

SUBSTITUTE FOR

SENATE BILL NO. 131

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the department of state
4 police for the fiscal year ending September 30, 2016, from the
5 following funds:

6 DEPARTMENT OF STATE POLICE

7 APPROPRIATION SUMMARY

8	Full-time equated unclassified positions.....	3.0
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9	Full-time equated classified positions.....	3,110.0
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1	GROSS APPROPRIATION.....	\$	617,531,200
2	Total interdepartmental grants and intradepartmental		
3	transfers		26,224,300
4	Schedule of interdepartmental grants and		
5	intradepartmental transfer revenue sources:		
6	IDG-MDOC, contract	339,600	
7	IDG-MDOS	364,100	
8	IDG-MDOT, state trunkline fund	11,413,900	
9	IDG-MDTR, casino gaming fees	6,123,400	
10	IDG-MDTR, emergency telephone fund		
11	coordinator	678,100	
12	IDG-MDTR, emergency telephone fund operations	737,600	
13	IDG, training academy charges	2,842,000	
14	IDT, auto theft funds	760,100	
15	IDT, Michigan justice training fund	1,050,000	
16	IDT, truck safety fund	1,915,500	
17	ADJUSTED GROSS APPROPRIATION	\$	591,306,900
18	Total federal revenues		87,945,900
19	Schedule of federal revenue sources:		
20	DHS	41,902,000	
21	DOJ	12,925,500	
22	DOJ interest bearing	8,142,000	
23	DOT	23,352,200	
24	Federal investigations - reimbursed		
25	services	1,087,400	
26	Federal narcotics investigation revenues ...	536,800	
27	Total local revenues		5,456,700

1	Schedule of local revenue sources:	
2	Local - AFIS fees	81,900
3	Local - LEIN fees	1,022,700
4	Local - SRMS fees	598,600
5	Local - reimbursed services	2,062,900
6	Local - school bus revenue	1,690,600
7	Total private revenues	76,700
8	Schedule of private revenue sources:	
9	Private donations	76,700
10	Total other state restricted revenues	121,853,900
11	Schedule of restricted revenue sources:	
12	Auto theft prevention fund	7,704,400
13	CJIC service fees	22,787,300
14	Drunk driving prevention and training fund	1,443,900
15	Forensic science reimbursement fees	1,541,700
16	Forfeiture funds	99,000
17	Hazardous materials training center fees .	1,193,600
18	Highway safety fund	11,088,000
19	Licensing fees	9,100
20	Michigan justice training fund	8,491,700
21	Michigan merit award trust fund	793,100
22	Motor carrier fees	4,706,000
23	Narcotics investigation revenue	813,600
24	Nuclear plant emergency planning	
25	reimbursement	2,676,100
26	Precision driving track fees	323,200
27	Reimbursed services	748,900

1	Rental of department aircraft	59,400	
2	Secondary road patrol and training fund .	12,277,300	
3	Sex offenders registration fund	608,700	
4	State forensic laboratory fund	1,762,800	
5	State police service fees	2,282,500	
6	State services fee fund	7,938,400	
7	Tobacco tax revenue	4,934,700	
8	Traffic crash revenue	335,200	
9	Traffic law enforcement and safety fund .	25,215,500	
10	Trooper school recruitment fund	1,100	
11	Truck driver safety fund	2,018,700	
12	State general fund/general purpose	\$	375,973,700
13	State general fund/general purpose schedule:		
14	Ongoing state general fund/general		
15	purpose	370,373,700	
16	One-time state general fund/general		
17	purpose	5,600,000	
18	Sec. 102. EXECUTIVE AND DEPARTMENTAL SERVICES		
19	Full-time equated unclassified positions.....	3.0	
20	Full-time equated classified positions.....	121.0	
21	Unclassified positions.....	\$	585,500
22	Executive and departmental services		94,068,900
23	Schedule of programs:		
24	Executive direction	3,047,300	
25	State executive security	2,560,200	
26	Capitol complex security	2,362,700	
27	Departmental services	86,098,700	

