

Act No. 293
Public Acts of 1994
Approved by the Governor
July 13, 1994
Filed with the Secretary of State
July 14, 1994

**STATE OF MICHIGAN
87TH LEGISLATURE
REGULAR SESSION OF 1994**

Introduced by Senators Ehlers and McManus

ENROLLED SENATE BILL No. 531

AN ACT to make appropriations for various state departments and agencies for the fiscal year ending September 30 1994 and the fiscal period October 1 1994 to March 31 1995 and to provide for the expenditure of the appropriations

The People of the State of Michigan enact

Sec 101 There is appropriated for various state departments and agencies to supplement former appropriations for the fiscal year ending September 30 1994 from the following funds

BILL SUMMARY

APPROPRIATION SUMMARY

Full time equated classified positions	12 0	
GROSS APPROPRIATION	\$	19 300 000
Interdepartmental grant revenues		
Less Total interdepartment grants and intradepartment transfers		300 000
ADJUSTED GROSS APPROPRIATION	\$	19 000 000
Federal revenues		
Total federal revenues		7 150 000
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		11 850 000
State general fund/general purpose	\$	0

DEPARTMENT OF PUBLIC HEALTH

APPROPRIATION SUMMARY

Full time equated classified positions	2 0	
GROSS APPROPRIATION	\$	19 000 000
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	19 000 000
Federal revenues		
Total federal revenues		7 150 000

For Fiscal Year
Ending Sept 30
1994

Special revenue funds	
Total local revenues	\$ 0
Total private revenues	0
Total other state restricted revenues	11 850 000
State general fund/general purpose	\$ 0
INFECTIOUS DISEASE CONTROL	
Immunization local agreements	\$ 2 500 000
GROSS APPROPRIATION	\$ 2 500 000
Appropriated from	
Special revenue funds	
State restricted tobacco tax revenue	2 500 000
State general fund/general purpose	\$ 0
CENTER FOR HEALTH PROMOTION	
Full time equated classified positions	2 0
Chronic disease prevention	\$ 1 500 000
Physical fitness nutrition and health—1 0 FTE position	300 000
Tobacco free Michigan—1 0 FTE position	1 200 000
GROSS APPROPRIATION	\$ 3 000 000
Appropriated from	
Special revenue funds	
State restricted tobacco tax revenue	3 000 000
State general fund/general purpose	\$ 0
CHILD AND FAMILY SERVICES GRANTS	
Pregnancy prevention programs	\$ 1 500 000
GROSS APPROPRIATION	\$ 1 500 000
Appropriated from	
Special revenue funds	
State restricted tobacco tax revenue	1 500 000
State general fund/general purpose	\$ 0
CRIPPLED CHILDREN SERVICES	
Medical care and treatment	\$ 4 300 000
GROSS APPROPRIATION	\$ 4 300 000
Appropriated from	
Federal revenues	
Medical assistance program title XIX	2 150 000
Special revenue funds	
Fees and collections	2 150 000
State general fund/general purpose	\$ 0
SUBSTANCE ABUSE GRANTS AND CONTRACTS	
Community substance abuse prevention education and treatment grants	\$ 500 000
Medicaid reimbursement for substance abuse services	7 200 000
GROSS APPROPRIATION	\$ 7 700 000
Appropriated from	
Federal revenues	
Alcohol drug abuse and mental health block grant	1 000 000
Medical assistance program title XIX	4 000 000
Special revenue funds	
State restricted tobacco tax revenue	2 700 000
State general fund/general purpose	\$ 0

DEPARTMENT OF TREASURY
APPROPRIATION SUMMARY

Full time equated classified positions	10 0	
GROSS APPROPRIATION	\$	300 000
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		300 000
ADJUSTED GROSS APPROPRIATION	\$	0
Federal revenues		
Total federal revenues		0
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0

TAX PROGRAMS

Full time equated classified positions	10 0	
Tobacco tax collection—10 0 FTE positions	\$	300 000
GROSS APPROPRIATION	\$	300 000
Appropriated from		
Interdepartmental grant revenues		
Interdepartmental grant from public health		300 000
State general fund/general purpose	\$	0

Sec 102 There is appropriated for various state departments and agencies to supplement former appropriations for the fiscal period October 1 1994 to March 31 1995 from the following funds

