

SENATE SUBSTITUTE FOR

HOUSE BILL NO. 4305

(As amended, December 8, 1999)

A bill to make, supplement, and adjust appropriations for the departments of community health, environmental quality, and management and budget for the fiscal year ending September 30, 2000 and other fiscal periods; to prescribe the powers and duties of certain state agencies and officials; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the department of community
4 health, the department of environmental
5 quality, and the department of management and budget to supplement former
6 appropriations for the fiscal year ending September 30, 2000, from the following
7 funds:

7 APPROPRIATION SUMMARY:

8 Full-time equated classified positions.....8.0

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2For Fiscal Year Ending
September 30, 2000

1	GROSS APPROPRIATION.....	\$	86,770,000
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and intradepartmental		
4	transfers.....		0
5	ADJUSTED GROSS APPROPRIATION.....	\$	86,770,000
6	Federal revenues:		
7	Total federal revenues.....		0
8	Special revenue funds:		
9	Total local revenues.....		0
10	Total private revenues.....		0
11	Total other state restricted revenues.....		85,770,000
12	State general fund/general purpose.....	\$	1,000,000
	Sec. 102. DEPARTMENT OF COMMUNITY HEALTH		
	(1) APPROPRIATION SUMMARY:		
	Full-time equated classified positions.....	0.0	
	GROSS APPROPRIATION.....	\$	5,000,000
	Interdepartmental grant revenues:		
	Total interdepartmental grants and		
	intradepartmental transfers.....		0
	ADJUSTED GROSS APPROPRIATION.....	\$	5,000,000
	Federal revenues:		
	Total federal revenues.....		0
	Special revenue funds:		
	Total local revenues.....		0
	Total private revenues.....		0
	Total other state restricted revenues.....		5,000,000
	State general fund/general purpose.....	\$	0
	(2) LOCAL HEALTH ADMINISTRATION AND GRANTS		
	Lead abatement program.....	\$	5,000,000
	GROSS APPROPRIATION.....	\$	5,000,000
	Appropriated from:		
	Clean Michigan initiative fund - lead abatement.....		5,000,000
	State general fund/general purpose.....	\$	0
13	Sec. 103. DEPARTMENT OF ENVIRONMENTAL QUALITY		
14	(1) APPROPRIATION SUMMARY:		
15	Full-time equated classified positions.....	8.0	
16	GROSS APPROPRIATION.....	\$	80,770,000
17	Interdepartmental grant revenues:		
18	Total interdepartmental grants and intradepartmental		
19	transfers.....		0
20	ADJUSTED GROSS APPROPRIATION.....	\$	80,770,000
21	Special revenue funds:		
22	Clean Michigan initiative fund - administration.....		750,000
23	Clean Michigan initiative fund - clean water fund....		28,200,000
24	Clean Michigan initiative fund - contaminated		
25	sediments.....		5,220,000

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1	Clean Michigan initiative fund - nonpoint source.....	100,000
2	Clean Michigan initiative fund - pollution prevention	
3	activities.....	3,000,000
4	Clean Michigan initiative fund - response activities.	13,000,000
5	Clean Michigan initiative fund - waterfront	
6	improvements.....	30,000,000
7	Retired engineers technical assistance fund.....	500,000
8	Total other state restricted revenues.....	80,770,000
9	State general fund/general purpose..... \$	0
10	(2) EXECUTIVE	
11	Environmental education curriculum..... \$	<u>1,000,000</u>
12	GROSS APPROPRIATION..... \$	1,000,000
13	Appropriated from:	
14	Special revenue funds:	
15	Clean Michigan initiative fund - pollution prevention	
16	activities.....	1,000,000
17	State general fund/general purpose..... \$	0
18	(3) FINANCIAL AND BUSINESS SERVICES	
19	Financial support services..... \$	<u>150,000</u>
20	GROSS APPROPRIATION..... \$	150,000
21	Appropriated from:	
22	Special revenue funds:	
23	Clean Michigan initiative fund - administration.....	150,000
24	State general fund/general purpose..... \$	0

