

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 1161, entitled

A bill to make appropriations for the department of natural resources and environment for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain 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.

Recommends:

First: That the Senate and House agree to the Substitute of the House as passed by the House, amended to read as follows:

(attached)

Second: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of natural resources and environment for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain 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.

Michelle McManus

Michael Lahti

Ron Jelinek

Doug Bennett

Liz Brater

Darwin Booher

Conferees for the Senate

Conferees for the House

A bill to make appropriations for the department of natural resources and environment for the fiscal year ending September 30, 2011; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain 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.

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LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of natural resources and environment for the fiscal year ending

September 30, 2011, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions 6.0

Full-time equated classified positions 3,669.5

GROSS APPROPRIATION \$ 718,968,400

Interdepartmental grant revenues:

Total interdepartmental grants and

intradepartmental transfers 10,521,900

ADJUSTED GROSS APPROPRIATION \$ 708,446,500

Federal revenues:

Total federal revenues 261,615,200

Special revenue funds:

Total private revenues 6,509,100

Total other state restricted revenues..... 399,012,800

State general fund/general purpose..... \$ 41,309,400

FUND SOURCE SUMMARY

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

Full-time equated classified positions..... 3,669.5

GROSS APPROPRIATION..... \$ 718,968,400

Appropriated from:

Interdepartmental grant revenues:

IDG, land acquisition services to work orders 417,000

IDG, MacMullan conference center revenue 1,413,100

IDG, MDSP..... 916,800

IDG, MDOT - Michigan transportation fund..... 1,132,600

1	IDT, interdivisional charges.....	2,053,400
2	IDT, laboratory services.....	4,589,000
3	Total interdepartmental grants and intradepartmental	
4	transfers	10,521,900
5	ADJUSTED GROSS APPROPRIATION.....	\$ 708,446,500
6	Federal revenues:	
7	Federal funds.....	261,615,200
8	Special revenue funds:	
9	Private funds.....	6,509,100
10	Aboveground storage tank fees.....	468,900
11	Air emissions fees.....	12,024,000
12	Aircraft fees.....	274,800
13	Campground fund.....	282,800
14	Cervidae licensing and inspection fees.....	168,100
15	Clean Michigan initiative - clean water fund.....	3,912,100
16	Clean Michigan initiative fund.....	26,900
17	Cleanup and redevelopment fund.....	14,595,600
18	Commercial forest fund.....	58,600
19	Community pollution prevention fund.....	250,000
20	Electronic waste recycling fund.....	258,400
21	Environmental education fund.....	251,500
22	Environmental pollution prevention fund.....	1,576,700
23	Environmental protection fund.....	6,763,000
24	Environmental response fund.....	7,947,500
25	Fees and collections.....	488,000
26	Financial instruments.....	5,000,000
27	Forest development fund.....	32,957,000

1	Forest land user charges.....	592,500
2	Forest recreation account.....	1,514,300
3	Game and fish protection fund.....	61,285,200
4	Game and fish protection fund - deer habitat reserve .	2,617,500
5	Game and fish protection fund - fisheries settlement .	923,100
6	Game and fish protection fund - turkey permit fees ...	1,975,300
7	Game and fish protection fund - waterfowl fees	201,200
8	Game and fish - wildlife resources protection fund...	1,339,200
9	Game and fish protection fund - youth hunting and	
10	fishing education and outreach.....	48,700
11	Great Lakes protection fund.....	1,767,400
12	Groundwater discharge permit fees.....	1,574,600
13	Hazardous materials transportation permit fund.....	869,700
14	History fees fund.....	511,200
15	Infrastructure construction fund.....	420,700
16	Land and water permit fees.....	2,426,300
17	Land exchange facilitation fund.....	5,956,300
18	Landfill maintenance trust fund.....	60,000
19	Mackinac Island state park fund.....	1,670,200
20	Mackinac Island state park operation fund.....	175,400
21	Marine safety fund.....	3,798,000
22	Medical waste emergency response fund.....	321,300
23	Metallic mining surveillance fee revenue.....	36,900
24	Michigan heritage publications fund.....	50,000
25	Michigan natural resources trust fund.....	3,217,600
26	Michigan state parks endowment fund.....	12,007,800
27	Michigan state waterways fund.....	24,362,100

1	Mineral well regulatory fee revenue.....	207,600
2	Museum operations fund.....	535,600
3	Nonferrous metallic mineral surveillance.....	23,800
4	Nongame wildlife fund.....	727,300
5	NPDES fees.....	4,370,700
6	Off-road vehicle safety education fund.....	299,500
7	Off-road vehicle trail improvement fund.....	4,903,300
8	Oil and gas regulatory fund.....	10,550,000
9	Orphan well fund.....	2,136,800
10	Park improvement fund.....	44,460,700
11	Permanent snowmobile trail easement fund.....	700,000
12	Public swimming pool fund.....	669,800
13	Public use and replacement deed fees fund.....	100,000
14	Public utility assessments.....	780,300
15	Public water supply fees.....	4,583,900
16	Publication revenue.....	80,300
17	Recreation improvement account.....	1,512,300
18	Refined petroleum fund.....	37,124,200
19	Revitalization revolving loan fund.....	89,900
20	Revolving loan revenue bonds.....	11,400,000
21	Sand extraction fee revenue.....	78,400
22	Scrap tire regulatory fund.....	5,496,200
23	Septage waste contingency fund.....	40,300
24	Septage waste program fund.....	849,600
25	Settlement funds.....	2,392,700
26	Sewage sludge land application fee.....	1,060,400
27	Shop fees.....	19,000

1	Small business pollution prevention revolving loan	
2	fund	143,500
3	Snowmobile registration fee revenue	1,733,100
4	Snowmobile trail improvement fund	10,146,000
5	Soil erosion and sedimentation control training fund .	130,300
6	Solid waste management fund - staff account	5,686,800
7	Sportsmen against hunger fund	50,000
8	Stormwater permit fees	3,258,000
9	Strategic water quality initiatives fund	10,000,000
10	Trailways fund	30,000
11	Underground storage tank fees	2,527,500
12	Waste reduction fee revenue	4,724,200
13	Wastewater operator training fees	190,000
14	Water analysis fees	4,062,200
15	Water pollution control revolving fund	3,422,500
16	Water quality protection fund	100,000
17	Water use reporting fees	589,700
18	Total other restricted revenues	399,012,800
19	State general fund/general purpose	\$ 41,309,400
20	Sec. 102. EXECUTIVE OPERATIONS	
21	Full-time equated unclassified positions	6.0
22	Full-time equated classified positions	29.0
23	Unclassified salaries--6.0 FTE positions	\$ 602,300
24	Executive direction and citizen advisory	
25	councils--29.0 FTE positions	3,656,800
26	Natural resources commission	<u>81,600</u>
27	GROSS APPROPRIATION	\$ 4,340,700

1	Appropriated from:	
2	Federal revenues:	
3	Federal funds.....	69,400
4	Special revenue funds:	
5	Environmental response fund.....	135,800
6	Forest development fund.....	326,000
7	Forest land user charges.....	3,700
8	Forest recreation account.....	6,700
9	Game and fish protection fund.....	645,700
10	Game and fish - deer habitat reserve.....	11,400
11	Game and fish - turkey permit fees.....	15,300
12	Game and fish - waterfowl fees.....	700
13	Game and fish - wildlife resource.....	17,600
14	Land exchange facilitation fund.....	26,800
15	Marine safety fund.....	8,400
16	Michigan natural resources trust fund.....	19,500
17	Michigan state parks endowment fund.....	121,300
18	Michigan state waterways fund.....	185,900
19	Nongame wildlife fund.....	4,800
20	Off-road vehicle trail improvement fund.....	46,500
21	Oil and gas regulatory fund.....	228,000
22	Park improvement fund.....	452,300
23	Recreation improvement account.....	4,900
24	Refined petroleum fund.....	399,200
25	Settlement funds.....	59,800
26	Snowmobile registration fee revenue.....	9,300
27	Snowmobile trail improvement fund.....	32,500

1	State general fund/general purpose	\$	1,509,200
2	Sec. 103. OFFICE OF THE GREAT LAKES		
3	Full-time equated classified positions.....	18.0	
4	Office of the Great Lakes--18.0 FTE positions	\$	<u>2,544,000</u>
5	GROSS APPROPRIATION.....	\$	2,544,000
6	Appropriated from:		
7	Federal revenues:		
8	Federal funds.....		1,500,800
9	Special revenue funds:		
10	Great Lakes protection fund.....		642,000
11	Settlement funds.....		100,600
12	State general fund/general purpose	\$	300,600
13	Sec. 104. GREAT LAKES RESTORATION INITIATIVE		
14	Great Lakes restoration initiative	\$	<u>65,000,000</u>
15	GROSS APPROPRIATION.....	\$	65,000,000
16	Appropriated from:		
17	Federal revenues:		
18	Federal funds.....		65,000,000
19	State general fund/general purpose	\$	0
20	Sec. 105. DEPARTMENT SUPPORT SERVICES		
21	Full-time equated classified positions.....	197.2	
22	Central support services--192.2 FTE positions	\$	22,018,500
23	Science and policy--5.0 FTE positions		568,900
24	Administrative hearings.....		467,200
25	Automated data processing.....		2,053,400
26	Building occupancy charges.....		9,560,800
27	Environmental support projects.....		5,000,000

