

CREATE THE CRIMINAL JUSTICE DATA COLLECTION AND MANAGEMENT PROGRAM

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Senate Bill 11 (S-1) as passed by the Senate
Sponsor: Sen. Patrick J. Colbeck
House Committee: Michigan Competitiveness
Senate Committee: Michigan Competitiveness
Complete to 2-7-17

Analysis available at
<http://www.legislature.mi.gov>

SUMMARY:

Senate Bill 11 would enact the "Criminal Justice Data Collection and Management Program Act." Generally speaking, the provisions of the act would seek to centralize data collection related to criminal justice. Specifically, the act would do the following:

- Create the Criminal Justice Data Collection and Management Program within the Legislative Council.
- Require the program to be implemented in at least one county, with partnerships between the county's governing body and state agencies and departments.
- Require the Legislative Council to appoint a State Operations Team to oversee the work of the State Project Team and the County Operations Team.
- Require appropriations of grant funds (distributed and managed by the Legislative Council) for the State Court Administrative Office (SCAO), Department of Corrections (DOC), and participating counties to implement technological and data collection changes recommended by the State Operations Team.

"State Operations Team" would mean a group of individuals, or an individual, appointed by the Legislative Council to execute state-level data collection processes and criminal justice data collection processes and to manage the collection of data from counties participating in the program and from state agencies and departments, including the SCAO, Department of Technology, Management, and Budget (DTMB), and DOC.

"State Project Team" would mean a group of individuals, or an individual, appointed by the Legislative Council to develop and assist in the implementation of processes and technology improvements that facilitate the collection of criminal justice data from the participating counties and from state agencies and departments, including the SCAO, DTMB, and DOC.

"County Operations Team" would mean a group of individuals, or an individual, selected by the governing body of a participating county to work in coordination with the State Project and State Operations Teams to implement the proposed Program.

Under the Act, counties, through a County Operations Team, would collect and provide the following data to the State Operations Team:

- County jail capacity

- Rearrest recidivism (defined in the act)
- Reconviction recidivism (defined in the act)
- Reincarceration recidivism (defined in the act)
- The application of sentencing guidelines

The SCAO and DOC would collect and provide the following data, also to the State Operations Team:

- State correctional facility capacity
- Rearrest recidivism
- Reconviction recidivism
- Reincarceration recidivism
- The application of sentencing guidelines

The State Operations Team would then provide the data to the Department of Technology, Management, and Budget (DTMB). DTMB would house and maintain the data, and allow access only to members of the DTMB and Legislative Council.

The bill would take effect 90 days after enactment. The bill is part of a larger legislative initiative regarding corrections; other bills in the package are SB 5-24 and SB 50.

FISCAL IMPACT:

The bill would create costs for both state and local government. At the state level, the creation of the Criminal Justice Data Collection and Management Program may require additional staffing and administrative expenses within the Legislative Council. Initial startup costs associated with the program are unspecified, but would be subject to legislative appropriation constraints. In Article XX of Public Act 268 of 2016, \$500,000 was appropriated to support the Criminal Justice Policy Commission. These funds could be used to support necessary expenses associated with this program. Future programming costs would be subject to additional appropriations by the Legislature. The Department of Corrections, the State Court Administrative Office, and the Department of Technology, Management, and Budget would also incur costs for new technology and data collection. If funds currently appropriated in the budget act were insufficient to cover the added costs, any new funding would be subject to appropriation by the Legislature.

Counties that elect to participate in the program would also incur certain programming costs (information technology and data collection costs). The provisions of the bill specify that counties must be provided any necessary grant funding to support these costs. However, any new funding would be subject to appropriation by the Legislature. The magnitude of the costs would depend on the number of counties that elect to participate and the required IT and data collection costs necessary to participate.

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■ This analysis was prepared by nonpartisan House Fiscal Agency staff for use by House members in their deliberations, and does not constitute an official statement of legislative intent.