1	GROSS APPROPRIATION	\$	94,654,400
2	Appropriated from:		
3	Interdepartmental grant revenues		1,438,100
4	Federal revenues		9,872,500
5	Local revenues		1,116,300
6	State restricted revenues		19,919,000
7	State general fund/general purpose	\$	62,308,500
8	Sec. 103. LAW ENFORCEMENT SERVICES		
9	Full-time equated classified positions		508.0
10	Law enforcement services	\$	90,351,400
11	Schedule of programs:		
12	Training		12,777,200
13	Commission on law enforcement standards		9,918,500
14	Criminal justice information systems		17,945,300
15	Laboratory operations		32,170,900
16	Information technology interface		100
17	DNA analysis program		9,906,200
18	Biometrics and identification		7,633,200
19	GROSS APPROPRIATION	\$	90,351,400
20	Appropriated from:		
21	Interdepartmental grant revenues		5,503,000
22	Federal revenues		9,020,100
23	Local revenues		598,600
24	State restricted revenues		35,876,600
25	State general fund/general purpose	\$	39,353,100
26	Sec. 104. FIELD SERVICES		
27	Full-time equated classified positions		2,003.0

1	Field services.....	\$	297,102,400
2	Schedule of programs:		
3	General law enforcement and traffic		
4	safety	237,437,000	
5	Security at events	100	
6	Criminal investigations	52,385,800	
7	Tobacco tax fraud investigations.....	5,221,700	
8	Fire investigations	2,057,800	
9	GROSS APPROPRIATION.....	\$	297,102,400
10	Appropriated from:		
11	Interdepartmental grant revenues.....	6,706,100	
12	Federal revenues.....	6,512,300	
13	Local revenues.....	2,062,900	
14	State restricted revenues.....	43,765,200	
15	State general fund/general purpose.....	\$	238,055,900
16	Sec. 105. SPECIALIZED SERVICES		
17	Full-time equated classified positions.....	478.0	
18	Specialized services.....	\$	129,823,000
19	Schedule of programs:		
20	Special operations	26,877,000	
21	Commercial vehicle enforcement.....	25,906,900	
22	Emergency management and homeland security	49,852,400	
23	Highway safety planning	16,121,000	
24	Secondary road patrol program.....	11,065,700	
25	GROSS APPROPRIATION.....	\$	129,823,000
26	Appropriated from:		
27	Interdepartmental grant revenues.....	12,577,100	

1	Federal revenues.....	62,541,000
2	Local revenues.....	1,678,900
3	Private revenues.....	76,700
4	State restricted revenues.....	22,293,100
5	State general fund/general purpose.....	\$ 30,656,200
6	Sec. 106. ONE-TIME APPROPRIATIONS	
7	Trooper school.....	\$ 3,200,000
8	State trooper retirement fund.....	<u>2,400,000</u>
9	GROSS APPROPRIATION	\$ 5,600,000
10	Appropriated from:	
11	State general fund/general purpose.....	\$ 5,600,000

12 PART 2

13 PROVISIONS CONCERNING APPROPRIATIONS

14 FOR FISCAL YEAR 2015-2016

15 **GENERAL SECTIONS**

16 Sec. 201. Pursuant to section 30 of article IX of the state
 17 constitution of 1963, total state spending from state resources
 18 under part 1 for fiscal year 2015-2016 is \$497,827,600.00 and state
 19 spending from state resources to be paid to local units of
 20 government for fiscal year 2015-2016 is \$11,899,400.00. The
 21 itemized statement below identifies appropriations from which
 22 spending to local units of government will occur:

23 DEPARTMENT OF STATE POLICE

24	Law enforcement services.....	\$ 3,839,900
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25 Schedule of programs:

1	Commission on law enforcement standards.....	3,839,900	
2	Specialized services.....	\$	11,624,200
3	Schedule of programs:		
4	Special operations	669,200	
5	Highway safety planning	10,955,000	<hr/>
6	TOTAL.....	\$	15,494,100

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

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

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

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

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

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

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

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

19 (g) "DHS" means the United States Department of Homeland
20 Security.

21 (h) "DNA" means deoxyribonucleic acid.

22 (i) "DOJ" means the United States Department of Justice.

23 (j) "DOT" means the United States Department of
24 Transportation.

25 (k) "DTMB" means the department of technology, management, and
26 budget.

27 (l) "FEMA" means the Federal Emergency Management Agency.

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

(n) "IDG" means interdepartmental grant.

(o) "IDT" means intradepartmental transfer.

