



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
GENERAL SECTIONS				
<i>State Spending and State Appropriations Paid to Local Units</i>				
<p>Sec. 201. In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2024-25 is \$362,001,200.00 and state spending under part 1 from state sources to be paid to local units of government is \$153,885,500.00. The following itemized statement identifies appropriations from which spending to local units of government will occur:</p>				
JUDICIARY				
SUPREME COURT				
Drug treatment courts.....	\$9,012,000			
Mental health courts and diversion services.....	5,712,000			
Next generation Michigan court system ...	4,116,000			
State court administrative office.....	200,000			
Swift and sure sanctions program.....	3,350,000			
Veterans courts	1,061,200			
JUSTICES' AND JUDGES' COMPENSATION				
Circuit court judicial salary standardization	\$10,105,400			
District court judicial salary standardization	10,597,200			
OASI, Social Security	1,392,600			
Probate court judges' state base salaries.....	13,893,100			
Probate court judicial salary standardization	4,703,900			
TRIAL COURT OPERATIONS				
Court equity fund reimbursements.....	\$60,815,700			
Drug case-flow program	250,000			
Drunk driving case-flow program.....	3,300,000			
Judicial technology improvement fund.....	4,815,000			
Juror compensation reimbursement.....	6,613,600			
Statewide e-file system	11,947,800			
ONE-TIME APPROPRIATIONS				
Eviction diversion pilot program.....	\$500,000			
Operation drive.....	1,000,000			
Prescription compliance through oral fluid testing program.....	500,000			
TOTAL.....	\$153,885,500			

Sec. 10-201. Retains current law; adjusts to reflect appropriations included in the executive bill; updates fiscal years.



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
<p>Appropriations Subject to the Management and Budget Act</p> <p>Sec. 202. The appropriations authorized under this part and part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.</p>	<p>Sec. 10-202. Retains current law.</p>			
<p>Terms and Acronyms</p> <p>Sec. 203. As used in this part and part 1:</p> <p>(a) "DOJ" means the United States Department of Justice.</p> <p>(b) "DOT" means the United States Department of Transportation.</p> <p>(c) "FTE" means full-time equated position in the classified service of this state.</p> <p>(d) "HHS" means the United States Department of Health and Human Services.</p> <p>(e) "IDG" means interdepartmental grant.</p> <p>(f) "OASI" means old age survivor's insurance.</p> <p>(g) "Standard report recipients" means the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office.</p> <p>(h) "Title IV-D" means the part of the federal social security act, 42 USC 301 to 1397mm, pertaining to the child support enforcement program.</p> <p>(i) "Title IV-E" means the part of the federal social security act, 42 USC 301 to 1397mm, pertaining to the foster care program.</p>	<p>Sec. 10-203. Retains current law; adjusts acronyms to reflect acronyms included in the executive bill.</p>			
<p>Internet Availability of Required Reports</p> <p>Sec. 204. The judicial branch shall use the internet to fulfill the reporting requirements of this part. This requirement includes transmission of reports to the standard report recipients and any other required recipients by email posting the reports on an internet site.</p>	<p>Sec. 10-204. Retains current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>Buy American</p> <p>Sec. 205. To the extent permissible under section 261 of the management and budget act, 1984 PA 431, MCL 18.1261, all of the following apply to the expenditure of funds appropriated in part 1:</p> <p>(a) The funds must not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available.</p> <p>(b) Preference must be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality.</p> <p>(c) Preference must be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.</p>	<p>Sec. 10-205. Retains current law.</p>			
<p>Out-of-State Travel</p> <p>Sec. 206. The state court administrative office shall prepare a report on out-of-state travel not later than January 1. The travel report must list all travel outside this state by judicial branch employees in the previous fiscal year that was funded in whole or in part with funds appropriated in the judicial branch’s budget. The judicial branch shall submit the report to the standard report recipients and to the senate and house appropriations committees. The report must include all of the following information:</p> <p>(a) The dates of each travel occurrence.</p> <p>(b) The total transportation and related expenses of each travel occurrence and the proportions funded with state general fund/general purpose revenues, state restricted revenues, federal revenues, and other revenues.</p>	<p>Sec. 10-207. Retains current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>General Fund Lapses</p> <p>Sec. 207. Not later than December 15, the state budget office shall prepare and submit a report that provides estimates of the total general fund/general purpose appropriation lapses at the close of the previous fiscal year. The report must summarize the projected year-end general fund/general purpose appropriation lapses by major judicial program or program areas. The report must be submitted to the standard report recipients and to the chairpersons of the senate and house appropriations committees.</p>	<p>Sec. 10-209. Retains current law.</p>			
<p>Transparency Website</p> <p>Sec. 208. From the funds appropriated in part 1, the judicial branch shall maintain a searchable website accessible by the public at no cost that posts all of the expenditures made by the judicial branch within a fiscal year. A post must include the purpose for the expenditure. The judicial branch shall not provide financial information on the public website that would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that financial information.</p>	<p>Sec. 10-211. Retains current law.</p>			
<p>State Restricted Fund Balances, Revenues, and Expenditures</p> <p>Sec. 209. Not later than 14 days after the release of the executive budget recommendation, the judicial branch shall cooperate with the state budget office to provide an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the previous 2 fiscal years. The report must be submitted to the standard report recipients and to the chairpersons of the senate and house appropriations committees.</p>	<p>Strikes current law.</p>			
