

SENATE BILL No. 1039

March 2, 2004, Introduced by Senator BARCIA and referred to the Committee on Appropriations.

EXECUTIVE BUDGET BILL

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2005; 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:

PART 1

LINE-ITEM APPROPRIATIONS

1
2

1 Sec. 101. Subject to the conditions set forth in this bill, the
 2 amounts listed in this part are appropriated for the department of
 3 environmental quality for the fiscal year ending September 30, 2005,
 4 from the funds indicated in this part. The following is a summary of
 5 the appropriations in this part:

6 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

7 APPROPRIATIONS SUMMARY:

| | | | |
|----|--|---------|----------------|
| 8 | Full-time equated unclassified positions..... | 6.0 | |
| 9 | Full-time equated classified positions..... | 1,572.2 | |
| 10 | GROSS APPROPRIATION..... | | \$ 340,608,000 |
| 11 | Interdepartmental grant revenues: | | |
| 12 | Total interdepartmental grants and intradepartmental | | |
| 13 | transfers | | 14,263,000 |
| 14 | ADJUSTED GROSS APPROPRIATION..... | | \$ 326,345,000 |
| 15 | Federal revenues: | | |
| 16 | Total federal revenues..... | | 133,766,800 |
| 17 | Special revenue funds: | | |
| 18 | Total local revenues..... | | 0 |
| 19 | Total private revenues..... | | 445,900 |
| 20 | Total other state restricted revenues..... | | 153,980,000 |
| 21 | State general fund/general purpose..... | | \$ 38,152,300 |
| 22 | FUND SOURCE SUMMARY: | | |
| 23 | GROSS APPROPRIATION..... | | \$ 340,608,000 |
| 24 | Interdepartmental grant revenues: | | |
| 25 | IDG, MDA..... | | 106,200 |
| 26 | IDG-MDCH, local public health operations..... | | 10,472,500 |
| 27 | IDG, MDSP..... | | 672,700 |

| | | |
|----|--|----------------|
| 1 | IDG, Michigan transportation fund..... | 958,200 |
| 2 | IDT, interdivisional charges..... | 2,053,400 |
| 3 | Total interdepartmental grants and intradepartmental | |
| 4 | transfers | 14,263,000 |
| 5 | ADJUSTED GROSS APPROPRIATION..... | \$ 326,345,000 |
| 6 | Federal revenues: | |
| 7 | Brownfield cleanup revolving loan fund..... | 1,000,000 |
| 8 | DHS, federal..... | 225,700 |
| 9 | DOC-NOAA, federal..... | 3,194,200 |
| 10 | DOD, federal..... | 485,600 |
| 11 | DOI, federal..... | 542,600 |
| 12 | EPA, multiple..... | 127,425,800 |
| 13 | FEMA, federal..... | 892,900 |
| 14 | Total federal revenues..... | 133,766,800 |
| 15 | Special revenue funds: | |
| 16 | Private funds..... | 445,900 |
| 17 | Total private revenues..... | 445,900 |
| 18 | Aboveground storage tank fees..... | 752,600 |
| 19 | Air emissions fees..... | 12,089,000 |
| 20 | Aquifer protection revolving fund..... | 450,000 |
| 21 | CESARS service fee..... | 27,700 |
| 22 | Clean Michigan initiative - administration..... | 3,081,600 |
| 23 | Clean Michigan initiative - clean water fund..... | 3,129,000 |
| 24 | Clean Michigan initiative - response activities..... | 1,655,600 |
| 25 | Cleanup and redevelopment fund..... | 25,151,100 |
| 26 | Community pollution prevention fund..... | 250,000 |
| 27 | Drinking water revolving fund..... | 6,163,200 |

