

SENATE BILL No. 831

September 17, 2009, Introduced by Senator JELINEK and referred to the Committee on Appropriations.

A bill to make interim general appropriations for various state departments and agencies, capital outlay, the legislative branch, the judicial branch, and certain other purposes for the period of October 1, 2009 to October 31, 2009; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by various state departments and agencies; to provide for the appointment of special committees; and to declare the effect of this act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

Sec. 1. (1) To eliminate any possible disturbance of normal state fiscal operations which will occur if the 2009-2010 appropriations bills are not enacted into law by October 1, 2009

and to provide for the uninterrupted continuous operations of state government, there is appropriated for the various state departments and agencies, capital outlay, the legislative branch, the judicial branch, and certain other purposes, for the period from October 1, 2009 to October 31, 2009, the amounts authorized in this act.

(2) The expenditure of the interim appropriations authorized under this act shall be predicated on activities, programs, or projects for which appropriations were authorized for the fiscal year ending September 30, 2009:

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	177.5	
Full-time equated classified positions.....	55,600.8	
Full-time equated exempted positions.....	491.0	
GROSS APPROPRIATION.....		\$ 3,062,064,500
Total interdepartmental grants and intradepartmental transfers		65,085,300
ADJUSTED GROSS APPROPRIATION.....		\$ 2,996,979,200
Total federal revenues:.....		1,541,687,200
Total local revenues.....		33,530,400
Total private revenues.....		8,219,600
Total other state restricted revenues.....		664,978,100
State general fund/general purpose.....		\$ 748,563,900

Sec. 102. DEPARTMENT OF AGRICULTURE

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions.....	594.5	
Operations, grants, and services.....		\$ <u>8,195,200</u>

1	GROSS APPROPRIATION.....	\$	8,195,200
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	Total interdepartmental grants and intradepartmental		
5	transfers		794,900
6	Federal revenues:		
7	Total federal revenues.....		1,445,500
8	Special revenue funds:		
9	Total private revenues.....		19,800
10	Total other state restricted revenues.....		3,572,400
11	State general fund/general purpose.....	\$	2,362,600
12	Sec. 103. DEPARTMENT OF ATTORNEY GENERAL		
13	Full-time equated unclassified positions.....	6.0	
14	Full-time equated classified positions.....	537.0	
15	Operations, grants, and services.....	\$	<u>6,180,800</u>
16	GROSS APPROPRIATION.....	\$	6,180,800
17	Appropriated from:		
18	Interdepartmental grant revenues:		
19	Total interdepartmental grants and intradepartmental		
20	transfers		2,002,100
21	Federal revenues:		
22	Total federal revenues.....		703,000
23	Special revenue funds:		
24	Total other state restricted revenues.....		982,500
25	State general fund/general purpose.....	\$	2,493,200

1	Sec. 104. DEPARTMENT OF CIVIL RIGHTS		
2	Full-time equated unclassified positions.....	5.0	
3	Full-time equated classified positions.....	127.0	
4	Operations, grants, and services.....	\$	<u>1,173,100</u>
5	GROSS APPROPRIATION.....	\$	1,173,100
6	Appropriated from:		
7	Federal revenues:		
8	Total federal revenues.....		184,700
9	State general fund/general purpose.....	\$	988,400
10	Sec. 105. COMMUNITY COLLEGES		
11	Operations, grants, and services.....	\$	<u>27,214,600</u>
12	GROSS APPROPRIATION.....	\$	27,214,600
13	Appropriated from:		
14	State general fund/general purpose.....	\$	27,214,600
15	Sec. 106. DEPARTMENT OF COMMUNITY HEALTH		
16	Full-time equated unclassified positions.....	6.0	
17	Full-time equated classified positions.....	4,602.7	
18	Operations, grants, and services.....	\$	<u>1,073,055,300</u>
19	GROSS APPROPRIATION.....	\$	1,073,055,300
20	Appropriated from:		
21	Interdepartmental grant revenues:		
22	Total interdepartmental grants and intradepartmental		
23	transfers		3,407,000
24	Federal revenues:		
25	Total federal revenues.....		702,724,700

1	Special revenue funds:	
2	Total local revenues.....	20,157,800
3	Total private revenues.....	5,987,900
4	Total other state restricted revenues.....	135,631,800
5	State general fund/general purpose.....	\$ 205,146,100
6	Sec. 107. DEPARTMENT OF CORRECTIONS	
7	Full-time equated unclassified positions..... 21.0	
8	Full-time equated classified positions..... 17,087.0	
9	Operations, grants, and services.....	\$ <u>179,873,200</u>
10	GROSS APPROPRIATION.....	\$ 179,873,200
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	Total interdepartmental grants and intradepartmental	
14	transfers	106,400
15	Federal revenues:	
16	Total federal revenues.....	1,222,100
17	Special revenue funds:	
18	Total local revenues.....	35,900
19	Total other state restricted revenues.....	4,538,600
20	State general fund/general purpose.....	\$ 173,970,200
21	Sec. 108. DEPARTMENT OF EDUCATION	
22	Full-time equated unclassified positions..... 6.0	
23	Full-time equated classified positions..... 482.5	
24	Operations, grants, and services.....	\$ <u>85,386,300</u>
25	GROSS APPROPRIATION.....	\$ 85,386,300

1	Appropriated from:	
2	Federal revenues:	
3	Total federal revenues.....	83,386,700
4	Special revenue funds:	
5	Total local revenues.....	573,400
6	Total private revenues.....	257,300
7	Total other state restricted revenues.....	579,300
8	State general fund/general purpose.....	\$ 589,600
9	Sec. 109. DEPARTMENT OF ENVIRONMENTAL QUALITY	
10	Full-time equated unclassified positions.....	6.0
11	Full-time equated classified positions.....	1,518.7
12	Operations, grants, and services.....	\$ <u>50,445,900</u>
13	GROSS APPROPRIATION.....	\$ 50,445,900
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	Total interdepartmental grants and intradepartmental	
17	transfers	1,570,300
18	Federal revenues:	
19	Total federal revenues.....	31,536,100
20	Special revenue funds:	
21	Total private revenues.....	46,300
22	Total other state restricted revenues.....	14,099,100
23	State general fund/general purpose.....	\$ 3,194,100
24	Sec. 110. EXECUTIVE OFFICE	
25	Full-time equated unclassified positions.....	10.0

1	Full-time equated classified positions.....	74.2	
2	Operations, grants, and services.....		\$ <u>419,800</u>
3	GROSS APPROPRIATION.....		\$ 419,800
4	Appropriated from:		
5	State general fund/general purpose.....		\$ 419,800
6	Sec. 111. HIGHER EDUCATION		
7	Full-time equated classified positions.....	1.0	
8	Operations, grants, and services.....		\$ <u>165,400,600</u>
9	GROSS APPROPRIATION.....		\$ 165,400,600
10	Appropriated from:		
11	Federal revenues:		
12	Total federal revenues.....		672,700
13	Special revenue funds:		
14	Total other state restricted revenues.....		15,127,300
15	State general fund/general purpose.....		\$ 149,600,600
16	Sec. 112. DEPARTMENT OF HUMAN SERVICES		
17	Full-time equated unclassified positions.....	6.0	
18	Full-time equated classified positions.....	10,395.8	
19	Operations, grants, and services.....		\$ <u>482,292,200</u>
20	GROSS APPROPRIATION.....		\$ 482,292,200
21	Appropriated from:		
22	Interdepartmental grant revenues:		
23	Total interdepartmental grants and intradepartmental		
24	transfers		201,400
25	Federal revenues:		

