and the senate and house fiscal agencies

Sec 202 The appropriations made and the expenditures authorized under this act and the departments agencies commissions boards offices and programs for which an appropriation is made under this act are subject to the management and budget act Act No 431 of the Public Acts of 1984 being sections 18 1101 to 18 1594 of the Michigan Compiled Laws

Sec 203 As used in this act

- (a) ADAMHA means alcohol/drug abuse mental health administration
- (b) ADP means automated data processing
- (c) BJA means the federal bureau of justice assistance
- (d) BOP means the federal bureau of prisons
- (e) CCIS means community corrections information system
- (f) CFA means correctional facilities administration
- (g) DAG means the United States department of agriculture
- (h) DED or ED means the United States department of education
- (i) Department or DOC means the department of corrections
- (j) DMB means the department of management and budget
- (k) DMH means the department of mental health
- (l) DOJ means the United States department of justice
- (m) ECIA means the education consolidation and improvement act
- (n) FNS means the food and nutrition service of the United States department of agriculture
- (o) FTE means full time equated position
- (p) HHS means the United States department of health and human services
- (q) IDG means interdepartmental grant
- (r) IDT means intradepartmental transfers
- (s) JPIS means jail population information system
- (t) OCC means the office of community corrections
- (u) OPBFS means operating procedure bureau of field services
- (v) OVAE means the office of vocational education
- (w) PD DWA means policy directive departmentwide application
- (x) PREP means the prisoner rehabilitation and education program
- (y) SAI means the special alternative incarceration program

Sec 204 The funds appropriated for utilities and that portion of contractual services supplies and materials used to pay for utility service to state facilities in section 101 may be expended in a manner consistent with the provisions of section 253 of the management and budget act Act No 431 of the Public Acts of 1984 being section 18 1253 of the Michigan Compiled Laws

Sec 205 The department shall provide monthly expenditure reports by line item to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget The department shall highlight all initiatives that are being considered to eliminate overexpenditures for those accounts projected to experience a deficit

Sec 206 (1) Beginning October 1 1994 there shall be a hiring freeze imposed on the state classified civil service State departments and agencies shall be prohibited from hiring any new full time state classified civil service employees or prohibited from filling any vacant state classified civil service positions This hiring freeze does not apply to internal transfers of classified employees from one position to another within a department or to positions that are funded with 80% or more federal or restricted funds

(2) The director of the department of management and budget shall grant exceptions to the hiring freeze when the director believes that the hiring freeze will result in rendering a state department or agency unable to deliver basic services The director of the department of management and budget shall report by the fifteenth of each month to the chairpersons of the senate and house appropriations committees the number of exceptions to the hiring freeze approved during the previous month and the reasons to justify the exception

Sec 207 The department shall annually compile the number and percent by county of prisoners for which the state felony sentencing guidelines upper limit for the recommended minimum sentence is 12 months or less. The department shall report this data to the senate and house fiscal agencies and the department of management and budget for the previous calendar year by April 1 of each year.

Sec 208 (1) Pursuant to the provisions of civil service rules and regulations and applicable collective bargaining agreements, individuals seeking employment with the department shall submit to a controlled substance test. The test shall be administered by the department.

(2) Individuals seeking employment with the department who refuse to take a controlled substance test or who test positive for the illicit use of a controlled substance on such a test shall be denied employment by the department for a minimum of 1 year.

Sec 209 Funds appropriated in section 101 shall not be used for the purchase of foreign goods or services when competitively priced and of comparable quality American goods or services are available.

Sec 210 To secure the most economical price, the legislature intends that the department confer with the department of public health before purchasing hepatitis B vaccines or contracting and purchasing materials for tuberculosis screening.

Sec 211 (1) The director shall take all reasonable steps to ensure that businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies or both for the department.

(2) The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies or both.

Sec 212 From the funds appropriated in section 101 for private contingency funds, including but not limited to funds for compassionate visit cost reimbursement and funds for bequests and donations, the department may receive up to a total of \$200,000.00. These funds shall not be available for expenditure unless transferred to a line item in this act in compliance with the applicable provisions of section 393 of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1393 of the Michigan Compiled Laws.