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

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

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

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

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

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

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

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

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

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

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

Sec. 204. The following are the appropriations from part 1 for interdepartmental grant funds received by the department from sources outside the department: \$2,842,000.00 from training academy charges; \$339,600.00 from the department of corrections contract; \$364,100.00 from the department of state; \$11,413,900.00 from the

1 department of transportation - state trunkline funds; \$6,123,400.00
 2 from casino gaming fees; \$678,100.00 from the department of
 3 treasury - emergency telephone fund coordinator; and \$737,600.00
 4 from the department of treasury - emergency telephone fund
 5 operations.

6 Sec. 204a. (1) The following are the appropriations from part
 7 1 for interdepartmental grant funds made from the department to
 8 other departments:

9	Attorney general - operations.....	\$	251,800
10	Attorney general - justice training grant.....		162,400
11	Environmental quality.....		1,720,100
12	Judiciary - justice training grant.....		339,200
13	Military and veterans affairs.....		99,300
14	DTMB - building occupancy charges.....		8,671,500
15	DTMB - accounting service center.....		1,036,600
16	DTMB - information technology.....		23,883,000

17 (2) Based on the availability of federal funding and the
 18 demonstrated need as indicated by applications submitted to the
 19 state court administrative office, the department shall provide
 20 \$1,500,000.00 in Byrne justice assistance grant program funding to
 21 the judiciary by interdepartmental grant.

22 Sec. 206. (1) In addition to the funds appropriated in part 1,
 23 there is appropriated an amount not to exceed \$10,000,000.00 for
 24 federal contingency funds. These funds are not available for
 25 expenditure until they have been transferred to another line item
 26 in part 1 under section 393(2) of the management and budget act,
 27 1984 PA 431, MCL 18.1393.

1 (2) In addition to the funds appropriated in part 1, there is
2 appropriated an amount not to exceed \$3,500,000.00 for state
3 restricted contingency funds. These funds are not available for
4 expenditure until they have been transferred to another line item
5 in part 1 under section 393(2) of the management and budget act,
6 1984 PA 431, MCL 18.1393.

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

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

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

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

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

25 (c) Fiscal year-to-date payments to a selected vendor,
26 including the vendor name, payment date, payment amount, and
27 payment description.

1 (d) The number of active department employees by job
2 classification.

3 (e) Job specifications and wage rates.

4 Sec. 208. The department and agencies receiving appropriations
5 in part 1 shall use the Internet to fulfill the reporting
6 requirements of this part. This requirement may include
7 transmission of reports via electronic mail to the recipients
8 identified for each reporting requirement, or it may include
9 placement of reports on an Internet or intranet site.

10 Sec. 209. Funds appropriated in part 1 and this part shall not
11 be used for the purchase of foreign goods or services, or both, if
12 competitively priced and of comparable quality American goods or
13 services, or both, are available. Preference shall be given to
14 goods or services, or both, manufactured or provided by Michigan
15 businesses, if they are competitively priced and of comparable
16 quality. In addition, preference shall be given to goods or
17 services, or both, that are manufactured or provided by Michigan
18 businesses owned and operated by veterans, if they are
19 competitively priced and of comparable quality.

20 Sec. 210. The department shall take all reasonable steps to
21 ensure businesses in deprived and depressed communities compete for
22 and perform contracts to provide services or supplies, or both, for
23 the department. The director of the department 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. 215. A department or state agency shall not take

1 disciplinary action against an employee for communicating with a
2 member of the legislature or his or her staff.

3 Sec. 216. (1) Notwithstanding any other provision of this
4 part, the schedule of programs in part 1 lists programs that may,
5 but are not required to be, funded under this part or part 1.

6 (2) Any funding required by statute is not subject to funding
7 flexibility and shall be funded in accordance with that statute.

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

18 (a) The dates of each travel occurrence.

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

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

27 (a) A list of major work projects, including the status of

1 each project.

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

8 (c) A report on the performance metrics cited or information
9 required to be reported in this part, reasons for nonachievement of
10 metric targets, and proposed corrective actions.

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

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

19 (a) State executive security, including capitol complex
20 security.

21 (b) Training.

22 (c) Commission on law enforcement standards.

23 (d) Criminal justice information systems.

24 (e) Scientific analysis and identification, including
25 laboratory operations, DNA analysis program, and biometrics and
26 identification.

27 (f) General law enforcement and traffic safety.

