

**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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2

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 | Full-time equated unclassified positions..... | 3.0 | |
| 5 | Full-time equated classified positions..... | 3,655.5 | |
| 6 | GROSS APPROPRIATION..... | \$ | 420,395,400 |
| 7 | Interdepartmental grant revenues: | | |
| 8 | Total interdepartmental grants and intradepartmental | | |
| 9 | transfers..... | \$ | 19,952,900 |
| 10 | ADJUSTED GROSS APPROPRIATION..... | \$ | 400,442,500 |
| 11 | Federal revenues: | | |
| 12 | Total federal revenues..... | | 41,251,000 |
| 13 | Special revenue funds: | | |
| 14 | Total local revenues..... | | 3,913,700 |
| 15 | Total private revenues..... | | 0 |
| 16 | Total state restricted revenues..... | | 47,355,600 |
| 17 | State general fund/general purpose..... | \$ | 307,922,200 |
| 18 | Sec. 102. EXECUTIVE DIRECTION | | |
| 19 | Full-time equated unclassified positions..... | 3.0 | |
| 20 | Full-time equated classified positions..... | 36.0 | |
| 21 | Unclassified positions..... | \$ | 261,500 |
| 22 | Executive direction--29.0 FTE positions..... | | 3,323,200 |
| 23 | Auto theft prevention program--7.0 FTE positions..... | | <u>6,539,600</u> |
| 24 | GROSS APPROPRIATION..... | \$ | 10,124,300 |
| 25 | Appropriated from: | | |
| 26 | Special revenue funds: | | |

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| | | |
|----|--|-------------------|
| 1 | Auto theft prevention fees..... | 6,539,600 |
| 2 | State general fund/general purpose..... \$ | 3,584,700 |
| 3 | Sec. 103. DEPARTMENTWIDE APPROPRIATIONS | |
| 4 | Special maintenance and utilities..... \$ | 472,500 |
| 5 | Rent and building occupancy charges..... | 7,670,800 |
| 6 | Worker's compensation..... | 2,514,100 |
| 7 | Fleet leasing..... | 14,638,000 |
| 8 | In-service training..... | 850,000 |
| 9 | Narcotics investigation funds..... | <u>265,000</u> |
| 10 | GROSS APPROPRIATION..... \$ | 26,410,400 |
| 11 | Appropriated from: | |
| 12 | Interdepartmental grant revenues: | |
| 13 | IDT-Michigan justice training fund..... | 850,000 |
| 14 | Federal revenues: | |
| 15 | Federal narcotics investigation revenues..... | 95,000 |
| 16 | Special revenue funds: | |
| 17 | Narcotics investigation revenues..... | 170,000 |
| 18 | State general fund/general purpose..... \$ | 25,295,400 |
| 19 | Sec. 104. SUPPORT SERVICES | |
| 20 | Full-time equated classified positions.....267.5 | |
| 21 | Human resources--35.5 FTE positions..... \$ | 2,732,200 |
| 22 | Management services--60.0 FTE positions..... | 3,972,000 |
| 23 | Training administration--44.0 FTE positions..... | 4,876,500 |
| 24 | Communications--128.0 FTE positions..... | <u>19,050,800</u> |
| 25 | GROSS APPROPRIATION..... \$ | 30,631,500 |
| 26 | Appropriated from: | |

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| | | |
|----|---|------------------|
| 1 | Interdepartmental grant revenues: | |
| 2 | IDG-training academy charges..... | 2,708,600 |
| 3 | Special revenue funds: | |
| 4 | Local-LEIN fees..... | 31,900 |
| 5 | Auto theft prevention fees..... | 21,000 |
| 6 | Reimbursements..... | 10,000 |
| 7 | Precision driving track fees..... | 264,100 |
| 8 | Narcotics investigation revenues..... | 40,600 |
| 9 | Motor carrier fees..... | 122,000 |
| 10 | State general fund/general purpose..... \$ | 27,433,300 |
| 11 | Sec. 105. HIGHWAY SAFETY PLANNING | |
| 12 | Full-time equated classified positions.....26.0 | |
| 13 | State program planning and administration--14.0 FTE | |
| 14 | positions..... \$ | 1,202,000 |
| 15 | Grants to local governments and nonprofit | |
| 16 | organizations..... | 4,000,000 |
| 17 | Secondary road patrol administration--1.0 FTE | |
| 18 | position..... | 133,100 |
| 19 | Secondary road patrol and traffic accident basic | |
| 20 | grants..... | 6,645,000 |
| 21 | Secondary road patrol and traffic accident enhanced | |
| 22 | grants..... | 6,152,300 |
| 23 | Truck safety program--2.0 FTE positions..... | 2,972,700 |
| 24 | Field coordination and analysis--8.0 FTE positions... | 1,371,800 |
| 25 | Highway traffic safety--1.0 FTE position..... | <u>3,113,800</u> |
| 26 | GROSS APPROPRIATION..... \$ | 25,590,700 |

