

Act No. 353
Public Acts of 1996
Approved by the Governor
July 1, 1996
Filed with the Secretary of State
July 1, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Senators McManus, Gast, Steil, Geake, Rogers, Bennett and Schuette

ENROLLED SENATE BILL No. 979

AN ACT to make appropriations for the department of natural resources and the department of environmental quality for the fiscal year ending September 30, 1996; to provide for the acquisition of land and development rights; to provide for certain work projects; to provide for the development of public recreation facilities; to provide for the powers and duties of certain state agencies and officials; and to provide for the expenditure of appropriations.

The People of the State of Michigan enact:

Sec. 1. There is appropriated for the department of natural resources to supplement former appropriations for the fiscal year ending September 30, 1996, the sum of \$20,714,100.00 for land acquisition and grants and \$5,688,800.00 for public recreation facility development and grants as provided in section 35 of article IX of the state constitution of 1963 and part 19 (natural resources trust fund) of the natural resources and environmental protection act, Act No. 451 of the Public Acts of 1994, being sections 324.1901 to 324.1910 of the Michigan Compiled Laws, from the following funds:

		For Fiscal Year Ending Sept. 30, 1996
GROSS APPROPRIATIONS	\$	26,402,900
Appropriated from:		
Special revenue funds:		
Michigan natural resources trust fund	\$	26,402,900
State general fund/general purpose	\$	0

DEPARTMENT OF NATURAL RESOURCES

A. Michigan natural resources trust fund acquisition projects (by priority)

1. Antrim Creek natural area, Antrim County (grant-in-aid to Antrim County) (#95-051)

2. Purchase of development rights easement acquisition, Grand Traverse County (grant-in-aid to Peninsula Township) (#95-149)

3. Detroit riverfront acquisition, Wayne County (#96-271)

4. Wildlife lump sum/Munuscong Bay, various counties (#95-309)

Allegan, Allegan County

Barry, Barry County

Cannonsburg, Kent County

Cass City, Sanilac and Tuscola Counties

Chelsea, Washtenaw County

Crane Pond, Cass County

Crow Island, Bay and Saginaw Counties

Dansville, Ingham County

Deford, Tuscola County

Edmore, Montcalm and Isabella Counties

Erie, Monroe County

Fish Point, Tuscola County

Flat River, Montcalm and Ionia Counties

Fulton, Kalamazoo County

Gagetown, Huron and Tuscola Counties

Galien River, Berrien County

Gourdneck, Kalamazoo County

Grand Haven, Ottawa County

Gratiot-Saginaw, Gratiot and Saginaw Counties

Gregory, Livingston and Washtenaw Counties

Haymarsh Lake, Mecosta County

Holly, Oakland County

Horseshoe Lake, Oakland County

Langston, Montcalm County

Lapeer, Lapeer County

Leidy Lake, St. Joseph County

Lost Nation, Hillsdale County

Lowell, Ionia and Kent Counties

Maple River, Clinton, Gratiot, and Ionia Counties

Martiny Lake, Mecosta County

Mason wildlife facility, Ingham County

Middleville, Barry County

Minden City, Sanilac County

Munuscong Bay, Chippewa County

Murphy Lake, Tuscola County

Muskegon, Muskegon and Newaygo Counties

Nayanquing Point, Bay County

Oak Grove, Livingston County

Onsted, Lenawee County

Petersburg, Monroe County

Port Huron, St. Clair County

Portland, Ionia County

Pointe Mouillee, Monroe and Wayne Counties

Quanicassee, Bay and Tuscola Counties

Rogue River, Kent County

Rose Lake, Clinton and Shiawassee Counties

Rush Lake, Huron County

Sanilac, Sanilac County

Sharonville, Jackson and Washtenaw Counties

Shiawassee River, Saginaw County

Sibley Road, Wayne County

Somerset, Hillsdale County

St. Clair Flats, St. Clair County

Stanton, Montcalm County

Three Rivers, Cass and St. Joseph Counties

Tobico Marsh, Bay County

Tuscola, Tuscola County

Vassar, Tuscola County

Verona, Huron County

Vestaburg, Montcalm and Gratiot Counties
Waterloo, Jackson and Washtenaw Counties
Wigwam Bay, Arenac County
Wildfowl Bay, Huron County

Mini-game area:

Allegan County
Barry County
Bay County
Berrien County
Calhoun County
Clinton County
Eaton County
Genesee County
Hillsdale County
Huron County
Ionia County
Jackson County
Kalamazoo County
Livingston County
Macomb County
Monroe County
Montcalm County
Oakland County
Ottawa County
Sanilac County
St. Clair County
St. Joseph County
Tuscola County
Van Buren County
Washtenaw County

5. Environmental corridors, Ingham/Clinton Counties (grant-in-aid to City of East Lansing) (#95-010)

6. Fisheries lump sum, various counties (#95-307)

Allegan County, Rabbit River and tributaries, Kalamazoo River and tributaries, Hutchins Lake, Round Lake, Boot Lake, Mud Lake, Indian Lake, East Lake, Upper and Lower Lakes, Schnable Lake

Barry County, Thornapple River and tributaries, Barlow Lake, Wall Lake, Mud Creek drainage lakes, Sugarbush Lake, Mixer Lake, Middle Lake, Ellison Lake, Long Lake, West Gilkey Lake, Indian Lake

Bay County, Saginaw River and tributaries, Saginaw Bay and tributaries

Berrien County, Paw Paw River and tributaries, Galien River and tributaries, St. Joseph River and tributaries

Branch County, St. Joseph River and tributaries, Huyek Lake, Dragon Lake, Noble Township Lakes (Secs. 5, 6, 7, 8, 17, 18), Quaker Lake

Calhoun County, Kalamazoo River and tributaries, Beadle Lake, Ackley Lake, St. Mary's Lake, Sonoma Lake, Turtle Lake, Cedar Lake

Cass County, St. Joseph River and tributaries, Baldwin Lake, Eagle Lake, Barron Lake, Garver Lake, Indian Lake, Dowagiac River and tributaries, Wood and Little Wood Lakes, Mullen Lake, Goose Lake, Curtis Day Lake, Harper Lake, Long Lake

Clinton County, Looking Glass River and tributaries, Maple River and tributaries, Grand River and tributaries, Round Lake, Muskrat Lake, Borrow pits along I-69 and US-27

Eaton County, Grand River and tributaries, Thornapple River and tributaries, Mud Creek drainage lakes, Lacey Lake, Borrow pits along I-96

Genesee County, Saginaw River and tributaries, Silver Lake, Marl Lake, Loon Lake, McCaslin Lake, Myers Lake

Gratiot County, Pine River and tributaries, Bad River and tributaries, Maple River and tributaries, Half Moon Lake, Borrow pits along US-27 Hillsdale County, St. Joseph River and tributaries, Wilson Lake, Bankers Lake, Goose Lake, Hastings Lake, Adams Lake, North and Middle Sand Lakes

Ingham County, Red Cedar River, Grand River and tributaries, Dobie Lake, Three Lakes, Huntoon Lake, Borrow pits along I-96

Ionia County, Flat River and tributaries, Looking Glass River and tributaries, Tupper Lake, Grand River and tributaries, Fish Creek

Jackson County, Grand River and tributaries, Stoney Lake, Pleasant Lake, Brill Lake, Batteese Lake, Goose Lake, Skiff Lake, Ackerson Lake, Sweezey Lake (Sec. 35, T3S, R2E), Swains Lake, Clear Lake, Grass Lake, Vandercook Lake, Lime Lake, Vineyard Lake, Clarks Lake, Bessey Lake

Kalamazoo County, Kalamazoo River and tributaries, Indian Lake

Kent County, Rouge River, Flat River and tributaries, Grand River and tributaries, Thornapple River and tributaries, Gove Lake, Silver Lake, Little Pine Island Lake, Big Crooked Lake, Bostwick Lake, Cranberry Lake, Rattigan Lake, Matson Lake, Reeds Lake, Ada impoundment on the Thornapple River

Lapeer County, Flint River and tributaries, Pleasant Lake, Stanton Lake, Lake Pleasant

Lenawee County, Raisin River and tributaries, Round Lake, Goose Lake, Posey Lake, Silver Lake, Dewey Lake, Evans Lake

