

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 149, entitled

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate, amended to read as follows:

(attached)

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

Wayne Schmidt

Matt Maddock

Jim Stamas

Jeff Yaroch

Adam Hollier

Ronnie D. Peterson

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 149**

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the state transportation department for the fiscal year ending September 30, 2020, from the following funds:

STATE TRANSPORTATION DEPARTMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions	6.0
Full-time equated classified positions	2,818.3
GROSS APPROPRIATION	\$ 5,386,580,200



1	Total interdepartmental grants and intradepartmental	
2	transfers.....	3,974,300
3	ADJUSTED GROSS APPROPRIATION	\$ 5,382,605,900
4	Federal revenues:	
5	Federal aid - transportation programs	1,352,350,100
6	Total federal revenues	1,352,350,100
7	Special revenue funds:	
8	Local revenues	51,032,000
9	Private revenues	900,000
10	Total local and private revenues	51,932,000
11	Blue Water Bridge fund.....	24,879,600
12	Comprehensive transportation fund.....	353,651,700
13	Economic development fund.....	56,329,000
14	Intercity bus equipment fund.....	100,000
15	Local bridge fund.....	31,458,500
16	Michigan transportation fund.....	1,835,530,500
17	Qualified airport fund.....	5,850,000
18	Rail freight fund.....	6,000,000
19	State aeronautics fund.....	16,594,800
20	State trunkline fund.....	1,247,929,700
21	Total other state restricted revenues	3,578,323,800
22	State general fund/general purpose	\$ 400,000,000
23	Sec. 102. DEBT SERVICE	
24	Airport safety and protection plan	\$ 3,435,800
25	Blue Water Bridge fund.....	6,886,400
26	Comprehensive transportation	10,896,000
27	Economic development	11,638,000



1	Local bridge fund	2,380,700
2	State trunkline	<u>178,660,600</u>
3	GROSS APPROPRIATION	\$ 213,897,500
4	Appropriated from:	
5	Federal revenues:	
6	Federal aid - transportation programs	81,155,000
7	Special revenue funds:	
8	Blue Water Bridge fund	6,886,400
9	Comprehensive transportation fund	10,896,000
10	Economic development fund	11,638,000
11	Local bridge fund	2,380,700
12	State aeronautics fund	3,435,800
13	State trunkline fund	97,505,600
14	State general fund/general purpose	\$ 0
15	Sec. 103. COLLECTION, ENFORCEMENT, AND OTHER AGENCY	
16	SUPPORT SERVICES	
17	CTF grant to civil service commission	\$ 250,000
18	CTF grant to department of attorney general	106,400
19	CTF grant to department of technology, management, and	
20	budget	50,900
21	CTF grant to department of treasury	33,100
22	CTF grant to legislative auditor general	39,800
23	MTF grant to department of environment, Great Lakes,	
24	and energy	1,383,000
25	MTF grant to department of state for collection of	
26	revenue and fees	20,000,000
27	MTF grant to department of treasury	2,754,800



1	MTF grant to legislative auditor general	322,100
2	SAF grant to civil service commission	150,000
3	SAF grant to department of attorney general	185,100
4	SAF grant to department of technology, management, and	
5	budget.....	38,300
6	SAF grant to department of treasury	73,500
7	SAF grant to legislative auditor general	31,000
8	STF grant to civil service commission	6,321,000
9	STF grant to department of attorney general	2,076,800
10	STF grant to department of state police	11,903,300
11	STF grant to department of technology, management, and	
12	budget.....	1,460,000
13	STF grant to department of treasury	149,700
14	STF grant to legislative auditor general	<u>748,200</u>
15	GROSS APPROPRIATION	\$ 48,077,000
16	Appropriated from:	
17	Special revenue funds:	
18	Comprehensive transportation fund	480,200
19	Michigan transportation fund	24,459,900
20	State aeronautics fund	477,900
21	State trunkline fund	22,659,000
22	State general fund/general purpose	\$ 0
23	Sec. 104. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
24	Full-time equated unclassified positions	6.0
25	Full-time equated classified positions	252.3
26	Unclassified salaries--6.0 FTE positions	\$ 824,100
27	Asset management council	1,876,400



1	Business support services--42.0 FTE positions	6,749,400
2	Commission audit--29.3 FTE positions	3,481,400
3	Economic development and enhancement programs--10.0	
4	FTE positions.....	1,701,400
5	Finance, contracts, and support services--171.0 FTE	
6	positions.....	21,973,400
7	Property management	7,254,400
8	Road construction unionized labor study	50,000
9	Worker's compensation	<u>1,874,300</u>
10	GROSS APPROPRIATION	\$ 45,784,800
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	IDG for accounting service center user charges	3,974,300
14	Special revenue funds:	
15	Comprehensive transportation fund	1,588,000
16	Economic development fund	394,400
17	Michigan transportation fund	4,382,900
18	State aeronautics fund	717,200
19	State trunkline fund	34,728,000
20	State general fund/general purpose	\$ 0
21	Sec. 105. INFORMATION TECHNOLOGY	
22	Information technology services and projects	<u>\$ 39,035,000</u>
23	GROSS APPROPRIATION	\$ 39,035,000
24	Appropriated from:	
25	Federal revenues:	
26	Federal aid - transportation programs	520,500
27	Special revenue funds:	



1	Blue Water Bridge fund		56,300
2	Comprehensive transportation fund		228,900
3	Economic development fund		37,800
4	Michigan transportation fund		299,100
5	State aeronautics fund		178,500
6	State trunkline fund		37,713,900
7	State general fund/general purpose	\$	0
8	Sec. 106. TRANSPORTATION PLANNING		
9	Full-time equated classified positions	137.0	
10	Planning services--137.0 FTE positions	\$	39,409,300
11	Grants to regional planning councils		<u>488,800</u>
12	GROSS APPROPRIATION	\$	39,898,100
13	Appropriated from:		
14	Federal revenues:		
15	Federal aid - transportation programs		22,000,000
16	Special revenue funds:		
17	Comprehensive transportation fund		615,500
18	Michigan transportation fund		9,703,400
19	State aeronautics fund		15,200
20	State trunkline fund		7,564,000
21	State general fund/general purpose	\$	0
22	Sec. 107. DESIGN AND ENGINEERING SERVICES		
23	Full-time equated classified positions	1,506.3	
24	Program development and delivery--1,031.3 FTE		
25	positions	\$	97,795,300
26	System operations management--357.0 FTE positions		56,231,200
27	Business services--118.0 FTE positions		<u>17,154,300</u>



1	GROSS APPROPRIATION	\$	171,180,800
2	Appropriated from:		
3	Federal revenues:		
4	Federal aid - transportation programs		23,529,800
5	Special revenue funds:		
6	Comprehensive transportation fund		187,100
7	Michigan transportation fund		13,013,900
8	State aeronautics fund		160,300
9	State trunkline fund		134,289,700
10	State general fund/general purpose	\$	0
11	Sec. 108. HIGHWAY MAINTENANCE		
12	Full-time equated classified positions		760.7
13	State trunkline operations--760.7 FTE positions	\$	<u>405,641,800</u>
14	GROSS APPROPRIATION	\$	405,641,800
15	Appropriated from:		
16	Special revenue funds:		
17	State trunkline fund		405,641,800
18	State general fund/general purpose	\$	0
19	Sec. 109. ROAD AND BRIDGE PROGRAMS		
20	Cities and villages	\$	621,156,000
21	County road commissioners		1,114,091,700
22	Grants to local programs		33,000,000
23	Local agency wetland mitigation bank fund		2,000,000
24	Local bridge program		29,077,800
25	Local federal aid and road and bridge construction ...		278,400,300
26	Movable bridge fund		5,337,300
27	Rail grade crossing		3,000,000