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| | | |
|----|--|------------------|
| 1 | Appropriated from: | |
| 2 | Federal revenues: | |
| 3 | DOT-NHTSA..... | 8,917,600 |
| 4 | DOJ-OJJDP..... | 200,000 |
| 5 | Special revenue funds: | |
| 6 | Truck driver safety fund..... | 2,972,700 |
| 7 | Secondary road patrol and training fund..... | 6,152,300 |
| 8 | State general fund/general purpose..... \$ | 7,348,100 |
| 9 | Sec. 106. CRIMINAL JUSTICE INFORMATION CENTER | |
| 10 | Full-time equated classified positions.....96.5 | |
| 11 | Criminal justice information center division--78.0 | |
| 12 | FTE positions..... \$ | 8,688,900 |
| 13 | Criminal records improvement--1.0 FTE position..... | 4,727,600 |
| 14 | Traffic safety--17.5 FTE positions..... | <u>1,523,800</u> |
| 15 | GROSS APPROPRIATION..... \$ | 14,940,300 |
| 16 | Appropriated from: | |
| 17 | Interdepartmental grant revenues: | |
| 18 | IDG-MDOS..... | 315,400 |
| 19 | IDG-MDOT, state trunkline fund..... | 338,500 |
| 20 | Federal revenues: | |
| 21 | DOJ-BJS, national criminal history improvement pro- | |
| 22 | gram (NCHIP)..... | 4,627,400 |
| 23 | DOJ-BJA, drug control and system improvements, for- | |
| 24 | mula grants..... | 100,200 |
| 25 | DOT-NHTSA..... | 386,700 |
| 26 | Special revenue funds: | |

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| | | |
|----|---|------------------|
| 1 | Criminal justice information center service fees..... | 3,092,500 |
| 2 | Concealed weapons enforcement fee..... | 140,000 |
| 3 | State general fund/general purpose..... \$ | 5,939,600 |
| 4 | Sec. 107. CRIMINAL JUSTICE DATA CENTER | |
| 5 | Full-time equated classified positions.....53.0 | |
| 6 | State police-management information systems--19.5 FTE | |
| 7 | positions..... \$ | 1,611,800 |
| 8 | Local LEIN services--19.5 FTE positions..... | 4,237,200 |
| 9 | Automated fingerprint identification system--14.0 FTE | |
| 10 | positions..... | 2,493,300 |
| 11 | Computer services..... | <u>1,892,100</u> |
| 12 | GROSS APPROPRIATION..... \$ | 10,234,400 |
| 13 | Appropriated from: | |
| 14 | Special revenue funds: | |
| 15 | Local-LEIN fees..... | 2,035,600 |
| 16 | Local-AFIS fees..... | 33,000 |
| 17 | State general fund/general purpose..... \$ | 8,165,800 |
| 18 | Sec. 108. FORENSIC SCIENCES | |
| 19 | Full-time equated classified positions.....216.0 | |
| 20 | Laboratory operations--185.0 FTE positions..... \$ | 16,642,300 |
| 21 | DNA analysis program--31.0 FTE positions..... | 3,272,500 |
| 22 | Grant to city of Detroit..... | <u>921,100</u> |
| 23 | GROSS APPROPRIATION..... \$ | 20,835,900 |
| 24 | Appropriated from: | |
| 25 | Federal revenues: | |
| 26 | DOJ-BJA, drug control and system improvement, formula | |
| 27 | grants..... | 580,200 |

