

SENATE BILL No. 970

July 1, 1988, Introduced by Senators DINGELL, BINSFELD, WELBORN, NICHOLS, DI NELLO, CROPSEY, BARCIA, SCHWARZ and VAUGHN and referred to the Committee on Criminal Justice, Urban Affairs, and Economic Development.

A bill to amend the title and sections 1 and 3 of Act No. 541 of the Public Acts of 1978, entitled as amended

"An act to create the commission on criminal justice, the committee on juvenile justice, and the office of criminal justice; to prescribe the respective powers and duties; and to authorize the appropriation of funds,"

as amended by Act No. 171 of the Public Acts of 1984, being sections 18.401 and 18.403 of the Michigan Compiled Laws; and to repeal certain parts of the act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title and sections 1 and 3 of Act No. 541 of
2 the Public Acts of 1978, as amended by Act No. 171 of the Public
3 Acts of 1984, being sections 18.401 and 18.403 of the Michigan
4 Compiled Laws, are amended to read as follows:

TITLE

1
2 An act to create the commission on criminal justice ~~—the~~
3 ~~committee on juvenile justice,~~ and the office of criminal jus-
4 tice; to prescribe ~~the~~ THEIR respective powers and duties; and
5 to authorize the appropriation of funds.

6 Sec. 1. As used in this act:

7 (a) "Application" means a formal request for the funding of
8 an adult ~~or juvenile~~ CRIMINAL justice project by a state or
9 local entity or a combination of A state and local entity, pre-
10 pared pursuant to state or federal law.

11 (b) "Commission" means the state commission on criminal jus-
12 tice created in section 2.

13 (c) "Director" means the director of the office of criminal
14 justice.

15 (d) "Office" means the office of criminal justice created in
16 section 3.

17 (e) "Plan" means a comprehensive adult ~~or juvenile~~
18 CRIMINAL justice plan developed under federal or state law
19 requirements.

20 Sec. 3. (1) The office of criminal justice is created
21 within the department of management and budget. Office budget
22 development, procurement, and related management functions shall
23 be performed by the department of management and budget. The
24 director of the office shall be a classified employee under the
25 state civil service system responsible to the director of the
26 department of management and budget. The director shall be the
27 official authorized to enter into a contractual agreement with a

1 federal agency and state, local, and private parties pursuant to
2 the omnibus crime control and safe streets act of 1968, 42
3 U.S.C. 3701 to 3796c, ~~and the juvenile delinquency prevention~~
4 ~~act, 42 U.S.C. 3801 to 3891,~~ and related federal laws.

5 (2) The office shall do all of the following:

6 (a) Prepare plans or applications, as required by federal or
7 state law, based on an analysis of the state's adult ~~and~~
8 ~~juvenile~~ CRIMINAL justice needs and problems in conformity with
9 state and federal requirements.

10 (b) Encourage and assist state, local, and regional agencies
11 in the development of plans or applications.

12 (c) Cooperate with the commission and the committee in pro-
13 viding technical assistance to state agencies, local units of
14 government, or private agencies with regard to adult ~~and~~
15 ~~juvenile~~ CRIMINAL justice.

16 (d) Apply for, contract for, receive, and expend an appro-
17 priation or grant from the state, a political subdivision of the
18 state, the federal government, or any other source of public or
19 private funds. The funds acquired by the office shall be
20 expended as set forth in the appropriation or grant received.

21 (e) Request an audit by a federal, state, or local agency
22 authorized to conduct a program or fiscal audit of the office or
23 a contractor or subgrantee of the office.

24 (f) Enter into a contract with regional, local, and private
25 agency officials for the performance of duties required by grants
26 awarded under federal or state law.

1 ~~-(g)-At-the-direction-of-the-committee-created-in-section-5,~~
 2 ~~develop,-propose,-and-implement-policies,-plans,-applications,~~
 3 ~~and-programs-for-improving-the-coordination,-administration,-and~~
 4 ~~effectiveness-of-the-juvenile-justice-systems-in-the-state.~~

5 (G) ~~-(h)-~~ Act as an advisory body to the governor and the
 6 department of management and budget regarding criminal justice
 7 matters.

8 (H) ~~-(i)-~~ Request and receive from an agency of the state, a
 9 political subdivision of the state, or a public authority the
 10 assistance, information, and data to enable the office to prop-
 11 erly carry out its functions, duties, and powers.

12 Section 2. This amendatory act shall not take effect unless
 13 all of the following bills of the 84th Legislature are enacted
 14 into law:

15 (a) Senate Bill No. 956.

17 (b) Senate Bill No. 957.

19 (c) Senate Bill No. 958.

21 (d) Senate Bill No. 959.

23 (e) Senate Bill No. 960.

25 (f) Senate Bill No. 961.

(g) Senate Bill No. 962.

(h) Senate Bill No. 963.

(i) Senate Bill No. 964.

(j) Senate Bill No. 965.

(k) Senate Bill No. 966.

(l) Senate Bill No. 967.

(m) Senate Bill No. 968.

(n) Senate Bill No. 969.

(o) Senate Bill No. 971.

(p) Senate Bill No. 972.

(q) Senate Bill No. 973.

(r) Senate Bill No. 974.

Section 3. Section 5 of Act No. 541 of the Public Acts of 1978, being section 18.405 of the Michigan Compiled Laws, is repealed.

1 Section 4. This amendatory act shall take effect October 1,
2 1988.