

FY 2017-18: DEPARTMENT OF STATE POLICE
Summary: As Passed by the Senate
Senate Bill 145 (S-1)



Analyst: Kent Dell

| | FY 2016-17 YTD as of 2/8/17 | FY 2017-18 Executive | FY 2017-18 House | FY 2017-18 Senate | FY 2017-18 Enacted | Difference: Senate From FY 2016-17 YTD | |
|-------------------|--------------------------------|-------------------------|----------------------|----------------------|-----------------------|---|------------|
| | | | | | | Amount | % |
| IDG/IDT | \$26,580,400 | \$26,221,600 | \$26,221,600 | \$26,221,600 | | (\$358,800) | (1.3) |
| Federal | 94,186,800 | 83,662,500 | 83,662,500 | 83,662,500 | | (10,524,300) | (11.2) |
| Local | 5,828,500 | 5,835,200 | 5,835,200 | 5,835,200 | | 6,700 | 0.1 |
| Private | 78,100 | 178,100 | 178,100 | 178,100 | | 100,000 | 128.0 |
| Restricted | 127,635,500 | 135,423,700 | 139,423,700 | 135,423,700 | | 7,788,200 | 6.1 |
| GF/GP | 405,162,800 | 442,267,800 | 437,268,000 | 435,918,000 | | 30,755,200 | 7.6 |
| Gross | \$659,472,100 | \$693,588,900 | \$692,589,100 | \$687,239,100 | | \$27,767,000 | 4.2 |
| FTEs | 3,229.0 | 3,440.0 | 3,434.0 | 3,440.0 | | 211.0 | 6.5 |

Notes: (1) FY 2016-17 year-to-date figures include mid-year budget adjustments through February 8, 2017. (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.

NOTE: Information on House budget action in this document is based on House Bill 4323 as passed by the House.

| Major Budget Changes From FY 2016-17 YTD Appropriations | | FY 2016-17 Year-to-Date (as of 2/8/17) | FY 2017-18 Senate Change |
|--|--------------|---|---|
| 1. Removal of FY 2016-17 One-Time and Emergency Appropriations | Gross | NA | (\$18,696,000) |
| <u>Executive</u> removes FY 2016-17 one-time appropriations as well as \$3.8 million from the Disaster and Emergency Contingency Fund and \$6.2 million from the Department of Homeland Security for disaster-related expenditures. <u>House</u> concurs. <u>Senate</u> concurs. | Federal | NA | (6,219,000) |
| | Restricted | NA | (3,777,000) |
| | GF/GP | NA | (\$8,700,000) |
| 2. Disaster and Emergency Contingency Fund – Deposit (One-Time) | Gross | NA | \$0 |
| <u>Executive</u> includes \$10.0 million one-time GF/GP to replenish the Disaster and Emergency Contingency Fund (DECF). The remaining \$3.7 million DECF balance has already been appropriated via administrative transfer and is expected to be depleted by the end of FY 2016-17. <u>House</u> includes \$7.0 million GF/GP. <u>Senate</u> does not include. | GF/GP | NA | \$0 |
| 3. Trooper Recruit School – Training Costs (One-Time) | Gross | NA | \$9,286,200 |
| <u>Executive</u> includes \$6.2 million one-time GF/GP to cover the training-related costs of graduating 100 new State Police Troopers. The recruit school is expected to begin in June 2018 and end in November 2018. <u>House</u> concurs with <u>Executive</u> . <u>Senate</u> includes \$9.3 million one-time GF/GP to graduate 150 new State Police Troopers. | GF/GP | NA | \$9,286,200 |
| 4. Trooper Recruit School – Annualize FY 2017-18 | FTE | 1,908.5 | 100.0 |
| <u>Executive</u> includes \$3.5 million ongoing GF/GP to support the first year equipment, salary, and benefits costs of the 100 new State Police Troopers expected to graduate in November 2018. <u>House</u> concurs. <u>Senate</u> concurs, but includes a technical adjustment to account for 150 new State Police Troopers (retains 100.0 FTE increase). | Gross | \$279,967,400 | \$3,421,800 |
| | Federal | 383,700 | 0 |
| | Restricted | 38,456,100 | 0 |
| | GF/GP | \$241,127,600 | \$3,421,800 |

