

SUBSTITUTE FOR
HOUSE BILL NO. 5650

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2003; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. Subject to the conditions set forth in this act, the
4 amounts listed in this part are appropriated for the department of state
5 police for the fiscal year ending September 30, 2003, from the funds

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1 indicated in this part. The following is a summary of the appropriations
2 in this part:

3 DEPARTMENT OF STATE POLICE

4 APPROPRIATION SUMMARY:

5	Full-time equated unclassified positions.....	3.0	
6	Full-time equated classified positions.....	3,440.5	
7	GROSS APPROPRIATION.....	\$	[415,247,900]
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers.....		17,882,800
11	ADJUSTED GROSS APPROPRIATION.....	\$	[397,365,100]
12	Federal revenues:		
13	Total federal revenues.....		45,570,500
14	Special revenue funds:		
15	Total local revenues.....		3,913,700
16	Total private revenues.....		0
17	Total other state restricted revenues.....		[57,212,900]
18	State general fund/general purpose.....	\$	[290,668,000]

19 Sec. 102. EXECUTIVE DIRECTION

20	Full-time equated unclassified positions.....	3.0	
21	Full-time equated classified positions.....	36.0	
22	Unclassified positions.....	\$	265,600
23	Executive direction--29.0 FTE positions.....		3,414,500
24	Auto theft prevention program--7.0 FTE positions.....		<u>7,065,000</u>
25	GROSS APPROPRIATION.....	\$	10,745,100

26 Appropriated from:

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1	Special revenue funds:	
2	Auto theft prevention fund.....	7,065,000
3	State general fund/general purpose..... \$	3,680,100
4	Sec. 103. DEPARTMENTWIDE APPROPRIATIONS	
5	Special maintenance and utilities..... \$	479,400
6	Rent and building occupancy charges.....	8,556,000
7	Worker's compensation.....	2,864,000
8	Fleet leasing.....	14,637,900
9	In-service training.....	850,000
10	Narcotics investigation funds.....	<u>265,000</u>
11	GROSS APPROPRIATION..... \$	27,652,300
12	Appropriated from:	
13	Interdepartmental grant revenues:	
14	IDT, Michigan justice training fund.....	850,000
15	Federal revenues:	
16	Federal narcotics investigation revenues.....	95,000
17	Special revenue funds:	
18	Narcotics investigation revenues.....	170,000
19	State general fund/general purpose..... \$	26,537,300
20	Sec. 104. SUPPORT SERVICES	
21	Full-time equated classified positions.....159.5	
22	Human resources--35.5 FTE positions..... \$	2,645,000
23	Management services--60.0 FTE positions.....	4,019,600
24	Training administration--44.0 FTE positions.....	4,871,900
25	Communications--20.0 FTE positions.....	<u>6,586,600</u>
26	GROSS APPROPRIATION..... \$	18,123,100

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1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDT, auto theft funds.....	21,000
4	IDG, training academy charges.....	2,726,400
5	Special revenue funds:	
6	Local - LEIN fees.....	31,900
7	Precision driving track fees.....	264,100
8	Narcotics investigation revenues.....	40,600
9	Motor carrier fees.....	125,500
10	State general fund/general purpose..... \$	14,913,600
11	Sec. 105. HIGHWAY SAFETY PLANNING	
12	Full-time equated classified positions.....26.0	
13	State program planning and administration--14.0 FTE	
14	positions..... \$	1,206,200
15	Grants to local governments and nonprofit	
16	organizations.....	4,500,000
17	Secondary road patrol program--1.0 FTE positions.....	12,506,600
18	Truck safety program--2.0 FTE positions.....	2,983,800
19	Field coordination and analysis--8.0 FTE positions...	1,975,900
20	Highway traffic safety--1.0 FTE positions.....	<u>3,973,800</u>
21	GROSS APPROPRIATION..... \$	27,146,300
22	Appropriated from:	
23	Federal revenues:	
24	DOT.....	10,521,600
25	DOJ.....	560,000
26	Special revenue funds:	

