

HOUSE BILL No. 5527

EXECUTIVE BUDGET BILL

February 18, 1992, Introduced by Reps. Ostling, Bender, Allen, Gilmer and Knight and referred to the Committee on Appropriations.

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 1993; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 101. There is appropriated for the department of agriculture
2 for the fiscal year ending September 30, 1993, from the following funds:

3 DEPARTMENT OF AGRICULTURE

4 APPROPRIATIONS SUMMARY:

5 Full-time equated unclassified positions.....6.0

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|----|---|-------|------------|
| 1 | Full-time equated classified positions..... | 582.3 | |
| 2 | GROSS APPROPRIATION..... | \$ | 53,584,000 |
| 3 | Interdepartmental grant revenues: | | |
| 4 | Total interdepartmental grants and intradepartmental | | |
| 5 | transfers..... | | 620,300 |
| 6 | ADJUSTED GROSS APPROPRIATION..... | \$ | 52,963,700 |
| 7 | Federal revenues: | | |
| 8 | Total federal revenues..... | | 5,322,000 |
| 9 | Special revenue funds: | | |
| 10 | Total local revenues..... | | 0 |
| 11 | Total private revenues..... | | 25,300 |
| 12 | Total other state restricted revenues..... | \$ | 20,662,600 |
| 13 | State general fund/general purpose..... | \$ | 26,953,800 |
| 14 | EXECUTIVE | | |
| 15 | Full-time equated unclassified positions..... | 3.0 | |
| 16 | Full-time equated classified positions..... | 34.5 | |
| 17 | Commission, including travel | \$ | 31,700 |
| 18 | Marketing and bargaining board, including travel..... | | 2,000 |
| 19 | Upper Peninsula state fair board, including travel | | 11,600 |
| 20 | Director..... | | 83,100 |
| 21 | Unclassified positions..... | | 143,700 |
| 22 | Affirmative action--2.0 FTE positions..... | | 184,000 |
| 23 | Executive direction--9.5 FTE positions..... | | 707,300 |
| 24 | Food bank..... | | 500,000 |
| 25 | Statistical reporting service--4.0 FTE positions..... | | 399,600 |
| 26 | Regional clerical support--8.0 FTE positions..... | | 418,700 |
| 27 | U.S.D.A. data collection program--10.0 FTE positions..... | | 981,300 |
| 28 | Equine monitoring system--1.0 FTE position..... | | 183,200 |

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| 1 | Central fund for acquiring additional federal funds..... | 1,000,000 |
| 2 | GROSS APPROPRIATION.....\$ | 4,646,200 |
| 3 | Appropriated from: | |
| 4 | Federal revenues: | |
| 5 | DAG-AMS, Cooperative agreement..... | 981,300 |
| 6 | Federal revenue, additional acquired..... | 1,000,000 |
| 7 | Special revenue funds: | |
| 8 | Horse racing revenues..... | 180,800 |
| 9 | Industry support funds.....\$ | 25,300 |
| 10 | State general fund/general purpose.....\$ | 2,458,800 |
| 11 | ADMINISTRATIVE SERVICES | |
| 12 | Full-time equated classified positions..... | 72.0 |
| 13 | Personnel--7.0 FTE positions..... | 459,300 |
| 14 | Financial Services--49.0 FTE positions.....\$ | 3,393,100 |
| 15 | Automated services--10.0 FTE positions..... | 894,700 |
| 16 | Press and Public Affairs--6.0 FTE positions..... | 481,100 |
| 17 | GROSS APPROPRIATION.....\$ | 5,228,200 |
| 18 | Appropriated from: | |
| 19 | Special revenue funds: | |
| 20 | Farm produce license and audit fees..... | 61,500 |
| 21 | Upper Peninsula state fair revenue..... | 584,100 |
| 22 | Horse racing revenues..... | 949,200 |
| 23 | State general fund/general purpose.....\$ | 3,633,400 |
| 24 | DEPARTMENTAL OPERATIONS SUPPORT | |
| 25 | Property management charges.....\$ | 526,400 |
| 26 | Rent..... | 294,400 |
| 27 | GROSS APPROPRIATION.....\$ | 820,800 |
| 28 | Appropriated from: | |

