

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 5409

A bill to make, supplement, and adjust appropriations for various state departments and agencies, the legislative branch, the judicial branch, and community colleges for the fiscal year ending September 30, 2010; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

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

APPROPRIATION SUMMARY

Full-time equated classified positions.....	17.0	
GROSS APPROPRIATION.....	\$	85,649,000

1	Total interdepartmental grants and intradepartmental		
2	transfers		200,000
3	ADJUSTED GROSS APPROPRIATION.....	\$	85,449,000
4	Total federal revenues.....		68,788,800
5	Total local revenues.....		(771,900)
6	Total private revenues.....		0
7	Total other state restricted revenues.....		152,623,600
8	State general fund/general purpose.....	\$	(135,191,500)
9	Sec. 102. DEPARTMENT OF COMMUNITY HEALTH		
10	(1) APPROPRIATION SUMMARY		
11	GROSS APPROPRIATION.....	\$	79,489,200
12	Interdepartmental grant revenues:		
13	Total interdepartmental grants and intradepartmental		
14	transfers		0
15	ADJUSTED GROSS APPROPRIATION.....	\$	79,489,200
16	Federal revenues:		
17	Total other federal revenues.....		51,292,700
18	Federal FMAP stimulus (ARRA)		10,231,000
19	Special revenue funds:		
20	Total local revenues.....		0
21	Total private revenues.....		0
22	Merit award trust fund.....		101,813,300
23	Total other state restricted revenues.....		39,930,300
24	State general fund/general purpose.....	\$	(123,778,100)
25	(2) COMMUNITY MENTAL HEALTH/SUBSTANCE ABUSE		
26	SERVICES PROGRAM		

1	Community mental health non-Medicaid services	\$	0
2	Medicaid adult benefits waiver		0
3	Multicultural services		<u>400,000</u>
4	GROSS APPROPRIATION	\$	400,000
5	Appropriated from:		
6	Federal revenues:		
7	Total federal revenues		(475,900)
8	Special revenue funds:		
9	Total other state restricted revenues		475,900
10	State general fund/general purpose	\$	400,000
11	(3) MEDICAL SERVICES		
12	Hospital services and therapy	\$	16,650,000
13	Long-term care services		43,035,200
14	Health plan services		41,813,300
15	Medicaid adult benefits waiver		0
16	Federal Medicare pharmaceutical program		(22,409,300)
17	Subtotal basic medical services program		<u>79,089,200</u>
18	GROSS APPROPRIATION	\$	79,089,200
19	Appropriated from:		
20	Federal revenues:		
21	Total federal revenues		51,768,600
22	Federal FMAP stimulus (ARRA)		10,231,000
23	Special revenue funds:		
24	Merit award trust fund		101,813,300
25	Total other state restricted revenues		39,454,100
26	State general fund/general purpose	\$	(124,178,100)

1	Sec. 103. DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC		
2	GROWTH		
3	(1) APPROPRIATION SUMMARY		
4	Full-time equated classified positions.....	4.0	
5	GROSS APPROPRIATION.....	\$	480,000
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers		0
9	ADJUSTED GROSS APPROPRIATION.....	\$	480,000
10	Federal revenues:		
11	Total federal revenues.....		0
12	Special revenue funds:		
13	Total local revenues.....		0
14	Total private revenues.....		0
15	Total other state restricted revenues.....		480,000
16	State general fund/general purpose.....	\$	0
17	(2) PUBLIC SERVICES COMMISSION AND ENERGY SYSTEMS		
18	Full-time equated classified positions.....	4.0	
19	Public service commission--4.0 FTE positions.....	\$	<u>440,000</u>
20	GROSS APPROPRIATION.....	\$	440,000
21	Appropriated from:		
22	Special revenue funds:		
23	Restructuring mechanism assessments.....		440,000
24	State general fund/general purpose.....	\$	0
25	(3) OCCUPATIONAL REGULATION		
26	Bureau of fire services.....	\$	<u>40,000</u>
27	GROSS APPROPRIATION.....	\$	40,000

