

**SUBSTITUTE FOR  
HOUSE BILL NO. 4257**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2002; to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

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PART 1

2

LINE-ITEM APPROPRIATIONS

3

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of environmental quality for the fiscal year ending September 30, 2002, from the funds indicated in this part. The following is a summary of the appropriations in this part:

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**HB4257, As Passed House, March 29, 2001**

House Bill No. 4257

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For Fiscal Year Ending  
September 30, 2002

1	<b>DEPARTMENT OF ENVIRONMENTAL QUALITY</b>	
2	TOTAL APPROPRIATION SUMMARY:	
3	Full-time equated unclassified positions.....	6.0
4	Full-time equated classified positions	1,635.7
5	GROSS APPROPRIATION.....	\$ 416,906,600
6	Interdepartmental grant revenues:	
7	Total interdepartmental grants and intradepartmental	
8	transfers.....	\$ 17,809,000
9	ADJUSTED GROSS APPROPRIATION.....	\$ 399,097,600
10	Federal revenues:	
11	Total federal revenues.....	130,777,500
12	Special revenue funds:	
13	Total local revenues.....	1,133,400
14	Total private revenues.....	433,700
15	Total other state restricted revenues.....	163,577,700
16	State general fund/general purpose.....	\$ 103,175,300
17	<b>DEPARTMENT OF ENVIRONMENTAL QUALITY</b>	
18	FUND SOURCE SUMMARY:	
19	Full-time equated unclassified positions.....	6.0
20	Full-time equated classified positions.....	1,635.7
21	GROSS APPROPRIATION.....	\$ 416,906,600
22	Interdepartmental grant revenues:	
23	IDG-MDCH local public health operations.....	10,472,500
24	IDG from MDOT-Michigan transportation fund.....	885,300
25	IDG from MDOT-state aeronautics fund.....	40,000
26	IDG from MSP.....	625,800

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1	IDT-interdivisional charges.....	5,785,400
2	Total interdepartmental grants and intradepartmental	
3	transfers.....	17,809,000
4	ADJUSTED GROSS APPROPRIATION..... \$	399,097,600
5	Federal revenues:	
6	Federal revenues.....	85,000,000
7	DOC, federal.....	3,047,700
8	DOD, federal.....	850,600
9	DOI, federal.....	51,300
10	DOI, OSMRE, abandoned mine land reclamation program..	303,700
11	DOI, USGS, federal.....	101,300
12	EPA, federal.....	26,609,900
13	EPA, GWDW.....	4,715,600
14	EPA, radon.....	309,100
15	EPA, superfund.....	7,056,400
16	EPA, LUST trust.....	2,067,400
17	EPA, UST.....	267,600
18	FEMA, federal.....	396,900
19	Total federal revenues.....	130,777,500
20	Special revenue funds:	
21	Local funds.....	1,133,400
22	Total local revenues.....	1,133,400
23	Private funds.....	433,700
24	Total private revenues.....	433,700
25	Total local and private revenues.....	1,567,100
26	Air emissions fees.....	11,903,300

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1	Aboveground storage tank fees.....	714,500
2	CESARS service fee.....	26,000
3	Cleanup and redevelopment fund.....	8,200,000
4	Clean Michigan initiative fund - administration.....	2,428,400
5	Clean Michigan initiative fund - clean water fund....	2,547,500
6	Community pollution prevention fund.....	250,000
7	Drinking water revolving fund.....	6,023,600
8	Environmental education fund.....	182,700
9	Environmental pollution prevention fund.....	194,600
10	Environmental protection fund.....	6,000,000
11	Environmental response fund.....	8,983,600
12	Environmental training revenue.....	293,400
13	Fees and collections.....	800,800
14	Great Lakes protection fund.....	2,150,000
15	Hazardous material transportation permit fund.....	86,900
16	Hazardous waste facility closure revenue.....	1,000,000
17	Land and water permit fees.....	3,072,100
18	Landfill maintenance trust fund.....	46,500
19	Metallic mining surveillance fee revenue.....	67,500
20	Medical waste fees.....	434,100
21	Michigan underground storage tank financial assurance	
22	fund.....	62,411,200
23	Mineral well regulatory fee revenue.....	213,200
24	Oil and gas regulatory fund.....	9,621,100
25	Orphan well fund.....	1,317,300
26	Publication revenue.....	102,000

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1	Public utility assessments.....	781,900
2	Public water supply fees.....	4,337,400
3	Revitalization revolving loan fund.....	1,000,000
4	Saginaw Bay and River restoration revenue.....	152,800
5	Sand extraction fee revenue.....	187,800
6	Scrap tire regulatory fund.....	1,806,000
7	Septage waste license fees.....	1,750,000
8	Settlement funds.....	3,383,200
9	Sewage sludge land application fees.....	742,400
10	Solid waste facility closure revenue.....	1,000,000
11	Solid waste program fees.....	1,301,700
12	Stormwater permit fees.....	1,350,600
13	State water pollution control revolving fund.....	2,924,700
14	Submerged log recovery fund.....	100,000
15	Underground storage tank fees.....	5,206,100
16	Waste reduction fee revenue.....	5,782,500
17	Wastewater operator training fees.....	167,000
18	Water analysis fees.....	2,469,900
19	Water use reporting fees.....	63,400
20	Total other state restricted revenues.....	163,577,700
21	State general fund/general purpose..... \$	103,175,300
22	<b>Sec. 102. EXECUTIVE</b>	
23	Full-time equated unclassified positions.....6.0	
24	Full-time equated classified positions.....15.0	
25	Unclassified salaries..... \$	495,100
26	Executive direction--8.0 FTE positions.....	1,089,700

