

Act No. 64  
Public Acts of 2009  
Approved by the Governor  
July 1, 2009  
Filed with the Secretary of State  
July 2, 2009  
EFFECTIVE DATE: July 2, 2009

**STATE OF MICHIGAN  
95TH LEGISLATURE  
REGULAR SESSION OF 2009**

Introduced by Rep. Cushingberry

# ENROLLED HOUSE BILL No. 4310

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

*The People of the State of Michigan enact:*

PART 1

LINE-ITEM APPROPRIATIONS

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

**APPROPRIATION SUMMARY**

GROSS APPROPRIATION .....	\$	9,541,900
Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION .....	\$	9,541,900
Total federal revenues .....		9,141,200
Total local revenues.....		0
Total private revenues .....		0
Total other state restricted revenues .....		400,000
State general fund/general purpose .....	\$	700

**Sec. 102. CAPITAL OUTLAY**

**(1) APPROPRIATION SUMMARY**

GROSS APPROPRIATION .....	\$	700
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION .....	\$	700
Federal revenues:		
Total federal revenues .....		0
Special revenue funds:		
Total local revenues.....		0
Total private revenues .....		0
Total other state restricted revenues .....		0
State general fund/general purpose .....	\$	700

**(2) STATE BUILDING AUTHORITY FINANCED CONSTRUCTION  
AUTHORIZATIONS**

Eastern Michigan University - Pray-Harold renovations (total authorized cost \$42,000,000; state building authority share \$31,499,800; Eastern Michigan University share \$10,500,000; state general fund share \$200) .....	\$	100
Ferris State University - center for collaborative health education (total authorized cost \$26,900,000; state building authority share \$20,174,800; Ferris State University share \$6,725,000; state general fund share \$200) .....		100
Jackson Community College - Whiting hall renovation (total authorized cost \$21,900,000; state building authority share \$10,949,800; Jackson Community College share \$10,950,000; state general fund share \$200) .....		100
Kalamazoo Valley Community College - Texas Township campus expansion (total authorized cost \$11,988,000; state building authority share \$5,993,800; Kalamazoo Valley Community College share \$5,994,000; state general fund share \$200) .....		100
Mott Community College - library consolidation and renovations (total authorized cost \$8,156,000; state building authority share \$4,077,800; Mott Community College share \$4,078,000; state general fund share \$200) .....		100
Southwestern Michigan College - technology building renovation and expansion (total authorized cost \$3,200,000; state building authority share \$1,599,800; Southwestern Michigan College share \$1,600,000; state general fund share \$200) .....		100
West Shore Community College - arts and sciences center/remodeling and additions (total authorized cost \$6,900,000; state building authority share \$3,499,800; West Shore Community College share \$3,450,000; state general fund share \$200) .....		100
GROSS APPROPRIATION .....	\$	700
Appropriated from:		
State general fund/general purpose .....	\$	700

**Sec. 103. DEPARTMENT OF EDUCATION**

**(1) APPROPRIATION SUMMARY**

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

**(2) EDUCATIONAL ASSESSMENT AND ACCOUNTABILITY**

Educational assessment operations .....	\$	5,517,300
GROSS APPROPRIATION .....	\$	5,517,300
Appropriated from:		
Federal revenues:		
Federal revenues .....		5,517,300
State general fund/general purpose .....	\$	0

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

**(1) APPROPRIATION SUMMARY**

GROSS APPROPRIATION .....	\$	3,623,900
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers .....		0
ADJUSTED GROSS APPROPRIATION .....	\$	3,623,900
Federal revenues:		
Food assistance administration - ARRA .....		2,030,700
Total federal revenues .....		1,593,200
Special revenue funds:		
Total private revenues .....		0