1	Rail grade crossing-surface improvements	3,000,000
2	State trunkline federal aid and road and bridge	
3	construction.....	<u>1,329,604,600</u>
4	GROSS APPROPRIATION	\$ 3,418,667,700
5	Appropriated from:	
6	Federal revenues:	
7	Federal aid - transportation programs	1,065,094,800
8	Special revenue funds:	
9	Local funds	30,003,500
10	Blue Water Bridge fund	11,341,100
11	Local bridge fund	29,077,800
12	Michigan transportation fund	1,781,585,000
13	State trunkline fund	501,565,500
14	State general fund/general purpose	\$ 0
15	Sec. 110. FIXING MICHIGAN ROADS	
16	General fund fixing roads and bridges	400,000,000
17	GROSS APPROPRIATION	\$ 400,000,000
18	Appropriated from:	
19	Special revenue funds:	
20	State general fund/general purpose	\$ 400,000,000
21	Sec. 111. BLUE WATER BRIDGE	
22	Full-time equated classified positions	41.0
23	Blue Water Bridge operations--41.0 FTE positions	\$ <u>6,595,800</u>
24	GROSS APPROPRIATION	\$ 6,595,800
25	Appropriated from:	
26	Special revenue funds:	
27	Blue Water Bridge fund	6,595,800



1	State general fund/general purpose	\$	0
2	Sec. 112. TRANSPORTATION ECONOMIC DEVELOPMENT		
3	Community service infrastructure fund	\$	3,000,000
4	Forest roads		5,000,000
5	Rural county primary		8,314,700
6	Rural county urban system		2,500,000
7	Target industries/economic development		17,129,400
8	Urban county congestion		<u>8,314,700</u>
9	GROSS APPROPRIATION	\$	44,258,800
10	Appropriated from:		
11	Special revenue funds:		
12	Economic development fund		44,258,800
13	State general fund/general purpose	\$	0
14	Sec. 113. AERONAUTICS SERVICES		
15	Full-time equated classified positions		46.0
16	Air fleet operations and maintenance--8.0 FTE		
17	positions.....	\$	1,774,500
18	Air service program		250,000
19	Aviation services--38.0 FTE positions		<u>5,616,600</u>
20	GROSS APPROPRIATION	\$	7,641,100
21	Appropriated from:		
22	State aeronautics fund		7,641,100
23	State general fund/general purpose	\$	0
24	Sec. 114. PUBLIC TRANSPORTATION SERVICES		
25	Full-time equated classified positions		36.0
26	Passenger transportation services--36.0 FTE positions	\$	<u>5,874,700</u>
27	GROSS APPROPRIATION	\$	5,874,700



1	Appropriated from:		
2	Federal revenues:		
3	Federal aid - transportation programs		972,100
4	Special revenue funds:		
5	Comprehensive transportation fund		4,902,600
6	State general fund/general purpose	\$	0
7	Sec. 115. LOCAL BUS TRANSIT		
8	Local bus operating	\$	190,750,000
9	Nonurban operating/capital		<u>30,027,900</u>
10	GROSS APPROPRIATION	\$	220,777,900
11	Appropriated from:		
12	Federal revenues:		
13	Federal aid - transportation programs		28,027,900
14	Special revenue funds:		
15	Comprehensive transportation fund		190,750,000
16	Local funds		2,000,000
17	State general fund/general purpose	\$	0
18	Sec. 116. INTERCITY PASSENGER		
19	Full-time equated classified positions		39.0
20	Detroit/Wayne County Port Authority	\$	418,200
21	Freight property management		1,000,000
22	Intercity services		7,860,000
23	Marine passenger service		1,500,000
24	Office of rail--39.0 FTE positions		6,656,500
25	Rail freight, rail economic development		67,566,700
26	Rail passenger		<u>18,000,000</u>
27	GROSS APPROPRIATION	\$	103,001,400



1	Appropriated from:	
2	Federal revenues:	
3	Federal aid - transportation programs	14,500,000
4	Special revenue funds:	
5	Local funds	760,000
6	Private funds	900,000
7	Comprehensive transportation fund	77,894,400
8	Intercity bus equipment fund	100,000
9	Michigan transportation fund	2,086,300
10	Rail freight fund	6,000,000
11	State trunkline fund	760,700
12	State general fund/general purpose	\$ 0
13	Sec. 117. PUBLIC TRANSPORTATION DEVELOPMENT	
14	Municipal credit program	\$ 2,000,000
15	Service initiatives	4,589,200
16	Specialized services	18,438,900
17	Transit capital - urban	32,317,400
18	Transit capital - nonurban	24,303,300
19	Transportation to work	3,875,000
20	Van pooling	195,000
21	Incentive challenge fund	<u>100</u>
22	GROSS APPROPRIATION	\$ 85,718,900
23	Appropriated from:	
24	Federal revenues:	
25	Federal aid - transportation programs	26,850,000
26	Special revenue funds:	
27	Local funds	5,760,000



1	Comprehensive transportation fund	53,108,900
2	State general fund/general purpose	\$ 0
3	Sec. 118. CAPITAL OUTLAY	
4	(1) BUILDINGS AND FACILITIES	
5	Salt storage buildings and containment control	\$ 2,500,000
6	Special maintenance, remodeling, and additions	<u>3,001,500</u>
7	GROSS APPROPRIATION	\$ 5,501,500
8	Appropriated from:	
9	Special revenue funds:	
10	State trunkline fund	5,501,500
11	State general fund/general purpose	\$ 0
12	(2) AIRPORT IMPROVEMENT PROGRAMS	
13	Airport safety, protection and improvement program ...	\$ 95,477,300
14	Detroit Metropolitan Wayne County Airport	<u>5,850,000</u>
15	GROSS APPROPRIATION	\$ 101,327,300
16	Appropriated from:	
17	Federal revenues:	
18	Federal aid - transportation programs	79,000,000
19	Special revenue funds:	
20	Local funds	12,508,500
21	Qualified airport fund	5,850,000
22	State aeronautics fund	3,968,800
23	State general fund/general purpose	\$ 0
24	Sec. 119. ONE-TIME BASIS ONLY	
25	Carbide dock/Soo Locks project	\$ 1,000,000
26	Freight rail economic development	100
27	Rail grade separation project	<u>22,700,000</u>



1	GROSS APPROPRIATION	\$	23,700,100
2	Appropriated from:		
3	Federal aid		10,700,000
4	Comprehensive transportation fund		13,000,100
5	State general fund/general purpose - one-time	\$	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

10 Sec. 201. Pursuant to section 30 of article IX of the state
 11 constitution of 1963, total state spending from state sources under
 12 part 1 for fiscal year 2019-2020 is \$3,978,323,800.00 and state
 13 spending from state sources to be paid to local units of government
 14 for fiscal year 2019-2020 is \$2,380,150,900.00. The itemized
 15 statement below identifies appropriations from which spending to
 16 local units of government will occur:

17 STATE TRANSPORTATION DEPARTMENT

18	Grants to regional planning councils	\$	488,800
19	Cities and villages		688,191,000
20	County road commissions		1,234,324,200
21	Grants to local programs		33,000,000
22	Local bridge program		54,077,800
23	Local bridge projects		67,500,000
24	Local agency wetland mitigation		2,000,000
25	Movable bridge		2,668,700



1	Rail grade crossing	1,500,000
2	Rail grade surface crossing improvements	3,000,000
3	Transportation economic development	37,749,600
4	Air service program	250,000
5	Local bus operating	190,750,000
6	Detroit/Wayne County Port Authority	418,200
7	Marine passenger service	1,000,000
8	Municipal credit program	2,000,000
9	Service initiatives	2,614,200
10	Specialized services	4,353,900
11	Transit capital	40,070,700
12	Transportation to work	4,375,000
13	Airport safety, protection, and improvement program ..	3,968,800
14	Detroit Metropolitan Wayne County Airport	<u>5,850,000</u>
15	Total payments to local units of government	\$ 2,380,150,900

16 Sec. 202. The appropriations authorized under this part and
17 part 1 are subject to the management and budget act, 1984 PA 431,
18 MCL 18.1101 to 18.1594.

19 Sec. 203. As used in this part and part 1:

- 20 (a) "CTF" means comprehensive transportation fund.
21 (b) "Department" means the state transportation department.
22 (c) "Director" means the director of the department.
23 (d) "DOT" means the United States Department of
24 Transportation.
25 (e) "DOT-FHWA" means DOT, Federal Highway Administration.
26 (f) "FTE" means full-time equated.
27 (g) "IDG" means interdepartmental grant.



