

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 4310

(As amended, June 25, 2009)

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the various state
4 departments and agencies to supplement appropriations for the
5 fiscal year ending September 30, 2009, from the following funds:

6 APPROPRIATION SUMMARY

7 GROSS APPROPRIATION..... \$ <<9,541,900>>

House Bill No. 4310 as amended June 25, 2009

(1 of 2)

| | | |
|---|---|------------------|
| 1 | Total interdepartmental grants and intradepartmental | |
| 2 | transfers | 0 |
| 3 | ADJUSTED GROSS APPROPRIATION..... | \$ <<9,541,900>> |
| 4 | Total federal revenues..... | 9,141,200 |
| 5 | Total local revenues..... | 0 |
| 6 | Total private revenues..... | 0 |
| 7 | Total other state restricted revenues..... | 400,000 |
| 8 | State general fund/general purpose..... | \$ <<700 |
| | Sec. 102. CAPITAL OUTLAY | |
| | (1) APPROPRIATION SUMMARY | |
| | GROSS APPROPRIATION..... | \$ 700 |
| | Interdepartmental grant revenues: | |
| | Total interdepartmental grants and intradepartmental | |
| | transfers | 0 |
| | ADJUSTED GROSS APPROPRIATION..... | \$ 700 |
| | Federal revenues: | |
| | Total federal revenues..... | 0 |
| | Special revenue funds: | |
| | Total local revenues..... | 0 |
| | Total private revenues..... | 0 |
| | Total other state restricted revenues..... | 0 |
| | State general fund/general purpose..... | \$ 700 |
| | (2) STATE BUILDING AUTHORITY FINANCED CONSTRUCTION | |
| | AUTHORIZATIONS | |
| | Eastern Michigan University - Pray-Harrold | |
| | renovations (total authorized cost \$42,000,000; | |
| | state building authority share \$31,499,800; Eastern | |
| | Michigan University share \$10,500,000; state general | |
| | fund share \$200) | \$ 100 |
| | Ferris State University - center for collaborative | |
| | health education (total authorized cost \$26,900,000; | |
| | state building authority share \$20,174,800; Ferris | |
| | State University share \$6,725,000; state general | |
| | fund share \$200) | 100 |
| | Jackson Community College - Whiting hall renovation | |
| | (total authorized cost \$21,900,000; state building | |
| | authority share \$10,949,800; Jackson Community | |
| | College share \$10,950,000; state general fund share | |
| | \$200) | 100 |
| | Kalamazoo Valley Community College - Texas Township | |
| | campus expansion (total authorized cost | |
| | \$11,988,000; state building authority share | |
| | \$5,993,800; Kalamazoo Valley Community College | |
| | share \$5,994,000; state general fund share \$200) | 100 |

House Bill No. 4310 as amended June 25, 2009

| | |
|--|----------|
| Mott Community College - library consolidation and renovations (total authorized cost \$8,156,000; state building authority share \$4,077,800; Mott Community College share \$4,078,000; state general fund share \$200) | 100 |
| Southwestern Michigan College - technology building renovation and expansion (total authorized cost \$3,200,000; state building authority share \$1,599,800; Southwestern Michigan College share \$1,600,000; state general fund share \$200) | 100 |
| West Shore Community College - arts and sciences center/remodeling and additions (total authorized cost \$6,900,000; state building authority share \$3,499,800; West Shore Community College share \$3,450,000; state general fund share \$200) | 100 |
| GROSS APPROPRIATION | \$ 700 |
| Appropriated from: | |
| State general fund/general purpose | \$ 700>> |

9 <<Sec. 103.>> DEPARTMENT OF EDUCATION

10 (1) APPROPRIATION SUMMARY

| | | |
|--|----|-----------|
| GROSS APPROPRIATION | \$ | 5,517,300 |
| Interdepartmental grant revenues: | | |
| Total interdepartmental grants and intradepartmental transfers | | 0 |
| ADJUSTED GROSS APPROPRIATION | \$ | 5,517,300 |
| Federal revenues: | | |
| Total federal revenues | | 5,517,300 |
| Special revenue funds: | | |
| Total private revenues | | 0 |
| Total local revenues | | 0 |
| Total other state restricted revenues | | 0 |
| State general fund/general purpose | \$ | 0 |

