

FIRST CONFERENCE REPORT

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

Senate Bill No. 147, entitled

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

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 for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

Tom Barrett

Aaron Miller

Jim Stamas

Greg VanWoerkom

Adam Hollier

Joe Tate

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 147**

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of state police for the fiscal year ending September 30, 2020, from the following funds:

DEPARTMENT OF STATE POLICE

APPROPRIATION SUMMARY

Full-time equated unclassified positions 3.0

Full-time equated classified positions 3,580.0

GROSS APPROPRIATION \$ 728,943,500

1	Interdepartmental grant revenues:	
2	IDG from department of corrections	344,200
3	IDG from department of state	383,800
4	IDG from department of technology, management, and	
5	budget.....	665,100
6	IDG from department of transportation	11,903,300
7	IDG from department of treasury	5,475,100
8	IDG from other restricted funding	2,608,500
9	Intradepartmental transfers	3,553,900
10	Total interdepartmental grants and intradepartmental	
11	transfers.....	24,933,900
12	ADJUSTED GROSS APPROPRIATION	\$ 704,009,600
13	Federal revenues:	
14	Other federal revenues	75,728,500
15	Total federal revenues	75,728,500
16	Special revenue funds:	
17	Local revenues	4,766,200
18	Total local revenues	4,766,200
19	Private revenues	35,000
20	Total private revenues	35,000
21	Michigan merit award trust fund	851,500
22	State services fee fund.....	10,925,200
23	Other state restricted revenue	135,381,500
24	Total state restricted revenues	147,158,200
25	State general fund/general purpose	\$ 476,321,700
26	State general fund/general purpose schedule:	
27	Ongoing state general fund/general	

1	purpose	464,244,300	
2	One-time state general fund/general		
3	purpose	12,077,400	
4	Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT		
5	Full-time equated unclassified positions	3.0	
6	Full-time equated classified positions	83.0	
7	Unclassified salaries--3.0 FTE positions		\$ 621,700
8	Accounting service center		1,456,200
9	Department services--58.0 FTE positions		9,028,500
10	Departmentwide		41,408,500
11	Executive direction--25.0 FTE positions		<u>4,301,700</u>
12	GROSS APPROPRIATION		\$ 56,816,600
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDG from department of corrections		26,000
16	IDG from department of state		1,400
17	IDG from department of transportation		3,900
18	IDG from department of treasury		116,200
19	IDG from other restricted funding		170,300
20	Intradepartmental transfers		38,200
21	Federal revenues:		
22	Other federal revenues		353,000
23	Special revenue funds:		
24	Local revenues		1,200
25	Michigan merit award trust fund		18,000
26	State services fee fund		309,900
27	Other state restricted revenues		2,932,200

1	State general fund/general purpose	\$	52,846,300
2	Sec. 103. LAW ENFORCEMENT SERVICES		
3	Full-time equated classified positions		529.0
4	Biometrics and identification--54.0 FTE positions	\$	9,639,700
5	Criminal justice information center--132.0 FTE		
6	positions.....		22,456,300
7	Forensic science--265.0 FTE positions		45,045,500
8	Grants and community services--15.0 FTE positions		15,933,900
9	Office of school safety--3.0 FTE positions		500,000
10	State 9-1-1 administration--5.0 FTE positions		1,093,900
11	Training--55.0 FTE positions		<u>10,618,300</u>
12	GROSS APPROPRIATION	\$	105,287,600
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDG from department of corrections		318,200
16	IDG from department of state		378,600
17	IDG from department of transportation		1,227,400
18	IDG from other restricted funding		2,426,000
19	Intradepartmental transfers		750,000
20	Federal revenues:		
21	Other federal funds		13,325,200
22	Special revenue funds:		
23	Local revenue funds		918,300
24	Private revenues		20,000
25	State services fee fund		8,033,300
26	Other state restricted revenues		32,708,100
27	State general fund/general purpose	\$	45,182,500

1 **Sec. 104. MICHIGAN COMMISSION ON LAW ENFORCEMENT**

2 **STANDARDS**

3	Full-time equated classified positions	18.0	
4	Public safety officers benefit program--1.0 FTE		
5	position.....		\$ 302,100
6	Standards and training/justice training grants--17.0		
7	FTE positions.....		10,995,500
8	Training only to local units		<u>654,500</u>
9	GROSS APPROPRIATION		\$ 11,952,100

10 Appropriated from:

11 Federal revenues:

12	Other federal revenues		250,000
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13 Special revenue funds:

14	Other state restricted revenues		10,128,800
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15	State general fund/general purpose		\$ 1,573,300
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16 **Sec. 105. FIELD SERVICES**

17	Full-time equated classified positions	2,350.0	
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18	Investigative services--170.5 FTE positions		\$ 33,256,900
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19	Post operations--2,149.5 FTE positions		330,769,500
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20	Secure cities partnership--30.0 FTE positions		<u>7,798,900</u>
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21	GROSS APPROPRIATION		\$ 371,825,300
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22 Appropriated from:

23 Interdepartmental grant revenues:

24	IDG from department of treasury		5,162,100
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25	Intradepartmental transfers		794,300
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26 Federal revenues:

