

# HOUSE BILL No. 5726

## EXECUTIVE BUDGET BILL

February 21, 2006, Introduced by Rep. Brown and referred to the Committee on Appropriations.

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2007; 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

Sec. 101. Subject to the conditions set forth in this bill,

the amounts listed in this part are appropriated for the department of environmental quality for the fiscal year ending September 30, 2007, from the funds indicated in this part. The following is a summary of the appropriations in this part:

**DEPARTMENT OF ENVIRONMENTAL QUALITY**

Full-time equated unclassified positions ..... 6.0

Full-time equated classified positions..... 1,561.7

GROSS APPROPRIATION..... \$ 370,228,500

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers ..... 18,233,600

ADJUSTED GROSS APPROPRIATION..... \$ 351,994,900

Federal revenues:

Total federal revenues..... 140,338,500

Special revenue funds:

Total private revenues..... 450,000

Total other state restricted revenues..... 177,878,000

State general fund/general purpose..... \$ 33,328,400

FUND SOURCE SUMMARY:

Full-time equated unclassified positions..... 6.0

Full-time equated classified positions..... 1,561.7

GROSS APPROPRIATION..... \$ 370,228,500

Interdepartmental grant revenues:

IDG-MDCH, local public health operations..... 10,472,500

IDG-MDSP..... 719,800

IDG, Michigan transportation fund..... 1,020,800

IDT, interdivisional charges..... 2,053,400

|    |  |                |
|----|--|----------------|
| 1  | IDT, laboratory services.....                        | 3,967,100      |
| 2  | Total interdepartmental grants and intradepartmental |                |
| 3  | transfers .....                                      | 18,233,600     |
| 4  | ADJUSTED GROSS APPROPRIATION.....                    | \$ 351,994,900 |
| 5  | Federal revenues:                                    |                |
| 6  | DHHS, federal.....                                   | 6,100          |
| 7  | DHS, federal.....                                    | 1,522,700      |
| 8  | DOC-NOAA, federal.....                               | 3,577,000      |
| 9  | DOD, federal.....                                    | 1,091,800      |
| 10 | DOI, federal.....                                    | 584,500        |
| 11 | EPA, brownfield cleanup revolving loan fund.....     | 1,000,000      |
| 12 | EPA, multiple.....                                   | 132,556,400    |
| 13 | Total federal revenues.....                          | 140,338,500    |
| 14 | Special revenue funds:                               |                |
| 15 | Private funds.....                                   | 450,000        |
| 16 | Total private revenues.....                          | 450,000        |
| 17 | Aboveground storage tank fees.....                   | 824,000        |
| 18 | Air emissions fees.....                              | 13,550,500     |
| 19 | Aquifer protection revolving fund.....               | 400,000        |
| 20 | Campground fund.....                                 | 248,500        |
| 21 | Clean Michigan initiative - administration.....      | 1,295,600      |
| 22 | Clean Michigan initiative - clean water fund.....    | 3,276,900      |
| 23 | Cleanup and redevelopment fund.....                  | 12,774,600     |
| 24 | Community pollution prevention fund.....             | 250,000        |
| 25 | Environmental education fund.....                    | 206,700        |
| 26 | Environmental pollution prevention fund.....         | 2,028,700      |
| 27 | Environmental protection fund.....                   | 3,232,000      |

|    |   |            |
|----|---|------------|
| 1  | Environmental response fund.....                    | 11,419,100 |
| 2  | Fees and collections.....                           | 583,800    |
| 3  | Financial instruments.....                          | 5,000,000  |
| 4  | Great Lakes protection fund.....                    | 2,563,200  |
| 5  | Groundwater discharge permit fees.....              | 2,033,900  |
| 6  | Hazardous materials transportation permit fund..... | 226,600    |
| 7  | Laboratory data quality recognition fund.....       | 15,700     |
| 8  | Land and water permit fees.....                     | 2,586,700  |
| 9  | Landfill maintenance trust fund.....                | 54,000     |
| 10 | Medical waste emergency response fund.....          | 250,900    |
| 11 | Metallic mining surveillance fee revenue.....       | 91,000     |
| 12 | Mineral well regulatory fee revenue.....            | 238,000    |
| 13 | Nonferrous metallic mineral surveillance.....       | 210,500    |
| 14 | NPDES fees.....                                     | 3,563,800  |
| 15 | Oil and gas regulatory fund.....                    | 10,043,000 |
| 16 | Orphan well fund.....                               | 2,041,200  |
| 17 | Public swimming pool fund.....                      | 556,500    |
| 18 | Public utility assessments.....                     | 814,600    |
| 19 | Public water supply fees.....                       | 4,694,500  |
| 20 | Publication revenue.....                            | 116,400    |
| 21 | Refined petroleum fund.....                         | 34,729,300 |
| 22 | Retired engineers technical assistance fund.....    | 1,500,600  |
| 23 | Revolving loan revenue bonds.....                   | 11,400,000 |
| 24 | Saginaw Bay and river restoration revenue.....      | 169,900    |
| 25 | Sand extraction fee revenue.....                    | 196,300    |
| 26 | Scrap tire regulatory fund.....                     | 6,005,300  |
| 27 | Septage waste contingency fund.....                 | 36,600     |

