

**SUBSTITUTE FOR
HOUSE BILL NO. 4406**

A bill to make appropriations for the department of state police for the fiscal year ending September 30, 2022; 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, 2022, from the following funds:

DEPARTMENT OF STATE POLICE

APPROPRIATION SUMMARY

Full-time equated unclassified positions	3.0
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Full-time equated classified positions	3,651.0
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1	GROSS APPROPRIATION		\$ 770,964,700
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and		
4	intradepartmental transfers		24,816,300
5	ADJUSTED GROSS APPROPRIATIONS		\$ 746,148,400
6	Federal revenues:		
7	Total federal revenues		262,953,100
8	Special revenue funds:		
9	Total local revenues		4,832,700
10	Total private revenues		35,000
11	Total other state restricted revenues		145,998,100
12	State general fund/general purpose		\$ 332,329,500
13	Sec. 102. DEPARTMENTAL ADMINISTRATION AND		
14	SUPPORT		
15	Full-time equated unclassified positions	3.0	
16	Full-time equated classified positions	81.0	
17	Unclassified salaries--FTEs	3.0	\$ 524,600
18	Accounting service center		1,506,200
19	Department services--FTEs	17.0	5,959,100
20	Departmentwide		43,283,600
21	Executive direction--FTEs	26.0	4,436,900
22	Mobile office and system support--FTEs	38.0	5,440,400
23	GROSS APPROPRIATION		\$ 61,150,800
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG from department of corrections, contract		26,000
27	IDG from department of state		1,200



1	IDG from department of transportation, state		
2	trunkline fund		41,100
3	IDG from department of treasury, casino gaming		
4	fees		162,700
5	IDG, training academy charges		192,200
6	Intradepartmental transfers		55,400
7	Federal revenues:		
8	Coronavirus state fiscal recovery fund		327,400
9	Total other federal revenues		1,630,900
10	Special revenue funds:		
11	Total local revenues		8,400
12	Michigan merit award trust fund		15,800
13	Total other state restricted revenues		4,674,100
14	State general fund/general purpose	\$	54,015,600
15	Sec. 103. LAW ENFORCEMENT SERVICES		
16	Full-time equated classified positions	594.0	
17	Biometrics and identification--FTEs	58.0	\$ 9,619,100
18	Criminal justice information center--FTEs	155.0	22,076,200
19	Forensic science--FTEs	279.0	47,018,300
20	Grants and community services--FTEs	47.0	18,038,600
21	Office of school safety--FTEs	6.0	1,338,400
22	State 9-1-1 administration--FTEs	5.0	1,110,600
23	Training--FTEs	44.0	8,728,700
24	GROSS APPROPRIATION	\$	107,929,900
25	Appropriated from:		
26	Interdepartmental grant revenues:		
27	IDG from department of state		383,900



1	IDG from department of transportation, state		
2	trunkline fund		724,000
3	IDG, training academy charges		2,753,400
4	Intradepartmental transfers		750,000
5	Federal revenues:		
6	Coronavirus state fiscal recovery fund		1,472,200
7	Total other federal revenues		13,788,900
8	Special revenue funds:		
9	Total local revenues		919,200
10	Total private revenues		20,000
11	Total other state restricted revenues		37,589,900
12	State general fund/general purpose	\$	49,528,400
13	Sec. 104. MICHIGAN COMMISSION ON LAW		
14	ENFORCEMENT STANDARDS		
15	Full-time equated classified positions	20.0	
16	Justice training grants	\$	5,810,000
17	Public safety officers benefit fund		302,600
18	Standards and training--FTEs	20.0	3,874,900
19	Training only to local units		654,500
20	GROSS APPROPRIATION	\$	10,642,000
21	Appropriated from:		
22	Federal revenues:		
23	Total federal revenues		275,000
24	Special revenue funds:		
25	Total other state restricted revenues		9,750,300
26	State general fund/general purpose	\$	616,700
27	Sec. 105. FIELD SERVICES		
28	Full-time equated classified positions	2,345.0	