1	Gifts and bequests.....	500,000
2	Rent - privately owned property.....	<u>2,449,200</u>
3	GROSS APPROPRIATION.....	\$ 42,618,000
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG, land acquisition services to work orders.....	417,000
7	IDG, MDSP.....	85,700
8	IDT, interdivisional charges.....	2,053,400
9	IDT, laboratory services.....	496,300
10	Federal revenues:	
11	Federal funds.....	220,600
12	Special revenue funds:	
13	Private funds.....	500,000
14	Aboveground storage tank fees.....	55,200
15	Air emissions fees.....	1,635,800
16	Campground fund.....	16,100
17	Cleanup and redevelopment fund.....	1,371,800
18	Clean Michigan initiative fund.....	26,900
19	Environmental pollution prevention fund.....	110,200
20	Environmental protection fund.....	5,900
21	Environmental response fund.....	606,300
22	Fees and collections.....	40,800
23	Financial instruments.....	5,000,000
24	Forest development fund.....	2,589,500
25	Forest land user charges.....	6,500
26	Forest recreation account.....	71,600
27	Game and fish protection fund.....	4,436,900

1	Game and fish protection fund - deer habitat reserve .	212,500
2	Game and fish protection fund - turkey permit fees ...	134,300
3	Game and fish protection fund - waterfowl fees	900
4	Game and fish - wildlife resource protection fund	43,800
5	Great Lakes protection fund	87,800
6	Groundwater discharge permit fees	185,700
7	Hazardous materials transportation permit fund	37,100
8	Land and water permit fees	303,200
9	Land exchange facilitation fund	5,766,000
10	Marine safety fund	337,100
11	Medical waste emergency response fund	43,000
12	Metallic mining surveillance fee revenue	1,400
13	Michigan natural resources trust fund	1,209,900
14	Michigan state parks endowment fund	237,000
15	Michigan state waterways fund	701,400
16	Mineral well regulatory fee revenue	16,200
17	Nongame wildlife fund	24,100
18	NPDES fees	438,500
19	Off-road vehicle trail improvement fund	26,600
20	Oil and gas regulatory fund	1,003,300
21	Orphan well fund	43,000
22	Park improvement fund	1,621,400
23	Public swimming pool fund	68,200
24	Public use and replacement deed fees fund	100,000
25	Public utility assessments	49,400
26	Public water supply fees	270,400
27	Recreation improvement account	27,300

1	Refined petroleum fund.....	1,890,900
2	Sand extraction fee revenue.....	1,100
3	Scrap tire regulatory fund.....	200,300
4	Septage waste program fund.....	36,200
5	Settlement funds.....	190,000
6	Sewage sludge land application fee.....	107,400
7	Small business pollution prevention revolving loan	
8	fund	20,200
9	Snowmobile registration fee revenue.....	60,400
10	Snowmobile trail improvement fund.....	231,500
11	Soil erosion and sedimentation control training fund.	5,600
12	Solid waste management fund - staff account	618,700
13	Stormwater permit fees.....	196,200
14	Underground storage tank fees.....	233,100
15	Waste reduction fee revenue.....	388,600
16	Wastewater operator training fees.....	6,400
17	Water analysis fees.....	373,400
18	Water use reporting fees.....	9,500
19	State general fund/general purpose.....	\$ 5,312,500
20	Sec. 106. COMMUNICATION AND CUSTOMER SERVICES	
21	Full-time equated classified positions.....	176.3
22	Marketing, education, and technology--123.3 FTE	
23	positions	\$ 19,025,700
24	Historical administration and services--37.0 FTE	
25	positions	4,149,500
26	Special programs (Mann house)--1.0 FTE positions	113,200
27	Thunder Bay national marine sanctuary and underwater	

1	preserve--1.0 FTE positions	140,800
2	Museum stores--6.0 FTE positions	528,100
3	Freedom trail commission.....	22,500
4	Archives--8.0 FTE positions.....	<u>768,300</u>
5	GROSS APPROPRIATION.....	\$ 24,748,100
6	Appropriated from:	
7	Federal revenues:	
8	Federal funds.....	2,870,600
9	Special revenue funds:	
10	Private funds.....	1,150,100
11	Air emissions fees.....	414,300
12	Environmental education fund.....	251,500
13	Forest development fund.....	70,100
14	Forest recreation account.....	15,000
15	Game and fish protection fund.....	7,856,000
16	Game and fish - youth hunting and fishing education	
17	and outreach fund	48,700
18	History fees fund.....	511,200
19	Land exchange facilitation fund.....	40,300
20	Marine safety fund.....	27,000
21	Michigan heritage publication fund.....	50,000
22	Michigan natural resources trust fund.....	21,100
23	Michigan state parks endowment fund.....	51,200
24	Michigan state waterways fund.....	121,600
25	Museum operations fund.....	535,600
26	Off-road vehicle safety education fund.....	52,900
27	Off-road vehicle trail improvement fund.....	25,000

1	Park improvement fund.....		2,350,300
2	Settlement funds.....		235,600
3	Small business pollution prevention revolving loan		
4	fund		114,600
5	Snowmobile registration fee revenue.....		45,000
6	Snowmobile trail improvement fund.....		36,600
7	Sportsmen against hunger fund.....		50,000
8	Waste reduction fee revenue.....		3,937,400
9	State general fund/general purpose.....	\$	3,866,400
10	Sec. 107. WILDLIFE MANAGEMENT		
11	Full-time equated classified positions.....	206.0	
12	Wildlife management--197.0 FTE positions.....	\$	28,593,400
13	Natural resources heritage--9.0 FTE positions.....		1,285,200
14	State game and wildlife area maintenance.....		<u>750,000</u>
15	GROSS APPROPRIATION.....	\$	30,628,600
16	Appropriated from:		
17	Federal revenues:		
18	Federal funds.....		14,627,100
19	Special revenue funds:		
20	Private funds.....		114,600
21	Cervidae licensing and inspection fees.....		103,000
22	Forest development fund.....		67,700
23	Game and fish protection fund.....		9,351,700
24	Game and fish protection fund - deer habitat reserve .		2,164,000
25	Game and fish protection fund - turkey permit fees...		1,751,400
26	Game and fish protection fund - waterfowl fees		103,600
27	Nongame wildlife fund.....		659,300

1	State general fund/general purpose	\$	1,686,200
2	Sec. 108. FISHERIES MANAGEMENT		
3	Full-time equated classified positions.....	232.0	
4	Aquatic resource mitigation--2.0 FTE positions	\$	924,100
5	Fisheries resource management--170.0 FTE positions ...		19,327,200
6	Fish production--60.0 FTE positions		8,701,300
7	Cormorant population mitigation program		<u>50,000</u>
8	GROSS APPROPRIATION	\$	29,002,600
9	Appropriated from:		
10	Federal revenues:		
11	Federal funds		11,169,900
12	Special revenue funds:		
13	Private funds		116,700
14	Game and fish protection fund		16,792,900
15	Game and fish protection fund - fisheries settlement .		923,100
16	State general fund/general purpose	\$	0
17	Sec. 109. WATER RESOURCE DIVISION		
18	Full-time equated classified positions.....	352.6	
19	Land and water interface positions--95.0 FTE positions	\$	11,443,000
20	Program direction and project assistance--38.1 FTE		
21	positions		2,703,000
22	Water withdrawal assessment program--3.0 FTE positions		1,004,500
23	Expedited water/wastewater permits--3.0 FTE positions		420,700
24	Fish contaminant monitoring		316,100
25	Groundwater discharge--20.0 FTE positions		2,874,800
26	NPDES nonstormwater program--94.7 FTE positions		11,686,500
27	Surface water--98.8 FTE positions		<u>14,811,900</u>

1	GROSS APPROPRIATION.....	\$	45,260,500
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG, MDOT - Michigan transportation fund.....		1,075,800
5	Federal revenues:		
6	Federal funds.....		13,547,600
7	Special revenue funds:		
8	Clean Michigan initiative - clean water fund.....		3,912,100
9	Environmental protection fund.....		2,083,800
10	Environmental response fund.....		177,800
11	Groundwater discharge permit fees.....		1,310,800
12	Infrastructure construction fund.....		420,700
13	Land and water permit fees.....		1,989,900
14	NPDES fees.....		3,734,500
15	Refined petroleum fund.....		425,800
16	Soil erosion and sedimentation control training fund.		122,200
17	Stormwater permit fees.....		2,877,400
18	Water pollution control revolving fund.....		710,800
19	Water use reporting fees.....		576,100
20	State general fund/general purpose.....	\$	12,295,200
21	Sec. 110. LAW ENFORCEMENT		
22	Full-time equated classified positions.....		248.0
23	Environmental investigations--20.0 FTE positions.....	\$	2,681,300
24	General law enforcement--228.0 FTE positions.....		<u>28,946,200</u>
25	GROSS APPROPRIATION.....	\$	31,627,500
26	Appropriated from:		
27	Federal revenues:		