1 (h) "MTF" means Michigan transportation fund.

2 (i) "SAF" means state aeronautics fund.

3 (j) "STF" means state trunkline fund.

4 Sec. 204. The departments and agencies receiving
5 appropriations in part 1 shall use the internet to fulfill the
6 reporting requirements of this part. This requirement may include
7 transmission of reports via electronic mail to the recipients
8 identified for each reporting requirement, or it may include
9 placement of reports on an internet or intranet site.

10 Sec. 205. Funds appropriated in part 1 shall not be used for
11 the purchase of foreign goods or services, or both, if
12 competitively priced and of comparable quality American goods or
13 services, or both, are available. Preference shall be given to
14 goods or services, or both, manufactured or provided by Michigan
15 businesses, if they are competitively priced and of comparable
16 quality. In addition, preference shall be given to goods or
17 services, or both, that are manufactured or provided by Michigan
18 businesses owned and operated by veterans, if they are
19 competitively priced and of comparable quality.

20 Sec. 206. The director shall take all reasonable steps to
21 ensure businesses in deprived and depressed communities compete for
22 and perform contracts to provide services or supplies, or both.
23 Each director shall strongly encourage firms with which the
24 department contracts to subcontract with certified businesses in
25 depressed and deprived communities for services, supplies, or both.

26 Sec. 207. The departments and agencies receiving
27 appropriations in part 1 shall prepare a report on out-of-state



1 travel expenses not later than January 1 of each year. The travel
2 report shall be a listing of all travel by classified and
3 unclassified employees outside this state in the immediately
4 preceding fiscal year that was funded in whole or in part with
5 funds appropriated in the department's budget. The report shall be
6 submitted to the senate and house appropriations committees, the
7 house and senate fiscal agencies, and the state budget director.
8 The report shall include the following information:

9 (a) The dates of each travel occurrence.

10 (b) The transportation and related costs of each travel
11 occurrence, including the proportion funded with state general
12 fund/general purpose revenues, the proportion funded with state
13 restricted revenues, the proportion funded with federal revenues,
14 and the proportion funded with other revenues.

15 Sec. 208. Funds appropriated in part 1 shall not be used by a
16 principal executive department, state agency, or authority to hire
17 a person to provide legal services that are the responsibility of
18 the attorney general. This prohibition does not apply to legal
19 services for bonding activities and for those activities that the
20 attorney general authorizes.

21 Sec. 209. Not later than November 30, the state budget office
22 shall prepare and transmit a report that provides for estimates of
23 the total general fund/general purpose appropriation lapses at the
24 close of the prior fiscal year. This report shall summarize the
25 projected year-end general fund/general purpose appropriation
26 lapses by major departmental program or program areas. The report
27 shall be transmitted to the chairpersons of the senate and house of



1 representatives standing committees on appropriations and the
2 senate and house fiscal agencies.

3 Sec. 210. (1) In addition to the funds appropriated in part 1,
4 there is appropriated an amount not to exceed \$40,000,000.00 for
5 federal contingency funds. These funds are not available for
6 expenditure until they have been transferred to another line item
7 in part 1 pursuant to section 393(2) of the management and budget
8 act, 1984 PA 431, MCL 18.1393.

9 (2) In addition to the funds appropriated in part 1, there is
10 appropriated an amount not to exceed \$5,000,000.00 for state
11 restricted contingency funds. These funds are not available for
12 expenditure until they have been transferred to another line item
13 in part 1 pursuant to section 393(2) of the management and budget
14 act, 1984 PA 431, MCL 18.1393.

15 (3) In addition to the funds appropriated in part 1, there is
16 appropriated an amount not to exceed \$1,000,000.00 for local
17 contingency funds. These funds are not available for expenditure
18 until they have been transferred to another line item in part 1
19 pursuant to section 393(2) of the management and budget act, 1984
20 PA 431, MCL 18.1393.

21 (4) In addition to the funds appropriated in part 1, there is
22 appropriated an amount not to exceed \$1,000,000.00 for private
23 contingency funds. These funds are not available for expenditure
24 until they have been transferred to another line item in part 1
25 pursuant to section 393(2) of the management and budget act, 1984
26 PA 431, MCL 18.1393.

27 Sec. 211. The department shall cooperate with the department



1 of technology, management, and budget to maintain a searchable
2 website accessible by the public at no cost that includes, but is
3 not limited to, all of the following:

4 (a) Fiscal year-to-date expenditures by category.

5 (b) Fiscal year-to-date expenditures by appropriation unit.

6 (c) Fiscal year-to-date payments to a selected vendor,
7 including the vendor name, payment date, payment amount, and
8 payment description.

9 (d) The number of active department employees by job
10 classification.

11 (e) Job specifications and wage rates.

12 Sec. 212. Within 14 days after the release of the executive
13 budget recommendation, the department shall cooperate with the
14 state budget office to provide the senate and house appropriations
15 chairs, the senate and house appropriations subcommittees chairs,
16 and the senate and house fiscal agencies with an annual report on
17 estimated state restricted fund balances, state restricted fund
18 projected revenues, and state restricted fund expenditures for the
19 fiscal years ending September 30, 2019 and September 30, 2020.

20 Sec. 213. The department shall maintain, on a publicly
21 accessible website, a department scorecard that identifies, tracks,
22 and regularly updates key metrics that are used to monitor and
23 improve the department's performance.

24 Sec. 214. Total authorized appropriations from all sources
25 under part 1 for legacy costs for the fiscal year ending September
26 30, 2020 are \$63,863,700.00. From this amount, total agency
27 appropriations for pension-related legacy costs are estimated at



1 \$31,045,600.00. Total agency appropriations for retiree health care
2 legacy costs are estimated at \$32,818,100.00.

3 Sec. 215. A department shall not take disciplinary action
4 against an employee for communicating with a member of the
5 legislature or his or her staff. The department shall not require
6 state employees of the department to report communications with a
7 legislator or legislative staff.

8 Sec. 217. The department shall provide notice to the speaker
9 of the house, the house minority leader, the senate majority
10 leader, the senate minority leader, the house and senate standing
11 committees on transportation, the appropriate house and senate
12 appropriations subcommittees on transportation, and the house and
13 senate fiscal agencies on proposed federal rule changes related to
14 the department that would require amendments to the laws of this
15 state. The notice shall be given within 30 business days of the
16 proposed federal rule being posted to the federal register and
17 shall include a description of the proposed federal rule, the
18 publication date, the date when public comment closes, the document
19 citation, and a description of the statutory changes needed when
20 the rule is finalized.

21 Sec. 270. In order to reduce costs and maintain quality, it is
22 the intent of the legislature that, excluding the fleet of motor
23 vehicles for the department of state police, the department will
24 prioritize the utilization of remanufactured parts as the primary
25 means of maintenance and repair for the state of Michigan's fleet
26 of motor vehicles.

27 Sec. 280. From the general funds appropriated in part 1,



1 section 110, the department shall expend funds and award grants as
2 follows:

3 (a) One hundred thirty-two million of ongoing general fund
4 dollars shall be used for road and bridge construction and
5 distributed to the following entities in the following amounts:

6 (i) To county road commissioners, \$51,612,000.00 shall be
7 distributed in accordance with section 12 of 1951 PA 51, MCL
8 247.662.

9 (ii) To cities and villages, \$28,776,000.00 shall be
10 distributed in accordance with section 13 of 1951 PA 51, MCL
11 247.663.

12 (iii) To the department, \$51,612,000.00 shall be distributed
13 for road and bridge construction and maintenance of the state
14 trunkline.

15 (b) Not more than \$25,000,000.00 shall be used on a one-time
16 basis for the local bridge program.

17 (c) The remaining \$243,000,000.00 shall be expended on a one-
18 time basis to the following projects in the following order:

19 (i) To the following bridge projects:

20 (A) A bridge between Service Drive and Rotunda Drive owned by
21 a county with a population over 1,750,000 in a city with a
22 population between 98,100 and 98,200 according to the most recent
23 federal decennial census.

