

SUBSTITUTE FOR
HOUSE BILL NO. 5880

A bill to make, supplement, and adjust appropriations for the departments of attorney general, civil rights, state, technology, management, and budget, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2011; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various

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principal executive departments and state agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. Subject to the conditions set forth in this act, the
4 amounts listed in this part are appropriated for the departments of
5 attorney general, civil rights, state, technology, management, and
6 budget, and treasury, the executive office, the legislative branch,
7 and certain other state purposes, for the fiscal year ending
8 September 30, 2011, from the funds indicated in this part. The
9 following is a summary of the appropriations in this part:

10 **TOTAL GENERAL GOVERNMENT**

11 APPROPRIATION SUMMARY

12 Full-time equated unclassified positions 43.0

13 Full-time equated classified positions 7,351.2

14 GROSS APPROPRIATION \$ [3,154,164,000]

15 Interdepartmental grant revenues:

16 Total interdepartmental grants and intradepartmental

17 transfers 646,991,900

18 ADJUSTED GROSS APPROPRIATION \$ [2,507,172,100]

19 Federal revenues:

20 Total federal revenues 109,610,400

21 Special revenue funds:

22 Total local revenues 3,446,900

23 Total private revenues 1,423,100

24 Total other state restricted revenues 1,724,871,800

25 State general fund/general purpose \$ [667,819,900]

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1	Sec. 102. DEPARTMENT OF ATTORNEY GENERAL		
2	(1) APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	6.0	
4	Full-time equated classified positions.....	514.0	
5	GROSS APPROPRIATION.....	\$	[73,905,100]
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers		21,762,300
9	ADJUSTED GROSS APPROPRIATION.....	\$	[52,142,800]
10	Federal revenues:		
11	Total federal revenues.....		8,656,000
12	Special revenue funds:		
13	Total local revenues.....		0
14	Total private revenues.....		0
15	Total other state restricted revenues.....		15,290,800
16	State general fund/general purpose.....	\$	[28,196,000]
17	(2) ATTORNEY GENERAL OPERATIONS		
18	Full-time equated unclassified positions.....	6.0	
19	Full-time equated classified positions.....	514.0	
20	Attorney general.....	\$	115,800
21	Unclassified positions--5.0 FTE positions.....		476,300
22	Attorney general operations--477.0 FTE positions.....		68,318,700
23	Child support enforcement--25.0 FTE positions.....		3,005,100
24	Prosecuting attorneys coordinating council--12.0 FTE		
25	positions		<u>2,067,100</u>
26	GROSS APPROPRIATION.....	\$	73,983,000

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG from MDCH, health services.....	2,015,300
4	IDG from MDCH, WIC.....	75,600
5	IDG from department of corrections.....	514,800
6	IDG from MDE.....	310,900
7	IDG from MDELEG, career education services.....	201,000
8	IDG from MDELEG, children's protection registry.....	39,100
9	IDG from MDELEG, financial and insurance services....	1,125,400
10	IDG from MDELEG, licensing and regulation fees.....	189,700
11	IDG from MDELEG, Michigan occupational safety and	
12	health administration	100,800
13	IDG from MDELEG, Michigan state housing development	
14	authority	529,500
15	IDG from MDELEG, remonumentation fees.....	83,700
16	IDG from MDHS.....	3,536,300
17	IDG from MDMVA.....	128,400
18	IDG from MDNRE.....	1,878,400
19	IDG from MDOT, comprehensive transportation fund.....	171,700
20	IDG from MDOT, state aeronautics fund.....	169,500
21	IDG from MDOT, state trunkline fund.....	2,867,300
22	IDG from MDSP.....	317,100
23	IDG from MDSP, Michigan justice training fund.....	325,000
24	IDG from MDTMB.....	202,400
25	IDG from MDTMB, civil service commission.....	306,300
26	IDG from MDTMB, risk management revolving fund.....	1,440,700
27	IDG from treasury.....	5,094,000

1	IDG from treasury, Michigan strategic fund.....	139,400
2	Federal revenues:	
3	DAG, state administrative match grant/food stamps	418,500
4	Federal funds.....	2,627,900
5	HHS, medical assistance, medigrant.....	652,300
6	HHS-OS, state Medicaid fraud control units.....	4,857,300
7	National criminal history improvement program.....	100,000
8	Special revenue funds:	
9	Antitrust enforcement collections.....	663,800
10	Assigned claims assessments.....	129,600
11	Attorney general's operations fund.....	972,100
12	Auto repair facilities fees.....	252,100
13	Franchise fees.....	323,000
14	Game and fish protection fund.....	827,500
15	Liquor purchase revolving fund.....	1,143,800
16	Manufactured housing fees.....	211,900
17	Merit award trust fund.....	408,600
18	Michigan employment security act - administrative fund	1,748,400
19	Prisoner reimbursement.....	497,500
20	Prosecuting attorney training fees.....	375,000
21	Public utility assessments.....	1,839,300
22	Real estate enforcement fund.....	552,600
23	Reinstatement fees.....	172,700
24	Retirement funds.....	814,600
25	Second injury fund.....	1,061,900
26	Self-insurers security fund.....	178,100
27	Silicosis and dust disease fund.....	536,200

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1	State building authority revenue.....	106,000
2	State casino gaming fund.....	1,204,900
3	State lottery fund.....	268,500
4	Utility consumers fund.....	604,300
5	Waterways fund.....	108,300
6	Worker's compensation administrative revolving fund..	290,100
7	State general fund/general purpose.....	\$ 28,273,900
8	(3) INFORMATION TECHNOLOGY	
9	Information technology services and projects.....	\$ <u>894,100</u>
10	GROSS APPROPRIATION.....	\$ 894,100
11	Appropriated from:	
12	State general fund/general purpose.....	\$ 894,100
13	(4) BUDGETARY SAVINGS	
14	Budgetary savings.....	\$ <u>[(972,000)]</u>
15	GROSS APPROPRIATION.....	\$ [(972,000)]
16	Appropriated from:	
17	State general fund/general purpose.....	\$ [(972,000)]
18	Sec. 103. DEPARTMENT OF CIVIL RIGHTS	
19	(1) APPROPRIATION SUMMARY	
20	Full-time equated unclassified positions.....	5.0
21	Full-time equated classified positions.....	113.0
22	GROSS APPROPRIATION.....	\$ [12,559,500]
23	Interdepartmental grant revenues:	
24	Total interdepartmental grants and intradepartmental	
25	transfers	0
26	ADJUSTED GROSS APPROPRIATION.....	\$ [12,559,500]

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1	Federal revenues:	
2	Total federal revenues.....	1,750,000
3	Special revenue funds:	
4	Total local revenues.....	0
5	Total private revenues.....	0
6	Total other state restricted revenues.....	53,000
7	State general fund/general purpose.....	\$ [10,756,500]
8	(2) CIVIL RIGHTS OPERATIONS	
9	Full-time equated unclassified positions..... 5.0	
10	Full-time equated classified positions..... 113.0	
11	Unclassified positions--5.0 FTE positions.....	\$ 267,100
12	Civil rights operations--113.0 FTE positions.....	<u>12,080,400</u>
13	GROSS APPROPRIATION.....	\$ 12,347,500
14	Appropriated from:	
15	Federal revenues:	
16	EEOC, state and local antidiscrimination agency	
17	contracts	885,000
18	HUD, grant.....	850,000
19	Special revenue funds:	
20	State restricted indirect funds.....	53,000
21	State general fund/general purpose.....	\$ 10,559,500
22	(3) INFORMATION TECHNOLOGY	
23	Information technology services and projects.....	\$ <u>734,600</u>
24	GROSS APPROPRIATION.....	\$ 734,600
25	Appropriated from:	
26	Federal revenues:	
27	EEOC, state and local antidiscrimination agency	

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1	contracts		15,000
2	State general fund/general purpose	\$	719,600
3	(4) BUDGETARY SAVINGS		
4	Budgetary savings	\$	<u>[(522,600)]</u>
5	GROSS APPROPRIATION	\$	[(522,600)]
6	Appropriated from:		
7	State general fund/general purpose	\$	[(522,600)]
8	Sec. 104. EXECUTIVE OFFICE		
9	(1) APPROPRIATION SUMMARY		
10	Full-time equated unclassified positions		10.0
11	Full-time equated classified positions		74.2
12	GROSS APPROPRIATION	\$	4,498,300
13	Interdepartmental grant revenues:		
14	Total interdepartmental grants and intradepartmental		
15	transfers		0
16	ADJUSTED GROSS APPROPRIATION	\$	4,498,300
17	Federal revenues:		
18	Total federal revenues		0
19	Special revenue funds:		
20	Total local revenues		0
21	Total private revenues		0
22	Total other state restricted revenues		0
23	State general fund/general purpose	\$	4,498,300
24	(2) EXECUTIVE OFFICE OPERATIONS		
25	Full-time equated unclassified positions		10.0
26	Full-time equated classified positions		74.2

1	Governor.....	\$	169,600
2	Lieutenant governor.....		118,700
3	Executive office--74.2 FTE positions.....		3,360,200
4	Unclassified positions--8.0 FTE positions.....		<u>849,800</u>
5	GROSS APPROPRIATION.....	\$	4,498,300
6	Appropriated from:		
7	State general fund/general purpose.....	\$	4,498,300
8	Sec. 105. LEGISLATURE		
9	(1) APPROPRIATION SUMMARY		
10	GROSS APPROPRIATION.....	\$	99,833,100
11	Interdepartmental grant revenues:		
12	Total interdepartmental grants and intradepartmental		
13	transfers		0
14	ADJUSTED GROSS APPROPRIATION.....	\$	99,833,100
15	Federal revenues:		
16	Total federal revenues.....		0
17	Special revenue funds:		
18	Total local revenues.....		0
19	Total private revenues.....		400,000
20	Total other state restricted revenues.....		1,109,800
21	State general fund/general purpose.....	\$	98,323,300
22	(2) LEGISLATURE		
23	Senate.....	\$	28,632,000
24	Senate fiscal agency.....		2,897,300
25	House of representatives.....		43,243,300
26	House fiscal agency.....		2,897,300

1	Nonspecified legislative reductions	(5,192,100)
2	GROSS APPROPRIATION	\$ 72,477,800
3	Appropriated from:	
4	State general fund/general purpose	\$ 72,477,800
5	(3) LEGISLATIVE COUNCIL	
6	Legislative council	\$ 10,525,400
7	Worker's compensation	133,000
8	Legislative corrections ombudsman	369,700
9	GROSS APPROPRIATION	\$ 11,028,100
10	Appropriated from:	
11	Special revenue funds:	
12	Private - gifts and bequests revenues	400,000
13	State general fund/general purpose	\$ 10,628,100
14	(4) LEGISLATIVE RETIREMENT SYSTEM	
15	General nonretirement expenses	\$ 4,533,900
16	GROSS APPROPRIATION	\$ 4,533,900
17	Appropriated from:	
18	Special revenue funds:	
19	Court fees	1,109,800
20	State general fund/general purpose	\$ 3,424,100
21	(5) PROPERTY MANAGEMENT	
22	Capitol building	\$ 2,552,800
23	Cora Anderson building	7,424,800
24	Farnum building and other properties	1,815,700
25	GROSS APPROPRIATION	\$ 11,793,300
26	Appropriated from:	
27	State general fund/general purpose	\$ 11,793,300

1	Sec. 106. LEGISLATIVE AUDITOR GENERAL		
2	(1) APPROPRIATION SUMMARY		
3	GROSS APPROPRIATION.....	\$	14,150,200
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		1,801,500
7	ADJUSTED GROSS APPROPRIATION.....	\$	12,348,700
8	Federal revenues:		
9	Total federal revenues.....		0
10	Special revenue funds:		
11	Total local revenues.....		0
12	Total private revenues.....		0
13	Total other state restricted revenues.....		1,539,900
14	State general fund/general purpose.....	\$	10,808,800
15	(2) OFFICE OF THE AUDITOR GENERAL		
16	Unclassified positions.....	\$	313,500
17	Field operations.....		<u>13,836,700</u>
18	GROSS APPROPRIATION.....	\$	14,150,200
19	Appropriated from:		
20	Interdepartmental grant revenues:		
21	IDG from MDELEG, liquor purchase revolving fund.....		11,300
22	IDG from MDOT, comprehensive transportation fund.....		25,200
23	IDG from MDOT, Michigan transportation fund.....		204,300
24	IDG from MDOT, state aeronautics fund.....		19,600
25	IDG from MDTMB, civil service commission.....		107,900
26	IDG from MDOT, state trunkline fund.....		474,600

1	IDG, single audit act.....	958,600
2	Special revenue funds:	
3	21st century jobs trust fund.....	50,000
4	Clean Michigan initiative implementation bond fund...	38,300
5	Commercial mobile radio system emergency telephone	
6	fund	38,300
7	Contract audit administration fees.....	53,900
8	Correctional industries revolving fund.....	32,000
9	Fee adequacy, air quality delegated authority.....	9,600
10	Game and fish protection fund.....	22,000
11	Legislative retirement system.....	19,100
12	Michigan economic development corporation.....	54,400
13	Michigan education trust fund.....	30,700
14	Michigan justice training commission fund.....	28,700
15	Michigan state housing development authority fees	22,600
16	Michigan strategic fund.....	89,000
17	Michigan tobacco settlement authority.....	27,000
18	Michigan veterans' trust fund.....	24,900
19	Motor transport revolving fund.....	5,200
20	Office services revolving fund.....	6,900
21	State disbursement unit, office of child support	27,600
22	State services fee fund.....	952,100
23	Waterways fund.....	7,600
24	State general fund/general purpose.....	\$ 10,808,800

25 **Sec. 107. DEPARTMENT OF STATE**

26 **(1) APPROPRIATION SUMMARY**

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1	Full-time equated unclassified positions.....	6.0	
2	Full-time equated classified positions.....	1,809.0	
3	GROSS APPROPRIATION.....		\$ [211,981,900]
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		20,000,000
7	ADJUSTED GROSS APPROPRIATION.....		\$ [191,981,900]
8	Federal revenues:		
9	Total federal revenues.....		1,810,000
10	Special revenue funds:		
11	Total local revenues.....		0
12	Total private revenues.....		100
13	Total other state restricted revenues.....		176,578,000
14	State general fund/general purpose.....		\$ [13,593,800]
15	(2) EXECUTIVE DIRECTION		
16	Full-time equated unclassified positions.....	6.0	
17	Full-time equated classified positions.....	30.0	
18	Secretary of state.....		\$ 115,800
19	Unclassified positions--5.0 FTE positions.....		453,200
20	Operations--30.0 FTE positions.....		<u>3,185,800</u>
21	GROSS APPROPRIATION.....		\$ 3,754,800
22	Appropriated from:		
23	Special revenue funds:		
24	Auto repair facilities fees.....		60,500
25	Driver fees.....		269,600
26	Expedient service fees.....		58,500
27	Parking ticket court fines.....		8,300

1	Personal identification card fees	14,500
2	Reinstatement fees - operator licenses	158,300
3	Transportation administration collection fund	2,069,100
4	Vehicle theft prevention fees	35,600
5	State general fund/general purpose	\$ 1,080,400
6	(3) DEPARTMENT SERVICES	
7	Full-time equated classified positions	159.0
8	Operations--152.0 FTE positions	\$ 22,911,900
9	Assigned claims assessments--7.0 FTE positions	<u>955,600</u>
10	GROSS APPROPRIATION	\$ 23,867,500
11	Appropriated from:	
12	Special revenue funds:	
13	Abandoned vehicle fees	468,600
14	Assigned claims assessments	955,600
15	Auto repair facilities fees	415,000
16	Child support clearance fees	34,300
17	Driver fees	1,115,300
18	Expedient service fees	256,800
19	Marine safety fund	79,600
20	Off-road vehicle title fees	8,000
21	Parking ticket court fines	52,700
22	Personal identification card fees	88,600
23	Reinstatement fees - operator licenses	574,000
24	Scrap tire fund	72,900
25	Snowmobile registration fee revenue	18,100
26	Transportation administration collection fund	18,804,600
27	Vehicle theft prevention fees	243,400

1	State general fund/general purpose	\$	680,000
2	(4) REGULATORY SERVICES		
3	Full-time equated classified positions.....	210.5	
4	Operations--208.5 FTE positions	\$	22,460,400
5	County clerk education and training		100,000
6	Motorcycle safety education administration--2.0 FTE		
7	positions		311,700
8	Motorcycle safety education grants		<u>1,500,000</u>
9	GROSS APPROPRIATION	\$	24,372,100
10	Appropriated from:		
11	Special revenue funds:		
12	Auto repair facilities fees		4,144,800
13	Driver education provider and instructor fund		72,900
14	Driver fees		2,912,800
15	Expedient service fees		35,200
16	Motorcycle safety fund		1,811,700
17	Notary education and training fund		100,000
18	Notary fee fund		314,000
19	Parking ticket court fines		20,700
20	Personal identification card fees		53,000
21	Reinstatement fees - operator licenses		1,892,500
22	Transportation administration collection fund		10,921,800
23	Vehicle theft prevention fees		1,330,900
24	State general fund/general purpose	\$	761,800
25	(5) CUSTOMER DELIVERY SERVICES		
26	Full-time equated classified positions.....	1,373.5	
27	Branch operations--931.5 FTE positions	\$	76,163,100

1	Central operations--415.0 FTE positions	42,459,500
2	Commemorative license plates--24.0 FTE positions	2,147,300
3	Specialty license plates--3.0 FTE positions	1,922,000
4	Credit and debit assessment service fees	1,000,000
5	Olympic center plate	75,700
6	Organ donor program	<u>79,100</u>
7	GROSS APPROPRIATION	\$ 123,846,700
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG from MDOT, Michigan transportation fund	20,000,000
11	Federal revenues:	
12	Federal funds	1,460,000
13	Special revenue funds:	
14	Private funds	100
15	Abandoned vehicle fees	197,600
16	Auto repair facilities fees	93,100
17	Restricted funds	5,750,000
18	Child support clearance fees	295,500
19	Credit and debit assessment service fees	1,000,000
20	Driver fees	21,512,600
21	Enhanced driver license and enhanced official state	
22	personal identification card fund	4,226,700
23	Expedient service fees	2,465,200
24	Marine safety fund	1,274,800
25	Michigan state police auto theft fund	118,900
26	Mobile home commission fees	476,000
27	Off-road vehicle title fees	136,800

1	Parking ticket court fines.....		1,490,500
2	Personal identification card fees.....		1,698,400
3	Reinstatement fees - operator licenses.....		1,269,400
4	Snowmobile registration fee revenue.....		348,100
5	Transportation administration collection fund.....		58,184,500
6	Vehicle theft prevention fees.....		209,500
7	State general fund/general purpose.....	\$	1,639,000
8	(6) ELECTION REGULATION		
9	Full-time equated classified positions.....	36.0	
10	Election administration and services--36.0 FTE		
11	positions	\$	5,175,100
12	Fees to local units.....		109,800
13	Help America Vote Act.....		<u>350,000</u>
14	GROSS APPROPRIATION.....	\$	5,634,900
15	Appropriated from:		
16	Federal revenues:		
17	Federal Funds - HAVA HHS.....		350,000
18	State general fund/general purpose.....	\$	5,284,900
19	(7) DEPARTMENTWIDE APPROPRIATIONS		
20	Building occupancy charges/rent.....	\$	10,060,500
21	Worker's compensation.....		<u>284,500</u>
22	GROSS APPROPRIATION.....	\$	10,345,000
23	Appropriated from:		
24	Special revenue funds:		
25	Auto repair facilities fees.....		135,300
26	Driver fees.....		763,700
27	Expedient service fees.....		26,000

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1	Parking ticket court fines.....	447,800
2	Transportation administration collection fund.....	5,925,000
3	State general fund/general purpose.....	\$ 3,047,200
4	(8) INFORMATION TECHNOLOGY	
5	Information technology services and projects.....	\$ <u>20,746,300</u>
6	GROSS APPROPRIATION.....	\$ 20,746,300
7	Appropriated from:	
8	Special revenue funds:	
9	Administrative order processing fee.....	11,100
10	Auto repair facilities fees.....	179,300
11	Child support clearance fees.....	16,200
12	Driver fees.....	905,400
13	Expedient service fees.....	1,024,500
14	Parking ticket court fines.....	82,600
15	Personal identification card fees.....	105,900
16	Reinstatement fees - operator licenses.....	513,600
17	Transportation administration collection fund.....	16,051,000
18	Vehicle theft prevention fees.....	170,800
19	State general fund/general purpose.....	\$ 1,685,900
20	(9) BUDGETARY SAVINGS	
21	Budgetary savings.....	\$ <u>[(585,400)]</u>
22	GROSS APPROPRIATION.....	\$ [(585,400)]
23	Appropriated from:	
24	State general fund/general purpose.....	\$ [(585,400)]
25	Sec. 108. DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND	
26	BUDGET	

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1 **(1) APPROPRIATION SUMMARY**