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| | | | |
|----|--|------|------------------|
| 1 | Special revenue funds: | | |
| 2 | Forensic science reimbursement fees..... | | 15,000 |
| 3 | State forensic laboratory fund..... | | 900,000 |
| 4 | State general fund/general purpose..... | \$ | 19,340,700 |
| 5 | Sec. 109. COMMISSION ON LAW ENFORCEMENT STANDARDS | | |
| 6 | Full-time equated classified positions..... | 28.0 | |
| 7 | Standards and training--24.0 FTE positions..... | \$ | 2,222,500 |
| 8 | Training only to local units..... | | 659,400 |
| 9 | Officer's survivor tuition program..... | | 49,600 |
| 10 | Michigan justice training commission--4.0 FTE | | |
| 11 | positions..... | | <u>9,026,100</u> |
| 12 | GROSS APPROPRIATION..... | \$ | 11,957,600 |
| 13 | Appropriated from: | | |
| 14 | Federal revenues: | | |
| 15 | DOJ-OJP..... | | 360,000 |
| 16 | Special revenue funds: | | |
| 17 | Secondary road patrol and training fund..... | | 659,400 |
| 18 | Michigan justice training fund..... | | 9,026,100 |
| 19 | State general fund/general purpose..... | \$ | 1,912,100 |
| 20 | Sec. 110. FIRE MARSHAL | | |
| 21 | Full-time equated classified positions..... | 55.0 | |
| 22 | Fire marshal programs--44.0 FTE positions..... | \$ | 3,939,700 |
| 23 | Fire investigation training to locals..... | | 51,100 |
| 24 | Fire fighters training council--11.0 FTE positions... | | <u>1,712,000</u> |
| 25 | GROSS APPROPRIATION..... | \$ | 5,702,800 |
| 26 | Appropriated from: | | |

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| | | |
|----|---|------------------|
| 1 | Federal revenues: | |
| 2 | FEMA-PTED, emergency management planning and | |
| 3 | assistance..... | 150,000 |
| 4 | DOT-RSPA, interagency hazardous materials public | |
| 5 | sector and planning grants..... | 85,000 |
| 6 | Special revenue funds: | |
| 7 | State general fund/general purpose..... \$ | 5,467,800 |
| 8 | Sec. 111. EMERGENCY MANAGEMENT | |
| 9 | Full-time equated classified positions.....49.0 | |
| 10 | Emergency management planning and | |
| 11 | administration--32.0 FTE positions..... \$ | 2,911,000 |
| 12 | Grants to local government..... | 2,182,100 |
| 13 | FEMA program assistance--3.0 FTE positions..... | 963,500 |
| 14 | Nuclear power plant emergency planning--6.0 FTE | |
| 15 | positions..... | 1,133,500 |
| 16 | Hazardous materials transportation--1.0 FTE position. | 614,900 |
| 17 | Hazardous materials programs--7.0 FTE positions..... | <u>3,796,500</u> |
| 18 | GROSS APPROPRIATION..... \$ | 11,601,500 |
| 19 | Appropriated from: | |
| 20 | Federal revenues: | |
| 21 | FEMA-PTED, emergency management planning and | |
| 22 | assistance..... | 4,652,700 |
| 23 | DOT-RSPA, interagency hazardous materials public | |
| 24 | sector training and planning grants..... | 579,900 |
| 25 | DOJ-BJA, antiterrorism training..... | 2,249,900 |
| 26 | Special revenue funds: | |

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| | | |
|----|---|----------------|
| 1 | Nuclear plant emergency planning reimbursement..... | 1,133,500 |
| 2 | Hazardous materials training center fees..... | 1,255,200 |
| 3 | State general fund/general purpose..... \$ | 1,730,300 |
| 4 | Sec. 112. UNIFORM SERVICES | |
| 5 | Full-time equated classified positions..... | 2,084.5 |
| 6 | Uniform services--610.0 FTE positions..... \$ | 52,512,000 |
| 7 | Security guards--35.0 FTE positions..... | 1,460,900 |
| 8 | Reimbursed services..... | 732,800 |
| 9 | At-post troopers--1,439.5 FTE positions..... | 117,134,600 |
| 10 | State commercial mobile radio service projects..... | <u>837,000</u> |
| 11 | GROSS APPROPRIATION..... \$ | 172,677,300 |
| 12 | Appropriated from: | |
| 13 | Interdepartmental grant revenues: | |
| 14 | IDG-MDMB, building occupancy charges..... | 610,100 |
| 15 | IDG-MDOC..... | 102,000 |
| 16 | IDG-MDTR, emergency telephone fund..... | 837,000 |
| 17 | Federal revenues: | |
| 18 | DOL-ETA..... | 150,000 |
| 19 | DOJ-COPS..... | 1,500,000 |
| 20 | Special revenue funds: | |
| 21 | Highway safety fund..... | 8,516,900 |
| 22 | State police service fees..... | 732,800 |
| 23 | State general fund/general purpose..... \$ | 160,228,500 |
| 24 | Sec. 113. SPECIAL OPERATIONS | |
| 25 | Full-time equated classified positions..... | 61.5 |
| 26 | Operational support--40.0 FTE positions..... \$ | 3,008,200 |