<p>Disciplinary Action Against State Employees</p> <p>Sec. 211. The judicial branch shall not take disciplinary action against an employee of the judiciary for communicating with a member of the legislature or legislative staff, unless the communication is prohibited by law and the judicial branch is exercising its authority as provided by law.</p>	<p>Strikes current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>Guidelines for Receipt and Retention of Records</p> <p>Sec. 212. The judicial branch shall receive and retain copies of all reports funded from appropriations in part 1. The judicial branch shall follow federal and state guidelines for short-term and long-term retention of records. The judicial branch may electronically retain copies of reports unless otherwise required by federal and state guidelines.</p>	Strikes current law.			
<p>Supreme Court Approval of Expenditures and Transfers</p> <p>Sec. 214. (1) Funds appropriated in part 1 to an entity in the judicial branch must not be expended or transferred to another account without written approval of the authorized agent of the judicial entity. If the authorized agent of the judicial entity notifies the state budget director of its approval of an expenditure or transfer, the state budget director shall immediately make the expenditure or transfer. The authorized judicial entity agent shall be designated by the chief justice of the supreme court.</p> <p>(2) Funds appropriated to the judicial branch must not be expended by a component in the judicial branch without the approval of the supreme court.</p>	Sec. 10-227. Retains current law.			
	<p>NEW LANGUAGE</p> <p>Sec. 10-210. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,500,000.00 from federal sources should federal revenue become available.</p> <p>(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,500,000.00 from state restricted sources should state restricted revenue become available.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
	<p>(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$500,000.00 from private sources should private revenue become available.</p> <p>(4) The state court administrative office shall notify the standard report recipients and the senate and house standing committee on appropriations if these contingency funds are utilized. This notification shall include the dollar amount appropriated, the source of the funding, and the purpose for which expenditures will be made. Notice shall be provided within 10 days after the date the appropriation is approved in SIGMA.</p>			
<p>JUDICIAL BRANCH</p> <p><i>Court of Claims</i></p> <p>Sec. 301. From the funds appropriated in part 1 for the judicial branch, \$711,900.00 is allocated for circuit court reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for costs associated with the court of claims.</p>	<p>Sec. 10-301. Retains current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>Data from the Judicial Data Warehouse</p> <p>Sec. 302. A member of the legislature may request a report or data from the data collected in the judicial data warehouse. The report must be made available to the public upon request, unless disclosure is prohibited by court order or state or federal law. If data is provided under this section, the data must be public and nonidentifying information, as determined by the state court administrative office. As used in this section, “nonidentifying information” means information that does not include personal information that, if released, would be considered invasion of privacy.</p>	<p>Sec. 10-302. Retains current law.</p>			
<p>Community Dispute Resolution</p> <p>Sec. 303. From the funds appropriated in part 1 for community dispute resolution, community dispute resolution centers shall provide dispute resolution services specified in the community dispute resolution act, 1988 PA 260, MCL 691.1551 to 691.1564, help reduce suspensions and truancy, and improve school environment. The funds appropriated in part 1 for community dispute resolution may be used to develop or expand juvenile diversion services in coordination with local prosecutors.</p>	<p>Sec. 10-303. Retains current law.</p>			
<p>Funding for Recommendations of Mental Health Diversion Council</p> <p>Sec. 304. From the funds appropriated in part 1 for mental health courts and diversion services, \$1,730,000.00 is intended to address the recommendations of the mental health diversion council.</p>	<p>Sec. 10-304. Retains current law.</p>			
<p>Sufficient Funding for Judges' Compensation</p> <p>Sec. 305. If funds in the court fee fund are insufficient to pay judges' compensation, the difference between the appropriated amount from that fund for judges' compensation and the actual amount available after the amount appropriated for trial court reimbursement is made is appropriated from the state general fund for judges' compensation. If an appropriation from the state general fund is necessary under this section, not later than 14 days after the appropriation, the state court administrative office shall submit a report to the standard report recipients and the senate and house standing committees on appropriations.</p>	<p>Sec. 10-305. Retains current law with technical change.</p> <p>Adds “is approved in SIGMA” following “14 days after the appropriation,”.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
<p>Report on Problem-Solving Courts</p> <p>Sec. 306. From the funds appropriated in part 1, the state court administrative office shall submit a report on drug treatment, mental health, and veterans court programs in this state not later than March 1. The report must include all of the following information for each individual court, by program:</p> <p>(a) The number of each type of program.</p> <p>(b) The number of program participants.</p> <p>(c) The impact of the programs on offender criminal involvement and recidivism.</p> <p>(d) An accounting of previous fiscal year expenditures, including grant amounts requested, grant amounts awarded, and grant amounts expended.</p>	<p>Sec. 10-306. Retains current law with technical change.</p> <p>Strikes “From the funds appropriated in part 1,”.</p>			
