

FY 2016-17: DEPARTMENT OF STATE POLICE
Summary: As Passed by the Senate
Article XVI, Senate Bill 800 (S-1)



Analyst: Kent Dell

	FY 2015-16 YTD as of 2/10/16	FY 2016-17 Executive	FY 2016-17 House	FY 2016-17 Senate	FY 2016-17 Enacted	<i>Difference: Senate From FY 2015-16 YTD</i>	
						<i>Amount</i>	<i>%</i>
IDG/IDT	\$26,224,300	\$26,580,400	\$26,580,400	\$26,580,400		\$356,100	1.4
Federal	90,945,900	87,967,800	87,967,800	87,967,800		(2,978,100)	(3.3)
Local	5,456,700	5,828,500	5,828,500	5,828,500		371,800	6.8
Private	76,700	78,100	78,100	78,100		1,400	1.8
Restricted	128,699,300	126,358,500	126,358,500	126,358,500		(2,340,800)	(1.8)
GF/GP	376,405,600	411,912,800	407,158,000	415,743,200		39,337,600	10.1
Gross	\$627,808,500	\$658,726,100	\$653,971,300	\$662,556,500		\$34,748,000	5.5
FTEs	3,134.0	3,253.0	3,234.0	3,272.0		138.0	4.4

Notes: (1) FY 2015-16 year-to-date figures include mid-year budget adjustments through February 10, 2016. (2) Appropriation figures for all years include all proposed appropriation amounts, including amounts designated as "one-time."

Overview

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

Budget Structure

The FY 2015-16 budget includes eight line items within eight appropriation units, while incorporating the schedules of programs and revenues within boilerplate. Senate restructures the FY 2016-17 budget to remove schedules of programs and revenues from boilerplate section 216 and incorporate them into the budget structure in part 1, while retaining eight line items within eight appropriation units.

Major Budget Changes From FY 2015-16 YTD Appropriations		FY 2015-16 Year-to-Date (as of 2/10/16)	FY 2016-17 Senate Change
1. FY 2015-16 One-Time Appropriations	Gross	\$10,671,100	(\$10,171,100)
<u>Executive</u> removes FY 2015-16 one-time appropriations, including \$3.0 million federal grant for disaster assistance, \$3.8 million state restricted for emergency operations in Flint, \$100,000 GF/GP for the Flint emergency declaration, and \$3.2 million GF/GP for the 129 th Trooper Recruit School. <u>Senate</u> concurs.	Federal	3,000,000	(3,000,000)
	Restricted	3,871,100	(3,871,100)
	GF/GP	\$3,800,000	(\$3,300,000)
2. 129th Trooper Recruit School (Ongoing)	Gross	\$256,957,200	\$8,750,300
<u>Executive</u> provides \$8.8 million GF/GP to annualize the salary, benefit, and equipment costs of the 100 expected graduates of the 129 th Trooper Recruit School. <u>Senate</u> concurs.	Restricted	35,364,900	0
	GF/GP	\$221,592,300	\$8,750,300
3. 130th Trooper Recruit School (One-Time and Ongoing)	FTE	1,345.0	100.0
<u>Executive</u> provides \$4.5 million GF/GP for the one-time costs of training and outfitting for the 130 th Trooper Recruit School, and \$5.0 million ongoing GF/GP for the salary, benefit, and equipment costs of the 85 troopers expected to graduate by September 2017. <u>Senate</u> concurs, but adds \$300,000 ongoing GF/GP for 15 additional troopers.	Gross	\$205,570,100	\$9,800,000
	Restricted	35,364,900	0
	GF/GP	\$170,205,200	\$9,800,000
4. School Safety Initiative (One-Time)	Gross	NA	\$4,000,000
<u>Executive</u> provides \$4.0 million in GF/GP funding to support competitive grants for local safety initiatives to K-12 schools and county sheriffs' offices. <u>Senate</u> concurs.	GF/GP	NA	\$4,000,000