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

3 Full-time equated classified positions..... 2,965.5

4 GROSS APPROPRIATION..... \$ [980,989,400]

5 Interdepartmental grant revenues:

6 Total interdepartmental grants and intradepartmental

7 transfers 589,368,200

8 ADJUSTED GROSS APPROPRIATION..... \$ [391,621,200]

9 Federal revenues:

10 Total federal revenues..... 2,917,800

11 Special revenue funds:

12 Total local revenues..... 1,380,400

13 Total private revenues..... 170,800

14 Total other state restricted revenues..... 84,881,000

15 State general fund/general purpose..... \$ [302,271,200]

16 **(2) EXECUTIVE DIRECTION**

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

18 Full-time equated classified positions..... 14.0

19 Unclassified positions--6.0 FTE positions..... \$ 796,500

20 Executive operations--14.0 FTE positions..... 2,243,900

21 GROSS APPROPRIATION..... \$ 3,040,400

22 Appropriated from:

23 Interdepartmental grant revenues:

24 IDG from building occupancy and parking charges 371,500

25 IDG from technology user fees 904,100

26 IDT from technology user fees 70,200

27 Special revenue funds:

1	Special revenue, internal service, and pension trust	
2	funds	552,800
3	State general fund/general purpose	\$ 1,141,800
4	(3) DEPARTMENT SERVICES	
5	Full-time equated classified positions.....	670.5
6	Administrative services--61.5 FTE positions	\$ 6,304,800
7	Budget and financial management--158.5 FTE positions .	16,865,600
8	Office of the state employer--23.0 FTE positions	2,986,400
9	Design and construction services--40.0 FTE positions .	5,682,800
10	Business support services--94.0 FTE positions	9,618,300
11	Building operation services--221.0 FTE positions	88,407,700
12	Building occupancy charges, rent, and utilities	4,915,800
13	Motor vehicle fleet--46.0 FTE positions	57,226,200
14	Enterprisewide services--26.5 FTE positions	6,966,700
15	Information technology services and projects	<u>26,635,100</u>
16	GROSS APPROPRIATION	\$ 225,609,400
17	Appropriated from:	
18	Interdepartmental grant revenues:	
19	IDG from accounting service centers user charges	859,600
20	IDG from building occupancy and parking charges	91,007,000
21	IDG from MDELEG	100,000
22	IDG from MDCH	450,300
23	IDG from MDHS	185,500
24	IDG from MDOT, comprehensive transportation fund	37,400
25	IDG from MDOT, state aeronautics fund	32,800
26	IDG from MDOT, state trunkline fund	1,218,600
27	IDG from motor transport fund	57,226,200

1	IDG from technology user fees	6,465,200
2	IDT from technology user fees	501,500
3	IDG from user fees	5,838,500
4	Federal revenues:	
5	Federal funds	100
6	Special revenue funds:	
7	Deferred compensation	2,600
8	Game and fish protection fund	283,200
9	Health management funds	1,965,400
10	MAIN user charges	4,884,400
11	Pension trust funds	6,751,600
12	Special revenue, internal service, and pension trust	
13	funds	13,690,000
14	State building authority revenue	662,600
15	State lottery fund	256,800
16	State restricted indirect funds	1,953,000
17	State services fee fund	136,100
18	Waterways fund	73,100
19	State general fund/general purpose	\$ 31,027,900
20	(4) TECHNOLOGY SERVICES	
21	Full-time equated classified positions	1,598.5
22	Education services--32.0 FTE positions	\$ 3,607,800
23	Health and human services--694.5 FTE positions	236,290,400
24	Public protection--283.0 FTE positions	57,911,200
25	Resources services--163.0 FTE positions	18,828,400
26	Transportation services--99.5 FTE positions	27,908,500
27	General services--326.5 FTE positions	<u>73,185,400</u>

1	GROSS APPROPRIATION.....	\$	417,731,700
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG from technology user fees.....		387,659,600
5	IDT from technology user fees.....		30,072,100
6	State general fund/general purpose.....	\$	0
7	(5) STATEWIDE APPROPRIATIONS		
8	Professional development fund - AFSCME.....	\$	50,000
9	Professional development fund - MPE, SEIU, scientific,		
10	and engineering unit		125,000
11	Professional development fund - MPE, SEIU, technical		
12	unit		<u>50,000</u>
13	GROSS APPROPRIATION.....	\$	225,000
14	Appropriated from:		
15	Interdepartmental grant revenues:		
16	IDG from employer contributions.....		225,000
17	State general fund/general purpose.....	\$	0
18	(6) SPECIAL PROGRAMS		
19	Full-time equated classified positions.....		177.0
20	Building occupancy charges - property management		
21	services for executive/legislative building		
22	occupancy	\$	1,225,400
23	Retirement services--166.0 FTE positions.....		18,119,400
24	Office of children's ombudsman--11.0 FTE positions...		1,462,600
25	Transition costs.....		<u>1,500,000</u>
26	GROSS APPROPRIATION.....	\$	22,307,400
27	Appropriated from:		

1	Special revenue funds:		
2	Deferred compensation.....		1,542,400
3	Pension trust funds.....		16,577,000
4	State general fund/general purpose.....	\$	4,188,000
5	(7) STATE BUILDING AUTHORITY RENT		
6	State building authority rent - state agencies.....	\$	63,980,100
7	State building authority rent - department of		
8	corrections		47,200,900
9	State building authority rent - universities.....		112,469,200
10	State building authority rent - community colleges ...		<u>21,720,400</u>
11	GROSS APPROPRIATION.....	\$	245,370,600
12	Appropriated from:		
13	State general fund/general purpose.....	\$	245,370,600
14	(8) CIVIL SERVICE COMMISSION		
15	Full-time equated classified positions.....		505.5
16	Agency services--102.5 FTE positions.....	\$	12,090,500
17	Executive direction--33.0 FTE positions.....		8,992,300
18	Employee benefits--31.0 FTE positions.....		6,046,500
19	Training.....		1,300,000
20	Human resources operations--339.0 FTE positions.....		34,341,700
21	Information technology services and projects.....		<u>4,008,700</u>
22	GROSS APPROPRIATION.....	\$	66,779,700
23	Appropriated from:		
24	Interdepartmental grant revenues:		
25	IDG, training charges.....		1,300,000
26	IDG, 1% special funds.....		2,843,100
27	Federal revenues:		

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1	Federal funds 1%.....		2,917,700
2	Special revenue funds:		
3	Local funds 1%.....		1,380,400
4	Private funds 1%.....		170,800
5	State restricted funds 1%.....		21,619,900
6	State restricted indirect funds.....		5,093,200
7	State sponsored group insurance.....		2,650,000
8	State sponsored group insurance, flexible spending		
9	accounts, and COBRA		6,186,900
10	State general fund/general purpose.....	\$	22,617,700
11	(9) CAPITAL OUTLAY		
12	Major special maintenance, remodeling and addition for		
13	state agencies	\$	<u>2,000,000</u>
14	GROSS APPROPRIATION.....	\$	2,000,000
15	Appropriated from:		
16	Interdepartmental grant revenues:		
17	IDG from building occupancy charges.....		2,000,000
18	State general fund/general purpose.....	\$	0
19	(10) BUDGETARY SAVINGS		
20	Budgetary savings.....	\$	<u>[(2,074,800)]</u>
21	GROSS APPROPRIATION.....	\$	[(2,074,800)]
22	Appropriated from:		
23	State general fund/general purpose.....	\$	[(2,074,800)]
24	Sec. 109. DEPARTMENT OF TREASURY		
25	(1) APPROPRIATION SUMMARY		
26	Full-time equated unclassified positions.....		10.0

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1	Full-time equated classified positions.....	1,875.5	
2	GROSS APPROPRIATION.....		\$ [1,756,246,500]
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers	14,059,900	
6	ADJUSTED GROSS APPROPRIATION.....		\$ [1,742,186,600]
7	Federal revenues:		
8	Total federal revenues.....	94,476,600	
9	Special revenue funds:		
10	Total local revenues.....	2,066,500	
11	Total private revenues.....	852,200	
12	Total other state restricted revenues.....	1,445,419,300	
13	State general fund/general purpose.....		\$ [199,372,000]
14	(2) EXECUTIVE DIRECTION		
15	Full-time equated unclassified positions.....	10.0	
16	Full-time equated classified positions.....	5.0	
17	Unclassified positions--10.0 FTE positions.....		\$ 923,000
18	Office of the director--5.0 FTE positions.....		<u>968,200</u>
19	GROSS APPROPRIATION.....		\$ 1,891,200
20	Appropriated from:		
21	Federal revenues:		
22	DED-OPSE, federal lenders allowance.....	20,000	
23	DED-OPSE, higher education act of 1965 insured loans .	45,000	
24	Special revenue funds:		
25	Equine industry development.....	138,500	
26	State lottery fund.....	196,400	
27	State services fee fund.....	219,700	

1	State general fund/general purpose	\$	1,271,600
2	(3) DEPARTMENTWIDE APPROPRIATIONS		
3	Travel	\$	1,215,900
4	Rent and building occupancy charges - property		
5	management services		5,463,900
6	Worker's compensation insurance premium		<u>188,600</u>
7	GROSS APPROPRIATION	\$	6,868,400
8	Appropriated from:		
9	Special revenue funds:		
10	Delinquent tax collection revenue		3,905,500
11	State general fund/general purpose	\$	2,962,900
12	(4) LOCAL GOVERNMENT PROGRAMS		
13	Full-time equated classified positions	93.0	
14	Supervision of the general property tax law--59.0 FTE		
15	positions	\$	12,132,300
16	Property tax assessor training--4.0 FTE positions		449,200
17	Local finance--23.0 FTE positions		2,540,500
18	Business property tax appeal--7.0 FTE positions		<u>900,000</u>
19	GROSS APPROPRIATION	\$	16,022,000
20	Appropriated from:		
21	Special revenue funds:		
22	Local - assessor training fees		1,284,200
23	Local - audit charges		642,300
24	Local - equalization study chargebacks		40,000
25	Local - revenue from local government		100,000
26	Land reutilization fund		4,441,600
27	Municipal finance fees		518,600

1	Delinquent tax collection revenue.....	431,700
2	State general fund/general purpose.....	\$ 8,563,600
3	(5) TAX PROGRAMS	
4	Full-time equated classified positions.....	763.0
5	Customer contact--112.0 FTE positions.....	\$ 9,913,700
6	Tax compliance--346.0 FTE positions.....	37,686,500
7	Tax and economic policy--121.0 FTE positions.....	13,457,500
8	Tax processing--156.0 FTE positions.....	15,071,600
9	Home heating assistance.....	2,755,900
10	Bottle act implementation.....	250,000
11	Michigan business tax--28.0 FTE positions.....	<u>5,478,400</u>
12	GROSS APPROPRIATION.....	\$ 84,613,600
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	IDG, data/collection services fees.....	50,900
16	IDG from MDOT, Michigan transportation fund.....	7,912,400
17	IDG from MDOT, state aeronautics fund.....	68,700
18	Federal revenues:	
19	HHS-SSA, low-income energy assistance.....	2,755,900
20	Special revenue funds:	
21	Bottle deposit fund.....	250,000
22	Delinquent tax collection revenue.....	63,235,600
23	Emergency 911 fund.....	150,000
24	Tobacco tax revenue.....	991,300
25	Waterways fund.....	80,500
26	State general fund/general purpose.....	\$ 9,118,300
27	(6) BANKING AND MANAGEMENT SERVICES	

1	Full-time equated classified positions.....	333.0	
2	Departmental and budget services--47.0 FTE positions .	\$	4,564,400
3	Unclaimed property--21.0 FTE positions		3,603,800
4	Collections--209.0 FTE positions		24,218,300
5	Finance and accounting--17.0 FTE positions		1,586,100
6	Receipts processing--39.0 FTE positions		<u>3,814,600</u>
7	GROSS APPROPRIATION.....	\$	37,787,200
8	Appropriated from:		
9	Interdepartmental grant revenues:		
10	IDG, levy/warrant cost assessment fees		2,000,000
11	IDG, state agency collection fees		2,433,200
12	IDG from MDHS, title IV-D.....		657,900
13	IDG data/collection service fees		206,400
14	Special revenue funds:		
15	Delinquent tax collection revenue		20,486,000
16	Escheats revenue		3,603,800
17	Justice system fund		681,700
18	Garnishment fees		2,327,800
19	State restricted indirect funds		258,500
20	Treasury fees		44,900
21	State general fund/general purpose	\$	5,087,000
22	(7) FINANCIAL PROGRAMS		
23	Full-time equated classified positions.....	219.5	
24	Investments--82.0 FTE positions	\$	17,403,000
25	Common cash and debt management--22.5 FTE positions ..		1,340,700
26	Student financial assistance programs--113.0 FTE		
27	positions		37,123,800

1	Public private partnership investment--2.0 FTE	
2	positions	<u>1,476,500</u>
3	GROSS APPROPRIATION.....	\$ 57,344,000
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG, fiscal agent service fees.....	178,000
7	Federal revenues:	
8	DED-OPSE, federal lenders allowance.....	10,765,700
9	DED-OPSE, higher education act of 1965, insured loans	23,914,200
10	Special revenue funds:	
11	Defined contribution administrative fee revenue	100,000
12	Michigan merit award trust fund.....	987,600
13	Public private partnership investment fund.....	1,476,500
14	Retirement funds.....	16,361,500
15	School bond fees.....	668,400
16	Treasury fees.....	1,124,100
17	State general fund/general purpose.....	\$ 1,768,000
18	(8) DEBT SERVICE	
19	Water pollution control bond and interest redemption.	\$ 2,195,100
20	Quality of life bond.....	70,826,000
21	Clean Michigan initiative.....	57,603,500
22	Great Lakes water quality bond.....	<u>4,284,600</u>
23	GROSS APPROPRIATION.....	\$ 134,909,200
24	Appropriated from:	
25	Special revenue funds:	
26	Refined petroleum fund.....	15,514,500
27	State general fund/general purpose.....	\$ 119,394,700

1	(9) GRANTS		
2	Convention facility development distribution	\$	74,850,000
3	Senior citizen cooperative housing tax exemption		
4	program		14,520,000
5	Emergency 9-1-1 payments		27,000,000
6	Health and safety fund grants		9,000,000
7	Renaissance zone reimbursement		<u>2,992,000</u>
8	GROSS APPROPRIATION	\$	128,362,000
9	Appropriated from:		
10	Special revenue funds:		
11	Emergency 9-1-1 fund		27,000,000
12	Convention facility development fund		74,850,000
13	Health and safety fund		9,000,000
14	State general fund/general purpose	\$	17,512,000
15	(10) BUREAU OF STATE LOTTERY		
16	Full-time equated classified positions	182.0	
17	Lottery operations--182.0 FTE positions	\$	21,796,900
18	Lottery information technology services and projects .		<u>4,764,800</u>
19	GROSS APPROPRIATION	\$	26,561,700
20	Appropriated from:		
21	Special revenue funds:		
22	State lottery fund		26,561,700
23	State general fund/general purpose	\$	0
24	(11) CASINO GAMING		
25	Full-time equated classified positions	125.0	
26	Michigan gaming control board	\$	50,000
27	Casino gaming control administration--116.0 FTE		

1	positions	22,192,400
2	Casino gaming information technology services and	
3	projects	1,629,600
4	Racing commissioner--9.0 FTE positions	<u>1,754,700</u>
5	GROSS APPROPRIATION.....	\$ 25,626,700
6	Appropriated from:	
7	Special revenue funds:	
8	Casino gambling agreements	629,100
9	Equine industry development	1,879,400
10	Laboratory fees	700,000
11	State services fee fund	22,418,200
12	State general fund/general purpose	\$ 0
13	(12) PAYMENTS IN LIEU OF TAXES	
14	Commercial forest reserve	\$ 2,343,100
15	Purchased lands	4,386,000
16	Swamp and tax reverted lands	<u>6,227,300</u>
17	GROSS APPROPRIATION.....	\$ 12,956,400
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	Special revenue funds:	
21	Game and fish protection fund	1,787,900
22	Michigan natural resources trust fund	521,200
23	Michigan state waterways fund	140,900
24	State general fund/general purpose	\$ 10,506,400
25	(13) MICHIGAN STRATEGIC FUND	
26	Full-time equated classified positions..... 155.0	
27	Administration--22.0 FTE positions	\$ 2,552,300

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1	Job creation services--124.0 FTE positions	16,939,600
2	Jobs for Michigan investment program - 21st century	
3	jobs fund	72,672,000
4	Michigan promotion program.....	18,402,800
5	Community development block grants	53,000,000
6	Arts and cultural program--3.0 FTE positions	2,367,400
7	Michigan film office--6.0 FTE positions	757,300
8	Business incubator program	1,300,000
9	Budgetary savings.....	<u>[(724,700)]</u>
10	GROSS APPROPRIATION.....	\$ [167,266,700]
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	IDG-MDEQ, air quality fees.....	81,200
14	Federal revenues:	
15	HUD-CPD, community development block grants	55,564,900
16	NFAH-NEA, promotion of the arts, partnership	
17	agreements	850,000
18	Special revenue funds:	
19	Private - special project advances	752,200
20	Private - Michigan council for the arts fund.....	100,000
21	Industry support fees.....	5,500
22	21st century jobs trust fund.....	72,672,000
23	Michigan promotion fund.....	13,000,000
24	Jobs for Michigan investment fund - returns to fund..	1,300,000
25	Michigan film promotion fund.....	577,400
26	State general fund/general purpose.....	\$ [22,363,500]
27	(14) REVENUE SHARING	

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1	Constitutional state general revenue sharing grants ..	\$	603,043,600
2	Statutory state general revenue sharing grants		323,494,400
3	County revenue sharing payments		<u>114,740,700</u>
4	GROSS APPROPRIATION	\$	1,041,278,700
5	Appropriated from:		
6	Special revenue funds:		
7	Sales tax		1,041,278,700
8	State general fund/general purpose	\$	0
9	(15) INFORMATION TECHNOLOGY		
10	Treasury operations information technology services		
11	and projects	\$	<u>16,792,100</u>
12	GROSS APPROPRIATION	\$	16,792,100
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDG from MDOT, Michigan transportation fund		471,200
16	Federal revenues:		
17	DED-OPSE, federal lender allowance		560,900
18	Special revenue funds:		
19	Delinquent tax collection revenue		12,106,800
20	Retirement funds		683,900
21	Tobacco tax revenue		111,900
22	State general fund/general purpose	\$	2,857,400
23	(16) BUDGETARY SAVINGS		
24	Budgetary savings - treasury operations	\$	<u>[(2,033,400)]</u>
25	GROSS APPROPRIATION	\$	[(2,033,400)]
26	Appropriated from:		
27	State general fund/general purpose	\$	[(2,033,400)]

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PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. (1) Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2010-2011 is [\$2,392,691,700.00] and state spending from state resources to be paid to local units of government for fiscal year 2010-2011 is \$1,194,857,900.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE

Fees to local units.....	\$	109,800
Motorcycle safety grants.....		<u>1,251,000</u>
Subtotal.....	\$	1,360,800

DEPARTMENT OF TREASURY

Senior citizen cooperative housing tax exemption.....	\$	14,520,000
Health and safety fund grants.....		9,000,000
Constitutional state general revenue sharing grants..		603,043,600
Statutory state general revenue sharing grants.....		323,494,400
Convention facility development fund distribution....		74,850,000
Emergency 9-1-1 payments.....		24,800,000
Renaissance zone reimbursements.....		2,992,000
County revenue sharing payments.....		114,740,700
Airport parking distribution pursuant to section 909 .		13,100,000

1	Payments in lieu of taxes.....	12,956,400
2	Subtotal.....	\$ 1,193,497,100
3	TOTAL GENERAL GOVERNMENT.....	\$ 1,194,857,900

4 (2) Pursuant to section 30 of article IX of the state
5 constitution of 1963, total state spending from state sources for
6 fiscal year 2010-2011 is estimated at \$26,084,279,400.00 in the
7 2010-2011 appropriations acts and total state spending from state
8 sources paid to local units of government for fiscal year 2010-2011
9 is estimated at \$15,178,172,700.00. The state-local proportion is
10 estimated at 58.19% of total state spending from state resources.

11 (3) If payments to local units of government and state
12 spending from state sources for fiscal year 2010-2011 are different
13 than the amounts estimated in subsection (2), the state budget
14 director shall report the payments to local units of government and
15 state spending from state sources that were made for fiscal year
16 2010-2011 to the senate and house of representatives standing
17 committees on appropriations within 30 days after the final book-
18 closing for fiscal year 2010-2011.

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

22 Sec. 203. As used in this act:

23 (a) "AFSCME" means American federation of state, county, and
24 municipal employees.

25 (b) "ARRA" means American recovery and reinvestment act of
26 2009, Public Law 111.5.

27 (c) "CDBG" means community development block grants.

1 (d) "COBRA" means the consolidated omnibus budget
2 reconciliation act of 1985, Public Law 99-272, 100 Stat. 82.

3 (e) "CPI" means consumer price index.

4 (f) "DAG" means the United States department of agriculture.

5 (g) "DED-OPSE" means the United States department of
6 education, office of postsecondary education.

7 (h) "DOL-ETA" means the United States department of labor,
8 employment and training administration.

9 (i) "DOL-OSHA" means the United States department of labor,
10 occupational safety and health administration.

11 (j) "EEOC" means the United States equal employment
12 opportunity commission.

13 (k) "EPA" means the United States environmental protection
14 agency.

15 (l) "FTE" means full-time equated.

16 (m) "Fund" means the Michigan strategic fund.

17 (n) "GF/GP" means general fund/general purpose.

18 (o) "HHS" means the United States department of health and
19 human services.

20 (p) "HHS-OS" means the HHS office of the secretary.

21 (q) "HHS-SSA" means the HHS social security administration.

22 (r) "HUD" means the United States department of housing and
23 urban development.

24 (s) "HUD-CPD" means the United States department of housing
25 and urban development - community planning and development.

26 (t) "IDG" means interdepartmental grant.

27 (u) "IDT" means intradepartmental transfer.

1 (v) "JCOS" means the joint capital outlay subcommittee.

2 (w) "MAIN" means the Michigan administrative information
3 network.

4 (x) "MCL" means the Michigan Compiled Laws.

5 (y) "MDCH" means the Michigan department of community health.

