

SUBSTITUTE FOR

SENATE BILL NO. 145

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2018; 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, 2018, 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.....	3,437.0
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1	GROSS APPROPRIATION.....	\$	686,588,900
2	Interdepartmental grant revenues:		
3	IDG from department of corrections.....		344,200
4	IDG from department of state.....		373,900
5	IDG from department of transportation.....		11,697,900
6	IDG from department of treasury.....		7,750,100
7	IDG from other restricted funding.....		2,569,100
8	Intradepartmental transfers.....		3,486,400
9	Total interdepartmental grants and intradepartmental		
10	transfers		26,221,600
11	ADJUSTED GROSS APPROPRIATION.....	\$	660,367,300
12	Federal revenues:		
13	Other federal revenues.....		83,662,500
14	Total federal revenues.....		83,662,500
15	Special revenue funds:		
16	Local revenues.....		5,835,200
17	Total local revenues.....		5,835,200
18	Private revenues.....		178,100
19	Total private revenues.....		178,100
20	Michigan merit award trust fund.....		843,000
21	Other state restricted revenue.....		134,580,700
22	Total state restricted revenues.....		135,423,700
23	State general fund/general purpose.....	\$	435,267,800
24	State general fund/general purpose schedule:		
25	Ongoing state general fund/general		
26	purpose		422,451,600
27	One-time state general fund/general		

1	purpose	12,816,200	
2	Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT		
3	Full-time equated unclassified positions.....	3.0	
4	Full-time equated classified positions.....	83.0	
5	Unclassified positions.....		\$ 586,100
6	Accounting service center.....		1,058,400
7	Department services--58.0 FTE positions.....		8,831,300
8	Departmentwide.....		40,942,200
9	Executive direction--25.0 FTE positions.....		<u>4,170,100</u>
10	GROSS APPROPRIATION.....		\$ 55,588,100
11	Appropriated from:		
12	Interdepartmental grant revenues:		
13	IDG from department of corrections.....		26,000
14	IDG from department of state.....		1,400
15	IDG from department of transportation.....		3,900
16	IDG from department of treasury.....		135,800
17	IDG from other restricted funding.....		158,200
18	Intradepartmental transfers.....		38,200
19	Federal revenues:		
20	Other federal revenues.....		546,000
21	Special revenue funds:		
22	Local revenues.....		6,200
23	Michigan merit award trust fund.....		17,600
24	Other state restricted revenues.....		5,488,600
25	State general fund/general purpose.....		\$ 49,166,200
26	Sec. 103. LAW ENFORCEMENT		
27	Full-time equated classified positions.....	530.0	

1	Biometrics and identification--54.0 FTE positions	\$	9,294,100
2	Criminal justice information center--134.0 FTE		
3	positions		19,917,400
4	Forensic science--270.0 FTE positions		43,876,100
5	Grants and community services--17.0 FTE positions		19,042,500
6	Training--55.0 FTE positions		<u>10,466,100</u>
7	GROSS APPROPRIATION	\$	102,596,200
8	Appropriated from:		
9	Interdepartmental grant revenues:		
10	IDG from department of corrections		318,200
11	IDG from department of state		368,700
12	IDG from department of transportation		1,197,700
13	IDG from department of treasury		664,900
14	IDG from other restricted funding		2,398,700
15	Intradepartmental transfers		750,000
16	Federal revenues:		
17	Other federal funds		16,409,400
18	Special revenue funds:		
19	Local revenue funds		915,300
20	Private revenues		100,000
21	Other state restricted revenues		32,591,700
22	State general fund/general purpose	\$	46,881,600
23	Sec. 104. COMMISSION ON LAW ENFORCEMENT STANDARDS		
24	Full-time equated classified positions..... 18.0		
25	Public safety officers benefit program--1.0 FTE		
26	position	\$	151,100
27	Standards and training/justice training grants--17.0		