Major Budget Changes From FY 2015-16 YTD Appropriations	FY 2015-16 Year-to-Date (as of 2/10/16)	FY 2016-17 Senate Change
5. Secure Cities Expansion	FTE	0.0
<u>Executive</u> provides an increase of \$1.5 million GF/GP and 9.0 FTEs to provide MSP law enforcement services to Muskegon Heights, Inkster, Hamtramck, Harper Woods, Highland Park, and Benton Harbor. Expands upon the Secure Cities Partnership, which currently includes the Cities of Detroit, Flint, Pontiac, and Saginaw. <u>Senate</u> concurs.	Gross	\$2,952,700
	GF/GP	\$2,952,700
		9.0
		\$1,463,500
		\$1,463,500
6. Statewide Drug Enforcement Strategy	FTE	149.0
<u>Executive</u> provides \$1.3 million GF/GP and 9.0 FTEs to deploy a statewide drug enforcement strategy focusing on prescription drug and opioid diversion, in accordance with recommendations of the Michigan Prescription Drug and Opioid Abuse Task Force. <u>Senate</u> concurs.	Gross	\$24,565,700
	IDG/IDT	712,400
	Local	11,400
	Private	76,700
	Restricted	1,197,100
	GF/GP	\$22,568,100
		9.0
		\$1,256,300
		\$1,256,300
7. Cyber-Crimes Enforcement Expansion	FTE	339.5
<u>Executive</u> provides an Increase of \$2.2 million GF/GP and 9.0 FTEs to expand the capacity to prevent, detect, and investigate cyber-crimes (YTD includes total appropriations and authorized FTEs for the Operational Support and the Criminal Investigations scheduled programs). <u>Senate</u> concurs.	Gross	\$55,937,500
	IDG/IDT	712,400
	Federal	377,200
	Local	11,400
	Private	76,700
	Restricted	1,296,100
	GF/GP	\$53,463,700
		9.0
		\$2,203,200
		\$2,203,200
8. Disaster and Emergency Contingency Fund (One-Time)	Gross	\$0
<u>Executive</u> replenishes the Disaster and Emergency Contingency Fund, anticipated to be depleted in FY 2015-16 by the Flint water emergency and other state emergencies, with \$6.0 million GF/GP. <u>Senate</u> provides \$5.5 million GF/GP to the fund.	GF/GP	\$0
		\$5,500,000
		\$5,500,000
9. Homeland Security – Energy Disaster Strategy (One-Time)	Gross	NA
<u>Executive</u> provides \$750,000 GF/GP funding to support the development of a statewide strategy and implementation plan to help ensure energy disaster preparedness in the event of widespread, long-duration power outages. <u>Senate</u> concurs.	GF/GP	NA
		\$750,000
		\$750,000
10. Michigan International Speedway Traffic Control	Gross	\$831,900
<u>Executive</u> eliminates funding of \$831,900 GF/GP to support MSP traffic control services provided for the Michigan International Speedway. <u>Senate</u> retains funding at \$800,000 GF/GP.	GF/GP	\$831,900
		(\$31,900)
		(\$31,900)
11. State Capitol Complex Security	FTE	21.0
<u>Executive</u> removes funding for one FTE, to remove a vacant state property security officer position. <u>Senate</u> concurs.	Gross	\$2,362,700
	GF/GP	\$2,362,700
		(1.0)
		(\$89,300)
		(\$89,300)
12. Forensic Scientist Positions	FTE	194.0
<u>Executive</u> removes funding for four vacant forensic scientist positions. <u>Senate</u> retains.	Gross	\$32,171,000
	Federal	1,042,100
	Restricted	9,507,400
	GF/GP	\$21,621,500
		0.0
		\$0
		0
		0
		\$0
13. Smart 911	Gross	NA
<u>Senate</u> provides \$2.2 million GF/GP to implement a statewide enhanced 9-1-1 system administered by the Michigan State Police.	GF/GP	NA
		\$2,200,000
		\$2,200,000
14. Drone Restrictions and Enforcement Study (One-Time)	Gross	NA
<u>Senate</u> provides \$500,000 GF/GP to administer a study regarding the regulation and enforcement of unmanned aerial vehicles.	GF/GP	NA
		\$500,000
		\$500,000
15. Roadside Saliva Testing Pilot	Gross	NA
<u>Senate</u> shifts \$100 from the General Law Enforcement and Criminal Investigations scheduled program, within the Field Services line item, to create a placeholder for a roadside marijuana testing pilot project.	GF/GP	NA
		\$0
		\$0