1	Investigative services--FTEs	148.5	\$	36,025,900
2	Post operations--FTEs	2,166.5		354,034,100
3	Secure cities partnership--FTEs	30.0		8,405,800
4	GROSS APPROPRIATION		\$	398,465,800
5	Appropriated from:			
6	Interdepartmental grant revenues:			
7	IDG from department of treasury, casino gaming			
8	fees			5,284,800
9	Intradepartmental transfers			821,000
10	Federal revenues:			
11	Coronavirus state fiscal recovery fund			177,409,400
12	Total other federal revenues			9,844,600
13	Special revenue funds:			
14	Total local revenues			1,200,200
15	Michigan merit award trust fund			853,200
16	Total other state restricted revenues			51,286,200
17	State general fund/general purpose		\$	151,766,400
18	Sec. 106. SPECIALIZED SERVICES			
19	Full-time equated classified positions	611.0		
20	Commercial vehicle enforcement--FTEs	211.0	\$	31,562,800
21	Emergency management and homeland security--			
22	FTEs	64.0		16,544,600
23	Hazardous materials programs--FTEs	25.0		23,561,200
24	Highway safety planning--FTEs	26.0		18,162,200
25	Intelligence operations--FTEs	209.0		29,003,800
26	Secondary road patrol program--FTE	1.0		13,073,200
27	Special operations--FTEs	75.0		15,207,600
28	GROSS APPROPRIATION		\$	147,115,400



1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from department of transportation, state	
4	trunkline fund	11,024,700
5	IDG from department of treasury, public safety	
6	answer point training 911 fund	100,000
7	Intrdepartmental transfers	1,971,800
8	Federal revenues:	
9	Coronavirus state fiscal recovery fund	2,791,000
10	Total other federal revenues	54,453,300
11	Special revenue funds:	
12	Total local revenues	1,753,200
13	Total private revenues	15,000
14	Total other state restricted revenues	29,352,600
15	State general fund/general purpose	\$ 45,653,800
16	Sec. 107. INFORMATION TECHNOLOGY	
17	Information technology services and projects	\$ 29,575,200
18	GROSS APPROPRIATION	\$ 29,575,200
19	Appropriated from:	
20	Interdepartmental grant revenues:	
21	IDG from department of state	3,400
22	IDG from department of transportation, state	
23	trunkline fund	364,700
24	IDG from department of treasury, casino gaming	
25	fees	122,800
26	IDG, training academy charges	11,500
27	Intrdepartmental transfers	21,700
28	Federal revenues:	



1	Total federal revenues		960,400
2	Special revenue funds:		
3	Total local revenues		951,700
4	Michigan merit award trust fund		3,400
5	Total other state restricted revenues		12,472,600
6	State general fund/general purpose	\$	14,663,000
7	Sec. 108. ONE-TIME APPROPRIATIONS		
8	Facility upgrades	\$	100
9	Michigan joint task force on jail and pretrial		
10	incarceration		10,200,000
11	State capitol security		1,000,000
12	Trooper school		4,885,500
13	GROSS APPROPRIATION	\$	16,085,600
14	Appropriated from:		
15	State general fund/general purpose	\$	16,085,600

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2021-2022

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 2021-2022 is \$478,327,600.00 and state spending from state sources to be paid to local units of government for fiscal year 2021-2022 is \$19,253,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

1	Justice training grants	\$	4,655,200
2	State capitol security		1,000,000
3	Secondary road patrol program		12,943,600
4	Training only to local units		654,500
5	TOTAL	\$	19,253,300

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

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

10 (a) "CJIS" means Criminal Justice Information Systems.

11 (b) "Department" means the department of state police.

12 (c) "Director" means the director of the department.

13 (d) "DNA" means deoxyribonucleic acid.

14 (e) "DTMB" means the department of technology, management, and
15 budget.

16 (f) "FTE" means full-time equated.

17 (g) "IDG" means interdepartmental grant.

18 (h) "MCOLES" means the Michigan commission on law enforcement
19 standards created in section 3 of the Michigan commission on law
20 enforcement standards act, 1965 PA 203, MCL 28.603.

21 (i) "Subcommittees" means the subcommittees of the senate and
22 house standing committees on appropriations with jurisdiction over
23 the budget for the department.

24 Sec. 204. The department and agencies receiving appropriations
25 in part 1 shall use the internet to fulfill the reporting
26 requirements of this part. This requirement must include
27 transmission of reports via email to the recipients identified for
28 each reporting requirement and it must include placement of reports
29 on an internet site.



1 Sec. 205. To the extent permissible under section 261 of the
2 management and budget act, 1984 PA 431, MCL 18.1261, all of the
3 following apply:

4 (a) Funds appropriated in part 1 shall not be used for the
5 purchase of foreign goods or services, or both, if competitively
6 priced and of comparable quality American goods or services, or
7 both, are available.

8 (b) Preference shall be given to goods or services, or both,
9 manufactured or provided by Michigan businesses, if they are
10 competitively priced and of comparable quality.

