

FY 2015-16: DEPARTMENT OF STATE POLICE
Summary: Conference Report
Senate Bill 131 (S-2) CR-1



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| | FY 2014-15 YTD as of 3/12/15 | FY 2015-16 Executive | FY 2015-16 House | FY 2015-16 Senate | FY 2015-16 Conference | Difference: Conference From FY 2014-15 YTD | |
|-------------------|---------------------------------|-------------------------|----------------------|----------------------|--------------------------|---|--------------|
| | | | | | | Amount | % |
| IDG/IDT | \$26,233,200 | \$26,224,300 | \$26,224,300 | \$26,224,300 | \$26,224,300 | (\$8,900) | (0.0) |
| Federal | 99,429,900 | 87,945,900 | 87,945,900 | 87,945,900 | 87,945,900 | (11,484,000) | (11.5) |
| Local | 4,861,700 | 5,456,700 | 5,456,700 | 5,456,700 | 5,456,700 | 595,000 | 12.2 |
| Private | 77,200 | 76,700 | 76,700 | 76,700 | 76,700 | (500) | (0.6) |
| Restricted | 127,300,000 | 123,328,200 | 120,353,900 | 121,853,900 | 124,828,200 | (2,471,800) | (1.9) |
| GF/GP | 390,839,900 | 373,473,700 | 372,923,700 | 377,305,700 | 376,305,600 | (14,534,300) | (3.7) |
| Gross | \$648,741,900 | \$616,505,500 | \$612,981,200 | \$618,863,200 | \$620,837,400 | (\$27,904,500) | (4.3) |
| FTEs | 3,073.0 | 3,108.0 | 3,084.0 | 3,113.0 | 3,121.0 | 48.0 | 1.6 |

Notes: (1) FY 2014-15 adjusted year-to-date figures include mid-year budget adjustments through March 12, 2015 (including Executive Order 2015-5, House Bill 4110, and House Bill 4112). (2) Appropriation figures for all years include all proposed appropriation amounts, including amounts designated as "one-time."

Overview

The Michigan Department of State Police (MSP) is the state's primary law enforcement and emergency response authority, responsible for criminal law enforcement and investigation, traffic and motor carrier safety, and homeland security; in addition to the administration and implementation of various state programs, technologies, and specialized services intended to enhance the capabilities and coordination of federal, state, and local law enforcement agencies, the criminal justice system, and the entire public safety community.

Budget Structure

The Legislature significantly and continually altered and rearranged the MSP budget over recent years: condensing appropriation units, combining line items, coalescing fund sources, and generally extending funding flexibility while greatly expanding performance metrics via reporting requirements. Beginning in FY 2011-12, the line items within the budget were variously combined and the quantity was ultimately reduced from nearly 60 ongoing line items to merely five within the FY 2014-15 budget; these five ongoing line items, arranged under four appropriation units, encompassed 20 informational and nonbinding schedules of programs. Furthermore, the budget indicated a schedule of revenues which provided nonbinding budget-wide estimated amounts of specific fund sources, however only fund types (e.g., federal, restricted, GF/GP) were appropriated from and designated to support line items. House restructures the MSP budget by converting the schedules of programs into line items and appropriating from specific fund sources. Senate retains the current schedule of programs and schedule of revenues structure. Conference includes eight line items within eight appropriation units and continues to appropriate from fund types, while incorporating the schedules of programs and revenues within boilerplate.

NOTE: Information on House budget actions in this document is based on House Bill 4102 (H-1) as amended and passed by the House and information on Senate budget actions in this document is based on Senate Bill 133 (S-1) as amended and passed by the Senate.

| | FY 2014-15 Year-to-Date (as of 3/12/15) | FY 2015-16 Conference Change |
|--|---|------------------------------------|
|--|---|------------------------------------|

Major Budget Changes From FY 2014-15 YTD Appropriations

1. Statutory Fee Sunsets

Executive assumes revenues generated by the elimination of sunsets on statutory fees charged and collected by the MSP for taking and processing fingerprints (\$30) and processing and completing name-based criminal history searches (\$10) and on the \$2.25 regulatory fee levied on various vehicles specified by the Michigan Vehicle Code (1949 PA 300) and expended to enhance traffic law enforcement and safety. These fees are which are set to expire on September 30, 2015. MSP estimates that the elimination of these fee sunsets will preserve approximately **\$30.6 million** in restricted revenue during FY 2015-16. House, Senate, and Conference concur in part, but assumes the extension rather than the elimination of the sunsets.

| | | |
|--------------|---------------------|------------|
| Gross | \$48,292,400 | \$0 |
| Restricted | 48,292,200 | 0 |

