

## FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 4105, entitled

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

(attached)

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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Rob VerHeulen

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John Proos

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Laura Cox

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Tonya Schuitmaker

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Jon Hoadley

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Coleman Young II

Conferees for the House

Conferees for the Senate



**SUBSTITUTE FOR  
HOUSE BILL NO. 4105**

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

**1** PART 1

**2** LINE-ITEM APPROPRIATIONS

**3**       Sec. 101. There is appropriated for the judiciary for the  
**4** fiscal year ending September 30, 2016, from the following funds:

**5**   **JUDICIARY**

**6**   APPROPRIATION SUMMARY

**7**       Full-time equated exempted positions..... 489.0

**8**       GROSS APPROPRIATION..... \$     284,651,400

**9**       Interdepartmental grant revenues:

**10**      Total interdepartmental grants and intradepartmental

1	transfers .....		2,362,900
2	ADJUSTED GROSS APPROPRIATION.....	\$	282,288,500
3	Federal revenues:		
4	Total federal revenues.....		6,428,600
5	Special revenue funds:		
6	Total local revenues.....		7,229,000
7	Total private revenues.....		942,900
8	Total other state restricted revenues.....		84,245,800
9	State general fund/general purpose.....	\$	183,442,200
10	<b>Sec. 102. SUPREME COURT</b>		
11	Full-time equated exempted positions.....	246.0	
12	Supreme court administration--92.0 FTE positions.....	\$	13,338,700
13	Judicial institute--13.0 FTE positions.....		2,159,100
14	State court administrative office--61.0 FTE positions		11,832,000
15	Judicial information systems--22.0 FTE positions.....		3,057,700
16	Direct trial court automation support--44.0 FTE		
17	positions .....		7,229,000
18	Foster care review board--10.0 FTE positions.....		1,285,900
19	Community dispute resolution--3.0 FTE positions.....		2,366,800
20	Other federal grants.....		275,100
21	Drug treatment courts.....		10,958,000
22	Mental health courts and diversion services--1.0 FTE		
23	position .....		5,334,700
24	Veterans courts.....		500,000
25	Swift and sure sanctions program.....		4,250,000
26	Next generation Michigan court system.....		<u>4,116,000</u>
27	GROSS APPROPRIATION.....	\$	66,703,000

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from department of state police.....	1,500,000
4	IDG from department of corrections.....	50,000
5	IDG from state police - Michigan justice training fund	339,200
6	Federal revenues:	
7	DOJ, victims assistance programs.....	56,500
8	DOJ, drug court training and evaluation.....	300,000
9	DOT, National Highway Traffic Safety Administration..	2,203,500
10	HHS, access and visitation grant.....	612,200
11	HHS, children's justice grant.....	229,400
12	HHS, court improvement project.....	1,290,500
13	HHS, title IV-D child support program.....	1,009,700
14	HHS, title IV-E foster care program.....	386,500
15	Other federal grant revenues.....	275,100
16	Special revenue funds:	
17	Local - user fees.....	7,229,000
18	Private.....	188,100
19	Private - interest on lawyers trust accounts.....	258,600
20	Private - state justice institute.....	413,600
21	Community dispute resolution fund.....	2,366,800
22	Court of appeals filing/motion fees.....	1,641,800
23	Law exam fees.....	639,100
24	Drug court fund.....	1,920,500
25	Miscellaneous revenue.....	270,600
26	Justice system fund.....	566,800
27	State court fund.....	377,100

1	State general fund/general purpose .....	\$	42,578,400
2	<b>Sec. 103. COURT OF APPEALS</b>		
3	Full-time equated exempted positions .....		175.0
4	Court of appeals operations--175.0 FTE positions .....	\$	<u>22,606,900</u>
5	GROSS APPROPRIATION .....	\$	22,606,900
6	Appropriated from:		
7	State general fund/general purpose .....	\$	22,606,900
8	<b>Sec. 104. BRANCHWIDE APPROPRIATIONS</b>		
9	Full-time equated exempted positions .....		4.0
10	Branchwide appropriations--4.0 FTE positions .....	\$	<u>8,550,400</u>
11	GROSS APPROPRIATION .....	\$	8,550,400
12	Appropriated from:		
13	State general fund/general purpose .....	\$	8,550,400
14	<b>Sec. 105. JUSTICES' AND JUDGES' COMPENSATION</b>		
15	Full-time judges positions .....		593.0
16	Supreme court justices' salaries--7.0 justices .....	\$	1,152,300
17	Court of appeals judges' salaries--27.0 judges .....		4,087,900
18	District court judges' state base salaries--243.0		
19	judges .....		22,489,200
20	District court judicial salary standardization .....		11,111,000
21	Probate court judges' state base salaries--103.0		
22	judges .....		9,627,900
23	Probate court judicial salary standardization .....		4,669,600
24	Circuit court judges' state base salaries--213.0		
25	judges .....		20,064,100
26	Circuit court judicial salary standardization .....		9,739,200
27	Judges' retirement system defined contributions .....		4,425,800

