

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 962, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2013; 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 certain emergency powers; to provide for the powers and duties of certain committees, certain state agencies, and certain employees; and to provide for the acquisition and disposition of certain real and personal property.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2013; 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 certain emergency powers; to provide for the powers and duties of certain committees, certain state agencies, and certain employees;

and to provide for the acquisition and disposition of certain real and personal property.

Patrick Colbeck

Peter MacGregor

Roger Kahn

Nancy E. Jenkins

Vincent Gregory

Richard LeBlanc

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 962**

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2013; 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 certain emergency powers; to provide for the powers and duties of certain committees, certain state agencies, and certain employees; and to provide for the acquisition and disposition of certain real and personal property.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1
LINE-ITEM APPROPRIATIONS
FOR FISCAL YEAR 2012-2013

1 Sec. 101. Subject to the conditions set forth in this act, the
 2 amounts listed in this part for the department of state police are
 3 appropriated for the fiscal year ending September 30, 2013, from
 4 the funds indicated in this part. The following is a summary of the
 5 appropriations in this part:

6 **DEPARTMENT OF STATE POLICE**

7 APPROPRIATION SUMMARY

8	Full-time equated unclassified positions.....	3.0	
9	Full-time equated classified positions.....	2,881.0	
10	GROSS APPROPRIATION.....		\$ 577,982,700
11	Total interdepartmental grants and intradepartmental		
12	transfers		25,238,500
13	Schedule of interdepartmental grant revenue sources:		
14	IDG, training academy charges.....	2,601,300	
15	IDG-MDOC, contract	176,800	
16	IDG-MDOS	353,700	
17	IDG-MDOT, state trunkline fund.....	11,217,900	
18	IDG-MDTR, casino gaming fees	5,694,600	
19	IDG-MDTR, emergency telephone fund		
20	coordinator	647,200	
21	IDG-MDTR, emergency telephone fund		
22	operations	693,300	
23	IDT, auto theft funds	685,200	
24	IDT, Michigan justice training fund.....	1,450,000	
25	IDT, truck safety fund	1,549,800	
26	Interdepartmental grant revenues.....	168,700	
27	ADJUSTED GROSS APPROPRIATION.....		\$ 552,744,200

1	Total federal revenues.....	104,911,000
2	Schedule of federal revenue sources:	
3	DHS	55,453,300
4	DOJ	15,536,500
5	DOJ interest bearing	8,139,400
6	DOT	23,868,800
7	Federal investigations - reimbursed	
8	services	1,043,900
9	Federal narcotics investigation revenues.....	619,400
10	Federal revenues	249,700
11	Total local revenues.....	6,869,400
12	Schedule of local revenue sources:	
13	Local - AFIS fees	80,500
14	Local - LEIN fees	1,209,800
15	Local - MPSCS subscriber and maintenance	
16	fees	1,924,800
17	Local - reimbursed services	1,980,500
18	Local - school bus revenue	1,634,900
19	Local revenues	38,900
20	Total private revenues.....	231,300
21	Schedule of private revenue sources:	
22	Private donations	229,600
23	Private revenues	1,700
24	Total state restricted revenues.....	123,218,700
25	Schedule of restricted revenue sources:	
26	Auto theft prevention fund	6,772,000
27	Criminal justice information center	

1	service fees	17,759,900
2	Concealed weapons enforcement fee.....	100,000
3	Drunk driving prevention and training	
4	fund	1,363,500
5	Forensic science reimbursement fees.....	1,445,600
6	Forfeiture funds	89,500
7	Hazardous materials training center fees...	1,461,000
8	Highway safety fund	12,242,700
9	Licensing fees	9,100
10	Michigan justice training fund.....	8,404,100
11	Michigan merit award trust fund.....	716,200
12	Motor carrier fees	4,660,300
13	Narcotics investigation revenues.....	1,030,800
14	Nuclear plant emergency planning	
15	reimbursement	2,120,500
16	Precision driving track fees	300,500
17	Reimbursed services	944,000
18	Rental of department aircraft.....	56,100
19	Secondary road patrol and training fund...	15,236,100
20	Sex offender registration fund.....	295,800
21	State forensic laboratory fund.....	1,861,000
22	State police service fees	2,162,500
23	State services fee fund	11,254,400
24	Tobacco tax revenue	4,000,000
25	Traffic crash revenue	328,300
26	Traffic law enforcement and safety fund...	24,912,100
27	Trooper school recruitment fund.....	1,100