| Major Budget Changes From FY 2014-15 YTD Appropriations | | FY 2014-15 Year-to-Date (as of 3/12/15) | FY 2015-16 Conference Change |
|--|--------------|--|---|
| 2. 129th Trooper Recruit School (One-Time & Ongoing) | | | |
| <p><u>Executive</u> increases spending and staff authorization for the 129th Trooper Recruit School, which is anticipated to commence on 04/24/16 and graduate 75 new troopers. Ongoing spending authorization (\$4.5 million) supports personnel, fleet, and ancillary costs incurred throughout and subsequent to the school, while one-time authorization (\$3.2 million) supports the costs of recruiting, boarding, training, and equipping recruits admitted to the school. The Executive recommends a concomitant increase of \$6.2 million GF/GP in ongoing spending authorization for FY 2016-17 which would annualize the ongoing personnel, fleet, and ancillary costs to account for the portion of FY 2015-16 that preceded commencement of the school. <u>House</u> and <u>Senate</u> concur. <u>Conference</u> concurs in part, but with an understanding that the school will commence on 06/05/16 and graduate 88 new troopers; as a result, the amount estimated necessary to annualize the personnel, fleet, and ancillary costs associated with the 129th Trooper Recruit School during FY 2016-17 is increased by \$1.8 million, from \$6.3 million to \$8.1 million.</p> | FTE | NA | 75.0 |
| | Gross | NA | \$7,700,000 |
| | GF/GP | NA | \$7,700,000 |
| 3. 20th Motor Carrier Recruit School (Ongoing) | | | |
| <p><u>Executive</u> increases spending authorization by \$1.1 million GF/GP for the ongoing personnel and ancillary costs and adjusts staff authorization associated with the 20th Motor Carrier Recruit School, which is anticipated to commence on 10/01/15 and graduate ten new motor carrier officers. Spending authorization for the one-time costs of recruiting, boarding, training, and equipping recruits admitted to the school is expected to be supported with a forthcoming work project designation of the FY 2014-15 appropriation for one-time costs associated with the school, which was originally planned to occur during FY 2014-15 and graduate 31 new officers, but was subsequently cancelled by MSP resultant from the elimination, via E.O. 2015-5, of the FY 2014-15 ongoing spending authorization associated with the school. <u>House</u> rejects spending and staff authorization for ten new officers, but includes a FTE reduction due to cancellation of the FY 2014-15 school. Additionally, House assumes that the \$1.2 million GF/GP appropriated in FY 2014-15 for the one-time costs associated with the school lapse to the GF/GP at the close of FY 2014-15. <u>Senate</u> concurs in part with <u>Executive</u>, but includes spending and staff authorization to graduate a total of 16 new motor carrier officers. <u>Conference</u> concurs with Executive.</p> | FTE | 31.0 | (21.0) |
| | Gross | NA | \$1,050,000 |
| | GF/GP | NA | \$1,050,000 |
| 4. Annualize 128th Trooper Recruit School Costs (Ongoing) | | | |
| <p><u>Executive</u> increases spending authorization to annualize the personnel, fleet, and ancillary costs and decreases staff authorization associated with the 128th Trooper Recruit School, which is anticipated to commence on 03/01/15 and graduate 60 new troopers on 07/24/15. Personnel, fleet, and ancillary costs incurred throughout and subsequent to the school were appropriated for FY 2014-15 and incorporated into ongoing spending authorization for FY 2015-16. This additional ongoing spending authorization annualizes these costs for FY 2015-16 to account for the portion of FY 2014-15 that preceded commencement of the school. MSP initially estimated annualized costs of \$5.4 million; however E.O. 2015-5 reduced the number of anticipated graduates from 100 to 60 troopers, resulting in a reduction of \$2.4 million in annualized costs for FY 2015-16. <u>House</u>, <u>Senate</u>, and <u>Conference</u> concur.</p> | FTE | 100.0 | (40.0) |
| | Gross | \$5,464,400 | \$3,005,700 |
| | GF/GP | \$5,464,400 | \$3,005,700 |

| Major Budget Changes From FY 2014-15 YTD Appropriations | | FY 2014-15 Year-to-Date (as of 3/12/15) | FY 2015-16 Conference Change |
|--|---------------------|--|---|
| 5. FY 2014-15 One-Time Appropriations | | | |
| <u>Executive</u> removes spending authorization for various FY 2014-15 one-time appropriations under Sec. 106 of \$18.7 million Gross (\$17.5 million GF/GP), subsequent to the \$500,000 GF/GP reduction to the Local Public Safety Initiative under E.O. 2015-5. Also, removes \$16.5 million Gross (\$14.0 million GF/GP) in spending authorization appropriated by 2014 PA 356 for disaster assistance (\$3.0 million GF/GP of which was subsequently transferred to the Disaster and Emergency Contingency Fund by HB 4112), subsequent to the \$16.0 million GF/GP lapse recognized by E.O. 2015-5. <u>House</u> concurs in part, but retains \$500,000 of authorized GF/GP for MSP-provided traffic control at the Michigan International Speedway (MIS). <u>Senate</u> concurs with <u>Executive</u> in part, but retains the full \$831,900 GF/GP appropriation for traffic control at the MIS. <u>Conference</u> concurs with <u>Senate</u> in part, but transfers MIS appropriation as ongoing authorization within the Field Services line item. | Gross | \$35,229,300 | (\$34,397,400) |
| | Restricted | 3,750,000 | (3,750,000) |
| | GF/GP | \$31,479,300 | (\$30,647,400) |
| 6. Analysis of Sexual Assault Kit Evidence | | | |
| <u>Executive</u> increases spending and staff authorization for additional positions within the Forensic Science and Biometrics and Identification Divisions, assigned to the laboratories located in Northville and Stealing Heights, pursuant to 2014 PA 227, which requires law enforcement agencies to submit sexual assault kit evidence to the MSP (or another accredited laboratory) for analysis within 14 days of taking possession and the MSP to analyze the evidence and upload extracted DNA profiles onto MSP-specified databases within 90 days of receiving all necessary evidence. MSP is currently analyzing sexual assault kit evidence within the 90 day standard, excluding time spent creating and uploading DNA profiles, yet anticipates the number of sexual assault kits submitted for analysis to increase consequent to the enactment of 2014 PA 227. <u>House</u> concurs. <u>Senate</u> concurs in part, but allocates staff and spending authorization to existing line items. <u>Conference</u> concurs with <u>Senate</u> . | FTE | 292.0 | 11.0 |
| | Gross | \$48,155,800 | \$1,649,600 |
| | Federal | 5,126,700 | 0 |
| | Restricted GF/GP | 13,950,200 \$29,078,900 | 0 \$1,649,600 |
| 7. State Records Management System Fees | | | |
| <u>Executive</u> increases spending authorization for the MSP to expend the fees collected from local law enforcement agencies (\$200/officer, \$150/jail bed) utilizing the State Records Management System (SRMS), which facilitates the sharing of certain information between law enforcement agencies and sworn officers. The SRMS was created via a \$3.6 million grant awarded in 2013 by the Department of Treasury under the Competitive Grant Assistance Program to transfer the Area Records Management System (ARMS), then operated by the Saginaw County Sheriff's Office, to the MSP and expand the ARMS (renamed the SRMS) to interested law enforcement agencies statewide. As of 10/24/2014 there were 994 users within 35 agencies utilizing the SRMS and MSP anticipates that there will be 3,000 users by the close of FY 2015-16. <u>House</u> , <u>Senate</u> , and <u>Conference</u> concur. | Gross | NA | \$600,000 |
| | Local | NA | 600,000 |
| 8. Sexual Assault Prevention and Education Initiative (One-Time) | | | |
| <u>Executive</u> increases one-time spending authorization for the new Sexual Assault Prevention and Education Initiative proposed by the Governor. <u>House</u> concurs. <u>Senate</u> concurs in part, but includes an additional \$100. <u>Conference</u> concurs with <u>House</u> . | Gross | NA | \$500,000 |
| | GF/GP | NA | \$500,000 |
| 9. State Emergency Operations Center IT Costs | | | |
| <u>Executive</u> increases spending authorization for information technology (IT) charges incurred by the MSP and collected by the Department of Technology, Management, and Budget for the State Emergency Operations Center (SEOC), overseen by the Emergency Management and Homeland Security Division and responsible for coordinating response and recovery efforts by state agencies and local governmental units. <u>House</u> , <u>Senate</u> , and <u>Conference</u> concur. | FTE | 32.0 | 0.0 |
| | Gross | \$6,438,600 | \$152,000 |
| | Federal | 3,820,500 | 0 |
| | GF/GP | \$2,618,100 | \$152,000 |