1	OASI, social security.....		<u>5,736,600</u>
2	GROSS APPROPRIATION.....	\$	93,103,600
3	Appropriated from:		
4	Special revenue funds:		
5	Court fee fund.....		2,988,100
6	State general fund/general purpose.....	\$	90,115,500
7	<b>Sec. 106. JUDICIAL AGENCIES</b>		
8	Full-time equated exempted positions.....	7.0	
9	Judicial tenure commission--7.0 FTE positions.....	\$	<u>1,115,200</u>
10	GROSS APPROPRIATION.....	\$	1,115,200
11	Appropriated from:		
12	State general fund/general purpose.....	\$	1,115,200
13	<b>Sec. 107. INDIGENT DEFENSE - CRIMINAL</b>		
14	Full-time equated exempted positions.....	57.0	
15	Appellate public defender program--51.0 FTE positions	\$	7,857,800
16	Michigan indigent defense commission--6.0 FTE		
17	positions .....		<u>996,700</u>
18	GROSS APPROPRIATION.....	\$	8,854,500
19	Appropriated from:		
20	Interdepartmental grant revenues:		
21	IDG from state police - Michigan justice training fund		473,700
22	Federal revenues:		
23	Other federal grant revenues.....		65,200
24	Special revenue funds:		
25	Private - interest on lawyers trust accounts.....		82,600
26	Miscellaneous revenue.....		132,900
27	State general fund/general purpose.....	\$	8,100,100

1        Sec. 108.    INDIGENT CIVIL LEGAL ASSISTANCE

<b>2</b>	Indigent civil legal assistance.....	\$	<u>7,937,000</u>
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3	GROSS APPROPRIATION.....	\$	7,937,000
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4 Appropriated from:

5 Special revenue funds:

6	State court fund.....	7,937,000
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7	State general fund/general purpose .....	\$	0
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8           Sec. 109. TRIAL COURT OPERATIONS

9	Court equity fund reimbursements.....	\$	60,815,700
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10	Judicial technology improvement fund.....	4,815,000
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11	Drug case-flow program.....	250,000
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12	Drunk driving case-flow program.....	3,300,000
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13	Juror compensation reimbursement.....	6,600,000
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<b>14</b>	Statewide e-file system.....	100
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<b>15</b>	GROSS APPROPRIATION.....	\$	75,780,800
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16 Appropriated from:

17 Special revenue funds:

18	Court equity fund.....	50,440,000
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19	Judicial technology improvement fund.....	4,815,000
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20	Drug fund.....	250,000
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21	Drunk driving fund.....	3,300,000
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22	Juror compensation fund.....	6,600,100
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<b>23</b>	State general fund/general purpose .....	\$	10,375,700
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24 PART 2

25 PROVISIONS CONCERNING APPROPRIATIONS

26 FOR FISCAL YEAR 2015-2016



**GENERAL SECTIONS**

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2015-2016 is \$267,688,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2015-2016 is \$137,079,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

SUPREME COURT

State court administrative office.....	\$	511,900
Drug treatment courts.....		10,658,000
Mental health courts and diversion services.....		5,222,800
Veterans courts.....		500,000
Swift and sure sanctions program.....		4,150,000
Next generation Michigan court system.....		4,116,000

TRIAL COURT OPERATIONS

Court equity fund reimbursements.....	\$	60,815,700
Judicial technology improvement fund.....		4,815,000
Drunk driving case-flow program.....		3,300,000
Drug case-flow program.....		250,000
Juror compensation reimbursement.....		6,600,000

JUSTICES' AND JUDGES' COMPENSATION

District court judicial salary standardization.....	\$	11,111,000
Probate court judges' state base salaries.....		9,627,900
Probate court judicial salary standardization.....		4,669,600
Circuit court judicial salary standardization.....		9,739,200

1	Grant to OASI contribution fund, employers share,	
2	social security .....	992,300
3	TOTAL.....	\$ 137,079,400

4       Sec. 202. (1) The appropriations authorized under this part  
5 and part 1 are subject to the management and budget act, 1984 PA  
6 431, MCL 18.1101 to 18.1594.

