

## Department of Public Safety

JLBC: Kimberly Cordes-Sween

OSPB: Melissa Harto

DESCRIPTION	FY 2008 ACTUAL	FY 2009 ESTIMATE	FY 2010 JLBC
<b>OPERATING BUDGET</b>			
<i>Full Time Equivalent Positions</i>	2,108.8	2,114.8	2,114.8
Personal Services	107,292,200	104,816,400	104,816,400
Employee Related Expenditures	48,635,200	54,819,900	54,819,900
Professional and Outside Services	789,500	1,462,100	1,462,100
Travel - In State	656,500	612,000	612,000
Travel - Out of State	276,700	195,900	195,900
Other Operating Expenditures	28,786,500	23,873,700	23,873,700
Equipment	10,832,300	11,375,600	10,598,600
<b>OPERATING SUBTOTAL</b>	<b>197,268,900</b>	<b>197,155,600</b>	<b>196,378,600</b>
<b>SPECIAL LINE ITEMS</b>			
GIITEM	31,745,900	32,306,200	32,306,200
Highway Patrol Safety Equipment	3,000,000	0	0
Motor Vehicle Fuel	3,935,500	3,935,500	3,935,500
Statewide Interoperability Design	893,400	0	0
DNA Testing	805,300	980,000	980,000
Photo Radar Enforcement	0	22,534,300	22,534,300
<b>AGENCY TOTAL</b>	<b>237,649,000</b>	<b>256,911,600</b>	<b>256,134,600</b>
<b>FUND SOURCES</b>			
General Fund	133,372,000	63,459,700	63,459,700
<u>Other Appropriated Funds</u>			
Automated Fingerprint Identification System Fund	2,720,500	3,293,400	3,293,400
Crime Laboratory Assessment Fund	5,881,400	5,847,900	5,847,900
Criminal Justice Enhancement Fund	3,290,300	3,292,100	3,292,100
Deoxyribonucleic Acid (DNA) Identification System Fund	4,754,900	4,604,600	4,604,600
Highway Patrol Fund	20,376,200	22,223,300	21,446,300
Highway User Revenue Fund	10,000,000	84,949,500	84,949,500
Motorcycle Safety Fund	0	205,000	205,000
Parity Compensation Fund	3,398,300	3,539,500	3,539,500
Photo Enforcement Fund	0	22,534,300	22,534,300
Risk Management Fund	291,300	296,200	296,200
Safety Enforcement and Transportation Infrastructure Fund	1,564,100	1,615,600	1,615,600
State Highway Fund	52,000,000	41,050,500	41,050,500
SUBTOTAL - Other Appropriated Funds	104,277,000	193,451,900	192,674,900
<b>SUBTOTAL - Appropriated Funds</b>	<b>237,649,000</b>	<b>256,911,600</b>	<b>256,134,600</b>
Other Non-Appropriated Funds	45,769,600	63,371,300	50,327,200
Federal Funds	36,061,800	35,748,100	32,145,600
<b>TOTAL - ALL SOURCES</b>	<b>319,480,400</b>	<b>356,031,000</b>	<b>338,607,400</b>

### CHANGE IN FUNDING SUMMARY

	FY 2009 to FY 2010 JLBC	
	\$ Change	% Change
General Fund	0	0.0%
Other Appropriated Funds	(777,000)	(0.4%)
Total Appropriated Funds	(777,000)	(0.3%)
Non-Appropriated Funds	(16,646,600)	(18.2%)
Total - All Sources	(17,423,600)	(5.0%)

**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 2006	FY 2007	FY 2008	FY 2010
	Actual	Actual	Actual	JLBC
• % of scientific analysis cases over 30 calendar days old	6.2	3.6	4.7	4.0
• % of system reliability of the Arizona Automated Fingerprint Identification Network (AZAFIN)	98	98	99.6	98
• Clandestine labs dismantled	66	36	27	30

**Operating Budget**

The JLBC includes \$196,378,600 and 1,943 FTE Positions for the operating budget in FY 2010. These amounts consist of:

General Fund	\$27,449,300
Deoxyribonucleic Acid (DNA) Identification System Fund	3,624,600
Automated Fingerprint Identification System (AFIS) Fund	3,293,400
Crime Laboratory Assessment Fund (CLAF)	5,847,900
Criminal Justice Enhancement Fund (CJEF)	3,292,100
Highway Patrol Fund	21,215,000
Highway User Revenue Fund (HURF)	84,949,500
Motorcycle Safety Fund	205,000
Parity Compensation Fund	3,539,500
Risk Management Fund	296,200
Safety Enforcement and Transportation Infrastructure Fund (SETIF)	1,615,600
State Highway Fund	41,050,500

The FY 2010 adjustments would be as follows:

**Equipment Issues**

**Helicopter Lease-Purchase**

**Agreement Expiration OF (777,000)**

The adjustment would decrease helicopter lease-purchase payments by \$(777,000) from the Highway Patrol Fund in FY 2010. DPS purchased 1 replacement helicopter in FY 2007 using a 3-year lease-purchase agreement. The last payment would be made in FY 2009.

