

**SENATE SUBSTITUTE FOR  
HOUSE BILL NO. 4297**

A bill to make, supplement, and adjust appropriations for certain capital outlay programs and state departments and agencies for the fiscal years ending September 30, 2000 and September 30, 2001; to implement the appropriations within the budgetary process; to make appropriations for planning and construction at state agencies; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, demolition, and other projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of furnishings and equipment relative to occupancy of a project; to provide for the development of public recreation facilities; to provide for certain advances from the general fund; to prescribe powers and duties of certain

House Bill No. 4297 as amended December 8, 1999 For Fiscal Year Ending  
2 September 30, 2000

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 1999-2000

Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for certain capital outlay projects at the various state agencies for the fiscal year ending September 30, 2000 from the funds indicated in this part. The following is a summary of the appropriations in this part:

10	GROSS APPROPRIATION.....	\$	202,926,700
11	Total interdepartmental grants and intradepartmental		
12	transfers.....	\$	5,500,000
13	ADJUSTED GROSS APPROPRIATION.....	\$	197,426,700
14	Total federal revenues.....		89,387,800
15	Total local funds.....		12,871,000
16	Total private.....		0
17	Total state restricted.....		63,357,000
18	State general fund/general purpose.....	\$	31,810,900

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297 as amend December 8, 1999  
3

For Fiscal Year Ending  
September 30, 2000

1	<b>Sec. 102. DEPARTMENT OF MANAGEMENT AND BUDGET</b>	
2	Lump-sum projects:	
3	Major special maintenance and remodeling:	
4	For state agencies special maintenance projects esti-	
5	mated to cost more than \$100,000 but less than	
6	\$1,000,000.....	\$ 5,500,000
7	Special maintenance and remodeling and additions:	
8	For department of community health special mainte-	
9	nance and remodeling and additions projects at var-	
10	ious ICF/MR and state psychiatric facilities.....	2,000,000
11	Major special maintenance and remodeling for depart-	
12	ment of corrections.....	3,000,000
13	Fort Mackinac wall restoration, department of natural	
14	resources.....	2,068,000
15	Detroit institute of arts.....	5,000,000
16	Grand Rapids convention center.....	5,000,000
17	Planning grant, department of agriculture, bovine	
18	tuberculosis and wildlife disease laboratory.....	340,000
19	Planning grant, department of corrections, power	
20	plant automation, Riverside.....	55,500
21	Planning grant, department of corrections, new power	
22	plant, Kinross.....	<u>113,600</u>
23	GROSS APPROPRIATION.....	\$ 23,077,100
24	Appropriated from:	
25	Federal revenues:	

## HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297 as amended December 8, 1999      For Fiscal Year Ending  
4      September 30, 2000

1	HHS-HCFA Title XIX - intermediate care facilities for	
2	the mentally retarded and state psychiatric	
3	facilities.....	2,000,000
4	Interdepartmental grant revenues:	
5	IDG - building occupancy charges.....	5,500,000
6	Special revenue funds:	
7	State general fund/general purpose..... \$	15,577,100

### 8      **Sec. 103. DEPARTMENT OF MILITARY AFFAIRS**

9	Lump-sum projects:	
10	For department of military affairs remodeling and	
11	additions and special maintenance projects..... \$	3,255,000
12	Land acquisitions and appraisals statewide.....	150,000
13	Fort Custer armory.....	400,000
14	Jacobetti veterans facility, chiller installation	
15	(total project cost \$1,200,000).....	900,000
16	World War II veterans memorial.....	403,000
17	Alpena armory.....	<u>1,000,000</u>
18	GROSS APPROPRIATION..... \$	6,108,000
19	Appropriated from:	
20	Federal revenues:	
21	DOD-department of the army - national guard bureau... \$	3,318,800
22	Special revenue funds:	
23	Jacobetti veterans facility income and assets fund...	400,000
24	Armory construction fund.....	1,060,000

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

5

For Fiscal Year Ending  
September 30, 2000

1	State general fund/general purpose.....	\$	1,329,200
2	<b>Sec. 104. DEPARTMENT OF NATURAL RESOURCES</b>		
3	<b>(1) DEPARTMENTAL SUMMARY:</b>		
4	GROSS APPROPRIATION.....	\$	33,270,100
5	ADJUSTED GROSS APPROPRIATION.....	\$	33,270,100
6	Total federal revenues.....	\$	1,000,000
7	Total state restricted.....		32,270,100
8	State general fund/general purpose.....	\$	0
9	<b>(2) STATE PARK REMODELING AND ADDITIONS:</b>		
10	State park improvement:		
11	State parks remodeling and additions.....		2,500,000
12	Southeast Michigan initiative - CMI.....		<u>5,500,000</u>
13	GROSS APPROPRIATION.....	\$	8,000,000
14	Appropriated from:		
15	Special revenue funds:		
16	State park improvement fund.....		7,000,000
17	State park endowment fund.....		1,000,000
18	State general fund/general purpose.....	\$	0
19	<b>(3) REAL ESTATE:</b>		
20	Farmland and open space development acquisition.....		<u>5,000,000</u>
21	GROSS APPROPRIATION.....	\$	5,000,000
22	Appropriated from:		
23	Special revenue funds:		
24	Farmland and open space withdrawal fees.....		5,000,000

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

6

For Fiscal Year Ending  
September 30, 2000

1	State general fund/general purpose.....	\$	0
2	<b>(4) WATERWAYS BOATING PROGRAM:</b>		
3	Boating program state boating access projects.....		3,400,000
4	Recreational boating repair, replacement, mainte-		
5	nance, acquisition, and development.....		3,900,000
6	Boating program, boating access sites, grants-in-aid:		
7	Bay County, Independence park launch (total project		
8	cost \$1,425,000; state share \$1,425,000).....		500,000
9	Mackinac County, City of St. Ignace - Moran Bay		
10	launch (total project cost \$401,300).....		401,300
11	Leelanau County, Sutton's Bay - north park launch		
12	(total project cost \$350,000).....		262,500
13	Muskegon County, Montague-White Lake (total project		
14	cost \$75,000).....		56,300
15	Alcona County, Caledonia Township - Hubbard Lake		
16	launch (total project cost \$40,000).....		30,000
17	Engineering studies and project development.....		200,000
18	Small grants program, various counties (maximum		
19	allowable grant: \$30,000).....		100,000
20	Boating program, state harbors:		
21	East Tawas, Iosco County, ice		
22	protection/dredging/paving (total project cost and		
23	state share \$300,000).....		300,000
24	Copper Harbor, Keweenaw County, harbor expansion		
25	(total project cost and state share \$1,200,000)....		1,200,000

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

7

For Fiscal Year Ending  
September 30, 2000

1	Hammond Bay, Presque Isle County, building/utility	
2	upgrades (total project cost and state share	
3	\$800,000).....	800,000
4	Presque Isle, Presque Isle County, fuel system	
5	upgrades (total project cost and state share	
6	\$300,000).....	300,000
7	Cheboygan, Cheboygan County, lock and dam-ADA	
8	improvements (total project cost and state share	
9	\$200,000).....	200,000
10	Little Lake, Luce County, harbor dredging (total	
11	project cost and state share \$80,000).....	80,000
12	Fayette, Delta County, refurbish pier (total project	
13	cost and state share \$50,000).....	50,000
14	Boating harbor projects, grants-in-aid:	
15	Village of Elk Rapids, Antrim County, breakwater	
16	upgrade (total project cost \$2,600,000; state share	
17	\$1,300,000).....	175,000
18	City of St. Joseph, Berrien County, mooring expansion	
19	(total project cost \$2,450,000; state share	
20	\$1,225,000).....	225,000
21	City of Escanaba, Delta County, restroom building	
22	(total project cost \$2,275,000; state share	
23	\$1,137,500).....	200,000
24	City of Saginaw, Saginaw County, marina development	
25	(total project cost \$2,000,000; state share	
26	\$2,000,000).....	2,000,000

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

8

For Fiscal Year Ending  
September 30, 2000

1	St. Ignace, Mackinac County, marina expansion (total	
2	project cost \$8,000,000; federal share \$4,300,000;	
3	state share \$2,700,000).....	3,700,000
4	Detroit, Wayne County, Erma Henderson marina upgrade	
5	(total project cost \$6,000,000; state share	
6	\$3,933,200).....	1,000,000
7	Rogers City, Presque Isle County, breakwater and east	
8	wall repairs (total project cost \$1,700,000; state	
9	share \$850,000).....	550,000
10	Naubinway, Mackinac County, marina upgrade (total	
11	project cost \$1,250,000; state share \$1,250,000)...	400,000
12	Village of L'Anse, Baraga County, harbor docking and	
13	showers (total project cost \$85,000; state share	
14	\$85,000).....	40,000
15	Engineering studies and project development.....	<u>200,000</u>
16	GROSS APPROPRIATION..... \$	20,270,100
17	Appropriated from:	
18	Federal revenues:	
19	DOI-U.S. fish and wildlife service Dingell-Johnson...	1,000,000
20	Special revenue funds:	
21	State waterways fund.....	18,470,100
22	Harbor development fund.....	800,000
23	State general fund/general purpose..... \$	0



# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

9

For Fiscal Year Ending  
September 30, 2000

## 1        **Sec. 105. MICHIGAN NATURAL RESOURCES TRUST FUND**

2        Natural resources trust fund projects..... \$        13,676,900

3        GROSS APPROPRIATION..... \$        13,676,900

4               Appropriated from:

5               Special revenue funds:

6        Michigan natural resources trust fund..... 13,676,900

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

8        Michigan natural resources trust fund acquisition

9        projects (by priority):

10        Cheboygan - Gaylord trail - phase 5, Cheboygan County

11               (#99-287)

12        Crockery creek site acquisition, Ottawa County

13               (grant-in-aid to Ottawa County) (#99-235)

14        Gratiot river mouth land acquisition, Keweenaw County

15               (grant-in-aid to Keweenaw County) (#99-276)

16        Cold creek forest area, Newaygo County (grant-in-aid to

17        Brooks Township) (#99-183)

18        Old Bushman lake acquisition, Oakland County (grant-in-aid

19        to Oakland County) (#99-041)

20        Lower Betsie river state game refuge addition, Benzie

21        County (#99-309)

22        Purchase regional park land, Kent County (grant-in-aid to

23        Kent County) (#99-176)

24        Biehl property, Chippewa County (#99-298)

25        State wildlife area lump sum, various counties (#99-307)

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

10

For Fiscal Year Ending  
September 30, 2000

- 1 All wildlife, game and mini-game areas in the Saginaw Bay
- 2 management unit, Arenac, Bay, Clare, Gladwin, Huron,
- 3 Isabella, Midland, Saginaw, Sanilac, and Tuscola Counties
- 4 All wildlife, game and mini-game areas in the south central
- 5 management unit, Clinton, Eaton, Gratiot, Hillsdale,
- 6 Ingham, Shiawassee, and Washtenaw Counties
- 7 All wildlife, game and mini-game areas in the southeastern
- 8 management unit, Genesee, Lapeer, Macomb, Monroe, Oakland,
- 9 St. Clair, and Wayne Counties
- 10 All wildlife, game and mini-game areas in the southwestern
- 11 management unit, Allegan, Barry, Berrien, Branch, Calhoun,
- 12 Cass, Kalamazoo, Kent, Muskegon, Ottawa, St. Joseph, and
- 13 Van Buren Counties
- 14 All wildlife, game and mini-game areas in the northwestern
- 15 management unit - southern portion, Mason, Mecosta,
- 16 Newaygo, and Oceana Counties
- 17 State forest area lump sum, various counties (#99-296)
- 18 Sterling state park - entrance area acquisition, Monroe
- 19 County (#99-305)
- 20 Mackinac Island state park land acquisition, Mackinac
- 21 County (#99-299)
- 22 Trail corridor lump sum, various counties (#99-288)
- 23 Michigan natural resources trust fund development
- 24 projects (by priority):
- 25 144th avenue boat launch, Ottawa County (grant-in-aid to
- 26 Grand Haven Township) (#99-048)

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

11

For Fiscal Year Ending  
September 30, 2000

- 1 Major city park riverfront improvement, Cheboygan County
- 2 (grant-in-aid to City of Cheboygan) (#99-055)
- 3 Bond falls state park - initial development, Ontonagon
- 4 County (#99-301)
- 5 Swain's lake park improvements, Jackson County
- 6 (grant-in-aid to Jackson County) (#99-209)
- 7 Quincy park improvements, Branch County (grant-in-aid to
- 8 Branch County) (#99-122)
- 9 Lakefront park dock project, Wexford County (grant-in-aid
- 10 to City of Cadillac) (#99-245)
- 11 Waterfront trailway, Mecosta County (grant-in-aid to City
- 12 of Big Rapids) (#99-247)
- 13 Marina point development and fishing site, Wayne County
- 14 (grant-in-aid to Huron-Clinton metropolitan authority)
- 15 (#99-117)
- 16 Maltby lake access and play area, Livingston County
- 17 (grant-in-aid to Huron-Clinton metropolitan authority)
- 18 (#99-118)
- 19 Hastings riverwalk development, Barry County (grant-in-aid
- 20 to City of Hastings) (#99-283)
- 21 Hawk island County park, Ingham County (grant-in-aid to
- 22 Ingham County) (#99-111)
- 23 Dock #3 park development, Mackinac County (grant-in-aid to
- 24 City of St. Ignace) (#99-026)
- 25 Betsie Valley trail - trailhead facilities, Benzie County
- 26 (grant-in-aid to Benzie County) (#99-075)

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

12

For Fiscal Year Ending  
September 30, 2000

- 1       Rose lake shooting range, Clinton County (#99-308)  
2       Palms book state park - interpretive facilities renovation,  
3       Schoolcraft County (#99-300)