27	Other federal revenues		6,711,400
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1	Special revenue funds:	
2	Local revenues	1,200,000
3	State services fee fund	2,500,000
4	Michigan merit award trust fund	827,400
5	Other state restricted revenues	48,990,100
6	State general fund/general purpose	\$ 305,640,000
7	Sec. 106. SPECIALIZED SERVICES	
8	Full-time equated classified positions	600.0
9	Commercial vehicle enforcement, headquarters and	
10	central costs--30.0 FTE positions	\$ 8,644,700
11	Commercial vehicle enforcement, first district--48.0	
12	FTE positions	6,003,200
13	Commercial vehicle enforcement, second	
14	district--31.0 FTE positions	3,697,400
15	Commercial vehicle enforcement, third district--25.0	
16	FTE positions	3,040,500
17	Commercial vehicle enforcement, fifth district--28.0	
18	FTE positions	3,441,400
19	Commercial vehicle enforcement, sixth district--20.0	
20	FTE positions	2,456,400
21	Commercial vehicle enforcement, seventh	
22	district--7.0 FTE positions	961,200
23	Commercial vehicle enforcement, eighth	
24	district--13.0 FTE positions	1,702,900
25	School bus inspections--14.0 FTE positions	1,742,700
26	Emergency management and homeland security--64.0 FTE	
27	positions	15,946,100

1	Hazardous materials programs--25.0 FTE positions	23,759,000
2	Highway safety planning--26.0 FTE positions	18,101,900
3	Intelligence operations--202.0 FTE positions	28,151,300
4	Secondary road patrol program--1.0 FTE position	13,074,300
5	Civil Air Patrol	20,000
6	Special operations--66.0 FTE positions	<u>11,908,600</u>
7	GROSS APPROPRIATION	\$ 142,651,600
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from department of technology, management, and	
11	budget.....	665,100
12	IDG from department of transportation	10,413,600
13	IDG from department of treasury	100,000
14	Intradepartmental transfers	1,950,600
15	Federal revenues:	
16	Other federal revenues	54,128,500
17	Special revenue funds:	
18	Local revenues	1,742,700
19	Private revenues	15,000
20	Other state restricted revenues	28,602,800
21	State general fund/general purpose	\$ 45,033,300
22	Sec. 107. INFORMATION TECHNOLOGY	
23	Information technology services and projects	\$ <u>28,332,900</u>
24	GROSS APPROPRIATION	\$ 28,332,900
25	Appropriated from:	
26	Interdepartmental grant revenues:	
27	IDG from department of state	3,800

1	IDG from department of transportation		258,400
2	IDG from department of treasury		96,800
3	IDG from other restricted funding		12,200
4	Intradepartmental transfers		20,800
5	Federal revenues:		
6	Other federal revenues		960,400
7	Special revenue funds:		
8	Local revenues		904,000
9	Michigan merit award trust fund		6,100
10	State services fee fund	\$	82,000
11	Other state restricted revenues		12,019,500
12	State general fund/general purpose	\$	13,968,900
13	Sec. 108. ONE-TIME APPROPRIATIONS		
14	First responder communications network	\$	2,000,000
15	In-car camera video streaming network		766,600
16	Michigan International Speedway traffic control		600,000
17	Sexual assault prevention and education initiative ...		1,321,000
18	Trooper school		<u>7,389,800</u>
19	GROSS APPROPRIATION	\$	12,077,400
20	Appropriated from:		
21	State general fund/general purpose	\$	12,077,400

22 PART 2

23 PROVISIONS CONCERNING APPROPRIATIONS

24 FOR FISCAL YEAR 2019-2020

25 GENERAL SECTIONS

1 Sec. 201. Pursuant to section 30 of article IX of the state
2 constitution of 1963, total state spending from state sources under
3 part 1 for fiscal year 2019-2020 is \$623,479,900.00 and state
4 spending from state sources to be paid to local units of government
5 for fiscal year 2019-2020 is \$16,078,600.00. The itemized statement
6 below identifies appropriations from which spending to local units
7 of government will occur:

8 DEPARTMENT OF STATE POLICE

9	Secondary road patrol program.....	\$	12,963,600
10	Standards and training/justice training grants		2,460,500
11	Training only to local units.....		<u>654,500</u>
12	TOTAL.....	\$	16,078,600

13 Sec. 202. The appropriations authorized under this part and
14 part 1 are subject to the management and budget act, 1984 PA 431,
15 MCL 18.1101 to 18.1594.

16 Sec. 203. As used in this part and part 1:

- 17 (a) "CJIS" means Criminal Justice Information Systems.
- 18 (b) "Core service" means that term as defined in section 373
19 of the management and budget act, 1984 PA 431, MCL 18.1373.
- 20 (c) "Department" means the department of state police.
- 21 (d) "Director" means the director of the department.
- 22 (e) "DNA" means deoxyribonucleic acid.
- 23 (f) "DTMB" means the department of technology, management, and
24 budget.
- 25 (g) "FTE" means full-time equated.
- 26 (h) "IDG" means interdepartmental grant.
- 27 (i) "MCOLES" means the Michigan commission on law enforcement

1 standards.

2 (j) "Subcommittees" means the subcommittees of the senate and
3 house standing committees on appropriations with jurisdiction over
4 the budget for the department.

5 (k) "Support service" means an activity required to support
6 the ongoing delivery of core services.

7 Sec. 204. The department and agencies receiving appropriations
8 in part 1 shall use the internet to fulfill the reporting
9 requirements of this part. This requirement may include
10 transmission of reports via electronic mail to the recipients
11 identified for each reporting requirement, or it may include
12 placement of reports on an internet or intranet site.

13 Sec. 205. Funds appropriated in part 1 shall not be used for
14 the purchase of foreign goods or services, or both, if
15 competitively priced and of comparable quality American goods or
16 services, or both, are available. Preference shall be given to
17 goods or services, or both, manufactured or provided by Michigan
18 businesses, if they are competitively priced and of comparable
19 quality. In addition, preference shall be given to goods or
20 services, or both, that are manufactured or provided by Michigan
21 businesses owned and operated by veterans, if they are
22 competitively priced and of comparable quality.