**Highway Patrol Vehicle**

**Replacement OF 0**

The adjustment would continue \$6,780,000 from HURF for the replacement of Highway Patrol vehicles in FY 2010. This amount is unchanged from FY 2009. These monies would replace approximately 182 Highway Patrol vehicles at a cost of \$37,103 per vehicle.

**Radio and Infrastructure**

**GF 0**

**Equipment Replacement**

**OF 0**

The adjustment would continue \$677,300 for radio and infrastructure equipment replacement in FY 2010. This amount consists of:

General Fund	147,300
CJEF	53,800
HURF	357,200
State Highway Fund	119,000

These amounts are unchanged from FY 2009. The equipment to be replaced includes portable radios, mobile radios, base stations, and telecommunications infrastructure.

**Crime Lab Equipment**

**Replacement OF 0**

The adjustment would continue \$700,000 for crime laboratory equipment replacement in FY 2010. This amount consists of:

DNA Fund	133,100
Arizona Highway Patrol Fund	566,900

These amounts are unchanged from FY 2009. This funds the replacement of the following: gas chromatograph/mass spectrometers (\$255,000), liquid chromatograph/dual mass spectrometer (\$250,000), trace comparison microscope (\$60,000), enzyme linked immunosorbent assay (\$60,000), bullet recovery tank (\$30,000), superglue/humidity chambers (\$24,000), and hydrogen generators (\$21,000).

**GIITEM**

The JLBC includes \$32,306,200 and 171.8 FTE Positions from the General Fund for the Gang and Immigration Intelligence Team Enforcement Mission (GIITEM) in FY 2010. These amounts are unchanged from FY 2009.

The GIITEM Special Line Item is comprised of monies for the following GIITEM functions, including: 1) \$9,947,300 for gang enforcement, investigation, and interdiction, 2)

\$10,358,900 for at least 50 sworn DPS positions to be used for immigration enforcement and border security and up to 50 DPS positions to expand GIITEM's public awareness, investigation, and intelligence efforts, 3) \$10,000,000 for local gang and immigration enforcement grants, 4) \$1,000,000 for distribution to county attorneys to fund the prosecution of gang-related offenses, and 5) \$1,000,000 for crime analysts associated with the state gang intelligence database (GangNet). *Table 1* identifies the various functions, as well as their corresponding allocations.

<b>Function/Purpose:</b>	<b>FY 2010</b>
Gang Enforcement & Investigation	\$ 9,947,300
DPS Immigration Personnel	10,358,900
Local Immigration Enforcement Grants	10,000,000
Grants for County Attorneys	1,000,000
GangNet Upgrade & Crime Analysts	1,000,000
<b>TOTAL</b>	<b>\$32,306,200</b>

### **Highway Patrol Safety Equipment**

The JLBC includes no funding for Highway Patrol Safety Equipment in FY 2010. This amount is unchanged from FY 2009. Beginning in FY 2009, Laws 2008, Chapter 286 redirects funding for Highway Patrol Safety Equipment through the non-appropriated Public Safety Equipment Fund. As a result, these monies are no longer reflected in this Special Line Item.

*Background* – Monies in this line item previously consisted of funding originally appropriated through Laws 2005, Chapter 307. Chapter 307 appropriated \$3,000,000 from the General Fund to DPS to purchase of protective body armor, electronic stun gun devices, and other safety equipment. The \$3,000,000 General Fund appropriation was offset by increased revenue from additional Driving or Operating Under the Influence assessments. As indicated above, Laws 2008, Chapter 286 now redirects this funding through the non-appropriated Public Safety Equipment Fund.

### **Motor Vehicle Fuel**

The JLBC includes \$3,935,500 for Motor Vehicle Fuel in FY 2010. This amount consists of:

General Fund	3,704,200
Arizona Highway Patrol Fund	231,300

These amounts are unchanged from FY 2009.

The Motor Vehicle Fuel Special Line Item provides and tracks monies appropriated to DPS for motor vehicle fuel.

### **Statewide Interoperability Design**

The JLBC includes no funding for the Statewide Interoperability Design in FY 2010. This amount is unchanged from FY 2009. Beginning in FY 2009, Laws 2008, Chapter 286, transferred the Public Safety Communications Commission from DPS to the Government Information Technology Agency.