11 (c) In addition, preference shall be given to goods or
12 services, or both, that are manufactured or provided by Michigan
13 businesses owned and operated by veterans, if they are
14 competitively priced and of comparable quality.

15 Sec. 206. The department shall not take disciplinary action
16 against an employee of the department or a departmental agency in
17 the state classified civil service because the employee
18 communicates with a member of the legislature or a member's staff,
19 unless the communication is prohibited by law and the department or
20 departmental agency taking disciplinary action is exercising its
21 authority as provided by law.

22 Sec. 207. The department and agencies receiving appropriations
23 in part 1 shall prepare a report on out-of-state travel expenses
24 not later than January 1 of each year. The travel report shall be a
25 listing of all travel by classified and unclassified employees
26 outside this state in the immediately preceding fiscal year that
27 was funded in whole or in part with funds appropriated in the
28 department's budget. The report shall be submitted to the senate
29 and house appropriations committees, the senate and house fiscal



1 agencies, and the state budget director. The report shall include
2 the following information:

3 (a) The dates of each travel occurrence.

4 (b) The total transportation and related costs of each travel
5 occurrence, including the proportion funded with state general
6 fund/general purpose revenues, the proportion funded with state
7 restricted revenues, the proportion funded with federal revenues,
8 and the proportion funded with other revenues.

9 Sec. 208. Funds appropriated in part 1 shall not be used by a
10 principal executive department, state agency, or authority to hire
11 a person to provide legal services that are the responsibility of
12 the attorney general. This prohibition does not apply to legal
13 services for bonding activities and for those outside services that
14 the attorney general authorizes.

15 Sec. 209. Not later than November 30, the state budget office
16 shall prepare and transmit a report that provides for estimates of
17 the total general fund/general purpose appropriation lapses at the
18 close of the prior fiscal year. This report shall summarize the
19 projected year-end general fund/general purpose appropriation
20 lapses by major departmental program or program areas. The report
21 shall be transmitted to the chairpersons of the senate and house
22 appropriations committees and the senate and house fiscal agencies.

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

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



1 appropriated an amount not to exceed \$4,000,000.00 for state
2 restricted contingency authorization. These funds are not available
3 for expenditure until they have been transferred to another line
4 item in part 1 under section 393(2) of the management and budget
5 act, 1984 PA 431, MCL 18.1393.

6 Sec. 211. From the funds appropriated in part 1, the
7 department shall provide to the DTMB information sufficient to
8 maintain a searchable website accessible by the public at no cost
9 that includes, but is not limited to, all of the following for the
10 department:

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

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

13 (c) Fiscal year-to-date payments to a selected vendor,
14 including the vendor name, payment date, payment amount, and
15 payment description.

16 (d) The number of active department employees by job
17 classification.

18 (e) Job specifications and wage rates.

19 Sec. 212. Within 14 days after the release of the executive
20 budget recommendation, the department shall provide to the state
21 budget office information sufficient to provide the senate and
22 house appropriations chairs, the subcommittees chairs, and the
23 senate and house fiscal agencies with an annual report on estimated
24 state restricted fund balances, state restricted fund projected
25 revenues, and state restricted fund expenditures for the fiscal
26 years ending September 30, 2021 and September 30, 2022.

27 Sec. 213. The department shall maintain, on a publicly
28 accessible website, a department scorecard that identifies, tracks,
29 and regularly updates key metrics that are used to monitor and



1 improve the department's performance.

2 Sec. 214. Total authorized appropriations from all sources
3 under part 1 for legacy costs for the fiscal year ending September
4 30, 2022 are estimated at \$138,955,600.00. From this amount, total
5 department appropriations for pension-related legacy costs are
6 estimated at \$83,109,900.00. Total department appropriations for
7 retiree health care legacy costs are estimated at \$55,845,700.00.

8 Sec. 215. To the extent permissible under the management and
9 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall
10 take all reasonable steps to ensure businesses in deprived and
11 depressed communities compete for and perform contracts to provide
12 services or supplies, or both. The director shall strongly
13 encourage firms with which the department contracts to subcontract
14 with certified businesses in depressed and deprived communities for
15 services or supplies, or both.

16 Sec. 216. (1) On a quarterly basis, the department shall
17 report to the senate and house appropriations committees, the
18 subcommittees, and the senate and house fiscal agencies the
19 following information:

20 (a) The number of FTEs in pay status by type of staff and
21 civil service classification.

22 (b) A comparison by line item of the number of FTEs authorized
23 from funds appropriated in part 1 to the actual number of FTEs
24 employed by the department at the end of the reporting period.