1	Truck driver safety fund	3,015,800	
2	State restricted revenues	675,800	
3	State general fund/general purpose		\$ 317,513,800
4	State general fund/general purpose schedule:		
5	Ongoing state general fund/general		
6	purpose	312,654,900	
7	One-time state general fund/general		
8	purpose	4,858,900	
9	Sec. 102. EXECUTIVE DIRECTION		
10	Full-time equated unclassified positions.....	3.0	
11	Full-time equated classified positions.....	38.0	
12	Unclassified positions.....		\$ 700,000
13	Executive direction.....		<u>5,195,400</u>
14	GROSS APPROPRIATION.....		\$ 5,895,400
15	Appropriated from:		
16	Interdepartmental grant revenues.....		40,900
17	State restricted revenues.....		767,100
18	State general fund/general purpose.....		\$ 5,087,400
19	Schedule of programs:		
20	Executive direction	2,894,300	
21	Special operations and events.....	2,301,100	
22	Sec. 103. SCIENCE, TECHNOLOGY, AND TRAINING BUREAU		
23	Full-time equated classified positions.....	198.0	
24	Science, technology, and training bureau.....		\$ <u>73,317,900</u>
25	GROSS APPROPRIATION.....		\$ 73,317,900
26	Appropriated from:		
27	Interdepartmental grant revenues.....		6,103,900

1	Federal revenues.....	5,279,100
2	Local revenues.....	3,170,500
3	State restricted revenues.....	27,966,600
4	State general fund/general purpose.....	\$ 30,797,800
5	Schedule of programs:	
6	Criminal justice information center	
7	division	12,442,000
8	Criminal records improvement	1,268,200
9	Traffic safety	2,122,400
10	Standards and training/justice training	
11	grants	9,061,000
12	Concealed weapons enforcement training.....	100,000
13	Training only to local units	631,300
14	Public safety officers benefit program.....	149,600
15	Training administration	5,409,900
16	Information technology services and	
17	projects	21,258,700
18	Michigan public safety communications	
19	system	14,099,300
20	In-service training - law enforcement	
21	distribution	450,000
22	In-service training - competitive.....	1,000,000
23	Traffic services	5,325,500
24	Sec. 104. FORENSIC SCIENCES	
25	Full-time equated classified positions.....	265.0
26	Forensic sciences.....	\$ <u>41,826,700</u>
27	GROSS APPROPRIATION.....	\$ 41,826,700

1	Appropriated from:	
2	Federal revenues.....	5,027,700
3	State restricted revenues.....	14,290,200
4	State general fund/general purpose.....	\$ 22,508,800
5	Schedule of programs:	
6	Laboratory operations	31,900,200
7	DNA analysis program	9,926,500
8	Sec. 105. UNIFORM SERVICES	
9	Full-time equated classified positions.....	1,486.0
10	Uniform services.....	\$ <u>201,690,900</u>
11	GROSS APPROPRIATION.....	\$ 201,690,900
12	Appropriated from:	
13	Federal revenues.....	2,077,900
14	State restricted revenues	39,063,900
15	State general fund/general purpose	\$ 160,549,100
16	Schedule of programs:	
17	Uniform services	47,354,100
18	Capitol security guards	712,200
19	At-post troopers	133,692,200
20	Reimbursed services	2,162,500
21	Law enforcement enhancement	15,000,000
22	Public safety initiative	2,769,900
23	Sec. 106. SPECIALIZED SERVICES	
24	Full-time equated classified positions.....	646.0
25	Specialized services.....	\$ <u>96,174,400</u>
26	GROSS APPROPRIATION.....	\$ 96,174,400
27	Appropriated from:	

1	Interdepartmental grant revenues.....	17,428,100
2	Federal revenues.....	14,217,800
3	Local revenues.....	3,600,000
4	Private revenues.....	229,600
5	State restricted revenues.....	9,926,600
6	State general fund/general purpose.....	\$ 50,772,300
7	Schedule of programs:	
8	Narcotics investigation funds.....	265,100
9	Operational support	16,049,400
10	Aviation program	1,614,700
11	Criminal investigations	31,726,800
12	Federal antidrug initiatives	11,154,200
13	Reimbursed services, materials, and	
14	equipment	3,024,400
15	Auto theft prevention program.....	1,128,800
16	Casino gaming oversight	5,519,300
17	Fire investigations	1,899,000
18	Parole absconder sweeps	12,700
19	Motor carrier enforcement	12,347,400
20	Truck safety enforcement team operations...	1,511,400
21	Safety inspections	6,790,400
22	School bus inspections	1,619,500
23	Safety projects	1,511,300
24	Sec. 107. SUPPORT SERVICES	
25	Full-time equated classified positions.....	248.0
26	Support services.....	\$ <u>153,083,700</u>
27	GROSS APPROPRIATION.....	\$ 153,083,700

