

**Department of Public Safety**

**A.R.S. § 41-1711**

Director: Col. Dennis Garrett

JLBC Analyst: Tony Vidale

	<b>FY 2000 Actual</b>	<b>FY 2001 Estimate</b>	<b>FY 2002 Approved</b>	<b>FY 2003 Approved</b>
<b>PROGRAM BUDGET</b>				
Agency Support	20,583,800	21,085,900	21,342,800	21,778,900
Highway Patrol				
<u>Subprograms</u>				
Patrol	41,956,500	42,565,800	55,582,900	62,063,800
Commercial Vehicle Enforcement	4,373,200	4,520,800	4,677,900	4,854,000
Aviation	4,553,100	4,670,700	4,667,700	4,921,300
<i>Program Subtotal - Highway Patrol</i>	50,882,800	51,757,300	64,928,500	71,839,100
Criminal Investigations	14,953,100	15,585,900	15,680,900	16,229,100
GITEM SLI	6,142,400	6,349,400	6,218,600	6,371,000
<i>Program Subtotal - Criminal Investigations</i>	21,095,500	21,935,300	21,899,500	22,600,100
Criminal Justice Support				
Fingerprint Board SLI	48,000	163,400	160,900	164,700
<u>Subprograms</u>				
Scientific Analysis	7,369,200	8,883,100	8,593,800	9,733,400
Communications	9,772,000	10,539,900	10,631,200	12,299,800
Information Systems	4,253,600	4,442,900	4,436,000	4,560,500
Criminal Information and Licensing	7,212,900	7,199,100	6,505,500	6,602,900
<i>Program Subtotal - Criminal Justice Support</i>	49,751,200	53,163,700	30,327,400	33,361,300
Governor's Office of Highway Safety	213,200	228,100	236,800	245,500
<b>TOTAL APPROPRIATIONS</b>	<b>121,431,000</b>	<b>126,235,000</b>	<b>138,735,000</b>	<b>149,824,900</b>
<b>OPERATING BUDGET</b>				
Full Time Equivalent Positions	1,755.8	1,755.8	1,840.8 <sup>1/</sup>	1,912.8 <sup>1/</sup>
Personal Services	71,893,000	75,274,400	78,032,900	82,649,100
Employee Related Expenditures	16,913,200	18,796,900	20,428,500	20,262,000
Professional and Outside Services	988,200	760,000	759,200	762,300
Travel - In State	476,800	590,300	585,500	585,500
Travel - Out of State	266,600	113,800	113,800	113,800
Other Operating Expenditures	16,874,000	16,675,500	18,810,600	20,200,500
Equipment	7,828,800	7,511,300	2,710,100	3,162,400
<i>Operating Subtotal</i>	115,240,600	119,722,200	121,440,600	127,735,600
Special Line Items (SLI)	6,190,400	6,512,800	6,379,500	6,535,700
<b>SUBTOTAL</b>	<b>121,431,000</b>	<b>126,235,000</b>	<b>127,820,100</b>	<b>134,271,300</b>
<b>Additional Appropriations -</b>				
Appropriations; Highway Patrol, Ch. 1	0	0	10,914,900	15,553,600
<b>TOTAL APPROPRIATIONS</b>	<b>121,431,000</b>	<b>126,235,000</b>	<b>138,735,000</b> <sup>2/3/</sup>	<b>149,824,900</b> <sup>2/3/</sup>
<b>FUND SOURCES</b>				
General Fund	76,274,400	76,261,800	77,345,200	81,671,900
<u>Other Appropriated Funds</u>				
Arizona Highway Patrol Fund	12,957,000	13,824,600	11,721,900	12,229,100
Criminal Justice Enhancement Fund	1,689,100	2,060,500	2,147,500	2,212,100
Safety Enforcement and Transportation				
Infrastructure Fund	750,000	750,000	764,000	791,300
Crime Laboratory Assessment Fund	3,998,200	4,579,400	3,663,400	3,852,900

