

**FIRST CONFERENCE REPORT**

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

House Bill No. 5561, entitled

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2019; and to provide for the expenditure of the appropriations.

Recommends:

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

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

(attached)

Third: That the House and Senate 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, 2019; and to provide for the expenditure of the appropriations.

\_\_\_\_\_  
Aaron Miller

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Mike Nofs

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Steve Marino

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Dave Hildenbrand

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Robert L. Kosowski

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David Knezek

Conferees for the House

Conferees for the Senate



**SUBSTITUTE FOR  
HOUSE BILL NO. 5561**

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2019; 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, 2019, from the following funds:

**DEPARTMENT OF STATE POLICE**

APPROPRIATION SUMMARY

Full-time equated unclassified positions .....	3.0
Full-time equated classified positions .....	3,518.0

1	GROSS APPROPRIATION.....	\$	716,459,500
2	Interdepartmental grant revenues:		
3	IDG from department of corrections.....		344,200
4	IDG from department of state.....		378,500
5	IDG from department of technology, management, and		
6	budget .....		655,400
7	IDG from department of transportation.....		11,798,000
8	IDG from department of treasury.....		5,440,300
9	IDG from other restricted funding.....		2,601,500
10	Intradepartmental transfers.....		3,530,400
11	Total interdepartmental grants and intradepartmental		
12	transfers .....		24,748,300
13	ADJUSTED GROSS APPROPRIATION.....	\$	691,711,200
14	Federal revenues:		
15	Other federal revenues.....		78,297,900
16	Total federal revenues.....		78,297,900
17	Special revenue funds:		
18	Local revenues.....		5,146,800
19	Total local revenues.....		5,146,800
20	Private revenues.....		115,000
21	Total private revenues.....		115,000
22	Michigan merit award trust fund.....		846,800
23	Other state restricted revenue.....		148,256,900
24	Total state restricted revenues.....		149,103,700
25	State general fund/general purpose.....	\$	459,047,800
26	State general fund/general purpose schedule:		
27	Ongoing state general fund/general		

1	purpose .....	449,571,400	
2	One-time state general fund/general		
3	purpose .....	9,476,400	
4	<b>Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT</b>		
5	Full-time equated unclassified positions .....	3.0	
6	Full-time equated classified positions .....	83.0	
7	Unclassified salaries--3.0 FTE positions.....		\$ 598,000
8	Accounting service center.....		1,081,200
9	Department services--58.0 FTE positions.....		8,937,500
10	Departmentwide.....		46,073,400
11	Executive direction--25.0 FTE positions.....		<u>4,241,400</u>
12	GROSS APPROPRIATION.....		\$ 60,931,500
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.....		176,900
20	Intradepartmental transfers.....		38,200
21	Federal revenues:		
22	Other federal revenues.....		547,700
23	Special revenue funds:		
24	Local revenues.....		6,200
25	Michigan merit award trust fund.....		18,000
26	Other state restricted revenues.....		6,085,500
27	State general fund/general purpose.....		\$ 53,911,500

1	<b>Sec. 103. LAW ENFORCEMENT</b>	
2	Full-time equated classified positions .....	533.0
3	Biometrics and identification--57.0 FTE positions.....	\$ 9,955,500
4	Criminal justice information center--132.0 FTE	
5	position .....	19,876,100
6	Forensic science--269.0 FTE positions.....	44,859,600
7	Grants and community services--20.0 FTE positions.....	16,752,600
8	Training--55.0 FTE positions.....	<u>10,576,000</u>
9	GROSS APPROPRIATION.....	\$ 102,019,800
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG from department of corrections.....	318,200
13	IDG from department of state.....	373,300
14	IDG from department of transportation.....	1,213,200
15	IDG from other restricted funding.....	2,412,400
16	Intradepartmental transfers.....	750,000
17	Federal revenues:	
18	Other federal funds.....	12,709,100
19	Special revenue funds:	
20	Local revenue funds.....	918,300
21	Private revenues.....	100,000
22	Other state restricted revenues.....	38,952,900
23	State general fund/general purpose.....	\$ 44,272,400
24	<b>Sec. 104. MICHIGAN COMMISSION ON LAW ENFORCEMENT</b>	
25	<b>STANDARDS</b>	
26	Full-time equated classified positions .....	18.0
27	Public safety officers benefit program--1.0 FTE	