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1	Office of the Great Lakes--7.0 FTE positions.....		<u>901,800</u>
2	GROSS APPROPRIATION.....	\$	2,486,600
3	Appropriated from:		
4	Federal revenues:		
5	DOI-FWS, federal.....		51,300
6	EPA, federal.....		223,200
7	Special revenue funds:		
8	Great Lakes protection fund.....		100,000
9	Environmental education fund.....		182,700
10	Environmental response fund.....		42,600
11	Oil and gas regulatory fund.....		88,500
12	Settlement funds.....		208,400
13	State general fund/general purpose.....	\$	1,589,900
14	<b>Sec. 103. DEPARTMENT SUPPORT SERVICES</b>		
15	Full-time equated classified positions.....	96.0	
16	Financial support services--32.0 FTE positions.....	\$	1,759,100
17	Field operations support--20.0 FTE positions.....		1,481,200
18	Automated data processing--21.0 FTE positions.....		6,236,900
19	Office of special environmental projects--6.0 FTE		
20	positions.....		603,800
21	Personnel--13.0 FTE positions.....		810,000
22	Administrative hearings--4.0 FTE positions.....		411,800
23	Building occupancy charges.....		7,213,200
24	Rent-privately owned property.....		<u>2,365,900</u>
25	GROSS APPROPRIATION.....	\$	20,881,900
26	Appropriated from:		

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1	Interdepartmental grant revenues:	
2	IDT-interdivisional charges.....	5,785,400
3	Federal revenues:	
4	DOD, federal.....	1,000
5	EPA, federal.....	300,000
6	EPA, superfund.....	56,400
7	Special revenue funds:	
8	Aboveground storage tank fees.....	24,900
9	Air emissions fees.....	377,600
10	Clean Michigan initiative fund - administration.....	159,400
11	Environmental pollution prevention fund.....	57,000
12	Environmental response fund.....	1,296,100
13	Fees and collections.....	85,600
14	Land and water permit fees.....	103,500
15	Medical waste fees.....	31,600
16	Michigan underground storage tank financial assurance	
17	fund.....	323,900
18	Public utility assessments.....	12,000
19	Public water supply fees.....	454,100
20	Oil and gas regulatory fund.....	743,300
21	Scrap tire regulatory fund.....	84,500
22	Solid waste program fees.....	63,000
23	Stormwater permit fees.....	48,300
24	Underground storage tank fees.....	196,400
25	Waste reduction fee revenue.....	53,500
26	Water analysis fees.....	157,900

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1	Water pollution control revolving fund.....	83,600
2	Water use reporting fees.....	7,100
3	Settlement funds.....	183,900
4	State general fund/general purpose..... \$	10,191,900
5	<b>Sec. 104. GEOLOGICAL SURVEY</b>	
6	Full-time equated classified positions.....74.5	
7	Services to oil and gas programs--65.0 FTE positions. \$	8,962,100
8	Well plugging-orphan wells--2.5 FTE positions.....	1,317,300
9	Coal and sand dune management--3.0 FTE positions.....	592,800
10	Mineral wells management--3.0 FTE positions.....	213,200
11	Metallic mining reclamation program--1.0 FTE position	<u>67,500</u>
12	GROSS APPROPRIATION..... \$	11,152,900
13	Appropriated from:	
14	Federal revenues:	
15	DOI-USGS, federal.....	101,300
16	DOI-OSMRE, federal.....	303,700
17	Special revenue funds:	
18	Environmental response fund.....	75,000
19	Metallic mining surveillance fee revenue.....	67,500
20	Mineral well regulatory fee revenue.....	213,200
21	Oil and gas regulatory fund.....	8,653,000
22	Orphan well fund.....	1,317,300
23	Publication revenue.....	102,000
24	Sand extraction fee revenue.....	187,800
25	State general fund/general purpose..... \$	132,100
26	<b>Sec. 105. LAND AND WATER MANAGEMENT</b>	

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1	Full-time equated classified positions.....	156.0	
2	Land and water program direction--14.0 FTE positions. \$		1,182,200
3	Field permitting and project assistance--85.0 FTE		
4	positions.....		7,082,500
5	Water management--26.0 FTE positions.....		2,777,500
6	Submerged log recovery.....		100,000
7	Great lakes shorelands--31.0 FTE positions.....		<u>3,314,800</u>
8	GROSS APPROPRIATION..... \$		14,457,000
9	Appropriated from:		
10	Interdepartmental grant revenues:		
11	IDG from MDOT-Michigan transportation fund.....		885,300
12	IDG from MDOT-state aeronautics fund.....		40,000
13	Federal revenues:		
14	EPA, federal.....		681,800
15	DOC-NOAA, federal.....		1,547,700
16	FEMA, federal.....		396,900
17	Special revenue funds:		
18	Land and water permit fees.....		2,968,600
19	Submerged log recovery fund.....		100,000
20	State general fund/general purpose..... \$		7,836,700
21	<b>Sec. 106. AIR QUALITY</b>		
22	Full-time equated classified positions.....	216.5	
23	Air quality programs--216.5 FTE positions..... \$		<u>19,177,100</u>
24	GROSS APPROPRIATION..... \$		19,177,100
25	Appropriated from:		
26	Federal revenues:		

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1	EPA, federal.....	3,243,900
2	Special revenue funds:	
3	Environmental response fund.....	88,400
4	Air emissions fees.....	9,212,900
5	State general fund/general purpose..... \$	6,631,900
6	<b>Sec. 107. SURFACE WATER QUALITY</b>	
7	Full-time equated classified positions.....214.5	
8	Compliance and permits--115.0 FTE positions..... \$	10,174,500
9	Surface water surveillance program--36.5 FTE	
10	positions.....	7,755,500
11	Watershed management and nonpoint source--42.0 FTE	
12	positions.....	4,602,800
13	Stormwater discharge program--14.5 FTE positions.....	1,222,900
14	Sewage sludge land application program--6.5 FTE	
15	positions.....	742,400
16	Fish contaminant monitoring contracts.....	<u>321,000</u>
17	GROSS APPROPRIATION..... \$	24,819,100
18	Appropriated from:	
19	Federal revenues:	
20	EPA, federal.....	7,172,300
21	Special revenue funds:	
22	Local funds.....	1,133,400
23	CESARS service fee.....	26,000
24	Clean Michigan initiative fund - administration.....	553,600
25	Clean Michigan initiative fund - clean water fund....	2,547,500
26	Environmental response fund.....	146,100