Sec 214 None of the funds appropriated in section 101 in the line item identified as Federal contingency funds are available for expenditure until they have been transferred to another line item in this act pursuant to section 393 of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1393 of the Michigan Compiled Laws.

Sec 217 At the same time as a privatization, elimination, retention, or modification analysis is submitted to the civil service commission for approval of a contract that will result in the loss of employment by classified state employees or that otherwise substantially alters the delivery of a service central to the mission of the department, the department shall submit a copy of the analysis to the house and senate appropriations committees. If a collective bargaining agreement covering state employees described in this section requires prior notification, the department shall submit the analysis to the appropriations committees on or before the date specified in that agreement. The analysis shall include all of the following:

- (a) The justification for privatizing or contracting the function or service;
- (b) The estimated number of classified state employees potentially affected by the contract;
- (c) The civil service criteria used to justify privatization;
- (d) The projected cost savings for privatization, if any, including all of the following:
  - (i) Documentation that the savings meet the minimum criteria established by the civil service commission;
  - (ii) The cost of contract monitoring;
  - (iii) The conversion cost associated with termination of state employees;
  - (iv) The conversion revenue associated with the sale of an asset or service to the contractor;
  - (v) Estimated net revenue lost to the state by privatizing the service or function;

(vi) A demonstration that the service would be performed at substantial long-term savings to the state when compared with the cost of performance of the service or function by classified state employees. The demonstration of substantial long-term savings shall be consistent with criteria developed by the department of civil service.

Sec 218 The department shall establish an FTE position vacancy accumulated funds account. The department shall transfer into the FTE position vacancy accumulated funds account at the end of each quarter any funds remaining unspent for personnel and related costs for vacancies. A report on the amount transferred each quarter into the vacancy

accumulated funds account and the cumulative total in the account shall be submitted to the house and senate appropriations committees and the house and senate fiscal agencies 15 days after the last pay period in each quarter

Sec 219 (1) It is the intent of the legislature to ensure that information is provided to decisionmakers so that resources are allocated to programs of the department of corrections that achieve desired performance levels

(2) It is the intent of the legislature to develop in cooperation with the department of corrections and the department of management and budget a system to annually measure and report client outcomes for selected programs

## **EXECUTIVE**

Sec 301 All reports required by this act shall include a brief executive summary of the report

Sec 302 The department shall report to the senate and house appropriation subcommittees on corrections the senate and house fiscal agencies and the department of management and budget by April 1 1995 on the ratio of staff to prisoners for all correctional institutions the department's assessment of the level of security and safety based on the staffing level the ratio of administrative positions to custody staff for all correctional facilities and the ratio of all department administrative positions to custody staff

Sec 303 The department shall submit a 3 year prison population projection update by November 1 1994 to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget

Sec 304 The funding in section 101 for the state/local initiatives program is appropriated to implement state/local initiative legislation when it is enacted into law Only those funds necessary to implement the legislation shall be spent on the program Additional funds remaining in the account at the end of the fiscal year shall either be transferred by legislative transfer into other accounts or lapse to the general fund State and local administrative costs for the program shall not exceed 5% of total program funding

Sec 305 It is the intent of the legislature that from the funds appropriated in section 101 the department with the cooperation of the state library create and implement electronic library services including but not limited to electronic law library services for prisoner use The department shall submit a report to the senate and house appropriations subcommittees and the senate and house fiscal agencies of the progress of the project not later than April 1 1995

## **CENTRAL SUPPORT ACCOUNTS**

Sec 501 The department may use up to 5% of the amount expended in fiscal year 1994 95 for worker's compensation for continuation of a disability management project to determine if such a project can pay for itself through savings in worker's compensation costs The project shall be implemented by the department subject to oversight by the risk management division of the department of management and budget in cooperation with the disability management office of the department of civil service The department shall report on this program annually by April 1 1995 to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget

## **TRAINING, COMMUNITY SUPPORT, AND SUBSTANCE ABUSE PROGRAMS**

Sec 601 The department shall attempt to conduct all training for corrections officers at the individual's employment site or an adjacent facility whenever possible If officers are required to leave their work site for training their duties and responsibilities shall be covered by similar staffing assignments to ensure proper safety and function of the affected area of responsibility This section does not apply to mobilizations squads and firearms qualifications