1 Appropriated from:

2 Special revenue funds:

3 Fire safety standard enforcement fund..... 40,000

4 State general fund/general purpose..... \$ 0

5 **Sec. 104. DEPARTMENT OF HUMAN SERVICES**

6 **(1) APPROPRIATION SUMMARY**

7 GROSS APPROPRIATION..... \$ 3,960,000

8 Interdepartmental grant revenues:

9 Total interdepartmental grants and intradepartmental
10 transfers 0

11 ADJUSTED GROSS APPROPRIATION..... \$ 3,960,000

12 Federal revenues:

13 Federal - emergency TANF contingency revenues (ARRA) . 41,541,600

14 Child care and development block grant (ARRA) 1,960,600

15 Total federal revenues..... (42,066,100)

16 Special revenue funds:

17 Total local revenues..... (771,900)

18 Total private revenues..... 0

19 Total other state restricted revenues..... 3,400,000

20 State general fund/general purpose..... \$ (103,600)

21 **(2) EXECUTIVE OPERATIONS**

22 Demonstration projects..... \$ 2,000,000

23 GROSS APPROPRIATION..... \$ 2,000,000

24 Appropriated from:

25 State general fund/general purpose..... \$ 2,000,000

26 **(3) CHILDREN'S SERVICES**

1	ECIC, early childhood investment corporation	\$	<u>1,960,600</u>
2	GROSS APPROPRIATION	\$	1,960,600
3	Appropriated from:		
4	Federal revenues:		
5	Child care and development block grant (ARRA)		1,960,600
6	State general fund/general purpose	\$	0
7	(4) JUVENILE JUSTICE SERVICES		
8	W. J. Maxey training school	\$	0
9	Bay Pines center		0
10	Shawono center		0
11	Juvenile justice, administration and maintenance		<u>0</u>
12	GROSS APPROPRIATION	\$	0
13	Appropriated from:		
14	Special revenue funds:		
15	Local funds - state share education funds		(771,900)
16	State general fund/general purpose	\$	771,900
17	(5) PUBLIC ASSISTANCE		
18	Family independence program	\$	0
19	Family independence program supplement		<u>0</u>
20	GROSS APPROPRIATION	\$	0
21	Appropriated from:		
22	Federal revenues:		
23	Federal - emergency TANF contingency revenues (ARRA) .		41,541,600
24	Total federal revenues		(42,066,100)
25	Special revenue funds:		
26	Public assistance recoupment revenue		3,400,000
27	State general fund/general purpose	\$	(2,875,500)

1	Sec. 105. JUDICIARY		
2	(1) APPROPRIATION SUMMARY		
3	GROSS APPROPRIATION.....	\$	450,000
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		200,000
7	ADJUSTED GROSS APPROPRIATION.....	\$	250,000
8	Federal revenues:		
9	Total federal revenues.....		250,000
10	Special revenue funds:		
11	Total local revenues.....		0
12	Total private revenues.....		0
13	Total other state restricted revenues.....		0
14	State general fund/general purpose.....	\$	0
15	(2) SUPREME COURT		
16	Drug treatment courts.....	\$	<u>200,000</u>
17	GROSS APPROPRIATION.....	\$	200,000
18	Appropriated from:		
19	Interdepartmental grant revenues:		
20	IDG from state police.....		200,000
21	State general fund/general purpose.....	\$	0
22	(3) INDIGENT DEFENSE - CRIMINAL		
23	Appellate public defender program.....	\$	<u>250,000</u>
24	GROSS APPROPRIATION.....	\$	250,000
25	Appropriated from:		
26	Federal revenues:		