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1	Truck driver safety fund.....	2,983,800
2	Secondary road patrol and training fund.....	12,506,600
3	State general fund/general purpose..... \$	574,300
4	Sec. 106. CRIMINAL JUSTICE INFORMATION CENTER	
5	Full-time equated classified positions.....96.5	
6	Criminal justice information center division--78.0	
7	FTE positions..... \$	[4,818,200]
8	Criminal records improvement--1.0 FTE positions.....	4,726,200
9	Traffic safety--17.5 FTE positions.....	<u>1,518,900</u>
10	GROSS APPROPRIATION..... \$	[11,063,300]
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	IDG-MDOS.....	313,600
14	IDG-MDOT, state trunkline fund.....	336,900
15	Federal revenues:	
16	DOJ.....	4,726,200
17	DOT.....	388,500
18	Special revenue funds:	
19	Criminal justice information center service fees.....	[3,154,300]
20	State general fund/general purpose..... \$	2,143,800
21	Sec. 107. FORENSIC SCIENCES	
22	Full-time equated classified positions.....215.0	
23	Laboratory operations--191.0 FTE positions..... \$	16,775,300
24	DNA analysis program--24.0 FTE positions.....	4,336,800
	[Grant to city of Detroit.....	<u>721,100]</u>
25	GROSS APPROPRIATION..... \$	[21,833,200]
26	Appropriated from:	

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1	Federal revenues:	
2	DOJ.....	442,900
3	Special revenue funds:	
4	Forensic science reimbursement fees.....	1,626,400
5	State forensic laboratory fund.....	1,100,000
6	State general fund/general purpose..... \$	[18,663,900]
7	Sec. 108. MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS	
8	Full-time equated classified positions.....28.0	
9	Standards and training--22.0 FTE positions..... \$	2,230,000
10	Training only to local units--2.0 FTE positions.....	690,000
11	Concealed weapons enforcement training.....	140,000
12	Officer's survivor tuition program.....	50,000
13	Justice training grants--4.0 FTE positions.....	<u>9,032,000</u>
14	GROSS APPROPRIATION..... \$	12,142,000
15	Appropriated from:	
16	Federal revenues:	
17	DOJ.....	360,000
18	Special revenue funds:	
19	Secondary road patrol and training fund.....	690,000
20	Concealed weapons enforcement fee.....	140,000
21	Michigan justice training fund.....	9,032,000
22	State general fund/general purpose..... \$	1,920,000
23	Sec. 109. FIRE MARSHAL	
24	Full-time equated classified positions.....55.0	
25	Fire marshal programs--44.0 FTE positions..... \$	3,929,400
26	Fire investigation training to locals.....	51,500

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1	Fire fighters training council--11.0 FTE positions...	<u>1,728,400</u>
2	GROSS APPROPRIATION.....	\$ 5,709,300
3	Appropriated from:	
4	Federal revenues:	
5	FEMA.....	150,000
6	DOT.....	85,000
7	State general fund/general purpose.....	\$ 5,474,300
8	Sec. 110. EMERGENCY MANAGEMENT	
9	Full-time equated classified positions.....	49.0
10	Emergency management planning and	
11	administration--32.0 FTE positions.....	\$ 2,930,000
12	Grants to local government.....	2,182,100
13	FEMA program assistance--3.0 FTE positions.....	962,300
14	Nuclear power plant emergency planning--6.0 FTE	
15	positions.....	1,209,200
16	Hazardous materials transportation--1.0 FTE positions	579,200
17	Hazardous materials programs--7.0 FTE positions.....	<u>6,586,500</u>
18	GROSS APPROPRIATION.....	\$ 14,449,300
19	Appropriated from:	
20	Federal revenues:	
21	FEMA.....	4,664,100
22	DOT.....	579,200
23	DOJ.....	5,000,000
24	Special revenue funds:	
25	Nuclear plant emergency planning reimbursement.....	1,209,200
26	Hazardous materials training center fees.....	1,253,800