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| 1 | Special revenue funds. | |
| 2 | Fruits and vegetable inspection fees..... | 4,700 |
| 3 | Horse racing revenues..... | 80,100 |
| 4 | State general fund/general purpose.....\$ | 736,000 |
| 5 | PESTICIDE AND PLANT PEST MANAGEMENT | |
| 6 | Full-time equated classified positions..... | 103.6 |
| 7 | Administration--5.0 FTE positions.....\$ | 340,500 |
| 8 | Apiary inspection program--3.0 FTE positions.....\$ | 213,100 |
| 9 | Agricultural products quality assurance--17.9 FTE positions | 1,049,800 |
| 10 | Plant pest control--27.7 FTE positions..... | 1,571,800 |
| 11 | Pesticide certification and enforcement--40.7 FTE positions | 2,794,300 |
| 12 | Gypsy moth program--9.3 FTE positions..... | 2,330,100 |
| 13 | GROSS APPROPRIATION.....\$ | 8,299,600 |
| 14 | Appropriated from: | |
| 15 | Federal revenues: | |
| 16 | DAG-FS, multiple grants..... | 1,684,800 |
| 17 | EPA-OE, Pesticides enforcement program grants..... | 775,100 |
| 18 | HHS-FDA..... | 15,000 |
| 19 | Special revenue funds: | |
| 20 | Horse racing revenues..... | 112,100 |
| 21 | Licensing and inspection fees..... | 1,464,000 |
| 22 | Apiary fees..... | 45,900 |
| 23 | State general fund/general purpose.....\$ | 4,202,700 |
| 24 | ANIMAL INDUSTRY | |
| 25 | Full-time equated classified positions..... | 28.0 |
| 26 | Administration--5.0 FTE positions.....\$ | 305,300 |
| 27 | Animal health and welfare--23.0 FTE positions..... | 1,400,200 |
| 28 | GROSS APPROPRIATION.....\$ | 1,705,500 |

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| 1 | Appropriated from: | |
| 2 | Federal revenues: | |
| 3 | DAG-VS pseudorabies..... | 130,000 |
| 4 | HHS-FDA..... | 50,000 |
| 5 | Special revenue funds: | |
| 6 | Horse racing revenues..... | 261,500 |
| 7 | Licensing and inspection fees.....\$ | 52,700 |
| 8 | State general fund/general purpose.....\$ | 1,211,300 |
| 9 | DAIRY PRODUCTS | |
| 10 | Full-time equated classified positions..... | 43.0 |
| 11 | Dairy products quality assurance--43.0 FTE positions.....\$ | 3,016,100 |
| 12 | GROSS APPROPRIATION.....\$ | 3,016,100 |
| 13 | Appropriated from: | |
| 14 | Federal revenues: | |
| 15 | DAG-AMS, Cooperative agreement..... | 22,000 |
| 16 | Special revenue funds: | |
| 17 | Horse racing revenues..... | 109,500 |
| 18 | Licensing and inspection fees..... | 64,400 |
| 19 | State general fund/general purpose.....\$ | 2,820,200 |
| 20 | FOOD AND CONSUMER PROTECTION | |
| 21 | Full-time equated classified positions..... | 104.0 |
| 22 | Administration--3.0 FTE positions.....\$ | 233,400 |
| 23 | Food product quality assurance--65.0 FTE positions..... | 3,872,000 |
| 24 | Motor fuels quality program--8.0 FTE positions..... | 545,800 |
| 25 | Weights and measures program--27.0 FTE positions..... | 1,513,800 |
| 26 | Farm produce enforcement program--1.0 FTE position..... | 65,700 |
| 27 | GROSS APPROPRIATION.....\$ | 6,230,700 |
| 28 | Appropriated from: | |

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| 1 | Federal revenues: | |
| 2 | HHS-FDA..... | 180,000 |
| 3 | Special revenue funds: | |
| 4 | Weights and measures regulation fees..... | 120,000 |
| 5 | Food handler licensing fees..... | 1,050,000 |
| 6 | Motor fuel quality license fees.....\$ | 468,500 |
| 7 | Farm produce license and audit fees..... | 40,700 |
| 8 | State general fund/general purpose.....\$ | 4,371,500 |
| 9 | LABORATORY SUPPORT | |
| 10 | Full-time equated classified positions..... | 89.5 |
| 11 | Administration--7.0 FTE positions.....\$ | 451,900 |
| 12 | Equine drug testing--9.5 FTE positions..... | 745,400 |
| 13 | Laboratory support services--73.0 FTE positions..... | 4,578,500 |
| 14 | GROSS APPROPRIATION.....\$ | 5,775,800 |
| 15 | Appropriated from: | |
| 16 | Interdepartmental grant revenues: | |
| 17 | IDG from Commerce (LCC)-liquor quality testing fees..... | 212,200 |
| 18 | Federal revenues: | |
| 19 | DAG-APHIS, Plant and animal disease and pest control..... | 29,000 |
| 20 | Special revenue funds: | |
| 21 | Horse racing revenues..... | 733,800 |
| 22 | Motor fuel quality license fees..... | 782,000 |
| 23 | Testing fees..... | 245,100 |
| 24 | State general fund/general purpose.....\$ | 3,773,700 |
| 25 | ENVIRONMENTAL PROTECTION | |
| 26 | Full-time equated classified positions..... | 23.0 |
| 27 | Soil and water conservation--23.0 FTE positions.....\$ | 1,552,600 |
| 28 | GROSS APPROPRIATION.....\$ | 1,552,600 |