*Background* – Monies in this line item previously consisted of funding for DPS' Public Safety Communication Commission (PSCC), allowing the agency to develop and implement a standard based system that provides interoperability between public safety agencies' communications statewide. Radio interoperability allows public safety personnel from 1 agency to communicate, via mobile radio, with personnel from other agencies. As indicated above, Laws 2008, Chapter 286 transferred the Public Safety Communications Commission from DPS to the Government Information Technology Agency. (*Please see the Government Information Technology Agency narrative for additional information.*)

### **DNA Testing**

The JLBC includes \$980,000 from the DNA Identification System Fund for DNA testing in FY 2010. This amount is unchanged from FY 2009. The JLBC baseline, however, includes a statutory change that reduces DPS' FY 2010 advance appropriation included in Laws 2007, Chapter 261, from \$3,484,000, to \$980,000. The statutory change reducing the FY 2010 advance appropriation is anticipated to further delay the construction of a new parking garage and a DNA database lab. (*Please see "Statutory Changes" for additional information.*)

*Background* – Laws 2007, Chapter 261 originally appropriated \$1,980,000 in FY 2008, \$2,980,000 in FY 2009, \$3,484,000 in FY 2010, \$3,440,000 in FY 2011, and \$3,520,000 in FY 2012 from the Arizona DNA Identification System Fund to fund the operating costs of the expanded testing provisions, as well as the design and construction of an expanded crime lab in Phoenix. The revised FY 2009 budget, however, reduced the FY 2009 advance appropriation by \$(2,000,000) to delay construction of a new parking garage.

### **Photo Radar Enforcement**

The JLBC includes \$22,534,300 from the Photo Enforcement Fund for photo radar enforcement in FY 2010. This amount is unchanged from FY 2009. It is the intent of the Legislature, however, that if contract payments paid to the private vendor for operation of the photo enforcement program are less than the amount originally used as a basis for calculating the \$22,534,300 appropriation, the \$22,534,300 would be reduced accordingly.

*Background* – Laws 2008, Chapter 286 created the statewide photo enforcement system, as well as the Photo Enforcement Fund, which will receive photo citation and notice of violation revenue. Photo radar citations under the statewide photo enforcement system will not result in points incurred on a driver's license. All issued citations or notices of violation, however, do include a fine of \$165 and a 10% clean elections surcharge (bringing the total payment to \$181.50). DPS funding for the system includes \$2,173,000 for DPS staff expenses and \$20,361,300 for DPS payment of private vendor contracts related to operation of the photo cameras and processing citations. In addition to these monies, \$4,056,600 is included in the Supreme Court budget for processing of photo enforcement citations. After payment of expenses, the Photo Enforcement Fund is allowed to retain \$250,000 as a balance at the end of each calendar quarter. All fund balances above that amount are transferred to the General Fund. Due to uncertainty in collections, the JLBC does not include a specific estimate of photo radar fines being deposited to the General Fund in FY 2010.

In July 2009, DPS awarded a 2-year contract to a private vendor for operation of the photo enforcement cameras. DPS plans to oversee 100 speed cameras statewide, including 60 stationary cameras and 40 mobile van systems. DPS anticipates that all 100 cameras will be operational by January 2009.

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**FORMAT** — Operating Lump Sum with Special Line Items by Agency

#### **FOOTNOTES**

##### *Standard Footnotes*

Of the \$32,306,200 appropriated to GIITEM, \$10,000,000 is to be used for the multijurisdictional task force known as the Gang and Immigration Intelligence Team Enforcement Mission (GIITEM). If the Department of Public Safety uses any of the monies appropriated for GIITEM for an agreement or contract with a city, town, county or other entity to provide services for the GIITEM program, the city, town, county or other entity shall provide not less than 20% of the cost of the services and the Department of Public Safety shall provide not more than 80% of the cost PERSONAL SERVICES AND EMPLOYEE RELATED EXPENDITURES for each agreement or contract, BUT MAY FUND ALL CAPITAL RELATED EQUIPMENT. ~~The distribution of these monies are contingent on the department of public safety entering into a 287 memorandum of understanding with the United States Department of Homeland Security.~~ RECOGNIZING THAT STATES HAVE INHERENT AUTHORITY TO ARREST FOR ANY IMMIGRATION VIOLATION, THERE CONTINUES TO BE A BENEFIT FROM A 287G AGREEMENT, ADDITIONAL TRAINING, AND A PARTNERSHIP WITH IMMIGRATION AND CUSTOMS ENFORCEMENT AND THE FEDERAL

