

SUBSTITUTE FOR
SENATE BILL NO. 89

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2022; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of state police for the fiscal year ending September 30, 2022, from the following funds:

DEPARTMENT OF STATE POLICE

APPROPRIATION SUMMARY

Full-time equated unclassified positions	3.0
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Full-time equated classified positions	3,648.0
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1	GROSS APPROPRIATION		\$	760,798,900
2	Interdepartmental grant revenues:			
3	Total interdepartmental grants and			
4	intradepartmental transfers			24,816,300
5	ADJUSTED GROSS APPROPRIATIONS		\$	735,982,600
6	Federal revenues:			
7	Total federal revenues			80,953,100
8	Special revenue funds:			
9	Total local revenues			4,832,700
10	Total private revenues			35,000
11	Total other state restricted revenues			145,998,100
12	State general fund/general purpose		\$	504,163,700
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND			
14	SUPPORT			
15	Full-time equated unclassified positions	3.0		
16	Full-time equated classified positions	81.0		
17	Unclassified salaries--FTEs	3.0	\$	515,700
18	Accounting service center			1,506,200
19	Department services--FTEs	17.0		5,959,100
20	Departmentwide			43,283,700
21	Executive direction--FTEs	26.0		4,436,900
22	Mobile office and system support--FTEs	38.0		5,440,400
23	GROSS APPROPRIATION		\$	61,142,000
24	Appropriated from:			
25	Interdepartmental grant revenues:			
26	IDG from department of corrections, contract			26,000
27	IDG from department of state			1,200

1	IDG from department of transportation, state		
2	trunkline fund		41,100
3	IDG from department of treasury, casino gaming		
4	fees		162,700
5	IDG, training academy charges		192,200
6	Intradepartmental transfers		55,400
7	Federal revenues:		
8	Total federal revenues		1,630,900
9	Special revenue funds:		
10	Total local revenues		8,400
11	Michigan merit award trust fund		15,800
12	Total other state restricted revenues		4,689,900
13	State general fund/general purpose	\$	54,334,200
14	Sec. 103. LAW ENFORCEMENT SERVICES		
15	Full-time equated classified positions	591.0	
16	Biometrics and identification--FTEs	58.0	\$ 9,619,100
17	Criminal justice information center--FTEs	152.0	21,626,200
18	Forensic science--FTEs	279.0	47,018,300
19	Grants and community services--FTEs	47.0	18,038,600
20	Office of school safety--FTEs	6.0	1,338,400
21	State 9-1-1 administration--FTEs	5.0	1,110,600
22	Training--FTEs	44.0	8,728,700
23	GROSS APPROPRIATION	\$	107,479,900
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG from department of state		383,900
27	IDG from department of transportation, state		
28	trunkline fund		724,000

1	IDG, training academy charges		2,753,400
2	Intradepartmental transfers		750,000
3	Federal revenues:		
4	Total federal revenues		13,788,900
5	Special revenue funds:		
6	Total local revenues		919,200
7	Total private revenues		20,000
8	Total other state restricted revenues		37,589,900
9	State general fund/general purpose	\$	50,550,600
10	Sec. 104. MICHIGAN COMMISSION ON LAW ENFORCEMENT		
11	STANDARDS		
12	Full-time equated classified positions	20.0	
13	De-escalation training	\$	500,000
14	Justice training grants		5,810,000
15	Public safety officers benefit fund		302,600
16	Standards and training--FTEs	20.0	3,874,900
17	Training only to local units		654,500
18	GROSS APPROPRIATION	\$	11,142,000
19	Appropriated from:		
20	Federal revenues:		
21	Total federal revenues		275,000
22	Special revenue funds:		
23	Total other state restricted revenues		9,750,300
24	State general fund/general purpose	\$	1,116,700
25	Sec. 105. FIELD SERVICES		
26	Full-time equated classified positions	2,345.0	
27	Investigative services--FTEs	148.5	\$ 36,025,900
28	Post operations--FTEs	2,166.5	354,034,100

1	Secure cities partnership--FTEs	30.0	8,405,800
2	GROSS APPROPRIATION		\$ 398,465,800
3	Appropriated from:		
4	Interdepartmental grant revenues:		
5	IDG from department of treasury, casino gaming		
6	fees		5,284,800
7	Intradepartmental transfers		821,000
8	Federal revenues:		
9	Total federal revenues		9,844,600
10	Special revenue funds:		
11	Total local revenues		1,200,200
12	Michigan merit award trust fund		853,200
13	Total other state restricted revenues		52,139,400
14	State general fund/general purpose		\$ 329,175,800
15	Sec. 106. SPECIALIZED SERVICES		
16	Full-time equated classified positions	611.0	
17	Commercial vehicle enforcement--FTEs	211.0	\$ 31,562,800
18	Emergency management and homeland security--		
19	FTEs	64.0	16,137,600
20	Hazardous materials programs--FTEs	25.0	23,561,200
21	Highway safety planning--FTEs	26.0	18,162,200
22	Intelligence operations--FTEs	209.0	29,003,800
23	Secondary road patrol program--FTE	1.0	15,073,200
24	Special operations--FTEs	75.0	15,207,600
25	GROSS APPROPRIATION		\$ 148,708,400
26	Appropriated from:		
27	Interdepartmental grant revenues:		