Major Budget Changes From FY 2015-16 YTD Appropriations	FY 2015-16 Year-to-Date (as of 2/10/16)	FY 2016-17 Senate Change
16. Technical Adjustments	Gross	NA (\$185,600)
<u>Executive</u> aligns federal and local authorization to more accurately reflect actual revenues. <u>Senate</u> concurs.	Federal	(485,600)
	Local	300,000
	GF/GP	\$0
17. Early-Out Deferred Sick Leave Payments	Gross	NA (\$347,000)
<u>Executive</u> recognizes the end of employee accumulated leave-time payouts from the 2010 early retirement incentive, which were spread out over five years. <u>Senate</u> concurs.	IDG/IDT	(17,300)
	Federal	(47,400)
	Restricted	(107,600)
	GF/GP	(\$174,700)
18. Economic Adjustments	Gross	NA \$9,149,600
<u>Executive</u> provides for increased costs of \$9.1 million gross (\$6.5 GF/GP) for negotiated salary and wage increases (1.0% ongoing, 1.5% lump sum), insurance rate increases, actuarially required contributions, and other economic adjustments. Also includes adjustments for information technology and accounting service center staff. <u>Senate</u> concurs.	IDG	385,300
	Federal	555,200
	Local	71,800
	Private	1,400
	Restricted	1,625,700
	GF/GP	\$6,510,200

Major Boilerplate Changes From FY 2015-16

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

Specifies grants received from other state departments. Executive deletes. Senate retains and adjusts totals.

Sec. 205. IDG Funding Made Available to Other State Departments – RETAINED

Specifies grants to other state departments. Executive revised to remove all grants except the \$1.5 million Byrne Justice Assistance Grant Program. Senate retains original language and adjusts totals.

Sec. 215. Disciplinary Action Against State Employees – RETAINED

Protects department employees from disciplinary action due to communications with the legislature. Executive deleted. Senate retains.

Sec. 216. Schedules of Programs and Revenues – REVISED

Outlines the schedules of programs and revenues and associated appropriations. Executive revised to remove schedule of programs and revenues language from boilerplate and moves it to part 1; includes language specifying that the secondary road patrol funding is not subject to the spending flexibility associated with the schedule of programs budget structure. Senate concurs.

Sec. 221. Department Core Services – REVISED

Specifies the department's core service requirements. Executive revised to replace language regarding specific types of forensic analysis with the broad term "forensic analysis and biometric identification;" replaces language discussing traffic safety with "criminal investigations," and removes language pertaining to specific types of criminal investigations. Senate only revises language regarding state executive security and forensic analysis.

Sec. 222. Post Closure or Consolidation – RETAINED

Requires the department to notify the legislature 90 days prior to recommending the closure or consolidation of any State Police posts. Executive deleted. Senate retains.

Sec. 223. Privatization Project Plans – RETAINED

Requires the department to notify the legislature 90 days prior to attempting to privatize a project. Executive deleted. Senate retains.

Sec. 235. Wayland Post – DELETED

Requires the department to discuss a possible joint public safety building with the City of Wayland. Executive deleted. Senate concurs.

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

Requires the department to report performance-based, program-specific metrics to the legislature for any new program or program enhancement with funds in excess of \$500,000. Executive deleted. Senate retains.

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

Requires the department to participate in a work group, along with the Departments of Health and Human Services and State, with the intent of identifying ways in which MIBridges benefits program fraud can be minimized. Executive deleted. Senate concurs.

Major Boilerplate Changes From FY 2015-16

Sec. 301. Security Services for State Capitol Complex Facilities and State Secondary Complex – REVISED

Requires the department to provide security services to the State Capitol and its associated facilities. Executive revised to remove language requiring the department to pursue federal grants to improve Capitol Building security; replaces language concerning patrol hour requirements for the State Capitol Complex Facilities with language requiring an annual number of inspections of state owned and leased facilities. Senate concurs, but retains language regarding Capitol Building security.

Sec. 304. Department Services – REVISED

Specifies the service requirement for Department Services. Executive revised to remove language referencing department operations outlined in public act and replaces it with general language outlining a list of grant and community service programs; remove requirement for administrative support for asset forfeiture reporting and adds language requiring administrative support for other grant programs and the department's community policing efforts. Senate retains original language and adds language requiring administrative support for other grant programs and the department's community policing efforts.

Sec. 401. Training – RETAINED

Specifies training requirements. Executive revised to remove language requiring the department to maintain staffing and resources necessary to develop and deliver training and replaces it with language simply requiring the department to develop and deliver training. Senate retains original language.

Sec. 402. Criminal Justice Information Center – REVISED

Requires the department to maintain and ensure compliance with Criminal Justice Information Center databases and applications. Executive revised to remove language regarding reporting requirements for concealed pistol license application revenues and the Concealed Weapon Enforcement Fund. Senate only removes concealed weapon enforcement fund revenue reporting requirement.

Sec. 403. Forensic Science – REVISED

Specifies the department's forensic science service requirements. Executive revised to remove language requiring the department to explore and information technology interface between the department forensic science division and at least one judicial system; replace backlog reduction language requiring annual percentage reductions in cases throughout the text and replaces it with a standardized requirement that the department maintain a 30-day turnaround time for forensic laboratory cases across discipline; and remove all language regarding the sexual assault kit initiative and sexual assault kit analysis and move it to a new section (Sec. 405). Senate concurs, but retains language requiring the department to explore and information technology interface between the department forensic science division and at least one judicial system.