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| | | |
|----|---|------------------|
| 1 | Traffic services--13.5 FTE positions..... | 4,141,000 |
| 2 | Aviation program--8.0 FTE positions..... | <u>1,778,700</u> |
| 3 | GROSS APPROPRIATION..... \$ | 8,927,900 |
| 4 | Appropriated from: | |
| 5 | Interdepartmental grant revenues: | |
| 6 | IDG-MDOC, contract..... | 76,000 |
| 7 | Federal revenues: | |
| 8 | DOT-NHTSA..... | 2,380,800 |
| 9 | Special revenue funds: | |
| 10 | Rental of department aircraft..... | 201,300 |
| 11 | Drunk driving prevention and training fund..... | 971,500 |
| 12 | State general fund/general purpose..... \$ | 5,298,300 |
| 13 | Sec. 114. CRIMINAL INVESTIGATIONS | |
| 14 | Full-time equated classified positions.....460.5 | |
| 15 | Criminal investigations--346.5 FTE positions..... \$ | 33,994,500 |
| 16 | Federal anti-drug initiatives--72.0 FTE positions.... | 10,043,500 |
| 17 | Reimbursed services, materials, and equipment..... | 2,326,800 |
| 18 | Auto theft prevention--10.0 FTE positions..... | 1,164,000 |
| 19 | Casino gaming oversight--32.0 FTE positions..... | <u>3,545,900</u> |
| 20 | GROSS APPROPRIATION..... \$ | 51,074,700 |
| 21 | Appropriated from: | |
| 22 | Interdepartmental grant revenues: | |
| 23 | IDT-auto theft funds..... | 892,800 |
| 24 | IDG-MDTR, casino gaming fees..... | 3,545,900 |
| 25 | IDG-MDCH, tobacco tax..... | 682,300 |
| 26 | Federal revenues: | |

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| | | |
|----|--|------------------|
| 1 | Federal investigations-reimbursed services..... | 513,600 |
| 2 | DOJ-BJA, drug control and system improvement, formula | |
| 3 | grants..... | 7,523,100 |
| 4 | Federal narcotics investigation revenues..... | 383,100 |
| 5 | Special revenue funds: | |
| 6 | Local-reimbursed services..... | 1,813,200 |
| 7 | Narcotics investigation revenues..... | 547,700 |
| 8 | Forfeiture funds..... | 269,500 |
| 9 | Licensing fees..... | 200,000 |
| 10 | State general fund/general purpose..... \$ | 34,703,500 |
| 11 | Sec. 115. MOTOR CARRIER ENFORCEMENT | |
| 12 | Full-time equated classified positions.....222.0 | |
| 13 | Motor carrier enforcement--140.0 FTE positions..... \$ | 10,112,400 |
| 14 | Truck safety enforcement team operations--15.0 FTE | |
| 15 | positions..... | 1,048,900 |
| 16 | Safety inspections--44.5 FTE positions..... | 5,815,800 |
| 17 | School bus inspections--16.0 FTE positions..... | 1,474,100 |
| 18 | Safety projects--6.5 FTE positions..... | <u>1,234,900</u> |
| 19 | GROSS APPROPRIATION..... \$ | 19,686,100 |
| 20 | Appropriated from: | |
| 21 | Interdepartmental grant revenues: | |
| 22 | IDT, truck safety fund..... | 1,122,100 |
| 23 | IDG-MDOT, state trunkline fund..... | 7,872,200 |
| 24 | Federal revenues: | |
| 25 | DOT-NHTSA..... | 5,815,800 |
| 26 | Special revenue funds: | |

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| | | |
|---|--|-----------|
| 1 | Motor carrier fees..... | 3,401,900 |
| 2 | State general fund/general purpose..... \$ | 1,474,100 |

3

4

5

PART 2

6

PROVISIONS CONCERNING APPROPRIATIONS

7 **GENERAL SECTIONS**

8

Sec. 201. Pursuant to section 30 of article IX of the state consti-

9

tution of 1963, total state spending from state resources under part 1

10

for fiscal year 2001-2002 is \$355,277,800.00 and state spending from

11

state resources to be paid to local units of government for fiscal year

12

2001-2002 is \$20,522,600.00. The itemized statement below identifies

13

appropriations from which spending to units of local government will

14

occur:

15

DEPARTMENT OF STATE POLICE

16

OFFICE OF HIGHWAY SAFETY PLANNING

17

Secondary road patrol and traffic accident basic

18

| | | |
|-------------|----|-----------|
| grants..... | \$ | 6,645,000 |
|-------------|----|-----------|

19

Secondary road patrol and traffic accident enhanced

20

| | | |
|-------------|--|-----------|
| grants..... | | 6,152,300 |
|-------------|--|-----------|

21

FORENSIC SCIENCES

22

| | | |
|-------------------------------|----|---------|
| Grant to city of Detroit..... | \$ | 921,100 |
|-------------------------------|----|---------|

23

COMMISSION ON LAW ENFORCEMENT STANDARDS

24

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

25

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

26

FIRE MARSHAL

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| | | | |
|---|---|----|---------------|
| 1 | Fire fighters training council..... | \$ | 439,000 |
| 2 | Fire investigation training for locals..... | | <u>51,100</u> |
| 3 | Total..... | \$ | 20,522,600 |

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

6 Sec. 203. As used in this act:

- 7 (a) "AFIS" means the automated fingerprint identification system.
- 8 (b) "COLES" means the commission on law enforcement standards.
- 9 (c) "Department" means the department of state police.
- 10 (d) "DNA" means deoxyribonucleic acid.
- 11 (e) "DOJ" means the United States department of justice.
- 12 (f) "DOJ-BJA" means the DOJ bureau of justice assistance.
- 13 (g) "DOJ-BJS" means the United States DOJ bureau of justice
14 statistics.
- 15 (h) "DOJ-COPS" means the DOJ community oriented policing services.
- 16 (i) "DOJ-OJJDP" means the DOJ office of juvenile justice and
17 delinquency prevention.
- 18 (j) "DOJ-OJP" means the DOJ office of justice programs.
- 19 (k) "DOL" means the United States department of labor.
- 20 (l) "DOL-ETA" means the DOL employment and training administration.
- 21 (m) "DOT" means the United States department of transportation.
- 22 (n) "DOT-NHTSA" means DOT national highway traffic safety
23 administration.
- 24 (o) "DOT-RSPA" means the DOT research and special programs
25 administration.
- 26 (p) "FEMA" means the federal emergency management agency.

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

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

4 (s) "IDG" means interdepartmental grant.

5 (t) "IDT" means intradepartmental transfer.

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

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

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

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

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

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

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

13 Sec. 204. The department of civil service shall bill departments
14 and agencies at the end of the first fiscal quarter for the 1% charge
15 authorized by section 5 of article XI of the state constitution of 1963.
16 Payments shall be made for the total amount of the billing by the end of
17 the second fiscal quarter.

18 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on
19 the state classified civil service. State departments and agencies are
20 prohibited from hiring any new full-time state classified civil service
21 employees and prohibited from filling any vacant state classified civil
22 service positions. This hiring freeze does not apply to internal trans-
23 fers of classified employees from 1 position to another within a
24 department.

25 (2) The state budget director shall grant exceptions to this hiring
26 freeze when the state budget director believes that the hiring freeze
27 will result in rendering a state department or agency unable to deliver

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1 basic services, cause loss of revenue to the state, result in the
2 inability of the state to receive federal funds, or necessitate addi-
3 tional expenditures that exceed any savings from maintaining a vacancy.
4 The state budget director shall report by the last business day of each
5 month to the chairpersons of the senate and house of representatives
6 standing committees on appropriations the number of exceptions to the
7 hiring freeze approved during the previous month and the justification
8 for the exception.

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

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

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

26 (4) In addition to the funds appropriated in part 1, there is
27 appropriated an amount not to exceed \$200,000.00 for private 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 under section 393(2) of
3 the management and budget act, 1984 PA 431, MCL 18.1393.

4 Sec. 207. At least 60 days before beginning any effort to privati-
5 ze, the department shall submit a complete project plan to the appropri-
6 ate senate and house of representatives appropriations subcommittees and
7 the senate and house fiscal agencies. The plan shall include the cri-
8 teria under which the privatization initiative will be evaluated. The
9 evaluation shall be completed and submitted to the appropriate senate and
10 house of representatives appropriations subcommittees and the senate and
11 house fiscal agencies within 30 months.

