

SUBSTITUTE FOR
HOUSE BILL NO. 5407

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2010; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2010, from the following funds:

APPROPRIATION SUMMARY

GROSS APPROPRIATION.....	\$	36,458
Interdepartmental grant revenues:		

1	Total interdepartmental grants and intradepartmental		
2	transfers		0
3	ADJUSTED GROSS APPROPRIATION.....	\$	36,458
4	Federal revenues:		
5	Total federal revenues.....		0
6	Special revenue funds:		
7	Total local revenues.....		0
8	Total private revenues.....		36,458
9	Total other state restricted revenues.....		0
10	State general fund/general purpose.....	\$	0
11	Sec. 102. DEPARTMENT OF AGRICULTURE		
12	(1) APPROPRIATION SUMMARY		
13	GROSS APPROPRIATION.....	\$	(308,688)
14	Interdepartmental grant revenues:		
15	Total interdepartmental grants and intradepartmental		
16	transfers		0
17	ADJUSTED GROSS APPROPRIATION.....	\$	(308,688)
18	Federal revenues:		
19	Total federal revenues.....		0
20	Special revenue funds:		
21	Total local revenues.....		0
22	Total private revenues.....		0
23	Total other state restricted revenues.....		(308,688)
24	State general fund/general purpose.....	\$	0
25	(2) FAIRS AND EXPOSITIONS		
26	Purses and supplements - fairs/licensed tracks	\$	<u>(308,688)</u>

1	GROSS APPROPRIATION.....	\$	(308,688)
2	Appropriated from:		
3	Special revenue funds:		
4	Agriculture equine industry development fund.....		(308,688)
5	State general fund/general purpose.....	\$	0
6	Sec. 103. DEPARTMENT OF TREASURY		
7	(1) APPROPRIATION SUMMARY		
8	GROSS APPROPRIATION.....	\$	345,146
9	Interdepartmental grant revenues:		
10	Total interdepartmental grants and intradepartmental		
11	transfers		0
12	ADJUSTED GROSS APPROPRIATION.....	\$	345,146
13	Federal revenues:		
14	Total federal revenues.....		0
15	Special revenue funds:		
16	Total local revenues.....		0
17	Total private revenues.....		36,458
18	Total other state restricted revenues.....		308,688
19	State general fund/general purpose.....	\$	0
20	(2) CASINO GAMING		
21	Racing commissioner.....	\$	<u>345,146</u>
22	GROSS APPROPRIATION.....	\$	345,146
23	Appropriated from:		
24	Special revenue funds:		
25	Private revenue.....		36,458
26	Agriculture equine industry development fund.....		308,688

1 State general fund/general purpose \$ 0

2 PART 2

3 PROVISIONS CONCERNING APPROPRIATIONS

4 **GENERAL SECTIONS**

5 Sec. 201. In accordance with the provisions of section 30 of
6 article IX of the state constitution of 1963, total state spending
7 from state resources in this appropriation act for the fiscal year
8 ending September 30, 2010 is \$0 and state appropriations paid to
9 local units of government are \$0.

10 Sec. 202. The appropriations made and expenditures authorized
11 under this act and the departments, commissions, boards, offices,
12 and programs for which appropriations are made under this act are
13 subject to the management and budget act, 1984 PA 431, MCL 18.1101
14 to 18.1594.

15 Sec. 211. The appropriation in part 1 to the racing
16 commissioner is intended to provide 46 additional horse racing
17 dates. From the amount appropriated in part 1 to the office of
18 racing commissioner, the Michigan gaming control board shall
19 provide all regulatory functions necessary for the conduct of pari-
20 mutuel horse racing as provided in Michigan law, including the
21 reimbursement of all Michigan department of agriculture laboratory
22 testing fees.

23 Sec. 212. The Michigan gaming control board, in conjunction
24 with the Michigan department of agriculture and each certified
25 horsemen's organization, shall report to the legislature on the

1 status and ongoing efforts to transfer the function of the office
2 of racing commissioner to the Michigan gaming control board
3 pursuant to Executive Order No. 2009-45. The report shall be
4 submitted on or before September 1, 2010 to the house and senate
5 appropriations subcommittees on agriculture and general government
6 and the house and senate fiscal agencies. The report shall include,
7 at a minimum, the following:

8 (a) Efforts to reform, streamline, and utilize the most
9 efficient and effective methods of regulating and promoting the
10 horse racing industry.

11 (b) Efforts to promote and support the horse racing industry
12 with the goal of increasing employment and expanded economic
13 activity associated with the horse racing industry.

14 (c) A comparison of Michigan with other states regarding both
15 regulation and promotion of the horse racing industry.

16 Sec. 213. (1) The Michigan gaming control board shall use
17 actual verifiable cost data in determining the regulatory costs of
18 conducting racing dates and shall provide that data to each
19 certified horsemen's organization, the house and senate
20 appropriations subcommittees on agriculture and general government,
21 and the house and senate fiscal agencies. The Michigan gaming
22 control board shall not charge more than the actual cost of
23 conducting race dates. In determining actual costs of racing dates,
24 the Michigan gaming control board shall take into account the
25 regulatory requirements specific to each type and breed of horse
26 racing.

27 (2) If a certified horsemen's organization has paid for

1 additional race dates, and it is subsequently determined that
2 payment was greater than the actual cost, the Michigan gaming
3 control board shall refund to the certified horsemen's organization
4 the difference between the amount of payment and the actual cost.