25 (2) Semiannually, the department shall report to the senate
26 and house appropriations committees, the subcommittees, and the
27 senate and house fiscal agencies the following information:

28 (a) Number of employees that were engaged in remote work in
29 2021.



1 (b) Number of employees authorized to work remotely and the
2 actual number of those working remotely in the current reporting
3 period.

4 (c) Estimated net cost savings achieved by remote work.

5 (d) Reduced use of office space associated with remote work.

6 Sec. 217. Appropriations in part 1 shall, to the extent
7 possible by the department, not be expended until all existing work
8 project authorization available for the same purposes is exhausted.

9 Sec. 218. If the state administrative board, acting under
10 section 3 of 1921 PA 2, MCL 17.3, transfers funds from an amount
11 appropriated under this article, the legislature may, by a
12 concurrent resolution adopted by a majority of the members elected
13 to and serving in each chamber, intertransfer funds within this
14 article for the particular department, board, commission, officer,
15 or institution.

16 Sec. 219. The department and agencies receiving appropriations
17 in part 1 shall receive and retain copies of all reports funded
18 from appropriations in part 1. Federal and state guidelines for
19 short-term and long-term retention of records shall be followed.
20 The department may electronically retain copies of reports unless
21 otherwise required by federal and state guidelines.

22 Sec. 220. The department shall report no later than April 1 on
23 each specific policy change made to implement a public act
24 affecting the department that was enacted and took effect during
25 the prior calendar year to the senate and house appropriations
26 committees, the subcommittees, the joint committee on
27 administrative rules, and the senate and house fiscal agencies.

28 Sec. 221. (1) From the funds appropriated in part 1, the
29 department shall do all of the following:



1 (a) Report to the house and senate appropriations committees,
2 the house and senate fiscal agencies, the house and senate policy
3 offices, and the state budget office any amounts of severance pay
4 for a department director, deputy director, or other high-ranking
5 department official not later than 14 days after a severance
6 agreement with the director or official is signed. The name of the
7 director or official and the amount of severance pay must be
8 included in the report required by this subdivision.

9 (b) Maintain an internet site that posts any severance pay in
10 excess of 6 weeks of wages, regardless of the position held by the
11 former department employee receiving severance pay.

12 (c) By February 1, report to the house and senate
13 appropriations subcommittees on the department budget, the house
14 and senate fiscal agencies, the house and senate policy offices,
15 and the state budget office on the total amount of severance pay
16 remitted to former department employees during the fiscal year
17 ending September 30, 2021 and the total number of former department
18 employees that were remitted severance pay during the fiscal year
19 ending September 30, 2021.

20 (2) As used in this section, "severance pay" means
21 compensation that is both payable or paid upon the termination of
22 employment and in addition to either wages or benefits earned
23 during the course of employment or generally applicable retirement
24 benefits.

25 Sec. 222. Any department, agency, board, commission,
26 subdivision, or other executive branch entity or official of this
27 state that receives funding under part 1 shall not do the
28 following:

29 (a) Require as a condition of accessing any state services or



1 facilities that an individual provide proof that he or she has
2 received a COVID-19 vaccine.

3 (b) Produce, develop, and issue a COVID-19 vaccine passport
4 for the purpose of certifying that an individual has received a
5 COVID-19 vaccine.

6 (c) Provide information of an individual's COVID-19 vaccine
7 status to any person, company, or governmental entity for inclusion
8 in a COVID-19 vaccine passport.

9 Sec. 223. Based on the availability of federal funding and
10 demonstrated need, as indicated by applications submitted to the
11 state court administrative office, the department shall provide
12 \$1,500,000.00 in Byrne justice assistance grant program funding to
13 the judiciary by interdepartmental grant.

14 Sec. 224. The department shall provide biannual reports to the
15 subcommittees, the senate and house fiscal agencies, and the state
16 budget office that provide the following data:

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

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

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

28 Sec. 225. The department shall notify the subcommittees, the
29 chairpersons of the senate and house appropriations committees, and



1 the senate and house fiscal agencies not less than 90 days before
2 recommending to close or consolidate any state police post. The
3 notification shall include a local and state impact study of the
4 proposed post closure or consolidation.

5 Sec. 226. At least 90 days before beginning any effort to
6 privatize, the department shall submit a complete project plan to
7 the subcommittees and the senate and house fiscal agencies. The
8 plan shall include the criteria under which the privatization
9 initiative will be evaluated. The evaluation shall be completed and
10 submitted to the subcommittees and the senate and house fiscal
11 agencies within 30 months.