12 Sec. 208. The department shall continue to pilot the use of the
13 Internet to fulfill the reporting requirements of this act. This may
14 include transmission of reports via electronic mail to the recipients
15 identified for each reporting requirement or it may include placement of
16 reports on the Internet or legislative Intranet site. The senate and
17 house of representatives appropriations subcommittees and senate and
18 house fiscal agencies shall be notified in writing of the Internet or
19 Intranet site of any such report. Quarterly, the department shall pro-
20 vide a cumulative listing of the reports submitted during the most recent
21 3-month period along with the Internet or Intranet site of each report,
22 and a list of those reports expected to be transmitted in the following
23 quarter.

24 Sec. 209. Funds appropriated in part 1 shall not be used for the
25 purchase of foreign goods or services, or both, if competitively priced
26 and of comparable quality American goods or services, or both, are
27 available.

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1 Sec. 210. The director of each department receiving appropriations
2 in part 1 shall take all reasonable steps to ensure businesses in
3 deprived and depressed communities compete for and perform contracts to
4 provide services or supplies, or both, for the department. The director
5 shall strongly encourage firms with which the department contracts to
6 subcontract with certified businesses in depressed and deprived communi-
7 ties for services or supplies, or both.

8 Sec. 211. It is the intent of the legislature that personnel of the
9 department who request and are eligible for reimbursement of expenses
10 related to the operation of the department be reimbursed from the appro-
11 priations provided in this act within 30 days after submitting a request,
12 or the eligible personnel shall be paid an additional amount equal to
13 0.75% of the payment due. The department shall pay an additional amount
14 equal to 0.75% of the payment due for the first month and each succeeding
15 month or portion of a month the payment remains past due.

16 Sec. 212. Of the state general fund/general purpose revenue appro-
17 priated in this act, \$96,438,400.00 represents a state spending increase
18 over the amount provided to the department of state police for the fiscal
19 year ending September 30, 1994, and may be used to meet state match
20 requirements of programs contained in the violent crime control and law
21 enforcement act of 1994, Public Law 103-322, 108 Stat. 1796, or successor
22 grant programs, so that any additional federal money received supplements
23 funding provided to the department of state police in this act.

24 Sec. 213. The department is authorized to receive and to expend
25 upon receipt any federal or state forfeiture money. Each quarter, the
26 department shall notify the state police appropriations subcommittees of

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1 the house and senate and the house and senate fiscal agencies of the
2 receipt of any federal or state forfeiture money.

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

6 Sec. 215. (1) Money appropriated under this act shall be used to
7 maintain a sex offenders registry website on the Internet. The website
8 shall be capable of being linked to and immediately be accessible from
9 the websites of public officials, including legislators. The sex offend-
10 ers registry website shall contain a listing of all those persons in the
11 state convicted of a sex offense and required to be registered with the
12 state under the sex offenders registration act, 1994 PA 295, MCL 28.721
13 to 28.732. Persons listed on the sex offenders registry website shall
14 have information listed about them including, but not limited to, their
15 name, aliases, date of birth, address, physical description, including, by
16 December 31, 2001, a
17 photograph, and a list of sex offenses of which they were convicted.

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

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

27 (2) When the department provides contractual services to a local
unit of government, the department shall be reimbursed for all costs

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1 incurred in providing the services, including, but not limited to,
2 retirement and overtime costs.

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

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

7 Sec. 217. In conjunction with the department of transportation, the
8 department of state police shall develop plans for the maintenance,
9 scheduling, and use of all state-owned aircraft. It is the intent of the
10 legislature that these plans maximize the safe and cost-efficient use of
11 the state transportation air fleet. Whenever feasible, the department
12 shall lease King Air aircraft from the department of transportation for
13 its air transportation needs. The department shall prepare a joint
14 report, coordinated by the department of transportation, on the develop-
15 ment of these plans.

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

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

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

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

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

26 (d) The number of full-time and part-time employees and the
27 aggregate number of FTEs.

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

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

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

4 Sec. 220. The department shall collect and computerize the vehicle
5 identification number (VIN) of all vehicles that are entered into the
6 state accident data collection system and make this and other vehicle
7 information available to the public. For bulk access to the accident
8 records in which the VIN has been collected and computerized, the depart-
9 ment shall make those records available to the public, provided that the
10 name and address have been excluded.