23 Sec. 206. The director shall take all reasonable steps to
24 ensure businesses in deprived and depressed communities compete for
25 and perform contracts to provide services or supplies, or both. The
26 director shall strongly encourage firms with which the department
27 contracts to subcontract with certified businesses in depressed and

1 deprived communities for services or supplies, or both.

2 Sec. 207. The department and agencies receiving appropriations
3 in part 1 shall prepare a report on out-of-state travel expenses
4 not later than January 1 of each year. The travel report shall be a
5 listing of all travel by classified and unclassified employees
6 outside this state in the immediately preceding fiscal year that
7 was funded in whole or in part with funds appropriated in the
8 department's budget. The report shall be submitted to the senate
9 and house appropriations committees, the senate and house fiscal
10 agencies, and the state budget director. The report shall include
11 the following information:

12 (a) The dates of each travel occurrence.

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

18 Sec. 208. Funds appropriated in part 1 shall not be used by a
19 principal executive department, state agency, or authority to hire
20 a person to provide legal services that are the responsibility of
21 the attorney general. This prohibition does not apply to legal
22 services for bonding activities and for those outside services that
23 the attorney general authorizes.

24 Sec. 209. Not later than November 30, the state budget office
25 shall prepare and transmit a report that provides for estimates of
26 the total general fund/general purpose appropriation lapses at the
27 close of the prior fiscal year. This report shall summarize the

1 projected year-end general fund/general purpose appropriation
2 lapses by major departmental program or program areas. The report
3 shall be transmitted to the chairpersons of the senate and house
4 appropriations committees, the subcommittees, and the senate and
5 house fiscal agencies.

6 Sec. 210. (1) In addition to the funds appropriated in part 1,
7 there is appropriated an amount not to exceed \$2,000,000.00 for
8 federal contingency funds. These funds are not available for
9 expenditure until they have been transferred to another line item
10 in part 1 under section 393(2) of the management and budget act,
11 1984 PA 431, MCL 18.1393.

12 (2) In addition to the funds appropriated in part 1, there is
13 appropriated an amount not to exceed \$4,000,000.00 for state
14 restricted contingency funds. These funds are not available for
15 expenditure until they have been transferred to another line item
16 in part 1 under section 393(2) of the management and budget act,
17 1984 PA 431, MCL 18.1393.

18 Sec. 211. The department shall cooperate with the DTMB to
19 maintain a searchable website accessible by the public at no cost
20 that includes, but is not limited to, all of the following:

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

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

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

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

1 (e) Job specifications and wage rates.

2 Sec. 212. Within 14 days after the release of the executive
3 budget recommendation, the department shall cooperate with the
4 state budget office to provide the senate and house appropriations
5 chairs, the senate and house appropriations subcommittees chairs,
6 and the senate and house fiscal agencies with an annual report on
7 estimated state restricted fund balances, state restricted fund
8 projected revenues, and state restricted fund expenditures for the
9 fiscal years ending September 30, 2019 and September 30, 2020.

10 Sec. 213. The department shall maintain, on a publicly
11 accessible website, a department scorecard that identifies, tracks,
12 and regularly updates key metrics that are used to monitor and
13 improve the department's performance.

14 Sec. 214. Total authorized appropriations from all sources
15 under part 1 for legacy costs for the fiscal year ending September
16 30, 2020 are estimated at \$137,272,300.00. From this amount, total
17 agency appropriations for pension-related legacy costs are
18 estimated at \$74,914,400.00. Total agency appropriations for
19 retiree health care legacy costs are estimated at \$62,357,900.00.

20 Sec. 215. Based on the availability of federal funding and
21 demonstrated need, as indicated by applications submitted to the
22 state court administrative office, the department shall provide
23 \$1,500,000.00 in Byrne justice assistance grant program funding to
24 the judiciary by interdepartmental grant.

25 Sec. 216. A department or state agency shall not take
26 disciplinary action against an employee for communicating with a
27 member of the legislature or his or her staff.

1 Sec. 217. The department shall provide biannual reports to the
2 subcommittees, the senate and house fiscal agencies, and the state
3 budget office that provide the following data:

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

6 (b) The department's financial status, featuring a report of
7 budgeted versus actual expenditures by part 1 line item including a
8 year-end projection of budget requirements. If projected department
9 budget requirements exceed the allocated budget, the report shall
10 include a plan to reduce overall expenses while still satisfying
11 specified service level requirements.

12 (c) A report on the performance metrics cited or information
13 required to be reported in this part, reasons for nonachievement of
14 metric targets, and proposed corrective actions.

15 Sec. 218. The appropriations in part 1 are for the core
16 services, support services, and work projects of the department,
17 including, but not limited to, the following core services:

18 (a) State security operations.

19 (b) Training.

20 (c) MCOLES.

21 (d) CJIS.

22 (e) Forensic analysis and biometric identification.

23 (f) Post operations and investigative services.

24 (g) Special operations.

25 (h) Intelligence operations.

26 (i) Commercial vehicle regulation and enforcement.

27 (j) Emergency management and homeland security.

1 (k) Highway safety planning.

2 (l) Secondary road patrol program.

3 Sec. 219. The department shall notify the subcommittees, the
4 chairpersons of the senate and house standing committees on
5 appropriations, and the senate and house fiscal agencies not less
6 than 90 days before recommending to close or consolidate any state
7 police post. The notification shall include a local and state
8 impact study of the proposed post closure or consolidation.