1 (g) Criminal investigations, including tobacco tax fraud
2 investigations and fire investigations.

3 (h) Special operations.

4 (i) Commercial vehicle enforcement.

5 (j) Emergency management and homeland security.

6 (k) Highway safety planning, including the secondary road
7 patrol program.

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

14 Sec. 224. Funds appropriated in part 1 or this part shall not
15 be used by a principal executive department, state agency, or
16 authority to hire a person to provide legal services that are the
17 responsibility of the attorney general. This prohibition does not
18 apply to legal services for bonding activities and for those
19 activities that the attorney general authorizes.

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

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

26 (3) Contractual services provided to an entity other than a
27 local unit of government may be provided by department personnel,

1 but only on an overtime basis outside the normal work schedule of
2 the personnel.

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

4 Sec. 228. Not later than November 30, the state budget office
5 shall prepare and transmit a report that provides for estimates of
6 the total general fund/general purpose appropriations lapses at the
7 close of the prior fiscal year. This report shall summarize the
8 projected year-end general fund/general purpose appropriations
9 lapses by major departmental program or program areas. The report
10 shall be transmitted to the office of the state budget, the
11 chairpersons of the senate and house appropriations committees, the
12 subcommittees, and the senate and house fiscal agencies.

13 Sec. 229. Within 14 days after the release of the executive
14 budget recommendation, the department shall cooperate with the
15 state budget office to provide the senate and house appropriations
16 chairs, the subcommittees, and the senate and house fiscal agencies
17 with an annual report on estimated state restricted fund balances,
18 state restricted fund projected revenues, and state restricted fund
19 expenditures for the fiscal years ending September 30, 2015 and
20 September 30, 2016.

21 Sec. 230. The department shall maintain, on a publicly
22 accessible website, a department scorecard that identifies, tracks,
23 and regularly updates key metrics that are used to monitor and
24 improve the department's performance.

25 Sec. 232. The department shall serve as an active liaison
26 between the DTMB and state, local, regional, and federal public
27 safety agencies to establish interoperability standards to ensure

1 effective communication among public safety agencies and to
2 facilitate the use of the MPSCS towers by those local public safety
3 agencies that have an interest in using the towers as a part of
4 their communication system. The department shall also report user
5 issues to the DTMB.

6 Sec. 233. Total authorized appropriations from all sources
7 under part 1 for legacy costs for the fiscal year ending September
8 30, 2016 are \$122,920,900.00. From this amount, total agency
9 appropriations for pension-related legacy costs are estimated at
10 \$66,961,400.00, and total agency appropriations for retiree health
11 care legacy costs are estimated at \$55,959,500.00.

12 Sec. 235. The department shall initiate discussions with the
13 city of Wayland regarding a potential partnership between the city
14 and the department for a joint public safety building located in
15 the city. The department shall examine the feasibility and
16 financial costs and benefits to the state for leasing space at that
17 facility. The department shall provide a status report to the
18 subcommittees, the senate and house appropriations subcommittees on
19 general government, the senate and house fiscal agencies, and the
20 state budget office no later than December 1, 2015.

21 Sec. 240. In addition to the metrics required under section
22 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for
23 each new program or program enhancement for which funds in excess
24 of \$500,000.00 are appropriated in part 1, the department shall
25 provide not later than November 1, 2015 a list of program-specific
26 metrics intended to measure its performance based on a return on
27 taxpayer investment. The department shall deliver the program-

specific metrics to members of the senate and house subcommittees that have subject matter jurisdiction for this budget, fiscal agencies, and the state budget director. The department shall provide an update on its progress in tracking program-specific metrics and the status of program success at an appropriations subcommittee meeting called for by the subcommittee chair.

EXECUTIVE AND DEPARTMENTAL SERVICES

STATE EXECUTIVE SECURITY

Sec. 302. The department shall provide for the protection of the governor and visiting dignitaries to the state.

STATE EXECUTIVE SECURITY - CAPITOL COMPLEX SECURITY

Sec. 303. (1) The department shall provide security services at the State Capitol Complex facilities and the State Secondary Complex as provided under section 6c of 1935 PA 59, MCL 28.6c.

(2) The department shall maintain the staff and resources necessary to respond to emergencies at the State Capitol Complex, State Secondary Complex, House Office Building, Farnum Building, Capitol parking lot, Townsend Parking Ramp, the Roosevelt Parking Ramp, and other areas as directed.