23 (2) EDUCATIONAL ASSESSMENT AND ACCOUNTABILITY

| | | |
|---|----|------------------|
| Educational assessment operations | \$ | <u>5,517,300</u> |
| GROSS APPROPRIATION | \$ | 5,517,300 |

26 Appropriated from:

H01278'09 (S-1)

JLB

House Bill No. 4310 as amended June 25, 2009

| | | | |
|----|---|----|----------------|
| 1 | Federal revenues: | | |
| 2 | Federal revenues..... | | 5,517,300 |
| 3 | State general fund/general purpose..... | \$ | 0 |
| 4 | <<Sec. 104.>> DEPARTMENT OF HUMAN SERVICES | | |
| 5 | (1) APPROPRIATION SUMMARY | | |
| 6 | GROSS APPROPRIATION..... | \$ | 3,623,900 |
| 7 | Interdepartmental grant revenues: | | |
| 8 | Total interdepartmental grants and intradepartmental | | |
| 9 | transfers | | 0 |
| 10 | ADJUSTED GROSS APPROPRIATION..... | \$ | 3,623,900 |
| 11 | Federal revenues: | | |
| 12 | Food assistance administration (ARRA) | | 2,030,700 |
| 13 | Total federal revenues..... | | 1,593,200 |
| 14 | Special revenue funds: | | |
| 15 | Total private revenues..... | | 0 |
| 16 | Total local revenues..... | | 0 |
| 17 | Total other state restricted revenues | | 0 |
| 18 | State general fund/general purpose..... | \$ | 0 |
| 19 | (2) ADULT AND FAMILY SERVICES | | |
| 20 | Crisis prevention and elder law of Michigan food for | | |
| 21 | the elderly project | \$ | <u>300,000</u> |
| 22 | GROSS APPROPRIATION..... | \$ | 300,000 |
| 23 | Appropriated from: | | |
| 24 | Federal revenues: | | |
| 25 | Food assistance administration - ARRA..... | | 300,000 |
| 26 | State general fund/general purpose..... | \$ | 0 |

| | | | |
|----|--|----|------------------|
| 1 | (3) JUVENILE JUSTICE SERVICES | | |
| 2 | Child care fund..... | \$ | <u>0</u> |
| 3 | GROSS APPROPRIATION..... | \$ | 0 |
| 4 | Appropriated from: | | |
| 5 | Federal revenues: | | |
| 6 | Total federal revenues..... | | 595,000 |
| 7 | State general fund/general purpose..... | \$ | (595,000) |
| 8 | (4) LOCAL OFFICE STAFF AND OPERATIONS | | |
| 9 | Field staff, salaries and wages..... | \$ | 1,796,300 |
| 10 | Contractual services, supplies, and materials..... | | <u>20,000</u> |
| 11 | GROSS APPROPRIATION..... | \$ | 1,816,300 |
| 12 | Appropriated from: | | |
| 13 | Federal revenues: | | |
| 14 | Food assistance administration - ARRA..... | | 979,700 |
| 15 | Total other federal revenues..... | | 490,700 |
| 16 | State general fund/general purpose..... | \$ | 345,900 |
| 17 | (5) CENTRAL SUPPORT ACCOUNTS | | |
| 18 | Travel..... | \$ | 60,000 |
| 19 | Payroll taxes and fringe benefits..... | | <u>1,013,100</u> |
| 20 | GROSS APPROPRIATION..... | \$ | 1,073,100 |
| 21 | Appropriated from: | | |
| 22 | Federal revenues: | | |
| 23 | Food assistance administration - ARRA..... | | 551,000 |
| 24 | Total other federal revenues..... | | 317,700 |
| 25 | State general fund/general purpose..... | \$ | 204,400 |
| 26 | (6) PUBLIC ASSISTANCE | | |
| 27 | Food bank funding..... | \$ | <u>200,000</u> |