1	Total federal revenues.....	381,508,600
2	Special revenue funds:	
3	Total local revenues.....	3,839,500
4	Total private revenues.....	844,800
5	Total other state restricted revenues.....	5,130,800
6	State general fund/general purpose.....	\$ 90,767,100
7	Sec. 113. DEPARTMENT OF INFORMATION TECHNOLOGY	
8	Full-time equated unclassified positions.....	3.0
9	Full-time equated classified positions.....	1,657.0
10	Operations, grants, and services.....	\$ <u>34,998,200</u>
11	GROSS APPROPRIATION.....	\$ 34,998,200
12	Appropriated from:	
13	Interdepartmental grant revenues:	
14	Total interdepartmental grants and intradepartmental	
15	transfers	34,998,200
16	State general fund/general purpose.....	\$ 0
17	Sec. 114. JUDICIARY	
18	Full-time equated exempted positions.....	491.0
19	Operations, grants, and services.....	\$ <u>21,588,000</u>
20	GROSS APPROPRIATION.....	\$ 21,588,000
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	Total interdepartmental grants and intradepartmental	
24	transfers	214,500
25	Federal revenues:	

1	Total federal revenues.....	427,200
2	Special revenue funds:	
3	Total local revenues.....	507,800
4	Total private revenues.....	70,200
5	Total other state restricted revenues.....	7,329,000
6	State general fund/general purpose.....	\$ 13,039,300
7	Sec. 115. DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC	
8	GROWTH	
9	Full-time equated unclassified positions.....	58.5
10	Full-time equated classified positions.....	4,359.0
11	Operations, grants, and services.....	\$ <u>152,196,600</u>
12	GROSS APPROPRIATION.....	\$ 152,196,600
13	Appropriated from:	
14	Interdepartmental grant revenues:	
15	Total interdepartmental grants and intradepartmental	
16	transfers	2,548,000
17	Federal revenues:	
18	Total federal revenues.....	109,287,300
19	Special revenue funds:	
20	Total local revenues.....	1,324,100
21	Total private revenues.....	442,900
22	Total other state restricted revenues.....	33,373,500
23	State general fund/general purpose.....	\$ 5,220,800
24	Sec. 116. LEGISLATURE	
25	Senate.....	\$ 2,346,300

1	Senate fiscal agency.....	257,500
2	House of representatives.....	3,686,100
3	House fiscal agency.....	257,500
4	Legislative council.....	810,200
5	Legislative service bureau automated data processing .	110,000
6	Legislative corrections ombudsman.....	30,800
7	General nonretirement expenses.....	377,800
8	Capitol building.....	212,700
9	Cora Anderson building.....	618,700
10	Farnum building and other properties.....	<u>151,300</u>
11	GROSS APPROPRIATION.....	\$ 8,858,900
12	Appropriated from:	
13	Special revenue funds:	
14	Total private revenues.....	33,300
15	Total other state restricted revenues.....	92,500
16	State general fund/general purpose.....	\$ 8,733,100
17	Sec. 117. LEGISLATIVE AUDITOR GENERAL	
18	Operations, grants, and services.....	\$ <u>1,282,400</u>
19	GROSS APPROPRIATION.....	\$ 1,282,400
20	Appropriated from:	
21	Interdepartmental grant revenues:	
22	Total interdepartmental grants and intradepartmental	
23	transfers	150,100
24	Special revenue funds:	
25	Total other state restricted revenues.....	128,300
26	State general fund/general purpose.....	\$ 1,004,000

1	Sec. 118. DEPARTMENT OF MANAGEMENT AND BUDGET		
2	Full-time equated unclassified positions.....	7.0	
3	Full-time equated classified positions.....	1,428.0	
4	Operations, grants, and services.....	\$	26,446,400
5	State building authority rent.....		<u>20,110,000</u>
6	GROSS APPROPRIATION.....	\$	46,556,400
7	Appropriated from:		
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers		13,921,600
11	Federal revenues:		
12	Total federal revenues.....		1,025,100
13	Special revenue funds:		
14	Total local revenues.....		164,600
15	Total private revenues.....		12,500
16	Total other state restricted revenues.....		6,457,500
17	State general fund/general purpose.....	\$	24,975,100
18	Sec. 119. MICHIGAN STRATEGIC FUND		
19	Full-time equated classified positions.....	158.0	
20	Operations, grants, and services.....	\$	<u>12,530,200</u>
21	GROSS APPROPRIATION.....	\$	12,530,200
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	Total interdepartmental grants and intradepartmental		
25	transfers		6,700

1	Federal revenues:	
2	Total federal revenues.....	5,465,700
3	Special revenue funds:	
4	Total local revenues.....	59,600
5	Total other state restricted revenues.....	4,562,900
6	State general fund/general purpose.....	\$ 2,435,300
7	Sec. 120. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS	
8	Full-time equated unclassified positions..... 7.0	
9	Full-time equated classified positions..... 985.0	
10	Operations, grants, and services.....	\$ <u>16,846,500</u>
11	GROSS APPROPRIATION.....	\$ 16,846,500
12	Appropriated from:	
13	Interdepartmental grant revenues:	
14	Total interdepartmental grants and intradepartmental	
15	transfers	140,100
16	Federal revenues:	
17	Total federal revenues.....	10,877,800
18	Special revenue funds:	
19	Total local revenues.....	106,400
20	Total private revenues.....	122,000
21	Total other state restricted revenues.....	2,477,500
22	State general fund/general purpose.....	\$ 3,122,700
23	Sec. 121. DEPARTMENT OF NATURAL RESOURCES	
24	Full-time equated unclassified positions..... 6.0	
25	Full-time equated classified positions..... 2,167.9	

1	Operations, grants, and services	\$	<u>24,420,500</u>
2	GROSS APPROPRIATION	\$	24,420,500
3	Appropriated from:		
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		306,000
7	Federal revenues:		
8	Total federal revenues		4,518,300
9	Special revenue funds:		
10	Total private revenues		360,500
11	Total other state restricted revenues		18,411,400
12	State general fund/general purpose	\$	824,300
13	Sec. 122. DEPARTMENT OF STATE		
14	Full-time equated unclassified positions		6.0
15	Full-time equated classified positions		1,809.0
16	Operations, grants, and services	\$	<u>17,798,200</u>
17	GROSS APPROPRIATION	\$	17,798,200
18	Appropriated from:		
19	Interdepartmental grant revenues:		
20	Total interdepartmental grants and intradepartmental		
21	transfers		1,666,700
22	Federal revenues:		
23	Total federal revenues		639,500
24	Special revenue funds:		
25	Total private revenues		100
26	Total other state restricted revenues		13,425,800

1	State general fund/general purpose	\$	2,066,100
2	Sec. 123. DEPARTMENT OF STATE POLICE		
3	Full-time equated unclassified positions.....	3.0	
4	Full-time equated classified positions.....	2,924.0	
5	Operations, grants, and services	\$	<u>43,167,600</u>
6	GROSS APPROPRIATION	\$	43,167,600
7	Appropriated from:		
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers		2,158,300
11	Federal revenues:		
12	Total federal revenues		7,967,600
13	Special revenue funds:		
14	Total local revenues		700,500
15	Total private revenues		22,000
16	Total other state restricted revenues		9,839,900
17	State general fund/general purpose	\$	22,479,300
18	Sec. 124. STATE TRANSPORTATION DEPARTMENT		
19	Full-time equated unclassified positions.....	6.0	
20	Full-time equated classified positions.....	3,008.0	
21	Operations, grants, and services	\$	359,003,900
22	Debt service		<u>18,163,100</u>
23	GROSS APPROPRIATION	\$	377,167,000
24	Appropriated from:		
25	Federal revenues:		

1	Total federal revenues.....	195,032,800
2	Special revenue funds:	
3	Total local revenues.....	5,968,700
4	Total other state restricted revenues.....	176,165,500
5	State general fund/general purpose.....	\$ 0

6 Sec. 125. DEPARTMENT OF TREASURY

7	Full-time equated unclassified positions.....	9.0		
8	Full-time equated classified positions.....	1,684.5		
9	Operations, grants, and services.....		\$	34,117,000
10	Debt service.....			2,100,000
11	Constitutional state general revenue sharing grants ..			124,000,000
12	Statutory state general revenue sharing grants			<u>64,800,000</u>
13	GROSS APPROPRIATION.....		\$	225,017,000
14	Appropriated from:			
15	Interdepartmental grant revenues:			
16	Total interdepartmental grants and intradepartmental			
17	transfers			893,000
18	Federal revenues:			
19	Total federal revenues.....			3,061,800
20	Special revenue funds:			
21	Total local revenues.....			92,100
22	Total other state restricted revenues.....			213,052,500
23	State general fund/general purpose.....		\$	7,917,600

24 PART 2

1 Sec. 201. (1) Upon enactment of the respective full fiscal
2 year appropriation acts for the fiscal year ending September 30,
3 2010, authority for interim appropriations authorized by this act
4 for a department or other purpose shall terminate.