1	Appropriated from:	
2	Interdepartmental grant revenues.....	1,496,900
3	Federal revenues.....	78,058,800
4	Local revenues.....	60,000
5	State restricted revenues.....	30,528,500
6	State general fund/general purpose.....	\$ 42,939,500
7	Schedule of programs:	
8	Auto theft prevention program.....	6,754,400
9	Special maintenance and utilities.....	402,800
10	Rent and building occupancy charges.....	8,309,500
11	Worker's compensation	3,031,500
12	Fleet leasing	15,630,700
13	Management services	14,182,600
14	Budget and financial services.....	1,780,700
15	Office of justice program grants.....	8,537,800
16	Accounting service center	1,150,400
17	State program planning and administration..	1,149,400
18	Secondary road patrol program.....	14,060,200
19	Truck safety program	3,014,000
20	Federal highway traffic safety	
21	coordination	12,836,400
22	Emergency management planning and	
23	administration	6,090,300
24	Grants to local government	2,482,100
25	FEMA program assistance	5,341,000
26	Nuclear power plant emergency planning.....	2,076,800
27	Hazardous materials programs	46,253,000

1 Interdepartmental grant to legislature..... 100

2 **Sec. 108. ONE-TIME APPROPRIATIONS**

3	Michigan international speedway traffic control	\$	800,000
4	At-post troopers - replace outdated equipment		1,623,700
5	Rent and building occupancy charges		350,000
6	State employee lump-sum payments		<u>3,220,000</u>
7	GROSS APPROPRIATION	\$	5,993,700

8 Appropriated from:

9	Interdepartmental grant revenues		168,700
10	Federal revenues		249,700
11	Local revenues		38,900
12	Private revenues		1,700
13	State restricted revenues		675,800
14	State general fund/general purpose	\$	4,858,900

15 PART 2

16 PROVISIONS CONCERNING APPROPRIATIONS

17 FOR FISCAL YEAR 2012-2013

18 **GENERAL SECTIONS**

19 Sec. 201. Pursuant to section 30 of article IX of the state
20 constitution of 1963, total state spending from state resources
21 under part 1 for fiscal year 2012-2013 is \$440,732,500.00 and state
22 spending from state resources to be paid to local units of
23 government for fiscal year 2012-2013 is \$18,728,700.00. The
24 itemized statement below identifies appropriations from which
25 spending to local units of government will occur:

1	DEPARTMENT OF STATE POLICE	
2	Science, technology, and training bureau.....	\$ 4,178,400
3	Schedule of programs:	
4	Justice training grants.....	4,054,400
5	Training only to local units.....	124,000
6	Support services.....	14,550,300
7	Schedule of programs:	
8	Secondary road patrol.....	13,920,300
9	Management services.....	<u>630,000</u>
10	TOTAL.....	\$ 18,728,700

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

14 Sec. 203. As used in this act:

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

17 (b) "CJIC" means the criminal justice information center.

18 (c) "C.J.I.S." means the criminal justice information systems.

19 (d) "Department" means the department of state police.

20 (e) "DHS" means the United States department of homeland
 21 security.

22 (f) "DNA" means deoxyribonucleic acid.

23 (g) "DOJ" means the United States department of justice.

24 (h) "DOT" means the United States department of
 25 transportation.

26 (i) "DTMB" means the department of technology, management, and
 27 budget.

1 (j) "FEMA" means the federal emergency management agency.

2 (k) "FTE" means full-time equated.

3 (l) "IDG" means interdepartmental grant.

4 (m) "IDT" means intradepartmental transfer.

5 (n) "LEIN" means the law enforcement information network.

6 (o) "MCL" means Michigan Compiled Laws.

7 (p) "MCOLES" means Michigan commission on law enforcement
8 standards.

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

10 (r) "MDOC" means the Michigan department of corrections.

11 (s) "MDOS" means the Michigan department of state.

12 (t) "MDOT" means the Michigan department of transportation.

13 (u) "MDTR" means the Michigan department of treasury.

14 (v) "MPSCS" means Michigan public safety communications
15 system.

16 (w) "PA" means public act.

17 (x) "Work project" means a group of activities featuring a
18 fixed duration, budget, and scope that is expected to cause a
19 measurable change in the delivery, efficiency, or effectiveness of
20 1 or more operations.

21 Sec. 204. The following shall constitute the appropriations
22 from part 1 for interdepartmental grant funds received by the
23 department from sources outside the department: \$2,601,300.00 from
24 training academy charges; \$176,800.00 from the department of
25 corrections contract; \$353,700.00 from the department of state;
26 \$11,217,900.00 from the department of transportation - state
27 trunkline funds; \$5,692,200.00 from casino gaming fees; \$646,900.00

1 from the department of treasury - emergency telephone fund
2 coordinator; and \$693,300.00 from the department of treasury -
3 emergency telephone fund operations.