1	IDG from department of transportation, state	
2	trunkline fund	11,024,700
3	IDG from department of treasury, public safety	
4	answer point training 911 fund	100,000
5	Intradepartmental transfers	1,971,800
6	Federal revenues:	
7	Total federal revenues	54,453,300
8	Special revenue funds:	
9	Total local revenues	1,753,200
10	Total private revenues	15,000
11	Total other state restricted revenues	29,352,600
12	State general fund/general purpose	\$ 50,037,800
13	Sec. 107. INFORMATION TECHNOLOGY	
14	Information technology services and projects	\$ 28,975,200
15	GROSS APPROPRIATION	\$ 28,975,200
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	IDG from department of state	3,400
19	IDG from department of transportation, state	
20	trunkline fund	364,700
21	IDG from department of treasury, casino gaming	
22	fees	122,800
23	IDG, training academy charges	11,500
24	Intradepartmental transfers	21,700
25	Federal revenues:	
26	Total federal revenues	960,400
27	Special revenue funds:	
28	Total local revenues	951,700

Michigan merit award trust fund	3,400
Total other state restricted revenues	12,476,000
State general fund/general purpose	\$ 14,063,000
Sec. 108. ONE-TIME APPROPRIATIONS	
Trooper school	\$ 4,885,500
Michigan International Speedway traffic control	100
GROSS APPROPRIATION	\$ 4,885,600
Appropriated from:	
State general fund/general purpose	\$ 4,885,600

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2021-2022

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2021-2022 is \$650,161,800.00 and state spending from state sources to be paid to local units of government for fiscal year 2021-2022 is \$20,253,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

Secondary road patrol program	\$ 14,943,600
Justice training grants	4,655,200
Training only to local units	654,500
TOTAL	\$ 20,253,300

Sec. 202. The appropriations authorized under this part and part 1 are subject to the management and budget act, 1984 PA 431,

1 MCL 18.1101 to 18.1594

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

3 (a) "CJIS" means Criminal Justice Information Systems.

4 (b) "Core service" means that term as defined in section 373
5 of the management and budget act, 1984 PA 431, MCL 18.1373.

6 (c) "Department" means the department of state police.

7 (d) "Director" means the director of the department.

8 (e) "DNA" means deoxyribonucleic acid.

9 (f) "DTMB" means the department of technology, management, and
10 budget.

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

12 (h) "IDG" means interdepartmental grant.

13 (i) "MCOLES" means the Michigan commission on law enforcement
14 standards created in section 3 of the Michigan commission on law
15 enforcement standards act, 1965 PA 203, MCL 28.603.

16 (j) "Subcommittees" means the subcommittees of the senate and
17 house standing committees on appropriations with jurisdiction over
18 the budget for the department.

19 (k) "Support service" means an activity required to support
20 the ongoing delivery of core services.

21 Sec. 204. The department and agencies receiving appropriations
22 in part 1 shall use the internet to fulfill the reporting
23 requirements of this part. This requirement must include
24 transmission of reports via electronic mail to the recipients
25 identified for each reporting requirement and it must include
26 placement of reports on an internet site.

27 Sec. 205. Funds appropriated in part 1 shall not be used for
28 the purchase of foreign goods or services, or both, if
29 competitively priced and of comparable quality American goods or

1 services, or both, are available. Preference shall be given to
2 goods or services, or both, manufactured or provided by Michigan
3 businesses, if they are competitively priced and of comparable
4 quality. In addition, preference shall be given to goods or
5 services, or both, that are manufactured or provided by Michigan
6 businesses owned and operated by veterans, if they are
7 competitively priced and of comparable quality.

8 Sec. 206. The department shall not take disciplinary action
9 against an employee of the department or a departmental agency in
10 the state classified civil service because the employee
11 communicates with a member of the legislature or a member's staff,
12 unless the communication is prohibited by law and the department or
13 departmental agency taking disciplinary action is exercising its
14 authority as provided by law.

15 Sec. 207. The department and agencies receiving appropriations
16 in part 1 shall prepare a report on out-of-state travel expenses
17 not later than January 1 of each year. The travel report shall be a
18 listing of all travel by classified and unclassified employees
19 outside this state in the immediately preceding fiscal year that
20 was funded in whole or in part with funds appropriated in the
21 department's budget. The report shall be submitted to the senate
22 and house appropriations committees, the senate and house fiscal
23 agencies, and the state budget director. The report shall include
24 the following information:

25 (a) The dates of each travel occurrence.