24 (B) A bridge between 168th Avenue and Landing Drive owned by a
25 city with a population between 2,850 and 2,900 in a county with a
26 population between 260,000 and 270,000 according to the most recent
27 federal decennial census.



1 (C) A bridge east of Lakeshore Drive owned by a county with a
2 population between 800,000 and 900,000 in a township with a
3 population between 24,500 and 24,600 according to the most recent
4 federal decennial census.

5 (D) A bridge between Platt Street and River Street owned by a
6 city with a population between 114,200 and 114,300 in a county with
7 a population between 280,000 and 290,000 according to the most
8 recent federal decennial census.

9 (ii) To county road commissioners, cities and villages, and
10 the department in proportion to the distribution amounts identified
11 in section 10(l) of 1951 PA 51, MCL 247.660. Distributions to
12 county road commissioners shall be made in accordance with section
13 12 of 1951 PA 51, MCL 247.662. Distributions to cities and villages
14 shall be made in accordance with section 13 of 1951 PA 51, MCL
15 247.663.

16 **DEPARTMENT ADMINISTRATION AND SUPPORT**

17 Sec. 301. (1) The department may establish a fee schedule and
18 collect fees sufficient to cover the costs to issue the permits
19 that the department is authorized by law to issue upon request,
20 unless otherwise stipulated by law. All permit fees are
21 nonrefundable application fees and shall be credited to the
22 appropriate fund to recover the direct and indirect costs of
23 receiving, reviewing, and processing the requests.

24 (2) A bridge authority shall hold 3 public hearings on an
25 increase in any toll charged by the authority at least 30 days
26 before the toll change will become effective. Two of the hearings



1 shall be held within 5 miles of the bridge over which the bridge
2 authority has jurisdiction. One hearing shall be held in Lansing.
3 Public hearings held under this section shall be conducted in
4 accordance with the open meetings act, 1976 PA 267, MCL 15.261 to
5 15.275, and shall be conducted so as to provide a reasonable
6 opportunity for public comment, including both spoken and written
7 comments. Public hearings under this section shall make reasonable
8 accommodations to allow for participation by the public through
9 electronic formats, including the opportunity to view the public
10 hearing through internet broadcast and to submit comments by
11 digital means.

12 Sec. 304. If, as a requirement of bidding on a highway
13 project, the department requires a contractor to submit financial
14 or proprietary documentation as to how the bid was calculated, that
15 bid documentation shall be kept confidential and shall not be
16 disclosed other than to a department representative without the
17 contractor's written consent. The department may disclose the bid
18 documentation if necessary to address or defend a claim by a
19 contractor.

20 Sec. 305. (1) The department may permit space on public
21 passenger transportation properties to be occupied by public or
22 private tenants on a competitive market rate basis. The department
23 shall require that revenue from the tenants be placed in an account
24 to be used to pay the costs to maintain and improve the property.

25 (2) The department shall charge public transit agencies and
26 intercity bus carriers equal rates per square foot for leasing
27 space in state-owned intermodal facilities.



1 Sec. 306. (1) The amounts appropriated in part 1 to support
2 tax and fee collection, law enforcement, and other program services
3 provided to the department and to transportation funds by other
4 state departments shall be expended from transportation funds
5 pursuant to annual contracts between the department and those other
6 state departments. The contracts shall be executed prior to the
7 expenditure or obligation of those funds. The contracts shall
8 provide, but are not limited to, the following data applicable to
9 each state department:

10 (a) Estimated costs to be recovered from transportation funds.

11 (b) Description of services provided to the department and/or
12 transportation funds and financed with transportation funds.

13 (c) Detailed cost allocation methods appropriate to the type
14 of services being provided and the activities financed with
15 transportation funds.

16 (2) Not later than 2 months after publication of the state of
17 Michigan comprehensive annual financial report, each state
18 department receiving funding pursuant to an interdepartment
19 contract with the department shall submit a written report to the
20 department, the state budget director, and the house and senate
21 fiscal agencies stating by spending authorization account the
22 amount of estimated funds contracted with the department, the
23 amount of funds expended, the amount of funds returned to the
24 transportation funds, and any unreimbursed transportation-related
25 costs incurred but not billed to transportation funds. A copy of
26 the report shall be submitted to the auditor general, and the
27 report shall be subject to audit.



1 (3) The auditor general shall use a risk-based approach in
2 developing an audit program for the use of transportation funds.

3 Sec. 307. Before March 1 of each year, the department will
4 provide to the legislature, the state budget director, and the
5 house and senate fiscal agencies its rolling 5-year plan listing by
6 county or by county road commission all highway construction
7 projects for the fiscal year and all expected projects for the
8 ensuing fiscal years.

9 Sec. 308. By January 15, 2020, the department must provide a
10 report to the legislature that includes all of the following:

11 (a) A list of all real estate owned or held by the department.

12 (b) The current market value of any real estate owned or held
13 by the department.

14 (c) The amount paid for any real estate owned or held by the
15 department.

16 (d) A list of any real estate sold by the department during
17 the prior fiscal year, along with the amount of the sale and the
18 names of the purchasers of the real estate.

19 Sec. 309. No later than 90 days before the close of the fiscal
20 year, the department shall compile and issue a report to the
21 legislature regarding the use of employee accountability systems,
22 including electronic monitoring of FTEs, contractors, part-time
23 workers, and vendors. The report must include, but is not limited
24 to, all of the following:

25 (a) The number of individuals being monitored during the
26 fiscal year.

27 (b) The standards used to assess individual performance.



1 (c) Any general findings from the accountability systems.

2 (d) Any specific findings from the accountability systems.

3 (e) A list of any corrective measures taken as a result of any
4 findings from the accountability systems.

5 (f) The standards by which the department applied personnel
6 corrective measures.

7 Sec. 310. The department shall provide in a timely manner
8 copies of the agenda and approved minutes of monthly transportation
9 commission meetings to the members of the house and senate
10 appropriations subcommittees on transportation, the house and
11 senate fiscal agencies, and the state budget director.

12 Sec. 311. From funds appropriated in part 1, the department
13 shall research 3 options for the relocation of its 3 highest rent
14 operations to an area within the state located in a unit of
15 government that is an enterprise zone under the enterprise zone
16 act, 1985 PA 224, MCL 125.2101 to 125.2123, and not within 150
17 miles of the state capitol. The department shall report to each
18 house of the legislature on its activities and findings under this
19 section.

20 Sec. 313. (1) From funds appropriated in part 1, the
21 department may increase a state infrastructure bank program and
22 grant or loan funds in accordance with regulations of the state
23 infrastructure bank program of the United States Department of
24 Transportation. The state infrastructure bank is to be administered
25 by the department for the purpose of providing a revolving, self-
26 sustaining resource for financing transportation infrastructure
27 projects.



1 (2) In addition to funds provided in subsection (1), money
2 received by the state as federal grants, repayment of state
3 infrastructure bank loans, or other reimbursement or revenue
4 received by the state as a result of projects funded by the program
5 and interest earned on that money shall be deposited in the
6 revolving state infrastructure bank fund and shall be available for
7 transportation infrastructure projects. At the close of the fiscal
8 year, any unencumbered funds remaining in the state infrastructure
9 bank fund shall remain in the fund and be carried forward into the
10 succeeding fiscal year.

11 (3) The department shall submit a report to the state budget
12 director, the house and senate appropriations subcommittees on
13 transportation, and the house and senate fiscal agencies on the
14 status of the state infrastructure bank. The report shall be
15 submitted on or before December 1, 2019. The report shall include
16 all of the following:

17 (a) The balance in the state infrastructure bank at September
18 30, 2019, including a breakdown of the balance by cash and cash
19 equivalents, outstanding loans, and balance available for loan to
20 local agencies.

21 (b) A breakdown of the state infrastructure loan balance by
22 amounts designated as originating from federal sources and the
23 amounts originating from nonfederal sources.

24 (c) A list of outstanding loans by agency, original loan
25 amount, project description, loan term, and amount outstanding.

