

# HOUSE BILL No. 4324

February 23, 2011, Introduced by Rep. Moss and referred to the Committee on Appropriations.

A bill to make appropriations for various state departments and agencies; the judicial branch, and the legislative branch for the fiscal years ending September 30, 2012; to provide anticipated appropriations for the fiscal year ending September 30, 2013; to provide a nonbinding schedule of programs; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

	For Fiscal	For Fiscal
	Year Ending	Year Ending
	Sept. 30, 2012	Sept. 30, 2013
<b>APPROPRIATION SUMMARY</b>		
<b>GROSS APPROPRIATION .....</b>	<b>\$ 32,775,513,900</b>	<b>\$ 33,463,581,000</b>
Total interdepartmental grants and		
intradepartmental transfers .....	730,392,800	734,756,500
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 32,045,121,100</b>	<b>\$ 32,728,824,500</b>

1	Total federal revenues .....	17,290,815,500	17,460,260,400
2	Total local revenues .....	369,999,800	369,759,000
3	Total private revenues .....	127,589,800	127,782,600
4	Total other state restricted revenues .....	7,222,668,000	7,322,432,500
5	State general fund/general purpose .....	\$ 7,034,048,000	\$ 7,448,590,000

Article 1

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

PART 1

LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 1-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of agriculture and rural development are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	2.0	2.0
Full-time equated classified positions.....	436.0	436.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 71,469,300</b>	<b>\$ 72,865,500</b>
Total interdepartmental grants and		
intradepartmental transfers.....	297,600	297,600
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 71,171,700</b>	<b>\$ 72,567,900</b>
Total federal revenues .....	14,184,700	14,386,700
Total local revenues .....	0	0
Total private revenues .....	171,300	171,300
Total other state restricted revenues .....	29,713,000	30,294,800
State general fund/general purpose .....	<b>\$ 27,102,700</b>	<b>\$ 27,715,100</b>
<b>Sec. 1-102. ADMINISTRATION</b>		
Full-time equated unclassified positions.....	2.0	2.0

1	Full-time equated classified positions .....	23.0	23.0
2	Administration .....	\$ <u>5,442,400</u>	\$ <u>6,838,600</u>
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 5,442,400</b>	<b>\$ 6,838,600</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	2,800	2,800
6	Federal revenues .....	442,000	644,000
7	State restricted revenues .....	756,200	1,338,000
8	State general fund/general purpose .....	\$ 4,241,400	\$ 4,853,800
9	Schedule of programs:		
10	Commissions and boards .....	23,800	23,800
11	Unclassified positions .....	213,300	213,300
12	Executive direction .....	1,050,600	1,050,600
13	Rent and building occupancy charges .....	991,900	991,900
14	Operational services .....	981,100	981,100
15	Information technology services and projects .....	1,303,400	1,303,400
16	Active and retiree insurance and pension adjustment	0	1,396,200
17	Accounting service center .....	878,300	878,300
18	<b>Sec. 1-103. FOOD SAFETY AND HEALTH ASSURANCE</b>		
19	Full-time equated classified positions .....	228.0	228.0
20	Food safety and health assurance .....	\$ <u>30,831,400</u>	<u>30,831,400</u>
21	<b>GROSS APPROPRIATION .....</b>	<b>\$ 30,831,400</b>	<b>\$ 30,831,400</b>
22	Appropriated from:		
23	Interdepartmental grant revenues .....	194,800	194,800
24	Federal revenues .....	5,827,900	5,827,900
25	State restricted revenues .....	6,235,500	6,235,500
26	State general fund/general purpose .....	\$ 18,573,200	\$ 18,573,200
27	Schedule of programs:		

1	Food safety and quality assurance .....	9,931,600	9,931,600
2	Milk safety and quality assurance .....	2,437,900	2,437,900
3	Animal disease prevention and response .....	9,039,400	9,039,400
4	Migrant labor housing .....	1,162,300	1,162,300
5	Laboratory services .....	5,564,600	5,564,600
6	USDA monitoring .....	2,452,000	2,452,000
7	Emergency management .....	243,600	243,600
8	<b>Sec. 1-104. ENVIRONMENTAL PROTECTION</b>		
9	Full-time equated classified positions.....	119.0	119.0
10	Environmental protection .....	\$ 19,340,800	\$ 19,340,800
11	<b>GROSS APPROPRIATION .....</b>	<b>\$ 19,340,800</b>	<b>\$ 19,340,800</b>
12	Appropriated from:		
13	Interdepartmental grant revenues .....	100,000	100,000
14	Federal revenues .....	5,151,300	5,151,300
15	Private revenues .....	83,300	83,300
16	State restricted revenues .....	10,089,900	10,089,900
17	State general fund/general purpose .....	\$ 3,916,300	\$ 3,916,300
18	Schedule of programs:		
19	Pesticide and plant pest management .....	10,312,700	10,312,700
20	Emerald ash borer control program .....	1,822,600	1,822,600
21	Michigan agriculture environmental assurance program	264,600	264,600
22	Groundwater and freshwater protection program .....	5,421,700	5,421,700
23	Agriculture pollution prevention program .....	1,000,100	1,000,100
24	Right-to-farm .....	519,000	519,000
25	Local conservation districts .....	100	100
26	<b>Sec. 1-105. RURAL AND ECONOMIC DEVELOPMENT</b>		
27	Full-time equated classified positions.....	63.0	63.0

1	Rural and economic development .....	\$	<u>10,432,800</u>	\$	<u>10,432,800</u>
2	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>10,432,800</b>	<b>\$</b>	<b>10,432,800</b>
3	Appropriated from:				
4	Federal revenues .....		1,513,500		1,513,500
5	Private revenues .....		88,000		88,000
6	State restricted revenues .....		8,459,500		8,459,500
7	State general fund/general purpose .....	\$	371,800	\$	371,800
8	<i>Schedule of programs:</i>				
9	Agriculture development .....		1,915,300		1,915,300
10	Grape and wine program .....		736,300		736,300
11	Statistical reporting services .....		158,300		158,300
12	Farmland and open space preservation .....		958,200		958,200
13	Producer security/grain dealers .....		543,400		543,400
14	Consumer protection program .....		5,571,300		5,571,300
15	Intercounty drain .....		550,000		550,000
16	<b>Sec. 1-106. HORSE RACING</b>				
17	Full-time equated classified positions .....		3.0		3.0
18	Horse racing .....	\$	<u>3,121,900</u>	\$	<u>3,121,900</u>
19	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>3,121,900</b>	<b>\$</b>	<b>3,121,900</b>
20	Appropriated from:				
21	State restricted revenues .....		3,121,900		3,121,900
22	State general fund/general purpose .....	\$	0	\$	0
23	<i>Schedule of programs:</i>				
24	Horse racing grant program administration .....		331,300		331,300
25	Purses and supplements-fairs/licensed tracks .....		611,400		611,400
26	Licensed tracks-light horse racing .....		34,100		34,100
27	Standardbred breeders' awards .....		250,000		250,000

1	Standardbred purses and supplements-licensed tracks	461,600	461,600
2	Standardbred sire stakes .....	209,000	209,000
3	Standardbred training and stabling .....	9,300	9,300
4	Thoroughbred owners' awards .....	31,900	31,900
5	Thoroughbred supplements - licensed tracks .....	309,600	309,600
6	Thoroughbred breeders' awards .....	309,600	309,600
7	Thoroughbred sire stakes .....	214,100	214,100
8	Distribution of outstanding winning tickets .....	350,000	350,000
9	<b>Sec. 1-107. CAPITAL OUTLAY</b>		
10	Capital outlay .....	\$ 2,300,000	\$ 2,300,000
11	<b>GROSS APPROPRIATION .....</b>	<b>\$ 2,300,000</b>	<b>\$ 2,300,000</b>
12	Appropriated from:		
13	Federal revenues .....	1,250,000	1,250,000
14	State restricted revenues .....	1,050,000	1,050,000
15	State general fund/general purpose .....	\$ 0	\$ 0
16	<i>Schedule of programs:</i>		
17	Farmland and open space development acquisition ....	2,300,000	2,300,000

18 **PART 2**

19 **PROVISIONS CONCERNING APPROPRIATIONS**

20 **FISCAL YEAR 2012**

21 **GENERAL SECTIONS**

22 Sec. 1-201. Pursuant to section 30 of article IX of the state constitution of

23 1963, total state spending from state resources under part 1 for fiscal years 2011-

24 2012 is \$56,815,700.00 and state spending from state resources to be paid to local

25 units of government for fiscal years 2011-2012 is \$1,500,000.00. The itemized

statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

Environmental protection .....	\$	<u>1,500,000</u>
TOTAL .....	\$	1,500,000

Sec. 1-202. As used in this act:

(a) "Department" means the department of agriculture and rural development.

Sec. 1-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

1 18.1393.

2 **ADMINISTRATION**

3 Sec. 1-301. (1) Pursuant to the appropriations in part 1, the department may  
4 receive and expend revenue and use that revenue to cover necessary expenses related to  
5 publications, audit and licensing functions, livestock sales, certification of nursery  
6 stock, and laboratory analyses as specified in the following:

7 (a) Management services publications.

8 (b) Management services audit and licensing functions.

9 (c) Pesticide and plant pest management propagation and certification of virus-  
10 free foundation stock.

11 (d) Pesticide and plant pest management grading services.

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

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

16 (g) Laboratory support analyses of food, livestock, and agricultural products  
17 for disease, foreign products for disease, toxic materials, foreign substances, and  
18 quality standards.

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

20 (i) Fruit and vegetable inspection at shipping and termination points and  
21 processing plants.

22 **CAPITAL OUTLAY**

23 Sec. 1-401. (1) The director shall allocate lump-sum appropriations made in  
24 this act consistent with statutory provisions and the purposes for which funds were  
25 appropriated. Lump-sum allocations shall address priority program or facility needs

1 and may include, but are not limited to, design, construction, remodeling and  
2 addition, special maintenance, major special maintenance, energy conservation, and  
3 demolition.

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

10 Sec. 1-402. The appropriations in part 1 for capital outlay shall be carried  
11 forward at the end of the fiscal year consistent with the provisions of section 248 of  
12 the management and budget act, 1984 PA 431, MCL 18.1248.

## Article 2

## DEPARTMENT OF ATTORNEY GENERAL

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 2-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of attorney general are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF ATTORNEY GENERAL

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	514.0	514.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 74,340,900</b>	<b>\$ 76,321,200</b>
Total interdepartmental grants and		
intradepartmental transfers.....	21,885,400	22,539,600
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 52,455,500</b>	<b>\$ 53,781,600</b>
Total federal revenues .....	8,848,800	9,073,800
Total local revenues .....	0	0
Total private revenues .....	0	0
Total other state restricted revenues .....	15,489,100	15,879,700
State general fund/general purpose .....	<b>\$ 28,117,600</b>	<b>\$ 28,828,100</b>
<b>Sec. 2-102. ATTORNEY GENERAL OPERATIONS</b>		
Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	502.0	502.0

1	Attorney general operations .....	\$	<u>72,459,100</u>	\$	<u>74,439,400</u>
2	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>72,459,100</b>	<b>\$</b>	<b>74,439,400</b>
3	Appropriated from:				
4	Interdepartmental grant revenues .....		21,746,400		22,400,600
5	Federal revenues .....		8,748,800		8,973,800
6	State restricted revenues .....		15,114,100		15,504,700
7	State general fund/general purpose .....	\$	26,849,800	\$	27,560,300
8	<i>Schedule of programs:</i>				
9	Attorney general .....		112,500		112,500
10	Unclassified positions .....		476,300		476,300
11	Attorney general operations .....		68,080,700		68,080,700
12	Child support enforcement .....		3,008,000		3,008,000
13	Information technology services and projects .....		781,600		781,600
14	Active and retiree insurance and pension adjustment		0		1,980,300
15	<b>Sec. 2-103. PROSECUTING ATTORNEYS COORDINATING COUNCIL</b>				
16	Full-time equated classified positions .....		12.0		12.0
17	Prosecuting attorneys coordinating council .....	\$	<u>1,881,800</u>	\$	<u>1,881,800</u>
18	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>1,881,800</b>		<b>1,881,800</b>
19	Appropriated from:				
20	Interdepartmental grant revenues .....		139,000		139,000
21	Federal revenues .....		100,000		100,000
22	State restricted revenues .....		375,000		375,000
23	State general fund/general purpose .....	\$	1,267,800	\$	1,267,800
24	<i>Schedule of programs:</i>				
25	Prosecuting attorneys coordinating council .....		1,881,800		1,881,800

## PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2012

GENERAL SECTIONS

Sec. 2-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$43,606,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$0.00.

Sec. 2-202. As used in this act:

(a) "RS" means revised statutes.

Sec. 2-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,500,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not

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

4 Sec. 2-204. (1) The attorney general shall perform all legal services,  
5 including representation before courts and administrative agencies rendering legal  
6 opinions and providing legal advice to a principal executive department or state  
7 agency. A principal executive department or state agency shall not employ or enter  
8 into a contract with any other person for services described in this section.

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

13 (3) The attorney general shall perform the duties specified in 1846 RS 12, MCL  
14 14.28 to 14.35, and 1919 PA 232, MCL 14.101 to 14.102, and as otherwise provided by  
15 law.

16 Sec. 2-205. The attorney general may sell copies of the biennial report in  
17 excess of the 350 copies that the attorney general may distribute on a gratis basis.  
18 Gratis copies shall not be provided to members of the legislature. Electronic copies  
19 of biennial reports shall be made available on the department of attorney general's  
20 website. The attorney general shall sell copies of the report at not less than the  
21 actual cost of the report and shall deposit the money received into the general fund.

22 Sec. 2-206. The department of attorney general is responsible for the legal  
23 representation for state of Michigan state employee worker's disability compensation  
24 cases. The risk management revolving fund revenue appropriation in part 1 is to be  
25 satisfied by billings from the department of attorney general for the actual costs of  
26 legal representation, including salaries and support costs.

27 Sec. 2-207. In addition to the funds appropriated in part 1, not more than

1 \$400,000.00 shall be reimbursed per fiscal year for food stamp fraud cases heard by  
2 the third circuit court of Wayne County that were initiated by the department of  
3 attorney general pursuant to the existing contract between the department of human  
4 services, the prosecuting attorneys association of Michigan, and the department of  
5 attorney general. The source of this funding is money earned by the department of  
6 attorney general under the agreement after the allowance for reimbursement to the  
7 department of attorney general for costs associated with the prosecution of food stamp  
8 fraud cases. It is recognized that the federal funds are earned by the department of  
9 attorney general for its documented progress on the prosecution of food stamp fraud  
10 cases according to the United States department of agriculture regulations and that,  
11 once earned by this state, the funds become state funds.

12 Sec. 2-208. Any proceeds from a lawsuit initiated by or settlement agreement  
13 entered into on behalf of this state against a manufacturer of tobacco products by the  
14 attorney general are state funds and are subject to appropriation as provided by law.

15 Sec. 2-209. (1) In addition to the antitrust revenues in part 1, antitrust,  
16 securities fraud, consumer protection or class action enforcement revenues, or  
17 attorney fees recovered by the department, not to exceed \$250,000.00, are appropriated  
18 to the department for antitrust, securities fraud, and consumer protection or class  
19 action enforcement cases.

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

24 Sec. 2-210. (1) In addition to the funds appropriated in part 1, there is  
25 appropriated up to \$500,000.00 from litigation expense reimbursements awarded to the  
26 state.

27 (2) The funds may be expended for the payment of court judgments or

1 settlements, attorney fees, and litigation expenses not including salaries and support  
2 costs, assessed against the office of the governor, the department of the attorney  
3 general, the governor, or the attorney general when acting in an official capacity as  
4 the named party in litigation against the state. The funds may also be expended for  
5 the payment of state costs incurred under section 16 of chapter X of the code of  
6 criminal procedure, 1927 PA 175, MCL 770.16.

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

9 Sec. 2-211. From the prisoner reimbursement funds appropriated in part 1, the  
10 department may spend up to \$497,900.00 on activities related to the state correctional  
11 facilities reimbursement act, 1935 PA 253, MCL 800.401 to 800.406. In addition to the  
12 funds appropriated in part 1, if the department collects in excess of \$1,131,000.00 in  
13 gross annual prisoner reimbursement receipts provided to the general fund, the excess,  
14 up to a maximum of \$1,000,000.00, is appropriated to the department of attorney  
15 general and may be spent on the representation of the department of corrections and  
16 its officers, employees, and agents, including, but not limited to, the defense of  
17 litigation against the state, its departments, officers, employees, or agents in civil  
18 actions filed by prisoners.

19 Sec. 2-212. (1) For the purposes of providing title IV-D child support  
20 enforcement funding, the department of human services, as the state IV-D agency, shall  
21 maintain a cooperative agreement with the attorney general for federal IV-D funding to  
22 support the child support enforcement activities within the office of the attorney  
23 general.

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

27 Sec. 2-213. The department of attorney general shall not receive and expend

1 funds in addition to those authorized in part 1 for legal services provided  
2 specifically to other state departments or agencies except for costs for expert  
3 witnesses, court costs, or other nonsalary litigation expenses associated with a  
4 pending legal action.

## Article 3

## DEPARTMENT OF CIVIL RIGHTS

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 3-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of civil rights are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF CIVIL RIGHTS

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	5.0	5.0
Full-time equated classified positions.....	113.0	113.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 12,098,900</b>	<b>\$ 12,424,300</b>
Total interdepartmental grants and		
intradepartmental transfers.....	0	0
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 12,098,900</b>	<b>\$ 12,424,300</b>
Total federal revenues .....	2,213,200	2,269,700
Total local revenues .....	0	0
Total private revenues .....	0	0
Total other state restricted revenues .....	58,500	58,500
State general fund/general purpose .....	\$ 9,827,200	\$ 10,096,100
<b>Sec. 3-102. CIVIL RIGHTS OPERATIONS</b>		
Full-time equated unclassified positions.....	5.0	5.0
Full-time equated classified positions.....	113.0	113.0

1	Civil rights operations .....	\$ 12,098,900	\$ 12,424,300
2	<b>GROSS APPROPRIATION .....</b>	<b>\$ 12,098,900</b>	<b>\$ 12,424,300</b>
3	Appropriated from:		
4	Federal revenues .....	2,213,200	2,269,700
5	State restricted revenues .....	58,500	58,500
6	State general fund/general purpose .....	\$ 9,827,200	\$ 10,096,100
7	Schedule of programs:		
8	Unclassified positions .....	267,100	267,100
9	Civil rights operations .....	11,254,100	11,254,100
10	Information technology services and projects .....	577,700	577,700
11	Active and retiree insurance and pension		
12	adjustment .....	0	325,400

## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

## FISCAL YEAR 2012

## GENERAL SECTIONS

Sec. 3-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$9,885,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$0.

## CIVIL RIGHTS OPERATIONS

Sec. 3-301. (a) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been

transferred to another line item in this bill under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

Sec. 3-302. (1) In addition to the appropriations contained in part 1, the department of civil rights may receive and expend funds from local or private sources for all of the following purposes:

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

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

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

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

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

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

(g) Staffing costs for all activities included in Sec. 302(1)(a) through Sec. 302(1)(f).

Sec. 3-303. The department of civil rights may contract with local units of government to review equal employment opportunity compliance of potential contractors and may charge for and expend amounts received from local units of government for the purpose of developing and providing these contractual services.