(3) The department shall pursue federal grants to improve the security at the Capitol Building.

(4) The department may develop a phased approach for improving security at the Capitol Building.

(5) The department shall dedicate a minimum of 35,000 patrol hours for the State Capitol Complex facilities.

DEPARTMENTAL SERVICES

1 Sec. 304. The department shall provide administrative support
2 for department operations, as provided under the management and
3 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, including the
4 following:

5 (a) The operations of the automobile theft prevention
6 authority.

7 (b) Administration of the Edward Byrne memorial justice
8 assistance program.

9 (c) Asset forfeiture reporting requirements.

10 (d) Oversight and administration of 9-1-1 operations
11 statewide.

12 LAW ENFORCEMENT SERVICES

13 TRAINING

14 Sec. 401. (1) The department shall maintain the staffing and
15 resources necessary to exercise the authority, powers, functions,
16 and responsibilities concerning the development and delivery of
17 professional, innovative, and quality training that supports the
18 enforcement and public safety efforts of the criminal justice
19 community.

20 (2) The department shall provide performance data as provided
21 under section 219 for average classroom occupancy rate, with an
22 annual goal of 55%.

23 (3) Beginning October 1, the department shall submit a report
24 to the subcommittees and the senate and house fiscal agencies
25 within 60 days of the conclusion of any trooper or motor carrier
26 recruit school. The report shall include the following:

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

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

5 (c) The number of recruits who began the school, the number of
6 recruits who graduated, and the cities or posts in which each of
7 these recruits is assigned or stationed.

8 (4) The department shall distribute and review course
9 evaluations to ensure quality training is provided.

10 **COMMISSION ON LAW ENFORCEMENT STANDARDS**

11 Sec. 404. (1) MCOLES shall maintain the staffing and resources
12 necessary to exercise the authority, powers, functions, and
13 responsibilities necessary to establish standards for the
14 selection, employment, training, education, licensing, and
15 revocation of all law enforcement officers and provide the basic
16 law enforcement training curriculum for law enforcement training
17 academy programs statewide.

18 (2) MCOLES shall maintain staffing and resources necessary to
19 update law enforcement standards within 30 days of the effective
20 date of any new legislation.

21 **CRIMINAL JUSTICE INFORMATION SYSTEMS**

22 Sec. 405. (1) In accordance with applicable state and federal
23 laws and regulations, the department shall maintain and ensure
24 compliance with CJIS databases and applications in the support of
25 public safety and law enforcement communities

26 (2) The department shall improve the accuracy, timeliness, and
27 completeness of criminal history information by conducting a

1 minimum of 30 outreach activities targeted to criminal justice
2 agencies.

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

6 (4) The department shall provide for the compilation and
7 evaluation of traffic crash reports and the maintenance of the
8 state accident data collection system.

9 (5) The department shall make traffic crash information
10 available to the public at a reasonable cost. For bulk access to
11 the accident records in which the vehicle identification number has
12 been collected and computerized, the department shall make those
13 records available to the public at cost, provided that the name and
14 address have been excluded.

15 (6) In accordance with applicable state and federal laws and
16 regulations, the department shall provide for the maintenance and
17 dissemination of criminal history records and juvenile records,
18 including to the extent necessary to exchange criminal history
19 records information with the Federal Bureau of Investigation and
20 other states through the interstate identification index, the
21 National Crime Information Center, and other federal CJIS databases
22 and indices.

23 (7) In accordance with applicable state and federal laws, the
24 department shall provide for the maintenance of records, including
25 criminal history records regarding firearms licensure.

26 (8) The department shall provide to the legislature a report
27 not later than December 1, 2016 that includes all of the following:

1 (a) The department's actual revenue received from fees paid
2 for concealed pistol license (CPL) applications for fiscal year
3 2015-2016 and the uses of that revenue.

4 (b) The department's fiscal year 2015-2016 costs for
5 administering its responsibilities under 2015 PA 3, MCL 28.421 to
6 28.435, but not including costs related to the administration of
7 other state statutes, or requirements of federal law.