| | | |
|----|---|------------|
| 1 | Environmental education fund..... | 186,400 |
| 2 | Environmental pollution prevention fund..... | 1,516,100 |
| 3 | Environmental protection fund..... | 613,300 |
| 4 | Environmental response fund..... | 4,513,300 |
| 5 | Fees and collections..... | 819,000 |
| 6 | Financial instruments..... | 5,000,000 |
| 7 | Great Lakes protection fund..... | 2,416,800 |
| 8 | Groundwater discharge permit fees..... | 1,846,700 |
| 9 | Hazardous materials transportation permit fund..... | 94,300 |
| 10 | Land and water permit fees..... | 3,364,300 |
| 11 | Landfill maintenance trust fund..... | 50,600 |
| 12 | Medical waste emergency response fund..... | 250,400 |
| 13 | Metallic mining surveillance fee revenue..... | 68,800 |
| 14 | Mineral well regulatory fee revenue..... | 222,200 |
| 15 | NPDES fees..... | 3,092,400 |
| 16 | Oil and gas regulatory fund..... | 8,632,700 |
| 17 | Orphan well fund..... | 2,015,300 |
| 18 | Public utility assessments..... | 793,900 |
| 19 | Public water supply fees..... | 4,449,500 |
| 20 | Publication revenue..... | 109,900 |
| 21 | Retired engineers technical assistance fund..... | 1,500,000 |
| 22 | Revolving loan revenue bonds..... | 16,300,000 |
| 23 | Saginaw Bay and River restoration revenue..... | 162,300 |
| 24 | Sand extraction fee revenue..... | 188,000 |
| 25 | Scrap tire regulatory fund..... | 4,697,400 |
| 26 | Septage waste license fees..... | 1,763,700 |
| 27 | Settlement funds..... | 3,541,400 |

| | | |
|----|--|----------------|
| 1 | Sewage sludge land application fee..... | 804,200 |
| 2 | Soil erosion and sedimentation control training fund.. | 106,300 |
| 3 | Solid waste program fees..... | 4,104,600 |
| 4 | Stormwater permit fees..... | 2,576,000 |
| 5 | Strategic water quality initiatives fund..... | 10,007,600 |
| 6 | Submerged log recovery fund..... | 101,600 |
| 7 | Underground storage tank fees..... | 4,335,800 |
| 8 | Waste reduction fee revenue..... | 4,619,500 |
| 9 | Wastewater operator training fees..... | 174,800 |
| 10 | Water analysis fees..... | 3,084,200 |
| 11 | Water pollution control revolving fund..... | 2,946,900 |
| 12 | Water quality protection fund..... | 25,000 |
| 13 | Water use reporting fees..... | 135,000 |
| 14 | Total other state restricted revenues..... | 153,980,000 |
| 15 | State general fund/general purpose..... | \$ 38,152,300 |
| 16 | Sec. 102. EXECUTIVE | |
| 17 | Full-time equated unclassified positions..... 6.0 | |
| 18 | Full-time equated classified positions..... 15.0 | |
| 19 | Unclassified salaries--6.0 FTE positions..... | \$ 482,600 |
| 20 | Executive direction--8.0 FTE positions..... | 883,600 |
| 21 | Office of the Great Lakes--7.0 FTE positions..... | <u>852,900</u> |
| 22 | GROSS APPROPRIATION..... | \$ 2,219,100 |
| 23 | Appropriated from: | |
| 24 | Federal revenues: | |
| 25 | DOI, federal..... | 127,700 |
| 26 | EPA, multiple..... | 107,600 |
| 27 | Special revenue funds: | |

| | | | |
|----|--|------|------------------|
| 1 | Environmental education fund..... | | 186,400 |
| 2 | Environmental response fund..... | | 45,100 |
| 3 | Great Lakes protection fund..... | | 516,800 |
| 4 | Oil and gas regulatory fund..... | | 93,900 |
| 5 | Settlement funds..... | | 224,300 |
| 6 | State general fund/general purpose..... | \$ | 917,300 |
| 7 | Sec. 103. DEPARTMENT SUPPORT SERVICES | | |
| 8 | Full-time equated classified positions..... | 70.0 | |
| 9 | Financial and business services--32.0 FTE positions... | \$ | 1,638,500 |
| 10 | Field operations support--20.0 FTE positions..... | | 1,395,400 |
| 11 | Automated data processing..... | | 2,053,400 |
| 12 | Office of special environmental projects--3.0 FTE | | |
| 13 | positions | | 427,800 |
| 14 | Personnel--11.0 FTE positions..... | | 660,600 |
| 15 | Human Resources Optimization User Charges..... | | 59,100 |
| 16 | Administrative hearings--4.0 FTE positions..... | | 381,100 |
| 17 | Building occupancy charges..... | | 7,274,200 |
| 18 | Rent - privately owned property..... | | 1,836,900 |
| 19 | Environmental support projects..... | | <u>5,000,000</u> |
| 20 | GROSS APPROPRIATION..... | \$ | 20,727,000 |
| 21 | Appropriated from: | | |
| 22 | Interdepartmental grant revenues: | | |
| 23 | IDT, interdivisional charges..... | | 2,053,400 |
| 24 | Federal revenues: | | |
| 25 | EPA, multiple..... | | 62,100 |
| 26 | Special revenue funds: | | |
| 27 | Aboveground storage tank fees..... | | 27,400 |