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| 1 | Appropriated from: | |
| 2 | Federal revenues: | |
| 3 | EPA-OWWM, Water pollution control, lake restoration | |
| 4 | cooperative agreements..... | 229,000 |
| 5 | State general fund/general purpose.....\$ | 1,323,600 |
| 6 | MARKETING AND MARKET DEVELOPMENT | |
| 7 | Full-time equated classified positions..... | 43.0 |
| 8 | Marketing and market development--11.0 FTE positions.....\$ | 1,138,800 |
| 9 | Fruit and vegetable quality control--32.0 FTE positions... | 1,603,800 |
| 10 | GROSS APPROPRIATION.....\$ | 2,742,600 |
| 11 | Appropriated from: | |
| 12 | Interdepartmental grant revenues: | |
| 13 | IDG from Commerce (LCC) -nonretail liquor license fee..... | 408,100 |
| 14 | Federal revenues: | |
| 15 | DAG-AMS, Cooperative agreement..... | 15,800 |
| 16 | Special revenue funds: | |
| 17 | Bean inspection fees..... | 52,400 |
| 18 | Fruits and vegetable inspection fees..... | 1,037,600 |
| 19 | Industry support funds..... | 50,000 |
| 20 | State general fund/general purpose.....\$ | 1,178,700 |
| 21 | OFFICE OF RACING COMMISSIONER | |
| 22 | Full-time equated unclassified positions..... | 3.0 |
| 23 | Full-time equated classified positions..... | 41.7 |
| 24 | Commissioner.....\$ | 62,100 |
| 25 | Deputy commissioners (2)..... | 110,000 |
| 26 | Promotion..... | 400,000 |
| 27 | Licensing and regulation--41.7 FTE positions..... | 2,907,600 |
| 28 | GROSS APPROPRIATION.....\$ | 3,479,700 |

1 Appropriated from:

2 Special revenue funds:

3 Horse racing revenues..... 3,479,700

4 State general fund/general purpose.....\$ 0

5 GRANTS

6 Grant to Southwestern Michigan tourist council - taste of

7 Michigan.....\$ 63,600

8 Michigan state university..... 210,000

9 Grants to local soil conservation districts..... 1,136,300

10 Standardbred programs..... 2,136,100

11 Thoroughbred programs..... 1,971,700

12 Purses and supplements-fairs..... 2,549,100

13 Light horse racing-grants to county fairs..... 74,200

14 Premiums..... 1,356,200

15 Building and track improvement-county and state fairs.... 500,000

16 Northwest Michigan horticultural research station..... 44,000

17 Appaloosa/Arabian/quarterhorse programs..... 45,000

18 GROSS APPROPRIATION.....\$ 10,086,200

19 Appropriated from:

20 Federal revenues:

21 EPA-OE, Pesticides enforcement program grants..... 210,000

22 Special revenue funds:

23 Horse racing revenues..... 8,632,300

24 State general fund/general purpose.....\$ 1,243,900

25 GENERAL SECTIONS

26 Sec. 201. (1) In accordance with the provisions of section 30 of

27 article IX of the state constitution of 1963, total state spending in

1 this appropriation act is \$47,616,400.00 and state appropriations to be
2 paid to local units of government in section 101 are as follows:

3 DEPARTMENT OF AGRICULTURE

| | |
|--|-----------|
| 4 Grants to soil conservation districts.....\$ | 1,136,300 |
| 5 TOTAL.....\$ | 1,136,300 |

6 (2) When it appears to the principal executive officer of each
7 department that state spending to local units of government will be less
8 than the amount that was projected to be expended for any quarter, the
9 principal executive officer shall immediately give notice of the
10 approximate shortfall to the department of management and budget, the
11 senate and house appropriations committees, and the senate and house
12 fiscal agencies.

13 Sec. 202. The appropriations made and the expenditures authorized
14 under this act and the institutions, departments, agencies, commissions,
15 boards, offices, and programs for which an appropriation is made under
16 this act are subject to the management and budget act, Act No. 431 of the
17 Public Acts of 1984, being sections 18.1101 to 18.1594 of the Michigan
18 Compiled Laws.

19 Sec. 203. As used in this act:

20 (a) "Department" means the department of agriculture.

21 (b) "Director" means the director of the department.

22 (c) "DAG-AMS" means the United States department of
23 agriculture-agriculture marketing service.

24 (d) "DAG-APHIS" means the United States department of
25 agriculture-animal plant health inspection service.