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1	Saginaw Bay and River restoration revenue.....	152,800
2	Septage waste license fees.....	225,000
3	Sewage sludge land application fees.....	742,400
4	State water pollution control revolving fund.....	584,100
5	Stormwater permit fees.....	1,216,500
6	State general fund/general purpose..... \$	10,319,400
7	<b>Sec. 108. DRINKING WATER &amp; RADIOLOGICAL PROTECTION</b>	
8	Full-time equated classified positions.....215.7	
9	Drinking water--93.2 FTE positions..... \$	13,240,900
10	Environmental health--34.0 FTE positions.....	3,725,600
11	Laboratory services--70.0 FTE positions.....	6,275,100
12	Radiological protection--18.5 FTE positions.....	1,689,700
13	Groundwater use reporting.....	<u>150,000</u>
14	GROSS APPROPRIATION..... \$	25,081,300
15	Appropriated from:	
16	Interdepartmental grant revenues:	
17	IDG-MSP.....	625,800
18	Federal revenues:	
19	EPA, federal.....	890,600
20	EPA, GWDW.....	4,056,000
21	EPA, radon.....	219,100
22	Special revenue funds:	
23	Drinking water revolving fund.....	3,430,500
24	Fees and collections.....	715,200
25	Great Lakes protection fund.....	150,000
26	Medical waste fees.....	402,500

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1	Public water supply fees.....	2,483,300
2	Settlement funds.....	283,100
3	Water analysis fees.....	2,312,000
4	Water use reporting fees.....	56,300
5	State general fund/general purpose..... \$	9,456,900
6	<b>Sec. 109. LOW-LEVEL RADIOACTIVE WASTE AUTHORITY</b>	
7	Full-time equated classified positions.....2.0	
8	Low-level radioactive waste authority--2.0 FTE	
9	positions..... \$	<u>769,900</u>
10	GROSS APPROPRIATION..... \$	769,900
11	Appropriated from:	
12	Special revenue funds:	
13	Public utility assessments.....	769,900
14	State general fund/general purpose..... \$	0
15	<b>Sec. 110. ENVIRONMENTAL RESPONSE</b>	
16	Full-time equated classified positions.....257.0	
17	Environmental cleanup and redevelopment program..... \$	16,352,600
18	Federal cleanup project management--51.0 FTE	
19	positions.....	5,420,300
20	Superfund cleanup.....	7,250,000
21	Contaminated site investigations, cleanup, and	
22	revitalization--206.0 FTE positions.....	16,609,100
23	Emergency cleanup action.....	2,000,000
24	State cleanup (part 201 of 1994 PA 451).....	3,397,700
25	Revitalization revolving loan fund.....	<u>7,000,000</u>
26	GROSS APPROPRIATION..... \$	58,029,700

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1	Appropriated from:	
2	Federal revenues:	
3	DOD, federal.....	849,600
4	EPA, federal.....	2,783,400
5	EPA, superfund.....	7,000,000
6	Special revenue funds:	
7	Private funds.....	133,700
8	Clean Michigan initiative fund - administration.....	1,027,200
9	Cleanup and redevelopment fund.....	5,234,000
10	Environmental protection fund.....	6,000,000
11	Environmental response fund.....	5,980,100
12	Landfill maintenance trust fund.....	46,500
13	Revitalization revolving loan fund.....	1,000,000
14	Settlement funds.....	2,640,700
15	State general fund/general purpose..... \$	25,334,500
16	<b>Sec. 111. STORAGE TANKS</b>	
17	Full-time equated classified positions.....112.5	
18	Michigan underground storage tank financial assurance	
19	program--36.5 FTE positions..... \$	61,976,800
20	Underground storage tank program--39.0 FTE positions.	5,482,300
21	Aboveground storage tank program--9.0 FTE positions..	689,600
22	Leaking underground storage tank cleanup program.....	5,966,000
23	Emergency cleanup action.....	2,000,000
24	Leaking underground storage tank program--28.0 FTE	
25	positions.....	<u>4,408,700</u>
26	GROSS APPROPRIATION..... \$	80,523,400

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1	Appropriated from:	
2	Federal revenues:	
3	EPA, LUST trust.....	2,067,400
4	EPA, UST.....	267,600
5	Special revenue funds:	
6	Aboveground storage tank fees.....	689,600
7	Clean Michigan initiative fund - administration.....	609,100
8	Cleanup and redevelopment fund.....	2,966,000
9	Environmental response fund.....	1,095,300
10	Michigan underground storage tank financial assurance	
11	fund.....	61,976,800
12	Underground storage tank fees.....	5,009,700
13	State general fund/general purpose..... \$	5,841,900
14	<b>Sec. 112. WASTE MANAGEMENT</b>	
15	Full-time equated classified positions.....151.0	
16	Administration and technical support--20.0 FTE	
17	positions..... \$	1,587,600
18	Compliance and enforcement--72.0 FTE positions.....	5,250,500
19	Hazardous waste permits--28.0 FTE positions.....	2,535,800
20	Hazardous waste disposal facility closures.....	1,000,000
21	Hazardous waste program support.....	515,000
22	Groundwater permits--18.0 FTE positions.....	1,261,200
23	Solid waste program--13.0 FTE positions.....	1,401,600
24	Solid waste disposal facility closures.....	<u>1,000,000</u>
25	GROSS APPROPRIATION..... \$	14,551,700
26	Appropriated from:	

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1	Federal revenues:	
2	EPA, federal.....	2,903,000
3	Special revenue funds:	
4	Hazardous waste facility closure revenue.....	1,000,000
5	Hazardous material transportation permit fund.....	86,900
6	Solid waste facility closure revenue.....	1,000,000
7	Solid waste program fees.....	1,238,700
8	Environmental pollution prevention fund.....	137,600
9	Environmental response fund.....	260,000
10	Scrap tire regulatory fund.....	964,100
11	Waste reduction fee revenue.....	1,211,000
12	State general fund/general purpose..... \$	5,750,400
13	<b>Sec. 113. ENVIRONMENTAL ASSISTANCE DIVISION</b>	
14	Full-time equated classified positions.....103.0	
15	Environmental services--12.0 FTE positions..... \$	1,837,200
16	Pollution prevention outreach programs.....	300,000
17	Municipal assistance--33.5 FTE positions.....	3,060,200
18	Pollution prevention--37.0 FTE positions.....	3,368,700
19	Low-income community wastewater assistance.....	96,000
20	Technical assistance--20.5 FTE positions.....	<u>3,146,900</u>
21	GROSS APPROPRIATION..... \$	11,809,000
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	Federal revenues:	
25	EPA, federal.....	783,300
26	EPA, GWDW.....	659,600