	FY 2000 Actual	FY 2001 Estimate	FY 2002 Approved	FY 2003 Approved
Arizona Deoxyribonucleic Acid (DNA)				
Identification Fund	417,400	544,000	422,400	435,100
Highway User Revenue Fund	12,500,000	12,500,000	27,197,600	32,670,900
State Highway Fund	12,500,000	12,500,000	13,211,100	13,735,900
Automated Fingerprint Identification Fund	2,499,000	3,113,000	2,162,700	2,122,700
Fingerprint Clearance Card Fund	0	40,000	36,300	37,600
Board of Fingerprinting Fund	48,000	61,700	62,900 <sup>4/5/</sup>	65,400 <sup>4/5/</sup>
Adjustment to Annual Financial Report Detail	(2,202,100)	0	0	0
<i>Subtotal - Other Appropriated Funds</i>	<u>47,358,700</u>	<u>49,973,200</u>	<u>61,389,800</u>	<u>68,153,000</u>
<b>TOTAL APPROPRIATIONS</b>	<b>121,431,000</b>	<b>126,235,000</b>	<b>138,735,000<sup>6/</sup></b>	<b>149,824,900<sup>6/</sup></b>

**AGENCY DESCRIPTION** — *The Department of Public Safety (DPS) is responsible for the enforcement of state criminal laws and traffic regulations. In addition to the Highway Patrol, DPS operates and maintains statewide communications systems, state crime laboratories and an automated fingerprint identification network, and performs aviation missions, special investigations, and other law enforcement activities.*

PERFORMANCE MEASURES	FY 1999	FY 2000	FY 2001	FY 2002-03
	Est./Actual	Est./Actual	Estimate	Estimate
• Fatal highway crashes	302/365	350/326	352	352
• % of total highway crashes related to alcohol	18/22	18/16	18	15
• % of scientific analysis cases over 30 calendar days old	NA	NA/13.9	5	3/1
• % of system reliability of the Arizona Automated Fingerprint Identification Network (AZAFIN)	100/98	100/98	98	98
• Clandestine labs dismantled	NA	350/400	420	440/460
• % of agency staff turnover	NA/7	NA/7	6	5
• Administration as a % of total cost	NA	14.8/NA	13.9	13.9
• Customer satisfaction rating for citizens (Scale 1-8)	NA	NA	NA	6

**Agency Support Program** — This program provides crime victim services, basic and continuing training to officers and support personnel, and coordination of financial and human resource services. This program receives General Fund, Highway Patrol Fund, and Criminal Justice Enhancement Fund (CJEF) monies.

**Highway Patrol Program** — This program ensures safe and expeditious use of the highway transportation system for the public and provides assistance to local and county law enforcement agencies. This program receives General Fund, State Highway Fund, Highway Patrol Fund, Safety

Enforcement and Transportation Infrastructure Fund, Highway User Revenue Fund (HURF), and CJEF monies.

**Patrol Subprogram** — This subprogram provides state and federal highway patrols and enforces traffic laws and commercial vehicle regulations. In addition, this subprogram investigates traffic collisions, conducts criminal interdiction programs, makes criminal arrests, and promotes traffic safety through public awareness programs. This subprogram receives General Fund, State Highway Fund, Highway Patrol Fund, and HURF monies.

1/ Includes 58 FTE Positions in FY 2002 and 116 FTE Positions in FY 2003 appropriated by Laws 2001, Chapter 1.

2/ This amount does not include triggered appropriations made by Laws 2001, Chapter 235 for Board of Fingerprinting staff, sex offender notification, and radio infrastructure replacement equipment. Triggered appropriations in FY 2002 and FY 2003 depend on the availability of excess revenues. (*For more information, refer to the "Fingerprint Board Special Line Item", "Communications Subprogram", and "Criminal Information and Licensing Subprogram" descriptions and the "Summary of Appropriations Triggered by Revenues" table at the front of this report.*)

3/ General Appropriation Act funds are appropriated as a Lump Sum by Program with Special Line Items.

4/ All monies deposited in the fund, including General Fund monies, are subject to legislative appropriation.

5/ The \$62,900 for fingerprinting in FY 2002 and \$65,400 in FY 2003 are appropriated from the state General Fund to the Board of Fingerprinting Fund and are further appropriated from the fund to the Fingerprint Board Special Line Item for purposes as set forth by A.R.S. § 41-619.56. (General Appropriation Act footnote, as adjusted for statewide salary and other allocations.)