26 Sec. 319. The department shall post signs at each rest area to
27 identify the agency or contractor responsible for maintenance of



1 the rest area. The signs shall include a department telephone
2 number and shall indicate that unsafe or unclean conditions at the
3 rest area may be reported to that telephone number.

4 Sec. 320. From the funds appropriated in part 1, all payments
5 by the department to counties, cities, villages, and transit
6 agencies or authorities must be accompanied by a statement that
7 includes all of the following:

8 (a) The amount of the current payment.

9 (b) The date and estimated amount for the next payment.

10 (c) The dates and estimated payments for the next 12 months.

11 (d) The amount of any money being withheld by the department
12 and the date by which the money can be fully recovered.

13 Sec. 323. From the funds appropriated in part 1, the
14 department shall take all actions needed to develop a solicitation
15 for proposals for the sale of department-owned rail property
16 between Grayling and Gaylord by September 30, 2020. Any proposals
17 received by the department shall include a commitment to maintain
18 the rail property between Grayling and Gaylord as an operational
19 rail line.

20 Sec. 324. (1) From the funds appropriated in part 1, the
21 department shall take all actions needed to develop a solicitation
22 for proposals for the sale of the following state-owned airports in
23 this state by September 30, 2020:

24 (a) Romeo State Airport.

25 (b) Linden (Price's Airport).

26 (2) In developing solicitations for proposals under this
27 section, the department may include an option for the sale of all



1 state-owned airports in this state.

2 (3) Money from the sale of state-owned airports shall be used
3 to offset any costs associated with the sale, including costs
4 related to contract termination.

5 Sec. 327. From the funds appropriated in part 1, Road
6 Construction Unionized Labor Study, the department shall do all of
7 the following:

8 (a) Provide for economical, nondiscriminatory, neutral, and
9 efficient procurement of construction-related goods and services by
10 this state and political subdivisions of this state in awarding
11 contracts from funds appropriated in part 1.

12 (b) Not award any contract using funds appropriated in part 1
13 for the construction, repair, remodeling, or demolition of a
14 project to a prime contractor who, as a condition of awarding or
15 not awarding a contract to a subcontractor, does either of the
16 following:

17 (i) Requires or prohibits a subcontractor in the performance
18 of work to comply with any rates, terms or conditions, or fringe
19 benefit contributions of a collective bargaining agreement.

20 (ii) Requires or prohibits a subcontractor with employees to
21 pay into any health, welfare, educational, or retirement benefit
22 fund in which their employees do not participate.

23 (c) Perform a study analyzing the number of union labor hours
24 and nonunion labor hours used on state road construction projects.

25 (d) As used in this section, "project" means any actual
26 physical improvement to real property owned or leased by the
27 department, including, but not limited to, roads, bridges, runways,



1 rails, or a building or structure including the building's or
2 structure's grounds, approaches, services, and appurtenances.

3 Sec. 328. From the funds appropriated in part 1, section 104,
4 the department shall do the following:

5 (a) Not later than 90 days before the close of the fiscal
6 year, the department shall issue a report to each house of the
7 legislature regarding freedom of information act compliance by the
8 department that includes all of the following:

9 (i) The estimated cost and number of staff hours spent by the
10 department to comply with the freedom of information act during the
11 reporting period.

12 (ii) The estimated number of freedom of information act
13 requests to the department, listed by subject area, during the
14 reporting period.

15 (iii) A copy of each freedom of information act request to the
16 department during the reporting period.

17 (iv) A copy of each freedom of information act response by the
18 department to the requester during the reporting period.

19 (v) Any documents relating to an appeal or contested case
20 involving a freedom of information act request to the department
21 during the reporting period.

22 (b) The department shall submit the report described in
23 subdivision (a) in electronic format.

24 Sec. 353. The department shall review its contractor payment
25 process and ensure that all prime contractors are paid promptly.
26 The department shall ensure that prime contractors are in
27 compliance with special provision 109.10 regarding the prompt



1 payment of subcontractors.

2 Sec. 357. When presented with complete local federal aid
3 project submittals, the department shall complete all necessary
4 reviews and inspections required to let local federal aid projects
5 within 120 days of receipt. The department shall implement a system
6 for monitoring the local federal aid project review process.

7 Sec. 375. The department is prohibited from reimbursing
8 contractors or consultants for costs associated with groundbreaking
9 ceremonies, receptions, open houses, or press conferences related
10 to transportation projects funded, in whole or in part, by revenue
11 appropriated in part 1.

12 Sec. 376. The department shall not spend funds appropriated in
13 part 1 for the purpose of examining the potential association
14 between commercial signs, outdoor advertising signs, billboards,
15 digital billboards, or commercial electronic variable message signs
16 and motor vehicle activity or motor vehicle driver behavior.

17 Sec. 381. The department shall require as a condition of each
18 contract or subcontract for construction, maintenance, or
19 engineering services that the prequalified contractor or
20 prequalified subcontractor agree to use the E-Verify system to
21 verify that all persons hired during the contract term by the
22 contractor or subcontractor are legally present and authorized to
23 work in the United States. The department may verify this
24 information directly or may require contractors and subcontractors
25 to verify the information and submit a certification to the
26 department. The department shall report to the house and senate
27 appropriations committees and the house and senate fiscal agencies



1 by March 1 of each year describing the processes it has developed
2 and implemented under provisions of this section. As used in this
3 section, "E-Verify" means an internet-based system operated by the
4 Department of Homeland Security, U.S. Citizenship and Immigration
5 Services in partnership with the Social Security Administration.

6 Sec. 382. In administering a contract with a county road
7 commission, city, or village that allocates costs of construction
8 or reconstruction of highways, roads, and streets as provided in
9 section 18d of 1951 PA 51, MCL 247.668d, the department shall
10 submit the final cost-sharing bill to the county road commission,
11 city, or village not later than 2 years after the date of the final
12 contract payment to the construction contractor.

13 Sec. 383. (1) The department shall prepare a report on use of
14 department-owned aircraft during the fiscal year ending September
15 30, 2019. With respect to each department-owned aircraft, the
16 report shall include all of the following:

17 (a) Total hours of usage.

18 (b) Description of specific flights including dates of travel,
19 names of passengers including state agency, university, or local
20 government affiliation, travel origin and destination, and total
21 estimated costs associated with the air travel.

22 (2) The report shall be submitted to the senate and house
23 appropriations subcommittees on transportation, state budget
24 director, and the house and senate fiscal agencies no later than
25 February 1, 2020.

26 (3) The department shall maintain a system for recovering the
27 cost of operating department-owned aircraft through charges to



1 aircraft users.

2 (4) From the funds appropriated in part 1, the department is
3 prohibited from transporting legislators or legislative staff on
4 state-owned aircraft without prior approval from the senate
5 majority leader or the speaker of the house of representatives and
6 only when the aircraft is already scheduled by state agencies on
7 related official state business.

8 Sec. 384. (1) Except as otherwise provided in subsection (2),
9 the department shall not obligate the state to expend any state
10 transportation revenue for construction planning or construction of
11 the Gordie Howe International Crossing or a renamed successor. In
12 addition, except as provided in subsection (2), the department
13 shall not commit the state to any new contract related to the
14 construction planning or construction of the Gordie Howe
15 International Crossing or a renamed successor that would obligate
16 the state to expend any state transportation revenue. An
17 expenditure for staff resources used in connection with project
18 activities, which expenditure is subject to full and prompt
19 reimbursement from Canada, shall not be considered an expenditure
20 of state transportation revenue.

21 (2) If the legislature enacts specific enabling legislation
22 for the construction of the Gordie Howe International Crossing or a
23 renamed successor, subsection (1) does not apply once the enabling
24 legislation goes into effect.

25 Sec. 385. (1) The department shall submit monthly reports to
26 the state budget director, the speaker of the house of
27 representatives, the house of representatives minority leader, the



1 senate majority leader, the senate minority leader, the house and
2 senate appropriations subcommittees on transportation, and the
3 house and senate fiscal agencies on all of the following:

4 (a) All expenditures made by the state related to the Gordie
5 Howe Bridge.