1	Other federal grant revenues		250,000
2	State general fund/general purpose	\$	0
3	Sec. 106. LEGISLATURE		
4	(1) APPROPRIATION SUMMARY		
5	GROSS APPROPRIATION	\$	878,000
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers		0
9	ADJUSTED GROSS APPROPRIATION	\$	878,000
10	Federal revenues:		
11	Total federal revenues		0
12	Special revenue funds:		
13	Total local revenues		0
14	Total private revenues		0
15	Total other state restricted revenues		0
16	State general fund/general purpose	\$	878,000
17	(2) LEGISLATURE		
18	Senate census tracking/reapportionment	\$	439,000
19	House of representatives census		
20	tracking/reapportionment		<u>439,000</u>
21	GROSS APPROPRIATION	\$	878,000
22	Appropriated from:		
23	State general fund/general purpose	\$	878,000
24	Sec. 107. DEPARTMENT OF NATURAL RESOURCES AND		
25	ENVIRONMENT		

1 **(1) APPROPRIATION SUMMARY**

2	GROSS APPROPRIATION.....	\$	3,300,000
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers		0
6	ADJUSTED GROSS APPROPRIATION.....	\$	3,300,000
7	Federal revenues:		
8	Total federal revenues.....		0
9	Special revenue funds:		
10	Total local revenues.....		0
11	Total private revenues.....		0
12	Total other state restricted revenues.....		3,300,000
13	State general fund/general purpose.....	\$	0

14 **(2) MICHIGAN HISTORICAL PROGRAM**

15	Historical administration and services.....	\$	<u>300,000</u>
16	GROSS APPROPRIATION.....	\$	300,000
17	Appropriated from:		
18	Special revenue funds:		
19	Historical marker fund.....		150,000
20	History fees fund.....		150,000
21	State general fund/general purpose.....	\$	0

22 **(3) WATER DIVISION**

23	Nonpoint source pollution prevention and control		
24	project program	\$	<u>3,000,000</u>
25	GROSS APPROPRIATION.....	\$	3,000,000
26	Appropriated from:		
27	Special revenue funds:		

1	Clean Michigan initiative - nonpoint source		3,000,000
2	State general fund/general purpose	\$	0
3	Sec. 108. DEPARTMENT OF STATE		
4	(1) APPROPRIATION SUMMARY		
5	GROSS APPROPRIATION	\$	5,872,700
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers		0
9	ADJUSTED GROSS APPROPRIATION	\$	5,872,700
10	Federal revenues:		
11	Total federal revenues		5,579,000
12	Special revenue funds:		
13	Total local revenues		0
14	Total private revenues		0
15	Total other state restricted revenues		0
16	State general fund/general purpose	\$	293,700
17	(2) ELECTION REGULATION		
18	Help America vote act	\$	<u>5,872,700</u>
19	GROSS APPROPRIATION	\$	5,872,700
20	Appropriated from:		
21	Federal revenues:		
22	Total federal revenues		5,579,000
23	State general fund/general purpose	\$	293,700
24	Sec. 109. DEPARTMENT OF TREASURY		
25	(1) APPROPRIATION SUMMARY		

1	Full-time equated classified positions.....	13.0	
2	GROSS APPROPRIATION.....		\$ (8,781,500)
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers		0
6	ADJUSTED GROSS APPROPRIATION.....		\$ (8,781,500)
7	Federal revenues:		
8	Total federal revenues.....		0
9	Special revenue funds:		
10	Total local revenues.....		0
11	Total private revenues.....		0
12	Total other state restricted revenues.....		3,700,000
13	State general fund/general purpose.....		\$ (12,481,500)
14	(2) TAX PROGRAMS		
15	Full-time equated classified positions.....	13.0	
16	Tax compliance--9.0 FTE positions.....		\$ 500,000
17	Tax processing--4.0 FTE positions.....		<u>200,000</u>
18	GROSS APPROPRIATION.....		\$ 700,000
19	Appropriated from:		
20	Special revenue funds:		
21	Delinquent tax collection revenue.....		700,000
22	State general fund/general purpose.....		\$ 0
23	(3) DEBT SERVICE		
24	Great Lakes water quality bond.....		\$ <u>(12,481,500)</u>
25	GROSS APPROPRIATION.....		\$ (12,481,500)
26	Appropriated from:		
27	State general fund/general purpose.....		\$ (12,481,500)