1	FTE positions	9,887,100
2	Training only to local units.....	<u>654,500</u>
3	GROSS APPROPRIATION.....	\$ 10,692,700
4	Appropriated from:	
5	Federal revenues:	
6	Other federal revenues.....	175,700
7	Special revenue funds:	
8	Other state restricted revenues.....	9,215,900
9	State general fund/general purpose.....	\$ 1,301,100
10	Sec. 105. FIELD SERVICES	
11	Full-time equated classified positions.....	2,213.0
12	Investigative services--180.5 FTE positions.....	\$ 33,824,800
13	Post operations--2,002.5 FTE positions.....	295,480,300
14	Secure cities partnership--30.0 FTE positions.....	<u>7,831,100</u>
15	GROSS APPROPRIATION.....	\$ 337,136,200
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	IDG from department of treasury.....	6,096,400
19	Intradepartmental transfers.....	775,200
20	Federal revenues:	
21	Other federal revenues.....	6,675,300
22	Special revenue funds:	
23	Local revenues.....	2,079,400
24	Michigan merit award trust fund.....	819,300
25	Other state restricted revenues.....	48,700,400
26	State general fund/general purpose	\$ 271,990,200
27	Sec. 106. SPECIALIZED SERVICES	

Senate Bill No. 145 as amended May 3, 2017

1	Full-time equated classified positions.....	593.0	
2	Commercial vehicle enforcement--211.0 FTE positions ..	\$	28,721,700
3	Commercial vehicle regulation--12.0 FTE positions		2,226,200
4	Emergency management and homeland security--67.0 FTE		
5	positions		16,021,800
6	Hazardous materials programs--25.0 FTE positions		30,139,700
7	Highway safety planning--26.0 FTE positions		18,001,900
8	Intelligence operations--184.0 FTE positions		24,804,000
9	Secondary road patrol program--1.0 FTE position		11,069,300
10	Special operations--67.0 FTE positions		12,012,500
11	<<Civil Air Patrol.....		100>>
11	GROSS APPROPRIATION.....	\$	142,997,100
12	Appropriated from:		
13	Interdepartmental grant revenues:		
14	IDG from department of transportation.....		10,239,400
15	IDG from department of treasury.....		681,900
16	Intradepartmental transfers.....		1,902,200
17	Federal revenues:		
18	Other federal revenues.....		58,899,000
19	Special revenue funds:		
20	Local revenues.....		1,700,100
21	Private revenues.....		78,100
22	Other state restricted revenues.....		29,219,100
23	State general fund/general purpose.....	\$	<<40,277,400>>
24	Sec. 107. INFORMATION TECHNOLOGY		
25	Information technology services and projects	\$	24,762,400
26	GROSS APPROPRIATION.....	\$	24,762,400
27	Appropriated from:		

Senate Bill No. 145 as amended May 3, 2017

1	Interdepartmental grant revenues:		
2	IDG from department of state.....	3,800	
3	IDG from department of transportation.....	256,900	
4	IDG from department of treasury.....	171,100	
5	IDG from other restricted funding.....	12,200	
6	Intradepartmental transfers.....	20,800	
7	Federal revenues:		
8	Other federal revenues.....	957,100	
9	Special revenue funds:		
10	Local revenues.....	1,134,200	
11	Michigan merit award trust fund.....	6,100	
12	Other state restricted revenues.....	9,365,000	
13	State general fund/general purpose.....	\$ 12,835,200	
14	Sec. 108. ONE-TIME ONLY APPROPRIATIONS		
15	Equipment lifecycle replacement - secure cities.....	\$ 1,000,000	
16	Fair and impartial policing training grants.....	1,000,000	
17	Forensic science.....	730,000	
18	Law enforcement job task analysis.....	200,000	
19	Sexual assault prevention and education initiative...	600,000	
20	Trooper school.....	9,286,200	
21	<<Michigan International Speedway traffic control	650,000>>	
22	GROSS APPROPRIATION.....	\$ 12,816,200	
23	Appropriated from:		
24	State general fund/general purpose.....	\$ <<13,466,200>>	

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2017-2018

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2017-2018 is \$565,891,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2017-2018 is \$14,113,200.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

Standards and training/justice training grants	\$	2,500,100
Training only to local units		654,500
Secondary road patrol program		<u>10,958,600</u>
TOTAL	\$	14,113,200

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

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

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

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

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

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

(e) "DNA" means deoxyribonucleic acid.