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1	Special revenue funds:	
2	Private funds.....	300,000
3	Air emissions fees.....	648,000
4	Clean Michigan initiative fund - administration.....	79,100
5	Drinking water revolving fund.....	1,263,100
6	Environmental training revenue.....	293,400
7	Settlement revenue.....	67,100
8	State water pollution control revolving fund.....	2,257,000
9	Stormwater discharge permit fees.....	85,800
10	Waste reduction fee revenue.....	4,518,000
11	Wastewater operator training fees.....	167,000
12	State general fund/general purpose..... \$	687,600
13	<b>Sec. 114. CRIMINAL INVESTIGATIONS</b>	
14	Full-time equated classified positions.....22.0	
15	Environmental investigations--22.0 FTE positions..... \$	<u>1,925,400</u>
16	GROSS APPROPRIATION..... \$	1,925,400
17	Appropriated from:	
18	Federal revenues:	
19	EPA, federal.....	128,400
20	Special revenue funds:	
21	Michigan underground storage tank financial assurance	
22	fund.....	110,500
23	Oil and gas regulatory fund.....	136,300
24	Scrap tire regulatory fund.....	57,400
25	State general fund/general purpose..... \$	1,492,800
26	<b>Sec. 115. GRANTS</b>	

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1	Water pollution control and drinking water revolving		
2	funds.....	\$	102,353,500
3	Noncommunity water grants.....		1,400,000
4	Grants to counties--air pollution.....		2,854,900
5	Land resource program grants.....		1,800,000
6	Federal - nonpoint source water pollution grants.....		6,500,000
7	Federal - Great Lakes remedial action plan grants....		700,000
8	Great Lakes research and protection grants.....		1,900,000
9	Radon grants.....		135,000
10	Drinking water revolving fund implementation.....		1,330,000
11	Local health department operations.....		10,472,500
12	Pollution prevention local grants.....		250,000
13	Septage waste compliance grants.....		1,525,000
14	Scrap tire grants.....		800,000
15	Volunteer lake, river, stream, and creek cleanup.....		<u>100,000</u>
16	GROSS APPROPRIATION.....	\$	132,120,900
17	Appropriated from:		
18	Interdepartmental grant revenues:		
19	IDG-MDCH local public health operations.....		10,472,500
20	Federal revenues:		
21	Federal revenues.....		85,000,000
22	DOC-NOAA, federal.....		1,500,000
23	EPA, federal.....		7,500,000
24	EPA, radon.....		90,000
25	Special revenue funds:		
26	Air emissions fees.....		1,664,800

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1	Community pollution prevention fund.....	250,000
2	Drinking water revolving fund.....	1,330,000
3	Great Lakes protection fund.....	1,900,000
4	Public water supply fees.....	1,400,000
5	Scrap tire regulatory fund.....	700,000
6	Septage waste license fees.....	1,525,000
7	State general fund/general purpose..... \$	18,788,600
8	<b>Sec. 116. BUDGETARY SAVINGS</b>	
9	Budgetary savings..... \$	<u>(879,300)</u>
10	GROSS APPROPRIATION..... \$	(879,300)
11	Appropriated from:	
12	State general fund/general purpose..... \$	(879,300)

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## PART 2

16

## PROVISIONS CONCERNING APPROPRIATIONS

### GENERAL SECTIONS

18

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22

23

24 occur:

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DEPARTMENT OF ENVIRONMENTAL QUALITY

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GRANTS

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1	Grants to counties - air pollution.....	\$	2,854,900
2	Septage waste compliance program.....		1,525,000
3	Scrap tire grants.....		700,000
4	Noncommunity water grants.....		1,400,000
5	Radon grants.....		35,000
6	Drinking water grants.....		<u>1,330,000</u>
7	TOTAL.....	\$	7,944,900

8       Sec. 202. The appropriations authorized under this act are subject  
9 to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

10       Sec. 203. As used in this act:

11       (a) "CESARS" means chemical evaluation search and retrieval system.

12       (b) "CMI" means clean Michigan initiative.

13       (c) "Department" means the department of environmental quality.

14       (d) "DOC" means the United States department of commerce.

15       (e) "DOC-NOAA" means the DOC national oceanic and atmospheric  
16 administration.

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

18       (g) "DOE" means the United States department of energy.

19       (h) "DOI" means the United States department of interior.

20       (i) "DOI-OSMRE" means the DOI office of surface mine reclamation.

21       (j) "DOI-USGS" means the DOI United States geological survey.

22       (k) "EPA" means the United States environmental protection agency.

23       (l) "EPA-GWDW" means the EPA groundwater drinking water.

24       (m) "EPA-LUST trust" means the EPA leaking underground storage tank  
25 trust fund.

26       (n) "EPA, radon" means the EPA radon grants.

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- 1 (o) "EPA-UST" means the EPA underground storage tank.  
2 (p) "FEMA" means the federal emergency management agency.  
3 (q) "FTE" means full-time equated.  
4 (r) "GIS" means geographic information system.  
5 (s) "IDG" means interdepartmental grant.  
6 (t) "IDT" means intradepartmental transfer.  
7 (u) "MDCH" means the Michigan department of community health.  
8 (v) "MDSP" means the Michigan department of state police.  
9 (w) "MI" means Michigan.  
10 (x) "MUSTFA" means the Michigan underground storage tank financial  
11 assurance fund.  
12 (y) "NPL" means the federal national priority list.  
13 Sec. 204. The department of civil service shall bill departments  
14 and agencies at the end of the first fiscal quarter for the 1% charge  
15 authorized by section 5 of article XI of the state constitution of 1963.  
16 Payments shall be made for the total amount of the billing by the end of  
17 the second fiscal quarter.  
18 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on  
19 the state classified civil service. State departments and agencies are  
20 prohibited from hiring any new full-time state classified civil service  
21 employees and prohibited from filling any vacant state classified civil  
22 service positions. This hiring freeze does not apply to internal trans-  
23 fers of classified employees from 1 position to another within a depart-  
24 ment or to positions that are funded with 80% or more federal or  
25 restricted funds.  
26 (2) The state budget director shall grant exceptions to the hiring  
27 freeze described in subsection (1) when the state budget director

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1 believes that the hiring freeze will result in rendering a state  
2 department or agency unable to deliver basic services, cause a loss of  
3 revenue to the state, result in the inability of the state to receive  
4 federal funds, or would necessitate additional expenditures that exceed  
5 any savings from maintaining a vacancy. The state budget director shall  
6 report by the twenty-eighth of each month to the chairpersons of the  
7 senate and house of representatives standing committees on appropriations  
8 the number of exceptions to the hiring freeze approved during the previ-  
9 ous month and the justification for the exception.