12 Sec. 227. (1) When the department provides contractual
13 services to a local unit of government, the department shall be
14 reimbursed for all costs incurred in providing the services,
15 including, but not limited to, retirement and overtime costs.

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

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

22 (4) This section does not apply to services provided to state
23 agencies.

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

28 (6) If additional authorization is approved in the statewide
29 integrated governmental management application (SIGMA) by the state



1 budget office under this section, the department shall notify the
2 subcommittees and the senate and house fiscal agencies within 10
3 days after the approval. The notification shall include the amount
4 and funding source of the additional authorization, the date of its
5 approval, and the projected use of funds to be expended.

6 Sec. 228. The department shall serve as an active liaison
7 between the DTMB and state, local, regional, and federal public
8 safety agencies on matters pertaining to the Michigan public safety
9 communications system and shall report user issues to the DTMB.

10 Sec. 229. The department may establish and collect fees for
11 publications, videos, conferences, workshops, and related
12 materials. Collected fees shall be used to offset expenditures for
13 costs of the publications, videos, workshops, conferences, and
14 related materials. The department shall not collect fees under this
15 section that exceed the cost of the expenditures.

16 Sec. 230. (1) The department may accept monetary and
17 nonmonetary gifts, bequests, donations, contributions, or grants
18 from any private or public source to support, in whole or in part,
19 a departmental function or program. The department shall expend or
20 use such gifts, bequests, donations, contributions, or grants for
21 the purposes designated by the private or public source, if the
22 purpose is specified.

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

26 Sec. 231. (1) Federal revenues authorized by and available
27 from the federal government in excess of the appropriations in part
28 1 are appropriated and may be received and expended by the
29 department for purposes authorized under state law and subject to



1 federal requirements. The total amount of federal revenues that may
2 be received and expended under this section and section 704(3) must
3 not exceed \$45,000,000.00.

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

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

14 Sec. 232. It is the intent of the legislature that the
15 department shall take all steps necessary to protect the data and
16 privacy of citizens who are not the focus of a departmental
17 investigation and to protect personal information from unauthorized
18 access or misuse. This includes, but is not limited to, requiring
19 vendors or service providers to protect data shared with them,
20 ensuring that when personal data is collected, but no longer
21 utilized by the department, that reasonable steps be taken to
22 securely destroy records containing personal information when it is
23 to be discarded so that the information is rendered indecipherable
24 and is not sold for marketing or other purposes. In addition, the
25 department shall provide written notification to any data subject
26 whose sensitive personal information is accessed or acquired by an
27 unauthorized person.

28 Sec. 233. A law enforcement officer or a motor carrier officer
29 funded under part 1 shall not be required to issue a predetermined



1 or specified number of citations for violations of the Michigan
2 vehicle code, 1949 PA 300, MCL 257.1 to 257.923, or of local
3 ordinances substantially corresponding to provisions of the
4 Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923, including
5 parking or standing violations. A law enforcement officer's or
6 motor carrier officer's performance evaluation system shall not
7 require a predetermined or specified number of citations to be
8 issued.

9 Sec. 234. The department shall report to the subcommittees and
10 the senate and house fiscal agencies on tentative plans for the
11 required payment of any court judgment against the department, as
12 soon as those plans are developed. The report must include, but is
13 not limited to, all of the following information:

14 (a) A listing of all known court judgments that would result
15 in a financial obligation for the department.

16 (b) The amount of time in which each of those financial
17 obligations must be met.

18 (c) The proposed budget line items from which a payment for a
19 court judgment of \$100,000.00 or more would be made.

20 (d) The estimated impact of the loss of revenue on the
21 programs funded by any line items from which payments would be
22 made.

23 Sec. 235. In collaboration with the Michigan department of
24 health and human services and the Michigan department of education,
25 the department shall advise on initiatives in schools and other
26 educational organizations that include, but are not limited to,
27 training for educators, teachers, and other personnel in school
28 settings for all of the following:

29 (a) Utilization of trauma-informed practices.



1 (b) Age-appropriate education and information on human
2 trafficking.

3 (c) Age-appropriate education and information on sexual abuse
4 prevention.

5
6 **LAW ENFORCEMENT SERVICES**

7 Sec. 401. (1) The department shall develop and deliver
8 professional, innovative, and quality training that supports the
9 enforcement and public safety efforts of the criminal justice
10 community.

11 (2) The department shall provide performance data, as provided
12 under section 224, for days of training being conducted by the
13 academy.