| | | |
|----|---|----------------------|
| 1 | Air emissions fees..... | 559,100 |
| 2 | Clean Michigan initiative - administration..... | 174,700 |
| 3 | Cleanup and redevelopment fund..... | 1,042,100 |
| 4 | Environmental pollution prevention fund..... | 58,600 |
| 5 | Environmental response fund..... | 1,444,100 |
| 6 | Fees and collections..... | 91,900 |
| 7 | Financial instruments..... | 5,000,000 |
| 8 | Groundwater discharge permit fees..... | 46,700 |
| 9 | Land and water permit fees..... | 105,900 |
| 10 | NPDES fees..... | 84,800 |
| 11 | Oil and gas regulatory fund..... | 768,200 |
| 12 | Public utility assessments..... | 11,600 |
| 13 | Public water supply fees..... | 510,000 |
| 14 | Scrap tire regulatory fund..... | 97,800 |
| 15 | Settlement funds..... | 184,100 |
| 16 | Sewage sludge land application fee..... | 36,300 |
| 17 | Solid waste program fees..... | 64,900 |
| 18 | Stormwater permit fees..... | 207,700 |
| 19 | Underground storage tank fees..... | 194,200 |
| 20 | Waste reduction fee revenue..... | 51,700 |
| 21 | Water analysis fees..... | 345,700 |
| 22 | Water pollution control revolving fund..... | 13,700 |
| 23 | Water use reporting fees..... | 7,700 |
| 24 | State general fund/general purpose..... | \$ 7,482,600 |
| 25 | Sec. 104. AIR QUALITY DIVISION | |
| 26 | Full-time equated classified positions..... | 242.0 |
| 27 | Air quality programs--242.0 FTE positions..... | \$ <u>22,406,800</u> |
| 28 | GROSS APPROPRIATION..... | \$ 22,406,800 |

| | | | |
|----|--|-------|------------------|
| 1 | Appropriated from: | | |
| 2 | Federal revenues: | | |
| 3 | EPA, multiple..... | | 5,009,800 |
| 4 | Special revenue funds: | | |
| 5 | Air emissions fees..... | | 10,347,500 |
| 6 | Environmental response fund..... | | 96,000 |
| 7 | Fees and collections..... | | 368,900 |
| 8 | State general fund/general purpose..... | \$ | 6,584,600 |
| 9 | Sec. 105. ENVIRONMENTAL SCIENCE AND SERVICES DIVISION | | |
| 10 | Full-time equated classified positions..... | 190.0 | |
| 11 | Environmental services--26.5 FTE positions..... | \$ | 2,450,800 |
| 12 | Laboratory services--76.0 FTE positions..... | | 6,109,800 |
| 13 | Municipal assistance--35.5 FTE positions..... | | 4,989,200 |
| 14 | Pollution prevention and technical assistance--52.0 | | |
| 15 | FTE positions | | 4,804,500 |
| 16 | Pollution prevention outreach..... | | 300,000 |
| 17 | Retired engineers technical assistance program..... | | 1,500,000 |
| 18 | Revitalization revolving loan fund..... | | <u>1,000,000</u> |
| 19 | GROSS APPROPRIATION..... | \$ | 21,154,300 |
| 20 | Appropriated from: | | |
| 21 | Interdepartmental grant revenues: | | |
| 22 | IDG, MDA..... | | 106,200 |
| 23 | Federal revenues: | | |
| 24 | Brownfield cleanup revolving loan fund..... | | 1,000,000 |
| 25 | DOC-NOAA, federal..... | | 323,900 |
| 26 | EPA, multiple..... | | 2,256,300 |
| 27 | Special revenue funds: | | |