11 Sec. 221. From the funds appropriated in part 1, the department
12 shall maintain a toll-free hotline in collaboration with the department
13 of education. The toll-free hotline shall be operated 24 hours per day,
14 7 days per week, and shall provide students, school officials, and other
15 individuals an opportunity to report specific threats of imminent school
16 violence or other suspicious or criminal conduct by juveniles to the
17 appropriate local law enforcement entities for investigation.

18 DEPARTMENTWIDE APPROPRIATIONS

19 Sec. 251. Of the funds appropriated in section 103 for rent and
20 building occupancy charges, funds shall be used for the necessary rental
21 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, 2002, and on October 15,
14 2003, 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.

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1 Sec. 402. Of the amount appropriated in section 105 for the truck
2 safety program, a grant of \$1,500,000.00 shall be made to the Michigan
3 center for truck safety for truck driver safety education programs and
4 other purposes authorized by section 25(4) of 1951 PA 51, MCL 247.675.

5 CRIMINAL JUSTICE INFORMATION CENTER

6 Sec. 501. In addition to the money appropriated in section 106 for
7 criminal justice information center division, the department may receive
8 and expend state restricted funds from concealed weapons enforcement fees
9 and criminal justice information center service fees. Expenditures for
10 the support of the criminal justice information center division shall not
11 exceed revenues received.

12 CRIMINAL JUSTICE DATA CENTER

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

17 Sec. 602. A portion of the funds appropriated in section 107 for
18 the criminal justice data center shall be used by the department to
19 produce a written report detailing departmental policies regarding access
20 to and use of information from the law enforcement information network.
21 The report shall include a description of departmental measures to pro-
22 tect the security of information in the law enforcement information
23 network including safeguards that would prevent unauthorized persons from

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1 obtaining information from the law enforcement information network. The
2 department shall deliver a copy of this report to the senate and house
3 appropriations committees no later than April 1, 2002.

4 Sec. 603. The criminal justice information systems policy council
5 shall encourage members of the law enforcement agencies in the state to
6 be sensitive to, and note when necessary, activities or circumstances
7 that may suggest the unauthorized access or misuse of information from
8 the law enforcement information network. The criminal justice informa-
9 tion systems policy council shall advise LEIN auditors, as a part of
10 their audit of law enforcement agencies, to investigate in depth all sus-
11 pected incidents of improper access or improper use of information from
12 the law enforcement information network and determine whether or not
13 those incidents were illegal. In those incidents which may be determined
14 to be illegal, the executive secretary for the council shall determine
15 whether those incidents were of a negligent or criminal nature. When an
16 incident is determined to be an illegal act, the council shall inform the
17 chairs of both the senate and house appropriations committees.

18 Sec. 604. (1) It is the intent of the legislature that the depart-
19 ment of state police explore the feasibility of establishing a method by
20 which police officers can easily and readily obtain probation information
21 concerning a person.

22 (2) The department shall report its findings to the appropriations
23 subcommittees on state police and military affairs of the senate and
24 house of representatives on or before January 15, 2002.

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1 FORENSIC SCIENCES

2 Sec. 701. It is the intent of the legislature that the grant to the
3 city of Detroit under section 108 be allocated by the city to supplement
4 the city's appropriations for the Detroit crime lab and the Detroit
5 police special events account. The city of Detroit shall provide a
6 report to the department detailing the expenditures made and the services
7 provided from the money appropriated for the grant. This report shall be
8 forwarded by the department to the house and senate appropriations sub-
9 committees on state police, the house and senate fiscal agencies, and the
10 state budget director by January 15, 2002.

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

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

17 Sec. 703. (1) It is the intent of the legislature that the depart-
18 ment of state police investigate, via a statistical survey, the incidence
19 of improper evidence collection by health care providers in sexual
20 assault cases that result in that evidence being ruled inadmissible or
21 otherwise unusable in a court prosecution.

22 (2) The department shall report its findings on the frequency in
23 which improper evidence collection occurs and suggestions for improving
24 the proper and successful collection of such evidence to the appropria-
25 tions subcommittees on state police and military affairs of the senate
26 and house of representatives on or before April 15, 2002.

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1 COMMISSION ON LAW ENFORCEMENT STANDARDS

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

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

11 Sec. 803. From the appropriations in section 109 for the training
12 of new Michigan state troopers, other new police officers in the state,
13 and the continuing education of all law enforcement officers in the
14 state, sufficient funds shall be used for the purpose of including cur-
15 rricula on the content and application of federal firearms laws, including
16 the procedures necessary for law enforcement to use to turn appropriate
17 cases over to the federal bureau of alcohol, tobacco and firearms or any
18 other applicable federal criminal justice agency.