Sec 602 The department shall review its policy directive PD DWA 04 03 to determine the necessity of 40 hours required training The department is to explore alternatives to the current training required for noncustody staff in order to reduce the current 40 hour requirement A report of findings shall be submitted by April 1 1995 to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget

Sec 603 (1) Of the funds appropriated in section 101 for workload automation and imaging \$500 000 00 shall be used to purchase for counties or reimburse counties for the purchase of the microcomputers and/or automated systems to be used by probation staff The funds shall be allocated on a priority basis to the county or counties that currently fund probation services automated management information systems and demonstrate a reduction in prison commitments

(2) It is the intent of the legislature that the funding provided for purchase of computers for counties in the current fiscal year will be the first phase of a 4 year plan to purchase for counties or reimburse counties for the purchase of the microcomputers and/or automated systems to be used by probation staff in the operation of the data processing systems currently funded by counties until implementation of the statewide data processing system being developed through the department s data processing master plan

Sec 604 From the funds appropriated in section 101 for substance abuse administration and testing the department shall allocate not less than \$469 000 00 to the Wayne county treatment alternatives to street crime (TASC) program

## **FIELD OPERATIONS**

Sec 701 The department shall report annually on April 1 to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget on the technical rule violator program The reports shall contain monthly program data on new participants end of month populations offense category and sentencing guidelines score of program participants and the violation and length of sentence of program participants resulting in technical rule violator center placement An analysis of the cost effectiveness of the program including recidivism and return to prison statistics shall also be included

Sec 702 The department shall develop guidelines for all probation personnel who are responsible for making sentencing recommendations for convicted felons For a sentence recommendation in a presentence investigation report under section 14 of chapter XI of the code of criminal procedure Act No 175 of the Public Acts of 1927 being section 771 14 of the Michigan Compiled Laws the guidelines shall require probation staff to recommend a sentence other than prison for short term nonviolent offenses and should recommend prison sentences only when required by law or when no alternative community sentence will provide public protection pursuant to OP BFS 71 01 Probation staff shall review all options for alternatives to incarceration and recommend nonprison sentences for all nonviolent offenders excluding sentences for which there is a mandatory prison sentence If the probation staff deviates from these guidelines reasons for the deviation shall be attached to the recommended prison sentence and included with the presentence investigation report The department shall ensure that this data is collected as part of the department s overall information systems upgrade project and that it is compiled in an annual report submitted to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget by April 1 of each year

Sec 703 The department shall report annually to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget on the probation detention center program The reports shall contain monthly program data on new participants end of month populations original offense category and average length of stay in the center of program participants An analysis of the cost effectiveness of the program including recidivism and return to prison statistics shall also be included

Sec 704 A parole board member or a person on a parole board member s direct staff shall not accept employment or consult with a law firm that practices criminal defense law until the expiration of 1 year after he or she is no longer a parole board member or on a parole board member s direct staff

Sec 705 There shall be created within field operations a revolving fund in accordance with the management and budget act Act No 431 of the Public Acts of 1984 being sections 18 1501 to 18 1594 of the Michigan Compiled Laws The fund shall receive and expend funds in accordance with section 25a of Act No 232 of the Public Acts of 1953 being section 791 225a of the Michigan Compiled Laws

Sec 706 The field operations administration shall certify annually that it is in compliance with its own minimum supervision standards and that all parole and probation agents conform to supervision policy and procedural requirements or shall specify in a report to the legislature how such standards and requirements have not been met The report shall be transmitted to the house and senate appropriations committees

Sec 707 It is the intent of the legislature that the funding appropriated in section 101 for additional parole and probation agents will be the first phase of a 60 month process during which sufficient parole and probation agents are hired to achieve a ratio of 90 workload units per agent



Sec 708 The field operations administration shall certify annually that it is in compliance with its own minimum supervision standards and that all parole and probation agents conform to supervision policy and procedural requirements or shall specify in a report to the legislature how such standards and requirements have not been met. The report shall be transmitted to the house and senate appropriations committees.