5 (2) All obligations incurred and expenditures made under this
6 act shall become the obligations and expenditures authorized under
7 the appropriate line items in the respective full fiscal year
8 appropriation act.

9 Sec. 203. (1) There is created a special committee of the
10 house of representatives to consist of 5 members and a special
11 committee of the senate to consist of 5 members to be appointed in
12 the same manner as standing committees of the house of
13 representatives and senate are appointed. The 2 committees shall
14 function during the 2009 regular session of the legislature and
15 until October 31, 2009. After consulting with and receiving advice
16 from the special committees of the house of representatives and
17 senate, the state budget director shall recommend for approval to
18 the state administrative board allotments as the state budget
19 director considers necessary to fulfill the intent of this act and
20 balance spending with estimates of current available revenues. The
21 state budget director shall transmit a written report to each
22 member of the senate and house of representatives appropriations
23 committees listing any allotments made under this section which
24 deviate from the amounts authorized in this act to the various
25 departments, agencies, boards, commissions, offices, and for other
26 purposes for the fiscal year ending September 30, 2009.

27 (2) The state budget director shall report to and provide data

1 relating to the current status of authorized allotments to the
2 appropriate committee, when requested by the chairperson of the
3 house of representatives or senate appropriations committee.

4 DEPARTMENT OF CIVIL RIGHTS

5 Sec. 350. (1) In addition to the appropriations contained in
6 part 1, the department of civil rights may receive and expend funds
7 from local or private sources for all of the following purposes:

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

10 (b) The publication and sale of civil rights related
11 informational material.

12 (c) The provision of copy material made available under
13 freedom of information requests.

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

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

17 (f) Workshops, seminars, and recognition or award programs
18 consistent with the programmatic mission of the individual unit
19 sponsoring or coordinating the programs.

20 (2) The department of civil rights shall annually report to
21 the state budget director, the senate and house of representatives
22 standing committees on appropriations, and the senate and house
23 fiscal agencies the amount of funds received and expended for
24 purposes authorized under this section.

25 DEPARTMENT OF COMMUNITY HEALTH

1 Sec. 375. A county required under the provisions of the mental
2 health code, 1974 PA 258, MCL 330.1001 to 330.2106, to provide
3 matching funds to a CMHSP for mental health services rendered to
4 residents in its jurisdiction shall pay the matching funds in equal
5 installments on not less than a quarterly basis throughout the
6 fiscal year, with the first payment being made by October 1, 2009.

7 Sec. 376. The department may make available to interested
8 entities customized listings of nonconfidential information in its
9 possession, such as names and addresses of licensees. The
10 department may establish and collect a reasonable charge to provide
11 this service. The revenue received from this service shall be used
12 to offset expenses to provide the service. Any balance of this
13 revenue collected and unexpended at the end of the fiscal year
14 shall revert to the appropriate restricted fund.

15 Sec. 377. If a county that has participated in a district
16 health department or an associated arrangement with other local
17 health departments takes action to cease to participate in such an
18 arrangement after October 1, 2009, the department shall have the
19 authority to assess a penalty from the local health department's
20 operational accounts in an amount equal to no more than 5% of the
21 local health department's local public health operations funding.
22 This penalty shall only be assessed to the local county that
23 requests the dissolution of the health department.

24 Sec. 378. (1) Funds appropriated in part 1 for local public
25 health operations shall be prospectively allocated to local health
26 departments to support immunizations, infectious disease control,
27 sexually transmitted disease control and prevention, hearing

1 screening, vision services, food protection, public water supply,
2 private groundwater supply, and on-site sewage management. Food
3 protection shall be provided in consultation with the Michigan
4 department of agriculture. Public water supply, private groundwater
5 supply, and on-site sewage management shall be provided in
6 consultation with the Michigan department of environmental quality.

7 (2) Local public health departments will be held to
8 contractual standards for the services in subsection (1).

9 (3) Distributions in subsection (1) shall be made only to
10 counties that maintain local spending in fiscal year 2009-2010 of
11 at least the amount expended in fiscal year 1992-1993 for the
12 services described in subsection (1).

13 (4) By April 1, 2010, the department shall make available upon
14 request a report to the senate or house of representatives
15 appropriations subcommittee on community health, the senate or
16 house fiscal agency, or the state budget director on the planned
17 allocation of the funds appropriated for local public health
18 operations.

19 Sec. 379. The area agencies and local providers may receive
20 and expend fees for the provision of day care, care management,
21 respite care, and certain eligible home- and community-based
22 services. The fees shall be based on a sliding scale, taking client
23 income into consideration. The fees shall be used to expand
24 services.

25 Sec. 380. (1) For care provided to medical services recipients
26 with other third-party sources of payment, medical services
27 reimbursement shall not exceed, in combination with such other

1 resources, including Medicare, those amounts established for
2 medical services-only patients. The medical services payment rate
3 shall be accepted as payment in full. Other than an approved
4 medical services copayment, no portion of a provider's charge shall
5 be billed to the recipient or any person acting on behalf of the
6 recipient. Nothing in this section shall be considered to affect
7 the level of payment from a third-party source other than the
8 medical services program. The department shall require a
9 nonenrolled provider to accept medical services payments as payment
10 in full.

11 (2) Notwithstanding subsection (1), medical services
12 reimbursement for hospital services provided to dual
13 Medicare/medical services recipients with Medicare part B coverage
14 only shall equal, when combined with payments for Medicare and
15 other third-party resources, if any, those amounts established for
16 medical services-only patients, including capital payments.

17 Sec. 381. (1) For fee-for-service recipients who do not reside
18 in nursing homes, the pharmaceutical dispensing fee shall be \$2.50
19 or the pharmacy's usual or customary cash charge, whichever is
20 less. For nursing home residents, the pharmaceutical dispensing fee
21 shall be \$2.75 or the pharmacy's usual or customary cash charge,
22 whichever is less.

23 (2) The department shall require a prescription copayment for
24 Medicaid recipients of \$1.00 for a generic drug and \$3.00 for a
25 brand-name drug, except as prohibited by federal or state law or
26 regulation.

27 Sec. 382. (1) The department shall use procedures and rebates

1 amounts specified under section 1927 of title XIX, 42 USC 1396r-8,
2 to secure quarterly rebates from pharmaceutical manufacturers for
3 outpatient drugs dispensed to participants in the MIChild program,
4 maternal outpatient medical services program, children's special
5 health care services, and adult benefit waiver program.

6 (2) For products distributed by pharmaceutical manufacturers
7 not providing quarterly rebates as listed in subsection (1), the
8 department may require preauthorization.

9 Sec. 383. (1) The department shall require copayments on
10 dental, podiatric, chiropractic, vision, and hearing aid services
11 provided to Medicaid recipients, except as prohibited by federal or
12 state law or regulation.

13 (2) Except as otherwise prohibited by federal or state law or
14 regulations, the department shall require Medicaid recipients to
15 pay the following copayments:

16 (a) Two dollars for a physician office visit.

17 (b) Six dollars for a hospital emergency room visit.

18 (c) Fifty dollars for the first day of an inpatient hospital
19 stay.

20 (d) One dollar for an outpatient hospital visit.

21 Sec. 384. An institutional provider that is required to submit
22 a cost report under the medical services program shall submit cost
23 reports completed in full within 5 months after the end of its
24 fiscal year.

