

**HOUSE SUBSTITUTE FOR
SENATE BILL NO. 371**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2000; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of state police for the fiscal year ending September 30, 2000, from the funds

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

3 **DEPARTMENT OF STATE POLICE**

4 APPROPRIATION SUMMARY:

5	Full-time equated unclassified positions.....	5.0	
6	Full-time equated classified positions.....	3,591.0	
7	GROSS APPROPRIATION.....	\$	[368,850,300]
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers.....	\$	22,307,800
11	ADJUSTED GROSS APPROPRIATION.....	\$	[346,542,500]
12	Federal revenues:		
13	Total federal revenues.....		32,216,400
14	Special revenue funds:		
15	Total local revenues.....		3,479,800
16	Total private revenues.....		0
17	Total state restricted revenues.....		42,126,400
18	State general fund/general purpose.....	\$	[268,719,900]
19	Sec. 102. EXECUTIVE DIRECTION		
20	Full-time equated unclassified positions.....	5.0	
21	Full-time equated classified positions.....	52.0	
22	Unclassified positions.....	\$	413,700
23	Executive direction--45.0 FTE positions.....		3,584,900
24	Auto theft prevention program--7.0 FTE positions.....		<u>6,510,300</u>
25	GROSS APPROPRIATION.....	\$	10,508,900
26	Appropriated from:		

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1	Special revenue funds:	
2	Auto theft prevention fees.....	6,510,300
3	State general fund/general purpose.....	\$ 3,998,600
4	Sec. 103. DEPARTMENTWIDE APPROPRIATIONS	
5	Special maintenance and utilities.....	\$ 467,900
6	Rent.....	3,622,800
7	Worker's compensation.....	2,123,000
8	Fleet leasing.....	13,106,600
9	In-service training.....	850,000
10	Building occupancy charges-property management	
11	services.....	2,696,200
12	Narcotics investigation funds.....	<u>265,000</u>
13	GROSS APPROPRIATION.....	\$ 23,131,500
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDT, Michigan justice training fund.....	850,000
17	Federal revenues:	
18	Federal narcotics investigation revenues.....	95,000
19	Special revenue funds:	
20	Narcotics investigation revenues.....	170,000
21	State general fund/general purpose.....	\$ 22,016,500
22	Sec. 104. SUPPORT SERVICES	
23	Full-time equated classified positions.....	132.5
24	Human resources--28.5 FTE positions.....	\$ 2,018,300
25	Management services--60.0 FTE positions.....	3,889,200
26	Training administration--44.0 FTE positions.....	<u>4,592,900</u>

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1	GROSS APPROPRIATION.....	\$	10,500,400
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG, training academy charges.....		2,571,400
5	Special revenue funds:		
6	Local-LEIN fees.....		31,900
7	Auto theft prevention fees.....		21,000
8	Reimbursements.....		10,000
9	Precision driving track fees.....		264,100
10	Narcotics investigation revenues.....		40,600
11	Motor carrier fees.....		76,300
12	State general fund/general purpose.....	\$	7,485,100
13	Sec. 105. HIGHWAY SAFETY PLANNING		
14	Full-time equated classified positions.....	26.0	
15	State program planning and administration--	14.0 FTE	
16	positions.....		\$ 1,179,900
17	Grants to local governments and nonprofit		
18	organizations.....		4,000,000
19	Secondary road patrol administration--	1.0 FTE	
20	positions.....		83,300
21	Secondary road patrol and traffic accident basic		
22	grants.....		5,702,100
23	Secondary road patrol and traffic accident enhanced		
24	grants.....		6,152,300
25	Truck safety program--	2.0 FTE positions	
26	Field coordination and analysis--	8.0 FTE positions	