| Major Budget Changes From FY 2014-15 YTD Appropriations | | FY 2014-15 Year-to-Date (as of 3/12/15) | FY 2015-16 Conference Change |
|--|--------------|--|---|
| 10. Technical Adjustments | | | |
| <u>Executive</u> includes multiple adjustments to spending and staff authorizations for numerous funds affecting various line items to more accurately reflect available and appropriate revenues and align authorization with actual operations; technical adjustments may involve increasing or decreasing spending or staff authorization or shifting authorization between fund sources within a single line item or transferring spending or staff authorization between line items. <u>House</u> , <u>Senate</u> , and <u>Conference</u> concur. | | | |
| | FTE | 29.0 | (4.0) |
| | Gross | \$18,068,100 | (\$15,168,800) |
| | IDG/IDT | 0 | 6,000 |
| | Federal | 11,438,500 | (11,431,100) |
| | Restricted | 4,152,600 | (3,211,800) |
| | GF/GP | \$2,477,000 | (\$531,900) |
| 11. Economic Adjustments | | | |
| <u>Executive</u> includes adjustment to reflect net cost increase for negotiated salary and wage amounts (2.0% base increase), insurance rate increases, reductions in actuarially-determined retirement rates, and other economic adjustments. <u>House</u> , <u>Senate</u> , and <u>Conference</u> concur. | | | |
| | Gross | NA | \$530,100 |
| | IDG/IDT | NA | (14,900) |
| | Federal | NA | (52,900) |
| | Local | NA | (5,000) |
| | Private | NA | (500) |
| | Restricted | NA | 15,700 |
| | GF/GP | NA | \$587,700 |
| 12. Concealed Pistol Licensing | | | |
| <u>Senate</u> increases spending and staff authorization for implementation and administration of the MSP's revised responsibilities concerning the verification and investigation of concealed pistol license applications pursuant to 2015 PA 3; supported with revenue generated by statutory fees collected from individuals applying for concealed pistol licenses. <u>Conference</u> concurs. | | | |
| | FTE | 102.0 | 13.0 |
| | Gross | \$12,714,600 | \$1,500,000 |
| | Restricted | 9,637,700 | 1,500,000 |
| | GF/GP | \$3,076,900 | \$0 |
| 13. Forensic Science IT Interface with Judiciary | | | |
| <u>Senate</u> includes placeholder, supported with \$100 GF/GP transferred from the Laboratory operations line item, for the design and deployment of an information technology interface between the Forensic Science Division of the MSP and the judiciary. <u>Conference</u> rejects. | | | |
| | Gross | NA | \$0 |
| | GF/GP | NA | \$0 |
| 14. Monthly Retirement Allowance Enhancement (One-Time) | | | |
| <u>Senate</u> includes \$2.4 million GF/GP in one-time spending authorization for the first year costs associated with the enhancement of the monthly retirement allowance pursuant to SBs 21 and 22 for the approximately 520 state police officers, or their beneficiaries, whose effective date of retirement, or retirement allowance, was prior to 10/01/86. MSP may expend the funds only if SBs 21 and 22 are enacted. <u>Conference</u> rejects. | | | |
| | Gross | NA | \$0 |
| | GF/GP | NA | \$0 |
| 15. Motor Carrier Regulation | | | |
| <u>Executive</u> increases spending and staff authorization related to motor carrier regulation transferred from the Public Service Commission within the Department of Licensing and Regulatory Affairs to the MSP pursuant to E.O. 2015-10. <u>Conference</u> concurs. | | | |
| | FTE | NA | 14.0 |
| | Gross | NA | \$2,974,300 |
| | Restricted | NA | 2,974,300 |
| 16. Salary and Wage Raise for Troopers and Sergeants | | | |
| <u>Conference</u> increases spending authorization for negotiated salary and wage raises for troopers and sergeants represented by the Michigan State Police Officer's Association pursuant to a collective bargaining agreement between the Association and the State and equivalent to an increase of 2.0% of base pay with a 1.0% lump sum payment for FY 2015-16. The Executive included, and the House and Senate concurred with, authorization to support a raise of 1.5% of base pay with a 0.5% lump sum payment within the FY 2015-16 budget; thus this authorization supports the residual base and lump sum raises. | | | |
| | Gross | NA | \$2,000,000 |
| | GF/GP | NA | \$2,000,000 |