House Bill No. 4310 as amended June 25, 2009

| | | | |
|----|--|-----|----------------|
| 1 | GROSS APPROPRIATION..... | \$ | 200,000 |
| 2 | Appropriated from: | | |
| 3 | Federal revenues: | | |
| 4 | Food assistance administration - ARRA..... | | 200,000 |
| 5 | State general fund/general purpose..... | \$ | 0 |
| 6 | (7) INFORMATION TECHNOLOGY | | |
| 7 | Information technology services and projects..... | \$ | <u>234,500</u> |
| 8 | GROSS APPROPRIATION..... | \$ | 234,500 |
| 9 | Appropriated from: | | |
| 10 | Federal revenues: | | |
| 11 | Total federal revenues..... | | 189,800 |
| 12 | State general fund/general purpose..... | \$ | 44,700 |
| 13 | <<Sec. 105.>> STATE TRANSPORTATION DEPARTMENT | | |
| 14 | (1) APPROPRIATION SUMMARY | | |
| 15 | Full-time equated classified positions..... | 0.0 | |
| 16 | GROSS APPROPRIATION..... | \$ | 400,000 |
| 17 | Interdepartmental grant revenues: | | |
| 18 | Total interdepartmental grants and intradepartmental | | |
| 19 | transfers | | 0 |
| 20 | ADJUSTED GROSS APPROPRIATION..... | \$ | 400,000 |
| 21 | Federal revenues: | | |
| 22 | Total federal revenues..... | | 0 |
| 23 | Special revenue funds: | | |
| 24 | Total local revenues..... | | 0 |
| 25 | Total private revenues..... | | 0 |
| 26 | Total other state restricted revenues..... | | 400,000 |

House Bill No. 4310 as amended June 25, 2009

| | | | |
|---|--|----|---------|
| 1 | State general fund/general purpose | \$ | 0 |
| 2 | (2) INTERCITY PASSENGER AND FREIGHT | | |
| 3 | Rail passenger service | \$ | 400,000 |
| 4 | GROSS APPROPRIATION | \$ | 400,000 |
| 5 | Appropriated from: | | |
| 6 | Special revenue funds: | | |
| 7 | Comprehensive transportation fund | | 400,000 |
| 8 | Appropriated from: | | |
| 9 | State general fund/general purpose | \$ | 0 |

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending from state resources in this appropriation act for the fiscal year ending September 30, 2009 is <<\$400,700.00>> and state appropriations paid to local units of government are \$0.

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

Sec. 203. The line-item appropriations in part 1 financed by federal funds designated as ARRA funding represent federal funds associated with the American recovery and reinvestment act of 2009,

1 Public Law 111-5. These federal funds are temporary in nature. It
2 is the intent of the legislature that when these temporary federal
3 funds are fully expended, the program funding levels and any state
4 employees supported by these temporary federal funds will not be
5 continued.

<<Capital Outlay

Sec. 250. (1) This section applies only to projects for community colleges.

(2) State support is directed towards the remodeling and additions, special maintenance, or construction of certain community college buildings. The community college shall obtain or provide for site acquisition and initial main utility installation to operate the facility. Funding shall be comprised of local and state shares, and the state share shall include 50% of any federal money awarded for projects appropriated in this act. Not more than 50% of a capital outlay project, not including a lump-sum special maintenance project or remodeling and addition project, for a community college shall be appropriated from state and federal funds, unless otherwise appropriated by the legislature.

(3) An expenditure under this act is authorized when the release of the appropriation is approved by the state administrative board upon the recommendation of the director of the department of management and budget. The director of the department of management and budget may recommend to the state administrative board the release of any appropriation in part 1 only after the director of the department of management and budget is assured that the legal entity operating the community college to which the appropriation is made has complied with this act and has matched the amounts appropriated as required by this act. A release of funds in part 1 shall not exceed 50% of the total cost of planning and construction of any project, not including lump-sum remodeling and additions and special maintenance, unless otherwise appropriated by the legislature. Further planning and construction of a project authorized by this act or applicable sections of the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and planning documents. This act is applicable to all projects for which planning appropriations were made in previous acts.