9 Sec. 220. At least 90 days before beginning any effort to
10 privatize, the department shall submit a complete project plan to
11 the subcommittees and the senate and house fiscal agencies. The
12 plan shall include the criteria under which the privatization
13 initiative will be evaluated. The evaluation shall be completed and
14 submitted to the subcommittees and the senate and house fiscal
15 agencies within 30 months.

16 Sec. 221. (1) When the department provides contractual
17 services to a local unit of government, the department shall be
18 reimbursed for all costs incurred in providing the services,
19 including, but not limited to, retirement and overtime costs.

20 (2) The department shall define service cost models for those
21 services requiring reimbursement.

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

26 (4) This section does not apply to services provided to state
27 agencies.

1 (5) Revenues received for contractual or reimbursed services
2 in excess of the appropriation in part 1 are appropriated and may
3 be received and expended by the department for the purposes for
4 which funds are received.

5 (6) If additional authorization is approved in the statewide
6 integrated governmental management application (SIGMA) by the state
7 budget office under this section, the department shall notify the
8 subcommittees and the senate and house fiscal agencies within 10
9 days after the approval. The notification shall include the amount
10 and funding source of the additional authorization, the date of its
11 approval, and the projected use of funds to be expended.

12 Sec. 222. The department shall serve as an active liaison
13 between the DTMB and state, local, regional, and federal public
14 safety agencies on matters pertaining to the Michigan public safety
15 communications system and shall report user issues to the DTMB.

16 Sec. 223. The department may establish and collect fees for
17 publications, videos, conferences, workshops, and related
18 materials. Collected fees shall be used to offset expenditures for
19 costs of the publications, videos, workshops, conferences, and
20 related materials. The department shall not collect fees under this
21 section that exceed the cost of the expenditures.

22 Sec. 224. (1) The department may accept monetary and
23 nonmonetary gifts, bequests, donations, contributions, or grants
24 from any private or public source to support, in whole or in part,
25 a departmental function or program. The department shall expend or
26 use such gifts, bequests, donations, contributions, or grants for
27 the purposes designated by the private or public source, if the

1 purpose is specified.

2 (2) Revenue collected by the department under this section
3 that is unexpended and unencumbered shall not lapse to the general
4 fund but shall be carried forward to the subsequent fiscal year.

5 Sec. 225. (1) Federal revenues authorized by and available
6 from the federal government in excess of the appropriations in part
7 1 are appropriated and may be received and expended by the
8 department for purposes authorized under state law and subject to
9 federal requirements.

10 (2) The department shall notify the subcommittees and the
11 senate and house fiscal agencies before expending federal revenues
12 received and appropriated under subsection (1).

13 (3) If additional authorization is approved in the statewide
14 integrated governmental management application (SIGMA) by the state
15 budget office under this section, the department shall notify the
16 subcommittees and the senate and house fiscal agencies within 10
17 days after the approval. The notification shall include the amount
18 and funding source of the additional authorization, the date of its
19 approval, and the projected use of funds to be expended.

20 Sec. 226. It is the intent of the legislature that the
21 department shall take all steps necessary to protect the data and
22 privacy of citizens who are not the focus of a departmental
23 investigation and to protect personal information from unauthorized
24 access or misuse. This includes, but is not limited to, requiring
25 vendors or service providers to protect data shared with them,
26 ensuring that when personal data is collected, but no longer
27 utilized by the department, that reasonable steps be taken to

1 securely destroy records containing personal information when it is
2 to be discarded so that the information is rendered indecipherable
3 and is not sold for marketing or other purposes. In addition, the
4 department shall provide written notification to any data subject
5 whose sensitive personal information is accessed or acquired by an
6 unauthorized person.

7 Sec. 227. The department shall utilize attrition savings from
8 the appropriations in part 1 to conduct an attrition school during
9 the 2019-2020 fiscal year that will graduate at least 70 new
10 troopers.

11 Sec. 228. A law enforcement officer or a motor carrier officer
12 funded under part 1 shall not be required to issue a predetermined
13 or specified number of citations for violations of the Michigan
14 vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or of local
15 ordinances substantially corresponding to provisions of the
16 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, including
17 parking or standing violations. A law enforcement officer's or
18 motor carrier officer's performance evaluation system shall not
19 require a predetermined or specified number of citations to be
20 issued.

21 **LAW ENFORCEMENT SERVICES**

22 Sec. 401. (1) The department shall develop and deliver
23 professional, innovative, and quality training that supports the
24 enforcement and public safety efforts of the criminal justice
25 community.

26 (2) The department shall provide performance data, as provided

1 under section 217 of this part, for average classroom occupancy
2 rate, with an annual goal of at least 55%.

3 (3) The department shall submit a report to the subcommittees
4 and the senate and house fiscal agencies within 60 days of the
5 conclusion of any trooper, motor carrier, or state properties
6 security recruit school. The report shall include the following:

7 (a) The number of veterans and the number of MCOLES-certified
8 police officers who were admitted to and the number who graduated
9 from the recruit school.

10 (b) The total number of recruits who were admitted to the
11 school, the number of recruits who graduated from the school, and
12 the location at which each of these recruits is assigned.

13 (4) The department shall distribute and review course
14 evaluations to ensure that quality training is provided.

15 Sec. 402. (1) In accordance with applicable state and federal
16 laws and regulations, the department shall maintain and ensure
17 compliance with CJIS databases and applications in the support of
18 public safety and law enforcement communities.

19 (2) The department shall improve the accuracy, timeliness, and
20 completeness of criminal history information by conducting a
21 minimum of 30 outreach activities targeted to criminal justice
22 agencies.