1	Federal funds.....	5,901,900
2	Special revenue funds	
3	Aboveground storage tank fees.....	5,100
4	Air emissions fees.....	149,800
5	Campground fund.....	2,800
6	Cervidae licensing and inspection fees.....	65,100
7	Cleanup and redevelopment fund.....	125,900
8	Environmental pollution prevention fund.....	10,300
9	Environmental protection fund.....	45,100
10	Environmental response fund.....	65,000
11	Fees and collections.....	3,800
12	Forest recreation account.....	63,500
13	Game and fish protection fund.....	17,352,300
14	Game and fish protection fund - wildlife resource	
15	protection fund	1,215,800
16	Great Lakes protection fund.....	8,200
17	Groundwater discharge permit fees.....	17,200
18	Hazardous materials transportation permit fund.....	3,500
19	Land and water permit fees.....	36,600
20	Marine safety fund.....	1,397,200
21	Medical waste emergency response fund.....	4,100
22	Metallic mining surveillance fee revenue.....	500
23	Mineral well regulatory fee revenue.....	1,600
24	NPDES fees.....	41,300
25	Off-road vehicle safety education fund.....	85,200
26	Off-road vehicle trail improvement fund.....	1,304,000
27	Oil and gas regulatory fund.....	113,600

1	Orphan well fund.....	4,100
2	Park improvement fund.....	63,500
3	Public swimming pool fund.....	5,100
4	Public water supply fees.....	25,200
5	Refined petroleum fund.....	290,000
6	Sand extraction fee revenue.....	500
7	Scrap tire regulatory fund.....	96,500
8	Septage waste program fund.....	3,400
9	Settlement funds.....	22,200
10	Sewage sludge land application fee.....	9,700
11	Small business pollution prevention revolving loan	
12	fund	1,900
13	Snowmobile registration fee revenue.....	885,700
14	Soil erosion and sedimentation control training fund.	600
15	Stormwater permit fees.....	18,400
16	Underground storage tank fees.....	21,900
17	Waste reduction fee revenue.....	45,400
18	Wastewater operator training fees.....	600
19	Water analysis fees.....	28,200
20	Water use reporting fees.....	900
21	State general fund/general purpose.....	\$ 2,084,300
22	Sec. 111. RECREATION DIVISION	
23	Full-time equated classified positions.....	809.9
24	MacMullan conference center--15.0 FTE positions.....	\$ 1,413,100
25	State parks--631.4 FTE positions.....	48,043,800
26	State park improvement revenue bonds - debt service..	1,153,700
27	Recreational boating--163.5 FTE positions.....	<u>15,357,300</u>

1	GROSS APPROPRIATION.....	\$	65,967,900
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG, MacMullan conference center revenue		1,413,100
5	Federal revenues:		
6	Federal funds.....		122,400
7	Special revenue funds:		
8	Private funds.....		370,300
9	Michigan state parks endowment fund.....		10,621,400
10	Michigan state waterways fund.....		15,357,300
11	Off-road vehicle trail improvement fund.....		257,300
12	Park improvement fund.....		37,826,100
13	State general fund/general purpose.....	\$	0
14	Sec. 112. MACKINAC ISLAND STATE PARK COMMISSION		
15	Full-time equated classified positions.....	37.0	
16	Mackinac Island park operations--22.0 FTE positions ..	\$	1,532,200
17	Historical facilities system--15.0 FTE positions		<u>1,846,900</u>
18	GROSS APPROPRIATION.....	\$	3,379,100
19	Appropriated from:		
20	Special revenue funds:		
21	Mackinac Island state park operation fund.....		175,400
22	Mackinac Island state park fund.....		1,670,200
23	State general fund/general purpose.....	\$	1,533,500
24	Sec. 113. FOREST MANAGEMENT DIVISION		
25	Full-time equated classified positions.....	395.0	
26	Forest management and timber market		
27	development--177.0 FTE positions.....	\$	22,813,700

1	Adopt-a-forest program.....	25,000
2	Wildfire protection--122.0 FTE positions	12,115,400
3	Forest recreation--48.0 FTE positions	4,828,300
4	Minerals management--26.0 FTE positions	2,954,800
5	Cooperative resource programs--12.0 FTE positions	1,094,800
6	Forest management initiative--10.0 FTE positions	837,900
7	Forest fire equipment.....	<u>500,000</u>
8	GROSS APPROPRIATION.....	\$ 45,169,900
9	Appropriated from:	
10	Federal revenues:	
11	Federal funds.....	2,944,600
12	Special revenue funds:	
13	Private funds.....	941,000
14	Aircraft fees.....	274,800
15	Commercial forest fund.....	52,100
16	Forest development fund.....	28,112,800
17	Forest land user charges.....	558,500
18	Forest recreation account.....	1,297,100
19	Game and fish protection fund.....	1,768,700
20	Michigan natural resources trust fund.....	1,604,300
21	Michigan state parks endowment fund.....	598,300
22	Michigan state waterways fund.....	455,300
23	Off-road vehicle safety education fund.....	6,400
24	Off-road vehicle trail improvement fund.....	776,300
25	Recreation improvement fund.....	345,300
26	Shop fees.....	19,000
27	Snowmobile registration fee revenue.....	15,100

1	Snowmobile trail improvement fund.....	1,703,800
2	Trailways fund.....	30,000
3	State general fund/general purpose.....	\$ 3,666,500
4	Sec. 114. AIR QUALITY DIVISION	
5	Full-time equated classified positions..... 229.0	
6	Air quality programs--229.0 FTE positions.....	\$ <u>25,540,000</u>
7	GROSS APPROPRIATION.....	\$ 25,540,000
8	Appropriated from:	
9	Federal revenues:	
10	Federal funds.....	7,164,100
11	Special revenue funds:	
12	Air emissions fees.....	9,256,600
13	Environmental response fund.....	114,600
14	Fees and collections.....	323,900
15	Oil and gas regulatory fund.....	116,300
16	Refined petroleum fund.....	3,026,400
17	State general fund/general purpose.....	\$ 5,538,100
18	Sec. 115. ENVIRONMENTAL RESOURCE MANAGEMENT	
19	DIVISION	
20	Full-time equated classified positions..... 349.5	
21	Drinking water and environmental health--116.5 FTE	
22	positions	\$ 14,777,300
23	Hazardous waste management program--57.0 FTE positions	6,284,900
24	Low-level radioactive waste authority--2.0 FTE	
25	positions	715,100
26	Medical waste program--2.0 FTE positions	259,900
27	Municipal assistance--37.0 FTE positions	5,511,800

1	Radiological protection program--12.0 FTE positions ..	1,098,200
2	Scrap tire regulatory program--11.0 FTE positions	1,146,900
3	Oil, gas, and mineral services--60.0 FTE positions ...	11,173,600
4	Sewage sludge land application program--6.0 FTE	
5	positions	909,000
6	Solid waste management program--46.0 FTE positions ...	<u>5,275,100</u>
7	GROSS APPROPRIATION.....	\$ 47,151,800
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG, MDSP.....	802,000
11	Federal revenues:	
12	Federal funds.....	15,193,900
13	Special revenue funds:	
14	Campground fund.....	253,900
15	Electronic waste recycling fund.....	258,400
16	Environmental pollution prevention fund.....	1,353,400
17	Fees and collections.....	100,900
18	Hazardous materials transportation permit fund.....	816,600
19	Medical waste emergency response fund.....	259,900
20	Metallic mining surveillance fee revenue.....	34,500
21	Mineral well regulatory fee revenue.....	184,400
22	Nonferrous metallic mineral surveillance.....	23,800
23	Oil and gas regulatory fund.....	8,638,200
24	Orphan well fund.....	2,075,400
25	Public swimming pool fund.....	578,200
26	Public utility assessments.....	715,100
27	Public water supply fees.....	2,453,900