26 (b) The total transportation and related costs of each travel
27 occurrence, including the proportion funded with state general
28 fund/general purpose revenues, the proportion funded with state
29 restricted revenues, the proportion funded with federal revenues,

1 and the proportion funded with other revenues.

2 Sec. 208. Funds appropriated in part 1 shall not be used by a
3 principal executive department, state agency, or authority to hire
4 a person to provide legal services that are the responsibility of
5 the attorney general. This prohibition does not apply to legal
6 services for bonding activities and for those outside services that
7 the attorney general authorizes.

8 Sec. 209. Not later than November 30, the state budget office
9 shall prepare and transmit a report that provides for estimates of
10 the total general fund/general purpose appropriation lapses at the
11 close of the prior fiscal year. This report shall summarize the
12 projected year-end general fund/general purpose appropriation
13 lapses by major departmental program or program areas. The report
14 shall be transmitted to the chairpersons of the senate and house
15 appropriations committees, the subcommittees, and the senate and
16 house fiscal agencies.

17 Sec. 211. The department shall cooperate with the DTMB to
18 maintain a searchable website accessible by the public at no cost
19 that includes, but is not limited to, all of the following for the
20 department:

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

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

23 (c) Fiscal year-to-date payments to a selected vendor,
24 including the vendor's name, payment date, payment amount, and
25 payment description.

26 (d) The number of active department employees by job
27 classification.

28 (e) Job specifications and wage rates.

29 Sec. 212. Within 14 days after the release of the executive

1 budget recommendation, the department shall cooperate with the
2 state budget office to provide the chairpersons of the senate and
3 house appropriations committees, the chairpersons of the
4 subcommittees, and the senate and house fiscal agencies with an
5 annual report on estimated state restricted fund balances, state
6 restricted fund projected revenues, and state restricted fund
7 expenditures for the fiscal years ending September 30, 2021 and
8 September 30, 2022.

9 Sec. 213. The department shall maintain, on a publicly
10 accessible website, a department scorecard that identifies, tracks,
11 and regularly updates key metrics that are used to monitor and
12 improve the department's performance.

13 Sec. 214. Total authorized appropriations from all sources
14 under part 1 for legacy costs for the fiscal year ending September
15 30, 2022 are estimated at \$138,955,600.00. From this amount, total
16 department appropriations for pension-related legacy costs are
17 estimated at \$89,109,900.00. Total department appropriations for
18 retiree health care legacy costs are estimated at \$55,845,700.00.

19 Sec. 215. To the extent permissible under the management and
20 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall
21 take all reasonable steps to ensure businesses in deprived and
22 depressed communities compete for and perform contracts to provide
23 services or supplies, or both. The director shall strongly
24 encourage firms with which the department contracts to subcontract
25 with certified businesses in depressed and deprived communities for
26 services or supplies, or both.

27 Sec. 216. (1) On a quarterly basis, the department shall
28 report to the senate and house appropriations committees, the
29 subcommittees on the department budget, and the senate and house

1 fiscal agencies the following information:

2 (a) The number of FTEs in pay status by type of staff and
3 civil service classification.

4 (b) A comparison by line item of the number of FTEs authorized
5 from funds appropriated in part 1 to the actual number of FTEs
6 employed by the department at the end of the reporting period.

7 (2) By April 1 of the current fiscal year and semiannually
8 thereafter, the department shall report to the senate and house
9 appropriations committees, the senate and house appropriations
10 subcommittees on the department budget, and the senate and house
11 fiscal agencies the following information:

12 (a) Number of employees that were engaged in remote work in
13 2021.

14 (b) Number of employees authorized to work remotely and the
15 actual number of those working remotely in the current reporting
16 period.

17 (c) Estimated net cost savings achieved by remote work.

18 (d) Reduced use of office space associated with remote work.

19 Sec. 217. Appropriations in part 1 shall, to the extent
20 possible by the department, not be expended until all existing work
21 project authorization available for the same purposes is exhausted.

22 Sec. 218. If the state administrative board, acting under
23 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
24 appropriated under this part, the legislature may, by a concurrent
25 resolution adopted by a majority of the members elected to and
26 serving in each chamber, intertransfer funds within this part for
27 the particular department, board, commission, officer, or
28 institution.

29 Sec. 219. The department and agencies receiving appropriations

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

6 Sec. 220. The department shall report no later than April 1 on
7 each specific policy change made to implement a public act
8 affecting the department that was enacted and took effect during
9 the prior calendar year to the senate and house appropriations
10 committees, the subcommittees, the joint committees on
11 administrative rules, and the senate and house fiscal agencies.