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1	State general fund/general purpose.....	\$	1,743,000
2	Sec. 111. UNIFORM SERVICES		
3	Full-time equated classified positions.....		2,049.5
4	Uniform services--610.0 FTE positions.....	\$	51,259,500
5	Security guards--29.0 FTE positions.....		1,039,900
6	Reimbursed services.....		1,598,000
7	At-post troopers--1,410.5 FTE positions.....		<u>113,221,400</u>
8	GROSS APPROPRIATION.....	\$	167,118,800
9	Appropriated from:		
10	Interdepartmental grant revenues:		
11	IDG-MDMB, building occupancy charges.....		610,100
12	Federal revenues:		
13	DOJ.....		1,500,000
14	Special revenue funds:		
15	Highway safety fund.....		8,448,200
16	State police service fees.....		1,598,000
17	State general fund/general purpose.....	\$	154,962,500
18	Sec. 112. SPECIAL OPERATIONS		
19	Full-time equated classified positions.....		61.5
20	Operational support--40.0 FTE positions.....	\$	2,921,800
21	Traffic services--13.5 FTE positions.....		2,671,100
22	Aviation program--8.0 FTE positions.....		<u>1,739,700</u>
23	GROSS APPROPRIATION.....	\$	7,332,600
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG-MDOC, contract.....		77,200

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1	Federal revenues:	
2	DOT.....	1,378,200
3	Special revenue funds:	
4	Rental of department aircraft.....	180,300
5	Drunk driving prevention and training fund.....	969,700
6	State general fund/general purpose..... \$	4,727,200
7	Sec. 113. CRIMINAL INVESTIGATIONS	
8	Full-time equated classified positions.....455.5	
9	Criminal investigations--341.5 FTE positions..... \$	[32,699,500]
10	Federal antidrug initiatives--72.0 FTE positions.....	10,124,200
11	Reimbursed services, materials, and equipment.....	2,332,900
12	Auto theft prevention--10.0 FTE positions.....	1,372,100
13	Casino gaming oversight--32.0 FTE positions.....	<u>3,585,100</u>
14	GROSS APPROPRIATION..... \$	[50,113,800]
15	Appropriated from:	
16	Interdepartmental grant revenues:	
17	IDT, auto theft funds.....	1,104,000
18	IDG-MDTR, casino gaming fees.....	3,585,100
19	IDG-MDCH, tobacco tax.....	610,000
20	Federal revenues:	
21	Federal investigations - reimbursed services.....	519,700
22	DOJ.....	7,506,700
23	Federal narcotics investigation revenues.....	380,800
24	Special revenue funds:	
25	Local - reimbursed services.....	1,813,200
26	Narcotics investigation revenues.....	543,000

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1	Forfeiture funds.....	269,500
2	Licensing fees.....	[200,000]
3	State general fund/general purpose..... \$	33,581,800
4	Sec. 114. MOTOR CARRIER ENFORCEMENT	
5	Full-time equated classified positions.....209.0	
6	Motor carrier enforcement--127.0 FTE positions..... \$	8,773,300
7	Truck safety enforcement team operations--15.0 FTE	
8	positions.....	1,060,000
9	Safety inspections--46.0 FTE positions.....	6,928,500
10	School bus inspections--16.0 FTE positions.....	1,475,300
11	Safety projects--5.0 FTE positions.....	<u>1,242,200</u>
12	GROSS APPROPRIATION..... \$	19,479,300
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	IDT, truck safety fund.....	1,132,100
16	IDG-MDOT, state trunkline fund.....	6,516,400
17	Federal revenues:	
18	DOT.....	6,712,600
19	Special revenue funds:	
20	Motor carrier fees.....	3,642,900
21	State general fund/general purpose..... \$	1,475,300
22	Sec. 115. INFORMATION TECHNOLOGY	
23	Information technology services and projects..... \$	<u>22,339,500</u>
24	GROSS APPROPRIATION..... \$	22,339,500
25	Appropriated from:	
26	Special revenue funds:	

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1	Local - LEIN fees.....	2,035,600
2	Local - AFIS fees.....	33,000
3	State general fund/general purpose..... \$	20,270,900

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6 PART 2

7 PROVISIONS CONCERNING APPROPRIATIONS

8 GENERAL SECTIONS

9 Sec. 201. Pursuant to section 30 of article IX of the state consti-
10 tution of 1963, total state spending from state resources under part 1
11 for fiscal year 2002-2003 is [\$347,880,900.00] and state spending from
12 state resources to be paid to local units of government for fiscal year
13 2002-2003 is [\$20,689,200.00]. The itemized statement below identifies
14 appropriations from which spending to units of local government will
15 occur:

16 DEPARTMENT OF STATE POLICE

17 OFFICE OF HIGHWAY SAFETY PLANNING

18	Secondary road patrol program..... \$	12,381,500
	[FORENSIC SCIENCES	
	Grant to city of Detroit..... \$	721,100]
19	COMMISSION ON LAW ENFORCEMENT STANDARDS	

20	Training only to local units..... \$	624,900
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21	Justice training grants.....	6,471,200
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22 FIRE MARSHAL

23	Fire fighters training council..... \$	439,000
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24	Fire investigation training for locals.....	<u>51,500</u>
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25	Total..... \$	[20,689,200]
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26 Sec. 202. The appropriations authorized under this act are subject
27 to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

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1 Sec. 203. As used in this act:

2 (a) "AFIS" means the automated fingerprint identification system.

3 (b) "Department" means the department of state police.

4 (c) "DNA" means deoxyribonucleic acid.

5 (d) "DOJ" means the United States department of justice.

6 (e) "DOT" means the United States department of transportation.

7 (f) "FEMA" means the federal emergency management agency.

8 (g) "FTE" means full-time equated.

9 (h) "IDG" means interdepartmental grant.

10 (i) "IDT" means intradepartmental transfer.

11 (j) "LEIN" means law enforcement information network.

12 (k) "MCOLES" means the Michigan commission on law enforcement
13 standards.

14 (l) "MDCH" means the Michigan department of community health.

15 (m) "MDMB" means the Michigan department of management and budget.

16 (n) "MDOC" means the Michigan department of corrections.

17 (o) "MDOS" means the Michigan department of state.

18 (p) "MDOT" means the Michigan department of transportation.

19 (q) "MDTR" means the Michigan department of treasury.

20 Sec. 204. The department of civil service shall bill departments
21 and agencies at the end of the first fiscal quarter for the 1% charge
22 authorized by section 5 of article XI of the state constitution of 1963.
23 Payments shall be made for the total amount of the billing by the end of
24 the second fiscal quarter.

25 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on
26 the state classified civil service. State departments and agencies are
27 prohibited from hiring any new full-time state classified civil service

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1 employees and prohibited from filling any vacant state classified civil
2 service positions. This hiring freeze does not apply to internal trans-
3 fers of classified employees from 1 position to another within a
4 department.

5 (2) The state budget director shall grant exceptions to this hiring
6 freeze when the state budget director believes that the hiring freeze
7 will result in rendering a state department or agency unable to deliver
8 basic services, cause loss of revenue to the state, result in the inabil-
9 ity of the state to receive federal funds, or necessitate additional
10 expenditures that exceed any savings from maintaining a vacancy. The
11 state budget director shall report by the last business day of each month
12 to the chairpersons of the senate and house of representatives standing
13 committees on appropriations the number of exceptions to the hiring
14 freeze approved during the previous month and the justification for the
15 exception.

16 Sec. 206. (1) In addition to the funds appropriated in part 1,
17 there is appropriated an amount not to exceed \$10,000,000.00 for federal
18 contingency funds. These funds are not available for expenditure until
19 they have been transferred to another line item in this act under
20 section 393(2) of the management and budget act, 1984 PA 431, MCL
21 18.1393.

22 (2) In addition to the funds appropriated in part 1, there is appro-
23 priated an amount not to exceed \$3,500,000.00 for state restricted con-
24 tingency funds. These funds are not available for expenditure until they
25 have been transferred to another line item in this act under
26 section 393(2) of the management and budget act, 1984 PA 431,
27 MCL 18.1393.

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1 (3) In addition to the funds appropriated in part 1, there is
2 appropriated an amount not to exceed \$1,000,000.00 for local contingency
3 funds. These funds are not available for expenditure until they have
4 been transferred to another line item in this act under section 393(2) of
5 the management and budget act, 1984 PA 431, MCL 18.1393.

6 (4) In addition to the funds appropriated in part 1, there is appro-
7 priated an amount not to exceed \$200,000.00 for private contingency
8 funds. These funds are not available for expenditure until they have
9 been transferred to another line item in this act under section 393(2) of
10 the management and budget act, 1984 PA 431, MCL 18.1393.