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

(g) "MCOLES" means the Michigan commission on law enforcement

1 standards.

2 (h) "Subcommittees" means the subcommittees of the senate and
3 house standing committees on appropriations with jurisdiction over
4 the budget for the department.

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

7 Sec. 205. Based on the availability of federal funding and the
8 demonstrated need as indicated by applications submitted to the
9 state court administrative office, the department shall provide
10 \$1,500,000.00 in Byrne justice assistance grant program funding to
11 the judiciary by interdepartmental grant.

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

18 (2) In addition to the funds appropriated in part 1, there is
19 appropriated an amount not to exceed \$3,500,000.00 for state
20 restricted contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item
22 in part 1 under section 393(2) of the management and budget act,
23 1984 PA 431, MCL 18.1393.

24 (3) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$1,000,000.00 for local
26 contingency funds. These funds are not available for expenditure
27 until they have been transferred to another line item in part 1

1 under section 393(2) of the management and budget act, 1984 PA 431,
2 MCL 18.1393.

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

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

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

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

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

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

20 (e) Job specifications and wage rates.

21 Sec. 208. 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 may include
24 transmission of reports via electronic mail to the recipients
25 identified for each reporting requirement, or it may include
26 placement of reports on an internet or intranet site.

27 Sec. 209. Funds appropriated in part 1 and this part shall not

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

10 Sec. 210. The director shall take all reasonable steps to
11 ensure businesses in deprived and depressed communities compete for
12 and perform contracts to provide services or supplies, or both. The
13 director shall strongly encourage firms with which the department
14 contracts to subcontract with certified businesses in depressed and
15 deprived communities for services or supplies, or both.

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

19 Sec. 218. The departments and agencies receiving
20 appropriations in part 1 shall prepare a report on out-of-state
21 travel expenses not later than January 1 of each year. The travel
22 report shall be a listing of all travel by classified and
23 unclassified employees outside this state in the immediately
24 preceding fiscal year that was funded in whole or in part with
25 funds appropriated in the department's budget. The report shall be
26 submitted to the senate and house appropriations committees, the
27 senate and house fiscal agencies, and the state budget director.

1 The report shall include the following information:

2 (a) The dates of each travel occurrence.

3 (b) The transportation and related costs of each travel
4 occurrence, including the proportion funded with state general
5 fund/general purpose revenues, the proportion funded with state
6 restricted revenues, the proportion funded with federal revenues,
7 and the proportion funded with other revenues.

8 Sec. 219. The department shall provide quarterly reports to
9 the subcommittees, the senate and house fiscal agencies, and the
10 state budget office that provide the following data:

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

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

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

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

25 (a) State security operations.

26 (b) Training.

27 (c) Michigan commission on law enforcement standards.

- 1 (d) Criminal justice information systems.
- 2 (e) Forensic analysis and biometric identification.
- 3 (f) General post operations and criminal investigations.
- 4 (g) Special operations.
- 5 (h) Intelligence operations.
- 6 (i) Commercial vehicle regulation and enforcement.
- 7 (j) Emergency management and homeland security.
- 8 (k) Highway safety planning.
- 9 (l) Secondary road patrol program.

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

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

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

1 the attorney general authorizes.

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

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

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

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

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

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

25 Sec. 228. Not later than November 30, the state budget office
26 shall prepare and transmit a report that provides for estimates of
27 the total general fund/general purpose appropriations lapses at the

1 close of the prior fiscal year. This report shall summarize the
2 projected year-end general fund/general purpose appropriation
3 lapses by major departmental program or program areas. The report
4 shall be transmitted to the chairpersons of the senate and house
5 appropriations committees, the subcommittees, and the senate and
6 house fiscal agencies.

7 Sec. 229. Within 14 days after the release of the executive
8 budget recommendation, the department shall cooperate with the
9 state budget office to provide the senate and house appropriations
10 chairs, the subcommittees, and the senate and house fiscal agencies
11 with an annual report on estimated state restricted fund balances,
12 state restricted fund projected revenues, and state restricted fund
13 expenditures for the fiscal years ending September 30, 2017 and
14 September 30, 2018.