| | | |
|----|--|--------------|
| 1 | Private funds..... | 300,000 |
| 2 | Air emissions fees..... | 695,500 |
| 3 | Clean Michigan initiative - administration..... | 153,600 |
| 4 | Clean Michigan initiative - response activities..... | 1,655,600 |
| 5 | Drinking water revolving fund..... | 1,325,300 |
| 6 | Environmental protection fund..... | 62,900 |
| 7 | Environmental response fund..... | 265,800 |
| 8 | Public water supply fees..... | 231,600 |
| 9 | Retired engineers technical assistance fund..... | 1,500,000 |
| 10 | Settlement funds..... | 385,800 |
| 11 | Stormwater permit fees..... | 89,800 |
| 12 | Strategic water quality initiatives fund..... | 207,600 |
| 13 | Waste reduction fee revenue..... | 4,116,100 |
| 14 | Wastewater operator training fees..... | 174,800 |
| 15 | Water analysis fees..... | 2,583,100 |
| 16 | Water pollution control revolving fund..... | 2,193,500 |
| 17 | State general fund/general purpose..... | \$ 1,526,900 |
| 18 | Sec. 106. GEOLOGICAL AND LAND MANAGEMENT DIVISION | |
| 19 | Full-time equated classified positions..... | 192.0 |
| 20 | Program direction--8.0 FTE positions..... | \$ 831,600 |
| 21 | Coal and sand dune management--3.0 FTE positions..... | 602,900 |
| 22 | Field permitting and project assistance--69.0 FTE | |
| 23 | positions | 6,178,100 |
| 24 | Great Lakes shorelands--28.0 FTE positions..... | 2,499,000 |
| 25 | Metallic mine reclamation--1.0 FTE position..... | 68,800 |
| 26 | Mineral wells management--3.0 FTE positions..... | 222,200 |
| 27 | Orphan well--2.0 FTE positions..... | 2,015,300 |

| | | |
|----|---|----------------|
| 1 | Services to oil and gas--57.0 FTE positions..... | 6,887,600 |
| 2 | Water management--21.0 FTE positions..... | 2,700,800 |
| 3 | Submerged log recovery..... | <u>101,600</u> |
| 4 | GROSS APPROPRIATION..... | \$ 22,107,900 |
| 5 | Appropriated from: | |
| 6 | Interdepartmental grant revenues: | |
| 7 | IDG, Michigan transportation fund..... | 907,900 |
| 8 | Federal revenues: | |
| 9 | DOC-NOAA, federal..... | 1,344,700 |
| 10 | DOI, federal..... | 414,900 |
| 11 | EPA, multiple..... | 470,800 |
| 12 | FEMA, federal..... | 892,900 |
| 13 | Special revenue funds: | |
| 14 | Land and water permit fees..... | 2,705,500 |
| 15 | Metallic mining surveillance fee revenue..... | 68,800 |
| 16 | Mineral well regulatory fee revenue..... | 222,200 |
| 17 | Oil and gas regulatory fund..... | 6,777,700 |
| 18 | Orphan well fund..... | 2,015,300 |
| 19 | Publication revenue..... | 109,900 |
| 20 | Sand extraction fee revenue..... | 188,000 |
| 21 | Submerged log recovery fund..... | 101,600 |
| 22 | State general fund/general purpose..... | \$ 5,887,700 |
| 23 | Sec. 107. REMEDIATION AND REDEVELOPMENT DIVISION | |
| 24 | Full-time equated classified positions..... | 297.5 |
| 25 | Contaminated site investigation, cleanup, and | |
| 26 | revitalization--230.5 FTE positions..... | \$ 20,884,800 |
| 27 | Federal cleanup project management--67.0 FTE positions | 7,505,000 |

| | | |
|----|---|------------------|
| 1 | Emergency cleanup actions..... | 4,000,000 |
| 2 | State cleanup 451..... | 3,027,900 |
| 3 | Superfund cleanup..... | <u>4,000,000</u> |
| 4 | GROSS APPROPRIATION..... | \$ 39,417,700 |
| 5 | Appropriated from: | |
| 6 | Federal revenues: | |
| 7 | DOD, federal..... | 485,600 |
| 8 | EPA, multiple..... | 9,037,400 |
| 9 | Special revenue funds: | |
| 10 | Private funds..... | 145,900 |
| 11 | Clean Michigan initiative - administration..... | 2,189,500 |
| 12 | Cleanup and redevelopment fund..... | 23,009,000 |
| 13 | Environmental protection fund..... | 550,400 |
| 14 | Environmental response fund..... | 2,000,000 |
| 15 | Landfill maintenance trust fund..... | 50,600 |
| 16 | Settlement funds..... | 1,949,300 |
| 17 | State general fund/general purpose..... | \$ 0 |
| 18 | Sec. 108. WASTE AND HAZARDOUS MATERIALS DIVISION | |
| 19 | Full-time equated classified positions..... 183.5 | |
| 20 | Aboveground storage tank program--8.0 FTE positions... \$ | 725,200 |
| 21 | Hazardous waste management program--61.0 FTE | |
| 22 | positions | 5,627,600 |
| 23 | Low-level radioactive waste authority--2.0 FTE | |
| 24 | positions | 778,200 |
| 25 | Medical waste program..... | |
| 26 | Radiological protection program--16.5 FTE positions... | 1,568,600 |
| 27 | Scrap tire regulatory program--11.0 FTE positions..... | 955,800 |