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1	(4) SURFACE WATER QUALITY		
2	Full-time equated classified positions.....	7.0	
3	Water quality monitoring program support--7.0 FTE		
4	positions.....	\$	525,000
5	Water quality monitoring program.....		3,000,000
6	Contaminated lake and river sediments cleanup program		5,220,000
7	Voluntary stormwater permit grants.....		3,000,000
8	Failing on-site septic systems.....		5,000,000
9	Protecting high quality waters.....		3,000,000
10	Illicit storm sewer connection grant program.....		5,000,000
11	Remedial action plan and lakewide management plan		
12	implementation grant program.....		5,000,000
13	Conservation reserve enhancement program match.....		3,000,000
14	Volunteer river, stream, and creek cleanup program...		<u>100,000</u>
15	GROSS APPROPRIATION.....	\$	32,845,000
16	Appropriated from:		
17	Special revenue funds:		
18	Clean Michigan initiative fund - administration.....		525,000
19	Clean Michigan initiative fund - clean water fund....		27,000,000
20	Clean Michigan initiative fund - contaminated		
21	sediments.....		5,220,000
22	Clean Michigan initiative fund - nonpoint source.....		100,000
23	State general fund/general purpose.....	\$	0
24	(5) ENVIRONMENTAL RESPONSE		
25	Brownfield grants and loans program.....	\$	13,000,000
26	Waterfront redevelopment program.....		<u>30,000,000</u>

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1	GROSS APPROPRIATION.....	\$	43,000,000
2	Appropriated from:		
3	Special revenue funds:		
4	Clean Michigan initiative fund - response activities.		13,000,000
5	Clean Michigan initiative fund - waterfront		
6	improvements.....		30,000,000
7	State general fund/general purpose.....	\$	0
8	(6) DRINKING WATER PROTECTION AND RADIOLOGICAL		
9	HEALTH		
10	Abandoned well management grants program.....	\$	<u>1,200,000</u>
11	GROSS APPROPRIATION.....	\$	1,200,000
12	Appropriated from:		
13	Special revenue funds:		
14	Clean Michigan initiative fund - clean water fund....		1,200,000
15	State general fund/general purpose.....	\$	0
16	(7) ENVIRONMENTAL ASSISTANCE DIVISION		
17	Full-time equated classified position.....		1.0
18	Pollution prevention program support--		1.0 FTE
19	position.....	\$	75,000
20	Retired engineers technical assistance program.....		500,000
21	Household hazardous waste collection program.....		1,000,000
22	Regional pollution prevention grant program.....		<u>1,000,000</u>
23	GROSS APPROPRIATION.....	\$	2,575,000
24	Appropriated from:		
25	Special revenue funds:		
26	Clean Michigan initiative fund - administration.....		75,000

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1	Clean Michigan initiative fund - pollution prevention		
2	activities.....	2,000,000	
3	Retired engineers technical assistance fund.....	500,000	
4	State general fund/general purpose..... \$	0	
5	Sec. 104. DEPARTMENT OF MANAGEMENT AND BUDGET		
6	(1) APPROPRIATION SUMMARY:		
7	Full-time equated classified positions.....0.0		
8	GROSS APPROPRIATION..... \$	1,000,000	
9	Interdepartmental grant revenues:		
10	Total interdepartmental grants and intradepartmental		
11	transfers.....	0	
12	ADJUSTED GROSS APPROPRIATION..... \$	1,000,000	
13	Federal revenues:		
14	Total federal revenues.....	0	
15	Special revenue funds:		
16	Total local revenues.....	0	
17	Total private revenues.....	0	
18	Total other state restricted revenues.....	0	
19	State general fund/general purpose..... \$	1,000,000	
20	(2) GRANTS AND DISTRIBUTIONS STATE PROGRAMS		
21	School security and building demolition..... \$	1,000,000	
22	GROSS APPROPRIATION..... \$	1,000,000	
23	Appropriated from:		
24	State general fund/general purpose..... \$	1,000,000	

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PART 2

4

PROVISIONS CONCERNING APPROPRIATIONS

5 **GENERAL SECTIONS**

6

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

7

constitution of 1963, total state spending in this appropriation act is

8

\$86,770,000.00 and state appropriations to be paid to local units of gov-

9

ernment are estimated at \$64,200,000.00. The following itemized state-

10

ment identifies appropriations from which spending to units of local gov-

11

ernment will occur:

12

DEPARTMENT OF ENVIRONMENTAL QUALITY

13

GRANTS

14

Abandoned well management grants program..... 1,200,000

15

Brownfield grants and loans program..... 13,000,000

16

Failing on-site septic systems..... 5,000,000

17

Household hazardous waste collection program..... 1,000,000

18

Illicit storm sewer connection grant program..... 5,000,000

19

Protecting high quality waters..... 3,000,000

20

Remedial action plan and lakewide management plan

21

implementation grant program..... 2,500,000

22

Voluntary stormwater permit grants..... 3,000,000

23

Volunteer river, stream, and creek cleanup program... 100,000

24

Water quality monitoring program..... 400,000

25

Waterfront redevelopment program..... 30,000,000

26

TOTAL..... \$ 64,200,000

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1 (2) If it appears to the principal executive officer of a department
2 or agency that state spending to local units of government will be less
3 than the amount that was projected to be expended under subsection (1),
4 the principal executive officer shall immediately give notice of the
5 approximate shortfall to the state budget director, the senate and house
6 appropriations committees, and the senate and house fiscal agencies.