1	position .....	\$	301,600
2	Standards and training/justice training grants--17.0		
3	FTE positions .....		11,780,100
4	Training only to local units.....		<u>654,500</u>
5	GROSS APPROPRIATION.....	\$	12,736,200
6	Appropriated from:		
7	Federal revenues:		
8	Other federal revenues.....		250,000
9	Special revenue funds:		
10	Other state restricted revenues.....		10,997,000
11	State general fund/general purpose.....	\$	1,489,200
12	<b>Sec. 105. FIELD SERVICES</b>		
13	Full-time equated classified positions .....2,275.0		
14	Investigative services--180.5 FTE positions.....	\$	35,625,500
15	Post operations--2,064.5 FTE positions.....		316,269,000
16	Secure cities partnership--30.0 FTE positions.....		<u>7,861,300</u>
17	GROSS APPROPRIATION.....	\$	359,755,800
18	Appropriated from:		
19	Interdepartmental grant revenues:		
20	IDG from department of treasury.....		5,127,300
21	Intradepartmental transfers.....		787,500
22	Federal revenues:		
23	Other federal revenues.....		6,696,000
24	Special revenue funds:		
25	Local revenues.....		1,579,400
26	Michigan merit award trust fund.....		822,700
27	Other state restricted revenues.....		51,334,800

1	State general fund/general purpose.....	\$	293,408,100
2	<b>Sec. 106. SPECIALIZED SERVICES</b>		
3	Full-time equated classified positions .....	609.0	
4	Commercial vehicle enforcement--223.0 FTE positions...	\$	30,593,300
5	Emergency management and homeland security--64.0 FTE		
6	positions .....		15,808,700
7	Hazardous materials programs--25.0 FTE positions.....		28,031,500
8	Highway safety planning--26.0 FTE positions.....		18,048,700
9	Intelligence operations--203.0 FTE positions.....		28,121,600
10	Secondary road patrol program--1.0 FTE position.....		11,072,200
11	Civil Air Patrol.....		20,000
12	Special operations--67.0 FTE positions.....		<u>13,261,300</u>
13	GROSS APPROPRIATION.....	\$	144,957,300
14	Appropriated from:		
15	Interdepartmental grant revenues:		
16	IDG from department of technology, management, and		
17	budget .....		655,400
18	IDG from department of transportation.....		10,324,000
19	IDG from department of treasury.....		100,000
20	Intradepartmental transfers.....		1,933,900
21	Federal revenues:		
22	Other federal revenues.....		57,138,000
23	Special revenue funds:		
24	Local revenues.....		1,724,700
25	Private revenues.....		15,000
26	Other state restricted revenues.....		29,693,800
27	State general fund/general purpose.....	\$	43,372,500

1	<b>Sec. 107. INFORMATION TECHNOLOGY</b>	
2	Information technology services and projects.....	\$ <u>26,582,500</u>
3	GROSS APPROPRIATION.....	\$ 26,582,500
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG from department of state.....	3,800
7	IDG from department of transportation.....	256,900
8	IDG from department of treasury.....	96,800
9	IDG from other restricted funding.....	12,200
10	Intradepartmental transfers.....	20,800
11	Federal revenues:	
12	Other federal revenues.....	957,100
13	Special revenue funds:	
14	Local revenues.....	918,200
15	Michigan merit award trust fund.....	6,100
16	Other state restricted revenues.....	11,192,900
17	State general fund/general purpose.....	\$ 13,117,700
18	<b>Sec. 108. ONE-TIME ONLY APPROPRIATIONS</b>	
19	Sexual assault prevention and education initiative....	\$ 1,000,000
20	Michigan International Speedway traffic control.....	725,000
21	OK2SAY information technology upgrade.....	100
22	Trooper school.....	<u>7,751,300</u>
23	GROSS APPROPRIATION.....	\$ 9,476,400
24	Appropriated from:	
25	State general fund/general purpose.....	\$ 9,476,400
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## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2018-2019