25 Sec. 385. All nursing home rates, class I and class III, must
26 have their respective fiscal year rate set 30 days prior to the
27 beginning of their rate year. Rates may take into account the most

1 recent cost report prepared and certified by the preparer, provider
2 corporate owner or representative as being true and accurate, and
3 filed timely, within 5 months of the fiscal year end in accordance
4 with Medicaid policy. If the audited version of the last report is
5 available, it shall be used. Any rate factors based on the filed
6 cost report may be retroactively adjusted upon completion of the
7 audit of that cost report.

8 Sec. 386. (1) As may be allowed by federal law or regulation,
9 the department may use funds provided by a local or intermediate
10 school district, which have been obtained from a qualifying health
11 system, as the state match required for receiving federal Medicaid
12 or children health insurance program funds. Any such funds received
13 shall be used only to support new school-based or school-linked
14 health services.

15 (2) A qualifying health system is defined as any health care
16 entity licensed to provide health care services in the state of
17 Michigan, that has entered into a contractual relationship with a
18 local or intermediate school district to provide or manage school-
19 based or school-linked health services.

20 Sec. 387. The funds appropriated in part 1 for forensic mental
21 health services provided to the department of corrections are in
22 accordance with the interdepartmental plan developed in cooperation
23 with the department of corrections. The department is authorized to
24 receive and expend funds from the department of corrections in
25 addition to the appropriations in part 1 to fulfill the obligations
26 outlined in the interdepartmental agreements.

1 **DEPARTMENT OF CORRECTIONS**

2 Sec. 400. The department may charge fees and collect revenues
3 in excess of appropriations in part 1 not to exceed the cost of
4 offender services and programming, employee meals, parolee loans,
5 academic/vocational services, custody escorts, compassionate
6 visits, union steward activities, public work programs, and
7 services provided to units of government. The revenues and fees
8 collected are appropriated for all expenses associated with these
9 services and activities.

10 Sec. 406. (1) The department shall administer a county jail
11 reimbursement program from the funds appropriated in part 1 for the
12 purpose of reimbursing counties for housing in jails felons who
13 otherwise would have been sentenced to prison.

14 (2) The county jail reimbursement program shall reimburse
15 counties for housing and custody of convicted felons if the
16 conviction was for a crime committed on or after January 1, 1999
17 and 1 of the following applies:

18 (a) The felon's sentencing guidelines recommended range upper
19 limit is more than 18 months, the felon's sentencing guidelines
20 recommended range lower limit is 12 months or less, the felon's
21 prior record variable score is 35 or more points, and the felon's
22 sentence is not for commission of a crime in crime class G or crime
23 class H under chapter XVII of the code of criminal procedure, 1927
24 PA 175, MCL 777.1 to 777.69.

25 (b) The felon's minimum sentencing guidelines range minimum is
26 more than 12 months.

27 (3) State reimbursement under this section for prisoner

1 housing and custody expenses per diverted offender shall be \$43.50
2 per diem for up to a 1-year total.

3 **DEPARTMENT OF EDUCATION**

4 Sec. 425. (1) Upon receipt of the federal drug-free grant, the
5 department shall allocate \$225,000.00 of the grant to the safe
6 school program within the department. The safe school program shall
7 work with local school boards, parents of enrolled students, law
8 enforcement agencies, community leaders, and the office of drug
9 control policy for the prevention of school violence. The safe
10 school program shall develop and implement, and serve as
11 coordinator of, a statewide clearinghouse for information, program
12 development, model programs and policies, and technical assistance
13 on school violence prevention.

14 (2) To accomplish its functions under this section, the safe
15 school program shall do all of the following:

16 (a) Coordinate with the office of drug control policy in the
17 department of community health to ensure that there is a meaningful
18 linkage between the efforts under this act to provide safe schools
19 and the initiatives undertaken through that office, including, but
20 not limited to, school districts' safe and drug-free school plans,
21 and to facilitate timely applications for and distribution of
22 available grant money.

23 (b) Provide through the Internet the availability to access,
24 and provide through the Internet information regarding, the state
25 model policy on locker searches, the state model policy on firearm
26 safety and awareness, and any other state or local safety policies

1 that the office considers exemplary.

2 (c) Advance, promote, and encourage the awareness and use of
3 the state police anti-violence hotline.

4 Sec. 427. For each student enrolled at the Michigan schools
5 for the deaf and blind, the department shall assess the
6 intermediate school district of residence 100% of the cost of
7 operating the student's instructional program. The amount shall
8 exclude room and board related costs and the cost of weekend
9 transportation between the school and the student's home.

10 Sec. 429. (1) The department may assess rent or lease excess
11 property located on the campus of the Michigan schools for the deaf
12 and blind in Flint to private or publicly funded organizations.

13 (2) In addition to those funds appropriated in part 1, the
14 department may receive and expend additional funds from lease
15 agreements at the Michigan schools for the deaf and blind Flint
16 campus that have been negotiated with the approval of the
17 department of management and budget. These funds are appropriated
18 to the department for the operation, maintenance, and renovation
19 expenses associated with the leased space.

20 Sec. 430. The department may provide and enter into agreements
21 to provide general services, training, meetings, information,
22 special equipment, software, and facility use, and technical
23 consulting services to other principal executive departments, state
24 agencies, local units of government, the judicial branch of
25 government, other organizations, and patrons of department
26 facilities. Fees for services shall be reasonably related to the
27 cost of providing the services and shall be used to offset the

1 costs of the services. The department may receive and expend funds
2 in addition to those authorized in part 1 for the following:

3 (a) Supplying census-related information and technical
4 services, publications, statistical studies, population projections
5 and estimates, and other demographic products.

6 (b) Microfilming and other document and data imaging services,
7 media, storage, and copies.

8 (c) Patron copier and document reproduction services and
9 copies.

10 (d) Conferences, training classes, exhibits, programs, and
11 workshops conducted as part of the department's mission.

12 (e) Use of specialized equipment, facilities, and software
13 that permit distance learning and meetings, and group decision
14 making.

15 (f) Special services including the rental of department
16 exhibits and collections.

17 (g) Application fees.

18 (h) Grants, gifts, and bequests, including those for capital
19 projects.

20 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

21 Sec. 450. (1) The department of environmental quality is
22 authorized to expend amounts remaining from the current and prior
23 fiscal year appropriations to meet funding needs of legislatively
24 approved sites for the environmental cleanup and redevelopment
25 program and the leaking underground storage tank cleanup program.

26 (2) Unexpended and unencumbered amounts remaining from

1 appropriations from the environmental protection bond fund
2 contained in 2003 PA 173 and 2006 PA 343 are appropriated for
3 expenditure for any site listed in this act and any site listed in
4 the public acts referenced in this section.

5 (3) Unexpended and unencumbered amounts remaining from
6 appropriations from the cleanup and redevelopment fund contained in
7 2003 PA 173 are appropriated for expenditure for any site listed in
8 this act and any site listed in the public acts referenced in this
9 section.

10 (4) Unexpended and unencumbered amounts remaining from
11 appropriations from the clean Michigan initiative fund - response
12 activities contained in 2000 PA 506, 2001 PA 120, 2003 PA 173, 2003
13 PA 237, 2004 PA 309, 2004 PA 350, 2005 PA 11, 2006 PA 343, and 2007
14 PA 121 are appropriated for expenditure for any site listed in this
15 act and any site listed in the public acts referenced in this
16 section.

17 (5) Unexpended and unencumbered amounts remaining from
18 appropriations from the environmental protection fund contained in
19 2001 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for
20 expenditure for any site listed in this act and any site listed in
21 the public acts referenced in this section.

22 (6) Unexpended and unencumbered amounts remaining from
23 appropriations from the refined petroleum fund activities contained
24 in 2005 PA 154, 2007 PA 121, and 2008 PA 247 are appropriated for
25 expenditure for any site listed in this act and any site listed in
26 the public acts referenced in this section.