15 Sec. 230. The department shall maintain, on a publicly
16 accessible website, a department scorecard that identifies, tracks,
17 and regularly updates key metrics that are used to monitor and
18 improve the department's performance.

19 Sec. 232. The department shall serve as an active liaison
20 between the DTMB and state, local, regional, and federal public
21 safety agencies on matters pertaining to the Michigan public safety
22 communications system and shall report user issues to the DTMB.

23 Sec. 233. Total authorized appropriations from all sources
24 under part 1 for legacy costs for the fiscal year ending September
25 30, 2018 are \$124,240,400.00. From this amount, total agency
26 appropriations for pension-related legacy costs are estimated at
27 \$70,149,700.00. Total agency appropriations for retiree health care

1 legacy costs are estimated at \$54,090,700.00.

2 Sec. 238. Money privately donated to the department is
3 appropriated under part 1 to be used for the purposes designated by
4 the donor of the money, if specified.

5 Sec. 241. (1) Federal revenues authorized by and available
6 from the federal government in excess of the appropriation in part
7 1 are appropriated and may be received and expended by the
8 department for purposes authorized under state law and subject to
9 federal requirements.

10 (2) The department shall notify the subcommittees and fiscal
11 agencies prior to expending federal revenues received and
12 appropriated under subsection (1).

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

20 **EXECUTIVE DIRECTION AND DEPARTMENTAL SERVICES**

21 Sec. 301. (1) The department shall provide security services
22 at the State Capitol Complex facilities and the State Secondary
23 Complex as provided under section 6c of 1935 PA 59, MCL 28.6c.

24 (2) The department shall maintain the staff and resources
25 necessary to respond to emergencies at the State Capitol Complex,
26 State Secondary Complex, House Office Building, Farnum Building,

1 Capitol parking lot, Townsend Parking Ramp, the Roosevelt Parking
2 Ramp, and other areas as directed.

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

5 (4) The department shall maintain a goal of annually
6 conducting 35,000 property inspections of state owned and leased
7 facilities.

8 **LAW ENFORCEMENT SERVICES**

9 Sec. 401. (1) The department shall develop and deliver
10 professional, innovative, and quality training that supports the
11 enforcement and public safety efforts of the criminal justice
12 community.

13 (2) The department shall provide performance data as provided
14 under section 219 for average classroom occupancy rate, with an
15 annual goal of at least 55%.

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

20 (a) The number of veterans and the number of MCOLES-certified
21 police officers who were admitted to and the number who graduated
22 from the recruit school.

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

26 (4) The department shall distribute and review course

1 evaluations to ensure that quality training is provided.

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

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

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

13 (4) The department shall provide for the compilation and
14 evaluation of traffic crash reports and the maintenance of the
15 state accident data collection system.

16 (5) The department shall make traffic crash information
17 available to the public at a reasonable cost. For bulk access to
18 the accident records in which the vehicle identification number has
19 been collected and computerized, the department shall make those
20 records available to the public at cost, provided that the name and
21 address have been excluded.

22 (6) In accordance with applicable state and federal laws and
23 regulations, the department shall provide for the maintenance and
24 dissemination of criminal history records and juvenile records,
25 including to the extent necessary to exchange criminal history
26 records information with the Federal Bureau of Investigation and
27 other states through the interstate identification index, the

1 National Crime Information Center, and other federal CJIS databases
2 and indices.

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

6 (8) The department shall provide to the legislature a report
7 on concealed pistol licensing not later than December 1, 2018 that
8 includes all of the following:

9 (a) The department's actual revenue received from fees paid
10 for concealed pistol license (CPL) applications for fiscal year
11 2017-2018 and the uses of that revenue.

12 (b) The department's fiscal year 2017-2018 costs for
13 administering its concealed pistol licensing responsibilities under
14 1927 PA 372, MCL 28.421 to 28.435, but not including costs related
15 to the administration of other state statutes, or requirements of
16 federal law.