23 (3) The department shall provide for the compilation of crime
24 statistics consistent with the uniform crime reporting (UCR)
25 program and the national incident-based report system (NIBRS).

26 (4) The department shall provide for the compilation and
27 evaluation of traffic crash reports and the maintenance of the

1 state accident data collection system.

2 (5) The department shall make individual traffic crash reports
3 available for a fee of \$10.00 per incident. The department may also
4 sell an extract of electronic traffic crash data for a fee of \$0.25
5 per incident, provided that the name, address, and any other
6 personal identifying information have been excluded.

7 (6) In accordance with applicable state and federal laws and
8 regulations, the department shall provide for the maintenance and
9 dissemination of criminal history records and juvenile records,
10 including to the extent necessary to exchange criminal history
11 records information with the Federal Bureau of Investigation and
12 other states through the interstate identification index, the
13 National Crime Information Center, and other federal CJIS databases
14 and indices.

15 (7) In accordance with applicable state and federal laws, the
16 department shall provide for the maintenance of records, including
17 criminal history records regarding firearms licensure.

18 (8) The department shall provide a report to the legislature
19 on concealed pistol licensing not later than December 1, 2020 that
20 includes all of the following:

21 (a) The department's actual revenue received from fees paid
22 for concealed pistol license (CPL) applications for fiscal year
23 2019-2020 and the uses of that revenue.

24 (b) The department's fiscal year 2019-2020 costs for
25 administering its concealed pistol licensing responsibilities under
26 1927 PA 372, MCL 28.421 to 28.435, but not including costs related
27 to the administration of other state statutes or requirements of

1 federal law.

2 (9) The department shall provide information on the number of
3 background checks processed through the internet criminal history
4 access tool (ICHAT), as provided in section 217 of this part.

5 (10) The following unexpended and unencumbered revenues
6 deposited into the criminal justice information center service fees
7 shall not lapse to the general fund, but shall be carried forward
8 into the subsequent fiscal year:

9 (a) Fees for fingerprinting and criminal record checks and
10 name-based criminal record checks under 1935 PA 120, MCL 28.271 to
11 28.274.

12 (b) Fees for application and licensing for initial and renewal
13 concealed pistol licenses under 1927 PA 372, MCL 28.421 to 28.435.

14 (c) Fees for searching, copying, and providing public records
15 under the freedom of information act, 1976 PA 442, MCL 15.231 to
16 15.246.

17 (d) Revenue from other sources, including, but not limited to,
18 investment and interest earnings.

19 (11) Unexpended and unencumbered revenue generated by state
20 records management system fees shall not lapse to the general fund,
21 but shall be carried forward into the subsequent fiscal year.

22 Sec. 403. (1) The department shall provide forensic testing
23 services to aid in criminal investigations.

24 (2) The department shall ensure its ability to maintain
25 accreditation by a federally designated accrediting agency, as
26 provided under 34 USC 12592.

27 (3) The department shall provide forensic science services

1 with an average turnaround time of 55 days, assuming an annual
2 caseload volume commensurate with that received in fiscal year
3 2012-2013, and shall achieve a goal of a 30-day average turnaround
4 time across all forensic science disciplines.

5 (4) The department shall provide the following data as
6 provided in section 217 of this part:

7 (a) The average turnaround time for processing forensic
8 evidence across all disciplines.

9 (b) Forensic laboratory staffing levels, including scientists
10 in training, and vacancies.

11 (c) The number of backlogged cases in each discipline.

12 (5) The department shall provide for the forensic testing and
13 analysis/profiling of DNA evidence to aid criminal investigations
14 by law enforcement agencies in this state.

15 Sec. 404. (1) The biometrics and identification division shall
16 house and manage the automated fingerprint identification system,
17 the statewide network of agency photographs, and combined offender
18 DNA index system biometric databases.

19 (2) The department shall provide data on the number of 10-
20 print and palm-print submissions to the database, with a goal of at
21 least 97% of submissions provided electronically, as provided in
22 section 217 of this part.

23 (3) The department shall maintain the staffing and resources
24 necessary to have a 28-day average wait time for scheduling a
25 polygraph examination, assuming an annual caseload received
26 commensurate with fiscal year 2012-2013, with a goal of achieving a
27 15-day average wait time.

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

5 Sec. 405. Not later than December 1, the department shall
6 submit a report to the subcommittees and senate and house fiscal
7 agencies that includes, but is not limited to, all of the following
8 information:

9 (a) Sexual assault kit analysis backlog at the beginning of
10 the prior fiscal year.

11 (b) The number of sexual assault kits collected or submitted
12 for analysis during the prior fiscal year.

13 (c) The number of sexual assault kits analyzed and the number
14 of associated DNA profiles created and uploaded during the prior
15 fiscal year.

16 (d) Sexual assault kit analysis backlog at the ending of the
17 prior fiscal year.

18 (e) The average turnaround time to analyze sexual assault kits
19 and to create and upload associated DNA profiles for the prior
20 fiscal year.

21 Sec. 406. The department shall provide administrative support
22 for the following grant and community service programs:

23 (a) The operations of the automobile theft prevention
24 authority.

25 (b) Administration of the Edward Byrne memorial justice
26 assistance program and other grant programs, as well as the
27 department's community policing efforts.

1 (c) Administration of school safety grants.

2 Sec. 407. Not later than March 30, the office of school safety
3 shall provide a school safety report to the legislature and the
4 house and senate fiscal agencies that must include the following:

5 (a) The status of school safety grants, if any, issued by the
6 grants and community services unit or the office of school safety,
7 including grant amounts awarded to each school district for school
8 safety improvements. This information shall also be provided on a
9 biannual basis, as provided under section 217 of this part.