6 (z) "MDELEG" means the Michigan department of energy, labor,
7 and economic growth.

8 (aa) "MDHS" means the Michigan department of human services.

9 (bb) "MDNRE" means the Michigan department of natural
10 resources and environment.

11 (cc) "MDOT" means the Michigan department of transportation.

12 (dd) "MDSP" means the Michigan department of state police.

13 (ee) "MDTMB" means the Michigan department of technology,
14 management, and budget.

15 (ff) "MEDC" means the Michigan economic development
16 corporation, which is the public body corporate created under
17 section 28 of article VII of the state constitution of 1963 and the
18 urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to
19 124.512, by contractual interlocal agreement effective April 5,
20 1999, between local participating economic development corporations
21 formed under the economic development corporations act, 1974 PA
22 338, MCL 125.1601 to 125.1636, and the Michigan strategic fund.

23 (gg) "MPE" means the Michigan public employees.

24 (hh) "MSC" means managerial, supervisory, and confidential.

25 (ii) "NERE" means nonexclusively represented employees.

26 (jj) "PA" means public act.

27 (kk) "PACC" means the prosecuting attorneys coordinating

1 council.

2 (II) "SEIU" means service employees international union.

3 Sec. 204. The civil service commission shall bill departments
4 and agencies at the end of the first fiscal quarter for the 1%
5 charge authorized by section 5 of article XI of the state
6 constitution of 1963. Payments shall be made for the total amount
7 of the billing by the end of the second fiscal quarter.

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

15 (2) The attorney general and secretary of state may grant
16 exceptions to the hiring freeze for their respective departments
17 pursuant to the same criteria that the state budget director is
18 able to grant exceptions under this subsection. The state budget
19 director may grant exceptions to this hiring freeze when the state
20 budget director believes that the hiring freeze will result in
21 rendering a state department or agency unable to deliver basic
22 services, cause loss of revenue to the state, result in the
23 inability of the state to receive federal funds, or necessitate
24 additional expenditures that exceed any savings from maintaining a
25 vacancy. The state budget director shall report quarterly to the
26 chairpersons of the senate and house of representatives standing
27 committees on appropriations the number of exceptions to the hiring

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1 freeze approved during the previous quarter and the reasons to
2 justify the exception.

3 Sec. 206. (1) The negative appropriations for budgetary
4 savings in part 1 shall be satisfied by savings from the hiring
5 freeze imposed in section 205 and by other savings identified by
6 the department director and approved by the state budget director.

7 (2) The state budget director shall submit a letter
8 recommending legislative transfers to the chairs of the senate and
9 house of representatives standing committees on appropriations by
10 December 1.

11 (3) Appropriation authorizations shall be adjusted after the
12 approval of transfers by the legislature pursuant to section 393(2)
13 of the management and budget act, 1984 PA 431, MCL 18.1393.

14 [(4) The state budget director is authorized to reduce federal,
15 local, private, and state restricted appropriation amounts in part 1 to
16 reflect savings from those fund sources associated with reductions made
17 to state general fund/general purpose appropriations under subsection
18 (3).]

19 Sec. 208. The departments and agencies receiving
20 appropriations in part 1 shall use the Internet to fulfill the
21 reporting requirements of this act. This requirement may include
22 transmission of reports via electronic mail to the recipients
23 identified for each reporting requirement, or it may include
24 placement of reports on an Internet or Intranet site.

25 Sec. 209. Funds appropriated in part 1 shall not be used for
26 the purchase of foreign goods or services, or both, if
27 competitively priced and of comparable quality American goods or
services, or both, are available. Preference shall be given to
goods or services, or both, manufactured or provided by Michigan
businesses, if they are competitively priced and of comparable
quality. In addition, preference should be given to goods or
services, or both, that are manufactured or provided by Michigan

businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 210. The director of each department receiving appropriations in part 1 shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 211. Pursuant to section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, which provides for a transfer of state general funds into or out of the countercyclical budget and economic stabilization fund, there is appropriated from the countercyclical budget and economic stabilization fund the sum of \$0.00. The calculation required by section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, is determined as follows:

	2010	2011
Michigan personal income (millions)	\$343,575	\$349,416
less: transfer payments	<u>79,093</u>	<u>79,633</u>
Subtotal	\$264,482	\$269,783
Divided by: Detroit CPI for 12 months		
ending June 30	2.061	2.104
Equals: real adjusted Michigan personal		
income	\$128,306	\$128,224
Percentage change		-0.1%
Percentage change less than 0%		-0.1%
Multiplied by: estimated GF/GP revenue in		

1 FY 2010-2011 (millions) 6,968.4

2 Equals: countercyclical budget and

3 economic stabilization fund payout calculation

4 for the fiscal year ending September 30,

5 2011..... -\$7.0

6 Sec. 212. The departments and agencies receiving

7 appropriations in part 1 shall receive and retain copies of all

8 reports funded from appropriations in part 1. Federal and state

9 guidelines for short-term and long-term retention of records shall
10 be followed.

11 Sec. 213. Funds appropriated in part 1 shall not be used by

12 this state, a department, an agency, or an authority of this state

13 to purchase an ownership interest in a casino enterprise or a

14 gambling operation as those terms are defined in the Michigan

15 gaming control and revenue act, 1996 IL 1, MCL 432.201 to 432.226.

16 Sec. 214. From the funds appropriated in part 1 for

17 information technology, departments and agencies shall pay user

18 fees to the department of technology, management, and budget for

19 technology-related services and projects. Such user fees shall be

20 subject to provisions of an interagency agreement between the

21 departments and agencies and the department of technology,

22 management, and budget.

23 Sec. 215. A department or state agency shall not take

24 disciplinary action against an employee for communicating with a

25 member of the legislature or his or her staff.

26 Sec. 216. (1) Due to the current budgetary problems in this

27 state, out-of-state travel shall be limited to situations in which

1 or more of the following conditions apply:

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

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

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

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

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

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

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

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

(b) The destination of each travel occurrence.

1 (c) The dates of each travel occurrence.

2 (d) A brief statement of the reason for each travel
3 occurrence.

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

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

11 Sec. 217. General fund appropriations in this act shall not be
12 expended for items in cases where federal funding is available for
13 the same expenditures.

14 Sec. 221. (1) Each department shall report no later than April
15 1 on each specific policy change made to implement a public act
16 affecting the department that took effect during the prior calendar
17 year to the senate and house of representatives standing committees
18 on appropriations subcommittees on general government, the joint
19 committee on administrative rules, and the senate and house fiscal
20 agencies.

21 (2) Funds appropriated in part 1 shall not be used by a
22 department to adopt a rule that will apply to a small business and
23 that will have a disproportionate economic impact on small
24 businesses because of the size of those businesses if the
25 department fails to reduce the disproportionate economic impact of
26 the rule on small businesses as provided under section 40 of the
27 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

1 (3) As used in this section:

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

4 (b) "Small business" means that term as defined under section
5 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
6 24.207a.

7 Sec. 226. Funds appropriated in part 1 shall not be used by a
8 principal executive department, state agency, or authority to hire
9 a person to provide legal services that are the responsibility of
10 the attorney general. This prohibition does not apply to legal
11 services for bonding activities and for those activities that the
12 attorney general authorizes.

13 Sec. 227. Departments or agencies in part 1 shall not enter
14 into any no-bid contracts or extensions of contracts greater than
15 \$500,000.00 unless a request for information indicates that there
16 are no other bidders. For bundled contracts, the \$500,000.00 limit
17 only applies to the individual contracts within the bundle.

18 Sec. 228. Not later than October 15, each department or agency
19 receiving appropriations in part 1 shall prepare and transmit a
20 report that provides for estimates of the total general
21 fund/general purpose appropriation lapses at the close of the
22 fiscal year. This report shall summarize the projected year-end
23 general fund/general purpose appropriation lapses by major
24 departmental program or program areas. The report shall be
25 transmitted to the office of the state budget, the chairpersons of
26 the senate and house of representatives standing committees on
27 appropriations, and the senate and house fiscal agencies.

House Bill No. 5880 (H-2) as amended March 25, 2010 (1 of 2)

1 Sec. 229. If the office of the auditor general has identified
 2 an initiative or made a recommendation that is related to savings
 3 and efficiencies in an audit report for an executive branch
 4 department or agency, the department or agency shall report within
 5 6 months of the release of the audit on their efforts and progress
 6 made toward achieving the savings and efficiencies identified in
 7 the audit report. The report shall be submitted to the chairs of
 8 the senate and house of representatives standing committees on
 9 appropriations, the chairs of the senate and house of
 10 representatives standing committees with jurisdiction over matters
 11 relating to the department that is audited, and the senate and
 12 house fiscal agencies.

[Sec. 230. (1) On a quarterly basis, each executive branch department and agency receiving appropriations in part 1 shall report on the number of full-time equated positions in pay status by civil service classification to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies.

(2) From the funds appropriated in part 1, each executive branch department and agency shall develop, post, and maintain on a user-friendly and publicly accessible Internet site, all expenditures made by the departments and agencies within a fiscal year. The posting must include the purpose for which each expenditure is made. Funds appropriated in part 1 from the federal American recovery and reinvestment act shall also be included on a publicly accessible website maintained by the Michigan economic recovery office. Departments and agencies shall not provide financial information on their websites under this section if doing so would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that section.

Sec. 231. The department shall not expend more than \$10,000.00 from the appropriations in part 1 to implement the requirements of section 230(2).]

13 DEPARTMENT OF ATTORNEY GENERAL

14 Sec. 301. (1) In addition to the funds appropriated in part 1,
 15 there is appropriated an amount not to exceed \$1,500,000.00 for
 16 federal contingency funds. These funds are not available for
 17 expenditure until they have been transferred to another line item
 18 in this act under section 393(2) of the management and budget act,
 19 1984 PA 431, MCL 18.1393.

House Bill No. 5880 (H-2) as amended March 25, 2010 (2 of 2)

20 (2) In addition to the funds appropriated in part 1, there is
21 appropriated an amount not to exceed \$1,500,000.00 for state
22 restricted contingency funds. These funds are not available for
23 expenditure until they have been transferred to another line item
24 in this act under section 393(2) of the management and budget act,
25 1984 PA 431, MCL 18.1393.

26 (3) In addition to the funds appropriated in part 1, there is

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

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

12 Sec. 302. (1) The attorney general shall perform all legal
13 services, including representation before courts and administrative
14 agencies rendering legal opinions and providing legal advice to a
15 principal executive department or state agency. A principal
16 executive department or state agency shall not employ or enter into
17 a contract with any other person for services described in this
18 section.

19 (2) The attorney general shall defend judges of all state
20 courts if a claim is made or a civil action is commenced for
21 injuries to persons or property caused by the judge through the
22 performance of the judge's duties while acting within the scope of
23 his or her authority as a judge.

24 (3) The attorney general shall perform the duties specified in
25 1846 RS 12, MCL 14.28 to 14.35, and 1919 PA 232, MCL 14.101 to
26 14.102, and as otherwise provided by law.

27 Sec. 303. The attorney general may sell copies of the biennial

1 report in excess of the 350 copies that the attorney general may
2 distribute on a gratis basis. Gratis copies shall not be provided
3 to members of the legislature. Electronic copies of biennial
4 reports shall be made available on the department of attorney
5 general's website. The attorney general shall sell copies of the
6 report at not less than the actual cost of the report and shall
7 deposit the money received into the general fund.

8 Sec. 304. The department of attorney general is responsible
9 for the legal representation for state of Michigan state employee
10 worker's disability compensation cases. The risk management
11 revolving fund revenue appropriation in part 1 is to be satisfied
12 by billings from the department of attorney general for the actual
13 costs of legal representation, including salaries and support
14 costs.

15 Sec. 305. In addition to the funds appropriated in part 1, not
16 more than \$400,000.00 shall be reimbursed per fiscal year for food
17 stamp fraud cases heard by the third circuit court of Wayne County
18 that were initiated by the department of attorney general pursuant
19 to the existing contract between the department of human services,
20 the prosecuting attorneys association of Michigan, and the
21 department of attorney general. The source of this funding is money
22 earned by the department of attorney general under the agreement
23 after the allowance for reimbursement to the department of attorney
24 general for costs associated with the prosecution of food stamp
25 fraud cases. It is recognized that the federal funds are earned by
26 the department of attorney general for its documented progress on
27 the prosecution of food stamp fraud cases according to the United

1 States department of agriculture regulations and that, once earned
2 by this state, the funds become state funds.

3 Sec. 306. Any proceeds from a lawsuit initiated by or
4 settlement agreement entered into on behalf of this state against a
5 manufacturer of tobacco products by the attorney general are state
6 funds and are subject to appropriation as provided by law.

7 Sec. 307. (1) In addition to the antitrust revenues in part 1,
8 antitrust, securities fraud, consumer protection or class action
9 enforcement revenues, or attorney fees recovered by the department,
10 not to exceed \$250,000.00, are appropriated to the department for
11 antitrust, securities fraud, and consumer protection or class
12 action enforcement cases.

13 (2) Any unexpended funds from antitrust, securities fraud, or
14 consumer protection or class action enforcement revenues at the end
15 of the fiscal year, including antitrust funds in part 1, may be
16 carried forward for expenditure in the following fiscal year up to
17 the maximum authorization of \$250,000.00.

18 Sec. 308. (1) In addition to the funds appropriated in part 1,
19 there is appropriated up to \$500,000.00 from litigation expense
20 reimbursements awarded to the state.

21 (2) The funds may be expended for the payment of court
22 judgments or settlements, attorney fees, and litigation expenses
23 not including salaries and support costs, assessed against the
24 office of the governor, the department of the attorney general, the
25 governor, or the attorney general when acting in an official
26 capacity as the named party in litigation against the state. The
27 funds may also be expended for the payment of state costs incurred

1 under section 16 of chapter X of the code of criminal procedure,
2 1927 PA 175, MCL 770.16.

3 (3) Unexpended funds at the end of the fiscal year may be
4 carried forward for expenditure in the following year, up to a
5 maximum authorization of \$500,000.00.

6 Sec. 309. From the prisoner reimbursement funds appropriated
7 in part 1, the department may spend up to \$497,900.00 on activities
8 related to the state correctional facilities reimbursement act,
9 1935 PA 253, MCL 800.401 to 800.406. In addition to the funds
10 appropriated in part 1, if the department collects in excess of
11 \$1,131,000.00 in gross annual prisoner reimbursement receipts
12 provided to the general fund, the excess, up to a maximum of
13 \$1,000,000.00, is appropriated to the department of attorney
14 general and may be spent on the representation of the department of
15 corrections and its officers, employees, and agents, including, but
16 not limited to, the defense of litigation against the state, its
17 departments, officers, employees, or agents in civil actions filed
18 by prisoners.

19 Sec. 310. (1) For the purposes of providing title IV-D child
20 support enforcement funding, the department of human services, as
21 the state IV-D agency, shall maintain a cooperative agreement with
22 the attorney general for federal IV-D funding to support the child
23 support enforcement activities within the office of the attorney
24 general.

25 (2) The attorney general or his or her designee shall, to the
26 extent allowable under federal law, have access to any information
27 used by the state to locate parents who fail to pay court-ordered

1 child support.

2 Sec. 312. The department of attorney general shall not receive
3 and expend funds in addition to those authorized in part 1 for
4 legal services provided specifically to other state departments or
5 agencies except for costs for expert witnesses, court costs, or
6 other nonsalary litigation expenses associated with a pending legal
7 action.

8 Sec. 313. (1) All money or other proceeds received by the
9 department of attorney general for debts due or penalties forfeited
10 to the people of this state or deriving from the settlement of any
11 lawsuit entered into by the attorney general on behalf of a state
12 agency, department, division, bureau, board, commission, council,
13 authority, or other body in the executive branch of state
14 government or an individual acting on behalf of the executive
15 branch of state government against a private individual or business
16 or any other private organization shall be immediately deposited in
17 conformity with section 33 of 1846 RS 12, MCL 14.33, and shall not
18 be available for expenditure or disbursement until appropriated.

19 (2) Except as otherwise provided by law, the department of
20 attorney general shall not agree as part of the settlement of a
21 lawsuit or administrative enforcement action on behalf of this
22 state, the people of this state, a state entity, or an individual
23 or officer acting on behalf of this state against a private
24 individual, business, or other organization to accept the payment
25 of money, goods, services, or other benefits to a third party or
26 parties in lieu of a debt or obligation otherwise due to this state
27 or the people of this state. Any money paid to settle a debt or

1 obligation owed to this state or the people of this state or paid
2 in lieu of a debt or obligation otherwise due to this state or the
3 people of this state or goods or services offered to settle claims
4 on behalf of this state or people of this state shall be deposited
5 with the state treasury immediately after receipt and shall not be
6 available for expenditure or disbursement until appropriated. This
7 section does not apply to settlement money or goods disbursed by a
8 court-approved claims administrator directly to consumer members of
9 a class action lawsuit brought by the attorney general in his or
10 her parens patriae capacity, provided the disbursement is
11 judicially authorized and is made following a notice period and
12 fairness hearing, or to supplemental environmental projects secured
13 on behalf of the department of natural resources and environment.

14 (3) On a quarterly basis, the attorney general shall report to
15 the senate and house of representatives standing committees on
16 appropriations and the state budget office the case names and
17 corresponding attorney general case file numbers, court docket
18 numbers, and presiding courts for every matter that the attorney
19 general settled during the preceding quarter. The attorney general
20 shall report the total settlement value for each case reported. The
21 attorney general shall itemize each settlement to additionally
22 reflect all of the following:

23 (a) The aggregate Michigan consumer recovery.

24 (b) The value of restitution paid on behalf of this state or
25 any state or federal department or agency whose interest was
26 resolved in the case.

27 (c) Amounts recovered for civil penalties.

1 (d) Amounts recovered for attorney fees.

2 (e) Amounts recovered as reimbursement for the costs of
3 investigation. If the attorney general settled a case in the prior
4 quarter for nonmonetary proceeds, he or she shall indicate the
5 identity and value of the proceeds received for each case as
6 provided in this section.

7 (4) Funds appropriated to the department of attorney general
8 under part 1 are appropriated contingent upon compliance with this
9 section.

10 **DEPARTMENT OF CIVIL RIGHTS**

11 Sec. 401. In addition to the funds appropriated in part 1,
12 there is appropriated an amount not to exceed \$2,000,000.00 for
13 federal contingency funds. These funds are not available for
14 expenditure until they have been transferred to another line item
15 in this act under section 393(2) of the management and budget act,
16 1984 PA 431, MCL 18.1393.

17 Sec. 402. (1) In addition to the appropriations contained in
18 part 1, the department of civil rights may receive and expend funds
19 from local or private sources for all of the following purposes:

20 (a) Developing and presenting training for employers on equal
21 employment opportunity law and procedures.

22 (b) The publication and sale of civil rights related
23 informational material.

24 (c) The provision of copy material made available under
25 freedom of information requests.

26 (d) Other copy fees, subpoena fees, and witness fees.

1 (e) Developing, presenting, and participating in mediation
2 processes for certain civil rights cases.

3 (f) Workshops, seminars, and recognition or award programs
4 consistent with the programmatic mission of the individual unit
5 sponsoring or coordinating the programs.

6 (2) The department of civil rights shall annually report to
7 the state budget director, the senate and house of representatives
8 standing committees on appropriations, and the senate and house
9 fiscal agencies the amount of funds received and expended for
10 purposes authorized under this section.

11 Sec. 403. The department of civil rights may contract with
12 local units of government to review equal employment opportunity
13 compliance of potential contractors and may charge for and expend
14 amounts received from local units of government for the purpose of
15 developing and providing these contractual services.

16 **LEGISLATURE**

17 Sec. 600. The senate, the house of representatives, or an
18 agency within the legislative branch may receive, expend, and
19 transfer funds in addition to those authorized in part 1.

20 Sec. 601. (1) Funds appropriated in part 1 to an entity within
21 the legislative branch shall not be expended or transferred to
22 another account without written approval of the authorized agent of
23 the legislative entity. If the authorized agent of the legislative
24 entity notifies the state budget director of its approval of an
25 expenditure or transfer before the year-end book-closing date for
26 that legislative entity, the state budget director shall

1 immediately make the expenditure or transfer. The authorized
2 legislative entity agency shall be designated by the speaker of the
3 house of representatives for house entities, the senate majority
4 leader for senate entities, and the legislative council for
5 legislative council entities.

6 (2) Funds appropriated within the legislative branch, to a
7 legislative council component, shall not be expended by any agency
8 or other subgroup included in that component without the approval
9 of the legislative council.

10 Sec. 602. The senate may charge rent and assess charges for
11 utility costs. The amounts received for rent charges and utility
12 assessments are appropriated to the senate for the renovation,
13 operation, and maintenance of the Farnum building and other
14 properties.

15 Sec. 604. (1) The appropriation in part 1 to the legislative
16 council includes funds to operate the legislative parking
17 facilities in the capitol area. The legislative council shall
18 establish rules regarding the operation of the legislative parking
19 facilities.

20 (2) The legislative council shall collect a fee from state
21 employees and the general public using certain legislative parking
22 facilities. The revenues received from the parking fees shall be
23 allocated by the legislative council.

24 Sec. 605. The appropriation in part 1 to the legislative
25 council for publication of the Michigan manual is a work project
26 account. The unexpended portion remaining on September 30 shall not
27 lapse and shall be carried forward into the subsequent fiscal year

1 for use in paying the associated biennial costs of publication of
2 the Michigan manual.