<p>Drug Treatment Courts</p> <p>Sec. 307. (1) The funds appropriated in part 1 for drug treatment courts must be administered by the state court administrative office to operate drug treatment court programs. A drug treatment court shall use all available county and state personnel involved in the disposition of cases, including, but not limited to, parole and probation agents, prosecuting attorneys, defense attorneys, and community corrections providers. The funds may be used in connection with other federal, state, and local funding sources.</p> <p>(2) From the funds appropriated in part 1, the chief justice shall allocate sufficient funds for the Michigan judicial institute to provide in-state training for those identified in subsection (1) and new drug treatment court judges.</p> <p>(3) The state court administrative office may prioritize funding for courts that have a higher number of filed substance use disorder cases.</p> <p>4) To assist the department of corrections and avoid prison bed space growth for nonviolent offenders, the judiciary shall receive \$1,500,000.00 in Byrne formula grant funding through an interdepartmental grant from the department of state police to be used to support drug treatment court costs consistent with Byrne grant program criteria.</p>	<p>Sec. 10-307. Retains current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
<p>Swift and Sure Sanctions Program</p> <p>Sec. 308. (1) From the funds appropriated in part 1 for the swift and sure sanctions program, the state court administrative office shall administer a program to distribute grants to qualifying courts in accordance with the objectives and requirements of the probation swift and sure sanctions act, chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8. Not more than \$150,000.00 of the funds designated for the program is available to the state court administrative office to pay for employee costs associated with the administration of the program funds. Of the funds designated for the program, \$500,000.00 is reserved for programs in counties that had more than 325 individuals sentenced to prison in the previous calendar year. Courts interested in participating in the swift and sure sanctions program may apply to the state court administrative office for a portion of the funds appropriated in part 1 under this section.</p> <p>(2) Not later than March 1, the state court administrative office, in coordination with the department of corrections, shall submit a report on the swift and sure sanctions program that includes all of the following information for each individual court, by program:</p> <p>(a) A list of courts that participate in the program.</p> <p>(b) The number of offenders who participate in the program.</p> <p>(c) The criminal history of offenders who participate in the program.</p> <p>(d) The recidivism rate of offenders who participate in the program, including the rate of return to jail, prison, or both.</p> <p>(e) A detailed description of the establishment and parameters of the program.</p> <p>(f) An accounting of previous fiscal year expenditures, including, but not limited to, grant amounts requested by the courts, grant amounts awarded to the courts, and grant amounts expended by the courts.</p>	<p>Sec. 10-308. Retains current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>Legal Self-Help Website</p> <p>Sec. 310. From the funds appropriated in part 1, the judicial branch shall support a statewide legal self-help internet website and local nonprofit self-help centers that use the statewide website to provide assistance to individuals who represent themselves in civil legal proceedings. The state court administrative office shall summarize the costs to maintain the website, provide statistics on the number of individuals who visit the website, and provide information on content usage, form completion, and user feedback not later than March 1 for the previous fiscal year.</p>	<p>Sec. 10-310. Retains current law.</p>			
<p>Status of Statewide Judicial Case Management System</p> <p>Sec. 311. From the funds appropriated in part 1, the state court administrative office shall submit a report on the statewide judicial case management system not later than March 1. The report must provide a status update on development and implementation of the statewide judicial case management system and must include all appropriation and expenditure data for all previous and current fiscal years.</p>	<p>Sec. 10-311. Retains current law with technical change.</p> <p>Strikes “From the funds appropriated in part 1,”.</p>			
<p>Prohibit Fees for Using Statewide Case Management System</p> <p>Sec. 312. The state court administrative office shall not impose local user fees or collect local user fees from trial courts that are using the statewide judicial case management system.</p>	<p>Sec. 10-312. Retains current law.</p>			
<p>Authorization for SADO to Receive and Expend Federal Grant Funding</p> <p>Sec. 313. (1) If Byrne formula grant funding is awarded to the state appellate defender office in excess of the amount appropriated in part 1, the state appellate defender office may receive and expend not more than \$250,000.00 of Byrne formula grant funds as an interdepartmental grant from the department of state police. (2) If the state appellate defender office receives federal grant funding from the United States Department of Justice in excess of the amount appropriated in part 1, the state appellate defender office may receive and expend not more than \$300,000.00 in federal grant funds.</p>	<p>Sec. 10-313. Retains current law.</p>			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>Medication-Assisted Treatment Program</p> <p>Sec. 314. (1) From the funds appropriated in part 1 for drug treatment courts, the judiciary shall maintain a medication-assisted treatment program to provide treatment for opioid-addicted and alcohol-addicted individuals who are referred to and voluntarily participate in the medication-assisted treatment program.</p> <p>(2) Not later than March 1, the judiciary shall report on the medication-assisted treatment program. The report must include itemized spending by court, the number of participants, and statistics that indicate average program participation duration and success rates.</p>	Strikes current law.			