7       (2) Funds appropriated in part 1 to an entity within the  
8 judicial branch shall not be expended or transferred to another  
9 account without written approval of the authorized agent of the  
10 judicial entity. If the authorized agent of the judicial entity  
11 notifies the state budget director of its approval of an  
12 expenditure or transfer, the state budget director shall  
13 immediately make the expenditure or transfer. The authorized  
14 judicial entity agent shall be designated by the chief justice of  
15 the supreme court.

16       Sec. 203. As used in this part and part 1:

17       (a) "DOJ" means the United States Department of Justice.

18       (b) "DOT" means the United States Department of  
19 Transportation.

20       (c) "FTE" means full-time equated.

21       (d) "HHS" means the United States Department of Health and  
22 Human Services.

23       (e) "IDG" means interdepartmental grant.

24       (f) "OASI" means old age survivor's insurance.

25       (g) "Title IV-D" means the part of the federal social security  
26 act, 42 USC 301 to 1397mm, pertaining to the child support  
27 enforcement program.

1 (h) "Title IV-E" means the part of the federal social security  
2 act, 42 USC 301 to 1397mm, pertaining to the foster care program.

3 Sec. 204. The judicial branch shall not take disciplinary  
4 action against an employee for communicating with a member of the  
5 legislature or his or her staff.

6 Sec. 205. It is the intent of the legislature that judges who  
7 are presiding over a hearing on a foster care case shall publicly  
8 acknowledge and request the input of the foster parent or foster  
9 parents during the hearing.

10 Sec. 207. If the judicial branch makes any changes to a foster  
11 care family service plan before its finalization, it is the intent  
12 of the legislature that the presiding judge provide an explanation  
13 for any changes to that plan in the court record.

14 Sec. 208. The reporting requirements of this part shall be  
15 completed with the approval of, and at the direction of, the  
16 supreme court, except as otherwise provided in this part. The  
17 judicial branch shall use the Internet to fulfill the reporting  
18 requirements of this part. This may include transmission of reports  
19 via electronic mail to the recipients identified for each reporting  
20 requirement, or it may include placement of reports on an Internet  
21 or intranet site.

22 Sec. 209. (1) If funds become available in part 1 for juvenile  
23 justice vision 20/20, the state court administrative office shall  
24 implement the information technology services and projects  
25 described in subsection (2).

26 (2) The state court administrative office shall use the funds  
27 described in subsection (1) to implement a data exchange for use by

1 circuit and probate courts, private juvenile justice agencies, and  
2 the state court administrative office under the guidance of  
3 appropriate data sharing agreements that tracks statistical and  
4 demographic data on juveniles referred to the family division of  
5 the circuit court, otherwise known as the juvenile courts, after  
6 successful implementation and evaluation of the existing pilot  
7 database in Ottawa, Kalamazoo, Kent, Ionia, and Berrien Counties.

8 (3) It is the intent of the legislature that the purpose of  
9 the project is to implement a new juvenile justice data sharing  
10 model that will track data on juveniles referred to the courts. The  
11 project will be accomplished by local court staff, state employees,  
12 contracts with private vendors, and juvenile justice stakeholders.  
13 The total estimated cost of the project is \$5,550,000.00. The  
14 tentative completion date is September 30, 2019. The data exchange  
15 shall be compatible with the Michigan statewide automated child  
16 welfare information system.

17 (4) If funding becomes available for the project, the state  
18 court administrative office shall submit a report by March 1 to the  
19 senate and house appropriations subcommittees on judiciary, the  
20 senate and house fiscal agencies, the senate and house policy  
21 offices, and the state budget office on the status of the  
22 implementation items described in subsections (1) and (2) should  
23 funding become available.

24 Sec. 211. From the funds appropriated in part 1, the state  
25 court administrative office shall evaluate programs within the  
26 department of health and human services and the department of  
27 talent and economic development to establish programmatic

1 connections with the participants in the swift and sure sanctions  
2 program. The purpose of this relationship is to leverage  
3 collaborations and to determine avenues of success for offenders  
4 who are eligible for state-provided programs. By March 1, the state  
5 court administrative office shall deliver guidance to courts  
6 participating in the swift and sure sanctions program under chapter  
7 XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.1 to  
8 771A.8, detailing the evaluations and to direct participants into  
9 available programming.

