

FIRST CONFERENCE REPORT

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

Senate Bill No. 776, entitled

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2015; and to provide for the expenditure of the appropriations.

Recommends:

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

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

(attached)

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

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2015; 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 certain emergency powers; to provide for the powers and duties of certain committees, certain state agencies, and certain employees;

and to provide for the acquisition and disposition of certain real and personal property.

Patrick Colbeck

Michael D. McCready

Roger Kahn

Nancy E. Jenkins

Vincent Gregory

Sean McCann

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 776**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2015; 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 certain emergency powers; to provide for the powers and duties of certain committees, certain state agencies, and certain employees; and to provide for the acquisition and disposition of certain real and personal property.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1

PART 1

1 LINE-ITEM APPROPRIATIONS

2 Sec. 101. Subject to the conditions set forth in this act, the
 3 amounts listed in this part for the department of state police are
 4 appropriated for the fiscal year ending September 30, 2015, from
 5 the funds indicated in this part. The following is a summary of the
 6 appropriations in this part:

7 **DEPARTMENT OF STATE POLICE**

8 APPROPRIATION SUMMARY

9	Full-time equated unclassified positions.....	3.0	
10	Full-time equated classified positions.....	3,070.0	
11	GROSS APPROPRIATION.....		\$ 639,573,000
12	Total interdepartmental grants and intradepartmental		
13	transfers		26,233,200
14	Schedule of interdepartmental grants and		
15	intradepartmental transfer revenue sources:		
16	IDG-MDOC, contract	340,100	
17	IDG-MDOS	364,500	
18	IDG-MDOT, state trunkline fund	11,433,400	
19	IDG-MDTR, casino gaming fees	6,134,100	
20	IDG-MDTR, emergency telephone fund		
21	coordinator	677,000	
22	IDG-MDTR, emergency telephone fund operations	742,200	
23	IDG, training academy charges	2,814,400	
24	IDT, auto theft funds	761,000	
25	IDT, Michigan justice training fund	1,050,000	
26	IDT, truck safety fund	1,916,500	
27	ADJUSTED GROSS APPROPRIATION		\$ 613,339,800

1	Total federal revenues	99,429,900
2	Schedule of federal revenue sources:	
3	DHS	51,914,400
4	DOJ	14,184,700
5	DOJ interest bearing	8,141,600
6	DOT	23,563,700
7	Federal investigations - reimbursed	
8	services	1,088,300
9	Federal narcotics investigation revenues	537,200
10	Total local revenues	4,861,700
11	Schedule of local revenue sources:	
12	Local - AFIS fees	82,000
13	Local - LEIN fees	1,023,500
14	Local - reimbursed services	2,064,700
15	Local - school bus revenue	1,691,500
16	Total private revenues	77,200
17	Schedule of private revenue sources:	
18	Private donations	77,200
19	Total other state restricted revenues	124,800,000
20	Schedule of restricted revenue sources:	
21	Auto theft prevention fund	7,298,700
22	Concealed weapons enforcement fee	100,000
23	CJIC service fees	21,560,400
24	Drunk driving prevention and training fund	1,445,600
25	Forensic science reimbursement fees	1,525,600
26	Forfeiture funds	99,100
27	Hazardous materials training center fees .	1,183,200

1	Highway safety fund	13,624,300	
2	Licensing fees	9,100	
3	Michigan justice training fund	8,491,600	
4	Michigan merit award trust fund	793,900	
5	Motor carrier fees	4,687,600	
6	Narcotics investigation revenue	814,600	
7	Nuclear plant emergency planning		
8	reimbursement	2,671,900	
9	Precision driving track fees	323,500	
10	Reimbursed services	752,900	
11	Rental of department aircraft	59,400	
12	Secondary road patrol and training fund .	12,275,900	
13	Sex offenders registration fund	609,800	
14	State forensic laboratory fund	1,767,600	
15	State police service fees	2,288,700	
16	State services fee fund	7,990,900	
17	Tobacco tax revenue	4,438,600	
18	Traffic crash revenue	335,400	
19	Traffic law enforcement and safety fund .	26,732,000	
20	Trooper school recruitment fund	901,100	
21	Truck driver safety fund	2,018,600	
22	State general fund/general purpose	\$	384,171,000
23	State general fund/general purpose schedule:		
24	Ongoing state general fund/general		
25	purpose	366,191,700	
26	One-time state general fund/general		
27	purpose	17,979,300	

1	Sec. 102. EXECUTIVE AND DEPARTMENTAL SERVICES		
2	Full-time equated unclassified positions.....	3.0	
3	Full-time equated classified positions.....	124.0	
4	Unclassified positions.....		\$ 724,700
5	Executive and departmental services.....		90,888,500
6	Schedule of programs:		
7	Executive direction	3,068,200	
8	State executive security	2,564,900	
9	Capitol complex security	2,577,700	
10	Departmental services	82,677,700	
11	GROSS APPROPRIATION		\$ 91,613,200
12	Appropriated from:		
13	Interdepartmental grant revenues.....		1,407,300
14	Federal revenues.....		9,858,100
15	Local revenues.....		1,117,300
16	State restricted revenues.....		19,415,100
17	State general fund/general purpose.....		\$ 59,815,400
18	Sec. 103. LAW ENFORCEMENT SERVICES		
19	Full-time equated classified positions.....	484.0	
20	Law enforcement services.....		\$ 86,776,200
21	Schedule of programs:		
22	Training	12,675,900	
23	Commission on law enforcement standards...	10,063,600	
24	Criminal justice information systems.....	15,880,900	
25	Laboratory operations	32,139,600	
26	DNA analysis program	8,418,100	
27	Biometrics and identification.....	7,598,100	

1	GROSS APPROPRIATION.....	\$	86,776,200
2	Appropriated from:		
3	Interdepartmental grant revenues.....		5,508,100
4	Federal revenues.....		9,077,700
5	State restricted revenues.....		34,529,000
6	State general fund/general purpose.....	\$	37,661,400
7	Sec. 104. FIELD SERVICES		
8	Full-time equated classified positions.....		1,971.0
9	Field services.....	\$	300,703,000
10	Schedule of programs:		
11	General law enforcement and traffic		
12	safety		239,572,000
13	Security at events		100
14	Criminal investigations		53,845,000
15	Tobacco tax fraud investigations.....		5,226,400
16	Fire investigations		2,059,500
17	GROSS APPROPRIATION.....	\$	300,703,000
18	Appropriated from:		
19	Interdepartmental grant revenues.....		6,717,200
20	Federal revenues.....		7,719,500
21	Local revenues.....		2,064,700
22	State restricted revenues.....		47,802,000
23	State general fund/general purpose.....	\$	236,399,600
24	Sec. 105. SPECIALIZED SERVICES		
25	Full-time equated classified positions.....		491.0
26	Specialized services.....	\$	141,251,300
27	Schedule of programs:		

1	Special operations	26,370,600	
2	Commercial vehicle enforcement.....	27,704,900	
3	Emergency management and homeland security	59,978,300	
4	Highway safety planning	16,131,400	
5	Secondary road patrol program.....	11,066,100	
6	GROSS APPROPRIATION.....	\$	141,251,300
7	Appropriated from:		
8	Interdepartmental grant revenues.....		12,600,600
9	Federal revenues.....		72,774,600
10	Local revenues.....		1,679,700
11	Private revenues.....		77,200
12	State restricted revenues.....		21,803,900
13	State general fund/general purpose.....	\$	32,315,300
14	Sec. 106. ONE-TIME APPROPRIATIONS		
15	Trooper school.....	\$	4,408,500
16	Emergency support team vehicles.....		225,000
17	Motor carrier school.....		1,181,900
18	Aviation support - helicopter purchase.....		4,932,000
19	LEIN conversion language.....		350,000
20	Electronic warrant report system.....		750,000
21	Michigan international speedway traffic control		831,900
22	Local public safety initiative.....		4,550,000
23	Rent and building occupancy charges - Marshall post ..		<u>2,000,000</u>
24	GROSS APPROPRIATION.....	\$	19,229,300
25	Appropriated from:		
26	State restricted revenues.....		1,250,000
27	State general fund/general purpose.....	\$	17,979,300

1 PART 2
 2 PROVISIONS CONCERNING APPROPRIATIONS
 3 FOR FISCAL YEAR 2014-2015

4 GENERAL SECTIONS

5 Sec. 201. Pursuant to section 30 of article IX of the state
 6 constitution of 1963, total state spending from state resources
 7 under part 1 for fiscal year 2014-2015 is \$508,971,000.00 and state
 8 spending from state resources to be paid to local units of
 9 government for fiscal year 2014-2015 is \$19,755,600.00. The
 10 itemized statement below identifies appropriations from which
 11 spending to local units of government will occur:

12 DEPARTMENT OF STATE POLICE

13 Law enforcement services..... \$ 3,576,400

14 Schedule of programs:

15 Commission on law enforcement standards.... 3,576,400

16 Specialized services..... \$ 11,629,200

17 Schedule of programs:

18 Special operations 673,800

19 Highway safety planning 10,955,400

20 Local public safety initiative..... \$ 4,550,000

21 TOTAL..... \$ 19,775,600

22 Sec. 202. The appropriations authorized under this part and
 23 part 1 are subject to the management and budget act, 1984 PA 431,
 24 MCL 18.1101 to 18.1594.

