

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 238

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2002; 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:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. Subject to the conditions set forth in this act, the

4 amounts listed in this part are appropriated for the department of state

5 police for the fiscal year ending September 30, 2002, 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.....	3.0	
6	Full-time equated classified positions.....	3,635.5	
7	GROSS APPROPRIATION.....	\$	412,187,600
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers.....		18,527,500
11	ADJUSTED GROSS APPROPRIATION.....	\$	393,660,100
12	Federal revenues:		
13	Total federal revenues.....		43,211,000
14	Special revenue funds:		
15	Total local revenues.....		3,913,700
16	Total private revenues.....		0
17	Total other state restricted revenues.....		47,632,600
18	State general fund/general purpose.....	\$	298,902,800
19	<b>Sec. 102. EXECUTIVE DIRECTION</b>		
20	Full-time equated unclassified positions.....	3.0	
21	Full-time equated classified positions.....	36.0	
22	Unclassified positions.....	\$	260,400
23	Executive direction--29.0 FTE positions.....		3,389,500
24	Auto theft prevention program--7.0 FTE positions.....		<u>6,539,600</u>
25	GROSS APPROPRIATION.....	\$	10,189,500
26	Appropriated from:		

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1	Special revenue funds:	
2	Auto theft prevention fees.....	6,539,600
3	State general fund/general purpose..... \$	3,649,900
4	<b>Sec. 103. DEPARTMENTWIDE APPROPRIATIONS</b>	
5	Special maintenance and utilities..... \$	479,400
6	Rent and building occupancy charges.....	7,789,400
7	Worker's compensation.....	2,553,000
8	Fleet leasing.....	14,637,900
9	In-service training.....	850,000
10	Narcotics investigation funds.....	<u>265,000</u>
11	GROSS APPROPRIATION..... \$	26,574,700
12	Appropriated from:	
13	Interdepartmental grant revenues:	
14	IDT, Michigan justice training fund.....	850,000
15	Federal revenues:	
16	Federal narcotics investigation revenues.....	95,000
17	Special revenue funds:	
18	Narcotics investigation revenues.....	170,000
19	State general fund/general purpose..... \$	25,459,700
20	<b>Sec. 104. SUPPORT SERVICES</b>	
21	Full-time equated classified positions.....267.5	
22	Human resources--35.5 FTE positions..... \$	2,551,700
23	Management services--60.0 FTE positions.....	4,002,600
24	Training administration--44.0 FTE positions.....	4,838,300
25	Communications--128.0 FTE positions.....	<u>19,176,500</u>
26	GROSS APPROPRIATION..... \$	30,569,100

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1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG, training academy charges.....	2,708,600
4	Special revenue funds:	
5	Local - LEIN fees.....	31,900
6	Auto theft prevention fees.....	21,000
7	Reimbursements.....	10,000
8	Precision driving track fees.....	264,100
9	Narcotics investigation revenues.....	40,600
10	Motor carrier fees.....	122,000
11	State general fund/general purpose..... \$	27,370,900
12	<b>Sec. 105. HIGHWAY SAFETY PLANNING</b>	
13	Full-time equated classified positions.....26.0	
14	State program planning and administration--14.0 FTE	
15	positions..... \$	1,207,200
16	Grants to local governments and nonprofit	
17	organizations.....	4,500,000
18	Secondary road patrol administration--1.0 FTE	
19	position.....	123,800
20	Secondary road patrol and traffic accident basic	
21	grants.....	6,523,200
22	Secondary road patrol and traffic accident enhanced	
23	grants.....	6,402,300
24	Truck safety program--2.0 FTE positions.....	2,972,700
25	Field coordination and analysis--8.0 FTE positions...	1,971,800
26	Highway traffic safety--1.0 FTE position.....	<u>3,973,800</u>

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1	GROSS APPROPRIATION.....	\$	27,674,800
2	Appropriated from:		
3	Federal revenues:		
4	DOT-NHTSA.....		10,517,600
5	DOJ-OJJDP.....		560,000
6	Special revenue funds:		
7	Truck driver safety fund.....		2,972,700
8	Secondary road patrol and training fund.....		6,402,300
9	State general fund/general purpose.....	\$	7,222,200
10	<b>Sec. 106. CRIMINAL JUSTICE INFORMATION CENTER</b>		
11	Full-time equated classified positions.....		96.5
12	Criminal justice information center division--		78.0
13	FTE positions.....	\$	8,684,400
14	Criminal records improvement--1.0 FTE position.....		4,727,600
15	Traffic safety--17.5 FTE positions.....		<u>1,520,300</u>
16	GROSS APPROPRIATION.....	\$	14,932,300
17	Appropriated from:		
18	Interdepartmental grant revenues:		
19	IDG-MDOS.....		315,400
20	IDG-MDOT, state trunkline fund.....		338,500
21	Federal revenues:		
22	DOJ-BJS, national criminal history improvement pro-		
23	gram (NCHIP).....		4,627,400
24	DOJ-BJA, drug control and system improvements, for-		
25	mula grants.....		100,200
26	DOT-NHTSA.....		386,700