Sec 709 The appropriation in section 101 for field operations parolee loans shall be operated through a revolving fund established by the department in accordance with the management and budget act. Act No. 431 of the Public Acts of 1984. There shall be a sum appropriated to this fund for FY 95 only of \$204,400.00. Subsequent years funding shall be solely through the collection of outstanding previous loans including funds collected by the department of treasury and recoveries from prisoner accounts. Repayment of any loans provided shall be made a condition of parole.

## **COMMUNITY PLACEMENT**

Sec 801 (1) All community placement prisoners, probationers, and parolees involved with the electronic tether program shall reimburse the department for all costs associated with their participation in the program. The department shall require community service work reimbursement as a means of payment for those able-bodied individuals unable to pay for the cost of the equipment.

(2) Program participant contributions and local community tether program reimbursement for the electronic tether program appropriated in section 101 are related to program expenditures and may be used to offset expenditures for this purpose.

(3) Included in the appropriation in section 101 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 boards access to the state's electronic tether program based on a 2-tier reimbursement schedule. The state will for \$5.30 per diem 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. Under the \$5.30 per diem option, counties are responsible for tether equipment installation and service and apprehension of program violators. For \$7.50 per diem, the state will provide the equipment, staff to install and service the equipment, administrative oversight staff, periodic reports regarding county program participants, and notification of program violators. County officials shall be responsible for the coordination and apprehension of program violators. The OCC shall assist in determining the appropriate distribution of the tether units throughout the state based on analysis of community demand through community comprehensive plans and OCC data analysis and communicate this information to the department for implementation. County officials are responsible for collecting per diem fees from community tether program offenders if a per diem fee is initiated by the county programs. 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.

(4) The department shall report annually on April 1 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the department of management and budget on the electronic tether program. The reports shall contain monthly data on new participants, end-of-month populations, participant revenue contributions, average per diems, and violation statistics, including returns to prison.

Sec 802 The department shall submit an annual report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the department of management and budget identifying all community residential centers, including state-owned and contracted facilities. The report shall include, but not be limited to, the number of prisoner beds, average bed utilization, total budget detail by revenue and expense category, average cost per prisoner, 24-hour staffing patterns, a summary of all programs, and the number of prisoners participating in the programs as part of departmental expenditure and/or contract provision.

Sec 803 (1) Resident contribution revenues appropriated to the department in section 101 are related to community residential centers and may be used to offset expenditures for these purposes in year-end account closing.

(2) The department shall make every effort to ensure that all community placement prisoners who have the financial resources shall reimburse the department. The department shall develop a community service work reimbursement schedule which may be substituted at the department's discretion as a means of payment for those individuals unable to pay.

Sec 804 It is the legislature's intent that the department avoid locating a new community corrections center in a residential neighborhood unless the location of the proposed community corrections center has the support of the local unit of government in whose jurisdiction the community corrections center is proposed to be located. If the local unit of government does not give its support for that location, the local unit of government within 60 days shall provide an alternative site for the proposed community corrections center within the local governmental unit's jurisdiction that is acceptable to the department.

## **SPECIAL ALTERNATIVE INCARCERATION PROGRAM**

Sec 901 The department shall report annually to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget on the SAI program The report shall contain program population data on new participants current enrollment termination analysis program participation by county felony offense committed by probationer and race and age distribution The report shall provide a comparison with statistics from the previous year

Sec 902 Agencies that benefit from public works performed by special alternative incarceration program offenders shall be charged at the same rate as is charged by the department for public works performed by prisoners Funds collected shall be placed in the accounts from which expenditures for the program are paid

## **OFFICE OF COMMUNITY CORRECTIONS**

Sec 1001 The office of community corrections shall provide and coordinate the delivery of programs and services to communities to assist felony offenders probationers and parolees with the successful reintegration into their communities Programs and services to be offered shall include but not be limited to new program startup funding program funding for those programs delivering services to geographic areas identified by the office of community corrections as having a shortage of available services technical assistance referral services for education employment services and substance abuse and family counseling

Sec 1002 (1) Included in the appropriation in section 101 OCC community corrections comprehensive plans and services is \$10 980 000 00 for the development and implementation of programs designed to achieve the following objectives