Major Boilerplate Changes From FY 2014-15

Note: Beginning in FY 2013-14, the numerous boilerplate sections of the MSP budget were combined into unified sections intended to correspond with "core services" of the MSP and were substantially extended and expanded to stipulate departmental duties and statutory authorities and necessitate detailed performance metrics and reporting. House generally concurs with the Executive in eliminating much of this language, but frequently eliminates further language pertaining to schedules of programs and funding flexibility, quarterly performance metric reporting, or ostensibly redundant stipulations. Senate also generally concurs with the Executive, but retains much of the language eliminated by the House. Conference reflects compromises between the House and Senate; eliminating more language than the Senate, but less than the House, specifically retaining language pertaining to schedules of programs and funding flexibility, quarterly performance metric reporting.

Sec. 204. IDG Funding Received by the Department – REVISED

Lists specific amounts and sources of interdepartmental grant funding received by the MSP. Executive eliminates. House concurs. Senate retains and revises amounts. Conference concurs with Senate.

Sec. 204a. (renumbered as Sec. 205.) IDG Funding Made Available to Other State Departments – REVISED

Lists specific amounts and sources of interdepartmental grant funding made available by the MSP to other state departments and stipulates that the MSP shall provide \$1.5 million in federal Byrne grants to the state Judiciary. Executive eliminates list of IDGs to other state departments. House concurs. Senate retains and revises amounts. Conference concurs with Senate.

Sec. 205a. Department of Homeland Security Funding – DELETED

Lists the specific programs, by Catalog of Federal Domestic Assistance (CFDA) number, through which the MSP receives federal Department of Homeland Security funds. Executive eliminates. House, Senate, and Conference concur.

Sec. 205b. Department of Justice Funding – DELETED

Lists the specific programs, by Catalog of Federal Domestic Assistance (CFDA) number, through which the MSP receives federal Department of Justice funds. Executive eliminates. House, Senate, and Conference concur.

Sec. 205c. Department of Transportation Funding – DELETED

Lists the specific programs, by Catalog of Federal Domestic Assistance (CFDA) number, through which the MSP receives federal Department of Transportation funds. Executive eliminates. House, Senate, and Conference concur.

Sec. 209. Buy American and Buy Michigan – REVISED

Prohibits the purchase of foreign goods or services if competitively priced and of comparable quality American goods or services are available; requires preference be given to goods and services manufactured by Michigan businesses and Michigan businesses owned and operated by veterans; requires preference to goods and services provided by small business where veterans comprise at least 35% of the total workforce. Executive eliminates preference for small businesses owned by veterans. House, Senate, and Conference concur.

Sec. 212. Records Retention – DELETED

Requires the MSP to retain all records in accordance with state and federal guidelines. Executive eliminates. House, Senate, and Conference concur.

Sec. 215. Communications with the Legislature – RETAINED

Prohibits the MSP from taking disciplinary action against an employee for communicating with a member of the Legislature or their staff. Executive eliminates. House, Senate, and Conference retain.

Sec. 216. Schedule of Programs Disclaimer – REVISED

Specifies that the schedule of programs is a list of programs which may be, but is not required to be, funded; specifies that the schedule of revenue sources may or may not be received from the entities listed; specifies that Secondary Road Patrol funding is not subject to funding flexibility and the program will be funded in accordance with law; specifies that funding required by statute is not subject to funding flexibility. Executive revises to eliminate stipulations pertaining to revenues received from entities and the Secondary Road Patrol Program. House eliminates. Senate concurs with Executive. Conference substantially revises to incorporate the schedule of programs for each line item and the schedule of revenues for the entire budget.

Sec. 217. Budgetary Efficiency – DELETED

Requires the MSP to improve its budgetary efficiency by prioritizing personnel over buildings, pursuing consolidation of support services, seeking expenditure reductions, and identifying efficiencies that can be gained via the reduction or elimination of programs. Executive eliminates. House, Senate, and Conference concur.

Sec. 219. Quarterly Reporting on Achieving Requirements – REVISED

Requires the MSP to provide quarterly reports on the its performance against the metrics cited in the article, status of work projects, financial status, information which validates that all requirements in the article have been achieved, corrective action plans for requirements not achieved, and summary of fund shifts. Executive revises to eliminate requirement that the MSP provide information to validate that the requirements of Part 2 have been achieved. House eliminates. Senate concurs with Executive in part, but also eliminates requirement to provide correct action plans. Conference concurs with Senate.

Major Boilerplate Changes From FY 2014-15

Sec. 221. Department Core Services – RETAINED

Lists core services of the MSP and requires appropriations to be used for core services. House eliminates. Senate retains. Conference concurs with Senate.

Sec. 222. Post Closure or Consolidation – RETAINED

Requires the MSP to notify subcommittees not less than 90 days before recommending closure or consolidation of any state police posts. Executive eliminates. House, Senate, and Conference concur.

Sec. 223. Privatization Project Plans – RETAINED

Requires submission of a project plan to the appropriations subcommittees and the fiscal agencies 90 days before beginning any effort to privatize. Executive eliminates. House retains. Senate concurs with Executive. Conference concurs with House.

Sec. 232. Michigan Public Safety Communications System – REVISED

Requires the MSP to act as a liaison between DTMB and local public safety agencies to facilitate the use of MPSCS towers and to establish interoperability standards among communications systems. Executive eliminates. House concurs. Senate retains. Conference removes requirement to establish interoperability standards and facilitate the use of towers.