4       **Sec. 106. STATE AGENCY, UNIVERSITY, AND COMMUNITY COLLEGE**

5 **BUILDING PROJECTS**

- 6       Central Michigan University - general campus renova-  
7       tions - for program and planning to be paid for  
8       from university revenues..... \$                   100  
9       Ferris State University - academic clinical center  
10      and education/professional development facility -  
11      for program and planning to be paid for from uni-  
12      versity revenues..... 100  
13      Lake Superior State University - remodel Fort Brady  
14      building - for program and planning to be paid for  
15      from university revenues..... 100  
16      Michigan State University - renovations of Giltner  
17      hall and physics/astronomy buildings - for program  
18      and planning to be paid for from university  
19      revenues..... 100  
20      Northern Michigan University - east campus facilities  
21      renovation - for program and planning to be paid  
22      for from university revenues..... 100  
23      University of Michigan, Ann Arbor - school of public  
24      health building renovations - for program and  
25      planning to be paid for from university revenues... 100

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

13

For Fiscal Year Ending  
September 30, 2000

1	Wayne State University - classroom and library	
2	renovations - for program and planning to be paid	
3	for from university revenues.....	100
4	Alpena Community College - for a project to be deter-	
5	mined - for program and planning to be paid for	
6	from college revenues.....	100
7	Bay De Noc Community College - for a project to be	
8	determined - for program and planning to be paid	
9	for from college revenues.....	100
10	Delta College - for a project to be determined - for	
11	program and planning to be paid for from college	
12	revenues.....	100
13	Jackson Community College - for a project to be	
14	determined - for program and planning to be paid	
15	for from college revenues.....	100
16	Kalamazoo Valley Community College - for a project to	
17	be determined - for program and planning to be paid	
18	for from college revenues.....	100
19	Kellogg Community College - for a project to be	
20	determined - for program and planning to be paid	
21	for from college revenues.....	100
22	Kirtland Community College - for a project to be	
23	determined - for program and planning to be paid	
24	for from college revenues.....	100
25	Lake Michigan College - student services facility	
26	phase II - for program and planning to be paid for	
27	from college revenues.....	100

02369'99 (S-1)

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

14

For Fiscal Year Ending  
September 30, 2000

1	Lansing Community College - public service training	
2	facility - for program and planning to be paid for	
3	from college revenues.....	100
4	Mid Michigan Community College - for a project to be	
5	determined - for program and planning to be paid	
6	for from college revenues.....	100
7	Monroe County Community College - cafeteria renova-	
8	tions - for program and planning to be paid for	
9	from college revenues.....	100
10	Montcalm Community College - technology and learning	
11	center - for program and planning to be paid for	
12	from college revenues.....	100
13	Mott Community College - for a project to be deter-	
14	mined - for program and planning to be paid for	
15	from college revenues.....	100
16	Muskegon Community College - for a project to be	
17	determined - for program and planning to be paid	
18	for from college revenues.....	100
19	North Central Michigan College - for a project to be	
20	determined - for program and planning to be paid	
21	for from college revenues.....	100
22	Northwestern Michigan College - for a project to be	
23	determined - for program and planning to be paid	
24	for from college revenues.....	100
25	Oakland Community College - joint police/fire/EMT/	
26	training facility - for program and planning to be	
27	paid for from college revenues.....	100

02369'99 (S-1)

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

15

For Fiscal Year Ending  
September 30, 2000

1	St. Clair County Community College - for a project	
2	to be determined - for program and planning to be	
3	paid for from college revenues.....	100
4	Southwestern Michigan College - technical learning	
5	center - for program and planning to be paid for	
6	from college revenues.....	100
7	Washtenaw Community College - plumbers pipe fitters	
8	training facility - for program and planning to be	
9	paid for from college revenues.....	100
10	Wayne County Community College - for a project to be	
11	determined - for program and planning to be paid	
12	for from college revenues.....	100
13	West Shore Community College - for a project to be	
14	determined - for program and planning to be paid	
15	for from college revenues.....	100
16	Eastern Michigan University - science building com-	
17	plex - for program and planning to be paid for from	
18	university revenues.....	100
19	Grand Valley State University - health professions	
20	facility - for program and planning to be paid for	
21	from university revenues.....	100
22	Saginaw Valley State University - instructional	
23	facility and library renovations - for program and	
24	planning to be paid for from university revenues...	100
25	Oakland University - school of education building -	
26	for program and planning to be paid for from	
27	university revenues.....	100

02369'99 (S-1)

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

16

For Fiscal Year Ending  
September 30, 2000

1	University of Michigan - Dearborn - engineering	
2	building addition/renovations - for program and	
3	planning to be paid for from university revenues...	100
4	Western Michigan University/Lake Michigan College -	
5	southwest regional center - for program and plan-	
6	ning to be paid for from university revenues.....	100
7	Western Michigan University - health and human serv-	
8	ices building - for program and planning to be paid	
9	for from university revenues.....	100
10	Glen Oaks Community College - applied	
11	science/technology center - for program and plan-	
12	ning to be paid for from college revenues.....	100
13	Gogebic Community College - general campus renova-	
14	tions - for program and planning to be paid for	
15	from the lump-sum planning account.....	100
16	Grand Rapids Community College - main building reno-	
17	vations - for program and planning to be paid for	
18	from college revenues.....	100
19	Henry Ford Community College -	
20	instructional/classroom renovations - for program	
21	and planning to be paid for from college revenues..	100
22	Macomb Community College - energy system improvements	
23	- for program and planning to be paid for from col-	
24	lege revenues.....	100
25	Schoolcraft Community College - business and industry	
26	training center and expansion and renovations to	



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

17

For Fiscal Year Ending  
September 30, 2000

1	the Waterman campus center - for program and	
2	planning to be paid for from college revenues.....	100
3	Michigan Technological University - integrated	
4	learning/information technology center - for pro-	
5	gram and planning to be paid for from university	
6	revenues.....	\$ 100
7	GROSS APPROPRIATION.....	\$ 4,300
8	Appropriated from:	
9	State general fund/general purpose.....	\$ 4,300

**10 Sec. 107. STATE BUILDING AUTHORITY FINANCED CONSTRUCTION****11 PROJECTS**

12	University of Michigan - Ann Arbor - school of natu-	
13	ral resources and environment project - authorized	
14	for planning in 1998 PA 538 - for final design and	
15	construction (total authorized cost \$15,000,000;	
16	state building authority share \$11,249,900;	
17	University of Michigan share \$3,750,000; state gen-	
18	eral fund share \$100).....	\$ 100
19	Mott Community College - regional technology center	
20	building project - authorized for planning in 1998	
21	PA 538 - for final design and construction (total	
22	authorized cost \$33,439,000; state building author-	
23	ity share \$16,719,400; Mott Community College share	
24	\$16,719,500; state general fund share \$100).....	100

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

18

For Fiscal Year Ending  
September 30, 2000

1	Department of management and budget - secondary	
2	complex warehouse - for final design and	
3	construction (total authorized cost \$45,000,000;	
4	state building authority share \$44,999,900; state	
5	general fund share \$100).....	<u>100</u>
6	GROSS APPROPRIATION..... \$	300
7	Appropriated from:	
8	State general fund/general purpose..... \$	300

**9        Sec. 108.    DEPARTMENT OF TRANSPORTATION****10 STATE TRUNKLINE FUND****11 Department buildings and facilities:**

12	Salt storage buildings and brine run-off control sys-	
13	tems - contract agencies locations..... \$	1,000,000
14	Construct, renovate, and/or replace salt storage	
15	buildings, various maintenance garage locations....	1,135,000
16	New project offices - various statewide locations	
17	(total cost not to exceed \$10,000,000).....	1,500,000
18	Equipment storage buildings - various statewide	
19	locations.....	2,000,000
20	Purchase/renovate Kalamazoo specialty crew building..	2,000,000
21	Environmental pollution control measures:	
22	ADA modifications - various MDOT facilities.....	1,310,000
23	Energy savings modifications and upgrade:	
24	Lighting and electrical systems at older maintenance	
25	facilities - various locations.....	465,000

02369'99 (S-1)

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

19

For Fiscal Year Ending  
September 30, 2000

1	Reroof MDOT facilities, fence MDOT properties, and	
2	install bituminous surface/resurfacing - various	
3	locations.....	500,000
4	Install/replace hydraulic floor hoists - various	
5	locations.....	240,000
6	MIOSHA projects and asbestos removal - various	
7	locations.....	50,000
8	Restroom and lunchroom modifications - various	
9	locations.....	300,000
10	Institutional and agency roads.....	750,000
11	Purchase property - various locations.....	100,000
12	Miscellaneous projects.....	<u>600,000</u>
13	GROSS APPROPRIATION.....	\$ 11,950,000
14	Appropriated from:	
15	Special revenue funds:	
16	State trunkline fund.....	11,950,000
17	State general fund/general purpose.....	\$ 0

**18 Sec. 109. DEPARTMENT OF TRANSPORTATION****19 AERONAUTICS FUND: AIRPORT PROGRAMS**

20	Airport improvement programs.....	\$ 114,840,000
21	Federal/state/local airport construction:	
22	Adrian - Lenawee County airport	
23	Alpena - Alpena County regional airport	
24	Ann Arbor - municipal airport	

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

20

For Fiscal Year Ending  
September 30, 2000

- 1        Bad Axe - Huron County memorial airport
- 2        Battle Creek - Kellogg regional airport
- 3        Bay City - Clements airport
- 4        Benton Harbor - southwest Michigan regional airport
- 5        Big Rapids - Roben-Hood airport
- 6        Caro - municipal airport
- 7        Cheboygan - city-county airport
- 8        Chesaning - Nixon memorial airport
- 9        Detroit - Detroit City airport
- 10       Detroit - Gross Ile municipal airport
- 11       Detroit - Detroit metropolitan-Wayne County airport
- 12       Detroit - Willow Run airport
- 13       Escanaba - Delta County airport
- 14       Flint - Bishop international airport
- 15       Frankfort - city-county airport
- 16       Fremont - municipal airport
- 17       Gaylord - Otsego County airport
- 18       Gladwin - Zettel memorial airport
- 19       Grand Haven - Memorial airpark
- 20       Grand Rapids - Kent County international airport
- 21       Greenville - municipal airport
- 22       Gwinn - Sawyer airport
- 23       Hancock - Houghton County memorial airport
- 24       Hessel - Lindberg airport
- 25       Hillsdale - Hillsdale municipal airport
- 26       Holland - tulip city airport

# **HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297 as amended December 8, 1999  
21

For Fiscal Year Ending  
September 30, 2000

- 1 Howell - Livingston County airport
- 2 Ionia - Ionia County airport
- 3 Iron County - county airport
- 4 Iron Mountain - Ford airport
- 5 Jackson - Jackson County airport Reynolds field
- 6 Kalamazoo - Kalamazoo/Battle Creek international airport
- 7 Lake Isabella - Lake Isabella airpark
- 8 Lansing - capital city airport
- 9 Lapeer - Dupont - Lapeer airport
- 10 Linden - Price airport
- 11 Manistee - Manistee County-Blacker airport
- 12 Mason - Mason Jewett field
- 13 Menominee - Menominee-Marinette twin county airport
- 14 Midland - Barstow airport
- 15 Monroe - Custer airport
- 16 Muskegon - Muskegon County airport
- 17 New Hudson - New Hudson airport
- 18 Niles - Tyler memorial airport
- 19 Oscoda - Wurtsmith airport
- 20 Owosso - Owosso community airport
- 21 Pellston - Pellston regional airport
- 22 Plymouth - Mettetal-Canton airport
- 23 Pontiac - Oakland international airport
- 24 Port Huron - St. Clair County international airport
- 25 Romeo - Romeo airport
- 26 Saginaw - H. W. Browne airport
- 26 Saginaw - MBS international airport

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

22

For Fiscal Year Ending  
September 30, 2000

1	Sandusky - city airport		
2	Sault Ste. Marie - Chippewa County international airport		
3	Sault Ste. Marie - Sanderson field		
4	South Haven - regional airport		
5	Sparta - Sparta airport		
6	Traverse City - cherry capital airport		
7	Troy - Oakland - Troy airport		
8	State system plan - MDOT		
9	Statewide capital improvement projects		
10	Statewide navigational aids safety projects		
11	GROSS APPROPRIATION.....	\$	114,840,000
12	Appropriated from:		
13	Federal revenues:		
14	DOT-federal aviation administration.....		83,069,000
15	Special revenue funds:		
16	Local aeronautics match.....		12,871,000
17	State aeronautics fund.....		4,000,000
18	State general fund/general purpose.....	\$	14,900,000
19	<b>Sec. 121. JUDICIARY</b>		
20	<b>(1) APPROPRIATION SUMMARY:</b>		
21	GROSS APPROPRIATION.....	\$	500,000
22	ADJUSTED GROSS APPROPRIATION.....	\$	500,000
23	State general fund/general purpose.....	\$	500,000

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

23

For Fiscal Year Ending  
September 30, 2000

## 1 (2) SUPREME COURT

2	Community dispute resolution.....	\$	<u>500,000</u>
3	GROSS APPROPRIATION.....	\$	500,000
4	Appropriated from:		
5	State general fund/general purpose.....	\$	500,000

6

7

## 8 PART 1A

## 9 LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2000-2001

## 10 Sec. 151. SUMMARY

11 Subject to the conditions set forth in this act, the amounts listed in  
12 this part are appropriated for certain capital outlay projects at the  
13 various state agencies for the fiscal year ending September 30, 2001 from  
14 the funds indicated in this part. The following is a summary of the  
15 appropriations in this part:

## 16 TOTAL CAPITAL OUTLAY

17	GROSS APPROPRIATION.....	\$	471,994,800
18	Total interdepartmental grants and intradepartmental		
19	transfers.....	\$	7,000,000
20	ADJUSTED GROSS APPROPRIATION.....	\$	464,994,800
21	Total federal revenues.....		99,361,000
22	Total local funds.....		17,372,000
23	Total private.....		0
24	Total state restricted.....		35,447,200
25	State general fund/general purpose.....	\$	312,814,600