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|----|--|---------------|
| 1  | Septage waste program fund.....                        | 1,835,800     |
| 2  | Settlement funds.....                                  | 3,080,300     |
| 3  | Sewage sludge land application fee.....                | 862,600       |
| 4  | Small business pollution prevention revolving loan     |               |
| 5  | fund .....   | 104,000       |
| 6  | Soil erosion and sedimentation control training fund . | 111,400       |
| 7  | Solid waste program fees.....                          | 4,524,800     |
| 8  | Stormwater permit fees.....                            | 2,942,800     |
| 9  | Strategic water quality initiatives fund.....          | 10,015,300    |
| 10 | Underground storage tank fees.....                     | 3,485,000     |
| 11 | Waste reduction fee revenue.....                       | 4,722,000     |
| 12 | Wastewater operator training fees.....                 | 181,300       |
| 13 | Water analysis fees.....                               | 3,497,900     |
| 14 | Water pollution control revolving fund.....            | 3,119,100     |
| 15 | Water quality protection fund.....                     | 25,000        |
| 16 | Water use reporting fees.....                          | 141,800       |
| 17 | Total other state restricted revenues.....             | 177,878,000   |
| 18 | State general fund/general purpose.....                | \$ 33,328,400 |
| 19 | <b>Sec. 102. EXECUTIVE OPERATIONS AND DEPARTMENT</b>   |               |
| 20 | <b>SUPPORT</b>   |               |
| 21 | Full-time equated unclassified positions ..... 6.0     |               |
| 22 | Full-time equated classified positions..... 78.0       |               |
| 23 | Administrative hearings.....                           | 422,600       |
| 24 | Executive direction--9.0 FTE positions.....            | 2,171,600     |
| 25 | Central operations--62.0 FTE positions.....            | 6,660,400     |
| 26 | Office of the Great Lakes--7.0 FTE positions.....      | 973,700       |
| 27 | Automated data processing.....                         | 2,053,400     |

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|----|---|----------------|
| 1  | Building occupancy charges.....                 | 7,910,000      |
| 2  | Environmental support projects.....             | 5,000,000      |
| 3  | Human resources optimization user charges.....  | 96,000         |
| 4  | Rent - privately owned property.....            | 2,066,900      |
| 5  | Unclassified salaries.....                      | <u>482,600</u> |
| 6  | GROSS APPROPRIATION.....                        | \$ 27,837,200  |
| 7  | Appropriated from:                              |                |
| 8  | Interdepartmental transfers:                    |                |
| 9  | IDT, interdivisional charges.....               | 2,053,400      |
| 10 | IDT, laboratory services.....                   | 499,900        |
| 11 | Federal revenues:                               |                |
| 12 | DOI, federal.....                               | 155,400        |
| 13 | EPA, multiple.....                              | 268,600        |
| 14 | Special revenue funds:                          |                |
| 15 | Aboveground storage tank fees.....              | 90,300         |
| 16 | Air emissions fees.....                         | 853,800        |
| 17 | Campground fund.....                            | 17,800         |
| 18 | Clean Michigan initiative - administration..... | 183,900        |
| 19 | Cleanup and redevelopment fund.....             | 1,368,400      |
| 20 | Environmental education fund.....               | 206,700        |
| 21 | Environmental pollution prevention fund.....    | 63,000         |
| 22 | Environmental protection fund.....              | 51,600         |
| 23 | Environmental response fund.....                | 1,254,700      |
| 24 | Fees and collections.....                       | 50,400         |
| 25 | Financial instruments.....                      | 5,000,000      |
| 26 | Great Lakes protection fund.....                | 563,200        |
| 27 | Groundwater discharge permit fees.....          | 121,600        |

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|----|--|----------------------|
| 1  | Hazardous waste transportation permit fund.....  | 15,400               |
| 2  | Land and water permit fees.....                  | 112,500              |
| 3  | Medical waste emergency response fund.....       | 20,500               |
| 4  | NPDES fees.....                                  | 325,500              |
| 5  | Oil and gas regulatory fund.....                 | 1,646,700            |
| 6  | Public swimming pool fund.....                   | 31,200               |
| 7  | Public utility assessments.....                  | 32,800               |
| 8  | Public water supply fees.....                    | 548,800              |
| 9  | Refined petroleum fund.....                      | 4,457,200            |
| 10 | Retired engineers technical assistance fund..... | 26,300               |
| 11 | Scrap tire regulatory fund.....                  | 124,500              |
| 12 | Settlement funds.....                            | 882,900              |
| 13 | Sewage sludge land application fee.....          | 38,900               |
| 14 | Solid waste program fees.....                    | 141,300              |
| 15 | Stormwater permit fees.....                      | 222,000              |
| 16 | Underground storage tank fees.....               | 278,600              |
| 17 | Waste reduction fee revenue.....                 | 264,700              |
| 18 | Wastewater operator training fees.....           | 13,200               |
| 19 | Water analysis fees.....                         | 124,500              |
| 20 | Water use reporting fees.....                    | 8,400                |
| 21 | State general fund/general purpose.....          | \$ 5,718,600         |
| 22 | <b>Sec. 103. AIR QUALITY</b>                     |                      |
| 23 | Full-time equated classified positions.....      | 241.5                |
| 24 | Air quality programs--241.5 FTE positions.....   | \$ <u>23,998,500</u> |
| 25 | GROSS APPROPRIATION.....                         | \$ 23,998,500        |
| 26 | Appropriated from:                               |                      |
| 27 | Federal revenues:                                |                      |