10 (b) Reports of incidents of school violence or threats
11 reported to the state police by local law enforcement or local
12 school districts, or received through the Michigan incident crime
13 report (MICR).

14 (c) Reports of OK2SAY-based incidents and activities, as
15 provided to the department of attorney general.

16 (d) Based upon an evaluation of incidents of school safety and
17 analysis of school safety grants, recommendations on best practices
18 and other safety measures to ensure school safety in this state.

19 **MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS**

20 Sec. 501. (1) MCOLES shall establish standards for the
21 selection, employment, training, education, licensing, and
22 licensing revocation of all law enforcement officers and provide
23 the basic law enforcement training curriculum for law enforcement
24 training academy programs statewide.

25 (2) MCOLES shall maintain staffing and resources necessary to
26 update law enforcement standards within 120 days of the enactment

1 date of any new legislation.

2 **FIELD SERVICES**

3 Sec. 601. (1) Department enlisted personnel who are employed
4 to enforce traffic laws as provided in section 629e of the Michigan
5 vehicle code, 1949 PA 300, MCL 257.629e, are not prohibited from
6 responding to crimes in progress or other emergency situations and
7 are responsible for making every effort to protect all residents of
8 this state.

9 (2) The department shall maintain the staffing and resources
10 necessary to continually work to enhance traffic safety throughout
11 this state and shall dedicate a minimum of 455,200 hours to
12 statewide patrol, of which a minimum of 40,000 shall be committed
13 to distressed cities in this state. The department shall work to
14 improve public safety efforts within distressed cities by enhancing
15 data analysis capabilities and identifying crime trends and areas
16 with high occurrence of crime.

17 (3) The department shall maintain the staffing and resources
18 necessary to annually conduct 7,000 residence checks of registered
19 sex offenders.

20 (4) The department shall submit a report on or before April 15
21 to the subcommittees and senate and house fiscal agencies regarding
22 the secure cities partnership during the prior calendar year.

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

25 (2) The department shall maintain the staffing and resources
26 necessary to provide a comparable number of hours investigating

1 crimes as those performed in fiscal year 2012-2013.

2 (3) The department shall maintain the staffing and resources
3 necessary to annually meet or exceed a case clearance rate of 62%.

4 (4) The department shall annually provide 4 training
5 opportunities to local law enforcement partners with the goal of
6 increasing their knowledge of gambling laws, trends, legal issues,
7 and opioid-related investigations.

8 (5) The department shall maintain the staffing and resources
9 necessary to increase the number of opioid-related investigations
10 by 20% above the number of those investigations conducted in the
11 2014-2015 fiscal year by multijurisdictional task forces and
12 hometown security teams. The department shall work to enhance
13 investigative and drug interdiction efforts by enhancing data
14 analysis capabilities and linking investigations among
15 multijurisdictional task forces and hometown security teams.

16 Sec. 603. (1) The department shall provide protection to this
17 state, its economy, welfare, and vital state-sponsored programs
18 through the prevention and suppression of organized smuggling of
19 untaxed tobacco products in this state, through enforcement of the
20 tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and
21 other laws pertaining to combating criminal activity in this state,
22 and by maintaining a tobacco tax enforcement unit.

23 (2) The department shall submit an annual report on December 1
24 to the subcommittees, the senate and house appropriations
25 subcommittees on general government, the senate and house fiscal
26 agencies, and the state budget office that details expenditures and
27 activities related to tobacco tax enforcement for the prior fiscal

1 year.

2 (3) The tobacco tax enforcement unit shall dedicate a minimum
3 of 16,600 hours to tobacco tax enforcement.

4 Sec. 604. (1) The department shall provide fire investigation
5 training and investigative assistance to public safety agencies in
6 this state.

7 (2) The department shall maintain the staffing and resources
8 necessary to maintain readiness to respond appropriately to at
9 least the number of requests for fire investigation services that
10 occurred in fiscal year 2010-2011 and shall be available for call
11 out statewide 100% of the time.

12 **SPECIALIZED SERVICES**

13 Sec. 701. (1) The department shall operate the Michigan
14 intelligence operation center for homeland security as this state's
15 primary federally designated fusion center to receive, analyze,
16 gather, and disseminate threat-related information among federal,
17 state, local, tribal, and private sector partners.

18 (2) The department shall ensure public safety by providing
19 public and private sector partners with timely and accurate
20 information regarding critical information key resource threats as
21 reported to or discovered by the Michigan intelligence operations
22 center for homeland security and shall increase public awareness on
23 how to report suspicious activity through website or telephone
24 communications.

25 (3) The department shall maintain the staffing and resources
26 necessary to support the cyber section, including the Michigan

1 cyber command center, the computer crimes unit, and the internet
2 crimes against children task force. The department shall maintain
3 the staffing and resources necessary to increase the number of
4 cases completed by the computer crimes unit by 40% above the number
5 of cases completed in the 2014-2015 fiscal year. The unit shall
6 pursue process improvement initiatives to effectively utilize staff
7 resources in providing investigatory assistance and evidentiary
8 analysis for law enforcement and criminal justice agencies
9 statewide. The department shall maintain the staffing and resources
10 necessary to increase the Michigan cyber command center casework by
11 25% above the level of activity in the 2017-2018 fiscal year.

12 (4) The department shall maintain the staffing and resources
13 necessary to provide digital forensic analysis services with a goal
14 of decreasing backlogs of digital forensic analysis cases annually
15 until the department maintains a 60-day turnaround time.