10       Sec. 212. The judicial branch shall receive and retain copies  
11 of all reports funded from appropriations in part 1. Federal and  
12 state guidelines for short-term and long-term retention of records  
13 shall be followed. The judicial branch may electronically retain  
14 copies of reports unless otherwise required by federal and state  
15 guidelines.

16       Sec. 214. Funds appropriated in part 1 shall not be used for  
17 the purchase of foreign goods or services, or both, if  
18 competitively priced and of comparable quality American goods or  
19 services, or both, are available. Preference shall be given to  
20 goods or services, or both, manufactured or provided by Michigan  
21 businesses, if they are competitively priced and of comparable  
22 quality. In addition, preference shall be given to goods or  
23 services, or both, that are manufactured or provided by Michigan  
24 businesses owned and operated by veterans, if they are  
25 competitively priced and of comparable quality.

26       Sec. 215. Not later than January 1 of each year, the state  
27 court administrative office shall prepare a report on out-of-state

1 travel listing all travel by judicial branch employees outside this  
2 state in the immediately preceding fiscal year that was funded in  
3 whole or in part with funds appropriated in the budget for the  
4 judicial branch. The report shall be submitted to the senate and  
5 house of representatives standing committees on appropriations, the  
6 senate and house fiscal agencies, and the state budget director.  
7 The report shall include the following information:

8 (a) The dates of each travel occurrence.

9 (b) The transportation and related costs of each travel  
10 occurrence, including the proportion funded with state general  
11 fund/general purpose revenues, the proportion funded with state  
12 restricted revenues, the proportion funded with federal revenues,  
13 and the proportion funded with other revenues.

14 Sec. 219. Not later than November 30, the state budget office  
15 shall prepare and transmit a report that provides for estimates of  
16 the total general fund/general purpose appropriation lapses at the  
17 close of the prior fiscal year. This report shall summarize the  
18 projected year-end general fund/general purpose appropriation  
19 lapses by major program or program areas. The report shall be  
20 transmitted to the chairpersons of the senate and house  
21 appropriations committees and the senate and house fiscal agencies.

22 Sec. 221. From the funds appropriated in part 1, the judicial  
23 branch shall maintain a searchable website accessible by the public  
24 at no cost that includes all expenditures made by the judicial  
25 branch within a fiscal year. The posting shall include the purpose  
26 for which each expenditure is made. The judicial branch shall not  
27 provide financial information on its website under this section if

1 doing so would violate a federal or state law, rule, regulation, or  
2 guideline that establishes privacy or security standards applicable  
3 to that financial information.

4 Sec. 222. Within 14 days after the release of the executive  
5 budget recommendation, the judicial branch shall cooperate with the  
6 state budget office to provide the chairpersons of the senate and  
7 house appropriations committees, the chairpersons of the senate and  
8 house appropriations subcommittees on judiciary, and the senate and  
9 house fiscal agencies with an annual report on estimated state  
10 restricted fund balances, state restricted fund projected revenues,  
11 and state restricted fund expenditures for the prior 2 fiscal  
12 years.

13 Sec. 223. The judiciary shall maintain, on a publicly  
14 accessible website, a scorecard that identifies, tracks, and  
15 regularly updates key metrics that are used to monitor and improve  
16 the judiciary's performance.

17 Sec. 224. Total authorized appropriations from all sources  
18 under part 1 for legacy costs for the fiscal year ending September  
19 30, 2016 are \$13,723,300.00. From this amount, total appropriations  
20 for judiciary pension-related legacy costs are estimated at  
21 \$7,772,600.00. Total appropriations for judiciary retiree health  
22 care legacy costs are estimated at \$5,950,700.00.

23 Sec. 225. In addition to the metrics required under section  
24 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for  
25 each new program or program enhancement for which funds in excess  
26 of \$500,000.00 are appropriated in part 1, the judiciary shall  
27 provide not later than November 1 a list of program-specific

1 metrics intended to measure its performance based on a return on  
2 taxpayer investment. The judiciary shall deliver the program-  
3 specific metrics to members of the senate and house subcommittees  
4 that have subject matter jurisdiction for this budget, to the  
5 senate and house fiscal agencies, and to the state budget director.  
6 The judiciary shall provide an update on its progress in tracking  
7 program-specific metrics and the status of program success at an  
8 appropriations subcommittee meeting called for by the subcommittee  
9 chair.