1	Publication revenue.....	80,300
2	Refined petroleum fund.....	576,900
3	Sand extraction fee revenue.....	76,500
4	Scrap tire regulatory fund.....	1,146,900
5	Septage waste contingency fund.....	40,300
6	Septage waste program fund.....	395,300
7	Sewage sludge land application fee.....	909,000
8	Solid waste management fund - staff account.....	4,861,000
9	Stormwater permit fees.....	100,300
10	Strategic water quality initiatives fund.....	400,000
11	Wastewater operator training fees.....	180,800
12	Water pollution control revolving fund.....	2,540,000
13	Waste reduction fee revenue.....	155,700
14	State general fund/general purpose.....	\$ 1,946,300
15	Sec. 116. REMEDIATION DIVISION	
16	Full-time equated classified positions.....	390.0
17	Contaminated site investigations, cleanup and	
18	revitalization--230.0 FTE positions.....	\$ 24,996,800
19	Federal cleanup project management--60.0 FTE positions	8,859,600
20	Laboratory services--59.0 FTE positions.....	7,656,600
21	Aboveground storage tank program--8.0 FTE positions..	815,100
22	Underground storage tank program--33.0 FTE positions.	3,740,500
23	Emergency cleanup action.....	4,000,000
24	Environmental cleanup support.....	1,840,000
25	Refined petroleum product cleanup program.....	20,000,000
26	Superfund cleanup.....	<u>3,000,000</u>
27	GROSS APPROPRIATION.....	\$ 74,908,600

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDT, laboratory services.....	3,938,700
4	Federal revenues:	
5	Federal funds.....	9,747,400
6	Special revenue funds:	
7	Private funds.....	166,400
8	Aboveground storage tank fees.....	390,600
9	Cleanup and redevelopment fund.....	12,610,700
10	Environmental protection fund.....	4,627,100
11	Environmental response fund.....	6,586,400
12	Landfill maintenance trust fund.....	60,000
13	Public water supply fees.....	268,000
14	Refined petroleum fund.....	29,213,500
15	Revitalization revolving loan fund.....	89,900
16	Settlement funds.....	1,705,200
17	Underground storage tank fees.....	2,054,800
18	Water analysis fees.....	3,449,900
19	State general fund/general purpose.....	\$ 0
20	Sec. 117. GRANTS	
21	Accessibility grants.....	\$ 1,000,000
22	Coastal management grants.....	2,000,000
23	Drinking water program grants.....	1,330,000
24	Federal - clean vessel act grants.....	400,000
25	Federal - forest stewardship grants.....	3,125,000
26	Federal - Great Lakes remedial action plan grants....	700,000
27	Federal - land and water conservation fund payments..	2,566,900

1	Federal - nonpoint source water pollution grants	6,500,000
2	Federal - rural community fire protection	300,000
3	Federal - urban forestry grants	3,024,000
4	Game and nongame wildlife fund grants	10,000
5	Grants to communities - federal oil, gas, and timber	
6	payments	3,450,000
7	Grants to counties - air pollution	83,700
8	Grant to counties - marine safety	3,647,400
9	Great Lakes research and protection grants	1,000,000
10	National recreational trails	3,950,000
11	Noncommunity water grants	1,400,000
12	Off-road vehicle safety training grants	150,000
13	Off-road vehicle trail improvement grants	2,454,000
14	Pollution prevention local grants	250,000
15	Radon grants	90,000
16	Recreation improvement fund grants	1,100,000
17	Scrap tire grants	3,700,000
18	Septage waste compliance grants	400,000
19	Snowmobile law enforcement grants	673,000
20	Snowmobile local grants program	8,004,000
21	Strategic water quality initiative loans	9,600,000
22	Trail easements	700,000
23	Water pollution control and drinking water revolving	
24	funds	82,943,000
25	Water quality protection grants	<u>100,000</u>
26	GROSS APPROPRIATION	\$ 144,651,000
27	Appropriated from:	

1	Federal revenues:	
2	Federal funds.....	100,496,300
3	Special revenue funds:	
4	Private funds.....	1,150,000
5	Community pollution prevention fund.....	250,000
6	Great Lakes protection fund.....	1,000,000
7	Marine safety fund.....	1,980,000
8	Nongame wildlife fund.....	10,000
9	Off-road vehicle safety education fund.....	150,000
10	Off-road vehicle trail improvement fund.....	2,454,000
11	Permanent snowmobile trail easement fund.....	700,000
12	Public water supply fees.....	1,400,000
13	Recreation improvement fund.....	1,100,000
14	Refined petroleum fund.....	83,700
15	Revolving loan revenue bonds.....	11,400,000
16	Scrap tire regulatory fund.....	3,700,000
17	Septage waste program fund.....	400,000
18	Snowmobile registration fee revenue.....	673,000
19	Snowmobile trail improvement fund.....	8,004,000
20	Strategic water quality initiatives fund.....	9,600,000
21	Water quality protection fund.....	100,000
22	State general fund/general purpose.....	\$ 0
23	Sec. 118. INFORMATION TECHNOLOGY	
24	Information technology services and projects.....	\$ <u>17,451,500</u>
25	GROSS APPROPRIATION.....	\$ 17,451,500
26	Appropriated from:	
27	Interdepartmental grant revenues:	

1	IDG, MDSP.....	29,100
2	IDG, MDOT - Michigan transportation fund.....	56,800
3	IDT, laboratory services.....	154,000
4	Federal revenues:	
5	Federal funds.....	1,963,600
6	Special revenue funds:	
7	Aboveground storage tank fees.....	18,000
8	Air emissions fees.....	567,500
9	Campground fund.....	10,000
10	Cleanup and redevelopment fund.....	487,200
11	Commercial forest fund.....	6,500
12	Environmental pollution prevention fund.....	102,800
13	Environmental protection fund.....	1,100
14	Environmental response fund.....	261,600
15	Fees and collections.....	18,600
16	Forest development fund.....	1,790,900
17	Forest land user charges.....	23,800
18	Forest recreation account.....	60,400
19	Game and fish protection fund.....	3,081,000
20	Game and fish protection fund - deer habitat reserve .	94,600
21	Game and fish protection fund - turkey permit fees ...	74,300
22	Game and fish protection fund - waterfowl fees	6,000
23	Game and fish - wildlife resource protection fund....	62,000
24	Great Lakes protection fund.....	29,400
25	Groundwater discharge permit fees.....	60,900
26	Hazardous materials transportation permit fund.....	12,500
27	Land and water permit fees.....	96,600

1	Land exchange facilitation fund.....	123,200
2	Marine safety fund.....	48,300
3	Medical waste emergency response fund.....	14,300
4	Metallic mining surveillance fee revenue.....	500
5	Michigan natural resources trust fund.....	362,800
6	Michigan state parks endowment fund.....	378,600
7	Michigan state waterways fund.....	562,000
8	Mineral well regulatory fee revenue.....	5,400
9	Nongame wildlife fund.....	29,100
10	NPDES fees.....	156,400
11	Off-road vehicle trail improvement fund.....	13,600
12	Off-road vehicle safety education fund.....	5,000
13	Oil and gas regulatory fund.....	450,600
14	Orphan well fund.....	14,300
15	Park improvement fund.....	1,447,100
16	Public swimming pool fund.....	18,300
17	Public utility assessments.....	15,800
18	Public water supply fees.....	166,400
19	Recreation improvement account.....	34,800
20	Refined petroleum fund.....	1,217,800
21	Sand extraction fee revenue.....	300
22	Scrap tire regulatory fund.....	352,500
23	Septage waste program fund.....	14,700
24	Settlement funds.....	79,300
25	Sewage sludge land application fee.....	34,300
26	Small business pollution prevention revolving loan	
27	fund	6,800

1	Snowmobile registration fee revenue.....	44,600
2	Snowmobile trail improvement fund.....	137,600
3	Soil erosion and sedimentation control training fund.	1,900
4	Solid waste management fund - staff account.....	207,100
5	Stormwater permit fees.....	65,700
6	Underground storage tank fees.....	217,700
7	Waste reduction fee revenue.....	197,100
8	Wastewater operator training fees.....	2,200
9	Water analysis fees.....	210,700
10	Water pollution control revolving fund.....	171,700
11	Water use reporting fees.....	3,200
12	State general fund/general purpose.....	\$ 1,570,600
13	Sec. 119. CAPITAL OUTLAY	
14	(a) STATE PARK AND FOREST AREA IMPROVEMENTS	
15	State parks repair and maintenance.....	\$ 2,700,000
16	State game and wildlife area infrastructure.....	3,350,000
17	Deer and waterfowl habitat acquisition.....	<u>900,000</u>
18	GROSS APPROPRIATION.....	\$ 6,950,000
19	Appropriated from:	
20	Federal revenues:	
21	Federal funds.....	4,025,000
22	Special revenue funds:	
23	Private funds.....	2,000,000
24	Game and fish protection - deer habitat.....	135,000
25	Game and fish protection - waterfowl.....	90,000
26	Park improvement fund.....	700,000
27	State general fund/general purpose.....	\$ 0