Livingston County, Huron River and tributaries, Hoisington Lake, Tyrone Lake, Long Lake, Handy Lake, Round Lake, Cedar Lake, Ore Lake, Greene Oak Lake, Winans Lake, Strawberry Lake, Zukey Lake, Williamsville Lake, Sheets Lake, Triangle Lake, Pleasant Lake, Lamoreaux Lake, Runyan Lake, Indian Lake, Patterson Lake, Yellow River drain

Macomb County, Clinton River and tributaries, Lake St. Clair shoreline and islands therein

Monroe County, Huron River and tributaries, Raisin River and tributaries

Montcalm County, Saginaw River and tributaries, Flat River and tributaries

Muskegon County, Muskegon River and tributaries, White River and tributaries

Newaygo County, Muskegon River and tributaries, White River and tributaries, Emerald Lake, Sylvan Lake, Pere Marquette River and tributaries

Oakland County, Clinton River and tributaries

Ottawa County, Grand River and tributaries, Cranberry Lake

Shiawassee County, all Saginaw River tributaries, Looking Glass River and tributaries, Maple River and tributaries, Aginaw Lake, Round Lake, Rose Lake, Borrow pits along I-69

St. Clair County, St. Clair River, Black River, Belle River

St. Joseph County, St. Joseph River and tributaries, Marl Lake, Aldrich Lake

Van Buren County, Black River and tributaries, Paw Paw River and tributaries, Crooked Lake, Christie Lake

Washtenaw County, Huron River and tributaries, Raisin River and tributaries, Pleasant Lake, Iron Lake, West Lake, Cavanaugh Lake

Wayne County, Huron River and tributaries, Lake St. Clair, Rouge River and tributaries