6 (b) All reimbursements made by Canada under section 384(1) of
7 this part to the state for expenditures for staff resources used in
8 connection with project activities.

9 (2) The initial report required under subsection (1) shall be
10 submitted on or before December 1, 2019. The initial report shall
11 cover the fiscal year ending September 30, 2019.

12 Sec. 386. (1) On or before May 1 of each year, the department
13 shall submit a report to the state budget director, the house and
14 senate appropriations subcommittees on transportation, and the
15 house and senate fiscal agencies on its toll credit program. The
16 report shall include the following information:

17 (a) The amount of toll credits earned and certified by the
18 DOT-FHWA in the prior fiscal year.

19 (b) The value of toll credits used by programs and projects in
20 the previous fiscal year.

21 (c) The balance of available toll credits at the end of the
22 prior fiscal year.

23 (d) A discussion of the department's strategy for using toll
24 credits.

25 (2) The department shall use toll credits to match grants from
26 federal funds in the following order of priority:

27 (a) State trunkline and local agency road and bridge



1 construction and preservation projects.

2 (b) Rail infrastructure projects.

3 (c) Transit capital grants.

4 (d) Aeronautics capital grants.

5 (e) Any other eligible projects.

6 (f) Bike paths.

7 Sec. 387. (1) Within 60 days of completion of any formal
8 traffic study, formal traffic control study, or formal traffic
9 mitigation study, the department shall post the results of the
10 study on the department's website.

11 (2) As used in this section, the terms "traffic study",
12 "traffic control study", and "traffic mitigation study" include,
13 but are not limited to, investigations into the need for traffic
14 lights, reviews of traffic speeds and related recommendations
15 regarding speed limits, and ways to improve traffic flow during
16 peak travel times.

17 Sec. 389. Within 30 days of entering into a long-term
18 agreement with a private contractor, a public agency, or a
19 partnership between 1 or more private contractors or public
20 agencies, the department shall notify the state budget director,
21 the house and senate appropriations subcommittees on
22 transportation, and the house and senate fiscal agencies of the
23 agreement, including the subject of the agreement, the term of the
24 agreement, and financial obligations under the agreement. As used
25 in this section, "long-term agreement" means an agreement that
26 obligates the department for a period of 5 years or more and that
27 actually or contingently obligates the department to make payments



1 over the contract period of \$5,000,000.00 or more.

2 Sec. 390. (1) Within 14 days after the release of the
3 executive budget recommendation, the department shall report on
4 prior fiscal year revenues, expenditures, and ending balances,
5 including a description of obligations or restrictions in ending
6 balances, for the following funds and accounts:

7 (a) The moveable bridge fund.

8 (b) The rail grade crossing account.

9 (c) The transportation economic development fund.

10 (d) The roads and risks reserve fund.

11 (e) Any unencumbered general fund revenue.

12 (f) Any unexpended federal earmarks.

13 (2) The department shall transmit the reports required under
14 this section to the state budget director, the house and senate
15 appropriations subcommittees on transportation, and the house and
16 senate fiscal agencies.

17 Sec. 391. The department shall not use any funds from the
18 appropriations in part 1 to perform, or to assist any other state
19 department in performing, inspections or testing of motor fuel
20 quality.

21 Sec. 393. The department shall promote best practices for
22 public transportation services in this state, including, but not
23 limited to, the following:

24 (a) Transit vehicle rehabilitation to reduce life-cycle cost
25 of public transportation through midlife rehabilitation of transit
26 buses.

27 (b) Cooperation between entities using transit, including



1 school districts, cities, townships, and counties with a view to
2 promoting cost savings through joint purchasing of fuel and other
3 procurements.

4 (c) Coordination of transportation dollars among state
5 departments which provide transit-related services, including the
6 department of health and human services. Priority should be given
7 to use of public transportation services where available.

8 (d) Promotion of intelligent transportation services for buses
9 that incorporate computer and navigation technology to make transit
10 systems more efficient, including stoplight coordinating, vehicle
11 tracking, data tracking, and computerized scheduling.

12 Sec. 394. The department and local road agencies shall make
13 the preservation of their existing road networks a funding
14 priority.

15 Sec. 395. From the funds appropriated in part 1 for state
16 trunkline federal aid road and bridge construction, the department
17 may expend up to \$10,000,000.00 on highway maintenance activities
18 to support safety-related, high-priority, and other deferred
19 routine maintenance needs on Michigan's state trunkline network.

20 Sec. 396. In soliciting proposals for contractual services,
21 other than construction contracts, the department shall obtain
22 assurance that the respondents have the financial capability,
23 equipment, work force, and prior work experience sufficient to
24 perform the proposed services.

25 Sec. 398. The department shall continue to work to eliminate
26 fatalities and serious injuries on Michigan's trunkline and shall
27 maintain the Toward Zero Deaths statewide safety campaign. The



1 department shall prioritize additional median cable guardrail
2 installation when appropriate to address trunkline locations with a
3 history of correctable fatal and serious injury crashes.

4 **FEDERAL**

5 Sec. 402. A portion of the federal DOT-FHWA highway research,
6 planning, and construction funds made available to this state shall
7 be allocated to transportation programs administered by local
8 jurisdictions in accordance with section 10o of 1951 PA 51, MCL
9 247.660o. A local road agency, with respect to a project approved
10 for federal aid funding in a state transportation improvement
11 program, may enter into a voluntary buyout agreement with the
12 department or with another local road agency to exchange the
13 federal aid with state restricted transportation funds as agreed to
14 by the respective parties. The state restricted transportation
15 funds received in exchange for federal aid funds shall be used for
16 the same purpose as the federal aid funds were originally intended.

17 Sec. 403. After meeting the capital needs of existing section
18 5310 subrecipients, the department shall include in its grant
19 application to the Federal Transit Administration replacement buses
20 for rural transit agencies to the maximum extent possible based on
21 the federal regulations that govern the section 5310 program.

22 **MICHIGAN TRANSPORTATION FUND**

23 Sec. 501. The money received under the motor carrier act, 1933
24 PA 254, MCL 475.1 to 479.42, and not appropriated to the department
25 of licensing and regulatory affairs or the department of state



1 police is deposited in the Michigan transportation fund.

2 Sec. 503. (1) The funds appropriated in part 1 for the
3 economic development and local bridge programs shall not lapse at
4 the end of the fiscal year but shall carry forward each fiscal year
5 for the purposes for which appropriated in accordance with 1987 PA
6 231, MCL 247.901 to 247.913, and section 10(5) of 1951 PA 51, MCL
7 247.660.

8 (2) Interest earned in the department of transportation
9 economic development fund and local bridge fund shall remain in the
10 respective funds and shall be allocated to the respective programs
11 based on actual interest earned at the end of each fiscal year.

12 (3) In addition to the funds appropriated in part 1, the
13 department of transportation economic development fund and local
14 bridge fund may receive federal, local, or private funds or
15 restricted source funds such as interest earnings. These funds are
16 appropriated for projects that are consistent with the purposes of
17 the respective funds.

18 (4) None of the funds statutorily dedicated to the
19 transportation economic development fund and local bridge fund
20 shall be diverted to other projects.

21 Sec. 504. Funds from the Michigan transportation fund shall be
22 distributed to the comprehensive transportation fund, the economic
23 development fund, the recreation improvement fund, and the state
24 trunkline fund, in accordance with this part and part 1 and part
25 711 of the natural resources and environmental protection act, 1994
26 PA 451, MCL 324.71101 to 324.71108, and may only be used as
27 specified in this part and part 1, 1951 PA 51, MCL 247.651 to



1 247.675, and part 711 of the natural resources and environmental
2 protection act, 1994 PA 451, MCL 324.71101 to 324.71108.

3 **STATE TRUNKLINE FUND**

4 Sec. 601. The department shall maintain documentation to
5 support initial acceptance of warrantied projects, interim and
6 final inspections, and notifications to contractors that the
7 warranty period had expired. The department also shall review and
8 evaluate consultant evaluation requirements or recommendations and
9 update existing policies and procedures accordingly.