Sec. 235. Wayland Post and Report – REVISED

Requires the MSP to begin discussions with the City of Wayland on moving the current MSP post in Wayland into a new joint public safety building in Wayland. MSP would have to report on the feasibility of moving the post. Executive eliminates. House concurs. Senate retains. Conference removes requirement to examine the feasibility and provide report.

Sec. 238. Authorization To Expend Private Donations – NEW

Appropriates money privately donated to the MSP for the purposes designated by the donor. House creates by transferring language from Sec. 601(3). Senate does not concur. Conference concurs with House.

Sec. XXX. MAIN Accounting Structure To Reflect Enacted Budget Structure

Requires the accounting structures utilized by the MSP to accurately reflect the budget structures. House creates as Sec. 240. Senate does not concur. Conference concurs with Senate.

Sec. 240. Benchmarks for New Programs or Program Enhancements – NEW

Requires MSP to submit reports to the Legislature identifying program-specific metrics intended to measure the performance based on a return on taxpayer investment of new programs or program enhancements and updating the Legislature on the progress in tracking metrics and the status of program success. Senate creates. Conference concurs.

Sec. XXX. Lapse of FY 2014-15 Appropriation for One-Time Costs Associated with Motor Carrier Recruit School

Stipulates that the amount appropriated in FY 2014-15 for the one-time costs associated with the 20th Motor Carrier Recruit School, which was cancelled subsequent to the issuance of E.O. 2015-5, shall lapse to the GF/GP at the close of FY 2014-15 and shall not be subject to a work project designation. House creates as Sec. 245. Senate does not concur. Conference concurs with Senate.

Sec. 250. Participation in MIBridges Fraud Work Group – NEW

Requires the MSP to participate in a multidepartment work group charged with investigating and making recommendations pertaining to methods of minimizing fraud within the MIBridges program administered by the Department of Health and Human Services. House creates. Senate does not concur. Conference concurs with House.

Sec. 300. Unclassified Positions – DELETED

Lists titles of unclassified positions currently in the MSP; requires the MSP to notify the subcommittees prior to submitting requests for additional unclassified positions or requests for substantive changes to the duties of existing unclassified positions. Executive eliminates. House, Senate, and Conference concur.

Sec. 301. Executive Direction – DELETED

Requires the MSP to provide executive administration of the department as provided under 1935 PA 59 and Chapter 7 of the Executive Organization Act, 1965 PA 380. Executive eliminates. House, Senate, and Conference concur.

Sec. 302. State Executive Security – DELETED

Requires the MSP to provide effective protection for the governor and visiting dignitaries. Executive eliminates. House concurs. Senate retains. Conference concurs with House.

Sec. 303. Capitol Complex Security – REVISED

Requires the MSP to maintain proper levels of staffing and resources for providing security services at the state Capitol Building and surrounding building, as provided under 1935 PA 59; requires the MSP to pursue federal grants to improve security services; requires at least 35,000 patrol hours. Executive eliminates statutory cite and includes State Secondary Complex to areas to be secured. House concurs. Senate concurs in part, but retains statutory cite. Conference concurs with House in part, but reduces goal to 27,000 patrol hours.

Major Boilerplate Changes From FY 2014-15

Sec. 304. Departmental Services – REVISED

Requires the MSP to provide administrative support for MSP operations, ensure proper accountability of funds, and adhere to financial and administrative guides; requires the MSP to provide grant and community service support functions; requires MSP to provide for the statewide administration of 911 service; states the purpose of funding for information technology services and projects. Executive eliminates. House concurs. Senate concurs in part, but retains various requirements sans statutory cites. Conference concurs with Senate.

Sec. 401. Training – REVISED

Requires the MSP to maintain proper levels of staffing and resources for providing training and educational opportunities that support enforcement and public safety efforts of the criminal justice community; specifies training program metrics; requires post-recruit school report on recruiting efforts and assignments of recent graduates. Lists the specific authority under which the Training Division, Traffic Services Section operates. Executive revises to eliminate statutory cites, requirement to recruit MCOLES-certified police officers for recruit schools, reduces performance data and recruit school reporting requirement criteria, and eliminates requirement to provide specialized traffic safety support services. House eliminates. Senate concurs with Executive in part, but with minor variances. Conference concurs with Senate in part, but makes minor revisions.

Sec. 404. (remembered as Sec. 501.) Commission on Law Enforcement Standards – REVISED

Requires MCOLES to provide standards for law enforcement officers and to maintain staffing and resources to provide basic law enforcement training for regional academies; lists the specific authority under which MCOLES operates; requires annual licensure data; requires semi-annual data on Justice Training Fund allocations. Executive revises to eliminate statutory cites and MCOLES licensure and justice training fund grant reporting requirements. House eliminates. Senate concurs with Executive in part, but with minor variances. Conference concurs with Senate.

Sec. 405. (remembered as Sec. 402.) Criminal Justice Information Systems – REVISED