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

24

For Fiscal Year Ending  
September 30, 2001

1	<b>Sec. 152. DEPARTMENT OF MANAGEMENT AND BUDGET</b>	
2	Lump-sum projects:	
3	Major special maintenance and remodeling:	
4	For state agencies special maintenance projects esti-	
5	mated to cost more than \$100,000 but less than	
6	\$1,000,000.....	\$ 7,000,000
7	Special maintenance and remodeling and additions:	
8	Major special maintenance and remodeling for depart-	
9	ment of agriculture.....	500,000
10	Major special maintenance and remodeling for depart-	
11	ment of corrections.....	9,000,000
12	Major special maintenance and remodeling for depart-	
13	ment of management and budget.....	3,000,000
14	Major special maintenance and remodeling for family	
15	independence agency.....	2,000,000
16	Major special maintenance and remodeling for depart-	
17	ment of community health.....	2,500,000
18	Major special maintenance and remodeling for depart-	
19	ment of state police.....	<u>1,000,000</u>
20	GROSS APPROPRIATION.....	\$ 25,000,000
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	IDG - building occupancy charges.....	7,000,000
24	Special revenue funds:	
25	State general fund/general purpose.....	\$ 18,000,000



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

25

For Fiscal Year Ending  
September 30, 2001

1	<b>Sec. 153. DEPARTMENT OF MILITARY AFFAIRS</b>		
2	Lump-sum projects:		
3	For department of military affairs remodeling and		
4	additions and special maintenance projects.....	\$	2,750,000
5	Midland organization maintenance shop (total project		
6	cost \$4,500,000).....		<u>4,500,000</u>
7	GROSS APPROPRIATION.....	\$	7,250,000
8	Appropriated from:		
9	Federal revenues:		
10	DOD-department of the army - national guard bureau...	\$	6,460,000
11	Special revenue funds:		
12	Armory construction fund.....		440,000
13	State general fund/general purpose.....	\$	350,000
14	<b>Sec. 154. DEPARTMENT OF NATURAL RESOURCES</b>		
15	<b>(1) DEPARTMENTAL SUMMARY:</b>		
16	GROSS APPROPRIATION.....	\$	23,192,200
17	ADJUSTED GROSS APPROPRIATION.....	\$	23,192,200
18	Total federal revenues.....	\$	3,675,000
19	Total state restricted.....		19,517,200
20	State general fund/general purpose.....	\$	0
21	<b>(2) STATE PARK REMODELING AND ADDITIONS:</b>		
22	State park improvement:		
23	State parks repair and maintenance.....		<u>2,500,000</u>
24	GROSS APPROPRIATION.....	\$	2,500,000

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

26

For Fiscal Year Ending  
September 30, 2001

1	Appropriated from:	
2	Special revenue funds:	
3	State park improvement fund.....	1,500,000
4	State park endowment fund.....	1,000,000
5	State general fund/general purpose..... \$	0
6	<b>(3) REAL ESTATE:</b>	
7	Farmland and open space development acquisition.....	<u>5,000,000</u>
8	GROSS APPROPRIATION..... \$	5,000,000
9	Appropriated from:	
10	Special revenue funds:	
11	Farmland and open space withdrawal fees.....	5,000,000
12	State general fund/general purpose..... \$	0
13	<b>(4) WILDLIFE:</b>	
14	Swan River egg take and weir project.....	1,500,000
15	Fish production project - walleye/northern pike.....	1,650,000
16	Deer habitat development and acquisition.....	<u>1,500,000</u>
17	GROSS APPROPRIATION..... \$	4,650,000
18	Appropriated from:	
19	DOI-U.S. fish and wildlife service Dingell-Johnson...	375,000
20	Special revenue funds:	
21	Deer range improvement fund.....	1,500,000
22	Game and fish protection fund.....	2,775,000
23	State general fund/general purpose..... \$	0
24	<b>(5) WATERWAYS BOATING PROGRAM:</b>	
25	Boating program, state boating access projects.....	1,840,000
26	Boating program, local boating access projects.....	249,000

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

27

For Fiscal Year Ending  
September 30, 2001

1	Boating program, state harbors and docks.....	825,000
2	Boating harbors and docks - local facilities.....	1,875,000
3	Village of Elk Rapids, Antrim County, breakwater and	
4	marina upgrade (total project cost \$2,600,000;	
5	state share \$1,300,000).....	800,000
6	City of Escanaba, Delta County, marina	
7	upgrade/restroom building (total project cost	
8	\$2,275,000; state share \$1,137,500).....	425,000
9	St. Ignace, Mackinac County, marina expansion (total	
10	project cost \$8,000,000; federal share \$4,300,000;	
11	state share \$2,700,000).....	3,300,000
12	Detroit, Wayne County, Erma Henderson marina upgrade	
13	(total project cost \$6,000,000; state share	
14	\$3,933,200).....	1,183,200
15	Rogers City, Presque Isle County, breakwater and east	
16	wall repairs (total project cost \$1,700,000; state	
17	share \$850,000).....	300,000
18	Village of L'Anse, Baraga County, harbor docking and	
19	showers (total project cost \$85,000; state share	
20	\$85,000).....	45,000
21	Village of Harbor Beach, Huron County, marina dredg-	
22	ing (total project cost \$400,000; state share	
23	\$200,000).....	<u>200,000</u>
24	GROSS APPROPRIATION.....	\$ 11,042,200
25	Appropriated from:	
26	Federal revenues:	

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

28

For Fiscal Year Ending  
September 30, 2001

1	DOI-U.S. fish and wildlife service Dingell-Johnson...	3,300,000
2	Special revenue funds:	
3	State waterways fund.....	7,742,200
4	State general fund/general purpose..... \$	0

## 5        **Sec. 155. STATE BUILDING AUTHORITY RENT - GRANTS**

6	State building authority rent - state agencies..... \$	36,857,900
7	State building authority rent - department of	
8	corrections.....	105,738,000
9	State building authority rent - universities.....	118,401,300
10	State building authority rent - community colleges...	<u>15,937,400</u>
11	GROSS APPROPRIATION..... \$	276,934,600
12	Appropriated from:	
13	Federal revenues:	
14	Federal funds - grand tower facility.....	250,000
15	Special revenue funds:	
16	State building authority-University of Michigan-third	
17	party reimbursement.....	2,000,000
18	State lottery funds.....	1,520,000
19	State general fund/general purpose..... \$	273,164,600

## 20        **Sec. 156. DEPARTMENT OF TRANSPORTATION**

### 21 STATE TRUNKLINE FUND

22 Department buildings and facilities:

02369'99 (S-1)

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

29

For Fiscal Year Ending  
September 30, 2001

1	Salt storage buildings and brine run-off control	
2	systems - contract agencies locations.....	\$ 1,000,000
3	Construct, renovate, and/or replace salt storage	
4	buildings, various maintenance garage locations....	450,000
5	New project offices - various statewide locations	
6	(total cost not to exceed \$10,000,000).....	1,300,000
7	Equipment storage buildings - various statewide	
8	locations.....	870,000
9	Purchase/construct Detroit maintenance garage (total	
10	cost not to exceed \$3,500,000).....	3,500,000
11	Environmental pollution control measures:	
12	ADA modifications - various MDOT facilities.....	500,000
13	Energy savings modifications and upgrade:	
14	Lighting and electrical systems at older maintenance	
15	facilities - various locations.....	600,000
16	Reroof MDOT facilities, fence MDOT properties, and	
17	install bituminous surface/resurfacing - various	
18	locations.....	400,000
19	Install/replace hydraulic floor hoists - various	
20	locations.....	100,000
21	Institutional and agency roads.....	750,000
22	Miscellaneous projects.....	<u>500,000</u>
23	GROSS APPROPRIATION.....	\$ 9,970,000
24	Appropriated from:	
25	Special revenue funds:	
26	State trunkline fund.....	9,970,000

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

30

For Fiscal Year Ending  
September 30, 2001

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

## 2 Sec. 157. DEPARTMENT OF TRANSPORTATION

### 3 AERONAUTICS FUND: AIRPORT PROGRAMS

4 Airport improvement programs..... \$ 129,648,000

#### 5 Federal/state/local airport construction:

6 Adrian - Lenawee County airport

7 Allegan - Padgham field

8 Alma - Gratiot community airport

9 Alpena - Alpena County regional airport

10 Ann Arbor - municipal airport

11 Bad Axe - Huron County memorial airport

12 Baraga - Baraga County airport

13 Bellaire - Antrim County airport

14 Benton Harbor - southwest Michigan regional airport

15 Big Rapids - Roben-Hood airport

16 Cadillac - Wexford County airport

17 Caro - municipal airport

18 Charlevoix - Charlevoix municipal airport

19 Charlotte - Fitch H. Beach airport

20 Cheboygan - county airport

21 Coldwater - Branch County airport

22 Detroit - Detroit City airport

23 Detroit - Detroit metropolitan-Wayne County airport

24 Detroit - Willow Run airport

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

31

For Fiscal Year Ending  
September 30, 2001

- 1 Dowagiac - Cass County airport
- 2 Escanaba - Delta County airport
- 3 Flint - Bishop international airport
- 4 Fremont - municipal airport
- 5 Grand Ledge - Abrams municipal airport
- 6 Grand Rapids - Kent County international airport
- 7 Greenville - municipal airport
- 8 Hancock - Houghton County memorial airport
- 9 Harsens Island - Harsens Island airport
- 10 Hillsdale - Hillsdale municipal airport
- 11 Holland - tulip city airport
- 12 Houghton Lake - Roscommon County airport
- 13 Howell - Livingston County airport
- 14 Iron County - county airport
- 15 Iron Mountain - Ford airport
- 16 Ironwood - Gogebic-Iron County (Wise) airport
- 17 Kalamazoo - Kalamazoo/Battle Creek international airport
- 18 Lambertville - Toledo suburban airport
- 19 Lansing - capital city airport
- 20 Lapeer - Dupont - Lapeer airport
- 21 Linden - Price airport
- 22 Ludington - Mason County airport
- 23 Marlette - Marlette Township airport
- 24 Manistique - Schoolcraft County airport
- 25 Marquette - Sawyer airport
- 26 Marshall - Brookfield airport

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

32

For Fiscal Year Ending  
September 30, 2001

- 1 Mason - Mason Jewett field
- 2 Midland - Barstow airport
- 3 Monroe - Custer airport
- 4 Mount Pleasant - Mount Pleasant municipal airport
- 5 Munising - Hanley field
- 6 Muskegon - Muskegon County airport
- 7 Newberry - Luce County airport
- 8 New Hudson - New Hudson airport
- 9 Ontonagon - Ontonagon County airport
- 10 Oscoda - Wurtsmith airport
- 11 Owosso - Owosso community airport
- 12 Pellston - Pellston regional airport
- 13 Pontiac - Oakland international airport
- 14 Port Huron - St. Clair County international airport
- 15 Rogers City - Presque Isle County/Rogers City airport
- 16 Romeo - Romeo airport
- 17 Saginaw - H. W. Browne airport
- 18 Saginaw - MBS international airport
- 19 St. Ignace - Mackinac County airport
- 20 Saint James - Beaver Island airport
- 21 Sault Ste. Marie - Chippewa County international airport
- 22 Sault Ste. Marie - Sanderson field
- 23 South Haven - regional airport
- 24 Traverse City - cherry capital airport
- 25 Statewide capital improvement projects
- 26 Statewide navigational aids safety projects



# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297 as amended December 8, 1999 For Fiscal Year Ending  
33 September 30, 2001

1	GROSS APPROPRIATION.....	\$	129,648,000
2	Appropriated from:		
3	Federal revenues:		
4	DOT-federal aviation administration.....		88,976,000
5	Special revenue funds:		
6	Local aeronautics match.....		17,372,000
7	State aeronautics fund.....		2,000,000
8	State general fund/general purpose.....	\$	21,300,000

9

10

11

## PART 2

12

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 1999-2000

### 13 GENERAL SECTIONS

14

Sec. 201. (1) Pursuant to section 30 of article IX of the state

15

constitution of 1963, total state spending from state sources for fiscal

16

year 1999-2000 is estimated at \$95,667,900.00 in part 1 of this appropri-

17

ation act and state spending from state sources paid to local units of

18

government for fiscal year 1999-2000 is estimated at \$34,267,313.00. The

19

itemized statement below identifies appropriations from which spending to

20

units of local government will occur:

### 21 CAPITAL OUTLAY

22

Department of natural resources - waterways.....	\$	7,040,100
--	----	-----------

23

State transportation department - state aeronautics

24

program.....	\$	18,900,000
--------------	----	------------

25

Natural resources trust fund:

26

Grant-in-aid acquisition projects.....	\$	5,495,000
--	----	-----------

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

34

1	Crockery creek site acquisition, Ottawa County	
2	Gratiot river mouth land acquisition, Keweenaw County	
3	Cold creek forest area, Newaygo County	
4	Upper Bushman lake acquisition, Oakland County	
5	Purchase regional parkland, Kent County	
6	Grant-in-aid development projects.....	\$ 2,832,213
7	144th avenue boat launch, Ottawa County.....	
8	Major city park riverfront improvement, Cheboygan	
9	County.....	
10	Swain's lake park improvements, Jackson County.....	
11	Quincy park improvements, Branch County.....	
12	Lakefront park dock improvement, Wexford County.....	
13	Waterfront trailway, Mecosta County.....	
14	Marina point development and fishing site, Wayne	
15	County.....	
16	Maltby lake access and play area, Livingston County..	
17	Hastings riverwalk development, Barry County.....	
18	Hawk island County park, Ingham County.....	
19	Dock #3 park development, Mackinac County.....	
20	Betsie Valley trail-trailhead facilities, Benzie	
21	County.....	
22	Total.....	\$ 34,267,313
23	(2) If it appears to the principal executive officer of a department	
24	or branch that state spending to local units of government will be less	
25	than the amount that was projected to be expended under subsection (1),	
26	the principal executive officer shall immediately give notice of the	
27	approximate shortfall to the state budget director.	

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

35

1       Sec. 202. As used in this act:

2       (a) "ADA" means the Americans with disabilities act.

3       (b) "Board" means the state administrative board.

