

**SENATE 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:

1

PART 1

2

LINE-ITEM APPROPRIATIONS

3

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

HB 4257, As Passed Senate, May 31, 2001

House Bill No. 4257 as amended May 31, 2001
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For Fiscal Year Ending
September 30, 2002

1 DEPARTMENT OF ENVIRONMENTAL QUALITY		
2	Full-time equated unclassified positions.....	6.0
3	Full-time equated classified positions.....	1,635.7
4	GROSS APPROPRIATION.....	\$ 416,876,600
5	Interdepartmental grant revenues:	
6	Total interdepartmental grants and intradepartmental	
7	transfers.....	17,808,900
8	ADJUSTED GROSS APPROPRIATION.....	\$ 399,069,700
9	Federal revenues:	
10	Total federal revenues.....	130,777,500
11	Special revenue funds:	
12	Total local revenues.....	1,133,400
13	Total private revenues.....	433,600
14	Total other state restricted revenues.....	163,502,900
15	State general fund/general purpose.....	\$ 103,220,300
16	FUND SOURCE SUMMARY:	
17	GROSS APPROPRIATION.....	\$ 416,876,600
18	Interdepartmental grant revenues:	
19	IDG-MDCH, local public health operations.....	10,472,400
20	IDG-MDSP.....	625,800
21	IDG from MDOT, Michigan transportation fund.....	885,300
22	IDG from MDOT, state aeronautics fund.....	40,000
23	IDT, interdivisional charges.....	5,785,400
24	Total interdepartmental grants and intradepartmental	
25	transfers.....	17,808,900
26	ADJUSTED GROSS APPROPRIATION.....	\$ 399,067,700

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1	Federal revenues:	
2	DOC-NOAA, federal.....	3,047,700
3	DOD, federal.....	850,600
4	DOI-OSMRE, federal.....	303,700
5	DOI-USGS, federal.....	101,300
6	DOI, federal.....	51,300
7	EPA-GWDW.....	4,715,600
8	EPA-LUST trust.....	2,067,400
9	EPA-UST.....	267,600
10	EPA, federal.....	26,609,900
11	EPA, radon.....	309,100
12	EPA, superfund.....	7,056,400
13	Federal revenues.....	85,000,000
14	FEMA, federal.....	396,900
15	Total federal revenues.....	130,777,500
16	Special revenue funds:	
17	Local funds.....	1,133,400
18	Total local revenues.....	1,133,400
19	Private funds.....	433,600
20	Total private revenues.....	433,600
21	Aboveground storage tank fees.....	714,400
22	Air emissions fees.....	11,903,300
23	CESARS service fee.....	26,000
24	Clean Michigan initiative - administration.....	2,428,400
25	Clean Michigan initiative - clean water fund.....	2,547,500
26	Cleanup and redevelopment fund.....	8,200,000

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1	Community pollution prevention fund.....	250,100
2	Drinking water revolving fund.....	6,023,600
3	Environmental education fund.....	182,700
4	Environmental pollution prevention fund.....	194,600
5	Environmental protection fund.....	6,000,100
6	Environmental response fund.....	8,983,600
7	Environmental training revenue.....	293,400
8	Fees and collections.....	800,800
9	Great Lakes protection fund.....	2,074,900
10	Hazardous materials transportation permit fund.....	86,900
11	Hazardous waste facility closure revenue.....	999,900
12	Land and water permit fees.....	3,072,100
13	Landfill maintenance trust fund.....	46,500
14	Medical waste fees.....	434,100
15	Metallic mining surveillance fee revenue.....	67,600
16	Michigan underground storage tank financial assurance	
17	fund.....	62,411,100
18	Mineral well regulatory fee revenue.....	213,100
19	Oil and gas regulatory fund.....	9,621,100
20	Orphan well fund.....	1,317,200
21	Public utility assessments.....	781,800
22	Public water supply fees.....	4,337,500
23	Publication revenue.....	102,000
24	Revitalization revolving loan fund.....	1,000,000
25	Saginaw bay and river restoration revenue.....	152,800
26	Sand extraction fee revenue.....	187,900

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1	Scrap tire regulatory fund.....	1,806,000
2	Septage waste license fees.....	1,750,100
3	Settlement funds.....	3,383,200
4	Settlement funds - local reimbursement.....	100
5	Sewage sludge land application fee.....	742,200
6	Solid waste facility closure revenue.....	1,000,100
7	Solid waste program fees.....	1,301,700
8	Stormwater permit fees.....	1,350,700
9	Submerged log recovery fund.....	100,100
10	Underground storage tank fees.....	5,206,100
11	Waste reduction fee revenue.....	5,782,600
12	Wastewater operator training fees.....	167,000
13	Water analysis fees.....	2,469,900
14	Water pollution control revolving fund.....	2,924,700
15	Water use reporting fees.....	63,400
16	Total other state restricted revenues.....	163,502,900
17	State general fund/general purpose..... \$	103,220,300
18	Sec. 102. EXECUTIVE	
19	Full-time equated unclassified positions.....6.0	
20	Full-time equated classified positions.....15.0	
21	Unclassified salaries--6.0 FTE positions..... \$	494,900
22	Executive direction--8.0 FTE positions.....	1,089,800
23	Office of the Great Lakes--7.0 FTE positions.....	<u>901,900</u>
24	GROSS APPROPRIATION..... \$	2,486,600
25	Appropriated from:	
26	Federal revenues:	