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

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

3 (b) "CFDA" means catalog of federal domestic assistance.

4 (c) "CJIC" means the criminal justice information center.

5 (d) "CJIS" means criminal justice information systems.

6 (e) "Core service" means that phrase as defined in section 373
7 of the management and budget act, 1984 PA 431, MCL 18.1373.

8 (f) "Department" means the department of state police.

9 (g) "DHS" means the United States department of homeland
10 security.

11 (h) "DNA" means deoxyribonucleic acid.

12 (i) "DOJ" means the United States department of justice.

13 (j) "DOT" means the United States department of
14 transportation.

15 (k) "DTMB" means the department of technology, management, and
16 budget.

17 (l) "FEMA" means the federal emergency management agency.

18 (m) "FTE" means full-time equated.

19 (n) "IDG" means interdepartmental grant.

20 (o) "IDT" means intradepartmental transfer.

21 (p) "LEIN" means the law enforcement information network.

22 (q) "MCOLES" means Michigan commission on law enforcement
23 standards.

24 (r) "MDCH" means the Michigan department of community health.

25 (s) "MDOC" means the Michigan department of corrections.

26 (t) "MDOS" means the Michigan department of state.

27 (u) "MDOT" means the Michigan department of transportation.

1 (v) "MDTR" means the Michigan department of treasury.

2 (w) "MPSCS" means Michigan public safety communications
3 system.

4 (x) "Subcommittees" means all members of the subcommittees of
5 the senate and house standing committees on appropriations with
6 jurisdiction over the budget for the department.

7 (y) "Work project" means that term as defined in section 404
8 of the management and budget act, 1984 PA 431, MCL 18.1404, and
9 that meets the criteria in section 451a(1) of the management and
10 budget act, 1984 PA 431, MCL 18.1451a.

11 Sec. 204. The following shall constitute the appropriations
12 from part 1 for interdepartmental grant funds received by the
13 department from sources outside the department: \$2,814,400.00 from
14 training academy charges; \$340,100.00 from the department of
15 corrections contract; \$364,500.00 from the department of state;
16 \$11,433,400.00 from the department of transportation - state
17 trunkline funds; \$6,134,100.00 from casino gaming fees; \$677,000.00
18 from the department of treasury - emergency telephone fund
19 coordinator; and \$761,000.00 from the department of treasury -
20 emergency telephone fund operations.

21 Sec. 204a. (1) The following shall constitute the
22 appropriations from part 1 for interdepartmental grant funds made
23 from the department to other departments:

24	Attorney general - operations	\$	352,700
25	Attorney general - justice training grant	\$	162,900
26	Environmental quality	\$	1,312,800
27	Judiciary - justice training grant	\$	814,400

1	Military and veterans affairs.....	\$	100,000
2	DTMB - building occupancy charges.....	\$	7,105,900
3	DTMB - accounting service center.....	\$	1,045,700
4	DTMB - information technology.....	\$	23,903,400

5 (2) Based on the availability of federal funding and the
6 demonstrated need as indicated by applications submitted to the
7 state court administrative office, the department shall provide
8 \$1,500,000.00 in Byrne justice assistance grant program funding to
9 the judiciary by interdepartmental grant.

10 Sec. 205a. Federal DHS revenue appropriated in part 1 may be
11 received from, but is not limited to, the following programs:
12 homeland security grant program (CFDA 97.067), national incident
13 management system (CFDA 97.107), buffer zone protection plan (CFDA
14 97.078), pre-disaster mitigation (CFDA 97.047), emergency
15 management performance grants (CFDA 97.042), hazard mitigation
16 (CFDA 97.039), disaster grants - public assistance (CFDA 97.036),
17 flood mitigation assistance (CFDA 97.029), and applied
18 meteorological research (CFDA 11.468).

19 Sec. 205b. Federal DOJ revenue appropriated in part 1 may be
20 received from, but is not limited to, the following programs:
21 national criminal history improvement program (CFDA 16.554), public
22 safety partnership and community policing (CFDA 16.710), violence
23 against women grants (CFDA 16.588), Paul Coverdell forensic
24 sciences improvement grant (CFDA 16.742), DNA backlog reduction
25 grants (CFDA 16.741), missing children's assistance program (CFDA
26 16.543), domestic cannabis eradication and suppression, bulletproof
27 vest partnership (CFDA 16.609), project safe neighborhoods (CFDA

1 16.609), Edward Byrne memorial justice assistance grants (CFDA
2 16.738), enforcing underage drinking laws program (CFDA 16.727),
3 the residential substance abuse treatment for state prisoners grant
4 program (CFDA 16.593), and the high intensity drug trafficking
5 areas program (CFDA 95.001).

6 Sec. 205c. Federal DOT revenue appropriated in part 1 may be
7 received from, but is not limited to, the following programs: state
8 and community highway safety (CFDA 20.600), motor carrier safety
9 assistance (CFDA 20.218), new entrant safety assurance program
10 (CFDA 20.218), and border enforcement grant program (CFDA 20.233).

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

17 (2) In addition to the funds appropriated in part 1, there is
18 appropriated an amount not to exceed \$3,500,000.00 for state
19 restricted contingency funds. These funds are not available for
20 expenditure until they have been transferred to another line item
21 in part 1 under section 393(2) of the management and budget act,
22 1984 PA 431, MCL 18.1393.

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

1 MCL 18.1393.

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

8 Sec. 207. The department shall cooperate with the department
9 of technology, management, and budget to maintain a searchable
10 website that is accessible by the public at no cost that includes,
11 but is not limited to, all of the following:

12 (a) Fiscal year-to-date expenditures by category.

13 (b) Fiscal year-to-date expenditures by appropriation unit.

14 (c) Fiscal year-to-date payments to a selected vendor,
15 including the vendor name, payment date, payment amount, and
16 payment description.

17 (d) The number of active department employees by job
18 classification.

19 (e) Job specifications and wage rates.

20 Sec. 208. The department and agencies receiving appropriations
21 in part 1 shall use the Internet to fulfill the reporting
22 requirements of this part. This requirement may include
23 transmission of reports via electronic mail to the recipients
24 identified for each reporting requirement, or it may include
25 placement of reports on an Internet or Intranet site.

26 Sec. 209. Funds appropriated in part 1 and this part shall not
27 be used for the purchase of foreign goods or services, or both, if

1 competitively priced and of comparable quality American goods or
2 services, or both, are available. Preference shall be given to
3 goods or services, or both, manufactured or provided by Michigan
4 businesses, if they are competitively priced and of comparable
5 quality. In addition, preference shall be given to goods or
6 services, or both, that are manufactured or provided by Michigan
7 businesses owned and operated by veterans, if they are
8 competitively priced and of comparable quality. In addition,
9 preference shall be given to goods or services, or both, that are
10 manufactured or provided by Michigan small businesses that have
11 veterans compose at least 35% of their total workforce. As used in
12 this section:

13 (a) "Small business" means that term as defined in section 7a
14 of the administrative procedures act of 1969, 1969 PA 306, MCL
15 24.207a.

16 (b) "Veteran" means that term as defined in section 261 of the
17 management and budget act, 1984 PA 431, MCL 18.1261.

18 Sec. 210. The department shall take all reasonable steps to
19 ensure businesses in deprived and depressed communities compete for
20 and perform contracts to provide services or supplies, or both, for
21 the department. The director of the department shall strongly
22 encourage firms with which the department contracts to subcontract
23 with certified businesses in depressed and deprived communities for
24 services or supplies, or both.

25 Sec. 212. The departments and agencies receiving
26 appropriations in part 1 shall receive and retain copies of all
27 reports funded from appropriations in part 1. Federal and state

1 guidelines for short-term and long-term retention of records shall
2 be followed. The department and agencies receiving appropriations
3 in part 1 may electronically retain copies of reports unless
4 otherwise required by federal and state guidelines.

5 Sec. 215. A department or state agency shall not take
6 disciplinary action against an employee for communicating with a
7 member of the legislature or his or her staff.

8 Sec. 216. (1) Notwithstanding any other provision of this
9 part, the schedule of programs in part 1 lists programs which may,
10 but are not required to be, funded under this part or part 1.

11 (2) Notwithstanding any other provisions of this part, the
12 schedule of revenue sources in part 1 may or may not be received
13 from the funding entities listed or in the amounts listed.

14 (3) The secondary road patrol funding is not subject to
15 funding flexibility and shall be funded in accordance with section
16 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e.

17 (4) Any funding required by statute is not subject to funding
18 flexibility and shall be funded in accordance with that statute.

19 Sec. 217. The department shall improve its budgetary
20 efficiency pertaining to the delivery of core services by doing all
21 of the following:

22 (a) Prioritizing personnel over buildings in budgetary
23 efficiency considerations.