## Article 4

## DEPARTMENT OF COMMUNITY HEALTH

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 4-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of community health are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF COMMUNITY HEALTH

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	4,025.0	4,025.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 13,965,309,000</b>	<b>14,413,206,000</b>
Total interdepartmental grants and		
intradepartmental transfers.....	4,528,700	4,528,700
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 13,960,780,300</b>	<b>\$ 14,408,677,300</b>
Total federal revenues .....	8,758,307,700	8,976,727,400
Total local revenues .....	248,557,800	250,359,100
Total private revenues .....	96,494,700	96,494,700
Total state restricted revenues .....	2,156,335,200	2,154,682,400
State general fund/general purpose .....	\$ 2,701,084,900	\$ 2,930,413,700
<b>Sec. 4-102. ADMINISTRATION AND REGULATION</b>		
Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	644.8	644.8

1	Administration and regulation .....	\$ 214,546,500	\$ 227,577,600
2	<b>GROSS APPROPRIATION .....</b>	<b>\$ 214,546,500</b>	<b>\$ 227,577,600</b>
3	Appropriated from:		
4	Interdepartmental grant revenues .....	116,300	116,300
5	Federal revenues .....	106,615,000	110,324,200
6	Local revenues .....	100,000	547,800
7	Private revenues .....	490,100	490,100
8	State restricted revenues .....	61,542,700	62,796,900
9	State general fund/general purpose .....	\$ 45,682,400	\$ 53,302,300
10	Schedule of programs:		
11	Director and other unclassified .....	583,900	583,900
12	Departmental administration and management .....	22,667,000	22,667,000
13	Worker's compensation program .....	8,772,300	8,772,300
14	Rent and building occupancy .....	10,628,100	10,628,100
15	Developmental disabilities council and projects ....	2,855,700	2,855,700
16	Health systems administration .....	25,549,000	25,549,000
17	Emergency medical services program .....	5,510,300	5,510,300
18	Health professions .....	26,945,900	26,945,900
19	Health policy and regulation .....	12,941,500	12,941,500
20	Information technology services and projects .....	34,881,700	34,881,700
21	Michigan Medicaid information system .....	25,723,700	25,723,700
22	Crime victims rights services .....	37,487,400	37,487,400
23	Active and retiree insurance and pension adjustment	00,000,000	13,031,100
24	<b>Sec. 4-103. MENTAL HEALTH/SUBSTANCE ABUSE SERVICES</b>		
25	Full-time equated classified positions .....	121.0	121.0
26	Mental health/substance abuse services .....	\$ 2,736,817,500	\$ 2,796,312,100
27	<b>GROSS APPROPRIATION .....</b>	<b>\$ 2,736,817,500</b>	<b>\$ 2,796,312,100</b>

1	Appropriated from:		
2	Interdepartmental grant revenues .....	2,769,000	2,769,000
3	Federal revenues .....	1,556,735,300	1,572,334,700
4	Local revenues .....	25,228,900	25,228,900
5	Private revenues .....	190,000	190,000
6	State restricted revenues .....	25,314,900	25,314,900
7	State general fund/general purpose .....	\$ 1,126,579,400	\$1,170,474,600
8	<i>Schedule of programs:</i>		
9	<i>Mental health/substance abuse program</i>		
10	administration .....	17,386,800	17,386,800
11	Gambling addiction .....	3,000,000	3,000,000
12	Protection and advocacy services support .....	194,400	194,400
13	Community residential and support services .....	1,777,200	1,777,200
14	Federal and other special projects .....	2,697,200	2,697,200
15	Family support subsidy .....	19,470,500	19,470,500
16	Housing and support services .....	9,306,800	9,306,800
17	Medicaid mental health services .....	2,055,796,700	2,113,486,700
18	Community mental health non-Medicaid services .....	273,908,100	273,908,100
19	Medicaid adult benefits waiver .....	32,056,100	32,056,100
20	Mental health services for special populations .....	5,842,800	5,842,800
21	Medicaid substance abuse services .....	42,410,600	43,817,700
22	CMHSP, purchase of state services contracts .....	134,322,300	134,719,800
23	Federal mental health block grant .....	15,397,500	15,397,500
24	State disability assistance program substance		
25	abuse services .....	2,018,800	2,018,800
26	Community substance abuse prevention, education,		
27	and treatment programs .....	81,919,600	81,919,600

1	Children's waiver home care program .....	18,944,800	18,944,800
2	Nursing home PAS/ARR-OBRA .....	12,179,300	12,179,300
3	Children with serious emotional disturbance waiver .	8,188,000	8,188,000
4	<b>Sec. 4-104. STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES</b>		
5	Full-time equated classified positions .....	2,194.2	2,194.2
6	State psychiatric hospitals and forensic mental		
7	health services .....	\$ 262,040,600	\$ 262,040,600
8	<b>GROSS APPROPRIATION .....</b>	<b>\$ 262,040,600</b>	<b>\$ 262,040,600</b>
9	Appropriated from:		
10	Federal revenues .....	29,937,000	29,539,500
11	Local revenues .....	151,828,000	152,225,500
12	Private revenues .....	1,000,000	1,000,000
13	State restricted revenues .....	15,957,900	15,957,900
14	State general fund/general purpose .....	\$ 63,317,700	\$ 63,317,700
15	Schedule of programs:		
16	Civil service charges .....	1,499,300	1,499,300
17	Caro regional mental health center - psychiatric		
18	hospital adult .....	56,815,700	56,815,700
19	Kalamazoo psychiatric hospital - adult .....	54,834,600	54,834,600
20	Walter P. Reuther psychiatric hospital - adult .....	52,347,900	52,347,900
21	Hawthorn center - psychiatric hospital - children		
22	and adolescents .....	27,083,900	27,083,900
23	Center for forensic psychiatry .....	66,811,100	66,811,100
24	IDEA, federal special education .....	120,000	120,000
25	Purchase of medical services for residents of		
26	hospitals and centers .....	445,600	445,600
27	Revenue recapture .....	750,000	750,000

1	Special maintenance .....	332,500	332,500
2	Gifts and bequests for patient living and		
3	treatment environment .....	1,000,000	1,000,000
4	<b>Sec. 4-105. DISEASE PREVENTION AND CONTROL</b>		
5	Full-time equated classified positions .....	457.6	457.6
6	Disease prevention and control .....	\$ <u>252,367,700</u>	\$ <u>252,367,700</u>
7	<b>GROSS APPROPRIATION .....</b>	<b>\$ 252,367,700</b>	<b>\$ 252,367,700</b>
8	Appropriated from:		
9	Interdepartmental grant revenues .....	1,643,400	1,643,400
10	Federal revenues .....	136,210,900	136,210,900
11	Local revenues .....	5,150,000	5,150,000
12	Private revenues .....	28,094,300	28,094,300
13	State restricted revenues .....	34,939,400	34,939,400
14	State general fund/general purpose .....	\$ 46,329,700	\$ 46,329,700
15	Schedule of programs:		
16	Minority health grants and contracts .....	1,112,700	1,112,700
17	Public health administration .....	2,157,200	2,157,200
18	Vital records and health statistics .....	9,442,800	9,442,800
19	Immunization program .....	15,866,400	15,866,400
20	Sexually transmitted disease program .....	7,104,000	7,104,000
21	Epidemiology administration .....	8,202,000	8,202,000
22	Promotion of healthy behaviors .....	975,900	975,900
23	AIDS prevention, testing and care programs .....	59,449,300	59,449,300
24	Pediatric AIDS prevention and control .....	1,231,400	1,231,400
25	Laboratory services .....	17,183,900	17,183,900
26	AIDS surveillance and prevention program .....	2,254,100	2,254,100
27	Asthma prevention and control .....	856,900	856,900

1	Bioterrorism preparedness .....	49,286,900	49,286,900
2	Lead abatement program .....	2,647,700	2,647,700
3	Newborn screening follow-up and treatment services .	5,337,800	5,337,800
4	Tuberculosis control and prevention .....	867,000	867,000
5	Essential local public health services .....	37,386,100	37,386,100
6	Implementation of 1993 PA 133, MCL 333.17015 .....	20,000	20,000
7	Cancer prevention and control program .....	14,800,400	14,800,400
8	Chronic disease control and health promotion		
9	administration .....	6,848,300	6,848,300
10	Diabetes and kidney program .....	2,582,800	2,582,800
11	Injury and violence prevention .....	2,380,700	2,380,700
12	Smoking prevention program .....	4,373,400	4,373,400
13	<b>Sec. 4-106. SERVICES TO SENIOR CITIZENS, FAMILIES, AND CHILDREN</b>		
14	Full-time equated classified positions .....	144.6	144.6
15	Services to senior citizens, families, and children ...	\$ 392,729,400	\$ 392,729,400
16	<b>GROSS APPROPRIATION .....</b>	<b>\$ 392,729,400</b>	<b>\$ 392,729,400</b>
17	Appropriated from:		
18	Federal revenues .....	297,124,000	297,124,000
19	Local revenues .....	75,000	75,000
20	Private revenues .....	59,291,300	59,291,300
21	State restricted revenues .....	6,997,900	6,997,900
22	State general fund/general purpose .....	\$ 29,241,200	\$ 29,241,200
23	Schedule of programs:		
24	Childhood lead program .....	1,598,400	1,598,400
25	Family, maternal, and children's health services		
26	administration .....	6,047,700	6,047,700
27	Office of services to aging administration .....	6,408,800	6,408,800

1	Dental programs .....	992,000	992,000
2	Dental programs for persons with developmental		
3	disabilities .....	151,000	151,000
4	Family planning local agreements .....	9,085,700	9,085,700
5	Local MCH services .....	7,018,100	7,018,100
6	Pregnancy prevention program .....	1,331,300	1,331,300
7	Prenatal care outreach and service delivery support	42,500	42,500
8	School health and education programs .....	405,300	405,300
9	Special projects .....	8,546,500	8,546,500
10	Sudden infant death syndrome program .....	321,300	321,300
11	Women, infants, and children program		
12	administration and special projects .....	13,825,200	13,825,200
13	Women, infants, and children program local		
14	agreements and food costs .....	254,200,800	254,200,800
15	Community services .....	34,390,900	34,390,900
16	Nutrition services .....	34,639,200	34,639,200
17	Senior volunteer services .....	4,063,500	4,063,500
18	Employment assistance .....	3,792,500	3,792,500
19	Respite care program .....	5,868,700	5,868,700
20	<b>Sec. 4-107. HEALTH CARE SERVICES</b>		
21	Full-time equated classified positions.....	462.8	462.8
22	Health care services .....	\$ 10,106,807,300	\$ 10,482,178,600
23	<b>GROSS APPROPRIATION .....</b>	<b>\$ 10,106,807,300</b>	<b>\$ 10,482,178,600</b>
24	Appropriated from:		
25	Federal revenues .....	6,631,685,500	6,831,194,100
26	Local revenues .....	66,175,900	67,131,900
27	Private revenues .....	7,429,000	7,429,000

1	State restricted revenues .....	2,011,582,400	2,008,675,400
2	State general fund/general purpose .....	1,389,934,500	1,567,748,200
3	Schedule of programs:		
4	Children's special health care services program ....	6,757,100	6,757,100
5	Children's special health care services medical care		
6	and treatment .....	281,971,300	290,910,900
7	Children's special health care services non emergency		
8	medical transportation .....	2,679,300	2,679,300
9	Children's special health care services outreach and		
10	advocacy .....	3,773,500	3,773,500
11	Medical services administration .....	65,189,800	65,189,800
12	MIChild administration .....	4,327,800	4,327,800
13	MIChild program .....	51,753,100	51,753,100
14	Hospital services and therapy .....	1,241,369,700	1,249,714,800
15	Hospital disproportionate share payments .....	45,000,000	45,000,000
16	Physician services .....	290,369,500	324,189,500
17	Medicare premium payments .....	409,169,400	440,325,400
18	Pharmaceutical services .....	318,717,500	344,042,400
19	Home health services .....	6,791,100	7,478,500
20	Hospice services .....	144,637,700	162,498,200
21	Transportation .....	15,009,800	16,042,100
22	Auxiliary medical services .....	6,252,100	7,021,700
23	Dental services .....	158,500,800	168,033,800
24	Ambulance services .....	9,271,600	10,034,700
25	Long term care services .....	1,722,604,200	1,770,726,500
26	Medicaid home-and community-based services		
27	waiver .....	205,940,500	205,940,500

1	Adult home help services .....	289,032,800	313,298,900
2	Personal care services .....	14,421,500	14,855,600
3	Program of all-inclusive care for the elderly .....	30,707,800	30,707,800
4	Health plan services .....	3,939,075,500	4,103,392,800
5	Plan first family planning waiver .....	13,089,200	13,089,200
6	Medicaid adult benefits waiver .....	105,877,700	105,877,700
7	Special indigent care payments .....	88,518,500	88,518,500
8	Federal Medicare pharmaceutical program .....	185,599,300	185,599,300
9	Maternal and child health .....	20,279,500	20,279,500
10	Medicaid outreach cost reimbursement to local		
11	health departments .....	9,000,000	9,000,000
12	School based services .....	91,296,500	91,296,500
13	Special Medicaid reimbursement .....	329,823,200	329,823,200

14 PART 2

15 PROVISIONS CONCERNING APPROPRIATIONS

16 FISCAL YEAR 2012

17 GENERAL SECTIONS

18 Sec. 4-201. Pursuant to section 30 of article IX of the state constitution of

19 1963, total state spending from state resources under part 1 for fiscal year 2011-2012

20 is \$4,857,420,100.00 and state spending from state resources to be paid to local units

21 of government for fiscal year 2011-2012 is \$1,376,601,500.00. The itemized statement

22 below identifies appropriations from which spending to local units of government will

23 occur:

24 DEPARTMENT OF COMMUNITY HEALTH

25	Administration and regulation .....	\$	10,388,900
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1	Mental health/substance abuse services .....	995,112,700
2	Disease prevention and control .....	36,375,100
3	Services to senior citizens, families, and children .....	25,629,900
4	Health care services .....	<u>309,094,900</u>
5	TOTAL .....	\$ 1,376,601,500

6       Sec. 4-202. As used in this act:

7       (a) "AIDS" means acquired immunodeficiency syndrome.

8       (b) "CMHSP" means a community mental health services program as that term is  
9       defined in section 100a of the mental health code, 1974 PA 258, MCL 330.1100a.

10      (c) "Current fiscal year" means the fiscal year ending September 30, 2012.

11      (d) "Department" means the Michigan department of community health.

12      (e) "Director" means the director of the department.

13      (f) "EPSDT" means early and periodic screening, diagnosis, and treatment.

14      (g) "Federal poverty level" means the poverty guidelines published annually in  
15      the federal register by the United States department of health and human  
16      services under its authority to revise the poverty line under 42 USC 9902.

17      (h) "Health plan" means, at a minimum, an organization that meets the criteria  
18      for delivering the comprehensive package of services under the department's  
19      comprehensive health plan.

20      (i) "HMO" means health maintenance organization.

21      (j) "IDEA" means the individuals with disabilities education act, 20 USC 1400  
22      to 1482.

23      (k) "MIChild" means the program described in section 4-713.

24      (l) "PASARR" means the preadmission screening and annual resident review  
25      required under the omnibus budget reconciliation act of 1987, section 1919 (e)  
26      (7) of the social security act, and 42 USC 1396r.

27      (m) "PIHP" means a specialty prepaid inpatient health plan for Medicaid mental

1 health services, services to persons with developmental disabilities, and  
2 substance abuse services. Specialty prepaid health plans are described in  
3 section 232b of the mental health code, 1974 PA 258, MCL 330.1232b.

4 (n) "Title XIX" and "Medicaid" mean title XIX of the social security act, 42  
5 USC 1396 to 1396w-2.

6 Sec. 4-203. (1) In addition to the funds appropriated in part 1, there is  
7 appropriated an amount not to exceed \$200,000,000.00 for federal contingency  
8 funds. These funds are not available for expenditure until they have been  
9 transferred to another line item in this act under section 393(2) of the  
10 management and budget act, 1984 PA 431, MCL 18.1393.

11 (2) In addition to the funds appropriated in part 1, there is appropriated an  
12 amount not to exceed \$40,000,000.00 for state restricted contingency funds.  
13 These funds are not available for expenditure until they have been transferred  
14 to another line item in this act under section 393(2) of the management and  
15 budget act, 1984 PA 431, MCL 18.1393.

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

21 (4) In addition to the funds appropriated in part 1, there is appropriated an  
22 amount not to exceed \$20,000,000.00 for private contingency funds. These funds  
23 are not available for expenditure until they have been transferred to another  
24 line item in this act under section 393(2) of the management and budget act,  
25 1984 PA 431, MCL 18.1393.

26 Sec. 4-204. If the revenue collected by the department from fees and  
27 collections exceeds the amount appropriated in part 1, the revenue may be

1 carried forward with the approval of the state budget director into the  
2 subsequent fiscal year. The revenue carried forward under this section shall be  
3 used as the first source of funds in the subsequent fiscal year.

4 Sec. 4-205. (1) In addition to funds appropriated in part 1 for all programs  
5 and services, there is appropriated for write-offs of accounts receivable,  
6 deferrals, and for prior year obligations in excess of applicable prior year  
7 appropriations, an amount equal to total write-offs and prior year obligations,  
8 but not to exceed amounts available in prior year revenues.

9 (2) The department's ability to satisfy appropriation deductions in part 1  
10 shall not be limited to collections and accruals pertaining to services  
11 provided in the current fiscal year, but shall also include reimbursements,  
12 refunds, adjustments, and settlements from prior years.

13 Sec. 4-206. The department may establish and collect fees for publications,  
14 videos and related materials, conferences, and workshops. Collected fees shall  
15 be used to offset expenditures to pay for printing and mailing costs of the  
16 publications, videos and related materials, and costs of the workshops and  
17 conferences. The department shall not collect fees under this section that  
18 exceed the cost of the expenditures.

19 Sec. 4-207. Nursing facilities shall report in the quarterly staff report to  
20 the department, the total patient care hours provided each month, by state  
21 licensure and certification classification, and the percentage of pool staff,  
22 by state licensure and certification classification, used each month during the  
23 preceding quarter. The department shall make available to the public, the  
24 quarterly staff report compiled for all facilities including the total patient  
25 care hours and the percentage of pool staff used, by classification.

26 Sec. 4-208. The department may make available to interested entities customized  
27 listings of nonconfidential information in its possession, such as names and

addresses of licensees. The department may establish and collect a reasonable charge to provide this service. The revenue received from this service shall be used to offset expenses to provide the service. Any balance of this revenue collected and unexpended at the end of the fiscal year shall revert to the appropriate restricted fund.

Sec. 4-209. If the required fees are shown to be insufficient to offset all expenses of implementing and administering the medical marihuana program, the department shall review and revise the application and renewal fees accordingly to ensure that all expenses of implementing and administering the medical marihuana program are offset as is permitted under section 5 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26425.

#### **MENTAL HEALTH/SUBSTANCE ABUSE SERVICES**

Sec. 4-301. The department may enter into a contract with the protection and advocacy agency, authorized under section 931 of the mental health code, 1974 PA 258, MCL 330.1931, or a similar organization to provide legal services for purposes of gaining and maintaining occupancy in a community living arrangement that is under lease or contract with the department or a community mental health services program to provide services to persons with mental illness or developmental disability.

Sec. 4-302. The department shall assure that substance abuse treatment is provided to applicants and recipients of public assistance through the department of human services who are required to obtain substance abuse treatment as a condition of eligibility for public assistance.

Sec. 4-303. Each PIHP shall provide, from internal resources, local funds to be used as a bona fide part of the state match required under the Medicaid program in order to increase capitation rates for PIHPs. These funds shall not include

1 either state funds received by a CMHSP for services provided to non-Medicaid  
2 recipients or the state matching portion of the Medicaid capitation payments  
3 made to a PIHP.

4 Sec. 4-304. A county required under the provisions of the mental health code,  
5 1974 PA 258, MCL 330.1001 to 330.2106, to provide matching funds to a CMHSP for  
6 mental health services rendered to residents in its jurisdiction shall pay the  
7 matching funds in equal installments on not less than a quarterly basis  
8 throughout the fiscal year, with the first payment being made by October 1 of  
9 the current fiscal year.

10 **STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES**

11 Sec. 4-401. The department shall continue a revenue recapture project to  
12 generate additional revenues from third parties related to cases that have been  
13 closed or are inactive. A portion of revenues collected through project efforts  
14 may be used for departmental costs and contractual fees associated with these  
15 retroactive collections and to improve ongoing departmental reimbursement  
16 management functions.

17 Sec. 4-402. Unexpended and unencumbered amounts and accompanying expenditure  
18 authorizations up to \$1,000,000.00 remaining on September 30 of the current  
19 fiscal year from the amounts appropriated in part 1 for gifts and bequests for  
20 patient living and treatment environments shall be carried forward for 1 fiscal  
21 year. The purpose of gifts and bequests for patient living and treatment  
22 environments is to use additional private funds to provide specific  
23 enhancements for individuals residing at state-operated facilities. Use of the  
24 gifts and bequests shall be consistent with the stipulation of the donor. The  
25 expected completion date for the use of gifts and bequests donations is within  
26 3 years unless otherwise stipulated by the donor.

1       Sec. 4-403. Upon the closure of state-run operations and after transitional  
2       costs have been paid, the remaining balances of funds appropriated for that  
3       operation shall be transferred to CMHSPs or PIHPs responsible for providing  
4       services for persons previously served by the operations.

5       Sec. 4-404. The department may collect revenue for patient reimbursement from  
6       first- and third-party payers, including Medicaid and local county CMHSP  
7       payers, to cover the cost of placement in state hospitals and centers. The  
8       department is authorized to adjust financing sources for patient reimbursement  
9       based on actual revenues earned. If the revenue collected exceeds current year  
10      expenditures, the revenue may be carried forward with approval of the state  
11      budget director. The revenue carried forward shall be used as a first source of  
12      funds in the subsequent year.

13      **DISEASE PREVENTION AND CONTROL**

14      Sec. 4-501. If a county that has participated in a district health department  
15      or an associated arrangement with other local health departments takes action  
16      to cease to participate in such an arrangement after October 1 of the current  
17      fiscal year, the department shall have the authority to assess a penalty from  
18      the local health department's operational accounts in an amount equal to no  
19      more than 6.25% of the local health department's essential local public health  
20      services funding. This penalty shall only be assessed to the local county that  
21      requests the dissolution of the health department.

22      Sec. 4-502. (1) Funds appropriated in part 1 for essential local public health  
23      services shall be prospectively allocated to local health departments to  
24      support immunizations, infectious disease control, sexually transmitted disease  
25      control and prevention, hearing screening, vision services, food protection,  
26      public water supply, private groundwater supply, and on-site sewage management.

Food protection shall be provided in consultation with the department of agriculture and rural development. Public water supply, private groundwater supply, and on-site sewage management shall be provided in consultation with the department of environmental quality.

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

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

#### **SERVICES TO SENIOR CITIZENS, FAMILIES, AND CHILDREN**

Sec. 4-601. Each family planning program receiving federal title X family planning funds under 42 USC 300 to 300a-8 shall be in compliance with all performance and quality assurance indicators that the office of family planning within the United States department of health and human services specifies in the family planning annual report. An agency not in compliance with the indicators shall not receive supplemental or reallocated funds.

Sec. 4-602. The funds appropriated in part 1 for pregnancy prevention programs shall not be used to provide abortion counseling, referrals, or services.

Sec. 4-603. From the amounts appropriated in part 1 for dental programs, funds shall be allocated to the Michigan dental association for the administration of a volunteer dental program that provides dental services to the uninsured.

#### **HEALTH CARE SERVICES**

Sec. 4-701. The department may do 1 or more of the following:

(a) Provide special formula for eligible clients with specified metabolic and allergic disorders.

(b) Provide medical care and treatment to eligible patients with cystic fibrosis who are 21 years of age or older.

(c) Provide medical care and treatment to eligible patients with hereditary coagulation defects, commonly known as hemophilia, who are 21 years of age or older.

Sec. 4-702. The cost of remedial services incurred by residents of licensed adult foster care homes and licensed homes for the aged shall be used in determining financial eligibility for the medically needy. Remedial services include basic self-care and rehabilitation training for a resident.

Sec. 4-703. (1) The department may establish a program for persons to purchase medical coverage at a rate determined by the department.

(2) The department may receive and expend premiums for the buy-in of medical coverage in addition to the amounts appropriated in part 1.

(3) The premiums described in this section shall be classified as private funds.

(4) The department shall modify program policies to permit individuals eligible for the transitional medical assistance plus program, as structured in fiscal year 2009-2010, to access medical assistance coverage through a 100% cost share.

Sec. 4-704. The protected income level for Medicaid coverage determined pursuant to section 106(1)(b)(iii) of the social welfare act, 1939 PA 280, MCL 400.106, shall be 100% of the related public assistance standard.

Sec. 4-705. For the purpose of guardian and conservator charges, the department of community health may deduct up to \$60.00 per month as an allowable expense against a recipient's income when determining medical services eligibility and patient pay amounts.

Sec. 4-706. (1) An applicant for Medicaid, whose qualifying condition is

1 pregnancy, shall immediately be presumed to be eligible for Medicaid coverage  
2 unless the preponderance of evidence in her application indicates otherwise.

3 The applicant who is qualified as described in this subsection shall be allowed  
4 to select or remain with the Medicaid participating obstetrician of her choice.