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

18 (a) The number of veterans and the number of MCOLES-certified
19 police officers who were admitted to and the number who graduated
20 from the recruit school.

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

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

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



1 (2) The department shall improve the accuracy, timeliness, and
2 completeness of criminal history information by conducting a
3 minimum of 30 outreach activities targeted to criminal justice
4 agencies. The department shall report the number of these outreach
5 activities conducted, as provided under section 224.

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

9 (4) The department shall provide for the compilation and
10 evaluation of traffic crash reports and the maintenance of the
11 state accident data collection system.

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

17 (6) By March 1, the department shall submit a report to the
18 subcommittees, the senate and house fiscal agencies, and the state
19 budget director detailing the number of traffic crash reports
20 provided, the amount of revenue collected, and all expenditures
21 incurred for activities under subsection (5) in the preceding
22 fiscal year. The report shall include an analysis of whether
23 revenue from department activities under subsection (5) is
24 sufficient to offset all costs incurred for those activities and
25 shall provide information regarding any deficit or surplus of
26 revenue.

27 (7) In accordance with applicable state and federal laws and
28 regulations, the department shall provide for the maintenance and
29 dissemination of criminal history records and juvenile records,



1 including to the extent necessary to exchange criminal history
2 records information with the Federal Bureau of Investigation and
3 other states through the interstate identification index, the
4 National Crime Information Center, and other federal CJIS databases
5 and indices.

6 (8) In accordance with applicable state and federal laws, the
7 department shall provide for the maintenance of records, including
8 criminal history records regarding firearms licensure, as provided
9 in 1927 PA 372, MCL 28.421 to 28.435.

10 (9) The department shall provide a report to the legislature
11 on concealed pistol licensing not later than January 1 that
12 includes all of the following:

13 (a) The department's actual revenue received from fees paid
14 for concealed pistol license (CPL) applications for the prior
15 fiscal year and the uses of that revenue.

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

21 (10) The department shall provide information on the number of
22 background checks processed through the internet criminal history
23 access tool (ICHAT), as provided in section 224.

24 (11) The following unexpended and unencumbered revenues
25 deposited into the criminal justice information center service fees
26 shall not lapse to the general fund, but shall be carried forward
27 into the subsequent fiscal year:

28 (a) Fees for fingerprinting and criminal record checks and
29 name-based criminal record checks under 1935 PA 120, MCL 28.271 to



1 28.274.

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

4 (c) Fees for searching, copying, and providing public records
5 under the freedom of information act, 1976 PA 442, MCL 15.231 to
6 15.246.

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

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

12 Sec. 403. (1) The department shall provide forensic testing
13 and analysis/profiling of DNA evidence to aid in law enforcement
14 investigations in this state.

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

18 (3) The department shall provide forensic science services
19 with an average turnaround time of 55 days, assuming an annual
20 caseload volume commensurate with the average annual caseload
21 received by the forensic science division during the preceding 5
22 fiscal years, and shall work to achieve a goal of a 30-day average
23 turnaround time across all forensic science disciplines.

24 (4) The department shall provide the following data as
25 provided in section 224:

26 (a) The average turnaround time for processing forensic
27 evidence across all disciplines.

28 (b) Forensic laboratory staffing levels, including scientists
29 in training, and vacancies.



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

2 Sec. 404. (1) The biometrics and identification division shall
3 house and manage the automated biometric identification system, the
4 statewide network of agency photographs, and combined offender DNA
5 index system biometric databases.

6 (2) The department shall provide data on the number of 10-
7 print and palm-print submissions to the database, as provided in
8 section 224.

9 (3) The department shall maintain the staffing and resources
10 necessary to have a 28-day average wait time for scheduling a
11 polygraph examination, assuming an annual caseload received
12 commensurate with the average annual caseload received during the
13 preceding 5 fiscal years, with a goal of achieving a 15-day average
14 wait time.

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

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

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

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

27 (c) The number of sexual assault kits analyzed and the number
28 of associated DNA profiles created and uploaded during the prior
29 fiscal year.



1 (d) Sexual assault kit analysis backlog at the end of the
2 prior fiscal year.

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

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

8 (a) The operations of the automobile theft prevention
9 authority.

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

13 (c) Administration of the office of school safety.

14 (d) Administration and outreach of the OK2SAY program.

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

18 (a) Reports of incidents of school violence or threats
19 reported to the state police by local law enforcement or local
20 school districts, or received through the Michigan incident crime
21 report (MICR).

22 (b) Reports of OK2SAY-based incidences and activities.