| | | |
|----|--|------------------|
| 1 | Solid waste management program--50.0 FTE positions | 4,046,600 |
| 2 | Underground storage tank program--35.0 FTE positions | <u>4,216,100</u> |
| 3 | GROSS APPROPRIATION | \$ 18,168,500 |
| 4 | Appropriated from: | |
| 5 | Interdepartmental grant revenues: | |
| 6 | IDG, MDSP | 672,700 |
| 7 | Federal revenues: | |
| 8 | EPA, multiple | 3,611,100 |
| 9 | Special revenue funds: | |
| 10 | Aboveground storage tank fees | 725,200 |
| 11 | Environmental pollution prevention fund | 1,457,500 |
| 12 | Hazardous materials transportation permit fund | 94,300 |
| 13 | Medical waste emergency response fund | 250,400 |
| 14 | Public utility assessments | 778,200 |
| 15 | Scrap tire regulatory fund | 955,800 |
| 16 | Solid waste program fees | 3,979,700 |
| 17 | Underground storage tank fees | 3,967,700 |
| 18 | Waste reduction fee revenue | 66,900 |
| 19 | State general fund/general purpose | \$ 1,609,000 |
| 20 | Sec. 109. WATER DIVISION | |
| 21 | Full-time equated classified positions 360.2 | |
| 22 | Aquifer protection program | \$ 650,000 |
| 23 | Drinking water--84.2 FTE positions | 13,003,000 |
| 24 | Environmental health--30.0 FTE positions | 2,867,700 |
| 25 | Fish contaminant monitoring | 316,100 |
| 26 | Groundwater discharge--22.0 FTE positions | 1,916,400 |
| 27 | NPDES nonstormwater program--121.4 FTE positions | 9,489,400 |

| | | |
|----|--|-------------------|
| 1 | Sewage sludge land application program--6.5 FTE | |
| 2 | positions | 767,900 |
| 3 | Surface water--96.1 FTE positions..... | <u>14,721,600</u> |
| 4 | GROSS APPROPRIATION..... | \$ 43,732,100 |
| 5 | Appropriated from: | |
| 6 | Federal revenues: | |
| 7 | EPA, multiple..... | 13,486,300 |
| 8 | Special revenue funds: | |
| 9 | Aquifer protection revolving fund..... | 450,000 |
| 10 | CESARS service fee..... | 27,700 |
| 11 | Clean Michigan initiative - administration..... | 563,800 |
| 12 | Clean Michigan initiative - clean water fund..... | 3,129,000 |
| 13 | Drinking water revolving fund..... | 3,422,300 |
| 14 | Environmental response fund..... | 155,100 |
| 15 | Fees and collections..... | 358,200 |
| 16 | Groundwater discharge permit fees..... | 1,800,000 |
| 17 | Land and water permit fees..... | 446,200 |
| 18 | NPDES fees..... | 3,007,600 |
| 19 | Public water supply fees..... | 2,042,600 |
| 20 | Saginaw Bay and River restoration revenue..... | 162,300 |
| 21 | Septage waste license fees..... | 238,700 |
| 22 | Sewage sludge land application fee..... | 767,900 |
| 23 | Soil erosion and sedimentation control training fund.. | 106,300 |
| 24 | Stormwater permit fees..... | 2,278,500 |
| 25 | Water pollution control revolving fund..... | 619,900 |
| 26 | Water use reporting fees..... | 127,300 |
| 27 | State general fund/general purpose..... | \$ 10,542,400 |