7. Oscoda Huron sunrise park, Iosco County (grant-in-aid to Oscoda Township) (#95-219)

8. Michigamme River access site, Marquette County (grant-in-aid to Republic Township) (#95-284)

9. Trail corridor lump sum, various counties (#95-312)

10. Laketown dunes acquisition, Allegan County (grant-in-aid to Laketown Township) (#95-024)

11. Fenner inholding acquisition, Ingham County (grant-in-aid to City of Lansing) (#95-125)

12. Butterworth bridges and trail, Kent County (grant-in-aid to City of Grand Rapids) (#95-133)

13. Oakland Township park acquisition, Oakland County (grant-in-aid to Oakland Township) (#95-217)

14. Crystal Lake-Denton property, Benzie County (#95-808)

15. Mackinac Island land acquisition, Mackinac County (#95-298)

16. Parks lump sum, various counties (#95-306)

Algonac state park, St. Clair County

Bald Mountain recreation area, Oakland County

Bay City state park, Bay County

Duck Lake state park, Muskegon County

Fort Custer recreation area, Kalamazoo County

Grand Mere state park, Berrien County

Hart-Montague trail state park, Muskegon and Oceana Counties

W. J. Hayes state park, Lenawee, Jackson, and Washtenaw Counties

Highland recreation area, Oakland County

P. J. Hoffmaster state park, Ottawa and Muskegon Counties

Holland state park, Ottawa County

Holly recreation area, Oakland County

Island Lake recreation area, Livingston and Oakland Counties

Kal-Haven trail state park, Van Buren and Kalamazoo Counties

Lakelands trail state park, Ingham, Jackson, Livingston, and Oakland Counties

Maybury state park, Wayne County

Muskegon state park, Muskegon County

Ortonville recreation area, Oakland and Lapeer Counties

Pinckney recreation area, Livingston and Washtenaw Counties

Pontiac Lake recreation area, Oakland County

Proud Lake recreation area, Oakland County

Seven Lakes state park, Oakland County

- Warren dunes state park, Berrien County
- Waterloo recreation area, Jackson and Washtenaw Counties
- White Pine trail state park, Kent, Montcalm, Mecosta, Osceola, and Wexford Counties
- 17. River's edge park, Kent County (grant-in-aid to Algoma Township) (#95-185)
- 18. Eastbrook park site acquisition, Kent County (grant-in-aid to Ada Township) (#95-223)
- 19. Boating lump sum, various counties (#95-305)
- Allegan County, Silver Lake, Hutchins Lake, Kalamazoo Lake, Osterbout Lake, Lake Michigan, Kalamazoo River and tributaries
- Barry County, Guernsey Lake, Pleasant Lake, Fair Lake, Algonquin Lake, Thornapple River and tributaries
- Bay County, Lake Huron, Saginaw River and tributaries
- Berrien County, Berrien Springs hydro pond, Lake Michigan, St. Joseph River and tributaries, Galien River and tributaries
- Branch County, Morrison Lake, Huyek Lake, St. Joseph River and tributaries
- Calhoun County, Cedar Lake, Kalamazoo River and tributaries
- Cass County, Indian Lake, Eagle Lake, Barron Lake, Christianna Lake, St. Joseph River and tributaries
- Clinton County, Lake Victoria
- Eaton County, Pine Lake, Grand River and tributaries, Thornapple River and tributaries
- Genesee County, Shinanquag Lake, Saginaw River and tributaries
- Gratiot County, St. Louis Lake, Saginaw River and tributaries
- Ingham County, Grand River and tributaries
- Ionia County, Grand River and tributaries
- Jackson County, Brown's Lake, Stoney Lake, Grass Lake, Ackerson Lake
- Kalamazoo County, Campbell Lake, Portage Lake, Crooked Lake, Indian Lake, Kalamazoo River and tributaries
- Kent County, Wabasis Lake, Bostwick Lake, Silver Lake, Reed's Lake, Grand River and tributaries
- Lenawee County, Round Lake, Evans Lake, Goose Lake
- Livingston County, Shannon Lake, Strawberry Lake, Crooked (Little) Lake, Brighton Lake
- Macomb County, Lake St. Clair, Clinton River and tributaries
- Monroe County, Lake Erie, River Raisin and tributaries, La Plaisance Creek
- Montcalm County, Six Lakes, Greenville Lake, Turk Lake, Whitefish (Big) Lake
- Muskegon County, Bear Lake, Big Blue Lakes, Wolf Lake, Little Black Lake, White Lake, Muskegon Lake, Spring Lake, Lake Michigan, Muskegon River and tributaries
- Oakland County, Commerce Lake, Sherwood Lake, Walled Lake, Angelus Lake
- Ottawa County, Little Black Lake, Spring Lake, Macatawa Lake, Pigeon Lake, Lake Michigan, Grand River and tributaries
- Saginaw County, Saginaw River and tributaries, Tittabawassee River and tributaries
- St. Clair County, Lake St. Clair, Lake Huron, St. Clair River and tributaries
- St. Joseph County, Mottville hydroelectric, Constantine hydroelectric, Beaver Lake, Long Lake, St. Joseph River and tributaries
- Van Buren County, Christie Lake, Bear (Great) Lake, Bankson (Little) Lake, Grass Lake, Lake Michigan
- Washtenaw County, Silver Lake, Baseline Lake, Pleasant Lake, Cavanaugh Lake
- Wayne County, Lake St. Clair, Lake Erie, Detroit River and tributaries
- 20. Shaw park-expansion, Macomb County (grant-in-aid to City of Warren) (#95-269)
- 21. Boyle Lake property, Berrien County (#95-810)
- 22. Point Abbaye, Baraga County (#95-817)
- 23. Keit Linear park, Bay County (grant-in-aid to Bay County) (#95-255)
- 24. Dorr park acquisition, Allegan County (grant-in-aid to Dorr Township) (#95-087)
- 25. Veteran's park expansion, Menominee County (grant-in-aid to Spalding Township) (#95-240)
- 26. Al Quaal land acquisition, Marquette County (grant-in-aid to City of Ishpeming) (#95-316)
- 27. Maple Glen River access, Kalamazoo County (grant-in-aid to Kalamazoo County) (#95-144)
- 28. Main street property acquisition, Washtenaw County (grant-in-aid to City of Ann Arbor) (#95-227)
- 29. Seven bridges, Kalkaska County (#95-852)
- 30. Helder park expansion, Ottawa County (grant-in-aid to Holland Township) (#95-137)
- 31. Salem Township park, Allegan County (grant-in-aid to Salem Township) (#95-197)
- 32. Addition to Thompson's harbor, Presque Isle County (#95-847)
- B. Michigan natural resources trust fund development projects (by priority)
- 1. Bishop's bog preserve trail, Kalamazoo County (grant-in-aid to City of Portage) (#95-212)