10 Sec. 604. At the close of the fiscal year, any unencumbered
11 and unexpended balance in the state trunkline fund shall remain in
12 the state trunkline fund and shall carry forward and is
13 appropriated for federal aid road and bridge programs for projects
14 contained in the annual state transportation program.

15 Sec. 605. (1) From the increased funds appropriated in part 1
16 for highway maintenance, the department shall expand highway
17 maintenance activities in the current fiscal year to support
18 flooding mitigation-related activities on limited-access state
19 trunklines in Wayne, Oakland, and Macomb Counties, as well as other
20 safety-related, high-priority, and deferred routine maintenance
21 needs on Michigan's state trunkline network.

22 (2) The department shall report on specific outcomes and
23 performance measures, including, but not limited to, the following:

24 (a) The number of drainage catch basins cleaned on limited-
25 access state trunklines in Wayne, Oakland, and Macomb Counties
26 during the fiscal year ending September 30, 2020.



1 (b) The number of flooding-related closures on limited-access
2 state trunklines in Wayne, Oakland, and Macomb Counties during the
3 fiscal year ending September 30, 2020.

4 Sec. 610. The department shall have as a priority the removal
5 of dead deer and other large animal remains from the traveled
6 portion and shoulder of state highways. The department, and
7 counties that perform state highway maintenance under contract,
8 shall remove animal remains, wherever practicable and when funds
9 are available, away from the traveled portion and shoulder of state
10 highways.

11 Sec. 612. The department shall establish guidelines governing
12 incentives and disincentives provided under contracts for state
13 trunkline projects. The guidelines shall include specific financial
14 information concerning incentives and disincentives. On or before
15 January 1 of each year, the department shall prepare a report for
16 the immediately preceding fiscal year regarding contract incentives
17 and disincentives. This report shall include a list, by project, of
18 the contractors that received contract incentives and/or
19 disincentives, the amount of the incentives and/or disincentives,
20 the fund source of any incentives, and the number of days that each
21 project was completed either ahead or past the contracted
22 completion date. This report shall be provided to the senate and
23 house appropriations subcommittees on transportation, the senate
24 and house standing committees on transportation, and the senate and
25 house fiscal agencies.

26 Sec. 613. (1) On or before February 1 of each year, the
27 department shall prepare a report on all capital federal aid



1 participating construction projects completed in the prior fiscal
2 year. The report shall include the following information:

3 (a) Location of the project.

4 (b) General description of the project.

5 (c) As-bid cost of the project.

6 (d) As-built cost of the project.

7 (e) Estimated completion date.

8 (f) Actual completion date.

9 (g) Whether design engineering was performed by department
10 staff or contract engineering consultants, and, if performed by
11 contract engineering consultants, the name of the contract
12 engineering consultant firm or firms.

13 (h) Design engineering costs.

14 (i) Whether construction engineering was performed by
15 department staff or contract engineering consultants, and, if
16 performed by contract engineering consultants, the name of the
17 contract engineering consultant firm or firms.

18 (j) Construction engineering costs.

19 (k) Design life.

20 (2) The report shall include a discussion of design
21 engineering and construction engineering costs as a proportion of
22 total project costs and in comparison with other state
23 transportation agencies. The report shall also include a discussion
24 of relative efficiency and effectiveness of work performed by
25 department staff and work performed by contract engineering
26 consultants.

27 (3) The report described in this section shall be provided to



1 the senate and house appropriations subcommittees on
2 transportation, the senate and house standing committees on
3 transportation, and the senate and house fiscal agencies.

4 Sec. 660. (1) The legislature encourages the department to
5 examine the use of alternative road surface materials, including
6 recycled materials, and to develop criteria and specifications for
7 their use in both department-managed and contracted projects.

8 (2) The department shall report on efforts taken to implement
9 this section. The report shall include descriptions of specific
10 materials evaluated, evaluation methods, and results of specific
11 field or laboratory tests. The department shall complete and submit
12 the report to the state budget director, the house and senate
13 appropriations subcommittees on transportation, and the house and
14 senate fiscal agencies on or before March 1 of each year.

15 Sec. 661. (1) From funds appropriated in part 1, the
16 department shall establish a collaborative stakeholder group to
17 review innovative road materials and innovative road and bridge
18 design and construction specifications. The collaborative group
19 shall include representatives from the following stakeholder
20 groups:

21 (a) The DOT-FHWA.

22 (b) An appointee of the speaker of the house of
23 representatives.

24 (c) An appointee of the senate majority leader.

25 (d) The Asphalt Pavement Association of Michigan.

26 (e) The Michigan Concrete Association.

27 (f) The Michigan Council of Engineering Companies of Michigan.



1 (g) The Michigan Infrastructure and Transportation
2 Association.

3 (h) The County Road Association of Michigan.

4 (i) The Michigan Municipal League.

5 (j) The Michigan Association of Drain Commissioners.

6 (k) The Michigan Aggregates Association.

7 (l) The Michigan Association of Counties.

8 (m) The Michigan Road Preservation Association.

9 (2) Beginning July 1, 2020, the department shall report
10 quarterly on the activities of the collaborative stakeholder group
11 established under this section. The report shall be provided by
12 April 1, 2020, to the house appropriations committee, the senate
13 appropriations committee, the house standing committee on
14 transportation and infrastructure, the senate standing committee on
15 transportation and infrastructure, and the house and senate fiscal
16 agencies. The report shall describe the innovative materials and
17 innovative road and bridge design and construction specifications
18 submitted for review. The report shall also describe, of the
19 innovative materials and innovative road and bridge design and
20 construction specifications submitted for review, the submissions
21 recommended for adoption by the department and the submissions not
22 recommended for adoption by the department. The department shall
23 provide recipients with updated reports on activities of the
24 collaborative stakeholder group by July 1, 2020 and September 30,
25 2020.

26 **TRANSIT AND RAIL RELATED FUNDS**



1 Sec. 701. The department shall establish an intercity bus
2 equipment and facility fund as a subsidiary fund within the
3 comprehensive transportation fund created under section 10b of 1951
4 PA 51, MCL 247.660b. Proceeds received by this state from the sale
5 of state-owned intercity bus equipment shall be credited to the
6 intercity bus equipment and facility fund for the purchase and
7 repair of intercity bus equipment, as appropriated. Security
8 deposits not returned to a lessee of state-owned intercity bus
9 equipment under terms of the lease agreement shall be credited to
10 the intercity bus equipment and facility fund for the repair of
11 intercity bus equipment, as appropriated. Money received by the
12 department from lease payments for state-owned intercity bus
13 equipment, and facility maintenance charges under terms of leases
14 of state-owned intercity facilities, shall be credited to the
15 intercity bus equipment and facility fund for the purchase and
16 repair of intercity bus equipment or for the maintenance and
17 rehabilitation of state-owned intercity facilities, as
18 appropriated. At the close of the fiscal year, any funds remaining
19 in the intercity bus equipment and facility fund shall remain in
20 the fund and be carried forward into the succeeding fiscal year.

21 Sec. 702. Money that is received by this state as repayment
22 for loans made for rail or water freight capital projects, and as a
23 result of the sale of property or equipment used or projected to be
24 used for rail or water freight projects shall be deposited in the
25 rail freight fund created by section 17 of the state transportation
26 preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of
27 the fiscal year, any funds remaining in the rail freight fund shall



1 remain in the fund and be carried forward into the succeeding
2 fiscal year.

3 Sec. 703. After receiving notification from a railroad company
4 pursuant to section 8 of the state transportation preservation act
5 of 1976, 1976 PA 295, MCL 474.58, the department shall immediately
6 notify the house of representatives and senate appropriations
7 subcommittees on transportation and the state budget office that
8 the railroad company has filed with the appropriate governmental
9 agencies for abandonment of a line.

10 Sec. 704. From the funds appropriated in part 1, the
11 department shall prepare and transmit a report that provides detail
12 regarding the department's obligations for programs funded under
13 the appropriation in part 1 for rail operations and infrastructure.
14 The report shall include a breakdown of the appropriation by
15 program, year-to-date obligations under each program itemized by
16 project, and an estimate of future obligations under each program
17 itemized by project for the remainder of the fiscal year. The
18 initial report shall be submitted to the senate and house
19 appropriations subcommittees on transportation, the state budget
20 director, and the senate and house fiscal agencies, on or before
21 February 1, 2020. The department also shall update and resubmit the
22 final report on or before November 1, 2020.