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1	Special revenue funds:		
2	Criminal justice information center service fees.....	3,092,500	
3	Concealed weapons enforcement fee.....	140,000	
4	State general fund/general purpose..... \$	5,931,600	
5	<b>Sec. 107. CRIMINAL JUSTICE DATA CENTER</b>		
6	Full-time equated classified positions.....53.0		
7	State police - management information systems--19.5		
8	FTE positions..... \$	1,611,700	
9	Local LEIN services--19.5 FTE positions.....	4,257,600	
10	Automated fingerprint identification system--14.0 FTE		
11	positions.....	2,509,000	
12	Computer services.....	<u>1,918,000</u>	
13	GROSS APPROPRIATION..... \$	10,296,300	
14	Appropriated from:		
15	Special revenue funds:		
16	Local - LEIN fees.....	2,035,600	
17	Local - AFIS fees.....	33,000	
18	State general fund/general purpose..... \$	8,227,700	
19	<b>Sec. 108. FORENSIC SCIENCES</b>		
20	Full-time equated classified positions.....209.0		
21	Laboratory operations--185.0 FTE positions..... \$	15,961,500	
22	DNA analysis program--24.0 FTE positions.....	2,716,100	
23	Grant to city of Detroit.....	<u>431,400</u>	
24	GROSS APPROPRIATION..... \$	19,109,000	
25	Appropriated from:		
26	Federal revenues:		

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1	DOJ-BJA, drug control and system improvement, formula	
2	grants.....	580,200
3	Special revenue funds:	
4	Forensic science reimbursement fees.....	15,000
5	State forensic laboratory fund.....	900,000
6	State general fund/general purpose.....	\$ 17,613,800
7	<b>Sec. 109. COMMISSION ON LAW ENFORCEMENT STANDARDS</b>	
8	Full-time equated classified positions.....28.0	
9	Standards and training--24.0 FTE positions.....	\$ 2,208,600
10	Training only to local units.....	686,400
11	Officer's survivor tuition program.....	50,000
12	Michigan justice training commission--4.0 FTE	
13	positions.....	<u>9,026,100</u>
14	GROSS APPROPRIATION.....	\$ 11,971,100
15	Appropriated from:	
16	Federal revenues:	
17	DOJ-OJP.....	360,000
18	Special revenue funds:	
19	Secondary road patrol and training fund.....	686,400
20	Michigan justice training fund.....	9,026,100
21	State general fund/general purpose.....	\$ 1,898,600
22	<b>Sec. 110. FIRE MARSHAL</b>	
23	Full-time equated classified positions.....55.0	
24	Fire marshal programs--44.0 FTE positions.....	\$ 3,885,200
25	Fire investigation training to locals.....	51,500
26	Fire fighters training council--11.0 FTE positions...	<u>1,721,200</u>

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1	GROSS APPROPRIATION.....	\$	5,657,900
2	Appropriated from:		
3	Federal revenues:		
4	FEMA-PTED, emergency management planning and		
5	assistance.....		150,000
6	DOT-RSPA, interagency hazardous materials public		
7	sector training and planning grants.....		85,000
8	State general fund/general purpose.....	\$	5,422,900
9	<b>Sec. 111. EMERGENCY MANAGEMENT</b>		
10	Full-time equated classified positions.....	49.0	
11	Emergency management planning and		
12	administration--32.0 FTE positions.....	\$	2,904,600
13	Grants to local government.....		2,182,100
14	FEMA program assistance--3.0 FTE positions.....		963,500
15	Nuclear power plant emergency planning--6.0 FTE		
16	positions.....		1,133,500
17	Hazardous materials transportation--1.0 FTE position.		614,900
18	Hazardous materials programs--7.0 FTE positions.....		<u>3,799,900</u>
19	GROSS APPROPRIATION.....	\$	11,598,500
20	Appropriated from:		
21	Federal revenues:		
22	FEMA-PTED, emergency management planning and		
23	assistance.....		4,652,700
24	DOT-RSPA, interagency hazardous materials public		
25	sector training and planning grants.....		579,900
26	DOJ-BJA, antiterrorism grants.....		2,249,900