12 Sec. 221. Based on the availability of federal funding and
13 demonstrated need, as indicated by applications submitted to the
14 state court administrative office, the department shall provide
15 \$1,500,000.00 in Byrne justice assistance grant program funding to
16 the judiciary by interdepartmental grant.

17 Sec. 222. The department shall provide biannual reports to the
18 subcommittees, the senate and house fiscal agencies, and the state
19 budget office that provide the following data:

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

22 (b) The department's financial status, featuring a report of
23 budgeted versus actual expenditures by part 1 line item including a
24 year-end projection of budget requirements. If projected department
25 budget requirements exceed the allocated budget, the report shall
26 include a plan to reduce overall expenses while still satisfying
27 specified service level requirements.

28 (c) A report on the performance metrics cited or information
29 required to be reported in this part, reasons for nonachievement of

1 metric targets, and proposed corrective actions.

2 Sec. 223. The appropriations in part 1 are for the core
3 services, support services, and work projects of the department,
4 including, but not limited to, the following core services:

- 5 (a) State security operations.
- 6 (b) Training.
- 7 (c) MCOLES.
- 8 (d) CJIS.
- 9 (e) Forensic analysis and biometric identification.
- 10 (f) Post operations and investigative services.
- 11 (g) Special operations.
- 12 (h) Intelligence operations.
- 13 (i) Commercial vehicle regulation and enforcement.
- 14 (j) Emergency management and homeland security.
- 15 (k) Highway safety planning.
- 16 (l) Secondary road patrol program.

17 Sec. 224. The department shall notify the chairpersons of the
18 subcommittees, the chairpersons of the senate and house
19 appropriations committees, and the senate and house fiscal agencies
20 not less than 90 days before recommending to close or consolidate
21 any state police post. The notification shall include a local and
22 state impact study of the proposed post closure or consolidation.

23 Sec. 225. At least 90 days before beginning any effort to
24 privatize, the department shall submit a complete project plan to
25 the subcommittees and the senate and house fiscal agencies. The
26 plan shall include the criteria under which the privatization
27 initiative will be evaluated. The evaluation shall be completed and
28 submitted to the subcommittees and the senate and house fiscal
29 agencies within 30 months.

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

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

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

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

13 (5) Revenues received for contractual or reimbursed services
14 in excess of the appropriation in part 1 are appropriated and may
15 be received and expended by the department for the purposes for
16 which funds are received.

17 (6) If additional authorization is approved in the statewide
18 integrated governmental management application (SIGMA) by the state
19 budget office under this section, the department shall notify the
20 subcommittees and the senate and house fiscal agencies within 10
21 days after the approval. The notification shall include the amount
22 and funding source of the additional authorization, the date of its
23 approval, and the projected use of funds to be expended.

24 Sec. 227. The department shall serve as an active liaison
25 between the DTMB and state, local, regional, and federal public
26 safety agencies on matters pertaining to the Michigan public safety
27 communications system and shall report user issues to the DTMB.

28 Sec. 228. The department may establish and collect fees for
29 publications, videos, conferences, workshops, and related

1 materials. Collected fees shall be used to offset expenditures for
2 costs of the publications, videos, workshops, conferences, and
3 related materials. The department shall not collect fees under this
4 section that exceed the cost of the expenditures.

5 Sec. 229. (1) The department may accept monetary and
6 nonmonetary gifts, bequests, donations, contributions, or grants
7 from any private or public source to support, in whole or in part,
8 a departmental function or program. The department shall expend or
9 use such gifts, bequests, donations, contributions, or grants for
10 the purposes designated by the private or public source, if the
11 purpose is specified.

12 (2) Revenue collected by the department under this section
13 that is unexpended and unencumbered shall not lapse to the general
14 fund but shall be carried forward to the subsequent fiscal year.

15 Sec. 231. It is the intent of the legislature that the
16 department shall take all steps necessary to protect the data and
17 privacy of citizens who are not the focus of a departmental
18 investigation and to protect personal information from unauthorized
19 access or misuse. This includes, but is not limited to, requiring
20 vendors or service providers to protect data shared with them,
21 ensuring that when personal data is collected, but no longer
22 utilized by the department, that reasonable steps be taken to
23 securely destroy records containing personal information when it is
24 to be discarded so that the information is rendered indecipherable
25 and is not sold for marketing or other purposes. In addition, the
26 department shall provide written notification to any data subject
27 whose sensitive personal information is accessed or acquired by an
28 unauthorized person.

29 Sec. 232. A law enforcement officer or a motor carrier officer

1 funded under part 1 shall not be required to issue a predetermined
2 or specified number of citations for violations of the Michigan
3 vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or of local
4 ordinances substantially corresponding to provisions of the
5 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, including
6 parking or standing violations. A law enforcement officer's or
7 motor carrier officer's performance evaluation system shall not
8 require a predetermined or specified number of citations to be
9 issued.