Requires the MSP to maintain criminal justice information systems in support of the public safety and law enforcement community under listed legal authorities. Requires MSP to conduct at least 30 outreach services to improve submission of criminal history information; requires report on reducing the Law Enforcement Information Network budget. Lists the specific legal authority for the reporting or crime information and the compilation of crime statistics; requires annual report on Michigan crime statistics. Requires the MSP to comply with the Freedom of Information Act; requires submission of an annual report on the number of requests for public records received, fulfilled, or denied, and the total amount of fees received. Requires traffic crash reports to be provided at a reasonable cost; lists the legal authority for the reporting and compilation of traffic crash records; requires quarterly reports on the number of copies of traffic crash reports provided to the public via the Traffic Crash Purchasing System. Lists the specific legal authority for maintains criminal history records; requires the MSP to provide fingerprint and criminal history records check services to law enforcement agencies, with a capacity equal to the FY 2010-11 level; requires quarterly information on the number of fingerprint and name-based criminal records checks. Lists the specific legal authorities under which MSP maintains firearms records. Requires a report on CPL fee revenues and expenditures, the cost of administering selected sections of 1927 PA 372 (itemized per section), and revenues and expenditures from the Concealed Weapons Enforcement Fund. Lists the specific legal authority under which the MSP maintains the sex offender registry; requires MSP to follow-up on tips assigned to law enforcement agencies within 10 working days; requires quarterly information on the number of individuals in the law enforcement and public sex offender databases. Executive eliminates statutory cites, LEIN budget reduction reporting requirement, requirement concerning compilation of crime statistics and reporting, requirement to process FOIA requests and associated reporting requirements, traffic crash reports reporting requirement, fingerprinting and ICHAT reporting requirements, CPL revenue and expenditures reporting requirement, and sex offender registry reporting requirements. House concurs in part, but also eliminates general stipulations about the MSP's information system databases, criminal history records duties, firearms licensure, and sex offender registry duties. Senate concurs with Executive in part, but retains ICHAT and CPL reporting requirements and adds carryforward authorization for fee revenue collected for the Statewide Records Management System. Conference concurs with Senate in part, but includes carryforward authorization for revenues deposited within the Criminal Justice Information Center Service Fees fund.

Sec. 412. (remembered as Sec. 403.) Laboratory Operations – REVISED

Requires the MSP to provide forensic testing services and to maintain third-party accreditation; lists legal authorities under which MSP provides forensic testing services. Requires the MSP to maintain an average 55-day turnaround time for processing evidence, to develop a plan to reach an average 30-day turnaround time, and to provide quarterly information on the backlog of cases and staffing information. Establishes goal of reducing firearms backlog by 20% and the toxicology backlog by 15%. Executive eliminates statutory cites. House concurs in part, but also eliminates general stipulation about the MSP's forensic science duties and firearms and toxicology backlog goals and alters the reporting requirement to annually. Senate concurs with Executive in part, but adds stipulations pertaining to funding for the design and deployment of an information technology interface between the Forensic Science Division and the judiciary. Conference concurs with Senate in part, but removes specification of forensic disciplines, eliminates reference to funding for information technology interface, and incorporates subsections transferred from Sec. 413.

Major Boilerplate Changes From FY 2014-15

Sec. 413. (transferred to Sec. 403) DNA Analysis Program – REVISED

Requires the MSP to post a copy of changes to its DNA sampling and records retention protocol; lists specific legal authority under which the MSP provide DNA analysis services; establishes a goal of reducing the DNA analysis backlog by 15% annually. Executive revises to eliminate statutory cites. House eliminates. Senate concurs with Executive in part, but adds language pertaining to the Sexual Assault Kit Initiative included by Executive as Sec. 415. Conference concurs with Senate in part, but includes revised reporting requires pertaining to the Sexual Assault Kit Initiative similar to House-passed Sec. 415 and transfers all subsections to Sec. 403.

Sec. 404. (remembered as Sec. 403.) Biometrics and Identification – REVISED

Lists the specific legal authority under which the MSP operates the automated fingerprint identification system (AFIS), the statewide agency of network photographs (SNAP), the Combined DNA Index System (CODIS), and other biometric databases. Requires quarterly reports on the number of 10-print and palm-print submissions (with a 97% electronic submission goal), requires the MSP to maintain a 28-day average wait time for scheduling polygraph examinations, with a goal of achieving a 15-day average. Executive eliminates statutory cites, requirement to maintain biometrics and identification databases and technologies, and requirement to achieve a 28-day average wait time for scheduling polygraph examinations, and includes fingerprinting and ICHAT reporting requirement. House concurs in part, but also eliminates general stipulation about the MSP's biometrics and identification duties and reporting requirement for 10-print and palm-print submissions to AFIS, and requires annual fingerprint and ICHAT report. Senate concurs with Executive in part, but includes reporting requirement pertaining to processed fingerprint checks. Conference concurs with Senate in part, but removes language specifying division purposes.

Sec. XXX. Sexual Assault Kit Initiative

Requires the MSP to establish the Sexual Assault Kit Initiative and stipulates that the purpose of the Initiative is to improve case clearance rates and turnaround times for the collection, submission, and testing of criminal sexual conduct kits. Executive creates as Sec. 415. House revises to include annual reporting requirement with specified metrics. Senate concurs with Executive in part, but includes language within Sec. 413. Conference concurs with House in part, but revises reporting requirements and transfers to Sec. 403.

Sec. 501. (remembered as Sec. 601.) General Law Enforcement and Traffic Safety – REVISED

Requires the MSP to provide general law enforcement and traffic safety, including service as the law enforcement agency of last resort in communities unable to provide law enforcement; requires enlisted personnel enforcing traffic laws to respond to crimes in process and other emergency situations. Requires report on activities under the Secure Cities Initiative; requires at least 93% compliance rate for reporting by sex offenders, and requires the MSP to provide 315,000 statewide patrol hours, including 24,000 patrol hours in distressed cities and 4,000 patrols hours. Executive eliminates statutory cites and Secure Cities Initiative reporting requirement specifications. House concurs in part, but also eliminates general stipulation about the MSP's law enforcement duties and standards for traffic contacts per hour and degradation of road patrol. Senate concurs with Executive. Conference concurs with House in part, but removes language pertain to MSP as the law enforcement agency of last resort in communities unable to provide law enforcement and increases goal to 30,000 patrol hours in distressed cities.

Sec. 502. Security at Events – DELETED

Requires the MSP to respond to potential and imminent threats to the state's facilities, systems, and property, and to large scale recreational and public events. Executive eliminates. House, Senate, and Conference concur.