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1	Highway traffic safety--1.0 FTE positions.....	<u>2,913,800</u>
2	GROSS APPROPRIATION..... \$	24,325,700
3	Appropriated from:	
4	Federal revenues:	
5	DOT-NHTSA, federal highway administration.....	8,853,900
6	Special revenue funds:	
7	Truck driver safety fund.....	2,969,700
8	Secondary road patrol and training fund.....	6,152,300
9	State general fund/general purpose..... \$	6,349,800
10	Sec. 106. CENTRAL RECORDS	
11	Full-time equated classified positions.....78.5	
12	Central records division--60.0 FTE positions..... \$	4,301,300
13	Criminal records improvement--1.0 FTE positions.....	2,720,100
14	Traffic safety--17.5 FTE positions.....	<u>1,122,700</u>
15	GROSS APPROPRIATION..... \$	8,144,100
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	IDG-MDOS.....	316,300
19	IDG-MDOT, state trunkline fund.....	316,300
20	Federal revenues:	
21	DOJ-BJS, national criminal history improvement pro-	
22	gram (NCHIP).....	2,619,900
23	DOJ-BJA, drug control and system improvements, for-	
24	mula grants.....	100,200
25	DOT-NHTSA, federal highway administration.....	136,700
26	Special revenue funds:	

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1	Central records service fees.....	1,761,600
2	State general fund/general purpose..... \$	2,893,100
3	Sec. 107. CRIMINAL JUSTICE DATA CENTER	
4	Full-time equated classified positions.....69.0	
5	State police-management information systems--24.5 FTE	
6	positions..... \$	3,149,900
7	Local LEIN services--23.5 FTE positions.....	5,135,400
8	Automated fingerprint identification system--21.0 FTE	
9	positions.....	2,779,200
10	Computer services.....	<u>655,600</u>
11	GROSS APPROPRIATION..... \$	11,720,100
12	Appropriated from:	
13	Special revenue funds:	
14	Local-LEIN fees.....	2,026,400
15	Local-AFIS fees.....	33,000
16	State general fund/general purpose..... \$	9,660,700
17	Sec. 108. FORENSIC SCIENCES	
18	Full-time equated classified positions.....206.0	
19	Laboratory operations--187.0 FTE positions..... \$	14,884,900
20	DNA analysis program--19.0 FTE positions.....	2,235,600
21	Grant to city of Detroit.....	<u>[921,100]</u>
22	GROSS APPROPRIATION..... \$	[18,041,600]
23	Appropriated from:	
24	Federal revenues:	
25	DOJ-BJA, drug control and system improvement, formula	
26	grant.....	580,200

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1	Special revenue funds:	
2	Forensic science reimbursement fees.....	15,000
3	State forensic laboratory fund.....	455,000
4	State general fund/general purpose.....	\$ [16,991,400]
5	Sec. 109. COMMISSION ON LAW ENFORCEMENT STANDARDS	
6	Full-time equated classified positions.....	22.5
7	Standards and training--15.5 FTE positions.....	\$ 1,328,000
8	Community policing coordination--3.0 FTE positions...	160,300
9	Training only to local units.....	659,400
10	Officer's survivor tuition program.....	50,000
11	Michigan justice training commission--4.0 FTE	
12	positions.....	<u>9,010,000</u>
13	GROSS APPROPRIATION.....	\$ 11,207,700
14	Appropriated from:	
15	Federal revenues:	
16	DOJ-OJP.....	360,000
17	Special revenue funds:	
18	Secondary road patrol and training fund.....	659,400
19	Michigan justice training fund.....	9,010,000
20	State general fund/general purpose.....	\$ 1,178,300
21	Sec. 110. FIRE MARSHAL	
22	Full-time equated classified positions.....	51.0
23	Fire marshal programs--44.0 FTE positions.....	\$ 3,681,400
24	Fire investigation training to locals.....	51,500
25	Fire fighters training council--7.0 FTE positions....	<u>984,100</u>
26	GROSS APPROPRIATION.....	\$ 4,717,000