8 (c) An itemization of the fiscal year 2015-2016 revenue,
9 source of revenue, expenditures, purpose of expenditures, and
10 amount remaining at the end of fiscal year 2015-2016 for the
11 concealed weapon enforcement fund created under section 5v of 1927
12 PA 372, MCL 28.425v.

13 (9) The department shall maintain the staff and resources
14 necessary to maintain the sex offender registry and enforce the
15 registration requirements as provided by law.

16 (10) Statewide records management system fee revenue collected
17 by the department that is unexpended and unencumbered at the end of
18 the fiscal year shall not lapse to the general fund, but shall be
19 carried forward into subsequent fiscal years.

20 (11) The department shall provide information on the number of
21 background checks processed through the internet criminal history
22 access tool (ICHAT) as provided in section 219.

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

24 Sec. 412. (1) The department shall provide forensic testing
25 services to aid in criminal investigations, including the
26 examination and analysis of drugs, latent prints, firearms, tool
27 marks, explosives, questioned documents, serological and

1 toxicological samples, the processing of major crime and disaster
2 scenes, and the provision of expert testimony in criminal court
3 cases.

4 (2) The department shall ensure its ability to maintain
5 accreditation by the American Society of Crime Laboratory
6 Directors/Laboratory Accreditation Board (ASCLD/LAB), or other
7 federally designated accrediting agency, as provided under 42 USC
8 14132.

9 (3) The department shall provide forensic science services
10 with an average turnaround time of 55 days, assuming an annual
11 caseload volume commensurate with that received in fiscal year
12 2012-2013, and shall achieve a goal of a 30-day average turnaround
13 time across all forensic science disciplines by December 31, 2016.

14 (4) The department shall provide the following data as
15 provided in section 219:

16 (a) The average turnaround time for processing forensic
17 evidence across all disciplines.

18 (b) Forensic laboratory staffing levels, including scientists
19 in training, and vacancies.

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

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

25 (6) The department shall maintain the staffing and resources
26 necessary to provide lab operations services with a goal of
27 decreasing toxicology backlog by 15% per year until eliminated,

1 assuming an annual caseload volume of 20,000 cases received.

2 (7) From the funds appropriated in part 1 for law enforcement
3 services - information technology interface, \$100.00 is allocated
4 to design and deploy an information technology interface between
5 the Michigan state police forensic science division and at least 1
6 judicial system. This interface shall allow state police forensic
7 scientists to triage their investigations based upon the status of
8 judicial casework and allow court officials to obtain the status of
9 forensic studies pertinent to the cases before their court. The
10 interface should be scalable to support all judicial systems
11 throughout the state and be designed in such a way as to allow
12 courts to retain their current case management system and still
13 access the forensic science case data if so desired. The interface
14 shall be documented in a manner sufficient to replicate the
15 implementation of the interface by a third-party service provider
16 and sufficient to convey a financially driven business case for
17 additional deployments.

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

19 Sec. 413. (1) The department shall provide for the forensic
20 testing and analysis/profiling of DNA evidence to aid criminal
21 investigations by law enforcement agencies in this state.

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

26 (3) The department shall maintain the staffing and resources
27 necessary to provide DNA analysis services with a goal of

1 decreasing backlogs by 15% per year until eliminated, assuming an
2 annual caseload volume of 10,500 cases received.

3 (4) From the funds appropriated in part 1 for sexual assault
4 kit initiative, the department shall establish the sexual assault
5 kit initiative in the current fiscal year. The purpose of this new
6 initiative is to improve the case clearance rates and turnaround
7 times for the collection, submission, and timely testing of all
8 criminal sexual conduct kits.

9 **SCIENTIFIC ANALYSIS AND IDENTIFICATION - BIOMETRICS AND**
10 **IDENTIFICATION**

11 Sec. 414. (1) The purpose of the biometrics and identification
12 division is to cooperate with all law enforcement agencies within
13 this state by providing services including the specialized use of
14 identification databases and technologies for the purpose of
15 identifying criminals. This includes the use of unique
16 physiological characteristics, such as fingerprints, palm prints,
17 and DNA. The biometrics and identification division shall house and
18 manage the automated fingerprint identification system (AFIS), the
19 statewide network of agency photographs, and combined offender DNA
20 index system (CODIS) biometric databases.

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

25 (3) The department shall maintain the staffing and resources
26 necessary to have a 28-day average wait time for scheduling a
27 polygraph examination, assuming an annual caseload received

1 commensurate with fiscal year 2012-2013, with a goal of achieving a
2 15-day average wait time.