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1	EPA, federal.....	223,200
2	DOI, federal.....	51,300
3	Special revenue funds:	
4	Environmental response fund.....	42,600
5	Environmental education fund.....	182,700
6	Great Lakes protection fund.....	100,000
7	Oil and gas regulatory fund.....	88,500
8	Settlement funds.....	208,400
9	State general fund/general purpose..... \$	1,589,900
10	Sec. 103. DEPARTMENT SUPPORT SERVICES	
11	Full-time equated classified positions.....96.0	
12	Financial and business services--32.0 FTE positions.. \$	1,749,500
13	Field operations support--20.0 FTE positions.....	1,472,400
14	Automated data processing--21.0 FTE positions.....	6,236,800
15	Office of special environmental projects--6.0 FTE	
16	positions.....	603,700
17	Personnel--13.0 FTE positions.....	810,100
18	Administrative hearings--4.0 FTE positions.....	411,700
19	Building occupancy charges.....	7,213,300
20	Rent-privately owned property.....	<u>2,366,000</u>
21	GROSS APPROPRIATION..... \$	20,863,500
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	IDT, interdivisional charges.....	5,785,400
25	Federal revenues:	
26	DOD, federal.....	1,000

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1	EPA, federal.....	300,000
2	EPA, superfund.....	56,400
3	Special revenue funds:	
4	Aboveground storage tank fee revenue.....	24,900
5	Air emissions fees.....	377,600
6	Clean Michigan initiative - administration.....	159,400
7	Environmental pollution prevention fund.....	57,000
8	Environmental response fund.....	1,296,100
9	Fees and collections.....	85,600
10	Land and water permit fees.....	103,500
11	Medical waste fees.....	31,600
12	Michigan underground storage tank financial assurance	
13	fund.....	323,900
14	Oil and gas regulatory fund.....	743,300
15	Public utility assessments.....	12,000
16	Public water supply fees.....	454,100
17	Scrap tire regulatory fund.....	84,500
18	Settlement funds.....	183,900
19	Solid waste program fees.....	63,000
20	Stormwater permit fees.....	48,300
21	Waste reduction fee revenue.....	53,500
22	Water analysis fees.....	157,900
23	Water pollution control revolving fund.....	83,600
24	Water use reporting fees.....	7,100
25	Underground storage tank fees.....	196,400
26	State general fund/general purpose..... \$	10,173,500

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1	Sec. 104. GEOLOGICAL SURVEY	
2	Full-time equated classified positions.....	74.5
3	Services to oil and gas programs--65.0 FTE positions. \$	8,960,900
4	Well plugging - orphan wells--2.5 FTE positions.....	1,317,200
5	Coal and sand dune management--3.0 FTE positions.....	592,900
6	Mineral wells management--3.0 FTE positions.....	213,100
7	Metallic mining reclamation program--1.0 FTE position	<u>67,600</u>
8	GROSS APPROPRIATION..... \$	11,151,700
9	Appropriated from:	
10	Federal revenues:	
11	DOI-USGS, federal.....	201,300
12	DOI-OSMRE, federal.....	203,700
13	Special revenue funds:	
14	Environmental response fund.....	75,000
15	Metallic mining surveillance fee revenue.....	67,600
16	Mineral well regulatory fee revenue.....	213,100
17	Orphan well fund.....	1,317,200
18	Oil and gas regulatory fund.....	8,653,000
19	Publication revenue.....	102,000
20	Sand extraction fee revenue.....	187,900
21	State general fund/general purpose..... \$	130,900
22	Sec. 105. LAND AND WATER MANAGEMENT	
23	Full-time equated classified positions.....	156.0
24	Land and water program direction--14.0 FTE positions. \$	1,182,100
25	Field permitting and project assistance--85.0 FTE	
26	positions.....	7,035,500

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1	Water management--26.0 FTE positions.....	2,861,100
2	Great Lakes shorelands--31.0 FTE positions.....	3,303,100
3	Submerged log recovery program.....	<u>100,100</u>
4	GROSS APPROPRIATION..... \$	14,481,900
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG, Michigan transportation fund.....	885,300
8	IDG from MDOT, state aeronautics fund.....	40,000
9	Federal revenues:	
10	EPA, federal.....	681,800
11	DOC-NOAA, federal.....	1,547,700
12	FEMA, federal.....	396,900
13	Special revenue funds:	
14	Land and water permit fees.....	2,968,600
15	Submerged log recovery fund.....	100,100
16	State general fund/general purpose..... \$	7,861,500
17	Sec. 106. AIR QUALITY	
18	Full-time equated classified positions.....216.5	
19	Air quality programs--216.5 FTE positions..... \$	<u>19,104,500</u>
20	GROSS APPROPRIATION..... \$	19,104,500
21	Appropriated from:	
22	Federal revenues:	
23	EPA, federal.....	3,243,900
24	Special revenue funds:	
25	Air emissions fees.....	9,212,900
26	Environmental response fund.....	88,400