10       Sec. 206. (1) In addition to the funds appropriated in part 1,  
11 there is appropriated an amount not to exceed \$30,000,000.00 for federal  
12 contingency funds. These funds are not available for expenditure until  
13 they have been transferred to another line item in this act under  
14 section 393(2) of the management and budget act, 1984 PA 431,  
15 MCL 18.1393.

16       (2) In addition to the funds appropriated in part 1, there is appro-  
17 priated an amount not to exceed \$5,000,000.00 for state restricted con-  
18 tingency funds. These funds are not available for expenditure until they  
19 have been transferred to another line item in this act under  
20 section 393(2) of the management and budget act, 1984 PA 431,  
21 MCL 18.1393.

22       (3) In addition to the funds appropriated in part 1, there is appro-  
23 priated an amount not to exceed \$100,000.00 for local contingency funds.  
24 These funds are not available for expenditure until they have been trans-  
25 ferred to another line item in this act under section 393(2) of the man-  
26 agement and budget act, 1984 PA 431, MCL 18.1393.

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1       (4) In addition to the funds appropriated in part 1, there is  
2 appropriated an amount not to exceed \$100,000.00 for private contingency  
3 funds. These funds are not available for expenditure until they have  
4 been transferred to another line item in this act under section 393(2) of  
5 the management and budget act, 1984 PA 431, MCL 18.1393.

6       Sec. 207. Unless otherwise specified in this act, the department  
7 shall use the Internet to fulfill the reporting requirements of this  
8 act. This may include transmission of reports via electronic mail to the  
9 recipients identified for each reporting requirement or it may include  
10 placement of reports on an Internet or Intranet site. The senate and  
11 house of representatives appropriations subcommittees and senate and  
12 house fiscal agencies shall be notified in writing of the Internet or  
13 Intranet site of any such report. Quarterly, the department shall pro-  
14 vide to the senate and house appropriations subcommittees on environmen-  
15 tal quality, the senate and house fiscal agencies, and the state budget  
16 office an electronic and paper copy list of the reports submitted during  
17 the most recent 3-month period along with the Internet or Intranet site  
18 of each report, and a list of those reports expected to be transmitted in  
19 the following quarter.

20       Sec. 208. Funds appropriated in part 1 should not be used for the  
21 purchase of foreign goods or services, or both, if competitively priced  
22 American goods or services, or both, of comparable quality are  
23 available. Preference should be given to goods or services, or both,  
24 manufactured or provided by Michigan businesses if they are competitively  
25 priced and of comparable value.

26       Sec. 209. (1) From funds appropriated under part 1, the department  
27 shall prepare a report that lists all of the following regarding grant or

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1 loan or grant and loan programs administered by the department for the  
2 fiscal year ending on September 30, 2002:

3 (a) The name of each program.

4 (b) The goals of the program, the criteria, eligibility, process,  
5 filing fees, nominating procedures, and deadlines for each program.

6 (c) The maximum and minimum grant and loan available and whether  
7 there is a match requirement for each program.

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

10 (e) Information pertaining to the application process, timeline for  
11 each program, and the contact people within the department.

12 (f) The source of funds for each program, including the citation of  
13 pertinent authorizing acts.

14 (g) Information regarding plans for the next fiscal year for the  
15 phaseout, expansion, or changes for each program.

16 (h) A listing of all recipients of grants or loans awarded by the  
17 department by type and amount of grant or loan.

18 (2) The reports required under this section shall be submitted to  
19 the senate and house appropriations committees and senate and house  
20 fiscal agencies by January 1, 2002.

21 Sec. 210. By February 15, 2002, the department shall provide the  
22 state budget director, the subcommittees on natural resources and envi-  
23 ronmental quality of the senate and house appropriations committees, and  
24 the senate and house fiscal agencies with an annual report on restricted  
25 fund balances, projected revenues, and expenditures for the fiscal years  
26 ending September 30, 2001 and September 30, 2002.

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1       Sec. 211. The department shall provide an annual report on the  
2 total amount of funds received from responsible parties and legal  
3 settlements, and the disposition of these funds. Included in the report  
4 shall be a listing of the individual settlement cases, the location of  
5 the facilities involved, the type of violation committed, and the amount  
6 of funds received.

7       Sec. 212. The department shall notify the legislature of any  
8 request received by the state of Michigan to divert water from the Great  
9 Lakes pursuant to the water resources development act of 1986, Public Law  
10 99-662, 100 Stat. 4082.

11       Sec. 213. The state budget director shall provide a list of pro-  
12 posed work projects funded, in whole or in part, from appropriations in  
13 this act to the senate and house appropriations committees on  
14 November 15, 2001. This list shall provide detailed information includ-  
15 ing a description of project activities and services, the total work  
16 project funding level, spending for the fiscal year ending September 30,  
17 2000, and the amount of budget authority required to complete the  
18 project.

19       Sec. 214. (1) The department shall report all of the following  
20 information relative to allocations made in part 1 for the environmental  
21 cleanup and redevelopment program, state cleanup, emergency actions,  
22 superfund cleanup, the revitalization revolving loan program, the brown-  
23 field grants and loans program, the leaking underground storage tank  
24 cleanup program, the contaminated lake and river sediments cleanup pro-  
25 gram, and the environmental protection bond projects under section  
26 19508(7) of the natural resources and environmental protection act, 1994  
27 PA 451, MCL 324.19508, to the state budget director, the senate and house

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1 appropriations subcommittees on environmental quality, and the senate and  
2 house fiscal agencies:

3 (a) The name and location of the site for which an allocation is  
4 made.

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

6 (c) A brief description of how the problem will be resolved if the  
7 allocation is made for a response activity.