5 (2) An applicant qualified as described in subsection (1) shall be given a  
6 letter of authorization to receive Medicaid covered services related to her  
7 pregnancy. All qualifying applicants shall be entitled to receive all medically  
8 necessary obstetrical and prenatal care without preauthorization from a health  
9 plan. All claims submitted for payment for obstetrical and prenatal care shall  
10 be paid at the Medicaid fee-for-service rate in the event a contract does not  
11 exist between the Medicaid participating obstetrical or prenatal care provider  
12 and the managed care plan. The applicant shall receive a listing of Medicaid  
13 physicians and managed care plans in the immediate vicinity of the applicant's  
14 residence.

15 (3) In the event that an applicant, presumed to be eligible pursuant to  
16 subsection (1), is subsequently found to be ineligible, a Medicaid physician or  
17 managed care plan that has been providing pregnancy services to an applicant  
18 under this section is entitled to reimbursement for those services until such  
19 time as they are notified by the department that the applicant was found to be  
20 ineligible for Medicaid.

21 (4) If the preponderance of evidence in an application indicates that the  
22 applicant is not eligible for Medicaid, the department shall refer that  
23 applicant to the nearest public health clinic or similar entity as a potential  
24 source for receiving pregnancy-related services.

25 (5) The department shall develop an enrollment process for pregnant women  
26 covered under this section that facilitates the selection of a managed care  
27 plan at the time of application.

1 (6) The department shall mandate enrollment of women, whose qualifying  
2 condition is pregnancy, into Medicaid managed care plans.

3 (7) The department shall encourage physicians to provide women, whose  
4 qualifying condition for Medicaid is pregnancy, with a referral to a Medicaid  
5 participating dentist at the first pregnancy-related appointment.

6 Sec. 4-707. (1) For care provided to medical services recipients with other  
7 third-party sources of payment, medical services reimbursement shall not  
8 exceed, in combination with such other resources, including Medicare, those  
9 amounts established for medical services-only patients. The medical services  
10 payment rate shall be accepted as payment in full. Other than an approved  
11 medical services co-payment, no portion of a provider's charge shall be billed  
12 to the recipient or any person acting on behalf of the recipient. Nothing in  
13 this section shall be considered to affect the level of payment from a third-  
14 party source other than the medical services program. The department shall  
15 require a nonenrolled provider to accept medical services payments as payment  
16 in full.

17 (2) Notwithstanding subsection (1), medical services reimbursement for hospital  
18 services provided to dual Medicare/medical services recipients with Medicare  
19 part B coverage only shall equal, when combined with payments for Medicare and  
20 other third-party resources, if any, those amounts established for medical  
21 services-only patients, including capital payments.

22 Sec. 4-708. (1) The department shall use procedures and rebates amounts  
23 specified under section 1927 of title XIX, 42 USC 1396r-8, to secure quarterly  
24 rebates from pharmaceutical manufacturers for outpatient drugs dispensed to  
25 participants in the MIChild program, maternal outpatient medical services  
26 program, and children's special health care services.

27 (2) For products distributed by pharmaceutical manufacturers not providing

1 quarterly rebates as listed in subsection (1), the department may require  
2 preauthorization.

3 Sec. 4-709. An institutional provider that is required to submit a cost report  
4 under the medical services program shall submit cost reports completed in full  
5 within 5 months after the end of its fiscal year.

6 Sec. 4-710. (1) Reimbursement for medical services to screen and stabilize a  
7 Medicaid recipient, including stabilization of a psychiatric crisis, in a  
8 hospital emergency room shall not be made contingent on obtaining prior  
9 authorization from the recipient's HMO. If the recipient is discharged from the  
10 emergency room, the hospital shall notify the recipient's HMO within 24 hours  
11 of the diagnosis and treatment received.

12 (2) If the treating hospital determines that the recipient will require further  
13 medical service or hospitalization beyond the point of stabilization, that  
14 hospital must receive authorization from the recipient's HMO prior to admitting  
15 the recipient.

16 (3) Subsections (1) and (2) shall not be construed as a requirement to alter an  
17 existing agreement between an HMO and its contracting hospitals nor as a  
18 requirement that an HMO must reimburse for services that are not considered to  
19 be medically necessary.

20 Sec. 4-711. The following sections of this act are the only ones that shall  
21 apply to the following Medicaid managed care programs, including the  
22 comprehensive plan, MIChoice long-term care plan, and the mental health,  
23 substance abuse, and developmentally disabled services program: 4-303, 4-706,  
24 4-710, and 4-712.

25 Sec. 4-712. (1) The department shall assure that an external quality review of  
26 each contracting HMO is performed that results in an analysis and evaluation of  
27 aggregated information on quality, timeliness, and access to health care

1 services that the HMO or its contractors furnish to Medicaid beneficiaries.

2 (2) The department shall require Medicaid HMOs to provide EPSDT utilization  
3 data through the encounter data system, and health employer data and  
4 information set well child health measures in accordance with the National  
5 Committee on Quality Assurance prescribed methodology.

6 Sec. 4-713. (1) The appropriation in part 1 for the MICHild program is to be  
7 used to provide comprehensive health care to all children under age 19 who  
8 reside in families with income at or below 200% of the federal poverty level,  
9 who are uninsured and have not had coverage by other comprehensive health  
10 insurance within 6 months of making application for MICHild benefits, and who  
11 are residents of this state. The department shall develop detailed eligibility  
12 criteria through the medical services administration public concurrence  
13 process, consistent with the provisions of this act. Health coverage for  
14 children in families between 150% and 200% of the federal poverty level shall  
15 be provided through a state-based private health care program.

16 (2) The department may provide up to 1 year of continuous eligibility to  
17 children eligible for the MICHild program unless the family fails to pay the  
18 monthly premium, a child reaches age 19, or the status of the children's family  
19 changes and its members no longer meet the eligibility criteria as specified in  
20 the federally approved MICHild state plan.

21 (3) Children whose category of eligibility changes between the Medicaid and  
22 MICHild programs shall be assured of keeping their current health care  
23 providers through the current prescribed course of treatment for up to 1 year,  
24 subject to periodic reviews by the department if the beneficiary has a serious  
25 medical condition and is undergoing active treatment for that condition.

26 (4) To be eligible for the MICHild program, a child must be residing in a  
27 family with an adjusted gross income of less than or equal to 200% of the

1 federal poverty level. The department's verification policy shall be used to  
2 determine eligibility.

3 (5) The department shall enter into a contract to obtain MICHild services from  
4 any HMO, dental care corporation, or any other entity that offers to provide  
5 the managed health care benefits for MICHild services at the MICHild capitated  
6 rate. As used in this subsection:

7 (a) "Dental care corporation", "health care corporation", "insurer", and  
8 "prudent purchaser agreement" mean those terms as defined in section 2 of the  
9 prudent purchaser act, 1984 PA 233, MCL 550.52.

10 (b) "Entity" means a health care corporation or insurer operating in accordance  
11 with a prudent purchaser agreement.

12 (6) The department may enter into contracts to obtain certain MICHild services  
13 from community mental health service programs.

14 (7) The department may make payments on behalf of children enrolled in the  
15 MICHild program from the line-item appropriation associated with the program as  
16 described in the MICHild state plan approved by the United States department of  
17 health and human services, or from other medical services.

18 (8) The department shall assure that an external quality review of each MICHild  
19 contractor, as described in subsection (5), is performed, which analyzes and  
20 evaluates the aggregated information on quality, timeliness, and access to  
21 health care services that the contractor furnished to MICHild beneficiaries.

22 (9) The department shall develop an automatic enrollment algorithm that is  
23 based on quality and performance factors.

24 Sec. 4-714. The department may establish premiums for MICHild eligible persons  
25 in families with income above 150% of the federal poverty level. The monthly  
26 premiums shall not be less than \$10.00 or exceed \$15.00 for a family.

27 Sec. 4-715. (1) The department shall implement enforcement actions as specified

1 in the nursing facility enforcement provisions of section 1919 of title XIX, 42  
2 USC 1396r.

3 (2) In addition to the appropriations in part 1, the department is authorized  
4 to receive and spend penalty money received as the result of noncompliance with  
5 medical services certification regulations. Penalty money, characterized as  
6 private funds, received by the department shall increase authorizations and  
7 allotments in the long-term care accounts.

8 (3) The department is authorized to provide civil monetary penalty funds to the  
9 disability network of Michigan to be distributed to the 15 centers for  
10 independent living for the purpose of assisting individuals with disabilities  
11 who reside in nursing homes to return to their own homes.

12 (4) The department is authorized to use civil monetary penalty funds to conduct  
13 a survey evaluating consumer satisfaction and the quality of care at nursing  
14 homes. Factors can include, but are not limited to, the level of satisfaction  
15 of nursing home residents, their families, and employees. The department may  
16 use an independent contractor to conduct the survey.

17 (5) Any unexpended penalty money, at the end of the year, shall carry forward  
18 to the following year.

19 Sec. 4-716. All nursing home rates, class I and class III, shall have their  
20 respective fiscal year rate set 30 days prior to the beginning of their rate  
21 year. Rates may take into account the most recent cost report prepared and  
22 certified by the preparer, provider corporate owner or representative as being  
23 true and accurate, and filed timely, within 5 months of the fiscal year end in  
24 accordance with Medicaid policy. If the audited version of the last report is  
25 available, it shall be used. Any rate factors based on the filed cost report  
26 may be retroactively adjusted upon completion of the audit of that cost report.

27 Sec. 4-717. (1) The department is authorized to pursue reimbursement for

1 eligible services provided in Michigan schools from the federal Medicaid  
2 program. The department and the state budget director are authorized to  
3 negotiate and enter into agreements, together with the department of education,  
4 with local and intermediate school districts regarding the sharing of federal  
5 Medicaid services funds received for these services. The department is  
6 authorized to receive and disburse funds to participating school districts  
7 pursuant to such agreements and state and federal law.

8 (2) From the funds appropriated in part 1 for medical services school-based  
9 services payments, the department is authorized to do all of the following:

10 (a) Finance activities within the medical services administration related to  
11 this project.

12 (b) Reimburse participating school districts pursuant to the fund-sharing  
13 ratios negotiated in the state-local agreements authorized in subsection (1).

14 (c) Offset general fund costs associated with the medical services program.

15 Sec. 4-718. The special Medicaid reimbursement appropriation in part 1 may be  
16 increased if the department submits a medical services state plan amendment  
17 pertaining to this line item at a level higher than the appropriation. The  
18 department is authorized to appropriately adjust financing sources in  
19 accordance with the increased appropriation.

20 Sec. 4-719. The department shall distribute \$1,122,300.00 to an academic health  
21 care system that includes a children's hospital that has a high indigent care  
22 volume.

## Article 5

## DEPARTMENT OF CORRECTIONS

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 5-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of corrections are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF CORRECTIONS

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	16.0	16.0
Full-time equated classified positions.....	15,640.8	15,163.8
<b>GROSS APPROPRIATION .....</b>	<b>\$ 2,012,406,400</b>	<b>\$ 2,094,262,600</b>
Total interdepartmental grants and		
intradepartmental transfers.....	943,800	947,800
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 2,011,462,600</b>	<b>\$ 2,093,314,800</b>
Total federal revenues .....	7,995,100	8,045,800
Total local revenues .....	447,300	447,300
Total private revenues .....	0	0
Total other state restricted revenues .....	73,184,000	72,507,900
State general fund/general purpose .....	\$ 1,929,836,200	\$ 2,012,313,800
<b>Sec. 5-102. PRISON OPERATIONS</b>		
Full-time equated classified positions.....	13,268.0	12,791.0
Prison operations .....	\$ <u>1,571,222,300</u>	\$ <u>1,597,455,200</u>

1	<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,571,222,300</b>	<b>\$ 1,597,455,200</b>
2	Appropriated from:		
3	Interdepartmental grant revenues .....	630,600	630,600
4	Federal revenues .....	6,816,200	6,816,200
5	State restricted revenues .....	54,338,700	52,871,600
6	State general fund/general purpose .....	\$ 1,509,436,800	\$ 1,537,136,800
7	Schedule of programs:		
8	New custody staff training .....	7,094,100	7,094,100
9	Correctional facilities administration .....	9,091,500	39,091,500
10	Prison food service .....	58,424,200	56,124,200
11	Transportation .....	19,432,200	19,432,200
12	Central records .....	4,338,100	4,338,100
13	Inmate legal services .....	715,900	715,900
14	Loans to parolees .....	179,400	179,400
15	Housing inmates in federal institutions .....	793,900	793,900
16	Prison store operations .....	1,467,100	0
17	Prison industries operations .....	21,325,400	21,325,400
18	Federal school lunch program .....	712,800	712,800
19	Inmate housing fund .....	(18,899,900)	(18,899,900)
20	Education program .....	34,869,400	34,869,400
21	Interdepartmental grant to human services,		
22	eligibility specialists .....	100,000	100,000
23	Mental health services and support .....	60,069,200	60,069,200
24	Prisoner health care .....	260,408,900	260,408,900
25	Alger maximum correctional facility - Munising .....	27,543,100	27,543,100
26	Baraga maximum correctional facility - Baraga .....	31,680,200	31,680,200
27	Earnest C. Brooks correctional facility - Muskegon .	46,005,900	46,005,900

1	Chippewa correctional facility - Kincheloe .....	48,339,300	48,339,300
2	Kinross correctional facility - Kincheloe .....	35,643,800	35,643,800
3	Marquette branch prison - Marquette .....	37,982,700	37,982,700
4	Muskegon correctional facility - Muskegon .....	30,832,600	30,832,600
5	Newberry correctional facility - Newberry .....	26,368,600	26,368,600
6	Oaks correctional facility - Eastlake .....	34,710,400	34,710,400
7	Ojibway correctional facility - Marenisco .....	19,231,000	19,231,000
8	Pine River correctional facility - St. Louis .....	40,665,000	40,665,000
9	Pugsley correctional facility - Kingsley .....	20,662,000	20,662,000
10	Saginaw correctional facility - Freeland .....	32,312,200	32,312,200
11	St. Louis correctional facility - St. Louis .....	32,909,400	32,909,400
12	Northern region administration and support .....	4,780,300	4,780,300
13	Bellamy Creek correctional facility - Ionia .....	39,618,800	39,618,800
14	Carson City correctional facility - Carson City ....	47,984,100	47,984,100
15	Cooper street correctional facility - Jackson .....	28,397,400	28,397,400
16	G. Robert Cotton correctional facility - Jackson ...	40,015,100	40,015,100
17	Charles E. Egeler correctional facility - Jackson ..	40,492,900	40,492,900
18	Richard A. Handlon correctional facility - Ionia ...	24,281,900	24,281,900
19	Gus Harrison correctional facility - Adrian .....	46,201,300	46,201,300
20	Huron Valley correctional facility - Ypsilanti .....	59,304,200	59,304,200
21	Ionia correctional facility - Ionia .....	31,235,200	31,235,200
22	Lakeland correctional facility - Coldwater .....	46,376,100	46,376,100
23	Macomb correctional facility - New Haven .....	30,744,800	30,744,800
24	Maxey/Woodland Center correctional facility -		
25	Whitmore Lake .....	26,453,000	26,453,000
26	Michigan reformatory - Ionia .....	33,181,600	33,181,600
27	Mound correctional facility - Detroit .....	26,010,600	26,010,600

1	Parnall correctional facility - Jackson .....	27,846,400	27,846,400
2	Ryan correctional facility - Detroit .....	29,407,300	29,407,300
3	Thumb correctional facility - Lapeer .....	30,587,200	30,587,200
4	Special alternative incarceration program		
5	(Camp Cassidy Lake) .....	11,149,700	11,149,700
6	Southern region administration and support .....	22,146,000	22,146,000
7	<b>Sec. 5-103. FIELD PROGRAMS</b>		
8	Full-time equated classified positions .....	2,161.9	2,161.9
9	Field programs .....	\$ 222,153,600	\$ 222,153,600
10	<b>GROSS APPROPRIATION .....</b>	<b>\$ 222,153,600</b>	<b>\$ 222,153,600</b>
11	Appropriated from:		
12	Local revenues .....	447,300	447,300
13	State restricted revenues .....	11,124,900	11,124,900
14	State general fund/general purpose .....	\$ 210,581,400	\$ 210,581,400
15	Schedule of programs:		
16	Field operations .....	186,796,700	186,796,700
17	Parole board operations .....	4,517,400	4,517,400
18	Community re-entry centers .....	14,269,300	14,269,300
19	Electronic monitoring center .....	16,570,200	16,570,200
20	<b>Sec. 5-104. COMMUNITY SUPPORT AND PROGRAMS</b>		
21	Full-time equated classified positions .....	12.0	12.0
22	Community support and programs .....	\$ 133,262,400	\$ 133,262,400
23	<b>GROSS APPROPRIATION .....</b>	<b>\$ 133,262,400</b>	<b>\$ 133,262,400</b>
24	Appropriated from:		
25	Federal revenues .....	1,178,900	1,178,900
26	State restricted revenues .....	5,900,000	5,900,000
27	State general fund/general purpose .....	\$ 126,183,500	\$ 126,183,500

1	Schedule of programs:		
2	Prisoner reintegration programs .....	54,744,700	54,744,700
3	Substance abuse testing and treatment services .....	24,070,900	24,070,900
4	Prosecutorial and detainer expenses .....	4,051,000	4,051,000
5	Community corrections programs .....	33,823,700	33,823,700
6	County jail reimbursement program .....	16,572,100	16,572,100
7	<b>Sec. 5-105. OPERATIONS SUPPORT</b>		
8	Full-time equated unclassified positions .....	16.0	16.0
9	Full-time equated classified positions .....	198.9	198.9
10	Operations support .....	\$ 85,768,100	\$ 141,391,400
11	<b>GROSS APPROPRIATION .....</b>	<b>\$ 85,768,100</b>	<b>\$ 141,391,400</b>
12	Appropriated from:		
13	Interdepartmental grant revenues .....	313,200	317,200
14	Federal revenues .....	0	50,700
15	State restricted revenues .....	1,820,400	2,611,400
16	State general fund/general purpose .....	\$ 83,634,500	\$ 138,412,100
17	Schedule of programs:		
18	Unclassified positions .....	1,367,600	1,367,600
19	Executive direction .....	6,010,100	6,010,100
20	Neal, et al. settlement agreement .....	15,000,000	20,000,000
21	Operations support administration .....	4,564,700	4,564,700
22	Compensatory buyout and union leave bank .....	100	100
23	Worker's compensation .....	16,278,900	16,278,900
24	Bureau of fiscal management .....	9,382,300	9,382,300
25	Office of legal services .....	2,345,100	2,345,100
26	Internal affairs .....	1,219,300	1,219,300
27	Rent .....	2,095,200	2,095,200

1	Equipment and special maintenance .....	2,425,500	2,425,500
2	Administrative hearings officers .....	2,682,900	2,682,900
3	Judicial data warehouse user fees .....	50,000	50,000
4	Sheriff's coordinating and training office .....	500,000	500,000
5	Information technology services and projects .....	21,846,400	21,846,400
6	Active and retiree insurance and pension adjustment	0	50,623,300

7

## PART 2

8

## PROVISIONS CONCERNING APPROPRIATIONS

9

FISCAL YEAR 2012

10 GENERAL SECTIONS

11

Sec. 5-201. Pursuant to section 30 of article IX of the state constitution of

12

1963, total state spending from state resources under part 1 for fiscal year 2011-2012

13

is \$2,003,020,200.00 and state spending from state resources to be paid to local units

14

of government for fiscal year 2011-2012 is \$90,193,500.00. The itemized statement

15

below identifies appropriations from which spending to local units of government will

16

occur:

17

## DEPARTMENT OF CORRECTIONS

18

Field programs - assumption of county probation ..... \$ 53,642,400

19

Prison operations - public service work projects ..... 707,800

20

Community support and programs ..... 35,843,300

21

TOTAL ..... \$ 90,193,500

22

Sec. 5-202. As used in this act:

23

(a) "Administrative segregation" means confinement for maintenance of order or

24

discipline to a cell or room apart from accommodations provided for inmates who are

25

participating in programs of the facility.

1 (b) "Department" or "MDOC" means the Michigan department of corrections.

2 (c) "FY" means fiscal year.

3 (d) "HIV" means human immunodeficiency virus.

4 (e) "Jail" means a facility operated by a local unit of government for the  
5 physical detention and correction of persons charged with or convicted of criminal  
6 offenses.

7 (f) "MDCH" means the Michigan department of community health.

8 (g) "MPRI" means the Michigan prisoner reentry initiative.

9 (h) "Serious mental illness" means that term as defined in section 100d(3) of  
10 the mental health code, 1974 PA 328, MCL 330.1100d.

11 Sec. 5-203. The department may charge fees and collect revenues in excess of  
12 appropriations in part 1 not to exceed the cost of offender services and programming,  
13 employee meals, parolee loans, academic/vocational services, custody escorts,  
14 compassionate visits, and union steward activities, and public works programs and  
15 services provided to local units of government. The revenues and fees collected are  
16 appropriated for all expenses associated with these services and activities.

17 Sec. 5-204. (1) In addition to the funds appropriated in part 1, there is  
18 appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds.  
19 These funds are not available for expenditure until they have been transferred to  
20 another line item in this bill under section 393(2) of the management and budget act,  
21 1984 PA 431, MCL 18.1393.

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

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

1 amount not to exceed \$2,000,000.00 for local contingency funds. These funds are not  
2 available for expenditure until they have been transferred to another line item in  
3 this bill under section 393(2) of the management and budget act, 1984 PA 431, MCL  
4 18.1393.

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

10 Sec. 5-205. The department shall submit 3-year and 5-year prison population  
11 projection updates concurrent with submission of the executive budget to the senate  
12 and house appropriations subcommittees on corrections, the senate and house fiscal  
13 agencies, and the state budget director. The report shall include explanations of the  
14 methodology and assumptions used in developing the projection updates.

15 Sec. 5-206. The department shall measure the recidivism rates of offenders  
16 using at least a 3-year period following their release from prison.

17 Sec. 5-207. (1) The department shall administer a county jail reimbursement  
18 program from the funds appropriated in part 1 for the purpose of reimbursing counties  
19 for housing in jails certain felons who otherwise would have been sentenced to prison.