24 (b) Pursuing the physical or virtual consolidation of support
25 service functions such as information technology, human resources,
26 and accounting as a means of improving standardization and
27 efficiency.

1 (c) Seeking expenditure reductions whenever possible through
2 the streamlining of existing service delivery activities.

3 (d) Identifying efficiencies that can be gained via the
4 reduction or elimination of programs, policies, and practices.

5 Sec. 218. The departments and agencies receiving
6 appropriations in part 1 shall prepare a report on out-of-state
7 travel expenses not later than January 1 of each year. The travel
8 report shall be a listing of all travel by classified and
9 unclassified employees outside this state in the immediately
10 preceding fiscal year that was funded in whole or in part with
11 funds appropriated in the department's budget. The report shall be
12 submitted to the senate and house appropriations committees, the
13 senate and house fiscal agencies, and the state budget director.
14 The report shall include the following information:

15 (a) The dates of each travel occurrence.

16 (b) The total transportation and related costs of each travel
17 occurrence, including the proportion funded with state general
18 fund/general purpose revenues, the proportion funded with state
19 restricted revenues, the proportion funded with federal revenues,
20 and the proportion funded with other revenues.

21 Sec. 219. (1) The department shall provide quarterly reports
22 to the subcommittees, the senate and house fiscal agencies, and the
23 state budget office that provide the following data:

24 (a) A list of major work projects, including the status of
25 each project.

26 (b) The department's financial status, featuring a report of
27 budgeted versus actual expenditures by part 1 line item including a

1 year-end projection of budget requirements. If projected department
2 budget requirements exceed the allocated budget, the report shall
3 include a plan to reduce overall expenses while still satisfying
4 specified service level requirements.

5 (c) A report on the performance metrics cited or required to
6 be reported in this part.

7 (2) The department shall provide all information necessary to
8 validate that the requirements of this part have been achieved.

9 (3) The department shall provide a corrective action plan
10 within 30 days of a quarterly report under this section for any
11 requirements of this part that have not been achieved. The
12 department shall provide a monthly status of correction action
13 plans.

14 (4) The department shall provide a summary of fund shifts,
15 that have been approved by the state budget office, that have
16 occurred between items listed in the schedule of programs mentioned
17 in part 1 on a quarterly basis to the subcommittees and the senate
18 and house fiscal agencies.

19 Sec. 221. The appropriations in part 1 are for the core
20 services, support services, and work projects of the department,
21 including, but not limited to, the following core services:

22 (a) State executive security, including capitol complex
23 security.

24 (b) Training.

25 (c) Commission on law enforcement standards.

26 (d) Criminal justice information systems.

27 (e) Scientific analysis and identification, including

1 laboratory operations, DNA analysis program, and biometrics and
2 identification.

3 (f) General law enforcement and traffic safety.

4 (g) Criminal investigations, including tobacco tax fraud
5 investigations and fire investigations.

6 (h) Special operations.

7 (i) Commercial vehicle enforcement.

8 (j) Emergency management and homeland security.

9 (k) Highway safety planning, including the secondary road
10 patrol program.

11 Sec. 222. The department shall notify the subcommittees, the
12 chairpersons of the senate and house standing committees on
13 appropriations, and the senate and house fiscal agencies not less
14 than 90 days before recommending to close or consolidate any state
15 police posts. The notification shall include a local and state
16 impact study of the proposed post closure or consolidation.

17 Sec. 223. At least 90 days before beginning any effort to
18 privatize, the department shall submit a complete project plan to
19 the subcommittees and the senate and house fiscal agencies. The
20 plan shall include the criteria under which the privatization
21 initiative will be evaluated. The evaluation shall be completed and
22 submitted to the subcommittees and the senate and house fiscal
23 agencies within 30 months.

24 Sec. 224. Funds appropriated in part 1 or this part shall not
25 be used by a principal executive department, state agency, or
26 authority to hire a person to provide legal services that are the
27 responsibility of the attorney general. This prohibition does not

1 apply to legal services for bonding activities and for those
2 activities that the attorney general authorizes.

3 Sec. 226. (1) When the department provides contractual
4 services to a local unit of government, the department shall be
5 reimbursed for all costs incurred in providing the services,
6 including, but not limited to, retirement and overtime costs.

7 (2) The department shall define service cost models for those
8 services requiring reimbursement.

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

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

14 Sec. 228. 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 appropriations lapses at the
17 close of the prior fiscal year. This report shall summarize the
18 projected year-end general fund/general purpose appropriations
19 lapses by major departmental program or program areas. The report
20 shall be transmitted to the office of the state budget, the
21 chairpersons of the senate and house appropriations committees, the
22 subcommittees, and the senate and house fiscal agencies.

23 Sec. 229. Within 14 days after the release of the executive
24 budget recommendation, the department shall cooperate with the
25 state budget office to provide the senate and house appropriations
26 chairs, the subcommittees, and the senate and house fiscal agencies
27 with an annual report on estimated state restricted fund balances,

1 state restricted fund projected revenues, and state restricted fund
2 expenditures for the fiscal years ending September 30, 2014 and
3 September 30, 2015.

4 Sec. 230. The department shall maintain, on a publicly
5 accessible website, a department scorecard that identifies, tracks,
6 and regularly updates key metrics that are used to monitor and
7 improve the department's performance.

8 Sec. 232. The department shall serve as an active liaison
9 between the DTMB and state, local, regional, and federal public
10 safety agencies to establish interoperability standards to ensure
11 effective communication among public safety agencies and to
12 facilitate the use of the MPSCS towers by those local public safety
13 agencies that have an interest in using the towers as a part of
14 their communication system. The department shall also report user
15 issues to the DTMB.

16 Sec. 233. Total authorized appropriations from all sources
17 under part 1 for legacy costs for the fiscal year ending September
18 30, 2015 are \$121,652,900.00. From this amount, total agency
19 appropriations for pension-related legacy costs are estimated at
20 \$66,300,300.00, and total agency appropriations for retiree health
21 care legacy costs are estimated at \$55,352,600.00.

22 Sec. 235. The department shall initiate discussions with the
23 city of Wayland regarding a potential partnership between the city
24 and the department for a joint public safety building located in
25 the city. The department shall examine the feasibility and
26 financial costs and benefits to the state for leasing space at that
27 facility. The department shall provide a status report to the

subcommittees, the senate and house appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget office no later than December 1, 2014.

EXECUTIVE AND DEPARTMENTAL SERVICES

UNCLASSIFIED POSITIONS

Sec. 300. (1) From the funds appropriated in part 1, there is funding to support unclassified employee positions as provided under section 5 of article XI of the state constitution of 1963 and section 455 of the management and budget act, 1984 PA 431, MCL 18.1455. These positions include the following: department director, chief administrative officer, and executive director of the Michigan commission on law enforcement standards.

(2) Not less than 30 days prior to the department submitting a request for an additional unclassified employee position from the civil service commission, or for any substantive change to the duties of an existing unclassified employee position, the department shall notify the subcommittees and the senate and house fiscal agencies.

EXECUTIVE DIRECTION

Sec. 301. From the funds appropriated in part 1, the department shall provide for executive administration of the department, as provided under 1935 PA 59, MCL 28.1 to 28.16, and chapter 7 of the executive organization act of 1965, 1965 PA 380, MCL 16.250 to 16.258.

STATE EXECUTIVE SECURITY

Sec. 302. The department shall provide for the protection of

1 the governor and visiting dignitaries to the state.

2 **STATE EXECUTIVE SECURITY - CAPITOL COMPLEX SECURITY**

3 Sec. 303. (1) The department shall provide security services
4 at the state capitol complex facilities as provided under section
5 6c of 1935 PA 59, MCL 28.6c.

6 (2) The department shall maintain the staff and resources
7 necessary to respond to emergencies at the house office building,
8 Farnum building, capitol parking lot, Townsend parking ramp, the
9 Roosevelt parking ramp, and other areas as directed.

10 (3) The department shall pursue federal grants to improve the
11 security at the capitol building.

12 (4) The department may develop a phased approach for improving
13 security at the capitol building.

14 (5) The department shall dedicate a minimum of 35,000 patrol
15 hours for the state capitol complex facilities.

16 **DEPARTMENTAL SERVICES**

17 Sec. 304. (1) The department shall provide administrative
18 support for department operations, as provided under the management
19 and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, including the
20 following:

21 (a) The department shall maintain the staffing and resources
22 necessary to ensure proper accountability of state funds.

23 (b) The department shall maintain the staffing and resources
24 necessary to adhere to the state of Michigan financial management
25 guide for accounting, contracting, purchasing, budgeting, and
26 financial reporting and the administrative guide to state
27 government.

1 (c) The department shall ensure fiscal controls relating to
2 procurement of goods and services and other expenditures.

3 (2) From the funds appropriated in part 1 for departmental
4 services, the department shall provide for the following grant and
5 community service support functions:

6 (a) The operations of the automobile theft prevention
7 authority, as provided under chapter 61 of the insurance code of
8 1956, 1956 PA 218, MCL 500.6101 to 500.6111.