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1	State general fund/general purpose.....	\$	6,559,300
2	Sec. 107. SURFACE WATER QUALITY		
3	Full-time equated classified positions.....	214.5	
4	Compliance and permits--115.0 FTE positions.....	\$	10,108,400
5	Surface water surveillance program--36.5 FTE		
6	positions.....		7,739,400
7	Watershed management and nonpoint source--42.0 FTE		
8	positions.....		4,590,500
9	Fish contaminant monitoring contracts.....		321,100
10	Sewage sludge land application program--6.5 FTE		
11	positions.....		742,200
12	Stormwater discharge program--14.5 FTE positions.....		<u>1,223,000</u>
13	GROSS APPROPRIATION.....	\$	24,724,600
14	Appropriated from:		
15	Federal revenues:		
16	EPA, federal.....		7,172,300
17	Special revenue funds:		
18	Local funds.....		1,133,400
19	CESARS service fee.....		26,000
20	Clean Michigan initiative - administration.....		553,600
21	Clean Michigan initiative - clean water fund.....		2,547,500
22	Environmental response fund.....		146,100
23	Saginaw bay and river restoration revenue.....		152,800
24	Septage waste license fees.....		225,000
25	Sewage sludge land application fee.....		742,200
26	State water pollution control revolving fund.....		584,100

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1	Stormwater permit fees.....	1,216,600
2	State general fund/general purpose..... \$	10,225,000
3	Sec. 108. DRINKING WATER PROTECTION AND RADIOLOGICAL HEALTH	
4	Full-time equated classified positions.....215.7	
5	Environmental health--34.0 FTE positions..... \$	3,700,400
6	Laboratory services administration--70.0 FTE	
7	positions.....	6,245,100
8	Drinking water--93.2 FTE positions.....	12,917,500
9	Radiological protection--18.5 FTE positions.....	1,681,700
10	Groundwater use reporting.....	<u>75,000</u>
11	GROSS APPROPRIATION..... \$	24,619,700
12	Appropriated from:	
13	Interdepartmental grant revenues	
14	IDG-MSP.....	625,800
15	Federal revenues:	
16	EPA, federal.....	890,600
17	EPA-GWDW.....	4,056,000
18	EPA, radon.....	219,100
19	Special revenue funds:	
20	Drinking water revolving fund.....	3,430,500
21	Great Lakes protection fund.....	75,000
22	Medical waste fees.....	402,500
23	Public water supply fees.....	2,483,300
24	Settlement funds.....	283,100
25	Water analysis fees.....	2,312,000
26	Water use reporting fees.....	56,300

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1	Fees and collections.....	715,200
2	State general fund/general purpose..... \$	9,070,300
3	Sec. 109. LOW-LEVEL RADIOACTIVE WASTE AUTHORITY	
4	Full-time equated classified positions.....2.0	
5	Low-level radioactive waste authority--2.0 FTE	
6	positions..... \$	<u>769,800</u>
7	GROSS APPROPRIATION..... \$	769,800
8	Appropriated from:	
9	Special revenue funds:	
10	Public utility assessments.....	769,800
11	State general fund/general purpose..... \$	0
12	Sec. 110. ENVIRONMENTAL RESPONSE	
13	Full-time equated classified positions.....257.0	
14	Environmental cleanup and redevelopment program..... \$	16,352,500
15	Contaminated site investigations, cleanup, and	
16	revitalization--206.0 FTE positions.....	16,499,700
17	State cleanup (Part 201 of 1994 PA 451).....	3,397,800
18	Emergency cleanup actions.....	1,999,900
19	Federal cleanup project management--51.0 FTE	
20	positions.....	5,416,700
21	Revitalization revolving loan program.....	7,000,100
22	Superfund cleanup.....	<u>7,249,900</u>
23	GROSS APPROPRIATION..... \$	57,916,600
24	Appropriated from:	
25	Federal revenues:	
26	DOD, federal.....	849,600

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1	EPA, federal.....	2,783,400
2	EPA, superfund.....	7,000,000
3	Special revenue funds:	
4	Private funds.....	133,700
5	Clean Michigan initiative - administration.....	1,027,200
6	Cleanup and redevelopment fund.....	5,233,900
7	Environmental response fund.....	5,980,100
8	Environmental protection fund.....	6,000,100
9	Landfill maintenance trust fund.....	46,500
10	Revitalization revolving loan fund.....	1,000,000
11	Settlement funds.....	2,640,700
12	State general fund/general purpose..... \$	25,221,400
13	Sec. 111. STORAGE TANKS	
14	Full-time equated classified positions.....112.5	
15	Michigan underground storage tank financial assurance	
16	program--36.5 FTE positions..... \$	61,976,700
17	Underground storage tank program--39.0 FTE positions.	5,480,300
18	Aboveground storage tank program--9.0 FTE positions..	689,500
19	Leaking underground storage tank cleanup program.....	5,966,100
20	Emergency cleanup actions.....	2,000,100
21	Leaking underground storage tank program--28.0 FTE	
22	positions.....	<u>4,402,800</u>
23	GROSS APPROPRIATION..... \$	80,515,500
24	Appropriated from:	
25	Federal revenues:	
26	EPA-LUST trust.....	2,067,400