4       (c) "Community college" does not include a state agency or  
5 university.

6       (d) "Department" means the department of management and budget.

7       (e) "Director" means the director of the department of management  
8 and budget.

9       (f) "DOD" means the United States department of defense.

10       (g) "DOI" means the United States department of interior.

11       (h) "Fiscal agencies" means the senate fiscal agency and the house  
12 fiscal agency.

13       (i) "HHS-HCFA" means the United States department of health and  
14 human services, health care financing administration.

15       (j) "ICF/MR" means intermediate care facilities for the mentally  
16 retarded.

17       (k) "IDG" means interdepartmental grant.

18       (l) "JCOS" means the joint capital outlay subcommittee of the  
19 appropriations committees.

20       (m) "MDOT" means the Michigan department of transportation.

21       (n) "MIOSHA" means the Michigan occupational safety and health act,  
22 1974 PA 154, MCL 408.1001 to 408.1094.

23       (o) "Self-liquidating project" means a project constructed by a  
24 community college or university with money raised through the use of a  
25 debt instrument or other fund sources including, but not limited to,  
26 gifts, grants, federal funds, or institutional sources, that is expected  
27 to generate revenues to amortize the loan. A self-liquidating project

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

36

1 may or may not be a self-supporting project. Examples of a  
2 self-liquidating project include dormitories, parking facilities, and  
3 stadia.

4 (p) "Self-supporting project" means a project of a community  
5 college or university that will house a function or activity from which  
6 revenue is generated that will cover all the direct and indirect operat-  
7 ing costs of the project without the additional transfer of any other  
8 general fund money of the community college or university.

9 (q) "SEMCOG" means the southeast Michigan council of governments.

10 (r) "State agency" means an agency of state government. State  
11 agency does not include a community college or university.

12 (s) "State building authority" means the authority created under  
13 1964 PA 183, MCL 830.411 to 830.425.

14 (t) "University" means a 4-year university supported by the state.  
15 University does not include a community college or a state agency.

16 (u) "Utility system" means a utility supply or distribution system,  
17 or a combination utility supply and distribution system.

18 Sec. 203. The expenditures and funding sources authorized under  
19 this act are subject to the management and budget act, 1984 PA 431,  
20 MCL 18.1101 to 18.1594.

21 **DEPARTMENT OF CORRECTIONS**

22 Sec. 301. A maximum security prison that is constructed or com-  
23 pleted after October 1, 1986, shall have operating manned watchtowers  
24 equipped with the weaponry, lighting, sighting, and communications  
25 devices necessary for effective execution of its function. The

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

37

1 watchtowers shall be constructed pursuant to the American correctional  
2 association standards for watchtowers.

3       Sec. 302. (1) An appropriation and authorization contained in this  
4 act or a previous appropriations act for the construction of a new cor-  
5 rectional facility, including a correctional camp, for which a specific  
6 site was not identified with the appropriation shall not be expended  
7 until approved by JCOS.

8       (2) For the purposes of this section, "site" means a city, village,  
9 township, or county in which a correctional facility may be located.

**10 CAPITAL OUTLAY PROCESSES, PROCEDURES, AND REPORTS**

11       Sec. 401. Each capital outlay project authorized in this act or any  
12 previous capital outlay act shall comply with the procedures required by  
13 the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

14       Sec. 402. Each capital outlay project authorized for planning in  
15 this act shall include sufficient funds for state agency projects, and  
16 from college or university funds for college and university projects, to  
17 provide for professionally developed program statements and schematic  
18 plans.

19       Sec. 403. A capital outlay project shall be funded by an appropria-  
20 tion for the purpose provided in a capital outlay appropriation act and  
21 shall conform to the capital outlay processes and procedures as described  
22 in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.  
23 Capital outlay projects shall not be funded from operating accounts  
24 unless approved by the department and the JCOS.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

38

1       Sec. 404. A statement of a proposed facility's operating cost shall  
2 be included with the facility's program statement and planning documents  
3 when the plans are presented to JCOS for approval.

4       Sec. 405. (1) Before proceeding with final planning and construc-  
5 tion for projects at community colleges and universities included in an  
6 appropriations bill, the community college or university shall sign an  
7 agreement with the department that includes the following provisions:

8       (a) The university or community college agrees to construct the  
9 project within the total authorized cost established by the legislature  
10 pursuant to the management and budget act, 1984 PA 431, MCL 18.1101 to  
11 18.1594, and an appropriations act.

12       (b) The design and program scope of the project shall not deviate  
13 from the design and program scope represented in the program statement  
14 and preliminary planning documents approved by the department.

15       (c) Any other items as identified by the department that are neces-  
16 sary to complete the project.

17       (2) The department retains the authority and responsibility normally  
18 associated with the prudent maintenance of the public's financial and  
19 policy interests relative to the state-financed construction projects  
20 managed by a community college or university.

21       Sec. 406. (1) The department shall provide the JCOS and the fiscal  
22 agencies with reports as considered necessary relative to the status of  
23 each planning or construction project financed by the state building  
24 authority, by this act, or by previous acts.

25       (2) Before August 15, 2000, the department shall report to the JCOS  
26 and the fiscal agencies for each construction project other than lump  
27 sums all of the following:

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

39

1 (a) The account number and name of each construction project.

2 (b) The balance remaining in each account.

3 (c) The date of the last expenditure from the account.

4 (d) The anticipated date of occupancy if the project is under

5 construction.

6 (e) The appropriations history for the project.

7 (f) The professional service contractor.

8 (g) The amount of a project financed with federal funds.

9 (h) The amount of a project financed through the state building

10 authority.

11 (i) The total authorized cost for the project and the state autho-  
12 rized share if different than the total.

13 (3) Before August 15, 2000, the department shall report the follow-  
14 ing for each project by a state agency, university, or community college  
15 that is authorized for planning but is not yet authorized for  
16 construction:

17 (a) The name of the project and account number.

18 (b) Whether a program statement is approved.

19 (c) Whether schematics are approved by the department.

20 (d) Whether preliminary plans are approved by the department.

21 (e) The name of the professional service contractor.

22 (4) As used in this section, "project" includes appropriation line  
23 items made for purchase of real estate.

24 Sec. 407. (1) If a capital outlay appropriation is contained in a  
25 public act that was not reviewed by the JCOS during the legislative pro-  
26 cess, the director shall notify the JCOS of an expenditure of that

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

40

1 capital outlay appropriation not less than 60 days before the  
2 expenditure.

3 (2) For the purposes of this section, "capital outlay appropriation"  
4 means an appropriation that provides for the construction, renovation, or  
5 repair of a capital facility or acquisition or development of land and  
6 that is normally reviewed by the JCOS.

7 Sec. 408. A state agency, college, or university shall take steps  
8 necessary to make available federal and other money indicated in this  
9 act, to make available federal or other money that may become available  
10 for the purposes for which appropriations are made in this act, and to  
11 use any part or all of the appropriations to meet matching requirements  
12 that are considered to be in the best interest of this state. However,  
13 the purpose, scope, and total estimated cost of a project shall not be  
14 altered to meet the matching requirements.

15 Sec. 409. (1) Before money is released for the construction or  
16 lease of a capital outlay project costing over \$1,000,000.00, at the  
17 request of the JCOS the department shall submit to the JCOS, with prelim-  
18 inary planning documents, a detailed comparative cost analysis. The cost  
19 analysis shall include a comparison of the financial and other benefits  
20 of construction, financing, operation, and maintenance of the proposed  
21 facility between all of the following:

22 (a) The state.

23 (b) The private sector.

24 (c) A combination of the state and the private sector.

25 (d) A lease agreement.

26 (2) If the department's recommendation for financing is inconsistent  
27 with the findings of the comparative cost analysis, the department shall



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

41

1 present written documentation to the JCOS outlining the rationale for the  
2 recommendation.

3       (3) For purposes of this section, "capital outlay project" means a  
4 construction project or lease requiring JCOS approval including, but not  
5 limited to, a general office facility, special use facility, warehouse,  
6 institutional facility, or utility system designed for use by a state  
7 agency or university. Capital outlay project does not include a special  
8 maintenance and remodeling project, grant-in-aid project, prison facili-  
9 ty, legislative facility, judicial facility, community college facility,  
10 or self-liquidating project constructed by a university.

11       Sec. 410. Pursuant to section 242(2) of the management and budget  
12 act, 1984 PA 431, MCL 18.1242, the department shall submit 5-year capital  
13 outlay requests developed by state agencies (and as approved by the  
14 department of management and budget), universities, and community col-  
15 leges to the chairperson and ranking vice-chairperson of the JCOS and the  
16 fiscal agencies upon the release of the executive budget recommendation.

17       Sec. 412. (1) The department shall furnish to the chairperson and  
18 ranking vice-chairperson of the JCOS and to the fiscal agencies copies of  
19 all approved state agency special maintenance plans pursuant to  
20 section 309(2) of 1999 PA 137.

21       (2) The department shall also provide to the JCOS and the fiscal  
22 agencies a detailed listing of approved allocations from lump sum funds  
23 appropriated under section 103(2) of 1999 PA 137, for major special main-  
24 tenance for state agencies.

25       Sec. 413. Five-year plans required by section 242(2) of the manage-  
26 ment and budget act, 1984 PA 431, MCL 18.1242, shall be approved by the

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

42

1 department before a project that has been authorized for planning under  
2 this act may be authorized for construction.

3       Sec. 414. The planning approval requirements by the JCOS of the  
4 secondary complex warehouse renovations are hereby waived pursuant to the  
5 management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594. The  
6 project is authorized to move into final design and construction.

7       Sec. 415. The department of management and budget is authorized to  
8 release planning funds for the Gogebic Community College renovation  
9 project identified in part 1 from the lump-sum planning account.

**10 USE AND FINANCE STATEMENTS**

11       Sec. 501. (1) A university or community college shall not let a  
12 contract for new construction of a nonstate-funded project estimated to  
13 cost more than \$1,000,000.00 unless the project is authorized by the  
14 JCOS. The request for legislative authorization shall be initially sub-  
15 mitted for review to the JCOS and the department. A nonstate-funded  
16 project request shall include a complete use and financing statement as  
17 defined by a policy adopted by the JCOS. The use and financing statement  
18 for a nonstate-funded project shall contain the estimated total construc-  
19 tion cost and all associated estimated operating costs including a state-  
20 ment of anticipated project revenues. As used in this section, "new  
21 construction" includes land or property acquisition, remodeling and addi-  
22 tions, and maintenance projects.

23       (2) A project that is constructed in violation of this section shall  
24 not receive state appropriations for purposes of operating the project,

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

43

1 or support for future infrastructure enhancements that are necessitated,  
2 in part or in total, by construction of the project.

3 (3) A state agency, including the department of military affairs,  
4 shall not let a contract, including those for a direct federally-funded  
5 capital outlay construction or major maintenance or remodeling project if  
6 the total project is estimated to cost more than \$1,000,000.00 and is to  
7 be constructed on state-owned lands, unless the project is approved by  
8 the department and by the JCOS. For projects over \$1,000,000.00, the  
9 state agency shall submit a use and finance statement as required for  
10 community colleges and universities in subsection (1). As used in this  
11 subsection, "direct federally-funded" refers to a project for which fed-  
12 eral payments are made directly to the construction vendor and not to the  
13 state of Michigan.

14 Sec. 502. Universities, community colleges, and state agencies  
15 shall report to the department and to the JCOS annually for the previous  
16 fiscal year each November 15 all projects, including major special main-  
17 tenance, remodeling, or additions costing between \$500,000.00 and  
18 \$1,000,000.00.

19 **LUMP SUMS AND SPECIAL MAINTENANCE**

20 Sec. 601. (1) The director shall allocate lump-sum appropriations  
21 made in this act for remodeling and addition, special maintenance, major  
22 special maintenance, energy conservation, demolition, ICF/MR,  
23 air-conditioning, and fire protection projects. The director shall allo-  
24 cate other lump sums in order of program priority and need of the various

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

44

1 state agencies or as otherwise based on actual building inspection  
2 reports by regulatory agencies.

3 (2) Any remaining balance from allocations made in this section  
4 shall lapse to the fund from which it was appropriated pursuant to the  
5 lapsing of lump sums as provided in the management and budget act, 1984  
6 PA 431, MCL 18.1101 to 18.1594.

7 (3) Before August 15, 2000, the department shall submit a report to  
8 the JCOS and the fiscal agencies indicating the total cost and status of  
9 all lump-sum projects funded under this act and any previous act that  
10 have been designated as proposed, designed, bid, under construction, or  
11 completed within the current fiscal year.

12 Sec. 602. (1) The department may expend from the lump-sum special  
13 maintenance account amounts necessary to demolish any building that is  
14 specifically authorized by law to be demolished.

15 (2) Before July 15, 2000, each state agency, community college, and  
16 university shall report each year to the department the status of and  
17 planned schedule for demolition projects already authorized but not yet  
18 started, the estimated cost of the projects, and the anticipated sources  
19 of financing of the projects.

20 Sec. 603. (1) Pursuant to department policy, state agencies may  
21 expend not more than \$500,000.00 from their operating budget for special  
22 maintenance, remodeling, or additions purposes. In nonroutine emergency  
23 cases, cases where the health and safety of the public, state employees,  
24 or residents in state facilities are threatened, as determined by the  
25 department, the state agencies may expend not more than \$1,000,000.00  
26 from their operating budgets for special maintenance purposes. The  
27 department shall report to the JCOS on a quarterly basis each time

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

45

1 operating funds are used for special maintenance purposes in an amount  
2 over \$500,000.00.

3 (2) Expenditures from operating budgets for special maintenance,  
4 remodeling, or additions accounts or lump-sum maintenance accounts  
5 greater than \$1,000,000.00 are prohibited unless specifically appropri-  
6 ated by the legislature.

