

Act No. 265
Public Acts of 1999
Approved by the Governor*
December 28, 1999
Filed with the Secretary of State
December 29, 1999
EFFECTIVE DATE: December 29, 1999

*Item Vetoes

**Sec. 106. STATE AGENCY, UNIVERSITY, AND COMMUNITY COLLEGE
BUILDING PROJECTS**

Central Michigan University – general campus renovations – for program and planning to be paid for from university revenues	\$100	(Page 4)
Ferris State University – academic clinical center and education/professional development facility – for program and planning to be paid for from university revenues	100	(Page 4)
Lake Superior State University – remodel Fort Brady building – for program and planning to be paid for from university revenues.....	100	(Page 4)
Michigan State University - renovations of Giltner hall and physics/astronomy buildings - for program and planning to be paid for from university revenues.....	100	(Page 5)
Northern Michigan University - east campus facilities renovation - for program and planning to be paid for from university revenues.....	100	(Page 5)
University of Michigan, Ann Arbor - school of public health building renovations - for program and planning to be paid for from university revenues.....	100	(Page 5)
Wayne State University - classroom and library renovations - for program and planning to be paid for from university revenues.....	100	(Page 5)
Alpena Community College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Bay De Noc Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100	(Page 5)
Delta College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Jackson Community College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Kalamazoo Valley Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100	(Page 5)
Kellogg Community College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Kirtland Community College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Lake Michigan College - student services facility phase II - for program and planning to be paid for from college revenues.....	100	(Page 5)
Lansing Community College - public service training facility - for program and planning to be paid for from college revenues	100	(Page 5)
Mid Michigan Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100	(Page 5)
Monroe County Community College - cafeteria renovations - for program and planning to be paid for from college revenues	100	(Page 5)
Montcalm Community College – technology and learning center - for program and planning to be paid for from college revenues.....	100	(Page 5)

Mott Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	\$100	(Page 5)
Muskegon Community College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
North Central Michigan College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Northwestern Michigan College - for a project to be determined - for program and planning to be paid for from college revenues	100	(Page 5)
Oakland Community College - joint police/fire/EMT training facility - for program and planning to be paid for from college revenues.....	100	(Page 5)
St. Clair County Community College – for a project to be determined - for program and planning to be paid for from college revenues.....	100	(Page 5)
Southwestern Michigan College – technical learning center for program and planning to be paid for from college revenues.....	100	(Page 5)
Wayne County Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100	(Page 5)
West Shore Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100	(Page 5)
Eastern Michigan University - science building complex - for program and planning to be paid for from university revenues	100	(Page 5)
Michigan Technological University – integrated learning/information technology center – for program and planning to be paid for from university revenues	100	(Page 6)

Sec. 1217.

Entire Section. (Page 24)

**STATE OF MICHIGAN
90TH LEGISLATURE
REGULAR SESSION OF 1999**

**Introduced by Reps. Jellema, Toy, Pappageorge, Pumford, Mead, Kukuk, Caul, Godchaux, Byl, Gieger,
Mortimer, Jansen and Scranton**

ENROLLED HOUSE BILL No. 4297

AN ACT 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 state officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to provide for transfers; to prescribe standards and conditions relating to the appropriations; to provide for the expenditure of appropriations; and to repeal acts and parts of acts.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 1999-2000

Sec. 101. SUMMARY

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:

TOTAL CAPITAL OUTLAY

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

Sec. 102. DEPARTMENT OF MANAGEMENT AND BUDGET

Lump-sum projects:

Major special maintenance and remodeling:

For state agencies special maintenance projects estimated to cost more than \$100,000 but less than \$1,000,000	\$	5,500,000
---	----	-----------

Special maintenance and remodeling and additions:

For department of community health special maintenance and remodeling and additions projects at various ICF/MR and state psychiatric facilities		2,000,000
Major special maintenance and remodeling for department of corrections		3,000,000
Fort Mackinac wall restoration, department of natural resources.....		2,068,000
Detroit institute of arts		5,000,000
Grand Rapids convention center.....		5,000,000
Planning grant, department of agriculture, bovine tuberculosis and wildlife disease laboratory ...		340,000
Planning grant, department of corrections, power plant automation, Riverside		55,500
Planning grant, department of corrections, new power plant, Kinross.....		113,600
GROSS APPROPRIATION	\$	23,077,100

Appropriated from:

Federal revenues:

HHS-HCFA Title XIX - intermediate care facilities for the mentally retarded and state psychiatric facilities.....		2,000,000
---	--	-----------

Interdepartmental grant revenues:

IDG, building occupancy charges.....		5,500,000
--------------------------------------	--	-----------

Special revenue funds:

State general fund/general purpose	\$	15,577,100
--	----	------------

Sec. 103. DEPARTMENT OF MILITARY AFFAIRS

Lump-sum projects:

For department of military affairs remodeling and additions and special maintenance projects ...	\$	3,255,000
Land acquisitions and appraisals statewide.....		150,000
Fort Custer armory		400,000
Jacobetti veterans facility, chiller installation (total project cost \$1,200,000)		900,000
World War II veterans memorial.....		403,000
Alpena armory		1,000,000
GROSS APPROPRIATION	\$	6,108,000

Appropriated from:

Federal revenues:

DOD, department of the army - national guard bureau.....	\$	3,318,800
--	----	-----------

Special revenue funds:

Jacobetti veterans facility income and assets fund		400,000
Armory construction fund.....		1,060,000
State general fund/general purpose	\$	1,329,200

Sec. 104. DEPARTMENT OF NATURAL RESOURCES

(1) DEPARTMENTAL SUMMARY:

GROSS APPROPRIATION	\$	33,270,100
ADJUSTED GROSS APPROPRIATION.....	\$	33,270,100
Total federal revenues		1,000,000
Total state restricted		32,270,100
State general fund/general purpose	\$	0

(2) STATE PARK REMODELING AND ADDITIONS:

State park improvement:

State parks remodeling and additions	\$	2,500,000
Southeast Michigan initiative - CMI		5,500,000
GROSS APPROPRIATION	\$	8,000,000

Appropriated from:

Special revenue funds:

State park improvement fund	\$	7,000,000
State park endowment fund		1,000,000
State general fund/general purpose	\$	0

(3) REAL ESTATE:

Farmland and open space development acquisition	\$	5,000,000
GROSS APPROPRIATION	\$	5,000,000

Appropriated from:

Special revenue funds:

Farmland and open space withdrawal fees	\$	5,000,000
State general fund/general purpose	\$	0

(4) WATERWAYS BOATING PROGRAM:

Boating program state boating access projects	\$	3,400,000
Recreational boating repair, replacement, maintenance, acquisition, and development		3,900,000

Boating program, boating access sites, grants-in-aid:

Bay County, Independence park launch (total project cost \$1,425,000; state share \$1,425,000)		500,000
Mackinac County, City of St. Ignace - Moran Bay launch (total project cost \$401,300)		401,300
Leelanau County, Sutton's Bay - north park launch (total project cost \$350,000)		262,500
Muskegon County, Montague - White Lake (total project cost \$75,000)		56,300
Alcona County, Caledonia Township - Hubbard Lake launch (total project cost \$40,000)		30,000
Engineering studies and project development		200,000
Small grants program, various counties (maximum allowable grant: \$30,000)		100,000

Boating program, state harbors:

East Tawas, Iosco County, ice protection/dredging/paving (total project cost and state share \$300,000)		300,000
Copper Harbor, Keweenaw County, harbor expansion (total project cost and state share \$1,200,000)		1,200,000
Hammond Bay, Presque Isle County, building/utility upgrades (total project cost and state share \$800,000)		800,000
Presque Isle, Presque Isle County, fuel system upgrades (total project cost and state share \$300,000)		300,000
Cheboygan, Cheboygan County, lock and dam - ADA improvements (total project cost and state share \$200,000)		200,000
Little Lake, Luce County, harbor dredging (total project cost and state share \$80,000)		80,000
Fayette, Delta County, refurbish pier (total project cost and state share \$50,000)		50,000

Boating harbor projects, grants-in-aid:

Village of Elk Rapids, Antrim County, breakwater upgrade (total project cost \$2,600,000; state share \$1,300,000)		175,000
City of St. Joseph, Berrien County, mooring expansion (total project cost \$2,450,000; state share \$1,225,000)		225,000
City of Escanaba, Delta County, restroom building (total project cost \$2,275,000; state share \$1,137,500)		200,000
City of Saginaw, Saginaw County, marina development (total project cost \$2,000,000; state share \$2,000,000)		2,000,000
St. Ignace, Mackinac County, marina expansion (total project cost \$8,000,000; federal share \$4,300,000; state share \$2,700,000)		3,700,000
Detroit, Wayne County, Erma Henderson marina upgrade (total project cost \$6,000,000; state share \$3,933,200)		1,000,000
Rogers City, Presque Isle County, breakwater and east wall repairs (total project cost \$1,700,000; state share \$850,000)		550,000
Naubinway, Mackinac County, marina upgrade (total project cost \$1,250,000; state share \$1,250,000)		400,000
Village of L'Anse, Baraga County, harbor docking and showers (total project cost \$85,000; state share \$85,000)		40,000
Engineering studies and project development		200,000
GROSS APPROPRIATION	\$	20,270,100

Appropriated from:

Federal revenues:

DOI, U.S. fish and wildlife service Dingell-Johnson		1,000,000
---	--	-----------

Special revenue funds:

State waterways fund		18,470,100
Harbor development fund		800,000
State general fund/general purpose	\$	0

Sec. 105. MICHIGAN NATURAL RESOURCES TRUST FUND

Natural resources trust fund projects	\$	13,676,900
GROSS APPROPRIATION	\$	13,676,900
Appropriated from:		
Special revenue funds:		
Michigan natural resources trust fund		13,676,900
State general fund/general purpose	\$	0
Michigan natural resources trust fund acquisition projects (by priority):		
Cheboygan - Gaylord trail - phase 5, Cheboygan County (#99-287)		
Crockery Creek site acquisition, Ottawa County (grant-in-aid to Ottawa County) (#99-235)		
Gratiot River mouth land acquisition, Keweenaw County (grant-in-aid to Keweenaw County) (#99-276)		
Cold Creek forest area, Newaygo County (grant-in-aid to Brooks Township) (#99-183)		
Old Bushman Lake acquisition, Oakland County (grant-in-aid to Oakland County) (#99-041)		
Lower Betsie River state game refuge addition, Benzie County (#99-309)		
Purchase regional park land, Kent County (grant-in-aid to Kent County) (#99-176)		
Biehl property, Chippewa County (#99-298)		
State wildlife area lump sum, various counties (#99-307)		
All wildlife, game and mini-game areas in the Saginaw Bay management unit, Arenac, Bay, Clare, Gladwin, Huron, Isabella, Midland, Saginaw, Sanilac, and Tuscola Counties		
All wildlife, game and mini-game areas in the south central management unit, Clinton, Eaton, Gratiot, Hillsdale, Ingham, Shiawassee, and Washtenaw Counties		
All wildlife, game and mini-game areas in the southeastern management unit, Genesee, Lapeer, Macomb, Monroe, Oakland, St. Clair, and Wayne Counties		
All wildlife, game and mini-game areas in the southwestern management unit, Allegan, Barry, Berrien, Branch, Calhoun, Cass, Kalamazoo, Kent, Muskegon, Ottawa, St. Joseph, and Van Buren Counties		
All wildlife, game and mini-game areas in the northwestern management unit - southern portion, Mason, Mecosta, Newaygo, and Oceana Counties		
State forest area lump sum, various counties (#99-296)		
Sterling state park - entrance area acquisition, Monroe County (#99-305)		
Mackinac Island state park land acquisition, Mackinac County (#99-299)		
Trail corridor lump sum, various counties (#99-288)		
Michigan natural resources trust fund development projects (by priority):		
144th avenue boat launch, Ottawa County (grant-in-aid to Grand Haven Township) (#99-048)		
Major city park riverfront improvement, Cheboygan County (grant-in-aid to City of Cheboygan) (#99-055)		
Bond Falls state park - initial development, Ontonagon County (#99-301)		
Swain's Lake park improvements, Jackson County (grant-in-aid to Jackson County) (#99-209)		
Quincy park improvements, Branch County (grant-in-aid to Branch County) (#99-122)		
Lakefront park dock project, Wexford County (grant-in-aid to City of Cadillac) (#99-245)		
Waterfront trailway, Mecosta County (grant-in-aid to City of Big Rapids) (#99-247)		
Marina point development and fishing site, Wayne County (grant-in-aid to Huron-Clinton metropolitan authority) (#99-117)		
Maltby Lake access and play area, Livingston County (grant-in-aid to Huron-Clinton metropolitan authority) (#99-118)		
Hastings riverwalk development, Barry County (grant-in-aid to City of Hastings) (#99-283)		
Hawk Island county park, Ingham County (grant-in-aid to Ingham County) (#99-111)		
Dock #3 park development, Mackinac County (grant-in-aid to City of St. Ignace) (#99-026)		
Betsie Valley trail - trailhead facilities, Benzie County (grant-in-aid to Benzie County) (#99-075)		
Rose Lake shooting range, Clinton County (#99-308)		
Palms book state park - interpretive facilities renovation, Schoolcraft County (#99-300)		

**Sec. 106. STATE AGENCY, UNIVERSITY, AND COMMUNITY COLLEGE
BUILDING PROJECTS**

Central Michigan University - general campus renovations - for program and planning to be paid for from university revenues	\$	100
Ferris State University - academic clinical center and education/professional development facility - for program and planning to be paid for from university revenues		100
Lake Superior State University - remodel Fort Brady building - for program and planning to be paid for from university revenues		100