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1	Special revenue funds:	
2	Nuclear plant emergency planning reimbursement.....	1,133,500
3	Hazardous materials training center fees.....	1,255,200
4	State general fund/general purpose..... \$	1,727,300
5	<b>Sec. 112. UNIFORM SERVICES</b>	
6	Full-time equated classified positions.....2,084.5	
7	Uniform services--610.0 FTE positions..... \$	50,830,600
8	Security guards--35.0 FTE positions.....	1,444,100
9	Reimbursed services.....	732,800
10	At-post troopers--1,439.5 FTE positions.....	114,219,000
11	State commercial mobile radio service projects.....	<u>837,000</u>
12	GROSS APPROPRIATION..... \$	168,063,500
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	IDG-MDMB, building occupancy charges.....	610,100
16	IDG-MDOC.....	102,000
17	IDG-MDTR, emergency telephone fund.....	837,000
18	Federal revenues:	
19	DOL-ETA.....	150,000
20	DOJ-COPS.....	1,500,000
21	Special revenue funds:	
22	Highway safety fund.....	8,516,900
23	State police service fees.....	732,800
24	State general fund/general purpose..... \$	155,614,700
25	<b>Sec. 113. SPECIAL OPERATIONS</b>	
26	Full-time equated classified positions.....61.5	

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1	Operational support--40.0 FTE positions.....	\$	2,886,700
2	Traffic services--13.5 FTE positions.....		4,031,400
3	Aviation program--8.0 FTE positions.....		<u>1,759,200</u>
4	GROSS APPROPRIATION.....	\$	8,677,300
5	Appropriated from:		
6	Interdepartmental grant revenues:		
7	IDG-MDOC, contract.....		76,000
8	Federal revenues:		
9	DOT-NHTSA.....		2,380,800
10	Special revenue funds:		
11	Rental of department aircraft.....		201,300
12	Drunk driving prevention and training fund.....		971,500
13	State general fund/general purpose.....	\$	5,047,700
14	<b>Sec. 114. CRIMINAL INVESTIGATIONS</b>		
15	Full-time equated classified positions.....460.5		
16	Criminal investigations--346.5 FTE positions.....	\$	33,093,700
17	Federal antidrug initiatives--72.0 FTE positions.....		10,027,000
18	Reimbursed services, materials, and equipment.....		2,326,800
19	Auto theft prevention--10.0 FTE positions.....		1,158,500
20	Casino gaming oversight--32.0 FTE positions.....		<u>3,545,900</u>
21	GROSS APPROPRIATION.....	\$	50,151,900
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	IDT, auto theft funds.....		892,800
25	IDG-MDTR, casino gaming fees.....		3,545,900
26	IDG-MDCH, tobacco tax.....		656,900

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1	Federal revenues:	
2	Federal investigations - reimbursed services.....	513,600
3	DOJ-BJA, drug control and system improvement, formula	
4	grants.....	7,523,100
5	Federal narcotics investigation revenues.....	383,100
6	Special revenue funds:	
7	Local - reimbursed services.....	1,813,200
8	Narcotics investigation revenues.....	547,700
9	Forfeiture funds.....	269,500
10	Licensing fees.....	200,000
11	State general fund/general purpose..... \$	33,806,100
12	<b>Sec. 115. MOTOR CARRIER ENFORCEMENT</b>	
13	Full-time equated classified positions.....209.0	
14	Motor carrier enforcement--127.0 FTE positions..... \$	8,712,400
15	Truck safety enforcement team operations--15.0 FTE	
16	positions.....	1,048,900
17	Safety inspections--44.5 FTE positions.....	5,815,800
18	School bus inspections--16.0 FTE positions.....	1,457,000
19	Safety projects--6.5 FTE positions.....	<u>1,234,900</u>
20	GROSS APPROPRIATION..... \$	18,269,000
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	IDT, truck safety fund.....	1,122,100
24	IDG-MDOT, state trunkline fund.....	6,472,200
25	Federal revenues:	
26	DOT-NHTSA.....	5,815,800

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1 Special revenue funds:

2 Motor carrier fees..... 3,401,900

3 State general fund/general purpose..... \$ 1,457,000

4 **Sec. 116. BUDGETARY SAVINGS**

5 Budgetary savings..... \$ (1,547,300)

6 GROSS APPROPRIATION..... \$ (1,547,300)

7 Appropriated from:

8 State general fund/general purpose..... \$ (1,547,300)

9

10

11 PART 2

12 PROVISIONS CONCERNING APPROPRIATIONS

13 GENERAL SECTIONS

14 Sec. 201. Pursuant to section 30 of article IX of the state consti-  
15 tution of 1963, total state spending from state resources under part 1  
16 for fiscal year 2001-2002 is \$346,535,400.00 and state spending from  
17 state resources to be paid to local units of government for fiscal year  
18 2001-2002 is \$20,158,500.00. The itemized statement below identifies  
19 appropriations from which spending to units of local government will  
20 occur:

21 DEPARTMENT OF STATE POLICE

22 OFFICE OF HIGHWAY SAFETY PLANNING

23 Secondary road patrol and traffic accident basic

24 grants..... \$ 6,523,200

25 Secondary road patrol and traffic accident enhanced

26 grants..... 6,402,300

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1 FORENSIC SCIENCES

2 Grant to city of Detroit..... \$ 431,400

3 COMMISSION ON LAW ENFORCEMENT STANDARDS

4 Training only to local units..... \$ 686,400

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

6 FIRE MARSHAL

7 Fire fighters training council..... \$ 439,000

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

9 Total..... \$ 20,158,500

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

12 Sec. 203. As used in this act:

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

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

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

16 (d) "DNA" means deoxyribonucleic acid.

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

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

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

20 statistics.

21 (h) "DOJ-COPS" means the DOJ community oriented policing services.

22 (i) "DOJ-OJJDP" means the DOJ office of juvenile justice and

23 delinquency prevention.

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

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

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

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

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

4 (o) "DOT-RSPA" means the DOT research and special programs  
5 administration.

6 (p) "FEMA" means the federal emergency management agency.

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

9 (r) "FTE" means full-time equated.

10 (s) "IDG" means interdepartmental grant.

11 (t) "IDT" means intradepartmental transfer.

12 (u) "LEIN" means law enforcement information network.

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

14 (w) "MDMB" means the Michigan department of management and budget.

15 (x) "MDOC" means the Michigan department of corrections.

16 (y) "MDOS" means the Michigan department of state.

17 (z) "MDOT" means the Michigan department of transportation.

18 (aa) "MDTR" means the Michigan department of treasury.

19 Sec. 204. The department of civil service shall bill departments  
20 and agencies at the end of the first fiscal quarter for the 1% charge  
21 authorized by section 5 of article XI of the state constitution of 1963.  
22 Payments shall be made for the total amount of the billing by the end of  
23 the second fiscal quarter.

24 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on  
25 the state classified civil service. State departments and agencies are  
26 prohibited from hiring any new full-time state classified civil service  
27 employees and prohibited from filling any vacant state classified civil

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1 service positions. This hiring freeze does not apply to internal  
2 transfers of classified employees from 1 position to another within a  
3 department.

4 (2) The state budget director shall grant exceptions to this hiring  
5 freeze when the state budget director believes that the hiring freeze  
6 will result in rendering a state department or agency unable to deliver  
7 basic services, cause loss of revenue to the state, result in the inabil-  
8 ity of the state to receive federal funds, or necessitate additional  
9 expenditures that exceed any savings from maintaining a vacancy. The  
10 state budget director shall report by the last business day of each month  
11 to the chairpersons of the senate and house of representatives standing  
12 committees on appropriations the number of exceptions to the hiring  
13 freeze approved during the previous month and the justification for the  
14 exception.

15 Sec. 206. (1) In addition to the funds appropriated in part 1,  
16 there is appropriated an amount not to exceed \$10,000,000.00 for federal  
17 contingency funds. These funds are not available for expenditure until  
18 they have been transferred to another line item in this act under  
19 section 393(2) of the management and budget act, 1984 PA 431, MCL  
20 18.1393.

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

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

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

11       Sec. 207. At least 60 days before beginning any effort to privati-  
12 ze, the department shall submit a complete project plan to the appropri-  
13 ate senate and house of representatives appropriations subcommittees and  
14 the senate and house fiscal agencies. The plan shall include the cri-  
15 teria under which the privatization initiative will be evaluated. The  
16 evaluation shall be completed and submitted to the appropriate senate and  
17 house of representatives appropriations subcommittees and the senate and  
18 house fiscal agencies within 30 months.