8 (d) The estimated date that site closure activities will be  
9 completed.

10 (e) The amount of the allocation, or the anticipated financing for  
11 the site.

12 (f) A summary of the sites and the total amount of funds expended at  
13 the sites at the conclusion of the fiscal year.

14 (g) The number of sites that would qualify as brownfields that were  
15 redeveloped.

16 (2) The report prepared under subsection (1) shall also include all  
17 of the following:

18 (a) The status of all state-owned facilities that are on the list  
19 compiled under part 201 of the natural resources and environmental pro-  
20 tection act, 1994 PA 451, MCL 324.20101 to 324.20142.

21 (b) The report shall include the total amount of funds expended  
22 during the fiscal year and the total amount of funds awaiting  
23 expenditure.

24 (c) The total amount of bonds issued for the environmental protec-  
25 tion bond program pursuant to part 193 of the natural resources and envi-  
26 ronmental protection act, 1994 PA 451, MCL 324.19301 to 324.19306, and

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1 bonds issued pursuant to the clean Michigan initiative act, 1998 PA 284,  
2 MCL 324.95101 to 324.95108.

3 (3) The report shall be made available by March 31 of each year.

4 Sec. 215. Of the money appropriated from the environmental educa-  
5 tion fund in part 1, \$5,000.00 shall be allocated to Michigan State  
6 University Extension Service - 4-H Youth Programs to fund the Michigan  
7 Youth Conservation Council.

8 Sec. 216. (1) The negative appropriation for budgetary savings in  
9 part 1 shall be satisfied by savings from the hiring freeze imposed in  
10 section 205 and, if necessary, by other savings identified by the depart-  
11 ment director and approved by the state budget director.

12 (2) Appropriation authorizations shall be adjusted after the  
13 approval of transfers by the legislature pursuant to section 393(2) of  
14 the management and budget act, 1984 PA 431, MCL 18.1393.

15 Sec. 217. The director of each department receiving appropriations  
16 in part 1 shall take all reasonable steps to ensure that businesses in  
17 deprived and depressed communities compete for and perform contracts to  
18 provide services or supplies, or both. Each director shall strongly  
19 encourage firms with which the department contracts to subcontract with  
20 certified businesses in depressed and deprived communities for services,  
21 supplies, or both.

22 Sec. 218. By September 30, 2001, the department shall make elec-  
23 tronically available via the department's website a report of its efforts  
24 to implement the recommendations contained in the Michigan environmental  
25 science board report entitled "Analysis of the Michigan Department of  
26 Environmental Quality Administered Environmental Standard to Protect

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1 Children's Health" dated February 2000. This report shall include all of  
2 the following:

3 (a) The department's efforts to include scientific and risk assess-  
4 ment staff from other state agencies to address children's health issues  
5 that cross agency jurisdictional boundaries.

6 (b) The department's initiatives to evaluate exposure concerns  
7 resulting from contaminated soils.

8 (c) Data collection and risk assessment development processes for  
9 hazardous indoor and outdoor air pollutants.

10 Sec. 219. At least 120 days before beginning any effort to privati-  
11 ze, the department shall submit a complete project plan to the appropri-  
12 ate senate and house appropriations subcommittees and the senate and  
13 house fiscal agencies. The plan shall include the criteria under which  
14 the privatization initiative will be evaluated. The evaluation shall be  
15 completed and submitted to the appropriate senate and house appropria-  
16 tions subcommittees and the senate and house fiscal agencies within 30  
17 months.

[Sec. 220. The departments and state agencies receiving appropriations under this act shall receive and retain copies of all reports funded from appropriations in part 1. These departments and state agencies shall follow federal and state guidelines for short-term and long-term retention of these reports and records.]

Sec. 221. The department shall provide a report prepared by the department's internal auditor on the activities of the internal auditor for the prior fiscal year. This report shall include a listing of each audit or investigation performed by the internal auditor pursuant to sections 486(4) and 487 of the management and budget act, 1984 PA 431, MCL 18.1486 and 18.1487. The report shall identify the proportion of time spent on each of the statutory responsibilities listed in sections 485(4), 486(4), and 487 of the management and budget act, 1984 PA 431, MCL 18.1485, 18.1486, and 18.1487, and the time spent on all other activities performed in the internal audit function. The first report shall be due March 1, 2002, and biennially thereafter beginning on May 1 and shall be submitted to the governor, auditor general, the senate and house appropriations committees, the senate and house fiscal agencies, and the director.

Sec. 222. By March 1 of each year, the department of environmental quality shall submit to the senate and house of representatives appropriations committees and the standing committees of the senate and house of representatives with jurisdiction over issues primarily pertaining to natural resources and the environment, a report on the expenditure of the proceeds of bonds issued under the clean Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108. The department shall submit the report beginning in the year 2002 and every year thereafter until all bond proceeds have been expended. The report shall provide information related to expenditures during the previous fiscal year and over the cumulative life of the bond. Information related to expenditures shall include, but are not limited to, all of the following:

- (a) The amount of bonds sold.
- (b) The amount of bond proceeds expended.
- (c) The number of and locations of sites in which bond proceeds have been expended.
- (d) The human health and environmental impacts that have been mitigated by the expenditure of bond funds including, but not limited to:
  - (i) Amount of contaminated sediment remediated.

(ii) Number of illicit storm sewer connections identified and corrected.

(iii) Number of stream and road crossings stabilized to control nonpoint source pollution.

(iv) Number of miles of shoreline stabilized or buffered to control nonpoint source pollution.

(v) Number of abandoned wells identified and plugged.

(vi) Number and type of actions taken to implement lakewide management plans (R324.8904) remedial actions plans (R324.8905) approved watershed management plans (R324.8902).

(vii) Number of cleaned up sites of environmental contamination having imminent and substantial endangerment to human health or the environment.

(e) The implementation of and results from the monitoring program conducted to achieve the goals stated in "A Strategic Environmental Quality Monitoring Program for Michigan's Surface Waters" as required under section 8807(4)(a) of part 88 of the natural resources and environmental protection act. The report shall include a discussion of annual monitoring results as well as trends over time.