2. Grass River boardwalk, Antrim County (grant-in-aid to Antrim County) (#95-081)
3. Shoreline trail, Wayne County (grant-in-aid to Huron-Clinton Metropolitan Authority) (#95-088)
4. North beach improvements, Ottawa County (grant-in-aid to Ottawa County) (#95-208)
5. River trail west, Ingham County (grant-in-aid to City of Lansing) (#95-122)
6. Pine grove park, St. Clair County (grant-in-aid to City of Port Huron) (#95-120)
7. Nonmotorized trail, St. Clair County (grant-in-aid to Clay Township) (#95-287)
8. Red Cedar River rapids, Ingham County (grant-in-aid to City of Williamston) (#95-121)
9. Sandy beach project, Newaygo County (grant-in-aid to Newaygo County) (#95-191)
10. Herrick recreation area, Isabella County (grant-in-aid to Isabella County) (#95-085)
11. Gordon Turner park restroom, Cheboygan County (grant-in-aid to City of Cheboygan) (#95-118)
12. Lighthouse park development, Huron County (grant-in-aid to Huron County) (#95-128)
13. Belanger park redevelopment plan, Wayne County (grant-in-aid to City of River Rouge) (#95-172)
14. Oxbow-scout camp, Oceana County (grant-in-aid to Newfield Township) (#95-259)
15. Hartley outdoor education center-renovation, Saginaw County (grant-in-aid to Saginaw intermediate school district) (#95-029)
16. East shore trailway, Delta County (grant-in-aid to City of Gladstone) (#95-177)
17. Lakeside park enhancement, Montcalm County (grant-in-aid to Village of Lakeview) (#95-229)
18. Flushing Township park, Genesee County (grant-in-aid to Flushing Township) (#95-248)
19. Vandercook Lake park improvement, Jackson County (grant-in-aid to Jackson County) (#95-066)
20. Plaster Creek trail, Kent County (grant-in-aid to City of Grand Rapids) (#95-135)
21. Lillie park, Washtenaw County (grant-in-aid to Pittsfield Township) (#95-164)
22. River plan, Alpena County (grant-in-aid to City of Alpena) (#95-180)
23. Linwood road scenic point, Bay County (grant-in-aid to Kawkawlin Township) (#95-253)
24. Bay City state recreation area, Interpretive displays, Bay County (#95-299)
25. Sanborn park improvement, Alpena County (grant-in-aid to Sanborn Township) (#95-016)
26. Independence Oaks restroom, Oakland County (grant-in-aid to Oakland County) (#95-052)
27. Newaygo riverfront park, Newaygo County (grant-in-aid to City of Newaygo) (#95-065)
28. Perkins park development, Marquette County (grant-in-aid to Marquette County) (#95-189)
29. Teal Lake access improvement, Marquette County (grant-in-aid to City of Negaunee) (#95-246)
30. Dyckman and Packard beach, Van Buren County (grant-in-aid to City of South Haven) (#95-093)
31. Littlejohn Lake county park, Allegan County (grant-in-aid to Allegan County) (#95-126)
32. Township railtrail, Bay County (grant-in-aid to Portsmouth Township) (#95-200)
33. Renovate neighborhood parks, Washtenaw County (grant-in-aid to City of Ann Arbor) (#95-225)
34. Removal/disposal of buildings, various counties (#95-315)
35. Hawk woods nature center, Oakland County (grant-in-aid to City of Auburn Hills) (#95-090)

Sec. 2. In accordance with provisions of section 30 of article IX of the state constitution of 1963, state spending to be paid to local units of government in section 1 is estimated as follows:

A. Grant-in-aid acquisition projects	\$	11,705,000
Antrim Creek natural area, Antrim County		
Purchase of development rights easement acquisition, Grand Traverse County		
Environmental corridors, Ingham/Clinton Counties		
Oscoda Huron sunrise park, Iosco County		
Michigamme River access site, Marquette County		
Laketown dunes acquisition, Allegan County		
Fenner inholding acquisition, Ingham County		
Butterworth bridge and trail, Kent County		
Oakland Township park acquisition, Oakland County		
River's edge park, Kent County		
Eastbrook park site acquisition, Kent County		
Shaw park-expansion, Macomb County		
Keit Linear park, Bay County		