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1	Appropriated from:		
2	Federal revenues:		
3	FEMA-PTED, hazardous material assistance program.....		50,000
4	DOT-RSPA, interagency hazardous materials public		
5	sector training and planning grants.....		50,000
6	Special revenue funds:		
7	State general fund/general purpose.....	\$	4,617,000
8	Sec. 111. EMERGENCY MANAGEMENT		
9	Full-time equated classified positions.....	49.0	
10	Emergency management planning and		
11	administration--18.5 FTE positions.....	\$	1,714,000
12	Grants to local government.....		2,182,100
13	FEMA program assistance--13.5 FTE positions.....		1,874,200
14	Nuclear power plant emergency planning--6.0 FTE		
15	positions.....		1,098,600
16	Hazardous materials transportation--1.0 FTE positions		610,900
17	Hazardous materials programs--10.0 FTE positions.....		<u>1,616,400</u>
18	GROSS APPROPRIATION.....	\$	9,096,200
19	Appropriated from:		
20	Federal revenues:		
21	FEMA-PTED, hazardous material assistance program.....		4,954,100
22	DOT-RSPA, interagency hazardous materials public		
23	sector training and planning grants.....		610,900
24	DOJ-BJA, antiterrorism training.....		249,900
25	Special revenue funds:		
26	Nuclear plant emergency planning reimbursement.....		1,098,600

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1	Hazardous materials training center fees.....	1,035,000
2	State general fund/general purpose..... \$	1,147,700
3	Sec. 112. UNIFORM SERVICES	
4	Full-time equated classified positions.....	2,059.5
5	Uniform services--610.0 FTE positions..... \$	46,597,800
6	Security guards--35.0 FTE positions.....	1,387,500
7	Reimbursed services.....	500,000
8	At-post troopers--1,414.5 FTE positions.....	<u>103,110,500</u>
9	GROSS APPROPRIATION..... \$	151,595,800
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG-MDMB, building occupancy charges.....	579,300
13	IDG-MDOC.....	102,000
14	Federal revenues:	
15	DOL-ETA.....	150,000
16	Special revenue funds:	
17	Highway safety fund.....	6,486,900
18	State police service fees.....	500,000
19	State general fund/general purpose..... \$	143,777,600
20	Sec. 113. SPECIAL OPERATIONS	
21	Full-time equated classified positions.....	156.5
22	Operational support--35.0 FTE positions..... \$	2,290,900
23	Traffic services--13.5 FTE positions.....	3,379,000
24	Aviation program--8.0 FTE positions.....	1,649,100
25	Communications--100.0 FTE positions.....	<u>12,020,600</u>
26	GROSS APPROPRIATION..... \$	19,339,600

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1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG-MDOC, contract.....	61,500
4	Federal revenues:	
5	DOT-NHTSA.....	1,935,400
6	Special revenue funds:	
7	Rental of department aircraft.....	201,300
8	Drunk driving prevention and training fund.....	790,200
9	State general fund/general purpose..... \$	16,351,200
10	Sec. 114. CRIMINAL INVESTIGATIONS	
11	Full-time equated classified positions.....	470.5
12	Criminal investigations--330.5 FTE positions..... \$	33,078,800
13	Federal anti-drug initiatives--72.0 FTE positions....	7,300,200
14	Reimbursed services, materials, and equipment.....	1,696,700
15	Auto theft prevention--10.0 FTE positions.....	1,051,200
16	Casino gaming oversight--58.0 FTE positions.....	<u>7,097,800</u>
17	GROSS APPROPRIATION..... \$	50,224,700
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	IDT, auto theft funds.....	805,000
21	IDG-MDTR, casino gaming fees.....	7,097,800
22	IDG-MDCH, tobacco tax.....	609,700
23	Federal revenues:	
24	Federal investigations-reimbursed services.....	308,200
25	DOJ-BJA, drug control and system improvement, formula	
26	grants.....	7,160,300

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1	DOJ-BJS.....	475,000
2	Federal narcotics investigation revenues.....	371,500
3	Special revenue funds:	
4	Local-reimbursed services.....	1,388,500
5	Narcotics investigation revenues.....	508,600
6	Forfeiture funds.....	269,500
7	Licensing fees.....	415,400
8	State general fund/general purpose.....	\$ 30,815,200
9	Sec. 115. MOTOR CARRIER ENFORCEMENT	
10	Full-time equated classified positions.....218.0	
11	Motor carrier enforcement--135.0 FTE positions.....	\$ 9,855,100
12	Truck safety enforcement team operations--15.0 FTE	
13	positions.....	1,170,800
14	Safety inspections--45.5 FTE positions.....	3,012,500
15	School bus inspections--16.0 FTE positions.....	1,437,700
16	Safety projects--6.5 FTE positions.....	<u>820,900</u>
17	GROSS APPROPRIATION.....	\$ 16,297,000
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	IDT, truck safety fund.....	1,234,600
21	IDG-MDOT, state trunkline fund.....	7,763,900
22	Federal revenues:	
23	DOT-NHTSA, federal highway administration.....	3,155,200
24	Special revenue funds:	
25	Motor carrier fees.....	2,705,600
26	State general fund/general purpose.....	\$ 1,437,700