Sec. 405. Sexual Assault Kits – NEW

Executive includes new section consisting of the language regarding the sexual assault kit initiative and sexual assault kit analysis formerly included as subsection (12) in Sec. 403. Senate concurs.

Sec. 406. Smart 911 – NEW

Senate includes new section establishing a statewide enhanced 9-1-1 system, to be administered by the Michigan State Police.

Sec. 501. Commission on Law Enforcement Standards – REVISED

Specifies the service requirements of the Michigan Commission on Law Enforcement Standards. Executive revised to replace the requirement to update law enforcement standards within 30 days of the effective date of new legislation with a 120 day requirement. Senate concurs.

Sec. 601. General Law Enforcement and Traffic Safety – REVISED

Specifies the general law enforcement and traffic safety service requirements of the department. Executive revised to increase the minimum patrol hour requirements for statewide patrolling and distressed cities and include language requiring the department to enhance data analysis capabilities to assist in efforts to improve public safety in distressed cities. Senate concurs.

Sec. 602. Criminal Investigations – REVISED

Specifies the department's investigative service requirements. Executive revised to replace the minimum annual case clearance rate of 60% with a minimum of 62%; include language requiring the department to maintain staffing and resources necessary to increase opioid related investigations and partner with hometown security teams and multi-jurisdictional task forces to reduce opioid related crime; and remove requirement to annually provide four training opportunities to law enforcement partners regarding gambling law. Senate revises to retain training opportunity requirements, and includes opioid related investigations training; replace the minimum annual case clearance rate of 60% with a minimum of 62%; and include language requiring the department to maintain staffing and resources necessary to increase opioid related investigations and partner with hometown security teams and multi-jurisdictional task forces to reduce opioid related crime.

Sec. 603. Tobacco Tax Fraud Investigations – RETAINED

Specifies the department's requirement to enforce tobacco tax laws. Executive revised to include a requirement to report annually to the State Budget Office on expenditures and activities related to tobacco tax enforcement for the prior fiscal year. Senate retains original language.

Major Boilerplate Changes From FY 2015-16

Sec. 701. Special Operations – REVISED

Specifies the department's specialized service requirements. Executive revised to include language requiring the department to maintain the staffing and resources necessary to increase the number of cases completed by the computer crimes unit and improve initiatives to assist law enforcement and criminal justice agencies statewide in investigatory assistance and evidentiary analysis. Senate concurs.

Sec. 702. Commercial Vehicle Regulation and Enforcement – REVISED

Specifies the department's commercial vehicle and school bus regulatory service requirements. Executive revised to include language requiring the department to maintain school bus inspections; remove language requiring the department to annually inspect a minimum of 50,000 commercial vehicles as well as maintain staffing and resources necessary to exercise the authority, powers, functions, and responsibilities concerning school bus inspection; and remove the requirement to report to the legislature the number school bus inspections by type and the requirement to maintain the capability to train a minimum of ten motor carrier officers. Senate revises to remove commercial vehicle inspection minimum goal and requirement to maintain staffing necessary to train ten motor carrier officers, and adds language that does not allow revenue collected under the Motor Carrier Act to lapse into the general fund at the end of a fiscal year.

Sec. 703. Emergency Management and Homeland Security – RETAINED

Specifies the department's role in coordinating emergency preparation and response efforts. Executive revised to remove the requirement to annually report to the legislature regarding the use of the Disaster and Emergency Contingency Fund during the prior fiscal year. Senate retains original language.

Sec. 801. Secondary Road Patrol Program – REVISED

Requires the department of provide funding for the Secondary Road Patrol Program. Executive revised to replace quarterly reporting requirement with an annual reporting requirement and remove requirement that each county receiving a grant report its total budget for all patrol functions. Senate concurs.

Sec. 901. One-Time Appropriations – REVISED

Specifies one-time appropriations and their purposes. Executive revised to remove FY 2015-16 language regarding one-time appropriations and replace it with language regarding the intent and restrictions of the School Safety Initiative one-time appropriation. Senate concurs, but removes the requirement to award 20% of the funds to sheriffs' offices.

Sec. 902. Sexual Assault Prevention and Education Initiative – NEW

Senate adds new language regarding the intent and restrictions of the Sexual Assault Prevention and Education Initiative and establishes it as a work project.