23 Sec. 706. The Detroit/Wayne County Port Authority shall issue
24 a complete operations assessment and a financial disclosure
25 statement. The operations assessment shall include operational
26 goals for the next 5 years and recommendations to improve land
27 acquisition and development efficiency. The report shall be



1 completed and submitted to the house of representatives and senate
2 appropriations subcommittees on transportation, the state budget
3 director, and the house and senate fiscal agencies by June 30 of
4 each fiscal year for the prior fiscal year.

5 Sec. 711. (1) As prescribed in subsection (2), the department
6 shall submit reports to the state budget director, the house and
7 senate appropriations subcommittees on transportation, and the
8 house and senate fiscal agencies on rail passenger service provided
9 by Amtrak under a contractual agreement with the department. The
10 report shall be submitted on or before May 1 of each year.

11 (2) The report shall include all of the following:

12 (a) Passenger counts for the preceding fiscal year for each
13 Amtrak service route in Michigan.

14 (b) Revenue and operating expenses by Amtrak route.

15 (c) Total state operating payments to Amtrak in the preceding
16 fiscal year by Amtrak route.

17 (d) A discussion of major factors affecting route costs and
18 revenue and net state costs in the preceding fiscal year, and
19 factors affecting route costs and revenue and net state costs
20 anticipated in the current and future fiscal years.

21 (e) Fare revenue by route and fare revenue as a percentage of
22 route operating expense.

23 Sec. 712. From the funds appropriated in part 1, the
24 department shall take all actions needed to develop a solicitation
25 for proposals for the delivery of daily round-trip rail passenger
26 service between Grand Rapids and Chicago, Illinois by September 30,
27 2020.



1 Sec. 719. It is the intent of the legislature that by
2 September 30, 2020, each subsidized elderly and medical transit
3 system located in a county with a population of 100,000 or more
4 must determine that system's estimated cost per rider. It is the
5 intent of the legislature that during the fiscal year, each system
6 must issue a request for proposals from ride-sharing companies for
7 100% of the system's anticipated service.

8 Sec. 735. For the fiscal year ending September 30, 2020, the
9 appropriation to a street railway pursuant to section 10e(22) of
10 1951 PA 51, MCL 247.660e, is \$0.

11 Sec. 752. At least once each fiscal year, the department shall
12 meet with representatives of a rail industry trade association to
13 provide information on the availability of rail infrastructure loan
14 and grant funding programs and freight economic development project
15 opportunities.

16 Sec. 753. From the funds appropriated in part 1 for marine
17 passenger service, 60% must be spent on eligible entities servicing
18 multiple destinations. The remaining funds must be spent on
19 eligible entities servicing a single destination.

20 **AERONAUTICS FUND**

21 Sec. 801. Except as otherwise provided in section 903 of this
22 part for capital outlay, at the close of the fiscal year, any
23 unobligated and unexpended balance in the state aeronautics fund
24 created in the aeronautics code of the state of Michigan, 1945 PA
25 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics
26 fund and be appropriated by the legislature in the immediately



1 succeeding fiscal year.

2 Sec. 802. The legislature encourages the department to find
3 private entities or local public agencies to assume ownership and
4 operating responsibility for airports currently owned by the
5 department.

6 Sec. 804. (1) The department shall not expend funds from the
7 appropriation in part 1, air fleet operations and maintenance, if
8 the department owns a Cessna 206 aircraft. The department shall
9 notify the state budget director, the house and senate
10 appropriations subcommittees on transportation, and the house and
11 senate fiscal agencies when it no longer owns a Cessna 206
12 aircraft.

13 (2) The department shall submit a report by February 1, 2020
14 to the state budget director, the house and senate appropriations
15 subcommittees on transportation, and the house and senate fiscal
16 agencies on the number of FTEs required to maintain and operate
17 airfleet operations.

18 Sec. 805. The department shall take all steps necessary to
19 sell any aircraft with less than 50 flight hours logged by
20 September 15, 2020.

21 Sec. 806. (1) From the funds appropriated in part 1 for
22 aviation services, the department shall review the information and
23 forms on the office of aeronautics public website to ensure that
24 the terminology used on the website is consistent with the
25 terminology and definitions used in the aeronautics code of the
26 state of Michigan, 1945 PA 327, MCL 259.1 to 259.208. In addition,
27 the department shall review the aeronautics code of the state of



1 Michigan, 1945 PA 327, MCL 259.1 to 259.208, to identify
2 definitions or provisions that are unclear, out-of-date, or
3 otherwise no longer consistent with current practice.

4 (2) On or before December 1, 2019, the department shall submit
5 a report to the house and senate appropriations subcommittees on
6 transportation and the house and senate fiscal agencies describing
7 its activities under subsection (1). The report shall include a
8 list of terminology, definitions, and provisions of the aeronautics
9 code of the state of Michigan, 1945 PA 327, MCL 259.1 to 259.208,
10 the department has identified as unclear, out-of-date, or no longer
11 consistent with current practice. The department shall include in
12 the report any recommended changes to the aeronautics code of the
13 state of Michigan, 1945 PA 327, MCL 259.1 to 259.208, and the
14 reasons for any proposed changes.

15 **CAPITAL OUTLAY**

16 Sec. 901. (1) From federal-state-local project appropriations
17 contained in part 1 for the purpose of assisting political entities
18 and subdivisions of this state in the construction and improvement
19 of publicly used airports and landing fields within this state, the
20 state transportation department may permit the award of contracts
21 on behalf of units of local government for the authorized locations
22 not to exceed the indicated amounts, of which the state allocated
23 portion shall not exceed the amount appropriated in part 1.

24 (2) Political entities and subdivisions shall provide not less
25 than 5% of the cost of any project under this section, unless a
26 total nonfederal share less than 10% is otherwise specified in



1 federal law. State money shall not be allocated until local money
2 is allocated. State money for any 1 project shall not exceed 1/3 of
3 the total appropriation in part 1 from state funds for airport
4 improvement programs.

5 (3) The Michigan aeronautics commission may take those steps
6 necessary to match federal money available for airport construction
7 and improvement within this state and to meet the matching
8 requirements of the federal government. Whether acting alone or
9 jointly with another political subdivision or public agency or with
10 this state, a political subdivision or public agency of this state
11 shall not submit to any agency of the federal government a project
12 application for airport planning or development unless it is
13 authorized in this part and part 1 and the project application is
14 approved by the governing body of each political subdivision or
15 public agency making the application and by the Michigan
16 aeronautics commission.

17 Sec. 903. The appropriations in part 1 for capital outlay
18 shall be carried forward at the end of the fiscal year consistent
19 with the provisions of section 248 of the management and budget
20 act, 1984 PA 431, MCL 18.1248.

21 **ONE-TIME APPROPRIATIONS**

22 Sec. 1001. The one-time general fund/general purpose
23 appropriation in part 1 for county road commissions shall be
24 distributed among the county road commissions in accordance with
25 section 12 of 1951 PA 51, MCL 247.662, to be used by county road
26 commissions as provided under that section. The one-time general



1 fund/general purpose appropriation in part 1 for cities and
2 villages shall be distributed among cities and villages in
3 accordance with section 13 of 1951 PA 51, MCL 247.663, to be used
4 by cities and villages as provided under that section.

5 Sec. 1002. The one-time appropriation of comprehensive
6 transportation funds for Carbide dock/Soo Locks project shall be
7 used for demolition needs associated with the Carbide dock project.

8 Sec. 1003. From the funds appropriated in one-time spending in
9 part 1, to enhance the movement of people and goods on public or
10 privately owned rail lines, the department shall award up to
11 \$22,700,000.00 of which \$10,700,000.00 is federal spending
12 authority, to a county with a population greater than 1,500,000 for
13 a railroad grade separation project in a city with a population
14 between 12,750 and 13,000 according to the most recent federal
15 decennial census.