1	(b) WATERWAYS BOATING PROGRAM	
2	Infrastructure improvements - state projects	\$ 3,600,000
3	Infrastructure improvements - local projects	1,000,000
4	Boating program, state boating access sites:	
5	Selfridge, Macomb County, seawall repairs,	
6	stormwater management upgrades, new entrance and	
7	parking improvements (total authorized cost	
8	\$1,800,000; federal share \$1,350,000; state share	
9	\$450,000)	1,800,000
10	Union Lake, Oakland County, replacement site	
11	development including new entrance, parking, launch	
12	ramp, maneuver area, and vault toilet facility	
13	(total authorized cost \$1,000,000; federal share	
14	\$750,000; state share \$250,000)	1,000,000
15	Multiple locations, new site development and	
16	redevelopment (total authorized cost \$1,800,000;	
17	federal share \$1,350,000; state share \$450,000)	1,800,000
18	Naubinway, Mackinac County, breakwater protection,	
19	dredging and engineering, phase II (total	
20	authorized cost is increased from \$210,000 to	
21	\$1,800,000; state share is increased from \$210,000	
22	to \$1,710,000; local share is increased from \$0 to	
23	\$90,000)	1,500,000
24	East Jordan, Charlevoix County, dock demolition and	
25	rehabilitation, grading and shoreline protection,	
26	concrete walkways, utility upgrades, lighting and	
27	landscaping (total authorized cost \$2,058,000;	

1	state share \$514,400; local share \$1,543,600)	514,400
2	South Haven, Van Buren County, harbormaster building	
3	demolition and replacement (total authorized cost	
4	\$1,628,400; state share \$814,200; local share	
5	\$814,200)	<u>814,200</u>
6	GROSS APPROPRIATION.....	\$ 12,028,600
7	Appropriated from:	
8	Federal revenues:	
9	Federal funds.....	5,050,000
10	Special revenue funds:	
11	Michigan state waterways fund.....	6,978,600
12	State general fund/general purpose.....	\$ 0

13 PART 2

14 PROVISIONS CONCERNING APPROPRIATIONS

15 **GENERAL SECTIONS**

16 Sec. 201. Pursuant to section 30 of article IX of the state

17 constitution of 1963, total state spending from state resources

18 under part 1 for fiscal year 2010-2011 is \$440,322,200.00 and state

19 spending from state resources to be paid to local units of

20 government for fiscal year 2010-2011 is \$9,491,600.00. The itemized

21 statement below identifies appropriations from which spending to

22 local units of government will occur:

23 DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENT

24 GRANTS

25	Grants to counties - marine safety.....	\$ 1,980,000
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1	Off-road vehicle safety training grants	149,900
2	Off-road vehicle trail improvement grants	450,000
3	Recreation improvement fund grants	110,000
4	Snowmobile law enforcement grants	673,100
5	Noncommunity water grants	1,400,100
6	Scrap tire grants	500,000
7	Septage waste compliance program	399,900
8	CAPITAL OUTLAY	
9	Waterways boating program	\$ <u>3,828,600</u>
10	TOTAL	\$ 9,491,600

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

14 Sec. 203. As used in this act:

15 (a) "Commission" means the natural resources commission.

16 (b) "Department" means the department of natural resources and
 17 environment.

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

19 (d) "IDG" means interdepartmental grant.

20 (e) "IDT" means intradepartmental transfer.

21 (f) "MDOT" means the state transportation department.

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

23 (h) "NPDES" means national pollution discharge elimination
 24 system.

25 Sec. 204. The civil service commission shall bill the
 26 department at the end of the first fiscal quarter for charges
 27 authorized by section 5 of article XI of the state constitution of

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

Sec. 205. The department shall use the Internet to fulfill the reporting requirements of this act. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or Intranet site.

Sec. 206. Appropriations of state restricted game and fish protection funds have been made to the following departments and agencies in their respective appropriation acts. The amounts appropriated to these departments and agencies are listed below:

Legislative auditor general.....	\$	22,000
Attorney general.....		827,500
Department of technology, management, and budget		283,200
Department of treasury.....		1,787,900

Sec. 207. Pursuant to section 43703(3) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.43703, there is appropriated from the game and fish protection trust fund to the game and fish protection account of the Michigan conservation and recreation legacy fund, \$6,000,000.00 for the fiscal year ending September 30, 2011.

Sec. 208. From the funds appropriated in part 1 for information technology, the department shall pay user fees to the department of technology, management, and budget for technology-related services and projects. These user fees shall be subject to provisions of an interagency agreement between the department and the department of technology, management, and budget.

1 Sec. 209. (1) Due to the current budgetary problems in this
2 state, out-of-state travel for the fiscal year ending September 30,
3 2011 shall be limited to situations in which 1 or more of the
4 following conditions apply:

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

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

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

13 (d) The travel is necessary to comply with federal
14 requirements.

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

17 (f) The travel is financed entirely by federal or nonstate
18 funds.

19 (2) Not later than January 1 of each year, the department
20 shall prepare a travel report listing all travel by classified and
21 unclassified employees outside this state in the immediately
22 preceding fiscal year that was funded in whole or in part with
23 funds appropriated in the department's budget. The report shall be
24 submitted to the senate and house of representatives standing
25 committees on appropriations, the senate and house fiscal agencies,
26 and the state budget director. The report shall include the
27 following information:

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

3 (b) The destination of each travel occurrence.

4 (c) The dates of each travel occurrence.

5 (d) A brief statement of the reason for each travel
6 occurrence.

7 (e) The transportation and related costs of each travel
8 occurrence, including the proportion funded with state general
9 fund/general purpose revenues, the proportion funded with state
10 restricted revenues, the proportion funded with federal revenues,
11 and the proportion funded with other revenues.

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

14 Sec. 210. Funds appropriated in part 1 shall not be used for
15 the purchase of foreign goods or services, or both, if
16 competitively priced and comparable quality American goods or
17 services, or both, are available. Preference should be given to
18 goods or services, or both, manufactured or provided by Michigan
19 businesses if they are competitively priced and of comparable
20 quality. In addition, preference should be given to goods or
21 services, or both, that are manufactured or provided by Michigan
22 businesses owned and operated by veterans, if they are
23 competitively priced and of comparable quality.

24 Sec. 211. The director of the department shall take all
25 reasonable steps to ensure businesses in deprived and depressed
26 communities compete for and perform contracts to provide services
27 or supplies, or both. The director shall strongly encourage firms

1 with which the department contracts to subcontract with certified
2 businesses in depressed and deprived communities for services,
3 supplies, or both.

4 Sec. 212. The department shall not take disciplinary action
5 against an employee for communicating truthfully and factually with
6 a member of the legislature or his or her staff.

7 Sec. 213. (1) Funds appropriated in part 1 shall not be used
8 by the department to adopt a rule that will apply to a small
9 business and that will have a disproportionate economic impact on
10 small businesses because of the size of those businesses if the
11 department fails to reduce the disproportionate economic impact of
12 the rule on small businesses as provided under section 40 of the
13 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

14 (2) As used in this section:

15 (a) "Rule" means that term as defined under section 7 of the
16 administrative procedures act of 1969, 1969 PA 306, MCL 24.207.

17 (b) "Small business" means that term as defined under section
18 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
19 24.207a.

20 Sec. 214. Funds appropriated in part 1 shall not be used by a
21 principal executive department, state agency, or authority to hire
22 a person to provide legal services that are the responsibility of
23 the attorney general. This prohibition does not apply to legal
24 services for bonding activities and for those activities that the
25 attorney general authorizes.

26 Sec. 215. (1) In addition to the funds appropriated in part 1,
27 there is appropriated an amount not to exceed \$33,000,000.00 for

1 federal contingency funds. These funds are not available for
2 expenditure until they have been transferred to another line item
3 in this act under section 393(2) of the management and budget act,
4 1984 PA 431, MCL 18.1393.

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

11 (3) In addition to the funds appropriated in part 1, there is
12 appropriated an amount not to exceed \$200,000.00 for local
13 contingency funds. These funds are not available for expenditure
14 until they have been transferred to another line item in this act
15 under section 393(2) of the management and budget act, 1984 PA 431,
16 MCL 18.1393.

17 (4) In addition to the funds appropriated in part 1, there is
18 appropriated an amount not to exceed \$1,500,000.00 for private
19 contingency funds. These funds are not available for expenditure
20 until they have been transferred to another line item in this act
21 under section 393(2) of the management and budget act, 1984 PA 431,
22 MCL 18.1393.

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

1 underground storage tank cleanup program, the contaminated lake and
2 river sediments cleanup program, the refined petroleum product
3 cleanup program, and the environmental protection bond projects
4 under section 19508(7) of the natural resources and environmental
5 protection act, 1994 PA 451, MCL 324.19508, to the state budget
6 director, the senate and house appropriations subcommittees on
7 environmental quality, and the senate and house fiscal agencies:

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

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

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

13 (d) The estimated date that site closure activities will be
14 completed.

15 (e) The amount of the allocation, or the anticipated financing
16 for the site.

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

19 (g) The number of sites that would qualify as brownfields that
20 were redeveloped.

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

23 (a) The status of all state-owned facilities that are on the
24 list compiled under part 201 of the natural resources and
25 environmental protection act, 1994 PA 451, MCL 324.20101 to
26 324.20142.