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1	EPA-UST.....	267,600
2	Special revenue funds:	
3	Aboveground storage tank fees.....	689,500
4	Clean Michigan initiative - administration.....	609,100
5	Cleanup and redevelopment fund.....	2,966,100
6	Environmental response fund.....	1,095,300
7	Michigan underground storage tank financial assurance	
8	fund.....	61,976,700
9	Underground storage tank fees.....	5,009,700
10	State general fund/general purpose..... \$	5,834,100
11	Sec. 112. WASTE MANAGEMENT	
12	Full-time equated classified positions.....151.0	
13	Administration and technical support--20.0 FTE	
14	positions..... \$	1,587,500
15	Compliance and enforcement--72.0 FTE positions.....	5,250,600
16	Hazardous waste permits--28.0 FTE positions.....	2,481,400
17	Groundwater permits--18.0 FTE positions.....	1,261,100
18	Solid waste program--13.0 FTE positions.....	1,401,700
19	Hazardous waste program support.....	515,000
20	Hazardous waste disposal facility closures.....	999,900
21	Solid waste disposal facility closures.....	<u>1,000,100</u>
22	GROSS APPROPRIATION..... \$	14,497,300
23	Appropriated from:	
24	Federal revenues:	
25	EPA, federal.....	2,903,000
26	Special revenue funds:	

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1	Environmental response fund.....	260,000
2	Hazardous waste facility closure revenue.....	999,900
3	Hazardous materials transportation permit fund.....	86,900
4	Solid waste facility closure revenue.....	1,000,100
5	Environmental pollution prevention fund.....	137,600
6	Scrap tire regulatory fund.....	964,100
7	Solid waste program fees.....	1,238,700
8	Waste reduction fee revenue.....	1,211,000
9	State general fund/general purpose..... \$	5,696,000
10	Sec. 113. ENVIRONMENTAL ASSISTANCE DIVISION	
11	Full-time equated classified positions.....103.0	
12	Municipal assistance--33.5 FTE positions..... \$	3,060,100
13	Pollution prevention--37.0 FTE positions.....	3,368,800
14	Low-income community wastewater assistance.....	95,900
15	Environmental services--12.0 FTE positions.....	1,837,300
16	Pollution prevention outreach.....	299,900
17	Technical assistance--20.5 FTE positions.....	<u>3,141,300</u>
18	GROSS APPROPRIATION..... \$	11,803,300
19	Appropriated from:	
20	Federal revenues:	
21	EPA, federal.....	783,300
22	EPA-GWDW.....	659,600
23	Special revenue funds:	
24	Private funds.....	299,900
25	Air emissions fees.....	648,000
26	Clean Michigan initiative - administration.....	79,100

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1	Settlement funds.....	67,100
2	Drinking water revolving fund.....	1,263,100
3	Environmental training revenue.....	293,400
4	State water pollution control revolving fund.....	2,257,000
5	Stormwater permit fees.....	85,800
6	Waste reduction fee revenue.....	4,518,100
7	Wastewater operator training fees.....	167,000
8	State general fund/general purpose..... \$	681,900
9	Sec. 114. CRIMINAL INVESTIGATIONS	
10	Full-time equated classified positions.....22.0	
11	Environmental investigations--22.0 FTE positions..... \$	<u>1,925,500</u>
12	GROSS APPROPRIATION..... \$	1,925,500
13	Appropriated from:	
14	Federal revenues:	
15	EPA, federal.....	128,400
16	Special revenue funds:	
17	MUSTFA fund.....	110,500
18	Oil and gas regulatory fund.....	136,300
19	Scrap tire regulatory fund.....	57,400
20	State general fund/general purpose..... \$	1,492,900
21	Sec. 115. GRANTS	
22	Grants to counties--air pollution..... \$	2,855,100
23	Water pollution control and drinking water revolving	
24	fund.....	102,353,400
25	Noncommunity water grants.....	1,400,100
26	Land and water management grants.....	1,800,000

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1	Environmental technology research grant.....	100
2	Federal - nonpoint source water pollution grants.....	6,500,000
3	Federal - Great Lakes remedial action plan grants....	700,000
4	Great Lakes research and protection grants.....	1,899,900
5	Local reimbursements from settlements.....	100
6	Pollution prevention local grants.....	250,100
7	Radon grants.....	134,800
8	Septage waste compliance grants.....	1,525,100
9	Scrap tire grants.....	700,000
10	Drinking water revolving fund implementation.....	1,330,000
11	Local health department operations.....	10,472,400
12	Volunteer lake, river, stream, and creek cleanup.....	<u>95,000</u>
13	GROSS APPROPRIATION..... \$	<u>132,016,100</u>
14	Appropriated from:	
15	Interdepartmental grant revenues	
16	IDG-MDCH, local public health operations.....	10,472,400
17	Federal revenues:	
18	DOC-NOAA, federal.....	1,500,000
19	EPA, federal.....	7,500,000
20	EPA, radon.....	90,000
21	Federal revenues.....	85,000,000
22	Special revenue funds:	
23	Air emissions fees.....	1,664,800
24	Community pollution prevention fund.....	250,100
25	Drinking water revolving fund.....	1,330,000
26	Great Lakes protection fund.....	1,899,900