**7 STATE BUILDING AUTHORITY**

8 Sec. 701. (1) Subject to section 242 of the management and budget  
9 act, 1984 PA 431, MCL 18.1242, and upon the approval of the state build-  
10 ing authority, the department may expend from the general fund of the  
11 state during the fiscal year ending September 30, 2000 an amount to meet  
12 the cash flow requirements of those state building authority projects  
13 solely for lease to a state agency identified in both part 1 and this  
14 section, and for which state building authority bonds or notes have not  
15 been issued, and for the sole acquisition by the state building authority  
16 of equipment and furnishings for lease to a state agency as permitted by  
17 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of bonds or  
18 notes is authorized by a legislative concurrent resolution that is effec-  
19 tive for a fiscal year ending September 30, 2000. Any general fund  
20 advances for which state building authority bonds have not been issued  
21 shall bear an interest cost to the state building authority at a rate not  
22 to exceed that earned by the state treasurer's common cash fund during  
23 the period in which the advances are outstanding and are repaid to the  
24 general fund of the state.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

46

1       (2) Upon sale of bonds or notes for the projects identified in  
2 part 1 or for equipment as authorized by legislative concurrent  
3 resolution and in this section, the state building authority shall credit  
4 the general fund of the state an amount equal to that expended from the  
5 general fund plus interest, if any, as defined in this section.

6       (3) For state building authority projects for which bonds or notes  
7 have been issued and upon the request of the state building authority,  
8 the state treasurer shall make advances without interest from the general  
9 fund as necessary to meet cash flow requirements for the projects, which  
10 advances shall be reimbursed by the state building authority when the  
11 investments earmarked for the financing of the projects mature.

12       (4) In the event that a project identified in part 1 is terminated  
13 after final design is complete, advances made on behalf of the state  
14 building authority for the costs of final design shall be repaid to the  
15 general fund in a manner recommended by the director and approved by the  
16 JCOS.

17       Sec. 702. (1) State building authority funding to finance construc-  
18 tion or renovation of a facility that collects revenue in excess of money  
19 required for the operation of that facility shall not be released to a  
20 university or community college unless the institution agrees to reim-  
21 burse that excess revenue to the state building authority. The excess  
22 revenue shall be credited to the general fund to offset rent obligations  
23 associated with the retirement of bonds issued for that facility. The  
24 auditor general shall annually identify and present an audit of those  
25 facilities that are subject to this section. Costs associated with the  
26 administration of the audit shall be charged against money recovered  
27 pursuant to this section.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

47

1       (2) As used in this section, "revenue" includes state  
2 appropriations, facility opening money, other state aid, indirect cost  
3 reimbursement, and other revenue generated by the activities of the  
4 facility.

5       Sec. 703. (1) The state building authority rent appropriations in  
6 part 1 may also be expended for the payment of required premiums for  
7 insurance on facilities owned by the state building authority or payment  
8 of costs that may be incurred as the result of any deductible provisions  
9 in such insurance policies.

10       (2) If the amount appropriated in part 1 for state building author-  
11 ity rent is not sufficient to pay the rent obligations and insurance pre-  
12 miums and deductibles identified in subsection (1) for state building  
13 authority projects, there is appropriated from the general fund of the  
14 state the amount necessary to pay such obligations.

15       Sec. 704. The department shall provide the JCOS and the fiscal  
16 agencies a report, not more than 15 days after the reporting date, rela-  
17 tive to the status of construction projects associated with state build-  
18 ing authority bonds on March 31 and September 30 of each year, or not  
19 more than 30 days after a refinancing or restructuring bond issue is  
20 sold. The report shall include, but is not limited to, the following:

21       (a) A list of all completed construction projects for which state  
22 building authority bonds have been sold, and which bonds are currently  
23 active.

24       (b) A list of all projects under construction for which sale of  
25 state building authority bonds are pending.

26       (c) A list of all projects authorized for construction or identified  
27 in an appropriations act for which approval of schematic/preliminary

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

48

1 plans or total authorized cost is pending that have state building  
2 authority bonds identified as a source of financing.

3       Sec. 705. It is the intention of the legislature that the  
4 University of Michigan take the necessary actions to ensure that eligible  
5 interest reimbursements from Medicare and Medicaid programs are made  
6 available to the state to satisfy part of the amount appropriated for the  
7 University of Michigan adult general hospital facility rent appropriation  
8 of \$27,917,000.00 contained within the state building authority rent  
9 appropriation in part 1A of 1999 PA 137. To the extent of a difference  
10 between the estimated and actual amount received, there is appropriated  
11 from the general fund of the state the amounts necessary to satisfy the  
12 hospital rental requirements of the state building authority's 1986 reve-  
13 nue refunding bonds, series I. To the extent payments made to the state  
14 by the University of Michigan are required to be reimbursed pursuant to  
15 the agreement with the University of Michigan, there is appropriated from  
16 the general fund the amount necessary for such reimbursement.

17       Sec. 706. (1) The state building authority, on behalf of the state,  
18 with the approval of the board, for the purpose of providing office and  
19 warehouse space for state agencies, may acquire for not more than the  
20 market value, subject to an independent fee appraisal, including esti-  
21 mated real estate taxes, various lease projects which contain purchase  
22 options in an aggregate cost not to exceed \$45,000,000.00. The state  
23 building authority is also authorized to pay any ancillary costs, other  
24 than the market value, that the state is required to pay under an option  
25 to purchase.

26       (2) All documents regarding the acquisition of the property  
27 described in subsection (1) shall be approved by the attorney general.



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

49

1       (3) The acquisition and subsequent conveyance to the state building  
2 authority shall conform to the provisions of 1964 PA 183, MCL 830.411 to  
3 830.425.

4       (4) Upon completion of the purchase of the Grand tower, the authori-  
5 zation for the acquisition of various lease projects that contain pur-  
6 chase options will be renewed at \$35,000,000.00.

**7 COLLEGES AND UNIVERSITIES**

8       Sec. 801. (1) This section applies only to projects for community  
9 colleges.

10       (2) State support is directed towards the remodeling and additions,  
11 special maintenance, or construction of certain community college  
12 buildings. The community college shall obtain or provide for site acqui-  
13 sition and initial main utility installation to operate the facility.  
14 Funding shall be comprised of local and state shares, and the state share  
15 shall include 50% of any federal money awarded for projects appropriated  
16 in this act. Not more than 50% of a capital outlay project, not includ-  
17 ing a lump-sum special maintenance project or remodeling and addition  
18 project, for a community college shall be appropriated from state and  
19 federal funds.

20       (3) An expenditure under this act is authorized when the release of  
21 the appropriation is approved by the board upon the recommendation of the  
22 director. The director may recommend to the board the release of any  
23 appropriation in part 1 only after the director is assured that the legal  
24 entity operating the community college to which the appropriation is made  
25 has complied with this act and has matched the amounts appropriated as

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

50

1 required by this act. A release of funds in part 1 shall not exceed 50%  
2 of the total cost of planning and construction of any project, not  
3 including lump-sum remodeling and additions and special maintenance.  
4 Further planning and construction of a project authorized by this act or  
5 applicable sections of the management and budget act, 1984 PA 431,  
6 MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope  
7 as defined and delineated in the approved program statements and planning  
8 documents. This act is applicable to all projects for which planning  
9 appropriations were made in previous acts.

10 (4) The community college shall take the steps necessary to secure  
11 available federal construction and equipment money for projects funded  
12 for construction in this act if an application was not previously made.  
13 If there is a reasonable expectation that a prior year unfunded applica-  
14 tion may receive federal money in a subsequent year, the college shall  
15 take whatever action necessary to keep the application active. If fed-  
16 eral money is received, the state share shall be adjusted accordingly as  
17 provided by this act.

18 Sec. 802. If matching revenues are received in an amount less than  
19 the appropriations contained in this act, the state funds of the appro-  
20 priation shall be reduced in proportion to the amount of matching revenue  
21 received.

22 Sec. 803. Subject to section 801, a consortium comprised of a com-  
23 munity college and a university may receive up to 100% of the total  
24 project capital cost allocated to the participating university if all of  
25 the following criteria are met and approved by the JCOS and the  
26 department:

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

51

1       (a) The university and the community college have entered into a  
2 binding consortium joint use agreement for use and maintenance of the  
3 facility and for the pro rata offset of the community college's and  
4 university's future state appropriations equal to the straight-line unde-  
5preciated balance of the university's appropriated capital cost upon ter-  
6mination of the agreement prior to the minimum term requirements in sub-  
7division (b). Any appropriation offset required by this section shall be  
8structured in a manner so as not to impair the rating or repayment of the  
9local funding mechanism.

10       (b) The joint use agreement is for a term of not less than 15 years  
11 or the term of the local funding mechanism, whichever is longer.

12       (c) Articulation agreements have been entered into that provide for  
13 maximum credit transfer and efficient program completion.

14       (d) In addition to lower division offerings, the facility will  
15 accommodate only upper division first professional degree programs not  
16 already offered by a university currently serving the area.

17       (e) There is recognized community and industrial support for the  
18 consortium facility.

19       Sec. 804. (1) The director may require that community colleges and  
20 universities that have an authorized project listed in part 1 submit doc-  
21 umentation regarding the project match and governing board approval of  
22 the authorized project not more than 60 days after the beginning of the  
23 fiscal year.

24       (2) If the documentation required by the director under subsection  
25 (1) is not submitted, or does not adequately authenticate the availabil-  
26 ity of the project match or board approval of the authorized project, the  
27 authorization may terminate. The authorization terminates 30 days after

# HB 4297, As Passed Senate, December 8, 1999

House Bill No. 4297

52

1 the director notifies the JCOS of the intent to terminate the project  
2 unless the JCOS convenes to extend the authorization.

## 3 DEPARTMENT OF MANAGEMENT AND BUDGET

4 Sec. 901. If the JCOS approves, the department, for purposes of  
5 administrative and fiscal efficiency, may consolidate or discontinue fed-  
6 eral surplus property warehouses administered under 1961 PA 139,  
7 MCL 18.251 to 18.261.

8 Sec. 902. (1) The department shall provide the JCOS and the fiscal  
9 agencies a report, not more than 15 days after the reporting date, of  
10 privately owned leased space by state agencies, by March 31 and  
11 September 30 of each year, consisting of the following:

- 12 (a) Department.
- 13 (b) Agency division and leased number.
- 14 (c) Building location (address and city).
- 15 (d) Type of building.
- 16 (e) County.
- 17 (f) Name and address of lessor.
- 18 (g) Square footage and net square footage rate.
- 19 (h) Monthly and annual cost.
- 20 (i) Date lease started and expires.
- 21 (j) Options and services.

22 (2) The lease report shall be summarized for office space, group  
23 homes, and other space for the Lansing area and statewide, excepting the  
24 Lansing area.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

53

1       Sec. 903. (1) The appropriation for the Detroit institute of arts  
2 and the Grand Rapids convention center in part 1 shall be expended only  
3 if those funds are matched by funds from other sources in a ratio of  
4 \$2.00 from other sources for each \$1.00 of funds appropriated in part 1.

5       (2) The funds for the Grand Rapids convention center are to be held  
6 by the department of treasury until a convention facility development  
7 authority is created by the legislature that will serve as an oversight  
8 body for the approval of plans and timely disbursement of these funds.  
9 If an authority is not created by the legislature by January 1, 2000,  
10 these responsibilities shall be carried out by the director of the  
11 department of treasury.

**12 DEPARTMENT OF NATURAL RESOURCES**

13       Sec. 1001. The appropriation made in this act for the harbors and  
14 docks program is for the purpose of participating with the federal gov-  
15 ernment and assisting political entities and subdivisions of this state  
16 in the construction and improvement of recreational boating facilities  
17 within this state. Subject to the approval of the board, this money  
18 shall be allocated by the department of natural resources to the federal  
19 government, or to the political entities or local units of government  
20 involved in the particular projects. An allocation shall not exceed the  
21 state portion as listed with each project description. The department of  
22 natural resources shall take the steps necessary to match federal money  
23 available for the construction and improvement of recreational boating  
24 facilities within this state, and to meet requirements of the federal  
25 government.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

54

1       Sec. 1002. (1) Before August 15, 2000, the department of natural  
2 resources shall report each year to the JCOS the status of each project  
3 that received an appropriation in any capital outlay act, if the project  
4 is either not completed or has a balance remaining in its account. The  
5 report shall be in the same form and contain the information as required  
6 under section 406. The report shall be separated into the following  
7 areas, by fund sources:

8       (a) Waterways projects.

9       (b) Urban recreation projects.

10       (c) State park projects.

11       (d) Wildlife and fisheries projects.

12       (e) Other projects.

13       (2) A project request for reauthorization by the department of natu-  
14 ral resources shall also be identified within the report required by sub-  
15 section (1). These reauthorization requests shall identify the subsec-  
16 tion number of section 248 of the management and budget act, 1984 PA 431,  
17 MCL 18.1248, that provides the reason and justification for the requested  
18 reauthorization.

19       (3) A project shall be reauthorized if approved by the JCOS after  
20 review by the department.

21       Sec. 1003. The department of natural resources may utilize park  
22 improvement funds appropriated in part 1 for the completion of the south-  
23 east Michigan clean Michigan initiative.

24       Sec. 1003a. The department of natural resources may transfer any  
25 unspent balances from the harbor development fund to the waterways fund.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

55

**1 CAPITAL OUTLAY - NATURAL RESOURCES TRUST FUND**

2       Sec. 1004. The department of natural resources shall take steps  
3 necessary to make available federal or other funds that may become avail-  
4 able for the purpose for which natural resources trust fund appropria-  
5 tions are made in part 1, and to use any or all of the appropriations to  
6 meet matching requirements which are determined to be in the best inter-  
7 est of the state.

8       Sec. 1005. Any unobligated balance in any natural resources trust  
9 fund appropriation made under part 1 shall not revert to the fund from  
10 which appropriated at the close of the fiscal year, but shall continue  
11 until the purpose for which it was appropriated is completed for a period  
12 not to exceed 3 fiscal years. The unexpended balance of any natural  
13 resources trust fund appropriation made in part 1 remaining after the  
14 purpose for which it was appropriated is completed shall revert to the  
15 Michigan natural resources trust fund and be made available for  
16 appropriation.