#### 10 **JUDICIAL BRANCH**

11       Sec. 301. From the funds appropriated in part 1, the direct  
12 trial court automation support program of the state court  
13 administrative office shall recover direct and overhead costs from  
14 trial courts by charging for services rendered. The fee shall cover  
15 the actual costs incurred to the direct trial court automation  
16 support program in providing the service, including development of  
17 future versions of case management systems.

18       Sec. 302. Funds appropriated within the judicial branch shall  
19 not be expended by any component within the judicial branch without  
20 the approval of the supreme court.

21       Sec. 303. Of the amount appropriated in part 1 for the  
22 judicial branch, \$511,900.00 is allocated for circuit court  
23 reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for  
24 costs associated with the court of claims.

25       Sec. 306. By February 1, the state court administrative office  
26 shall produce a statistical report, categorized by county,



1 regarding both the collected and uncollected amounts of restitution  
2 payments, court fees, and any other applicable judgment placed upon  
3 any person within the county reported for the years 2009 through  
4 2014.

5 Sec. 307. From the funds appropriated in part 1 for mental  
6 health courts and diversion services, \$1,730,000.00 is intended to  
7 address the recommendations of the mental health diversion council.

8 Sec. 308. If sufficient funds are not available from the court  
9 fee fund to pay judges' compensation, the difference between the  
10 appropriated amount from that fund for judges' compensation and the  
11 actual amount available after the amount appropriated for trial  
12 court reimbursement is made shall be appropriated from the state  
13 general fund for judges' compensation. If an appropriation is made  
14 under this section, the state court administrative office shall  
15 notify, within 14 days of the appropriation, the senate and house  
16 standing committees on appropriations, the senate and house  
17 subcommittees on judiciary, the senate and house fiscal agencies,  
18 and the state budget office.

19 Sec. 309. By April 1, the state court administrative office  
20 shall provide a report on drug treatment, mental health, and  
21 veterans court programs in this state. The report shall include  
22 information on the number of each type of program that has been  
23 established, the number of program participants in each  
24 jurisdiction, and the impact of the programs on offender criminal  
25 involvement and recidivism. The report shall be submitted to the  
26 senate and house appropriations subcommittees on judiciary, the  
27 senate and house fiscal agencies, and the state budget director.

1       Sec. 311. (1) The funds appropriated in part 1 for drug  
2 treatment courts as that term is defined in section 1060 of the  
3 revised judicature act of 1961, 1961 PA 236, MCL 600.1060, shall be  
4 administered by the state court administrative office to operate  
5 drug treatment court programs. A drug treatment court shall be  
6 responsible for handling cases involving substance abusing  
7 nonviolent offenders through comprehensive supervision, testing,  
8 treatment services, and immediate sanctions and incentives. A drug  
9 treatment court shall use all available county and state personnel  
10 involved in the disposition of cases including, but not limited to,  
11 parole and probation agents, prosecuting attorneys, defense  
12 attorneys, and community corrections providers. The funds may be  
13 used in connection with other federal, state, and local funding  
14 sources.

15       (2) From the funds appropriated in part 1, the chief justice  
16 shall allocate sufficient funds for the judicial institute to  
17 provide in-state training for those identified in subsection (1),  
18 including training for new drug treatment court judges.

19       (3) For drug treatment court grants, consideration for  
20 priority may be given to those courts where higher instances of  
21 substance abuse cases are filed.

22       (4) The judiciary shall receive \$1,500,000.00 in Byrne formula  
23 grant funding as an interdepartmental grant from the department of  
24 state police to be used for expansion of drug treatment courts, to  
25 assist in avoiding prison bed space growth for nonviolent offenders  
26 in collaboration with the department of corrections.

27       Sec. 312. From the funds appropriated in part 1, the state

1 court administrator shall produce a statistical report regarding  
2 the implementation of the parental rights restoration act, 1990 PA  
3 211, MCL 722.901 to 722.908, as it pertains to minors seeking a  
4 court-issued waiver of parental consent. The state court  
5 administrative office shall report the total number of petitions  
6 filed and the total number of petitions granted under that act.

7 Sec. 317. Funds appropriated in part 1 shall not be used for  
8 the permanent assignment of state-owned vehicles to justices or  
9 judges or any other judicial branch employee. This section does not  
10 preclude the use of state-owned motor pool vehicles for state  
11 business in accordance with approved guidelines.