Michigan State University - renovations of Giltner hall and physics/astronomy buildings - for program and planning to be paid for from university revenues.....	\$ 100
Northern Michigan University - east campus facilities renovation - for program and planning to be paid for from university revenues	100
University of Michigan, Ann Arbor - school of public health building renovations - for program and planning to be paid for from university revenues	100
Wayne State University - classroom and library renovations - for program and planning to be paid for from university revenues	100
Alpena Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Bay De Noc Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Delta College - for a project to be determined - for program and planning to be paid for from college revenues.....	100
Jackson Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Kalamazoo Valley Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Kellogg Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Kirtland Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Lake Michigan College - student services facility phase II - for program and planning to be paid for from college revenues.....	100
Lansing Community College - public service training facility - for program and planning to be paid for from college revenues	100
Mid Michigan Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Monroe County Community College - cafeteria renovations - for program and planning to be paid for from college revenues.....	100
Montcalm Community College - technology and learning center - for program and planning to be paid for from college revenues	100
Mott Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100
Muskegon Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
North Central Michigan College - for a project to be determined - for program and planning to be paid for from college revenues	100
Northwestern Michigan College - for a project to be determined - for program and planning to be paid for from college revenues	100
Oakland Community College - joint police/fire/EMT training facility - for program and planning to be paid for from college revenues.....	100
St. Clair County Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100
Southwestern Michigan College - technical learning center - for program and planning to be paid for from college revenues.....	100
Washtenaw Community College - plumbers pipe fitters training facility - for program and planning to be paid for from college revenues	100
Wayne County Community College - for a project to be determined - for program and planning to be paid for from college revenues.....	100
West Shore Community College - for a project to be determined - for program and planning to be paid for from college revenues	100
Eastern Michigan University - science building complex - for program and planning to be paid for from university revenues.....	100
Grand Valley State University - health professions facility - for program and planning to be paid for from university revenues.....	100
Saginaw Valley State University - instructional facility and library renovations - for program and planning to be paid for from university revenues	100

Oakland University - school of education building - for program and planning to be paid for from university revenues.....	\$	100
University of Michigan - Dearborn - engineering building addition/renovations - for program and planning to be paid for from university revenues		100
Western Michigan University/Lake Michigan College - southwest regional center - for program and planning to be paid for from university revenues		100
Western Michigan University - health and human services building - for program and planning to be paid for from university revenues.....		100
Glen Oaks Community College - applied science/technology center - for program and planning to be paid for from college revenues		100
Gogebic Community College - general campus renovations - for program and planning to be paid for from the lump-sum planning account		100
Grand Rapids Community College - main building renovations - for program and planning to be paid for from college revenues		100
Henry Ford Community College - instructional/classroom renovations - for program and planning to be paid for from college revenues		100
Macomb Community College - energy system improvements - for program and planning to be paid for from college revenues		100
Schoolcraft Community College - business and industry training center and expansion and renovations to the Waterman campus center - for program and planning to be paid for from college revenues.....		100
Michigan Technological University - integrated learning/information technology center - for program and planning to be paid for from university revenues.....		100
GROSS APPROPRIATION.....	\$	4,300
Appropriated from:		
State general fund/general purpose	\$	4,300

Sec. 107. STATE BUILDING AUTHORITY FINANCED CONSTRUCTION PROJECTS

University of Michigan - Ann Arbor - school of natural resources and environment project - authorized for planning in 1998 PA 538 - for final design and construction (total authorized cost \$15,000,000; state building authority share \$11,249,900; University of Michigan share \$3,750,000; state general fund share \$100).....	\$	100
Mott Community College - regional technology center building project - authorized for planning in 1998 PA 538 - for final design and construction (total authorized cost \$33,439,000; state building authority share \$16,719,400; Mott Community College share \$16,719,500; state general fund share \$100).....		100
Department of management and budget - secondary complex warehouse - for final design and construction (total authorized cost \$45,000,000; state building authority share \$44,999,900; state general fund share \$100)		100
GROSS APPROPRIATION.....	\$	300
Appropriated from:		
State general fund/general purpose	\$	300

Sec. 108. DEPARTMENT OF TRANSPORTATION

STATE TRUNKLINE FUND

Department buildings and facilities:

Salt storage buildings and brine run-off control systems - contract agencies locations.....	\$	1,000,000
Construct, renovate, and/or replace salt storage buildings, various maintenance garage locations		1,135,000
New project offices - various statewide locations (total cost not to exceed \$10,000,000)		1,500,000
Equipment storage buildings - various statewide locations		2,000,000
Purchase/renovate Kalamazoo specialty crew building		2,000,000
Environmental pollution control measures:		
ADA modifications - various MDOT facilities		1,310,000
Energy savings modifications and upgrade:		
Lighting and electrical systems at older maintenance facilities - various locations		465,000
Reroof MDOT facilities, fence MDOT properties, and install bituminous surface/resurfacing - various locations.....		500,000
Install/replace hydraulic floor hoists - various locations		240,000

		For Fiscal Year Ending Sept. 30, 2000
MIOSHA projects and asbestos removal - various locations	\$	50,000
Restroom and lunchroom modifications - various locations.....		300,000
Institutional and agency roads.....		750,000
Purchase property - various locations		100,000
Miscellaneous projects		600,000
GROSS APPROPRIATION.....	\$	11,950,000
Appropriated from:		
Special revenue funds:		
State trunkline fund.....		11,950,000
State general fund/general purpose	\$	0

Sec. 109. DEPARTMENT OF TRANSPORTATION

AERONAUTICS FUND: AIRPORT PROGRAMS

Airport improvement programs.....	\$	114,840,000
Federal/state/local airport construction:		
Adrian - Lenawee County airport		
Alpena - Alpena County regional airport		
Ann Arbor - municipal airport		
Bad Axe - Huron County memorial airport		
Battle Creek - Kellogg regional airport		
Bay City - Clements airport		
Benton Harbor - southwest Michigan regional airport		
Big Rapids - Roben-Hood airport		
Caro - municipal airport		
Cheboygan - city-county airport		
Chesaning - Nixon memorial airport		
Detroit - Detroit city airport		
Detroit - Detroit metropolitan-Wayne County airport		
Detroit - Gross Ile municipal airport		
Detroit - Willow Run airport		
Escanaba - Delta County airport		
Flint - Bishop international airport		
Frankfort - city-county airport		
Fremont - municipal airport		
Gaylord - Otsego County airport		
Gladwin - Zettel memorial airport		
Grand Haven - Memorial airpark		
Grand Rapids - Kent County international airport		
Greenville - municipal airport		
Gwinn - Sawyer airport		
Hancock - Houghton County memorial airport		
Hessel - Lindberg airport		
Hillsdale - Hillsdale municipal airport		
Holland - tulip city airport		
Howell - Livingston County airport		
Ionia - Ionia County airport		
Iron County - county airport		
Iron Mountain - Ford airport		
Jackson - Jackson County airport Reynolds field		
Kalamazoo - Kalamazoo/Battle Creek international airport		
Lake Isabella - Lake Isabella airpark		
Lansing - capital city airport		
Lapeer - Dupont - Lapeer airport		
Linden - Price airport		
Manistee - Manistee County-Blacker airport		
Mason - Mason Jewett field		
Menominee - Menominee-Marinette twin county airport		
Midland - Barstow airport		
Monroe - Custer airport		
Muskegon - Muskegon County airport		