<p>Compliance with Court Decisions – Resentencing of Juvenile Lifers</p> <p>Sec. 316. (1) From the funds appropriated in part 1, the state appellate defender office shall operate the program to ensure this state’s compliance with <i>Montgomery v Louisiana</i>, 577 US 190 (2016), <i>People v Parks</i>, 510 Mich 225 (2022), <i>People v Stovall</i>, 510 Mich 301 (2022), and <i>People v Poole</i>, ___ Mich App___; ___ NW2d ___ (2024) (Docket No. 02-000893-02). The purpose of the program is to ensure competent, resourced, and supervised counsel in cases that involve resentencing individuals who are serving a life sentence for an offense committed when the individuals were 18 years of age or younger.</p> <p>(2) The state appellate defender office shall submit a report not later than March 1 on the number of cases investigated and prepared by the state appellate defender office under subsection (1). The report must include a calculation of the hours spent and the incremental costs associated with the investigation and robust examination of each case.</p>	<p>Sec. 10-316. Retains current law with technical change.</p> <p>Revises to reflect proper legal citation.</p>			
<p>MAACS Roster Attorney Compensation Grants</p> <p>Sec. 317. (1) The funds appropriated in part 1 for Michigan appellate assigned counsel system roster attorney compensation grants must be deposited into the restricted Michigan appellate assigned counsel system attorney compensation fund created in subsection (2).</p>	Sec. 10-317. Retains current law.			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>(2) The Michigan appellate assigned counsel system attorney compensation fund is created in the state treasury. The state treasurer may receive money or other assets from any source for deposit into the fund. The state treasurer shall direct the investment of the fund and credit to the fund interest and earnings from fund investments. Unexpended funds at the close of the fiscal year must remain in the fund and shall not lapse to the general fund. The judicial branch shall be the administrator of the fund for auditing purposes. The judicial branch shall expend money from the fund to provide payments to indigent defense systems as provided under section 8a of the appellate defender act, 1978 PA 620, MCL 780.718a.</p> <p>(3) All funds available in the Michigan appellate assigned counsel system attorney compensation fund are appropriated and available for expenditure as provided by law.</p>				
<p><u>ONE-TIME APPROPRIATIONS</u></p> <p><i>Eviction Diversion Pilot Program</i></p> <p>Sec. 401. (1) Funds appropriated in part 1 for eviction diversion pilot program must be allocated by the state court administrative office to a district court located in a county with a population of between 350,000 and 385,000 according to the most recent federal decennial census. Funds must be used to assist tenants experiencing financial hardship through a collaborative program designed to settle landlord-tenant disputes and prevent eviction and homelessness. The state court administrative office shall submit a report not later than March 1 on the number of program participants, the number of disputes settled, the number of evictions avoided, and other program outcomes, including the benefit of the program to participants and the benefit of the program to this state.</p>	Strikes current law.			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
<p>(2) The unexpended funds appropriated in part 1 for eviction diversion pilot program are designated as a work project appropriation. Unencumbered or unallotted funds must not lapse at the end of the fiscal year and must be available for expenditures under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:</p> <p>(a) The purpose of the project is to assist tenants experiencing financial hardship through a collaborative program designed to settle landlord-tenant disputes and prevent eviction and homelessness.</p> <p>(b) The project will be accomplished by utilizing state employees, contracts with service providers, or both.</p> <p>(c) The total estimated cost of the project is \$500,000.00.</p> <p>(d) The tentative completion date is September 30, 2029.</p>				
<p>Status Offender Pilot Program</p> <p>Sec. 402. (1) From the funds appropriated in part 1 for status offender pilot program, the state court administrative office, under the direction and supervision of the supreme court, shall establish a grant program to award 5 eligible courts with grants up to \$100,000.00 for innovative, community-based diversion programs and services that work solely with youth for whom the court receives a complaint, referral, or petition for what is alleged to be a status offense. The state court administrative office may partner with the Michigan department of health and human services and the Michigan committee on juvenile justice to identify and award grants to up to 5 Michigan courts.</p>	Strikes current law.			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