19       Sec. 208. The department shall continue to pilot the use of the  
20 Internet to fulfill the reporting requirements of this act. This may  
21 include transmission of reports via electronic mail to the recipients  
22 identified for each reporting requirement or it may include placement of  
23 reports on the Internet or legislative Intranet site. The senate and  
24 house of representatives appropriations subcommittees and senate and  
25 house fiscal agencies shall be notified in writing of the Internet or  
26 Intranet site of any such report. Quarterly, the department shall  
27 provide a cumulative listing of the reports submitted during the most



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1 recent 3-month period along with the Internet or Intranet site of each  
2 report, and a list of those reports expected to be transmitted in the  
3 following quarter.

4       Sec. 209. Funds appropriated in part 1 shall not be used for the  
5 purchase of foreign goods or services, or both, if competitively priced  
6 and of comparable quality American goods or services, or both, are  
7 available. Preference should be given to goods or services, or both,  
8 manufactured or provided by Michigan businesses if they are competitively  
9 priced and of comparable value.

10       Sec. 210. The director of each department receiving appropriations  
11 in part 1 shall take all reasonable steps to ensure businesses in  
12 deprived and depressed communities compete for and perform contracts to  
13 provide services or supplies, or both, for the department. The director  
14 shall strongly encourage firms with which the department contracts to  
15 subcontract with certified businesses in depressed and deprived communi-  
16 ties for services or supplies, or both.

17       Sec. 211. It is the intent of the legislature that personnel of the  
18 department who request and are eligible for reimbursement of expenses  
19 related to the operation of the department be reimbursed from the appro-  
20 priations provided in this act within 30 days after submitting a request,  
21 or the eligible personnel shall be paid an additional amount equal to  
22 0.75% of the payment due. The department shall pay an additional amount  
23 equal to 0.75% of the payment due for the first month and each succeeding  
24 month or portion of a month the payment remains past due.

25       Sec. 212. Of the state general fund/general purpose revenue appro-  
26 priated in this act, \$87,419,000.00 represents a state spending increase  
27 over the amount provided to the department of state police for the fiscal

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1 year ending September 30, 1994, and may be used to meet state match  
2 requirements of programs contained in the violent crime control and law  
3 enforcement act of 1994, Public Law 103-322, 108 Stat. 1796, or successor  
4 grant programs, so that any additional federal money received supplements  
5 funding provided to the department of state police in this act.

6       Sec. 213. The department is authorized to receive and to expend  
7 upon receipt any federal or state forfeiture money. Each quarter, the  
8 department shall notify the state police appropriations subcommittees of  
9 the house and senate and the house and senate fiscal agencies of the  
10 receipt of any federal or state forfeiture money. In the event that  
11 funds are expended beyond the appropriations for federal or state forfei-  
12 ture money enacted in part 1 of this act, the department shall notify the  
13 house and senate subcommittees on state police and military and veterans  
14 affairs and the house and senate fiscal agencies within 30 days regarding  
15 the additional expenditures.

16       Sec. 214. Any law enforcement entity receiving GF/GP funds from  
17 this act shall not evaluate an employee or consider an employee for pro-  
18 motion or assignment on the basis of motor vehicle citations issued.

19       Sec. 215. (1) Money appropriated under this act shall be used to  
20 maintain a sex offenders registry website on the Internet. The website  
21 shall be capable of being linked to and immediately be accessible from  
22 the websites of public officials, including legislators. The sex offend-  
23 ers registry website shall contain a listing of all those persons in the  
24 state convicted of a sex offense and required to be registered with the  
25 state under the sex offenders registration act, 1994 PA 295, MCL 28.721  
26 to 28.732. Persons listed on the sex offenders registry website shall  
27 have information listed about them including, but not limited to, their

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1 name, aliases, date of birth, address, physical description, including,  
2 by December 31, 2001, a photograph, and a list of sex offenses of which  
3 they were convicted.

4 (2) There are sufficient funds appropriated in part 1 for maintain-  
5 ing the accuracy of the information contained in the sex offender regis-  
6 try website. The department shall assign sufficient personnel to ensure  
7 the accuracy and completeness of information concerning each registrant  
8 on the website by verifying the accuracy of registrants' addresses on a  
9 regular basis. The department shall vigorously apprehend and prosecute  
10 those who fail to comply with the sex offenders registration act.

11 Sec. 216. (1) It is the intent of the legislature that the depart-  
12 ment shall not provide any subsidy for contractual services it provides.