New Hudson - New Hudson airport	
Niles - Tyler memorial airport	
Oscoda - Wurtsmith airport	
Owosso - Owosso community airport	
Pellston - Pellston regional airport	
Plymouth - Mettetal-Canton airport	
Pontiac - Oakland international airport	
Port Huron - St. Clair County international airport	
Romeo - Romeo airport	
Saginaw - H. W. Browne airport	
Saginaw - MBS international airport	
Sandusky - city airport	
Sault Ste. Marie - Chippewa County international airport	
Sault Ste. Marie - Sanderson field	
South Haven - regional airport	
Sparta - Sparta airport	
Traverse City - cherry capital airport	
Troy - Oakland - Troy airport	
State system plan - MDOT	
Statewide capital improvement projects	
Statewide navigational aids safety projects	
GROSS APPROPRIATION.....	\$ 114,840,000
Appropriated from:	
Federal revenues:	
DOT, federal aviation administration	83,069,000
Special revenue funds:	
Local aeronautics match	12,871,000
State aeronautics fund	4,000,000
State general fund/general purpose	\$ 14,900,000

Sec. 121. JUDICIARY

(1) APPROPRIATION SUMMARY:

GROSS APPROPRIATION.....	\$ 500,000
ADJUSTED GROSS APPROPRIATION.....	\$ 500,000
State general fund/general purpose	\$ 500,000

(2) SUPREME COURT

Community dispute resolution	\$ 500,000
GROSS APPROPRIATION.....	\$ 500,000
Appropriated from:	
State general fund/general purpose	\$ 500,000

PART 1A

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2000-2001

Sec. 151. SUMMARY

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, 2001 from the funds indicated in this part. The following is a summary of the appropriations in this part:

TOTAL CAPITAL OUTLAY

GROSS APPROPRIATION.....	\$ 471,994,800
Total interdepartmental grants and intradepartmental transfers	\$ 7,000,000
ADJUSTED GROSS APPROPRIATION.....	\$ 464,994,800
Total federal revenues	99,361,000
Total local funds	17,372,000

		For Fiscal Year Ending Sept. 30, 2001
Total private	\$	0
Total state restricted		35,447,200
State general fund/general purpose	\$	312,814,600

Sec. 152. DEPARTMENT OF MANAGEMENT AND BUDGET

Lump-sum projects:

Major special maintenance and remodeling:

For state agencies special maintenance projects estimated to cost more than \$100,000 but less than \$1,000,000	\$	7,000,000
---	----	-----------

Special maintenance and remodeling and additions:

Major special maintenance and remodeling for department of agriculture	500,000
Major special maintenance and remodeling for department of corrections	9,000,000
Major special maintenance and remodeling for department of management and budget	3,000,000
Major special maintenance and remodeling for family independence agency	2,000,000
Major special maintenance and remodeling for department of community health	2,500,000
Major special maintenance and remodeling for department of state police	1,000,000
GROSS APPROPRIATION	\$ 25,000,000

Appropriated from:

Interdepartmental grant revenues:

IDG, building occupancy charges	7,000,000
---------------------------------------	-----------

Special revenue funds:

State general fund/general purpose	\$ 18,000,000
--	---------------

Sec. 153. DEPARTMENT OF MILITARY AFFAIRS

Lump-sum projects:

For department of military affairs remodeling and additions and special maintenance projects ...	\$ 2,750,000
Midland organization maintenance shop (total project cost \$4,500,000)	4,500,000
GROSS APPROPRIATION	\$ 7,250,000

Appropriated from:

Federal revenues:

DOD, department of the army - national guard bureau	\$ 6,460,000
---	--------------

Special revenue funds:

Armory construction fund	440,000
State general fund/general purpose	\$ 350,000

Sec. 154. DEPARTMENT OF NATURAL RESOURCES

(1) DEPARTMENTAL SUMMARY:

GROSS APPROPRIATION	\$ 23,192,200
ADJUSTED GROSS APPROPRIATION	\$ 23,192,200
Total federal revenues	3,675,000
Total state restricted	19,517,200
State general fund/general purpose	\$ 0

(2) STATE PARK REMODELING AND ADDITIONS:

State park improvement:

State parks repair and maintenance	\$ 2,500,000
GROSS APPROPRIATION	\$ 2,500,000

Appropriated from:

Special revenue funds:

State park improvement fund	1,500,000
State park endowment fund	1,000,000
State general fund/general purpose	\$ 0

(3) REAL ESTATE:

Farmland and open space development acquisition	\$ 5,000,000
GROSS APPROPRIATION	\$ 5,000,000

Appropriated from:

Special revenue funds:

Farmland and open space withdrawal fees	5,000,000
State general fund/general purpose	\$ 0

(4) WILDLIFE:

Swan River egg take and weir project.....	\$	1,500,000
Fish production project - walleye/northern pike		1,650,000
Deer habitat development and acquisition		1,500,000
GROSS APPROPRIATION.....	\$	4,650,000

Appropriated from:

DOI, U.S. fish and wildlife service Dingell-Johnson		375,000
---	--	---------

Special revenue funds:

Deer range improvement fund.....		1,500,000
Game and fish protection fund		2,775,000
State general fund/general purpose	\$	0

(5) WATERWAYS BOATING PROGRAM:

Boating program, state boating access projects	\$	1,840,000
Boating program, local boating access projects		249,000
Boating program, state harbors and docks.....		825,000
Boating harbors and docks - local facilities.....		1,875,000
Village of Elk Rapids, Antrim County, breakwater and marina upgrade (total project cost \$2,600,000; state share \$1,300,000).....		800,000
City of Escanaba, Delta County, marina upgrade/restroom building (total project cost \$2,275,000; state share \$1,137,500).....		425,000
St. Ignace, Mackinac County, marina expansion (total project cost \$8,000,000; federal share \$4,300,000; state share \$2,700,000)		3,300,000
Detroit, Wayne County, Erma Henderson marina upgrade (total project cost \$6,000,000; state share \$3,933,200)		1,183,200
Rogers City, Presque Isle County, breakwater and east wall repairs (total project cost \$1,700,000; state share \$850,000).....		300,000
Village of L'Anse, Baraga County, harbor docking and showers (total project cost \$85,000; state share \$85,000)		45,000
Village of Harbor Beach, Huron County, marina dredging (total project cost \$400,000; state share \$200,000)		200,000
GROSS APPROPRIATION.....	\$	11,042,200