9 (b) Administration of the Edward Byrne memorial justice
10 assistance program established under 42 USC 3751(a), and other
11 programs transferred to the department, as provided under Executive
12 Reorganization Order No. 2009-29, MCL 28.91.

13 (c) The asset forfeiture reporting requirement under section
14 7524a of the public health code, 1978 PA 368, MCL 333.7524a.

15 (3) From the funds appropriated in part 1 for departmental
16 services, the department shall provide oversight and administration
17 of 9-1-1 operations statewide, as provided under the emergency 9-1-
18 1 service enabling act, 1986 PA 32, MCL 484.1101 to 484.1717.

19 (4) From the funds appropriated in part 1 for departmental
20 services, \$23,904,400.00 shall be used as a pass through via an IDG
21 to the department of technology, management, and budget for
22 technology services, including maintenance and repair service and
23 technology projects, to maximize the operational efficiency and
24 effectiveness of the department.

25 (5) From the funds appropriated in part 1 for departmental
26 services, funds shall be provided for management operations costs
27 for the department's forensic laboratory located in the Detroit

1 public safety headquarters. The funds shall cover the department's
2 share of annual operating costs for the facility, including
3 repairs, maintenance, utilities, building management, parking, and
4 janitorial services, as a result of it occupying approximately
5 52,000 square feet, or 18.56%, of the facility's usable space.

6 **LAW ENFORCEMENT SERVICES**

7 **TRAINING**

8 Sec. 401. (1) The department shall maintain the staffing and
9 resources necessary to exercise the authority, powers, functions,
10 and responsibilities concerning the development and delivery of
11 professional, innovative, and quality training that supports the
12 enforcement and public safety efforts of the criminal justice
13 community as provided under 1925 PA 211, MCL 28.221 to 28.225.

14 (2) The department shall provide for the effective
15 recruitment, selection, and hiring of qualified applicants for all
16 positions within the department. As part of its recruitment
17 efforts, the department shall, to the extent consistent with its
18 hiring standards and applicable civil service rules, place an
19 emphasis on recruiting MCOLES-certified police officers for its
20 recruit schools, particularly those officers who are on layoff and
21 possess a valid MCOLES license.

22 (3) The department shall provide the following performance
23 data as provided under section 219:

24 (a) The number of state and local law enforcement and other
25 criminal justice employees receiving MSP-provided instruction, with
26 an annual goal of at least 10,000 individuals.

1 (b) The average classroom occupancy rate, with an annual goal
2 of 55%.

3 (c) The number of community members provided educational
4 opportunities for personal and professional growth, with a goal of
5 a minimum of 3,000 community members.

6 (4) Beginning October 1, the department shall submit a report
7 to the subcommittees and the senate and house fiscal agencies
8 within 60 days of the conclusion of any trooper or motor carrier
9 recruit school. The report shall include the following:

10 (a) The number of veterans and the number of MCOLES-certified
11 police officers who commenced that trooper recruit school.

12 (b) The number of veterans and the number of MCOLES-certified
13 police officers who concluded that trooper recruit school.

14 (c) The devices or campaigns that were used to specifically
15 recruit veterans and MCOLES-certified police officers for that
16 trooper recruit school.

17 (d) The number of recruits who began the school, the number of
18 recruits who graduated, and the cities or posts in which each of
19 these recruits is assigned or stationed.

20 (5) The department shall distribute and review course
21 evaluations to ensure quality training is provided.

22 (6) The department shall maintain the staffing and resources
23 necessary to exercise the authority, powers, functions, and
24 responsibilities concerning the provision of specialized traffic
25 safety-support services under the following program authorities:

26 (a) Section 625h of the Michigan vehicle code, 1949 PA 300,
27 MCL 257.625h, and R 325.2651 to R 325.2659 of the Michigan

1 administrative code.

2 (b) Sections 628, 651, and 675 of the Michigan vehicle code,
3 1949 PA 300, MCL 257.628, 257.651, and 257.675.

4 (c) Section 658 of the Michigan vehicle code, 1949 PA 300, MCL
5 257.658, and R 28.951 to R 28.961 of the Michigan administrative
6 code.

7 (d) Section 710a of the Michigan vehicle code, 1949 PA 300,
8 MCL 257.710a, and R 28.901 to R 28.911 of the Michigan
9 administrative code.

10 (e) Section 1 of 1956 PA 62, MCL 257.951, and R 28.1001 to R
11 28.2075 of the Michigan administrative code.

12 (f) Section 727c of the Michigan vehicle code, 1949 PA 300,
13 MCL 257.727c.

14 (g) Section 608 of the Michigan vehicle code, 1949 PA 300, MCL
15 257.608.

16 **COMMISSION ON LAW ENFORCEMENT STANDARDS**

17 Sec. 404. (1) MCOLES shall maintain the staffing and resources
18 necessary to exercise the authority, powers, functions, and
19 responsibilities necessary to establish standards for the
20 selection, employment, training, education, licensing, and
21 revocation of all law enforcement officers and provide the basic
22 law enforcement training curriculum for law enforcement training
23 academy programs statewide, as provided under the following
24 authorities:

25 (a) The commission on law enforcement standards act, 1965 PA
26 203, MCL 28.601 to 28.616, and R 28.14101 to R 28.14702 of the
27 Michigan administrative code.

1 (b) 1982 PA 302, MCL 18.421 to 18.429, and R 28.14901 to R
2 28.14910 of the Michigan administrative code.

3 (c) Executive Reorganization Order No. 2001-2, as amended by
4 Executive Reorganization Order No. 2008-3, MCL 28.621.

5 (d) The railroad code of 1993, 1993 PA 354, MCL 462.101 to
6 462.451.

7 (e) The private security business and security alarm act, 1968
8 PA 330, MCL 338.1051 to 338.1092.

9 (f) Section 5v of 1927 PA 372, MCL 28.425v.

10 (g) 42 USC 3796gg and 28 CFR part 90, to the extent MCOLES
11 receives grant assistance from the DOJ.

12 (h) The public safety officers benefit act, 2004 PA 46, MCL
13 28.631 to 28.638, and R 28.14951 to R 28.14966 of the Michigan
14 administrative code.

15 (2) MCOLES shall provide information on the following at the
16 time it submits a report under section 7 of the commission on law
17 enforcement standards act, 1965 PA 203, MCL 28.607:

18 (a) The number of licensed police officers, by the type of law
19 enforcement agency.

20 (b) The number of new police officer licenses issued.

21 (c) The number of police officer license revocations.

22 (3) MCOLES shall provide biannual summary data on justice
23 training fund grants provided under section 3 of 1982 PA 302, MCL
24 18.423.

25 (4) MCOLES shall maintain staffing and resources necessary to
26 update law enforcement standards within 30 days of the effective
27 date of any new legislation.

1 CRIMINAL JUSTICE INFORMATION SYSTEMS

2 Sec. 405. (1) The department shall maintain criminal justice
3 information systems in the support of public safety and law
4 enforcement communities in this state. The department shall
5 maintain the staffing and resources necessary to exercise its
6 general authority, powers, functions, and responsibilities
7 concerning the maintenance of CJIS applications and databases in
8 accordance with the following program authorities:

9 (a) 1925 PA 289, MCL 28.241 to 28.248.

10 (b) The C.J.I.S. policy council act, 1974 PA 163, MCL 28.211
11 to 28.215.

12 (c) Executive Reorganization Order No. 2008-2, MCL 28.162.

13 (d) Executive Order No. 2011-7.

14 (e) R 28.5101 to R 28.5414 of the Michigan administrative
15 code.

16 (f) 1935 PA 86, MCL 28.261 to 28.262.

17 (g) 1935 PA 120, MCL 28.271 to 28.273.

18 (h) 1945 PA 294, MCL 28.411 to 28.413.

19 (i) To the extent federal grant assistance is received, the
20 national criminal history improvement program authorized under the
21 crime technology improvement act of 1998, 42 USC 3732, and related
22 statutes to improve the accuracy, quality, timeliness,
23 accessibility, and integration of its CJIS applications and
24 databases.

25 (2) The department shall prepare a report to the legislature
26 defining a list of options to reduce the LEIN budget without
27 adversely impacting services to customers.

1 (3) The department shall improve the accuracy, timeliness, and
2 completeness of criminal history information by conducting a
3 minimum of 30 outreach activities targeted to criminal justice
4 agencies.

5 (4) The department shall maintain the staffing and resources
6 necessary to exercise the authority, powers, functions, and
7 responsibilities concerning the uniform system of reporting crimes
8 and the compilation of crime statistics in accordance with the
9 following program authorities:

10 (a) 1968 PA 319, MCL 28.251 to 28.259.

11 (b) 28 USC 534, to the extent necessary to comply with the
12 federal-state uniform crime reporting (UCR) program and the
13 national incident-based report system (NIBRS) established by the
14 federal bureau of investigation pursuant to 28 CFR 0.85.