3 Sec. 415. The department shall provide information on the
4 number of fingerprint checks processed as provided in section 219.

5 **FIELD SERVICES**

6 **GENERAL LAW ENFORCEMENT AND TRAFFIC SAFETY**

7 Sec. 501. (1) The department shall enforce the criminal and
8 civil laws of this state.

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

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

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

1 (5) The department shall maintain the staffing and resources
2 necessary to continually work to enhance traffic safety throughout
3 the state and shall dedicate a minimum of 315,000 hours to
4 statewide patrol, of which a minimum of 24,000 shall be committed
5 to distressed cities in this state, and 4,000 shall be committed to
6 Belle Isle.

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

10 (7) The department shall submit a report on or before December
11 1 to the subcommittees and the senate and house fiscal agencies
12 regarding the secure cities initiative during the prior fiscal
13 year.

14 **CRIMINAL INVESTIGATIONS**

15 Sec. 503. (1) The department shall identify and apprehend
16 criminals through criminal investigations in this state.

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

20 (3) The department shall maintain the staffing and resources
21 necessary to annually meet or exceed a case clearance rate of 60%.

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

26 **CRIMINAL INVESTIGATIONS - TOBACCO TAX FRAUD INVESTIGATIONS**

27 Sec. 504. (1) The department shall provide protection to this

1 state, its economy, welfare, and vital state-sponsored programs
2 through the prevention and suppression of organized smuggling of
3 untaxed tobacco products in the state, through enforcement of the
4 tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and
5 other laws pertaining to combating criminal activity in this state,
6 by maintaining a tobacco tax enforcement unit.

7 (2) The department shall submit an annual report on December 1
8 to the subcommittees, the senate and house appropriations
9 subcommittees on general government, and the senate and house
10 fiscal agencies that details expenditures and activities related to
11 tobacco tax enforcement for the prior fiscal year.

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

14 **CRIMINAL INVESTIGATIONS - FIRE INVESTIGATIONS**

15 Sec. 505. (1) The department shall provide fire investigation
16 services to citizens of this state through training and
17 investigative assistance to public safety agencies in this state.

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

23 **SPECIALIZED SERVICES**

24 **SPECIAL OPERATIONS**

25 Sec. 601. (1) The department shall provide specialized
26 services in support of, and to enhance, local, state, and federal

1 law enforcement operations within this state in accordance with all
2 applicable state and federal laws and regulations.

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

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

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

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

22 (6) The canine unit shall be available for call out statewide
23 100% of the time.

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

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

1 (9) The underwater recovery unit shall be available for call
2 out statewide 100% of the time.

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

6 (11) The department shall maintain the staffing and resources
7 necessary to support the cyber section, including the Michigan
8 cyber command center, the computer crimes unit, and the Internet
9 crimes against children task force.

10 **COMMERCIAL VEHICLE ENFORCEMENT**

11 Sec. 602. (1) The department shall maintain commercial vehicle
12 enforcement activities, including enforcement of requirements
13 concerning size, weight, and load restrictions; operating
14 authority; registration; fuel taxes; the transportation of
15 hazardous materials; the operations of new entrants; and commercial
16 driver's licenses.

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

20 (3) The department shall maintain the staffing and resources
21 necessary to annually inspect at least 57,000 commercial vehicles.

22 (4) The department shall maintain the staffing and resources
23 necessary to exercise the authority, powers, functions, and
24 responsibilities concerning the inspection of school buses as
25 provided under the pupil transportation act, 1990 PA 187, MCL
26 257.1801 to 257.1877.

27 (5) The department shall annually provide the subcommittees

1 and the senate and house fiscal agencies with the following
2 information for each public and nonpublic school concerning the
3 inspection of school buses:

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

5 (b) The number of inspected school buses receiving a passing
6 sticker.

7 (c) The number of inspected school buses receiving a yellow
8 sticker.

9 (d) The number of inspected school buses receiving a red
10 sticker.

11 (6) The department shall maintain the staffing and resources
12 necessary to train at least 16 Michigan state police motor carrier
13 officer recruits.