7 Sec. 202. As used in this act:

8 (a) "Department" means the department of environmental quality.

9 (b) "FTE" means full-time equated.

10 Sec. 203. The expenditures and fund sources authorized under this
11 act are subject to the management and budget act, 1984 PA 431,
12 MCL 18.1101 to 18.1594.

13 Sec. 204. The department of civil service shall bill departments
14 and agencies at the end of the first fiscal quarter for the 1% charges
15 authorized by section 5 of article XI of the state constitution of 1963.
16 Payments shall be made for the total amount of the billing by the end of
17 the second fiscal quarter.

18 Sec. 205. (1) From funds appropriated under part 1, the department
19 shall prepare the following reports:

20 (a) A report, to be made available on the department's website, that
21 lists all of the following regarding grant, loan, or grant and loan pro-
22 grams administered by the department for the fiscal year ending on
23 September 30, 2000:

24 (i) The name of each program.

25 (ii) The goals, the criteria, including filing fees, and the nomi-
26 nating procedures, eligibility requirements, processes, and deadlines for
27 each program.

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1 (iii) The maximum and minimum grant and loan available and whether
2 there is a match requirement for each program.

3 (iv) The amount of any required match, and whether in-kind contribu-
4 tions may be used as part or all of a required match.

5 (v) Information pertaining to the application process, timeline for
6 each program, and the contact people within the department.

7 (vi) The source of funds for each program, including the citation of
8 pertinent authorizing acts.

9 (vii) Information regarding plans for the next fiscal year for the
10 phaseout, expansion, or changes for each program.

11 (b) A report that lists all recipients of grants or loans awarded by
12 the department by type and the amount of the grant or loan.

13 (2) The reports required under subsection (1)(a) shall be available
14 on the department's website not less than 30 days after the appropria-
15 tions are enacted. Notification of the availability of the report on the
16 department's website shall be submitted to the senate and house appropria-
17 tions committees and the senate and house fiscal agencies 30 days after
18 appropriations are enacted. The reports required under subsection (1)(b)
19 shall be submitted to the senate and house appropriations committees and
20 the senate and house fiscal agencies not less than 5 business days before
21 notice of grant awards are provided to grant applicants.

22 Sec. 206. If a department enters into a personal services contract
23 with any temporary service agency or similar contractor that hires or
24 subcontracts with a person who retired from employment in the department
25 under the early retirement program under section 19f of the state
26 employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state
27 employee shall be limited to 500 hours for professional, technical, or

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1 clerical services and 250 hours for management services. This limitation
2 does not apply to computer technology services. This provision only
3 applies during a 24-month period after the date of retirement. This sec-
4 tion applies to each principal executive department and agency.

5 Sec. 207. The state budget director shall provide a list of pro-
6 posed work projects funded, in whole or in part, from appropriations in
7 this act to the house and senate appropriations committees on
8 November 15, 2000. This list shall provide detailed information includ-
9 ing a description of project activities and services, the total work
10 project funding level, spending for the fiscal year ending September 30,
11 2000, and the amount of budget authority required to complete the
12 project.

13 Sec. 208. (1) The department shall report all of the following
14 information relative to allocations made in part 1 of this act, the
15 brownfield grants and loans program, the national priority list municipal
16 landfill match grants program, the waterfront redevelopment grant pro-
17 gram, the contaminated lake and river sediments cleanup program, the non-
18 point source pollution prevention and control projects program, and the
19 environmental projects under section 19508(7) of the natural resources
20 and environmental protection act, 1994 PA 451, MCL 324.19508, to the
21 state budget director, the senate and house appropriations subcommittees
22 on environmental quality, and the senate and house fiscal agencies:

23 (a) The name of location of the site for which an allocation is
24 made.

25 (b) The nature of the problem encountered at the site.

26 (c) The estimated time necessary to prepare plans or complete any
27 necessary study if the allocation is for plans or a study.