27 (b) The report shall include the total amount of funds

1 expended during the fiscal year and the total amount of funds
2 awaiting expenditure.

3 (c) The total amount of bonds issued for the environmental
4 protection bond program pursuant to part 193 of the natural
5 resources and environmental protection act, 1994 PA 451, MCL
6 324.19301 to 324.19306, and bonds issued pursuant to the clean
7 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

10 Sec. 217. (1) The department is authorized to expend amounts
11 remaining from the current and prior fiscal year appropriations to
12 meet funding needs of legislatively approved sites for the
13 environmental cleanup and redevelopment program, the leaking
14 underground storage tank cleanup program, and the refined petroleum
15 product cleanup program.

16 (2) Unexpended and unencumbered amounts remaining from
17 appropriations from the environmental protection bond fund
18 contained in 2003 PA 173 and 2006 PA 343 are appropriated for
19 expenditure for any site listed in this act and any site listed in
20 the public acts referenced in this section.

21 (3) Unexpended and unencumbered amounts remaining from
22 appropriations from the cleanup and redevelopment fund contained in
23 2003 PA 173 are appropriated for expenditure for any site listed in
24 this act and any site listed in the public acts referenced in this
25 section.

26 (4) Unexpended and unencumbered amounts remaining from
27 appropriations from the clean Michigan initiative fund - response

1 activities contained in 2000 PA 506, 2001 PA 120, 2003 PA 173, 2003
2 PA 237, 2004 PA 309, 2004 PA 350, 2005 PA 11, 2006 PA 343, and 2007
3 PA 121 are appropriated for expenditure for any site listed in this
4 act and any site listed in the public acts referenced in this
5 section.

6 (5) Unexpended and unencumbered amounts remaining from
7 appropriations from the environmental protection fund contained in
8 2001 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for
9 expenditure for any site listed in this act and any site listed in
10 the public acts referenced in this section.

11 (6) Unexpended and unencumbered amounts remaining from
12 appropriations from the refined petroleum fund activities contained
13 in 2005 PA 154, 2007 PA 121, 2008 PA 247, and 2009 PA 118 are
14 appropriated for expenditure for any site listed in this act and
15 any site listed in the public acts referenced in this section.

16 Sec. 218. Any permit application that has been submitted to
17 and pending with the department for a period of 2 years or more
18 shall be considered administratively complete effective January 1,
19 2011.

20 Sec. 219. Unexpended settlement revenues at the end of the
21 fiscal year may be carried forward into the settlement fund in the
22 succeeding fiscal year up to a maximum carryforward of
23 \$2,500,000.00.

24 Sec. 221. It is the intent of the legislature that, in fiscal
25 years subsequent to the one ending September 30, 2011, revenue from
26 the refined petroleum fund shall be used solely for purposes
27 directly related to leaking underground storage tanks, as it was

1 originally intended.

2 Sec. 222. (1) Within 14 days after the release of the
3 executive budget recommendation, the department shall provide the
4 state budget director, the senate and house appropriations
5 subcommittees on environmental quality and natural resources,
6 respectively, and the senate and house fiscal agencies with an
7 annual report on estimated restricted fund balances, projected
8 revenues, and expenditures for the fiscal years ending September
9 30, 2010 and September 30, 2011.

10 (2) Estimates of restricted fund revenues for the fiscal year
11 ending September 30, 2011 shall be reissued on or before September
12 30, 2010. These revised revenue estimates shall form the basis for
13 determinations of the number of funded positions authorized in this
14 act.

15 (3) Part 1 of this act provides authorizations to fund 3,672.5
16 FTE classified positions during the fiscal year ending September
17 30, 2011. Line-item appropriations include limitations on the
18 number of payroll hours to be funded, on the basis of 2,088 hours
19 per each FTE position. The department shall report the number of
20 funded FTE positions within 15 days after the effective date of
21 this act. The number of classified employees compensated through
22 each line item is limited by the authorized FTE positions indicated
23 in this act, as adjusted for the number of reported funded FTE
24 positions. The report shall be provided to the house and senate
25 appropriations subcommittees on environmental quality and natural
26 resources, respectively, and the house and senate fiscal agencies.

27 Sec. 223. Before January 31, 2011, the department, in

1 cooperation with the Michigan state waterways commission, shall
2 provide to the state budget director, the senate and house
3 appropriations subcommittees on natural resources, and the senate
4 and house fiscal agencies a list of projects completed by the
5 commission in fiscal year 2009-2010, including the county and
6 municipality in which each project is located.

7 Sec. 225. The department shall not approve the travel of more
8 than 1 departmental employee to a specific professional development
9 conference or training seminar that is located outside of this
10 state unless the professional development conference or training
11 seminar is funded by a federal or private funding source and
12 requires more than 1 person from the department to attend, or the
13 conference or training seminar includes multiple issues in which 1
14 employee from the department does not have expertise. This section
15 does not apply to meetings or to the purchase of excess federal
16 equipment.

17 Sec. 233. (1) On a quarterly basis, the department shall
18 report on the number of FTEs in pay status by civil service
19 classification to the senate and house appropriations subcommittees
20 on natural resources and environment and the senate and house
21 fiscal agencies.

22 (2) From the funds appropriated in part 1, the department
23 shall develop, post, and maintain on a user-friendly and publicly
24 accessible Internet website all expenditures made by the department
25 within a fiscal year. The posting must include the purpose for
26 which each expenditure is made. Funds appropriated in part 1 from
27 the federal American recovery and reinvestment act shall also be

1 included on a publicly accessible website maintained by the
2 Michigan economic recovery office. The department shall not provide
3 financial information on its website under this section if doing so
4 would violate a federal or state law, rule, regulation, or
5 guideline that establishes private or security standards applicable
6 to that section.

7 Sec. 234. The department shall not expend more than \$10,000.00
8 from the appropriations in part 1 to implement the requirements of
9 section 233.

10 **EXECUTIVE OPERATIONS AND DEPARTMENT SUPPORT**

11 Sec. 301. The department may charge the appropriations
12 contained in part 1, including all special maintenance and capital
13 projects appropriated for the fiscal year ending September 30,
14 2011, for engineering services provided, a standard percentage fee
15 to recover actual costs. The department may use the revenue derived
16 to support the engineering services charges provided for in part 1.

17 Sec. 302. The department may charge land acquisition projects
18 appropriated for the fiscal year ending September 30, 2011, and for
19 prior fiscal years, a standard percentage fee to recover actual
20 costs, and may use the revenue derived to support the land
21 acquisition service charges provided for in part 1.

22 Sec. 303. As appropriated in part 1, the department may charge
23 both application fees and transaction fees related to the exchange
24 or sale of state-owned land or rights in land authorized by part 21
25 of the natural resources and environmental protection act, 1994 PA
26 451, MCL 324.2101 to 324.2162. The fees shall be set by the

1 director of the department at a rate which allows the department to
2 recover its costs for providing these services.

3 Sec. 304. For the purposes of administering the museum store
4 as provided in section 7a of 1913 PA 271, MCL 399.7a, the
5 department is exempt from section 261 of the management and budget
6 act, 1984 PA 431, MCL 18.1261.

7 Sec. 305. As appropriated in part 1, proceeds in excess of
8 costs incurred in the conduct of auctions, sales, or transfers of
9 artifacts no longer considered suitable for the collections of the
10 state historical museum may be expended upon receipt for additional
11 material for the collection. The department shall notify the
12 chairpersons, vice chairpersons, and minority vice chairpersons of
13 the senate and house appropriations subcommittees on natural
14 resources 1 week prior to any auctions or sales. Any unexpended
15 funds may be carried forward into the next succeeding fiscal year.

16 Sec. 306. As appropriated in part 1, funds collected by the
17 department for historical markers; document reproduction and
18 services; conferences, admissions, workshops, and training classes;
19 and the use of specialized equipment, facilities, exhibits,
20 collections, and software shall be used for expenses necessary to
21 provide the required services. The department may charge fees for
22 the aforementioned services, including admission fees. As a
23 condition of the expenditure of revenue from admission fees to the
24 Michigan historical museum, admission to the museum shall be free
25 for children under 18 years of age. The department may accept
26 voluntary admissions contributions of \$2.00 for children under 18
27 years of age. Any unexpended funds may be carried forward into the

1 next succeeding fiscal year.

2 Sec. 307. From the funds appropriated in part 1 for
3 communications, \$22,500.00 shall be allocated to support the
4 operations of the Michigan freedom trail commission as specified in
5 section 4 of the Michigan freedom trail commission act, 1998 PA
6 409, MCL 399.84. These funds shall be used to reimburse commission
7 members, to pay for necessary contractual services of the
8 commission, and to hire not more than 1.0 FTE position in the
9 Michigan historical center to support commission operations.