Appropriated from:

Federal revenues:

DOI, U.S. fish and wildlife service Dingell-Johnson		3,300,000
---	--	-----------

Special revenue funds:

State waterways fund.....		7,742,200
State general fund/general purpose	\$	0

Sec. 155. STATE BUILDING AUTHORITY RENT - GRANTS

State building authority rent - state agencies	\$	36,857,900
State building authority rent - department of corrections		105,738,000
State building authority rent - universities.....		118,401,300
State building authority rent - community colleges.....		15,937,400
GROSS APPROPRIATION.....	\$	276,934,600

Appropriated from:

Federal revenues:

Federal funds - grand tower facility		250,000
--	--	---------

Special revenue funds:

State building authority - University of Michigan - third-party reimbursement.....		2,000,000
State lottery funds		1,520,000
State general fund/general purpose	\$	273,164,600

Sec. 156. DEPARTMENT OF TRANSPORTATION

STATE TRUNKLINE FUND

Department buildings and facilities:

Salt storage buildings and brine run-off control systems - contract agencies locations.....	\$	1,000,000
Construct, renovate, and/or replace salt storage buildings, various maintenance garage locations		450,000

		For Fiscal Year Ending Sept. 30, 2001
New project offices - various statewide locations (total cost not to exceed \$10,000,000)	\$	1,300,000
Equipment storage buildings - various statewide locations		870,000
Purchase/construct Detroit maintenance garage (total cost not to exceed \$3,500,000).....		3,500,000
Environmental pollution control measures:		
ADA modifications - various MDOT facilities		500,000
Energy savings modifications and upgrade:		
Lighting and electrical systems at older maintenance facilities - various locations		600,000
Reroof MDOT facilities, fence MDOT properties, and install bituminous surface/resurfacing - various locations.....		400,000
Install/replace hydraulic floor hoists - various locations		100,000
Institutional and agency roads		750,000
Miscellaneous projects		500,000
GROSS APPROPRIATION	\$	9,970,000
Appropriated from:		
Special revenue funds:		
State trunkline fund		9,970,000
State general fund/general purpose	\$	0

Sec. 157. DEPARTMENT OF TRANSPORTATION

AERONAUTICS FUND: AIRPORT PROGRAMS

Airport improvement programs.....	\$	129,648,000
Federal/state/local airport construction:		
Adrian - Lenawee County airport		
Allegan - Padgham field		
Alma - Gratiot community airport		
Alpena - Alpena County regional airport		
Ann Arbor - municipal airport		
Bad Axe - Huron County memorial airport		
Baraga - Baraga County airport		
Bellaire - Antrim County airport		
Benton Harbor - southwest Michigan regional airport		
Big Rapids - Roben-Hood airport		
Cadillac - Wexford County airport		
Caro - municipal airport		
Charlevoix - Charlevoix municipal airport		
Charlotte - Fitch H. Beach airport		
Cheboygan - county airport		
Coldwater - Branch County airport		
Detroit - Detroit city airport		
Detroit - Detroit metropolitan-Wayne County airport		
Detroit - Willow Run airport		
Dowagiac - Cass County airport		
Escanaba - Delta County airport		
Flint - Bishop international airport		
Fremont - municipal airport		
Grand Ledge - Abrams municipal airport		
Grand Rapids - Kent County international airport		
Greenville - municipal airport		
Hancock - Houghton County memorial airport		
Harsens Island - Harsens Island airport		
Hillsdale - Hillsdale municipal airport		
Holland - tulip city airport		
Houghton Lake - Roscommon County airport		
Howell - Livingston County airport		
Iron County - county airport		
Iron Mountain - Ford airport		
Ironwood - Gogebic-Iron County (Wise) airport		
Kalamazoo - Kalamazoo/Battle Creek international airport		
Lambertville - Toledo suburban airport		

Lansing - capital city airport		
Lapeer - Dupont - Lapeer airport		
Linden - Price airport		
Ludington - Mason County airport		
Marlette - Marlette Township airport		
Manistique - Schoolcraft County airport		
Marquette - Sawyer airport		
Marshall - Brookfield airport		
Mason - Mason Jewett field		
Midland - Barstow airport		
Monroe - Custer airport		
Mount Pleasant - Mount Pleasant municipal airport		
Munising - Hanley field		
Muskegon - Muskegon County airport		
Newberry - Luce County airport		
New Hudson - New Hudson airport		
Ontonagon - Ontonagon County airport		
Oscoda - Wurtsmith airport		
Owosso - Owosso community airport		
Pellston - Pellston regional airport		
Pontiac - Oakland international airport		
Port Huron - St. Clair County international airport		
Rogers City - Presque Isle County/Rogers City airport		
Romeo - Romeo airport		
Saginaw - H. W. Browne airport		
Saginaw - MBS international airport		
St. Ignace - Mackinac County airport		
Saint James - Beaver Island airport		
Sault Ste. Marie - Chippewa County international airport		
Sault Ste. Marie - Sanderson field		
South Haven - regional airport		
Traverse City - cherry capital airport		
Statewide capital improvement projects		
Statewide navigational aids safety projects		
GROSS APPROPRIATION	\$	129,648,000
Appropriated from:		
Federal revenues:		
DOT, federal aviation administration		88,976,000
Special revenue funds:		
Local aeronautics match		17,372,000
State aeronautics fund		2,000,000
State general fund/general purpose	\$	21,300,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 1999-2000

GENERAL SECTIONS

Sec. 201. (1) Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources for fiscal year 1999-2000 is estimated at \$95,667,900.00 in part 1 of this appropriation act and state spending from state sources paid to local units of government for fiscal year 1999-2000 is estimated at \$34,267,313.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

CAPITAL OUTLAY

Department of natural resources - waterways	\$	7,040,100
State transportation department - state aeronautics program.....		18,900,000

Natural resources trust fund:	
Grant-in-aid acquisition projects.....	\$ 5,495,000
Crockery Creek site acquisition, Ottawa County	
Gratiot River mouth land acquisition, Keweenaw County	
Cold Creek forest area, Newaygo County	
Upper Bushman Lake acquisition, Oakland County	
Purchase regional parkland, Kent County	
Grant-in-aid development projects.....	\$ 2,832,213
144th avenue boat launch, Ottawa County	
Major city park riverfront improvement, Cheboygan County	
Swain's Lake park improvements, Jackson County	
Quincy park improvements, Branch County	
Lakefront park dock improvement, Wexford County	
Waterfront trailway, Mecosta County	
Marina point development and fishing site, Wayne County	
Maltby Lake access and play area, Livingston County	
Hastings riverwalk development, Barry County	
Hawk Island county park, Ingham County	
Dock #3 park development, Mackinac County	
Betsie Valley trail - trailhead facilities, Benzie County	
Total	\$ 34,267,313

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

Sec. 202. As used in this act:

- (a) "ADA" means the Americans with disabilities act.
- (b) "Board" means the state administrative board.
- (c) "Community college" does not include a state agency or university.
- (d) "Department" means the department of management and budget.
- (e) "Director" means the director of the department of management and budget.
- (f) "DOD" means the United States department of defense.
- (g) "DOI" means the United States department of interior.
- (h) "Fiscal agencies" means the senate fiscal agency and the house fiscal agency.
- (i) "HHS-HCFA" means the United States department of health and human services, health care financing administration.
- (j) "ICF/MR" means intermediate care facilities for the mentally retarded.
- (k) "IDG" means interdepartmental grant.
- (l) "JCOS" means the joint capital outlay subcommittee of the appropriations committees.
- (m) "MDOT" means the Michigan department of transportation.
- (n) "MIOSHA" means the Michigan occupational safety and health act, 1974 PA 154, MCL 408.1001 to 408.1094.
- (o) "Self-liquidating project" means a project constructed by a community college or university with money raised through the use of a debt instrument or other fund sources including, but not limited to, gifts, grants, federal funds, or institutional sources, that is expected to generate revenues to amortize the loan. A self-liquidating project may or may not be a self-supporting project. Examples of a self-liquidating project include dormitories, parking facilities, and stadia.
- (p) "Self-supporting project" means a project of a community college or university that will house a function or activity from which revenue is generated that will cover all the direct and indirect operating costs of the project without the additional transfer of any other general fund money of the community college or university.
- (q) "SEMCOG" means the southeast Michigan council of governments.
- (r) "State agency" means an agency of state government. State agency does not include a community college or university.
- (s) "State building authority" means the authority created under 1964 PA 183, MCL 830.411 to 830.425.
- (t) "University" means a 4-year university supported by the state. University does not include a community college or a state agency.

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

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

DEPARTMENT OF CORRECTIONS

Sec. 301. A maximum security prison that is constructed or completed after October 1, 1986, shall have operating manned watchtowers equipped with the weaponry, lighting, sighting, and communications devices necessary for effective execution of its function. The watchtowers shall be constructed pursuant to the American correctional association standards for watchtowers.

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

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

CAPITAL OUTLAY PROCESSES, PROCEDURES, AND REPORTS

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

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

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

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

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

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

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

(c) Any other items as identified by the department that are necessary to complete the project.

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

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

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

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

- (b) The balance remaining in each account.
- (c) The date of the last expenditure from the account.
- (d) The anticipated date of occupancy if the project is under construction.
- (e) The appropriations history for the project.
- (f) The professional service contractor.
- (g) The amount of a project financed with federal funds.
- (h) The amount of a project financed through the state building authority.
- (i) The total authorized cost for the project and the state authorized share if different than the total.

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

- (a) The name of the project and account number.
 - (b) Whether a program statement is approved.
 - (c) Whether schematics are approved by the department.
 - (d) Whether preliminary plans are approved by the department.
 - (e) The name of the professional service contractor.
- (4) As used in this section, "project" includes appropriation line items made for purchase of real estate.

Sec. 407. (1) If a capital outlay appropriation is contained in a public act that was not reviewed by the JCOS during the legislative process, the director shall notify the JCOS of an expenditure of that capital outlay appropriation not less than 60 days before the expenditure.

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

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

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

- (a) The state.
- (b) The private sector.
- (c) A combination of the state and the private sector.
- (d) A lease agreement.

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

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

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

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

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

Sec. 413. Five-year plans required by section 242(2) of the management and budget act, 1984 PA 431, MCL 18.1242, shall be approved by the department before a project that has been authorized for planning under this act may be authorized for construction.

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

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

USE AND FINANCE STATEMENTS

Sec. 501. (1) A university or community college shall not let a contract for new construction of a nonstate-funded project estimated to cost more than \$1,000,000.00 unless the project is authorized by the JCOS. The request for legislative authorization shall be initially submitted for review to the JCOS and the department. A nonstate-funded project request shall include a complete use and financing statement as defined by a policy adopted by the JCOS. The use and financing statement for a nonstate-funded project shall contain the estimated total construction cost and all associated estimated operating costs including a statement of anticipated project revenues. As used in this section, "new construction" includes land or property acquisition, remodeling and additions, and maintenance projects.

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

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

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

LUMP SUMS AND SPECIAL MAINTENANCE

Sec. 601. (1) The director shall allocate lump-sum appropriations made in this act for remodeling and addition, special maintenance, major special maintenance, energy conservation, demolition, ICF/MR, air-conditioning, and fire protection projects. The director shall allocate other lump sums in order of program priority and need of the various state agencies or as otherwise based on actual building inspection reports by regulatory agencies.

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

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

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

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

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

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

STATE BUILDING AUTHORITY

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

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

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

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

Sec. 702. (1) State building authority funding to finance construction or renovation of a facility that collects revenue in excess of money required for the operation of that facility shall not be released to a university or community college unless the institution agrees to reimburse that excess revenue to the state building authority. The excess revenue shall be credited to the general fund to offset rent obligations associated with the retirement of bonds issued for that facility. The auditor general shall annually identify and present an audit of those facilities that are subject to this section. Costs associated with the administration of the audit shall be charged against money recovered pursuant to this section.

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

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

(2) If the amount appropriated in part 1 for state building authority rent is not sufficient to pay the rent obligations and insurance premiums and deductibles identified in subsection (1) for state building authority projects, there is appropriated from the general fund of the state the amount necessary to pay such obligations.

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

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

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

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

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

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

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

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

(4) Upon completion of the purchase of the Grand tower, the authorization for the acquisition of various lease projects that contain purchase options will be renewed at \$35,000,000.00.

COLLEGES AND UNIVERSITIES

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

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

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

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

Sec. 802. If matching revenues are received in an amount less than the appropriations contained in this act, the state funds of the appropriation shall be reduced in proportion to the amount of matching revenue received.

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

(a) The university and the community college have entered into a binding consortium joint use agreement for use and maintenance of the facility and for the pro rata offset of the community college's and university's future state appropriations equal to the straight-line undepreciated balance of the university's appropriated capital cost upon termination of the agreement prior to the minimum term requirements in subdivision (b). Any appropriation offset required by this section shall be structured in a manner so as not to impair the rating or repayment of the local funding mechanism.

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

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

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

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

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

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

DEPARTMENT OF MANAGEMENT AND BUDGET

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

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

(a) Department.

(b) Agency division and leased number.

(c) Building location (address and city).

(d) Type of building.

(e) County.

(f) Name and address of lessor.

(g) Square footage and net square footage rate.

(h) Monthly and annual cost.

(i) Date lease started and expires.

(j) Options and services.

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

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

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

DEPARTMENT OF NATURAL RESOURCES

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

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

- (a) Waterways projects.
- (b) Urban recreation projects.
- (c) State park projects.
- (d) Wildlife and fisheries projects.
- (e) Other projects.