15 (5) The department shall publish annual Michigan crime
16 statistics consistent with the UCR and NIBRS programs and notify
17 the subcommittees when the data are published on the department's
18 website.

19 (6) The department shall process requests for public records
20 as provided under the freedom of information act, 1976 PA 442, MCL
21 15.231 to 15.246.

22 (7) By December 1, the department shall provide the following
23 information for the prior fiscal year:

24 (a) The number of public records requests received.

25 (b) The number of public records requests fulfilled.

26 (c) The number of public records requests denied.

27 (d) The total amount of fees received for fulfilled requests.

1 (8) The department shall exercise the authority, powers,
2 functions, and responsibilities concerning the compilation and
3 evaluation of traffic crash reports and the maintenance of the
4 state accident data collection system in accordance with the
5 following program authorities:

6 (a) Section 622 of the Michigan vehicle code, 1949 PA 300, MCL
7 257.622.

8 (b) Section 82132 of the natural resources and environmental
9 protection act, 1994 PA 451, MCL 324.82132.

10 (c) Section 81143 of the natural resources and environmental
11 protection act, 1994 PA 451, MCL 324.81143.

12 (d) The fatality analysis reporting system, as developed by
13 the national highway traffic safety administration.

14 (e) The federal moving ahead for progress in the 21st century
15 act, 23 USC 405, to the extent grant assistance is received to
16 improve the timeliness, accuracy, completeness, uniformity,
17 integration, and accessibility of state traffic safety data.

18 (9) The department shall provide data on the number of copies
19 of traffic crash reports (form UD-10) provided via the traffic
20 crash reporting system, as provided under section 219.

21 (10) The department shall make traffic crash information
22 available to the public at a reasonable cost. For bulk access to
23 the accident records in which the vehicle identification number has
24 been collected and computerized, the department shall make those
25 records available to the public at cost, provided that the name and
26 address have been excluded.

27 (11) The department shall maintain the staffing and resources

1 necessary to exercise the authority, powers, functions, and
2 responsibilities concerning the maintenance and dissemination of
3 criminal history records and juvenile records in accordance with
4 the following program authorities:

5 (a) 1925 PA 289, MCL 28.241 to 28.248.

6 (b) 1935 PA 120, MCL 28.271 to 28.273.

7 (c) 28 USC 534, to the extent necessary to exchange criminal
8 history records information for criminal justice purposes.

9 (d) 28 CFR part 20, to the extent necessary to exchange
10 criminal history records information with the federal bureau of
11 investigation and other states through the interstate
12 identification index, the national crime information center, and
13 other federal CJIS databases and indices.

14 (e) The criminal justice information security policy, as
15 developed and approved by the federal bureau of investigation and
16 the federal CJIS advisory policy board.

17 (f) Public Law 92-544, 28 USC 534 note, and Michigan statutes
18 approved under that act, to the extent necessary to exchange
19 criminal history records information for employment and licensing
20 purposes.

21 (g) The national crime prevention and compact act of 1998, 42
22 USC 14611 to 14616, 28 CFR chapter IX, and 2008 PA 493, MCL 3.1051
23 to 3.1053, to exchange criminal history records information for
24 non-criminal-justice purposes.

25 (12) The department shall provide information on the number of
26 fingerprint checks processed and background checks processed
27 through the Internet criminal history access tool (ICHAT) as

1 provided in section 219.

2 (13) The department shall maintain the staffing and resources
3 necessary to exercise the authority, powers, functions, and
4 responsibilities concerning the maintenance of records, including
5 criminal history records checks, regarding firearms licensure as
6 provided under the following program authorities:

7 (a) 1927 PA 372, MCL 28.421 to 28.435.

8 (b) The federal gun control act, 18 USC chapter 44.

9 (c) 28 CFR part 25, subpart A, to the extent necessary to
10 ensure compliance with the national instant criminal background
11 check system.

12 (14) The department shall provide to the legislature a report
13 not later than December 1, 2014 that includes all of the following:

14 (a) The department's actual revenue received from fees paid
15 for concealed pistol license (CPL) applications for fiscal year
16 2013-2014 and the uses of that revenue.

17 (b) The department's fiscal year 2013-2014 costs for
18 administering their responsibilities under sections 4, 5, 5a, 5b,
19 5c, 5d, 5e, 5m, 6, 6a, and 8 of 1927 PA 372, MCL 28.424, 28.425,
20 28.425a, 28.425b, 28.425c, 28.425d, 28.425e, 28.425m, 28.426,
21 28.426a, and 28.428, itemized under each section and not including
22 costs related to the administration of other sections of this
23 statute, other state statutes, or requirements of federal law.

24 (c) An itemization of the fiscal year 2013-2014 revenue,
25 source of revenue, expenditures, purpose of expenditures, and
26 amount remaining at the end of fiscal year 2013-2014 for the
27 concealed weapon enforcement fund created under section 5v of 1927

1 PA 372, MCL 28.425v.

2 (15) The department shall maintain the staffing and resources
3 necessary to exercise the authority, powers, functions, and
4 responsibilities concerning the registration of sex offenders in
5 accordance with the following program authorities:

6 (a) Sex offenders registration act, 1994 PA 295, MCL 28.721 to
7 28.736.

8 (b) The sex offender registration and notification act, 42 USC
9 16901 to 16962.

10 (c) 28 CFR part 72.

11 (d) Guidelines interpreting and implementing the sex offender
12 registration and notification act approved by the United States
13 attorney general pursuant to 42 USC 16912 on July 2, 2008 and
14 January 11, 2009.

15 (16) The department shall provide the following information as
16 provided in section 219:

17 (a) The total number of active registered sex offenders in the
18 law enforcement sex offender database, by offense tier level and
19 incarceration status.

20 (b) The total number of active registered sex offenders in the
21 public sex offender registry, by offense tier level and
22 incarceration status.

23 (17) The sex offender registry unit shall follow up on tips
24 assigned to law enforcement agencies within 10 working days.

25 **SCIENTIFIC ANALYSIS AND IDENTIFICATION - LABORATORY OPERATIONS**

26 Sec. 412. (1) The department shall maintain the staffing and
27 resources necessary to exercise the authority, powers, functions,

1 and responsibilities concerning the operation of the department's
2 forensic laboratories, including the examination and analysis of
3 drugs, latent prints, firearms, tool marks, explosives, questioned
4 documents, serological and toxicological samples, the processing of
5 major crime and disaster scenes, and the provision of expert
6 testimony in criminal court cases, to aid in criminal
7 investigations, as provided under the following program
8 authorities:

9 (a) The forensic laboratory funding act, 1994 PA 35, MCL
10 12.201 to 12.211.

11 (b) Section 625a of the Michigan vehicle code, 1949 PA 300,
12 MCL 257.625a, section 190 of 1945 PA 327, MCL 259.190, and R
13 325.2671 to R 325.2675 of the Michigan administrative code.

14 (c) The Paul Coverdell national sciences improvement act of
15 2000, 42 USC 3797j to 3797o, to the extent federal grant assistance
16 is received.

17 (2) The department shall ensure its ability to maintain
18 accreditation by the American society of crime laboratory
19 directors/laboratory accreditation board (ASCLD/LAB), or other
20 federally designated accrediting agency, as provided under 42 USC
21 14132.

22 (3) The department shall provide forensic science services
23 with an average turnaround time of 55 days, assuming an annual
24 caseload volume commensurate with that received in fiscal year
25 2012-2013, and shall achieve a goal of a 30-day average turnaround
26 time across all forensic science disciplines by December 31, 2016.

27 (4) The department shall provide the following data as

1 provided in section 219:

2 (a) The average turnaround time for processing forensic
3 evidence across all disciplines.

4 (b) Forensic laboratory staffing levels, including scientists
5 in training, and vacancies.

6 (c) The number of backlogged cases in each discipline.

7 (5) The department shall maintain the staffing and resources
8 necessary to provide lab operations services with a goal of
9 decreasing firearms backlog by 20% per year until eliminated,
10 assuming an annual caseload volume of 5,200 cases received.

11 (6) The department shall maintain the staffing and resources
12 necessary to provide lab operations services with a goal of
13 decreasing toxicology backlog by 15% per year until eliminated,
14 assuming an annual caseload volume of 20,000 cases received.

15 **SCIENTIFIC ANALYSIS AND IDENTIFICATION - DNA ANALYSIS PROGRAM**

16 Sec. 413. (1) The department shall maintain the staffing and
17 resources necessary to exercise the authority, powers, functions,
18 and responsibilities concerning the forensic testing of DNA
19 evidence and samples to cooperate with all law enforcement agencies
20 within the state by providing analysis of DNA for criminal
21 investigations as provided under the following program authorities:

22 (a) The DNA identification profiling system act, 1990 PA 250,
23 MCL 28.171 to 28.176, and R 28.5051 to R 28.5059 of the Michigan
24 administrative code.

25 (b) The DNA identification act, 42 USC 14131 to 14137c.