<p>(2) The unexpended funds appropriated in part 1 for the status offender pilot program are designated as a work project appropriation. Unencumbered or unallotted funds must not lapse at the end of the fiscal year and shall be available for expenditures under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:</p> <p>(a) The purpose of the project is for selected courts to divert youth charged or alleged to have committed a status offense away from the juvenile court system.</p> <p>(b) The project will be accomplished by utilizing state employees, contracts with service providers, or both.</p> <p>(c) The total estimated cost of the project is \$500,000.00.</p> <p>(d) The tentative completion date is September 30, 2026.</p>				
<p>Operation Drive</p> <p>Sec. 403. (1) From the funds appropriated in part 1 for operation drive, the state court administrative office shall allocate \$500,000.00 to the following locations according to the most recent federal decennial census:</p> <p>(a) To a district court in a city with a population of between 64,500 and 67,000.</p> <p>(b) To a district court in a charter township with a population of between 34,500 and 37,500.</p> <p>(c) To a district court in a city with a population of between 75,500 and 76,400.</p> <p>(d) To a district court in a city with a population of between 86,500 and 89,500.</p> <p>(2) From the funds appropriated in part 1 for operation drive, the state court administrative office shall allocate \$500,000.00 to district courts in this state that want to establish the operation drive program.</p>	Strikes current law.			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
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<p>(3) Funds must be used by district courts, in consultation with a district court located in a city with a population of between 57,500 and 58,500, according to the most recent federal decennial census, to assist individuals with regaining driving privileges. The program shall provide individuals with guidance on how to address underlying issues that led to a driver license suspension, guidance on how to maintain the individuals' responsibility to regain driving privileges, and guidance on how to address traffic tickets, warrants, court appearances, and payment of fees and fines.</p> <p>(4) The unexpended funds appropriated in part 1 for operation drive are designated as a work project appropriation. Unencumbered or unallotted funds must not lapse at the end of the fiscal year and must be available for expenditures under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:</p> <p>(a) The purpose of the project is to expand the operation drive program to assist individuals with regaining driving privileges.</p> <p>(b) The project will be accomplished by utilizing state employees, contracts with service providers, or both.</p> <p>(c) The total estimated cost of the project is \$1,000,000.00.</p> <p>(d) The tentative completion date is September 30, 2029.</p>				
<p><i>Prescription Compliance through Oral Fluid Testing Program</i></p> <p>Sec. 404. (1) From the funds appropriated in part 1 for prescription compliance through oral fluid testing program, the state court administrative office shall allocate \$500,000.00 to continue the prescription compliance through oral fluid testing program in veterans treatment courts, mental health treatment courts, and drug treatment courts to determine compliance with requirements set by the treatment court. The state court administrative office must submit a report on the program not later than March 1. The report must include, but is not limited to, information on the number of programs, the number of program participants in each jurisdiction, the number of tests completed, program testing and results, program treatment, and program outcomes, including the rearrest rate of participants who are in the program and the benefit to this state of using oral fluid testing.</p>	Strikes current law.			



JUDICIARY – BOILERPLATE

FY 2024-25 CURRENT LAW	FY 2025-26			
	EXECUTIVE	HOUSE	SENATE	CONFERENCE
<p>(2) The unexpended funds appropriated in part 1 for prescription compliance through oral fluid testing program are designated as a work project appropriation. Unencumbered or unallotted funds must not lapse at the end of the fiscal year and must be available for expenditures under this section until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:</p> <p>(a) The purpose of the project is to continue the prescription compliance through oral fluid testing program in veterans treatment courts, mental health treatment courts, and drug treatment courts.</p> <p>(b) The project will be accomplished by utilizing state employees, contracts with service providers, or both.</p> <p>(c) The total estimated cost of the project is \$500,000.00.</p> <p>(d) The tentative completion date is September 30, 2029.</p>				