1 **DEPARTMENT OF HUMAN SERVICES**

2 Sec. 550. From the funds appropriated in part 1 for foster
3 care, the department shall provide 50% reimbursement to Indian
4 tribal governments for foster care expenditures for children who
5 are under the jurisdiction of Indian tribal courts and who are not
6 otherwise eligible for federal foster care cost sharing.

7 Sec. 552. Agencies receiving teenage parent counseling funds
8 shall provide at least 10% in matching funds, through any
9 combination of local, state, or federal funds or in-kind or other
10 donations.

11 Sec. 556. Counties shall be subject to 50% charge-back for the
12 use of alternative regional detention services, if those detention
13 services do not fall under the basic provision of section 117e of
14 the social welfare act, 1939 PA 280, MCL 400.117e, or if a county
15 operates those detention services programs primarily with
16 professional rather than volunteer staff.

17 Sec. 558. (1) The appropriations in part 1 assume a total
18 federal child support incentive payment of \$26,500,000.00.

19 (2) From the federal money received for child support
20 incentive payments, \$12,000,000.00 shall be retained by the state
21 and expended for child support program expenses.

22 (3) From the federal money received for child support
23 incentive payments, \$14,500,000.00 shall be paid to the counties
24 based on each county's performance level for each of the federal
25 performance measures as established in the code of federal
26 regulations, CFR 45.305.2.

27 (4) If the child support incentive payment to the state from

1 the federal government is greater than \$26,500,000.00, then 100% of
2 the excess shall be retained by the state and is appropriated until
3 the total retained by the state reaches \$15,397,400.00.

4 (5) If the child support incentive payment to the state from
5 the federal government is greater than the amount needed to satisfy
6 the provisions identified in subsections (1), (2), (3), and (4),
7 the additional funds shall be subject to appropriation by the
8 legislature.

9 (6) If the child support incentive payment to the state from
10 the federal government is less than \$26,500,000.00, then the state
11 and county share shall each be reduced by 50% of the shortfall.

12 Sec. 560. The department shall assess fees in the licensing
13 and regulation of child care organizations as defined in 1973 PA
14 116, MCL 722.111 to 722.128, and adult foster care facilities as
15 defined in the adult foster care facility licensing act, 1979 PA
16 218, MCL 400.701 to 400.737. Fees collected by the department shall
17 be used exclusively for the purpose of licensing and regulating
18 child care organizations and adult foster care facilities.

19 **DEPARTMENT OF INFORMATION TECHNOLOGY**

20 Sec. 575. (1) Funds appropriated in part 1 for the Michigan
21 public safety communications system shall be expended upon approval
22 of an expenditure plan by the state budget director.

23 (2) The department of information technology shall assess all
24 subscribers of the Michigan public safety communications system
25 reasonable access and maintenance fees.

26 (3) All money received by the department of information

1 technology under this section shall be expended for the support and
2 maintenance of the Michigan public safety communications system.

3 (4) The department of information technology shall provide a
4 report to the senate and house of representatives standing
5 committees on appropriations, the senate and house fiscal agencies,
6 and the state budget director on April 15 and on October 15,
7 indicating the amount of revenue collected under this section and
8 expended for support and maintenance of the Michigan public safety
9 communications system for the immediately preceding 6-month period.
10 Any deposits made under this section and unencumbered funds are
11 restricted revenues and may be carried forward into succeeding
12 fiscal years.

13 **JUDICIAL BRANCH**

14 Sec. 580. (1) The direct trial court automation support
15 program of the state court administrative office shall recover
16 direct and overhead costs from trial courts by charging for
17 services rendered. The fee shall cover the actual costs incurred to
18 the direct trial court automation support program in providing the
19 service, including development of future versions of case
20 management systems. A report of amounts collected in excess of
21 funds identified as user service charges in part 1 shall be
22 submitted to the state budget director and to the house and senate
23 appropriations subcommittees on judiciary 30 days before
24 expenditure by the direct trial court automation support program.

25 (2) From funds appropriated in part 1, the direct trial court
26 automation support program of the state court administrative office

1 shall provide to the state budget director, the senate and house
2 appropriations committees, and the senate and house fiscal agencies
3 before January 1 of each year, a detailed list of user service
4 charges collected during the immediately preceding state fiscal
5 year.

6 **DEPARTMENT OF ENERGY, LABOR, AND ECONOMIC GROWTH**

7 Sec. 600. The funds collected by the office of financial and
8 insurance services in connection with a conservatorship pursuant to
9 section 32 of the mortgage brokers, lenders, and servicers
10 licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated for
11 all expenses necessary to provide for the required services. Funds
12 are available for expenditure when they are received by the
13 department of treasury and shall not lapse to the general fund at
14 the end of the fiscal year.

15 Sec. 602. The funds collected by the department from
16 corporations being liquidated pursuant to the insurance code of
17 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated
18 for all expenses necessary to provide for the required services.
19 Funds are available for expenditure when they are received by the
20 department of treasury and shall not lapse to the general fund at
21 the end of the fiscal year.

22 Sec. 604. The department may make available to interested
23 entities otherwise unavailable customized listings of
24 nonconfidential information in its possession, such as names and
25 addresses of licensees, and charge for this information as follows:
26 base fee for 1 to 1,000 records at the cost to the department;

1 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more
 2 records at .5 cents per record. The revenue received from this
 3 service may be used to offset expenses of programs as appropriated
 4 in part 1. The balance of this revenue collected and unexpended at
 5 the end of the fiscal year shall revert to the appropriate
 6 restricted revenue account or fund or, in absence of such an
 7 account or fund, to the general fund. The department shall submit
 8 an annual report on or before December 1 of each year to the state
 9 budget office and the subcommittees that states the amount of
 10 revenue received from the sale of information.

11 Sec. 606. Money appropriated under this article for the bureau
 12 of fire services shall not be expended unless, in accordance with
 13 section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c,
 14 inspection and plan review fees will be charged according to the
 15 following schedule:

16 Operation and maintenance inspection fee

17 <u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
18 Hospitals	Any	\$8.00 per bed

19 Plan review and construction inspection fees for
 20 hospitals and schools

21 <u>Project cost range</u>	<u>Fee</u>
22 \$101,000.00 or less	minimum fee of \$155.00
23 \$101,001.00 to \$1,500,000.00	\$1.60 per \$1,000.00
24 \$1,500,001.00 to \$10,000,000.00	\$1.30 per \$1,000.00
25 \$10,000,001.00 or more	\$1.10 per \$1,000.00
26	or a maximum fee of \$60,000.00.

27 Sec. 608. The department shall sell documents at a price not

1 to exceed the cost of production and distribution. Money received
2 from the sale of these documents shall revert to the department.
3 The funds are available for expenditure when they are received by
4 the department of treasury and may only be used for costs directly
5 related to the continued updating and distribution of the documents
6 pursuant to this section. This section applies only for the
7 following documents:

8 (a) Corporation and securities division documents, reports,
9 and papers required or permitted by law pursuant to section 1060(5)
10 of the business corporation act, 1972 PA 284, MCL 450.2060.

11 (b) The subdivision control manual, the state boundary
12 commission operations manual, and other local government assistance
13 manuals.

14 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL
15 436.1101 to 436.2303.

16 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301
17 to 125.2349; the business corporation act, 1972 PA 284, MCL
18 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,
19 MCL 450.2101 to 450.3192; and the uniform securities act, 1964 PA
20 265, MCL 451.501 to 451.818.

21 (e) Labor law books.

22 (f) Worker's compensation health care services rules.

23 (g) Construction code manuals.

24 (h) Copies of transcripts from administrative law hearings.

25 Sec. 610. In addition to the amounts appropriated in part 1
26 for the administration of the land bank fast track authority, the
27 authority may expend revenues received under the land bank fast

1 track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes
2 authorized by the act including, but not limited to, the
3 acquisition, lease, management, demolition, maintenance, or
4 rehabilitation of real or personal property, payment of debt
5 service for notes or bonds issued by the authority, and other
6 expenses to clear or quiet title property held by the authority.