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

20 (10) 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 (11) The following unexpended and unencumbered revenues
24 deposited into the criminal justice information center service fee
25 fund shall not lapse to the general fund, but shall be carried
26 forward into the subsequent fiscal year:

27 (a) Fees for fingerprinting and criminal record checks and

1 name-based criminal record checks under 1935 PA 120, MCL 28.271 to
2 28.273.

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

5 (c) Fees for searching, copying, and providing public records
6 under the freedom of information act, 1976 PA 442, MCL 15.231 to
7 15.246.

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

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

13 Sec. 403. (1) The department shall provide forensic testing
14 services to aid in criminal investigations.

15 (2) The department shall ensure its ability to maintain
16 accreditation by a federally designated accrediting agency, as
17 provided under 42 USC 14132.

18 (3) The department shall provide forensic science services
19 with an average turnaround time of 55 days, assuming an annual
20 caseload volume commensurate with that received in fiscal year
21 2012-2013, and shall achieve a goal of a 30-day average turnaround
22 time across all forensic science disciplines.

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

25 (a) The average turnaround time for processing forensic
26 evidence across all disciplines.

27 (b) Forensic laboratory staffing levels, including scientists

1 in training, and vacancies.

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

3 (5) The department shall provide for the forensic testing and
4 analysis/profiling of DNA evidence to aid criminal investigations
5 by law enforcement agencies in this state.

6 Sec. 404. (1) The biometrics and identification division shall
7 house and manage the automated fingerprint identification system,
8 the statewide network of agency photographs, and combined offender
9 DNA index system biometric databases.

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

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

19 (4) If changes are made to the department's protocol for
20 retaining and purging DNA analysis samples and records, the
21 department shall post a copy of the protocol changes on the
22 department's website.

23 Sec. 405. Not later than December 1 of the subsequent fiscal
24 year, the department shall submit a report to the subcommittees and
25 senate and house fiscal agencies that includes, but is not limited
26 to, all of the following information:

27 (a) Sexual assault kit analysis backlog at the beginning of

1 the current fiscal year.

2 (b) The number of sexual assault kits collected or submitted
3 for analysis during the current fiscal year.

4 (c) The number of sexual assault kits analyzed and the number
5 of associated DNA profiles created and uploaded during the current
6 fiscal year.

7 (d) Sexual assault kit analysis backlog at the ending of the
8 current fiscal year.

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

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

14 (a) The operations of the automobile theft prevention
15 authority.

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

19 (c) Oversight and administration of 9-1-1 operations
20 statewide.

21 **MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS**

22 Sec. 501. (1) MCOLES shall establish standards for the
23 selection, employment, training, education, licensing, and
24 revocation of all law enforcement officers and provide the basic
25 law enforcement training curriculum for law enforcement training
26 academy programs statewide.

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

4 **FIELD SERVICES**

5 Sec. 601. (1) Department enlisted personnel who are employed
6 to enforce traffic laws as provided in section 629e of the Michigan
7 vehicle code, 1949 PA 300, MCL 257.629e, shall not be prohibited
8 from responding to crimes in progress or other emergency situations
9 and are responsible for making every effort to protect all
10 residents of this state.

11 (2) The department shall maintain the staffing and resources
12 necessary to continually work to enhance traffic safety throughout
13 this state and shall dedicate a minimum of 455,200 hours to
14 statewide patrol, of which a minimum of 40,000 shall be committed
15 to distressed cities in this state, and 4,000 shall be committed to
16 Belle Isle. The department shall work to improve public safety
17 efforts within distressed cities by enhancing data analysis
18 capabilities and identifying crime trends and areas with high
19 occurrence of crime.

20 (3) The department shall maintain the staffing and resources
21 necessary to perform activities to maintain a 93% compliance rate
22 for reporting by registered sex offenders.

23 (4) The department shall submit a report on or before December
24 1 to the subcommittees and senate and house fiscal agencies
25 regarding the secure cities partnership during the prior fiscal
26 year.