23 (c) Based upon an evaluation of incidents of school safety and
24 analysis of school safety grants, recommendations on best practices
25 and other safety measures to ensure school safety in this state.
26

27 **MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS**

28 Sec. 501. (1) MCOLES shall establish standards for the
29 selection, employment, training, education, licensing, and



1 licensure revocation of all law enforcement officers and provide
 2 the basic law enforcement training curriculum for law enforcement
 3 training academy programs statewide.

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

7 Sec. 502. The general fund/general purpose funds appropriated
 8 in part 1 for the public safety officers benefit fund must be
 9 deposited into the public safety officers benefit fund created in
 10 section 3 of the public safety officers benefit act, 2004 PA 46,
 11 MCL 28.633. All funds in the public safety officers benefit fund
 12 are appropriated and available for expenditure in accordance with
 13 section 3 of the public safety officers benefit act, 2004 PA 46,
 14 MCL 28.633.

15

16 **FIELD SERVICES**

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

23 (2) The department shall maintain the staffing and resources
 24 necessary to continually work to enhance traffic safety throughout
 25 this state and shall dedicate a minimum of 455,200 hours to
 26 statewide patrol, of which a minimum of 40,000 shall be committed
 27 to distressed cities in this state. The department shall work to
 28 improve public safety efforts within distressed cities by enhancing
 29 data analysis capabilities and identifying crime trends and areas



1 with high occurrence of crime.

2 (3) The department shall report on the number of residence
3 checks of registered sex offenders conducted, as provided under
4 section 224.

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

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

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

12 (3) The department shall maintain the staffing and resources
13 necessary to investigate the average annual number of opioid-
14 related investigations conducted by multijurisdictional task forces
15 and hometown security teams during the preceding 5 fiscal years.
16 The department shall work to enhance investigative and drug
17 interdiction efforts by enhancing data analysis capabilities and
18 linking investigations among multijurisdictional task forces and
19 hometown security teams.

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

27 (2) The department shall submit an annual report on December 1
28 to the subcommittees, the senate and house appropriations
29 subcommittees on general government, the senate and house fiscal



1 agencies, and the state budget office that details expenditures and
 2 activities related to tobacco tax enforcement for the prior fiscal
 3 year.

4 (3) The marijuana and tobacco investigation section shall
 5 dedicate a minimum of 16,600 hours to tobacco tax enforcement.

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

9 (2) The department shall maintain the staffing and resources
 10 necessary to maintain readiness to respond appropriately to at
 11 least the average annual number of requests for fire investigation
 12 services that occurred during the preceding 5 fiscal years and
 13 shall be available for call out statewide 100% of the time.

14

15 **SPECIALIZED SERVICES**

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

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

28 (3) The department shall maintain the staffing and resources
 29 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 complete the average annual
4 number of cases completed by the computer crimes unit during the
5 preceding 5 fiscal years. The unit shall pursue process improvement
6 initiatives to effectively utilize staff resources in providing
7 investigatory assistance and evidentiary analysis for law
8 enforcement and criminal justice agencies statewide. The department
9 shall maintain the staffing and resources necessary to complete the
10 average annual casework that the Michigan cyber command center
11 completed during the preceding 5 fiscal years.

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 average annual number of requests for
23 specialty services which occurred during the preceding 5 fiscal
24 years.

25 (3) The canine unit shall be available for call out statewide
26 100% of the time.

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

29 (5) The emergency support teams shall be available for call



1 out statewide 100% of the time.

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

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

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

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

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.

28 (3) Revenue collected under the motor carrier act, 1933 PA
29 254, MCL 475.1 to 479.42, shall be expended in accordance with that



1 act. Unexpended and unencumbered revenues shall not lapse to the
 2 general fund but shall be carried forward into the subsequent
 3 fiscal year.

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

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

25 (3) In addition to the funds appropriated in part 1, the
 26 department may receive and expend money from local, private,
 27 federal, or state sources for the purpose of providing emergency
 28 management training to local or private interests and for the
 29 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 of the additional authorization, the date of its
8 approval, and the projected use of funds to be expended under the
9 authorization. The total amount of federal revenues that may be
10 received and expended under this section and section 231 must not
11 exceed \$45,000,000.00. The total amount of state restricted
12 revenues that may be received and expended under this subsection
13 and subsection (7) must not exceed \$15,000,000.00.

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

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

18 (a) Serve approximately 105 local emergency management
19 preparedness programs and 88 local emergency planning committees in
20 this state.

21 (b) Operate and maintain the state's emergency operations
22 center and provide command and control in support of emergency
23 response services.