10 Sec. 233. The department shall report to the subcommittees and
11 the senate and house fiscal agencies on tentative plans for the
12 required payment of any court judgment against the department, as
13 soon as those plans are developed. The report must include, but is
14 not limited to, all of the following information:

15 (a) A listing of all known court judgments that would result
16 in a financial obligation for the department.

17 (b) The amount of time in which each of those financial
18 obligations must be met.

19 (c) The proposed budget line items from which a payment for a
20 court judgment of \$100,000.00 or more would be made.

21 (d) The estimated impact of the loss of revenue on the
22 programs funded by any line items from which payments would be
23 made.

24 25 **LAW ENFORCEMENT SERVICES**

26 Sec. 401. (1) The department shall develop and deliver
27 professional, innovative, and quality training that supports the
28 enforcement and public safety efforts of the criminal justice
29 community.

1 (2) The department shall provide performance data, as provided
2 under section 222, for days of training being conducted by the
3 academy, with an annual goal of at least 80%.

4 (3) The department shall submit a report to the subcommittees
5 and the senate and house fiscal agencies within 60 days of the
6 conclusion of any trooper, motor carrier, or state properties
7 security recruit school. The report shall include the following:

8 (a) The number of veterans and the number of MCOLES-certified
9 police officers who were admitted to and the number who graduated
10 from the recruit school.

11 (b) The total number of recruits who were admitted to the
12 school, the number of recruits who graduated from the school, and
13 the location at which each of these recruits is assigned.

14 (4) The department shall distribute and review course
15 evaluations to ensure that quality training is provided.

16 Sec. 402. (1) In accordance with applicable state and federal
17 laws and regulations, the department shall maintain and ensure
18 compliance with CJIS databases and applications in the support of
19 public safety and law enforcement communities.

20 (2) The department shall improve the accuracy, timeliness, and
21 completeness of criminal history information by conducting a
22 minimum of 30 outreach activities targeted to criminal justice
23 agencies. The department shall report the number of these outreach
24 activities conducted, as provided under section 222.

25 (3) The department shall provide for the compilation of crime
26 statistics consistent with the uniform crime reporting (UCR)
27 program and the national incident-based report system (NIBRS).

28 (4) The department shall provide for the compilation and
29 evaluation of traffic crash reports and the maintenance of the

1 state accident data collection system.

2 (5) The department shall make individual traffic crash reports
3 available for a fee of \$10.00 per incident. The department may also
4 sell an extract of electronic traffic crash data for a fee of \$0.25
5 per incident, provided that the name, address, and any other
6 personal identifying information have been excluded.

7 (6) In accordance with applicable state and federal laws and
8 regulations, the department shall provide for the maintenance and
9 dissemination of criminal history records and juvenile records,
10 including to the extent necessary to exchange criminal history
11 records information with the Federal Bureau of Investigation and
12 other states through the interstate identification index, the
13 National Crime Information Center, and other federal CJIS databases
14 and indices.

15 (7) In accordance with applicable state and federal laws, the
16 department shall provide for the maintenance of records, including
17 criminal history records regarding firearms licensure, as provided
18 in 1927 PA 372, MCL 28.421 to 28.435.

19 (8) The department shall provide a report to the legislature
20 on concealed pistol licensing not later than January 1, 2023 that
21 includes all of the following:

22 (a) The department's actual revenue received from fees paid
23 for concealed pistol license (CPL) applications for the prior
24 fiscal year and the uses of that revenue.

25 (b) The department's prior fiscal year costs for administering
26 its concealed pistol licensing responsibilities under 1927 PA 372,
27 MCL 28.421 to 28.435, but not including costs related to the
28 administration of other state statutes or requirements of federal
29 law.

1 (9) The department shall provide information on the number of
2 background checks processed through the internet criminal history
3 access tool (ICHAT), as provided in section 222.

4 (10) The following unexpended and unencumbered revenues
5 deposited into the criminal justice information center service fees
6 shall not lapse to the general fund, but shall be carried forward
7 into the subsequent fiscal year:

8 (a) Fees for fingerprinting and criminal record checks and
9 name-based criminal record checks under 1935 PA 120, MCL 28.271 to
10 28.274.

11 (b) Fees for application and licensing for initial and renewal
12 concealed pistol licenses under 1927 PA 372, MCL 28.421 to 28.435.

13 (c) Fees for searching, copying, and providing public records
14 under the freedom of information act, 1976 PA 442, MCL 15.231 to
15 15.246.

16 (d) Revenue from other sources, including, but not limited to,
17 investment and interest earnings.