| Major Budget Changes From FY 2016-17 YTD Appropriations | | FY 2016-17 Year-to-Date (as of 2/8/17) | FY 2017-18 Senate Change |
|--|--------------|---|---|
| 5. Trooper Recruit School – Annualize FY 2016-17 | Gross | \$279,967,400 | \$5,237,700 |
| <u>Executive</u> includes \$5.2 million ongoing GF/GP to support the equipment, salary, and benefits costs of the State Police Troopers who have graduated from the FY 2016-17 recruit schools. <u>House</u> concurs. <u>Senate</u> concurs. | Federal | 383,700 | 0 |
| | Restricted | 38,456,100 | 0 |
| | GF/GP | \$241,127,600 | \$5,237,700 |
| 6. Trooper Recruit School Administrative – FY 2016-17 | Gross | \$279,967,400 | \$1,145,200 |
| <u>Executive</u> includes \$1.1 million ongoing GF/GP to support the department-wide costs, such as fleet leasing and workers' compensation costs, of the State Police Troopers who have graduated from the FY 2016-17 recruit schools. <u>House</u> concurs. <u>Senate</u> concurs. | Federal | 383,700 | 0 |
| | Restricted | 38,456,100 | 0 |
| | GF/GP | \$241,127,600 | \$1,145,200 |
| 7. Secure Cities Partnership – Equipment Replacement (One-Time) | Gross | NA | \$1,000,000 |
| <u>Executive</u> includes \$1.0 million one-time GF/GP appropriated to the Secure Cities Partnership in order to replace end-of-lifecycle equipment used in support of the program, including body armor, Tasers, and in-car cameras. <u>House</u> concurs. <u>Senate</u> concurs. | GF/GP | NA | \$1,000,000 |
| 8. Fair and Impartial Policing – Training Grants (One-Time) | Gross | NA | \$1,000,000 |
| <u>Executive</u> includes \$1.0 million one-time GF/GP for grants to law enforcement agencies used for U.S. Department of Justice fair and impartial policing training. <u>House</u> concurs. <u>Senate</u> concurs. | GF/GP | NA | \$1,000,000 |
| 9. Forensic Science Biology Casework Support (One-Time) | Gross | NA | \$730,000 |
| <u>Executive</u> includes \$730,000 one-time GF/GP to replace an anticipated reduction in federal funding for biology casework. <u>House</u> concurs. <u>Senate</u> concurs. | GF/GP | NA | \$730,000 |
| 10. Sexual Assault Prevention and Education Initiative (One-Time) | Gross | NA | \$600,000 |
| <u>Executive</u> provides \$600,000 one-time GF/GP for grants to higher education institutions to support on-campus sexual assault prevention and education initiatives. <u>House</u> concurs. <u>Senate</u> concurs. | GF/GP | NA | \$600,000 |
| 11. Law Enforcement Job Task Analysis (One-Time) | Gross | NA | \$200,000 |
| <u>Executive</u> provides \$200,000 one-time GF/GP to conduct a job task analysis to identify essential skills and abilities for core law enforcement positions. Led by the Michigan Commission on Law Enforcement Standards, these analyses are typically conducted every ten years. <u>House</u> concurs. <u>Senate</u> concurs | GF/GP | NA | \$200,000 |
| 12. Medical Marihuana Regulation and Licensing | FTE | NA | 48.0 |
| <u>Executive</u> includes 48.0 additional FTEs and \$8.8 million from the Marihuana Regulatory Fund, pursuant to 2016 PA 281, to support medical marihuana regulatory and licensing functions. This includes department-wide administrative costs (\$2.6 million), forensic science services (\$874,500 and 8.0 FTEs), investigative services (\$4.3 million and 30.0 FTEs), commercial vehicle enforcement (\$709,200 and 7.0 FTEs), and intelligence operations (\$309,200 and 3.0 FTEs). <u>House</u> concurs. <u>Senate</u> concurs. | Gross | NA | \$8,775,700 |
| | Restricted | NA | 8,775,700 |
| | GF/GP | NA | \$0 |
| 13. Medical Marihuana Excise Tax Authorization – MCOLES | Gross | \$9,094,500 | \$330,000 |
| <u>Executive</u> includes \$330,000 in support of standards and training/justice training grants. Pursuant to 2016 PA 281 Sec. 602(3)(e), the Michigan Commission on Law Enforcement Standards receives 5% of the Medical Marihuana Excise Fund. <u>House</u> concurs. <u>Senate</u> concurs. | Federal | 175,700 | 0 |
| | Restricted | 8,176,600 | 330,000 |
| | GF/GP | \$742,200 | \$0 |
| 14. Medical Marihuana Excise Tax Authorization – Investigative Services | Gross | \$28,626,500 | \$330,000 |
| <u>Executive</u> includes \$330,000 in support of investigative services. Pursuant to 2016 PA 281 Sec. 602(3)(f), the Department of State Police receives 5% of the Medical Marihuana Excise Fund. <u>House</u> concurs. <u>Senate</u> concurs. | IDG/IDT | 6,776,800 | 0 |
| | Federal | 6,206,300 | 0 |
| | Local | 2,079,000 | 0 |
| | Restricted | 6,100,800 | 330,000 |
| | GF/GP | \$7,463,600 | \$0 |
| 15. Forensic Science Expansion | FTE | 248.0 | 14.0 |
| <u>Executive</u> includes \$1.8 million GF/GP to support 14.0 additional FTEs, including 4.0 for firearms casework and 10.0 for controlled substances casework. <u>House</u> concurs. <u>Senate</u> concurs. | Gross | \$41,556,700 | \$1,840,000 |
| | Federal | 4,900,000 | 0 |
| | Restricted | 9,884,000 | 0 |
| | GF/GP | \$26,772,700 | \$1,840,000 |