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PART 2

4

PROVISIONS CONCERNING APPROPRIATIONS

5 GENERAL SECTIONS

6

Sec. 201. (1) Pursuant to section 30 of article IX of the state

7

constitution of 1963, total state spending from state sources for fiscal

8

year 1999-2000 is estimated at [\$310,846,300.00] in this act and state

9

spending paid to local units of government for fiscal year 1999-2000 is

10

estimated at [\$19,384,100.00]. The itemized statement below identifies

11

appropriations from which spending to units of local government will

12

occur:

13

DEPARTMENT OF STATE POLICE

14

OFFICE OF HIGHWAY SAFETY PLANNING

15

Secondary road patrol and traffic accident basic

16

grants..... \$ 5,702,100

17

Secondary road patrol and traffic accident enhanced

18

grants..... 6,152,300

19

FORENSIC SCIENCES

20

Grant to city of Detroit..... \$ [921,100]

21

COMMISSION ON LAW ENFORCEMENT STANDARDS

22

Training only to local units..... \$ 659,400

23

Michigan justice training commission..... 5,624,700

24

FIRE MARSHAL

25

Fire fighters training council..... \$ 273,000

26

Fire investigation training for locals..... 51,500

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1 Total..... \$ [19,384,100]

2 (2) If it appears to the principal executive officer of the
3 department or branch that state spending to local units of government
4 will be less than the amount that was projected to be expended under
5 subsection (1), the principal executive officer shall immediately give
6 notice of the approximate shortfall to the state budget director, the
7 senate and house appropriations committees, and the senate and house
8 fiscal agencies.

9 Sec. 202. The appropriations made and the expenditures authorized
10 under this act and the departments, agencies, commissions, boards,
11 offices, and programs for which an appropriation is made under this act
12 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to
13 18.1594.

14 Sec. 203. (1) In addition to the funds appropriated in part 1,
15 there is appropriated an amount not to exceed \$10,000,000.00 for federal
16 contingency funds. These funds are not available for expenditure until
17 they have been transferred to another line item in this act pursuant to
18 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1101
19 to 18.1594.

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

26 (3) In addition to the funds appropriated in part 1, there is
27 appropriated an amount not to exceed \$1,000,000.00 for local contingency

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1 funds. These funds are not available for expenditure until they have
2 been transferred to another line item in this act pursuant to
3 section 393(2) of the management and budget act, 1984 PA 431,
4 MCL 18.1393.

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

10 Sec. 204. A department or agency billed by the department of civil
11 service for the 1% charge authorized by section 5 of article XI of the
12 state constitution of 1963 by the end of the first fiscal quarter shall
13 pay the total amount of the billing by the end of the second fiscal
14 quarter.

15 Sec. 205. As used in this act:

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

17 (b) "COLES" means the commission on law enforcement standards.

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

19 (d) "DNA" means deoxyribonucleic acid.

20 (e) "DOJ" means the United States department of justice.

21 (f) "DOJ-BJA" means the DOJ bureau of justice assistance.

22 (g) "DOJ-BJS" means the United States DOJ bureau of justice

23 statistics.

24 (h) "DOJ-OJP" means the DOJ office of justice programs.

25 (i) "DOL" means the United States department of labor.

26 (j) "DOL-ETA" means the DOL employment and training administration.

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1 (k) "DOT" means the United States department of transportation.

2 (l) "DOT-NHTSA" means DOT national highway traffic safety
3 administration.

4 (m) "DOT-FHWA" means the DOT federal highway administration.

5 (n) "DOT-RSPA" means the DOT research and special programs
6 administration.

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

8 (p) "FEMA-PTED" means the FEMA preparedness, training, and
9 exercises directorate.

10 (q) "FTE" means full-time equated.

11 (r) "IDG" means interdepartmental grant.

12 (s) "IDT" means intradepartmental transfer.