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1 (d) A brief description of how the problem will be resolved if the
2 allocation is for a response activity.

3 (e) The estimated time to complete the response activity if the
4 allocation is for a response activity.

5 (f) The amount of the allocation, or the anticipated financing for
6 the site.

7 (g) A summary of the sites and the total amount of funds expended at
8 the sites at the conclusion of the fiscal year.

9 (h) The number of sites that would qualify as brownfields that were
10 redeveloped.

11 (2) The report prepared under subsection (1) shall also include the
12 status of all sites that are on the list compiled under part 201 of the
13 natural resources and environmental protection act, 1994 PA 451,
14 MCL 324.20101 to 324.20142, in which the state is liable under part 201
15 of the natural resources and environmental protection act, 1994 PA 451,
16 MCL 324.20101 to 324.20142.

17 (3) The report prepared under this section shall be made available
18 by June 2000.

19 Sec. 211. By March 1, 2000, the department of environmental quality
20 shall submit to the senate and house of representatives appropriations
21 committees and the standing committees of the senate and house of repre-
22 sentatives with jurisdiction over issues primarily pertaining to natural
23 resources and the environment, a plan for reporting on the expenditure of
24 the proceeds of bonds issued under the clean Michigan initiative act,
25 1998 PA 284, MCL 324.95101 to 324.95108. The plan shall contain a pro-
26 posal for preparation and distribution of reports to be issued beginning
27 in 2003 and every 5 years thereafter until all bond proceeds have been

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1 expended and a final report that shall be issued within 1 year after all
2 bond proceeds have been expended. The reports shall include, but are not
3 limited to, all of the following:

4 (a) A cumulative update on the progress and accomplishments attrib-
5 utable to the expenditure of bond proceeds.

6 (b) The amount of bonds sold.

7 (c) The amount of bond proceeds expended.

8 (d) The number of and locations of sites in which bond proceeds have
9 been expended.

10 (e) The number of and locations of sites that have been redeveloped
11 with bond proceeds.

12 (f) A summary of the data collected with bond proceeds.

13 (g) A summary of the overall effectiveness of bond proceed
14 expenditures.

15 DEPARTMENT OF ENVIRONMENTAL QUALITY

16 EXECUTIVE

17 Sec. 301. The appropriation in part 1 for environmental education
18 curriculum shall be used to support educator training, education material
19 development, and distribution of environmental education curriculum
20 materials. The department shall work with the department of education
21 and a technical advisory committee to develop and distribute environmen-
22 tal education curriculum. The department shall not distribute materials
23 that duplicate materials currently used by middle school educators.

24 SURFACE WATER QUALITY

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1 Sec. 401. The department shall expend not less than
2 \$146,000.00 for contracts and grants to local health departments or
3 other nonprofit agencies to monitor critical bathing beaches
4 including, but not limited to, those located in state parks and
5 state recreation areas. The department shall begin development of a
centralized statewide database to track bathing beach monitoring and
results that will be made available electronically to the public.
The department shall implement this section in accordance with the
department's document entitled "A strategic environmental quality
monitoring program for Michigan's surface waters", dated January
1997, which is the first priority for the expenditure of the clean
water fund as specified under section 8807 of 1998 PA 287.

6 Sec. 402. The appropriation in part 1 for the volunteer river,
7 stream, and creek cleanup program shall be granted for river debris
8 cleanup projects. The local matching requirement in section 8802(4) of
9 the natural resources and environmental protection act, 1994 PA 451,
10 MCL 324.8802, may be satisfied by local contributions, landfill fee cred-
11 its, and donated equipment.

12 Sec. 403. Grants or contracts awarded by the department under the
13 clean Michigan initiative clean water fund, nonpoint source pollution
14 prevention and control funds, and contaminated lake and river sediments
15 remediation funds shall be tracked by the corresponding watershed.

DEPARTMENT OF MANAGEMENT AND BUDGET

GRANTS AND DISTRIBUTIONS STATE PROGRAMS

18 Sec. 501. The appropriation in part 1 for school security and
19 building demolition provides funds in an amount not to exceed
20 \$1,000,000.00 for fiscal year 1999-2000 to the department of management
and budget.
21 Funds allocated under this section are for measures to improve student
22 security and for measures to demolish abandoned buildings within a 5-mile
23 radius of any elementary school, middle school, and high school
24 buildings. The district that receives money under this section shall

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1 work in cooperation with the state of Michigan to identify those
2 abandoned buildings which will be demolished.