20 (2) Counties shall be given the option of choosing from 1 of 2 eligibility and  
21 reimbursement standards as described in this subsection for the county jail  
22 reimbursement program. The department shall submit to each county a county jail  
23 reimbursement application form by October 1, 2011 that explains the 2 eligibility and  
24 reimbursement standards and shall request that the county submit a decision to the  
25 department regarding the standard it elects to utilize for the operation of the  
26 county's program. Counties shall submit their decision to the department by October  
27 15, 2011, and shall not be allowed to revise this decision after submission. A county

1 shall not be reimbursed for any services provided after October 15, 2011 unless that  
2 county has submitted a decision on the eligibility and reimbursement standards to the  
3 department. The department shall offer counties the option to choose between the  
4 eligibility and reimbursement standards outlined below:

5 (a) The standards outlined in subsections (2) and (3) of section 414 of 2008 PA  
6 245 as outlined below:

7 (i) The county jail reimbursement program shall reimburse counties for housing  
8 and custody of convicted felons if the conviction was for a crime committed on or  
9 after January 1, 1999 and 1 of the following applies:

10 (A) The felon's sentencing guidelines recommended range upper limit is more  
11 than 18 months, the felon's sentencing guidelines recommended range lower limit is 12  
12 months or less, the felon's prior record variable score is 35 or more points, and the  
13 felon's sentence is not for commission of a crime in crime class G or crime class H  
14 under chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to  
15 777.69.

16 (B) The felon's minimum sentencing guidelines range minimum is more than 12  
17 months under the sentencing guidelines described in sub-subparagraph (A).

18 (ii) State reimbursement under this subdivision for prisoner housing and  
19 custody expenses per diverted offender shall be \$43.50 per diem for up to a 1-year  
20 total.

21 (b) The standards outlined and defined in subsections (2), (3), and (6) of  
22 section 301 of 2010 PA 89 as outlined below:

23 (i) The county jail reimbursement program shall reimburse counties for  
24 convicted felons in the custody of the sheriff if the conviction was for a crime  
25 committed on or after January 1, 1999 and 1 of the following applies:

26 (A) The felon's sentencing guidelines recommended range upper limit is more  
27 than 18 months, the felon's sentencing guidelines recommended range lower limit is 12

1 months or less, the felon's prior record variable score is 35 or more points, and the  
2 felon's sentence is not for commission of a crime in crime class G or crime class H or  
3 a nonperson crime in crime class F under chapter XVII of the code of criminal  
4 procedure, 1927 PA 175, MCL 777.1 to 777.69.

5 (B) The felon's minimum sentencing guidelines range minimum is more than 12  
6 months under the sentencing guidelines described in sub-subparagraph (A).

7 (C) The felon was sentenced to jail for a felony committed while he or she was  
8 on parole and under the jurisdiction of the parole board and for which the sentencing  
9 guidelines recommended range for the minimum sentence has an upper limit of more than  
10 18 months.

11 (ii) State reimbursement under this subdivision shall be \$60.00 per diem per  
12 diverted offender for offenders with a presumptive prison guideline score, \$50.00 per  
13 diem per diverted offender for offenders with a straddle cell guideline for a group 1  
14 crime, and \$35.00 per diem per diverted offender for offenders with a straddle cell  
15 guideline for a group 2 crime. Reimbursements shall be paid for sentences up to a 1-  
16 year total.

17 (iii) As used in this subdivision:

18 (A) "Group 1 crime" means a crime in 1 or more of the following offense  
19 categories: arson, assault, assaultive other, burglary, criminal sexual conduct,  
20 homicide or resulting in death, other sex offenses, robbery, and weapon possession as  
21 determined by the department of corrections based on specific crimes for which  
22 counties received reimbursement under the county jail reimbursement program in fiscal  
23 year 2007 and fiscal year 2008, and listed in the county jail reimbursement program  
24 document titled "FY 2007 and FY 2008 Group One Crimes Reimbursed", dated March 31,  
25 2009.

26 (B) "Group 2 crime" means a crime that is not a group 1 crime, including  
27 larceny, fraud, forgery, embezzlement, motor vehicle, malicious destruction of

1 property, controlled substance offense, felony drunk driving, and other nonassaultive  
2 offenses.

3 (C) "In the custody of the sheriff" means that the convicted felon has been  
4 sentenced to the county jail and is either housed in the county jail or has been  
5 released from jail and is being monitored through the use of the sheriff's electronic  
6 monitoring system.

7 (3) County jail reimbursement program expenditures shall not exceed the amount  
8 appropriated in part 1 for the county jail reimbursement program. Payments to counties  
9 under the county jail reimbursement program shall be made in the order in which  
10 properly documented requests for reimbursements are received. A request shall be  
11 considered to be properly documented if it meets MDOC requirements for documentation.  
12 By October 15, 2011, the department shall distribute the documentation requirements to  
13 all counties.

14 Sec. 5-208. (1) The department shall provide weekly electronic mail reports to  
15 the senate and house appropriations subcommittees on corrections, the senate and house  
16 fiscal agencies, and the state budget director on prisoner, parolee, and probationer  
17 populations by facility, and prison capacities.

18 (2) The department shall provide quarterly electronic mail reports to the  
19 senate and house appropriations subcommittees on corrections, the senate and house  
20 fiscal agencies, and the state budget director. The reports shall include information  
21 on end-of-month prisoner populations in county jails, the net operating capacity  
22 according to the most recent certification report, identified by date, and end-of-  
23 month data, year-to-date data, and comparisons to the prior year for the following:

24 (a) Community residential program populations, separated by centers and  
25 electronic monitoring.

26 (b) Parole populations.

27 (c) Probation populations, with identification of the number in special

1 alternative incarceration.

2 (d) Prison and camp populations, with separate identification of the number in  
3 special alternative incarceration and the number of lifers.

4 (e) Parole board activity, including the numbers and percentages of parole  
5 grants and parole denials.

6 (f) Prisoner exits, identifying transfers to community placement, paroles from  
7 prisons and camps, paroles from community placement, total movements to parole, prison  
8 intake, prisoner deaths, prisoners discharging on the maximum sentence, and other  
9 prisoner exits.

10 (g) Prison intake and returns, including probation violators, new court  
11 commitments, violators with new sentences, escaper new sentences, total prison intake,  
12 returns from court with additional sentences, community placement returns, technical  
13 parole violator returns, and total returns to prison and camp.

14 Sec. 5-209. From the funds appropriated in part 1 for prosecutorial and  
15 detainer expenses, the department shall reimburse counties for housing and custody of  
16 parole violators and offenders being returned by the department from community  
17 placement who are available for return to institutional status and for prisoners who  
18 volunteer for placement in a county jail.

19 Sec. 5-210. Funds included in part 1 for the sheriffs' coordinating and  
20 training office are appropriated for and may be expended to defray costs of continuing  
21 education, certification, recertification, decertification, and training of local  
22 corrections officers, the personnel and administrative costs of the sheriffs'  
23 coordinating and training office, the local corrections officers advisory board, and  
24 the sheriffs' coordinating and training council under the local corrections officers  
25 training act, 2003 PA 125, MCL 791.531 to 791.546.

26 Sec. 5-211. (1) All prisoners, probationers, and parolees involved with the  
27 electronic tether program shall reimburse the department for costs associated with

1 their participation in the program where possible.

2 (2) Program participant contributions and local community tether program  
3 reimbursement for the electronic tether program appropriated in part 1 are related to  
4 program expenditures and may be used to offset expenditures for this purpose.

5 (3) Included in the appropriation in part 1 is adequate funding to implement  
6 the community tether program to be administered by the department. The community  
7 tether program is intended to provide sentencing judges and county sheriffs in  
8 coordination with local community corrections advisory boards access to the state's  
9 electronic tether program to reduce prison admissions and improve local jail  
10 utilization. The department shall determine the appropriate distribution of the tether  
11 units throughout the state based upon locally developed comprehensive corrections  
12 plans under the community corrections act, 1988 PA 511, MCL 791.401 to 791.414.

13 (4) For a fee determined by the department, the department shall provide  
14 counties with the tether equipment, replacement parts, administrative oversight of the  
15 equipment's operation, notification of violators, and periodic reports regarding  
16 county program participants. Counties are responsible for tether equipment  
17 installation and service. For an additional fee as determined by the department, the  
18 department shall provide staff to install and service the equipment. Counties are  
19 responsible for the coordination and apprehension of program violators.

20 (5) Any county with tether charges outstanding over 60 days shall be considered  
21 in violation of the community tether program agreement and lose access to the program.

22 Sec. 5-212. The department shall report quarterly to the senate and house  
23 appropriations subcommittees on corrections, the senate and house fiscal agencies, and  
24 the state budget director on prisoner health care utilization. The report shall  
25 include the number of inpatient hospital days, outpatient visits, and emergency room  
26 visits in the previous quarter and since October 1, 2011, by facility.

27 Sec. 5-213. The bureau of health care services shall develop information on

1 hepatitis C and HIV prevention and the risks associated with exposure to hepatitis C  
2 and HIV. The health care providers shall disseminate this information verbally and in  
3 writing to each prisoner at the health screening and full health appraisal conducted  
4 at admissions, at the annual health care screening 30 days before or after a  
5 prisoner's birthday, and prior to release to the community by parole, transfer to  
6 community residential placement, or discharge on the maximum sentence.

7       Sec. 5-214. (1) From the funds appropriated in part 1, the department shall  
8 require a hepatitis C antibody test and an HIV test for each prisoner prior to release  
9 to the community by parole, transfer to community residential placement, or discharge  
10 on the maximum sentence. The department shall require an HIV test and a hepatitis C  
11 risk factor screening for each prisoner at the health screening at admissions. If  
12 hepatitis C risk factors are identified, the department shall offer the prisoner a  
13 hepatitis C antibody test. An explanation of results of the tests shall be provided  
14 confidentially to the prisoner, and if appropriate based on the test results, the  
15 prisoner shall also be provided a recommendation to seek follow-up medical attention.

16       (2) By March 1, 2012, the department shall report to the senate and house  
17 appropriations subcommittees on corrections, the senate and house appropriations  
18 subcommittees on community health, the senate and house fiscal agencies, and the state  
19 budget director on the number of offenders tested and the number of offenders testing  
20 positive for HIV, the hepatitis C antibody, or both, at prison admission and parole,  
21 transfer to community residential placement, or discharge on the maximum sentence. The  
22 department shall keep records of those offenders testing positive for HIV, the  
23 hepatitis C antibody, or both, at prison admission, parole, transfer to community  
24 residential placement, and discharge. These records shall clearly state the date each  
25 test was performed.

26       (3) As a condition of expenditure of the funds appropriated in part 1, the  
27 department shall keep records of the following:

1 (a) The number of offenders testing positive for the hepatitis C antibody who  
2 do not receive treatment due to refusal of treatment.

3 (b) Cost and duration of treatment by offender as allowable by privacy law.

4 Sec. 5-215. The department, in conjunction with efforts to implement the MPRI,  
5 shall cooperate with the MDCH to share data and information as they relate to  
6 prisoners being released who are HIV positive or positive for the hepatitis C  
7 antibody. By March 1, 2012, the department shall report to the senate and house  
8 appropriations subcommittees on corrections, the senate and house fiscal agencies, and  
9 the state budget director on all of the following:

10 (a) Programs and the location of programs implemented as a result of the work  
11 under this section.

12 (b) The number of prisoners released to the community by parole, discharge on  
13 the maximum sentence, or transfer to community residential placement who are HIV  
14 positive, positive for the hepatitis C antibody, or both.

15 (c) The number of paroling offenders who are HIV or hepatitis C positive by  
16 paroling office as reported to the state department of community health for referral  
17 to the local public health department.

18 Sec. 5-216. The department shall evaluate all prisoners at intake for substance  
19 abuse disorders, developmental disorders, serious mental illness, and other mental  
20 health disorders. Prisoners with serious mental illness shall not be confined in  
21 administrative segregation due to serious mental illness. Under the supervision of a  
22 mental health professional, a prisoner with serious mental illness may be secluded in  
23 a therapeutic environment for the safety of the prisoner or others. A prisoner in  
24 therapeutic seclusion shall be evaluated by a mental health professional at a  
25 frequency defined in the mental health code to remain in therapeutic seclusion.

## Article 6

## DEPARTMENT OF EDUCATION

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 6-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of education are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF EDUCATION

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	553.0	553.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 113,943,300</b>	<b>\$ 115,389,400</b>
Total interdepartmental grants and		
intradepartmental transfers.....	0	0
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 113,943,300</b>	<b>\$ 115,389,400</b>
Total federal revenues .....	77,929,200	78,869,000
Total local revenues .....	7,159,200	7,269,600
Total private revenues .....	3,044,400	3,053,700
Total other state restricted revenues .....	7,166,300	7,313,600
State general fund/general purpose .....	\$ 18,644,200	\$ 18,883,500
<b>Sec. 6-102. LEADERSHIP AND ADMINISTRATION</b>		
Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	33.6	33.6

1	Leadership and administration .....	\$	<u>12,487,000</u>	\$	<u>13,933,100</u>
2	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>12,487,000</b>	<b>\$</b>	<b>13,933,100</b>
3	Appropriated from:				
4	Federal revenues .....		5,800,700		6,740,500
5	Local revenues .....		76,500		186,900
6	Private revenues .....		28,100		37,400
7	State restricted revenues .....		1,828,300		1,975,600
8	State general fund/general purpose .....	\$	4,753,400	\$	4,992,700
9	Schedule of programs:				
10	State board of education, per diem payments .....		24,400		24,400
11	Unclassified positions .....		515,600		515,600
12	State board/superintendent operations .....		1,695,600		1,695,600
13	Central support operations .....		3,120,600		3,120,600
14	Worker's compensation .....		54,000		54,000
15	Building occupancy charges - property				
16	management services .....		2,728,200		2,728,200
17	Tenant rent .....		261,000		261,000
18	Training and orientation workshops .....		150,000		150,000
19	Terminal leave payments .....		554,700		554,700
20	Information technology operations .....		3,332,900		3,332,900
21	Department of attorney general .....		50,000		50,000
22	Active and retiree insurance and pension adjustment		0		1,446,100
23	<b>Sec. 6-103. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND</b>				
24	Full-time equated classified positions.....		109.0		109.0
25	Michigan schools for the deaf and blind .....	\$	<u>14,377,100</u>	\$	<u>14,377,100</u>
26	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>14,377,100</b>	<b>\$</b>	<b>14,377,100</b>
27	Appropriated from:				

1	Federal revenues .....	6,326,700	6,326,700
2	Local revenues .....	7,071,000	7,071,000
3	Private revenues .....	760,800	760,800
4	State restricted revenues .....	218,600	218,600
5	State general fund/general purpose .....	\$ 0	\$ 0
6	<i>Schedule of programs:</i>		
7	Michigan schools for the deaf and blind operations .	13,632,000	13,632,000
8	Camp tuhsmeheta .....	295,100	295,100
9	Private gifts-blind .....	200,000	200,000
10	Private gifts-deaf .....	250,000	250,000
11	<b>Sec. 6-104. LIBRARY SERVICES</b>		
12	Full-time equated classified positions.....	34.0	34.0
13	Library services .....	\$ 13,766,300	\$ 13,766,300
14	<b>GROSS APPROPRIATION .....</b>	<b>\$ 13,766,300</b>	<b>\$ 13,766,300</b>
15	Appropriated from:		
16	Federal revenues .....	5,562,100	5,562,100
17	State general fund/general purpose .....	\$ 8,204,200	\$ 8,204,200
18	<i>Schedule of programs:</i>		
19	Library of Michigan operations .....	3,808,500	3,808,500
20	Library services and technology program .....	5,562,100	5,562,100
21	State aid to libraries .....	3,445,700	3,445,700
22	Michigan eLibrary .....	950,000	950,000
23	<b>Sec. 6-105. SCHOOL SUPPORT SERVICES</b>		
24	Full-time equated classified positions.....	315.3	315.3
25	School support services .....	\$ 62,321,700	\$ 62,321,700
26	<b>GROSS APPROPRIATION .....</b>	<b>\$ 62,321,700</b>	<b>\$ 62,321,700</b>
27	Appropriated from:		

1	Federal revenues .....	50,535,200	50,535,200
2	Local revenues .....	11,700	11,700
3	Private revenues .....	2,255,500	2,255,500
4	State restricted revenues .....	5,119,400	5,119,400
5	State general fund/general purpose .....	\$ 4,399,900	\$ 4,399,900
6	<i>Schedule of programs:</i>		
7	Special education operations .....	7,909,900	7,909,900
8	Professional preparation operations .....	5,632,500	5,632,500
9	Early childhood education and family services		
10	operations .....	4,295,700	4,295,700
11	State aid and school finance operations .....	985,400	985,400
12	Audit operations .....	541,800	541,800
13	Administrative law operations .....	1,044,800	1,044,800
14	Grants administration and school support		
15	services operations .....	10,844,900	10,844,900
16	College access challenge grant program .....	4,293,200	4,293,200
17	Federal and private grants .....	3,000,000	3,000,000
18	Field services operations .....	9,302,700	9,302,700
19	Educational improvement and innovation operations ..	10,351,100	10,351,100
20	Career and technical education operations .....	4,119,700	4,119,700
21	<b>Sec. 6-106. STUDENT ASSESSMENT</b>		
22	Full-time equated classified positions .....	61.1	61.1
23	Student assessment .....	\$ 10,991,200	\$ 10,991,200
24	<b>GROSS APPROPRIATION .....</b>	<b>\$ 10,991,200</b>	<b>\$ 10,991,200</b>
25	Appropriated from:		
26	Federal revenues .....	9,704,500	9,704,500
27	State general fund/general purpose .....	\$ 1,286,700	\$ 1,286,700

1 Schedule of programs:

2 Educational assessment operations ..... 10,991,200 10,991,200

3 PART 2

4 PROVISIONS CONCERNING APPROPRIATIONS

5 FISCAL YEAR 2012

6 GENERAL SECTIONS

7 Sec. 6-201. Pursuant to section 30 of article IX of the state constitution of  
 8 1963, total state spending from state resources under part 1 for the fiscal year  
 9 ending September 30, 2012 is \$25,810,500.00 and state spending from state resources to  
 10 be paid to local units of government for the fiscal year ending September 30, 2012 is  
 11 \$3,445,700.00. The itemized statement below identifies appropriations from which  
 12 spending to local units of government will occur:

13 DEPARTMENT OF EDUCATION

14	Library services .....	\$	<u>3,445,700</u>
15	TOTAL .....	\$	3,445,700

16 Sec. 6-202. As used in this act:

17 (a) "Department" means the Michigan department of education.

18 (b) "District" means a local school district as defined in section 6 of the  
 19 revised school code, 1976 PA 451, MCL 380.6, or a public school academy as defined in  
 20 section 5 of the revised school code, 1976 PA 451, MCL 380.5.

21 Sec. 6-203. (1) In addition to the funds appropriated in part 1, there is  
 22 appropriated an amount not to exceed \$5,000,000.00 for federal contingency funds.  
 23 These funds are not available for expenditure until they have been transferred to  
 24 another line item in this article under section 393(2) of the management and budget  
 25 act, 1984 PA 431, MCL 18.1393.

1           (2) In addition to the funds appropriated in part 1, there is appropriated an  
2 amount not to exceed \$700,000.00 for state restricted contingency funds. These funds  
3 are not available for expenditure until they have been transferred to another line  
4 item in this article under section 393(2) of the management and budget act, 1984 PA  
5 431, MCL 18.1393.

6           (3) In addition to the funds appropriated in part 1, there is appropriated an  
7 amount not to exceed \$250,000.00 for local contingency funds. These funds are not  
8 available for expenditure until they have been transferred to another line item in  
9 this article under section 393(2) of the management and budget act, 1984 PA 431, MCL  
10 18.1393.

11           (4) In addition to the funds appropriated in part 1, there is appropriated an  
12 amount not to exceed \$3,000,000.00 for private contingency funds. These funds are not  
13 available for expenditure until they have been transferred to another line item in  
14 this article under section 393(2) of the management and budget act, 1984 PA 431, MCL  
15 18.1393.

16       **LEADERSHIP AND ADMINISTRATION**

17           Sec. 6-301. (1) The appropriations in part 1 for leadership and administration  
18 may be used for per diem payments to the state board for meetings at which a quorum is  
19 present or for performing official business authorized by the state board. The per  
20 diem payments shall be at a rate as follows:

21           (a) State board of education - president - \$110.00 per day.

22           (b) State board of education - member other than president - \$100.00 per day.

23           (2) A state board of education member shall not be paid a per diem for more  
24 than 30 days per year.

25           Sec. 6-302. From the amount appropriated in part 1 for leadership and  
26 administration, not more than \$35,000.00 shall be expended for in-state travel and

1 out-of-state travel directly related to the duties of the state board of education.

2 **MICHIGAN SCHOOLS FOR THE DEAF AND BLIND**

3 Sec. 6-401. For each student enrolled at the Michigan schools for the deaf and  
4 blind, the department shall assess the intermediate school district of residence 100%  
5 of the cost of operating the student's instructional program. The amount shall exclude  
6 room and board related costs and the cost of weekend transportation between the school  
7 and the student's home.

8 Sec. 6-402. (1) The department may assess rent or lease excess property located  
9 on the campus of the Michigan schools for the deaf and blind in Flint to private or  
10 publicly funded organizations.

11 (2) From the amount appropriated in part 1 for leadership and administration,  
12 the department may receive and expend funds from lease agreements at the Michigan  
13 schools for the deaf and blind Flint campus that have been negotiated with the  
14 approval of the department of technology, management, and budget. These funds shall be  
15 used for the operation, maintenance, and renovation expenses associated with the  
16 leased space.

17 (3) From the unexpended balances of appropriations for the Michigan schools for  
18 the deaf and blind, up to \$250,000.00 of any unexpended and unencumbered funds  
19 remaining on September 30, 2012 may be carried forward as a work project and expended  
20 for special maintenance and repairs of facilities at the campus of the Michigan  
21 schools for the deaf and blind in Flint. The work shall be carried out by state  
22 employees, or by contract as necessary, at an estimated cost of \$250,000.00. The  
23 estimated completion date of the work is September 30, 2013.

24 (4) From the appropriation in part 1 for leadership and administration, up to  
25 \$100,000.00 of any unexpended and unencumbered funds remaining on September 30, 2012  
26 may be carried forward as a work project or as restricted revenue and expended for

1 special maintenance and repairs of facilities at Fay hall. The work project may be  
2 performed by state employees, or by contract when necessary, at an estimated cost of  
3 \$100,000.00. The estimated completion date of the work project is September 30, 2013.