|    |   |       |                  |
|----|---|-------|------------------|
| 1  | EPA, multiple.....                                  |       | 5,758,900        |
| 2  | Special revenue funds:                              |       |                  |
| 3  | Air emissions fees.....                             |       | 11,459,100       |
| 4  | Environmental response fund.....                    |       | 102,400          |
| 5  | Fees and collections.....                           |       | 393,600          |
| 6  | Oil and gas regulatory fund.....                    |       | 103,600          |
| 7  | Refined petroleum fund.....                         |       | 2,747,500        |
| 8  | State general fund/general purpose.....             | \$    | 3,433,400        |
| 9  | <b>Sec. 104. ENVIRONMENTAL SCIENCE AND SERVICES</b> |       |                  |
| 10 | Full-time equated classified positions.....         | 184.0 |                  |
| 11 | Program services and grant management--27.5 FTE     |       |                  |
| 12 | positions .....                                     | \$    | 3,352,700        |
| 13 | Laboratory services--68.0 FTE positions.....        |       | 6,609,600        |
| 14 | Municipal assistance--35.5 FTE positions.....       |       | 5,227,800        |
| 15 | Pollution prevention and technical assistance--53.0 |       |                  |
| 16 | FTE positions .....                                 |       | 5,110,800        |
| 17 | Pollution prevention outreach.....                  |       | 300,000          |
| 18 | Retired engineers technical assistance program..... |       | 1,474,300        |
| 19 | Revitalization revolving loan fund.....             |       | <u>1,000,000</u> |
| 20 | GROSS APPROPRIATION.....                            | \$    | 23,075,200       |
| 21 | Appropriated from:                                  |       |                  |
| 22 | Interdepartmental transfers:                        |       |                  |
| 23 | IDT, laboratory services.....                       |       | 3,467,200        |
| 24 | Federal revenues:                                   |       |                  |
| 25 | DOC-NOAA, federal.....                              |       | 343,600          |
| 26 | EPA, brownfield cleanup revolving loan fund.....    |       | 1,000,000        |
| 27 | EPA, multiple.....                                  |       | 3,344,000        |



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|----|---|------------------|
| 1  | Special revenue funds:                                |                  |
| 2  | Private funds.....                                    | 300,000          |
| 3  | Air emissions fees.....                               | 738,700          |
| 4  | Clean Michigan initiative - administration.....       | 169,600          |
| 5  | Environmental protection fund.....                    | 66,600           |
| 6  | Environmental response fund.....                      | 644,800          |
| 7  | Laboratory data quality recognition fund.....         | 15,700           |
| 8  | Public water supply fees.....                         | 244,200          |
| 9  | Retired engineers technical assistance fund.....      | 1,474,300        |
| 10 | Settlement funds.....                                 | 227,400          |
| 11 | Small business pollution prevention revolving loan    |                  |
| 12 | fund .....  | 104,000          |
| 13 | Stormwater permit fees.....                           | 93,200           |
| 14 | Strategic water quality initiatives fund.....         | 215,300          |
| 15 | Waste reduction fee revenue.....                      | 4,169,700        |
| 16 | Wastewater operator training fees.....                | 168,100          |
| 17 | Water analysis fees.....                              | 3,214,100        |
| 18 | Water pollution control revolving fund.....           | 2,333,100        |
| 19 | State general fund/general purpose.....               | \$ 741,600       |
| 20 | <b>Sec. 105. OFFICE OF GEOLOGICAL SURVEY</b>          |                  |
| 21 | Full-time equated classified positions.....           | 68.0             |
| 22 | Coal and sand dune management--3.0 FTE positions..... | \$ 619,600       |
| 23 | Metallic mine reclamation--1.0 FTE position.....      | 91,000           |
| 24 | Nonferrous metallic mining--2.0 FTE positions.....    | 210,500          |
| 25 | Mineral wells management--3.0 FTE positions.....      | 238,000          |
| 26 | Orphan well--2.0 FTE positions.....                   | 2,041,200        |
| 27 | Services to oil and gas--57.0 FTE positions.....      | <u>7,243,500</u> |