- (a) Diversion of felony offenders from state prisons
- (b) Diversion of offenders from county jails
- (c) Reduction of crime and recidivism through the delivery of effective state and community based programs

(2) The OCC shall coordinate with community corrections boards and the department for available services including but not limited to education employment mental health and substance abuse to implement a cost effective comprehensive community corrections program for offenders

(3) In the appropriation in subsection (1) for the OCC community corrections comprehensive plans and services not less than \$1 000 000 00 shall be for community based alcohol and drug counseling treatment and employment assistance programs The OCC shall encourage local community corrections boards to coordinate with available existing services to implement a targeted program for offenders with substance abuse related violations

Sec 1003 (1) As part of the biannual report required under section 12(2) of the community corrections act Act No 511 of the Public Acts of 1988 being section 791 412 of the Michigan Compiled Laws the OCC shall submit to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget the following information for each county and counties consolidated for community corrections comprehensive plans

- (a) Technical assistance funding and a summary of the purpose of funding
  - (b) Community corrections comprehensive plans and services funding the number of jail and prison diversions contracted for and the number of diversions accomplished from jail and prison
  - (c) If federal funds are made available federal substance abuse funding offenders contracted for the number served the number of offenders successfully completing the program and a summary of the program activity
  - (d) Status of the JPIS and CCIS information systems
  - (e) Data on probation residential centers including participant data participant sentencing guideline scores program expenditures average length of stay and bed utilization data
- (2) The report required under subsection (1) shall include the total funding allocated program expenditures required program data and year to date totals

Sec 1004 (1) Included in the appropriation in section 101 is funding for the JPIS and CCIS data base The OCC shall identify and coordinate information with the department regarding the availability of and the demand for community corrections programs jail based community corrections programs and basic state required jail data

(2) The office of community corrections shall be responsible for the collection analysis and reporting of state required jail data Responsibility for the administration of the project remains with the OCC

(3) If the OCC wants to enter into a contract with an outside vendor for data collection the OCC shall use a request for proposal and selection of the vendor shall be based on a competitive bid basis

(4) As a prerequisite to participation in the programs and services offered through the office of community corrections counties shall provide basic jail data to the office of community corrections

Sec 1005 From the funds appropriated in section 101 for community corrections comprehensive plans and services no funds shall be awarded to local jurisdictions that have not had their comprehensive corrections plans officially approved by the state community corrections board

Sec 1006 Of the funds appropriated in section 101 for the office of community corrections \$1 000 000 00 shall be used for pilot projects or programs for localities which agree to include in their comprehensive corrections plans specific approaches designed to reduce admissions to prison of felons with a sentencing guidelines minimum score of 12 months or more

### **CONSENT DECREES**

Sec 1101 Expenditures from the funds appropriated in section 101 for the federal court consent decree and the Hadix court consent decree shall be made by administrative transfer to separate accounts created for the purpose of separately identifying costs associated with each consent decree

Sec 1102 The funds appropriated in section 101 for additional acute care beds may only be expended for additional acute and residential mental health beds if specifically required in the DOJ consent decree

### **HEALTH CARE**

Sec 1151 It is the intent of the legislature that from the funds appropriated in section 101 for specialty care services the department purchase contracted services to establish utilization review of all major medical procedures These services shall include but not be limited to developing guidelines for outside medical referrals and establishing controls to verify the necessity of recommended medical tests treatments and procedures

### **INSTITUTIONAL OPERATIONS**

Sec 1201 (1) It is the legislature's intent that the department discontinue the policy of double bunking prison cells when the cost savings of this policy are exceeded by the costs incurred by the negative consequences of double bunking

(2) The department shall develop a comprehensive program to better address issues associated with double bunking prison cells This program shall include but not be limited to the compiling of all critical incidence records a set of procedures for the management of double bunking and procedures and processes used to respond to any negative consequences associated with double bunking A report on the department's double bunking program shall be provided to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget by February 1 1995

Sec 1202 Funds collected by institutions from public agencies for public works performed by prisoners shall be placed in the respective institution's accounts from which the expenditures for the program are paid