17       Sec. 1006. If a person or organization has acquired an option on a  
18 parcel of property prior to final determination by the department of nat-  
19 ural resources and the Michigan natural resources trust fund board, the  
20 property shall not be considered for acquisition unless the department  
21 and board can demonstrate that a clear recreational advantage exists in  
22 obtaining the parcel of property for the people of the state at a reason-  
23 able fair market value.

24       Sec. 1007. The grants-in-aid to local units of government shall be  
25 awarded under this act as required by section 1903(3) of the natural  
26 resources and environmental protection act, 1994 PA 451, MCL 324.1903.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

56

1       Sec. 1008. The department of natural resources shall enter into  
2 agreements with local units of government for the purpose of  
3 administering the grants identified in part 1. Among other provisions,  
4 the agreements shall require that grant recipients agree to dedicate to  
5 public outdoor recreation uses in perpetuity the land acquired; to  
6 replace lands converted or lost to other than public outdoor recreation  
7 use; and for parcels over 5 acres, to either convey to the state any min-  
8 eral interests acquired by the grant recipient with an exception allowed  
9 for a share of the mineral interest acquired, which share is based on the  
10 portion of the fair market value of the property that was provided by the  
11 local cash contribution of the grant recipient, or provide the state with  
12 a nonparticipating 1/6 minimum royalty interest in any acquired minerals  
13 that are retained by the grant recipient. The agreements shall also pro-  
14 vide that the full payments of grants can be made only after proof of  
15 acquisition, or completion of the development project, is submitted by  
16 the grant recipient and all costs are verified by the department of natu-  
17 ral resources.

**18 STATE TRANSPORTATION DEPARTMENT**

19       Sec. 1101. (1) From federal-state-local project appropriations con-  
20 tained in part 1 for the purpose of assisting political entities and sub-  
21 divisions of this state in the construction and improvement of publicly  
22 used airports and landing fields within this state, the state transporta-  
23 tion department may permit the award of contracts on behalf of units of  
24 local government for the authorized locations not to exceed the indicated



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

57

1 amounts, of which the state allocated portion shall not exceed the amount  
2 appropriated in part 1.

3       (2) Political entities and subdivisions shall provide not less than  
4 5% of the cost of any project under this section. State money shall not  
5 be allocated until local money is allocated, and except as provided in  
6 subsection (4) state money for any 1 project shall not exceed 1/3 of the  
7 total appropriation in part 1 from state funds for airport improvement  
8 programs.

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

20       (4) From appropriations contained in part 1 for airport improvement  
21 programs, \$10,200,000.00 of the state general fund shall be used as state  
22 resources for state-funded components of the comprehensive northwest air-  
23 lines midfield terminal project, and \$4,000,000.00 of the state general  
24 fund shall be used for state-funded components of projects at Willow Run  
25 airport. The allocation of state general fund money is subject to audit  
26 by the auditor general.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

58

1 (5) From the appropriations contained in part 1 for airport  
2 improvement programs, no funds shall be allocated for any runway  
3 expansions at the Detroit-Willow Run airport.

4 Sec. 1102. On or before November 15 of each year, the state trans-  
5 portation department shall report to the JCOS the projects funded from  
6 the previous fiscal year capital outlay act and the proposed projects  
7 with the estimated dollars for the current fiscal year. If there has to  
8 be a delay in reporting, the state transportation department shall notify  
9 JCOS in writing of the date the report will be received.

10 Sec. 1103. An aeronautics project proposed for funding with  
11 federal-state-local appropriations contained in part 1 that includes  
12 acquisition of an airport facility from a private owner or political sub-  
13 division for operation by the state or by a political subdivision  
14 requires line-item authorization in an appropriations act and is not  
15 fundable with appropriations from the federal/local airport discretionary  
16 contingencies account.

17 Sec. 1104. (1) Before August 15, 2000, the state transportation  
18 department shall report each year to the JCOS the status of each project  
19 that received an appropriation in any capital outlay act, if the project  
20 is either not completed or has a balance remaining in its account. The  
21 report shall be in the same form and contain the information as required  
22 under section 406. The report shall be separated into all the following  
23 areas:

24 (a) Highway programs, including each of the following:

25 (i) Lump sums.

26 (ii) Construction.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

59

1 (b) Airport programs, including each of the following:

2 (i) Lump sums.

3 (ii) Construction.

4 (2) A project request for reauthorization by the state transporta-  
5 tion department shall also be identified within the reports required by  
6 subsection (1). These reauthorization requests shall identify the sub-  
7 section number of section 248 of the management and budget act, 1984  
8 PA 431, MCL 18.1248, that provides the reason and justification for the  
9 requested reauthorization.

10 (3) A project shall be reauthorized if approved by the JCOS after  
11 review by the department.

12 Sec. 1105. A planning project or construction project appropriated  
13 for the airport program shall be considered the same as a capital outlay  
14 account and shall be subject to the requirements and restrictions stated  
15 in this act relative to all capital outlay accounts for construction  
16 unless otherwise expressly provided. This section does not apply to an  
17 operating account otherwise established by law.

18 **MISCELLANEOUS**

19 Sec. 1201. The \$500,000.00 allocated to the Marquette  
20 library/museum in section 307(1)(f) of 1999 PA 137 shall instead be allo-  
21 cated to the city of Marquette.

22 Sec. 1202. Section 335 of 1999 PA 136 is repealed.

23 Sec. 1203. The unexpended and unencumbered balance of revenue  
24 deposited pursuant to section 20(12) of the horse racing law of 1995,  
25 1995 PA 279, MCL 431.320, for the fiscal year ending September 30, 1999,

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

60

1 shall be appropriated to the Michigan agriculture equine industry  
2 development fund for distribution as set forth in section 20(4) to (11)  
3 of the horse racing law of 1995, 1995 PA 279, MCL 431.320.

4       Sec. 1204. The unexpended and unencumbered balance of revenue  
5 deposited pursuant to section 20(12) of the horse racing law of 1995,  
6 1995 PA 279, MCL 431.320, for the fiscal year ending September 30, 2000,  
7 shall be appropriated to the Michigan agriculture equine industry devel-  
8 opment fund for distribution as set forth in section 20(4) to (11) of the  
9 horse racing law of 1995, 1995 PA 279, MCL 431.320.

10       Sec. 1205. From the funds appropriated in part 1 of 1999 PA 112,  
11 the department of agriculture may expend up to \$300,000.00 for the pur-  
12 chase of land adjacent to the Upper Peninsula state fairgrounds.

13       Sec. 1206. In addition to the funds appropriated in part 1 for the  
14 Jacobetti veterans' facility chiller installation project, the department  
15 of military affairs may spend up to \$300,000.00 from existing resources  
16 toward completion of the project.

17       Sec. 1207. (1) If the state budget director certifies to the senate  
18 and house of representatives appropriations committees that sufficient  
19 general fund/general purpose balances will exist at the close of the  
20 fiscal year ending September 30, 1999, an amount not to exceed  
21 \$18,581,200.00 is appropriated first to the department of state police  
22 for cost increases of the 800 megahertz public safety communications  
23 system project, and then \$95,100,000.00 is appropriated to the department  
24 of community health for the forensic center project in Ypsilanti.

25       (2) If sufficient state general fund/general purpose balances are  
26 not available for the fiscal year ending September 30, 1999 to fully  
27 finance the project in subsection (1), any amount needed to fully finance

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

61

1 the projects identified in subsection (1) after the available general  
2 fund/general purpose balances have been applied shall be financed through  
3 the state building authority.

4 (3) The appropriation in subsection (1) shall be utilized by the  
5 state police to satisfy all sales and use tax obligations that arise as a  
6 result of affixation of tangible personal property to real property by  
7 contractors or subcontractors for the public safety communications system  
8 under contract number 071B5000240. The state police shall satisfy such  
9 tax obligations from the sums appropriated by payment to the department  
10 of treasury. The payments shall fully discharge the public safety commu-  
11 nications system project and all contractors and subcontractors from  
12 liability for such taxes under contract number 071B5000240 or any inter-  
13 est or penalties on the same.

14 Sec. 1208. The total authorized cost for the department of correc-  
15 tions multilevel correctional facility at Ionia and the Cooper Street  
16 correctional facility authorized in 1998 PA 273 remains the same. The  
17 state building authority share for the Cooper Street correctional facil-  
18 ity is reduced by \$1,980,000.00, and the federal funds share is increased  
19 by \$1,980,000.00. The state building authority share for the multilevel  
20 correctional facility at Ionia is increased by \$1,980,000.00, and the  
21 federal funds share is reduced by \$1,980,000.00.

22 Sec. 1209. Any unused state building authority authorization from  
23 1998 PA 273 of the department of corrections prison construction projects  
24 may be used for the construction of replacement housing units (528 beds)  
25 at the Cooper Street correctional facility and the Parnall correctional  
26 facility, not to exceed the total state building authority finance  
27 authorization.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

62

1       Sec. 1210. The department of management and budget may demolish,  
2 dismantle, or otherwise dispose of the following surplus buildings:

3       (a) The Roosevelt building in Lansing.

4       (b) The Detroit plaza parking deck in Detroit.

5       (c) The forensic hospital buildings in Ypsilanti.

6       (d) White hall and the grandstand at the state fair in Detroit.

7       (e) The following department of corrections buildings: building 50  
8 at Michigan reformatory, buildings 0, 1, 3, 4, 5, 6, 10, 13, 39, 40, 41,  
9 42, 43, 44, 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56 at the Newberry  
10 correctional facility, building 16 at the Parnall correctional facility,  
11 and building A at the Cooper street correctional facility.

12       (f) Buildings 2 and 3 at the Hawthorn center in Northville.

13       Sec. 1211. Section 203 of 1999 PA 137 is hereby repealed. For the  
14 fiscal year ending September 30, 1999, the general fund/general purpose  
15 unreserved surplus is hereby appropriated and shall be transferred to the  
16 countercyclical budget and economic stabilization fund pursuant to sec-  
17 tion 354(4) of the management and budget act, 1984 PA 431, MCL 18.1354.

18       Sec. 1212. If total state revenues for the fiscal year ending  
19 September 30, 1999 have exceeded the revenue limit established under sec-  
20 tion 26 of article IX of the state constitution of 1963 by less than 1%,  
21 the appropriations contained in section 1211 and section 204 of 1999  
22 PA 137 shall be considered a deposit into the countercyclical budget and  
23 economic stabilization fund pursuant to the provisions of section 26 of  
24 article IX of the state constitution of 1963.

25       Sec. 1213. If total state revenues for the fiscal year ending  
26 September 30, 1999 have exceeded the revenue limit established under  
27 section 26 of article IX of the state constitution of 1963 by 1% or more,

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

63

1 the appropriations contained in section 1211 and section 204 of 1999  
2 PA 137 to the countercyclical budget and economic stabilization fund are  
3 transferred back to the general fund. This transfer shall occur before  
4 the final book closing for the fiscal year ending September 30, 1999 is  
5 completed.

6       Sec. 1214. (1) Revenue collected from licenses issued under the  
7 antenna site management project shall be deposited into the antenna site  
8 management revolving fund created for this purpose in the department of  
9 management and budget. The department may receive and expend funds from  
10 the fund for costs associated with the antenna site management project,  
11 including the cost of the third-party site manager. Any excess revenue  
12 remaining in the fund at the close of the fiscal year shall be propor-  
13 tionately transferred to the appropriate state restricted funds as desig-  
14 nated in statute or by constitution.

15       (2) An antenna shall not be sited pursuant to this section without  
16 prior compliance with the respective local zoning codes and local unit of  
17 government processes.

18       Sec. 1215. (1) A site preparation economic development fund is  
19 hereby created in the department of management and budget. As used in  
20 this section, "economic development sites" means those state-owned sites  
21 declared as surplus property pursuant to section 251 of the management  
22 and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, that would provide  
23 economic benefit to the area or to the state. The Michigan economic  
24 development corporation board and the state budget director shall deter-  
25 mine whether or not a specific state-owned site qualifies for inclusion  
26 in the fund created under this subsection.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

64

1       (2) Proceeds from the sale of any sites designated in subsection (1)  
2 shall be deposited into the fund created in subsection (1) and shall be  
3 available for site preparation expenditures, unless otherwise provided by  
4 law. The economic development sites authorized in subsection (1) are  
5 hereby authorized for sale consistent with state law. Expenditures from  
6 the fund are hereby authorized for site preparation activities that  
7 enhance the marketable sale value of the sites. Site preparation activi-  
8 ties include, but are not limited to, demolition, environmental studies  
9 and abatement, utility enhancement, and site excavation.

10       (3) A cash advance in an amount of not more than \$25,000,000.00 is  
11 hereby authorized from the general fund to the site preparation economic  
12 development fund.

13       (4) An annual report shall be transmitted to the senate and house of  
14 representatives appropriations committees not later than December 31 of  
15 each year. This report shall detail both of the following:

16       (a) The revenue and expenditure activity in the fund for the preced-  
17 ing fiscal year.

18       (b) The sites identified as economic development sites under subsec-  
19 tion (1).

20       Sec. 1216. (1) The appropriation for community dispute resolution  
21 contained in part 1 shall be used to supplement funding for community  
22 dispute resolution centers pursuant to the community dispute resolution  
23 act, 1988 PA 260, MCL 691.1551 to 691.1564, and 1999 PA 126.

24       (2) The state court administrative office shall disburse payments to  
25 each community dispute resolution center not less than 30 days after  
26 notifying each member of the senate and house of representatives  
27 appropriations subcommittees on judiciary.



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

65

1       Sec. 1217. There is appropriated to the department of management  
2 and budget \$100,000.00 from the general fund for a contract with a public  
3 university to conduct a study on the impact of billboards on tourism in  
4 the state, in accordance with section 25 of the highway advertising act  
5 of 1972, 1972 PA 106, MCL 252.325.