4 Sec. 6-403. (1) The Michigan schools for the deaf and blind may promote its  
5 residential program as a possible appropriate option for children who are deaf or hard  
6 of hearing or who are blind or visually impaired. The Michigan schools for the deaf  
7 and blind shall distribute information detailing its services to all intermediate  
8 school districts in the state.

9 (2) Upon knowledge of or recognition by an intermediate school district that a  
10 child in the district is deaf or hard of hearing or blind or visually impaired, the  
11 intermediate school district shall provide to the parents of the child the literature  
12 distributed by the Michigan schools for the deaf and blind to intermediate school  
13 districts under subsection (1).

14 (3) Parents will continue to have a choice regarding the educational placement  
15 of their deaf or hard-of-hearing children.

16 Sec. 6-404. Revenue received by the Michigan schools for the deaf and blind  
17 from gifts, bequests, and donations that is unexpended at the end of the state fiscal  
18 year may be carried over to the succeeding fiscal year and shall not revert to the  
19 general fund.

## 20 LIBRARY SERVICES

21 Sec. 6-501. In addition to the funds appropriated in part 1 for library  
22 services, the funds collected by the department for document reproduction and  
23 services; conferences, workshops, and training classes; and the use of specialized  
24 equipment, facilities, and software are appropriated for all expenses necessary to  
25 provide the required services. These funds are available for expenditure when they are  
26 received and may be carried forward into the next succeeding fiscal year.

1     SCHOOL SUPPORT SERVICES

2             Sec. 6-601. The department shall authorize teacher preparation institutions to  
3 provide an alternative program by which up to 1/2 of the required student internship  
4 or student teaching credits may be earned through substitute teaching. The department  
5 shall require that teacher preparation institutions collaborate with school districts  
6 to ensure that the quality of instruction provided to student teachers is comparable  
7 to that required in a traditional student teaching program.

8             Sec. 6-602. Revenue received from teacher testing fees that is unexpended at  
9 the end of the state fiscal year may be carried over to the succeeding fiscal year and  
10 shall not revert to the general fund.

11            Sec. 6-603. The college access challenge grant program is a work project as  
12 provided in section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a,  
13 and as follows and as such appropriations in part 1 for school support services  
14 allocated for the program shall not lapse at the end of the fiscal year but shall  
15 continue to be available for expenditure until the project has been completed:

16            (a) The purpose of the project is to provide assistance and training to  
17 Michigan families, counselors, teachers, and community leaders in applying for  
18 and securing funds for college to low-income students.

19            (b) The project will be accomplished by state employees and/or by contracts  
20 with private vendors.

21            (c) The total estimated cost of the project is \$8,571,000.00.

22            (d) The tentative completion date of the project is September 30, 2015.

**Article 7**

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

**PART 1**

**LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 7-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of energy, labor and economic growth are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

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

**APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	53.5	53.5
Full-time equated classified positions.....	4,362.5	4,362.5
<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,272,142,500</b>	<b>\$ 1,285,148,800</b>
Total interdepartmental grants and		
intradepartmental transfers.....	12,673,500	13,037,900
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 1,259,469,000</b>	<b>\$ 1,272,110,900</b>
Total federal revenues .....	839,727,100	846,545,000
Total local revenues .....	12,293,400	12,293,400
Total private revenues .....	4,576,500	4,576,500
Total other state restricted revenues .....	359,335,700	364,585,300
State general fund/general purpose .....	\$ 43,536,300	\$ 44,110,700

**Sec. 7-102. ADMINISTRATION**

Full-time equated unclassified positions.....	53.5	53.5
-----------------------------------------------	------	------

1	Full-time equated classified positions .....	154.0	154.0
2	Administration .....	\$ <u>91,107,300</u>	\$ <u>104,113,600</u>
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 91,107,300</b>	<b>\$ 104,113,600</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	300,000	664,400
6	Federal revenues .....	48,906,300	55,724,200
7	Local revenues .....	130,900	130,900
8	Private revenues .....	200,000	200,000
9	State restricted revenues .....	39,721,300	44,970,900
10	State general fund/general purpose .....	\$ 1,848,800	\$ 2,423,200
11	<i>Schedule of programs:</i>		
12	Unclassified salaries .....	4,177,900	4,177,900
13	Executive director programs .....	5,859,600	5,859,600
14	Administrative services .....	10,869,500	10,869,500
15	Property management .....	11,466,200	11,466,200
16	Rent .....	12,675,800	12,675,800
17	Worker's compensation .....	758,700	758,700
18	Special project advances .....	200,000	200,000
19	Information technology services and projects .....	45,099,600	45,099,600
20	Active and retiree insurance and pension adjustment	0	13,006,300
21	<b>Sec. 7-103. REGULATORY AND CONSUMER PROTECTION</b>		
22	Full-time equated classified positions .....	1,661.0	1,661.0
23	Regulatory and consumer protection .....	\$ <u>343,667,500</u>	\$ <u>343,667,500</u>
24	<b>GROSS APPROPRIATION .....</b>	<b>\$ 343,667,500</b>	<b>\$ 343,667,500</b>
25	Appropriated from:		
26	Interdepartmental grant revenues .....	12,373,500	12,373,500
27	Federal revenues .....	29,108,900	29,108,900

1	Private revenues .....	30,000	30,000
2	State restricted revenues .....	300,934,500	300,934,500
3	State general fund/general purpose .....	\$ 1,220,600	\$ 1,220,600
4	<i>Schedule of programs:</i>		
5	Office of financial and insurance regulation .....	60,471,500	60,471,500
6	Public service commission .....	27,158,500	27,158,500
7	Bureau of energy systems .....	7,147,200	7,147,200
8	METRO authority .....	355,900	355,900
9	Michigan liquor control commission .....	18,613,500	18,613,500
10	Bureau of construction codes .....	24,556,900	24,556,900
11	Bureau of fire services .....	5,603,700	5,603,700
12	Commercial services .....	18,980,400	18,980,400
13	Occupational safety and health .....	28,561,900	28,561,900
14	Wage and hour division .....	3,366,700	3,366,700
15	Tax tribunal operations .....	3,149,000	3,149,000
16	Employment and labor relations .....	3,745,000	3,745,000
17	Administrative hearings and rules .....	24,833,400	24,833,400
18	Fire protection grants .....	9,273,900	9,273,900
19	Low-income energy efficiency assistance .....	95,000,000	95,000,000
20	Liquor law enforcement grants .....	6,600,000	6,600,000
21	Remonumentation grants .....	5,300,000	5,300,000
22	Utility consumer representation .....	950,000	950,000
23	<b>Sec. 7-104. WORKER AND UNEMPLOYMENT COMPENSATION</b>		
24	Full-time equated classified positions .....	1,530.0	1,530.0
25	Worker and unemployment compensation .....	\$ 164,908,100	\$ 164,908,100
26	<b>GROSS APPROPRIATION .....</b>	<b>\$ 164,908,100</b>	<b>\$ 164,908,100</b>
27	Appropriated from:		

1	Federal revenues .....	146,187,800	146,187,800
2	State restricted revenues .....	12,843,800	12,843,800
3	State general fund/general purpose .....	\$ 5,876,500	\$ 5,876,500
4	<i>Schedule of programs:</i>		
5	Worker's compensation agency .....	14,972,400	14,972,400
6	Board of magistrates .....	2,247,900	2,247,900
7	Unemployment insurance agency .....	145,195,400	145,195,400
8	MES board of review program .....	2,492,400	2,492,400
9	<b>Sec. 7-105. WORKFORCE DEVELOPMENT</b>		
10	Full-time equated classified positions .....	1,017.5	1,017.5
11	Workforce development .....	\$ 672,459,600	\$ 672,459,600
12	<b>GROSS APPROPRIATION .....</b>	<b>\$ 672,459,600</b>	<b>\$ 672,459,600</b>
13	Appropriated from:		
14	Federal revenues .....	615,524,100	615,524,100
15	Local revenues .....	12,162,500	12,162,500
16	Private revenues .....	4,346,500	4,346,500
17	State restricted revenues .....	5,836,100	5,836,100
18	State general fund/general purpose .....	\$ 34,590,400	\$ 34,590,400
19	<i>Schedule of programs:</i>		
20	Labor market information .....	6,676,900	6,676,900
21	Employment services .....	49,586,000	49,586,000
22	Michigan rehabilitation services .....	71,720,500	71,720,500
23	Workforce programs administration .....	12,904,800	12,904,800
24	Postsecondary education .....	3,243,500	3,243,500
25	Adult education .....	2,599,100	2,599,100
26	Hispanic/Latino commission .....	206,700	206,700
27	Disability concerns commission .....	1,186,100	1,186,100

1	Commission for the blind .....	26,728,500	26,728,500
2	Adult basic education .....	20,000,000	20,000,000
3	Carl D. Perkins grants .....	19,000,000	19,000,000
4	Gear-up program grants .....	3,000,000	3,000,000
5	Workforce training programs subgrantees .....	296,478,600	296,478,600
6	Personal assistance services .....	459,500	459,500
7	Vocational rehabilitation customer support .....	56,908,400	56,908,400
8	Independent living .....	4,908,600	4,908,600
9	Welfare-to-work programs .....	93,158,800	93,158,800
10	Private grant programs .....	3,000,000	3,000,000
11	Subregional libraries state aid .....	451,800	451,800
12	Youth low-vision program .....	241,800	241,800

13

## PART 2

14

## PROVISIONS CONCERNING APPROPRIATIONS

15

FISCAL YEAR 2012

16

GENERAL SECTIONS

17

Sec. 7-201. Pursuant to section 30 of article IX of the state constitution of

18

1963, total state spending from state resources under part 1 for fiscal year 2011-2012

19

is \$402,872,000.00 and state spending from state resources to be paid to local units

20

of government for fiscal year 2011-2012 is \$37,090,500.00. The itemized statement

21

below identifies appropriations from which spending to local units of government will

22

occur:

23

## DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH

24

Regulatory and consumer protection ..... \$ 21,413,900

25

Workforce development ..... 15,676,600

1 TOTAL ..... \$ 37,090,500

2 Sec. 7-202. As used in this act:

3 (a) "Department" means the department of energy, labor and economic growth.

4 (b) "Fiscal agencies" means Michigan house fiscal agency and Michigan senate  
5 fiscal agency.

6 (c) "MES" means Michigan employment security.

7 (d) "METRO" means metropolitan extension telecommunications rights-of-way oversight.

8 Sec. 7-203. The department may carry into the succeeding fiscal year unexpended  
9 federal pass-through funds to local institutions and governments that do not require  
10 additional state matching funds. Federal pass-through funds to local institutions and  
11 governments that are received in amounts in addition to those included in part 1 and  
12 that do not require additional state matching funds are appropriated for the purposes  
13 intended.

14 Sec. 7-204. (1) In addition to the funds appropriated in part 1, there is  
15 appropriated an amount not to exceed \$45,000,000.00 for federal contingency funds.  
16 These funds are not available for expenditure until they have been transferred to  
17 another line item in this act under section 393(2) of the management and budget act,  
18 1984 PA 431, MCL 18.1393.

19 (2) In addition to the funds appropriated in part 1, there is appropriated an  
20 amount not to exceed \$31,000,000.00 for state restricted contingency funds. These  
21 funds are not available for expenditure until they have been transferred to another  
22 line item in this act under section 393(2) of the management and budget act, 1984 PA  
23 431, MCL 18.1393.

24 (3) In addition to the funds appropriated in part 1, there is appropriated an  
25 amount not to exceed \$8,000,000.00 for local contingency funds. These funds are not  
26 available for expenditure until they have been transferred to another line item in  
27 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL

1 18.1393.

2 (4) In addition to the funds appropriated in part 1, there is appropriated an  
3 amount not to exceed \$600,000.00 for private contingency funds. These funds are not  
4 available for expenditure until they have been transferred to another line item in  
5 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL  
6 18.1393.

7 Sec. 7-205. (1) The department shall sell documents at a price not to exceed  
8 the cost of production and distribution. Money received from the sale of these  
9 documents shall revert to the department. In addition to the funds appropriated in  
10 part 1, these funds are available for expenditure when they are received by the  
11 department of treasury and may only be used for costs directly related to the  
12 continued updating and distribution of the documents pursuant to this section. This  
13 subsection applies only for the following documents:

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

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

19 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1101 to  
20 436.2303.

21 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to 125.2349; the  
22 business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098; the nonprofit  
23 corporation act, 1982 PA 162, MCL 450.2101 to 450.3192; and the uniform securities act  
24 (2002), 2008 PA 551, MCL 451.2101 to 451.2703.

25 (e) Labor law books.

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

27 (g) Construction code manuals.

(h) Copies of transcripts from administrative law hearings.

(2) In addition to the funds appropriated in part 1, funds collected by the department under sections 55, 57, 58, and 59 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of the legislative council act, 1986 PA 268, MCL 4.1203, are appropriated for all expenses necessary to provide for the cost of publication and distribution. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury and shall not lapse to the general fund at the end of the fiscal year.

#### REGULATORY AND CONSUMER PROTECTION

Sec. 7-301. Money appropriated under this act for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

##### Operation and maintenance inspection fee

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

##### Plan review and construction inspection fees for hospitals and schools

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

Sec. 7-302. The funds collected by the department for licenses, permits, and

1 other elevator regulation fees set forth in the Michigan administrative code and as  
2 determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA  
3 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry  
4 forward to the subsequent fiscal year.

5       Sec. 7-303. The department may make available to interested entities otherwise  
6 unavailable customized listings of nonconfidential information in its possession, such  
7 as names and addresses of licensees, and charge for this information as follows: base  
8 fee for 1 to 1,000 records at the cost to the department; 1,001 to 10,000 records at  
9 2.5 cents per record; and 10,001 or more records at .5 cents per record. The revenue  
10 received from this service may be used to offset expenses of programs as appropriated  
11 in part 1. The balance of this revenue collected and unexpended at the end of the  
12 fiscal year shall revert to the appropriate restricted revenue account or fund or, in  
13 absence of such an account or fund, to the general fund.

14       Sec. 7-304. If the revenue collected by the department from licensing and  
15 regulation fees collected by the bureau of commercial services exceeds the amount  
16 expended from appropriations in part 1, the revenue may be carried forward into the  
17 subsequent fiscal year. The revenue carried forward under this section shall be used  
18 as the first source of funds in the subsequent fiscal year.

19       Sec. 7-305. The funds collected from public utilities for low-income energy  
20 efficiency fund grants as provided under orders issued by the public service  
21 commission pursuant to 1939 PA 3, MCL 460.1 to 460.11, that are unexpended at the end  
22 of the fiscal year may carry forward to the subsequent fiscal year.

23       Sec. 7-306. In addition to the funds appropriated in part 1, the funds  
24 collected by the department from corporations being liquidated pursuant to the  
25 insurance code of 1956, 1956 PA 218, MCL 500.100 to 500.8302, and funds received in  
26 connection with a conservatorship pursuant to section 32 of the mortgage brokers,  
27 lenders, and servicers licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated

1 for all expenses necessary to provide for the required services. These funds are  
2 appropriated for expenditure when they are received by the department of treasury and  
3 shall not lapse to the general fund at the end of the fiscal year.

#### 4 WORKER AND UNEMPLOYMENT COMPENSATION

5 Sec. 7-401. Funds earned or authorized by the United States department of labor  
6 in excess of the gross appropriation in part 1 for the unemployment insurance  
7 agency and the employment service agency from the United States department of  
8 labor are appropriated and may be expended for staffing and related expenses  
9 incurred in the operation of its programs. These funds may be spent after the  
10 department notifies the state budget director and the subcommittees of the  
11 purpose and amount of each grant award.

#### 12 WORKFORCE DEVELOPMENT

13 Sec. 7-501. Revenue collected by the Michigan commission for the blind from  
14 private and local sources that is unexpended at the end of the fiscal year may carry  
15 forward to the subsequent fiscal year.

16 Sec. 7-502. (1) The funds appropriated in part 1 for a regional or subregional  
17 library shall not be released until a budget for that regional or subregional library  
18 has been approved by the department for expenditures for library services directly  
19 serving the blind and persons with disabilities.

20 (2) In order to receive subregional state aid as appropriated in part 1, a  
21 regional or subregional library's fiscal agency shall agree to maintain local funding  
22 support at the same level in the current fiscal year as in the fiscal agency's  
23 preceding fiscal year. If a reduction in expenditures equally affects all agencies in  
24 a local unit of government that is the regional or subregional library's fiscal  
25 agency, that reduction shall not be interpreted as a reduction in local support and

1 shall not disqualify a regional or subregional library from receiving state aid under  
2 part 1. If a reduction in income affects a library cooperative or district library  
3 that is a regional or subregional library's fiscal agency or a reduction in  
4 expenditures for the regional or subregional library's fiscal agency, a reduction in  
5 expenditures for the regional or subregional library shall not be interpreted as a  
6 reduction in local support and shall not disqualify a regional or subregional library  
7 from receiving state aid under part 1.

8       Sec. 7-503. The department may provide and enter into agreements to provide  
9 general services, training, meetings, information, special equipment, software,  
10 facility use, and technical consulting services to other principal executive  
11 departments, state agencies, local units of government, the judicial branch of  
12 government, other organizations, and patrons of department facilities. The department  
13 may charge fees for these services that are reasonably related to the cost of  
14 providing the services. In addition to the funds appropriated in part 1, funds  
15 collected by the department for these services are appropriated for all expenses  
16 necessary. The funds appropriated under this section are allotted for expenditure when  
17 they are received by the department of treasury.

18       Sec. 7-504. (1) The department shall publish the "activities classification  
19 structure data book" for Michigan community colleges on or before March 1.

20       (2) The department shall compile the information received from community  
21 colleges on North American Indian tuition waivers granted pursuant to 1976 PA 174, MCL  
22 390.1251 to 390.1253, and shall submit this compilation to the house and senate  
23 appropriations subcommittees on community colleges, the fiscal agencies, and the state  
24 budget director by February 15.

25       (3) The department shall compile the information received from community  
26 colleges on the number and types of associate degrees and other certificates awarded  
27 during the previous fiscal year and shall submit this compilation to the house and

1 senate appropriations subcommittees on community colleges, the fiscal agencies, and  
2 the state budget director by January 15.

3       Sec. 7-505. The department shall administer the jobs, education, and training  
4 program in accordance with the requirements of section 407(d) of title IV of the  
5 social security act, 42 USC 607, the state social welfare act, 1939 PA 280, MCL 400.1  
6 to 400.119b, and all other applicable laws and regulations.

7       Sec. 7-506. In addition to the funds appropriated in part 1, any unencumbered and  
8 unrestricted federal workforce investment act or trade adjustment assistance funds  
9 available from prior fiscal years are appropriated for the purposes originally  
10 intended.

## Article 8

## DEPARTMENT OF ENVIRONMENTAL QUALITY

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 8-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of environmental quality are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF ENVIRONMENTAL QUALITY

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	3.0	3.0
Full-time equated classified positions.....	1,447.1	1,447.1
<b>GROSS APPROPRIATION .....</b>	<b>\$ 405,839,300</b>	<b>\$ 410,576,400</b>
Total interdepartmental grants and		
intradepartmental transfers.....	8,918,200	9,075,700
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 396,921,100</b>	<b>\$ 401,500,700</b>
Total federal revenues .....	159,851,500	161,200,300
Total local revenues .....	0	0
Total private revenues .....	711,800	731,000
Total other state restricted revenues .....	214,866,200	217,494,100
State general fund/general purpose .....	\$ 21,491,600	\$ 22,075,300
<b>Sec. 8-102. ADMINISTRATION</b>		
Full-time equated unclassified positions.....	3.0	3.0

1	Full-time equated classified positions .....	132.0	132.0
2	Administration .....	\$ 40,688,100	\$ 45,425,200
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 40,688,100</b>	<b>\$ 45,425,200</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	2,886,900	3,044,400
6	Federal revenues .....	5,173,100	6,521,900
7	Private revenues .....	537,600	556,800
8	State restricted revenues .....	27,121,100	29,749,000
9	State general fund/general purpose .....	\$ 4,969,400	\$ 5,553,100
10	Schedule of programs:		
11	Unclassified salaries .....	285,500	285,500
12	Executive direction .....	1,754,900	1,754,900
13	Office of the Great Lakes .....	2,697,700	2,697,700
14	Central support services .....	3,905,400	3,905,400
15	Accounting service center .....	1,224,700	1,224,700
16	Administrative hearings .....	489,700	489,700
17	Automated data processing .....	2,053,400	2,053,400
18	Building occupancy charges .....	5,985,000	5,985,000
19	Environmental support projects .....	5,000,000	5,000,000
20	Rent-privately owned property .....	1,960,800	1,960,800
21	Marketing, education and technology .....	5,171,300	5,171,300
22	Information technology services and projects .....	7,762,800	7,762,800
23	Environmental investigations .....	2,396,900	2,396,900
24	Active and retiree insurance and pension adjustment	0	4,737,100
25	<b>Sec. 8-103. GRANTS</b>		
26	Grants .....	\$ 134,021,700	\$ 134,021,700
27	<b>GROSS APPROPRIATION .....</b>	<b>\$ 134,021,700</b>	<b>\$ 134,021,700</b>

1	Appropriated from:			
2	Federal revenues .....	107,163,000		107,163,000
3	State restricted revenues .....	26,858,700		26,858,700
4	State general fund/general purpose .....	\$ 0	\$	0
5	Schedule of programs:			
6	Coastal management grants .....	2,000,000		2,000,000
7	Drinking water program grants .....	1,330,000		1,330,000
8	Federal - Great Lakes remedial action plan grants ..	700,000		700,000
9	Federal - nonpoint source water pollution grants ...	6,500,000		6,500,000
10	Grants to counties - air pollution .....	83,700		83,700
11	Great Lakes research and protection grants .....	250,000		250,000
12	Noncommunity water grants .....	1,400,000		1,400,000
13	Pollution prevention local grants .....	250,000		250,000
14	Radon grants .....	90,000		90,000
15	Scrap tire grants .....	3,500,000		3,500,000
16	Septage waste compliance grants .....	275,000		275,000
17	Strategic water quality initiative loans .....	9,600,000		9,600,000
18	Water quality protection grants .....	100,000		100,000
19	Water pollution control & drinking water revolving fund	82,943,000		82,943,000
20	Great Lakes restoration initiative .....	25,000,000		25,000,000
21	<b>Sec. 8-104. WATER RESOURCE</b>			
22	Full-time equated classified positions .....	346.6		346.6
23	Water resource .....	\$ 48,543,600	\$	48,543,600
24	<b>GROSS APPROPRIATION .....</b>	<b>\$ 48,543,600</b>	<b>\$</b>	<b>48,543,600</b>
25	Appropriated from:			
26	Interdepartmental grant revenues .....	1,108,100		1,108,100
27	Federal revenues .....	14,048,800		14,048,800