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**GENERAL SECTIONS**

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2018-2019 is \$608,151,500.00 and state spending from state sources to be paid to local units of government for fiscal year 2018-2019 is \$14,231,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

Standards and training/justice training grants .....	\$	2,615,300
Training only to local units .....		654,500
Secondary road patrol program .....		<u>10,961,500</u>
TOTAL.....	\$	14,231,300

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

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

- (a) "CJIS" means Criminal Justice Information Systems.
- (b) "Core service" means that term as defined in section 373 of the management and budget act, 1984 PA 431, MCL 18.1373.
- (c) "Department" means the department of state police.
- (d) "Director" means the director of the department.
- (e) "DNA" means deoxyribonucleic acid.
- (f) "DTMB" means the department of technology, management, and budget.
- (g) "FTE" means full-time equated.

1 (h) "IDG" means interdepartmental grant.

2 (i) "MCOLES" means the Michigan commission on law enforcement  
3 standards.

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

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

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

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

25 Sec. 206. The director shall take all reasonable steps to  
26 ensure businesses in deprived and depressed communities compete for  
27 and perform contracts to provide services or supplies, or both. The

1 director shall strongly encourage firms with which the department  
2 contracts to subcontract with certified businesses in depressed and  
3 deprived communities for services or supplies, or both.

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

14       (a) The dates of each travel occurrence.

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

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

26       Sec. 209. Not later than November 30, the state budget office  
27 shall prepare and transmit a report that provides for estimates of

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

8       Sec. 210. (1) In addition to the funds appropriated in part 1,  
9 there is appropriated an amount not to exceed \$10,000,000.00 for  
10 federal contingency funds. These funds are not available for  
11 expenditure until they have been transferred to another line item  
12 in part 1 under section 393(2) of the management and budget act,  
13 1984 PA 431, MCL 18.1393.

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

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

26       (4) In addition to the funds appropriated in part 1, there is  
27 appropriated an amount not to exceed \$200,000.00 for private

1 contingency funds. These funds are not available for expenditure  
2 until they have been transferred to another line item in part 1  
3 under section 393(2) of the management and budget act, 1984 PA 431,  
4 MCL 18.1393.

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

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

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

10 (c) Fiscal year-to-date payments to a selected vendor,  
11 including the vendor name, payment date, payment amount, and  
12 payment description.

13 (d) The number of active department employees by job  
14 classification.

15 (e) Job specifications and wage rates.

16 Sec. 212. Within 14 days after the release of the executive  
17 budget recommendation, the department shall cooperate with the  
18 state budget office to provide the senate and house appropriations  
19 chairs, the senate and house appropriations subcommittees chairs,  
20 and the senate and house fiscal agencies with an annual report on  
21 estimated state restricted fund balances, state restricted fund  
22 projected revenues, and state restricted fund expenditures for the  
23 fiscal years ending September 30, 2018 and September 30, 2019.

24 Sec. 213. The department shall maintain, on a publicly  
25 accessible website, a department scorecard that identifies, tracks,  
26 and regularly updates key metrics that are used to monitor and  
27 improve the department's performance.

1           Sec. 214. Total authorized appropriations from all sources  
2 under part 1 for legacy costs for the fiscal year ending September  
3 30, 2019 are estimated at \$148,305,500.00. From this amount, total  
4 agency appropriations for pension-related legacy costs are  
5 estimated at \$77,070,000.00. Total agency appropriations for  
6 retiree health care legacy costs are estimated at \$71,235,500.00.

7           Sec. 215. Based on the availability of federal funding and the  
8 demonstrated need as indicated by applications submitted to the  
9 state court administrative office, the department shall provide  
10 \$1,500,000.00 in Byrne justice assistance grant program funding to  
11 the judiciary by interdepartmental grant.

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

15           Sec. 217. The department shall provide quarterly reports to  
16 the subcommittees, the senate and house fiscal agencies, and the  
17 state budget office that provide the following data:

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

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

26           (c) A report on the performance metrics cited or information  
27 required to be reported in this part, reasons for nonachievement of

1 metric targets, and proposed corrective actions.

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

5       (a) State security operations.

6       (b) Training.

7       (c) MCOLES.