10 Sec. 308. Within 21 days after the end of the fiscal year
11 ending September 30, 2011, the department shall submit to the
12 senate and house appropriations subcommittees on natural resources
13 a report on all land transactions approved by the commission in the
14 previous fiscal year. For each land transaction, the report shall
15 include the size of the parcel, the county and municipality in
16 which the parcel is located, the dollar amount of the transaction,
17 the fund source affected by the transaction, and whether the
18 transaction is by purchase, public auction, transfer, exchange, or
19 conveyance.

20 **REMEDICATION DIVISION**

21 Sec. 401. Revenues remaining in the interdepartmental
22 transfers, laboratory services at the end of the fiscal year shall
23 carry forward into the succeeding fiscal year.

24 Sec. 402. The unexpended funds appropriated in part 1 for
25 emergency cleanup actions and the refined petroleum product cleanup
26 program are considered work project appropriations and any

1 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
4 18.1451a:

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

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

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

10 (d) The tentative completion date is September 30, 2015.

11 Sec. 403. Effective October 1, 2010, surplus funds not to
12 exceed \$1,000,000.00 in the cleanup and redevelopment trust fund
13 are hereby appropriated to the environmental protection fund.

14 Sec. 404. Effective October 1, 2010, surplus funds not to
15 exceed \$1,000,000.00 in the community pollution prevention fund are
16 hereby appropriated to the environmental protection fund.

17 Sec. 405. It is the intent of the legislature to repay the
18 refined petroleum fund for the \$70,000,000.00 that was transferred
19 to the environmental protection fund as part of the resolution for
20 the fiscal year 2006-2007 budget.

21 Sec. 406. The department shall not expend funds appropriated
22 in part 1 if using operational memoranda or other similar documents
23 that are in draft form to impose regulations on individuals or
24 businesses conducting environmental cleanup projects, except as
25 provided in part 213 of the natural resources and environmental
26 protection act, 1994 PA 451, MCL 324.21301 to 324.21331, or when
27 there is written consent between the department and the individual

1 or business.

2 Sec. 407. Effective October 1, 2010, surplus funds not to
3 exceed \$2,000,000.00 in the solid waste management fund perpetual
4 care account are appropriated to the solid waste management fund
5 staff account.

6 Sec. 408. The funds appropriated in part 1 for the refined
7 petroleum product cleanup program shall be used to fund cleanup
8 activities on the following sites:

9 Site Name	County
10 Paragon Metal Works/Mikado Total	Alcona
11 Laughing Whitefish Trading Post	Alger
12 Midway Resort Inc	Alger
13 Fennville Feed Supply	Allegan
14 Country Party Store	Alpena
15 Butch's Tackle & Marine	Antrim
16 Pickup Capital of the North	Antrim
17 Res. Wells Torch Lake Twp.	Antrim
18 Phil's Bank Union 76	Bay
19 Lone Pine Party Store	Benzie
20 Village of Honor Res. Wells	Benzie
21 Coloma Citgo	Berrien
22 Frank's Pro Station	Berrien
23 Randy's Amoco	Berrien
24 JL Market	Branch
25 K & H Tire & Alignment	Branch
26 Baker Oil (E. Michigan)	Calhoun
27 Logan's Gas & Deli	Calhoun

1	Indian Lake Mini Super	Cass
2	Riggs Corner Store	Cass
3	J.J.'s General Store	Charlevoix
4	Northern Oil (former)	Charlevoix
5	Club Rd Property	Cheboygan
6	Cook Corporation Site	Cheboygan
7	Hostettlers Office Supply	Cheboygan
8	Mr. Mug's Donut Shop	Chippewa
9	Park Shell Service	Chippewa
10	Ackels Car Care	Clinton
11	State Road Service	Clinton
12	D&L Fuels	Eaton
13	Action Auto #10	Genesee
14	Central Distributing	Genesee
15	City of Flint Fire Department	Genesee
16	Fisherman's Landing	Genesee
17	Sunshine Foods #119 Burton	Genesee
18	Winegar's Trading Post	Gladwin
19	4 Corners Site	Grand Traverse
20	GJ's Party Store	Grand Traverse
21	Molly's Bye Golly	Grand Traverse
22	OCT Oil	Grand Traverse
23	Universal Car Wash II	Grand Traverse
24	Venture Investments	Grand Traverse
25	Vlack Hardware (former)	Grand Traverse
26	Woodland Shop and Go #175	Grand Traverse
27	KD's Country Store	Gratiot

1	Pat's Service	Gratiot
2	Wilson's Grocery	Gratiot
3	Former Union 76	Hillsdale
4	North Adams Convenience Store	Hillsdale
5	Al's Market Port Austin	Huron
6	Fresh-Up Car Wash	Ingham
7	Bublitz Oil Full Service Oscoda	Iosco
8	Firstbank-Winn Branch	Isabella
9	Bud's Auto Repair	Kalamazoo
10	Moore's Milwood Service	Kalamazoo
11	Warner Transport	Kalamazoo
12	Davis Country Corners	Kalkaska
13	Starvation Lake General Store	Kalkaska
14	Taffletown Tavern	Kalkaska
15	Former Clark #476	Kent
16	Kountry Korner	Kent
17	Riverview, N Park, Hubbard St	Kent
18	Third Base Inc.	Kent
19	Bass Lake Store	Lake
20	Chase General Store	Lake
21	EJ Green	Lapeer
22	Schaudt's Service Station	Lapeer
23	Rich's Amoco	Leelanau
24	Lakeland Montessori School	Livingston
25	Leon Bonner Property	Livingston
26	The Pit	Livingston
27	Bob's Standard Service	Luce

1	Action Auto (former)	Macomb
2	Joe & Son's Service	Marquette
3	Altona Christian Books	Mecosta
4	P.T. Plus - Former Sinclair Bulk Storage	Mecosta
5	Rinckey's Store	Missaukee
6	Joey's Service	Montmorency
7	Mary D's Restaurant	Montmorency
8	Pointe Bait	Montmorency
9	Sports Center, Inc.	Montmorency
10	Strolle Oil	Montmorency
11	Wyson's General Store	Montmorency
12	Bennett Pump	Muskegon
13	Mike's Sunoco	Newaygo
14	Wesco #14/Triangle Market	Newaygo
15	Dandy Oil Clarkston	Oakland
16	Emma Milner Property, Waterford	Oakland
17	Jenny Enterprises/Wine Basket, Highland	Oakland
18	Little Caeser's Pizza, Ortonville	Oakland
19	Wayne Oakland Oil Company	Oakland
20	Franklin Forge	Ogemaw
21	Rose City Feed & Tack	Ogemaw
22	Lowings Auto	Osceola
23	Neal's Service	Osceola
24	Ralph's Marathon	Osceola
25	Don's Marathon	Oscoda
26	Family Bookshelf	Oscoda
27	West Otsego Lake Grocery	Otsego

1	Alice's Restaurant	Presque Isle
2	Radio Tavern	Presque Isle
3	Rogers City Area Senior Center	Presque Isle
4	Big Mac's Market	Roscommon
5	Charlie's Place	Roscommon
6	Chapin General Store	Saginaw
7	Marvin McCray	Saginaw
8	Decker Service	St. Joseph
9	Payless SuperAmerica	St. Joseph
10	Save-U Station (former)	Shiawassee
11	Imlay City Gas & Oil	Tuscola
12	Pullman Industries	Van Buren
13	Ruddell Real Estate	Van Buren
14	A.S.E. Inc DBA S & S Shell	Washtenaw
15	Evellyn Gibbons	Washtenaw
16	Michigan Center Inc	Washtenaw
17	Cal's Car Care, Inc.	Wayne
18	Jack's Resort	Wexford

19 **WILDLIFE DIVISION**

20 Sec. 501. From the funds appropriated in part 1, the
 21 department shall submit annual reports to the state budget
 22 director, the senate and house appropriations subcommittees on
 23 natural resources, and the senate and house fiscal agencies that
 24 provide detail about enforcement actions taken to eradicate bovine
 25 tuberculosis, the number of infected deer found, new science it is
 26 working on to detect bovine tuberculosis, and other relevant

1 information about the department's efforts to address the presence
2 of bovine tuberculosis in this state.

3 Sec. 502. It is the intent of the legislature that, from the
4 funds appropriated in part 1, the department shall reimburse the
5 department of agriculture for costs incurred for indemnification
6 payments for livestock losses caused by wolves, coyotes, or cougars
7 under the animal industry act, 1988 PA 466, MCL 287.701 to 287.746.

8 **FISHERIES DIVISION**

9 Sec. 601. (1) From the appropriation in part 1 for aquatic
10 resource mitigation, not more than \$758,000.00 shall be allocated
11 for grants to watershed councils, resource development councils,
12 soil conservation districts, local governmental units, and other
13 nonprofit organizations for stream habitat stabilization and soil
14 erosion control.

15 (2) The fisheries division in the department shall develop
16 priority and cost estimates for all recommended projects.