(4) LOCAL GOVERNMENT PROGRAMS

Supervision of general property tax law..... \$ 3,000,000

GROSS APPROPRIATION.....	\$	3,000,000
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Appropriated from:

Special revenue funds:

Delinquent tax collection revenue.....	3,000,000
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State general fund/general purpose	\$	0
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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, 2010 is \$17,432,100.00 and state appropriations paid to local units of government are \$0.

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

Sec. 203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount equal to any additional federal funding awarded to this state through recalculation of formulas and under the redistribution provisions of the American recovery and reinvestment act of 2009, Public Law 111-5.

(2) Within 30 days of receiving such an award, a department shall report to the senate and house appropriations subcommittees,

1 senate and house fiscal agencies, state budget director, and the
2 governor on the amount of funds received and the purposes for which
3 they will be spent.

4 Sec. 204. The unexpended funds from appropriations in part 1
5 designated as ARRA funding and in section 210 and any unencumbered
6 or unallotted funds from those appropriations are carried forward
7 into the succeeding fiscal year. The following is in compliance
8 with section 451a(1) of the management and budget act, 1984 PA 431,
9 MCL 18.1451a:

10 (a) The purposes of the projects to be carried forward are to
11 protect and invest in the natural resources, infrastructure, and
12 people of the state of Michigan in accordance with the provisions
13 of the American recovery and reinvestment act of 2009, Public Law
14 111-5.

15 (b) The projects will be accomplished by state employees and
16 by contract.

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

19 (d) The tentative completion date is September 30, 2013.

20 Sec. 205. (1) In a form and manner determined by the recipient
21 department, local governments and other eligible subrecipients
22 receiving funds through this act shall comply with all requirements
23 corresponding to the receipt of funds, including, but not limited
24 to, any certifications, assurances, and accountability and
25 transparency provisions required in the American recovery and
26 reinvestment act of 2009, Public Law 111-5.

27 (2) Funds appropriated in part 1 may be transferred to

1 subrecipient state departments or agencies in an interdepartmental
2 grant consistent with the requirements of the American recovery and
3 reinvestment act of 2009, Public Law 111-5.

4 Sec. 206. The line-item appropriations in part 1 financed by
5 federal funds designated as ARRA funding represent federal funds
6 associated with the American recovery and reinvestment act of 2009,
7 Public Law 111-5. These federal funds are temporary in nature. It
8 is the intent of the legislature that when these temporary federal
9 funds are fully expended, the program funding levels and any state
10 employees supported by these temporary federal funds will not be
11 continued.

12 **COMMUNITY HEALTH**

13 Sec. 351. (1) The amount appropriated in part 1 and in part 1
14 of 2009 PA 131 for substance abuse prevention, education, and
15 treatment grants shall be expended for contracting with
16 coordinating agencies. Coordinating agencies shall work with CMHSPs
17 or PIHPs to coordinate care and services provided to individuals
18 with severe and persistent mental illness and substance abuse
19 diagnoses.

20 (2) The department shall approve a fee schedule for providing
21 substance abuse services and charge participants in accordance with
22 their ability to pay.

23 (3) It is the intent of the legislature that the coordinating
24 agencies continue current efforts to collaborate on the delivery of
25 services to those clients with severe and persistent mental illness
26 and substance abuse diagnoses.

1 (4) Coordinating agencies that are located completely within
2 the boundary of a PIHP shall conduct a study of the administrative
3 costs and efficiencies associated with consolidation with that
4 PIHP. If that coordinating agency realizes an administrative cost
5 savings of 5% or greater of their current costs, then that
6 coordinating agency shall initiate discussions regarding a
7 potential merger in accordance with section 6226 of the public
8 health code, 1978 PA 368, MCL 333.6226.