BILL SUMMARY

APPROPRIATION SUMMARY

Full time equated classified positions	22 5	
GROSS APPROPRIATION	\$	25 139 550
Interdepartmental grant revenues		
Less Total interdepartment grants and intradepartmental transfers		3 550 000
ADJUSTED GROSS APPROPRIATION	\$	21 589 550
Federal revenues		
Total federal revenues		4 489 550
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		17 100 000
State general fund/general purpose	\$	0

DEPARTMENT OF MANAGEMENT AND BUDGET

APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	750 000
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		750 000
ADJUSTED GROSS APPROPRIATION	\$	0
Federal revenues		
Total federal revenues		0
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0

For Fiscal Year
Ending Sept 30
1995

SPECIAL PROGRAMS

Children s ombudsman commission	\$	500 000
GROSS APPROPRIATION	\$	<u>500 000</u>
Appropriated from		
Interdepartmental grant revenues		
Interdepartmental grant from public health		500 000
State general fund/general purpose	\$	0

OFFICE OF SERVICES TO THE AGING

Nutrition services	\$	250 000
GROSS APPROPRIATION	\$	<u>250 000</u>
Appropriated from		
Interdepartmental grant revenues		
Interdepartmental grant from public health		250 000
State general fund/general purpose	\$	0

DEPARTMENT OF MENTAL HEALTH

APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	1 250 000
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		1 250 000
ADJUSTED GROSS APPROPRIATION	\$	0
Federal revenues		
Total federal revenues		0
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0

COMMUNITY MENTAL HEALTH PROGRAMS

Respite care	\$	1 250 000
GROSS APPROPRIATION	\$	<u>1 250 000</u>
Appropriated from		
Interdepartmental grant revenues		
Interdepartmental grant from public health		1 250 000
Special revenue funds		
State general fund/general purpose	\$	0

DEPARTMENT OF PUBLIC HEALTH

APPROPRIATION SUMMARY

Full time equated classified positions	12 5	
GROSS APPROPRIATION	\$	20 075 000
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	20 075 000
Federal revenues		
Total federal revenues		2 975 000
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		17 100 000
State general fund/general purpose	\$	0

EXECUTIVE SERVICES

Total full time equated position	1 0	
Vital records & health statistics—1 0 FTE position	\$	128 250
GROSS APPROPRIATION	\$	128 250
Appropriated from		
Special revenue funds		
State restricted tobacco tax revenue		128 250
State general fund/general purpose	\$	0

INFECTIOUS DISEASE CONTROL

Immunization local agreements	\$	2 000 000
GROSS APPROPRIATION	\$	2 000 000
Appropriated from		
Federal revenues		
Federal grants and contracts		1 750 000
Special revenue funds		
State restricted tobacco tax revenue		250 000
State general fund/general purpose	\$	0

HEALTH SYSTEMS ADMINISTRATION

Total full time equated positions	2 0	
Local health services—2 0 FTE positions	\$	112 500
Training and evaluation		121 750
GROSS APPROPRIATION	\$	234 250
Appropriated from		
Special revenue funds		
State restricted tobacco tax revenue		234 250
State general fund/general purpose	\$	0

HEALTH SYSTEMS LOCAL GRANTS

Local public health surveillance	\$	1 137 500
Michigan essential health care provider program		500 000
GROSS APPROPRIATION	\$	1 637 500
Appropriated from		
Federal revenues		
Federal grants and contracts		250 000
Special revenue funds		
State restricted tobacco tax revenue		1 387 500
State general fund/general purpose	\$	0

CENTER FOR HEALTH PROMOTION

Total full time equated positions	7 5	
Chronic disease prevention	\$	3 875 000
Physical fitness nutrition and health—2 0 FTE positions		875 000
Tobacco free Michigan—3 5 FTE positions		2 450 000
Violence prevention—2 0 FTE positions		1 250 000
GROSS APPROPRIATION	\$	8 450 000
Appropriated from		
Special revenue funds		
State restricted tobacco tax revenue		8 450 000
State general fund/general purpose	\$	0

BUREAU OF CHILD AND FAMILY SERVICES

Total full time equated positions	2 0	
Special projects—2 0 FTE positions	\$	75 000
GROSS APPROPRIATION	\$	75 000