6

7

8

PART 2A

9

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2000-2001

10 **GENERAL SECTIONS**

11       Sec. 2201. (1) Pursuant to section 30 of article IX of the state  
12 constitution of 1963, total state spending from state sources for fiscal  
13 year 2000-2001 is estimated at \$348,261,800.00 in part 1A of this appro-  
14 priation act and state spending from state sources paid to local units of  
15 government for fiscal year 2000-2001 is estimated at \$28,770,000.00. The  
16 itemized statement below identifies appropriations from which spending to  
17 units of local government will occur:

18 CAPITAL OUTLAY

19   Department of natural resources - waterways.....	\$	5,470,000
20   State transportation department - state aeronautics		
21    program.....	\$	23,300,000
22   Total.....	\$	28,770,000

23       (2) If it appears to the principal executive officer of a department  
24 or branch that state spending to local units of government will be less  
25 than the amount that was projected to be expended under subsection (1),  
26 the principal executive officer shall immediately give notice of the  
27 approximate shortfall to the state budget director.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

66

**1 DEPARTMENT OF CORRECTIONS**

2       Sec. 2301. A maximum security prison that is constructed or com-  
3 pleted after October 1, 1986, shall have operating manned watchtowers  
4 equipped with the weaponry, lighting, sighting, and communications  
5 devices necessary for effective execution of its function. The watchtow-  
6 ers shall be constructed pursuant to the American correctional associa-  
7 tion standards for watchtowers.

8       Sec. 2302. (1) An appropriation and authorization contained in this  
9 act or a previous appropriations act for the construction of a new cor-  
10 rectional facility, including a correctional camp, for which a specific  
11 site was not identified with the appropriation shall not be expended  
12 until approved by JCOS.

13       (2) For the purposes of this section, "site" means a city, village,  
14 township, or county in which a correctional facility may be located.

**15 CAPITAL OUTLAY PROCESSES, PROCEDURES, AND REPORTS**

16       Sec. 2401. Each capital outlay project authorized in this act or  
17 any previous capital outlay act shall comply with the procedures required  
18 by the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

19       Sec. 2402. Each capital outlay project authorized for planning in  
20 this act shall include sufficient funds for state agency projects, and  
21 from college or university funds for college and university projects, to  
22 provide for professionally developed program statements and schematic  
23 plans.

24       Sec. 2403. A capital outlay project shall be funded by an  
25 appropriation for the purpose provided in a capital outlay appropriation

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

67

1 act and shall conform to the capital outlay processes and procedures as  
2 described in the management and budget act, 1984 PA 431, MCL 18.1101 to  
3 18.1594. Capital outlay projects shall not be funded from operating  
4 accounts unless approved by the department and the JCOS.

5       Sec. 2404. A statement of a proposed facility's operating cost  
6 shall be included with the facility's program statement and planning doc-  
7 uments when the plans are presented to JCOS for approval.

8       Sec. 2405. (1) Before proceeding with final planning and construc-  
9 tion for projects at community colleges and universities included in an  
10 appropriations bill, the community college or university shall sign an  
11 agreement with the department that includes the following provisions:

12       (a) The university or community college agrees to construct the  
13 project within the total authorized cost established by the legislature  
14 pursuant to the management and budget act, 1984 PA 431, MCL 18.1101 to  
15 18.1594, and an appropriations act.

16       (b) The design and program scope of the project shall not deviate  
17 from the design and program scope represented in the program statement  
18 and preliminary planning documents approved by the department.

19       (c) Any other items as identified by the department that are neces-  
20 sary to complete the project.

21       (2) The department retains the authority and responsibility normally  
22 associated with the prudent maintenance of the public's financial and  
23 policy interests relative to the state-financed construction projects  
24 managed by a community college or university.

25       Sec. 2406. (1) The department shall provide the JCOS and the fiscal  
26 agencies with reports as considered necessary relative to the status of

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

68

1 each planning or construction project financed by the state building  
2 authority, by this act, or by previous acts.

3 (2) Before August 15, 2001, the department shall report to the JCOS  
4 and the fiscal agencies for each construction project other than lump  
5 sums all of the following:

6 (a) The account number and name of each construction project.

7 (b) The balance remaining in each account.

8 (c) The date of the last expenditure from the account.

9 (d) The anticipated date of occupancy if the project is under  
10 construction.

11 (e) The appropriations history for the project.

12 (f) The professional service contractor.

13 (g) The amount of a project financed with federal funds.

14 (h) The amount of a project financed through the state building  
15 authority.

16 (i) The total authorized cost for the project and the state autho-  
17 rized share if different than the total.

18 (3) Before August 15, 2001, the department shall report the follow-  
19 ing for each project by a state agency, university, or community college  
20 that is authorized for planning but is not yet authorized for  
21 construction:

22 (a) The name of the project and account number.

23 (b) Whether a program statement is approved.

24 (c) Whether schematics are approved by the department.

25 (d) Whether preliminary plans are approved by the department.

26 (e) The name of the professional service contractor.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

69

1 (4) As used in this section, "project" includes appropriation line  
2 items made for purchase of real estate.

3 Sec. 2407. (1) If a capital outlay appropriation is contained in a  
4 public act that was not reviewed by the JCOS during the legislative pro-  
5 cess, the director shall notify the JCOS of an expenditure of that capi-  
6 tal outlay appropriation not less than 60 days before the expenditure.

7 (2) For the purposes of this section, "capital outlay appropriation"  
8 means an appropriation that provides for the construction, renovation, or  
9 repair of a capital facility or acquisition or development of land and  
10 that is normally reviewed by the JCOS.

11 Sec. 2408. A state agency, college, or university shall take steps  
12 necessary to make available federal and other money indicated in this  
13 act, to make available federal or other money that may become available  
14 for the purposes for which appropriations are made in this act, and to  
15 use any part or all of the appropriations to meet matching requirements  
16 that are considered to be in the best interest of this state. However,  
17 the purpose, scope, and total estimated cost of a project shall not be  
18 altered to meet the matching requirements.

19 Sec. 2409. (1) Before money is released for the construction or  
20 lease of a capital outlay project costing over \$1,000,000.00, at the  
21 request of the JCOS the department shall submit to the JCOS, with prelim-  
22 inary planning documents, a detailed comparative cost analysis. The cost  
23 analysis shall include a comparison of the financial and other benefits  
24 of construction, financing, operation, and maintenance of the proposed  
25 facility between all of the following:

26 (a) The state.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

70

1 (b) The private sector.

2 (c) A combination of the state and the private sector.

3 (d) A lease agreement.

4 (2) If the department's recommendation for financing is inconsistent  
5 with the findings of the comparative cost analysis, the department shall  
6 present written documentation to the JCOS outlining the rationale for the  
7 recommendation.

8 (3) For purposes of this section, "capital outlay project" means a  
9 construction project or lease requiring JCOS approval including, but not  
10 limited to, a general office facility, special use facility, warehouse,  
11 institutional facility, or utility system designed for use by a state  
12 agency or university. Capital outlay project does not include a special  
13 maintenance and remodeling project, grant-in-aid project, prison facili-  
14 ty, legislative facility, judicial facility, community college facility,  
15 or self-liquidating project constructed by a university.

16 Sec. 2410. Pursuant to section 242(2) of the management and budget  
17 act, 1984 PA 431, MCL 18.1242, the department shall submit 5-year capital  
18 outlay requests developed by state agencies (and as approved by the  
19 department of management and budget), universities, and community col-  
20 leges to the chairperson and ranking vice-chairperson of the JCOS and the  
21 fiscal agencies upon the release of the executive budget recommendation.

**22 USE AND FINANCE STATEMENTS**

23 Sec. 2501. (1) A university or community college shall not let a  
24 contract for new construction of a nonstate-funded project estimated to  
25 cost more than \$1,000,000.00 unless the project is authorized by the

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

71

1 JCOS. The request for legislative authorization shall be initially  
2 submitted for review to the JCOS and the department. A nonstate-funded  
3 project request shall include a complete use and financing statement as  
4 defined by a policy adopted by the JCOS. The use and financing statement  
5 for a nonstate-funded project shall contain the estimated total construc-  
6 tion cost and all associated estimated operating costs including a state-  
7 ment of anticipated project revenues. As used in this section, "new  
8 construction" includes land or property acquisition, remodeling and addi-  
9 tions, and maintenance projects.

10 (2) A project that is constructed in violation of this section shall  
11 not receive state appropriations for purposes of operating the project,  
12 or support for future infrastructure enhancements that are necessitated,  
13 in part or in total, by construction of the project.

14 (3) A state agency, including the department of military affairs,  
15 shall not let a contract, including those for a direct federally-funded  
16 capital outlay construction or major maintenance or remodeling project if  
17 the total project is estimated to cost more than \$1,000,000.00 and is to  
18 be constructed on state-owned lands, unless the project is approved by  
19 the department and by the JCOS. For projects over \$1,000,000.00, the  
20 state agency shall submit a use and finance statement as required for  
21 community colleges and universities in subsection (1). As used in this  
22 subsection, "direct federally-funded" refers to a project for which fed-  
23 eral payments are made directly to the construction vendor and not to the  
24 state of Michigan.

25 Sec. 2502. Universities, community colleges, and state agencies  
26 shall report to the department and to the JCOS annually for the previous  
27 fiscal year each November 15 all projects, including major special

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

72

1 maintenance, remodeling, or additions costing between \$500,000.00 and  
2 \$1,000,000.00.

**3 LUMP SUMS AND SPECIAL MAINTENANCE**

4       Sec. 2601. (1) The director shall allocate lump-sum appropriations  
5 made in this act for remodeling and addition, special maintenance, major  
6 special maintenance, energy conservation, demolition, ICF/MR,  
7 air-conditioning, and fire protection projects. The director shall allo-  
8 cate other lump sums in order of program priority and need of the various  
9 state agencies or as otherwise based on actual building inspection  
10 reports by regulatory agencies.

11       (2) Any remaining balance from allocations made in this section  
12 shall lapse to the fund from which it was appropriated pursuant to the  
13 lapsing of lump sums as provided in the management and budget act, 1984  
14 PA 431, MCL 18.1101 to 18.1594.

15       (3) Before August 15, 2001, the department shall submit a report to  
16 the JCOS and the fiscal agencies indicating the total cost and status of  
17 all lump-sum projects funded under this act and any previous act that  
18 have been designated as proposed, designed, bid, under construction, or  
19 completed within the current fiscal year.

20       Sec. 2602. (1) The department may expend from the lump-sum special  
21 maintenance account amounts necessary to demolish any building that is  
22 specifically authorized by law to be demolished.

23       (2) Before July 15, 2001, each state agency, community college, and  
24 university shall report each year to the department the status of and  
25 planned schedule for demolition projects already authorized but not yet



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

73

1 started, the estimated cost of the projects, and the anticipated sources  
2 of financing of the projects.

3       Sec. 2603. (1) Pursuant to department policy, state agencies may  
4 expend not more than \$500,000.00 from their operating budget for special  
5 maintenance, remodeling, or additions purposes. In nonroutine emergency  
6 cases, cases where the health and safety of the public, state employees,  
7 or residents in state facilities are threatened, as determined by the  
8 department, the state agencies may expend not more than \$1,000,000.00  
9 from their operating budgets for special maintenance purposes. The  
10 department shall report to the JCOS on a quarterly basis each time oper-  
11 ating funds are used for special maintenance purposes in an amount over  
12 \$500,000.00.

13       (2) Expenditures from operating budgets for special maintenance,  
14 remodeling, or additions accounts or lump-sum maintenance accounts  
15 greater than \$1,000,000.00 are prohibited unless specifically appropri-  
16 ated by the legislature.

17 **STATE BUILDING AUTHORITY**

18       Sec. 2701. (1) Subject to section 242 of the management and budget  
19 act, 1984 PA 431, MCL 18.1242, and upon the approval of the state build-  
20 ing authority, the department may expend from the general fund of the  
21 state during the fiscal year ending September 30, 2001 an amount to meet  
22 the cash flow requirements of those state building authority projects  
23 solely for lease to a state agency identified in both part 1A and this  
24 section, and for which state building authority bonds or notes have not  
25 been issued, and for the sole acquisition by the state building authority

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

74

1 of equipment and furnishings for lease to a state agency as permitted by  
2 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of bonds or  
3 notes is authorized by a legislative concurrent resolution that is effec-  
4 tive for a fiscal year ending September 30, 2001. Any general fund  
5 advances for which state building authority bonds have not been issued  
6 shall bear an interest cost to the state building authority at a rate not  
7 to exceed that earned by the state treasurer's common cash fund during  
8 the period in which the advances are outstanding and are repaid to the  
9 general fund of the state.

10 (2) Upon sale of bonds or notes for the projects identified in  
11 part 1A or for equipment as authorized by legislative concurrent resolu-  
12 tion and in this section, the state building authority shall credit the  
13 general fund of the state an amount equal to that expended from the gen-  
14 eral fund plus interest, if any, as defined in this section.

15 (3) For state building authority projects for which bonds or notes  
16 have been issued and upon the request of the state building authority,  
17 the state treasurer shall make advances without interest from the general  
18 fund as necessary to meet cash flow requirements for the projects, which  
19 advances shall be reimbursed by the state building authority when the  
20 investments earmarked for the financing of the projects mature.

21 (4) In the event that a project identified in part 1A is terminated  
22 after final design is complete, advances made on behalf of the state  
23 building authority for the costs of final design shall be repaid to the  
24 general fund in a manner recommended by the director and approved by the  
25 JCOS.

26 Sec. 2702. (1) State building authority funding to finance  
27 construction or renovation of a facility that collects revenue in excess

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

75

1 of money required for the operation of that facility shall not be  
2 released to a university or community college unless the institution  
3 agrees to reimburse that excess revenue to the state building authority.  
4 The excess revenue shall be credited to the general fund to offset rent  
5 obligations associated with the retirement of bonds issued for that  
6 facility. The auditor general shall annually identify and present an  
7 audit of those facilities that are subject to this section. Costs asso-  
8 ciated with the administration of the audit shall be charged against  
9 money recovered pursuant to this section.