(f) The brownfield properties that have been redeveloped by the expenditure of bond funds, including, but not limited to:

(i) Number of corrective actions undertaken by the department to address releases from leaking underground storage tanks pursuant to part 213.

(ii) The number of response activities undertaken by the department at facilities pursuant to part 201 to promote redevelopment.

(iii) The number of assessment activities undertaken to determine whether the property is a facility.

(iv) The number of grants provided to local units of government and brownfield redevelopment authorities created under the brownfield redevelopment financing act, 1996 PA 381, MCL 125. 2651 to 125.2672, for response activities at known or suspected facilities with redevelopment potential.

(v) The acres of brownfields remediated.

(vi) The acres of former brownfields that have been redeveloped and are now being used for other purposes.

Sec. 223. The department shall not issue permits for directional drilling in great lakes bottomlands until recommendations of the 2001 working group on oil and gas leasing procedures are accepted and approved by the natural resources commission.]

**18 LAND AND WATER MANAGEMENT**

19 Sec. 301. The department shall collect Great Lakes bottomland  
20 permit fees uniformly and fairly from commercial and noncommercial users  
21 of the Great Lakes bottomlands.

22 Sec. 302. By February 1, 2002, the department shall provide a copy  
23 of the inventory of Michigan wetlands required under 2000 PA 275. A  
24 status report shall be provided to the senate and house appropriations

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1 subcommittees on natural resources and environmental quality on September  
2 30, 2002.

3       Sec. 303. The department shall waive permit fees for nonprofit  
4 organizations conducting approved stream habitat improvement projects.

## 5 AIR QUALITY

6       Sec. 401. The department shall report quarterly, via the  
7 department's Internet website, on air quality program expenditures and  
8 revenues. The report shall include expenditures and revenues by fund  
9 source, and by program function.

## 10 SURFACE WATER QUALITY

11       Sec. 501. Of the funds appropriated in part 1 for surface water  
12 surveillance, a minimum of \$250,000.00 shall be designated for grants to  
13 local organizations for water quality monitoring activities.

14       Sec. 502. (1) The department, in conjunction with the department of  
15 natural resources, shall provide a report on the impact of nonnative,  
16 aquatic nuisance species and other nonnative species on the natural  
17 resources and environment of the state. The report shall include recom-  
18 mendations for reducing or eliminating the negative impacts of such spe-  
19 cies on the natural resources and the environment of the state and recom-  
20 mendations on how to prohibit new introductions of nonnative aquatic nui-  
21 sance species and other nonnative species.

22       (2) The report required in subsection (1) may be included as a part  
23 of any report the department is required to prepare that assesses the

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1 status of and trends related to the overall state of the natural  
2 environment in the state. The report shall be submitted to the governor,  
3 to the standing committees of the legislature with jurisdiction over  
4 issues primarily related to natural resources and the environment, and to  
5 the senate and house appropriations subcommittees on environmental qual-  
6 ity and natural resources. The report shall be submitted not later than  
7 September 30, 2002.

### **8 DRINKING WATER**

9       Sec. 601. The funds appropriated in part 1 for groundwater use  
10 reporting shall support the cost of developing a groundwater database  
11 needed to model the demands for domestic water uses of groundwater  
12 supplies.

### **13 ENVIRONMENTAL RESPONSE**

14       Sec. 701. From the funds appropriated in part 1 for the environmen-  
15 tal cleanup and redevelopment program under part 201 of the natural  
16 resources and environmental protection act, 1994 PA 451, MCL 324.20101 to  
17 324.20142, the department shall continue to make authorizations for  
18 response activities at environmental contamination sites and for the  
19 administration of the environmental cleanup and redevelopment program.

20       Sec. 702. The unexpended portion of funds appropriated in part 1  
21 for the state cleanup program, environmental cleanup and redevelopment  
22 program, emergency cleanup action, and superfund cleanup projects is  
23 considered work project appropriations and any unencumbered or unallotted

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1 funds are carried forward into the succeeding fiscal year. The following  
2 is in compliance with section 451a(1) of the management and budget act,  
3 1984 PA 431, MCL 18.1451a:

4 (a) The purpose of the projects to be carried forward is to provide  
5 contaminated site cleanup.

6 (b) The projects will be accomplished by contract.

7 (c) The total estimated cost of all projects is identified in each  
8 line-item appropriation.

9 (d) The tentative completion date is September 30, 2006.

10 Sec. 703. Of the funds appropriated in part 1 as state match for  
11 the superfund cleanup program, an amount not to exceed \$250,000.00 shall  
12 be expended as state match for the hazardous substance research center.

13 Sec. 704. From the funds appropriated in part 1, the director of  
14 the department shall allocate staff resources as necessary to assure the  
15 timely submission of a proposed plan to treat or remove contaminated sed-  
16 iments from the Kalamazoo River superfund site. A copy of the  
17 department's proposed plan shall be provided to the senate and house  
18 appropriations subcommittees on environmental quality before December 31,  
19 2001.

20 Sec. 705. With funds appropriated in part 1, the department shall  
21 designate staff to support the federal areas of concern program to lever-  
22 age available federal funds, to prepare action plans to remove designated  
23 areas from the areas of concern list, to implement necessary cleanup  
24 activities, and to give technical support to affected local governmental  
25 units.

26 Sec. 706. The department shall follow an open competitive bid  
27 process for all contracts and subcontracts for reports of investigation

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1 and environmental cleanup projects, pursuant to section 261 of the  
2 management and budget act, 1984 PA 431, MCL 18.1261.

**3 STORAGE TANKS**

4       Sec. 801. (1) The funds appropriated in part 1 from the Michigan  
5 underground storage tank financial assurance fund for the purpose of car-  
6 rying out the duties and responsibilities as specified in part 215 of the  
7 natural resources and environmental protection act, 1994 PA 451,  
8 MCL 324.21501 to 324.21551, are considered work project appropriations  
9 and any unencumbered funds are carried forward into the succeeding fiscal  
10 year. The following is in compliance with section 451a(1) of the manage-  
11 ment and budget act, 1984 PA 431, MCL 18.1451a:

12       (a) The purpose of the projects to be carried forward is to carry  
13 out the responsibilities of part 215 of the natural resources and envi-  
14 ronmental protection act, 1994 PA 451, MCL 324.21501 to 324.21551.