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|---|--------------|---|---|
| 16. Forensic Science – Supplies | | Gross | \$41,556,700 |
| <u>Executive</u> includes \$444,000 GF/GP to support inflation adjustments in supply and consumables costs. <u>House</u> concurs. <u>Senate</u> concurs. | Federal | 4,900,000 | 0 |
| | Restricted | 9,884,000 | 0 |
| | GF/GP | \$26,772,700 | \$444,000 |
| 17. Combined DNA Index System – Testing Costs and Supplies | | Gross | \$8,145,400 |
| <u>Executive</u> includes \$400,700 GF/GP to support inflation adjustments in supply and testing costs associated with expanded DNA testing pursuant to 2014 PA 457. <u>House</u> concurs. <u>Senate</u> concurs. | Restricted | 4,158,600 | 0 |
| | GF/GP | \$3,986,800 | \$400,700 |
| 18. Computer Crimes Unit Expansion | FTE | NA | 7.0 |
| <u>Executive</u> includes \$1.3 million GF/GP to support 7.0 additional FTEs within the Intelligence Operation Division to prevent, detect, and investigate cyber-crimes. <u>House</u> includes \$761,900 GF/GP and 4.0 FTEs. <u>Senate</u> concurs with the Executive. | Gross | NA | \$1,342,400 |
| | GF/GP | NA | \$1,342,400 |
| 19. Emergency Management and Homeland Security Division Expansion | FTE | 60.0 | 7.0 |
| <u>Executive</u> includes \$978,900 GF/GP to support 7.0 additional FTEs to increase training and planning capabilities for disasters and emergencies. <u>House</u> includes \$559,400 GF/GP and 4.0 FTEs. <u>Senate</u> concurs with the Executive. | Gross | \$14,933,800 | \$978,900 |
| | Federal | 11,898,900 | 0 |
| | GF/GP | \$3,034,900 | \$978,900 |
| 20. OK2SAY Student Safety Hotline | FTE | NA | 6.0 |
| <u>Executive</u> includes \$608,300 GF/GP to replace funding from the depleted Student Safety Fund and 6.0 FTEs to support the continuation of the student safety hotline. <u>House</u> concurs. <u>Senate</u> concurs. | Gross | NA | \$608,300 |
| | GF/GP | NA | \$608,300 |
| 21. MCOLES Administration | | Gross | NA |
| <u>Executive</u> includes \$521,200 GF/GP to support Michigan Commission on Law Enforcement Standards administrative and operational costs, and cover a reduction in Secondary Road Patrol and Training Funds pursuant to 2016 PA 289. <u>House</u> concurs. <u>Senate</u> concurs. | Restricted | NA | (153,200) |
| | GF/GP | NA | \$521,200 |
| 22. DTMB FTE for MIOC | | Gross | NA |
| <u>Executive</u> includes \$137,900 GF/GP to support one information technology-related FTE from the Department of Technology, Management and Budget tasked with supporting the Michigan Intelligence Operations Center. <u>House</u> concurs. <u>Senate</u> concurs. | GF/GP | NA | \$137,900 |
| 23. Phase Out State Services Fee Fund – Forensic Science | | Gross | \$41,556,700 |
| <u>Executive</u> includes \$4.0 million GF/GP in support of laboratory operations to replace a \$4.0 million reduction in appropriations from the state services fee fund. This is the second year of a planned three-year phase out. <u>House</u> retains SSFF funding for forensic science. <u>Senate</u> concurs with the Executive. | Federal | 4,900,000 | 0 |
| | Restricted | 9,884,000 | (4,000,000) |
| | GF/GP | \$26,772,700 | (\$4,000,000) |
| 24. Michigan International Speedway Traffic Control (One-Time) | | Gross | NA |
| <u>House</u> includes \$800,000 GF/GP to support the one-time costs of MSP traffic control services provided for the Michigan International Speedway. <u>Senate</u> includes \$650,000 GF/GP. | GF/GP | NA | \$650,000 |
| 25. Civil Air Patrol | | Gross | NA |
| <u>Senate</u> includes a placeholder for possible future funding to ensure the Civil Air Patrol volunteer organization has adequate resources for training regarding its support of state emergency and disaster response operations. | GF/GP | NA | \$100 |
| 26. Roadside Saliva Testing Pilot | | Gross | \$100 |
| <u>Executive</u> removes placeholder for a roadside saliva testing pilot project. <u>House</u> includes the placeholder for possible future funding pursuant to 2016 PA 243. <u>Senate</u> concurs with the Executive. | GF/GP | \$100 | (\$100) |