6/ Any monies remaining in the Department of Public Safety joint account on June 30, 2002 and June 30, 2003 shall revert to the funds from which they were appropriated. The reverted monies shall be returned in direct proportion to the amounts appropriated. (General Appropriation Act footnote)

*Additional Officers and Vehicles* — As separate legislation at the beginning of the 2001 session, the Legislature approved the addition of 116 new officers in the FY 2002-2003 biennium. (See *Additional Appropriations discussion at the end of the narrative for more information.*)

*Officer Pay Plan* — The approved amount includes a General Fund increase of \$24,700 and an Other Appropriated Funds increase of \$139,100 (\$46,400 from the State Highway Fund, \$43,000 from the Highway Patrol Fund, \$47,200 from HURF, and \$2,500 from the Safety Enforcement and Transportation Infrastructure Fund) in both FY 2002 and FY 2003 above FY 2001 for the DPS officer pay plan. The DPS Officer Pay Plan, approved in FY 1993, has built-in step promotions for sworn officers, based on longevity and testing. Officers move through Cadet through Officer I, II, and III classifications. In FY 2002, 23 officers appropriated in FY 1999 will be promoted from the Officer I classification to the Officer II classification. These increases are in addition to the 5% statewide salary adjustments scheduled for April 1, 2002 and 2003.

*Highway Patrol Support Personnel* — The approved amount includes a FY 2002 General Fund increase of \$207,000 and 10 FTE Positions above FY 2001 and a FY 2003 General Fund increase of \$551,000 and 17 FTE Positions above FY 2001 for Highway Patrol support personnel positions. In FY 2002, 1 supply specialist, 1 automotive technician, 1 aircraft pilot, 5 dispatchers, 1 criminalist, and 1 criminal information specialist are added to Highway Patrol support personnel. In FY 2003, 5 dispatchers, 1 pilot, and 1 criminalist are added.

*Equipment* — The approved amount includes a FY 2003 General Fund increase of \$1,193,900 and 2 FTE Positions above FY 2001 for mobile data computer replacements in highway patrol vehicles. The mobile data computer equipment will be lease-purchased over a 4-year period and fund mobile data computers, base and mobile radio equipment, and software packages. The lease-purchase is projected to be 4 payments of \$1,193,900 beginning in FY 2003. Also included are 2 FTE Positions to implement and maintain the new system.

The approved amount includes a General Fund decrease of \$(154,400) in both FY 2002 and FY 2003 from FY 2001 for elimination of one-time equipment costs for new officers hired in FY 2001.

*Retirement Issues* — The approved amount includes a FY 2002 Highway Patrol Fund increase of \$104,600 above FY 2001 and a FY 2003 Highway Patrol Fund increase of \$237,800 above FY 2001 for the Public Safety Personnel Retirement System (PSPRS) to reflect the increase in the state's contribution of 2% for sworn officer retirement.

The approved amount includes a General Fund decrease of \$(110,000) in both FY 2002 and FY 2003 from FY 2001

for the Deferred Retirement Option Plan (DROP). During the 2000 Legislative Session, the JLBC estimated participation in the DROP option would cost approximately \$110,000 in General Fund monies. DPS committed to a budget reduction of \$(110,000) in General Fund monies to offset the estimated General Fund cost associated with the DROP option.

*Other Issues* — The approved amount includes a General Fund increase of \$800,000 in both FY 2002 and FY 2003 above FY 2001 and a Highway Patrol Fund decrease of \$(800,000) in both FY 2002 and FY 2003 from FY 2001 to offset a Highway Patrol Fund shortfall. The Highway Patrol Fund shortfall is primarily due to the elimination of one-time FY 2001 transfers from the Arizona Highways Magazine Fund and the Transportation Department Equipment Fund.

The approved amount includes an increase of 4 FTE Positions in both FY 2002 and FY 2003 above FY 2001 for positions funded through Laws 2000, Chapter 178. Monies for these positions were included in the base appropriations.

**Commercial Vehicle Enforcement Subprogram** —

This subprogram provides technical services in the areas of commercial vehicle, tow truck, and pupil transportation safety and enforcement, and provides assistance and guidance on the safe handling of toxic waste related to transportation issues. This subprogram receives General Fund, State Highway Fund, Highway Patrol Fund, Safety Enforcement and Transportation Infrastructure Fund, HURF, and CJEF monies.

The approved amount includes an increase of 3 FTE Positions in both FY 2002 and FY 2003 above FY 2001 for positions funded through Laws 2000, Chapter 178. Monies for these positions were included in the base appropriations.

**Aviation Subprogram** — This subprogram provides statewide air support response for emergency situations, aerial and logistical support for law enforcement, highway safety, and traffic enforcement operations, and also transport services in support of governmental operations and administrative functions. This subprogram receives General Fund and Highway Patrol Fund monies.

The approved amount includes a FY 2002 General Fund decrease of \$(54,000) due to the completion of a 3-year lease-purchase agreement for 1 helicopter. In FY 2003, a new 3-year lease-purchase for 1 helicopter begins at a funding level of \$600,000 per year.