11 Sec. 207. At least 60 days before beginning any effort to privat-
12 ize, the department shall submit a complete project plan to the appropri-
13 ate senate and house of representatives appropriations subcommittees and
14 the senate and house fiscal agencies. The plan shall include the cri-
15 teria under which the privatization initiative will be evaluated. The
16 evaluation shall be completed and submitted to the appropriate senate and
17 house of representatives appropriations subcommittees and the senate and
18 house fiscal agencies within 30 months.

19 Sec. 208. Unless otherwise specified, the department shall use the
20 Internet to fulfill the reporting requirements of this act. This may
21 include transmission of reports via electronic mail to the recipients
22 identified for each reporting requirement or it may include placement of
23 reports on an Internet or Intranet site.

24 Sec. 209. Funds appropriated in part 1 shall not be used for the
25 purchase of foreign goods or services, or both, if competitively priced
26 and of comparable quality American goods or services, or both, are
27 available.

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1 Sec. 210. The director of each department receiving appropriations
2 in part 1 shall take all reasonable steps to ensure businesses in
3 deprived and depressed communities compete for and perform contracts to
4 provide services or supplies, or both, for the department. The director
5 shall strongly encourage firms with which the department contracts to
6 subcontract with certified businesses in depressed and deprived communi-
7 ties for services or supplies, or both.

8 Sec. 211. It is the intent of the legislature that personnel of the
9 department who request and are eligible for reimbursement of expenses
10 related to the operation of the department be reimbursed from the appro-
11 priations provided in this act within 30 days after submitting a request,
12 or the eligible personnel shall be paid an additional amount equal to
13 0.75% of the payment due. The department shall pay an additional amount
14 equal to 0.75% of the payment due for the first month and each succeeding
15 month or portion of a month the payment remains past due.

16 Sec. 212. Of the state general fund/general purpose revenue appro-
17 priated in this act, \$78,463,100.00 represents a state spending increase
18 over the amount provided to the department of state police for the fiscal
19 year ending September 30, 1994, and may be used to meet state match
20 requirements of programs contained in the violent crime control and law
21 enforcement act of 1994, Public Law 103-322, 108 Stat. 1796, or successor
22 grant programs, so that any additional federal money received supplements
23 funding provided to the department of state police in this act.

24 Sec. 214. Any law enforcement entity receiving GF/GP funds from
25 this act shall not evaluate an employee or consider an employee for pro-
26 motion or assignment on the basis of motor vehicle citations issued.

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1 Sec. 216. (1) It is the intent of the legislature that the
2 department shall not provide any subsidy for contractual services it
3 provides.

4 (2) When the department provides contractual services to a local
5 unit of government, the department shall be reimbursed for all costs
6 incurred in providing the services, including, but not limited to,
7 retirement and overtime costs.

8 (3) Contractual services provided to an entity other than a local
9 unit of government may be provided by department personnel, but only on
10 an overtime basis outside the normal work schedule of the personnel.

11 (4) This section does not apply to state agencies.

12 Sec. 218. The department shall create and retain copies of reports
13 for all money appropriated under part 1.

14 Sec. 219. Not later than March 15, 2003 and September 30, 2003, the
15 department shall report to the state police appropriations subcommittees
16 of the house and senate and the house and senate fiscal agencies. The
17 report shall contain the following information regarding the department's
18 activities related to casino gaming oversight:

19 (a) The amount of money received and expended.

20 (b) The nature and structure of the casino gaming oversight unit.

21 (c) The positions and classifications of employees assigned.

22 (d) The number of full-time and part-time employees and the aggre-
23 gate number of FTEs.

24 (e) The number of enlisted and civilian positions.

25 (f) The duties and responsibilities of the assigned employees.

26 (g) The immediate past position of the enlisted employees assigned.

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1 Sec. 220. The department shall collect and computerize the vehicle
2 identification number (VIN) of all vehicles that are entered into the
3 state accident data collection system and make this and other vehicle
4 information available to the public at cost. For bulk access to the
5 accident records in which the VIN has been collected and computerized,
6 the department shall make those records available to the public at cost,
7 provided that the name and address have been excluded.