26 (c) Any applicable grant requirements pursuant to the DNA
27 backlog reduction grant program established by the DOJ national

1 institute of justice, to the extent federal funding is received
2 under that program.

3 (d) 42 USC 3796gg and 28 CFR part 90, to the extent federal
4 funding is received for the forensic testing and profiling of DNA
5 evidence.

6 (2) If changes are made to the department's protocol for
7 retaining and purging DNA analysis samples and records, the
8 department shall post a copy of the protocol changes on the
9 department's website.

10 (3) The department shall maintain the staffing and resources
11 necessary to provide DNA analysis services with a goal of
12 decreasing backlogs by 15% per year until eliminated, assuming an
13 annual caseload volume of 10,500 cases received.

14 **SCIENTIFIC ANALYSIS AND IDENTIFICATION - BIOMETRICS AND**
15 **IDENTIFICATION**

16 Sec. 414. (1) The purpose of the biometrics and identification
17 division is to cooperate with all law enforcement agencies within
18 the state by providing services including the specialized use of
19 identification databases and technologies for the purpose of
20 identifying criminals. This includes the use of unique
21 physiological characteristics, such as fingerprints, palm prints,
22 and DNA. The biometrics and identification division shall house and
23 manage the automated fingerprint identification system (AFIS), the
24 statewide network of agency photographs, and combined offender DNA
25 index system (CODIS) biometric databases. The department shall
26 maintain the staffing and resources necessary to exercise the
27 authority, powers, functions, and responsibilities concerning

1 maintenance of biometrics and identification databases and
2 technologies in accordance with the following program authorities:

3 (a) 1925 PA 289, MCL 28.241 to 28.248.

4 (b) The C.J.I.S policy council act, 1974 PA 163, MCL 28.211 to
5 28.215.

6 (c) Executive Reorganization Order No. 2008-2, MCL 28.162.

7 (d) Executive Order No. 2011-7.

8 (e) R 28.5101 to R 28.5414 of the Michigan administrative
9 code.

10 (f) 28 USC 534 and 28 CFR part 20, to the extent necessary to
11 exchange criminal record information and fingerprint data through
12 the interstate identification index and the national fingerprint
13 file.

14 (g) The DNA identification profiling system act, 1990 PA 250,
15 MCL 28.171 to 28.176, and R 28.5051 to R 28.5059 of the Michigan
16 administrative code.

17 (h) The DNA identification act, 42 USC 14131 to 14137c.

18 (2) The department shall provide data on the number of 10-
19 print and palm-print submissions to the AFIS database, with a goal
20 of at least 97% of submissions provided electronically as provided
21 in section 219.

22 (3) The department shall maintain the staffing and resources
23 necessary to have a 28-day average wait time for scheduling a
24 polygraph examination, assuming an annual caseload received
25 commensurate with fiscal year 2012-2013, with a goal of achieving a
26 15-day average wait time.

1 **FIELD SERVICES**

2 **GENERAL LAW ENFORCEMENT AND TRAFFIC SAFETY**

3 Sec. 501. (1) The department shall maintain the staffing and
4 resources necessary to exercise the authority, powers, functions,
5 and responsibilities in enforcing the criminal and civil laws of
6 this state, including the enforcement of traffic laws, as provided
7 under 1935 PA 59, MCL 28.1 to 28.16.

8 (2) The department, in keeping with its role as the general
9 law enforcement agency of the state and as the law enforcement
10 agency of last resort for communities that are either without local
11 law enforcement resources or seriously underserved by local law
12 enforcement resources, shall provide general law enforcement
13 assistance to those communities until adequate law enforcement
14 services can be provided to those communities by other means.

15 (3) Department enlisted personnel who are employed to enforce
16 traffic laws as provided in section 629e of the Michigan vehicle
17 code, 1949 PA 300, MCL 257.629e, shall not be prohibited from
18 responding to crimes in progress or other emergency situations and
19 are responsible for protecting every citizen of this state from
20 harm.

21 (4) The department shall maintain the staffing and resources
22 necessary to make traffic contacts per patrol hours commensurate
23 with the service level and contact areas exhibited in fiscal year
24 2010-2011. There shall be no degradation of road patrol services to
25 any region of this state.

26 (5) The department shall maintain the staffing and resources
27 necessary to continually work to enhance traffic safety throughout

1 the state and shall dedicate a minimum of 315,000 hours to
2 statewide patrol, of which a minimum of 24,000 shall be committed
3 to distressed cities in this state, and 4,000 shall be committed to
4 Belle Isle.

5 (6) The department shall maintain the staffing and resources
6 necessary to perform activities to maintain a 93% compliance rate
7 for reporting by registered sex offenders.

8 (7) The department shall submit a report on or before December
9 1 to the subcommittees and the senate and house fiscal agencies
10 regarding the secure cities initiative during the prior fiscal
11 year. The report shall include, but is not limited to, statistics
12 regarding criminal activity, including the number of arrests made
13 by troopers assigned to the cities in distress, the number of
14 traffic stops made by troopers assigned to cities in distress, the
15 number of parole or probation violators arrested by troopers
16 assigned to cities in distress, the number of violent and
17 assaultive crimes committed in the cities in distress, the number
18 of illegal drug and narcotic crimes committed in the cities in
19 distress, and the number of property crimes committed in the cities
20 in distress, and statistics regarding the number of local law
21 enforcement officers employed by the cities in distress.

22 **SECURITY AT EVENTS**

23 Sec. 502. The department shall respond to potential and
24 imminent threats to this state's facilities, systems, and property,
25 and large-scale recreational and major public events.

26 **CRIMINAL INVESTIGATIONS**

27 Sec. 503. (1) The department shall maintain the staffing and

resources necessary to identify and apprehend criminals through criminal investigations in this state, as provided by law, including the following authorities:

(a) 1935 PA 59, MCL 28.1 to 28.16.

(b) The Michigan gaming control and revenue act, 1996 IL 1, MCL 432.201 to 432.226.

(2) The department shall maintain the staffing and resources necessary to provide a comparable number of hours investigating crimes as those performed in fiscal year 2012-2013.

(3) The department shall maintain the staffing and resources necessary to annually meet or exceed a case clearance rate of 56%, with the goal of achieving a 60% clearance rate by September 30, 2015.

(4) The department shall annually provide 4 training opportunities to local law enforcement partners with the goal of increasing their knowledge of gambling laws, trends, and legal issues.

CRIMINAL INVESTIGATIONS - TOBACCO TAX FRAUD INVESTIGATIONS

Sec. 504. (1) The department shall provide protection to this state, its economy, welfare, and vital state-sponsored programs through the prevention and suppression of organized smuggling of untaxed tobacco products in the state, through enforcement of the tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and other laws pertaining to combating criminal activity in this state, by maintaining a tobacco tax enforcement unit.

(2) The department shall submit an annual report on December 1 to the subcommittees, the senate and house appropriations

1 subcommittees on general government, and the senate and house
2 fiscal agencies that details expenditures and activities related to
3 tobacco tax enforcement for the prior fiscal year.

4 (3) The tobacco tax enforcement unit shall dedicate a minimum
5 of 16,600 hours to tobacco tax enforcement.

6 **CRIMINAL INVESTIGATIONS - FIRE INVESTIGATIONS**

7 Sec. 505. (1) The department shall maintain the staffing and
8 resources necessary to provide fire investigation services to
9 citizens of this state through investigative assistance to local
10 law enforcement agencies as provided under the fire investigation
11 and criminal enforcement provisions under sections 6 and 7 of the
12 fire prevention code, 1941 PA 207, MCL 29.6 and 29.7.

13 (2) The department shall maintain the staffing and resources
14 necessary to maintain readiness to respond appropriately to at
15 least the number of requests for fire investigation services that
16 occurred in fiscal year 2010-2011 and shall be available for call
17 out statewide 100% of the time.

18 **SPECIALIZED SERVICES**

19 **SPECIAL OPERATIONS**

20 Sec. 601. (1) The department shall provide specialized
21 services in support of, and to enhance, local, state, and federal
22 law enforcement operations within this state in accordance with all
23 applicable state and federal laws and regulations.

24 (2) The department shall operate the Michigan intelligence
25 operation center for homeland security as the state's primary
26 federally designated fusion center to receive, analyze, gather, and

1 disseminate threat-related information among federal, state, local,
2 tribal, and private sector partners, as provided under Executive
3 Order No. 2012-5.

4 (3) Money privately donated to the department is appropriated
5 under part 1 to be used for the purposes designated by the donor of
6 the money, if specified.

7 (4) The department shall ensure public safety by providing
8 public and private sector partners with timely and accurate
9 information regarding critical information key resource threats as
10 reported to or discovered by the Michigan intelligence operations
11 center for homeland security and shall increase public awareness on
12 how to report suspicious activity through website or telephone
13 communications. The department shall seek to increase the number of
14 public and private sector contacts which receive vital homeland
15 security information and intelligence in order to enhance the
16 safety and security for citizens of this state.