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1	Public water supply fees.....	1,400,100
2	Scrap tire regulatory fund.....	700,000
3	Septage waste license fees.....	1,525,100
4	Settlement funds - local reimbursement.....	100
5	State general fund/general purpose..... \$	18,683,600

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8

PART 2

9

PROVISIONS CONCERNING APPROPRIATIONS

10 GENERAL SECTIONS

11 Sec. 201. Pursuant to section 30 of article IX of the state consti-
12 tution of 1963, total state spending from state resources under part 1
13 for fiscal year 2001-2002 is \$266,723,200.00 and state spending from
14 state resources to be paid to local units of government for fiscal year
15 2001-2002 is \$7,845,100.00. The itemized statement below identifies
16 appropriations from which spending to units of local government will
17 occur:

18 DEPARTMENT OF ENVIRONMENTAL QUALITY

19 GRANTS

20	Grants to counties - air pollution.....	\$	2,855,100
21	Septage waste compliance program.....		1,525,100
22	Scrap tire grants.....		700,000
23	Noncommunity water grants.....		1,400,100
24	Radon grants.....		34,800
25	Drinking water grants.....		<u>1,330,000</u>
26	TOTAL.....	\$	7,845,100

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

3 Sec. 203. As used in this act:

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

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

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

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

8 (e) "DOC-NOAA" means the DOC national oceanic and atmospheric
9 administration.

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

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

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

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

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

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

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

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

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

20 (o) "EPA-UST" means the EPA underground storage tank.

21 (p) "FEMA" means the federal emergency management agency.

22 (q) "FTE" means full-time equated.

23 (r) "GIS" means geographic information system.

24 (s) "IDG" means interdepartmental grant.

25 (t) "IDT" means intradepartmental transfer.

26 (u) "MDCH" means the Michigan department of community health.

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1 (v) "MDSP" means the Michigan department of state police.

2 (w) "MI" means Michigan.

3 (x) "MUSTFA" means the Michigan underground storage tank financial
4 assurance fund.

5 (y) "NPL" means the federal national priority list.

6 Sec. 204. The department of civil service shall bill departments
7 and agencies at the end of the first fiscal quarter for the 1% charge
8 authorized by section 5 of article XI of the state constitution of 1963.
9 Payments shall be made for the total amount of the billing by the end of
10 the second fiscal quarter.

11 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on
12 the state classified civil service. State departments and agencies are
13 prohibited from hiring any new full-time state classified civil service
14 employees and prohibited from filling any vacant state classified civil
15 service positions. This hiring freeze does not apply to internal trans-
16 fers of classified employees from 1 position to another within a depart-
17 ment or to positions that are funded with 80% or more federal or
18 restricted funds.

19 (2) The state budget director shall grant exceptions to the hiring
20 freeze described in subsection (1) when the state budget director
21 believes that the hiring freeze will result in rendering a state depart-
22 ment or agency unable to deliver basic services, cause a loss of revenue
23 to the state, result in the inability of the state to receive federal
24 funds, or would necessitate additional expenditures that exceed any sav-
25 ings from maintaining a vacancy. The state budget director shall report
26 by the twenty-eighth of each month to the chairpersons of the senate and
27 house of representatives standing committees on appropriations the number

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1 of exceptions to the hiring freeze approved during the previous month and
2 the justification for the exception.

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

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

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

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

25 Sec. 207. At least 60 days before beginning any effort to privati-
26 ze, the department shall submit a complete project plan to the
27 appropriate senate and house of representatives appropriations

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1 subcommittees and the senate and house fiscal agencies. The plan shall
2 include the criteria under which the privatization initiative will be
3 evaluated. The evaluation shall be completed and submitted to the appro-
4 priate senate and house of representatives appropriations subcommittees
5 and the senate and house fiscal agencies within 30 months.

6 Sec. 208. 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. 209. 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. 210. The director of each department receiving appropriations
27 in part 1 shall take all reasonable steps to ensure that businesses in

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1 deprived and depressed communities compete for and perform contracts to
2 provide services or supplies, or both. Each director shall strongly
3 encourage firms with which the department contracts to subcontract with
4 certified businesses in depressed and deprived communities for services,
5 supplies, or both.

6 Sec. 211. (1) From funds appropriated under part 1, the department
7 shall prepare a report that lists all of the following regarding grant or
8 loan or grant and loan programs administered by the department for the
9 fiscal year ending on September 30, 2002:

10 (a) The name of each program.

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

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

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

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

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

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

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

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

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1 Sec. 212. By February 15, 2002, the department shall provide the
2 state budget director, the subcommittees on natural resources and envi-
3 ronmental quality of the senate and house appropriations committees, and
4 the senate and house fiscal agencies with an annual report on restricted
5 fund balances, projected revenues, and expenditures for the fiscal years
6 ending September 30, 2001 and September 30, 2002.

7 Sec. 213. The department shall provide an annual report on the
8 total amount of funds received from responsible parties and legal settle-
9 ments, and the disposition of these funds. Included in the report shall
10 be a listing of the individual settlement cases, the location of the
11 facilities involved, the type of violation committed, and the amount of
12 funds received.

