

# HOUSE BILL No. 4434

## EXECUTIVE BUDGET BILL

February 24, 2009, Introduced by Rep. Espinoza and referred to the Committee on Appropriations.

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2010; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

### THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

#### PART 1

#### LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this bill, the amounts listed in this part are appropriated for the department of agriculture for the fiscal year ending September 30, 2010, from

the funds indicated in this part. The following is a summary of the appropriations in this part:

### DEPARTMENT OF AGRICULTURE

#### APPROPRIATION SUMMARY:

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

Full-time equated classified positions..... 591.5

GROSS APPROPRIATION..... \$ 83,499,900

#### Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers ..... 435,700

ADJUSTED GROSS APPROPRIATION..... \$ 83,064,200

#### Federal revenues:

Total federal revenues..... 14,231,100

#### Special revenue funds:

Total local revenues..... 0

Total private revenues..... 243,200

Total other state restricted revenues..... 34,602,800

State general fund/general purpose..... \$ 33,987,100

GROSS APPROPRIATION..... \$ 83,499,900

#### Interdepartmental grant revenues:

IDG from MDEQ, biosolids..... 93,800

IDG from DHS, food bank..... 150,000

IDG from MDELEG (LCC), liquor quality testing fees... 191,900

Total interdepartmental grants and intradepartmental

transfers ..... 435,700

ADJUSTED GROSS APPROPRIATION..... \$ 83,064,200

#### Federal revenues:

1	DAG, multiple grants.....	10,607,200
2	EPA, multiple grants.....	1,586,300
3	HHS-FDA.....	1,637,600
4	United States department of labor.....	400,000
5	Total federal revenues.....	14,231,100
6	Special revenue funds:	
7	Private - commodity group.....	90,600
8	Private - slow-the-spread foundation.....	152,600
9	Total private revenues.....	243,200
10	Agricultural preservation fund.....	3,400,000
11	Agriculture equine industry development fund.....	7,571,000
12	Agriculture pollution prevention fund.....	100
13	Commodity inspection fees.....	1,117,700
14	Dairy and food safety fund.....	3,474,300
15	Gasoline inspection and testing fund.....	2,735,800
16	Freshwater protection fund.....	5,230,600
17	Horticulture fund.....	82,200
18	Industry support funds.....	724,700
19	Licensing and inspection fees.....	4,142,300
20	Migratory labor housing.....	25,000
21	Nonretail liquor fees.....	682,800
22	Refined petroleum fund.....	3,454,900
23	Testing fees.....	434,500
24	Consumer and industry food safety education fund.....	264,800
25	Weights and measures regulation fees.....	688,300
26	Total other state restricted revenues.....	34,029,700
27	State general fund/general purpose.....	\$ 33,987,100

1     **Sec. 102. EXECUTIVE**

2	Full-time equated unclassified positions.....	6.0	
3	Full-time equated classified positions.....	41.5	
4	Commission and boards.....		\$ 23,800
5	Unclassified positions--6.0 FTE positions.....		354,000
6	Executive direction--10.0 FTE positions.....		985,800
7	Management services--24.0 FTE positions.....		1,869,900
8	Agricultural statistics--1.0 FTE positions.....		146,000
9	Emergency management--6.5 FTE positions.....		<u>747,100</u>
10	GROSS APPROPRIATION.....		\$ 4,126,600

11     Appropriated from:

12     Federal revenues:

13	HHS-FDA.....		500,000
14	Special revenue funds:		
15	Private - commodity group.....		79,700
16	Agriculture equine industry development fund.....		90,000
17	Gasoline inspection and testing fund.....		66,300
18	Industry support funds.....		36,500
19	Nonretail liquor fees.....		8,800
20	Refined petroleum fund.....		54,700
21	State general fund/general purpose.....		\$ 3,290,600

22     **Sec. 103. DEPARTMENTWIDE**

23	Rent and building occupancy charges.....		\$ <u>860,300</u>
24	GROSS APPROPRIATION.....		\$ 860,300
25	Appropriated from:		
26	Federal revenues:		
27	DAG, multiple grants.....		79,400