4 Sec. 205. (1) The following shall constitute the
5 appropriations from part 1 for interdepartmental grant funds made
6 from the department to other departments: \$1,157,100.00 to the
7 department of environmental quality - radiological emergency
8 preparedness; \$150,100.00 to the department of attorney general -
9 justice training competitive grant; \$779,100.00 to the judiciary -
10 justice training competitive grant; \$352,700.00 to the department
11 of attorney general - operations; \$900,000.00 to the department of
12 military and veterans affairs - homeland security grant;
13 \$21,258,700.00 to DTMB - information technology services and
14 projects; and \$14,099,300.00 to DTMB - Michigan public safety
15 communications systems.

16 (2) Based on the availability of federal funding and the
17 demonstrated need as indicated by applications submitted to the
18 state court administrative office, the department shall provide
19 \$1,800,000.00 in Byrne justice assistance grant program funding to
20 the judiciary by interdepartmental grant.

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

27 (2) In addition to the funds appropriated in part 1, there is

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

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

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

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

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

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

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

27 (d) The number of active department employees by job

1 classification.

2 (e) Job specifications and wage rates.

3 Sec. 208. The department shall use the Internet to fulfill the
4 reporting requirements of this act. This requirement may include
5 transmission of reports via electronic mail to the recipients
6 identified for each reporting requirement, or it may include
7 placement of reports on an Internet or Intranet site.

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

18 Sec. 210. The department shall take all reasonable steps to
19 ensure businesses in deprived and depressed communities compete for
20 and perform contracts to provide services or supplies, or both, for
21 the department. The director of the department shall strongly
22 encourage firms with which the department contracts to subcontract
23 with certified businesses in depressed and deprived communities for
24 services or supplies, or both.

25 Sec. 212. The department shall receive and retain copies of
26 all reports funded from appropriations in part 1. Federal and state
27 guidelines for short-term and long-term retention of records shall

1 be followed. The department may electronically retain copies of
2 reports unless otherwise required by federal and state guidelines.

3 Sec. 215. The department shall not take disciplinary action
4 against an employee for communicating with a member of the
5 legislature or his or her staff.

6 Sec. 216. (1) Notwithstanding any other provision of this act,
7 the schedule of programs in part 1 lists programs which may, but
8 are not required to be, funded under this act.

9 (2) Notwithstanding any other provisions of this act, the
10 schedule of revenue sources in part 1 may or may not be received
11 from the funding entities listed.

12 (3) The secondary road patrol funding is not subject to
13 funding flexibility and shall be funded in accordance with section
14 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e.

15 (4) Any funding required by statute is not subject to funding
16 flexibility and shall be funded in accordance with that statute.

17 Sec. 217. The department shall improve its budgetary
18 efficiency pertaining to the delivery of core services delineated
19 in section 221 by doing all of the following:

20 (a) Prioritizing personnel over buildings in budgetary
21 efficiency considerations.

22 (b) Pursuing the physical or virtual consolidation of support
23 service functions such as information technology, human resources,
24 and accounting as a means of improving standardization and
25 efficiency.

26 (c) Seeking expenditure reductions whenever possible through
27 the streamlining of existing service delivery activities.

1 (d) Identifying efficiencies that can be gained via the
2 reduction or elimination of programs, policies, and practices which
3 have outlived their usefulness.

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

14 (a) The dates of each travel occurrence.

15 (b) The total transportation and related costs of each travel
16 occurrence, including the proportion funded with state general
17 fund/general purpose revenues, the proportion funded with state
18 restricted revenues, the proportion funded with federal revenues,
19 and the proportion funded with other revenues.

20 Sec. 219. (1) The department shall provide quarterly reports,
21 beginning October 1, to the appropriate senate and house
22 appropriations subcommittees and the senate and house fiscal
23 agencies, which provide the following data:

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

26 (b) The department's financial status, featuring a report of
27 budgeted versus actual expenditures by part 1 line item including a

1 year-end projection of budget requirements. If projected department
2 budget requirements exceed the allocated budget, the report shall
3 include a plan to reduce overall expenses while still satisfying
4 specified service level requirements.

5 (c) Forensic laboratory system staffing levels and vacancies
6 and backlogs in all disciplines.

7 (2) The department shall provide all information necessary to
8 validate that the requirements of this part have been achieved.

9 (3) The department shall provide a corrective action plan
10 within 30 days of a quarterly report under this section for any
11 requirements of this part that have not been achieved. The
12 department shall provide a monthly status of correction action
13 plans.

14 (4) The department shall provide a summary of fund shifts,
15 that have been approved by the state budget office, that have
16 occurred between items listed in the schedule of programs mentioned
17 in part 1 on a quarterly basis to the senate and house
18 appropriations subcommittees on state police and military affairs
19 and the senate and house fiscal agencies.

20 Sec. 220. The department shall provide the following data to
21 the appropriate senate and house appropriations subcommittees and
22 the senate and house fiscal agencies on an annual basis:

23 (a) As it pertains to inspections conducted by the traffic
24 safety division, all of the following:

25 (i) The number of buses and vehicles inspected by the
26 department.