15       (b) The projects will be accomplished by contract and state  
16 employees.

17       (c) The total estimated cost is identified in a line-item  
18 appropriation.

19       (d) The tentative completion date is September 30, 2006.

20       (2) The Michigan underground storage tank financial assurance policy  
21 board shall allocate the amount of the underground storage tank financial  
22 assurance fund to be distributed to the department. If the amount recom-  
23 mended by the board is less than that appropriated in part 1, expendi-  
24 tures shall be adjusted accordingly.

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1       (3) Included in the funds appropriated in part 1 from the Michigan  
2 underground storage tank financial assurance fund are funds sufficient to  
3 pay debt service costs on the bonds or notes issued pursuant to part 215  
4 of the natural resources and environmental protection act, 1994 PA 451,  
5 MCL 324.21501 to 324.21551.

6       Sec. 802. The department shall report to the state budget director,  
7 the senate and house appropriations subcommittees on environmental quali-  
8 ty, and the senate and house fiscal agencies not later than October 31,  
9 2002 on the Michigan underground storage tank financial assurance fund.  
10 The report shall include the fund balance, estimate of available reve-  
11 nues, number and dollar value of claims processed through September 30,  
12 2001, and total estimated claims liability through December 22, 2003.

13       Sec. 803. The unexpended portion of the funds appropriated in  
14 part 1 for the leaking underground storage tank cleanup program is con-  
15 sidered work project appropriations and any unencumbered or unallotted  
16 funds are carried over into the succeeding fiscal year. The following is  
17 in compliance with section 451a(1) of the management and budget act, 1984  
18 PA 431, MCL 18.1451a:

19       (a) The purpose of the projects to be carried over is to provide for  
20 redevelopment and contaminated site cleanup.

21       (b) These projects will be accomplished by contract.

22       (c) The total estimated costs of all projects is identified in each  
23 line-item appropriation.

24       (d) The tentative completion date for these projects is September  
25 30, 2006.

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## 1 WASTE MANAGEMENT

2       Sec. 901. The funds appropriated in part 1 for pollution prevention  
3 includes authorization for 1.0 FTE position and \$60,000.00 to provide  
4 technical assistance to organizations and businesses involved in recycl-  
5 ing and composting.

## 6 ENVIRONMENTAL ASSISTANCE

7       Sec. 1001. With funds appropriated in part 1, the department shall  
8 continue to implement a community right-to-know project to facilitate  
9 convenient public access to information about the performance of individ-  
10 ual facilities in complying with requirements of air, surface water,  
11 waste management, storage tank, and environmental response programs, and  
12 with any permits issued pursuant to these programs. The project shall  
13 also facilitate convenient public access to information about the overall  
14 quality of Michigan's air, water, groundwater, and drinking water and the  
15 generation of municipal solid waste and regulated hazardous waste. In  
16 implementing this section, the department shall consult with interested  
17 stakeholders on a periodic basis, including, but not limited to, indus-  
18 trial and environmental group representatives.

19       Sec. 1002. The funds appropriated in part 1 for low-income commu-  
20 nity wastewater assistance shall be provided to the Michigan community  
21 action agency association. This appropriation enables the association to  
22 maintain rural community assistance program services to all Michigan  
23 counties.

24       Sec. 1003. With funds appropriated in part 1, the department shall  
25 implement the department's strategy to expand the use of tire-derived

1 fuels by public utilities, governmental units, and private industry as a  
2 means of eliminating accumulated scrap tires.

3       Sec. 1004. The appropriation in part 1 for environmental assistance  
4 includes \$200,000.00 to support research and technology demonstration  
5 projects which encourage scrap tire recycling and reuse.

**6 CRIMINAL INVESTIGATIONS**

7       Sec. 1101. With funds appropriated in part 1, the department shall  
8 provide training in support of local efforts to regulate solid waste  
9 disposal. Department environmental conservation officers shall be  
10 directed to help train law enforcement officers and other enforcement  
11 personnel to develop community partnerships to combat illegal dumping at  
12 the local level.

13       Sec. 1102. With funds appropriated in part 1, the department shall  
14 conduct periodic inspections of imported solid waste at disposal facili-  
15 ties to mitigate the unpermitted disposal of waste at Michigan disposal  
16 sites.

17       Sec. 1103. With funds appropriated in part 1, the department shall  
18 prepare a report for environmental enforcement programs including air [and  
19 water]  
20 emissions of pollutants, waste treatment storage and disposal, waste  
21 transportation, and land and water management for fiscal year 2000-2001.  
22 This report shall include the following data for each program: the  
23 number of permit holders and facilities, the number of permit applica-  
24 tions received and granted, the number of received complaints, the number  
25 of on-site inspections, [the number of inspections that discovered  
noncompliance with environmental protection laws and the nature of the  
violations discovered,] and the number of conducted criminal  
investigations. This report shall be submitted to the senate and house

1 appropriation subcommittees on environmental quality on November 30,  
2 2001, and an updated report on September 30, 2002.

3 **GRANTS**

4       Sec. 1201. If a certified health department does not exist in a  
5 city, county, or district or does not fulfill its responsibilities under  
6 part 117 of the natural resources and environmental protection act, 1994  
7 PA 451, MCL 324.11701 to 324.11719, then the department may spend funds  
8 appropriated in part 1 under the septage waste compliance program in  
9 accordance with section 11716 of the natural resources and environmental  
10 protection act, 1994 PA 451, MCL 324.11716.

11       Sec. 1202. Loans provided by the water pollution control revolving  
12 fund with funds appropriated in part 1 are to be repaid on schedule, and  
13 penalties shall be assigned for delinquent repayment as provided in part  
14 53 of the natural resources and environmental protection act, 1994  
15 PA 451, MCL 324.5301 to 324.5316.

16       Sec. 1203. Of the funds appropriated in part 1 for scrap tire  
17 grants, \$100,000.00 shall be available for grants to communities to cover  
18 scrap tire fire suppression costs, provided owner liability bonds and  
19 other available funding sources have been exhausted.

[Sec. 1204. It is the intent of the legislature that the department  
shall work with the federal environmental protection agency to revise  
department guidelines to assure that small rural communities qualify to  
receive water pollution control revolving loan funds.]