1	State restricted revenues .....	22,159,400	22,159,400
2	State general fund/general purpose .....	\$ 11,227,300	\$ 11,227,300
3	<i>Schedule of programs:</i>		
4	Land and water interface permit programs .....	14,538,800	14,538,800
5	Program direction and project assistance .....	2,775,000	2,775,000
6	Water withdrawal assessment program .....	756,600	756,600
7	Expedited water/wastewater permits .....	434,300	434,300
8	Fish contaminant monitoring .....	316,100	316,100
9	Groundwater discharge .....	2,868,800	2,868,800
10	NPDES nonstormwater program .....	11,690,400	11,690,400
11	Surface water .....	15,163,600	15,163,600
12	<b>Sec. 8-105. ENVIRONMENTAL RESOURCE MANAGEMENT</b>		
13	Full-time equated classified positions .....	578.5	578.5
14	Environmental resource management .....	\$ <u>71,536,800</u>	\$ <u>71,536,800</u>
15	<b>GROSS APPROPRIATION .....</b>	<b>\$ 71,536,800</b>	<b>\$ 71,536,800</b>
16	Appropriated from:		
17	Interdepartmental grant revenues .....	854,600	854,600
18	Federal revenues .....	23,431,600	23,431,600
19	State restricted revenues .....	41,955,700	41,955,700
20	State general fund/general purpose .....	\$ 5,294,900	\$ 5,294,900
21	<i>Schedule of programs:</i>		
22	Air quality programs .....	24,228,800	24,228,800
23	Drinking water and environmental health .....	15,098,900	15,098,900
24	Hazardous waste management program .....	6,593,200	6,593,200
25	Low-level radioactive waste authority .....	324,300	324,300
26	Medical waste program .....	271,000	271,000
27	Municipal assistance .....	6,020,800	6,020,800

1	Radiological protection program .....	1,170,300	1,170,300
2	Scrap tire regulatory program .....	1,198,600	1,198,600
3	Oil, gas and mineral services .....	11,326,500	11,326,500
4	Sewage sludge land application program .....	841,600	841,600
5	Solid waste management program .....	4,462,800	4,462,800
6	<b>Sec. 8-106. REMEDIATION</b>		
7	Full-time equated classified positions .....	390.0	390.0
8	Remediation .....	\$ <u>111,049,100</u>	\$ <u>111,049,100</u>
9	<b>GROSS APPROPRIATION .....</b>	<b>\$ 111,049,100</b>	<b>\$ 111,049,100</b>
10	Appropriated from:		
11	Interdepartmental grant revenues .....	4,068,600	4,068,600
12	Federal revenues .....	10,035,000	10,035,000
13	Private revenues .....	174,200	174,200
14	State restricted revenues .....	96,771,300	96,771,300
15	State general fund/general purpose .....	\$ 0	\$ 0
16	Schedule of programs:		
17	Contaminated site investigation, cleanup, and		
18	revitalization .....	26,130,600	26,130,600
19	Federal cleanup project management .....	9,254,400	9,254,400
20	Laboratory services .....	7,702,600	7,702,600
21	Aboveground storage tank program .....	856,400	856,400
22	Underground storage tank program .....	3,865,100	3,865,100
23	Emergency cleanup actions .....	4,000,000	4,000,000
24	Environmental cleanup support .....	1,840,000	1,840,000
25	Environmental cleanup and redevelopment program ....	30,000,000	30,000,000
26	State sites cleanup program .....	4,400,000	4,400,000
27	Refined petroleum product cleanup program .....	20,000,000	20,000,000

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

6           (4) In addition to the funds appropriated in part 1, there is appropriated an  
7 amount not to exceed \$500,000.00 for private contingency funds. These funds are not  
8 available for expenditure until they have been transferred to another line item in  
9 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL  
10 18.1393.

11           Sec. 8-204. (1) The department shall report all of the following information  
12 relative to allocations made from appropriations for the environmental cleanup and  
13 redevelopment program, state cleanup, emergency actions, superfund cleanup, the  
14 revitalization revolving loan program, the brownfield grants and loans program, the  
15 leaking underground storage tank cleanup program, the contaminated lake and river  
16 sediments cleanup program, the refined petroleum product cleanup program, and the  
17 environmental protection bond projects under section 19508(7) of the natural resources  
18 and environmental protection act, 1994 PA 451, MCL 324.19508, to the state budget  
19 director, the senate and house appropriations subcommittees on environmental quality,  
20 and the senate and house fiscal agencies:

21           (a) The name and location of the site for which an allocation is made.

22           (b) The nature of the problem encountered at the site.

23           (c) A brief description of how the problem will be resolved if the allocation  
24 is made for a response activity.

25           (d) The estimated date that site closure activities will be completed.

26           (e) The amount of the allocation, or the anticipated financing for the site.

27           (f) A summary of the sites and the total amount of funds expended at the sites

1 at the conclusion of the fiscal year.

2 (g) The number of brownfield projects that were successfully redeveloped.

3 (2) The report prepared under subsection (1) shall also include all of the  
4 following:

5 (a) The status of all state-owned facilities that are on the list compiled  
6 under part 201 of the natural resources and environmental protection act, 1994 PA 451,  
7 MCL 324.20101 to 324.20142.

8 (b) The report shall include the total amount of funds expended during the  
9 fiscal year and the total amount of funds awaiting expenditure.

10 (c) The total amount of bonds issued for the environmental protection bond  
11 program pursuant to part 193 of the natural resources and environmental protection  
12 act, 1994 PA 451, MCL 324.19301 to 324.19306, and bonds issued pursuant to the clean  
13 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

14 (3) The report shall be made available by March 31 of each year.

15 Sec. 8-205. (1) The department is authorized to expend amounts remaining from  
16 the current and prior fiscal year appropriations to meet funding needs of  
17 legislatively approved sites for the environmental cleanup and redevelopment program,  
18 the leaking underground storage tank cleanup program, and the refined petroleum  
19 product cleanup program.

20 (2) Unexpended and unencumbered amounts remaining from appropriations from the  
21 environmental protection bond fund contained in 1993 PA 353, 2003 PA 173, and 2006 PA  
22 343 are appropriated for expenditure for any site listed in this act and any site  
23 listed in the public acts referenced in this section.

24 (3) Unexpended and unencumbered amounts remaining from appropriations from the  
25 cleanup and redevelopment fund contained in 2000 PA 275 and 2002 PA 520 are  
26 appropriated for expenditure for any site listed in this act and any site listed in  
27 the public acts referenced in this section.

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

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

(6) Unexpended and unencumbered amounts remaining from appropriations from the refined petroleum fund activities contained in 2010 PA 189, 2005 PA 154, 2007 PA 121, 2008 PA 247, and 2009 PA 118 are appropriated for expenditure for any site listed in this act and any site listed in the public acts referenced in this section.

Sec. 8-206. Unexpended settlement revenues at the end of the fiscal year may be carried forward into the settlement fund in the succeeding fiscal year up to a maximum carryforward of \$2,500,000.00.

#### **REMEDATION**

Sec. 8-301. Revenues remaining in the interdepartmental transfers, laboratory services at the end of the fiscal year shall carry forward into the succeeding fiscal year.

Sec. 8-302. The unexpended funds appropriated in part 1 for emergency cleanup actions and the refined petroleum product cleanup program are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the projects to be carried forward is to provide

1 contaminated site cleanup.

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

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

5 (d) The tentative completion date is September 30, 2016.

6 Sec. 8-303. Effective October 1, 2011, surplus funds not to exceed  
7 \$1,000,000.00 in the cleanup and redevelopment trust fund are hereby appropriated to  
8 the environmental protection fund.

9 Sec. 8-304. Effective October 1, 2011, surplus funds not to exceed  
10 \$1,000,000.00 in the community pollution prevention fund are hereby appropriated to  
11 the environmental protection fund.

12 Sec. 8-305. Effective October 1, 2011, surplus funds not to exceed  
13 \$2,000,000.00 in the small business pollution prevention loan fund are hereby  
14 appropriated to the environmental pollution prevention fund.

15 Sec. 8-306. Effective October 1, 2011, surplus funds not to exceed  
16 \$1,300,000.00 in the small business pollution prevention loan fund are hereby  
17 appropriated to the environmental protection fund.

18 **GRANTS**

19 Sec. 8-401. If a certified health department does not exist in a city, county,  
20 or district or does not fulfill its responsibilities under part 117 of the natural  
21 resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720,  
22 then the department may spend funds appropriated in part 1 under the septage waste  
23 compliance program in accordance with section 11716 of the natural resources and  
24 environmental protection act, 1994 PA 451, MCL 324.11716.

1 **Article 9**

2 **EXECUTIVE OFFICE**

3 **PART 1**

4 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

5 Sec. 9-101. Subject to the conditions set forth in this article, the amounts  
 6 listed in this part for the executive office are appropriated for the fiscal  
 7 year ending September 30, 2012, and are anticipated to be appropriated for the  
 8 fiscal year ending September 30, 2013, from the funds indicated in this part.  
 9 The following is a summary of the appropriations and anticipated appropriations  
 10 in this part:

11 **EXECUTIVE OFFICE**

12 **APPROPRIATION SUMMARY**

13	Full-time equated unclassified positions.....	10.0	10.0
14	Full-time equated classified positions.....	74.2	74.2
15	<b>GROSS APPROPRIATION .....</b>	<b>\$ 4,399,200</b>	<b>\$ 4,399,200</b>
16	Total interdepartmental grants and		
17	intradepartmental transfers.....	0	0
18	<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 4,399,200</b>	<b>\$ 4,399,200</b>
19	Total federal revenues .....	0	0
20	Total local revenues .....	0	0
21	Total private revenues .....	0	0
22	Total other state restricted revenues .....	0	0
23	State general fund/general purpose .....	\$ 4,399,200	\$ 4,399,200
24	<b>Sec. 9-102. EXECUTIVE OFFICE OPERATIONS</b>		
25	Full-time equated unclassified positions.....	10.0	10.0

1	Full-time equated classified positions .....	74.2	74.2
2	Executive office operations .....	\$ 4,399,200	\$ 4,399,200
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 4,399,200</b>	<b>\$ 4,399,200</b>
4	Appropriated from:		
5	State general fund/general purpose .....	\$ 4,399,200	\$ 4,399,200
6	<i>Schedule of programs:</i>		
7	Governor .....	159,300	159,300
8	Lieutenant governor .....	111,600	111,600
9	Executive office .....	3,278,500	3,278,500
10	Unclassified positions .....	849,800	849,800

11 PART 2

12 PROVISIONS CONCERNING APPROPRIATIONS

13 FISCAL YEAR 2012

14 GENERAL SECTIONS

15 Sec. 9-201. Pursuant to section 30 of article IX of the state constitution of

16 1963, total state spending from state resources from part 1 for fiscal year 2011-2012

17 is \$4,399,200.00 and state spending from state resources to be paid to local units of

18 government for fiscal year 2011-2012 is \$0.00.

**Article 10**

**DEPARTMENT OF HUMAN SERVICES**

**PART 1**

**LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 10-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of human services are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

**DEPARTMENT OF HUMAN SERVICES**

**APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	11,548.5	11,548.5
<b>GROSS APPROPRIATION .....</b>	<b>\$ 6,891,524,700</b>	<b>\$ 6,933,869,600</b>
Total interdepartmental grants .....	1,243,100	1,256,200
Total intradepartmental transfers .....	0	0
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 6,890,281,600</b>	<b>\$ 6,932,613,400</b>
Federal revenues:		
Total federal revenues .....	5,649,786,500	5,603,777,400
Special revenue fund:		
Total private revenues .....	16,336,100	16,485,600
Total local revenues .....	30,573,600	30,473,200
Total other state restricted revenues .....	97,107,200	97,162,300
State general fund/general purpose .....	\$ 1,096,478,200	\$ 1,184,714,900

1	<b>Sec. 10-102. ADMINISTRATION AND FIELD OPERATIONS</b>		
2	Full-time equated unclassified positions.....	6.0	6.0
3	Full-time equated classified positions.....	6,632.2	6,632.2
4	Administration and field operations .....	<u>1,031,192,500</u>	<u>\$ 1,068,577,600</u>
5	<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,031,192,500</b>	<b>1,068,577,600</b>
6	Appropriated from:		
7	Interdepartmental grant revenues .....	100,000	113,100
8	Federal revenues .....	637,136,200	660,376,600
9	Private revenues .....	14,011,100	14,160,600
10	Local revenues .....	3,160,700	3,684,100
11	State restricted revenues .....	2,886,100	2,941,200
12	State general fund/general purpose .....	\$ 373,898,400	\$ 387,302,000
13	<i>Schedule of programs:</i>		
14	<i>Unclassified salaries .....</i>	<i>647,900</i>	<i>647,900</i>
15	<i>Central administration salaries and wages .....</i>	<i>16,364,200</i>	<i>16,364,200</i>
16	<i>Inspector general salaries and wages .....</i>	<i>7,331,500</i>	<i>7,331,500</i>
17	<i>AFC, children's welfare and day care licensure .....</i>	<i>25,598,300</i>	<i>25,598,300</i>
18	<i>Field staff, salaries and wages .....</i>	<i>294,203,500</i>	<i>294,203,500</i>
19	<i>Donated funds positions .....</i>	<i>17,445,600</i>	<i>17,445,600</i>
20	<i>Day care training, technology, and oversight .....</i>	<i>2,618,400</i>	<i>2,618,400</i>
21	<i>Contractual services, supplies, and materials .....</i>	<i>23,664,000</i>	<i>23,664,000</i>
22	<i>Rent .....</i>	<i>47,047,400</i>	<i>47,047,400</i>
23	<i>Occupancy Charge .....</i>	<i>8,228,800</i>	<i>8,228,800</i>
24	<i>Travel .....</i>	<i>7,216,400</i>	<i>7,216,400</i>
25	<i>Equipment .....</i>	<i>227,300</i>	<i>227,300</i>
26	<i>Worker's compensation .....</i>	<i>3,363,800</i>	<i>3,363,800</i>
27	<i>Payroll taxes and fringe benefits .....</i>	<i>361,295,600</i>	<i>361,295,600</i>

1	Advisory commission .....	17,900	17,900
2	State office of administrative hearings and rules ..	5,931,600	5,931,600
3	Electronic benefit transfer .....	13,009,000	13,009,000
4	Training and program support .....	3,429,400	3,429,400
5	Medical/psychiatric evaluations .....	9,467,600	9,467,600
6	Volunteer services and reimbursement .....	1,036,100	1,036,100
7	SSI advocates .....	1,600,200	1,600,200
8	Michigan community services commission .....	12,161,600	12,161,600
9	Demonstration projects .....	13,950,900	13,950,900
10	Gifts and bequests .....	166,000	166,000
11	Information technology services and projects .....	109,591,500	109,591,500
12	Child support automation .....	45,578,000	45,578,000
13	Active and retiree insurance and pension		
14	adjustment .....	0	37,385,100
15	<b>Sec. 10-103. ADULT AND FAMILY SERVICES</b>		
16	Full-time equated classified positions .....	1,002.8	1,002.8
17	Adult and family services .....	\$ 360,465,700	\$ 360,465,700
18	<b>GROSS APPROPRIATION .....</b>	<b>\$ 360,465,700</b>	<b>360,465,700</b>
19	Appropriated from:		
20	Interdepartmental grant revenues .....	1,143,100	1,143,100
21	Federal revenues .....	328,899,800	328,899,800
22	Private revenues .....	25,000	25,000
23	Local revenues .....	340,000	340,000
24	State restricted revenues .....	3,395,000	3,395,000
25	State general fund/general purpose .....	\$ 26,662,800	\$ 26,662,800
26	Schedule of programs:		
27	Nutrition education .....	30,000,000	30,000,000

1	Adult and family services administration .....	7,409,000	7,409,000
2	Child support enforcement and distribution .....	206,399,500	206,399,500
3	Bureau of community action and economic		
4	opportunity operations .....	2,246,400	2,246,400
5	Disability determination and medical consultation ..	114,410,800	114,410,800
6	<b>Sec. 10-104. CHILD WELFARE SERVICES</b>		
7	Full-time equated classified positions .....	3,906.5	3,906.5
8	Child welfare services .....	\$ 1,038,825,800	\$ 1,035,085,600
9	<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,038,825,800</b>	<b>\$ 1,035,085,600</b>
10	Appropriated from:		
11	Federal revenues .....	597,812,300	599,968,700
12	Private revenues .....	2,300,000	2,300,000
13	Local revenues .....	27,072,900	26,449,100
14	State restricted revenues .....	5,863,700	5,863,700
15	State general fund/general purpose .....	\$ 405,776,900	\$ 400,504,100
16	Schedule of programs:		
17	Child welfare services administration .....	10,421,800	10,421,800
18	Child welfare field staff .....	196,937,100	196,937,100
19	Child welfare institute .....	5,696,500	5,696,500
20	Settlement monitor .....	1,625,800	1,625,800
21	Needs assessment .....	4,000,000	0
22	Foster care payments .....	206,788,100	204,484,300
23	Foster care payments - children with serious		
24	emotional disturbance waiver .....	1,769,000	1,769,000
25	Guardianship assistance program .....	2,170,000	2,170,000
26	Child care fund and administration .....	206,575,000	206,575,000
27	Adoption subsidies .....	228,696,000	231,956,100

1	Adoption support services .....	28,591,000	28,591,000
2	Youth in transition .....	11,386,900	11,386,900
3	Family preservation programs .....	55,355,100	55,355,100
4	Children's trust fund .....	3,882,300	3,882,300
5	ECIC, early childhood investment corporation .....	14,623,000	14,623,000
6	Attorney general contract .....	3,923,200	3,923,200
7	Prosecuting attorney contracts .....	2,561,700	2,561,700
8	Domestic violence prevention and treatment .....	14,660,900	14,660,900
9	Rape prevention services .....	3,300,000	3,300,000
10	Child advocacy centers .....	1,000,000	1,000,000
11	Juvenile justice facilities .....	18,400,500	17,704,000
12	County juvenile officers .....	3,904,300	3,904,300
13	Community support services .....	1,600,100	1,600,100
14	Juvenile justice administration and		
15	maintenance .....	4,236,200	4,236,200
16	Juvenile accountability block grant .....	1,296,000	1,296,000
17	Committee on juvenile justice .....	5,425,300	5,425,300
18	<b>Sec. 10-105. PUBLIC ASSISTANCE</b>		
19	Full-time equated classified positions .....	7.0	7.0
20	Public assistance .....	\$ 4,461,040,700	\$ 4,469,740,700
21	<b>GROSS APPROPRIATION .....</b>	<b>\$ 4,461,040,700</b>	<b>\$ 4,469,740,700</b>
22	Appropriated from:		
23	Federal revenues .....	4,085,938,200	4,014,532,300
24	State restricted revenues .....	84,962,400	84,962,400
25	State general fund/general purpose .....	\$ 290,140,100	\$ 370,246,000
26	Schedule of programs:		
27	Food assistance program benefits .....	3,037,490,800	3,037,490,800

1	Food assistance program benefits (ARRA) .....	549,632,400	549,632,400
2	Family independence program .....	356,863,500	356,863,500
3	Employment and training support services .....	7,255,800	7,255,800
4	State disability assistance program .....	34,697,800	35,197,800
5	State supplementation .....	64,752,100	66,252,100
6	Licensed and registered child development		
7	and care .....	109,211,800	113,432,800
8	Enrolled child development and care .....	62,642,300	65,121,300
9	Low-income energy assistance program .....	116,451,600	116,451,600
10	Weatherization assistance .....	28,150,000	28,150,000
11	Community services block grants .....	25,650,000	25,650,000
12	Emergency services local office allocations .....	21,615,500	21,615,500
13	Food bank funding .....	1,345,000	1,345,000
14	Homeless programs .....	11,646,700	11,646,700
15	Multicultural integration funding .....	1,515,500	1,515,500
16	Indigent burial .....	4,209,200	4,209,200
17	Refugee assistance .....	27,910,700	27,910,700

18

## PART 2A

19

## PROVISIONS CONCERNING APPROPRIATIONS

20

FISCAL YEAR 2012

21

GENERAL SECTIONS

22

Sec. 10-201. Pursuant to section 30 of article IX of the state constitution of

23

1963, total state spending from state resources under part 1 for fiscal year 2011-2012

24

is \$1,193,585,400.00 and state spending from state resources to be paid to local units

25

of government for fiscal year 2011-2012 is \$100,760,900.00. The itemized statement

below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HUMAN SERVICES

Adult and family services .....	1,342,500
Child welfare services .....	97,200,400
Public assistance .....	<u>2,218,000</u>
TOTAL .....	\$ 100,760,900

Sec. 10-202. As used in this act:

(a) "AFC" means adult foster care.

(b) "ARRA" means the American recovery and reinvestment act of 2009, Public Law 111-5.

(c) "Current fiscal year" means fiscal year ending September 30, 2012.

(d) "Department" means the department of human services.

(e) "ECIC" means early childhood investment corporation.

(f) "SSI" means supplemental security income.

(g) "Temporary assistance for needy families" or "TANF" or "title IV-A" means part A of title IV of the social security act, 42 USC 601 to 604, 605 to 608, and 609 to 619.

(h) "Title IV-D" means part D of title IV of the social security act, 42 USC 651 to 655, and 656 to 669b.

(i) "Title IV-E" means part E of title IV of the social security act, 42 USC 670 to 673, 673b to 679, and 679b.

Sec. 10-203. (1) In addition to funds appropriated in part 1 for all programs and services, there is appropriated for write-offs of accounts receivable, deferrals, and for prior year obligations in excess of applicable prior year appropriations, an amount equal to total write-offs and prior year obligations, but not to exceed amounts available in prior year revenues or current year

1 revenues that are in excess of the authorized amount.

2 (2) The department's ability to satisfy appropriation fund sources in part 1  
3 shall not be limited to collections and accruals pertaining to services provided in  
4 the current fiscal year, but shall also include reimbursements, refunds, adjustments,  
5 and settlements from prior years.