13 (2) When the department provides contractual services to a local  
14 unit of government, the department shall be reimbursed for all costs  
15 incurred in providing the services, including, but not limited to,  
16 retirement and overtime costs.

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

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

21 Sec. 217. In conjunction with the department of transportation, the  
22 department of state police shall develop plans for the maintenance,  
23 scheduling, and use of all state-owned aircraft. It is the intent of the  
24 legislature that these plans maximize the safe and cost-efficient use of  
25 the state transportation air fleet. The department shall prepare a joint  
26 report, coordinated by the department of transportation, on the  
27 development of these plans.

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1       Sec. 218. The department shall create and retain copies of reports  
2 for all money appropriated under part 1.

3       Sec. 219. Not later than March 15, 2002 and September 30, 2002, the  
4 department shall report to the state police appropriations subcommittees  
5 of the house and senate and the house and senate fiscal agencies. The  
6 report shall contain the following information regarding the department's  
7 activities related to casino gaming oversight:

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

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

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

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

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

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

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

16       Sec. 220. The department shall collect and computerize the vehicle  
17 identification number (VIN) of all vehicles that are entered into the  
18 state accident data collection system and make this and other vehicle  
19 information available to the public at cost. For bulk access to the  
20 accident records in which the VIN has been collected and computerized,  
21 the department shall make those records available to the public at cost,  
22 provided that the name and address have been excluded.

23       Sec. 221. From the funds appropriated in part 1, the department  
24 shall maintain a toll-free hotline in collaboration with the department  
25 of education. The toll-free hotline shall be operated 24 hours per day,  
26 7 days per week, and shall provide students, school officials, and other  
27 individuals an opportunity to report specific threats of imminent school

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1 violence or other suspicious or criminal conduct by juveniles to the  
2 appropriate local law enforcement entities for investigation.

3       Sec. 222. (1) The negative appropriation for budgetary savings in  
4 part 1 shall be satisfied by savings from the hiring freeze imposed in  
5 section 205 and, if necessary, by other savings identified by the depart-  
6 ment director and approved by the state budget director.

7       (2) Appropriation authorizations shall be adjusted after the  
8 approval of transfers by the legislature pursuant to section 393(2) of  
9 the management and budget act, 1984 PA 431, MCL 18.1393.

10       Sec. 223. Within 2 weeks of the date on which the state officially  
11 closes its financial accounts for the last completed fiscal year, the  
12 department shall provide a report to the house and senate appropriations  
13 subcommittees on state police and military and veterans affairs and the  
14 house and senate fiscal agencies listing the revenue generated, expendi-  
15 tures charged to, and the fiscal year-end balances for each state  
16 restricted fund appropriated in part 1.

17 **DEPARTMENTWIDE APPROPRIATIONS**

18       Sec. 251. Of the funds appropriated in section 103 for rent and  
19 building occupancy charges, funds shall be used for the necessary rental  
20 costs for the state police post in Marshall.

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**1 SUPPORT SERVICES**

2       Sec. 301. (1) Money appropriated under section 113 for the Michigan  
3 public safety communications system shall be expended upon approval of an  
4 expenditure plan by the state budget director.

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

8       (3) All money received by the department of state police under this  
9 section shall be deposited to the state general fund pursuant to section  
10 443 of the management and budget act, 1984 PA 431, MCL 18.1443.

11       (4) The department of state police shall provide a report to the  
12 house and senate appropriations committees, house and senate fiscal agen-  
13 cies, and the state budget director on April 15, 2003, and on October 15,  
14 2002, indicating the amount of revenue collected under this section and  
15 deposited to the state general fund for the immediately preceding 6-month  
16 period.

**17 HIGHWAY SAFETY PLANNING**

18       Sec. 401. In addition to the money appropriated in section 105 and  
19 section 109, the department may receive and expend state restricted funds  
20 for the support of the secondary road patrol and traffic accident  
21 enhanced grants program and training to local units in accordance with  
22 section 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e.  
23 Expenditures for the support of the secondary road patrol and traffic  
24 accident enhanced grants and training to local units program shall not  
25 exceed revenues received. In the event that funds are expended beyond

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1 the appropriations for the secondary road patrol and traffic accident  
2 enhanced grants program and training to local units enacted in part 1 of  
3 this act, the department shall notify the house and senate subcommittees  
4 on state police and military and veterans affairs and the house and  
5 senate fiscal agencies within 30 days regarding the additional  
6 expenditures.