1	EPA, multiple grants.....	60,900
2	HHS-FDA.....	13,100
3	Special revenue funds:	
4	Agricultural preservation fund.....	23,900
5	Freshwater protection fund.....	9,500
6	Agriculture equine industry development fund.....	53,400
7	Licensing and inspection fees.....	59,100
8	Nonretail liquor fees.....	7,800
9	Refined petroleum fund.....	114,000
10	State general fund/general purpose.....	\$ 439,200
11	<b>Sec. 104. FOOD AND DAIRY</b>	
12	Full-time equated classified positions.....	115.0
13	Food safety and quality assurance--115.0 FTE positions	\$ <u>12,866,700</u>
14	GROSS APPROPRIATION.....	\$ 12,866,700
15	Appropriated from:	
16	Federal revenues:	
17	DAG, multiple grants.....	58,300
18	HHS-FDA.....	412,200
19	Special revenue funds:	
20	Consumer and industry food safety education fund.....	264,800
21	Dairy and food safety fund.....	3,474,300
22	State general fund/general purpose.....	\$ 8,657,100
23	<b>Sec. 105. ANIMAL INDUSTRY</b>	
24	Full-time equated classified positions.....	70.0
25	Animal health and disease response--70.0 FTE positions	\$ <u>10,064,100</u>
26	GROSS APPROPRIATION.....	\$ 10,064,100
27	Appropriated from:	

1	Federal revenues:		
2	DAG, multiple grants.....		1,178,200
3	HHS-FDA.....		73,000
4	Special revenue funds:		
5	Licensing and inspection fees.....		108,000
6	State general fund/general purpose.....	\$	8,704,900
7	<b>Sec. 106. PESTICIDE AND PLANT PEST MANAGEMENT</b>		
8	Full-time equated classified positions.....	134.5	
9	Pesticide and plant pest management--110.0 FTE		
10	positions .....	\$	12,265,300
11	Emerald ash borer control program--24.5 FTE positions		<u>3,034,200</u>
12	GROSS APPROPRIATION.....	\$	15,299,500
13	Appropriated from:		
14	Federal revenues:		
15	DAG, multiple grants.....		4,568,300
16	EPA, multiple grants.....		919,200
17	HHS-FDA.....		96,300
18	Special revenue funds:		
19	Private - slow-the-spread foundation.....		152,600
20	Commodity inspection fees.....		1,117,700
21	Horticulture fund.....		82,000
22	Industry support funds.....		351,600
23	Licensing and inspection fees.....		3,660,500
24	State general fund/general purpose.....	\$	4,351,300
25	<b>Sec. 107. ENVIRONMENTAL STEWARDSHIP</b>		
26	Full-time equated classified positions.....	51.0	
27	Environmental stewardship--27.0 FTE positions .....	\$	2,345,000

1	Groundwater and freshwater protection program--15.0	
2	FTE positions .....	5,255,100
3	Farmland and open space preservation--9.0 FTE	
4	positions .....	1,006,900
5	Technical assistance match.....	236,800
6	Agriculture pollution prevention program.....	1,000,100
7	Local conservation districts.....	458,400
8	Migrant labor housing.....	<u>425,100</u>
9	GROSS APPROPRIATION.....	\$ 10,727,400
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG from MDEQ, biosolids.....	93,800
13	Federal revenues:	
14	DAG, multiple grants.....	1,000,000
15	EPA, multiple grants.....	255,000
16	United States department of labor.....	400,000
17	Special revenue funds:	
18	Agricultural preservation fund.....	875,900
19	Agriculture pollution prevention fund.....	100
20	Freshwater protection fund.....	5,221,000
21	Migratory labor housing.....	25,000
22	State general fund/general purpose.....	\$ 2,856,600
23	<b>Sec. 108. LABORATORY PROGRAM</b>	
24	Full-time equated classified positions..... 131.0	
25	Laboratory services--63.0 FTE positions.....	\$ 6,420,100
26	USDA monitoring program--17.0 FTE positions.....	2,171,700
27	Consumer protection program--51.0 FTE positions.....	<u>5,237,400</u>