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|----|---|-------|------------------|
| 1  | GROSS APPROPRIATION.....                          | \$    | 10,443,800       |
| 2  | Appropriated from:                                |       |                  |
| 3  | Federal revenues:                                 |       |                  |
| 4  | DOI, federal.....                                 |       | 423,300          |
| 5  | Special revenue funds:                            |       |                  |
| 6  | Metallic mining surveillance fee revenue.....     |       | 91,000           |
| 7  | Mineral well regulatory fee revenue.....          |       | 238,000          |
| 8  | Nonferrous metallic mineral surveillance.....     |       | 210,500          |
| 9  | Oil and gas regulatory fund.....                  |       | 7,127,100        |
| 10 | Orphan well fund.....                             |       | 2,041,200        |
| 11 | Publication revenue.....                          |       | 116,400          |
| 12 | Sand extraction fee revenue.....                  |       | 196,300          |
| 13 | State general fund/general purpose.....           | \$    | 0                |
| 14 | <b>Sec. 106. LAND AND WATER MANAGEMENT</b>        |       |                  |
| 15 | Full-time equated classified positions.....       | 129.0 |                  |
| 16 | Program direction--8.0 FTE positions.....         | \$    | 904,500          |
| 17 | Field permitting and project assistance--72.0 FTE |       |                  |
| 18 | positions .....                                   |       | 7,221,000        |
| 19 | Great Lakes shorelands--28.0 FTE positions.....   |       | 2,559,000        |
| 20 | Water management--21.0 FTE positions.....         |       | <u>2,618,800</u> |
| 21 | GROSS APPROPRIATION.....                          | \$    | 13,303,300       |
| 22 | Appropriated from:                                |       |                  |
| 23 | Interdepartmental grant revenues:                 |       |                  |
| 24 | IDG, Michigan transportation fund.....            |       | 968,000          |
| 25 | Federal revenues:                                 |       |                  |
| 26 | DHS, federal.....                                 |       | 966,400          |
| 27 | DOC-NOAA, federal.....                            |       | 1,450,100        |

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|----|--|------------------|
| 1  | EPA, multiple.....                                     | 1,007,500        |
| 2  | Special revenue funds:                                 |                  |
| 3  | Environmental protection fund.....                     | 1,613,800        |
| 4  | Land and water permit fees.....                        | 1,897,400        |
| 5  | State general fund/general purpose.....                | \$ 5,400,100     |
| 6  | <b>Sec. 107. REMEDIATION AND REDEVELOPMENT</b>         |                  |
| 7  | Full-time equated classified positions.....            | 297.5            |
| 8  | Contaminated site investigation, cleanup, and          |                  |
| 9  | revitalization--230.5 FTE positions.....               | \$ 22,471,700    |
| 10 | Federal cleanup project management--67.0 FTE positions | 8,139,700        |
| 11 | Emergency cleanup actions.....                         | 4,000,000        |
| 12 | Refined petroleum product cleanup program.....         | 20,100,000       |
| 13 | Environmental cleanup support.....                     | 2,500,000        |
| 14 | Superfund cleanup.....                                 | <u>4,000,000</u> |
| 15 | GROSS APPROPRIATION.....                               | \$ 61,211,400    |
| 16 | Appropriated from:                                     |                  |
| 17 | Federal revenues:                                      |                  |
| 18 | DHHS, federal.....                                     | 6,100            |
| 19 | DOD, federal.....                                      | 1,081,900        |
| 20 | EPA, multiple.....                                     | 8,403,500        |
| 21 | Special revenue funds:                                 |                  |
| 22 | Private funds.....                                     | 150,000          |
| 23 | Clean Michigan initiative - administration.....        | 351,600          |
| 24 | Cleanup and redevelopment fund.....                    | 10,657,300       |
| 25 | Environmental protection fund.....                     | 1,500,000        |
| 26 | Environmental response fund.....                       | 8,609,900        |
| 27 | Landfill maintenance trust fund.....                   | 54,000           |

|    |  |                  |
|----|--|------------------|
| 1  | Refined petroleum fund.....                            | 26,600,700       |
| 2  | Settlement funds.....                                  | 1,458,400        |
| 3  | State general fund/general purpose.....                | \$ 2,338,000     |
| 4  | <b>Sec. 108. WASTE AND HAZARDOUS MATERIALS</b>         |                  |
| 5  | Full-time equated classified positions.....            | 183.5            |
| 6  | Aboveground storage tank program--8.0 FTE positions .. | \$ 733,700       |
| 7  | Hazardous waste management program--61.0 FTE positions | 6,249,200        |
| 8  | Low-level radioactive waste authority--2.0 FTE         |                  |
| 9  | positions .....  | 777,600          |
| 10 | Medical waste program.....                             | 230,400          |
| 11 | Radiological protection program--16.5 FTE positions .. | 1,383,600        |
| 12 | Scrap tire regulatory program--11.0 FTE positions .... | 1,021,800        |
| 13 | Solid waste management program--50.0 FTE positions ... | 4,393,800        |
| 14 | Underground storage tank program--35.0 FTE positions . | <u>3,288,900</u> |
| 15 | GROSS APPROPRIATION.....                               | \$ 18,079,000    |
| 16 | Appropriated from:                                     |                  |
| 17 | Interdepartmental grant revenues:                      |                  |
| 18 | IDG-MDSP.....  | 719,800          |
| 19 | Federal revenues:                                      |                  |
| 20 | EPA, multiple.....                                     | 3,875,800        |
| 21 | Special revenue funds:                                 |                  |
| 22 | Aboveground storage tank fees.....                     | 733,700          |
| 23 | Environmental pollution prevention fund.....           | 1,965,700        |
| 24 | Hazardous materials transportation permit fund.....    | 211,200          |
| 25 | Medical waste emergency response fund.....             | 230,400          |
| 26 | Public utility assessments.....                        | 777,600          |
| 27 | Scrap tire regulatory fund.....                        | 1,021,800        |