13 Sec. 214. The department shall notify the legislature and offer a
14 public meeting and public comment opportunity with respect to any request
15 received by the state of Michigan to divert water from the Great Lakes
16 pursuant to the water resources development act of 1986, Public Law
17 99-662, 100 Stat. 4082.

18 Sec. 215. (1) The department shall report all of the following
19 information relative to allocations made in part 1 for the environmental
20 cleanup and redevelopment program, state cleanup, emergency actions,
21 superfund cleanup, the revitalization revolving loan program, the brown-
22 field grants and loans program, the leaking underground storage tank
23 cleanup program, the contaminated lake and river sediments cleanup pro-
24 gram, and the environmental protection bond projects under section
25 19508(7) of the natural resources and environmental protection act, 1994
26 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. 216. 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. 218. By September 30, 2001, the department shall make elec-
9 tronically available via the department's website a report of its efforts
10 to implement the recommendations contained in the Michigan environmental
11 science board report entitled "Analysis of the Michigan Department of
12 Environmental Quality Administered Environmental Standard to Protect
13 Children's Health" dated February 2000. This report shall include all of
14 the following:

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

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

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

22 Sec. 220. The departments and state agencies receiving appropria-
23 tions under this act shall receive and retain copies of all reports
24 funded from appropriations in part 1. These departments and state agen-
25 cies shall follow federal and state guidelines for short-term and
26 long-term retention of these reports and records.

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- 1 Sec. 223. The department shall not use funds appropriated in
- 2 part 1 to issue a permit to drill and operate an oil or gas well that is to be directionally drilled to a target beneath the waters of the Great Lakes unless all of the following conditions are satisfied:
- (a) The surface location of the oil or gas well and newly constructed surface facilities associated with the well will be not less 1,500 feet from the ordinary high-water mark of the Great Lakes and connecting waters.
- (b) The department requires setbacks farther than 1,500 feet from the ordinary high-water mark of the Great Lakes and connecting waters when environmental considerations, such as meandering riverine floodplains and coastal wetlands, require additional setbacks.
- (c) No portion of any new access road associated with the well will be less than 1,500 feet from the ordinary high-water mark of the Great Lakes and connecting waters, unless the proposed access road will be extended from an existing road within 1,500 feet of the ordinary high-water mark.
- (d) If located on land that is zoned primarily for residential or recreational purposes at the time the application for a permit is submitted, or on land owned by the state and managed primarily for recreational or public access purposes, the oil or gas well, and the surface facilities associated with the well, will not be visible from the shoreline or from areas maintained for public recreation contiguous to the shoreline of the Great Lakes or connecting waters. This condition may be satisfied by natural topographic barriers, berming, or vegetative screening.
- (e) The oil or gas well, and the newly constructed surface facilities and access roads associated with the well, will not be located within any of the following:
- (i) An environmental area as that term is defined in part 323 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.32301 to 324.32315.
- (ii) The setback from the bluffline in a high-risk area as designated by the department under part 323 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.32301 to 324.32315.
- (iii) A critical dune area as that term is defined in part 353 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.35301 to 324.35326.
- (f) The oil or gas well and the newly constructed surface facilities associated with the well will not be located within a flood risk area as that term is defined in part 323 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.32301 to 324.32315, if there is a feasible and prudent alternative location at which they may be located. If there is no feasible and prudent alternative location, an area for a 25-foot radius around the wellhead, and all secondary containment areas at surface facilities, shall be constructed so the elevation is at least 1 foot above the 100-year floodplain of a Great Lake or connecting waterway.
- (g) An excavated pit will not be utilized for the disposal of drilling mud and cuttings.
- (h) The well casing will be cemented into the borehole from the surface down to a minimum of 100 feet below the base of the glacial drift into competent bedrock and 100 feet below all freshwater strata.
- (i) The department requires use of the most advanced but proven technology and the employment of rigorous permit requirements to help ensure the reasonable protection of all resources in development areas.
- (j) The department of natural resources has established a leasing process to review the social and aesthetic impacts for inconsistencies and incompatibilities of activities on adjacent properties including, but not limited to, all of the following:
- (i) Noise.
- (ii) Odors.
- (iii) Congestion.
- (iv) Vistas.
- (v) Undisturbed landscapes.
- (vi) Recreation and tourism.

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(k) The department has reviewed existing and potential permit conditions, including bonding requirements and the amount and use of

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permit application fees. for adequacy in protecting the shoreline environment from adverse impacts.

(l) The department of natural resources has sought stakeholder participation prior to a lease sale.

(m) The department has assessed the ability of geologic units to act as a seal.

(n) Prior to the leasing of any Great Lakes bottomlands in any county along Lake Michigan or Lake Huron, the department of natural resources has compiled a comprehensive coastal zone environmental inventory for that county in order to clearly identify and evaluate, at a minimum, areas that are already impacted with oil and gas development, areas where leases could not be issued for future development, and areas where directional drilling development leases could be allowed provided that such development could be documented as to cause only minimal and mitigable environmental impacts and conflicts to the shoreline.