3 Sec. 606. The appropriations in part 1 to the legislative
4 branch, for property management, shall be used to purchase
5 equipment and services for building maintenance in order to ensure
6 a safe and productive work environment. These funds are designated
7 as work project appropriations and shall not lapse at the end of
8 the fiscal year, and shall continue to be available for expenditure
9 until the project has been completed. The total cost is estimated
10 at \$500,000.00, and the tentative completion date is September 30,
11 2012.

12 Sec. 607. The appropriations in part 1 to the legislative
13 branch, for automated data processing, shall be used to purchase
14 equipment, software, and services in order to support and implement
15 data processing requirements and technology improvements. These
16 funds are designated as work project appropriations and shall not
17 lapse at the end of the fiscal year, and shall continue to be
18 available for expenditure until the project has been completed. The
19 total cost is estimated at \$500,000.00, and the tentative
20 completion date is September 30, 2012.

21 Sec. 608. In addition to funds appropriated in part 1, the
22 Michigan capitol committee publications save the flags fund account
23 may accept contributions, gifts, bequests, devises, grants, and
24 donations. Those funds that are not expended in the fiscal year
25 ending September 30 shall not lapse at the close of the fiscal
26 year, and shall be carried forward for expenditure in the following
27 fiscal years.

1 **LEGISLATIVE AUDITOR GENERAL**

2 Sec. 620. Pursuant to section 53 of article IV of the state
3 constitution of 1963, the auditor general shall conduct audits of
4 the judicial branch. The audits may include the supreme court and
5 its administrative units, the court of appeals, and trial courts.

6 Sec. 621. (1) The auditor general shall take all reasonable
7 steps to ensure that certified minority- and women-owned and
8 operated accounting firms, and accounting firms owned and operated
9 by persons with disabilities participate in the audits of the
10 books, accounts, and financial affairs of each principal executive
11 department, branch, institution, agency, and office of this state.

12 (2) The auditor general shall strongly encourage firms with
13 which the auditor general contracts to perform audits of the
14 principal executive departments and state agencies to subcontract
15 with certified minority- and women-owned and operated accounting
16 firms, and accounting firms owned and operated by persons with
17 disabilities.

18 (3) The auditor general shall compile an annual report
19 regarding the number of contracts entered into with certified
20 minority- and women-owned and operated accounting firms, and
21 accounting firms owned and operated by persons with disabilities.
22 The auditor general shall deliver the report to the state budget
23 director and the senate and house of representatives standing
24 committees on appropriations subcommittees on general government by
25 November 1 of each year.

26 Sec. 622. From the funds appropriated in part 1 to the

1 legislative auditor general, the auditor general's salary and the
2 salaries of the remaining 2.0 FTE unclassified positions shall be
3 set by the speaker of the house of representatives, the senate
4 majority leader, the house of representatives minority leader, and
5 the senate minority leader.

6 Sec. 623. Any audits, reviews, or investigations requested of
7 the auditor general by the legislature or by legislative
8 leadership, legislative committees, or individual legislators shall
9 include an estimate of the additional costs involved and, when
10 those costs exceed \$50,000.00, should provide supplemental funding.
11 The auditor general shall determine whether to perform those
12 activities in keeping with Audit Directive No. 29, which describes
13 the office of the auditor general's policy on responding to
14 legislative requests.

15 DEPARTMENT OF STATE

16 Sec. 701. (1) In addition to the funds appropriated in part 1,
17 there is appropriated an amount not to exceed \$2,000,000.00 for
18 federal contingency funds. These funds are not available for
19 expenditure until they have been transferred to another line item
20 in this act under section 393(2) of the management and budget act,
21 1984 PA 431, MCL 18.1393.

22 (2) In addition to the funds appropriated in part 1, there is
23 appropriated an amount not to exceed \$7,500,000.00 for state
24 restricted contingency funds. These funds are not available for
25 expenditure until they have been transferred to another line item
26 in this act under section 393(2) of the management and budget act,

1 1984 PA 431, MCL 18.1393.

2 (3) In addition to the funds appropriated in part 1, there is
3 appropriated an amount not to exceed \$50,000.00 for local
4 contingency funds. These funds are not available for expenditure
5 until they have been transferred to another line item in this act
6 under section 393(2) of the management and budget act, 1984 PA 431,
7 MCL 18.1393.

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

14 Sec. 702. All funds made available by section 3171 of the
15 insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated
16 and made available to the department of state to be expended only
17 for the uses and purposes for which the funds are received as
18 provided by sections 3171 to 3177 of the insurance code of 1956,
19 1956 PA 218, MCL 500.3171 to 500.3177.

20 Sec. 703. From the funds appropriated in part 1, the
21 department of state shall sell copies of records including, but not
22 limited to, records of motor vehicles, off-road vehicles,
23 snowmobiles, watercraft, mobile homes, personal identification
24 cardholders, drivers, and boat operators and shall charge \$7.00 per
25 record sold only as authorized in section 208b of the Michigan
26 vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222,
27 MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the

1 natural resources and environmental protection act, 1994 PA 451,
2 MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue
3 received from the sale of records shall be credited to the
4 transportation administration collection fund created under section
5 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

6 Sec. 704. From the funds appropriated in part 1, the secretary
7 of state may enter into agreements with the department of
8 corrections for the manufacture of vehicle registration plates 15
9 months before the registration year in which the registration
10 plates will be used.

11 Sec. 705. (1) The department of state may accept gifts,
12 donations, contributions, and grants of money and other property
13 from any private or public source to underwrite, in whole or in
14 part, the cost of a departmental publication that is prepared and
15 disseminated under the Michigan vehicle code, 1949 PA 300, MCL
16 257.1 to 257.923. A private or public funding source may receive
17 written recognition in the publication and may furnish a traffic
18 safety message, subject to departmental approval, for inclusion in
19 the publication. The department may reject a gift, donation,
20 contribution, or grant. The department may furnish copies of a
21 publication underwritten, in whole or in part, by a private source
22 to the underwriter at no charge.

23 (2) The department of state may sell and accept paid
24 advertising for placement in a departmental publication that is
25 prepared and disseminated under the Michigan vehicle code, 1949 PA
26 300, MCL 257.1 to 257.923. The department may charge and receive a
27 fee for any advertisement appearing in a departmental publication

1 and shall review and approve the content of each advertisement. The
2 department may refuse to accept advertising from any person or
3 organization. The department may furnish a reasonable number of
4 copies of a publication to an advertiser at no charge.

5 (3) Pending expenditure, the funds received under this section
6 shall be deposited in the Michigan department of state publications
7 fund created by section 211 of the Michigan vehicle code, 1949 PA
8 300, MCL 257.211. Funds given, donated, or contributed to the
9 department from a private source are appropriated and allocated for
10 the purpose for which the revenue is furnished. Funds granted to
11 the department from a public source are allocated and may be
12 expended upon receipt. The department shall not accept a gift,
13 donation, contribution, or grant if receipt is conditioned upon a
14 commitment of state funding at a future date. Revenue received from
15 the sale of advertising is appropriated and may be expended upon
16 receipt.

17 (4) Any unexpended revenues received under this section shall
18 be carried over into subsequent fiscal years and shall be available
19 for appropriation for the purposes described in this section.

20 (5) On March 1 of each year, the department of state shall
21 file a report with the senate and house of representatives standing
22 committees on appropriations, the senate and house fiscal agencies,
23 and the state budget director. The report shall include all of the
24 following information:

25 (a) The amount of gifts, contributions, donations, and grants
26 of money received by the department under this section for the
27 prior fiscal year.

1 (b) A listing of the expenditures made from the amounts
2 received by the department as reported in subdivision (a).

3 (c) A listing of any gift, donation, contribution, or grant of
4 property other than funding received by the department under this
5 section for the prior year.

6 (d) The total revenue received from the sale of paid
7 advertising accepted under this section and a statement of the
8 total number of advertising transactions.

9 (6) In addition to copies delivered without charge as the
10 secretary of state considers necessary, the department of state may
11 sell copies of manuals and other publications regarding the sale,
12 ownership, or operation or regulation of motor vehicles, with
13 amendments, at prices to be established by the secretary of state.
14 As used in this subsection, the term "manuals and other
15 publications" includes videos and proprietary electronic
16 publications. All funds received from sales of these manuals and
17 other publications shall be credited to the Michigan department of
18 state publications fund.

19 Sec. 706. On October 1 of each year, the department of state
20 shall file a report with the senate and house of representatives
21 standing committees on appropriations and the senate and house
22 fiscal agencies. The report shall include details on the activities
23 and success of the department's enforcement and compliance with the
24 help America vote act of 2002, Public Law 107-252.

25 Sec. 707. Funds collected by the department of state under
26 section 211 of the Michigan vehicle code, 1949 PA 300, MCL 257.211,
27 are appropriated for all expenses necessary to provide for the

1 costs of the publication. Funds are allotted for expenditure when
2 they are received by the department of treasury and shall not lapse
3 to the general fund at the end of the fiscal year.

4 Sec. 708. From the funds appropriated in part 1, the
5 department of state shall use available balances at the end of the
6 state fiscal year to provide payment to the department of state
7 police in the amount of \$332,000.00 for the services provided by
8 the traffic accident records program as first appropriated in 1990
9 PA 196 and 1990 PA 208.

10 Sec. 709. From the funds appropriated in part 1, the
11 department of state may restrict funds from miscellaneous revenue
12 to cover cash shortages created from normal branch office
13 operations. This amount shall not exceed \$50,000.00 of the total
14 funds available in miscellaneous revenue.

15 Sec. 710. (1) Commemorative and specialty license plate fee
16 revenue collected by the department of state and deposited into the
17 transportation administration collection fund is authorized for
18 expenditure up to the amount of revenue collected but not to exceed
19 the amount appropriated to the department of state in part 1 to
20 administer commemorative and specialty license plate programs.

21 (2) Commemorative and specialty license plate fee revenue
22 collected by the department of state and deposited in the
23 transportation administration collection fund, in addition to the
24 amount appropriated in part 1 to the department of state, shall
25 remain in the transportation administration collection fund and be
26 available for future appropriation.

27 Sec. 711. (1) Collector plate and fund-raising registration

1 plate revenues collected by the department of state are
2 appropriated and allotted for distribution to the recipient
3 university or public or private agency overseeing a state-sponsored
4 goal when received. Distributions shall occur on a quarterly basis
5 or as otherwise authorized by law. Any revenues remaining at the
6 end of the fiscal year shall not lapse to the general fund but
7 shall remain available for distribution to the university or agency
8 in the next fiscal year.

9 (2) Funds or revenues in the Olympic education training center
10 fund are appropriated for distribution to the Olympic education
11 training center at Northern Michigan University. Distributions
12 shall occur on a quarterly basis. Any undistributed revenue
13 remaining at the end of the fiscal year shall be carried over into
14 the next fiscal year.

15 Sec. 712. The department of state may produce and sell copies
16 of a training video designed to inform registered automotive repair
17 facilities of their obligations under Michigan law. The price shall
18 not exceed the cost of production and distribution. The money
19 received from the sale of training videos shall revert to the
20 department of state and be placed in the auto repair facility
21 account.

22 Sec. 713. (1) The department of state, in collaboration with
23 the gift of life transplantation society or its successor federally
24 designated organ procurement organization, may develop and
25 administer a public information campaign concerning the Michigan
26 organ donor program.

27 (2) The department may solicit funds from any private or

1 public source to underwrite, in whole or in part, the public
2 information campaign authorized by this section. The department may
3 accept gifts, donations, contributions, and grants of money and
4 other property from private and public sources for this purpose. A
5 private or public funding source underwriting the public
6 information campaign, in whole or in substantial part, shall
7 receive sponsorship credit for its financial backing.

8 (3) Funds received under this section, including grants from
9 state and federal agencies, shall not lapse to the general fund at
10 the end of the fiscal year but shall remain available for
11 expenditure for the purposes described in this section.

12 (4) Funding appropriated in part 1 for the organ donor program
13 shall be used for producing a pamphlet to be distributed with
14 driver licenses and personal identification cards regarding organ
15 donations. The funds shall be used to update and print a pamphlet
16 that will explain the organ donor program and encourage people to
17 become donors by marking a checkoff on driver license and personal
18 identification card applications.

19 (5) The pamphlet shall include a return reply form addressed
20 to the gift of life organization. Funding appropriated in part 1
21 for the organ donor program shall be used to pay for return postage
22 costs.

23 (6) In addition to the appropriations in part 1, the
24 department of state may receive and expend funds from the organ and
25 tissue donation education fund for administrative expenses.

26 Sec. 714. At least 180 days before closing or consolidating a
27 branch office and at least 60 days before relocating a branch

1 office, the department of state shall inform members of the senate
2 and house of representatives standing committees on appropriations
3 and legislators who represent affected areas regarding the details
4 of the proposal. The information provided shall be in written form
5 and include all analyses done regarding criteria for changes in the
6 location of branch offices, including, but not limited to, branch
7 transactions, revenue, and the impact on citizens of the affected
8 area. The impact on citizens shall include information regarding
9 additional distance to branch office locations resulting from the
10 plan. The written notice provided by the department of state shall
11 also include detailed estimates of costs and savings that will
12 result from the overall changes made to the branch office structure
13 and the same level of detail regarding costs for new leased
14 facilities and expansions of current leased space.

15 Sec. 715. (1) Any service assessment collected by the
16 department of state from the user of a credit or debit card under
17 section 3 of 1995 PA 144, MCL 11.23, may be used by the department
18 for necessary expenses related to that service and may be remitted
19 to a credit or debit card company, bank, or other financial
20 institution.

21 (2) The service assessment imposed by the department of state
22 for credit and debit card services may be based either on a
23 percentage of each individual credit or debit card transaction, or
24 on a flat rate per transaction, or both, scaled to the amount of
25 the transaction. However, the department shall not charge any
26 amount for a service assessment which exceeds the costs billable to
27 the department for service assessments.

1 (3) If there is a balance of service assessments received from
2 credit and debit card services remaining on September 30, the
3 balance may be carried forward to the following fiscal year and
4 appropriated for the same purpose.

5 (4) As used in this section, "service assessment" means and
6 includes costs associated with service fees imposed by credit and
7 debit card companies and processing fees imposed by banks and other
8 financial institutions.

9 Sec. 716. (1) Funds in part 1 for motorcycle safety education
10 grants and administration are appropriated to the department of
11 state for operation of the motorcycle safety education program
12 previously operated by the department of education under section
13 811a of the Michigan vehicle code, 1949 PA 300, MCL 257.811a.

14 (2) Funds in part 1 for motorcycle safety education grants and
15 administration shall be derived from original and renewal
16 motorcycle license endorsements, annual motorcycle registration
17 fees, and motorcycle operator driving test fees.

18 (3) Funds in part 1 for motorcycle safety education grants and
19 administration shall be used to provide grants to colleges,
20 universities, intermediate school districts, local school
21 districts, law enforcement agencies, or other governmental agencies
22 located in the state, to help subsidize safety training courses for
23 individuals interested in operating motorcycles.

24 (4) Funds in part 1 for motorcycle safety education grants and
25 administration may be used by the department of state for
26 administration costs of the motorcycle safety education program, to
27 include, but not be limited to, review and approval or disapproval

1 of grant applications, monitoring eligibility of motorcycle safety
2 instructors, conducting program evaluation, certifying third-party
3 testers, and inspecting training sites.

4 Sec. 717. (1) The department of state may accept nonmonetary
5 gifts, donations, or contributions of property from any private or
6 public source to support, in whole or in part, the operation of a
7 departmental function relating to licensing, regulation, or safety.
8 The department may recognize a private or public contributor for
9 making the contribution. The department may reject a gift,
10 donation, or contribution.

11 (2) The department of state shall not accept a gift, donation,
12 or contribution under subsection (1) if receipt of the gift,
13 donation, or contribution is conditioned upon a commitment of
14 future state funding.

15 (3) On March 1 of each year, the department of state shall
16 file a report with the senate and house of representatives standing
17 committees on appropriations, the senate and house fiscal agencies,
18 and the state budget director. The report shall list any gift,
19 donation, or contribution received by the department under
20 subsection (1) for the prior calendar year.

21 Sec. 718. From the funds appropriated in part 1 to the
22 department of state, branch operations, the department shall
23 maintain a full service secretary of state branch office in Buena
24 Vista Township.

25 Sec. 719. From the funds appropriated in part 1 for the
26 department of state, the department shall first use restricted
27 funding for expenditures, when available for that purpose, before

1 using general fund dollars.

2 Sec. 720. The funds appropriated in part 1 for department of
3 state, branch operations, are contingent upon the department
4 complying with the following guidelines for branch office
5 placement:

6 (a) The department of state shall, whenever possible, avoid
7 leasing space for branch offices on greenfield sites or other
8 noncentral locations that require the construction of new
9 infrastructure to service the office or facility, except in limited
10 circumstances when the constituency served or programs supported
11 require the use of a noncentral or open space location.

12 (b) The department shall encourage public investment in this
13 state's urban areas by locating branch offices and facilities in
14 urban areas. As used in this section, "urban areas" means a
15 downtown area, town centers, or central business districts.

16 (c) The department shall, whenever possible, locate branch
17 offices at locations consistent with local planning and zoning and
18 compatible with existing land uses.

19 (d) In selecting a site for a branch office, the department
20 shall give priority to locations in urban areas, whenever
21 reasonably possible and consistent with state law. In making
22 location decisions, the department shall also give consideration to
23 the following:

24 (i) Use of existing space in state-owned facilities in urban
25 areas.

26 (ii) Adaptive use or rehabilitation of historic buildings or
27 reuse of other buildings within an urban area.

1 (iii) Use of vacant buildings in an urban area.

2 (iv) Use of vacant land in an urban area.

3 (v) Use and rehabilitation of brownfield areas.

4 Sec. 721. From the funds appropriated in part 1, the
5 department of state may collect ATM commission fees from companies
6 that have ATMs located in secretary of state branch offices. The
7 commission received from the use of these ATMs shall be credited to
8 the transportation administration collection fund created under
9 section 810b of the Michigan vehicle code, 1949 PA 300, MCL
10 257.810b.

11 **DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET**

12 Sec. 801. (1) In addition to the funds appropriated in part 1,
13 there is appropriated an amount not to exceed \$4,000,000.00 for
14 federal contingency funds. These funds are not available for
15 expenditure until they have been transferred to another line item
16 in this act under section 393(2) of the management and budget act,
17 1984 PA 431, MCL 18.1393.

18 (2) In addition to the funds appropriated in part 1, there is
19 appropriated an amount not to exceed \$8,000,000.00 for state
20 restricted contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item
22 in this act under section 393(2) of the management and budget act,
23 1984 PA 431, MCL 18.1393.

24 (3) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$150,000.00 for local
26 contingency funds. These funds are not available for expenditure

1 until they have been transferred to another line item in this act
2 under section 393(2) of the management and budget act, 1984 PA 431,
3 MCL 18.1393.

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

10 Sec. 802. Proceeds in excess of necessary costs incurred in
11 the conduct of transfers or auctions of state surplus, salvage, or
12 scrap property made pursuant to section 267 of the management and
13 budget act, 1984 PA 431, MCL 18.1267, are appropriated to the
14 department of technology, management, and budget to offset costs
15 incurred in the acquisition and distribution of federal surplus
16 property.

17 Sec. 803. (1) The department of technology, management, and
18 budget may receive and expend funds in addition to those authorized
19 by part 1 for maintenance and operation services provided
20 specifically to other principal executive departments or state
21 agencies, the legislative branch, the judicial branch, or private
22 tenants, or provided in connection with facilities transferred to
23 the operational jurisdiction of the department of technology,
24 management, and budget.

25 (2) The department of technology, management, and budget may
26 receive and expend funds in addition to those authorized by part 1
27 for real estate, architectural, design, and engineering services

1 provided specifically to other principal executive departments or
2 state agencies, the legislative branch, or the judicial branch.

3 (3) The department of technology, management, and budget may
4 receive and expend funds in addition to those authorized in part 1
5 for mail pickup and delivery services provided specifically to
6 other principal executive departments and state agencies, the
7 legislative branch, or the judicial branch.

8 (4) The department of technology, management, and budget may
9 receive and expend funds in addition to those authorized in part 1
10 for purchasing services provided specifically to other principal
11 executive departments and state agencies, the legislative branch,
12 or the judicial branch.

13 Sec. 804. (1) The source of financing in part 1 for statewide
14 appropriations shall be funded by assessments against longevity and
15 insurance appropriations throughout state government in a manner
16 prescribed by the department of technology, management, and budget.
17 Funds shall be used as specified in joint labor/management
18 agreements or through the coordinated compensation hearings
19 process. Any deposits made under this subsection and any
20 unencumbered funds are restricted revenues, may be carried over
21 into the succeeding fiscal years, and are appropriated.

22 (2) In addition to the funds appropriated in part 1 for
23 statewide appropriations, the department of technology, management,
24 and budget may receive and expend funds in such additional amounts
25 as may be specified in joint labor/management agreements or through
26 the coordinated compensation hearings process in the same manner
27 and subject to the same conditions as prescribed in subsection (1).

1 Sec. 805. To the extent a specific appropriation is required
2 for a detailed source of financing included in part 1 for the
3 department of technology, management, and budget appropriations
4 financed from special revenue and internal service and pension
5 trust funds, or MAIN user charges, the specific amounts are
6 appropriated within the special revenue internal service and
7 pension trust funds in portions not to exceed the aggregate amount
8 appropriated in part 1.