7 Sec. 612. Funds collected by the department under sections 55,
8 57, 58, and 59 of the administrative procedures act of 1969, 1969
9 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of
10 the legislative council act, 1986 PA 268, MCL 4.1203, are
11 appropriated for all expenses necessary to provide for the cost of
12 publication and distribution. The funds appropriated under this
13 section are allotted for expenditure when they are received by the
14 department of treasury and shall not lapse to the general fund at
15 the end of the fiscal year.

16 Sec. 614. The department may carry into the succeeding fiscal
17 year unexpended federal pass-through funds to local institutions
18 and governments that do not require additional state matching
19 funds. Federal pass-through funds to local institutions and
20 governments that are received in amounts in addition to those
21 included in part 1 and that do not require additional state
22 matching funds are appropriated for the purposes intended.

23 DEPARTMENT OF MANAGEMENT AND BUDGET

24 Sec. 625. (1) The department of management and budget may
25 receive and expend funds in addition to those authorized by part 1
26 for maintenance and operation services provided specifically to

1 other principal executive departments or state agencies, the
2 legislative branch, the judicial branch, or private tenants, or
3 provided in connection with facilities transferred to the
4 operational jurisdiction of the department of management and
5 budget.

6 (2) The department of management and budget may receive and
7 expend funds in addition to those authorized by part 1 for real
8 estate, architectural, design, and engineering services provided
9 specifically to other principal executive departments or state
10 agencies, the legislative branch, or the judicial branch.

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

16 (4) The department of management and budget may receive and
17 expend funds in addition to those authorized in part 1 for
18 purchasing services provided specifically to other principal
19 executive departments and state agencies, the legislative branch,
20 or the judicial branch.

21 Sec. 627. (1) The source of financing in part 1 for statewide
22 appropriations shall be funded by assessments against longevity and
23 insurance appropriations throughout state government in a manner
24 prescribed by the department of management and budget. Funds shall
25 be used as specified in joint labor/management agreements or
26 through the coordinated compensation hearings process. Any deposits
27 made under this subsection and any unencumbered funds are

1 restricted revenues, may be carried over into the succeeding fiscal
2 years, and are appropriated.

3 (2) In addition to the funds appropriated in part 1 for
4 statewide appropriations, the department of management and budget
5 may receive and expend funds in such additional amounts as may be
6 specified in joint labor/management agreements or through the
7 coordinated compensation hearings process in the same manner and
8 subject to the same conditions as prescribed in subsection (1).

9 CIVIL SERVICE

10 Sec. 635. (1) All restricted funds shall be assessed a sum not
11 less than 1% of the total aggregate payroll paid from those funds
12 for financing the civil service commission on the basis of actual
13 1% restricted sources total aggregate payroll of the classified
14 service for fiscal year 2008 in accordance with section 5 of
15 article XI of the state constitution of 1963. This includes, but is
16 not limited to, restricted funds appropriated in part 1 of any
17 appropriations act. Unexpended 1% appropriated funds shall be
18 returned to each 1% fund source at the end of the fiscal year.

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

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

1 Sec. 637. The appropriation in part 1 to the civil service
2 commission, for state-sponsored group insurance, flexible spending
3 accounts, and COBRA, represents amounts, in part, included within
4 the various appropriations throughout state government for the
5 current fiscal year to fund the flexible spending account program
6 included within the civil service commission. Deposits against
7 state-sponsored group insurance, flexible spending accounts, and
8 COBRA for the flexible spending account program shall be made from
9 assessments levied during the current fiscal year in a manner
10 prescribed by the civil service commission. Unspent employee
11 contributions to the flexible spending accounts may be used to
12 offset administrative costs for the flexible spending account
13 program, with any remaining balance of unspent employee
14 contributions to be lapsed to the general fund.

15 STATE BUILDING AUTHORITY

16 Sec. 645. (1) Subject to section 242 of the management and
17 budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the
18 state building authority, the department may expend from the
19 general fund of the state during the fiscal year ending September
20 30, 2010 an amount to meet the cash flow requirements of those
21 state building authority projects solely for lease to a state
22 agency identified in both part 1 and this section, and for which
23 state building authority bonds or notes have not been issued, and
24 for the sole acquisition by the state building authority of
25 equipment and furnishings for lease to a state agency as permitted
26 by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of
27 bonds or notes is authorized by a legislative concurrent resolution

1 that is effective for the fiscal year ending September 30, 2010.

2 Any general fund advances for which state building authority bonds
3 have not been issued shall bear an interest cost to the state
4 building authority at a rate not to exceed that earned by the state
5 treasurer's common cash fund during the period in which the
6 advances are outstanding and are repaid to the general fund of the
7 state.

8 (2) Upon sale of bonds or notes for the projects identified in
9 part 1 or for equipment as authorized by legislative concurrent
10 resolution and in this section, the state building authority shall
11 credit the general fund of the state an amount equal to that
12 expended from the general fund plus interest, if any, as defined in
13 this section.

14 (3) For state building authority projects for which bonds or
15 notes have been issued and upon the request of the state building
16 authority, the state treasurer shall make advances without interest
17 from the general fund as necessary to meet cash flow requirements
18 for the projects, which advances shall be reimbursed by the state
19 building authority when the investments earmarked for the financing
20 of the projects mature.

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

26 Sec. 650. (1) State building authority funding to finance
27 construction or renovation of a facility that collects revenue in

1 excess of money required for the operation of that facility shall
2 not be released to a university or community college unless the
3 institution agrees to reimburse that excess revenue to the state
4 building authority. The excess revenue shall be credited to the
5 general fund to offset rent obligations associated with the
6 retirement of bonds issued for that facility. The auditor general
7 shall annually identify and present an audit of those facilities
8 that are subject to this section. Costs associated with the
9 administration of the audit shall be charged against money
10 recovered pursuant to this section.

11 (2) As used in this section, "revenue" includes state
12 appropriations, facility opening money, other state aid, indirect
13 cost reimbursement, and other revenue generated by the activities
14 of the facility.

15 Sec. 660. (1) The state building authority rent appropriations
16 in part 1 may also be expended for the payment of required premiums
17 for insurance on facilities owned by the state building authority
18 or payment of costs that may be incurred as the result of any
19 deductible provisions in such insurance policies.

20 (2) If the amount appropriated in part 1 for state building
21 authority rent is not sufficient to pay the rent obligations and
22 insurance premiums and deductibles identified in subsection (1) for
23 state building authority projects, there is appropriated from the
24 general fund of the state the amount necessary to pay such
25 obligations.

26 DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

1 Sec. 675. The department may charge reasonable rental and
2 equipment usage fees for renting an armory or using the distance-
3 learning network. The fee shall include the cost of overtime
4 compensation, insurance coverage, and any maintenance required.

5 DEPARTMENT OF NATURAL RESOURCES

6 Sec. 700. The department may charge both application fees and
7 transaction fees related to the exchange or sale of state-owned
8 land or rights in land authorized by part 21 of the natural
9 resources and environmental protection act, 1994 PA 451, MCL
10 324.2101 to 324.2162. The fees shall be set by the director at a
11 rate which allows the department to recover its costs for providing
12 these services.

13 Sec. 721. Funds collected by the department under sections 6,
14 7, and 7a of 1913 PA 271, MCL 399.6, 399.7, and 399.7a, are
15 appropriated to the department for the purposes for which they were
16 received.

17 DEPARTMENT OF STATE

18 Sec. 725. All funds made available by section 3171 of the
19 insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated
20 and made available to the department of state to be expended only
21 for the uses and purposes for which the funds are received as
22 provided by sections 3171 to 3177 of the insurance code of 1956,
23 1956 PA 218, MCL 500.3171 to 500.3177.