27 (ii) The number of buses and vehicles passing and failing

1 inspection.

2 (iii) The estimated number of buses and vehicles not inspected.

3 (b) A report on the status of assessments collected and
4 authorized under section 629e of the Michigan vehicle code, 1949 PA
5 300, MCL 257.629e, for the purpose of supporting the secondary road
6 patrol grant program. The report shall contain updated information
7 on collection levels, revised projected grant allotments to
8 counties for the year, a comparison of projected collections and
9 grant distribution levels with the funds appropriated in part 1 for
10 the secondary road patrol program, and the extent collection levels
11 have exceeded or failed to meet appropriated levels for the current
12 fiscal year or expenditure levels from the previous fiscal year.

13 (c) A report regarding the department's activities related to
14 casino gaming oversight. The report shall contain the following:

15 (i) The amount of money received and expended.

16 (ii) The nature and structure of the casino gaming oversight
17 unit.

18 (iii) The positions and classifications of employees assigned.

19 (iv) The number of full-time and part-time employees and the
20 aggregate number of FTEs.

21 (v) The duties and responsibilities of the assigned employees.

22 Sec. 221. The appropriations in part 1 are for the core
23 services, support services, and work projects of the department,
24 including, but not limited to, the following core services: traffic
25 safety and enforcement, complaint and criminal investigations, fire
26 investigation, sex offender registry and enforcement, specialty
27 teams, civil disorder response - mobilization, capitol security,

1 hazardous materials response training, intelligence gathering and
2 dissemination, state emergency operations center, criminal history
3 system, fingerprint and background checks, the law enforcement
4 information network, forensics, training and recruiting, public
5 awareness campaigns, and establishing and monitoring law
6 enforcement standards.

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

13 Sec. 223. At least 60 days before beginning any effort to
14 privatize, the department shall submit a complete project plan to
15 the senate and house fiscal agencies. The plan shall include the
16 criteria under which the privatization initiative will be
17 evaluated. The evaluation shall be completed and submitted to the
18 senate and house appropriations subcommittees and the senate and
19 house fiscal agencies within 30 months.

20 Sec. 224. Funds appropriated in part 1 shall not be used by
21 the department to hire a person to provide legal services that are
22 the responsibility of the attorney general. This prohibition does
23 not apply to legal services for bonding activities and for those
24 activities that the attorney general authorizes.

25 Sec. 226. (1) It is the intent of the legislature that the
26 department shall not provide any subsidy for contractual services
27 it provides.

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

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

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

11 (5) This section does not apply to state agencies.

12 Sec. 227. The department shall define interoperability
13 standards to ensure effective communication between state, local,
14 regional, and federal agencies under public safety scenarios. The
15 department shall monitor compliance with these interoperability
16 standards by the agencies and notify the legislature and pertinent
17 agency management of noncompliance within 30 days of this
18 determination.

19 Sec. 228. Not later than November 15, the department shall
20 prepare and transmit a report that provides for estimates of the
21 total general fund/general purpose appropriations lapses at the
22 close of the fiscal year. This report shall summarize the projected
23 year-end general fund/general purpose appropriations lapses by
24 major departmental program or program areas. The report shall be
25 transmitted to the office of the state budget, the chairpersons of
26 the senate and house standing committees on appropriations, the
27 senate and house appropriations subcommittees, and the senate and

1 house fiscal agencies.

2 Sec. 229. Within 14 days after the release of the executive
3 budget recommendation, the department shall provide the state
4 budget director, the senate and house appropriations chairs, the
5 senate and house appropriations subcommittees on state police and
6 military and veterans affairs, and the senate and house fiscal
7 agencies with an annual report on estimated state restricted fund
8 balances, state restricted fund projected revenues, and state
9 restricted fund expenditures for the fiscal years ending September
10 30, 2012 and September 30, 2013.

11 Sec. 230. The department may pursue entering into an agreement
12 with Calhoun County to build a new facility in that county which
13 would serve as the new state police post for region 4 of district
14 5, as identified by the department.

15 Sec. 231. The department, in keeping with its role as the
16 general law enforcement agency of the state and as the law
17 enforcement agency of last resort for communities that are either
18 without local law enforcement resources or are seriously
19 underserved by local law enforcement resources, shall provide
20 general law enforcement assistance to those communities until
21 adequate law enforcement services can be provided to those
22 communities by other means.

23 Sec. 232. The department shall serve as an active liaison
24 between the department of technology, management, and budget and
25 local public safety agencies to facilitate the use of the MPSCS
26 towers by those local public safety agencies that have an interest
27 in using the towers as a part of their communication system.

1 **EXECUTIVE DIRECTION**

2 Sec. 250. (1) From the funds appropriated in part 1, there is
3 funding to support unclassified employee positions as authorized by
4 section 5 of article XI of the state constitution of 1963. These
5 positions include the following: department director, chief
6 administrative officer, and executive director of the Michigan
7 commission on law enforcement standards.