9 **DEPARTMENT OF HUMAN SERVICES**

10 Sec. 431. From the funds appropriated in part 1 for
11 demonstration projects, the department shall allocate \$2,000,000.00
12 to Self-Help Addiction Rehabilitation, Inc. (SHAR) for community
13 services and outreach activities. These amounts may be designated
14 as a work project and carried forward to support SHAR under the
15 direction of the department. Funds designated in this manner are
16 not available for expenditure until approved as work projects under
17 section 451a of the management and budget act, 1984 PA 431, MCL
18 18.1451a.

19 **LEGISLATURE**

20 Sec. 451. The appropriations in part 1 for senate and house of
21 representatives census tracking/reapportionment shall be used for
22 purchasing equipment, supplies, and services needed for tracking
23 and reporting census and reapportionment information for the state
24 of Michigan. These funds are designated as work project
25 appropriations, shall not lapse at the end of the fiscal year, and

1 shall continue to be available for expenditure until the project
2 has been completed. The total cost is estimated at \$878,000.00, and
3 the tentative completion date is September 30, 2013.

4 **NATURAL RESOURCES AND ENVIRONMENT**

5 Sec. 501. The funds described in part 1 that are collected by
6 the department for historical markers; document reproduction and
7 services; conferences, admissions, workshops, and training classes;
8 and the use of specialized equipment, facilities, exhibits,
9 collections, and software shall be used for expenses necessary to
10 provide the required services. The department of natural resources
11 and environment may charge fees for the services described in this
12 section, including admission fees. Any unexpended funds may be
13 carried forward into the next succeeding fiscal year.

14 Sec. 502. The unexpended funds appropriated in part 1 for the
15 nonpoint source pollution prevention and control project program
16 are considered work project appropriations, and any unencumbered or
17 unallotted funds are carried forward into the succeeding fiscal
18 year. The following is in compliance with section 451a(1) of the
19 management and budget act, 1984 PA 431, MCL 18.1451a:

20 (a) The purpose of the projects to be carried forward is to
21 fund nonpoint source pollution prevention efforts.

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

23 (c) The total estimated cost of these projects is
24 \$3,000,000.00.

25 (d) The tentative completion date is September 30, 2014.

26 Sec. 503. It is the intent of the legislature that the funds

1 appropriated in part 1 for the Michigan historical program shall
2 not be generated by admissions fees for the Michigan historical
3 museum and other state historical facilities.

4 **STATE**

5 Sec. 601. The unexpended funds appropriated in part 1 for the
6 help America vote act of 2002, 42 USC 15301 to 15545, are
7 considered work project appropriations, and any unencumbered or
8 unallotted funds are carried forward into the succeeding fiscal
9 year. The following is in compliance with section 451a(1) of the
10 management and budget act, 1984 PA 431, MCL 18.1451a:

11 (a) The purpose of the project is to implement provisions of
12 the help America vote act of 2002, 42 USC 15301 to 15545, 2002 PA
13 91, and other election reforms.

14 (b) These projects will be accomplished by state employees, by
15 contracts with private vendors, or by grants to local units of
16 government.

17 (c) The total estimated cost of these projects is
18 \$5,900,000.00.

19 (d) The tentative completion date is September 30, 2014.

20 **TREASURY**

21 Sec. 701. The appropriation in part 1 for supervision of the
22 general property tax law is to fund personal property tax audits.
23 The appropriation described in this section is designated as a work
24 project appropriation and shall not lapse at the end of the fiscal
25 year. In compliance with section 451a(1) of the management and

1 budget act, 1984 PA 431, MCL 18.1451a, any unencumbered and
2 unexpended funds shall continue to be available for expenditure
3 until the project has been completed. The total cost of the work
4 project is estimated at \$3,000,000.00, and the tentative completion
5 date is September 30, 2012.

6 **REPEALERS**

7 Sec. 1001. Sections 407 and 1630 of 2009 PA 131 are repealed.