24 Sec. 730. From the funds appropriated in part 1, the
25 department of state shall sell copies of records including, but not

1 limited to, records of motor vehicles, off-road vehicles,
2 snowmobiles, watercraft, mobile homes, personal identification
3 cardholders, drivers, and boat operators and shall charge \$7.00 per
4 record sold only as authorized in section 208b of the Michigan
5 vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222,
6 MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the
7 natural resources and environmental protection act, 1994 PA 451,
8 MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue
9 received from the sale of records shall be credited to the
10 transportation administration collection fund created under section
11 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

12 Sec. 735. From the funds appropriated in part 1, the
13 department of state may restrict funds from miscellaneous revenue
14 to cover cash shortages created from normal branch office
15 operations. This amount shall not exceed \$50,000.00 of the total
16 funds available in miscellaneous revenue.

17 Sec. 740. (1) Commemorative and specialty license plate fee
18 revenue collected by the department of state and deposited into the
19 transportation administration collection fund is authorized for
20 expenditure up to the amount of revenue collected but not to exceed
21 the amount appropriated to the department of state in part 1 to
22 administer commemorative and specialty license plate programs.

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

1 available for future appropriation.

2 Sec. 745. (1) Any service assessment collected by the
3 department of state from the user of a credit or debit card under
4 section 3 of 1995 PA 144, MCL 11.23, is appropriated to the
5 department for necessary expenses related to that service and may
6 be remitted to a credit or debit card company, bank, or other
7 financial institution. Funds are allocated for expenditure when
8 they are received by the department of treasury.

9 (2) The service assessment imposed by the department of state
10 for credit and debit card services may be based either on a
11 percentage of each individual credit or debit card transaction, or
12 on a flat rate per transaction, or both scaled to the amount of the
13 transaction. However, the department shall not charge any amount
14 for a service assessment which exceeds the costs billable to the
15 department for service assessments.

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

20 (4) As used in this section, "service assessment" means and
21 includes costs associated with service fees imposed by credit and
22 debit card companies and processing fees imposed by banks and other
23 financial institutions.

24 DEPARTMENT OF STATE POLICE

25 Sec. 750. (1) The state director of emergency management may
26 expend money appropriated under this article to call upon any

1 agency or department of the state or any resource of the state to
2 protect life or property or to provide for the health or safety of
3 the population in any area of the state in which the governor
4 proclaims a state of emergency or state of disaster under 1945 PA
5 302, MCL 10.31 to 10.33, or under the emergency management act,
6 1976 PA 390, MCL 30.401 to 30.421. The state director of emergency
7 management may expend the amounts the director considers necessary
8 to accomplish these purposes. The director shall submit to the
9 state budget director as soon as possible a complete report of all
10 actions taken under the authority of this section. The report shall
11 contain, as a separate item, a statement of all money expended that
12 is not reimbursable from federal money. The state budget director
13 shall review the expenditures and submit recommendations to the
14 legislature in regard to any possible need for a supplemental
15 appropriation.

16 (2) In addition to the money appropriated in this article, the
17 department may receive and expend money from local, private,
18 federal, or state sources for the purpose of providing emergency
19 management training to local or private interests and for the
20 purpose of supporting emergency preparedness, response, recovery,
21 and mitigation activity. If additional expenditure authorization in
22 the Michigan administrative information network is approved by the
23 state budget office under this section, the department and the
24 state budget office shall notify the house and senate
25 appropriations subcommittees on state police and military and
26 veterans affairs and the house and senate fiscal agencies within 10
27 days after the approval. The notification shall include the amount

1 and source of the additional authorization, the date of its
2 approval, and the projected use of funds to be expended under the
3 authorization.

4 Sec. 751. The money appropriated in part 1 for computer
5 services shall be funded by LEIN user fees sufficient to pay 1/3 of
6 the service and contract maintenance costs of the LEIN system.

7 **MICHIGAN STRATEGIC FUND**

8 Sec. 775. Travel Michigan may establish and collect a fee to
9 cover the cost of materials and processing of photographic prints,
10 slides, videotapes, and travel product database information that
11 are requested by the media and other segments of the public and
12 private sectors. The fees collected shall be appropriated for all
13 expenses necessary to purchase and distribute these photographic
14 prints, slides, videotapes, and travel product database
15 information. The funds are available for expenditure when they are
16 received by the department of treasury.

17 Sec. 780. Travel Michigan may receive and expend private
18 revenue related to the use of the "Michigan Great Lakes. Great
19 Times." and "Pure Michigan." copyrighted slogans and images. This
20 revenue may come from the direct licensing of the name and image or
21 from the royalty payments from various merchandise sales. Revenue
22 collected is appropriated for the marketing of the state as a
23 travel destination. The funds are available for expenditure when
24 they are received by the department of treasury.

25 **DEPARTMENT OF TRANSPORTATION**

1 Sec. 800. State aeronautics funds appropriated in part 1 for
2 airport safety and protection plan debt service are transferred to
3 the comprehensive transportation fund and are appropriated for the
4 purpose of reimbursing comprehensive transportation fund debt
5 service obligations for the airport safety and protection plan
6 program.

7 DEPARTMENT OF TREASURY

8 Sec. 825. (1) Amounts needed to pay for interest, fees,
9 principal, mandatory and optional redemptions, arbitrage rebates as
10 required by federal law, and costs associated with the payment,
11 registration, trustee services, credit enhancements, and issuing
12 costs in excess of the amount appropriated to the department of
13 treasury in part 1 for debt service on notes and bonds that are
14 issued by the state under sections 14, 15, and 16 of article IX of
15 the state constitution of 1963 as implemented by 1967 PA 266, MCL
16 17.451 to 17.455, are appropriated.

17 (2) In addition to the amount appropriated to the department
18 of treasury for debt service in part 1, there is appropriated an
19 amount for fiscal year cash-flow borrowing costs to pay for
20 interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to
21 12.53.

22 (3) In addition to the amount appropriated to the department
23 of treasury for debt service in part 1, there is appropriated all
24 repayments received by the state on loans made from the school bond
25 loan fund not required to be deposited in the school loan revolving
26 fund by or pursuant to section 4 of 1961 PA 112, MCL 388.984, to

1 the extent determined by the state treasurer, for the payment of
2 debt service, including, without limitation, optional and mandatory
3 redemptions, on bonds, notes or commercial paper issued by the
4 state pursuant to 1961 PA 112, MCL 388.981 to 388.985.

5 Sec. 826. (1) From the funds appropriated in part 1, the
6 department of treasury may contract with private collection
7 agencies and law firms to collect taxes and other accounts due this
8 state. In addition to the amounts appropriated in part 1 to the
9 department of treasury, there are appropriated amounts necessary to
10 fund collection costs and fees not to exceed 25% of the collections
11 or 2.5% plus operating costs, whichever amount is prescribed by the
12 contract. The appropriation to fund collection costs and fees for
13 the collection of taxes or other accounts due this state are from
14 the fund or account to which the revenues being collected are
15 recorded or dedicated. However, if the taxes collected are
16 constitutionally dedicated for a specific purpose, the
17 appropriation of collection costs and fees are from the general
18 purpose account of the general fund.

19 (2) From the funds appropriated in part 1, the department of
20 treasury may contract with private collections agencies and law
21 firms to collect defaulted student loans and other accounts due the
22 Michigan guaranty agency. In addition to the amounts appropriated
23 in part 1 to the department of treasury, there are appropriated
24 amounts necessary to fund collection costs and fees not to exceed
25 22% of the collection or a lesser amount as prescribed by the
26 contract. The appropriation to fund collection costs and fees for
27 the auditing and collection of defaulted student loans due the

1 Michigan guaranty agency is from the fund or account to which the
2 revenues being collected are recorded or dedicated.

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

11 Sec. 827. (1) There is appropriated an amount sufficient to
12 recognize and pay expenditures for financial services provided by
13 financial institutions as provided under section 1 of 1861 PA 111,
14 MCL 21.181.