		For Fiscal Year Ending Sept. 30, 2009
Total local revenues.....	\$	0
Total other state restricted revenues .....		0
State general fund/general purpose .....	\$	0
<b>(2) ADULT AND FAMILY SERVICES</b>		
Crisis prevention and elder law of Michigan food for the elderly project .....	\$	300,000
GROSS APPROPRIATION .....	\$	300,000
Appropriated from:		
Federal revenues:		
Food assistance administration - ARRA.....		300,000
State general fund/general purpose .....	\$	0
<b>(3) JUVENILE JUSTICE SERVICES</b>		
Child care fund.....	\$	0
GROSS APPROPRIATION .....	\$	0
Appropriated from:		
Federal revenues:		
Total federal revenues .....		595,000
State general fund/general purpose .....	\$	(595,000)
<b>(4) LOCAL OFFICE STAFF AND OPERATIONS</b>		
Field staff, salaries and wages .....	\$	1,796,300
Contractual services, supplies, and materials .....		20,000
GROSS APPROPRIATION .....	\$	1,816,300
Appropriated from:		
Federal revenues:		
Food assistance administration - ARRA.....		979,700
Total other federal revenues.....		490,700
State general fund/general purpose .....	\$	345,900
<b>(5) CENTRAL SUPPORT ACCOUNTS</b>		
Travel.....	\$	60,000
Payroll taxes and fringe benefits.....		1,013,100
GROSS APPROPRIATION .....	\$	1,073,100
Appropriated from:		
Federal revenues:		
Food assistance administration - ARRA.....		551,000
Total other federal revenues.....		317,700
State general fund/general purpose .....	\$	204,400
<b>(6) PUBLIC ASSISTANCE</b>		
Food bank funding.....	\$	200,000
GROSS APPROPRIATION .....	\$	200,000
Appropriated from:		
Federal revenues:		
Food assistance administration - ARRA.....		200,000
State general fund/general purpose .....	\$	0
<b>(7) INFORMATION TECHNOLOGY</b>		
Information technology services and projects.....	\$	234,500
GROSS APPROPRIATION .....	\$	234,500
Appropriated from:		
Federal revenues:		
Total federal revenues .....		189,800
State general fund/general purpose .....	\$	44,700
<b>Sec. 105. STATE TRANSPORTATION DEPARTMENT</b>		
<b>(1) APPROPRIATION SUMMARY</b>		
Full-time equated classified positions.....	0.0	
GROSS APPROPRIATION .....	\$	400,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers.....		0
ADJUSTED GROSS APPROPRIATION .....	\$	400,000

Federal revenues:		
Total federal revenues .....	\$	0
Special revenue funds:		
Total local revenues .....		0
Total private revenues .....		0
Total other state restricted revenues .....		400,000
State general fund/general purpose .....	\$	0
<b>(2) INTERCITY PASSENGER AND FREIGHT</b>		
Rail passenger service .....	\$	400,000
GROSS APPROPRIATION .....	\$	400,000
Appropriated from:		
Special revenue funds:		
Comprehensive transportation fund .....		400,000
Appropriated from:		
State general fund/general purpose .....	\$	0

## PART 2

### PROVISIONS CONCERNING APPROPRIATIONS

#### **GENERAL SECTIONS**

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

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

Sec. 203. The line-item appropriations in part 1 financed by federal funds designated as ARRA funding represent federal funds associated with the American recovery and reinvestment act of 2009, Public Law 111-5. These federal funds are temporary in nature. It is the intent of the legislature that when these temporary federal funds are fully expended, the program funding levels and any state employees supported by these temporary federal funds will not be continued.

#### **CAPITAL OUTLAY**

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

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

(3) An expenditure under this act is authorized when the release of the appropriation is approved by the state administrative board upon the recommendation of the director of the department of management and budget. The director of the department of management and budget may recommend to the state administrative board the release of any appropriation in part 1 only after the director of the department of management and budget is assured that the legal entity operating the community college to which the appropriation is made has complied with this act and has matched the amounts appropriated as required by this act. A release of funds in part 1 shall not exceed 50% of the total cost of planning and construction of any project, not including lump-sum remodeling and additions and special maintenance, unless otherwise appropriated by the legislature. Further planning and construction of a project authorized

by this act or applicable sections of the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and planning documents. This act is applicable to all projects for which planning appropriations were made in previous acts.

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

Sec. 251. If matching revenues are received in an amount less than the appropriations contained in this act, the state funds of the appropriation shall be reduced in proportion to the amount of matching revenue received.

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

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

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

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

## **DEPARTMENT OF EDUCATION**

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

## **DEPARTMENT OF HUMAN SERVICES**

Sec. 401. (1) The department shall work with the department of corrections to facilitate the operation of community programs that train and employ parolees to collect donated food for distribution to individuals or food banks.

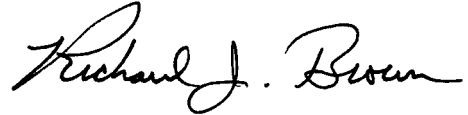
(2) If funds become available, the department shall allocate up to \$500,000.00 to a community-based program that trains and employs parolees to collect donated food for use by food banks. The program shall be administered through a partnership of 2 Michigan-chartered nonprofit organizations. At least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

## **STATE TRANSPORTATION DEPARTMENT**

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

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

This act is ordered to take immediate effect.



-----  
Clerk of the House of Representatives



-----  
Secretary of the Senate

Approved .....

-----  
Governor