

SENATE BILL No. 17

January 18, 2017, Introduced by Senators SHIRKEY, O'BRIEN, PROOS, COLBECK, KNOLLENBERG, JONES, BOOHER, HORN, SCHUITMAKER, BRANDENBURG, HANSEN, KOWALL, GREGORY, JOHNSON and WARREN and referred to the Committee on Michigan Competitiveness.

A bill to create the supervising region incentive program act; to create the supervising region incentive fund; to provide for expenditures from the fund; and to provide for the powers and duties of certain state and local governmental officers and entities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. This act shall be known and may be cited as the
2 "supervising region incentive program act".

3 Sec. 2. As used in this act:

4 (a) "Department" means the department of corrections.

5 (b) "Field operations administration region" means 1 of the
6 geographic regions delineated by the department that oversee
7 supervised individuals within the region and that employ parole and
8 probation officers to engage in direct supervision of the

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1 supervised individuals.

2 (c) "Supervised individual" means an individual placed on
3 probation or serving a period of parole or postrelease supervision
4 from prison or jail.

5 (d) "Supervising officer" means a person appointed or employed
6 by a field operations administration region to supervise supervised
7 individuals.

8 Sec. 3. (1) The supervising region incentive fund is created
9 within the state treasury.

10 (2) The state treasurer may receive money or other assets from
11 any source for deposit into the fund, including general fund
12 appropriations, gifts, grants, and bequests. The state treasurer
13 shall direct the investment of the fund. The state treasurer shall
14 credit to the fund interest and earnings from fund investments.

15 (3) Money in the fund at the close of the fiscal year shall
16 remain in the fund and not lapse to the general fund.

17 (4) The department shall be the administrator of the fund for
18 auditing purposes.

19 (5) The department shall expend money from the fund, upon
20 appropriation, only for 1 or both of the following purposes:

21 (a) As an incentive to field operations administration regions
22 that implement supervision practices, procedures, and sanctions
23 directed at parole and probation revocation reduction within the
24 region.

25 (b) To assist field operations administration regions to
26 implement supervision practices, procedures, and sanctions directed
27 at parole and probation revocation reduction within the region.

1 Sec. 4. (1) By January 1, 2018, the department shall adopt a
2 supervising region incentive program to be offered to field
3 operations administration regions that agree to seek not less than
4 a 10% reduction in parole and probation revocations in the region's
5 supervised population.

6 (2) To be eligible to receive funding from the supervising
7 region incentive fund created in section 3 under the supervising
8 region incentive program under subsection (1), a field operations
9 administration region shall enter into an agreement with the
10 department to seek not less than a 10% reduction within an 18-month
11 period in parole and probation revocations in the field operations
12 administration region by implementing the practices, procedures,
13 and sanctions, as applicable, under the parole sanction certainty
14 act in chapter IIIB of the corrections code of 1953, 1953 PA 232,
15 MCL 791.258 to 791.258g, as well as other efforts to reduce parole
16 and probation revocations.

17 (3) The department shall make 20% of an equal share of the
18 total incentive funds available in the supervising region incentive
19 fund created in section 3 for each field operations administration
20 region in this state, calculated by the number of field operations
21 administration regions in this state and the total amount of money
22 in the fund, available to a field operations administration region
23 that enters into an agreement under subsection (2) to be used by
24 the field operations administration region to begin implementing
25 the supervision practices described in subsection (2).

26 (4) If a field operations administration region accesses funds
27 under subsection (3), the 18-month period for seeking a 10%

1 reduction in parole and probation revocations under subsection (2)
2 begins to run.

3 (5) A field operations administration region shall work with
4 local law enforcement agencies within the region, including the
5 sheriff's departments, circuit courts, county prosecutor's offices,
6 and community corrections programs in developing the region's plan
7 to reduce parole and probation revocations.

8 (6) Except as provided in subsection (3), a field operations
9 administration region shall only receive incentive funding under
10 this section if the field operations administration region achieves
11 not less than a 10% reduction in parole and probation revocations
12 within an 18-month period.

13 (7) A field operations administration region that receives
14 incentive funding under subsection (6) is eligible to receive
15 additional incentive funding if, after 3 years have elapsed after
16 the field operations administration region received incentive
17 funding under subsection (6), the field operations administration
18 region achieves an additional reduction in parole and probation
19 revocations of not less than 10% within a 1-year period compared to
20 the number of parole and probation revocations in the year it
21 received incentive funding under subsection (6).

22 (8) A field operations administration region that receives
23 incentive funding under this section shall divide the funds between
24 the parole and probation divisions within the field operations
25 administration region in a manner that is commensurate to the
26 percentage of supervised individuals in each division.

27 Sec. 5. Incentive funding received by a field operations

1 administration region must be used for the following purposes:

2 (a) The purchase and maintenance of monitoring technology.

3 (b) Job training.

4 (c) Substance abuse treatment.

5 (d) Mental health counseling and treatment.

6 (e) Approved parolee and probationer incentive programs.

7 (f) Hiring additional supervising officers to reduce

8 supervising officer caseloads.

9 (g) Reimbursement for jail services.

10 (h) Evidence-based cognitive or behavioral programs and
11 practices that have demonstrated success in reducing recidivism.

12 Sec. 6. The department shall submit an annual report not later
13 than November 1 of each year that includes all of the following to
14 the members of the senate and house appropriations subcommittees on
15 corrections and the senate and house fiscal agencies:

16 (a) Which and how many of the field operations administration
17 regions are participating in the supervising region incentive
18 funding program created in section 4.

19 (b) The total, if any, of the avoided costs of incarceration
20 realized through the implementation of the supervision practices,
21 procedures, and sanctions for probationers and parolees described
22 in section 4.

23 (c) The total, if any, of the avoided costs to victims
24 realized through the implementation of the supervision practices,
25 procedures, and sanctions for probationers and parolees described
26 in section 4.

27 (d) The total, if any, of the avoided costs of the probation

1 or parole revocation process realized through the implementation of
2 the supervision practices, procedures, and sanctions for the
3 supervised individuals described in section 4.

4 Enacting section 1. This act takes effect 90 days after the
5 date it is enacted into law.

6 Enacting section 2. This act does not take effect unless
7 Senate Bill No. 16. of
8 the 99th Legislature is enacted into law.