8       (d) CJIS.

9       (e) Forensic analysis and biometric identification.

10       (f) Post operations and investigative services.

11       (g) Special operations.

12       (h) Intelligence operations.

13       (i) Commercial vehicle regulation and enforcement.

14       (j) Emergency management and homeland security.

15       (k) Highway safety planning.

16       (l) Secondary road patrol program.

17       Sec. 219. The department shall notify the subcommittees, the  
18 chairpersons of the senate and house standing committees on  
19 appropriations, and the senate and house fiscal agencies not less  
20 than 90 days before recommending to close or consolidate any state  
21 police posts. The notification shall include a local and state  
22 impact study of the proposed post closure or consolidation.

23       Sec. 220. At least 90 days before beginning any effort to  
24 privatize, the department shall submit a complete project plan to  
25 the subcommittees and the senate and house fiscal agencies. The  
26 plan shall include the criteria under which the privatization  
27 initiative will be evaluated. The evaluation shall be completed and

1 submitted to the subcommittees and the senate and house fiscal  
2 agencies within 30 months.

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

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

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

13       (4) This section does not apply to services provided to state  
14 agencies.

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

19       (6) If additional authorization is approved in the statewide  
20 integrated governmental management application (SIGMA) by the state  
21 budget office under this section, the department 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 funding source of the additional authorization, the date of its  
25 approval, and the projected use of funds to be expended.

26       Sec. 222. The department shall serve as an active liaison  
27 between the DTMB and state, local, regional, and federal public

1 safety agencies on matters pertaining to the Michigan public safety  
2 communications system and shall report user issues to the DTMB.

3 Sec. 223. The department may establish and collect fees for  
4 publications, videos, conferences, workshops, and related  
5 materials. Collected fees shall be used to offset expenditures for  
6 costs of the publications, videos, workshops, conferences, and  
7 related materials. The department shall not collect fees under this  
8 section that exceed the cost of the expenditures.

9 Sec. 224. Money privately donated to the department is  
10 appropriated under part 1 to be used for the purposes designated by  
11 the donor of the money, if specified.

12 Sec. 225. (1) Federal revenues authorized by and available  
13 from the federal government in excess of the appropriation in part  
14 1 are appropriated and may be received and expended by the  
15 department for purposes authorized under state law and subject to  
16 federal requirements.

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

20 (3) If additional authorization is approved in the statewide  
21 integrated governmental management application (SIGMA) by the state  
22 budget office under this section, the department shall notify the  
23 subcommittees and the senate and house fiscal agencies within 10  
24 days after the approval. The notification shall include the amount  
25 and funding source of the additional authorization, the date of its  
26 approval, and the projected use of funds to be expended.

**1 DEPARTMENTAL ADMINISTRATION AND SUPPORT**

2           Sec. 301. (1) The department shall provide security services  
3 at the State Capitol Complex facilities and the State Secondary  
4 Complex as provided under section 6c of 1935 PA 59, MCL 28.6c.

5           (2) The department shall maintain the staff and resources  
6 necessary to respond to emergencies at the State Capitol Complex,  
7 State Secondary Complex, House Office Building, Binsfield Office  
8 Building, Capitol parking lot, Townsend Parking Ramp, the Roosevelt  
9 Parking Ramp, and other areas as directed.

10           (3) The department may develop a phased approach for improving  
11 security at the Capitol Building.

12           (4) The department shall maintain a goal of annually  
13 conducting 35,000 property inspections of state owned and leased  
14 facilities.

**15 LAW ENFORCEMENT SERVICES**

16           Sec. 401. (1) The department shall develop and deliver  
17 professional, innovative, and quality training that supports the  
18 enforcement and public safety efforts of the criminal justice  
19 community.

20           (2) The department shall provide performance data as provided  
21 under section 217 of this part for average classroom occupancy  
22 rate, with an annual goal of at least 55%.

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

1 (a) The number of veterans and the number of MCOLES-certified  
2 police officers who were admitted to and the number who graduated  
3 from the recruit school.

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

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

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

13 (2) The department shall improve the accuracy, timeliness, and  
14 completeness of criminal history information by conducting a  
15 minimum of 30 outreach activities targeted to criminal justice  
16 agencies.