Sec 1203 (1) Included in the appropriation in section 101 is funding for the prisoner rehabilitation and education program a contractual program to provide postsecondary education for offenders in selected state correctional facilities The program shall provide education programs leading to both 1 year vocational education certificates and 2 year associate degrees in majors that provide future employment potential based on Michigan employment security commission analysis Participation in this program shall be open to both 2 year and 4 year public and private educational institutions that are qualified to deliver the educational programming requested by the department at each of the identified state correctional facilities A college or university shall maintain academic standards in accordance with Pell grant guidelines The PREP program shall reimburse colleges for the following costs not to exceed \$4 00 per student contact hour less any federal Pell grant revenues received by the students eligible to receive Pell grants

(a) Direct instructional expenses

- (b) Necessary books and supplies
- (c) Academic counseling
- (d) Registration costs
- (e) Academic testing

(f) Indirect costs directly associated with each program not to exceed 15% of the total program funds received by each college

(2) Reimbursement shall be limited to not more than 19.5 contact hours per semester credit hour the state average for student contact hours per semester student credit hour for the 1991-92 fiscal year

(3) To the extent that colleges document costs of up to \$4.00 per student contact hour according to the requirements of subsection (1) it is the legislature's intent that the department reimburse colleges and universities that maximum allowable amount

(4) The department shall report annually by April 1, 1995 on the PREP program to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget. Detailed information summarizing each 2 year and 4 year postsecondary educational program including the capacity of each course the number of students graduating from each postsecondary degree course average class hours attended per student the number of students not completing each course and an explanation of why the student did not complete the course the number of students awarded a degree or certificate for course work completed the actual cost per scheduled class hour and the cost per hour in attendance shall be made available to the senate and house appropriations subcommittee on corrections the senate and house fiscal agencies and the department of management and budget upon request

(5) The department shall submit to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget the department's planned allocation of the funds from the PREP account for fiscal year 1994-95 not later than November 1, 1994

Sec 1204 The department shall report annually by April 1 to the senate and house appropriations subcommittees on corrections the senate and house fiscal agencies and the department of management and budget on the number of prisoners who enroll in but do not complete course work through the academic/vocational program

Sec 1205 Funds collected by institutions and at the training academy for meals served at the institution or academy to employees not required to eat meals at the institution or academy shall be received in and expended from the respective institution food account

Sec 1206 The appropriation in section 101 for central region food service operations shall be operated through a revolving fund established by the department in accordance with the management and budget act Act No. 431 of the Public Acts of 1984 being sections 18.1101 to 18.1594 of the Michigan Compiled Laws

Sec 1207 Included in section 101 is a reduction of \$725,000.00 in general fund/general purpose support for the resident stores operations within the department. Elimination of all general fund/general purpose support is intended by the 1998 fiscal year making these operations completely self sufficient unless product cost increases as a result of this action exceed the rate of inflation

Sec 1208 It is the intent of the legislature that from the funds appropriated in section 101 for the state prison of southern Michigan complex the department maintain the Michigan braille transcribing service at its current location at the state prison of southern Michigan complex

Sec 1209 It is the intent of the legislature that from the funds appropriated in section 101 for the Crane women's facility and correction camps program the department allocate not less than \$100,000.00 per year for the next 3 years to implement a program at the Florence Crane correctional facility and at Camp Branch that will teach parenting classes and arrange day visitation at these facilities for the inmate mother and her children. The department may implement these programs with department staff or contract these services to a non profit organization. The department or non profit organization shall report to the legislature after the first 2 years on the progress of the program. The department may determine the procedure necessary for an inmate to participate in the program but shall provide that not fewer than 3 Saturday visitations per month be offered at each facility

Sec 1210 From the funds appropriated in section 101 for the Scott regional correctional facility the department shall allocate \$75,000.00 for continuation of the children's visitation program. It is the intent of the legislature that such funding shall be provided in each of the next 3 fiscal years. The program shall teach parenting classes and arrange day visitation at the Scott regional correctional facility for inmate mothers and their children

Sec 1211 (1) It is the intent of the legislature that no appropriations in this act shall be used to pay any costs associated with college or university programming for prison inmates unless such payments are required by existing court orders or consent decrees