|    |  |                   |
|----|--|-------------------|
| 1  | Solid waste program fees.....                          | 4,322,000         |
| 2  | Underground storage tank fees.....                     | 3,028,200         |
| 3  | Waste reduction fee revenue.....                       | 71,800            |
| 4  | State general fund/general purpose.....                | \$ 1,121,000      |
| 5  | <b>Sec. 109. WATER</b>                                 |                   |
| 6  | Full-time equated classified positions.....            | 358.2             |
| 7  | Aquifer protection program.....                        | \$ 350,000        |
| 8  | Aquifer protection and dispute resolution - IDG to     |                   |
| 9  | Michigan department of agriculture.....                | 50,000            |
| 10 | Drinking water and environmental health--114.2 FTE     |                   |
| 11 | positions .....  | 15,858,100        |
| 12 | Fish contaminant monitoring.....                       | 316,100           |
| 13 | Groundwater discharge--22.0 FTE positions.....         | 2,048,300         |
| 14 | NPDES nonstormwater program--121.4 FTE positions ..... | 10,578,900        |
| 15 | Sewage sludge land application program--6.5 FTE        |                   |
| 16 | positions .....  | 823,700           |
| 17 | Surface water--94.1 FTE positions.....                 | <u>15,083,900</u> |
| 18 | GROSS APPROPRIATION.....                               | \$ 45,109,000     |
| 19 | Appropriated from:                                     |                   |
| 20 | Federal revenues:                                      |                   |
| 21 | EPA, multiple.....                                     | 19,030,200        |
| 22 | Special revenue funds:                                 |                   |
| 23 | Aquifer protection revolving fund.....                 | 400,000           |
| 24 | Campground fund.....                                   | 230,700           |
| 25 | Clean Michigan initiative - administration.....        | 590,500           |
| 26 | Clean Michigan initiative - clean water fund.....      | 3,276,900         |
| 27 | Environmental response fund.....                       | 162,400           |

|    |   |                     |
|----|---|---------------------|
| 1  | Fees and collections.....                             | 139,800             |
| 2  | Groundwater discharge permit fees.....                | 1,912,300           |
| 3  | Land and water permit fees.....                       | 467,400             |
| 4  | NPDES fees.....                                       | 3,238,300           |
| 5  | Public swimming pool fund.....                        | 525,300             |
| 6  | Public water supply fees.....                         | 2,229,600           |
| 7  | Refined petroleum fund.....                           | 840,200             |
| 8  | Saginaw Bay and river restoration revenue.....        | 169,900             |
| 9  | Septage waste contingency fund.....                   | 36,600              |
| 10 | Septage waste program fund.....                       | 310,800             |
| 11 | Sewage sludge land application fee.....               | 823,700             |
| 12 | Soil erosion and sedimentation control training fund. | 111,400             |
| 13 | Stormwater permit fees.....                           | 2,627,600           |
| 14 | Water pollution control revolving fund.....           | 649,300             |
| 15 | Water use reporting fees.....                         | 133,400             |
| 16 | State general fund/general purpose.....               | \$ 7,202,700        |
| 17 | <b>Sec. 110. CRIMINAL INVESTIGATIONS</b>              |                     |
| 18 | Full-time equated classified positions.....           | 22.0                |
| 19 | Environmental investigations--22.0 FTE positions..... | \$ <u>2,504,600</u> |
| 20 | GROSS APPROPRIATION.....                              | \$ 2,504,600        |
| 21 | Appropriated from:                                    |                     |
| 22 | Federal revenues:                                     |                     |
| 23 | DHS, federal.....                                     | 539,000             |
| 24 | EPA, multiple.....                                    | 149,000             |
| 25 | Special revenue funds:                                |                     |
| 26 | Environmental response fund.....                      | 128,100             |
| 27 | Oil and gas regulatory fund.....                      | 351,300             |