19 FIRE MARSHAL

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

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

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- 1 (a) Michigan fire chiefs association.
2 (b) Michigan state fireman's association.
3 (c) Michigan firefighter's union.
4 (d) Michigan fire service instructors association.
5 (e) Michigan fire inspectors society.
6 (f) Michigan chapter of the international association of arson
7 investigators.
8 (3) The report shall contain information about the quality and ade-
9 quacy of service from the state fire investigation, education, and train-
10 ing under the reorganization of the fire marshal division
11 responsibilities. The report shall be based on the performance of the
12 fire marshal division in the performance of its fire safety duties during
13 the first 6 months of fiscal year 2001-2002.

14 **EMERGENCY MANAGEMENT**

15 Sec. 1001. (1) The state director of emergency management may
16 expend money appropriated under this act to call upon any agency or
17 department of the state or any resource of the state to protect life or
18 property or to provide for the health or safety of the population in any
19 area of the state in which the governor proclaims a state of emergency or
20 state of disaster under 1945 PA 302, MCL 10.31 to 10.33, or under the
21 emergency management act, 1976 PA 390, MCL 30.401 to 30.420. The state
22 director of emergency management may expend the amounts the director con-
23 siderers necessary to accomplish these purposes. The director shall submit
24 to the state budget director as soon as possible a complete report of all
25 actions taken under the authority of this section. The report shall

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1 contain, as a separate item, a statement of all money expended that is
2 not reimbursable from federal money. The state budget director shall
3 review the expenditures and submit recommendations to the legislature in
4 regard to any possible need for a supplemental appropriation.

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

10 Sec. 1002. The emergency management division shall cooperate when-
11 ever possible with the American Red Cross in helping that organization
12 with its mission to provide assistance to those persons who are impacted
13 from the effects of a disaster.

14 **UNIFORM SERVICES**

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

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

23 Sec. 1103. State police enlisted personnel who are employed to
24 enforce traffic laws as provided in section 629e of the Michigan vehicle
25 code, 1949 PA 300, MCL 257.629e, shall not be prohibited from responding

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1 to crimes in progress or other emergency situations, and are responsible
2 for protecting every citizen of this state from harm.

3 SPECIAL OPERATIONS

4 Sec. 1201. In addition to the appropriations in section 113 to the
5 department of state police for the aviation program, the department is
6 authorized to sell its aircraft and the proceeds from the sale are appro-
7 priated and may be applied to the renovation cost of replacement
8 aircraft.

9 Sec. 1202. From the funds appropriated in section 113, the depart-
10 ment shall fund 1/3 the cost of an aeronautics safety officer position
11 within the department of transportation to coordinate safety functions
12 between the department, the department of transportation, and the depart-
13 ment of natural resources. It is the intent of the legislature that the
14 safety officer position shall be jointly funded by the 3 departments in
15 equal shares.

16 CRIMINAL INVESTIGATIONS

17 Sec. 1301. (1) There is sufficient money appropriated in
18 section 114 to criminal investigations to ensure that the citizens in a
19 service area of any state police post in the vicinity of a state prison
20 do not experience a downgrading of state police services in their area.
21 Criminal investigations shall be available by temporary or permanent
22 assignment of a detective when either a temporary or permanent prison
23 facility is opened.

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

4 Sec. 1302. Funds appropriated under section 114 for private secur-
5 ity guard, private detective, burglar alarm contractor and railroad
6 police regulation shall be used in part to enforce minimum standards for
7 license holders set by the commission on law enforcement standards. In
8 addition to the funds appropriated, the department may receive and expend
9 up to \$950,000.00 in anticipated state restricted funds for the support
10 of this program. Expenditures for the support of the private security
11 guard, private detective, burglar alarm contractor and railroad police
12 regulation unit shall not exceed revenues received.

13 **MOTOR CARRIER ENFORCEMENT**

14 Sec. 1401. The appropriation in section 115 for school bus inspec-
15 tions shall be used by the department of state police to inspect each
16 school bus and pupil transportation vehicle annually, as required under
17 section 715a of the Michigan vehicle code, 1949 PA 300, MCL 257.715a, and
18 section 39 of the pupil transportation act, 1990 PA 187, MCL 257.1839.
19 The department shall award a certificate to a school system if the
20 system's school buses all received a 100% successful state inspection
21 upon the first inspection in a given year.