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

20 (4) The department shall provide for the compilation and  
21 evaluation of traffic crash reports and the maintenance of the  
22 state accident data collection system.

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

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

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

12           (8) The department shall provide to the legislature a report  
13 on concealed pistol licensing not later than December 1, 2019 that  
14 includes all of the following:

15           (a) The department's actual revenue received from fees paid  
16 for concealed pistol license (CPL) applications for fiscal year  
17 2018-2019 and the uses of that revenue.

18           (b) The department's fiscal year 2018-2019 costs for  
19 administering its concealed pistol licensing responsibilities under  
20 1927 PA 372, MCL 28.421 to 28.435, but not including costs related  
21 to the administration of other state statutes, or requirements of  
22 federal law.

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

26           (10) The following unexpended and unencumbered revenues  
27 deposited into the criminal justice information center service fees

1 shall not lapse to the general fund, but shall be carried forward  
2 into the subsequent fiscal year:

3 (a) Fees for fingerprinting and criminal record checks and  
4 name-based criminal record checks under 1935 PA 120, MCL 28.271 to  
5 28.274.

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

8 (c) Fees for searching, copying, and providing public records  
9 under the freedom of information act, 1976 PA 442, MCL 15.231 to  
10 15.246.

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

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

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

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

21 (3) The department shall provide forensic science services  
22 with an average turnaround time of 55 days, assuming an annual  
23 caseload volume commensurate with that received in fiscal year  
24 2012-2013, and shall achieve a goal of a 30-day average turnaround  
25 time across all forensic science disciplines.

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

1 (a) The average turnaround time for processing forensic  
2 evidence across all disciplines.

3 (b) Forensic laboratory staffing levels, including scientists  
4 in training, and vacancies.

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

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

9 Sec. 404. (1) The biometrics and identification division shall  
10 house and manage the automated fingerprint identification system,  
11 the statewide network of agency photographs, and combined offender  
12 DNA index system biometric databases.

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

17 (3) The department shall maintain the staffing and resources  
18 necessary to have a 28-day average wait time for scheduling a  
19 polygraph examination, assuming an annual caseload received  
20 commensurate with fiscal year 2012-2013, with a goal of achieving a  
21 15-day average wait time.

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

26 Sec. 405. Not later than December 1, the department shall  
27 submit a report to the subcommittees and senate and house fiscal

1 agencies that includes, but is not limited to, all of the following  
2 information:

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

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

7 (c) The number of sexual assault kits analyzed and the number  
8 of associated DNA profiles created and uploaded during the prior  
9 fiscal year.

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

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

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

17 (a) The operations of the automobile theft prevention  
18 authority.

19 (b) Administration of the Edward Byrne memorial justice  
20 assistance program and other grant programs as well as the  
21 department's community policing efforts.

22 (c) Oversight and administration of 9-1-1 operations  
23 statewide.

24 Sec. 407. No later than March 30, the department shall report  
25 annually to the legislature and the house and senate fiscal  
26 agencies a school safety report, to include the following:

27 (a) The status of school safety grants issued by the grants

1 and community services unit, including grant amounts awarded to  
2 each school district for school safety grants for school safety  
3 improvements. This information shall also be provided on a  
4 quarterly basis, as provided under section 217 of this part.

5 (b) Reports of incidences of school violence or threats  
6 reported to the state police by local law enforcement or local  
7 school districts, or received through the Michigan incident crime  
8 report (MICR).

9 (c) Reports of OK2SAY-based incidences and activities, as  
10 provided to the department of attorney general.

11 (d) Based upon an evaluation of incidents of school safety and  
12 analysis of school safety grants, provide recommendations on best  
13 practices and other safety measures to ensure school safety in this  
14 state.

#### 15 **MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS**

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

21 (2) MCOLES shall maintain staffing and resources necessary to  
22 update law enforcement standards within 120 days of the enactment  
23 date of any new legislation.

#### 24 **FIELD SERVICES**

25 Sec. 601. (1) Department enlisted personnel who are employed

1 to enforce traffic laws as provided in section 629e of the Michigan  
2 vehicle code, 1949 PA 300, MCL 257.629e, are not prohibited from  
3 responding to crimes in progress or other emergency situations and  
4 are responsible for making every effort to protect all residents of  
5 this state.