(2) A project request for reauthorization by the department of natural resources shall also be identified within the report required by subsection (1). These reauthorization requests shall identify the subsection number of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248, that provides the reason and justification for the requested reauthorization.

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

Sec. 1003. The department of natural resources may utilize park improvement funds appropriated in part 1 for the completion of the southeast Michigan clean Michigan initiative.

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

CAPITAL OUTLAY - NATURAL RESOURCES TRUST FUND

Sec. 1004. The department of natural resources shall take steps necessary to make available federal or other funds that may become available for the purpose for which natural resources trust fund appropriations are made in part 1, and to use any or all of the appropriations to meet matching requirements which are determined to be in the best interest of the state.

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

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

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

Sec. 1008. The department of natural resources shall enter into agreements with local units of government for the purpose of administering the grants identified in part 1. Among other provisions, the agreements shall require that grant recipients agree to dedicate to public outdoor recreation uses in perpetuity the land acquired; to replace lands converted or lost to other than public outdoor recreation use; and for parcels over 5 acres, to either convey to the state any mineral interests acquired by the grant recipient with an exception allowed for a share of the mineral interest

acquired, which share is based on the portion of the fair market value of the property that was provided by the local cash contribution of the grant recipient, or provide the state with a nonparticipating 1/6 minimum royalty interest in any acquired minerals that are retained by the grant recipient. The agreements shall also provide that the full payments of grants can be made only after proof of acquisition, or completion of the development project, is submitted by the grant recipient and all costs are verified by the department of natural resources.

STATE TRANSPORTATION DEPARTMENT

Sec. 1101. (1) From federal-state-local project appropriations contained in part 1 for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1.

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

(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state, and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this act and the project application is approved by the governing body of each political subdivision or public agency making the application, and by the Michigan aeronautics commission.

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

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

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

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

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

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

(i) Lump sums.

(ii) Construction.

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

(i) Lump sums.

(ii) Construction.

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

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

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

MISCELLANEOUS

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

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

Sec. 1203. The unexpended and unencumbered balance of revenue deposited pursuant to section 20(12) of the horse racing law of 1995, 1995 PA 279, MCL 431.320, for the fiscal year ending September 30, 1999, shall be appropriated to the Michigan agriculture equine industry development fund for distribution as set forth in section 20(4) to (11) of the horse racing law of 1995, 1995 PA 279, MCL 431.320.

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

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

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

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

(2) If sufficient state general fund/general purpose balances are not available for the fiscal year ending September 30, 1999 to fully finance the project in subsection (1), any amount needed to fully finance the projects identified in subsection (1) after the available general fund/general purpose balances have been applied shall be financed through the state building authority.

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

Sec. 1208. The total authorized cost for the department of corrections multilevel correctional facility at Ionia and the Cooper street correctional facility authorized in 1998 PA 273 remains the same. The state building authority share for the Cooper street correctional facility is reduced by \$1,980,000.00, and the federal funds share is increased by \$1,980,000.00. The state building authority share for the multilevel correctional facility at Ionia is increased by \$1,980,000.00, and the federal funds share is reduced by \$1,980,000.00.

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

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

- (a) The Roosevelt building in Lansing.
- (b) The Detroit plaza parking deck in Detroit.
- (c) The forensic hospital buildings in Ypsilanti.
- (d) White hall and the grandstand at the state fair in Detroit.
- (e) The following department of corrections buildings: building 50 at Michigan reformatory, buildings 0, 1, 3, 4, 5, 6, 10, 13, 39, 40, 41, 42, 43, 44, 47, 48, 49, 50, 51, 52, 53, 54, 55, and 56 at the Newberry correctional facility, building 16 at the Parnall correctional facility, and building A at the Cooper street correctional facility.
- (f) Buildings 2 and 3 at the Hawthorn center in Northville.

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

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

Sec. 1213. If total state revenues for the fiscal year ending September 30, 1999 have exceeded the revenue limit established under section 26 of article IX of the state constitution of 1963 by 1% or more, the appropriations contained in section 1211 and section 204 of 1999 PA 137 to the countercyclical budget and economic stabilization fund are transferred back to the general fund. This transfer shall occur before the final book closing for the fiscal year ending September 30, 1999 is completed.

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

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

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

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

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

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

- (a) The revenue and expenditure activity in the fund for the preceding fiscal year.
- (b) The sites identified as economic development sites under subsection (1).

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

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

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

PART 2A

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2000-2001

GENERAL SECTIONS

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

CAPITAL OUTLAY

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

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

DEPARTMENT OF CORRECTIONS

Sec. 2301. A maximum security prison that is constructed or completed after October 1, 1986, shall have operating manned watchtowers equipped with the weaponry, lighting, sighting, and communications devices necessary for effective execution of its function. The watchtowers shall be constructed pursuant to the American correctional association standards for watchtowers.

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

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

CAPITAL OUTLAY PROCESSES, PROCEDURES, AND REPORTS

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

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

Sec. 2403. A capital outlay project shall be funded by an appropriation for the purpose provided in a capital outlay appropriation act and shall conform to the capital outlay processes and procedures as described in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594. Capital outlay projects shall not be funded from operating accounts unless approved by the department and the JCOS.

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

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

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

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

(c) Any other items as identified by the department that are necessary to complete the project.

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

Sec. 2406. (1) The department shall provide the JCOS and the fiscal agencies with reports as considered necessary relative to the status of each planning or construction project financed by the state building authority, by this act, or by previous acts.

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

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

(b) The balance remaining in each account.

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

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

(e) The appropriations history for the project.

(f) The professional service contractor.

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

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

(i) The total authorized cost for the project and the state authorized share if different than the total.

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

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

(b) Whether a program statement is approved.

(c) Whether schematics are approved by the department.

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

(e) The name of the professional service contractor.

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

Sec. 2407. (1) If a capital outlay appropriation is contained in a public act that was not reviewed by the JCOS during the legislative process, the director shall notify the JCOS of an expenditure of that capital outlay appropriation not less than 60 days before the expenditure.

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

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

Sec. 2409. (1) Before money is released for the construction or lease of a capital outlay project costing over \$1,000,000.00, at the request of the JCOS the department shall submit to the JCOS, with preliminary planning

documents, a detailed comparative cost analysis. The cost analysis shall include a comparison of the financial and other benefits of construction, financing, operation, and maintenance of the proposed facility between all of the following:

- (a) The state.
- (b) The private sector.
- (c) A combination of the state and the private sector.
- (d) A lease agreement.

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

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

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

USE AND FINANCE STATEMENTS

Sec. 2501. (1) A university or community college shall not let a contract for new construction of a nonstate-funded project estimated to cost more than \$1,000,000.00 unless the project is authorized by the JCOS. The request for legislative authorization shall be initially submitted for review to the JCOS and the department. A nonstate-funded project request shall include a complete use and financing statement as defined by a policy adopted by the JCOS. The use and financing statement for a nonstate-funded project shall contain the estimated total construction cost and all associated estimated operating costs including a statement of anticipated project revenues. As used in this section, "new construction" includes land or property acquisition, remodeling and additions, and maintenance projects.