GOVERNMENT. IF THE PERSON WHO IS ARRESTED IS AN ALIEN, THE PERSON'S IMMIGRATION STATUS SHALL BE VERIFIED WITH THE FEDERAL GOVERNMENT PURSUANT TO UNITED STATES CODE SECTION 1373(c). The \$10,000,000 is to be used for ~~functions relating to GANG ENFORCEMENT, immigration enforcement, WORKSITE ENFORCEMENT AND including border security and border personnel.~~ As state and local law enforcement officers ~~trained pursuant to a 287 memorandum of understanding~~ come into ANY LAWFUL contact WITH ANY SUSPECTED ILLEGAL ALIEN OR with gang or suspected gang members and there is reason to believe that the individual has entered or remained in the United States illegally, the use of these monies is contingent on law enforcement agencies verifying the immigration status of these individuals and taking appropriate action ~~that will not jeopardize an ongoing investigation or damage an informant relationship with a law enforcement agency.~~ The \$10,000,000 is exempt from the provisions of section 35-190, Arizona Revised Statutes, relating to the lapsing of appropriations, ~~except that all unexpended and unencumbered monies shall revert on June 30, 2009.~~ The department shall submit an expenditure plan to the Joint Legislative Budget Committee for review before expending any monies not identified in the department's previous expenditure plans. Within thirty days after the last day of each calendar quarter, the department shall provide a summary of quarterly and year-to-date expenditures and progress to the Joint Legislative Budget Committee. ALL SWORN GIITEM OFFICERS EFFORTS INCLUDE: 1) ARRESTING ILLEGAL ALIENS, 2) RESPONDING TO OR ASSISTING ANY LAW ENFORCEMENT OFFICER'S REQUEST, COUNTY OR COUNTY ATTORNEY IN INVESTIGATING COMPLAINTS OF EMPLOYERS HIRING ILLEGAL ALIENS, 3) INVESTIGATING CRIMES OF IDENTITY THEFT IN THE CONTEXT OF HIRING ILLEGAL ALIENS AND THE UNLAWFUL ENTRY INTO THE COUNTRY, AND 4) TAKING ENFORCEMENT ACTION, AS PERMITTED UNDER FEDERAL LAW AND ARTICLE VI OF THE U.S. CONSTITUTION.

OF THIS \$10,000,000:

1) \$2,000,000 IS ALLOCATED TO THE SHERIFF'S OFFICE OF A COUNTY WITH A POPULATION OF MORE THAN TWO MILLION PERSONS FOR HUMAN SMUGGLING AND IMMIGRATION ENFORCEMENT. THE SHERIFF MAY CONTRACT WITH THE COUNTY ATTORNEY FOR IMMIGRATION ENFORCEMENT AND PROSECUTION PURPOSES. IT IS THE INTENT OF THE LEGISLATURE THAT THE ALLOCATION OF THESE MONIES INCLUDE FUNDING FOR IMMIGRATION ENFORCEMENT AND TRANSPORTATION AS DISCUSSED AND REVIEWED BY THE JOINT LEGISLATIVE BUDGET COMMITTEE AT ITS OCTOBER 2007 MEETING.

2) \$1,600,000 IS ALLOCATED TO THE DEPARTMENT OF PUBLIC SAFETY FOR THE VIOLENT FELONY AND FUGITIVE TASK FORCE ESTABLISHED IN EXECUTIVE ORDER 2008-22 FOR THE ACTIVITIES OF THE TASK FORCE. THIS TASK FORCE IS TO FUNCTION AS A PART OF GIITEM AS A MULTIJURISDICTIONAL STATEWIDE TASK FORCE. THE EXPENDITURE PLAN FOR THESE MONIES IS SUBJECT TO REVIEW BY THE JOINT LEGISLATIVE BUDGET COMMITTEE BEFORE EXPENDITURE.

Of the \$32,306,200 appropriated to GIITEM, \$10,358,900 is to be used for 100 Department of Public Safety GIITEM personnel ~~located anywhere in this state~~. The additional staff shall include ~~at least fifty sworn~~ Department of Public Safety positions to be used for immigration enforcement, INVESTIGATION, INTELLIGENCE EFFORTS and border security ~~and up to fifty Department of Public Safety positions to expand GIITEM's public awareness, investigation and intelligence efforts~~. The additional positions would assist GIITEM in various efforts, including arresting illegal aliens, responding to OR ASSISTING ANY COUNTY ATTORNEY IN ~~and~~ investigating complaints of employers hiring illegal aliens, investigating crimes of identity theft in the context of hiring illegal aliens and the unlawful entry into the country and taking enforcement action, as permitted under federal law and article VI of the U.S. Constitution. As state and local law enforcement officers ~~trained pursuant to a 287 memorandum of understanding~~ come into contact with gang or suspected gang members and there is reason to believe that the individual has entered or remained in the United States illegally, the use of these monies is contingent on law enforcement agencies verifying the immigration status of these individuals and taking appropriate action ~~that will not jeopardize an ongoing investigation or damage an informant relationship with a law enforcement agency~~. The department shall submit an expenditure plan to the Joint Legislative Budget Committee for review before expending any monies not identified in the department's previous expenditure plans. Within thirty days after the last day of each calendar quarter, the department shall provide a summary of quarterly and year-to-date expenditures and progress to the Joint Legislative Budget Committee FOR FY 2010 APPROPRIATIONS AND ANY PRIOR YEAR APPROPRIATIONS THAT WERE NON-LAPSING.

Any monies remaining in the Department of Public Safety joint account on June 30, 2010 shall revert to the funds from which they were appropriated. The reverted monies shall be returned in direct proportion to the amounts appropriated.

#### *New Footnotes*

Within 30 days after the last day of each calendar quarter, the department shall report to the Joint Legislative Budget

Committee all of the following quarterly and year-to-date photo radar enforcement information:

1. The total number of a) issued citations or notices of violation, b) paid citations or notices of violation, c) notices of violation that were referred to courts, and d) mobile or stationary cameras in operation.
2. The total amount of citation and notice of violation revenue generated, including how much revenue was distributed a) for DPS staff expenses, b) for DPS vendor payments, c) to the Administrative Office of the Courts (AOC) for processing of citations and d) to the state General Fund.