8 (2) Not less than 30 days prior to the department submitting a
9 request for an additional unclassified employee position from the
10 civil service commission, or for any substantive change to the
11 duties of an existing unclassified employee position, the
12 department shall notify the senate and house appropriations
13 subcommittees on state police and military affairs and the senate
14 and house fiscal agencies.

15 **SCIENCE, TECHNOLOGY, AND TRAINING BUREAU**

16 Sec. 301. (1) The department shall develop and deliver
17 professional, innovative, and quality training that supports the
18 enforcement and public safety efforts of the criminal justice
19 community.

20 (2) The department shall maintain the staffing and resources
21 necessary to provide educational opportunities for personal and
22 professional growth to a minimum of 10,000 state and local law
23 enforcement employees and other public safety partners.

24 (3) The department shall maintain the staffing and resources
25 necessary to provide educational opportunities for personal and

1 professional growth to a minimum of 3,000 community members.

2 (4) The department shall define and implement methods with a
3 goal of reducing the cost of training services delivery by 20%.
4 These methods may include the pursuit of technology to reach
5 students throughout the state utilizing distance learning.

6 (5) The department shall place emphasis on recruiting MCOLES-
7 certified police officers for the trooper recruit school. Emphasis
8 shall be given in the hiring process to those officers who are on
9 layoff and possess valid MCOLES certification. Any emphasis given
10 in the recruiting and selection process shall be consistent with
11 the department's hiring standards and in accordance with civil
12 service rules.

13 (6) The department shall develop and provide a service
14 delivery cost model for its training activities.

15 (7) The department shall place emphasis on recruiting and
16 hiring veterans, particularly for any trooper recruit school
17 convened. Any emphasis given in the recruiting and selection
18 process shall be consistent with the department's hiring standards
19 and in accordance with civil service rules. Beginning October 1,
20 the department shall submit a report to the senate and house
21 appropriations subcommittees on state police and military affairs
22 within 60 days of the conclusion of any trooper recruit school. The
23 report shall include the following:

24 (a) The number of veterans who commenced that trooper recruit
25 school.

26 (b) The number of veterans who concluded that trooper recruit
27 school.

1 (c) The devices or campaigns that were used to specifically
2 recruit veterans for that trooper recruit school.

3 Sec. 302. (1) MCOLES shall establish standards for the
4 selection, employment, training, education, licensing, and
5 revocation of all law enforcement officers.

6 (2) MCOLES shall maintain the staffing and resources necessary
7 to provide the basic law enforcement training curriculum for 20
8 academy programs statewide.

9 (3) MCOLES shall maintain a minimum 98% passing rate from the
10 MCOLES licensing exam without lowering academic standards to
11 achieve this rate.

12 Sec. 303. (1) The department shall maintain a criminal history
13 system and the state accident data collection system in the support
14 of public safety and law enforcement communities in this state.

15 (2) The department shall maintain the staffing and resources
16 necessary to adhere to 1925 PA 289, MCL 28.241 to 28.248.

17 (3) The department shall improve the accuracy, timeliness, and
18 completeness of criminal history information by conducting 30
19 outreach activities targeted to criminal justice agencies.

20 (4) The department shall maintain the state accident data
21 collection system and make this information available to the public
22 at a reasonable cost. For bulk access to the accident records in
23 which the vehicle identification number has been collected and
24 computerized, the department shall make those records available to
25 the public at cost, provided that the name and address have been
26 excluded.

27 Sec. 304. (1) The department shall provide fingerprint and

1 background check services in support of public safety and law
2 enforcement communities in this state.

3 (2) The department shall maintain the staffing and resources
4 necessary to process fingerprint and background check services
5 commensurate with fiscal year 2009-2010.

6 (3) The department shall maintain resources and educational
7 outreach for the electronic submission of fingerprint information
8 from local law enforcement agencies and maintain at least a 97%
9 submission rate.

10 (4) The department shall define and maintain a cost model
11 pertaining to providing fingerprint check services and provide for
12 the following:

13 (a) Fingerprint service fees shall be commensurate with the
14 actual costs of delivering this service.

15 (b) The department shall pursue means of reducing the expenses
16 associated with delivering this service.

17 Sec. 305. (1) The department shall maintain the law
18 enforcement information network in support of public safety and law
19 enforcement communities in this state.

20 (2) The department shall maintain the staffing and resources
21 necessary to adhere to the C.J.I.S. policy council act, 1974 PA
22 163, MCL 28.211 to 28.215.

23 (3) The department shall audit criminal justice agencies as
24 required by federal guidelines.