13 (t) "LEIN" means law enforcement information network.

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

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

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

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

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

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

20 Sec. 206. It is the intent of the legislature that personnel of the
21 department who request and are eligible for reimbursement of expenses
22 related to the operation of the department be reimbursed from the appro-
23 priations provided in this act within 30 days after submitting a request,
24 or the eligible personnel shall be paid an additional amount equal to
25 0.75% of the payment due. The department shall pay an additional amount
26 equal to 0.75% of the payment due for the first month and each succeeding
27 month or portion of a month the payment remains past due.

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1 Sec. 207. (1) Beginning October 1, 1999, there is a hiring freeze
2 imposed on the state classified civil service. State departments and
3 agencies are prohibited from hiring any new full-time state classified
4 civil service employees and prohibited from filling any vacant state
5 classified civil service positions. This hiring freeze does not apply to
6 internal transfers from 1 position to another within a department or to
7 positions that are funded 80% or more from federal or restricted money.

8 (2) The state budget director shall grant exceptions to this hiring
9 freeze when the state budget director believes that the hiring freeze
10 will result in the state department or agency being unable to deliver
11 basic services. The state budget director shall report by the fifteenth
12 of each month to the chairpersons of the senate and house of representa-
13 tives standing committees on appropriations the number of exclusions to
14 the hiring freeze approved during the previous month and the reasons for
15 the exclusions.

16 Sec. 208. Money appropriated in part 1 shall not be used for the
17 purchase of foreign goods or services if competitively priced American
18 goods or services of comparable quality are available.

19 Sec. 209. Of the state general fund/general purpose revenue appro-
20 priated in this act, \$57,717,000.00 represents a state spending increase
21 over the amount provided to the department of state police for the fiscal
22 year ending September 30, 1994, and may be used to meet state match
23 requirements of programs contained in the federal violent crime control
24 and law enforcement act of 1994, or successor grant programs, so that any
25 additional federal money received supplements funding provided to the
26 department of state police in this act.

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1 Sec. 210. The department's internal auditor shall prepare a report
2 on his or her activities during the 1998-1999 fiscal year. The report
3 shall include a list of each audit or investigation performed pursuant to
4 sections 486(4) and 487 of the management and budget act, 1984 PA 431,
5 MCL 18.1486 and 18.1487. The report shall identify the time spent on
6 each of the statutory responsibilities listed in sections 485(4), 486(4),
7 and 487 of the management and budget act, 1984 PA 431, MCL 18.1485,
8 18.1486, and 18.1487, and the time spent on all other activities per-
9 formed in the internal audit function. The first report is due on March
10 1, 2000 and biennially thereafter beginning on May 1, 2001. The report
11 shall be delivered to the governor, auditor general, the senate and house
12 appropriations committees, the senate and house fiscal agencies, and the
13 director.

14 Sec. 211. The department is authorized to receive and to expend
15 upon receipt any federal or state forfeiture money. Each quarter, the
16 department shall notify the state police appropriations subcommittees of
17 the house and senate and the house and senate fiscal agencies of the
18 receipt of any federal or state forfeiture money.

19 Sec. 212. Any law enforcement entity receiving GF/GP funds from
20 this act shall not evaluate an employee or consider an employee for pro-
21 motion or assignment on the basis of motor vehicle citations issued.

22 Sec. 213. Money appropriated under this act shall be used to estab-
23 lish a sex offenders registry website on the Internet. The website shall
24 be capable of being linked to and immediately be accessible from the web-
25 sites of public officials, including legislators. The sex offenders reg-
26 istry website shall contain a listing of all those persons in the state
27 convicted of a sex offense and required to be registered with the state

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1 under the sex offenders registration act, 1994 PA 295, MCL 28.721 to
2 28.732. Persons listed on the sex offenders registry website shall have
3 information listed about them including, but not limited to, their name,
4 aliases, date of birth, address, physical description, including a photo-
5 graph, and a list of sex offenses of which they were convicted.

6 Sec. 214. Where the department provides contractual services, all
7 costs incurred by the department in providing those services, including,
8 but not limited to, retirement and overtime costs, shall be included in
9 reimbursements made to the department for those services.