For Fiscal Year
Ending Sept 30
1995

Appropriated from		
Special revenue funds		
State restricted tobacco tax revenue	\$	75 000
State general fund/general purpose	\$	0
CHILD AND FAMILY SERVICES GRANTS		
Adolescent health care services	\$	375 000
Children and adult respite care reimbursement to the department of mental health		1 250 000
Dental programs		100 000
Early and periodic screening diagnosis and treatment outreach		1 700 000
Pregnancy prevention programs		2 225 000
Healthy Michigan for children reimbursement to the department of management and budget		500 000
Infant and child support services reimbursement to the department of social services		1 000 000
Poison control		150 000
Prenatal care outreach and service delivery support		250 000
GROSS APPROPRIATION	\$	<u>7 550 000</u>
Appropriated from		
Federal revenues		
Medical assistance program title XIX		975 000
Special revenue funds		
State restricted tobacco tax revenue		6 575 000
State general fund/general purpose	\$	0
DEPARTMENT OF SOCIAL SERVICES		
GROSS APPROPRIATION	\$	2 664 550
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers	\$	1 150 000
ADJUSTED GROSS APPROPRIATION	\$	1 514 550
Federal revenues		
Total federal revenues		1 514 550
Special revenue funds		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0
MEDICAL SERVICES		
Outpatient hospital indigent adjuster	\$	347 550
Physician services—infant support services expansion	\$	<u>2 317 000</u>
GROSS APPROPRIATION	\$	<u>2 664 550</u>
Appropriated from		
Interdepartmental grant revenues		
Interdepartmental grant from public health		1 150 000
Federal revenues		
Total federal revenues		1 514 550
State general fund/general purpose	\$	0
DEPARTMENT OF TREASURY		
APPROPRIATION SUMMARY		
Full time equated classified positions	10 0	
GROSS APPROPRIATION	\$	400 000
Interdepartmental grant revenues		
Total interdepartmental grants and intradepartmental transfers		400 000
ADJUSTED GROSS APPROPRIATION	\$	0

For Fiscal Year
Ending Sept 30
1995

Federal revenues	
Total federal revenues	\$ 0
Special revenue funds	
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	0
State general fund/general purpose	\$ 0

TAX PROGRAMS

Tobacco tax collection—10 0 FTE positions	\$ 400 000
GROSS APPROPRIATION	\$ 400 000
Appropriated from	
Interdepartmental grant revenues	
Interdepartmental grant from public health	400 000
State general fund/general purpose	\$ 0

GENERAL SECTIONS

Sec 201 In accordance with the provisions of section 30 of article IX of the state constitution of 1963 total state spending from state resources for the fiscal year ending September 30 1994 is \$11 850 000 00 and the state appropriations to be paid to units of local governments in section 101 are as follows

For Fiscal Year
Ending Sept 30
1994

DEPARTMENT OF PUBLIC HEALTH

Chronic disease prevention	\$ 750 000
Pregnancy prevention programs	750 000
Immunization local agreements	800 000
Tobacco free Michigan	400 000
Total	\$ 2 700 000

Sec 202 In accordance with the provisions of section 30 of article IX of the state constitution of 1963 total state spending from state resources for the fiscal period October 1 1994 to March 31 1995 is \$17 100 000 00 and the state appropriations to be paid to units of local governments in section 102 are as follows

DEPARTMENT OF PUBLIC HEALTH

Children and adult respite care reimbursement to the department of mental health	\$ 1 250 000
Chronic disease prevention	1 250 000
Pregnancy prevention programs	1 800 000
Local public health surveillance	1 137 500
Prenatal care outreach	50 000
Tobacco free Michigan	1 000 000
Violence prevention	500 000
Total	6 987 500

Sec 203 The appropriations made and the expenditures authorized under this act and the departments agencies commissions boards offices and programs for which an appropriation is made under this act are subject to the management and budget act Act No 431 of the Public Acts of 1984 being sections 18 1101 to 18 1594 of the Michigan Compiled Laws

FISCAL YEAR 1994 AND FISCAL PERIOD 1995 BOILERPLATE

Sec 301 Agencies which currently receive pregnancy prevention funds and either receive or are eligible for other family planning funds shall have the option of receiving all of their family planning funds directly from the department of public health and be designated as delegate agencies

Sec 302 The department shall ensure that outreach networks supported with funds appropriated in sections 101 and 102 for chronic disease prevention shall cover a regional area that would serve more than 3 counties

Sec 303 The funds appropriated in sections 101 and 102 for physical fitness nutrition and health shall not be used for per diem reimbursement to members of the governor s council on physical fitness

Sec 304 The funds appropriated in sections 101 and 102 for physical fitness nutrition and health shall be distributed for the purpose of lifetime physical fitness These activities shall include but are not limited to walking jogging aerobics swimming bicycling weight training stretching and dance The funds shall not be used to support team sports activities