16 Sec. 702. (1) The department shall provide specialized
17 services in support of, and to enhance, local, state, and federal
18 law enforcement operations within this state in accordance with all
19 applicable state and federal laws and regulations.

20 (2) The department shall maintain the staffing and resources
21 necessary to provide training to maintain readiness to respond
22 appropriately to at least the number of requests for specialty
23 services which occurred in fiscal year 2010-2011.

24 (3) The canine unit shall be available for call out statewide
25 100% of the time.

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

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

3 (6) The marine services team shall be available for call out
4 statewide 100% of the time.

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

8 (8) The department shall maintain the staff and resources
9 necessary to provide security services at the State Capitol Complex
10 facilities and the State Secondary Complex, as provided under
11 section 6c of 1935 PA 59, MCL 28.6c. The department shall also
12 maintain the staff and resources necessary to respond to
13 emergencies at the State Capitol Complex, State Secondary Complex,
14 House Office Building, Binsfeld Office Building, Capitol parking
15 lot, Townsend Parking Ramp, Roosevelt Parking Ramp, and other areas
16 as directed. The department shall maintain a goal of annually
17 conducting 35,000 property inspections of state owned and leased
18 facilities.

19 Sec. 703. (1) The department shall maintain commercial vehicle
20 regulation, school bus inspections, and enforcement activities,
21 including enforcement of requirements concerning size, weight, and
22 load restrictions; operating authority; registration; fuel taxes;
23 transportation of hazardous materials; operations of new entrants;
24 and commercial driver's licenses.

25 (2) The department shall maintain the staffing and resources
26 necessary to meet inspection goals consistent with the department's
27 federal motor carrier assistance program activities.

1 (3) Revenue collected under the motor carrier act, 1933 PA
2 254, MCL 475.1 to 479.42, shall be expended in accordance with that
3 act. Unexpended and unencumbered revenues shall not lapse to the
4 general fund but shall be carried forward into the subsequent
5 fiscal year.

6 (4) From the funds appropriated in part 1 from
7 interdepartmental grants, intradepartmental transfers, and federal
8 funds for commercial vehicle enforcement line items, there shall be
9 established a commercial vehicle enforcement operations reserve
10 fund. Funds shall be expended from the commercial vehicle
11 enforcement operations reserve fund only after the commercial
12 vehicle enforcement division within the department provides
13 sufficient evidence to the subcommittees on the need for these
14 funds for commercial vehicle enforcement operations. Upon providing
15 the evidence, the state budget director shall request a legislative
16 transfer of the funds from the commercial vehicle enforcement
17 operations reserve fund for the funding of commercial vehicle
18 enforcement line items.

19 Sec. 704. (1) The department shall coordinate the mitigation,
20 preparation, response, and recovery activities of municipal,
21 county, state, and federal governments, and other governmental
22 entities, for all hazards, disasters, and emergencies.

23 (2) The state director of emergency management may expend
24 money appropriated under part 1 to call upon any agency or
25 department of the state or any resource of the state to protect
26 life or property or to provide for the health or safety of the
27 population in any area of this state in which the governor

1 proclaims a state of emergency or state of disaster under 1945 PA
2 302, MCL 10.31 to 10.33, or under the emergency management act,
3 1976 PA 390, MCL 30.401 to 30.421. The state director of emergency
4 management may expend the amounts the director considers necessary
5 to accomplish these purposes. The director shall submit to the
6 state budget director, as soon as possible, a complete report of
7 all actions taken under the authority of this section. The report
8 shall contain, as a separate item, a statement of all money
9 expended that is not reimbursable from federal funding. The state
10 budget director shall review the expenditures and submit
11 recommendations to the legislature in regard to any possible need
12 for a supplemental appropriation.

13 (3) In addition to the funds appropriated in part 1, the
14 department may receive and expend money from local, private,
15 federal, or state sources for the purpose of providing emergency
16 management training to local or private interests and for the
17 purpose of supporting emergency preparedness, response, recovery,
18 and mitigation activity. If additional expenditure authorization in
19 the statewide integrated governmental management application
20 (SIGMA) is approved by the state budget office under this section,
21 the department and the state budget office shall notify the
22 subcommittees and the senate and house fiscal agencies within 10
23 days after the approval. The notification shall include the amount
24 and source of the additional authorization, the date of its
25 approval, and the projected use of funds to be expended under the
26 authorization.

27 (4) The department shall foster, promote, and maintain

1 partnerships to protect this state and homeland from all hazards.

2 (5) The department shall maintain the staffing and resources
3 necessary to do all of the following:

4 (a) Serve approximately 105 local emergency management
5 preparedness programs and 88 local emergency planning committees in
6 this state.

7 (b) Operate and maintain the state's emergency operations
8 center and provide command and control in support of emergency
9 response services.

10 (c) Maintain readiness, including training and equipment to
11 respond to civil disorders and natural disasters commensurate with
12 the capabilities of fiscal year 2010-2011.

13 (d) Perform hazardous materials response training.

14 (6) The department shall conduct a minimum of 3 training
15 sessions to enhance safe response in the event of natural or
16 manmade incidents, emergencies, or disasters.

17 (7) In addition to the funds appropriated in part 1, there is
18 appropriated from the disaster and emergency contingency fund an
19 amount necessary to cover costs related to any disaster or
20 emergency as defined in the emergency management act, 1976 PA 390,
21 MCL 30.401 to 30.421. Funds shall be expended as provided under
22 sections 18 and 19 of the emergency management act, 1976 PA 390,
23 MCL 30.418 and 30.419, and R 30.51 to R 30.61 of the Michigan
24 Administrative Code.