9 Sec. 806. In addition to the funds appropriated in part 1 to
10 the department of technology, management, and budget, the
11 department may receive and expend funds from other principal
12 executive departments and state agencies to implement
13 administrative leave bank transfer provisions as may be specified
14 in joint labor/management agreements. The amounts may also be
15 transferred to other principal executive departments and state
16 agencies under the joint agreement and any amounts transferred
17 under the joint agreement are authorized for receipt and
18 expenditure by the receiving principal executive department or
19 state agency. Any amounts received by the department of technology,
20 management, and budget under this section and intended, under the
21 joint labor/management agreements, to be available for use beyond
22 the close of the fiscal year and any unencumbered funds may be
23 carried over into the succeeding fiscal year.

24 Sec. 807. The source of financing in part 1 for the Michigan
25 administrative information network shall be funded by proportionate
26 charges assessed against the respective state funds benefiting from
27 this project in the amounts determined by the department.

1 Sec. 808. (1) Deposits against the interdepartmental grant
2 from building occupancy and parking charges appropriated in part 1
3 shall be collected, in part, from state agencies, the legislative
4 branch, and the judicial branch based on estimated costs associated
5 with maintenance and operation of buildings managed by the
6 department of technology, management, and budget. To the extent
7 excess revenues are collected due to estimates of building
8 occupancy charges exceeding actual costs, the excess revenues may
9 be carried forward into succeeding fiscal years for the purpose of
10 returning funds to state agencies.

11 (2) Appropriations in part 1 to the department of technology,
12 management, and budget, for management and budget services from
13 building occupancy charges and parking charges, may be increased to
14 return excess revenue collected to state agencies.

15 Sec. 809. The department of technology, management, and budget
16 shall notify the chairpersons of the senate and house of
17 representatives standing committees on appropriations and the
18 chairpersons of the senate and house of representatives standing
19 committees on appropriations subcommittees on general government on
20 any revisions that increase or decrease current contracts by more
21 than \$500,000.00 for computer software development, hardware
22 acquisition, or quality assurance at least 14 days before the
23 department of technology, management, and budget finalizes the
24 revisions.

25 Sec. 810. The department of technology, management, and budget
26 shall maintain an Internet website that contains notice of all
27 invitations for bids and requests for proposals over \$50,000.00

1 issued by the department or by any state agency operating under
2 delegated authority. The department shall not accept an invitation
3 for bid or request for proposal in less than 14 days after the
4 notice is made available on the Internet website, except in
5 situations where it would be in the best interest of the state and
6 documented by the department. In addition to the requirements of
7 this section, the department may advertise the invitations for bids
8 and requests for proposals in any manner the department determines
9 appropriate, in order to give the greatest number of individuals
10 and businesses the opportunity to make bids or requests for
11 proposals.

12 Sec. 811. The department of technology, management, and budget
13 may receive and expend funds from the Vietnam veterans memorial
14 monument fund as provided in the Michigan Vietnam veterans memorial
15 act, 1988 PA 234, MCL 35.1051 to 35.1057. Funds are appropriated
16 and allocated when received and may be expended upon receipt.

17 Sec. 812. The Michigan veterans' memorial park commission may
18 receive and expend money from any source, public or private,
19 including, but not limited to, gifts, grants, donations of money,
20 and government appropriations, for the purposes described in
21 Executive Order No. 2001-10. Funds are appropriated and allocated
22 when received and may be expended upon receipt. Any deposits made
23 under this section and unencumbered funds are restricted revenues
24 and may be carried over into succeeding fiscal years.

25 Sec. 813. (1) Funds in part 1 for motor vehicle fleet are
26 appropriated to the department of technology, management, and
27 budget for administration and for the acquisition, lease,

1 operation, maintenance, repair, replacement, and disposal of state
2 motor vehicles.

3 (2) The appropriation in part 1 for motor vehicle fleet shall
4 be funded by revenue from rates charged to principal executive
5 departments and agencies for utilizing vehicle travel services
6 provided by the department. Revenue in excess of the amount
7 appropriated in part 1 from the motor transport fund and any
8 unencumbered funds are restricted revenues and may be carried over
9 into the succeeding fiscal year.

10 (3) It is the intent of the legislature that the department of
11 technology, management, and budget have the authority to determine
12 the appropriateness of vehicle assignment, to include year, make,
13 model, size, and price of vehicle. The department may assign motor
14 vehicles, permanently or temporarily, to state agencies and to
15 institutions of higher education.

16 (4) Pursuant to the department of technology, management, and
17 budget's authority under sections 213 and 215 of the management and
18 budget act, 1984 PA 431, MCL 18.1213 and 18.1215, the department
19 shall maintain a plan regarding the operation of the motor vehicle
20 fleet. The plan shall include the number of vehicles assigned to,
21 or authorized for use by, state departments and agencies, efforts
22 to reduce vehicle expenditures, the number of cars in the motor
23 vehicle fleet, the number of miles driven by fleet vehicles, and
24 the number of gallons of fuel consumed by fleet vehicles. The plan
25 shall include a calculation of the amount of state motor vehicle
26 fuel taxes that would have been incurred by fleet vehicles if fleet
27 vehicles were required by law to pay motor fuel taxes. The plan

1 shall include a description of fleet garage operations, the goods
2 sold and services provided by the fleet garage, the cost to operate
3 the fleet garage, the number of fleet garage locations, and the
4 number of employees assigned to each fleet garage. The plan may be
5 adjusted during the fiscal year based on needs and cost savings to
6 achieve the maximum value and efficiency from the state motor
7 fleet. Within 60 days after the close of the fiscal year, the
8 department shall provide a report to the senate and house of
9 representatives standing committees on appropriations and the
10 senate and house fiscal agencies detailing the current plan and
11 changes made to the plan during the fiscal year.

12 (5) The department of technology, management, and budget may
13 charge state agencies for fuel cost increases that exceed \$2.27 per
14 gallon of unleaded gasoline. The department shall notify state
15 agencies, in writing or by electronic mail, at least 30 days before
16 implementing additional charges for fuel cost increases. Revenues
17 received from these charges are appropriated upon receipt.

18 Sec. 814. The department of technology, management, and budget
19 shall adopt policies and procedures necessary for compliance by the
20 department, other state departments and agencies, and state vendors
21 and subcontractors, with the requirement under subsection (1) of
22 section 261 of the management and budget act, 1984 PA 431, MCL
23 18.1261, to provide a purchasing preference for products
24 manufactured or services offered by Michigan-based firms.

25 Sec. 815. In determining whether the purchase, contracting
26 for, providing of supplies, materials, services, insurance,
27 utilities, third-party financing, equipment, printing, and other

1 items needed by state departments or agencies is in the best
2 interests of this state, and in making all discretionary decisions
3 concerning the solicitation, award, amendment, cancellation, or
4 appeal of state contracts, the department of technology,
5 management, and budget shall consider all of the following:

6 (a) Whether a proposal by a vendor to provide services to this
7 state using employees, contractors, subcontractors, or other
8 individuals who are not citizens of the United States, legal
9 resident aliens, or individuals with a valid visa would be
10 detrimental to the state of Michigan, its residents, or the state's
11 economy.

12 (b) Whether a proposal by a vendor to provide services to this
13 state from a location outside of this state or the United States
14 would be detrimental to the state of Michigan, its residents, or
15 the state's economy.

16 (c) Whether a proposal by a vendor to provide goods to this
17 state produced outside of this state or the United States would be
18 detrimental to the state of Michigan, its residents, or the state's
19 economy.

20 (d) Whether the acquisition of goods or services from a vendor
21 that is an expatriated business entity located in a tax haven
22 country or an affiliate of an expatriated business entity located
23 in a tax haven country would be detrimental to the state of
24 Michigan, its residents, or the state's economy. As used in this
25 section, "expatriated business entity" means a corporation or an
26 affiliate of the corporation incorporated in a tax haven country
27 after September 11, 2001, but with the United States as the

1 principal market for the public trading of the corporation's stock,
2 as determined by the director of the department of technology,
3 management, and budget. "Tax haven country" means each of the
4 following: Barbados, Bermuda, British Virgin Islands, Cayman
5 Islands, Commonwealth of the Bahamas, Cyprus, Gibraltar, Isle of
6 Man, the Principality of Liechtenstein, the Principality of Monaco,
7 and the Republic of the Seychelles.

8 (e) Whether the provision of services to this state at a
9 location outside of this state or the United States would be
10 detrimental to the privacy interests of Michigan residents, or risk
11 the disclosure of personal information of Michigan residents, such
12 as social security, financial, or medical data.

13 (f) Whether a proposal by a vendor to provide services to this
14 state from a location outside of this state or the United States
15 would constitute undue risk under a risk management policy,
16 practice, or procedure adopted by the department of technology,
17 management, and budget under section 204 of the management and
18 budget act, 1984 PA 431, MCL 18.1204.

19 (g) Whether a proposal by a vendor to provide goods to this
20 state produced outside of this state or the United States would
21 constitute undue risk under a risk management policy, practice, or
22 procedure adopted by the department of technology, management, and
23 budget under section 204 of the management and budget act, 1984 PA
24 431, MCL 18.1204.

25 Sec. 816. The department of technology, management, and budget
26 shall collect from vendors information necessary to comply with the
27 requirements of this act, as determined by the department. The

1 department of technology, management, and budget may require
2 vendors to provide any of the following:

3 (a) Information relating to the location of work performed
4 under a state contract by the vendor and any subcontractors,
5 employees, or other persons performing a state contract.

6 (b) Information regarding the corporate structure and location
7 of corporate employees and activities of the vendor, its
8 affiliates, or any subcontractors.

9 (c) Notice of the relocation of the vendor, employees of the
10 vendor, subcontractors of the vendor, or other persons performing
11 services under a state contract outside of the state of Michigan.

12 Sec. 817. The department of technology, management, and budget
13 may require that any vendor or subcontractor providing call or
14 contact center services to the state of Michigan disclose to
15 inbound callers the location from which the call or contact center
16 services are being provided.

17 Sec. 818. In addition to the funds appropriated in part 1, the
18 department of technology, management, and budget may receive and
19 expend money from the Michigan law enforcement officers memorial
20 monument fund as provided in the Michigan law enforcement officers
21 memorial act, 2004 PA 177, MCL 28.781 to 28.787.

22 Sec. 819. In addition to the funds appropriated in part 1, the
23 department of technology, management, and budget may receive and
24 expend money from the Ronald Wilson Reagan memorial monument fund
25 as provided in the Ronald Wilson Reagan memorial monument fund
26 commission act, 2004 PA 489, MCL 399.261 to 399.266.

27 Sec. 820. The department shall make available to the public a

1 list of all parcels of real property owned by the state that are
2 available for purchase. The list shall be posted on the Internet
3 through the department's website.

4 Sec. 821. In addition to the funds appropriated in part 1, the
5 funds collected by the department for document and data imaging
6 services, copies, media, and storage, as well as conferences,
7 workshops, and training classes, are appropriated for all expenses
8 necessary to provide the required services. These funds are
9 available for expenditure when they are received and may be carried
10 forward into the next succeeding fiscal year.

11 Sec. 822. The department of technology, management, and budget
12 shall compile a report by January 1 pertaining to the salaries of
13 unclassified employees, as well as gubernatorial appointees, within
14 all state departments and agencies. The report shall enumerate each
15 unclassified employee and gubernatorial appointee and his or her
16 annual salary individually. The report shall be distributed to the
17 chairs of the senate and house of representatives standing
18 committees on appropriations subcommittees on general government,
19 as well as the senate and house fiscal agencies.

20 Sec. 823. (1) The department of technology, management, and
21 budget may sell and accept paid advertising for placement on any
22 state website under its jurisdiction. The department shall review
23 and approve the content of each advertisement. The department may
24 refuse to accept advertising from any person or organization or
25 require modification to advertisements based upon criteria
26 determined by the department. Revenue received under this
27 subsection shall be used for operating costs of the department and

1 for future technology enhancements to state of Michigan e-
2 government initiatives. Funds received under this subsection shall
3 be limited to \$250,000.00. Any funds in excess of \$250,000.00 shall
4 be deposited in the state general fund.

5 (2) The department of technology, management, and budget may
6 accept gifts, donations, contributions, bequests, and grants of
7 money from any public or private source to assist with the
8 underwriting or sponsorship of state webpages or services offered
9 on those webpages. A private or public funding source may receive
10 recognition in the webpage. The department of technology,
11 management, and budget may reject any gift, donation, contribution,
12 bequest, or grant.

13 (3) Funds accepted by the department of technology,
14 management, and budget under subsection (1) are appropriated and
15 allotted when received and may be expended upon approval of the
16 state budget director. The state budget office shall notify the
17 senate and house of representatives standing committees on
18 appropriations subcommittees on general government and the senate
19 and house fiscal agencies within 10 days after the approval is
20 given.

21 (4) By April 1, the department of technology, management, and
22 budget shall report to the senate and house of representatives
23 standing committees on appropriations and the senate and house
24 fiscal agencies that a statement of the total revenue received from
25 the sale of paid advertising accepted under this section and a
26 statement of the total number of advertising transactions are
27 available on the department's website.

1 Sec. 824. The department of technology, management, and budget
2 may enter into agreements to supply spatial information and
3 technical services to other principal executive departments, state
4 agencies, local units of government, and other organizations. The
5 department of technology, management, and budget may receive and
6 expend funds in addition to those authorized in part 1 for
7 providing information and technical services, publications, maps,
8 and other products. The department of technology, management, and
9 budget may expend amounts received for salaries, supplies, and
10 equipment necessary to provide informational products and technical
11 services. Prior to December 1 of each year, the department shall
12 provide a report to the senate and house of representatives
13 standing committees on appropriations subcommittees on general
14 government, detailing the sources of funding and expenditures made
15 under this section.

16 Sec. 825. The legislature shall have access to all historical
17 and current data contained within MAIN pertaining to state
18 departments. State departments shall have access to all historical
19 and current data contained within MAIN.

20 Sec. 826. When used in this act, "information technology
21 services" means services involving all aspects of managing and
22 processing information, including, but not limited to, all of the
23 following:

- 24 (a) Application development and maintenance.
- 25 (b) Desktop computer support and management.
- 26 (c) Mainframe computer support and management.
- 27 (d) Server support and management.

1 (e) Local area network support and management, including, but
2 not limited to, wireless networking.

3 (f) Information technology project management.

4 (g) Information technology planning and budget management.

5 (h) Telecommunication services, security, infrastructure, and
6 support.

7 Sec. 827. (1) Funds appropriated in part 1 for the Michigan
8 public safety communications system shall be expended upon approval
9 of an expenditure plan by the state budget director.

10 (2) The department of technology, management, and budget shall
11 assess all subscribers of the Michigan public safety communications
12 system reasonable access and maintenance fees.

13 (3) All money received by the department of technology,
14 management, and budget under this section shall be expended for the
15 support and maintenance of the Michigan public safety
16 communications system.

17 (4) The department of technology, management, and budget shall
18 provide a report to the senate and house of representatives
19 standing committees on appropriations, the senate and house fiscal
20 agencies, and the state budget director on April 15 and on October
21 15, indicating the amount of revenue collected under this section
22 and expended for support and maintenance of the Michigan public
23 safety communications system for the immediately preceding 6-month
24 period. Any deposits made under this section and unencumbered funds
25 are restricted revenues and may be carried forward into succeeding
26 fiscal years.

27 Sec. 828. The department of technology, management, and budget

1 shall submit a report for the immediately preceding fiscal year
2 ending September 30 to the senate and house of representatives
3 standing committees on appropriations subcommittees on general
4 government and the senate and house fiscal agencies by March 1. The
5 report shall include the following:

6 (a) The total amount of funding appropriated for information
7 technology services and projects, by funding source, for all
8 principal executive departments and agencies.

9 (b) A listing of the expenditures made from the amounts
10 received by the department of information technology, as reported
11 in subdivision (a).

12 Sec. 829. The department of technology, management, and budget
13 shall provide a report that analyzes and makes recommendations on
14 the life-cycle of information technology hardware and software. The
15 report shall be submitted to the senate and house of
16 representatives standing committees on appropriations subcommittees
17 on general government and the senate and house fiscal agencies by
18 March 1.

19 Sec. 830. By December 31, the department shall provide a
20 report that lists all information technology-related change orders
21 and follow-on contracts, greater than \$25,000.00, whether they are
22 bid, exercise options or no-bid, and the amount of each change
23 order or contract extension contract entered into by the department
24 to the senate and house of representatives standing committees on
25 appropriations subcommittees on general government, the senate and
26 house fiscal agencies, and the state budget director.

27 Sec. 831. The department of technology, management, and budget

1 shall determine how existing 2-1-1 capacities will be utilized by
2 each state department with community resource information and
3 referral service, including, but not limited to, toll-free help and
4 information lines and comprehensive human service databases. The
5 department of technology, management, and budget shall report its
6 findings in writing to the senate and house of representatives
7 standing committees on appropriations by July 1. The report shall
8 include a statement of how each state department has utilized 2-1-1
9 in its coordination efforts, including any efficiencies, cost
10 savings, and improved service provided to Michigan residents. The
11 report shall also contain recommendations for maintaining a
12 statewide 2-1-1 system.

13 Sec. 832. The department shall provide a report that
14 calculates the total amount of funds expended for the child support
15 enforcement system to date from the inception of the program. The
16 report shall contain information on the original start and
17 completion dates for the project, the original cost to complete the
18 project, and a listing of all revisions to project completion dates
19 and costs. The report shall include the total amount of funds paid
20 to the federal government for penalties. The report shall be
21 submitted to the senate and house of representatives standing
22 committees on government operations, the senate and house of
23 representatives standing committees on appropriations subcommittees
24 on general government, and the senate and house fiscal agencies by
25 January 1.

26 Sec. 833. (1) The state budget director, upon notification to
27 the senate and house of representatives standing committees on

1 appropriations, may adjust spending authorization and user fees in
2 the department of technology, management, and budget budget in
3 order to ensure that the appropriations for information technology
4 in the department budget equal the appropriations for information
5 technology in the budgets for all executive branch agencies.

6 (2) If during the course of the fiscal year a transfer or
7 supplemental to or from the information technology line item within
8 an agency budget is made under section 393 of the management and
9 budget act, 1984 PA 431, MCL 18.1393, there is appropriated an
10 equal amount of user fees in the department of technology,
11 management, and budget budget to accommodate an increase or
12 decrease in spending authorization.

13 Sec. 834. (1) Revenue collected from licenses issued under the
14 antenna site management project shall be deposited into the antenna
15 site management revolving fund created for this purpose in the
16 department of technology, management, and budget. The department
17 may receive and expend money from the fund for costs associated
18 with the antenna site management project, including the cost of a
19 third-party site manager. Any excess revenue remaining in the fund
20 at the close of the fiscal year shall be proportionately
21 transferred to the appropriate state restricted funds as designated
22 in statute or by constitution.

23 (2) An antenna shall not be placed on any site pursuant to
24 this section without complying with the respective local zoning
25 codes and local unit of government processes.

26 Sec. 835. In addition to the funds appropriated in part 1, the
27 funds collected by the department for supplying census-related

1 information and technical services, publications, statistical
2 studies, population projections and estimates, and other
3 demographic products area appropriated for all expenses necessary
4 to provide the required services. These funds are available for
5 expenditure when they are received and may be carried forward into
6 the next succeeding fiscal year.

7 **STATE BUILDING AUTHORITY**

8 Sec. 840. (1) Subject to section 242 of the management and
9 budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the
10 state building authority, the department may expend from the
11 general fund of the state during the fiscal year an amount to meet
12 the cash flow requirements of those state building authority
13 projects solely for lease to a state agency identified in both part
14 1 and this section, and for which state building authority bonds or
15 notes have not been issued, and for the sole acquisition by the
16 state building authority of equipment and furnishings for lease to
17 a state agency as permitted by 1964 PA 183, MCL 830.411 to 830.425,
18 for which the issuance of bonds or notes is authorized by a
19 legislative concurrent resolution that is effective for the fiscal
20 year ending September 30, 2011. Any general fund advances for which
21 state building authority bonds have not been issued shall bear an
22 interest cost to the state building authority at a rate not to
23 exceed that earned by the state treasurer's common cash fund during
24 the period in which the advances are outstanding and are repaid to
25 the general fund of the state.

26 (2) Upon sale of bonds or notes for the projects identified in

1 part 1 or for equipment as authorized by legislative concurrent
2 resolution and in this section, the state building authority shall
3 credit the general fund of the state an amount equal to that
4 expended from the general fund plus interest, if any, as defined in
5 this section.

6 (3) For state building authority projects for which bonds or
7 notes have been issued and upon the request of the state building
8 authority, the state treasurer shall make advances without interest
9 from the general fund as necessary to meet cash flow requirements
10 for the projects, which advances shall be reimbursed by the state
11 building authority when the investments earmarked for the financing
12 of the projects mature.

13 (4) In the event that a project identified in part 1 is
14 terminated after final design is complete, advances made on behalf
15 of the state building authority for the costs of final design shall
16 be repaid to the general fund in a manner recommended by the
17 director and approved by the JCOS.

18 Sec. 841. (1) State building authority funding to finance
19 construction or renovation of a facility that collects revenue in
20 excess of money required for the operation of that facility shall
21 not be released to a university or community college unless the
22 institution agrees to reimburse that excess revenue to the state
23 building authority. The excess revenue shall be credited to the
24 general fund to offset rent obligations associated with the
25 retirement of bonds issued for that facility. The auditor general
26 shall annually identify and present an audit of those facilities
27 that are subject to this section. Costs associated with the

1 administration of the audit shall be charged against money
2 recovered pursuant to this section.

3 (2) As used in this section, "revenue" includes state
4 appropriations, facility opening money, other state aid, indirect
5 cost reimbursement, and other revenue generated by the activities
6 of the facility.

7 Sec. 842. (1) The state building authority rent appropriations
8 in part 1 may also be expended for the payment of required premiums
9 for insurance on facilities owned by the state building authority
10 or payment of costs that may be incurred as the result of any
11 deductible provisions in such insurance policies.