10 Sec. 215. (1) The director shall take all reasonable steps to
11 ensure businesses in deprived and depressed communities compete for and
12 perform contracts to provide services or supplies, or both, for the
13 department.

14 (2) The director shall strongly encourage firms with which the
15 department contracts to subcontract with certified businesses in
16 depressed and deprived communities for services or supplies, or both.

17 Sec. 216. (1) The department shall submit to the department of man-
18 agement and budget, the house and senate appropriations committees, the
19 house and senate fiscal agencies, and the house and senate standing com-
20 mittees with jurisdiction over technology issues, quarterly reports on
21 the department's efforts to change the department's computer software and
22 hardware as necessary to perform properly in the year 2000 and beyond.
23 These reports shall identify actual progress in comparison to the
24 department's approved work plan for these efforts.

25 (2) Beginning with the report on April 1, 2000, the department shall
26 submit to the department of management and budget, the senate and house
27 of representatives standing committees on appropriations, the senate and

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1 house fiscal agencies, and the senate and house standing committees
2 having jurisdiction over technology issues quarterly reports identifying
3 for the immediately preceding quarter any problems with information sys-
4 tems, any occurrences of information system failure as a result of non-
5 compliance with year 2000 standards, and any previously unidentified area
6 of impact. These reports shall identify all systems needing corrective
7 action and the contractual obligations of all accountable parties. These
8 reports shall give the status of the progress made in repairing and test-
9 ing applications, the status of all vendor-supplied solutions to prob-
10 lems, information on the activation of manual or contract processes used
11 to correct problems, and an itemization of the additional costs
12 incurred.

13 (3) The department may present progress billings to the department
14 of management and budget for the costs incurred in changing computer
15 software and hardware as necessary to perform properly in the year 2000
16 and beyond and for the costs of corrective action. At the time progress
17 billings are presented for reimbursement, the department shall identify
18 the funding sources that should support the work performed, and the
19 department of management and budget shall forward the appropriate
20 funding.

21 Sec. 217. Within 10 working days after formal presentation of the
22 executive budget, the state budget director shall report to the members
23 of the senate and house appropriations committees and to the senate and
24 house fiscal agencies on the amounts and sources of all capped federal
25 funds, special revenue funds as defined in the state of Michigan's com-
26 prehensive annual financial report, and the healthy Michigan fund, and an

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1 accounting of the state departments or agencies in which the executive
2 budget proposed to spend the funds.

3 Sec. 218. In conjunction with the department of transportation, the
4 department of state police shall develop plans for the maintenance,
5 scheduling, and use of all state-owned aircraft. It is the intent of the
6 legislature that these plans maximize the safe and cost-efficient use of
7 the state transportation air fleet. The department shall prepare a joint
8 report, coordinated by the department of transportation, on the develop-
9 ment of these plans.

10 Sec. 220. Sixty days prior to beginning any effort to privatize,
11 the department shall submit a complete project plan to the appropriate
12 house and senate appropriations subcommittees and the house and senate
13 fiscal agencies. The plan shall include the criteria under which the
14 privatization initiative will be evaluated. The evaluation shall be com-
15 pleted and submitted to the appropriate house and senate appropriations
16 subcommittees and the house and senate fiscal agencies within 30 months.

17 Sec. 221. The department shall create and retain copies of reports
18 for all money appropriated under section 101.

19 Sec. 222. All reports required in this act shall be made available
20 to the public primarily through Internet access, unless a printed version
21 is requested. The department shall provide electronic notification to
22 all legislative offices for specific reports requested by the
23 legislature.

24 Sec. 223. Not later than March 15, 2000 and September 30, 2000, the
25 department shall report to the state police appropriations subcommittees
26 of the house and senate and the house and senate fiscal agencies. The

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1 report shall contain the following information regarding the department's
2 activities related to casino gaming oversight:

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

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

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

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

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

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

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

[Sec. 224. The department shall prepare a report on the costs of processing the fingerprints of concealed weapon license applicants. The department shall submit the report to the house and senate appropriations subcommittees on state police/military and veterans affairs and the house and senate fiscal agencies by February 1, 2000.]

11 **FIRE MARSHAL**

12 Sec. 301. (1) The department shall prepare a detailed report and
13 deliver it to the senate and house subcommittees on the state police not
14 later than May 15, 2000.