Dorr park acquisition, Allegan County		
Veteran's park expansion, Menominee County		
Al Quaal land acquisition, Marquette County		
Maple Glen River access, Kalamazoo County		
Main street property acquisition, Washtenaw County		
Helder park expansion, Ottawa County		
Salem Township park, Allegan County		
B. Grant-in-aid development projects.....	\$	5,238,800
Bishop's bog preserve trail, Kalamazoo County		
Grass River boardwalk, Antrim County		
Shoreline trail, Wayne County		
North beach improvements, Ottawa County		
River trail west, Ingham County		
Pine grove park, St. Clair County		
Nonmotorized trail, St. Clair County		
Red Cedar River rapids, Ingham County		
Sandy beach project, Newaygo County		
Herrick recreation area, Isabella County		
Gordon Turner park restroom, Cheboygan County		
Lighthouse park development, Huron County		
Belanger park redevelopment plan, Wayne County		
Oxbow-scout camp, Oceana County		
Hartley outdoor education center-renovation, Saginaw County		
East shore trailway, Delta County		
Lakeside park enhancement, Montcalm County		
Flushing Township park, Genesee County		
Vandercook Lake park improvement, Jackson County		
Plaster Creek trail, Kent County		
Lillie park, Washtenaw County		
River plan, Alpena County		
Linwood road scenic point, Bay County		
Sanborn park improvement, Alpena County		
Independence Oaks restroom, Oakland County		
Newaygo riverfront park, Newaygo County		
Perkins park development, Marquette County		
Teal Lake access improvement, Marquette County		
Dyckman and Packard beach, Van Buren County		
Littlejohn Lake county park, Allegan County		
Township railtrail, Bay County		
Renovate neighborhood parks, Washtenaw County		
Hawk woods nature center, Oakland County		

Sec. 3. The department of natural resources shall enter into agreements with local units of government for the purpose of administering the grants identified in section 1. Among other provisions, the agreements shall require that grant recipients agree to dedicate to public recreation uses in perpetuity the land acquired; to replace lands converted or lost to other than public recreation use; and to convey to the state any mineral interests acquired by the grant recipient with an exception allowed for a share of the mineral interests acquired, which share is based on the portion of the fair market value of the property that was provided by the local cash contribution of the grant recipient. The agreements shall also provide the full payments of grants be made only after proof of acquisition is submitted by the grant recipient and all costs are verified by the department of natural resources.

Sec. 4. The department of natural resources shall take steps necessary to make available federal or other funds that may become available for the purpose for which appropriations are made in section 1, and to use any or all of the appropriations to meet matching requirements which are determined to be in the best interest of the state.

Sec. 5. Any unobligated balance in any appropriation made under section 1 shall not revert to the fund from which appropriated at the close of the fiscal year, but shall continue for a period not to exceed 3 fiscal years until the purpose for which it was appropriated is completed or left unexpended at the conclusion of 3 fiscal years. The unexpended balance of any appropriation made in section 1 remaining after the purpose for which it was appropriated is completed shall revert to the Michigan natural resources trust fund and be made available for appropriation.

Sec. 6. If a person or organization has acquired an option on a parcel of property prior to final determination by the department of natural resources and the Michigan natural resources trust fund board, the property shall not be considered for acquisition unless the department and board can demonstrate that a clear recreational advantage exists in obtaining the parcel of property for the people of the state at a reasonable fair market value.

Sec. 7. As required by section 1903(3) of part 19 (natural resources trust fund) of the natural resources and environmental protection act, Act No. 451 of the Public Acts of 1994, being section 324.1903 of the Michigan Compiled Laws, the grants-in-aid to local units of government shall be awarded pursuant to this act.

Sec. 8. The appropriation in section 1.A. (priority no. 19) for boating lump sum access sites acquisition (#95-305) shall not be expended for land acquisition on a lake not specifically identified.

Sec. 9. The combined total of state dollars expended for purchase of development rights easement acquisition under section 1.A. shall not exceed \$5,000.00 per acre.

Sec. 10. If money that was placed into escrow under the consent decree in the consolidated cases of Kelley v Mueller Brass Corporation, Civil Action No. 92-71200-CE, and PIRGIM v Mueller Brass Corporation, Civil Action No. 92-71199-CE, is released to the state upon termination of escrow pursuant to that consent decree, that money shall be deposited into the natural resources trust fund. Money deposited in the natural resources trust fund pursuant to this section shall be appropriated as "Natural resources trust fund - St. Clair county legal settlement" for the acquisition of property as defined in the original escrow agreement.