12 (2) If the amount appropriated in part 1 for state building
13 authority rent is not sufficient to pay the rent obligations and
14 insurance premiums and deductibles identified in subsection (1) for
15 state building authority projects, there is appropriated from the
16 general fund of the state the amount necessary to pay such
17 obligations.

18 Sec. 843. The state building authority shall provide to the
19 JCOS, state budget director, and senate and house fiscal agencies a
20 report relative to the status of construction projects associated
21 with state building authority bonds as of September 30 of each
22 year, on or before October 15, or not more than 30 days after a
23 refinancing or restructuring bond issue is sold. The report shall
24 include, but is not limited to, the following:

25 (a) A list of all completed construction projects for which
26 state building authority bonds have been sold, and which bonds are
27 currently active.

1 (b) A list of all projects under construction for which sale
2 of state building authority bonds is pending.

3 (c) A list of all projects authorized for construction or
4 identified in an appropriations act for which approval of
5 schematic/preliminary plans or total authorized cost is pending
6 that have state building authority bonds identified as a source of
7 financing.

8 **CIVIL SERVICE**

9 Sec. 850. (1) All restricted funds shall be assessed a sum not
10 less than 1% of the total aggregate payroll paid from those funds
11 for financing the civil service commission on the basis of actual
12 1% restricted sources total aggregate payroll of the classified
13 service for fiscal year 2010 in accordance with section 5 of
14 article XI of the state constitution of 1963. This includes, but is
15 not limited to, restricted funds appropriated in part 1 of any
16 appropriations act. Unexpended 1% appropriated funds shall be
17 returned to each 1% fund source at the end of the fiscal year.

18 (2) The appropriations in part 1 are estimates of actual
19 charges based on payroll appropriations. With the approval of the
20 state budget director, the commission is authorized to adjust
21 financing sources for civil service charges based on actual payroll
22 expenditures, provided that such adjustments do not increase the
23 total appropriation for the civil service commission.

24 (3) The financing from restricted sources shall be credited to
25 the civil service commission by the end of the second fiscal
26 quarter.

1 Sec. 851. Except where specifically appropriated for this
2 purpose, financing from restricted sources shall be credited to the
3 civil service commission. For restricted sources of funding within
4 the general fund that have the legislative authority for carryover,
5 if current spending authorization or revenues are insufficient to
6 accept the charge, the shortage shall be taken from carryforward
7 balances of that funding source. Restricted revenue sources that do
8 not have carryforward authority shall be utilized to satisfy
9 commission operating deducts first and civil service obligations
10 second. General fund dollars are appropriated for any shortfall,
11 pursuant to approval by the state budget director.

12 Sec. 852. The appropriation in part 1 to the civil service
13 commission, for state-sponsored group insurance, flexible spending
14 accounts, and COBRA, represents amounts, in part, included within
15 the various appropriations throughout state government for the
16 current fiscal year to fund the flexible spending account program
17 included within the civil service commission. Deposits against
18 state-sponsored group insurance, flexible spending accounts, and
19 COBRA for the flexible spending account program shall be made from
20 assessments levied during the current fiscal year in a manner
21 prescribed by the civil service commission. Unspent employee
22 contributions to the flexible spending accounts may be used to
23 offset administrative costs for the flexible spending account
24 program, with any remaining balance of unspent employee
25 contributions to be lapsed to the general fund.

26 **CAPITAL OUTLAY**

1 Sec. 860. As used in sections 861 through 869:

2 (a) "Board" means the state administrative board.

3 (b) "Community college" does not include a state agency or
4 university.

5 (c) "Department" means the department of technology,
6 management, and budget.

7 (d) "Director" means the director of the department of
8 technology, management, and budget.

9 (e) "Fiscal agencies" means the senate fiscal agency and the
10 house fiscal agency.

11 (f) "State agency" means an agency of state government. State
12 agency does not include a community college or university.

13 (g) "State building authority" means the authority created
14 under 1964 PA 183, MCL 830.411 to 830.425.

15 (h) "University" means a 4-year university supported by the
16 state. University does not include a community college or a state
17 agency.

18 Sec. 861. Each capital outlay project authorized in this act
19 or any previous capital outlay act shall comply with the procedures
20 required by the management and budget act, 1984 PA 431, MCL 18.1101
21 to 18.1594.

22 Sec. 862. (1) The department shall provide the JCOS, state
23 budget director, and the senate and house fiscal agencies with
24 reports as considered necessary relative to the status of each
25 planning or construction project financed by the state building
26 authority, by this act, or by previous acts.

27 (2) Before the end of each fiscal year, the department shall

1 report to the JCOS, state budget director, and the senate and house
2 fiscal agencies for each capital outlay project other than lump
3 sums all of the following:

4 (a) The account number and name of each construction project.

5 (b) The balance remaining in each account.

6 (c) The date of the last expenditure from the account.

7 (d) The anticipated date of occupancy if the project is under
8 construction.

9 (e) The appropriations history for the project.

10 (f) The professional service contractor.

11 (g) The amount of the project financed with federal funds.

12 (h) The amount of the project financed through the state
13 building authority.

14 (i) The total authorized cost for the project and the state
15 authorized share if different than the total.

16 (3) Before the end of each fiscal year, the department shall
17 report the following for each project by a state agency,
18 university, or community college that is authorized for planning
19 but is not yet authorized for construction:

20 (a) The name of the project and account number.

21 (b) Whether a program statement is approved.

22 (c) Whether schematics are approved by the department.

23 (d) Whether preliminary plans are approved by the department.

24 (e) The name of the professional service contractor.

25 (4) As used in this section, "project" includes appropriation
26 line items made for purchase of real estate.

27 Sec. 863. (1) The director shall allocate lump-sum

1 appropriations made in this act consistent with statutory
2 provisions and the purposes for which funds were appropriated.
3 Lump-sum allocations shall address priority program or facility
4 needs and may include, but are not limited to, design,
5 construction, remodeling and addition, special maintenance, major
6 special maintenance, energy conservation, and demolition.

7 (2) The state budget director may authorize that funds
8 appropriated for lump-sum appropriations shall be available for no
9 more than 3 fiscal years following the fiscal year in which the
10 original appropriation was made. Any remaining balance from
11 allocations made in this section shall lapse to the fund from which
12 it was appropriated pursuant to the lapsing of funds as provided in
13 the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

14 Sec. 864. The appropriations in part 1 for capital outlay
15 shall be carried forward at the end of the fiscal year consistent
16 with the provisions of section 248 of the management and budget
17 act, 1984 PA 431, MCL 18.1248.

18 Sec. 865. (1) A site preparation economic development fund is
19 created in the department of technology, management, and budget. As
20 used in this section, "economic development sites" means those
21 state-owned sites declared as surplus property pursuant to section
22 251 of the management and budget act, 1984 PA 431, MCL 18.1251,
23 that would provide economic benefit to the area or to the state.
24 The Michigan economic development corporation board and the state
25 budget director shall determine whether or not a specific state-
26 owned site qualifies for inclusion in the fund created under this
27 subsection.

(2) Proceeds from the sale of any sites designated in subsection (1) shall be deposited into the fund created in subsection (1) and shall be available for site preparation expenditures, unless otherwise provided by law. The economic development sites authorized in subsection (1) are authorized for sale consistent with state law. Expenditures from the fund are authorized for site preparation activities that enhance the marketable sale value of the sites. Site preparation activities include, but are not limited to, demolition, environmental studies and abatement, utility enhancement, and site excavation.

(3) A cash advance in an amount of not more than \$25,000,000.00 is authorized from the general fund to the site preparation economic development fund.

(4) An annual report shall be transmitted to the senate and house of representatives standing committees on appropriations not later than December 31 of each year. This report shall detail both of the following:

(a) The revenue and expenditure activity in the fund for the preceding fiscal year.

(b) The sites identified as economic development sites under subsection (1).

CAPITAL OUTLAY - UNIVERSITIES AND COMMUNITY COLLEGES

Sec. 870. A statement of a proposed facility's operating cost shall be included with the facility's program statement and planning documents when the plans are presented to JCOS for approval.

1 Sec. 871. (1) Before proceeding with final planning and
2 construction for projects at community colleges and universities
3 included in an appropriations act, the community college or
4 university shall sign an agreement with the department that
5 includes the following provisions:

6 (a) The university or community college agrees to construct
7 the project within the total authorized cost established by the
8 legislature pursuant to the management and budget act, 1984 PA 431,
9 MCL 18.1101 to 18.1594, and an appropriations act.

10 (b) The design and program scope of the project shall not
11 deviate from the design and program scope represented in the
12 program statement and preliminary planning documents approved by
13 the department.

14 (c) Any other items as identified by the department that are
15 necessary to complete the project.

16 (2) The department retains the authority and responsibility
17 normally associated with the prudent maintenance of the public's
18 financial and policy interests relative to the state-financed
19 construction projects managed by a community college or university.

20 Sec. 872. A state agency, community college, or university
21 shall take steps necessary to make available federal and other
22 money indicated in this act, to make available federal or other
23 money that may become available for the purposes for which
24 appropriations are made in this act, and to use any part or all of
25 the appropriations to meet matching requirements that are
26 considered to be in the best interest of this state. However, the
27 purpose, scope, and total estimated cost of a project shall not be

1 altered to meet the matching requirements. Any federal matching
2 revenues received to support the construction of the project shall
3 be applied to the total authorized project cost, with the state and
4 community college or university financing shares proportionately
5 adjusted.

6 Sec. 873. (1) This section applies only to projects for
7 community colleges.

8 (2) State support is directed towards the remodeling and
9 additions, special maintenance, or construction of certain
10 community college buildings. The community college shall obtain or
11 provide for site acquisition and initial main utility installation
12 to operate the facility. Funding shall be composed of local and
13 state shares and not more than 50% of a capital outlay project, not
14 including a lump-sum special maintenance project or remodeling and
15 addition project, for a community college shall be appropriated
16 from state and federal funds, unless otherwise appropriated by the
17 legislature.

18 (3) An expenditure under this act is authorized when the
19 release of the appropriation is approved by the board upon the
20 recommendation of the director. The director may recommend to the
21 board the release of any appropriation in part 1 only after the
22 director is assured that the legal entity operating the community
23 college to which the appropriation is made has complied with this
24 act and has matched the amounts appropriated as required by this
25 act. A release of funds in part 1 shall not exceed 50% of the total
26 cost of planning and construction of any project, not including
27 lump-sum remodeling and additions and special maintenance, unless

1 otherwise appropriated by the legislature. Further planning and
2 construction of a project authorized by this act or applicable
3 sections of the management and budget act, 1984 PA 431, MCL 18.1101
4 to 18.1594, shall be in accordance with the purpose and scope as
5 defined and delineated in the approved program statements and
6 planning documents. This act is applicable to all projects for
7 which planning appropriations were made in previous acts.

8 (4) The community college shall take the steps necessary to
9 secure available federal construction and equipment money for
10 projects funded for construction in this act if an application was
11 not previously made. If there is a reasonable expectation that a
12 prior year unfunded application may receive federal money in a
13 subsequent year, the college shall take whatever action necessary
14 to keep the application active.

15 Sec. 874. If university and community college matching
16 revenues are received in an amount less than the appropriations for
17 capital projects contained in this act, the state funds shall be
18 reduced in proportion to the amount of matching revenue received.

19 Sec. 875. (1) The director may require that community colleges
20 and universities that have an authorized project listed in part 1
21 submit documentation regarding the project match and governing
22 board approval of the authorized project not more than 60 days
23 after the beginning of the fiscal year.

24 (2) If the documentation required by the director under
25 subsection (1) is not submitted, or does not adequately
26 authenticate the availability of the project match or board
27 approval of the authorized project, the authorization may

1 terminate. The authorization terminates 30 days after the director
2 notifies the JCOS of the intent to terminate the project unless the
3 JCOS convenes to extend the authorization.

4 Sec. 876. (1) Except as otherwise provided in subsection (3)
5 or (4), a university shall not enter into a contract for new
6 construction of a self-funded project estimated to cost at least
7 \$3,000,000.00 unless the project is authorized by JCOS through
8 approval of a use and finance statement defined by a policy adopted
9 by JCOS. The request for authorization shall be initially submitted
10 for review to JCOS, the senate and house fiscal agencies, and the
11 department of technology, management, and budget. The use and
12 finance statement for a non-state-funded project shall contain the
13 estimated total construction cost and all associated estimated
14 operating costs, including a statement of anticipated project
15 revenues. As used in this subsection, "new construction" includes
16 land or property acquisition, remodeling and additions, maintenance
17 projects, roads, landscaping, equipment, telecommunications,
18 utilities, and parking lots and structures. Certificate of need
19 forms may be submitted in lieu of a use and finance form where
20 applicable.

21 (2) Except as otherwise provided in subsection (4), a
22 community college shall not enter into a contract for new
23 construction of a self-funded project estimated to cost at least
24 \$2,000,000.00 unless the project is authorized by JCOS through
25 approval of a use and finance statement defined by a policy adopted
26 by JCOS. The request for legislative authorization shall be
27 initially submitted for review to JCOS, the senate and house fiscal

1 agencies, and the department of technology, management, and budget.
2 The use and finance statement for a non-state-funded project shall
3 contain the estimated total construction cost and all associated
4 estimated operating costs, including a statement of anticipated
5 project revenues. As used in this subsection, "new construction"
6 includes land or property acquisition, remodeling and additions,
7 maintenance projects, roads, landscaping, equipment,
8 telecommunications, utilities, and parking lots and structures.
9 Certificate of need forms may be submitted in lieu of a use and
10 finance form where applicable.

11 (3) The University of Michigan hospital and health center is
12 not required to obtain JCOS authorization through approval of a use
13 and finance statement defined by a policy adopted by JCOS.

14 (4) If health or safety concerns warrant, a project may be
15 completed without prior approval of a use and finance statement
16 defined by a policy adopted by JCOS. However, a university or
17 community college shall submit a use and finance statement as soon
18 as possible after the project is completed and the health or safety
19 concerns have abated.

20 (5) A project that is constructed in violation of this section
21 shall not receive state appropriations for purposes of operating
22 the project or for support for future infrastructure enhancements
23 that are necessitated, in whole or in part, by construction of the
24 project. In addition, a project constructed in violation of this
25 section shall result in the loss of any state capital outlay
26 funding for the institution for 2 years and a prohibition of doing
27 self-funded projects of any kind, except for emergencies where

1 health or safety concerns warrant, for 1 year.

2 (6) A state agency, including the department of military
3 affairs, shall not enter into a contract, including those for a
4 direct federally funded capital outlay construction or major
5 maintenance or remodeling project if the total project is estimated
6 to cost more than \$1,000,000.00 and is to be constructed on state-
7 owned lands unless the project is approved by the department of
8 technology, management, and budget and JCOS through approval of a
9 use and finance statement defined by a policy adopted by JCOS,
10 unless the project is otherwise appropriated in a capital outlay
11 appropriations act. For projects not appropriated in a capital
12 outlay appropriations act that are over \$1,000,000.00, the state
13 agency shall submit a use and finance statement defined by a policy
14 adopted by JCOS. As used in this subsection, "direct federally
15 funded" refers to a project for which federal payments are made
16 directly to the construction vendor and not to the state of
17 Michigan.

18 (7) A public body corporate created under section 28 of
19 article VII of the state constitution of 1963 and the urban
20 cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to
21 124.512, by a contractual interlocal agreement between local
22 participating economic development corporations formed under the
23 economic development corporations act, 1974 PA 338, MCL 125.1601 to
24 125.1636, and the Michigan strategic fund shall not enter into a
25 contract for new construction estimated to cost more than
26 \$1,000,000.00 unless the project is authorized by JCOS through the
27 approval of a use and finance statement defined by a policy adopted

1 by JCOS. For purposes of this subsection, the use and finance
2 statement for a project shall contain the estimated total
3 construction cost and all associated estimated operating costs. As
4 used in this subsection, "new construction" means land or property
5 acquisition, remodeling or additions, lease or lease purchase, and
6 maintenance projects for the corporate office of the public body
7 corporate described in this subsection.

8 (8) By not later than April 1 and October 1, each university
9 shall report to the JCOS chairpersons, the senate and house fiscal
10 agencies, and the department of technology, management, and budget
11 all self-funded capital projects commenced for the immediately
12 preceding 6-month period that cost less than \$3,000,000.00 but at
13 least \$1,000,000.00. Community colleges shall also submit these
14 reports for self-funded capital projects that cost less than
15 \$2,000,000.00 but at least \$1,000,000.00.

16 **DEPARTMENT OF TREASURY**

17 **OPERATIONS**

18 Sec. 901. (1) In addition to the funds appropriated in part 1,
19 there is appropriated an amount not to exceed \$1,000,000.00 for
20 federal contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item
22 in this act under section 393(2) of the management and budget act,
23 1984 PA 431, MCL 18.1393.

24 (2) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$10,000,000.00 for state
26 restricted contingency funds. These funds are not available for

1 expenditure until they have been transferred to another line item
2 in this act under section 393(2) of the management and budget act,
3 1984 PA 431, MCL 18.1393.

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

10 (4) In addition to the funds appropriated in part 1, there is
11 appropriated an amount not to exceed \$40,000.00 for private
12 contingency funds. These funds are not available for expenditure
13 until they have been transferred to another line item in this act
14 under section 393(2) of the management and budget act, 1984 PA 431,
15 MCL 18.1393.

16 Sec. 902. (1) Amounts needed to pay for interest, fees,
17 principal, mandatory and optional redemptions, arbitrage rebates as
18 required by federal law, and costs associated with the payment,
19 registration, trustee services, credit enhancements, and issuing
20 costs in excess of the amount appropriated to the department of
21 treasury in part 1 for debt service on notes and bonds that are
22 issued by the state under sections 14, 15, and 16 of article IX of
23 the state constitution of 1963 as implemented by 1967 PA 266, MCL
24 17.451 to 17.455, are appropriated.

25 (2) In addition to the amount appropriated to the department
26 of treasury for debt service in part 1, there is appropriated an
27 amount for fiscal year cash-flow borrowing costs to pay for

1 interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to
2 12.53.

3 (3) In addition to the amount appropriated to the department
4 of treasury for debt service in part 1, there is appropriated all
5 repayments received by the state on loans made from the school bond
6 loan fund not required to be deposited in the school loan revolving
7 fund by or pursuant to MCL 388.984, to the extent determined by the
8 state treasurer, for the payment of debt service, including,
9 without limitation, optional and mandatory redemptions, on bonds,
10 notes or commercial paper issued by the state pursuant to 1961 PA
11 112.

12 Sec. 903. (1) From the funds appropriated in part 1, the
13 department of treasury may contract with private collection
14 agencies and law firms to collect taxes and other accounts due this
15 state. In addition to the amounts appropriated in part 1 to the
16 department of treasury, there are appropriated amounts necessary to
17 fund collection costs and fees not to exceed 25% of the collections
18 or 2.5% plus operating costs, whichever amount is prescribed by
19 each contract. The appropriation to fund collection costs and fees
20 for the collection of taxes or other accounts due this state are
21 from the fund or account to which the revenues being collected are
22 recorded or dedicated. However, if the taxes collected are
23 constitutionally dedicated for a specific purpose, the
24 appropriation of collection costs and fees are from the general
25 purpose account of the general fund.

26 (2) From the funds appropriated in part 1, the department of
27 treasury may contract with private collections agencies and law

1 firms to collect defaulted student loans and other accounts due the
2 Michigan guaranty agency. In addition to the amounts appropriated
3 in part 1 to the department of treasury, there are appropriated
4 amounts necessary to fund collection costs and fees not to exceed
5 23% of the collection or a lesser amount as prescribed by the
6 contract. The appropriation to fund collection costs and fees for
7 the auditing and collection of defaulted student loans due the
8 Michigan guaranty agency is from the fund or account to which the
9 revenues being collected are recorded or dedicated.

10 (3) The department of treasury shall submit a report for the
11 immediately preceding fiscal year ending September 30 to the state
12 budget director and the senate and house of representatives
13 standing committees on appropriations not later than November 30
14 stating the agencies or law firms employed, the amount of
15 collections for each, the costs of collection, and other pertinent
16 information relating to determining whether this authority should
17 be continued.

18 Sec. 904. (1) The department of treasury, through its bureau
19 of investments, may charge an investment service fee against the
20 applicable retirement funds. The fees may be expended for necessary
21 salaries, wages, contractual services, supplies, materials,
22 equipment, travel, worker's compensation insurance premiums, and
23 grants to the civil service commission and state employees'
24 retirement funds. Service fees shall not exceed the aggregate
25 amount appropriated in part 1. The department of treasury shall
26 maintain accounting records in sufficient detail to enable the
27 retirement funds to be reimbursed periodically for fee revenue that

1 is determined by the department of treasury to be surplus.

2 (2) In addition to the funds appropriated in part 1 from the
3 retirement funds to the department of treasury, there is
4 appropriated from retirement funds an amount sufficient to pay for
5 the services of money managers, investment advisors, investment
6 consultants, custodians, and other outside professionals, the state
7 treasurer considers necessary to prudently manage the retirement
8 funds' investment portfolios. The state treasurer shall report
9 annually to the senate and house of representatives standing
10 committees on appropriations and the state budget office concerning
11 the performance of each portfolio by investment advisor.

12 Sec. 904a. (1) There is appropriated an amount sufficient to
13 recognize and pay expenditures for financial services provided by
14 financial institutions as provided under section 1 of 1861 PA 111,
15 MCL 21.181.