**Criminal Investigations Program** — This program provides statewide investigative, specialized enforcement, and high-risk response support to federal, state, and local criminal justice agencies. This program receives General Fund and Highway Patrol Fund monies.

**GITEM Special Line Item** — This Special Line Item formulates and implements criminal gang enforcement and investigative strategies, interdicts gang members, and collects criminal gang information. GITEM is comprised of officers from DPS and local law enforcement agencies. DPS reimburses local law enforcement agencies for all Personal Services and ERE associated with the officer assigned from that agency to GITEM. DPS also covers equipment and training costs and reimburses local law enforcement officers for travel expenses. Local law enforcement agencies support GITEM by sharing resources such as clerical support and office space in outlying areas. This Special Line Item receives General Fund monies.

**Criminal Justice Support Program** — This program provides scientific, technical, regulatory, and operations support to the criminal justice community and also operates and maintains the statewide data processing and communications system. This program receives General Fund, Highway Patrol Fund, Crime Laboratory Assessment Fund, Automated Fingerprint ID Fund, DNA Identification Fund, Fingerprint Clearance Card Fund, CJEF, and Board of Fingerprinting Fund monies.

**Fingerprint Board Special Line Item** — This Special Line Item funds the process by which requests are reviewed for good cause exceptions for people denied clearance by DPS for a fingerprint clearance card or denied approval to work in a residential care facility, a nursing care institution, or a home health agency. This Special Line Item receives General Fund, Fingerprint Clearance Card Fund, and Board of Fingerprinting Fund monies.

Laws 2001, Chapter 235, appropriates \$178,700 in FY 2002 and \$141,300 in FY 2003 from the General Fund for Board of Fingerprinting operations. These appropriations are contingent on the availability of excess revenues in FY 2001 and FY 2002. (*See Triggered Appropriations for more detail on the conditions of these appropriations.*)

**Scientific Analysis Subprogram** — This subprogram provides scientific analysis of evidence, technical crime scene assistance, secure storage of evidentiary items, and expert testimony to all criminal justice agencies in the state. This subprogram receives General Fund, Highway Patrol Fund, Crime Laboratory Assessment Fund, DNA Identification Fund, and CJEF monies.

**Equipment** — The approved amount includes a FY 2003 General Fund increase of \$438,600 for one-time equipment. The approved amount is for replacement crime laboratory equipment used to perform toxicology, DNA, and materials analysis.

The approved amount includes a Crime Laboratory Assessment Fund decrease of \$(816,000) and a DNA Identification Fund decrease of \$(49,000) in both FY 2002 and FY 2003 from FY 2001 due to elimination of one-time equipment funding.

**Crime Lab Staffing** — The approved amount includes a FY 2002 General Fund increase of \$457,700 and 6 FTE Positions above FY 2001 and a FY 2003 General Fund increase of \$821,400 and 11 FTE Positions above FY 2001 for additional crime laboratory personnel to address backlog issues in controlled substances and toxicology. The increase will allow the crime lab to dedicate 5 criminalists to clandestine drug lab processing, reduce controlled substance backlogs by December 2003, and expand toxicology testing to the northern and southern regional crime labs to eliminate toxicology backlogs by the end of FY 2004.

**Fund Shifts** — The approved amount includes a General Fund increase due to the Crime Lab Assessment Fund not meeting revenue expectations. This amount includes a FY 2002 General Fund increase of \$194,200 above FY 2001 and a FY 2003 General Fund increase of \$99,600 above FY 2001. This amount also includes a corresponding FY 2002 Crime Lab Assessment Fund decrease of \$(194,200) from FY 2001 and a FY 2003 Crime Lab Assessment Fund decrease of \$(99,600) from FY 2001. The Crime Lab Assessment Fund receives revenues from a 2.3% allocation from the CJEF and 9% reallocation of CJEF monies from the General Fund.

The approved amount includes a General Fund increase due to the DNA Identification Fund not meeting revenue expectations. This amount includes a General Fund increase of \$74,800 in both FY 2002 and FY 2003 above FY 2001 and a corresponding DNA Identification Fund decrease of \$(74,800) in both FY 2002 and FY 2003 from FY 2001. The DNA Identification Fund receives a 15% allocation from an 8.56% distribution of CJEF.

**Communications Subprogram** — This subprogram provides statewide radio dispatch services for DPS, emergency medical services, and other criminal justice agencies and also designs, constructs, and maintains services for various statewide telecommunications systems. This subprogram receives General Fund and CJEF monies.