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

17 (a) Michigan fire chiefs association.

18 (b) Michigan state fireman's association.

19 (c) Michigan firefighter's union.

20 (d) Michigan fire service instructors association.

21 (e) Michigan fire inspectors society.

22 (f) Michigan chapter of the international association of arson
23 investigators.

24 (3) The report shall contain information about the quality and
25 adequacy of service from the state fire investigation, education, and

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1 training under the proposed reorganization of the fire marshal division
2 responsibilities. The report shall be based on the performance of the
3 fire marshal division in the performance of its fire safety duties during
4 the first 6 months of fiscal year 1999-2000.

5 **HIGHWAY SAFETY PLANNING**

6 Sec. 401. In addition to the money appropriated in section 105 and
7 section 109, the department may receive and expend state restricted funds
8 for the support of the secondary road patrol and traffic accident
9 enhanced grants program and training to local units in accordance with
10 section 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e.
11 Expenditures for the support of the secondary road patrol and traffic
12 accident enhanced grants and training to local units program shall not
13 exceed revenues received.

14 **CRIMINAL JUSTICE DATA CENTER**

15 Sec. 501. The money appropriated in section 107 for computer serv-
16 ices shall be funded by LEIN user fees sufficient to pay 1/3 of the serv-
17 ice and contract maintenance costs of the LEIN mainframe computer
18 system.

19 Sec. 503. A portion of the funds appropriated in section 107 for
20 the criminal justice data center shall be used by the department to
21 produce a written report detailing departmental policies regarding access
22 to and use of information from the law enforcement information network.
23 The report shall include a description of departmental measures to

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1 protect the security of information in the law enforcement information
2 network including safeguards that would prevent unauthorized persons from
3 obtaining information from the law enforcement information network. The
4 department shall deliver a copy of this report to the senate and house
5 appropriations committees no later than April 1, 2000.

6 Sec. 504. The criminal justice information systems policy council
7 shall encourage members of the law enforcement agencies in the state to
8 be sensitive to, and note when necessary, activities or circumstances
9 that may suggest the unauthorized access or misuse of information from
10 the law enforcement information network. The criminal justice informa-
11 tion systems policy council shall advise LEIN auditors, as a part of
12 their audit of law enforcement agencies, to investigate in depth all sus-
13 pected incidents of improper access or improper use of information from
14 the law enforcement information network and determine whether or not
15 those incidents were illegal. In those incidents which may be determined
16 to be illegal, the executive secretary for the council shall determine
17 whether those incidents were of a negligent or criminal nature. When an
18 incident is determined to be an illegal act, the council shall inform the
19 chairs of both the senate and house appropriations committees.

20 **FORENSIC SCIENCES**

21 Sec. 601. It is the intent of the legislature that the grant to the
22 city of Detroit under section 108 be allocated by the city to supplement
23 the city's appropriations for the Detroit crime lab [and the Detroit police
special events account].

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1 Sec. 602. (1) The department shall distribute a copy of the
2 department's protocol for retaining and purging DNA analysis samples and
3 records to each police agency in this state.

4 (2) The department shall report to the house and senate appropria-
5 tions subcommittees on state police and the house and senate fiscal agen-
6 cies whenever any changes to the department's DNA protocol are made.

7 **COMMISSION ON LAW ENFORCEMENT STANDARDS**

8 Sec. 701. The money appropriated to the COLES for maintenance and
9 delivery of training to locals is provided in accordance with a state
10 reimbursement policy in which 100% of the determined state reimbursement
11 rate shall be distributed upon certification by the COLES.

12 Sec. 702. The money appropriated in section 109 for community
13 policing coordination shall be used by the department to work in conjunc-
14 tion with local criminal justice agencies to identify appropriate curric-
15 ulum to support community policing. The department shall work as a coor-
16 dinator to deliver community policing training.