25 (8) Funds in the disaster and emergency contingency fund shall
26 not be expended unless the state budget director approves the
27 expenditure and the department and the state budget office notify

1 the senate and house appropriations committees. If expenditures are
2 made from the disaster and emergency contingency fund during a
3 month, the department shall submit monthly reports to the senate
4 and house fiscal agencies detailing the purpose of the
5 expenditures. These monthly reports shall be submitted within 30
6 days after the end of the month during which funds from the
7 disaster and emergency contingency fund were expended.

8 (9) Upon the declaration of a state of emergency or disaster
9 by the governor under section 3 of the emergency management act,
10 1976 PA 390, MCL 30.403, approval of the state budget director, and
11 notification of the subcommittees and senate and house fiscal
12 agencies, the director may expend funds appropriated from any
13 source to any line item within part 1 for the purpose of paying the
14 necessary and reasonable expenses incurred by the department in
15 responding to or mitigating the effects of any emergency or
16 disaster as those terms are defined in section 2 of the emergency
17 management act, 1976 PA 390, MCL 30.402.

18 (10) The department shall track and report on a biannual
19 basis, as provided in section 217 of this part, the status of the
20 department's assessment of critical infrastructure vulnerabilities,
21 including the protection status of critical infrastructure items
22 identified by the assessment.

23 Sec. 705. The department shall provide for the planning,
24 administration, and implementation of highway traffic safety
25 programs to save lives and reduce injuries on roads in this state,
26 in partnership with other public and private organizations.

27 Sec. 706. (1) Funds appropriated in part 1 for the secondary

1 road patrol program shall be used to provide grants to sheriffs
2 under the secondary road patrol program described under section 76
3 of 1846 RS 14, MCL 51.76.

4 (2) Not later than January 31, 2020, the office of highway
5 safety planning shall work with the state court administrator to
6 issue a report to the department and the subcommittees on the
7 following data from the previous calendar year:

8 (a) The total number of traffic civil infractions written
9 under both state and local ordinances for which the \$40.00 justice
10 system assessment is to be assessed.

11 (b) Of the total number reported under subdivision (a), the
12 number of traffic civil infractions written under both state and
13 local ordinances that the court assessed and ordered payment of the
14 justice system assessment.

15 (c) Of the number reported under subdivision (b), the number
16 of traffic civil infractions for which the justice system
17 assessment was collected and distributed to the justice system fund
18 created in section 181 of the revised judicature act of 1961, 1961
19 PA 236, MCL 600.181.

20 (d) The number of citations, misdemeanors, and felonies
21 written under both state and local ordinances corresponding to a
22 law of this state for a violation of each of the following:

23 (i) Section 617a of the Michigan vehicle code, 1949 PA 300,
24 MCL 257.617a.

25 (ii) Section 618 of the Michigan vehicle code, 1949 PA 300,
26 MCL 257.618.

27 (iii) Section 625(1) of the Michigan vehicle code, 1949 PA

1 300, MCL 257.625.

2 (iv) Section 625(8) of the Michigan vehicle code, 1949 PA 300,
3 MCL 257.625.

4 (v) Section 626 of the Michigan vehicle code, 1949 PA 300, MCL
5 257.626.

6 (vi) Section 676b of the Michigan vehicle code, 1949 PA 300,
7 MCL 257.676b.

8 (vii) Section 904 of the Michigan vehicle code, 1949 PA 300,
9 MCL 257.904.

10 (3) The sheriffs' duties under the secondary road patrol
11 program, as outlined in section 76(2) of 1846 RS 14, MCL 51.76, are
12 to patrol and monitor traffic violations; to enforce the criminal
13 laws of this state, violations of which are observed by or brought
14 to the attention of the sheriff's department while patrolling and
15 monitoring secondary roads; to investigate accidents involving
16 motor vehicles; and to provide emergency assistance to persons on
17 or near a highway or road the sheriff is patrolling and monitoring.

18 **ONE-TIME APPROPRIATIONS**

19 Sec. 801. (1) Except as otherwise provided in this section,
20 funds appropriated in part 1 for sexual assault prevention and
21 education initiative shall be used to provide and administer grants
22 to public or nonpublic community colleges, colleges, universities,
23 and high schools with a physical presence in this state to address
24 campus sexual assault issues in order to improve the safety and
25 security of students, faculty, and staff in campus environments in
26 this state.

1 (2) Grant funds awarded shall support sexual assault programs,
2 including education, awareness, prevention, reporting, bystander
3 intervention programs, peer advocacy groups, and student
4 organizations dedicated to campus sexual assault prevention and
5 other actions covered by title IX protections.

6 (3) The department shall award grants no later than February
7 15, 2020, with a grant period of 1 year. Any of the funds
8 appropriated in part 1 for sexual assault prevention and education
9 initiative that are not awarded by February 15, 2020 may be
10 utilized to support other initiatives or programs through the
11 office of school safety.

12 PART 2A

13 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
14 FOR FISCAL YEAR 2020-2021

15 **GENERAL SECTIONS**

16 Sec. 1001. It is the intent of the legislature to provide
17 appropriations for the fiscal year ending on September 30, 2021 for
18 the line items listed in part 1. The fiscal year 2020-2021
19 appropriations are anticipated to be the same as those for fiscal
20 year 2019-2020, excluding appropriations designated as one-time
21 appropriations and adjusting for changes in caseload and related
22 costs, federal fund match rates, economic factors, and available
23 revenue. These adjustments will be determined after the January
24 2020 consensus revenue estimating conference.