Sec 305 The healthy Michigan fund act requires that healthy Michigan funds shall be utilized to improve the public health of the citizens of Michigan All unexpended funds shall lapse to the healthy Michigan fund and be available for appropriation in the following fiscal year

Sec 306 The department of public health shall develop RFP guidelines for funds to be distributed under the tobacco tax The guidelines shall provide opportunities for funding by nongovernmental agencies The department shall not specify funding for any particular type of organization except that line item that is identified as funding for local health departments Where line item appropriations are awarded through an RFP process the most appropriate agency or agencies agreeing to meet the department s guidelines shall be chosen Local health departments may be offered the opportunity to administer funds to community based organizations when the local health department is deemed appropriate and agrees to administer the contract in accordance with the department s guidance

Sec 307 The funds appropriated in sections 101 and 102 for pregnancy prevention programs shall not be used to provide abortion counseling referrals or services

Sec 308 The state departments agencies and commissions receiving funds from sections 101 and 102 shall report quarterly beginning October 1 1994 to the senate and house appropriations committees the senate and house fiscal agencies and the department of management and budget on the following

- (a) Detailed spending plan by appropriation line item including description of programs
- (b) Allocations from funds appropriated under these sections
- (c) Description of allocations or bid processes including need or demand indicators used to determine allocations
- (d) Eligibility criteria for program participation and maximum benefit levels where applicable
- (e) Outcome measures to be used to evaluate programs
- (f) Any other information deemed necessary by the house or senate appropriations committees or the department of management and budget

FISCAL PERIOD 1995 ONLY BOILERPLATE

Sec 401 Of the funds appropriated in section 102 for tobacco free Michigan not less than \$50 000 00 shall be allocated for prenatal smoking cessation programs

Sec 402 From the funds appropriated in section 102 for tobacco free Michigan a maximum of 2.5% shall be allocated to adolescent health care centers that currently provide smoking prevention programs These funds shall be distributed under the current adolescent health center allocation formula

Sec 403 (1) The funds appropriated in section 102 for violence prevention shall be used for but not be limited to the following

- (a) Programs aimed at the prevention of spouse partner or child abuse and rape
- (b) Programs aimed at the prevention of workplace violence
- (2) The emphasis of programs supported with the funds appropriated in section 102 for violence prevention and for the state coordinating council on violence shall be on prevention
- (3) In awarding grants from the amounts appropriated in section 102 for violence prevention the department shall give equal consideration to public and private nonprofit applicants

Sec 404 From the funds appropriated in section 101 and section 102 for physical fitness nutrition and health up to \$1 000 000 00 may be allocated to the Michigan physical fitness and sports foundation The allocation to the Michigan physical fitness and sports foundation is contingent upon the foundation providing at least a 20% cash match

Sec 405 Of the funds appropriated in section 102 for poison control the department of public health may transfer \$150 000 00 to the department of social services

Sec 406 The department of social services shall distribute \$387 550 00 to children's hospitals that have a high indigent care volume if the department receives a \$150 000 00 interdepartmental grant from the department of public health The amount to be distributed if any to any given hospital shall be based on a formula determined by the department of social services

Sec 407 If federal medicaid revenues are earned in the family planning program under a federal family planning medicaid waiver amounts appropriated from the tobacco tax equivalent to the federal medicaid earnings shall be allocated on a quarterly basis as follows

- (a) 50% for violence prevention
- (b) 25% for adolescent health care services
- (c) 10% for dental programs
- (d) 15% for prenatal care outreach and service delivery support

Sec 408 On January 1 1995 the department shall submit a report to the house and senate appropriations subcommittees on public health and the house and senate fiscal agencies on the planned allocations from the amounts appropriated in section 102 for the children's ombudsman commission The report shall include the following information

- (a) Detailed expenditure description including full time positions
- (b) Program goals
- (c) Detailed needs assessment
- (d) Outcome measures to be used to evaluate the program

Sec 409 The use of state restricted tobacco tax revenue received for the purpose of tobacco prevention education and reduction efforts and deposited in the healthy Michigan fund shall not be used for lobbying as defined in Act No 472 of the Public Acts of 1978 being sections 4 411 to 4 431 of the Michigan Compiled Laws

Sec 410 The funds appropriated in section 102 are for expenditure only in the fiscal period beginning October 1 1994 to March 31 1995

This act is ordered to take immediate effect

Secretary of the Senate

Co Clerk of the House of Representatives

Approved

Governor