(2) It is the intent of the legislature that the department petition the federal court to modify the out of cell activity plan previously adopted as part of the Hadix v Johnson consent decree. The modification proposed by the department shall eliminate state funded college and university programming for prison inmates and replace such programming with general education development adult basic education and vocational education programming

(3) If the department is successful in modifying the consent decree to eliminate required college and university programming it is the intent of the legislature that all funding for the prisoner rehabilitation and education program be transferred to vocational/education line items in the budget to eliminate waiting lists for general education development adult basic education and vocational education programming. Transfers for this purpose shall be made through the legislative transfer process pursuant to section 393(2) of the management and budget act. Act No 431 of the Public Acts of 1984 being section 18 1393 of the Michigan Compiled Laws

Sec 1212 Funds collected for meals served from the academic/vocational food technology programs shall be placed in the respective institution academic/vocational account

Sec 1213 Michigan department of correctional officers and other corrections employees who are exposed to a prisoner's blood or other bodily fluids as a result of an assault an emergency or urgent care situation shall have the right to request in writing and be notified in a timely manner if that prisoner tests positive for HIV or an antibody to HIV and for Hepatitis B. These requests shall be made to the physician or individual otherwise authorized to provide medical/health care for the prisoner. Blood and bodily fluid specimens of the prisoner shall be submitted to a clinical laboratory approved by the department for the purpose of performing department approved tests for HIV or an antibody to HIV and for Hepatitis B

Sec 1214 Funds appropriated under section 101 shall not be expended to purchase a color television for prisoner use

Sec 1215 It is the intent of the legislature that the department develop a pilot project to prohibit smoking in a selected prison or cell block within a prison. The department shall report to the house and senate appropriations subcommittees on corrections on the site selected and implementation schedule by May 1 1995

Sec 1216 It is the intent of the legislature that if funds appropriated under section 101 for the prisoner rehabilitation and education program are expended to pay for higher education expenses of a prisoner the prisoner as a condition for receiving those funds shall contractually agree with the department to repay those funds. It is the intent of the legislature that this requirement will not be implemented if a federal judge determines that implementation would violate a federal consent decree or court order

Sec 1217 Funds appropriated under section 101 shall not be expended to provide instruction for the martial arts for prisoners

## **INMATE HOUSING FUND**

Sec 1301 (1) The inmate housing fund shall be used for the custody treatment clinical and administrative costs associated with the housing of prisoners other than those specifically budgeted for elsewhere in this act. Expenditures from the inmate housing fund shall be made by administrative transfer to existing accounts or to separate accounts created to separately identify costs for specific purposes

(2) Quarterly reports on all expenditures from the inmate housing fund shall be submitted by the department to the department of management and budget the senate and house appropriations subcommittees on corrections and the senate and house fiscal agencies

Sec 1302 (1) The department shall administer a county jail reimbursement program from the funds appropriated in section 101 for that purpose

(2) The county jail reimbursement program shall reimburse counties for housing convicted felons who would otherwise have been sentenced to a state prison term with a minimum minimum state felony sentencing guidelines score of 12 months or more or who were convicted of a violation of section 625(1) of the Michigan vehicle code. Act No 300 of the Public Acts of 1949 being section 257 625 of the Michigan Compiled Laws that is punishable under section 625(6)(d) of that act or who were sentenced under section 10 11 12 or 13 of chapter IX of the code of criminal

procedure Act No 175 of the Public Acts of 1927 being sections 769 10 769 11 769 12 and 769 13 of the Michigan Compiled Laws The provisions of this subsection shall be superseded by the provisions of the state/local partnership legislation pertaining to the county jail reimbursement program on the effective date of those state/local partnership provisions

(3) The county jail reimbursement program shall reimburse counties for housing parole violators and offenders being returned by the department from community placement to institutional status and for prisoners who volunteer for placement in a county jail

(4) State reimbursement under the provisions of this section shall be for prisoner housing and custody expenses in the amount of \$35 00 per diem per diverted offender

This act is ordered to take immediate effect

Secretary of the Senate

Co Clerk of the House of Representatives

Approved

Governor