17 (5) The department shall maintain the staffing and resources
18 necessary to provide training to maintain readiness to respond
19 appropriately to at least the number of requests for specialty
20 services which occurred in fiscal year 2010-2011.

21 (6) The canine unit shall be available for call out statewide
22 100% of the time.

23 (7) The bomb squad unit shall be available for call out
24 statewide 100% of the time.

25 (8) The emergency support teams shall be available for call
26 out statewide 100% of the time.

27 (9) The underwater recovery unit shall be available for call

1 out statewide 100% of the time.

2 (10) Aviation services shall be available for call out
3 statewide 100% of the time, unless prohibited by weather or
4 unexpected mechanical breakdowns.

5 **COMMERCIAL VEHICLE ENFORCEMENT**

6 Sec. 602. (1) The department shall maintain the staffing and
7 resources necessary to exercise the authority, powers, functions,
8 and responsibilities concerning motor carrier safety as provided
9 under the following program authorities:

10 (a) Section 6d of 1935 PA 59, MCL 28.6d.

11 (b) Executive Reorganization Order No. 1982-1, MCL 28.21.

12 (c) The vehicle size, weight, and load requirements under
13 sections 716 to 750 of the Michigan vehicle code, 1949 PA 300, MCL
14 257.716 to 257.750, and 23 USC 127, 49 USC 31111, 49 USC 31113, and
15 23 CFR part 658.

16 (d) The size and weight enforcement certification requirements
17 under 23 USC 141 and 23 CFR part 657.

18 (e) The operating authority provisions of the motor carrier
19 act, 1933 PA 254, MCL 475.1 to 479.43, and R 460.18101 to R
20 460.19301 of the Michigan administrative code.

21 (f) The unified carrier registration provisions under section
22 7 of article IV of the motor carrier act, 1933 PA 254, MCL 487.7,
23 the unified carrier registration act of 2005, 49 USC 14504a, and 49
24 CFR 367.30.

25 (g) The motor carrier fuel tax act, 1980 PA 119, MCL 207.211
26 to 207.234.

27 (h) The international fuel tax agreement entered into by the

1 state under section 2a of the motor carrier fuel tax act, 1980 PA
2 119, MCL 207.212a.

3 (i) The motor fuel tax act, 2000 PA 403, MCL 207.1001 to
4 207.1170.

5 (j) The vehicle registration provisions of chapters II and VII
6 of the Michigan vehicle code, 1949 PA 300, MCL 257.201 to 257.259
7 and 257.801 to 257.821.

8 (k) The international registration plan entered into by the
9 state under section 801g of the Michigan vehicle code, 1949 PA 300,
10 MCL 257.801g.

11 (l) The motor carrier safety act, 1963 PA 181, MCL 480.11 to
12 480.25, as well as applicable federal motor carrier safety
13 regulations adopted by the federal motor carrier safety
14 administration and applicable hazardous materials regulations
15 adopted by the federal pipeline and hazardous materials safety
16 administration.

17 (m) The commercial driver's license provisions of chapter III
18 of the Michigan vehicle code, 1949 PA 300, MCL 257.301 to 257.329,
19 and 49 USC 31311, 49 CFR part 383, and 49 CFR part 384.

20 (n) Section 25 of 1951 PA 51, MCL 247.675.

21 (2) The department shall provide the following information, as
22 provided in section 219:

23 (a) The number of oversize violations.

24 (b) The number of overweight violations.

25 (c) The number of vehicles weighed by scale type.

26 (d) The number of citations and the estimated amount of civil
27 fines by type of overweight violation.

1 (3) The department shall maintain the staffing and resources
2 necessary to exercise the authority, powers, functions, and
3 responsibilities concerning commercial motor vehicle safety
4 inspections to the extent the department receives funding through
5 the following federal programs:

6 (a) The federal motor carrier safety assistance program, as
7 authorized under 49 USC 31102 and 49 CFR part 350.

8 (b) The border enforcement grant program established under 49
9 USC 31107.

10 (c) The new entrant safety assurance program established under
11 section 32102 of the moving ahead for progress in the 21st century
12 act, 49 USC 31144(g), 49 CFR 350.21, and 49 CFR part 385 subpart D.

13 (4) The department shall provide the following information as
14 provided under section 219:

15 (a) The number of completed inspections supported with border
16 enforcement grant funds.

17 (b) The number of new entrant safety audits completed.

18 (5) The department shall maintain the staffing and resources
19 necessary to annually inspect at least 57,000 commercial vehicles.

20 (6) The department shall maintain the staffing and resources
21 necessary to exercise the authority, powers, functions, and
22 responsibilities concerning the inspection of school buses as
23 provided under the pupil transportation act, 1990 PA 187, MCL
24 257.1801 to 257.1877.

25 (7) The department shall annually provide the subcommittees
26 and the senate and house fiscal agencies with the following
27 information for each public and nonpublic school concerning the

1 inspection of school buses:

2 (a) The total number of school buses inspected.

3 (b) The number of inspected school buses receiving a passing
4 sticker.

5 (c) The number of inspected school buses receiving a yellow
6 sticker.

7 (d) The number of inspected school buses receiving a red
8 sticker.

9 **EMERGENCY MANAGEMENT AND HOMELAND SECURITY**

10 Sec. 606. (1) The department shall coordinate the mitigation,
11 preparation, response, and recovery activities of municipal,
12 county, state, and federal governments, and other governmental
13 entities, for all hazards, disasters, and emergencies, as provided
14 under the following authorities:

15 (a) The emergency management act, 1976 PA 390, MCL 30.401 to
16 30.421, and Executive Reorganization Order No. 1993-15, MCL 28.702.

17 (b) The Robert T. Stafford disaster relief and emergency
18 assistance act, 42 USC chapter 68, and applicable regulations
19 provided in title 44, chapter 1 of the code of federal regulations.

20 (c) Flood mitigation planning and activities, as provided
21 under 42 USC 4104c, 44 CFR part 78, and 44 CFR part 79.

22 (d) Section 101 of the implementing recommendations of the
23 9/11 commission act of 2007, 6 USC 605.

24 (e) 1945 PA 302, MCL 10.31 to 10.33.

25 (f) The emergency planning and community right-to-know act, 42
26 USC 11001 to 11050.

27 (g) 10 CFR part 50, Appendix E.

1 (h) 44 CFR part 350.

2 (2) The state director of emergency management may expend
3 money appropriated under part 1 to call upon any agency or
4 department of the state or any resource of the state to protect
5 life or property or to provide for the health or safety of the
6 population in any area of the state in which the governor proclaims
7 a state of emergency or state of disaster under 1945 PA 302, MCL
8 10.31 to 10.33, or under the emergency management act, 1976 PA 390,
9 MCL 30.401 to 30.421. The state director of emergency management
10 may expend the amounts the director considers necessary to
11 accomplish these purposes. The director shall submit to the state
12 budget director as soon as possible a complete report of all
13 actions taken under the authority of this section. The report shall
14 contain, as a separate item, a statement of all money expended that
15 is not reimbursable from federal money. The state budget director
16 shall review the expenditures and submit recommendations to the
17 legislature in regard to any possible need for a supplemental
18 appropriation.

19 (3) In addition to the money appropriated in part 1, the
20 department may receive and expend money from local, private,
21 federal, or state sources for the purpose of providing emergency
22 management training to local or private interests and for the
23 purpose of supporting emergency preparedness, response, recovery,
24 and mitigation activity. If additional expenditure authorization in
25 the Michigan administrative information network is approved by the
26 state budget office under this section, the department and the
27 state budget office shall notify the subcommittees and the senate

1 and house fiscal agencies within 10 days after the approval. The
2 notification shall include the amount and source and the additional
3 authorization, the date of its approval, and the projected use of
4 funds to be expended under the authorization.

5 (4) The department shall foster, promote, and maintain
6 partnerships to protect this state and homeland from all hazards.

7 (5) The department shall maintain the staffing and resources
8 necessary to do all of the following:

9 (a) Serve approximately 105 local emergency management
10 preparedness programs and 88 local emergency planning committees in
11 this state.

12 (b) Operate and maintain the state's emergency operations
13 center and provide command and control in support of emergency
14 response services.

15 (c) Maintain readiness, including training and equipment to
16 respond to civil disorders and natural disasters commensurate with
17 the capabilities of fiscal year 2010-2011.

18 (d) Perform hazardous materials response training.

19 (6) The department shall conduct a minimum of 3 training
20 sessions to enhance safe response in the event of natural or
21 manmade incidents, emergencies, or disasters.

22 (7) In addition to the funds appropriated in part 1, there is
23 appropriated from the disaster and emergency contingency fund up to
24 \$800,000.00 to cover costs related to any disaster or emergency as
25 defined in the emergency management act, 1976 PA 390, MCL 30.401 to
26 30.421. Funds shall be expended as provided under sections 18 and
27 19 of the emergency management act, 1976 PA 390, MCL 30.418 and

1 30.419, and R 30.51 to R 30.61 of the Michigan administrative code.