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

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

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

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

12 (5) The department shall maintain the staffing and resources
13 necessary to increase the number of opioid-related investigations
14 by 20% above the number of such investigations conducted in the
15 2014-2015 fiscal year conducted by multijurisdictional task forces
16 and hometown security teams. The department shall work to enhance
17 investigative and drug interdiction efforts by enhancing data
18 analysis capabilities and linking investigations among
19 multijurisdictional task forces and hometown security teams.

20 Sec. 603. (1) The department shall provide protection to this
21 state, its economy, welfare, and vital state-sponsored programs
22 through the prevention and suppression of organized smuggling of
23 untaxed tobacco products in the state, through enforcement of the
24 tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and
25 other laws pertaining to combating criminal activity in this state,
26 by maintaining a tobacco tax enforcement unit.

27 (2) The department shall submit an annual report on December 1

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

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

8 Sec. 604. (1) The department shall provide fire investigation
9 services to citizens of this state through training and
10 investigative assistance to public safety agencies in this state.

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

16 **SPECIALIZED SERVICES**

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

22 (2) The department shall ensure public safety by providing
23 public and private sector partners with timely and accurate
24 information regarding critical information key resource threats as
25 reported to or discovered by the Michigan intelligence operations
26 center for homeland security and shall increase public awareness on

1 how to report suspicious activity through website or telephone
2 communications.

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

14 (4) The department shall maintain the staffing and resources
15 necessary to provide digital forensic analysis services with a goal
16 of decreasing backlogs of digital forensic analysis cases annually
17 until the department maintains a 60-day turnaround time.

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

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

26 (3) The canine unit shall be available for call out statewide
27 100% of the time.

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

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

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

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

10 (8) The department shall prepare a report to the legislature
11 that evaluates law enforcement issues related to the use of drones,
12 including existing local, state, and federal laws and regulations
13 regarding their use, any input that the department may have to
14 offer as to the efficacy of such laws, and department-recommended
15 drone law/regulation enforcement policies which could be
16 established as Michigan law enforcement best practices. This report
17 shall be transmitted to the chairpersons of the senate and house
18 appropriations subcommittees, the subcommittees, and the senate and
19 house fiscal agencies no later than April 2, 2018.

20 Sec. 703. (1) The department shall maintain commercial vehicle
21 regulation, school bus inspections, and enforcement activities,
22 including enforcement of requirements concerning size, weight, and
23 load restrictions; operating authority; registration; fuel taxes;
24 transportation of hazardous materials; operations of new entrants;
25 and commercial driver's licenses.

26 (2) The department shall maintain the staffing and resources
27 necessary to meet inspection goals consistent with the department's

1 federal motor carrier assistance program activities.

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

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

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

1 (3) In addition to the money appropriated in part 1, the
2 department may receive and expend money from local, private,
3 federal, or state sources for the purpose of providing emergency
4 management training to local or private interests and for the
5 purpose of supporting emergency preparedness, response, recovery,
6 and mitigation activity. If additional expenditure authorization in
7 the statewide integrated governmental management application
8 (SIGMA) is approved by the state budget office under this section,
9 the department and the state budget office shall notify the
10 subcommittees and the senate and house fiscal agencies within 10
11 days after the approval. The notification shall include the amount
12 and source and the additional authorization, the date of its
13 approval, and the projected use of funds to be expended under the
14 authorization.

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

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

19 (a) Serve approximately 105 local emergency management
20 preparedness programs and 88 local emergency planning committees in
21 this state.

22 (b) Operate and maintain the state's emergency operations
23 center and provide command and control in support of emergency
24 response services.

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

1 (d) Perform hazardous materials response training.

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

5 (7) In addition to the funds appropriated in part 1, there is
6 appropriated from the disaster and emergency contingency fund an
7 amount necessary to cover costs related to any disaster or
8 emergency as defined in the emergency management act, 1976 PA 390,
9 MCL 30.401 to 30.421. Funds shall be expended as provided under
10 sections 18 and 19 of the emergency management act, 1976 PA 390,
11 MCL 30.418 and 30.419, and R 30.51 to R 30.61 of the Michigan
12 administrative code.