6 Sec. 10-204. The department may retain all of the state's share of food  
7 assistance overissuance collections as an offset to general fund/general  
8 purpose costs. Retained collections shall be applied against federal funds  
9 deductions in all appropriation units where department costs related to the  
10 investigation and recoupment of food assistance overissuances are incurred.  
11 Retained collections in excess of such costs shall be applied against the  
12 federal funds deducted in the executive operations appropriation unit.

13 Sec. 10-205. If the revenue collected by the department from private and local  
14 sources exceeds the amount spent from amounts appropriated in part 1, the  
15 revenue may be carried forward, with approval from the state budget director,  
16 into the subsequent fiscal year.

17 Sec. 10-206. The department, with the approval of the state budget director, is  
18 authorized to realign sources of financing authorizations in order to maximize  
19 temporary assistance for needy families' maintenance of effort countable  
20 expenditures. The realignment of financing shall not increase or decrease any  
21 line-item expenditure authorization.

22 Sec. 10-207. (1) In addition to the funds appropriated in part 1, there is  
23 appropriated an amount not to exceed \$200,000,000.00 for federal contingency  
24 funds. These funds are not available for expenditure until they have been  
25 transferred to another line item in this act under section 393(2) of the  
26 management and budget act, 1984 PA 431, MCL 18.1393.

27 (2) In addition to the funds appropriated in part 1, there is appropriated an

1 amount not to exceed \$5,000,000.00 for state restricted contingency funds.  
2 These funds are not available for expenditure until they have been transferred  
3 to another line item in this act under section 393(2) of the management and  
4 budget act, 1984 PA 431, MCL 18.1393.

5 (3) In addition to the funds appropriated in part 1, there is appropriated an  
6 amount not to exceed \$20,000,000.00 for local contingency funds. These funds  
7 are not available for expenditure until they have been transferred to another  
8 line item in this act under section 393(2) of the management and budget act,  
9 1984 PA 431, MCL 18.1393.

10 (4) In addition to the funds appropriated in part 1, there is appropriated an  
11 amount not to exceed \$20,000,000.00 for private contingency funds. These funds  
12 are not available for expenditure until they have been transferred to another  
13 line item in this act under section 393(2) of the management and budget act,  
14 1984 PA 431, MCL 18.1393.

15 **ADULT AND FAMILY SERVICES**

16 Sec. 10-301. From the money appropriated in part 1 for adult and family  
17 services, the department shall allocate not less than \$100,000.00 to the Elder  
18 Law of Michigan MiCAFE to assist this state's elderly population to participate  
19 in the food assistance program.

20 Sec. 10-302. (1) The appropriations in part 1 assume a total federal child  
21 support incentive payment of \$26,500,000.00.

22 (2) From the federal money received for child support incentive payments,  
23 \$12,000,000.00 shall be retained by the state and expended for child support  
24 program expenses.

25 (3) From the federal money received for child support incentive payments,  
26 \$14,500,000.00 shall be paid to the counties based on each county's performance

1 level for each of the federal performance measures as established in 45 CFR  
2 305.2.

3 (4) If the child support incentive payment to the state from the federal  
4 government is greater than \$26,500,000.00, then 100% of the excess shall be  
5 retained by the state and is appropriated until the total retained by the state  
6 reaches \$15,397,400.00.

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

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

14 Sec. 10-303. If title IV-D-related child support collections are escheated, the  
15 state budget director is authorized to adjust the sources of financing for the  
16 funds appropriated in part 1 for legal support contracts to reduce federal  
17 authorization by 66% of the escheated amount and increase general fund/general  
18 purpose authorization by the same amount. This budget adjustment is required to  
19 offset the loss of federal revenue due to the escheated amount being counted as  
20 title IV-D program income in accordance with federal regulations at 45 CFR  
21 304.50.

22 Sec. 10-304. The department will implement a \$25.00 annual fee pursuant to  
23 title IV-D, section 454(6)(B)(ii), of the social security act, 42 USC 651. The  
24 fee shall be deducted from support collected on behalf of the individual. Fee  
25 revenues shall be used to administer and operate the child support program  
26 under part D of title IV of the social security act.

27 CHILD WELFARE SERVICES

1       Sec. 10-401. The department's ability to satisfy appropriation deducts in part  
2       1 for foster care private collections shall not be limited to collections and  
3       accruals pertaining to services provided only in the current fiscal year but  
4       may include revenues collected during the current fiscal year for services  
5       provided in prior fiscal years.

6       Sec. 10-402. In addition to the amount appropriated in part 1 for children's  
7       trust fund grants, money granted or money received as gifts or donations to the  
8       children's trust fund created by 1982 PA 249, MCL 21.171 to 21.172, is  
9       appropriated for expenditure.

10      Sec. 10-403. Counties shall be subject to 50% chargeback for the use of  
11      alternative regional detention services, if those detention services do not  
12      fall under the basic provision of section 117e of the social welfare act, 1939  
13      PA 280, MCL 400.117e, or if a county operates those detention services programs  
14      primarily with professional rather than volunteer staff.

15      Sec. 10-404. In order to be reimbursed for child care fund expenditures,  
16      counties are required to submit department-developed reports to enable the  
17      department to document potential federally claimable expenditures. This  
18      requirement is in accordance with the reporting requirements specified in  
19      section 117a(7) of the social welfare act, 1939 PA 280, MCL 400.117a.

20      Sec. 10-405. As a condition of receiving money appropriated in part 1 for the  
21      child care fund, by February 15 of the current fiscal year, counties shall have  
22      an approved service spending plan for the current fiscal year. Counties must  
23      submit the service spending plan to the department by December 15 of the  
24      current fiscal year for approval. The department shall approve within 30  
25      calendar days after receipt a properly completed service plan that complies  
26      with the requirements of the social welfare act, 1939 PA 280, MCL 400.1 to

400.119b.

**PUBLIC ASSISTANCE**

Sec. 10-501. (1) The department shall operate a state disability assistance program. Except as provided in subsection (3), persons eligible for this program shall include needy citizens of the United States or aliens exempted from the supplemental security income citizenship requirement who are at least 18 years of age or emancipated minors meeting 1 or more of the following requirements:

(a) A recipient of supplemental security income, social security, or medical assistance due to disability or 65 years of age or older.

(b) A person with a physical or mental impairment which meets federal supplemental security income disability standards, except that the minimum duration of the disability shall be 90 days. Substance abuse alone is not defined as a basis for eligibility.

(c) A resident of an adult foster care facility, a home for the aged, a county infirmary, or a substance abuse treatment center.

(d) A person receiving 30-day postresidential substance abuse treatment.

(e) A person diagnosed as having acquired immunodeficiency syndrome.

(f) A person receiving special education services through the local intermediate school district.

(g) A caretaker of a disabled person as defined in subdivision (a), (b), (e), or (f) above.

(2) Applicants for and recipients of the state disability assistance program shall be considered needy if they:

(a) Meet the same asset test as is applied to applicants for the family independence program.

1 (b) Have a monthly budgetable income that is less than the payment standards.

2 (3) Except for a person described in subsection (1)(c) or (d), a person is not  
3 disabled for purposes of this section if his or her drug addiction or  
4 alcoholism is a contributing factor material to the determination of  
5 disability. "Material to the determination of disability" means that, if the  
6 person stopped using drugs or alcohol, his or her remaining physical or mental  
7 limitations would not be disabling. If his or her remaining physical or mental  
8 limitations would be disabling, then the drug addiction or alcoholism is not  
9 material to the determination of disability and the person may receive state  
10 disability assistance. Such a person must actively participate in a substance  
11 abuse treatment program, and the assistance must be paid to a third party or  
12 through vendor payments. For purposes of this section, substance abuse  
13 treatment includes receipt of inpatient or outpatient services or participation  
14 in alcoholics anonymous or a similar program.

15 (4) A refugee or asylee who loses his or her eligibility for the federal  
16 supplemental security income program by virtue of exceeding the maximum time  
17 limit for eligibility as delineated in 8 USC 1612 and who otherwise meets the  
18 eligibility criteria under this section shall be eligible to receive benefits  
19 under the state disability assistance program.

20 Sec. 10-502. The level of reimbursement provided to state disability assistance  
21 recipients in licensed adult foster care facilities shall be the same as the  
22 prevailing supplemental security income rate under the personal care category.

23 Sec. 10-503. County department offices shall require each recipient of family  
24 independence program and state disability assistance who has applied with the  
25 social security administration for supplemental security income to sign a  
26 contract to repay any assistance rendered through the family independence  
27 program or state disability assistance program upon receipt of retroactive

1 supplemental security income benefits.

2 Sec. 10-504. (1) The department's ability to satisfy appropriation deductions  
3 in part 1 for state disability assistance and family independence  
4 program/supplemental security income recoveries and public assistance  
5 recoupment revenues shall not be limited to recoveries and accruals pertaining  
6 to state disability assistance, or family independence assistance grant  
7 payments provided only in the current fiscal year, but may include revenues  
8 collected during the current year that are prior year related and not a part of  
9 the department's accrued entities.

10 (2) The department may use supplemental security income recoveries to satisfy  
11 the deduct in any line in which the revenues are appropriated, regardless of  
12 the source from which the revenue is recovered.

13 Sec. 10-505. A provider of indigent burial services may collect additional  
14 payment from relatives or other persons on behalf of the deceased if the total  
15 additional payment does not exceed \$4,000.00.

16 Sec. 10-506. The funds available in part 1 for burial services shall be  
17 available if the deceased was an eligible recipient and an application for  
18 emergency relief funds was made within 10 business days of the burial or  
19 cremation of the deceased person. Each provider of burial services shall be  
20 paid directly by the department.

21 Sec. 10-507. As a condition of receipt of federal TANF funds, homeless shelters  
22 and human services agencies shall collaborate with the department to obtain  
23 necessary TANF eligibility information on families as soon as possible after  
24 admitting a family to the homeless shelter. From the funds appropriated in part  
25 1 for homeless programs, the department is authorized to make allocations of  
26 TANF funds only to the agencies that report necessary data to the department  
27 for the purpose of meeting TANF eligibility reporting requirements. Homeless

1 shelters or human services agencies that do not report necessary data to the  
2 department for the purpose of meeting TANF eligibility reporting requirements  
3 will not receive reimbursements which exceed the per diem amount they received  
4 in fiscal year 2000. The use of TANF funds under this section should not be  
5 considered an ongoing commitment of funding.

6 Sec. 10-508. From the funds appropriated in part 1 for food bank funding, the  
7 department is authorized to make allocations of TANF funds only to the agencies  
8 that report necessary data to the department for the purpose of meeting TANF  
9 eligibility reporting requirements. The agencies that do not report necessary  
10 data to the department for the purpose of meeting TANF eligibility reporting  
11 requirements will not receive allocations in excess of those received in fiscal  
12 year 2000. The use of TANF funds under this section should not be considered an  
13 ongoing commitment of funding.

14 Sec. 10-509. (1) The department shall allocate up to \$12,751,000.00 for the  
15 annual clothing allowance. The allowance shall be granted to all eligible  
16 children as defined by the department.

17 (2) The department shall take steps to inform family independence program  
18 recipients eligible for the allowance under subsection (2) that the money is to  
19 be used for clothing for eligible children.

**Article 11****JUDICIARY****PART 1****LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 11-101. Subject to the conditions set forth in this article, the amounts listed in this part for the judiciary are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

**JUDICIARY****APPROPRIATION SUMMARY**

Full-time equated exempted positions.....	491.0	491.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 260,275,400</b>	<b>\$ 261,915,800</b>
Total interdepartmental grants and		
intradepartmental transfers.....	2,573,500	2,573,500
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 257,701,900</b>	<b>\$ 259,342,300</b>
Total federal revenues .....	5,539,500	5,539,500
Total local revenues .....	6,342,700	6,446,600
Total private revenues .....	842,500	842,500
Total other state restricted revenues .....	92,100,300	92,126,300
State general fund/general purpose .....	\$ 152,876,900	\$ 154,387,400
<b>Sec. 11-102. JUDICIAL OPERATIONS</b>		
Full-time equated exempted positions.....	491.0	491.0
Judicial operations .....	\$ <u>165,653,400</u>	\$ <u>167,293,800</u>
<b>GROSS APPROPRIATION .....</b>	<b>\$ 165,653,400</b>	<b>\$ 167,293,800</b>

1	Appropriated from:		
2	Interdepartmental grant revenues .....	2,573,500	2,573,500
3	Federal revenues .....	5,539,500	5,539,500
4	Local revenues .....	6,342,700	6,446,600
5	Private revenues .....	842,500	842,500
6	State restricted revenues .....	85,010,100	85,036,100
7	State general fund/general purpose .....	\$ 65,345,100	\$ 66,855,600
8	<i>Schedule of programs:</i>		
9	Supreme court administration .....	11,184,900	11,184,900
10	Judicial institute .....	2,615,800	2,615,800
11	State court administrative office .....	10,548,900	10,548,900
12	Judicial information systems .....	3,174,700	3,174,700
13	Direct trial court automation support .....	6,342,700	6,342,700
14	Foster care review board .....	1,289,800	1,289,800
15	Community dispute resolution .....	2,335,500	2,335,500
16	Other federal grants .....	275,100	275,100
17	Drug treatment courts .....	6,133,000	6,133,000
18	Community court pilot project .....	20,000	20,000
19	Court of appeals operations .....	19,367,100	19,367,100
20	Branchwide appropriations .....	8,338,700	8,338,700
21	Judicial tenure commission .....	1,012,600	1,012,600
22	Appellate public defender program .....	5,397,200	5,397,200
23	Appellate assigned counsel administration .....	940,200	940,200
24	Indigent civil legal assistance .....	7,937,000	7,937,000
25	Court equity fund reimbursements .....	64,794,700	64,794,700
26	Judicial technology improvement fund .....	4,815,000	4,815,000
27	Drug case-flow program .....	250,000	250,000

1	Drunk driving case-flow program .....	3,300,000	3,300,000
2	Juror compensation reimbursement .....	6,600,000	6,600,000
3	2010 Retirement incentive program savings .....	(1,019,500)	(1,019,500)
4	Active and retiree insurance and pension adjustment	0	1,640,400
5	<b>Sec. 11-103. JUSTICES' AND JUDGES' COMPENSATION</b>		
6	Full-time judges positions .....	609.0	609.0
7	Justices' and judges' compensation .....	\$ 94,622,000	\$ 94,622,000
8	<b>GROSS APPROPRIATION .....</b>	<b>\$ 94,622,000</b>	<b>\$ 94,622,000</b>
9	Appropriated from:		
10	State restricted revenues .....	7,090,200	7,090,200
11	State general fund/general purpose .....	\$ 87,531,800	\$ 87,531,800
12	Schedule of programs:		
13	Supreme court justices' salaries--7.0 justices .....	1,152,300	1,152,300
14	Court of appeals judges salaries--28.0 judges .....	4,240,300	4,240,300
15	District court judges state base salaries--		
16	252.0 judges .....	23,321,900	23,321,900
17	District court judicial salary standardization .....	11,522,500	11,522,500
18	Probate court judges state base salaries--		
19	103.0 judges .....	9,627,900	9,627,900
20	Probate court judicial salary standardization .....	4,669,700	4,669,700
21	Circuit court judges state base salaries--		
22	219.0 judges .....	20,628,800	20,628,800
23	Circuit court judicial salary standardization .....	10,013,600	10,013,600
24	Judges retirement system defined contribution ....	3,915,500	3,915,500
25	OASI, social security .....	5,529,500	5,529,500

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2012

GENERAL SECTIONS

Sec. 11-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$244,977,200.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$122,835,200.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

Judicial operations .....	\$	86,104,600
Justices' and judges' compensation .....		<u>36,730,600</u>
TOTAL .....	\$	122,835,200

Sec. 11-202. Funds appropriated in part 1 to an entity within the judicial branch shall not be expended or transferred to another account without written approval of the authorized agent of the judicial entity. If the authorized agent of the judicial entity notifies the state budget director of its approval of an expenditure or transfer, the state budget director shall immediately make the expenditure or transfer. The authorized judicial entity agent shall be designated by the chief justice of the supreme court.

Sec. 11-203. As used in this act:

(a) "OASI" means old age survivor's insurance.

JUDICIAL BRANCH

Sec. 11-301. Funds appropriated within the judicial branch shall not be expended by any component within the judicial branch without the approval of the

1 supreme court.

2 Sec. 11-302. Of the amount appropriated in part 1 for the judicial branch,  
3 \$325,000.00 is allocated for circuit court reimbursement under section 3 of 1978 PA  
4 16, MCL 800.453, and \$186,900.00 is allocated for court of claims reimbursement under  
5 section 6413 of the revised judicature act of 1961, 1961 PA 236, MCL 600.6413.

6 Sec. 11-303. If sufficient funds are not available from the court fee fund to  
7 pay judges' compensation, the difference between the appropriated amount from that  
8 fund for judges' compensation and the actual amount available after the amount  
9 appropriated for trial court reimbursement is made shall be appropriated from the  
10 state general fund for judges' compensation.

11 Sec. 11-304. (1) The funds appropriated in part 1 for drug treatment courts  
12 shall be administered by the state court administrative office to operate drug  
13 treatment court programs. A drug treatment court shall be responsible for handling  
14 cases involving substance abusing nonviolent offenders through comprehensive  
15 supervision, testing, treatment services, and immediate sanctions and incentives. A  
16 drug treatment court shall use all available county and state personnel involved in  
17 the disposition of cases including, but not limited to, parole and probation agents,  
18 prosecuting attorneys, defense attorneys, and community corrections providers. The  
19 funds may be used in connection with other federal, state, and local funding sources.

20 (2) From the funds appropriated in part 1, the chief justice shall allocate  
21 sufficient funds for the judicial institute to provide in-state training for those  
22 identified in subsection (1), including training for new drug treatment court judges.

23 (3) For drug treatment court grants, consideration for priority may be given to  
24 those courts where higher instances of substance abuse cases are filed.

25 (4) The judiciary shall receive \$1,800,000.00 in Byrne formula grant funding as  
26 an interdepartmental grant from the Michigan state police to be used for drug  
27 treatment courts, to assist in avoiding prison bed space growth for nonviolent

1 offenders in collaboration with the department of corrections.

2       Sec. 11-305. Funds appropriated in part 1 shall not be used for the permanent  
3 assignment of state-owned vehicles to justices or judges or any other judicial branch  
4 employee. This section does not preclude the use of state-owned motor pool vehicles  
5 for state business in accordance with approved guidelines.

**Article 12****LEGISLATURE****PART 1****LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 12-101. Subject to the conditions set forth in this article, the amounts listed in this part for the legislature are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

**LEGISLATURE****APPROPRIATION SUMMARY**

<b>GROSS APPROPRIATION.....</b>	<b>\$</b>	<b>115,971,600</b>	<b>\$</b>	<b>115,971,600</b>
Total interdepartmental grants and				
intradepartmental transfers.....		3,751,500		3,751,500
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>112,220,100</b>	<b>\$</b>	<b>112,220,100</b>
Total federal revenues .....		0		0
Total local revenues .....		0		0
Total private revenues .....		400,000		400,000
Total other state restricted revenues .....		2,649,700		2,649,700
State general fund/general purpose .....	<b>\$</b>	<b>109,170,400</b>	<b>\$</b>	<b>109,170,400</b>
<b>Sec. 12-102. LEGISLATURE</b>				
Legislature .....	<b>\$</b>	<b><u>100,333,200</u></b>	<b>\$</b>	<b><u>100,333,200</u></b>
<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>100,333,200</b>	<b>\$</b>	<b>100,333,200</b>
Appropriated from:				
Interdepartmental grants .....	<b>\$</b>	<b>250,000</b>	<b>\$</b>	<b>250,000</b>

1	Private revenues .....	\$	400,000	\$	400,000
2	State restricted revenues .....	\$	1,109,800	\$	1,109,800
3	State general fund/general purpose .....	\$	98,573,400	\$	98,573,400
4	<i>Schedule of programs:</i>				
5	Senate .....		24,598,800		24,598,800
6	Senate automated data processing .....		2,156,800		2,156,800
7	Senate fiscal agency .....		2,687,800		2,687,800
8	House of representatives .....		39,087,800		39,087,800
9	House automated data processing .....		1,712,300		1,712,300
10	House fiscal agency .....		2,687,800		2,687,800
11	Legislative council .....		8,446,700		8,446,700
12	Legislative service bureau automated data processing		1,163,600		1,163,600
13	Worker's compensation .....		126,300		126,300
14	National association dues .....		141,500		141,500
15	Legislative corrections ombudsman .....		606,200		606,200
16	General nonretirement expenses .....		4,233,300		4,233,300
17	Capitol building .....		2,552,800		2,552,800
18	Cora Anderson building .....		8,315,800		8,315,800
19	Farnum building and other properties .....		1,815,700		1,815,700
20	<b>Sec. 12-103. AUDITOR GENERAL OPERATIONS</b>				
21	Auditor general operations .....	\$	<u>15,638,400</u>	\$	<u>15,638,400</u>
22	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>15,638,400</b>	<b>\$</b>	<b>15,638,400</b>
23	Appropriated from:				
24	Interdepartmental grant revenues .....		3,501,500		3,501,500
25	State restricted revenues .....		1,539,900		1,539,900
26	State general fund/general purpose .....	\$	10,597,000	\$	10,597,000
27	<i>Schedule of programs:</i>				

1	<i>Unclassified positions .....</i>	<i>313,500</i>	<i>313,500</i>
2	<i>Field operations .....</i>	<i>15,324,900</i>	<i>15,324,900</i>

3 PART 2

4 PROVISIONS CONCERNING APPROPRIATIONS

5 FISCAL YEAR 2012

6 **GENERAL SECTIONS**

7 Sec. 12-201. Pursuant to section 30 of article IX of the state constitution of

8 1963, total state spending from state resources under part 1 for fiscal year

9 2011-2012 is \$111,820,100.00 and state spending from state resources to be paid

10 to local units of government for fiscal year 2011-2012 is \$0.00.

11 Sec. 12-202. As used in this act:

12 (a) "FTE" means full-time equated.

13 **LEGISLATURE**

14 Sec. 12-301. The senate, the house of representatives, or an agency within the

15 legislative branch may receive, expend, and transfer funds in addition to those

16 authorized in part 1.