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|--|---|---|
| 27. Advanced 9-1-1 (One-Time) | Gross | NA |
| <u>House</u> includes \$2.2 million one-time GF/GP to maintain a statewide advanced 9-1-1 system administered by the Michigan State Police, which allows for voluntarily-provided supplemental health and safety information to be accessed by first responders in the event of an emergency. <u>Senate</u> includes a placeholder. | GF/GP | NA |
| | | \$100 |
| | | \$100 |
| 28. Transfers and Reorganization | FTE | NA |
| <u>Executive</u> includes multiple, net-zero shifts in FTEs and appropriations across the budget for the purpose of administrative reorganization. <u>House</u> concurs. <u>Senate</u> concurs | Gross | NA |
| | GF/GP | NA |
| | | \$0 |
| | | \$0 |
| 29. Technical Adjustments | FTE | NA |
| <u>Executive</u> includes technical adjustments across the budget to align FTEs and fund sources with expected revenues and adjust for cost allocations, including: | Gross | NA |
| <ul style="list-style-type: none"> Adjust allocations of costs by fund source for administration, information technology services, phone services, and rent and building occupancy charges. Align authorizations with expected revenues by fund source. | IDG/IDT | NA |
| <u>House</u> concurs. <u>Senate</u> concurs. | Federal | NA |
| | Local | NA |
| | Private | NA |
| | Restricted | NA |
| | GF/GP | NA |
| | | 29.0 |
| | | (\$3,239,300) |
| | | (551,200) |
| | | (4,528,100) |
| | | (4,600) |
| | | 100,000 |
| | | 4,448,400 |
| | | (\$2,703,800) |
| 30. Economic Adjustments | Gross | NA |
| <u>Executive</u> includes economic adjustments, which reflect increased costs of \$10.9 million Gross (\$8.6 million GF/GP) for negotiated salary and wage increases (3.0% ongoing after removing the FY 2016-17 one-time 1.5% lump sum), actuarially required retirement contributions, worker's compensation, building occupancy charges, and other economic adjustments. <u>House</u> concurs. <u>Senate</u> concurs. | IDG/IDT | NA |
| | Federal | NA |
| | Local | NA |
| | Restricted | NA |
| | GF/GP | NA |
| | | \$10,875,400 |
| | | 192,400 |
| | | 222,800 |
| | | 11,300 |
| | | 1,834,300 |
| | | \$8,614,600 |

Major Boilerplate Changes From FY 2016-17

Sec. 201. State Spending and Appropriations Paid to Local Units of Government – REVISED

Provides for total state spending from state resources as well as total spending to local units of government. Executive revised to reflect FY 2017-18 appropriations. House concurs. Senate concurs.

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

Details each interdepartmental grant received by the Department of State Police. Executive deleted. House concurs. Senate concurs.

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

Details each interdepartmental grant transferred by the Department of State Police to other departments. Executive revised to eliminate the interdepartmental grant details and retaining the language regarding the federal Byrne Justice Assistance Grant program. House concurs. Senate concurs.

Sec. 215. Disciplinary Action Against State Employees – RETAINED

Forbids the department from taking disciplinary actions against employees who communicate with the Legislature. Executive deleted. House retains. Senate retains.

Sec. 222. Post Closure or Consolidation – RETAINED

Requires the department to notify the Legislature ninety days prior to recommending the closure or consolidation of a post, and requires a local and state impact study to accompany a notification. Executive deleted. House retains. Senate retains.

Sec. 223. Privatization Project Plans – RETAINED

Requires the department to develop a project plan and present it to the Legislature ninety days prior to beginning any effort to privatize any department services. Executive deleted. House retains. Senate retains.