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

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

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

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

23 (2) The department shall maintain the staffing and resources  
24 necessary to provide a comparable number of hours investigating  
25 crimes as those performed in fiscal year 2012-2013.

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

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

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

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

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

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

1           Sec. 604. (1) The department shall provide fire investigation  
2 services to citizens of this state through training and  
3 investigative assistance to public safety agencies in this state.

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

9           **SPECIALIZED SERVICES**

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

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

22           (3) The department shall maintain the staffing and resources  
23 necessary to support the cyber section, including the Michigan  
24 cyber command center, the computer crimes unit, and the internet  
25 crimes against children task force. The department shall maintain  
26 the staffing and resources necessary to increase the number of

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

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

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

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

21 (3) The canine unit shall be available for call out statewide  
22 100% of the time.

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

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

27 (6) The marine services team shall be available for call out

1 statewide 100% of the time.

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

5 (8) The department shall prepare a report to the legislature  
6 that evaluates law enforcement issues related to the use of drones,  
7 including existing local, state, and federal laws and regulations  
8 regarding their use, any input that the department may have to  
9 offer as to the efficacy of those laws, and department-recommended  
10 drone law/regulation enforcement policies that could be established  
11 as Michigan law enforcement best practices. This report shall be  
12 transmitted to the chairpersons of the senate and house  
13 appropriations subcommittees, and the senate and house fiscal  
14 agencies no later than April 2, 2019.

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

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

24 (3) Revenue collected under the motor carrier act, 1933 PA  
25 254, MCL 475.1 to 479.42, shall be expended in accordance with that  
26 act. Unexpended and unencumbered revenues shall not lapse to the  
27 general fund but shall be carried forward into the subsequent

1 fiscal year.

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

6       (2) The state director of emergency management may expend  
7 money appropriated under part 1 to call upon any agency or  
8 department of the state or any resource of the state to protect  
9 life or property or to provide for the health or safety of the  
10 population in any area of the state in which the governor proclaims  
11 a state of emergency or state of disaster under 1945 PA 302, MCL  
12 10.31 to 10.33, or under the emergency management act, 1976 PA 390,  
13 MCL 30.401 to 30.421. The state director of emergency management  
14 may expend the amounts the director considers necessary to  
15 accomplish these purposes. The director shall submit to the state  
16 budget director as soon as possible a complete report of all  
17 actions taken under the authority of this section. The report shall  
18 contain, as a separate item, a statement of all money expended that  
19 is not reimbursable from federal money. The state budget director  
20 shall review the expenditures and submit recommendations to the  
21 legislature in regard to any possible need for a supplemental  
22 appropriation.

23       (3) In addition to the money appropriated in part 1, the  
24 department may receive and expend money from local, private,  
25 federal, or state sources for the purpose of providing emergency  
26 management training to local or private interests and for the  
27 purpose of supporting emergency preparedness, response, recovery,

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

10 (4) The department shall foster, promote, and maintain  
11 partnerships to protect this state and homeland from all hazards.

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

14 (a) Serve approximately 105 local emergency management  
15 preparedness programs and 88 local emergency planning committees in  
16 this state.

17 (b) Operate and maintain the state's emergency operations  
18 center and provide command and control in support of emergency  
19 response services.

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

23 (d) Perform hazardous materials response training.

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

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

1 appropriated from the disaster and emergency contingency fund an  
2 amount necessary to cover costs related to any disaster or  
3 emergency as defined in the emergency management act, 1976 PA 390,  
4 MCL 30.401 to 30.421. Funds shall be expended as provided under  
5 sections 18 and 19 of the emergency management act, 1976 PA 390,  
6 MCL 30.418 and 30.419, and R 30.51 to R 30.61 of the Michigan  
7 Administrative Code.