25 (4) The appropriations in part 1 do not contain any funding
26 from LEIN user fees for services rendered in fiscal year 2012-2013.
27 If the department chooses to propose such a fee for fiscal year

1 2012-2013, the department shall do each of the following:

2 (a) Notify the senate and house appropriations subcommittees
3 on state police and military and veterans affairs and the senate
4 and house fiscal agencies no less than 90 days prior to
5 establishing the fee.

6 (b) Define and maintain a cost model pertaining to the
7 provision of LEIN administration services. LEIN service fees shall
8 be commensurate with the actual costs of delivering this service.
9 The department shall pursue means of reducing the expenses
10 associated with delivering this service.

11 Sec. 306. (1) The department shall oversee the sex offender
12 registry and its enforcement in this state.

13 (2) The department shall maintain the staff and resources
14 necessary to enforce the provision of the sex offenders
15 registration act, 1994 PA 295, MCL 28.721 to 28.736.

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

19 **FORENSIC SCIENCES**

20 Sec. 401. (1) The department shall provide forensic testing
21 services to aid in criminal investigations.

22 (2) The department shall maintain the staffing and resources
23 necessary to provide forensic evidence with an average turnaround
24 time of 82 days assuming an annual caseload volume commensurate
25 with that received in fiscal year 2009-2010.

26 (3) The department shall hire and train 20 additional forensic

1 employees with the intent of reaching an average 30-day turnaround
2 for forensic evidence.

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

7 **UNIFORM SERVICES**

8 Sec. 501. (1) The department shall oversee traffic safety and
9 enforcement in this state.

10 (2) The department shall maintain the staffing and resources
11 necessary to make traffic contacts per patrol hours commensurate
12 with the service level and contact areas exhibited in fiscal year
13 2010-2011. There shall be no degradation of road patrol services to
14 any region of this state.

15 (3) The department shall maintain the staffing and resources
16 necessary to continually work to enhance traffic safety throughout
17 the state.

18 Sec. 502. Department enlisted personnel who are employed to
19 enforce traffic laws as provided in section 629e of the Michigan
20 vehicle code, 1949 PA 300, MCL 257.629e, shall not be prohibited
21 from responding to crimes in progress or other emergency situations
22 and are responsible for protecting every citizen of this state from
23 harm.

24 Sec. 503. The department shall dedicate a minimum of 23,374
25 patrol hours in distressed cities in this state.

26 Sec. 504. The department shall hire and train 180 troopers.

1 Sec. 505. (1) The department shall provide security services
2 at the state capitol building.

3 (2) The department shall maintain the staff and resources
4 necessary to respond to emergencies at the house office building,
5 Farnum building, capitol parking lot, Townsend parking ramp, and
6 Roosevelt parking ramp.

7 (3) The department shall pursue federal grants to improve the
8 security at the capitol building.

9 (4) The department may develop a phased approach for improving
10 security at the capitol building.

11 Sec. 506. The department shall submit a report on or before
12 April 1 to the appropriate senate and house appropriations
13 subcommittees and the senate and house fiscal agencies regarding
14 the cities in distress public safety initiative and any measures
15 relative to the law enforcement enhancement scheduled program
16 contained in part 1. The report shall include, but is not limited
17 to, the following information for the prior 6 months:

18 (a) Statistics regarding relevant trooper schools, including
19 the number of applications, the number of troopers graduated, and
20 the cities or posts in which each of these troopers is assigned or
21 stationed.

22 (b) Statistics regarding criminal activity, including the
23 number of arrests made by troopers assigned to the cities in
24 distress, the number of traffic stops made by troopers assigned to
25 cities in distress, the number of parole or probation violators
26 arrested by troopers assigned to cities in distress, the number of
27 violent and assaultive crimes committed in the cities in distress,

1 the number of illegal drug and narcotic crimes committed in the
2 cities in distress, and the number of property crimes committed in
3 the cities in distress.

4 (c) Where reasonably available, statistics regarding the
5 number of local law enforcement officers employed by the cities in
6 distress and the number of criminal prosecutions in the counties in
7 which the cities in distress are located.

8 Sec. 507. The department shall submit a report on or before
9 April 1 to the appropriate senate and house appropriations
10 subcommittees and the senate and house fiscal agencies regarding
11 transition by the department to the regional policing model. The
12 report shall include, but is not limited to, information on costs
13 and savings associated with the termination of lease agreements,
14 costs associated with maintenance and fuel usage resulting from
15 increased mileage on patrol vehicles, and costs and savings
16 associated with shifting personnel from traditional office
17 assignments to road patrol assignments.

18 **SPECIALIZED SERVICES**

19 Sec. 601. (1) The department shall provide specialty services
20 to citizens of this state in accordance with all applicable state
21 and federal laws and regulations.

22 (2) The department shall maintain the staffing and resources
23 necessary to provide training to maintain readiness to respond
24 appropriately to at least the number of requests for specialty
25 services which occurred in fiscal year 2009-2010.