Sec. 226. Contractual Services Reimbursement – REVISED

Requires the department to be reimbursed for services provided to local units of government, defines service cost models for reimbursement, and defines restrictions on reimbursable services provided to non-governmental entities. Executive revised to include sections that appropriate funds in excess of authorized amounts for reimbursed services, and requires any additional expenditure authorization approved under this section to be reported to Legislature within ten days after approval by the State Budget Office. House concurs. Senate concurs.

Major Boilerplate Changes From FY 2016-17

Sec. 233. Legacy Costs – REVISED

Provides for estimated retirement costs. Executive revised to update for FY 2017-18 costs. House concurs. Senate concurs.

Sec. 241. Receive and Expend Authorization for Federal Funds – REVISED

Authorizes the department to expend federal funds that it receives in excess of the federal authorizations in Part 1. Executive revised to standardize reporting language; does not substantively change the intent of the section. House concurs. Senate concurs, but retains section requiring the department to notify the Legislature prior to expenditure.

Sec. 402. Criminal Justice Information Center – RETAINED

Requires the department to maintain and ensure compliance with Criminal Justice Information Center databases and applications. Executive revised to remove the concealed weapon enforcement fund revenue reporting requirement and the requirement that fees for FOIA requests be deposited into the Criminal Justice Information Center Service Fee fund. House concurs and also removes duplicate language regarding the sex offender registry and the Internet Criminal History Access Tool (ICHAT). Senate retains original language.

Sec. 403. Forensic Science – REVISED

Specifies the department's forensic science service requirements. Executive revised to remove reference to the American Society of Crime Laboratory Directors/Laboratory Accreditation Board; remove deadline of December 31, 2017 for obtaining thirty-day average turnaround time across forensic science disciplines; remove subject specific subsections requiring the department to maintain thirty-day average turnaround times for each discipline; and move reporting requirements regarding DNA analysis retention protocol to Sec. 404. House concurs. Senate concurs.

Sec. 404. Biometrics and Identification – REVISED

Specifies the department's biometric and identification service requirements. Executive revised to include reporting requirements regarding DNA analysis retention protocol previously included in Sec. 403. House concurs. Senate concurs.

Sec. 405. Sexual Assault Kit Analysis – REVISED

Requires the department to annually report on sexual assault kits processed during the previous fiscal year and the remaining backlog. Executive revised to change the reporting date from October 31 to December 1. House concurs. 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 required statewide patrol hours from 400,000 to 455,200 hours. House concurs. Senate concurs.

Sec. 701. Special Operations – REVISED

Specifies the department's specialized service requirements. Executive revised to remove language regarding specialized units in order to separate special operations boilerplate into two sections to include one for the Michigan Intelligence Operation Center for Homeland Security and another for specialized units; increase the computer crimes unit caseload completion percentage from 20% to 40%, based on 2014-15 case completion numbers; and include a sixty-day average turnaround time requirement for digital forensic analysis cases. House concurs, but retains the 20% caseload completion percentage. Senate concurs with the Executive.

Sec. 702. Specialized Support Services – NEW

Executive includes special operations unit service and availability requirements moved from Sec. 701. House concurs. Senate concurs and includes additional subsection requiring the department to issue a report to the Legislature by April 2, 2018 regarding the best practices related to unmanned aerial vehicle (drones) enforcement.

Sec. 704. Emergency Management and Homeland Security – REVISED

Specifies the department's role in coordinating emergency preparation and response efforts. Executive revised to increase required minimum annual training sessions for disaster and emergency response from three to six. House concurs. Senate retains original minimum annual training session requirement, and includes an additional subsection requiring the department to report quarterly on the status of infrastructure vulnerabilities in the state.

Sec. 901. School Safety Initiative – DELETED

Requirements of the FY 2016-17 one-time appropriations for the School Safety Initiative. Executive deleted. House concurs. Senate concurs

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

The intent and restrictions of the Sexual Assault Prevention and Education Initiative one-time appropriation, to include awarding grants to institutions of higher education with a physical presence in this state for the purpose of preventing sexual assault on campuses, and establishes the initiative as a work project. Executive revised to reflect increased appropriations. House concurs. Senate retains original amount.

Sec. 903. Advanced 9-1-1 – RETAINED

Requirements of the one-time appropriations for Advanced 9-1-1 funding. Executive deleted. House retains and revises to remove FY 2016-17 implementation language. Senate retains.

Sec. 1201. Anticipated Appropriations – REVISED

Establishes the intent of the Legislature to provide appropriations in the subsequent fiscal year. Executive deleted. House retains and revises to update date references. Senate concurs with the House.