18 (11) Unexpended and unencumbered revenue generated by state
19 records management system fees shall not lapse to the general fund,
20 but shall be carried forward into the subsequent fiscal year.

21 Sec. 403. (1) The department shall provide forensic testing
22 and analysis/profiling of DNA evidence to aid in law enforcement
23 investigations in this state.

24 (2) The department shall ensure its ability to maintain
25 accreditation by a federally designated accrediting agency, as
26 provided under 34 USC 12592.

27 (3) The department shall provide forensic science services
28 with an average turnaround time of 55 days, assuming an annual
29 caseload volume commensurate with that received in fiscal year

1 2012-2013, and shall work to achieve a goal of a 30-day average
2 turnaround time across all forensic science disciplines.

3 (4) The department shall provide the following data as
4 provided in section 222:

5 (a) The average turnaround time for processing forensic
6 evidence across all disciplines.

7 (b) Forensic laboratory staffing levels, including scientists
8 in training, and vacancies.

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

10 Sec. 404. (1) The biometrics and identification division shall
11 house and manage the automated biometric identification system, the
12 statewide network of agency photographs, and combined offender DNA
13 index system biometric databases.

14 (2) The department shall provide data on the number of 10-
15 print and palm-print submissions to the database, with a goal of at
16 least 97% of submissions provided electronically, as provided in
17 section 222.

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

23 (4) If changes are made to the department's protocol for
24 retaining and purging DNA analysis samples and records, the
25 department shall post a copy of the protocol changes on the
26 department's website.

27 Sec. 405. Not later than December 1, the department shall
28 submit a report to the subcommittees and senate and house fiscal
29 agencies that includes, but is not limited to, all of the following

1 information:

2 (a) Sexual assault kit analysis backlog at the beginning of
3 the prior fiscal year.

4 (b) The number of sexual assault kits collected or submitted
5 for analysis during the prior fiscal year.

6 (c) The number of sexual assault kits analyzed and the number
7 of associated DNA profiles created and uploaded during the prior
8 fiscal year.

9 (d) Sexual assault kit analysis backlog at the ending of the
10 prior fiscal year.

11 (e) The average turnaround time to analyze sexual assault kits
12 and to create and upload associated DNA profiles for the prior
13 fiscal year.

14 Sec. 406. The department shall provide administrative support
15 for the following grant and community service programs:

16 (a) The operations of the automobile theft prevention
17 authority.

18 (b) Administration of the Edward Byrne memorial justice
19 assistance program and other grant programs, as well as the
20 department's community policing efforts.

21 (c) Administration of the office of school safety.

22 (d) Administration and outreach for the OKAY2SAY program.

23 Sec. 407. Not later than March 30, the office of school safety
24 shall provide a school safety report to the legislature and the
25 senate and house fiscal agencies that must include the following:

26 (a) Reports of incidents of school violence or threats
27 reported to the state police by local law enforcement or local
28 school districts, or received through the Michigan incident crime
29 report (MICR).

1 (b) Reports of OK2SAY-based incidences and activities.

2 (c) Based upon an evaluation of incidents of school safety and
3 analysis of school safety grants, recommendations on best practices
4 and other safety measures to ensure school safety in this state.
5

6 **MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS**

7 Sec. 501. (1) MCOLES shall establish standards for the
8 selection, employment, training, education, licensing, and
9 licensure revocation of all law enforcement officers and provide
10 the basic law enforcement training curriculum for law enforcement
11 training academy programs statewide.

12 (2) MCOLES shall maintain staffing and resources necessary to
13 update law enforcement standards within 120 days of the enactment
14 date of any new legislation.

15 Sec. 502. The general fund/general purpose funds appropriated
16 in part 1 for the public safety officers benefit fund shall be
17 deposited into the public safety officers benefit fund created in
18 section 3 of the public safety officers benefit act, 2004 PA 46,
19 MCL 28.633. All funds in the public safety officers benefit fund
20 are appropriated and available for expenditure in accordance with
21 section 3 of the public safety officers benefit act, 2004 PA 46,
22 MCL 28.633.
23

24 **FIELD SERVICES**

25 Sec. 601. (1) Department enlisted personnel who are employed
26 to enforce traffic laws as provided in section 629e of the Michigan
27 vehicle code, 1949 PA 300, MCL 257.629e, are not prohibited from
28 responding to crimes in progress or other emergency situations and
29 are responsible for making every effort to protect all residents of

1 this state.

2 (2) The department shall maintain the staffing and resources
3 necessary to continually work to enhance traffic safety throughout
4 this state and shall dedicate a minimum of 455,200 hours to
5 statewide patrol, of which a minimum of 40,000 shall be committed
6 to distressed cities in this state. The department shall work to
7 improve public safety efforts within distressed cities by enhancing
8 data analysis capabilities and identifying crime trends and areas
9 with high occurrence of crime.