(4) The community college shall take the steps necessary to secure available federal construction and equipment money for projects funded for construction in this act if an application was not previously made. If there is a reasonable expectation that a prior year unfunded application may receive federal money in a subsequent year, the college shall take whatever action necessary to keep the application active. If federal money is received, the state share shall be adjusted accordingly as provided by this act.

Sec. 251. If matching revenues are received in an amount less than the appropriations contained in this act, the state funds of the

House Bill No. 4310 as amended June 25, 2009

appropriation shall be reduced in proportion to the amount of matching revenue received.

Sec. 252. (1) The director of the department of management and budget may require that community colleges and universities that have an authorized project listed in part 1 submit documentation regarding the project match and governing board approval of the authorized project not more than 60 days after the beginning of the fiscal year.

(2) If the documentation required by the director of the department of management and budget under subsection (1) is not submitted, or does not adequately authenticate the availability of the project match or board approval of the authorized project, the authorization may terminate. The authorization terminates 30 days after the director notifies the joint capital outlay subcommittee of the appropriations committees of the intent to terminate the project unless the joint capital outlay subcommittee of the appropriations committees convenes to extend the authorization.

Sec. 253. The appropriation included in part 1 for university and community college planning project authorizations allow for the completion of program statements and schematic planning documents. These projects will not receive cost and construction authorizations in subsequent budget acts unless there is sufficient bonding capacity available under the state building authority's statutory bond capacity limit.

Sec. 254. The design scope of the skilled trades training complex project at Washtenaw community college, authorized for planning in 2008 PA 278, is hereby revised to renovation of occupation education and advanced manufacturing buildings for the purposes of supporting occupational education and training. The project title is hereby revised to skilled trades training program renovations. The total estimated cost of this project is \$14,800,000.00 (state share \$7,400,000.00; community college share \$7,400,000.00).>>

6 DEPARTMENT OF EDUCATION

7 Sec. 301. From the unexpended balances of appropriations for
8 educational assessment and accountability operations for the fiscal
9 year ending September 30, 2009, up to \$5,517,300.00 may be carried
10 forward as a work project and expended for a statewide longitudinal
11 data system. The work shall be carried out by state employees, or
12 by contract as necessary, at an estimated cost of \$5,517,300.00.
13 The estimated completion date of the work is September 30, 2012.

14 DEPARTMENT OF HUMAN SERVICES

15 Sec. 401. (1) The department shall work with the department of
16 corrections to facilitate the operation of community programs that
H01278'09 (S-1)

JLB

House Bill No. 4310 as amended June 25, 2009

17 train and employ parolees to collect donated food for distribution
18 to individuals or food banks.

19 (2) If funds become available, the department shall allocate
20 up to \$500,000.00 to a community-based program that trains and
21 employs parolees to collect donated food for use by food banks. The
22 program shall be administered through a partnership of 2 Michigan-
23 chartered nonprofit organizations. At least 1 of the nonprofit
24 organizations in this partnership shall have experience in
25 collecting donated food but shall not be a food bank. At least 1 of

1 the nonprofit organizations must have experience in creating
2 employment opportunities for parolees.

3 **STATE TRANSPORTATION DEPARTMENT**

4 Sec. 501. (1) From the funds appropriated in part 1 from the
5 comprehensive transportation fund for rail passenger service, the
6 department shall negotiate with a rail carrier to provide rail
7 service between Grand Rapids and Chicago and between Port Huron and
8 Chicago on a 7-day basis, consistent with other provisions of this
9 section.

10 (2) The rail carrier shall, as a condition to receiving a
11 state operating subsidy, maintain a system to monitor, collect, and
12 resolve customer complaints and shall make the information
13 available to the department, the state budget director, the house
14 and senate appropriations subcommittees on transportation, and the
15 house and senate fiscal agencies.