7 **CRIMINAL JUSTICE INFORMATION CENTER**

8       Sec. 501. A portion of the funds appropriated in section 106 for  
9 the criminal justice information center shall be used by the department  
10 to produce a written report detailing departmental policies regarding  
11 access to and use of information from the law enforcement information  
12 network. The report shall include a description of departmental measures  
13 to protect the security of information in the law enforcement information  
14 network including safeguards that would prevent unauthorized persons from  
15 obtaining information from the law enforcement information network. The  
16 department shall deliver a copy of this report to the senate and house  
17 appropriations committees no later than April 1, 2002.

18       Sec. 502. The criminal justice information systems policy council  
19 shall encourage members of the law enforcement agencies in the state to  
20 be sensitive to, and note when necessary, activities or circumstances  
21 that may suggest the unauthorized access or misuse of information from  
22 the law enforcement information network. The criminal justice informa-  
23 tion systems policy council shall advise LEIN auditors, as a part of  
24 their audit of law enforcement agencies, to investigate in depth all  
25 suspected incidents of improper access or improper use of information

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1 from the law enforcement information network and determine whether or not  
2 those incidents were illegal. In those incidents which may be determined  
3 to be illegal, the executive secretary for the council shall determine  
4 whether those incidents were of a negligent or criminal nature. When an  
5 incident is determined to be an illegal act, the council shall inform the  
6 chairs of both the senate and house appropriations committees.

7 **CRIMINAL JUSTICE DATA CENTER**

8       Sec. 601. The money appropriated in section 107 for computer serv-  
9 ices shall be funded by LEIN user fees sufficient to pay 1/3 of the serv-  
10 ice and contract maintenance costs of the LEIN mainframe computer  
11 system.

12 **FORENSIC SCIENCES**

13       Sec. 701. It is the intent of the legislature that the grant to the  
14 city of Detroit under section 108 be allocated by the city to supplement  
15 the city's appropriations for the Detroit crime lab. The city of Detroit  
16 shall provide a report to the department detailing the expenditures made  
17 and the services provided from the money appropriated for the grant.  
18 This report shall be forwarded by the department to the house and senate  
19 appropriations subcommittees on state police, the house and senate fiscal  
20 agencies, and the state budget director by January 15, 2002.

21       Sec. 702. (1) The department shall distribute a copy of the  
22 department's protocol for retaining and purging DNA analysis samples and  
23 records to each police agency in this state.



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1 (2) The department shall report to the house and senate  
2 appropriations subcommittees on state police and the house and senate  
3 fiscal agencies whenever any changes to the department's DNA protocol are  
4 made.

5 Sec. 703. In conjunction with the Wayne County prosecutor's office,  
6 the department shall develop recommendations regarding evidence collec-  
7 tion by health care providers in sexual assault cases, taking into con-  
8 sideration cases in which evidence has been ruled inadmissible or other-  
9 wise unavailable in a court prosecution. The department shall forward  
10 those recommendations to the house and senate appropriations subcommit-  
11 tees on state police and military and veterans affairs and the house and  
12 senate fiscal agencies by December 31, 2001.

13 **COMMISSION ON LAW ENFORCEMENT STANDARDS**

14 Sec. 801. The money appropriated to the COLES for maintenance and  
15 delivery of training to locals is provided in accordance with a state  
16 reimbursement policy in which 100% of the determined state reimbursement  
17 rate shall be distributed upon certification by the COLES.

18 Sec. 802. The money appropriated in section 109 for community  
19 policing coordination shall be used by the department to work in conjunc-  
20 tion with local criminal justice agencies to implement and update an  
21 appropriate curriculum to support community policing. The department  
22 shall work as a coordinator to deliver community policing training.

23 Sec. 803. From the appropriations in section 109 for the training  
24 of new Michigan state troopers, other new police officers in the state,  
25 and the continuing education of all law enforcement officers in the

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1 state, sufficient funds shall be used for the purpose of including  
2 curricula on the content and application of federal firearms laws,  
3 including the procedures necessary for law enforcement to use to turn  
4 appropriate cases over to the federal bureau of alcohol, tobacco and  
5 firearms or any other applicable federal criminal justice agency.

**6 FIRE MARSHAL**

7 Sec. 901. (1) The department shall prepare a detailed report and  
8 deliver it to the senate and house subcommittees on the state police not  
9 later than May 15, 2002.

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

12 (a) Michigan fire chiefs association.

13 (b) Michigan state fireman's association.

14 (c) Michigan firefighter's union.

15 (d) Michigan fire service instructors association.

16 (e) Michigan fire inspectors society.