#### *Deletion of Prior Year Footnotes*

The JLBC would delete the legislative intent statement regarding the FY 2010 sworn officer salary adjustment since that issue will be addressed within this budget cycle.

The JLBC would delete the FY 2009 operating lump sum appropriation footnote since that footnote does not apply to FY 2010.

#### **STATUTORY CHANGES**

The JLBC would:

- As session law, continue to redirect 9% of CJEF revenues, formerly deposited into the General Fund, to DPS to fund the department's crime lab operations.
- As permanent law, eliminate the statutory caps limiting the level of HURF and SHF monies available to fund DPS highway patrol costs.
- As session law, reduce the \$3,484,000 appropriated from the DNA Identification System Fund by Laws 2007, Chapter 261 in FY 2010, to \$980,000. These monies were originally appropriated to fund the operating costs of the expanded testing provisions, as well as the design and construction of an expanded crime lab in Phoenix.
- As session law, continue to allow the Director of the Department of Public Safety (DPS) to increase fees in FY 2010 for crime lab services and exempt the agency from the rule making process for another year for the purpose of raising fees. DPS would not provide services if fees were not paid.

#### **OTHER ISSUES FOR LEGISLATIVE CONSIDERATION**

##### *Sworn Salary Adjustment Shift*

The JLBC includes a shift of \$1,274,100 that DPS received in the FY 2009 budget for salary increases from the Sworn Officer Salary Adjustments Special Line Item, as monies appeared in the FY 2009 General Appropriation Act, into the department's operating budget where remaining monies appear. The FY 2009 General Appropriation Act included a legislative intent statement indicating that \$1,274,100 would be appropriated in FY 2010 to complete the 5-year officer pay plan; however, due to current budget

shortfall issues, this issue is currently not included in the JLBC Baseline.

SUMMARY OF FUNDS	FY 2008 Actual	FY 2009 Estimate
<b>Anti-Racketeering Fund</b> (PSA3123/A.R.S. § 13-2314.01)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Any monies obtained as a result of a Department of Public Safety (DPS) seizure and forfeiture by the Attorney General are deposited into this fund. The forfeitures are made under the Racketeering Influenced and Corrupt Organization (RICO) laws.		
<b>Purpose of Fund:</b> For the investigation and prosecution of any offense relating to racketeering. These funds may also be used for gang prevention programs, substance abuse prevention programs and substance abuse education programs.		
<b>Funds Expended</b>	12,261,500	17,000,400
<b>Year-End Fund Balance</b>	20,469,000	7,429,100
<b>Automated Fingerprint Identification System Fund</b> (PSA2286/A.R.S. § 41-2414)		<b>Appropriated</b>
<b>Source of Revenue:</b> A 6.46% allocation from the Criminal Justice Enhancement Fund (CJEF). CJEF consists of a 47% penalty assessment on fines, violations, forfeitures and penalties imposed by the courts for criminal offenses and civil motor vehicle statute violations.		
<b>Purpose of Fund:</b> For operation and maintenance of the Arizona Automated Fingerprint Identification System.		
<b>Funds Expended</b>	2,720,500	3,293,400
<b>Year-End Fund Balance</b>	1,355,800	710,000
<b>Conferences, Workshops and Other Education Fund</b> (PSA2700/A.R.S. § 41-1713)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Conference registration fees.		
<b>Purpose of Fund:</b> To cover expenditures of conferences held by the Governor's Office of Highway Safety.		
<b>Funds Expended</b>	47,800	40,500
<b>Year-End Fund Balance</b>	114,400	81,000
<b>Crime Laboratory Assessment Fund</b> (PSA2282/A.R.S. § 41-2415)		<b>Appropriated</b>
<b>Source of Revenue:</b> A 2.3% allocation of CJEF. DPS retains 55% of this fund and distributes the remaining funds to political subdivisions that operate crime laboratories. In addition to the 2.3% allocation, DPS is authorized by session law to receive 9% of CJEF revenues that were previously deposited into the General Fund. These additional funds are exempt from distribution to political subdivisions. CJEF consists of a 47% penalty assessment on fines, violations, forfeitures and penalties imposed by the courts for criminal offenses and civil motor vehicle statute violations.		
<b>Purpose of Fund:</b> To provide enhanced crime lab services, purchase and maintain scientific equipment, and train crime lab forensic scientists.		
<b>Funds Expended</b>	5,881,400	5,847,900
<b>Year-End Fund Balance</b>	646,100	304,100
<b>Criminal Justice Enhancement Fund</b> (PSA3702/A.R.S. § 41-2401)		<b>Partially-Appropriated</b>
<b>Source of Revenue:</b> An 85% allocation of an 8.56% distribution from CJEF. CJEF consists of a 47% penalty assessment on fines, violations, forfeitures and penalties imposed by the courts for criminal offenses and civil motor vehicle statute violations.		
<b>Purpose of Fund:</b> For direct operating expenses for the DPS.		
<b>Appropriated Funds Expended</b>	3,290,300	3,292,100
<b>Non-Appropriated Funds Expended</b>	0	0
<b>Year-End Fund Balance</b>	1,119,300	1,374,400
<b>Deoxyribonucleic Acid (DNA) Identification System Fund</b> (PSA2337/A.R.S. § 41-2419)		<b>Appropriated</b>
<b>Source of Revenue:</b> A 15% allocation of an 8.56% distribution from CJEF, monies collected from individuals subjected to DNA testing who have the financial ability to pay for tests, and contributions from any other sources. CJEF consists of a 47% penalty assessment on fines, violations, forfeitures and penalties imposed by the courts for criminal offenses and civil motor vehicle statute violations. Laws 2007, Chapter 261 increased the existing 3% penalty assessment (authorized by Laws 2002, Chapter 226) to 7% until December 31, 2011, after which the penalty assessment will decrease to 6%. The additional penalty assessment is similar to the CJEF assessments.		
<b>Purpose of Fund:</b> To implement, operate and maintain DNA testing and administrative costs.		
<b>Funds Expended</b>	4,754,900	4,604,600
<b>Year-End Fund Balance*</b>	738,800	(388,100)