8 (8) Funds in the disaster and emergency contingency fund shall  
9 not be expended unless the state budget director approves the  
10 expenditure and the department and the state budget office notify  
11 the senate and house appropriations committees. If expenditures are  
12 made from the disaster and emergency contingency fund during a  
13 month, the department shall submit monthly reports to the senate  
14 and house fiscal agencies detailing the purpose of the  
15 expenditures. These monthly reports shall be submitted within 30  
16 days after the end of the month during which funds from the  
17 disaster and emergency contingency fund were expended.

18 (9) Upon the declaration of a state of emergency or disaster  
19 by the governor under section 3 of the emergency management act,  
20 1976 PA 390, MCL 30.403, approval of the state budget director, and  
21 notification of the subcommittees and senate and house fiscal  
22 agencies, the director may expend funds appropriated from any  
23 source to any line item within part 1 for the purpose of paying the  
24 necessary and reasonable expenses incurred by the department in  
25 responding to or mitigating the effects of any emergency or  
26 disaster as those terms are defined in section 2 of the emergency  
27 management act, 1976 PA 390, MCL 30.402.

1           (10) The department shall track and report on a quarterly  
2 basis, as provided in section 217 of this part, the status of the  
3 department's assessment of critical infrastructure vulnerabilities,  
4 including the protection status of critical infrastructure items  
5 identified by the assessment.

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

10           Sec. 706. (1) The department shall provide funding to county  
11 sheriff departments to patrol secondary roads.

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

20           (3) The department shall provide the following information on  
21 secondary road patrol activities supported by appropriations in  
22 part 1:

23           (a) The number of funded full-time equivalent county sheriff  
24 secondary road patrol deputies.

25           (b) The number of hours dedicated to patrol under the  
26 secondary road patrol program, with an annual goal of at least  
27 178,000 hours.

1 (4) The information required to be reported under subsection  
2 (3) shall be reported on an annual basis.

### 3 **ONE-TIME APPROPRIATIONS**

4 Sec. 901. (1) Funding provided in part 1 for sexual assault  
5 prevention and education initiative shall be used to provide and  
6 administer grants to public or nonpublic community colleges,  
7 colleges, and universities with a physical presence in this state  
8 to address campus sexual assault issues to improve the safety and  
9 security of students, faculty, and staff in campus environments in  
10 this state.

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

16 (3) The department shall issue awards no later than December  
17 1, 2018, with a grant period of 1 year.

18 (4) The department shall report on grant activities to the  
19 subcommittees, the senate and house appropriations subcommittees on  
20 higher education, and the state budget office by February 28, 2020.

21 (5) The unexpended funds appropriated in part 1 for sexual  
22 assault prevention and education initiative are designated as work  
23 project appropriations. Any unencumbered or unallotted funds shall  
24 not lapse at the end of the fiscal year and shall be eligible for  
25 expenditure for projects under this section until the projects have  
26 been completed. The following is in compliance with section 451a(1)

1 of the management and budget act, 1984 PA 431, MCL 18.1451a:

2 (a) The purpose of the project is to provide grants for sexual  
3 assault education, awareness, prevention, reporting, bystander  
4 intervention programs, peer advocacy groups, and student  
5 organizations dedicated to campus sexual assault prevention and  
6 other actions covered by title IX protections. The student  
7 organizations may be provided funds to support and develop advocacy  
8 groups and act on issues related to prevention of sexual assault,  
9 including, but not limited to, student outreach, supporting  
10 survivors of sexual assault, and advocating for campus improvements  
11 such as additional lighting.

12 (b) The project will be accomplished by grants to eligible  
13 community colleges, colleges, and universities.

14 (c) The total estimated cost of the project is \$1,000,000.00.

15 (d) The estimated completion date is September 30, 2020.

16

## PART 2A

17

### PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

18

FOR FISCAL YEAR 2019-2020

19

#### GENERAL SECTIONS

20

Sec. 1001. It is the intent of the legislature to provide

21

appropriations for the fiscal year ending on September 30, 2020 for

22

the line items listed in part 1. The fiscal year 2019-2020

23

appropriations are anticipated to be the same as those for fiscal

24

year 2018-2019, excluding appropriations designated as one-time

25

appropriations and adjusting for changes in caseload and related

1 costs, federal fund match rates, economic factors, and available  
2 revenue. These adjustments will be determined after the January  
3 2019 consensus revenue estimating conference.