The approved amount includes a General Fund decrease of \$(203,600) in both FY 2002 and FY 2003 from FY 2001 due to elimination of one-time telecommunication equipment funding. The approved amount also includes a General Fund increase of \$903,100 in both FY 2002 and FY 2003 for replacement telecommunication equipment such as mobile radios, portable radios, and base stations.

The approved amount includes a FY 2002 Automated Fingerprint Identification Fund decrease of \$(958,000) from FY 2001 and a FY 2003 decrease of \$(1,009,800) from FY 2001 due to elimination of one-time equipment. The approved amount also includes a FY 2002 increase of \$736,000 above FY 2001 and a FY 2003 increase of \$684,200 above FY 2001 for replacement equipment and maintenance contracts for the Automated Fingerprint

Identification System. The FY 2003 increase is lower due to the elimination of one-time equipment.

In addition, Laws 2001, Chapter 235, appropriates \$840,000 in FY 2003 from the General Fund for radio infrastructure equipment replacement. These monies are contingent on the availability of excess revenues in FY 2002. (*See Triggered Appropriations for more detail on the conditions of these appropriations.*)

**Information Systems Subprogram** — This subprogram designs, maintains, and operates automated computer systems to support enforcement, investigative, and administrative functions of the agency. This subprogram receives General Fund monies.

**Criminal Information and Licensing Subprogram** — This subprogram manages the Arizona central state repository of criminal history information and the statewide Arizona Automated Fingerprint Identification System (AZAFIS). This subprogram also administers the concealed weapons, sex offender registration, private investigator and security guard licensing, and firearms clearance programs. This subprogram receives General Fund, Highway Patrol Fund, Automated Fingerprint ID Fund, and CJEF monies.

The approved amount includes a FY 2002 General Fund increase of \$121,000 and 2 FTE Positions above FY 2001 and a FY 2003 General Fund increase of \$83,500 and 2 FTE Positions above FY 2001 for Precursor Chemical Enforcement. The FY 2003 amount is lower due to elimination of one-time equipment. The approved amount funds 1 officer and 1 administrative position to track, report, and investigate sales of chemicals deemed to be precursors of methamphetamine.

The approved amount includes an increase of 2 FTE Positions in both FY 2002 and FY 2003 above FY 2001 for positions funded through Laws 2000, Chapter 178. Monies for these positions were included in the base appropriations.

In addition, Laws 2001, Chapter 235, appropriates \$160,000 in both FY 2002 and FY 2003 from the General Fund for sex offender notification. These appropriations are contingent on the availability of excess revenues in FY 2001 and FY 2002. (*See Triggered Appropriations for more detail on the conditions of these appropriations.*)

**Governor's Office of Highway Safety Program** — This program develops, promotes, and implements effective education, engineering, and enforcement programs toward ending preventable vehicle accidents and works to reduce economic costs associated with vehicle use and highway travel. This program receives funds from the State Highway Fund.

**Additional Appropriations: Appropriations: Highway Patrol (Chapter 1)** — This bill appropriates \$4,622,600 and 58 FTE Positions in FY 2002 and \$7,598,000 and an

additional 58 FTE Positions in FY 2003 from HURF for highway patrol personnel and operating expenditures. A portion of the funding is provided on a half-year basis to account for the phasing in over a fiscal year. DPS will add 29 officers every 6 months over the biennium. Full year funding for the 116 new officers will not occur until FY 2004.

The bill also appropriates \$5,442,200 in FY 2002 and \$6,255,400 in FY 2003 from HURF for the replacement of highway patrol vehicles. The bill allows replacement of 174 Highway Patrol vehicles in FY 2002 and 200 in FY 2003 and provides a vehicle with less than 100,000 miles to every sworn officer in the Highway Patrol Bureau. The Legislature has traditionally approved replacement of highway patrol vehicles with over 100,000 miles.

In addition, the bill appropriates \$850,100 in FY 2002 and \$1,700,200 in FY 2003 from HURF for overtime expenditures associated with highway patrol officers. The increase in overtime monies increases DPS' overtime budget to 3.1% of Personal Services in FY 2002 and 4.8% in FY 2003. These monies are appropriated from HURF to the Highway Patrol Program.

**Vetoed Appropriations: Community College Funding: Study Committee (H.B. 2333)** — This bill appropriated \$250,000 from the General Fund in both FY 2002 and FY 2003 to the Arizona Peace Officers Standards and Training (APOST) Board for completion of construction of the law enforcement training center at Central Arizona College's Signal Peak campus. The Governor vetoed this bill.