SUMMARY OF FUNDS	FY 2008 Actual	FY 2009 Estimate
<b>DPS Administration Fund (PSA2322/A.R.S. § 41-1713)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> State and local grants and donations.		
<b>Purpose of Fund:</b> For administering state and local grants such as Emergency Medical Services Communications, Arizona Criminal Justice Commission, Forensics, Fines Management and the DPS Criminal Justice Enhancement Fund project, as well as for operational costs of the Criminal Justice Information System.		
<b>Funds Expended</b>	1,306,600	2,110,300
<b>Year-End Fund Balance</b>	1,179,100	671,400
<b>DPS Licensing Fund (PSA2490/A.R.S. § 32-2408)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Fees collected from Private Investigator and Security Guard license applicants.		
<b>Purpose of Fund:</b> For the operational and equipment costs of regulating the private investigator and security guard industry.		
<b>Funds Expended</b>	1,044,700	1,190,700
<b>Year-End Fund Balance</b>	419,100	392,800
<b>Driving Under the Influence Abatement Fund (PSA2422/A.R.S. § 28-1304)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> A fee of \$250 to be paid by every offender convicted of an extreme driving under the influence (DUI) offense. An extreme DUI violation is defined as a person possessing a blood alcohol concentration of 0.15 or greater.		
<b>Purpose of Fund:</b> To fund DUI-related programs. The Oversight Council on Driving or Operating Under the Influence Abatement distributes 25% of the revenues to fund pilot programs that use emerging technologies to deter occurrences of driving under the influence; and at least 70% of the monies to fund subdivisions and tribal governments that apply for monies for enforcement and alcohol abuse treatment services. The Arizona Criminal Justice Commission staffs the Council. The Arizona Department of Transportation (ADOT) and DPS receive grant funds from the Council. Not more than 5% of the monies are to be used for administrative purposes of the Oversight Council on Driving or Operating Under the Influence Abatement or payment of the costs of notification.		
<b>Funds Expended</b>	0	0
<b>Year-End Fund Balance</b>	0	0
<b>Families of Fallen Police Officers Special Plate Fund (PSA2386/A.R.S. § 41-1721)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Receives \$17 of the \$25 fee paid for an original or renewal of a Family of Fallen Police Officer Special License Plate.		
<b>Purpose of Fund:</b> For a nonprofit corporation in the state that demonstrates a commitment to helping in the healing of family survivors of police officers who died in the line of duty in this state.		
<b>Funds Expended</b>	32,000	50,000
<b>Year-End Fund Balance</b>	2,800	2,800
<b>Federal Grants and Reimbursements (PSA2000/A.R.S. § 41-1833)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Federal grants.		
<b>Purpose of Fund:</b> To administer Federal Highway Administration grants, various Homeland Security grants, the High Intensity Drug Trafficking Area program, organized crime financial investigations, the Rocky Mountain Information Network, the Motor Carrier Safety Assistance program, and the Department of Justice Victims of Crime Act monies.		
<b>Funds Expended</b>	36,061,800	35,748,100
<b>Year-End Fund Balance</b>	1,786,600	1,576,700
<b>Fingerprint Clearance Card Fund (PSA2433/A.R.S. § 41-1758.06)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Monies appropriated by the Legislature and fees charged to applicants or contract providers for a fingerprint clearance card.		
<b>Purpose of Fund:</b> To centralize fingerprinting services for state agencies. Revenues pay for the processing and issuance of fingerprint clearance cards.		
<b>Funds Expended</b>	3,129,700	3,018,400
<b>Year-End Fund Balance</b>	830,500	1,523,900