10 (2) As used in this section, "revenue" includes state appropria-  
11 tions, facility opening money, other state aid, indirect cost reimburse-  
12 ment, and other revenue generated by the activities of the facility.

13 Sec. 2703. (1) The state building authority rent appropriations in  
14 part 1A may also be expended for the payment of required premiums for  
15 insurance on facilities owned by the state building authority or payment  
16 of costs that may be incurred as the result of any deductible provisions  
17 in such insurance policies.

18 (2) If the amount appropriated in part 1A for state building author-  
19 ity rent is not sufficient to pay the rent obligations and insurance pre-  
20 miums and deductibles identified in subsection (1) for state building  
21 authority projects, there is appropriated from the general fund of the  
22 state the amount necessary to pay such obligations.

23 Sec. 2704. The department shall provide the JCOS and the fiscal  
24 agencies a report, not more than 15 days after the reporting date, rela-  
25 tive to the status of construction projects associated with state build-  
26 ing authority bonds on March 31 and September 30 of each year, or not

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

76

1 more than 30 days after a refinancing or restructuring bond issue is  
2 sold. The report shall include, but is not limited to, the following:

3 (a) A list of all completed construction projects for which state  
4 building authority bonds have been sold, and which bonds are currently  
5 active.

6 (b) A list of all projects under construction for which sale of  
7 state building authority bonds are pending.

8 (c) A list of all projects authorized for construction or identified  
9 in an appropriations act for which approval of schematic/preliminary  
10 plans or total authorized cost is pending that have state building  
11 authority bonds identified as a source of financing.

12 Sec. 2705. It is the intention of the legislature that the  
13 University of Michigan take the necessary actions to ensure that eligible  
14 interest reimbursements from Medicare and Medicaid programs are made  
15 available to the state to satisfy part of the amount appropriated for the  
16 University of Michigan adult general hospital facility rent appropriation  
17 of \$27,917,000.00 contained within the state building authority rent  
18 appropriation in part 1A. To the extent of a difference between the  
19 estimated and actual amount received, there is appropriated from the gen-  
20 eral fund of the state the amounts necessary to satisfy the hospital  
21 rental requirements of the state building authority's 1986 revenue  
22 refunding bonds, series I. To the extent payments made to the state by  
23 the University of Michigan are required to be reimbursed pursuant to the  
24 agreement with the University of Michigan, there is appropriated from the  
25 general fund the amount necessary for such reimbursement.

26 Sec. 2706. (1) The state building authority, on behalf of the  
27 state, with the approval of the board, for the purpose of providing

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

77

1 office and warehouse space for state agencies, may acquire for not more  
2 than the market value, subject to an independent fee appraisal, including  
3 estimated real estate taxes, various lease projects which contain pur-  
4 chase options in an aggregate cost not to exceed \$45,000,000.00. The  
5 state building authority is also authorized to pay any ancillary costs,  
6 other than the market value, that the state is required to pay under an  
7 option to purchase.

8 (2) All documents regarding the acquisition of the property  
9 described in subsection (1) shall be approved by the attorney general.

10 (3) The acquisition and subsequent conveyance to the state building  
11 authority shall conform to the provisions of 1964 PA 183, MCL 830.411 to  
12 830.425.

13 (4) Upon completion of the purchase of the Grand tower, the authori-  
14 zation for the acquisition of various lease projects that contain pur-  
15 chase options will be renewed at \$35,000,000.00.

**16 COLLEGES AND UNIVERSITIES**

17 Sec. 2801. (1) This section applies only to projects for community  
18 colleges.

19 (2) State support is directed towards the remodeling and additions,  
20 special maintenance, or construction of certain community college  
21 buildings. The community college shall obtain or provide for site acqui-  
22 sition and initial main utility installation to operate the facility.  
23 Funding shall be comprised of local and state shares, and the state share  
24 shall include 50% of any federal money awarded for projects appropriated  
25 in this act. Not more than 50% of a capital outlay project, not

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

78

1 including a lump-sum special maintenance project or remodeling and  
2 addition project, for a community college shall be appropriated from  
3 state and federal funds.

4       (3) An expenditure under this act is authorized when the release of  
5 the appropriation is approved by the board upon the recommendation of the  
6 director. The director may recommend to the board the release of any  
7 appropriation in part 1A only after the director is assured that the  
8 legal entity operating the community college to which the appropriation  
9 is made has complied with this act and has matched the amounts appropri-  
10 ated as required by this act. A release of funds in part 1A shall not  
11 exceed 50% of the total cost of planning and construction of any project,  
12 not including lump-sum remodeling and additions and special maintenance.  
13 Further planning and construction of a project authorized by this act or  
14 applicable sections of the management and budget act, 1984 PA 431,  
15 MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope  
16 as defined and delineated in the approved program statements and planning  
17 documents. This act is applicable to all projects for which planning  
18 appropriations were made in previous acts.

19       (4) The community college shall take the steps necessary to secure  
20 available federal construction and equipment money for projects funded  
21 for construction in this act if an application was not previously made.  
22 If there is a reasonable expectation that a prior year unfunded applica-  
23 tion may receive federal money in a subsequent year, the college shall  
24 take whatever action necessary to keep the application active. If fed-  
25 eral money is received, the state share shall be adjusted accordingly as  
26 provided by this act.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

79

1       Sec. 2802. If matching revenues are received in an amount less than  
2 the appropriations contained in this act, the state funds of the  
3 appropriation shall be reduced in proportion to the amount of matching  
4 revenue received.

5       Sec. 2803. Subject to section 2801, a consortium comprised of a  
6 community college and a university may receive up to 100% of the total  
7 project capital cost allocated to the participating university if all of  
8 the following criteria are met and approved by the JCOS and the  
9 department:

10       (a) The university and the community college have entered into a  
11 binding consortium joint use agreement for use and maintenance of the  
12 facility and for the pro rata offset of the community college's and  
13 university's future state appropriations equal to the straight-line unde-  
14 depreciated balance of the university's appropriated capital cost upon ter-  
15 mination of the agreement prior to the minimum term requirements in sub-  
16 division (b). Any appropriation offset required by this section shall be  
17 structured in a manner so as not to impair the rating or repayment of the  
18 local funding mechanism.

19       (b) The joint use agreement is for a term of not less than 15 years  
20 or the term of the local funding mechanism, whichever is longer.

21       (c) Articulation agreements have been entered into that provide for  
22 maximum credit transfer and efficient program completion.

23       (d) In addition to lower division offerings, the facility will  
24 accommodate only upper division first professional degree programs not  
25 already offered by a university currently serving the area.

26       (e) There is recognized community and industrial support for the  
27 consortium facility.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

80

1       Sec. 2804. (1) The director may require that community colleges and  
2 universities that have an authorized project listed in part 1A submit  
3 documentation regarding the project match and governing board approval of  
4 the authorized project not more than 60 days after the beginning of the  
5 fiscal year.

6       (2) If the documentation required by the director under subsection  
7 (1) is not submitted, or does not adequately authenticate the availabil-  
8 ity of the project match or board approval of the authorized project, the  
9 authorization may terminate. The authorization terminates 30 days after  
10 the director notifies the JCOS of the intent to terminate the project  
11 unless the JCOS convenes to extend the authorization.

12 **DEPARTMENT OF MANAGEMENT AND BUDGET**

13       Sec. 2901. If the JCOS approves, the department, for purposes of  
14 administrative and fiscal efficiency, may consolidate or discontinue fed-  
15 eral surplus property warehouses administered under 1961 PA 139,  
16 MCL 18.251 to 18.261.

17       Sec. 2902. (1) The department shall provide the JCOS and the fiscal  
18 agencies a report, not more than 15 days after the reporting date, of  
19 privately owned leased space by state agencies, by March 31 and  
20 September 30 of each year, consisting of the following:

- 21       (a) Department.
- 22       (b) Agency division and leased number.
- 23       (c) Building location (address and city).
- 24       (d) Type of building.



**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

81

- 1 (e) County.
- 2 (f) Name and address of lessor.
- 3 (g) Square footage and net square footage rate.
- 4 (h) Monthly and annual cost.
- 5 (i) Date lease started and expires.
- 6 (j) Options and services.
- 7 (2) The lease report shall be summarized for office space, group
- 8 homes, and other space for the Lansing area and statewide, excepting the
- 9 Lansing area.

**10 DEPARTMENT OF NATURAL RESOURCES**

11 Sec. 3001. The appropriation made in this act for the harbors and

12 docks program is for the purpose of participating with the federal gov-

13 ernment and assisting political entities and subdivisions of this state

14 in the construction and improvement of recreational boating facilities

15 within this state. Subject to the approval of the board, this money

16 shall be allocated by the department of natural resources to the federal

17 government, or to the political entities or local units of government

18 involved in the particular projects. An allocation shall not exceed the

19 state portion as listed with each project description. The department of

20 natural resources shall take the steps necessary to match federal money

21 available for the construction and improvement of recreational boating

22 facilities within this state, and to meet requirements of the federal

23 government.

24 Sec. 3002. (1) Before August 15, 2001, the department of natural

25 resources shall report each year to the JCOS the status of each project

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

82

1 that received an appropriation in any capital outlay act, if the project  
2 is either not completed or has a balance remaining in its account. The  
3 report shall be in the same form and contain the information as required  
4 under section 2406. The report shall be separated into the following  
5 areas, by fund sources:

6 (a) Waterways projects.

7 (b) Urban recreation projects.

8 (c) State park projects.

9 (d) Wildlife and fisheries projects.

10 (e) Other projects.

11 (2) A project request for reauthorization by the department of natu-  
12 ral resources shall also be identified within the report required by sub-  
13 section (1). These reauthorization requests shall identify the subsec-  
14 tion number of section 248 of the management and budget act, 1984 PA 431,  
15 MCL 18.1248, that provides the reason and justification for the requested  
16 reauthorization.

17 (3) A project shall be reauthorized if approved by the JCOS after  
18 review by the department.

19 **STATE TRANSPORTATION DEPARTMENT**

20 Sec. 3101. (1) From federal-state-local project appropriations con-  
21 tained in part 1A for the purpose of assisting political entities and  
22 subdivisions of this state in the construction and improvement of pub-  
23 licly used airports and landing fields within this state, the state  
24 transportation department may permit the award of contracts on behalf of  
25 units of local government for the authorized locations not to exceed the

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

83

1 indicated amounts, of which the state allocated portion shall not exceed  
2 the amount appropriated in part 1A.

3 (2) Political entities and subdivisions shall provide not less than  
4 5% of the cost of any project under this section. State money shall not  
5 be allocated until local money is allocated, and except as provided in  
6 subsection (4) state money for any 1 project shall not exceed 1/3 of the  
7 total appropriation in part 1A from state funds for airport improvement  
8 programs.

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

20 (4) From appropriations contained in part 1A for airport improvement  
21 programs, \$11,300,000.00 of the state general fund shall be used as state  
22 resources for state-funded components of the comprehensive northwest air-  
23 lines midfield terminal project, and \$5,000,000.00 of the state general  
24 fund shall be used for state-funded components of projects at Willow Run  
25 airport. The allocation of state general fund money is subject to audit  
26 by the auditor general.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

84

1 (5) From the appropriations contained in part 1A for airport  
2 improvement programs, no funds shall be allocated for any runway  
3 expansions at the Detroit-Willow Run airport.

4 Sec. 3102. On or before November 15 of each year, the state trans-  
5 portation department shall report to the JCOS the projects funded from  
6 the previous fiscal year capital outlay act and the proposed projects  
7 with the estimated dollars for the current fiscal year. If there has to  
8 be a delay in reporting, the state transportation department shall notify  
9 JCOS in writing of the date the report will be received.

10 Sec. 3103. An aeronautics project proposed for funding with  
11 federal-state-local appropriations contained in part 1A that includes  
12 acquisition of an airport facility from a private owner or political sub-  
13 division for operation by the state or by a political subdivision  
14 requires line-item authorization in an appropriations act and is not  
15 fundable with appropriations from the federal/local airport discretionary  
16 contingencies account.

17 Sec. 3104. (1) Before August 15, 2001, the state transportation  
18 department shall report each year to the JCOS the status of each project  
19 that received an appropriation in any capital outlay act, if the project  
20 is either not completed or has a balance remaining in its account. The  
21 report shall be in the same form and contain the information as required  
22 under section 2406. The report shall be separated into all the following  
23 areas:

24 (a) Highway programs, including each of the following:

25 (i) Lump sums.

26 (ii) Construction.

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

85

1 (b) Airport programs, including each of the following:

2 (i) Lump sums.

3 (ii) Construction.

4 (2) A project request for reauthorization by the state transporta-  
5 tion department shall also be identified within the reports required by  
6 subsection (1). These reauthorization requests shall identify the sub-  
7 section number of section 248 of the management and budget act, 1984  
8 PA 431, MCL 18.1248, that provides the reason and justification for the  
9 requested reauthorization.

10 (3) A project shall be reauthorized if approved by the JCOS after  
11 review by the department.

12 Sec. 3105. A planning project or construction project appropriated  
13 for the airport program shall be considered the same as a capital outlay  
14 account and shall be subject to the requirements and restrictions stated  
15 in this act relative to all capital outlay accounts for construction  
16 unless otherwise expressly provided. This section does not apply to an  
17 operating account otherwise established by law.

18 **MISCELLANEOUS**

19 Sec. 3201. (1) Revenue collected from licenses issued under the  
20 antenna site management project shall be deposited into the antenna site  
21 management revolving fund created for this purpose in the department of  
22 management and budget. The department may receive and expend funds from  
23 the fund for costs associated with the antenna site management project,  
24 including the cost of the third-party site manager. Any excess revenue  
25 remaining in the fund at the close of the fiscal year shall be

**HB 4297, As Passed Senate, December 8, 1999**

House Bill No. 4297

86

1 proportionately transferred to the appropriate state restricted funds as  
2 designated in statute or by constitution.

3       (2) An antenna shall not be sited pursuant to this section without  
4 prior compliance with the respective local zoning codes and local unit of  
5 government processes.