| | | |
|----|--|---------------------|
| 1 | Sec. 110. CRIMINAL INVESTIGATIONS | |
| 2 | Full-time equated classified positions..... | 22.0 |
| 3 | Environmental investigations--22.0 FTE positions..... | \$ <u>2,136,700</u> |
| 4 | GROSS APPROPRIATION..... | \$ 2,136,700 |
| 5 | Appropriated from: | |
| 6 | Federal revenues: | |
| 7 | DHS, federal..... | 225,700 |
| 8 | EPA, multiple..... | 139,700 |
| 9 | Special revenue funds: | |
| 10 | Environmental response fund..... | 100,100 |
| 11 | Oil and gas regulatory fund..... | 120,900 |
| 12 | Scrap tire regulatory fund..... | 62,500 |
| 13 | State general fund/general purpose..... | \$ 1,487,800 |
| 14 | Sec. 111. GRANTS | |
| 15 | Grants to counties - air pollution..... | \$ 83,700 |
| 16 | Water pollution control and drinking water revolving | |
| 17 | fund | 112,153,500 |
| 18 | Noncommunity water grants..... | 1,400,000 |
| 19 | Coastal management grants..... | 1,800,000 |
| 20 | Federal - nonpoint source water pollution grants..... | 6,500,000 |
| 21 | Federal - Great Lakes remedial action plan grants..... | 700,000 |
| 22 | Great Lakes research and protection grants..... | 1,900,000 |
| 23 | Pollution prevention local grants..... | 250,000 |
| 24 | Radon grants..... | 134,300 |
| 25 | Septage waste compliance grants..... | 1,525,000 |
| 26 | Scrap tire grants..... | 3,500,000 |
| 27 | Drinking water revolving fund implementation..... | 1,330,000 |

| | | |
|----|---|---------------------|
| 1 | Local health department operations..... | 10,472,500 |
| 2 | Volunteer river, stream, and creek cleanup..... | <u>25,000</u> |
| 3 | GROSS APPROPRIATION..... | \$ 141,774,000 |
| 4 | Appropriated from: | |
| 5 | Interdepartmental grant revenues: | |
| 6 | IDG-MDCH, local public health operations..... | 10,472,500 |
| 7 | Federal revenues: | |
| 8 | DOC-NOAA, federal..... | 1,500,000 |
| 9 | EPA, multiple..... | 92,590,000 |
| 10 | Special revenue funds: | |
| 11 | Community pollution prevention fund..... | 250,000 |
| 12 | Drinking water revolving fund..... | 1,330,000 |
| 13 | Great Lakes protection fund..... | 1,900,000 |
| 14 | Public water supply fees..... | 1,400,000 |
| 15 | Revolving loan revenue bonds..... | 16,300,000 |
| 16 | Scrap tire regulatory fund..... | 3,500,000 |
| 17 | Septage waste license fees..... | 1,525,000 |
| 18 | Strategic water quality initiatives fund..... | 9,800,000 |
| 19 | Water quality protection fund..... | 25,000 |
| 20 | State general fund/general purpose..... | \$ 1,181,500 |
| 21 | Sec. 112. INFORMATION TECHNOLOGY | |
| 22 | Information technology services and projects..... | \$ <u>6,763,900</u> |
| 23 | GROSS APPROPRIATION..... | \$ 6,763,900 |
| 24 | Appropriated from: | |
| 25 | Interdepartmental grant revenues: | |
| 26 | IDG, Michigan transportation fund..... | 50,300 |
| 27 | Federal revenues: | |

| | | |
|----|---|------------|
| 1 | DOC-NOAA, federal..... | 25,600 |
| 2 | EPA, multiple..... | 654,700 |
| 3 | Special revenue funds: | |
| 4 | Air emissions fees..... | 486,900 |
| 5 | Cleanup and redevelopment fund..... | 1,100,000 |
| 6 | Drinking water revolving fund..... | 85,600 |
| 7 | Environmental response fund..... | 407,100 |
| 8 | Land and water permit fees..... | 106,700 |
| 9 | Oil and gas regulatory fund..... | 872,000 |
| 10 | Public utility assessments..... | 4,100 |
| 11 | Public water supply fees..... | 265,300 |
| 12 | Scrap tire regulatory fund..... | 81,300 |
| 13 | Settlement funds..... | 797,900 |
| 14 | Solid waste program fees..... | 60,000 |
| 15 | Underground storage tank fees..... | 173,900 |
| 16 | Waste reduction fee revenue..... | 384,800 |
| 17 | Water analysis fees..... | 155,400 |
| 18 | Water pollution control revolving fund..... | 119,800 |
| 19 | State general fund/general purpose..... | \$ 932,500 |