12 Sec. 320. (1) From the funds appropriated in part 1 for the  
13 swift and sure sanctions program, created under section 3 of  
14 chapter XIA of the code of criminal procedure, 1927 PA 175, MCL  
15 771A.3, the state court administrative office shall administer a  
16 program to distribute grants to qualifying courts in accordance  
17 with the objectives and requirements of the probation swift and  
18 sure sanctions act, chapter XIA of the code of criminal procedure,  
19 1927 PA 175, MCL 771A.1 to 771A.8. Of the \$4,250,000.00 designated  
20 for the program, not more than \$100,000.00 shall be available to  
21 the state court administrative office to pay for employee costs  
22 associated with the administration of the program funds. Courts  
23 interested in participating in the swift and sure sanctions program  
24 may apply to the state court administrative office for a portion of  
25 the funds appropriated in part 1 under this section.

26 (2) By April 1, the state court administrative office shall  
27 provide a report on the courts that receive funding under the swift

1 and sure sanctions program described in subsection (1) to the  
2 senate and house appropriations subcommittees on judiciary, the  
3 senate and house fiscal agencies, and the state budget director.

4 The report shall include all of the following:

5 (a) The number of offenders who participate in the program.

6 (b) The criminal history of offenders who participate in the  
7 program.

8 (c) The recidivism rate of offenders who participate in the  
9 program, including the rate of return to jail, prison, or both.

10 (d) A detailed description of the establishment and parameters  
11 of the program.

12 (3) As used in this section, "program" means a swift and sure  
13 sanctions program described in subsection (1).

14 Sec. 321. It is the intent of the legislature that the  
15 judicial branch support a statewide legal self-help Internet  
16 website and local nonprofit self-help centers that use the  
17 statewide website to provide assistance to individuals representing  
18 themselves in civil legal proceedings. The state court  
19 administrative office shall summarize the costs of maintaining the  
20 website, provide statistics on the number of people visiting the  
21 website, and provide information on content usage, form completion,  
22 and user feedback. By March 1, the state court administrative  
23 office shall report this information for the preceding fiscal year  
24 to the senate and house appropriations subcommittees on judiciary,  
25 the senate and house fiscal agencies, and the state budget  
26 director.

27 Sec. 322. If Byrne formula grant funding is awarded to the

1 state appellate defender, the state appellate defender office may  
2 receive and expend Byrne formula grant funds in an amount not to  
3 exceed \$250,000.00 as an interdepartmental grant from the  
4 department of state police. If the appellate defender appointed  
5 under section 3 of the appellate defender act, 1978 PA 620, MCL  
6 780.713, receives federal grant funding from the United States  
7 Department of Justice in excess of the amount appropriated in part  
8 1, the office of appellate defender may receive and expend grant  
9 funds in an amount not to exceed \$300,000.00 as other federal  
10 grants.

11 Sec. 322a. If Byrne formula grant funding is awarded to the  
12 Michigan indigent defense commission, the Michigan indigent defense  
13 commission may receive and expend Byrne formula grant funds in an  
14 amount not to exceed \$250,000.00 as an interdepartmental grant from  
15 the department of state police. The Michigan indigent defense  
16 commission, created under section 5 of the Michigan indigent  
17 defense commission act, 2013 PA 93, MCL 780.985, may receive and  
18 expend federal grant funding from the United States Department of  
19 Justice in an amount not to exceed \$300,000.00 as other federal  
20 grants.

21 Sec. 323. The state court administrative office shall provide  
22 courts with a quarterly listing of out-of-state placements of  
23 juveniles by each court. The state court administrative office  
24 shall also provide each judge who hears juvenile matters with the  
25 annual listing of per diem costs of the public and private  
26 residential care facilities located or doing business in this  
27 state, and the recidivism data for each facility, if available, as

1 provided by the department of health and human services. The courts  
2 shall acknowledge receipt of this information.

3 PART 2A

4 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

5 FOR FISCAL YEAR 2016-2017

6 **GENERAL SECTIONS**

7 Sec. 1201. It is the intent of the legislature to provide  
8 appropriations for the fiscal year ending on September 30, 2017 for  
9 the line items listed in part 1. The fiscal year 2016-2017  
10 appropriations are anticipated to be the same as those for fiscal  
11 year 2015-2016, except that the line items will be adjusted for  
12 changes in caseload and related costs, federal fund match rates,  
13 economic factors, and available revenue. These adjustments will be  
14 determined after the January 2016 consensus revenue estimating  
15 conference.