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

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

Sec. 2502. Universities, community colleges, and state agencies shall report to the department and to the JCOS annually for the previous fiscal year each November 15 all projects, including major special maintenance, remodeling, or additions costing between \$500,000.00 and \$1,000,000.00.

LUMP SUMS AND SPECIAL MAINTENANCE

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

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

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

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

(2) Before July 15, 2001, each state agency, community college, and university shall report each year to the department the status of and planned schedule for demolition projects already authorized but not yet started, the estimated cost of the projects, and the anticipated sources of financing of the projects.

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

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

STATE BUILDING AUTHORITY

Sec. 2701. (1) Subject to section 242 of the management and budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the state building authority, the department may expend from the general fund of the state during the fiscal year ending September 30, 2001 an amount to meet the cash flow requirements of those state building authority projects solely for lease to a state agency identified in both part 1A and this section, and for which state building authority bonds or notes have not been issued, and for the sole acquisition by the state building authority of equipment and furnishings for lease to a state agency as permitted by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of bonds or notes is authorized by a legislative concurrent resolution that is effective for a fiscal year ending September 30, 2001. Any general fund advances for which state building authority bonds have not been issued shall bear an interest cost to the state building authority at a rate not to exceed that earned by the state treasurer's common cash fund during the period in which the advances are outstanding and are repaid to the general fund of the state.

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

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

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

Sec. 2702. (1) State building authority funding to finance construction or renovation of a facility that collects revenue in excess of money required for the operation of that facility shall not be released to a university or community college unless the institution agrees to reimburse that excess revenue to the state building authority. The excess revenue shall be credited to the general fund to offset rent obligations associated with the retirement of bonds issued for that facility. The auditor general shall annually identify and present an audit of those facilities that are subject to this section. Costs associated with the administration of the audit shall be charged against money recovered pursuant to this section.

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

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

(2) If the amount appropriated in part 1A for state building authority rent is not sufficient to pay the rent obligations and insurance premiums and deductibles identified in subsection (1) for state building authority projects, there is appropriated from the general fund of the state the amount necessary to pay such obligations.

Sec. 2704. The department shall provide the JCOS and the fiscal agencies a report, not more than 15 days after the reporting date, relative to the status of construction projects associated with state building authority bonds on March 31 and September 30 of each year, or not more than 30 days after a refinancing or restructuring bond issue is sold. The report shall include, but is not limited to, the following:

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

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

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

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

Sec. 2706. (1) The state building authority, on behalf of the state, with the approval of the board, for the purpose of providing office and warehouse space for state agencies, may acquire for not more than the market value, subject to an independent fee appraisal, including estimated real estate taxes, various lease projects which contain purchase options in an aggregate cost not to exceed \$45,000,000.00. The state building authority is also authorized to pay any ancillary costs, other than the market value, that the state is required to pay under an option to purchase.

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

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

(4) Upon completion of the purchase of the Grand tower, the authorization for the acquisition of various lease projects that contain purchase options will be renewed at \$35,000,000.00.

COLLEGES AND UNIVERSITIES

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

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

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

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

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

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

(a) The university and the community college have entered into a binding consortium joint use agreement for use and maintenance of the facility and for the pro rata offset of the community college's and university's future state appropriations equal to the straight-line undepreciated balance of the university's appropriated capital cost upon termination of the agreement prior to the minimum term requirements in subdivision (b). Any appropriation offset required by this section shall be structured in a manner so as not to impair the rating or repayment of the local funding mechanism.

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

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

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

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

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

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

DEPARTMENT OF MANAGEMENT AND BUDGET

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

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

(a) Department.

(b) Agency division and leased number.

(c) Building location (address and city).

(d) Type of building.

(e) County.

(f) Name and address of lessor.

(g) Square footage and net square footage rate.

(h) Monthly and annual cost.

(i) Date lease started and expires.

(j) Options and services.

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

DEPARTMENT OF NATURAL RESOURCES

Sec. 3001. The appropriation made in this act for the harbors and docks program is for the purpose of participating with the federal government and assisting political entities and subdivisions of this state in the construction and improvement of recreational boating facilities within this state. Subject to the approval of the board, this money shall be allocated by the department of natural resources to the federal government, or to the political entities or local units

of government involved in the particular projects. An allocation shall not exceed the state portion as listed with each project description. The department of natural resources shall take the steps necessary to match federal money available for the construction and improvement of recreational boating facilities within this state, and to meet requirements of the federal government.

Sec. 3002. (1) Before August 15, 2001, the department of natural resources shall report each year to the JCOS the status of each project that received an appropriation in any capital outlay act, if the project is either not completed or has a balance remaining in its account. The report shall be in the same form and contain the information as required under section 2406. The report shall be separated into the following areas, by fund sources:

- (a) Waterways projects.
- (b) Urban recreation projects.
- (c) State park projects.
- (d) Wildlife and fisheries projects.
- (e) Other projects.

(2) A project request for reauthorization by the department of natural resources shall also be identified within the report required by subsection (1). These reauthorization requests shall identify the subsection number of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248, that provides the reason and justification for the requested reauthorization.

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

STATE TRANSPORTATION DEPARTMENT

Sec. 3101. (1) From federal-state-local project appropriations contained in part 1A for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1A.

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

(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state, and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this act and the project application is approved by the governing body of each political subdivision or public agency making the application, and by the Michigan aeronautics commission.

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

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

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

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

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

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

(i) Lump sums.

(ii) Construction.

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

(i) Lump sums.

(ii) Construction.

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

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

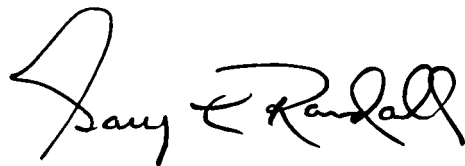
Sec. 3105. A planning project or construction project appropriated for the airport program shall be considered the same as a capital outlay account and shall be subject to the requirements and restrictions stated in this act relative to all capital outlay accounts for construction unless otherwise expressly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

MISCELLANEOUS

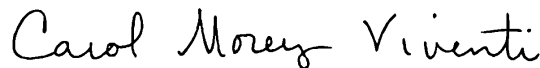
Sec. 3201. (1) Revenue collected from licenses issued under the antenna site management project shall be deposited into the antenna site management revolving fund created for this purpose in the department of management and budget. The department may receive and expend funds from the fund for costs associated with the antenna site management project, including the cost of the third-party site manager. Any excess revenue remaining in the fund at the close of the fiscal year shall be proportionately transferred to the appropriate state restricted funds as designated in statute or by constitution.

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

This act is ordered to take immediate effect.



Clerk of the House of Representatives.



Secretary of the Senate.

Approved _____

Governor.