16 (2) The appropriations under subsection (1) shall be funded by
17 restricting revenues from common cash interest earnings and
18 investment earnings in an amount sufficient to record these
19 expenditures.

20 Sec. 905. (1) The department of treasury shall provide copies
21 of the state tax manual via the department's website or provide for
22 sale copies of the tax manuals on a compact disc or an
23 electronically transmitted format. The revenue received from the
24 sale of preparation and local government assistance manuals shall
25 revert to the department of treasury and be placed in the local
26 government assistance manual revolving fund.

27 (2) In addition to the funds appropriated in part 1, revenue

1 received from the sale of those manuals is appropriated.

2 Sec. 906. (1) The department of treasury shall charge for
3 audits as permitted by state or federal law or under contractual
4 arrangements with local units of government, other principal
5 executive departments, or state agencies. A report detailing audits
6 performed and audit charges for the immediately preceding fiscal
7 year shall be submitted to the state budget director and the senate
8 and house fiscal agencies not later than November 30.

9 (2) The appropriation in part 1 to the department of treasury,
10 for state compliance audits, shall be used to cover the cost of the
11 state audits performed by independent certified public accountants
12 or department of treasury auditors. The scope of the state audit
13 shall be defined by the state treasurer. The state audits shall be
14 performed by independent certified public accountants contracted
15 with by the state treasurer or by department of treasury auditors,
16 if the county has agreed to contract with and pay the department
17 for their financial single audit.

18 (3) The state audits shall be performed for the most current
19 county fiscal year in conjunction with the financial single audit.
20 The state audit may be performed either by certified public
21 accountants contracted by the state treasurer or department of
22 treasury staff, independent of the financial single audit, if a
23 state audit has not been performed within the last 3 years.

24 Sec. 907. A revolving fund known as the assessor certification
25 and training fund is created in the department of treasury. The
26 assessor certification and training fund shall be used to organize
27 and operate a property assessor certification and training program.

1 Each participant certified and trained shall pay to the department
2 of treasury an examination fee of \$50.00, an initial certification
3 fee of \$50.00, an annual renewal fee of \$75.00 for levels 1 and 2,
4 and \$125.00 for levels 3 and 4 to offset the cost of administering
5 the certification and training program. Training courses shall be
6 offered in assessment administration. Each participant shall pay a
7 fee to cover the expenses incurred in offering the optional
8 programs to certified assessing personnel and other individuals
9 interested in an assessment career opportunity. The fees collected
10 shall be credited to the assessor certification and training fund.

11 Sec. 908. The amount appropriated in part 1 to the department
12 of treasury, home heating assistance program, is to cover the
13 costs, including data processing, of administering federal home
14 heating credits to eligible claimants and to administer the
15 supplemental fuel cost payment program for eligible tax credit and
16 welfare recipients.

17 Sec. 909. Revenue from the airport parking tax act, 1987 PA
18 248, MCL 207.371 to 207.383, is appropriated and shall be
19 distributed under section 7a of the airport parking tax act, 1987
20 PA 248, MCL 207.377a.

21 Sec. 910. The disbursement by the department of treasury from
22 the bottle deposit fund to dealers as required by section 3c(2) of
23 1976 IL 1, MCL 445.573c, is appropriated.

24 Sec. 911. (1) There is appropriated an amount sufficient to
25 recognize and pay refundable income tax credits as provided by the
26 management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

27 (2) The appropriations under subsection (1) shall be funded by

1 restricting income tax revenue in an amount sufficient to record
2 these expenditures.

3 Sec. 912. A plaintiff in a garnishment action involving this
4 state shall pay to the state treasurer 1 of the following:

5 (a) A fee of \$6.00 at the time a writ of garnishment of
6 periodic payments is served upon the state treasurer, as provided
7 in section 4012 of the revised judicature act of 1961, 1961 PA 236,
8 MCL 600.4012.

9 (b) A fee of \$6.00 at the time any other writ of garnishment
10 is served upon the state treasurer, except that the fee shall be
11 reduced to \$5.00 for each writ of garnishment for individual income
12 tax refunds or credits filed by magnetic media.

13 Sec. 913. (1) The department of treasury may contract with
14 private firms to appraise and, if necessary, appeal the assessments
15 of senior citizen cooperative housing units. Payment for this
16 service shall be from savings resulting from the appraisal or
17 appeal process.

18 (2) Of the funds appropriated in part 1 to the department of
19 treasury for the senior citizens' cooperative housing tax exemption
20 program, a portion is to be utilized for a program audit of the
21 program. The department of treasury shall forward copies of the
22 audit report to the senate and house of representatives standing
23 committees on appropriations subcommittees on general government
24 and to the state budget office. The department of treasury may
25 utilize up to 1% of the funds for program administration and
26 auditing.

27 Sec. 914. The department of treasury may provide a \$200.00

1 annual prize from the Ehlers internship award account in the gifts,
2 bequests, and deposit fund to the runner-up of the Rosenthal prize
3 for interns. The Ehlers internship award account is interest
4 bearing.

5 Sec. 915. Pursuant to section 61 of the Michigan campaign
6 finance act, 1976 PA 388, MCL 169.261, there is appropriated from
7 the general fund to the state campaign fund an amount equal to the
8 amounts designated for tax year 2009. Except as otherwise provided
9 in this section, the amount appropriated shall not revert to the
10 general fund and shall remain in the state campaign fund. Any
11 amounts remaining in the state campaign fund in excess of
12 \$10,000,000.00 on December 31 shall revert to the general fund.

13 Sec. 916. The department of treasury may make available to
14 interested entities otherwise unavailable customized unclaimed
15 property listings of nonconfidential information in its possession.
16 The charge for this information is as follows: 1 to 100,000 records
17 at 2.5 cents per record and 100,001 or more records at .5 cents per
18 record. The revenue received from this service shall be deposited
19 to the appropriate revenue account or fund. The department shall
20 submit an annual report on or before June 1 to the state budget
21 director and the senate and house of representatives standing
22 committees on appropriations that states the amount of revenue
23 received from the sale of information.

24 Sec. 917. (1) There is appropriated for write-offs and
25 advances an amount equal to total write-offs and advances for
26 departmental programs, but not to exceed current year
27 authorizations that would otherwise lapse to the general fund.

1 (2) The department of treasury shall submit a report for the
2 immediately preceding fiscal year to the state budget director and
3 the senate and house fiscal agencies not later than November 30
4 stating the amounts appropriated for write-offs and advances under
5 subsection (1).

6 Sec. 918. In addition to funds appropriated in part 1, the
7 department of treasury may receive and expend funds for conducting
8 tax orientation workshops and seminars. Funds received may not
9 exceed costs incurred in conducting the workshops and seminars.

10 Sec. 919. (1) From funds appropriated in part 1, the
11 department of treasury may contract with private auditing firms to
12 audit for and collect unclaimed property due this state in
13 accordance with the Michigan uniform unclaimed property act. In
14 addition to the amounts appropriated in part 1 to the department of
15 treasury, there are appropriated amounts necessary to fund auditing
16 and collection costs and fees not to exceed 12% of the collections,
17 or a lesser amount as prescribed by the contract. The appropriation
18 to fund collection costs and fees for the auditing and collection
19 of unclaimed property due this state is from the fund or account to
20 which the revenues being collected are recorded or dedicated.

21 (2) The department of treasury shall submit a report for the
22 immediately preceding fiscal year ending September 30 to the state
23 budget director and the senate and house of representatives
24 standing committees on appropriations not later than November 30
25 stating the auditing firms employed, the amount of collections for
26 each, the costs of collection, and other pertinent information
27 relating to determining whether this authority should be continued.

1 Sec. 921. The state general fund/general purpose appropriation
2 in part 1 for renaissance zone reimbursement is allocated to
3 reimburse public libraries as provided by section 12 of the
4 Michigan renaissance zone act, 1996 PA 376, MCL 125.2692, for
5 property taxes levied in 2010. Reimbursements shall be made in
6 amounts to each eligible recipient not later than 60 days after the
7 department of treasury has received all necessary information to
8 properly determine the amounts due each eligible recipient under
9 section 12(4) of the Michigan renaissance zone act, 1996 PA 376,
10 MCL 125.2692. Any excess allocations shall lapse to the general
11 fund.

12 Sec. 922. The department of treasury shall submit a report for
13 the immediately preceding fiscal year ending September 30 to the
14 senate and house of representatives standing committees on
15 appropriations subcommittees on general government, the senate and
16 house fiscal agencies, and the state budget director by November 30
17 stating the amount of Michigan transportation fund revenue
18 collected and the cost of collection.

19 Sec. 924. (1) In addition to the funds appropriated in part 1,
20 the department of treasury may receive and expend principal
21 residence audit fund revenue for administration of principal
22 residence audits under the general property tax act, 1893 PA 206,
23 MCL 211.1 to 211.155.

24 (2) The department of treasury shall submit a report for the
25 immediately preceding fiscal year to the state budget director and
26 the senate and house fiscal agencies not later than December 31
27 stating the amount of exemptions denied and the revenue received

1 under the program.

2 Sec. 925. (1) A public-private partnership investment fund is
3 created in the department of treasury. Public-private partnership
4 investments shall include, but are not limited to, all of the
5 following:

6 (a) Capital asset improvements including buildings, land, or
7 structures.

8 (b) Energy resource exploration, extraction, generation, and
9 sales.

10 (c) Financial and investment incentive opportunities.

11 (d) Infrastructure construction, maintenance, and operation.

12 (e) Public-private sector joint ventures that provide economic
13 benefit to an area or to the state.

14 (2) The state treasurer and the state budget director shall
15 determine whether or not a specific public-private partnership
16 investment opportunity qualifies for funding from the fund created
17 under subsection (1).

18 (3) Investment development revenue, including a portion of the
19 proceeds from the sale of any public-private partnership investment
20 designated in subsection (1) shall be deposited into the fund
21 created in subsection (1) and shall be available for
22 administration, development, financing, marketing, and operating
23 expenditures associated with public-private partnerships, unless
24 otherwise provided by law. Public-private partnership investments
25 authorized in subsection (1) are authorized for public or private
26 operation or sale consistent with state law. Expenditures from the
27 fund are authorized for investment purposes as designated in

1 subsection (1) to enhance the marketable value of each investment.
2 The unencumbered balance remaining in the fund at the end of the
3 fiscal year may be carried forward for appropriation in future
4 years.

5 (4) An annual report shall be transmitted to the senate and
6 house of representatives standing committees on appropriations, the
7 senate and house fiscal agencies, and the state budget office not
8 later than December 31 of each year. This report shall detail both
9 of the following:

10 (a) The revenue and expenditure activity in the fund for the
11 preceding fiscal year.

12 (b) Public-private partnership investments as identified under
13 subsection (1).

14 Sec. 928. The department of treasury may provide receipt,
15 warrant and cash processing, data, collection, investment, fiscal
16 agent, levy and warrant cost assessment, writ of garnishment, and
17 other user services on a contractual basis for other principal
18 executive departments and state agencies. Funds for the services
19 provided are appropriated and shall be expended for salaries and
20 wages, fees, supplies, and equipment necessary to provide the
21 services. Any unobligated balance of the funds received shall
22 revert to the general fund of this state as of September 30.

23 Sec. 930. (1) The department of treasury shall provide
24 accounts receivable collections services to other principal
25 executive departments and state agencies under 1927 PA 375, MCL
26 14.131 to 14.134. The department of treasury shall deduct a fee
27 equal to the cost of collections from all receipts except

1 unrestricted general fund collections. Fees shall be credited to a
2 restricted revenue account and appropriated to the department of
3 treasury to pay for the cost of collections. The department of
4 treasury shall maintain accounting records in sufficient detail to
5 enable the respective accounts to be reimbursed periodically for
6 fees deducted that are determined by the department of treasury to
7 be surplus to the actual cost of collections.

8 (2) The department of treasury shall submit a report for the
9 immediately preceding fiscal year to the state budget director and
10 the senate and house fiscal agencies not later than November 30
11 stating the principal executive departments and state agencies
12 served, funds collected, and costs of collection under subsection
13 (1).

14 Sec. 931. (1) The appropriation in part 1 to the department of
15 treasury for treasury fees shall be assessed against all restricted
16 funds that receive common cash earnings or other investment income.
17 Treasury fees include all costs, including administrative overhead,
18 relating to the investment of each restricted fund. The fee
19 assessed against each restricted fund will be based on the size of
20 the restricted fund (the absolute value of the average daily cash
21 balance plus the market value of investments in the prior fiscal
22 year) and the level of effort necessary to maintain the restricted
23 fund as required by each department. The department of treasury
24 shall provide a report to the state budget director, the senate and
25 house of representatives standing committees on appropriations
26 subcommittees on general government, and the senate and house
27 fiscal agencies by November 30 of each year identifying the fees

1 assessed against each restricted fund and the methodology used for
2 assessment.

3 (2) In addition to the funds appropriated in part 1, the
4 department of treasury may receive and expend investment fees
5 relating to new restricted funding sources that participate in
6 common cash earnings or other investment income during the current
7 fiscal year. When a new restricted fund is created starting on or
8 after October 1, that restricted fund shall be assessed a fee using
9 the same criteria identified in subsection (1).

10 Sec. 932. Revenue received under the Michigan education trust
11 act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the
12 board of directors of the Michigan education trust for necessary
13 salaries, wages, supplies, contractual services, equipment,
14 worker's compensation insurance premiums, and grants to the civil
15 service commission and state employees' retirement fund.

16 Sec. 934. The department of treasury may expend revenues
17 received under the hospital finance authority act, 1969 PA 38, MCL
18 331.31 to 331.84, for necessary salaries, wages, supplies,
19 contractual services, equipment, worker's compensation insurance
20 premiums, and grants to the civil service commission and state
21 employees' retirement fund. The department of treasury shall
22 maintain accounting records in sufficient detail to enable the
23 hospital clients to be reimbursed periodically for fees that are
24 determined by the department of treasury to be surplus to needs.

25 Sec. 935. The department of treasury may expend revenue
26 received under the shared credit rating act, 1985 PA 227, MCL
27 141.1051 to 141.1076, for necessary salaries, wages, supplies,

1 contractual services, equipment, worker's compensation insurance
2 premiums, and grants to the civil service commission and state
3 employees' retirement fund.

4 Sec. 936. The department of treasury shall establish a
5 separate account for the funds related to the Michigan higher
6 education facilities authority. The department of treasury may
7 expend revenue received under the higher education facilities
8 authority act, 1969 PA 295, MCL 390.921 to 390.934, for necessary
9 salaries, wages, supplies, contractual services, equipment,
10 worker's compensation insurance premiums, and grants to the civil
11 service commission and state employees' retirement fund. The
12 department of treasury shall maintain accounting records in
13 sufficient detail to enable the educational institution clients to
14 be reimbursed periodically for fees that are determined by the
15 department to be surplus to needs.

16 Sec. 937. The department of treasury may expend revenues
17 received under the Michigan public educational facilities
18 authority, Executive Order No. 2002-3, for necessary salaries,
19 wages, supplies, contractual services, equipment, worker's
20 compensation insurance premiums, and grants to the civil service
21 commission and state employees' retirement fund.

22 Sec. 938. It is the intent of the legislature that the
23 department of treasury shall work with local units of government to
24 improve the system for payments in lieu of taxes on purchased lands
25 and report on their efforts by January 1.

26 Sec. 939. It is the intent of the legislature that the state
27 treasurer, acting within his or her capacity as the investment

1 fiduciary for public employee pension funds and consistent with
2 1965 PA 314, MCL 38.1132 to 38.1140m, give appropriate
3 consideration to investments in early stage, university derived
4 life science companies located in Michigan, or investments in
5 venture capital funds that invest in those companies to the extent
6 those investments offer the safety and rate of return comparable to
7 other investments permitted and available at the time the
8 investment decision is made.

9 Sec. 940. The department of treasury may expend revenue
10 received under the Michigan tobacco settlement finance authority
11 act, 2005 PA 226, MCL 129.261 to 129.279, for necessary salaries
12 and wages, supplies, contractual services, equipment, worker's
13 compensation insurance premiums, and grants to the civil service
14 commission and state employees' retirement fund.

15 Sec. 942. The department shall report on the efficacy of
16 increased personnel for field collection provided for in part 1.
17 The report shall contain the methodology used to generate
18 additional revenue, the amount of additional revenue received as a
19 direct result of the increased field staff, and an evaluation of
20 whether this program is worth sustaining within the department. The
21 report shall be submitted to the state budget director, the senate
22 and house of representatives standing committees on appropriations
23 subcommittees on general government, and the senate and house
24 fiscal agencies by September 30.

25 Sec. 944. If the department hires a pension plan consultant
26 using any of the funds appropriated in part 1, the department shall
27 forward any report provided to the department by that consultant to

1 the senate and house of representatives standing committees on
2 appropriations subcommittees on general government, the senate and
3 house fiscal agencies, and the state budget director.

4 Sec. 945. The assessment and certification division of the
5 department of treasury may conduct a review of local unit
6 assessment administration practices, procedures, and records, also
7 known as the 14-point review, in at least 1 assessment jurisdiction
8 per county.

9 Sec. 947. (1) The department of treasury shall submit
10 quarterly progress reports to the senate and house of
11 representatives standing committees on appropriations subcommittees
12 on general government and the senate and house fiscal agencies,
13 regarding personal property tax audits funded under subsection (1).
14 The report shall include the number of audits, revenue generated,
15 and number of complaints received by the department related to the
16 audits.

17 (2) Of the funds appropriated in part 1, \$500,000.00 shall be
18 used for the principal residence exemption compliance program. The
19 department shall submit quarterly progress reports that include the
20 number of exemptions denied and the revenue received under this
21 program. The legislative auditor general shall complete a
22 performance audit of the principal residence exemption compliance
23 program prior to April 1. Revenue generated to the state from the
24 principal residence exemption compliance program shall be used to
25 reimburse the state general fund for the \$500,000.00 appropriation
26 prior to any other allocation.

27 Sec. 948. By December 15, the department of treasury shall

1 report to the senate and house of representatives standing
2 committees on appropriations subcommittees on general government
3 and the senate and house fiscal agencies the number of tax returns,
4 to include state income tax returns, single business tax returns,
5 and Michigan business tax returns filed online by Michigan
6 residents in the immediately preceding fiscal year.

7 **REVENUE SHARING**

8 Sec. 950. (1) The funds appropriated in part 1 for
9 constitutional revenue sharing shall be distributed by the
10 department to cities, villages, and townships, as required under
11 section 10 of article IX of the state constitution of 1963. Revenue
12 collected in accordance with section 10 of article IX of the state
13 constitution of 1963 in excess of the amount appropriated in part 1
14 for constitutional revenue sharing is appropriated for distribution
15 to cities, villages, and townships, on a population basis as
16 required under section 10 of article IX of the state constitution
17 of 1963.

18 (2) The funds appropriated in part 1 for statutory revenue
19 sharing shall be distributed to cities, villages, and townships so
20 that the combined distribution, under section 10 of article IX of
21 the state constitution of 1963, and statutory revenue sharing, as
22 set forth in this subsection, shall be the lesser of 101.0%, or the
23 percentage determined under this subsection, of the total combined
24 distribution under section 10 of article IX of the state
25 constitution of 1963 during the 2009-2010 state fiscal year, and
26 the statutory distribution received under section 950 of 2009 PA
27 128 during the 2009-2010 state fiscal year. The percentage under

1 this subsection shall be determined by dividing the sum of all
2 payments under section 10 of article IX of the state constitution
3 of 1963 for the 2010-2011 state fiscal year and \$323,494,400.00 by
4 \$926,538,000.00 and then adding 0.01. Undistributed funds shall
5 lapse to the general fund.

6 Sec. 955. (1) The funds appropriated in part 1 for county
7 revenue sharing shall be distributed by the department to eligible
8 counties pursuant to the Glenn Steil state revenue sharing act of
9 1971, 1971 PA 140, MCL 141.901 to 141.921.

10 (2) The department of treasury shall annually certify to the
11 state budget director the amount each county is authorized to
12 expend from its revenue sharing reserve fund.

13 **LOTTERY**

14 Sec. 960. In addition to the funds appropriated in part 1 to
15 the bureau of state lottery, there is appropriated from lottery
16 revenues the amount necessary for, and directly related to,
17 implementing and operating lottery games. Appropriations under this
18 section shall only be expended for contractually mandated payments
19 for vendor commissions, contractually mandated payments for instant
20 tickets intended for resale, the contractual costs of providing and
21 maintaining the online system communications network, and incentive
22 and bonus payments to lottery retailers.

23 Sec. 961. The funds appropriated in part 1 to the bureau of
24 state lottery shall not be used for any promotional efforts
25 directed towards individuals who are less than 18 years of age.

26 Sec. 962. In addition to the funds appropriated in part 1 of
27 the bureau of state lottery, there is appropriated 1% of the prior

1 fiscal year's lottery ticket sales for promotion and advertising.

2 Sec. 963. The bureau of state lottery shall inform all lottery
3 retailers that the cash side of department of human services bridge
4 cards cannot be used to purchase lottery tickets.

5 **CASINO GAMING**

6 Sec. 971. From the revenue collected by the Michigan gaming
7 control board regarding the total annual assessment of each casino
8 licensee, \$2,000,000.00 is appropriated and shall be deposited in
9 the compulsive gaming prevention fund as described in section
10 12a(5) of the Michigan gaming control and revenue act, 1996 IL 1,
11 MCL 432.212a.

12 Sec. 973. (1) Funds appropriated in part 1 for local
13 government programs may be used to provide assistance to a local
14 revenue sharing board referenced in an agreement authorized by the
15 Indian gaming regulatory act, Public Law 100-497.

