

# HOUSE BILL No. 4265

February 21, 1989, Introduced by Reps. Hunter, DeMars, Brown, Berman, Ciaramitaro, Joe Young, Jr., Gire, Scott, Honigman, Jondahl, Wallace, Webb, Kilpatrick, Bankes, Stabenow, Saunders, Martin, Leland, Barns and Hollister and referred to the Committee on Social Services and Youth.

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,"

section 3 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, section 3 as amended by Act No. 171 of  
3 the Public Acts of 1984, being sections 18.401 and 18.403 of the  
4 Michigan 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,~~ PUBLIC LAW 90-351, 82 STAT. 197,  
5 and related federal laws.

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

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

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

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

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

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

25 (f) Enter into a contract with regional, local, and private  
26 agency officials for the performance of duties required by grants  
27 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. Section 5 of Act No. 541 of the Public Acts of  
 13 1978, being section 18.405 of the Michigan Compiled Laws, is  
 14 repealed.

15 Section 3. This amendatory act shall take effect October 1,  
 16 1990.

17 Section 4. This amendatory act shall not take effect unless  
 18 all of the following bills of the 85th Legislature are enacted  
 19 into law:

20 (a) Senate Bill No. \_\_\_\_\_ or House Bill No. 4251 (request  
 21 no. 00593'89<sup>\*</sup>).

22 (b) Senate Bill No. \_\_\_\_\_ or House Bill No. 4252 (request  
 23 no. 00593'89 a).

24 (c) Senate Bill No. \_\_\_\_\_ or House Bill No. 4253 (request  
 25 no. 00593'89 b).

26 (d) Senate Bill No. \_\_\_\_\_ or House Bill No. 4254 (request  
 27 no. 00593'89 c).

- 1 (e) Senate Bill No. \_\_\_\_\_ or House Bill No. 4255 (request  
2 no. 00593'89 d).
- 3 (f) Senate Bill No. \_\_\_\_\_ or House Bill No. 4256 (request  
4 no. 00593'89 e).
- 5 (g) Senate Bill No. \_\_\_\_\_ or House Bill No. 4257 (request  
6 no. 00593'89 f).
- 7 (h) Senate Bill No. \_\_\_\_\_ or House Bill No. 4258 (request  
8 no. 00593'89 g).
- 9 (i) Senate Bill No. \_\_\_\_\_ or House Bill No. 4259 (request  
10 no. 00593'89 h).
- 11 (j) Senate Bill No. \_\_\_\_\_ or House Bill No. 4260 (request  
12 no. 00593'89 i).
- 13 (k) Senate Bill No. \_\_\_\_\_ or House Bill No. 4261 (request  
14 no. 00593'89 j).
- 15 (l) Senate Bill No. \_\_\_\_\_ or House Bill No. 4262 (request  
16 no. 00593'89 k).
- 17 (m) Senate Bill No. \_\_\_\_\_ or House Bill No. 4263 (request  
18 no. 00593'89 l).
- 19 (n) Senate Bill No. \_\_\_\_\_ or House Bill No. 4264 (request  
20 no. 00593'89 m).
- 21 (o) Senate Bill No. \_\_\_\_\_ or House Bill No. 4266 (request  
22 no. 00593'89 o).
- 23 (p) Senate Bill No. \_\_\_\_\_ or House Bill No. 4267 (request  
24 no. 00593'89 p).
- 25 (q) Senate Bill No. \_\_\_\_\_ or House Bill No. 4268 (request  
26 no. 00593'89 q).

1 (r) Senate Bill No. \_\_\_\_\_ or House Bill No. 4269 (request  
2 no. 00593'89 r).

3 (s) Senate Bill No. \_\_\_\_\_ or House Bill No. 4270 (request  
4 no. 00593'89 s).