17 **WATER RESOURCES DIVISION**

18 Sec. 651. From the funds appropriated in part 1 for surface
19 water, \$100,000.00 shall be allocated to support 1 additional FTE
20 position or partial FTE position for the aquatic nuisance control
21 program for the fiscal year ending September 30, 2011. This FTE
22 position shall be in addition to the number of FTE positions that
23 were funded in the fiscal year ending September 30, 2010. The
24 department shall report to the house and senate appropriations
25 subcommittees on natural resources and the house and senate fiscal

1 agencies by September 30, 2011 on the use of this funding and the
2 number of permit applications processed by the program in 2011.

3 Sec. 652. The department shall fund a groundwater dispute
4 resolution process with funds provided in part 1 in such a manner
5 that maintains a strategically selected dispute resolution process
6 given funds available. The department may utilize any and all
7 available resources in providing this process and shall report to
8 the legislature on the need for additional funds.

9 **RECREATION DIVISION**

10 Sec. 701. Pursuant to section 1902(2) of the natural resources
11 and environmental protection act, 1994 PA 451, MCL 324.1902, there
12 is appropriated from the Michigan natural resources trust fund to
13 the Michigan state parks endowment fund an amount not to exceed
14 \$10,000,000.00 for the fiscal year ending September 30, 2011.

15 Sec. 702. The department shall notify the house and senate
16 appropriations subcommittees on natural resources and the house and
17 senate fiscal agencies if it intends to reduce operations or reduce
18 recreation opportunities in any state park or recreation area.

19 Sec. 703. The department shall not alter or halt operations of
20 the ski hill or demolish buildings related to the ski hill, the
21 assistant manager residence, the 3-unit apartment building, or the
22 carpenter's shop and garage in Porcupine Mountains Wilderness State
23 Park. The department shall collaborate with travel Michigan for the
24 marketing and promotion of the ski hill.

25 **FOREST MANAGEMENT DIVISION**

1 Sec. 801. In addition to the funds appropriated in part 1,
2 \$350,000.00 is appropriated to the department to cover costs
3 related to any declared emergency involving the collapse of any
4 abandoned mine shaft located on state land. This appropriation
5 shall not be expended unless the state budget director recommends
6 the expenditure and the department notifies the house and senate
7 committees on appropriations.

8 Sec. 802. Of the funds appropriated in part 1, the department
9 shall, subject to the forest certification process, prescribe
10 treatment on 63,000 acres, prepare appropriate treatment for not
11 less than 58,000 acres at the current average rate of 12.5 to 15
12 cords per acre, and offer those cords for sale in 2011, provided
13 that the department shall take into consideration the impact of
14 timber harvesting on wildlife habitat and recreation uses. The
15 department shall, subject to the forest certification process,
16 increase marking or treatment of hardwood timber for sale and
17 harvest by 10% over 2010 levels. In addition, the department shall
18 take into consideration silvicultural analysis and report annually
19 to the legislature on plans and efforts to address factors limiting
20 management of timber. The department shall increase the number of
21 prepared acres if it appears that regional market demand requires
22 increased volumes of harvested timber. The department shall provide
23 quarterly reports on the number of acres treated, pursuant to this
24 section, to the senate and house appropriations subcommittees on
25 natural resources and the standing committees of the senate and
26 house of representatives with primary responsibility for natural
27 resources issues. The department shall complete and deliver these

1 reports no later than 45 days after the end of the fiscal quarter.

2 Sec. 803. In addition to the money appropriated in this act,
3 the department may receive and expend money from federal sources
4 for the purpose of providing response to wildfires as required by a
5 compact with the federal government. If additional expenditure
6 authorization is required, the department shall notify the state
7 budget office that expenditure under this section is required. The
8 department shall notify the house and senate appropriations
9 subcommittees on natural resources and the house and senate fiscal
10 agencies of the expenditures under this section by November 1,
11 2011.

12 Sec. 804. The department shall continue to work cooperatively
13 with horseback riding interests to maximize riding opportunities in
14 the state.

15 Sec. 805. The department shall spend amounts appropriated in
16 part 1 for forest-related activities to employ or contract for
17 sufficient foresters to mark timber, pursuant to section 802.

18 Sec. 807. The director of the department shall meet
19 semiannually in a public forum with timber industry representatives
20 including, but not limited to, loggers, mills, pulp and paper, and
21 bioenergy sectors to discuss strategic issues of the timber
22 industry. The dates of these meetings shall be posted on the
23 department website not less than 30 days in advance.

24 Sec. 808. The department shall develop a strategic plan to
25 incorporate selected state forest campgrounds into the state park
26 system as mini-state parks in order to qualify them for funding
27 from the state recreation passport program. The department shall

1 use both currently open and closed campgrounds in this strategic
2 plan. In order to fully develop this program and to test its
3 viability throughout the state, the department shall first design
4 and implement a pilot program that includes 6 forest campgrounds
5 selected on a broad geographical basis from those forest
6 campgrounds closed by Executive Order No. 2009-22. In making the
7 selection for the pilot program, the department shall select 3
8 forest campgrounds from the Upper Peninsula and 3 from the Lower
9 Peninsula. The department shall report to the house and senate
10 appropriations subcommittees on natural resources by March 1, 2011
11 on the design of the pilot program prior to implementation.

12 **LAW ENFORCEMENT**

13 Sec. 901. The appropriation in part 1 for snowmobile law
14 enforcement grants shall be used by the department to provide
15 grants to county law enforcement agencies to enforce part 821 of
16 the natural resources and environmental protection act, 1994 PA
17 451, MCL 324.82101 to 324.82160, including rules promulgated under
18 that part and ordinances enacted pursuant to that part. The
19 department shall consider the number of enforcement hours and the
20 number of miles of snowmobile trails in each county in allocating
21 these grants. Any funds not distributed to counties revert back to
22 the snowmobile registration fee subaccount created under section
23 82111 of the natural resources and environmental protection act,
24 1994 PA 451, MCL 324.82111. Counties shall provide semiannual
25 reports to the department on the use of grant money received under
26 this section.

1 **GRANTS**

2 Sec. 1001. If a certified health department does not exist in
3 a city, county, or district or does not fulfill its
4 responsibilities under part 117 of the natural resources and
5 environmental protection act, 1994 PA 451, MCL 324.11701 to
6 324.11720, then the department may spend funds appropriated in part
7 1 under the septage waste compliance program in accordance with
8 section 11716 of the natural resources and environmental protection
9 act, 1994 PA 451, MCL 324.11716.

10 Sec. 1002. Federal pass-through funds to local institutions
11 and governments that are received in amounts in addition to those
12 included in part 1 for grants to communities - federal oil, gas,
13 and timber payments and that do not require additional state
14 matching funds are appropriated for the purposes intended. By
15 November 30, 2010, the department shall report to the senate and
16 house appropriations subcommittees on natural resources, the senate
17 and house fiscal agencies, and the state budget director on all
18 amounts appropriated under this section during the fiscal year
19 ending September 30, 2010.

20 Sec. 1003. Subject to part 811 of the natural resources and
21 environmental protection act, 1994 PA 451, MCL 324.81101 to
22 324.81150, from the funds appropriated in part 1 for off-road
23 vehicle trail improvements grants, not less than \$980,000.00 shall
24 be spent on the development of new trails in accordance with the
25 off-road vehicle trail expansion plan submitted to the legislature
26 pursuant to section 807 of article 14 of 2005 PA 154.

1 **CAPITAL OUTLAY**

2 Sec. 1101. The appropriation made in this act for the harbors
3 and docks program is for the purpose of participating with the
4 federal government and assisting political entities and
5 subdivisions of this state in the construction and improvement of
6 recreational boating facilities within this state. Subject to the
7 approval of the state administrative board, this money shall be
8 allocated by the department to the federal government, or to the
9 political entities or local units of government involved in the
10 particular projects. An allocation shall not exceed the state
11 portion as listed with each project description. The department
12 shall take the steps necessary to match federal money available for
13 the construction and improvement of recreational boating facilities
14 within the state, and to meet requirements of the federal
15 government.

16 Sec. 1102. (1) The director of the department shall allocate
17 lump-sum appropriations to the department made in this act
18 consistent with statutory provisions and the purposes for which
19 funds were appropriated. Lump-sum allocations shall address
20 priority program or facility needs and may include, but are not
21 limited to, design, construction, remodeling and addition, special
22 maintenance, major special maintenance, energy conservation, and
23 demolition.

24 (2) The state budget director may authorize that funds
25 appropriated for lump-sum appropriations shall be available for no
26 more than 3 fiscal years following the fiscal year in which the

1 original appropriation was made. Any remaining balance from
2 allocations made in this section shall lapse to the fund from which
3 it was appropriated pursuant to the lapsing of funds as provided in
4 the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

5 Sec. 1103. The appropriations in part 1 for capital outlay
6 shall be carried forward at the end of the fiscal year consistent
7 with the provisions of section 248 of the management and budget
8 act, 1984 PA 431, MCL 18.1248.