8 Sec. 221. From the funds appropriated in part 1, the department
9 shall maintain a toll-free hotline in collaboration with the department
10 of education. The toll-free hotline shall be operated 24 hours per day,
11 7 days per week, and shall provide students, school officials, and other
12 individuals an opportunity to report specific threats of imminent school
13 violence or other suspicious or criminal conduct by juveniles to the
14 appropriate local law enforcement entities for investigation.

[Sec. 221a. From the funds appropriated in part 1, the department may appropriate up to \$50,000.00 to fund a toll-free hotline in collaboration with the department of education.]

15 Sec. 222. It is the intent of the legislature that all reasonable
16 efforts be undertaken to maintain a level of at-post troopers sufficient
17 to carry out the department's statewide law enforcement
18 responsibilities.

19 Sec. 223. The department shall consult with the house and senate
20 appropriations subcommittees on state police regarding the projected
21 closing or consolidation of any state police posts.

[Sec. 224. The department of state police shall notify the house and senate appropriations subcommittees on state police and military and veterans affairs and the house and senate fiscal agencies not less than 120 days before recommending to close or consolidate any state police posts.]

22 Sec. 259. From the funds appropriated in part 1 for information
23 technology, the department shall pay user fees to the department of
24 information technology for technology related services and projects.
25 User fees shall be subject to provisions of an interagency agreement
26 between the department and the department of information technology.

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1 Sec. 260. Amounts appropriated in part 1 for information technology
2 may be designated as work projects and carried forward to support
3 technology projects under the direction of the department of information
4 technology. Funds designated in this manner are not available for expen-
5 diture until approved as work projects under section 451a of the manage-
6 ment and budget act, 1984 PA 431, MCL 18.1451a.

7 INFORMATION TECHNOLOGY

8 Sec. 301. (1) Money appropriated under part 1 for the Michigan
9 public safety communications system shall be expended upon approval of an
10 expenditure plan by the state budget director.

11 (2) The department of state police shall assess all subscribers of
12 the Michigan public safety communications system reasonable access and
13 maintenance fees.

14 (3) All money received by the department of state police under this
15 section shall be deposited to the state general fund pursuant to section
16 443 of the management and budget act, 1984 PA 431, MCL 18.1443.

17 (4) The department of state police shall provide a report to the
18 house and senate appropriations committees, house and senate fiscal agen-
19 cies, and the state budget director on April 15, 2003 and on October 15,
20 2003, indicating the amount of revenue collected under this section and
21 deposited to the state general fund for the immediately preceding 6-month
22 period.

23 Sec. 302. The money appropriated in part 1 for computer services
24 shall be funded by LEIN user fees sufficient to pay 1/3 of the service
25 and contract maintenance costs of the LEIN mainframe computer system.

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1 CRIMINAL JUSTICE INFORMATION CENTER

2 [Sec. 503. In addition to the funds appropriated for the
3 criminal justice information center division in section 106,
4 \$2,800,000.00 is appropriated from criminal justice information center
5 service fees if Senate Bill No. 928 of the 91st Legislature is enacted into
6 law.]

[FORENSIC SCIENCES

Sec. 701. It is the intent of the legislature that from the grant to the city of Detroit under section 108 an amount of \$431,400.00 be allocated by the city to supplement the city's appropriations for the Detroit crime lab and an amount of \$289,700.00 be allocated by the city to the Detroit police special events account. The city of Detroit shall provide a report to the department detailing the expenditures made and the services provided from the money appropriated for the grant. This report shall be forwarded by the department to the house and senate appropriations subcommittees on state police, the house and senate fiscal agencies, and the state budget director by January 15, 2003.]

7 MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS

8 Sec. 801. The money appropriated to the MCOLES for maintenance and
9 delivery of training to locals is provided in accordance with a state
10 reimbursement policy in which 100% of the determined state reimbursement
11 rate shall be distributed upon certification by the MCOLES.

12 FIRE MARSHAL

13 Sec. 901. (1) The department shall prepare a detailed report and
14 deliver it to the senate and house subcommittees on the state police not
15 later than May 15, 2003.

16 (2) The report shall contain input from a delegate appointed from
17 and by the following organizations:

- 18 (a) Michigan fire chiefs association.
- 19 (b) Michigan state fireman's association.
- 20 (c) Michigan firefighter's union.
- 21 (d) Michigan fire service instructors association.
- 22 (e) Michigan fire inspectors society.