(o) When possible, the department shall prohibit the construction of any new infrastructures and shall limit oil and gas development to areas where existing infrastructures, such as pipelines, transmission lines, and roads, are already available to minimize intrusions into virgin or undisturbed areas and to prevent further intrusions into minimally disturbed areas.

3 Sec. 224. With funds appropriated in part 1, the department shall
4 prepare a progress report on its efforts to automate permit, complaint,
5 inspection, and investigation information for environmental programs,
6 including air quality, surface water quality, solid and hazardous waste,
7 and land and water management programs. This report shall be submitted
8 to the senate and house of representatives subcommittees on appropria-
9 tions on environmental quality, senate and house fiscal agencies, and the
10 state budget office before September 30, 2002.

11 Sec. 225. (1) In addition to the funds appropriated in part 1 for
12 the environmental cleanup and redevelopment program and the leaking
13 underground storage tank cleanup program, the department of environmental
14 quality is authorized to expend amounts remaining from prior fiscal year
15 appropriations to meet funding needs of legislatively approved sites.

16 (2) Unexpended and unencumbered amounts remaining from appropria-
17 tions from the environmental protection bond fund contained in 1989
18 PA 180, 1990 PA 55, 1990 PA 194, 1991 PA 31, 1991 PA 160, 1993 PA 74,
19 1993 PA 353, 1994 PA 442, 1996 PA 353, and 1997 PA 114 are appropriated
20 for expenditure for any site listed in this act and any site listed in
21 the public acts referenced in this section.

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22 (3) Unexpended and unencumbered amounts remaining from appropria-
23 tions from the cleanup and redevelopment fund and unclaimed bottle depos-
24 its fund contained in 1996 PA 319, 1997 PA 113, 1997 PA 114, 1998 PA 292,
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25 1999 PA 125, and 2000 PA 275 are appropriated for expenditure for any
26 site listed in this act and any site listed in the public acts referenced
27 in this section.

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1 (4) Unexpended and unencumbered amounts remaining from
2 appropriations from the clean Michigan initiative fund - response activi-
3 ties contained in 1999 PA 111, 2000 PA 52, and 2001 PA 506 are appropri-
4 ated for expenditure for any site listed in this act and any site listed
5 in the public acts referenced in this section.

Sec. 226. The department shall ensure that all projects funded with the appropriations in part 1 that involve construction, renovation, cleanup, or redevelopment within 500 feet of a river, stream, creek, lake, or wetland include state-of-the-art storm-water control mechanisms. Projects funded with the appropriations in part 1 shall not include the installation of any object or mechanism that routes storm-water directly into a river, stream, creek, lake, or wetland.

6 LAND AND WATER MANAGEMENT

7 Sec. 301. The department shall collect Great Lakes bottomland
8 permit fees uniformly and fairly from commercial and noncommercial users
9 of the Great Lakes bottomlands.

10 Sec. 303. The department may waive permit fees for nonprofit organ-
11 izations conducting approved stream habitat improvement projects.

12 AIR QUALITY

13 Sec. 401. The department shall report quarterly, via the
14 department's Internet website, on air quality program expenditures and
15 revenues. The report shall include expenditures and revenues by fund
16 source, and by program function.

17 SURFACE WATER QUALITY

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

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1 Sec. 502. (1) The department, in conjunction with the department of
2 natural resources, shall provide a report on the impact of nonnative,
3 aquatic nuisance species and other nonnative species on the natural
4 resources and environment of the state. The report shall include recom-
5 mendations for reducing or eliminating the negative impacts of such spe-
6 cies on the natural resources and the environment of the state and recom-
7 mendations on how to prohibit new introductions of nonnative aquatic nui-
8 sance species and other nonnative species.

9 (2) The report required in subsection (1) may be included as a part
10 of any report the department is required to prepare that assesses the
11 status of and trends related to the overall state of the natural environ-
12 ment in the state. The report shall be submitted to the governor, to the
13 standing committees of the legislature with jurisdiction over issues pri-
14 marily related to natural resources and the environment, and to the
15 senate and house appropriations subcommittees on environmental quality
16 and natural resources. The report shall be submitted not later than
17 September 30, 2002.

18 Sec. 503. With funds appropriated in part 1, the department shall
19 submit a report on department spending and activities in support of the
20 federal areas of concern program to the senate and house of representa-
21 tives appropriations subcommittees on environmental quality, the senate
22 and house fiscal agencies, and the state budget office. The report shall
23 include, but not be limited to, information about the department's
24 efforts to do all of the following:

25 (a) Leverage available federal funds.

26 (b) Prepare action plans.

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- 1 (c) Remove designated areas from the areas of concern list.
- 2 (d) Implement necessary cleanup activities.
- 3 (e) Give technical support to affected local governmental units.

4 DRINKING WATER

5 Sec. 601. The department shall provide quarterly reports to the
6 legislature on the revenues received and expenditures made by the drink-
7 ing water and environmental units within the laboratory services appro-
8 priation line. The information shall include the types of tests con-
9 ducted, the number of tests conducted at no charge, and the allocation of
10 the general fund appropriation for each unit.