17 (f) Michigan chapter of the international association of arson  
18 investigators.

19 (3) The report shall contain information about the quality and ade-  
20 quacy of service from the state fire investigation, education, and train-  
21 ing under the reorganization of the fire marshal division  
22 responsibilities. The report shall be based on the performance of the  
23 fire marshal division in the performance of its fire safety duties during  
24 the first 6 months of fiscal year 2001-2002.

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**1 EMERGENCY MANAGEMENT**

2       Sec. 1001. (1) The state director of emergency management may  
3 expend money appropriated under this act to call upon any agency or  
4 department of the state or any resource of the state to protect life or  
5 property or to provide for the health or safety of the population in any  
6 area of the state in which the governor proclaims a state of emergency or  
7 state of disaster under 1945 PA 302, MCL 10.31 to 10.33, or under the  
8 emergency management act, 1976 PA 390, MCL 30.401 to 30.420. The state  
9 director of emergency management may expend the amounts the director con-  
10 siderers necessary to accomplish these purposes. The director shall submit  
11 to the state budget director as soon as possible a complete report of all  
12 actions taken under the authority of this section. The report shall con-  
13 tain, as a separate item, a statement of all money expended that is not  
14 reimbursable from federal money. The state budget director shall review  
15 the expenditures and submit recommendations to the legislature in regard  
16 to any possible need for a supplemental appropriation.

17       (2) In addition to the money appropriated in this act, the depart-  
18 ment may receive and expend money from local, private, federal, or state  
19 sources for the purpose of providing emergency management training to  
20 local or private interests and for the purpose of supporting emergency  
21 preparedness, response, recovery, and mitigation activity. In the event  
22 that funds are expended beyond the appropriations enacted for these pur-  
23 poses in part 1 of this act, the department shall notify the house and  
24 senate appropriations subcommittees on state police and military and vet-  
25 erans affairs and the house and senate fiscal agencies within 30 days  
26 regarding the additional expenditures.

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**1 UNIFORM SERVICES**

2       Sec. 1101. The department shall not expend any portion of the money  
3 appropriated in this act, including any expenditure made under an execu-  
4 tive order, to plan for or to implement a roadblock or check lane system  
5 that has as its primary objective the deterrence or detection of intoxi-  
6 cated drivers in this state.

7       Sec. 1102. It is the intent of the legislature that the department  
8 maintain the maximum number of troopers on the road from the available  
9 money appropriated in this act.

10       Sec. 1103. State police enlisted personnel who are employed to  
11 enforce traffic laws as provided in section 629e of the Michigan vehicle  
12 code, 1949 PA 300, MCL 257.629e, shall not be prohibited from responding  
13 to crimes in progress or other emergency situations, and are responsible  
14 for protecting every citizen of this state from harm.

**15 CRIMINAL INVESTIGATIONS**

16       Sec. 1201. (1) There is sufficient money appropriated in  
17 section 114 to criminal investigations to ensure that the citizens in a  
18 service area of any state police post in the vicinity of a state prison  
19 do not experience a downgrading of state police services in their area.  
20 Criminal investigations shall be available by temporary or permanent  
21 assignment of a detective when either a temporary or permanent prison  
22 facility is opened.

23       (2) If the department is unable to comply with subsection (1) and  
24 there is a prison scheduled to open, the department shall provide  
25 troopers to serve as investigators on an interim basis.

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1       Sec. 1202. Funds appropriated under section 114 for private  
2 security guard, private detective, burglar alarm contractor and railroad  
3 police regulation shall be used in part to develop minimum standards for  
4 license holders. Those standards shall be forwarded to the house and  
5 senate appropriations subcommittees on state police and military and vet-  
6 erans affairs and the house and senate fiscal agencies by December 31,  
7 2001. In addition to the funds appropriated, the department may receive  
8 and expend state restricted funds for the support of this program.  
9 Expenditures for the support of the private security guard, private  
10 detective, burglar alarm contractor and railroad police regulation unit  
11 shall not exceed revenues received. In the event that funds are expended  
12 beyond the appropriation for this unit enacted in part 1 of this act, the  
13 department shall notify the house and senate appropriations subcommittees  
14 on state police and military and veterans affairs and the house and  
15 senate fiscal agencies within 30 days regarding the additional  
16 expenditures.

17 **MOTOR CARRIER ENFORCEMENT**

18       Sec. 1301. 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 The department shall award a certificate to a school system if the  
24 system's school buses all received a 100% successful state inspection  
25 upon the first inspection in a given year.