SUMMARY OF FUNDS	FY 2008 Actual	FY 2009 Estimate
<b>Fingerprinting Board Fund (PSA2435/A.R.S. § 41-619.56)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Legislative appropriations.		
<b>Purpose of Fund:</b> To fund the Board of Fingerprinting, which conducts good cause exception hearings for personnel who require a fingerprint clearance card.		
<b>Funds Expended</b>	555,500	585,900
<b>Year-End Fund Balance</b>	213,400	222,500
<b>Highway Patrol Fund (PSA2032/A.R.S. § 41-1752)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> A 0.43% premium tax paid by vehicle insurers, miscellaneous service fees, rewards, awards, insurance recoveries, and receipts from the sale or disposal of property held by the Highway Patrol.		
<b>Purpose of Fund:</b> To administer the provisions of law relating to the Highway Patrol and Highway Patrol Reserve.		
<b>Funds Expended</b>	20,376,200	22,223,300
<b>Year-End Fund Balance*</b>	3,217,800	(476,200)
<b>Highway User Revenue Fund (PSA3113/A.R.S. § 28-6533)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> Revenues collected from various highway-related taxes and fees, including the motor vehicle license tax.		
<b>Purpose of Fund:</b> To fund a portion of Highway Patrol costs.		
<b>Funds Expended</b>	10,000,000	84,949,500
<b>Year-End Fund Balance</b>	0	0
<b>IGA and ISA Fund (PSA2500/A.R.S. § 35-142)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Monies received through intergovernmental and interagency agreements. Beginning in FY 2009, this fund will also include revenues generated by charging local and county law enforcement agencies for crime lab services (Laws 2008, Chapter 291).		
<b>Purpose of Fund:</b> To execute intergovernmental and interagency service agreements.		
<b>Funds Expended</b>	11,330,600	21,570,000
<b>Year-End Fund Balance</b>	1,875,700	125,800
<b>Indirect Cost Recovery Fund (PSA9000/A.R.S. § 41-1713)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Charges made to interagency agreements and monies transferred from the department's appropriated and non-appropriated funds.		
<b>Purpose of Fund:</b> To pay department-wide administrative and overhead costs.		
<b>Funds Expended</b>	1,098,900	1,346,000
<b>Year-End Fund Balance</b>	1,846,800	1,431,500
<b>Motor Carrier Safety Revolving Fund (PSA2380/A.R.S. § 28-5203)</b>		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> The fund consists of monies appropriated by the Legislature; fines; forfeitures; fees and taxes applied to all manufacturers, shippers, motor carriers and drivers who transport or cause the transportation of hazardous material, substances or waste, as required by A.R.S. Title 28; and monies received from private grants or donations.		
<b>Purpose of Fund:</b> DPS conducts motor carrier safety investigations, the Motor Vehicle Division of ADOT administers hearings, and the Attorney General enforces civil penalties.		
<b>Funds Expended</b>	0	3,200
<b>Year-End Fund Balance</b>	3,300	100
<b>Motorcycle Safety Fund (PSA2479/A.R.S. § 28-2010)</b>		<b>Appropriated</b>
<b>Source of Revenue:</b> Receives \$1 of each motorcycle registration fee.		
<b>Purpose of Fund:</b> To implement and support voluntary motorcycle safety, education and awareness programs.		
<b>Funds Expended</b>	0	205,000
<b>Year-End Fund Balance</b>	239,200	429,200