1	GROSS APPROPRIATION.....	\$	13,829,200
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG from MDELEG (LCC), liquor quality testing fees ...		189,100
5	Federal revenues:		
6	DAG, multiple grants.....		2,193,700
7	EPA, multiple grants.....		351,200
8	HHS-FDA.....		543,000
9	Special revenue funds:		
10	Agriculture equine industry development fund.....		519,700
11	Gasoline inspection and testing fund.....		2,562,500
12	Licensing and inspection fees.....		76,300
13	Refined petroleum fund.....		3,286,200
14	Testing fees.....		434,500
15	Weights and measures regulation fees.....		688,300
16	State general fund/general purpose.....	\$	2,984,700
17	<b>Sec. 109. AGRICULTURE DEVELOPMENT</b>		
18	Full-time equated classified positions..... 9.0		
19	Agriculture development--6.0 FTE positions.....	\$	1,087,900
20	Grape and wine program--3.0 FTE positions.....		722,200
21	Export market development program.....		50,000
22	Michigan agricultural surplus system.....		<u>630,500</u>
23	GROSS APPROPRIATION.....	\$	2,490,600
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG from DHS, food bank.....		150,000
27	Federal revenues:		



1	DAG, multiple grants.....	279,300
2	Special revenue funds:	
3	Private - commodity group.....	10,900
4	Industry support funds.....	316,000
5	Nonretail liquor fees.....	665,700
6	State general fund/general purpose.....	\$ 1,068,700
7	<b>Sec. 110. HORSE RACING PROGRAMS</b>	
8	Full-time equated classified positions..... 9.5	
9	Horse racing and producer security--9.5 FTE positions	1,195,300
10	Purses and supplements - fairs/licensed tracks.....	716,400
11	Licensed tracks - light horse racing.....	39,900
12	Standardbred breeders' awards.....	292,900
13	Standardbred purses and supplements - licensed tracks	540,900
14	Standardbred sire stakes.....	244,800
15	Thoroughbred sire stakes.....	250,900
16	Standardbred training and stabling.....	10,900
17	Thoroughbred program.....	725,500
18	Thoroughbred owners' awards.....	37,500
19	Distribution of outstanding winning tickets.....	<u>211,600</u>
20	GROSS APPROPRIATION.....	\$ 4,266,600
21	Appropriated from:	
22	Special revenue funds:	
23	Agriculture equine industry development fund.....	3,755,100
24	Industry support funds.....	20,600
25	Licensing and inspection fees.....	163,500
26	State general fund/general purpose.....	\$ 327,400
27	<b>Sec. 111. OFFICE OF RACING COMMISSIONER</b>	

1	Full-time equated classified positions.....	30.0	
2	Office of racing commissioner--30.0 FTE positions....		\$ <u>3,500,000</u>
3	GROSS APPROPRIATION.....		\$ 3,500,000
4	Appropriated from:		
5	Special revenue funds:		
6	Agriculture equine industry development fund.....		3,500,000
7	State general fund/general purpose.....	\$	0
8	<b>Sec. 112. INFORMATION TECHNOLOGY</b>		
9	Information technology services and projects.....	\$ <u>1,718,900</u>	
10	GROSS APPROPRIATION.....	\$	1,718,900
11	Appropriated from:		
12	Interdepartmental grant revenues:		
13	IDG from MDLEG (LCC), liquor quality testing fees....		2,800
14	Special revenue funds:		
15	Agricultural preservation fund.....		200
16	Agriculture equine industry development fund.....		226,800
17	Gasoline inspection and testing fund.....		107,000
18	Freshwater protection fund.....		100
19	Nonretail liquor fees.....		500
20	Licensing and inspection fees.....		74,900
21	State general fund/general purpose.....	\$	1,306,600
22	<b>Sec. 113. CAPITAL OUTLAY</b>		
23	Farmland and open space development acquisition .....	\$ <u>3,750,000</u>	
24	GROSS APPROPRIATION.....	\$	3,750,000
25	Appropriated from:		
26	Federal revenues:		
27	DAG, multiple grants.....		1,250,000