**Triggered Appropriations: Conditional Appropriations: Taxation: Revenue Forecasts (Chapter 235)** — This act appropriates \$338,700 in FY 2002 and \$1,141,300 in FY 2003 from the General Fund to DPS for 3 separate issues if FY 2001 General Fund revenues exceed the forecast by \$104,131,000. Prior to September 1, 2001, JLBC and OSPB will calculate total FY 2001 revenues and determine if sufficient monies are available to trigger the appropriations.

First, the act appropriates \$178,700 in FY 2002 and \$141,300 in FY 2003 to the Board of Fingerprinting Special Line Item for additional personnel and equipment costs. The appropriation funds 2 FTE Positions in both FY 2002 and FY 2003 to support an increase in appeals to the Board of Fingerprinting. (*See Fingerprint Board Special Line Item discussion for additional information on fingerprint appeals.*)

Second, the act appropriates \$160,000 in both FY 2002 and FY 2003 to the Criminal Information and Licensing Subprogram for additional personnel for sex offender notification. The appropriation funds 5 FTE Positions in both FY 2002 and FY 2003 to complete verification of all sex offender registration address records.

Third, the act appropriates \$840,000 in FY 2003 to the Communications Subprogram for replacement radio communications equipment, microwave towers, and associated infrastructure. This appropriation is the start of

a multi-year plan to replace the current analog communications system with a digital communications system.

If FY 2001 revenues do not exceed the forecast by the required amount, but FY 2002 General Fund revenues exceed the forecast by \$91,386,800, the act appropriates \$1,178,700 in FY 2003 from the General Fund to DPS for these 3 same issues. Prior to September 1, 2002, JLBC and OSPB will calculate total FY 2002 revenues and determine if sufficient monies are available to trigger the appropriations.

In this circumstance, the contingent appropriations are as follows: 1) \$178,700 in FY 2003 to the Board of Fingerprinting, 2) \$160,000 in FY 2003 for sex offender notification, and 3) \$840,000 in FY 2003 for replacement radio communications equipment, microwave towers, and associated infrastructure. *(For more information on this and other triggered appropriations see the "Summary of Appropriations Triggered by Revenues" table at the front of this report.)*

As mentioned earlier, the Legislature suspended the schedule by lifting the cap for FY 2002 and FY 2003. Because the FY 2002 and FY 2003 appropriation from each fund is above \$10,000,000, this issue will need to be addressed again in FY 2004.

[Click here to return to the Table of Contents](#)

<b>DPS Triggered Appropriations</b>			
<b>Program/Issue</b>	<b>FY 2001 Revenue</b>		<b>FY 2002 Revenue</b>
	<b>FY 2002</b>	<b>FY 2003</b>	<b>FY 2003</b>
Fingerprinting Board SLI — fingerprinting staff	\$ 178,700	\$ 141,300	\$ 178,700
Criminal Information and Licensing — sex offender notification	160,000	160,000	160,000
Communications — radio infrastructure replacement	-0-	840,000	840,000
<b>Total Appropriation</b>	<b>\$ 338,700</b>	<b>\$1,141,300</b>	<b>\$1,178,700</b>

**Additional Legislation: Omnibus Budget Reconciliation; Public Finances (Chapter 238)** — Continues to redirect 9% of CJEF revenues to DPS to fund the operations of the department's crime lab in FY 2002 and FY 2003. This redirection first occurred in FY 1998 and is continued through FY 2003. Prior to FY 1998, these monies were deposited into the General Fund.

Chapter 238 also suspends for FY 2002 and FY 2003 the schedule established by A.R.S. § 28-6537 and A.R.S. § 28-6993 reducing the level of HURF and State Highway Fund monies available to fund DPS patrol costs. Suspending this schedule removes the spending cap in FY 2002 and FY 2003. Without this change, HURF and State Highway Fund monies available to DPS would be \$10,000,000 per fund in both FY 2002 and FY 2003.

Beginning in FY 1995, Laws 1993, Chapter 249 capped the amount of HURF and State Highway Fund monies available to DPS and established a schedule reducing this amount by \$2,500,000 per fund per year until FY 2000, when the department's use of these monies would stabilize at \$10,000,000 per fund. As part of the FY 2000 and FY 2001 biennial budget, the Legislature suspended this schedule for FY 2000 and FY 2001 with HURF and State Highway Fund monies remaining at \$12,500,000 per fund per year rather than dropping to \$10,000,000 per fund.