2 (8) Funds in the disaster and emergency contingency fund shall
3 not be expended unless the state budget director approves the
4 expenditure and the department and the state budget office notify
5 the senate and house appropriations committees. No later than
6 December 1, the department shall provide an annual report to the
7 senate and house appropriations committees, the senate and house
8 fiscal agencies, and the state budget office on the use of the
9 disaster and emergency contingency fund during the prior fiscal
10 year.

11 (9) From the funds appropriated in part 1 for emergency
12 management and homeland security, \$500,000.00 shall be expended to
13 support the urban search and rescue task force. In distributing
14 funds under this subsection, the department shall require the task
15 force to provide to the department the following information:

16 (a) A final year-end report providing information on all
17 revenue received by source and expenditures by categories, with the
18 funds distributed to the task force under section 703(9) of article
19 XVI of 2013 PA 59 discretely presented.

20 (b) Detail on the proposed expenditure of the funds
21 distributed under this subsection.

22 (c) A final year-end report providing information on all
23 revenue received by source and expenditures by categories, with the
24 funds distributed under this subsection discretely presented.

25 **HIGHWAY SAFETY PLANNING**

26 Sec. 608. (1) The department shall exercise the authority,
27 powers, functions, and responsibilities concerning the planning,

1 administration, and implementation of highway traffic safety
2 programs to save lives and reduce injuries on Michigan roads
3 through leadership, innovation, facilitation, and program support
4 in partnership with other public and private organizations as
5 provided under the following program authorities:

6 (a) 23 USC chapter 4 and 23 CFR part 1200.

7 (b) 1967 PA 213, MCL 247.841, 1941 PA 188, MCL 256.561 to
8 256.563, and Executive Reorganization Order No. 1969-1, MCL 28.61.

9 (c) Executive Reorganization Order No. 2002-5, MCL 256.571.

10 (d) The strategic highway safety plan provisions of 23 USC 148
11 and 23 CFR part 924.

12 (e) Section 25 of 1951 PA 51, MCL 247.675.

13 (2) The department shall provide for the publication of annual
14 traffic crash data and notify the subcommittees and the senate and
15 house fiscal agencies when such data are published.

16 **HIGHWAY SAFETY PLANNING - SECONDARY ROAD PATROL PROGRAM**

17 Sec. 610. (1) The department shall exercise the authority,
18 functions, powers, and responsibilities concerning the secondary
19 road patrol program to provide funding to county sheriff
20 departments to patrol secondary roads as provided in the following
21 program authorities:

22 (a) Sections 76 and 77 of 1846 RS 14, MCL 51.76 and 51.77.

23 (b) Executive Reorganization Order No. 1989-1, MCL 28.31.

24 (2) The sheriffs' duties under the secondary road patrol
25 program, as outlined in section 76(2) of 1846 RS 14, MCL 51.76, are
26 to patrol and monitor traffic violations; to enforce the criminal
27 laws of this state, violations of which are observed by or brought

1 to the attention of the sheriff's department while patrolling and
2 monitoring secondary roads; to investigate accidents involving
3 motor vehicles; and to provide emergency assistance to persons on
4 or near a highway or road the sheriff is patrolling and monitoring.

5 (3) The department shall provide the following information on
6 secondary road patrol activities supported by appropriations in
7 part 1, as provided in section 219:

8 (a) The number of full-time equivalent county sheriff
9 secondary road patrol deputies.

10 (b) The number of hours dedicated to patrol under the
11 secondary road patrol program, with an annual goal of at least
12 178,000 hours.

13 (4) The information required to be reported under subsection
14 (3) shall be reported for each quarter of the fiscal year. However,
15 the department may submit this information on a semiannual basis.

16 **ONE-TIME APPROPRIATIONS**

17 Sec. 701. The department shall maintain the staffing and
18 resources necessary to train at least 100 Michigan state police
19 trooper recruits.

20 Sec. 702. From the 1-time appropriation in part 1 for the
21 emergency response team vehicle replacement, the department shall
22 purchase 1 vehicle to support the emergency response team.

23 Sec. 703. The department shall maintain the staffing and
24 resources necessary to train at least 31 Michigan state police
25 motor carrier officer recruits.

26 Sec. 704. The 1-time appropriation in part 1 for aviation

1 support - helicopter purchase shall be used to provide patrol
2 segments in the area of the city of Detroit 5 times per week,
3 allowing existing secondary department helicopters to provide
4 similar patrol service to areas that may include the cities of
5 Flint, Pontiac, and Saginaw and to reduce the annual number of
6 occasions when requests for helicopter support were unable to be
7 met from the number of 72 in fiscal year 2012-2013.

8 Sec. 705. The 1-time appropriation in part 1 for LEIN language
9 conversion shall be used to update the language currently used by
10 LEIN to XML to allow LEIN messages to be in a more common language
11 that can be used to share information more easily with other
12 criminal justice partners.

13 Sec. 706. The 1-time appropriation in part 1 for electronic
14 warrant system shall be to provide for a statewide information
15 exchange system to eliminate the redundant entry of information
16 required to request, approve, and issue warrants for arrest,
17 including information exchanged with prosecutors, courts, LEIN,
18 criminal history databases, the state forensic laboratory, and the
19 state court administrative office, designed to save the time and
20 effort of law enforcement personnel as compared to current
21 procedures.

22 Sec. 707. The department shall provide traffic control for
23 events at Michigan international speedway.

24 Sec. 708. (1) The 1-time appropriation in part 1 for local
25 public safety initiative shall be used for local public safety
26 technology and equipment grants with a focus on school safety,
27 distributed as follows:

1 (a) Eighty percent of the 1-time appropriation in part 1 for
2 local public safety initiative shall be disbursed in the form of
3 competitive grants to K-12 schools, without bias toward public or
4 private educational institutions. The grants shall support the
5 purchase and implementation of safety-related acquisitions such as
6 enhanced 9-1-1 abilities, malicious call tracing, physical
7 deterrents, real-time location systems, emergency alert software,
8 other technologies, equipment, school building security
9 enhancements, or employee training.

10 (b) Twenty percent of the 1-time appropriation in part 1 for
11 local public safety initiative shall be disbursed in the form of
12 competitive grants to county sheriff departments for the purchase
13 of equipment, technologies, or officer training that would enhance
14 K-12 school safety and the departments' ability to effectively
15 coordinate their response to safety-related incidents at schools.

16 (2) The governor's council on law enforcement and reinvention
17 shall review applications and make award recommendations to the
18 department.

19 (3) The department shall report to the subcommittees any grant
20 award determinations made under this appropriation prior to their
21 issuance.

22 Sec. 709. The 1-time funds appropriated in part 1 for rent and
23 building occupancy charges - Marshall post shall be expended to buy
24 down a portion of the department's share of construction and
25 operating costs for the Marshall regional law enforcement center.
26 Lease terms shall be subject to a market analysis performed by the
27 department of technology, management, and budget to substantiate

1 the rental amount.

2 PART 2A

3 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

4 FOR FISCAL YEAR 2015-2016

5 **GENERAL SECTIONS**

6 Sec. 1201. It is the intent of the legislature to provide
7 appropriations for the fiscal year ending on September 30, 2016 for
8 the line items listed in part 1. The fiscal year 2015-2016
9 appropriations are anticipated to be the same as those for fiscal
10 year 2014-2015, excluding appropriations designated as 1-time
11 appropriations and adjusting for changes in caseload and related
12 costs, federal fund match rates, economic factors, and available
13 revenue. These adjustments will be determined after the January
14 2015 consensus revenue estimating conference.

15 Sec. 1202. It is the intent of the legislature that, with the
16 resources provided within appropriations for fiscal year 2014-2015
17 and fiscal year 2015-2016, the following shall be achieved:

18 (a) State police trooper patrol hours shall increase by no
19 less than 9% from fiscal year 2014-2015 to fiscal year 2015-2016.

20 (b) Aviation patrol hours shall increase by 30% and the
21 helicopter acquired under fiscal year 2014-2015 appropriations
22 shall be used to provide patrol segments in the city of Detroit 5
23 times per week, allowing existing secondary department-owned
24 helicopters to provide similar patrol service to areas that may
25 include the cities of Flint, Pontiac, and Saginaw and shall reduce

1 the number of occasions when requests for helicopter support were
2 unable to be met from the number of 72 in fiscal year 2012-2013 to
3 lower than 50 for fiscal year 2015-2016.

4 (c) Motor carrier officer vehicle inspections shall increase
5 by no less than 12%.

6 (d) The conversion of LEIN language to XML shall result in an
7 increase in ease in the number of law enforcement partners that the
8 department communicates with and to maintain the ability to
9 exchange law enforcement information with the international justice
10 and public safety network.

11 (e) The establishment and use of the electronic warrant system
12 shall further increase the time and effort saved by the department
13 and other law enforcement agencies by eliminating the redundant
14 entry of information required to request, approve, and issue
15 warrants for arrest, including information exchanged with
16 prosecutor, courts, LEIN, criminal history databases, the state
17 forensic laboratory, and the state court administrative office.