Sec. 11. There is appropriated for the department of environmental quality to supplement former appropriations for the fiscal year ending September 30, 1996, from the following funds:

For Fiscal Year
Ending Sept. 30,
1996

DEPARTMENT OF ENVIRONMENTAL QUALITY

ENVIRONMENTAL BOND PROGRAM

APPROPRIATIONS SUMMARY:

GROSS APPROPRIATION.....	\$	24,502,000
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	24,502,000
Total federal revenues		0
Total local revenues		0
Total private revenues.....		0
Total local and private revenues.....		0
Total other state restricted revenues		24,502,000
State general fund/general purpose		0

ENVIRONMENTAL RESPONSE

Alternative water supply projects	\$	2,752,000
Alcona - Greenbush community church		
Allegan - Pullman Rd. & 109th Ave.		
Berrien - Residential wells, 11th St.		
Calhoun - Creekview Rd. groundwater contamination		
Calhoun - Pink poodle cleaners		
Cass - Henco Enterprises Inc.		
Dickinson - Channing residential wells		
Emmet - Hughston Rd. residential wells		
Houghton - Dollar bay groundwater contamination		
Jackson - Dowley manufacturing		
Jackson - Frogtown area wells		
Kalamazoo - East D Ave., Richland		
Kalamazoo - Ohio & Van Hoesen		
Lenawee - Drexel park wells		
Livingston - National controls		
Missaukee - Falmouth VOCs		
Missaukee - Residential wells, Crooked Lake		
Monroe - Ottawa Lake co-op		
Montmorency - Essex building former		

Montcalm - Greenville landfill		
Muskegon - Green Ridge subdivision		
Muskegon - South Forest/Apple		
Oakland - CMS Ortonville		
Oakland - Woodland trail residential well		
Oceana - Elbridge area groundwater		
Osceola - Groundwater contamination West Rose Lake		
Ottawa - Flagel #1		
Roscommon - Residential wells, Markey township		
St. Joseph - Lutz & Featherstone		
Response activities.....	\$	4,000,000
Cheboygan - City of Onaway, dump closure		
Clare - Eddie's meredith exchange		
Gladwin - Gladwin bulk oil plant state street		
Kent - Berkey street area		
Kent - Riverview, North park, Hubbard street area		
Lake - Austin tube company		
Manistee county - Manistee forge/PCA property		
Montcalm - Crystal refinery		
Muskegon - Cloverville pump house		
Muskegon - Tech cast area		
Muskegon - Zephyr Inc. (Naph Sol Refining)		
Osceola - former Rancour property Chestnut street		
Ottawa - B & J industrial finishing		
Ottawa - Superior plating		
Tuscola - RCS/Evans products		
Contingencies, bottled water and Act 307 emergencies.....	\$	2,000,000
Site reclamation	\$	15,750,000
GROSS APPROPRIATION.....	\$	24,502,000
Appropriated from:		
Special revenue funds:		
Environmental protection bond fund	\$	24,502,000
State general fund/general purpose	\$	0

GENERAL SECTIONS

Sec. 21. In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending in this appropriation act is \$24,502,000.00.

LOCAL SPENDING

Site reclamation	\$	15,750,000
Alternate municipal water supply	\$	150,000
TOTAL	\$	15,900,000

Sec. 22. The appropriations made and 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.

Sec. 23. For all projects and grant programs funded under this act, the department of environmental quality shall notify each legislator whose district is to receive a grant 7 days before the grants are announced.

Sec. 24. It is the intent of the legislature that the state shall make bonds issued pursuant to part 195 (environmental protection bond implementation) of the natural resources and environmental protection act, Act No. 451 of the Public Acts of 1994, being sections 324.19501 to 324.19513 of the Michigan Compiled Laws, available to the citizens of the state by making a portion of the bonds available in denominations of \$500.00 or less, and shall otherwise encourage the participation of the citizens of the state in the investment in environmental protection bonds.

Sec. 25. The unexpended portion of the appropriation in section 11 for the environmental bond projects is considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal

year. The following is in compliance with section 451(3) of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1451 of the Michigan Compiled Laws:

- (a) The purpose of the environmental bond projects to be carried forward is to provide toxic waste cleanup, management of solid wastes, and increased water protection.
- (b) These projects will be accomplished by contract.
- (c) The total estimated costs of all projects is identified in each line item appropriation.
- (d) The tentative completion date for these projects is September 30, 1997.