Sec. 503. (remembered as Sec. 602.) Criminal Investigations – REVISED

Requires the MSP to provide criminal investigative services, providing the number or investigation hours comparable to the number of hours in FY 2012-13 and maintains a clearance rate of 56% (with a goal of achieving a 60% rate by the end of FY 2015-16. Also requires the MSP to provide at least 4 training sessions to local law enforcement agencies on gambling issues. Executive eliminates statutory cites and FY 2014-15 clearance rate goal. House concurs in part, but also eliminates general stipulation about the MSP's criminal investigations and requirement to provide four training opportunities to local law enforcement and adds the enforcement standard and reporting requirement for tobacco tax investigations from Sec. 504 and the readiness requirement for fire investigations from Sec. 505. Senate concurs with Executive. Conference concurs with Senate.

Sec. 504. (remembered as Sec. 603.) Tobacco Tax Fraud Investigations – RETAINED

Requires the MSP to enforce the Tobacco Products Tax Act (1993 PA 327) and other criminal laws, dedicating at least 16,600 investigative hours, and to submit an annual report on tobacco tax enforcement activities. House eliminates. Senate does not concur. Conference concurs with Senate.

Sec. 505. (remembered as Sec. 604.) Fire Investigations – REVISED

Requires the MSP to provide fire investigation services, maintaining services at a level equal to the FY 2010-11 performance level and be available for service 100% of the time. Executive revises to eliminate statutory cite. House eliminates. Senate concurs with Executive. Conference concurs with Senate.

Major Boilerplate Changes From FY 2014-15

Sec. 601. (remembered as Sec. 701.) Special Operations – REVISED

Requires the MSP to maintain proper levels of staffing and resources for providing specialized law enforcement services, such as canine unit, bomb squad, emergency support teams, underwater recovery, and aviation services; requires MSP to operate the Michigan Intelligence Operations Center for Homeland Security (MIOC) as the state's primary federally-recognized fusion center, requiring MIOC to increase the number of contacts that receive homeland security and intelligence information. Executive eliminates requirement to seek to increase contact receiving homeland security information and includes suspicious activity monthly reporting requirement. House concurs in part, but also eliminates general stipulation about the MSP's special operations duties and transfers appropriation of private donations to new Sec. 238. Senate eliminates requirement to seek to increase contact receiving homeland security information and adds stipulation for MSP to maintain support for the Cyber Section. Conference concurs with Senate in part, but concurs with House in transferring language pertaining to private donations to Sec. 238.

Sec. 602. (remembered as Sec. 702.) Commercial Vehicle Enforcement – REVISED

Requires the MSP to enforce state and federal motor carrier regulations, as provided under listed legal authorities, including size/weight requirements, fuel tax requirements, safety requirements, vehicle registration/certificate of authority requirements, and pupil transportation safety requirements; requires quarterly reports on commercial vehicle size and weight enforcement efforts, border enforcement grant activities, and new entrant audits; requires the MSP to maintain resources to annually inspect 57,000 commercial motor vehicles; and requires the MSP to submit annual report on school bus inspections. Requires MSP to enforce motor carrier safety regulations, maintain the staffing to annually inspect 57,000 commercial motor vehicles, and provide quarterly reports on border enforcement grant activities and new entrant safety audits. Requires the MSP to annually inspect public and private school buses, as provided under listed legal authorities, and to submit an annual report on the result of school bus inspections. Executive eliminates statutory cites, commercial vehicle enforcement reporting requirements, requirements concerning federal commercial vehicle safety inspections, safety inspection reporting requirements, requirements concerning school bus inspections, and school bus inspections reporting requirements. House concurs in part, but reduces the annual inspection goal to 50,000 commercial vehicles. Senate eliminates several statutory cites and commercial vehicle enforcement reporting requirements and adds requirement to train at least 16 new motor carrier officers. Conference concurs with Senate in part, but includes reference to commercial vehicle regulation, reduces annual inspection goal to 50,000 commercial vehicles, and reduces requirement to train at least 10, rather than 16, new motor carrier officers.

Sec. 606. (remembered as Sec. 703.) Emergency Management and Homeland Security – REVISED

Requires the MSP to coordinate emergency management efforts within the state under listed statutory/regulatory authorities; authorizes the MSP to expend appropriated funds to call upon any agency or department to protect life or property or to protect the health or safety of any area under a state of emergency or state of disaster; provides authority to expend funds received above the amounts appropriated in Part 1 for any federal, private, local, or state resource to provide emergency management training or emergency preparedness, response, recovery, or mitigation. Requires the MSP to respond to civil disorders and natural disasters; to maintain readiness, including training and equipment; requires the MSP to foster partnerships to protect against hazards and emergencies, maintain local emergency management preparedness programs, operate the State Emergency Operations Center (SEOC); and provide training in responding to civil disorders, natural disasters, hazardous materials, and other emergencies, disasters, and incidents. Authorizes expenditure of up to \$800,000 from the Disaster and Emergency Contingency Fund upon approval of the State Budget Director and notification to the legislature; requires annual report on fund activities. Allocates up to \$500,000 to the urban search and rescue task force, requires the task force to provide reports on FY 2013-14 revenues and expenditures, proposed FY 2014-15 grant expenditures, and a final report on FY 2014-15 grant expenditures. Executive eliminates statutory cites and \$500,000 earmark and reporting requirements for the Urban Search and Rescue Task Force. House concurs in part, but also eliminates stipulations that the MSP shall coordinate with various law enforcement agencies and maintain partnerships. Senate concurs with Executive. Conference concurs with Senate in part, but replaces \$800,000 appropriation from the Disaster and Emergency Contingency Fund to an amount necessary to cover costs.

Sec. 608. (remembered as Sec. 704.) Highway Safety Planning – REVISED

Requires the MSP to maintain staffing and resources to carry out highway safety programs under listed statutory/regulatory authorities; requires the MSP to publish annual traffic crash data. Executive eliminates statutory cites and annual traffic crash reports reporting requirement. House, Senate, and Conference concur.