|    |   |                |
|----|---|----------------|
| 1  | Scrap tire regulatory fund.....                       | 275,600        |
| 2  | State general fund/general purpose.....               | \$ 1,061,600   |
| 3  | <b>Sec. 111. GRANTS</b>                               |                |
| 4  | Coastal management grants.....                        | \$ 2,000,000   |
| 5  | Federal - Great Lakes remedial action plan grants.... | 700,000        |
| 6  | Federal - nonpoint source water pollution grants..... | 6,500,000      |
| 7  | Grants to counties - air pollution.....               | 83,700         |
| 8  | Radon grants.....                                     | 90,000         |
| 9  | Water pollution control and drinking water revolving  |                |
| 10 | fund .....  | 106,979,900    |
| 11 | Drinking water program grants.....                    | 1,330,000      |
| 12 | Great Lakes research and protection grants.....       | 2,000,000      |
| 13 | Local health department operations.....               | 10,472,500     |
| 14 | Noncommunity water grants.....                        | 1,400,000      |
| 15 | Pollution prevention local grants.....                | 250,000        |
| 16 | Septage waste compliance grants.....                  | 1,525,000      |
| 17 | Scrap tire grants.....                                | 4,500,000      |
| 18 | Volunteer river, stream, and creek cleanup.....       | <u>25,000</u>  |
| 19 | GROSS APPROPRIATION.....                              | \$ 137,856,100 |
| 20 | Appropriated from:                                    |                |
| 21 | Interdepartmental grant revenues:                     |                |
| 22 | IDG-MDCH, local public health operations.....         | 10,472,500     |
| 23 | Federal revenues:                                     |                |
| 24 | DOC-NOAA, federal.....                                | 1,700,000      |
| 25 | EPA, multiple.....                                    | 88,920,000     |
| 26 | Special revenue funds:                                |                |
| 27 | Community pollution prevention fund.....              | 250,000        |

|    |   |    |                  |
|----|---|----|------------------|
| 1  | Great Lakes protection fund.....                  |    | 2,000,000        |
| 2  | Public water supply fees.....                     |    | 1,400,000        |
| 3  | Refined petroleum fund.....                       |    | 83,700           |
| 4  | Revolving loan revenue bonds.....                 |    | 11,400,000       |
| 5  | Scrap tire regulatory fund.....                   |    | 4,500,000        |
| 6  | Septage waste program fund.....                   |    | 1,525,000        |
| 7  | Strategic water quality initiatives fund.....     |    | 9,800,000        |
| 8  | Water quality protection fund.....                |    | 25,000           |
| 9  | State general fund/general purpose.....           | \$ | 5,779,900        |
| 10 | <b>Sec. 112. INFORMATION TECHNOLOGY</b>           |    |                  |
| 11 | Information technology services and projects..... | \$ | <u>6,810,400</u> |
| 12 | GROSS APPROPRIATION.....                          | \$ | 6,810,400        |
| 13 | Appropriated from:                                |    |                  |
| 14 | Interdepartmental grant revenues:                 |    |                  |
| 15 | IDG, Michigan transportation fund.....            |    | 52,800           |
| 16 | Federal revenues:                                 |    |                  |
| 17 | DHS, federal.....                                 |    | 17,300           |
| 18 | DOC-NOAA, federal.....                            |    | 83,300           |
| 19 | DOD, federal.....                                 |    | 9,900            |
| 20 | DOI, federal.....                                 |    | 5,800            |
| 21 | EPA, multiple.....                                |    | 1,798,900        |
| 22 | Special revenue funds:                            |    |                  |
| 23 | Air emissions fees.....                           |    | 498,900          |
| 24 | Cleanup and redevelopment fund.....               |    | 748,900          |
| 25 | Environmental response fund.....                  |    | 516,800          |
| 26 | Land and water permit fees.....                   |    | 109,400          |
| 27 | Oil and gas regulatory fund.....                  |    | 814,300          |



|    |   |         |
|----|---|---------|
| 1  | Public utility assessments.....             | 4,200   |
| 2  | Public water supply fees.....               | 271,900 |
| 3  | Scrap tire regulatory fund.....             | 83,400  |
| 4  | Settlement funds.....                       | 511,600 |
| 5  | Solid waste program fees .....              | 61,500  |
| 6  | Underground storage tank fees.....          | 178,200 |
| 7  | Waste reduction fee revenue.....            | 215,800 |
| 8  | Water analysis fees.....                    | 159,300 |
| 9  | Water pollution control revolving fund..... | 136,700 |
| 10 | State general fund/general purpose..... \$  | 531,500 |

## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2006-2007 is \$211,206,400.00 and state spending from state resources to be paid to local units of government for fiscal year 2006-2007 is \$4,500,000.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

## DEPARTMENT OF ENVIRONMENTAL QUALITY

## GRANTS

|    |                                       |                  |
|----|---------------------------------------|------------------|
| 23 | Noncommunity water grants.....        | 1,400,000        |
| 24 | Scrap tire grants.....                | 1,575,000        |
| 25 | Septage waste compliance program..... | <u>1,525,000</u> |
| 26 | TOTAL..... \$                         | 4,500,000        |

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

4       Sec. 203. As used in this bill:

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

7       (b) "DHS" means the United States department of homeland  
8 security.

9       (c) "DHHS" means the United States department of health and  
10 human services.

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

12       (e) "DOC-NOAA" means the DOC national oceanic and atmospheric  
13 administration.

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

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

16       (h) "EPA" means the United States environmental protection  
17 agency.

18       (i) "FTE" means full-time equated.

19       (j) "IDG" means interdepartmental grant.

20       (k) "IDT" means intradepartmental transfer.