SUMMARY OF FUNDS	FY 2008 Actual	FY 2009 Estimate
<b>Parity Compensation Fund</b> (PSA2510/A.R.S. § 41-1720)		<b>Appropriated</b>
<b>Source of Revenue:</b> Receives 1.51% of the portion of vehicle license tax revenues that otherwise would be deposited in the State Highway Fund.		
<b>Purpose of Fund:</b> To fund salary and benefit adjustments for law enforcement personnel.		
<b>Funds Expended</b>	3,398,300	3,539,500
<b>Year-End Fund Balance</b>	2,437,400	2,047,900
<b>Peace Officers' Training Fund</b> (PSA2049/A.R.S. § 41-1825)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Receives 16.64% of CJEF. CJEF is composed of a 47% penalty on fines and forfeitures imposed by the courts for criminal and civil motor vehicle statute violations.		
<b>Purpose of Fund:</b> For training costs, including the operation of the Arizona Law Enforcement Officers' Academy, grants to state agencies, cities and towns, and counties for training law enforcement officers and the operation of the Arizona Law Enforcement Officers' Advisory Council.		
<b>Funds Expended</b>	9,268,900	8,254,600
<b>Year-End Fund Balance</b>	1,014,600	867,800
<b>Photo Enforcement Fund</b> (PSA2390/A.R.S. § 41-1722)		<b>Appropriated</b>
<b>Source of Revenue:</b> Citation and notice of violation (NOV) revenue generated by the State Photo Enforcement System through use of fixed and mobile speed and red light enforcement cameras. The cost per citation or NOV is a fixed cost of \$165, which is all deposited into the Photo Enforcement Fund, plus a 10% clean elections surcharge. Any money remaining in the fund in excess of \$250,000 at the end of each quarter is deposited into the State General Fund.		
<b>Purpose of Fund:</b> To fund administrative and personnel costs incurred by DPS to oversee the State Photo Enforcement System, as well as for payment to privately contracted vendors for operation of photo enforcement cameras and the processing of citations. <i>(See the Supreme Court Summary of Funds section for other purposes of this fund.)</i>		
<b>Funds Expended</b>	0	22,534,300
<b>Year-End Fund Balance</b>	0	0
<b>Public Safety Equipment Fund</b> (PSA2391/A.R.S. § 41-1723)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> The first \$3 million in revenue generated by additional assessments of up to \$1,500 to be paid by every offender convicted of driving or operating under the influence (DUI and DOI) offenses, as established by Laws 2008, Chapter 286. Prior to this legislation, DPS received this extra DUI assessment funding via the General Fund beginning in FY 2006. In FY 2009, the first \$500,000 will be directly distributed to the Arizona Criminal Justice Commission for local law enforcement agencies to retrofit public safety vehicles for fire prevention.		
<b>Purpose of Fund:</b> For department purchase of protective body armor, electronic stun gun devices, and other safety equipment.		
<b>Funds Expended</b>	0	2,500,000
<b>Year-End Fund Balance</b>	0	0
<b>Records Processing Fund</b> (PSA2278/A.R.S. § 41-1750)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Fees charged to other agencies and local political subdivisions for costs of processing department reports and photographs of traffic accident scenes and processing criminal and non-criminal justice fingerprint cards through the federal government.		
<b>Purpose of Fund:</b> For fingerprint processing and department administrative costs.		
<b>Funds Expended</b>	5,375,600	5,678,100
<b>Year-End Fund Balance</b>	1,121,600	649,200
<b>Risk Management Fund</b> (PSA4216/A.R.S. § 41-1713)		<b>Appropriated</b>
<b>Source of Revenue:</b> Transfer from the Arizona Department of Administration Risk Management Fund.		
<b>Purpose of Fund:</b> For the planning costs of a tri-agency disaster recovery program for the DPS mainframe data center.		
<b>Funds Expended</b>	291,300	296,200
<b>Year-End Fund Balance</b>	159,300	159,100

SUMMARY OF FUNDS	FY 2008 Actual	FY 2009 Estimate
<b>Safety Enforcement and Transportation Infrastructure Fund</b> (PSA2108/A.R.S. § 28-6547)		<b>Appropriated</b>
<b>Source of Revenue:</b> Monies are transferred from the ADOT administered fund and include fees for commercial vehicle permits collected at southern ports of entry on the border with Mexico and interest earnings.		
<b>Purpose of Fund:</b> To fund commercial vehicle enforcement officers along the border, particularly in Yuma, Douglas and Nogales. (See the Arizona Department of Transportation Summary of Funds section for other purposes of this fund.)		
<b>Funds Expended</b>	1,564,100	1,615,600
<b>Year-End Fund Balance</b>	0	0
<b>Sex Offender Monitoring Fund</b> (PSA2372/A.R.S. § 13-3828)		<b>Appropriated</b>
<b>Source of Revenue:</b> Fees collected from individuals who must register as sex offenders.		
<b>Purpose of Fund:</b> To cover monitoring costs of registered sex offenders.		
<b>Funds Expended</b>	0	0
<b>Year-End Fund Balance</b>	39,100	59,100
<b>State Highway Fund</b> (PSA2030/A.R.S. § 28-6991)		<b>Appropriated</b>
<b>Source of Revenue:</b> Monies appropriated by the Legislature, a portion of the Highway User Revenue Fund, fees, penalties and revenue derived from traffic and vehicle regulation.		
<b>Purpose of Fund:</b> To fund a portion of Highway Patrol costs and cover expenses of state enforcement of traffic laws and state administration of traffic safety programs.		
<b>Funds Expended</b>	52,000,000	41,050,500
<b>Year-End Fund Balance</b>	0	0
<b>State Highway Work Zone Safety Fund</b> (PSA2480/A.R.S. § 28-710)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> A 50% allocation of the additional assessment levied for civil traffic violations committed in a highway work zone.		
<b>Purpose of Fund:</b> To establish and maintain a public education campaign for highway work zone safety.		
<b>Funds Expended</b>	300,700	0
<b>Year-End Fund Balance</b>	109,800	402,000
<b>Statewide Donations</b> (PSA2025/A.R.S. § 41-1713)		<b>Non-Appropriated</b>
<b>Source of Revenue:</b> Donations from outside entities.		
<b>Purpose of Fund:</b> To fund the operating costs of the Red Badge Program, as well as the cost of publishing a children's safety calendar.		
<b>Funds Expended</b>	17,100	23,200
<b>Year-End Fund Balance</b>	69,600	46,400

\*As reported by the agency. Actual ending balance will not be negative.