Sec. 610. (remembered as Sec. 801.) Secondary Road Patrol program – REVISED

Describes the purpose of the secondary road patrol (SRP) program and sheriff's department responsibilities; requires quarterly data (reported biannually) on the number of full-time equivalent SRP deputies and number of patrol hours, with a goal of at least 178,000 hours. Executive eliminates statutory cites. House concurs in part, but also eliminates reiteration of sheriff's duties. Senate concurs with Executive in part, but adds reporting requirement pertaining to total county patrol budgets. Conference concurs with Senate in part, but stipulates that MSP request, rather than include in its report, total county patrol budgets.

Sec. 701. Trooper Recruit School – DELETED

Requires the MSP to maintain staffing and resources to train at least 100 trooper recruits. Executive eliminates. House, Senate, and Conference concur.

Sec. XXX. MIS Traffic Control

Stipulates that the MSP expend not more than \$500,000 for traffic control services during events at the Michigan International Speedway. House creates as Sec. 701. Senate does not concur. Conference concurs with Senate.

Major Boilerplate Changes From FY 2014-15

Sec. XXX. State Trooper Retirement Fund

Stipulates that the MSP shall not expend the amount appropriated for the state trooper retirement fund unless Senate Bills 21 and 22 are enacted. Senate creates as Sec. 701. Conference rejects.

Sec. XXX. 129th Trooper Recruit School

Requires the MSP to train at least 75 new troopers. Senate creates as Sec. 702. Conference rejects.

Sec. 702. Emergency Support Team (EST) Vehicle – DELETED

Requires the MSP to use the one-time funds to purchase one EST vehicle. Executive eliminates. House, Senate, and Conference concur.

Sec. 703. Motor Carrier Recruit School – DELETED

Requires the MSP to maintain staffing and resources to train at least 31 motor carrier officer recruits. Executive eliminates. House, Senate, and Conference concur.

Sec. 704. Aviation Support – DELETED

Specifies the helicopter purchased with one-time funds would be used to provide patrols over Detroit, allowing the two existing helicopters to be used in other areas of the state, and to reduce the number of times when the MSP has to deny requests for service for air support. Executive eliminates. House, Senate, and Conference concur.

Sec. 705. LEIN Language Conversion – DELETED

Requires the one-time funds to be expended on updating the programming language that supports the Law Enforcement Information Network (LEIN). Executive eliminates. House, Senate, and Conference concur.

Sec. 706. Electronic Warrant System – DELETED

Requires the one-time funds to be expended in support of the development of an electronic warrant reporting system. Executive eliminates. House, Senate, and Conference concur.

Sec. 707. MIS Traffic Control – DELETED

Requires the MSP to provide traffic control for events at Michigan International Speedway. Executive eliminates. House, Senate, and Conference concur.

Sec. 708. Local Public Safety Initiative – DELETED

Requires the one-time funds to be expended in support of a grant program, in collaboration with the Council on Law Enforcement and Reinvention (CLEAR), in support of school security needs, directing that 80% of the funds be allocated to public and private schools (K-12) for safety-related improvements and 20% be allocated to county sheriff's departments for equipment, technologies, or officer training that enhances school safety and the departments' ability to respond to incidents at schools. Executive eliminates. House, Senate, and Conference concur.

Sec. 709. Marshall Post Lease Costs – DELETED

Specifies that funds be expended to buy down a portion of the MSP's share of construction and operating costs for the Marshall regional law enforcement center. Lease terms shall be subject to a market analysis performed by the Department of Technology, Management and Budget to substantiate the rental amount. Executive eliminates. House, Senate, and Conference concur.

Sec. 901. One-Time Appropriations Spending Restrictions – NEW

Requires that MSP shall only expend the funds appropriated for the One-Time Appropriations line item as follows: \$3.2 million to train at least 88 new troopers and \$500,000 to implement the Sexual Assault Prevention and Education Initiative. Conference creates.

Sec. 1201. Anticipated FY 2015-16 Appropriations – REVISED

States legislative intent that FY 2015-16 appropriations will be the same as in FY 2014-15, except as adjusted for caseload changes, federal fund match rates, economic factors, and available revenue. Executive eliminates. House concurs. Senate retains with revised dates. Conference concurs with Senate.

Sec. 1202. FY 2015-16 Performance Metrics – DELETED

States legislative intent that, with the funds appropriated in FYs 2014-15 and 2015-16:

- Trooper patrol hours should increase by at least 9% from FY 2014-15 to FY 2015-16.
- Aviation patrol hours should increase by 30%, the helicopter should patrol over Detroit 5 days/week, allowing patrols over other areas of the state (including the distressed cities), and the number of times MSP is unable to provide air support declines to less than 50 (from 72 in FY 2013).
- Commercial vehicle inspections should increase by 12%.
- LEIN services should improve.
- Warrant entry and processing should improve throughout the criminal justice community.

Executive eliminates. House and Senate concur.

FY 2014-15 Supplemental Appropriations

1. Salary and Wage Raise for Troopers and Sergeants

Conference increases spending authorization for negotiated salary and wage raises for troopers and sergeants represented by the Michigan State Police Officer's Association pursuant to a collective bargaining agreement between the Association and the State and equivalent to an increase of 2.0% of base pay with a 1.0% lump sum payment for FY 2014-15. The FY 2014-15 YTD budget includes authorization to support a raise of 2.0% of base pay with a 0.5% lump sum payment; thus this authorization supports the residual lump sum raise.

| | <u>FY 2014-15 Year-to-Date (as of 3/12/15)</u> | <u>FY 2014-15 Conference Supplemental</u> |
|--------------|---|--|
| Gross | NA | \$1,000,000 |
| GF/GP | NA | \$1,000,000 |