17 **EMERGENCY MANAGEMENT**

18 Sec. 801. (1) The state director of emergency management may expend
19 money appropriated under this act to call upon any agency or department
20 of the state or any resource of the state to protect life or property or
21 to provide for the health or safety of the population in any area of the
22 state in which the governor proclaims a state of emergency or state of
23 disaster under 1945 PA 302, MCL 10.31 to 10.33, or under the emergency

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1 management act, 1976 PA 390, MCL 30.401 to 30.420. The state director of
2 emergency management may expend the amounts the director considers neces-
3 sary to accomplish these purposes. The director shall submit to the
4 state budget director as soon as possible a complete report of all
5 actions taken under the authority of this section. The report shall con-
6 tain, as a separate item, a statement of all money expended that is not
7 reimbursable from federal money. The state budget director shall review
8 the expenditures and submit recommendations to the legislature in regard
9 to any possible need for a supplemental appropriation.

10 (2) In addition to the money appropriated in this act, the depart-
11 ment may receive and expend money from local, private, federal, or state
12 sources for the purpose of providing emergency management training to
13 local or private interests and for the purpose of supporting emergency
14 preparedness, response, recovery, and mitigation activity.

15 **UNIFORM SERVICES**

16 Sec. 901. The department shall not expend any portion of the money
17 appropriated in this act, including any expenditure made under an execu-
18 tive order, to plan for or to implement a roadblock or check lane system
19 that has as its primary objective the deterrence or detection of intoxi-
20 cated drivers in this state.

21 Sec. 902. It is the intent of the legislature that the department
22 maintain the maximum number of troopers on the road from the available
23 money appropriated in this act.

24 Sec. 903. State police enlisted personnel who are employed to
25 enforce traffic laws as provided in section 629e of the Michigan vehicle

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1 code, 1949 PA 300, MCL 257.629e, shall not be prohibited from responding
2 to crimes in progress or other emergency situations, and are responsible
3 for protecting every citizen of this state from harm.

4 SPECIAL OPERATIONS

5 Sec. 1001. (1) Money appropriated under section 113 for the
6 Michigan public safety communications system shall be expended upon
7 approval of an expenditure plan by the state budget director.

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

11 (3) All money received by the department of state police under this
12 section shall be deposited to the state general fund pursuant to section
13 443 of the management and budget act, 1984 PA 431, MCL 18.1443.

14 (4) The department of state police shall provide a report to the
15 house and senate appropriations committees, house and senate fiscal agen-
16 cies, and the state budget director on April 15, 2000, and on October 15,
17 2000, indicating the amount of revenue collected under this section and
18 deposited to the state general fund for the immediately preceding 6-month
19 period.

20 Sec. 1002. In addition to the appropriations in section 113 to the
21 department of state police for the aviation program, the department is
22 authorized to sell its aircraft and the proceeds from the sale are appro-
23 priated and may be applied to the renovation cost of replacement
24 aircraft.

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1 CRIMINAL INVESTIGATIONS

2 Sec. 1101. (1) There is sufficient money appropriated in
3 section 113 to criminal investigations to ensure that the citizens in a
4 service area of any state police post in the vicinity of a state prison
5 do not experience a downgrading of state police services in their area.
6 Criminal investigations shall be available by temporary or permanent
7 assignment of a detective when either a temporary or permanent prison
8 facility is opened.

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

12 Sec. 1102. In addition to the money appropriated in part 1, the
13 department may receive and expend state restricted funds for the support
14 of the private security guard licensure program. Expenditures for the
15 support of the private security guard licensure program shall not exceed
16 revenues received.

[Sec. 1103. (1) It is the intent of the legislature that the
department of state police explore the feasibility of establishing an
internet crime unit within criminal investigations.]

(2) The department shall report its findings to the appropriations
subcommittees on state police/military and veterans affairs on or before
January 15, 2000.]

17 MOTOR CARRIER ENFORCEMENT

18 Sec. 1201. The appropriation in section 115 for school bus inspec-
19 tions shall be used by the department of state police to inspect each
20 school bus and pupil transportation vehicle annually, as required under
21 section 715a of the Michigan vehicle code, 1949 PA 300, MCL 257.715a, and
22 section 39 of the pupil transportation act, 1990 PA 187, MCL 257.1839.

23 Sec. 1202. During such time when a state weigh station is closed,
24 the sign denoting its closure shall include a statement informing the

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1 public that weight and safety enforcement is being maintained by motor
2 carrier officers on mobile patrol.