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

23 Sec. 201. Pursuant to section 30 of article IX of the state
 24 constitution of 1963, total state spending from state resources under
 25 part 1 for fiscal year 2004-2005 is \$192,132,300.00 and state spending
 26 from state resources to be paid to local units of government for fiscal
 27 year 2004-2005 is \$18,445,500.00. The itemized statement below

1 identifies appropriations from which spending to units of local
2 government will occur:

3 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

4 **GRANTS**

| | | | |
|----|---|----|------------------|
| 5 | Grants to counties - air pollution..... | \$ | 83,700 |
| 6 | Local health department operations..... | | 10,472,500 |
| 7 | Septage waste compliance grants..... | | 1,525,000 |
| 8 | Scrap tire grants..... | | 3,500,000 |
| 9 | Noncommunity water grants..... | | 1,400,000 |
| 10 | Radon grants..... | | 134,300 |
| 11 | Drinking water grants..... | | <u>1,330,000</u> |
| 12 | TOTAL | \$ | 18,445,500 |

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

15 Sec. 203. As used in this bill:

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

18 (b) "Department" means the department of environmental quality.

19 (c) "DHS" means the United States department of homeland
20 security.

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

22 (e) "DOC-NOAA" means the DOC national oceanic and atmospheric
23 administration.

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

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

26 (h) "EPA" means the United States environmental protection
27 agency.

- 1 (i) "FEMA" means the federal emergency management agency.
2 (j) "FTE" means full-time equated.
3 (k) "IDG" means interdepartmental grant.
4 (l) "IDT" means intradepartmental transfer.
5 (m) "MDA" means the Michigan department of agriculture.
6 (n) "MDCH" means the Michigan department of community health.
7 (o) "MDSP" means the Michigan department of state police.
8 (p) "NPDES" means national pollutant discharge elimination
9 system.

10 Sec. 204. The department of civil service shall bill the department
11 at the end of the first fiscal quarter for the 1% charge authorized by
12 section 5 of article XI of the state constitution of 1963. Payments
13 shall be made for the total amount of the billing by the end of the
14 second fiscal quarter.

15 Sec. 208. Unless otherwise specified, the department receiving
16 appropriations in part 1 shall use the Internet to fulfill the
17 reporting requirements of this bill. This requirement may include
18 transmission of reports via electronic mail to the recipients
19 identified for each reporting requirement, or it may include placement
20 of reports on an Internet or Intranet site.

21 Sec. 216. (1) The department shall report all of the following
22 information relative to allocations made from appropriations for the
23 environmental cleanup and redevelopment program, state cleanup,
24 emergency actions, superfund cleanup, the revitalization revolving loan
25 program, the brownfield grants and loans program, the leaking
26 underground storage tank cleanup program, the contaminated lake and
27 river sediments cleanup program, and the environmental protection bond

1 projects under section 19508(7) of the natural resources and
2 environmental protection act, 1994 PA 451, MCL 324.19508, to the state
3 budget director, the senate and house appropriations subcommittees on
4 environmental quality, and the senate and house fiscal agencies:

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

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

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

10 (d) The estimated date that site closure activities will be
11 completed.

12 (e) The amount of the allocation, or the anticipated financing
13 for the site.

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

16 (g) The number of sites that would qualify as brownfields that
17 were redeveloped.

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

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

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

26 (c) The total amount of bonds issued for the environmental
27 protection bond program pursuant to part 193 of the natural resources

1 and environmental protection act, 1994 PA 451, MCL 324.19301 to
2 324.19306, and bonds issued pursuant to the clean Michigan initiative
3 act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

5 Sec. 217. (1) The department of environmental quality is authorized
6 to expend amounts remaining from current and prior fiscal year
7 appropriations to meet funding needs of legislatively approved sites.

8 (2) Unexpended and unencumbered amounts remaining from
9 appropriations from the environmental protection bond fund contained in
10 2003 PA 173 are appropriated for expenditure for any site listed in
11 this bill and any site listed in the public acts referenced in this
12 section.

13 (3) Unexpended and unencumbered amounts remaining from
14 appropriations from the cleanup and redevelopment fund and unclaimed
15 bottle deposits fund contained in 2003 PA 171, 2003 PA 173, and 2003 PA
16 237 are appropriated for expenditure for any site listed in this bill
17 and any site listed in the public acts referenced in this section.