ENVIRONMENTAL RESPONSE

Sec. 31. (1) The department of environmental quality shall annually report to the governor, the house of representatives and senate appropriations committees, the house of representatives and senate appropriations subcommittees on natural resources and environmental quality, the joint capital outlay subcommittee, the house of representatives and senate standing committees with jurisdiction over issues related to the environment and natural resources, and the house and senate fiscal agencies on the progress of the environmental protection bond cleanups for which appropriations have been made under this act. This report shall include the criteria used for site selection; a list of sites funded, including the name, address, county, and telephone number of the recipient or participant; bond funded actions taken at each site; other sources of funds used at each site in addition to bond proceeds, including private actions or responsible party actions; the amount of funds committed for each site and actually expended at each site; further cleanup actions that may be anticipated at each site; and other information considered pertinent by the department of environmental quality.

(2) The annual report required under subsection (1) shall include a summary of all of the sites funded, organized by the type of remedial action undertaken at the site as follows: surface cleanup, alternative water supply, municipal water supply, site investigation, final cleanup design, final cleanup, operation and maintenance, and superfund cleanup project match. The report shall also include the sources of funding for each site, the amount of funds committed for each site and actually expended at each site, the estimated amount of funds saved because of private actions and responsible parties, and staff costs associated with each site.

Sec. 32. The expenditure of money under this act does not preclude the use of private, federal, local, or other state funds on these projects.

Sec. 33. In addition to the funds appropriated for environmental response projects listed in section 11, additional funds are authorized for expenditures from appropriations contained in Act No. 180 of the Public Acts of 1989, Act No. 55 of the Public Acts of 1990, Act No. 194 of the Public Acts of 1990, Act No. 31 of the Public Acts of 1991, Act No. 160 of the Public Acts of 1991, Act No. 74 of the Public Acts of 1993, Act No. 353 of the Public Acts of 1993, and Act No. 442 of the Public Acts of 1994, for the environmental response program with funding support from the environmental protection bond fund. The department of environmental quality shall provide to the senate and house of representatives appropriations subcommittees on natural resources by October 30, 1996 a list documenting funds saved per site from previous appropriations and the reallocation of those funds for fiscal year 1995-96.

Sec. 34. The appropriation in section 11 for contingency fund shall not be encumbered or expended until the department of environmental quality has reported to the senate and house of representatives appropriations subcommittees on natural resources those projects that have been approved under this program.

Sec. 35. (1) The amounts appropriated from the following fiscal years for the activities specified shall be reappropriated for response activities listed in subsection (2).

Fiscal year	Activity	Amount to be Reappropriated
1989	Remedial investigation	\$385,242
1990	Remedial investigation	\$810,193
1991	Remedial investigation	\$1,432,238
1992	Remedial investigation	\$6,749,282
Total remedial investigation		\$9,376,955
1989	Remedial design	\$10,000
1990	Remedial design	\$143,000
1991	Remedial design	\$448,151
1992	Remedial design	\$3,194,950
Total remedial design		\$3,796,101

(2) The following response activities shall be funded with money appropriated pursuant to subsection (1) and section 33:

Allegan - Gunplain Township landfill
Allegan - Pullman Rd & 109th Ave
Branch - North Bronson industrial area
Calhoun - Res Wells Tekonsha
Cass - Henco enterprises, inc.
Charlevoix - Harbor industries, inc.
Gratiot - Gratiot County landfill
Ingham - Lindell drop forge
Kalamazoo - Portage Creek/Kalamazoo River
Lake - Austin tube co.
Monroe - Darling road dump site
Monroe - Zieman Grames
Muskegon - Tech cast area
Oakland - Lanthier foundry and machine
Oakland - Lapeer road res wells
Oakland - Waterford Hills sanitary landfill
Oceana - State-Pentwater C-1
Osceola - American logging tool corp
St. Clair - Hoover chemical/reeve products
Tuscola - RCS/Evans products
Van Buren - Commercial street industrial area
Wayne - Rouge River

This act is ordered to take immediate effect.

Secretary of the Senate.

Clerk of the House of Representatives.

Approved -----

Governor.