11 Sec. 602. (1) Subject to subsection (2), the funds appropriated in
12 part 1 for groundwater use reporting shall be awarded as a grant for the
13 development of a groundwater database needed to model the demands for
14 domestic water uses of groundwater supplies.

15 (2) The grant provided for in subsection (1) shall not be awarded
16 unless a 100% cash or in-kind match is provided by the grantee.

17 ENVIRONMENTAL RESPONSE

18 Sec. 701. From the funds appropriated in part 1 for the environmen-
19 tal cleanup and redevelopment program under part 201 of the natural
20 resources and environmental protection act, 1994 PA 451, MCL 324.20101 to
21 324.20142, the department shall continue to make authorizations for
22 response activities at environmental contamination sites and for the
23 administration of the environmental cleanup and redevelopment program.

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1 Sec. 702. The unexpended portion of funds appropriated in part 1
2 for the state cleanup program, environmental cleanup and redevelopment
3 program, emergency cleanup action, contaminated site investigations,
4 cleanup and revitalization, revitalization revolving loan program, and
5 superfund cleanup projects is considered work project appropriations and
6 any unencumbered or unallotted funds are carried forward into the suc-
7 ceeding fiscal year. The following is in compliance with section 451a(1)
8 of the management and budget act, 1984 PA 431, MCL 18.1451a:

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

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

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

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

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

18 Sec. 704. From the funds appropriated in part 1, the department
19 shall submit a progress report on its efforts to submit a proposed plan
20 to treat or remove contaminated sediments from the Kalamazoo River super-
21 fund site. The report shall be provided to the senate and house of rep-
22 resentatives appropriations subcommittees on environmental quality, the
23 senate and house fiscal agencies, and the state budget director before
24 September 30, 2002.

25 Sec. 706. The funds appropriated in section 110 for the environmen-
26 tal cleanup and redevelopment program shall not be expended until a list
27 of cleanup and redevelopment sites to be funded from the cleanup and

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1 redevelopment program appropriation has been submitted to the senate and
2 house of representatives appropriations subcommittees on environmental
3 quality and the senate and house fiscal agencies.

4 STORAGE TANKS

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

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

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

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

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

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

26 Sec. 804. The funds appropriated in section 111 for the leaking
27 underground storage tank cleanup program shall not be expended until a

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1 list of cleanup and redevelopment sites to be funded from the leaking
2 underground storage tank cleanup program appropriation has been submitted
3 to the senate and house of representatives appropriations subcommittees
4 on environmental quality and the senate and house fiscal agencies.

5 WASTE MANAGEMENT

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

10 ENVIRONMENTAL ASSISTANCE

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

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1 Sec. 1002. The funds appropriated in part 1 for low-income
2 community wastewater assistance shall be provided to the Michigan
3 community action agency association. This appropriation enables the
4 association to maintain rural community assistance program services to
5 all Michigan counties.

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

9 CRIMINAL INVESTIGATIONS

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

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

20 GRANTS

21 Sec. 1201. If a certified health department does not exist in a
22 city, county, or district or does not fulfill its responsibilities under
23 part 117 of the natural resources and environmental protection act, 1994

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1 PA 451, MCL 324.11701 to 324.11719, then the department may spend funds
2 appropriated in part 1 under the septage waste compliance program in
3 accordance with section 11716 of the natural resources and environmental
4 protection act, 1994 PA 451, MCL 324.11716.

5 Sec. 1202. Loans provided by the water pollution control revolving
6 fund with funds appropriated in part 1 are to be repaid on schedule, and
7 penalties shall be assigned for delinquent repayment as provided in part
8 53 of the natural resources and environmental protection act, 1994
9 PA 451, MCL 324.5301 to 324.5316.

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

14 Sec. 1204. In addition to the amounts appropriated in part 1, there
15 is appropriated for a settlements contingency fund an amount that is not
16 less than 5% of the amounts received by the department from responsible
17 parties and legal settlements from environmental enforcement actions.
18 Money from the settlements contingency fund shall be allocated to local
19 units of government affected by the actions resulting in responsible
20 party payments and legal settlements. Money in the settlements contin-
21 gency fund is not available for expenditure until the funds are trans-
22 ferred pursuant to section 393(2) of the management and budget act, 1984
23 PA 431, MCL 18.1393, to the local reimbursements from settlements line
24 item contained in this act.

25 Sec. 1205. (1) The appropriation in section 115 for an environmen-
26 tal technology research grant is allocated to the Michigan biotechnology
27 institute, pending receipt of matching federal funds, for the development

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1 and implementation of innovative technologies to be used for
2 environmentally safe products, biodegradable chemicals, environmental
3 cleanup, and waste stream minimization projects in Michigan.

4 (2) Not later than February 15, 2002, the grantee under
5 subsection (1) shall submit to the department and the house and senate
6 appropriations subcommittees on agriculture a report for the immediately
7 preceding calendar year regarding projects funded from state and federal
8 sources. The report shall include, but is not limited to, a description
9 of each project, the amount of state and federal funding of each project,
10 and the major accomplishments of each project. The grantee under
11 subsection (1) shall also submit a copy of its most recent single audit
12 report, as required by chapter 75 of title 31 of the United States Code,
13 31 U.S.C. 7501 to 7507.