



Senate Fiscal Agency
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BILL



ANALYSIS

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House Bill is H.B. 5365

FY 2012-13 Senate-Passed Gross Appropriation.....	\$1,991,921,200
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House Changes to Senate-Passed:

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| <p>1. Closure of Michigan Reformatory. The House proposed closing this 1,200-bed facility in Ionia and provided funding to house those prisoners elsewhere in the Cost-Effective Housing Initiative line item. The net savings from this shift is assumed to be \$7.1 million or about 16%. Consistent with the closure of the facility, the House also removed \$2.5 million in capital outlay the Governor had proposed for new security cameras at the Reformatory. The Senate did not include this closure or associated savings and concurred with the Governor in removing the Cost Effective Housing Initiative.</p> | (9,627,400) |
| <p>2. County Jail Reimbursement. The House proposed cutting \$2.0 million from County Jail Reimbursement to align closer with expected reimbursements. The Senate did not include this reduction.</p> | (2,000,000) |
| <p>3. Community Corrections. The House removed \$1.2 million in funding from the Community Corrections line item; Senate did not include this reduction.</p> | (1,200,000) |
| <p>4. Prison Operating Efficiencies. The House proposed a 2% cut to individual facility line items, calling for the Department to find and implement their own reduction initiatives. The Senate did not include this reduction.</p> | (20,142,800) |
| <p>5. Clinical Complexes Alignment. The House removed \$5.0 million in total funding from clinical complexes in the Northern and Southern regions. The Senate did not include this reduction.</p> | (5,000,000) |
| <p>6. New Employee Training School Reduction. The House proposed \$3.0 million for new employee training, which is \$1.5 million below the Governor's recommendation. The Senate concurred with the Governor's recommendation.</p> | (1,531,500) |
| <p>7. Addition to Public Safety Initiative. The House added an extra \$250,000 to the Governor's proposed \$4.5 million Public Safety Initiative; the Senate concurred with the original amount.</p> | 250,000 |
| <p>8. Non-Custody Staff Reductions. The Senate proposed reducing 580 facility-level FTEs in non-custody staff positions, such as resident supervisors, secretaries, deputy wardens, and librarians. The House did not include these reductions.</p> | 58,767,100 |
| <p>9. Rejections of Adjustments and Add-backs. The Senate rejected an add-back of \$3.5 million to Central Office, rejected a \$5.4 million facility operating adjustment, and required \$3.5 million in post-closure maintenance funding to be taken out of the Special Equipment Fund. The House concurred with the Governor on all of these items.</p> | 12,400,000 |
| <p>10. Re-Entry Program Funding. The Senate included a 2.7% reduction to all the re-entry (formerly called MPRI or Michigan Prisoner Re-Entry Initiative) programming line items (except the Federal funded line). The House did not include these reductions.</p> | 1,409,600 |

Total Changes	\$33,325,000
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FY 2012-13 House-Passed Gross Appropriation.....	\$2,025,246,200
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Changes from FY 2012-13 Senate-Passed:

1. **Deletions.** The House deleted the following sections that the Senate did not: 204, 211(2), 211(3), 213, 239, 240, 404(2), 410 (all except subsection 3), 604, 606, 903, 921, 927, 928, 930, 940, and 941. The Senate deleted the following sections that the House did not: 218, 221, 302, 405, 405a, 406, 414(6), 418(1&3), 424, 429, 602, 907, 923, and 937.
2. **Contractor Bonding.** The Senate added language to instruct the Department to ensure that any contracted vendor is adequately bonded, so as to protect the State from any future liability or legal causes of action. House retained current law. (Sec. 207)
3. **Intent to Use Third-Party Software.** The House removed intent language instructing the Department to consider third party software instead of Department of Technology, Management, and Budget software; Senate retained current law. (Sec. 214)
4. **Out-of-State Travel.** House reduced restriction, requiring only a report. Senate retained the restriction. (Sec. 216)
5. **Office Space Consolidation.** House states intent that MDOC participate in statewide reduction being implemented by Department of Technology, Management, and Budget. Senate did not include. (Sec. 217)
6. **MPRI Reporting.** The Senate bill reduces requirement for an amended report from each reallocation to quarterly; House dropped the amended report requirement entirely. (Sec. 402)
7. **Evaluation of Mentally Ill Prisoners.** Senate amendment adds the words "at least" to the following clause: "a [mentally ill] prisoner in therapeutic seclusion shall be evaluated *at least* every 12 hours by a mental health professional in order to remain in seclusion". House concurred with Governor's recommendation which states "at a frequency defined in the mental health code." (Sec. 924)
8. **Facility Evaluation and Economic Impact.** House adds language calling for evaluation of facilities for cost-effectiveness. If the evaluation shows that a facility should be closed, then the Department is tasked with working with the Michigan Economic Development Corporation and other agencies to encourage private sector investment in that community. Senate did not include this language. (Sec. 935)
9. **Competitive Bidding and Report.** Senate and House both call for additional competitive bidding, but House revised to move up date by which request-for-proposals must be released from January to October. (Sec. 939)
10. **Special Equipment Fund (SEF).** Senate added post-closure security and demolition to the list of acceptable SEF uses. The House made uses of fund more restrictive by striking the "including by not limited to" language; SEF would be exclusively for protection devices and contraband detection tools. In Sec. 219, House also added a reporting requirement that the Senate did not include. (Sec. 1001)
11. **Information for Families of Prisoners.** Senate language requires the Department to produce and make available on their website a packet of information for families of prisoners on topics such as how to make phone calls and how to put money in prisoner accounts; House did not include. (Sec. 1009)
12. **Religious Television Programming Donation.** Senate language instructs the Department to accept in-kind donations of services and equipment to provide for additional religious television programming; must be at no additional cost to the State; House did not include. (Sec. 1011)
13. **Post-Closure Costs - Camp Brighton.** Senate language states that of the special equipment funds designated for security and demolition, up to \$500,000 shall be utilized to demolish the now-closed Camp Brighton in Hamburg Township; House did not include. (Sec. 1013)
14. **Facility-Level, Non-Custody Staff Reduction Detail.** Senate added section that lists, on a facility-by-facility basis, the FTEs recommended for elimination and states that no reductions beyond the Governor's recommendation shall be achieved through reduction of custody staff in order to maintain public safety; House did not include. (Sec. 1015)

Date Completed: 4-30-12

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