18 (4) Unexpended and unencumbered amounts remaining from
19 appropriations from the clean Michigan initiative fund - response
20 activities contained in 2000 PA 52, 2001 PA 120, 2003 PA 173, and 2003
21 PA 237 are appropriated for expenditure for any site listed in this
22 bill and any site listed in the public acts referenced in this section.

23 (5) Unexpended and unencumbered amounts remaining from
24 appropriations from the environmental protection fund contained in 2001
25 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for expenditure
26 for any site listed in this bill and any site listed in the public acts
27 referenced in this section.

1 Sec. 219. From the funds appropriated in part 1 for information
2 technology, the department shall pay user fees to the department of
3 information technology for technology-related services and projects.
4 Such user fees shall be subject to provisions of an interagency
5 agreement between the department and the department of information
6 technology.

7 Sec. 220. Amounts appropriated in part 1 for information technology
8 may be designated as work projects and carried forward to support
9 department of environmental quality technology projects under the
10 direction of the department of information technology. Funds
11 designated in this manner are not available for expenditure until
12 approved as work projects under section 451a of the management and
13 budget act, 1984 PA 431, MCL 18.1451a.

14 Sec. 222. (1) In addition to the funds appropriated in part 1,
15 there is appropriated an amount not to exceed \$30,000,000.00 for
16 federal contingency funds. These funds are not available for
17 expenditure until they have been transferred to another line item in
18 this bill under section 393(2) of the management and budget act, 1984
19 PA 431, MCL 18.1393.

20 (2) In addition to the funds appropriated in part 1, there is
21 appropriated an amount not to exceed \$5,000,000.00 for state restricted
22 contingency funds. These funds are not available for expenditure until
23 they have been transferred to another line item in this bill under
24 section 393(2) of the management and budget act, 1984 PA 431, MCL
25 18.1393.

26 (3) In addition to the funds appropriated in part 1, there is
27 appropriated an amount not to exceed \$100,000.00 for local contingency

1 funds. These funds are not available for expenditure until they have
2 been transferred to another line item in this bill under section 393(2)
3 of the management and budget act, 1984 PA 431, MCL 18.1393.

4 (4) In addition to the funds appropriated in part 1, there is
5 appropriated an amount not to exceed \$100,000.00 for private
6 contingency funds. These funds are not available for expenditure until
7 they have been transferred to another line item in this bill under
8 section 393(2) of the management and budget act, 1984 PA 431, MCL
9 18.1393.

10 Sec. 223. Funds appropriated in part 1 shall not be used for the
11 purchase of foreign goods or services, or both, if competitively priced
12 and comparable quality American goods or services, or both, are
13 available. Preference should be given to goods and services or both,
14 manufactured or provided by Michigan businesses if they are
15 competitively priced and of comparable value.

16 **ENVIRONMENTAL SCIENCES AND SERVICES**

17 Sec. 502. The recycling coordinator shall conduct a study of the
18 state's capacity to handle material recovered for recycling, the
19 feasibility of collecting and transporting the material for recycling
20 within the state, and the ability of the state to sustain markets for
21 products containing recycled content. The department shall make
22 recommendations for improving and expanding recycling in the state in a
23 report submitted to the legislature, the state budget director, and the
24 senate and house fiscal agencies no later than December 30, 2004.

25 **REMEDICATION AND REDEVELOPMENT**

26 Sec. 701. The unexpended funds appropriated in part 1 for the
27 emergency cleanup actions are considered work project appropriations

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

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

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

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

9 (d) The tentative completion date is September 30, 2009.

10 GRANTS

11 Sec. 1101. If a certified health department does not exist in a
12 city, county, or district or does not fulfill its responsibilities
13 under part 117 of the natural resources and environmental protection
14 act, 1994 PA 451, MCL 324.11701 to 324.11719, then the department may
15 spend funds appropriated in part 1 under the septage waste compliance
16 program in accordance with section 11716 of the natural resources and
17 environmental protection act, 1994 PA 451, MCL 324.11716.

18 Sec. 1102. Of the funds appropriated in part 1 for scrap tire
19 grants, \$100,000.00 shall be available for grants to communities to
20 cover scrap tire fire suppression costs, provided owner liability bonds
21 and other available funding sources have been exhausted.