1 Special revenue funds:

2	Agriculture preservation fund .....	2,500,000
3	State general fund/general purpose .....	\$ 0

4 PART 2

5 PROVISIONS CONCERNING APPROPRIATIONS

6 GENERAL SECTIONS

7 Sec. 201. Pursuant to section 30 of article IX of the state  
 8 constitution of 1963, total state spending from state resources  
 9 under part 1 for fiscal year 2009-2010 is \$68,589,900.00 and state  
 10 spending from state resources to be paid to local units of  
 11 government for fiscal year 2009-2010 is \$1,958,400.00. The itemized  
 12 statement below identifies appropriations from which spending to  
 13 local units of government will occur:

14 DEPARTMENT OF AGRICULTURE

15	Groundwater and freshwater protection program .....	\$ 1,500,000
16	Local conservation districts .....	<u>458,400</u>
17	TOTAL .....	\$ 1,958,400

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

21 Sec. 203. As used in this bill:

- 22 (a) "DAG" means the United States department of agriculture.  
 23 (b) "Department" means the department of agriculture.  
 24 (c) "Director" means the director of the department.  
 25 (d) "DHS" means the department of human services.

1 (e) "EPA" means the United States environmental protection  
2 agency.

3 (f) "FTE" means full-time equated.

4 (g) "HHS-FDA" means the United States department of health and  
5 human services - food and drug administration.

6 (h) "IDG" means interdepartmental grant.

7 (i) "MAEAP" means the Michigan agriculture environmental  
8 assurance program.

9 (j) "MDCH" means the Michigan department of community health.

10 (k) "MDEQ" means the Michigan department of environmental  
11 quality.

12 (l) "MDELEG (LCC)" means the Michigan department of labor  
13 energy and economic growth - liquor control commission.

14 (m) "USDA" means the United States department of agriculture.

15 Sec. 204. The civil service commission shall bill departments  
16 and agencies at the end of the first fiscal quarter for the charges  
17 authorized by section 5 of article XI of the state constitution of  
18 1963. Payments shall be made for the total amount of the billing by  
19 the end of the second fiscal quarter.

20 Sec. 208. The department shall use the Internet to fulfill the  
21 reporting requirements of this bill. 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

1 services, or both, are available. Preference should be given to  
2 goods or services, or both, manufactured or provided by Michigan  
3 businesses, if they are competitively priced and of comparable  
4 quality. In addition, preference should be given to goods or  
5 services, or both, that are manufactured or provided by Michigan  
6 businesses owned and operated by veterans, if they are  
7 competitively priced and of comparable quality.

8       Sec. 210. The director shall take all reasonable steps to  
9 ensure businesses in deprived and depressed communities compete for  
10 and perform contracts to provide services or supplies, or both. The  
11 director shall strongly encourage firms with which the department  
12 contracts to subcontract with certified businesses in depressed and  
13 deprived communities for services, supplies, or both.

14       Sec. 212. Of the funds appropriated in part 1, the department  
15 may provide for indemnity as provided for pursuant to the animal  
16 industry act, 1988 PA 466, MCL 287.701 to 287.745, not to exceed  
17 \$100,000.00 per order from any line item for the fiscal year ending  
18 September 30, 2009. Before the department provides for an  
19 indemnification under this section, the department shall report the  
20 reason for the indemnification, the amount of the indemnification,  
21 and to whom the indemnification is to be paid. The report shall be  
22 given to each member of the house and senate appropriations  
23 subcommittees on agriculture and to the senate and house fiscal  
24 agencies and the state budget director.