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

27 (d) Perform hazardous materials response training.

28 (6) The department shall conduct a minimum of 3 training
29 sessions to enhance safe response in the event of natural or



1 manmade incidents, emergencies, or disasters.

2 (7) In addition to the funds appropriated in part 1, there is
3 appropriated from the disaster and emergency contingency fund an
4 amount necessary to cover costs related to any disaster or
5 emergency as defined in the emergency management act, 1976 PA 390,
6 MCL 30.401 to 30.421. However, funds appropriated under this
7 subsection and state restricted funds received and expended under
8 subsection (3) must not exceed \$15,000,000.00. Funds shall be
9 expended as provided under sections 18 and 19 of the emergency
10 management act, 1976 PA 390, MCL 30.418 and 30.419, and R 30.51 to
11 R 30.61 of the Michigan Administrative Code.

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

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



1 disaster as those terms are defined in section 2 of the emergency
2 management act, 1976 PA 390, MCL 30.402.

3 (10) The department shall track and report on a biannual
4 basis, as provided in section 224 of this part, the status of the
5 department's assessment of critical infrastructure vulnerabilities,
6 including the protection status of critical infrastructure items
7 identified by the assessment. The department is not required to
8 report any information that could compromise the security of any
9 critical infrastructure.

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

14 Sec. 706. (1) Funds appropriated in part 1 for the secondary
15 road patrol program shall be used to provide grants to sheriffs
16 under the secondary road patrol program described under section 76
17 of 1846 RS 14, MCL 51.76.

18 (2) Not later than April 30, the office of highway safety
19 planning shall work with the state court administrative office, as
20 necessary, to issue a report to the department and the
21 subcommittees on the following data from the previous calendar
22 year:

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

26 (b) Of the total number reported under subdivision (a), the
27 number of traffic civil infractions written under both state and
28 local ordinances that the court assessed and ordered payment of the
29 justice system assessment.



1 (c) Of the number reported under subdivision (b), the number
2 of traffic civil infractions for which the justice system
3 assessment was collected and distributed to the justice system fund
4 created in section 181 of the revised judicature act of 1961, 1961
5 PA 236, MCL 600.181.

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

9 (i) Section 617a of the Michigan vehicle code, 1949 PA 300, MCL
10 257.617a.

11 (ii) Section 618 of the Michigan vehicle code, 1949 PA 300, MCL
12 257.618.

13 (iii) Section 625(1) of the Michigan vehicle code, 1949 PA 300,
14 MCL 257.625.

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

17 (v) Section 626 of the Michigan vehicle code, 1949 PA 300, MCL
18 257.626.

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

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

23 (3) The sheriffs' duties under the secondary road patrol
24 program, as outlined in section 76(2) of 1846 RS 14, MCL 51.76, are
25 to patrol and monitor traffic violations; to enforce the criminal
26 laws of this state, violations of which are observed by or brought
27 to the attention of the sheriff's department while patrolling and
28 monitoring secondary roads; to investigate accidents involving
29 motor vehicles; and to provide emergency assistance to persons on



1 or near a highway or road the sheriff is patrolling and monitoring.

2
3 **ONE-TIME APPROPRIATIONS**

4 Sec. 801. (1) Funds appropriated in part 1 for the Michigan
5 joint task force on jail and pretrial incarceration must be used to
6 support the development and delivery of training for law
7 enforcement, dispatch, and jail officers in the areas of behavioral
8 health and victim services, in accordance with task force
9 recommendations.

10 (2) The unexpended funds appropriated in part 1 for the
11 Michigan joint task force on jail and pretrial incarceration are
12 designated as a work project appropriation and any unencumbered or
13 unallotted funds shall not lapse at the end of the fiscal year and
14 shall be available for expenditures for projects under this section
15 until the projects have been completed. The following is in
16 compliance with section 451a(1) of the management and budget act,
17 1984 PA 431, MCL 18.1451a:

18 (a) The purpose of the project is to support the development
19 and delivery of training for law enforcement, dispatch, and jail
20 officers, in accordance with task force recommendations.

21 (b) The project will be accomplished by utilizing state
22 employees or contracts with service providers, or both.

23 (c) The total estimated cost of the project is \$10,200,000.00.

24 (d) The estimated completion date is September 30, 2026.

25 Sec. 802. From the funds appropriated in part 1 for state
26 capitol security, the department shall distribute \$1,000,000.00 to
27 a city in which the state capitol is located to defray costs that
28 have been incurred to provide security services to the State
29 Capitol Complex and surrounding state properties.

