

SENATE BILL No. 677

November 1, 1989, Introduced by Senators BINSFELD, WELBORN, CARL, DINGELL and POLLACK and referred to the Committee on Criminal Justice and Urban Affairs.

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

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

Sec. 1. As used in this act:

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

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

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

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

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

Sec. 3. (1) The office of criminal justice is created
within the department of management and budget. Office budget
development, procurement, and related management functions shall
be performed by the department of management and budget. The
director of the office shall be a classified employee under the
state civil service system responsible to the director of the
department of management and budget. The director shall be the
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 Senate Bill No. 109 of the 85th Legislature is enacted into law.

14 Section 3. Section 5 of Act No. 541 of the Public Acts of
15 1978, being section 18.405 of the Michigan Compiled Laws, is
16 repealed.

17 Section 4. This amendatory act shall take effect October 1,
18 1990.