21       (l) "MDCH" means the Michigan department of community health.

22       (m) "MDSP" means the Michigan department of state police.

23       (n) "NPDES" means national pollutant discharge elimination  
24 system.

25       Sec. 204. The department of civil service shall bill  
26 departments and agencies at the end of the first fiscal quarter for  
27 the 1% charge authorized by section 5 of article XI of the state

1 constitution of 1963. Payments shall be made for the total amount  
2 of the billing by the end of the second fiscal quarter.

3       Sec. 205. (1) A hiring freeze is imposed on the state  
4 classified civil service. State departments and agencies are  
5 prohibited from hiring any new full-time state classified civil  
6 service employees and prohibited from filling any vacant state  
7 classified civil service positions. This hiring freeze does not  
8 apply to internal transfers of classified employees from 1 position  
9 to another within a department.

10       (2) The state budget director may grant exceptions to this  
11 hiring freeze when the state budget director believes that the  
12 hiring freeze will result in rendering a state department or agency  
13 unable to deliver basic services, cause a loss of revenue to the  
14 state, result in the inability of the state to receive federal  
15 funds, or necessitate additional expenditures that exceed any  
16 savings from maintaining a vacancy. The state budget director shall  
17 report quarterly to the chairpersons of the senate and house of  
18 representatives standing committees on appropriations the number of  
19 exceptions to the hiring freeze approved during the previous  
20 quarter and the reasons to justify the exception.

21       Sec. 206. Unless otherwise specified, the department shall use  
22 the Internet to fulfill the reporting requirements of this bill.  
23 This requirement may include transmission of reports via electronic  
24 mail to the recipients identified for each reporting requirement,  
25 or it may include placement of reports on an Internet or Intranet  
26 site.

27       Sec. 207. Funds appropriated in part 1 shall not be used for

1 the purchase of foreign goods or services, or both, if  
2 competitively priced and of comparable quality American goods or  
3 services, or both, are available. Preference should be given to  
4 goods or services, or both, manufactured or provided by Michigan  
5 businesses if they are competitively priced and of comparable  
6 quality.

7       Sec. 208. The director shall take all reasonable steps to  
8 ensure businesses in deprived and depressed communities compete for  
9 and perform contracts to provide services or supplies, or both. The  
10 director shall strongly encourage firms with which the department  
11 contracts to subcontract with certified businesses in depressed and  
12 deprived communities for services, supplies, or both.

13       Sec. 209. From the funds appropriated in part 1 for  
14 information technology, departments and agencies shall pay user  
15 fees to the department of information technology for technology-  
16 related services and projects. Such user fees shall be subject to  
17 provisions of an interagency agreement between the departments and  
18 agencies and the department of information technology.

19       Sec. 210. Amounts appropriated in part 1 for information  
20 technology may be designated as work projects and carried forward  
21 to support technology projects under the direction of the  
22 department of information technology. Funds designated in this  
23 manner are not available for expenditure until approved as work  
24 projects under section 451a of the management and budget act, 1984  
25 PA 431, MCL 18.1451a.

26       Sec. 211. (1) Due to the current budgetary problems in this  
27 state, out-of-state travel for the fiscal year ending September 30,

1 2007 shall be limited to situations in which 1 or more of the  
2 following conditions apply:

3 (a) The travel is required by legal mandate or court order or  
4 for law enforcement purposes.

5 (b) The travel is necessary to protect the health or safety of  
6 Michigan citizens or visitors or to assist other states in similar  
7 circumstances.

8 (c) The travel is necessary to produce budgetary savings or to  
9 increase state revenues, including protecting existing federal  
10 funds or securing additional federal funds.

11 (d) The travel is necessary to comply with federal  
12 requirements.

13 (e) The travel is necessary to secure specialized training for  
14 staff that is not available within this state.

15 (f) The travel is financed entirely by federal or nonstate  
16 funds.

17 (2) If out-of-state travel is necessary but does not meet 1 or  
18 more of the conditions in subsection (1), the state budget director  
19 may grant an exception to allow the travel. Any exceptions granted  
20 by the state budget director shall be reported on a monthly basis  
21 to the senate and house of representatives standing committees on  
22 appropriations.

23 (3) Not later than January 1 of each year, each department  
24 shall prepare a travel report listing all travel by classified and  
25 unclassified employees outside this state in the immediately  
26 preceding fiscal year that was funded in whole or in part with  
27 funds appropriated in the department's budget. The report shall be

1 submitted to the chairs and members of the senate and house of  
2 representatives standing committees on appropriations, the fiscal  
3 agencies, and the state budget director. The report shall include  
4 the following information:

5 (a) The name of each person receiving reimbursement for travel  
6 outside this state or whose travel costs were paid by this state.

7 (b) The destination of each travel occurrence.

8 (c) The dates of each travel occurrence.

9 (d) A brief statement of the reason for each travel  
10 occurrence.

11 (e) The transportation and related costs of each travel  
12 occurrence, including the proportion funded with state general  
13 fund/general purpose revenues, the proportion funded with state  
14 restricted revenues, the proportion funded with federal revenues,  
15 and the proportion funded with other revenues.