26 (e) "DAG-FNS" means the United States department of
27 agriculture-food and nutrition service.

1 (f) "DAG-FS" means the United States department of
2 agriculture-forest service.

3 (g) "DAG-SRS" means the United States department of
4 agriculture-statistical reporting service.

5 (h) "DAG-VS" means the United States department of
6 agriculture-veterinary science.

7 (i) "EPA-OE" means the United States environmental protection
8 agency-office of enforcement.

9 (j) "EPA-OWWM" means the United States environmental protection
10 agency-office of water and waste management.

11 (k) "FTE" means full-time equated.

12 (l) "HHS-FDA" means the United States department of health and
13 human services-food and drug administration.

14 (m) "IDG" means interdepartmental grant.

15 Sec. 204. The department may receive and expend funds in addition
16 to those authorized in section 101 for conducting training and
17 orientation workshops and seminars that are consistent with the
18 programmatic mission of the individual unit sponsoring or coordinating
19 the program.

20 Sec. 205. The funds appropriated in section 101 from the central
21 funds for acquiring additional federal funds shall not be expended until
22 the grant money is authorized by the grantor. Expenditure of those funds
23 shall be controlled through the allotment process. Funds accepted under
24 this section shall not be authorized if the receipt of the funds mandates
25 a commitment for state funding at a future date.

26 Sec. 206. (1) Beginning October 1, 1992, there shall be a hiring
27 freeze imposed on the state classified civil service. State departments
28 and agencies shall be prohibited from hiring any new full-time state

1 classified civil service employees or prohibited from filling any vacant
 2 state classified civil service positions. This hiring freeze does not
 3 apply to internal transfers of classified employees from one position to
 4 another within a department.

5 (2) The director of the department of management and budget shall
 6 grant exceptions to this hiring freeze when the director believes that
 7 such a hiring freeze will result in rendering a state department or
 8 agency unable to deliver basic services, cause loss of revenue to the
 9 State, result in the inability of the State to receive and expend federal
 10 funds, or necessitate additional expenditures that exceed any savings
 11 from maintaining a vacancy.

12 EXECUTIVE

13 Sec. 301. The appropriations in section 101 may be used for per
 14 diem payments to members of boards, committees, and commissions for a
 15 full day's board, committee, or commission work at which a quorum is
 16 present; for attending a hearing as authorized by the respective board,
 17 committee, or commission; or for performing official business as autho-
 18 rized by the respective board, committee, or commission. The per diem
 19 payments shall be at a rate as follows:

| | |
|---|------------------|
| 20 (a) Commission of agriculture..... | \$ 75.00 per day |
| 21 (b) Soil conservation committee..... | \$ 35.00 per day |
| 22 (c) Upper Peninsula state fair board..... | \$ 50.00 per day |
| 23 (d) Agricultural marketing and bargaining board..... | \$ 35.00 per day |

24 Sec. 302. The department may receive and expend funds for
 25 publications.

26 Sec. 303. In any given year when insufficient amounts of Michigan
 27 surplus products are offered to the food bank council and accepted for
 28 distribution, unused funds may be applied by the food bank council for

1 the direct purchase of foods from Michigan growers, manufacturers and/or
2 wholesalers.

3 ADMINISTRATIVE SERVICES

4 Sec. 401. The department may receive and expend funds for audit
5 and licensing functions.

6 Sec. 402. The department may receive and expend funds to conduct
7 livestock sales at the Upper Peninsula state fairgrounds.

8 PESTICIDE AND PLANT PEST MANAGEMENT

9 Sec. 501. The department may receive and expend funds for
10 propagating and certifying virus free foundation stock.

11 FOOD AND CONSUMER PROTECTION

12 Sec. 601. The department may receive and expend funds to
13 administer the gasoline inspection and testing program.

14 Sec. 602. The department may receive and expend funds to conduct
15 bean inspection and grading services.

16 Sec. 603. The department may receive and expend funds to conduct
17 inspection of fruits and vegetables at shipping, termination points and
18 processing plants.

19 LABORATORY SUPPORT

20 Sec. 701. The department may receive and expend funds to test
21 samples for other agencies and organizations.

22 OFFICE OF RACING COMMISSIONER

23 Sec. 801. The racing commissioner may pay rewards of not more than
24 \$5,800.00 to a person who provides information which results in the
25 arrest and conviction on a felony charge for a crime which involves the
26 horse racing industry. A reward paid pursuant to this section shall be
27 paid out of the licensing and regulation line item.

1 Sec. 802. Included in section 101 is an amount not to exceed
2 \$400,000.00 for promotion of attendance at pari-mutuel horse racing. The
3 state funds shall be matched before expenditure such that each \$2.00 of
4 state funds is matched by \$1.00 of private industry funds.