26 (3) The canine unit shall be available for call out statewide

1 100% of the time.

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

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

6 (6) The underwater recovery unit shall be available for call
7 out statewide 100% of the time.

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

11 (8) Money privately donated to the department is appropriated
12 under part 1 to be used for the purposes designated by the donor of
13 the money. Money privately donated to the department's canine unit
14 shall be used to purchase equipment and other items to enhance the
15 operation of the canine unit.

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

18 (2) The department shall maintain the staffing and resources
19 necessary to devote a comparable number of hours investigating
20 crimes as those performed in fiscal year 2009-2010.

21 (3) The department shall maintain the staffing and resources
22 necessary to annually meet or exceed a case clearance rate of 56%.

23 (4) The department shall provide protection to this state, its
24 economy, welfare, and vital state-sponsored programs through the
25 prevention and suppression of organized smuggling of untaxed
26 tobacco products in the state, through enforcement of the tobacco
27 products tax act, 1993 PA 327, MCL 205.421 to 205.436, and other

1 laws pertaining to combating criminal activity in this state, by
2 maintaining a tobacco tax enforcement unit that will dedicate a
3 minimum of 8,320 hours to tobacco tax enforcement.

4 (5) The department shall submit an annual report on or by
5 October 15 to the senate and house appropriations subcommittees on
6 state police and military and veterans affairs, the senate and
7 house appropriations subcommittees on general government, and the
8 senate and house fiscal agencies, which details expenditures
9 related to tax enforcement activities for the prior fiscal year.

10 Sec. 603. (1) The department shall provide fire investigation
11 services to citizens of this state through investigative assistance
12 to local law enforcement agencies.

13 (2) The department shall maintain the staffing and resources
14 necessary to maintain readiness to respond appropriately to at
15 least the number of requests for service which occurred in fiscal
16 year 2009-2010.

17 (3) The fire investigation unit shall be available for call
18 out statewide 100% of the time.

19 Sec. 604. The department shall inspect all black and yellow
20 school buses annually.

21 Sec. 605. The department shall maintain the staffing and
22 resources necessary to annually inspect at least 53,000 commercial
23 vehicles.

24 **SUPPORT SERVICES**

25 Sec. 701. (1) The department shall respond to civil disorders
26 and natural disasters.

1 (2) The department shall, at a minimum, maintain readiness
2 including training and equipment to respond to civil disorders and
3 natural disasters commensurate with the capabilities of fiscal year
4 2009-2010.

5 Sec. 702. (1) The department shall operate the Michigan
6 intelligence operation center as the state's federally recognized
7 fusion center.

8 (2) The department shall ensure public safety through the
9 emergency management and homeland security division by providing
10 public and private sector partners with timely and accurate
11 information and regarding critical information key resources
12 threats as reported to or discovered by the Michigan intelligence
13 operations center and increase public awareness on how to report
14 suspicious activity through website or telephone communications.

15 (3) The department shall seek to increase the number of public
16 and private sector contacts which receive vital homeland security
17 information and intelligence in order to enhance the safety and
18 security for citizens of this state.

19 Sec. 703. (1) The department shall provide hazardous materials
20 response training.

21 (2) The department shall maintain the staffing and resources
22 necessary to serve approximately 110 local emergency management
23 preparedness programs and 88 local emergency planning committees in
24 this state.

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

1 (4) The department's emergency management division shall make
2 every effort to ensure both of the following:

3 (a) That homeland security grants offered by the federal
4 government and channeled through the department are allocated to
5 first responder entities in the highest percentage possible.

6 (b) That homeland security grants awarded to the city of
7 Detroit shall not be used to supplant city general funds designated
8 to support first responder operations.

9 Sec. 704. (1) The department shall operate and maintain the
10 state's emergency operations center and provide command and control
11 in support of emergency response services.

12 (2) The department shall maintain readiness, including
13 training and equipment to respond to civil disorders and natural
14 disasters.

15 (3) By September 30, 2013, the department shall begin
16 construction or renovation of a state emergency operations center
17 to facilitate relocation from its current site at Collins Road.

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

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

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

23 Sec. 705. (1) The department shall conduct public awareness
24 campaigns regarding various public safety issues.

25 (2) The department shall provide resources and technical
26 assistance to train child passenger safety technicians to promote
27 public education and awareness to parents.

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PART 2A
PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. (1) It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, excluding appropriations designated as 1-time appropriations and adjusting for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

(2) It is the intent of the legislature that the 180 troopers hired during fiscal year 2012-2013 shall be used to reduce crime rates in this state's most distressed cities once fully deployed.

(3) It is the intent of the legislature that the 20 additional forensic employees hired during fiscal year 2012-2013 shall be used to reach an average 30-day turnaround for forensic evidence once fully trained.