10 (3) The department shall report on the number of residence
11 checks of registered sex offenders conducted, as provided under
12 section 222.

13 (4) The department shall submit a report on or before April 15
14 to the subcommittees and senate and house fiscal agencies regarding
15 the secure cities partnership during the prior calendar year.

16 Sec. 602. (1) The department shall identify and apprehend
17 criminals through criminal investigations in this state.

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

21 (3) The department shall maintain the staffing and resources
22 necessary to annually meet or exceed a case clearance rate of 62%.

23 (4) The department shall annually provide 4 training
24 opportunities to local law enforcement partners with the goal of
25 increasing their knowledge of gambling laws, trends, legal issues,
26 and opioid-related investigations.

27 (5) The department shall maintain the staffing and resources
28 necessary to increase the number of opioid-related investigations
29 by 20% above the number of those investigations conducted in the

1 2014-2015 fiscal year by multijurisdictional task forces and
2 hometown security teams. The department shall work to enhance
3 investigative and drug interdiction efforts by enhancing data
4 analysis capabilities and linking investigations among
5 multijurisdictional task forces and hometown security teams.

6 Sec. 603. (1) The department shall provide protection to this
7 state, its economy, welfare, and vital state-sponsored programs
8 through the prevention and suppression of organized smuggling of
9 untaxed tobacco products in this state, through enforcement of the
10 tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and
11 other laws pertaining to combating criminal activity in this state,
12 and by maintaining a tobacco tax enforcement unit.

13 (2) The department shall submit an annual report on December 1
14 to the subcommittees, the senate and house appropriations
15 subcommittees on general government, the senate and house fiscal
16 agencies, and the state budget office that details expenditures and
17 activities related to tobacco tax enforcement for the prior fiscal
18 year.

19 (3) The marijuana and tobacco investigation section shall
20 dedicate a minimum of 16,600 hours to tobacco tax enforcement.

21 Sec. 604. (1) The department shall provide fire investigation
22 training and investigative assistance to public safety agencies in
23 this state.

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

29

SPECIALIZED SERVICES

Sec. 701. (1) The department shall operate the Michigan intelligence operation center for homeland security as this state's primary federally designated fusion center to receive, analyze, gather, and disseminate threat-related information among federal, state, local, tribal, and private sector partners.

(2) The department shall ensure public safety by providing public and private sector partners with timely and accurate information regarding critical information key resource threats as reported to or discovered by the Michigan intelligence operations center for homeland security and shall increase public awareness on how to report suspicious activity through website or telephone communications.

(3) The department shall maintain the staffing and resources necessary to support the cyber section, including the Michigan cyber command center, the computer crimes unit, and the internet crimes against children task force. The department shall maintain the staffing and resources necessary to increase the number of cases completed by the computer crimes unit by 40% above the number of cases completed in the 2014-2015 fiscal year. The unit shall pursue process improvement initiatives to effectively utilize staff resources in providing investigatory assistance and evidentiary analysis for law enforcement and criminal justice agencies statewide. The department shall maintain the staffing and resources necessary to increase the Michigan cyber command center casework by 25% above the level of activity in the 2017-2018 fiscal year.

(4) The department shall maintain the staffing and resources necessary to provide digital forensic analysis services with a goal of decreasing backlogs of digital forensic analysis cases annually

1 until the department maintains a 60-day turnaround time.

2 Sec. 702. (1) The department shall provide specialized
3 services in support of, and to enhance, local, state, and federal
4 law enforcement operations within this state in accordance with all
5 applicable state and federal laws and regulations.

6 (2) The department shall maintain the staffing and resources
7 necessary to provide training to maintain readiness to respond
8 appropriately to at least the number of requests for specialty
9 services which occurred in fiscal year 2010-2011.

10 (3) The canine unit shall be available for call out statewide
11 100% of the time.

12 (4) The bomb squad unit shall be available for call out
13 statewide 100% of the time.

14 (5) The emergency support teams shall be available for call
15 out statewide 100% of the time.

16 (6) The marine services team shall be available for call out
17 statewide 100% of the time.

18 (7) Aviation services shall be available for call out
19 statewide 100% of the time, unless prohibited by weather or
20 unexpected mechanical breakdowns.

21 (8) The department shall maintain the staff and resources
22 necessary to provide security services at the State Capitol Complex
23 facilities, the State Secondary Complex, and other state-owned or
24 leased properties, as provided under section 6c of 1935 PA 59, MCL
25 28.6c. The department shall also maintain the staff and resources
26 necessary to respond to emergencies at the State Capitol Complex,
27 State Secondary Complex, House Office Building, Binsfeld Office
28 Building, Capitol parking lot, Townsend Parking Ramp, Roosevelt
29 Parking Ramp, and other areas as directed. The department shall

1 maintain a goal of annually conducting 35,000 property inspections
2 of state owned and leased facilities.