14 **EMERGENCY MANAGEMENT AND HOMELAND SECURITY**

15 Sec. 606. (1) The department shall coordinate the mitigation,
16 preparation, response, and recovery activities of municipal,
17 county, state, and federal governments, and other governmental
18 entities, for all hazards, disasters, and emergencies.

19 (2) The state director of emergency management may expend
20 money appropriated under part 1 to call upon any agency or
21 department of the state or any resource of the state to protect
22 life or property or to provide for the health or safety of the
23 population in any area of the state in which the governor proclaims
24 a state of emergency or state of disaster under 1945 PA 302, MCL
25 10.31 to 10.33, or under the emergency management act, 1976 PA 390,
26 MCL 30.401 to 30.421. The state director of emergency management
27 may expend the amounts the director considers necessary to

1 accomplish these purposes. The director shall submit to the state
2 budget director as soon as possible a complete report of all
3 actions taken under the authority of this section. The report shall
4 contain, as a separate item, a statement of all money expended that
5 is not reimbursable from federal money. The state budget director
6 shall review the expenditures and submit recommendations to the
7 legislature in regard to any possible need for a supplemental
8 appropriation.

9 (3) In addition to the money appropriated in part 1, the
10 department may receive and expend money from local, private,
11 federal, or state sources for the purpose of providing emergency
12 management training to local or private interests and for the
13 purpose of supporting emergency preparedness, response, recovery,
14 and mitigation activity. If additional expenditure authorization in
15 the Michigan administrative information network is approved by the
16 state budget office under this section, the department and the
17 state budget office shall notify the subcommittees and the senate
18 and house fiscal agencies within 10 days after the approval. The
19 notification shall include the amount and source and the additional
20 authorization, the date of its approval, and the projected use of
21 funds to be expended under the authorization.

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

24 (5) 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

1 this state.

2 (b) Operate and maintain the state's emergency operations
3 center and provide command and control in support of emergency
4 response services.

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

8 (d) Perform hazardous materials response training.

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

12 (7) In addition to the funds appropriated in part 1, there is
13 appropriated from the disaster and emergency contingency fund up to
14 \$800,000.00 to cover costs related to any disaster or emergency as
15 defined in the emergency management act, 1976 PA 390, MCL 30.401 to
16 30.421. Funds shall be expended as provided under sections 18 and
17 19 of the emergency management act, 1976 PA 390, MCL 30.418 and
18 30.419, and R 30.51 to R 30.61 of the Michigan administrative code.

19 (8) Funds in the disaster and emergency contingency fund shall
20 not be expended unless the state budget director approves the
21 expenditure and the department and the state budget office notify
22 the senate and house appropriations committees. No later than
23 December 1, the department shall provide an annual report to the
24 senate and house appropriations committees, the senate and house
25 fiscal agencies, and the state budget office on the use of the
26 disaster and emergency contingency fund during the prior fiscal
27 year.

1 **HIGHWAY SAFETY PLANNING**

2 Sec. 608. The department shall provide for the planning,
3 administration, and implementation of highway traffic safety
4 programs to save lives and reduce injuries on Michigan roads in
5 partnership with other public and private organizations.

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

7 Sec. 610. (1) The department shall provide funding to county
8 sheriff departments to patrol secondary roads.

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

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

20 (a) The number of funded full-time equivalent county sheriff
21 secondary road patrol deputies.

22 (b) The number of hours dedicated to patrol under the
23 secondary road patrol program, with an annual goal of at least
24 178,000 hours.

25 (c) The total budget of each county receiving a grant for all
26 patrol functions from all budget sources.

27 (4) The information required to be reported under subsection

(3) shall be reported for each quarter of the fiscal year. However, the department may submit this information on a semiannual basis.

ONE-TIME APPROPRIATIONS

Sec. 701. The 1-time funds appropriated in part 1 for the state trooper retirement fund shall not be expended unless Senate Bill Nos. 21 and 22 of the 2015-2016 legislative session are enacted into law. If those bills are not enacted into law, the funds appropriated shall lapse into the state's general fund.

Sec. 702. The department shall maintain the staffing and resources necessary to train at least 75 Michigan state police trooper recruits.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2016-2017

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2017 for the line items listed in part 1. The fiscal year 2016-2017 appropriations are anticipated to be the same as those for fiscal year 2015-2016, excluding appropriations designated as 1-time appropriations and adjusting for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2016 consensus revenue estimating conference.