16 (f) A total of all out-of-state travel funded for the  
17 immediately preceding fiscal year.

18 Sec. 212. (1) In addition to the funds appropriated in part 1,  
19 there is appropriated an amount not to exceed \$30,000,000.00 for  
20 federal contingency funds. These funds are not available for  
21 expenditure until they have been transferred to another line item  
22 in this bill under section 393(2) of the department of management  
23 and budget act, 1984 PA 431, MCL 18.1393.

24 (2) In addition to the funds appropriated in part 1, there is  
25 appropriated an amount not to exceed \$5,000,000.00 for state  
26 restricted contingency funds. These funds are not available for  
27 expenditure until they have been transferred to another line item

1 in this bill under section 393(2) of the department of management  
2 and budget act, 1984 PA 431, MCL 18.1393.

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

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

15 Sec. 213. (1) The department shall report all of the following  
16 information relative to allocations made from appropriations for  
17 the environmental cleanup and redevelopment program, state cleanup,  
18 emergency actions, superfund cleanup, the revitalization revolving  
19 loan program, the brownfield grants and loans program, the leaking  
20 underground storage tank cleanup program, the contaminated lake and  
21 river sediments cleanup program, the refined petroleum product  
22 cleanup program, and the environmental protection bond projects  
23 under section 19508(7) of the natural resources and environmental  
24 protection act, 1994 PA 451, MCL 324.19508, to the state budget  
25 director, the senate and house appropriations subcommittees on  
26 environmental quality, and the senate and house fiscal agencies:

27 (a) The name and location of the site for which an allocation

1 is made.

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

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

5 (d) The estimated date that site closure activities will be  
6 completed.

7 (e) The amount of the allocation, or the anticipated financing  
8 for the site.

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

11 (g) The number of sites that would qualify as brownfields that  
12 were redeveloped.

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

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

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

22 (c) The total amount of bonds issued for the environmental  
23 protection bond program pursuant to part 193 of the natural  
24 resources and environmental protection act, 1994 PA 451, MCL  
25 324.19301 to 324.19306, and bonds issued pursuant to the clean  
26 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

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



1 year.

2       Sec. 214. (1) The department of environmental quality is  
3 authorized to expend amounts remaining from the current and prior  
4 fiscal year appropriations to meet funding needs of legislatively  
5 approved sites for the environmental cleanup and redevelopment  
6 program and the leaking underground storage tank cleanup program.

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

12       (3) Unexpended and unencumbered amounts remaining from  
13 appropriations from the cleanup and redevelopment fund and  
14 unclaimed bottle deposits fund contained in 2003 PA 171, 2003 PA  
15 173, 2003 PA 237, and 2004 PA 350 are appropriated for expenditure  
16 for any site listed in this bill and any site listed in the public  
17 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, 2003  
21 PA 237, 2004 PA 309, 2004 PA 350, and 2005 PA 11 are appropriated  
22 for expenditure for any site listed in this bill and any site  
23 listed in the public acts referenced in this section.

24       (5) Unexpended and unencumbered amounts remaining from  
25 appropriations from the environmental protection fund contained in  
26 2001 PA 43, 2002 PA 520, 2003 PA 171, and 2004 PA 350 are  
27 appropriated for expenditure for any site listed in this bill and

1 any site listed in the public acts referenced in this section.

2 (6) Unexpended and unencumbered amounts remaining from  
3 appropriations from the refined petroleum fund activities contained  
4 in 2005 PA 154 are appropriated for expenditure for any site listed  
5 in this bill and any site listed in the public acts referenced in  
6 this section.

7 Sec. 215. Unexpended settlement revenues at the end of the  
8 fiscal year may be carried forward into the settlement fund in the  
9 succeeding fiscal year up to a maximum carry forward of  
10 \$2,500,000.00.

11 **ENVIRONMENTAL SCIENCE AND SERVICES**

12 Sec. 501. Revenues remaining in the interdepartmental  
13 transfers, laboratory services at the end of the fiscal year shall  
14 carry forward into the succeeding fiscal year.

15 **REMEDICATION AND REDEVELOPMENT**

16 Sec. 701. The unexpended funds appropriated in part 1 for  
17 emergency cleanup actions and refined petroleum product cleanup  
18 program are considered work project appropriations and any  
19 unencumbered or unallotted funds are carried forward into the  
20 succeeding fiscal year. The following is in compliance with section  
21 451a(1) of the management and budget act, 1984 PA 431, MCL  
22 18.1451a:

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

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

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

3 (d) The tentative completion date is September 30, 2011.

4 **GRANTS**

5 Sec. 1101. If a certified health department does not exist in  
6 a city, county, or district or does not fulfill its  
7 responsibilities under part 117 of the natural resources and  
8 environmental protection act, 1994 PA 451, MCL 324.11701 to  
9 324.11720, then the department may spend funds appropriated in part  
10 1 under the septage waste compliance program in accordance with  
11 section 11716 of the natural resources and environmental protection  
12 act, 1994 PA 451, MCL 324.11716.