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20

1 (f) Michigan chapter of the international association of arson
2 investigators.

3 (3) The report shall contain information about the quality and ade-
4 quacy of service from the state fire investigation, education, and train-
5 ing under the reorganization of the fire marshal division
6 responsibilities. The report shall be based on the performance of the
7 fire marshal division in the performance of its fire safety duties during
8 fiscal year 2002-2003.

9 EMERGENCY MANAGEMENT

10 Sec. 1001. (1) The state director of emergency management may
11 expend money appropriated under this act to call upon any agency or
12 department of the state or any resource of the state to protect life or
13 property or to provide for the health or safety of the population in any
14 area of the state in which the governor proclaims a state of emergency or
15 state of disaster under 1945 PA 302, MCL 10.31 to 10.33, or under the
16 emergency management act, 1976 PA 390, MCL 30.401 to 30.420. The state
17 director of emergency management may expend the amounts the director con-
18 siders necessary to accomplish these purposes. The director shall submit
19 to the state budget director as soon as possible a complete report of all
20 actions taken under the authority of this section. The report shall con-
21 tain, as a separate item, a statement of all money expended that is not
22 reimbursable from federal money. The state budget director shall review
23 the expenditures and submit recommendations to the legislature in regard
24 to any possible need for a supplemental appropriation.

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1 (2) In addition to the money appropriated in this act, the
2 department may receive and expend money from local, private, federal, or
3 state sources for the purpose of providing emergency management training
4 to local or private interests and for the purpose of supporting emergency
5 preparedness, response, recovery, and mitigation activity. If funds are
6 expended beyond the appropriations enacted for these purposes in part 1,
7 the department shall notify the house and senate appropriations subcom-
8 mittees on state police and military and veterans affairs and the house
9 and senate fiscal agencies within 30 days concerning the additional
10 expenditures.

11 UNIFORM SERVICES

12 Sec. 1103. State police enlisted personnel who are employed to
13 enforce traffic laws as provided in section 629e of the Michigan vehicle
14 code, 1949 PA 300, MCL 257.629e, shall not be prohibited from responding
15 to crimes in progress or other emergency situations, and are responsible
16 for protecting every citizen of this state from harm.

17 SPECIAL OPERATIONS

18 Sec. 1201. In addition to the appropriations in section 112 to the
19 department of state police for the aviation program, the department is
20 authorized to sell its aircraft and the proceeds from the sale are appro-
21 priated and may be applied to the renovation cost of replacement
22 aircraft. If funds are expended beyond the appropriation enacted in part
23 1 for the aviation program, the department shall notify the house and

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1 senate subcommittees on state police and military and veterans affairs
2 and the house and senate fiscal agencies within 30 days concerning the
3 additional expenditures.

4 CRIMINAL INVESTIGATIONS

5 Sec. 1301. (1) There is sufficient money appropriated in
6 section 113 to criminal investigations to ensure that the citizens in a
7 service area of any state police post in the vicinity of a state prison
8 do not experience a downgrading of state police services in their area.
9 Criminal investigations shall be available by temporary or permanent
10 assignment of a detective when either a temporary or permanent prison
11 facility is opened.

12 (2) If the department is unable to comply with subsection (1) and
13 there is a prison scheduled to open, the department shall provide troop-
14 ers to serve as investigators on an interim basis.

15 [Sec. 1303. In addition to the funds appropriated for criminal
16 investigations in section 113, \$250,000.00 is appropriated from licensing
17 fees if Senate Bill No. 425 and Senate Bill No. 929 of the 91st Legislature
18 are enacted into law.

19]

[MOTOR CARRIER ENFORCEMENT

Sec. 1401. The department shall report to the house and senate appropriations subcommittees on state police and the house and senate fiscal agencies by March 1, 2003 regarding the inspection of school buses and other motor vehicles under section 715a of the Michigan vehicle code, 1949 PA 300, MCL 257.715a, and section 39 of the pupil transportation act, 1990 PA 187, MCL 257.1839. The report shall include the following information regarding inspections conducted in calendar year 2002:

- (a) The number of buses and vehicles inspected by the department.
- (b) The number of buses and vehicles passing and failing inspection.
- (c) The estimated number of buses and vehicles not inspected.]