16 (2) A local revenue sharing board described in subsection (1)
17 shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to
18 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231
19 to 15.246.

20 (3) A county treasurer is authorized to receive and administer
21 funds received for and on behalf of a local revenue sharing board.
22 Funds appropriated in part 1 for local government programs may be
23 used to audit local revenue sharing board funds held by a county
24 treasurer. This section does not limit the ability of local units
25 of government to enter into agreements with federally recognized
26 Indian tribes to provide financial assistance to local units of
27 government or to jointly provide public services.

1 (4) The director of the department of state police and the
2 executive director of the Michigan gaming control board are
3 authorized to assist the local revenue sharing boards in
4 determining allocations to be made to local public safety
5 organizations.

6 (5) The department of treasury shall submit a report by
7 September 30 to the senate and house of representatives standing
8 committees on appropriations and the state budget director on the
9 receipts and distribution of revenues by local revenue sharing
10 boards.

11 Sec. 974. If revenues collected in the state services fee fund
12 are less than the amounts appropriated from the fund, available
13 revenues shall be used to fully fund the appropriation in part 1
14 for casino gaming regulation activities before distributions are
15 made to other state departments and agencies. If the remaining
16 revenue in the fund is insufficient to fully fund appropriations to
17 other state departments or agencies, the shortfall shall be
18 distributed proportionally among those departments and agencies.

19 Sec. 975. From the balance in the state services fee fund as
20 of the close of fiscal year 2009-2010, \$1,600,000.00 is
21 appropriated and shall be transferred to the state general fund.

22 Sec. 976. The racing commissioner may pay rewards of not more
23 than \$5,800.00 to a person who provides information that results in
24 the arrest and conviction on a felony or misdemeanor charge for a
25 crime that involves the horse racing industry. A reward paid
26 pursuant to this section shall be paid out of the office of racing
27 commissioner line item.

1 **MICHIGAN STRATEGIC FUND**

2 Sec. 1001. (1) In addition to the funds appropriated in part
3 1, there is appropriated an amount not to exceed \$10,000,000.00 for
4 federal contingency funds. These funds are not available for
5 expenditure until they have been transferred to another line item
6 in this act under section 393(2) of the management and budget act,
7 1984 PA 431, MCL 18.1393.

8 (2) In addition to the funds appropriated in part 1, there is
9 appropriated an amount not to exceed \$1,000,000.00 for state
10 restricted contingency funds. These funds are not available for
11 expenditure until they have been transferred to another line item
12 in this act under section 393(2) of the management and budget act,
13 1984 PA 431, MCL 18.1393.

14 (3) In addition to the funds appropriated in part 1, there is
15 appropriated an amount not to exceed \$700,000.00 for private
16 contingency funds. These funds are not available for expenditure
17 until they have been transferred to another line item in this act
18 under section 393(2) of the management and budget act, 1984 PA 431,
19 MCL 18.1393.

20 Sec. 1003. The Michigan growth capital fund shall be used to
21 develop the technology business sector in Michigan. The Michigan
22 growth capital fund will be used to encourage private and public
23 investment in the technology business sector, and all of the
24 following apply:

25 (a) An applicant must match state funds on a 1:1 basis.

26 (b) Eligible uses of the Michigan growth capital fund include
27 investments in organizations and programs that promote the

1 development of new industry sectors in Michigan; inducements to
2 attract additional venture capital funds to finance technology
3 development; support organizations, initiatives, or events that
4 promote entrepreneurship; provide match for university federal
5 research grants; and support technology transfer and
6 commercialization programs with universities and the private
7 sector.

8 (c) The Michigan economic development corporation shall
9 administer the Michigan growth capital fund.

10 (d) All funds received from repayment of loans, unused grants,
11 revenues received from sales or cash flow participation agreements,
12 guarantees, or any combination thereof or interest thereon,
13 originally distributed as part of the Michigan growth capital fund,
14 shall be received, held, and applied by the fund for the purposes
15 described in this section.

16 (e) The Michigan economic development corporation shall
17 provide an annual report on the status of the Michigan growth
18 capital fund to the senate appropriations subcommittee on economic
19 development, the house appropriations subcommittee on general
20 government, the senate and house fiscal agencies, and the state
21 budget office by January 31.

22 Sec. 1004. In addition to the appropriations in part 1, Travel
23 Michigan may establish and collect a fee to cover the cost of
24 materials and processing of photographic prints, slides,
25 videotapes, and travel product database information that are
26 requested by the media and other segments of the public and private
27 sectors. The fees collected shall be appropriated for all expenses

1 necessary to purchase and distribute these photographic prints,
2 slides, videotapes, and travel product database information. The
3 funds are available for expenditure when they are received by the
4 department of treasury.

5 Sec. 1005. In addition to the appropriations in part 1, Travel
6 Michigan may receive and expend private revenue related to the use
7 of the "Michigan Great Lakes. Great Times.", "The Upper Hand", and
8 "Pure Michigan" copyrighted slogans and images. This revenue may
9 come from the direct licensing of the name and image or from the
10 royalty payments from various merchandise sales. Revenue collected
11 is appropriated for the marketing of the state as a travel
12 destination. The funds are available for expenditure when they are
13 received by the department of treasury.

14 Sec. 1006. The fund shall submit on February 15 to the
15 subcommittees, the state budget office, and the fiscal agencies a
16 listing of all grants which have been awarded by the fund or by the
17 Michigan economic development corporation from the funds
18 appropriated in part 1. The list shall include all of the
19 following:

20 (a) The name of the recipient.

21 (b) The amount awarded to the recipient.

22 (c) The purpose of the grant.

23 Sec. 1007. (1) The fund shall provide reports to the relevant
24 subcommittees, the state budget director, and the fiscal agencies
25 concerning the activities of the Michigan economic development
26 corporation grants and investment programs financed from the fund
27 using investment or Indian gaming revenues. The report shall

1 provide a list of individual grants and loans made from the fund.
2 The report shall include, but not be limited to, the following
3 programs funded in part 1:

4 (a) Travel Michigan, including any expenditures authorized
5 under section 89b of the Michigan strategic fund act, 1984 PA 270,
6 MCL 125.2089b, to supplement the Michigan promotion program. The
7 report shall include the number of commercials produced, the
8 markets in which media buys have been made, and any web-based
9 products that were created with these funds.

10 (b) Business attraction, retention, and growth, including any
11 expenditures authorized under section 89b of the Michigan strategic
12 fund act, 1984 PA 270, MCL 125.2089b, to supplement the Michigan
13 business marketing program. The report shall include the number of
14 commercials produced, the markets in which media buys have been
15 made, and any web-based products that were created as a result of
16 this appropriation.

17 (c) Business services.

18 (d) Community development block grants.

19 (e) Strategic fund administration.

20 (f) Renaissance zones.

21 (g) 21st century investment program.

22 (h) Business and clean air ombudsman.

23 (i) Economic development job training program grants.

24 (j) Any other programs of the fund.

25 (2) The reports in subsection (1) shall be submitted by
26 January 15. The report for each program in subsection (1)(a)
27 through (j) shall include details on all revenue sources, actual

1 expenditures, and number of FTEs for that program for the previous
2 fiscal year.

3 Sec. 1008. As a condition of receiving funds under part 1, any
4 interlocal agreement entered into by the fund shall include
5 language which states that if a local unit of government has a
6 contract or memorandum of understanding with a private economic
7 development agency, the Michigan economic development corporation
8 will work cooperatively with that private organization in that
9 local area.

10 Sec. 1009. (1) Of the funds appropriated to the fund or
11 through grants to the Michigan economic development corporation, no
12 funds shall be expended for the purchase of options on land or the
13 purchase of land unless at least 1 of the following conditions
14 applies:

15 (a) The land is located in an economically distressed area.

16 (b) The land is obtained through a purchase or exercise of an
17 option at the invitation of the local unit of government and local
18 economic development agency.

19 (2) Consideration may be given to purchases where the proposed
20 use of the land is consistent with a regional land use plan, will
21 result in the redevelopment of an economically distressed area, can
22 be supported by existing infrastructure, and will not cause shifts
23 in population away from the area's population centers.

24 (3) As used in this section, "economically distressed area"
25 means an area in a city, village, or township that has been
26 designated as blighted; a city, village, or township that shows
27 negative population change from 1970 and a poverty rate and

1 unemployment rate greater than the statewide average; or an area
2 certified as a neighborhood enterprise zone.

3 Sec. 1011. (1) From the general fund/general purpose
4 appropriations in part 1 to the fund and granted or transferred to
5 the Michigan economic development corporation, any unexpended or
6 unencumbered balance shall be disposed of in accordance with the
7 requirements in the management and budget act, 1984 PA 431, MCL
8 18.1101 to 18.1594, unless carryforward authorization has been
9 otherwise provided for.

10 (2) Any encumbered funds shall be used for the same purposes
11 for which funding was originally appropriated in this act.

12 Sec. 1012. (1) As a condition of receiving funds under part 1,
13 the fund shall ensure that the MEDC and the fund comply with all of
14 the following:

15 (a) The freedom of information act, 1976 PA 442, MCL 15.231 to
16 15.246.

17 (b) The open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

18 (c) Annual audits of all financial records by the auditor
19 general or his or her designee.

20 (d) All reports required by law to be submitted to the
21 legislature.

22 (2) If the MEDC is unable for any reason to perform duties
23 under this act, the fund may exercise those duties.

24 Sec. 1013. As a condition for receiving the appropriations in
25 part 1, any staff of the Michigan economic development corporation
26 involved in private fund-raising activities shall not be party to
27 any decisions regarding the awarding of grants or tax abatements

1 from the fund, the Michigan economic development corporation, or
2 the Michigan economic growth authority.

3 Sec. 1014. (1) All funds received from repayment of loans,
4 unused grants, revenues received from sales or cash flow
5 participation agreements, guarantees, or any combination of these
6 or accrued interest originally distributed as part of the core
7 communities fund, created by 2000 PA 291, shall be received, held,
8 and applied by the fund for the purposes described in 2000 PA 291.

9 (2) The fund shall provide an annual report on the status of
10 this fund which includes information that details the awards made.
11 The report shall be provided to the appropriations subcommittees on
12 general government, the fiscal agencies, and the state budget
13 office by January 31.

14 Sec. 1020. Federal pass-through funds to local institutions
15 and governments that are received in amounts in addition to those
16 included in part 1 and that do not require additional state
17 matching funds are appropriated for the purposes intended. The fund
18 may carry forward into the succeeding fiscal year unexpended
19 federal pass-through funds to local institutions and governments
20 that do not require additional state matching funds. The fund shall
21 report the amount and source of the funds to the senate
22 appropriation subcommittee on economic development, the house
23 appropriation subcommittee on general government, the senate and
24 house fiscal agencies, and the state budget office within 10
25 business days after receiving any additional pass-through funds.

26 Sec. 1023. Tourism promotion shall include, but is not limited
27 to, the Mackinac Island state park, Michigan state historic parks,

1 cultural, vacation, recreational, leisure, hunting-related, motor
2 sports entertainment-related, and agriculture-related travel across
3 this state that includes activities that promote tourism in all 4
4 seasons.

5 Sec. 1024. From the funds appropriated in part 1 for the jobs
6 for Michigan investment program: 21st century jobs fund, the
7 Michigan strategic fund board may allocate funds to be used for the
8 small business innovation research or small business technology
9 transfer research grant or loan matching program. These funds shall
10 only be used to provide the required match. Grants or loans under
11 this section shall not exceed 25% of the federal funds and must
12 leverage third-party commercialization funding at both the phase I
13 and phase II levels.

14 Sec. 1032. (1) The Michigan film office shall report to the
15 subcommittees and the fiscal agencies on the status of the film
16 incentives at the same time as it submits the annual report
17 required under section 455 of the Michigan business tax act, 2007
18 PA 36, MCL 208.1455. The department of treasury and the Michigan
19 strategic fund shall provide the Michigan film office with the data
20 necessary to prepare the report. Incentives included in the report
21 shall include all of the following:

22 (a) The tax credit provided under section 455 of the Michigan
23 business tax act, 2007 PA 36, MCL 208.1455.

24 (b) The tax credit provided under section 457 of the Michigan
25 business tax act, 2007 PA 36, MCL 208.1457.

26 (c) The tax credit provided under section 459 of the Michigan
27 business tax act, 2007 PA 36, MCL 208.1459.

1 (d) The amount of any tax credit claimed under section 367 of
2 the income tax act of 1967, 1967 PA 281, MCL 206.367.

3 (e) Any tax credits provided for film and digital media
4 production under the Michigan economic growth authority act, 1995
5 PA 24, MCL 207.801 to 207.810.

6 (f) Loans to an eligible production company or film and
7 digital media private equity fund authorized under section 88d(3),
8 (4), and (5) of the Michigan strategic fund act, 2005 PA 225, MCL
9 125.2088d.

10 (2) The report shall include all of the following information:

11 (a) For each tax credit, the number of contracts signed, the
12 projected expenditures qualifying for the credit, and the estimated
13 value of the credits. For loans, the number of loans made under
14 each section, the interest rate of those loans, the loan amount,
15 the percent of the projected budget of each production financed by
16 those loans, and the estimated interest earnings from the loan.

17 (b) For credits authorized under section 455 of the Michigan
18 business tax act, 2007 PA 36, MCL 208.1455, for productions
19 completed by December 31, the expenditures of each production
20 eligible for the credit that has filed a request for certificate of
21 completion with the film office, broken down into expenditures for
22 goods, services, or salaries and wages and showing separately
23 expenditures in each local unit of government, including
24 expenditures for personnel, whether or not they were made to a
25 Michigan entity, and whether or not they were taxable under the
26 laws of this state. For loans, the report shall include the number
27 of loans that have been fully repaid, with principal and interest

1 shown separately, and the number of loans that are delinquent or in
2 default, and the amount of principal that is delinquent or is in
3 default.

4 (c) For each of the tax credit incentives and loan incentives
5 listed in subsection (1), a breakdown for each project or
6 production showing each of the following:

7 (i) The number of temporary jobs created.

8 (ii) The number of permanent jobs created.

9 (iii) The number of persons employed in Michigan as a result of
10 the incentive, on a full-time equated basis.

11 (3) For any information not included in the report due to the
12 provisions of sections 455(6), 457(6), or 459(6) of the Michigan
13 business tax act, 2007 PA 36, MCL 208.1455, 208.1457, and 208.1459,
14 the report shall do all of the following:

15 (a) Indicate how the information would describe the commercial
16 and financial operations or intellectual property of the company.

17 (b) Attest that the information has not been publicly
18 disseminated at any time.

19 (c) Describe how disclosure of the information may put the
20 company at a competitive disadvantage.

21 (4) Any information not disclosed due to the provisions of
22 sections 455(6), 457(6), or 459(6) of the Michigan business tax
23 act, 2007 PA 36, MCL 208.1455, 208.1457, and 208.1459, shall be
24 presented at the lowest level of aggregation that would no longer
25 describe the commercial and financial operations or intellectual
26 property of the company.

27 Sec. 1033. The fund shall make available to the public the

1 minutes of the Michigan film office advisory council.

2 Sec. 1034. (1) From the funds appropriated in part 1 for the
3 business incubator program, the Michigan strategic fund shall award
4 a grant to 1 high-performance business incubator in each of the
5 following counties or cities:

6 (a) Houghton County.

7 (b) A city with a population in the 2000 census between
8 119,000 and 120,000 and that experienced a population loss between
9 8% and 9% between the 1990 census and the 2000 census.

10 (c) Isabella County.

11 (d) Kalamazoo County.

12 (e) Kent County.

13 (f) Macomb County.

14 (g) Muskegon County.

15 (h) Oakland County.

16 (i) Washtenaw County.

17 (j) A city with a population greater than 750,000.

18 (2) Grant funding awarded under this section may be used to
19 fund satellite locations, as determined by the Michigan strategic
20 fund.

21 (3) Eligible recipients for these awards must be operational
22 on October 1 and submit a comprehensive business plan that
23 demonstrates sustainable operating capacity.

24 (4) Of the appropriation in part 1 for the business incubator
25 program, \$250,000.00 shall be awarded to an eligible business
26 incubator within Macomb County and \$250,000.00 shall be awarded to
27 an eligible business incubator within Oakland County. From the

1 appropriation in part 1 for the business incubator program, funding
2 shall be awarded first to these 2 incubators; any remaining funding
3 shall be prorated and awarded in equal amounts to eligible business
4 incubators in the remaining counties. No unit of local government
5 listed above shall receive more than 1 award.

6 (5) Awards shall be announced by March 31, 2011.

7 Sec. 1035. (1) From the appropriations in part 1, the Michigan
8 council of arts and cultural affairs shall develop and administer
9 arts and cultural grant programs. The council may establish
10 targeted programs to address needs specifically identified and
11 shall do all of the following:

12 (a) On or before October 1, the fund shall publish proposed
13 application criteria, instructions, and forms for use by eligible
14 applicants. The fund shall provide at least a 2-week period for
15 public comment prior to finalization of the application criteria,
16 instructions, and forms.

17 (b) A nonrefundable application fee may be assessed for each
18 application. Application fees shall be deposited in the council for
19 the arts fund and are appropriated for expenses necessary to
20 administer the programs. These funds are available for expenditure
21 when they are received and may be carried forward to the following
22 fiscal year.

23 (c) Disburse, fund, and make grants to public and private arts
24 and cultural entities.

25 (2) Grant money that was awarded but returned may be carried
26 forward to the following fiscal year and is appropriated for the
27 same purpose for which the funding was originally appropriated.

1 Sec. 1036. (1) The Michigan council for arts and cultural
2 affairs may offer an arts and cultural institutions project program
3 for counties, cities, villages, townships, community foundations,
4 and nonprofit organizations operating arts and cultural
5 institutions for remodeling, repair, renovation, or construction of
6 certain arts and cultural institutions. In order to authorize the
7 program, the council shall:

8 (a) Comply with the management and budget act, 1984 PA 431,
9 MCL 18.1101 to 18.1594.

10 (b) One hundred and twenty days prior to the commencement of
11 the application period, publish proposed application criteria,
12 instructions, and forms for use by eligible applicants. The council
13 shall provide at least a 2-week period for public comment prior to
14 finalization of the application criteria, instructions, and forms.

15 (2) Each applicant shall submit an application with the
16 proposal in a form and manner approved by the council. If
17 application fees are required, the fees are appropriated when
18 received and may be expended to offset the council's direct and
19 indirect costs associated with reviewing the proposals.

20 (3) The council shall review the submissions for compliance
21 with established criteria and bonding requirements and shall
22 recommend to the state budget director those projects determined to
23 be eligible for inclusion in a budget recommendation to the
24 legislature. Projects recommended by the council to the state
25 budget director shall not exceed \$50,000,000.00 in total. Debt
26 service for bonds issued under this program shall be paid by annual
27 appropriations for this purpose.

(4) The council retains the authority and responsibility normally associated with the prudent maintenance of the public's financial and policy interests relative to state-financed projects. The entity shall allow for onsite inspection, document reviews, and other audit activities as required by the council.

REVENUE STATEMENT

Sec. 1101. Pursuant to section 18 of article V of the state constitution of 1963, fund balances and estimates are presented in the following statement:

BUDGET RECOMMENDATIONS BY OPERATING FUNDS

(Amounts in millions)

Fiscal Year 2010-2011

		Beginning		
	Fund	Unreserved		
	Fund	Estimated	Ending	
	Balance	Revenue	Balance	
OPERATING FUNDS				
General fund/general purpose	0110	33.1	7,841.6	4.6
General fund/special purpose		548.9	22,754.3	619.6
Special Revenue Funds:				
Countercyclical budget and				
economic stabilization	0111	2.2	0.0	2.2
Game and fish protection	0112	4.2	63.1	1.2
Michigan employment security act				
administration	0113	15.0	12.0	15.0

1	State aeronautics	0114	4.2	131.4	0.1
2	Michigan veterans' benefit				
3	trust	0115	0.0	5.0	0.0
4	State trunkline	0116	(13.2)	1,309.7	(19.7)
5	Michigan state waterways	0117	1.5	27.5	0.0
6	Blue Water Bridge	0118	13.2	21.3	19.7
7	Michigan transportation	0119	0.0	1,796.9	0.0
8	Comprehensive transportation	0120	6.6	304.8	0.0
9	School aid	0122	0.0	12,375.0	0.0
10	Game and fish protection trust	0124	6.0	8.1	6.0
11	State park improvement	0125	0.5	38.2	0.0
12	Forest development	0126	1.0	28.0	0.0
13	Michigan civilian conservation				
14	corps endowment	0128	0.0	0.0	0.0
15	Michigan natural resources				
16	trust	0129	31.2	45.6	28.1
17	Michigan state parks endowment	0130	0.0	10.4	0.0
18	Safety education and training	0131	7.1	9.2	8.0
19	Bottle deposit	0136	0.0	10.8	0.0
20	State construction code	0138	5.8	7.4	2.8
21	Children's trust	0139	1.1	3.8	0.9
22	State casino gaming	0140	1.9	34.2	2.0
23	Homeowner construction lien				
24	recovery	0141	0.0	0.0	0.0
25	Michigan nongame fish and				
26	wildlife	0143	0.1	0.3	0.0
27	Michigan merit award trust	0154	6.1	175.2	0.0

1	Outdoor recreation legacy	0162	0.2	2.2	0.0
2	Off-road vehicle account	0163	0.2	3.3	0.1
3	Snowmobile account	0164	0.3	11.0	0.0
4	Silicosis dust disease				
5	and logging	0870	2.3	1.9	2.3
6	Utility consumer representation	0893	1.2	1.2	1.0
7	TOTALS		\$680.7	\$47,033.4	\$693.9