25       Sec. 219. From the funds appropriated in part 1 for  
26 information technology, departments and agencies shall pay user  
27 fees to the department of information technology for technology-

1 related services and projects. Such user fees shall be subject to  
2 provisions of an interagency agreement between the departments and  
3 agencies and the department of information technology.

4 Sec. 223. (1) Due to the current budgetary problems in this  
5 state, out-of-state travel for the fiscal year ending September 30,  
6 2010 shall be limited to situations in which 1 or more of the  
7 following conditions apply:

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

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

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

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

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

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

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

1 committees on appropriations, the senate and house fiscal agencies,  
2 and the state budget director. The report shall include the  
3 following information:

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

6 (b) The destination of each travel occurrence.

7 (c) The dates of each travel occurrence.

8 (d) A brief statement of the reason for each travel  
9 occurrence.

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

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

17 Sec. 228. (1) In addition to the funds appropriated in part 1,  
18 there is appropriated an amount not to exceed \$5,000,000.00 for  
19 federal contingency funds. These funds are not available for  
20 expenditure until they have been transferred to another line item  
21 in this bill under section 393(2) of the management and budget act,  
22 1984 PA 431, MCL 18.1393.

23 (2) In addition to the funds appropriated in part 1, there is  
24 appropriated an amount not to exceed \$6,000,000.00 for state  
25 restricted contingency funds. These funds are not available for  
26 expenditure until they have been transferred to another line item  
27 in this bill 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 \$100,000.00 for local  
4 contingency funds. These funds are not available for expenditure  
5 until they have been transferred to another line item in this bill  
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 bill  
12 under section 393(2) of the management and budget act, 1984 PA 431,  
13 MCL 18.1393.

14 Sec. 230. Funds appropriated in part 1 shall not be used by a  
15 principal executive department, state agency, or authority to hire  
16 a person to provide legal services that are the responsibility of  
17 the attorney general. This prohibition does not apply to legal  
18 services for bonding activities and for those activities that the  
19 attorney general authorizes.

20  
21 **EXECUTIVE**

22 Sec. 302. In addition to the funds appropriated in part 1, the  
23 department may receive and expend revenue and use that revenue to  
24 cover necessary expenses related to publications, audit and  
25 licensing functions, livestock sales, certification of nursery  
26 stock, bean inspection services, and laboratory analyses as  
27 specified in the following:



1 (a) Management services publications.

2 (b) Management services audit and licensing functions.

3 (c) Pesticide and plant pest management propagation and  
4 certification of virus free foundation stock.

5 (d) Pesticide and plant pest management bean inspection and  
6 grading services.

7 (e) Laboratory support testing for testing horses in draft  
8 horse pulling contests at county fairs when local jurisdictions  
9 request state assistance.

10 (f) Laboratory support analyses to determine foreign  
11 substances in horses engaged in racing or pulling contests at  
12 tracks.

13 (g) Laboratory support analyses of food, livestock, and  
14 agricultural products for disease, foreign products for disease,  
15 toxic materials, foreign substances, and quality standards.

16 (h) Laboratory support test samples for other agencies and  
17 organizations.

18 (i) Fruit and vegetable inspection at shipping and termination  
19 points and processing plants.

20 **FOOD AND DAIRY**

21 Sec. 401. The department shall monitor restaurant inspection  
22 and licensing functions carried out by local health departments to  
23 ensure uniform application and enforcement of minimum program  
24 requirements.

25 Sec. 404. From the funds appropriated in section 104 for food  
26 safety and quality assurance, not less than \$150,000.00 from the

1 consumer and industry food safety education fund shall be expended  
2 for purposes required under section 4117 of the food law of 2000,  
3 2000 PA 92, MCL 289.4117, including the statewide training and  
4 education to consumers on food safety and the training and  
5 education on food safety to food service establishment employees  
6 and department employees and agents who enforce section 4117 of the  
7 food law of 2000, 2000 PA 92, MCL 289.4117.