13 (8) Funds in the disaster and emergency contingency fund shall
14 not be expended unless the state budget director approves the
15 expenditure and the department and the state budget office notify
16 the senate and house appropriations committees. If expenditures are
17 made from the disaster and emergency contingency fund during a
18 month, the department shall submit monthly reports to the house and
19 senate fiscal agencies detailing the purpose of the expenditures.
20 These monthly reports shall be submitted within 30 days after the
21 end of the month during which funds from the disaster and emergency
22 contingency fund were expended.

23 (9) Upon the declaration of a state of emergency or disaster
24 by the governor pursuant to section 3 of the emergency management
25 act, 1976 PA 390, MCL 30.403, approval of the state budget
26 director, and notification of the subcommittees and house and
27 senate fiscal agencies, the director may expend funds appropriated

1 from any source to any line item within part 1 for the purpose of
2 paying the necessary and reasonable expenses incurred by the
3 department in responding to or mitigating the effects of any
4 emergency or disaster as those terms are defined in section 2 of
5 the emergency management act, 1976 PA 390, MCL 30.402.

6 (10) The department shall track and report on a quarterly
7 basis, per section 219, the status of the department's assessment
8 of critical infrastructure vulnerabilities, including the
9 protection status of critical infrastructure items identified by
10 the assessment.

11 Sec. 705. The department shall provide for the planning,
12 administration, and implementation of highway traffic safety
13 programs to save lives and reduce injuries on Michigan roads in
14 partnership with other public and private organizations.

15 Sec. 706. (1) The department shall provide funding to county
16 sheriff departments to patrol secondary roads.

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

25 (3) The department shall provide the following information on
26 secondary road patrol activities supported by appropriations in
27 part 1:

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

3 (b) The number of hours dedicated to patrol under the
4 secondary road patrol program, with an annual goal of at least
5 178,000 hours.

6 (4) The information required to be reported under subsection
7 (3) shall be reported on an annual basis.

8 **ONE-TIME APPROPRIATIONS**

9 Sec. 902. (1) Funding provided in part 1 for the sexual
10 assault prevention and education initiative shall be used to
11 provide and administer grants to public or nonpublic community
12 colleges, colleges, and universities with a physical presence in
13 the state to address campus sexual assault issues to improve the
14 safety and security of students, faculty, and staff in campus
15 environments in the state.

16 (2) Grant funds awarded shall support sexual assault programs,
17 including education, awareness, prevention, reporting, and
18 bystander intervention programs.

19 (3) The department shall issue awards no later than December
20 1, 2017, with a grant period of 1 year.

21 (4) The department shall report on grant activities to the
22 subcommittees and the state budget office by February 28, 2019.

23 (5) Unexpended and unencumbered appropriations in part 1 for
24 the sexual assault prevention and education initiative are
25 designated as work project appropriations. Any unencumbered or
26 unallotted funds at the end of the fiscal year shall be carried

1 forward into the succeeding fiscal year. The following is in
2 compliance with section 451a(1) of the management and budget act,
3 1984 PA 431, MCL 18.1451a:

4 (a) The purpose of the project is to provide grants for sexual
5 assault education, awareness, prevention, reporting, and bystander
6 intervention programs.

7 (b) The project will be accomplished by grants to eligible
8 community colleges, colleges, and universities.

9 (c) The total estimated cost of the project is \$500,000.00.

10 (d) The estimated completion date is September 30, 2019.

11 PART 2A

12 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

13 FOR FISCAL YEAR 2018-2019

14 **GENERAL SECTIONS**

15 Sec. 1201. It is the intent of the legislature to provide
16 appropriations for the fiscal year ending on September 30, 2019 for
17 the line items listed in part 1. The fiscal year 2018-2019
18 appropriations are anticipated to be the same as those for fiscal
19 year 2017-2018, excluding appropriations designated as one-time
20 appropriations and adjusting for changes in caseload and related
21 costs, federal fund match rates, economic factors, and available
22 revenue. These adjustments will be determined after the January
23 2018 consensus revenue estimating conference.