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

19 Sec. 828. A plaintiff in a garnishment action involving this
20 state shall pay to the state treasurer 1 of the following:

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

25 (b) A fee of \$6.00 at the time any other writ of garnishment
26 is served upon the state treasurer, except that the fee shall be
27 reduced to \$5.00 for each writ of garnishment for individual income

1 tax refunds or credits filed by magnetic media.

2 Sec. 829. From funds appropriated in part 1, the department of
3 treasury may contract with private auditing firms to audit for and
4 collect unclaimed property due this state in accordance with the
5 Michigan uniform unclaimed property act. In addition to the amounts
6 appropriated in part 1 to the department of treasury, there are
7 appropriated amounts necessary to fund auditing and collection
8 costs and fees not to exceed 12% of the collections, or a lesser
9 amount as prescribed by the contract. The appropriation to fund
10 collection costs and fees for the auditing and collection of
11 unclaimed property due this state is from the fund or account to
12 which the revenues being collected are recorded or dedicated.

13 Sec. 830. The department of treasury may provide receipt,
14 warrant and cash processing, data, collection, investment, fiscal
15 agent, levy and warrant cost assessment, writ of garnishment, and
16 other user services on a contractual basis for other principal
17 executive departments and state agencies. Funds for the services
18 provided are appropriated and shall be expended for salaries and
19 wages, fees, supplies, and equipment necessary to provide the
20 services. Any unobligated balance of the funds received shall
21 revert to the general fund of this state as of September 30.

22 Sec. 831. Revenue received under the Michigan education trust
23 act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the
24 board of directors of the Michigan education trust for necessary
25 salaries, wages, supplies, contractual services, equipment,
26 worker's compensation insurance premiums, and grants to the civil
27 service commission and state employees' retirement fund.

1 Sec. 832. The department of treasury may expend revenues
2 received under the hospital finance authority act, 1969 PA 38, MCL
3 331.31 to 331.84, for necessary salaries, wages, supplies,
4 contractual services, equipment, worker's compensation insurance
5 premiums, and grants to the civil service commission and state
6 employees' retirement fund. The department of treasury shall
7 maintain accounting records in sufficient detail to enable the
8 hospital clients to be reimbursed periodically for fees that are
9 determined by the department of treasury to be surplus to needs.

10 Sec. 833. The department of treasury may expend revenue
11 received under the shared credit rating act, 1985 PA 227, MCL
12 141.1051 to 141.1076, for necessary salaries, wages, supplies,
13 contractual services, equipment, worker's compensation insurance
14 premiums, and grants to the civil service commission and state
15 employees' retirement fund.

16 Sec. 834. The department of treasury shall establish a
17 separate account for the funds related to the Michigan higher
18 education facilities authority. The department of treasury may
19 expend revenue received under the higher education facilities
20 authority act, 1969 PA 295, MCL 390.921 to 390.934, for necessary
21 salaries, wages, supplies, contractual services, equipment,
22 worker's compensation insurance premiums, and grants to the civil
23 service commission and state employees' retirement fund. The
24 department of treasury shall maintain accounting records in
25 sufficient detail to enable the educational institution clients to
26 be reimbursed periodically for fees that are determined by the
27 department to be surplus to needs.

1 Sec. 835. The department of treasury may expend revenues
2 received under the Michigan public educational facilities
3 authority, Executive Order No. 2002-3, for necessary salaries,
4 wages, supplies, contractual services, equipment, worker's
5 compensation insurance premiums, and grants to the civil service
6 commission and state employees' retirement fund.

7 Sec. 836. In addition to the funds appropriated in part 1 to
8 the bureau of state lottery, there is appropriated from lottery
9 revenues the amount necessary for, and directly related to,
10 implementing and operating lottery games. Appropriations under this
11 section shall only be expended for contractually mandated payments
12 for vendor commissions, contractually mandated payments for instant
13 tickets intended for resale, the contractual costs of providing and
14 maintaining the on-line system communications network, and
15 incentive and bonus payments to lottery retailers.

16 Sec. 837. In addition to the funds appropriated in part 1,
17 funds distributed by the Michigan gaming control board to the
18 department of treasury for oversight of casino gaming are
19 appropriated upon receipt. These funds may be used to pay for costs
20 incurred for casino gaming oversight activities.

21 Sec. 838. (1) Funds appropriated in part 1 for local
22 government programs may be used to provide assistance to a local
23 revenue sharing board referenced in an agreement authorized by the
24 Indian gaming regulatory act, Public Law 100-497.

25 (2) A local revenue sharing board described in subsection (1)
26 shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to
27 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231

1 to 15.246.

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

10 (4) The director of the department of state police and the
11 executive director of the Michigan gaming control board are
12 authorized to assist the local revenue sharing boards in
13 determining allocations to be made to local public safety
14 organizations.

15 (5) The department of treasury shall submit a report by
16 September 30 to the senate and house of representatives standing
17 committees on appropriations and the state budget director on the
18 receipts and distribution of revenues by local revenue sharing
19 boards.

20 Sec. 839. The department of treasury may expend revenue
21 received under the Michigan tobacco settlement finance authority
22 act, 2005 PA 226, MCL 129.261 to 129.279, for necessary salaries
23 and wages, supplies, contractual services, equipment, worker's
24 compensation insurance premiums, and grants to the civil service
25 commission and state employees' retirement fund.

26 **REVENUE STATEMENT**

1 Sec. 850. Pursuant to section 18 of article V of the state
 2 constitution of 1963, fund balances and estimates are presented in
 3 the following statement:

4 BUDGET RECOMMENDATIONS BY OPERATING FUNDS

5 (Amounts in millions)

6 Fiscal Year 2009-2010

		Beginning		
	Fund	Unreserved		
	Fund	Estimated	Ending	
	Balance	Revenue	Balance	
11	OPERATING FUNDS			
12	General fund/general purpose	0110	199.6	7,713.0
13	General fund/special purpose		446.6	17,451.8
14	Special Revenue Funds:			
15	Countercyclical budget and			
16	economic stabilization	0111	2.2	0.1
17	Game and fish protection	0112	4.1	61.4
18	Michigan employment security act			
19	administration	0113	10.2	12.5
20	State aeronautics	0114	2.2	132.7
21	Michigan veterans' benefit			
22	trust	0115	0.0	2.3
23	State trunkline	0116	(6.2)	1,808.9
24	Michigan state waterways	0117	1.3	28.6
25	Blue Water Bridge	0118	6.2	15.3

1	Michigan transportation	0119	0.0	1,819.9	0.0
2	Comprehensive transportation	0120	6.3	299.7	(6.4)
3	School aid	0122	171.0	12,165.6	0.0
4	Game and fish protection trust	0124	6.0	14.3	6.0
5	State park improvement	0125	0.0	41.1	0.0
6	Forest development	0126	3.4	29.7	0.7
7	Michigan civilian conservation				
8	corps endowment	0128	0.3	0.0	0.0
9	Michigan natural resources				
10	trust	0129	32.4	60.2	31.2
11	Michigan state parks endowment	0130	6.1	12.1	4.1
12	Safety education and training	0131	6.2	9.3	7.1
13	Bottle deposit	0136	0.0	12.6	0.0
14	State construction code	0138	0.9	15.0	4.3
15	Children's trust	0139	1.0	3.8	0.5
16	State casino gaming	0140	1.8	34.8	1.8
17	Homeowner construction lien				
18	recovery	0141	0.8	1.0	(1.2)
19	Michigan nongame fish and				
20	wildlife	0143	0.1	0.3	0.0
21	Michigan merit award trust	0154	0.0	191.7	0.0
22	Outdoor recreation legacy	0162	(0.2)	2.3	(0.2)
23	Off-road vehicle account	0163	1.7	3.6	0.4
24	Snowmobile account	0164	2.1	10.1	0.0
25	Silicosis dust disease				
26	and logging	0870	2.1	1.3	1.7
27	Utility consumer				

1	representation	0893	3.5	1.2	3.6
2	TOTALS		\$911.7	\$41,956.2	\$551.6