8 **ANIMAL INDUSTRY**

9       Sec. 450. From the funds appropriated in section 105 for the  
10 bovine tuberculosis program, the department shall reimburse the  
11 department of natural resources for those costs associated with  
12 monitoring and testing wildlife for bovine tuberculosis that are  
13 necessary to support the department goals and are jointly agreed to  
14 by the department and the department of natural resources to be in  
15 excess of efforts necessary to effectively plan and execute the  
16 eradication of bovine tuberculosis from Michigan's wild free-  
17 ranging deer herd.

18       Sec. 451. From the funds appropriated in section 105 for  
19 bovine tuberculosis, the department shall pay for all whole herd  
20 testing costs and individual animal testing costs in the modified  
21 accredited zone to maintain split-state status requirements. These  
22 costs include indemnity and compensation for injury causing death  
23 or downer to animals.

24       Sec. 460. All appropriations from the agriculture equine  
25 industry development fund shall be reduced proportionately if  
26 revenues to the agriculture equine industry development fund

1 decline during the fiscal year ending September 30, 2010 to a level  
2 lower than the amount appropriated in part 1.

3 **ENVIRONMENTAL STEWARDSHIP**

4 Sec. 604. The appropriation in section 107 for local  
5 conservation districts shall be allocated in the following manner:

6 (a) Of the total appropriation, each local conservation  
7 district meeting the minimum grant requirements shall receive a  
8 grant not larger than \$11,605.00 to support basic operations. The  
9 amount of money allocated under this subdivision shall not be used  
10 by local conservation districts to replace any money received from  
11 local sources.

12 (b) Any amount remaining from the appropriation after  
13 distributions under subdivision (a) shall be allocated for local  
14 conservation district training.

15 **AGRICULTURE DEVELOPMENT**

16 Sec. 702. In any given year when insufficient amounts of  
17 Michigan surplus products are offered to the food bank council and  
18 accepted for distribution, unused funds may be applied by the food  
19 bank council for the direct purchase of foods from Michigan  
20 growers, manufacturers, or wholesalers.

21 Sec. 710. The department may match external funding for  
22 domestic and international marketing programs for the purpose of  
23 developing new and enhancing existing export markets for Michigan  
24 agricultural products.

1    **OFFICE OF RACING COMMISSIONER**

2           Sec. 901. The racing commissioner may pay rewards of not more  
3 than \$5,800.00 to a person who provides information that results in  
4 the arrest and conviction on a felony or misdemeanor charge for a  
5 crime that involves the horse racing industry. A reward paid  
6 pursuant to this section shall be paid out of the office of racing  
7 commissioner line item.

8    **CAPITAL OUTLAY**

9           Sec. 1001. Of the amounts appropriated in part 1 for farmland  
10 and open space development acquisition, the funds shall be used for  
11 the purchase of development rights and the awarding of grants by  
12 the agriculture preservation fund board under the natural resources  
13 and environmental protection act, 1994 PA 451, MCL 324.101 to  
14 324.90106.

15          Sec. 1002. (1) The director shall allocate lump-sum  
16 appropriations made in this bill consistent with statutory  
17 provisions and the purposes for which funds were appropriated.  
18 Lump-sum allocations shall address priority program or facility  
19 needs and may include, but are not limited to, design,  
20 construction, remodeling and addition, special maintenance, major  
21 special maintenance, energy conservation, and demolition.

22          (2) The state budget director may authorize that funds  
23 appropriated for lump-sum appropriations shall be available for no  
24 more than 3 fiscal years following the fiscal year in which the  
25 original appropriation was made. Any remaining balance from  
26 allocations made in this section shall lapse to the fund from which

1 it was appropriated pursuant to the lapsing of funds as provided in  
2 the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

3 Sec. 1003. The appropriations in part 1 for capital outlay  
4 shall be carried forward at the end of the fiscal year consistent  
5 with the provisions of section 248 of the management and budget  
6 act, 1984 PA 431, MCL 18.1248.