3 Sec. 703. (1) The department shall maintain commercial vehicle
4 regulation, school bus inspections, and enforcement activities,
5 including enforcement of requirements concerning size, weight, and
6 load restrictions; operating authority; registration; fuel taxes;
7 transportation of hazardous materials; operations of new entrants;
8 commercial driver licenses; and inspections pursuant to the federal
9 motor carrier assistance program.

10 (2) The department shall maintain the staffing and resources
11 necessary to meet inspection goals consistent with the department's
12 federal motor carrier assistance program activities.

13 (3) Revenue collected under the motor carrier act, 1933 PA
14 254, MCL 475.1 to 479.42, shall be expended in accordance with that
15 act. Unexpended and unencumbered revenues shall not lapse to the
16 general fund but shall be carried forward into the subsequent
17 fiscal year.

18 Sec. 704. (1) The department shall coordinate the mitigation,
19 preparation, response, and recovery activities of municipal,
20 county, state, and federal governments, and other governmental
21 entities, for all hazards, disasters, and emergencies.

22 (2) The department shall foster, promote, and maintain
23 partnerships to protect this state and homeland from all hazards.

24 (3) The department shall maintain the staffing and resources
25 necessary to do all of the following:

26 (a) Serve approximately 105 local emergency management
27 preparedness programs and 88 local emergency planning committees in
28 this state.

29 (b) Operate and maintain the state's emergency operations

1 center and provide command and control in support of emergency
2 response services.

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

6 (d) Perform hazardous materials response training.

7 (4) The department shall conduct a minimum of 3 training
8 sessions to enhance safe response in the event of natural or
9 manmade incidents, emergencies, or disasters.

10 (5) The department shall track and report on a biannual basis,
11 as provided in section 222 of this part, the status of the
12 department's assessment of critical infrastructure vulnerabilities,
13 including the protection status of critical infrastructure items
14 identified by the assessment. The department is not required to
15 report any information that could compromise the security of any
16 critical infrastructure.

17 Sec. 705. The department shall provide for the planning,
18 administration, and implementation of highway traffic safety
19 programs to save lives and reduce injuries on roads in this state,
20 in partnership with other public and private organizations.

21 Sec. 706. (1) Funds appropriated in part 1 for the secondary
22 road patrol program shall be used to provide grants to sheriffs
23 under the secondary road patrol program described under section 76
24 of 1846 RS 14, MCL 51.76.

25 (2) Not later than April 30, the office of highway safety
26 planning shall work with the state court administrator, as
27 necessary, to issue a report to the department and the
28 subcommittees on the following data from the previous calendar
29 year:

1 (a) The total number of traffic civil infractions written
2 under both state and local ordinances for which the \$40.00 justice
3 system assessment is to be assessed.

4 (b) Of the total number reported under subdivision (a), the
5 number of traffic civil infractions written under both state and
6 local ordinances that the court assessed and ordered payment of the
7 justice system assessment.

8 (c) Of the number reported under subdivision (b), the number
9 of traffic civil infractions for which the justice system
10 assessment was collected and distributed to the justice system fund
11 created in section 181 of the revised judicature act of 1961, 1961
12 PA 236, MCL 600.181.

13 (d) The number of citations, misdemeanors, and felonies
14 written under both state and local ordinances corresponding to a
15 law of this state for a violation of each of the following:

16 (i) Section 617a of the Michigan vehicle code, 1949 PA 300, MCL
17 257.617a.

18 (ii) Section 618 of the Michigan vehicle code, 1949 PA 300, MCL
19 257.618.

20 (iii) Section 625(1) of the Michigan vehicle code, 1949 PA 300,
21 MCL 257.625.

22 (iv) Section 625(8) of the Michigan vehicle code, 1949 PA 300,
23 MCL 257.625.

24 (v) Section 626 of the Michigan vehicle code, 1949 PA 300, MCL
25 257.626.

26 (vi) Section 676b of the Michigan vehicle code, 1949 PA 300,
27 MCL 257.676b.

28 (vii) Section 904 of the Michigan vehicle code, 1949 PA 300,
29 MCL 257.904.

1 (3) The sheriffs' duties under the secondary road patrol
2 program, as outlined in section 76(2) of 1846 RS 14, MCL 51.76, are
3 to patrol and monitor traffic violations; to enforce the criminal
4 laws of this state, violations of which are observed by or brought
5 to the attention of the sheriff's department while patrolling and
6 monitoring secondary roads; to investigate accidents involving
7 motor vehicles; and to provide emergency assistance to persons on
8 or near a highway or road the sheriff is patrolling and monitoring.