17 Sec. 12-302. (1) Funds appropriated in part 1 to an entity within the

18 legislative branch shall not be expended or transferred to another account without

19 written approval of the authorized agent of the legislative entity. If the authorized

20 agent of the legislative entity notifies the state budget director of its approval of

21 an expenditure or transfer before the year-end book-closing date for that legislative

22 entity, the state budget director shall immediately make the expenditure or transfer.

23 The authorized legislative entity agency shall be designated by the speaker of the

24 house of representatives for house entities, the senate majority leader for senate

1 entities, and the legislative council for legislative council entities.

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

5 Sec. 12-303. The senate may charge rent and assess charges for utility costs.  
6 The amounts received for rent charges and utility assessments are appropriated to the  
7 senate for the renovation, operation, and maintenance of the Farnum building and other  
8 properties.

9 Sec. 12-304. The appropriation contained in part 1 for national association  
10 dues is to be distributed by the legislative council. If the funding is available,  
11 \$51,000.00 shall be paid as annual dues to the national conference of commissioners on  
12 uniform state laws.

13 Sec. 12-305. (1) The appropriation in part 1 to the legislative council  
14 includes funds to operate the legislative parking facilities in the capitol area. The  
15 legislative council shall establish rules regarding the operation of the legislative  
16 parking facilities.

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

20 Sec. 12-306. The appropriation in part 1 to the legislative council for  
21 publication of the Michigan manual is a work project account. The unexpended portion  
22 remaining on September 30 shall not lapse and shall be carried forward into the  
23 subsequent fiscal year for use in paying the associated biennial costs of publication  
24 of the Michigan manual.

25 Sec. 12-307. The appropriations in part 1 to the legislative branch, for  
26 property management, shall be used to purchase equipment and services for building  
27 maintenance in order to ensure a safe and productive work environment. These funds are

1 designated as work project appropriations and shall not lapse at the end of the fiscal  
2 year, and shall continue to be available for expenditure until the project has been  
3 completed. The total cost is estimated at \$500,000.00, and the tentative completion  
4 date is September 30, 2012.

5 Sec. 12-308. The appropriations in part 1 to the legislative branch, for  
6 automated data processing, shall be used to purchase equipment, software, and services  
7 in order to support and implement data processing requirements and technology  
8 improvements. These funds are designated as work project appropriations and shall not  
9 lapse at the end of the fiscal year, and shall continue to be available for  
10 expenditure until the project has been completed. The total cost is estimated at  
11 \$500,000.00, and the tentative completion date is September 30, 2012.

12 Sec. 12-309. In addition to funds appropriated in part 1, the Michigan capitol  
13 committee publications save the flags fund account may accept contributions, gifts,  
14 bequests, devises, grants, and donations. Those funds that are not expended in the  
15 fiscal year ending September 30 shall not lapse at the close of the fiscal year, and  
16 shall be carried forward for expenditure in the following fiscal years.

#### 17 AUDITOR GENERAL OPERATIONS

18 Sec. 12-401. Pursuant to section 53 of article IV of the state constitution of  
19 1963, the auditor general shall conduct audits of the judicial branch. The audits may  
20 include the supreme court and its administrative units, the court of appeals, and  
21 trial courts.

22 Sec. 12-402. (1) The auditor general shall take all reasonable steps to ensure  
23 that certified minority- and women-owned and operated accounting firms, and accounting  
24 firms owned and operated by persons with disabilities participate in the audits of the  
25 books, accounts, and financial affairs of each principal executive department, branch,  
26 institution, agency, and office of this state.

1           (2) The auditor general shall strongly encourage firms with which the auditor  
2 general contracts to perform audits of the principal executive departments and state  
3 agencies to subcontract with certified minority- and women-owned and operated  
4 accounting firms, and accounting firms owned and operated by persons with  
5 disabilities.

6           (3) The auditor general shall compile an annual report regarding the number of  
7 contracts entered into with certified minority- and women-owned and operated  
8 accounting firms, and accounting firms owned and operated by persons with  
9 disabilities. The auditor general shall deliver the report to the state budget  
10 director and the senate and house of representatives standing committees on  
11 appropriations subcommittees on general government by November 1 of each year.

12           Sec. 12-403. From the funds appropriated in part 1 to auditor general  
13 operations, the auditor general's salary and the salaries of the remaining 2.0 FTE  
14 unclassified positions shall be set by the speaker of the house of representatives,  
15 the senate majority leader, the house of representatives minority leader, and the  
16 senate minority leader.

17           Sec. 12-404. Any audits, reviews, or investigations requested of the auditor  
18 general by the legislature or by legislative leadership, legislative committees, or  
19 individual legislators shall include an estimate of the additional costs involved and,  
20 when those costs exceed \$50,000.00, should provide supplemental funding. The auditor  
21 general shall determine whether to perform those activities in keeping with Audit  
22 Directive No. 29, which describes the office of the auditor general's policy on  
23 responding to legislative requests.

24           Sec. 12-405. No later than December 31, 2011, the auditor general, in conjunction  
25 with the office of the state budget, shall submit a report regarding the feasibility  
26 of converting to a statewide single audit. The report shall be submitted to the senate  
27 and house of representatives appropriations subcommittees on general government and  
28 the senate and house fiscal agencies. The report shall include an estimate of the cost

- 1 savings or increase that would result from converting to a statewide single audit, an
- 2 analysis of required statutory changes and any other issues that would need to be
- 3 addressed, and a recommendation regarding implementation of a statewide single audit.

**Article 13****MILITARY AND VETERANS AFFAIRS****PART 1****LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 13-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of military and veterans affairs are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS****APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	7.0	7.0
Full-time equated classified positions.....	819.0	819.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 152,383,500</b>	<b>\$ 153,474,000</b>
Total interdepartmental grants and		
intradepartmental transfers.....	1,152,800	1,152,800
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 151,230,700</b>	<b>\$ 152,321,200</b>
Total federal revenues .....	87,678,000	87,600,400
Total local revenues .....	644,800	644,800
Total private revenues .....	1,423,300	1,423,300
Total other state restricted revenues .....	28,439,700	28,960,500
State general fund/general purpose .....	\$ 33,044,900	\$ 33,692,200
<b>Sec. 13-102. MILITARY</b>		
Full-time equated unclassified positions.....	7.0	7.0

1	Full-time equated classified positions .....	285.0	285.0
2	Military .....	\$ <u>54,119,800</u>	\$ <u>56,910,300</u>
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 54,119,800</b>	<b>\$ 56,910,300</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	1,000,000	1,000,000
6	Federal revenues .....	38,523,900	40,146,300
7	State restricted revenues .....	884,500	1,405,300
8	State general fund/general purpose .....	\$ 13,711,400	\$ 14,358,700
9	Schedule of programs:		
10	Headquarters and armories .....	11,363,300	11,363,300
11	Unclassified military personnel .....	665,000	665,000
12	Military appeals tribunal .....	900	900
13	State active duty .....	100,100	100,100
14	Homeland security .....	1,000,000	1,000,000
15	Military training site and support facilities .....	28,212,100	28,212,100
16	Military training sites and support facilities		
17	test projects .....	100,000	100,000
18	Departmentwide accounts .....	1,861,300	1,861,300
19	Special maintenance - state .....	651,200	651,200
20	Special maintenance - federal .....	5,300,000	5,300,000
21	Military retirement .....	3,784,100	3,784,100
22	Counter narcotic operations .....	50,000	50,000
23	Information technology services and projects .....	1,031,800	1,031,800
24	Active and retiree insurance and pension adjustment	0	2,790,500
25	<b>Sec. 13-103. VETERANS AND COMMUNITY OUTREACH</b>		
26	Full-time equated classified positions .....	33.0	33.0
27	Veterans and community outreach .....	\$ <u>15,302,100</u>	\$ <u>15,302,100</u>

1	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>15,302,100</b>	<b>\$</b>	<b>15,302,100</b>
2	Appropriated from:				
3	Interdepartmental grant revenues .....		152,800		152,800
4	Federal revenues .....		4,728,000		4,728,000
5	Local revenues .....		644,800		644,800
6	Private revenues .....		883,300		883,300
7	State restricted revenues .....		5,653,300		5,653,300
8	State general fund/general purpose .....	<b>\$</b>	<b>3,239,900</b>	<b>\$</b>	<b>3,239,900</b>
9	Schedule of programs:				
10	Veterans advice, advocacy, and assistance grants ...		3,029,600		3,029,600
11	Veterans' affairs directorate administration .....		205,300		205,300
12	Veterans' trust fund administration .....		1,306,800		1,306,800
13	Veterans' trust fund grants .....		3,746,500		3,746,500
14	Michigan emergency volunteers .....		5,000		5,000
15	Challenge program .....		4,086,900		4,086,900
16	Military family relief fund .....		600,000		600,000
17	Starbase grant .....		2,322,000		2,322,000
18	<b>Sec. 13-104. HOMES</b>				
19	Full-time equated classified positions .....		501.0		501.0
20	Homes .....	<b>\$</b>	<b>66,261,600</b>	<b>\$</b>	<b>66,261,600</b>
21	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>66,261,600</b>	<b>\$</b>	<b>66,261,600</b>
22	Appropriated from:				
23	Federal revenues .....		27,726,100		27,726,100
24	Private revenues .....		540,000		540,000
25	State restricted revenues .....		21,901,900		21,901,900
26	State general fund/general purpose .....	<b>\$</b>	<b>16,093,600</b>	<b>\$</b>	<b>16,093,600</b>
27	Schedule of programs:				

1	Grand Rapids veterans' home .....	48,251,000	48,251,000
2	Board of managers .....	665,000	665,000
3	D.J. Jacobetti veterans' home .....	17,070,600	17,070,600
4	Board of managers .....	275,000	275,000
5	<b>Sec. 13-105. CAPITAL OUTLAY</b>		
6	Capital outlay .....	\$ 16,700,000	\$ 15,000,000
7	<b>GROSS APPROPRIATION .....</b>	<b>\$ 16,700,000</b>	<b>\$ 15,000,000</b>
8	Appropriated from:		
9	Federal revenues .....	16,700,000	15,000,000
10	State general fund/general purpose .....	\$ 0	\$ 0
11	Schedule of programs:		
12	Special maintenance, remodeling and additions .....	15,000,000	15,000,000
13	Camp Grayling - light demolition range .....	1,700,000	0

## PART 2

## PROVISIONS CONCERNING APPROPRIATIONS

## FISCAL YEAR 2012

GENERAL SECTIONS

Sec. 13-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$61,484,600.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$120,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

## DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

24	Military .....	\$ 70,000
25	Veterans and Community Outreach .....	\$ 50,000

1 TOTAL ..... \$ 120,000

2 Sec. 13-202. As used in this act:

3 (a) "Department" means the department of military and veterans affairs.

4 (b) "Large veterans service organization" means a VSO that can certify that its  
5 membership exceeds 30,000 individuals.

6 (c) "Medium veterans service organization" means a VSO that can certify that  
7 its membership is between 2,500 and 30,000 individuals.

8 (d) "Small veterans service organization" means a VSO that can certify that its  
9 membership is between 1,000 and 2,499 individuals.

10 (e) "VSO" means veterans service organization.

11 Sec. 13-203. (1) In addition to the funds appropriated in part 1, there is  
12 appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds.  
13 These funds are not available for expenditure until they have been transferred to  
14 another line item in this act under section 393(2) of the management and budget act,  
15 1984 PA 431, MCL 18.1393.

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

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

26 (4) In addition to the funds appropriated in part 1, there is appropriated an  
27 amount not to exceed \$100,000.00 for private contingency funds. These funds are not

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

#### 4 MILITARY

5 Sec. 13-301. (1) The funds appropriated in this act for private donations to  
6 the challenge program shall be considered state restricted revenue, and unexpended  
7 funds remaining at the close of the fiscal year shall not lapse to the general fund  
8 but shall be carried forward to the subsequent fiscal year.

9 (2) The department may charge a parent or guardian of a participant in the  
10 challenge program a fee for participating in the program if the participant is a  
11 member of a family with an income that exceeds 200% of the federal poverty guidelines  
12 as published by the United States department of health and human services. The amount  
13 charged the parent or guardian shall not exceed the per-student state share cost of  
14 administering the program. The parent or guardian shall be notified of any charge to  
15 be assessed under this subsection prior to enrollment of the child in the program.

16 (3) The department shall take steps to recruit candidates to the challenge  
17 program from economically disadvantaged areas, including those with low-income and  
18 high-unemployment backgrounds.

19 (4) The department will partner with the department of human services to  
20 identify youth who may be eligible for the challenge program from those youth served  
21 by department of human services programs. These eligible youth shall be given priority  
22 for enrollment in the program.

#### 23 VETERANS AND COMMUNITY OUTREACH

24 Sec. 13-401. (1) The department shall create a 5-member veterans advisory board  
25 to assist in matters pertaining to veterans advice, advocacy, and assistance,

1 including recommendations concerning disbursement of any grant money. The department  
2 shall request that the state commanders group name candidates serving as  
3 president/commander from 2 large veterans service organizations, 2 medium veterans  
4 service organizations, and 1 small veterans service organization to serve on the  
5 advisory board. The veterans advisory board shall meet no less than twice a year,  
6 without reimbursement by the department.

7 (2) The duties of the veterans advisory board shall include, but are not  
8 limited to, the following:

9 (a) Serving as a liaison between grant recipients, the department, and the  
10 legislature.

11 (b) Assisting in recognizing any deficiencies in the grant process and  
12 performance.

13 (c) Providing a forum regarding veterans issues.

14 (d) Suggesting changes in department programs that would help keep pace with  
15 changing veterans needs.

16 (e) Providing a direct contact with the veterans administration regarding  
17 updates on procedures.

18 (f) Creating an awareness to make sure that grant recipients are performing the  
19 services intended.

20 (g) Representing a voice for veterans service organizations.

21 (h) Providing for a sounding board for grant recipients.

22 (i) Assisting the department in establishing criteria for grant awards.

23 (j) Assisting the department in developing plans, reviewing service delivery,  
24 and identifying goals to better assist veterans in applying for and receiving benefits  
25 from the federal, state, and local governments.

26 (k) Providing testimony, if requested, to legislative committees.

27 (3) Of the appropriations in part 1 for veterans advice, advocacy, and

1 assistance grants for the period of October 1, 2011 to September 30, 2012,  
2 \$3,029,600.00 shall be distributed by the department in the form of 5 grants: 2 large,  
3 2 small, and 1 specialized grant for the period beginning October 1, 2010. The  
4 specialized grant shall be awarded to a group specializing in advocacy for paralyzed  
5 veterans. The department, while utilizing advice provided by the veterans advisory  
6 board establishing grant criteria, is solely responsible for determination of the  
7 amounts and recipients of these grants.

8 (4) Money used for grants to veterans service organizations shall be used only  
9 for salaries, wages, related personnel costs, in-state training, and equipment for  
10 accredited veteran service advocacy officers and necessary support and managerial  
11 staff. Training shall be provided for service advocacy officers and shall be conducted  
12 by accredited advocacy officers.

13 (5) To receive a grant from the money appropriated in part 1, a veterans  
14 service organization or a veterans service organization which is part of a combination  
15 of organizations receiving a grant shall meet the following eligibility requirements:

16 (a) Be congressionally chartered by the United States congress.

17 (b) Be an active participating member of the Michigan veterans organizations'  
18 rehabilitation and veterans service committee and abide by its rules, guidelines, and  
19 programs.

20 (c) Demonstrate the receipt of monetary or service support from its own  
21 organization.

22 (d) Comply with the department's and the legislature's requirements of  
23 accounting audits, service work activity, accounting of recoveries, listing of  
24 volunteer hours, budget requests, and other requirements specified in subsection (2).  
25 Each veterans service organization receiving a grant from the money appropriated in  
26 part 1 shall provide a copy of the most recent audit report to the department not  
27 later than May 1, 2012.

1 (e) For a veterans service organization founded after September 30, 1989, be in  
2 operation and providing service to Michigan veterans for not less than 2 years before  
3 receiving an initial state grant. During this 2-year period of time, the organization  
4 shall file a listing of service work activity and an accounting of recoveries with the  
5 department, the senate and house fiscal agencies, the senate and house of  
6 representatives appropriations subcommittees on military affairs, and the state budget  
7 office on forms as prescribed by the department.

8 (6) A veterans service organization receiving a grant from the money  
9 appropriated in part 1 shall file with the department an accounting of its  
10 expenditures, audited and certified by a certified public accountant, within 120 days  
11 after the organization's fiscal year end. Each veterans service organization shall  
12 provide 5 copies of a listing of all service activity, an accounting of recoveries,  
13 and a listing of volunteer hours for the fiscal year ending September 30, 2011 to the  
14 department by January 31, 2012. Each organization shall include a listing of  
15 expenditures by spending category, including a listing of individual salaries of each  
16 officer and administrative staff. The listing of volunteer hours shall include the  
17 hours, services, and donations provided to residents of the Grand Rapids veterans'  
18 home and the D.J. Jacobetti veterans' home. Each veterans service organization shall  
19 provide a copy of the most recent and completed internal revenue service form 990 to  
20 the department at the end of the fiscal year ending September 30, 2011. A veterans  
21 service organization receiving a grant from the money appropriated in part 1 shall use  
22 the forms recommended by the Michigan veterans organizations rehabilitation and  
23 veterans service committee for filing reports required by this act. The department  
24 shall provide a report not later than June 1, 2012 to the senate and house fiscal  
25 agencies, the senate and house appropriations subcommittees on state police and  
26 military and veterans affairs, and the state budget office detailing the most recent  
27 expenditure information provided by the veterans service organizations. The department

1 shall also provide within that report specific notification whether any veterans  
2 service organization receiving a grant from the money appropriated in part 1 failed to  
3 comply with the reporting requirements of this section.

4 (7) The veterans service directors committee and the department shall take  
5 steps to improve the coordination of veterans benefits counseling in the state to  
6 maximize the effective and efficient use of taxpayer dollars in this goal and to  
7 ensure that every veteran is served.

8 (8) To accomplish the goal of subsection (8), the veterans service directors  
9 committee and the department shall take steps to increase their responsibility in the  
10 administration, management, oversight, and outreach of the delivery of services to  
11 veterans. The veterans service directors committee and the department shall involve  
12 county veterans counselors and representatives from the Michigan veterans trust fund  
13 to work in concert to identify, implement, and evaluate steps to do all of the  
14 following:

15 (a) Increase the veterans service directors committee and the department's role  
16 in working directly with the United States department of veterans affairs to enhance  
17 the delivery of services to Michigan veterans.

18 (b) Increase the number of initial claims filed with the United States  
19 department of veterans affairs on behalf of veterans for service-connected disability  
20 or pension benefits. The veterans service directors committee and the department may  
21 work toward either an absolute increase of approved claims or an increase in the  
22 percentage of Michigan veterans with approved claims.

23 (c) Develop methods to increase rates of recovery paid by the United States  
24 department of veterans affairs to Michigan veterans either by an increase in  
25 compensation paid per approved claim or an increase in compensation paid on a per  
26 capita basis.

27 (d) Expand training opportunities for veterans service organization service

1 officers.

2 (e) Increase either the number or percentage of Michigan veterans enrolled in  
3 the veterans affairs health care system.

4 (f) Publicize the availability, benefit, and value of burial in the Fort Custer  
5 and Great Lakes national cemeteries.

6 (g) Review each grant recipient's performance under the program and require  
7 that performance be a major consideration in the future funding of each grant  
8 recipient.

9 (h) Identify areas of redundancy which may exist among services provided by  
10 veterans service organizations grantees, Michigan veterans trust fund county  
11 committees, and county veterans counselors and provide a proposal on how any  
12 redundancies may be minimized and identify specific cost savings which could result.

13 (9) Each veterans service organization receiving a grant from the money  
14 appropriated in part 1 shall file a report with the department not later than May 1,  
15 2012 detailing the following information:

16 (a) Training completed by each veterans service officer employed by or working  
17 on behalf of the veterans service organization.

18 (b) A roster of the cases that each veterans service organization is serving or  
19 processing, including if those cases have been completed or are still pending, whether  
20 those cases have been initiated and completed by the veterans service organization,  
21 and which cases have been referred to and by county veterans counselors, congressional  
22 or senate offices, or any other organizations that serve veterans.

23 (10) The department shall issue performance standards to each veterans service  
24 organization grant recipient. Compliance with these performance standards shall be the  
25 basis for funding for future years. Failure to meet any or all of the performance  
26 standards may result in that organization losing funding in future years, and the  
27 department shall forward to the senate and house of representatives appropriations

subcommittees on state police and military and veterans affairs corrective action and penalty recommendations.

### HOMES

Sec. 13-501. The money appropriated in this bill for the boards of managers may be expended for facility improvements, the purchase and repair of equipment and furnishings, member services, and other purposes that benefit the Grand Rapids veterans' home and the D.J. Jacobetti veterans' home.

### CAPITAL OUTLAY

Sec. 13-601. (1) The director shall allocate lump-sum appropriations made in this bill consistent with statutory provisions and the purposes for which funds were appropriated. Lump-sum allocations shall address priority program or facility needs and may include, but are not limited to, design, construction, remodeling and addition, special maintenance, major special maintenance, energy conservation, and demolition.

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

Sec. 13-602. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

**Article 14****DEPARTMENT OF NATURAL RESOURCES****PART 1****LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 14-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of natural resources are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

**DEPARTMENT OF NATURAL RESOURCES****APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	3.0	3.0
Full-time equated classified positions.....	2,173.4	2,173.4
<b>GROSS APPROPRIATION .....</b>	<b>\$ 330,195,800</b>	<b>\$ 336,529,400</b>
Total interdepartmental grants and		
intradepartmental transfers.....	1,935,000	1,935,000
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 328,260,800</b>	<b>\$ 334,594,400</b>
Total federal revenues .....	69,319,800	68,668,800
Total local revenues .....	0	0
Total private revenues .....	2,842,400	2,842,400
Total other state restricted revenues .....	242,382,400	249,018,700
State general fund/general purpose .....	\$ 13,716,200	\$ 14,064,500
<b>Sec. 14-102. ADMINISTRATION</b>		
Full-time equated unclassified positions.....	3.0	3.0

1	Full-time equated classified positions .....	136.2	136.2
2	Administration .....	\$ <u>32,397,600</u>	\$ <u>38,161,200</u>
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 32,397,600</b>	<b>\$ 38,161,200</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	415,800	415,800
6	Federal revenues .....	214,900	1,063,900
7	State restricted revenues .....	28,085,400	32,651,700
8	State general fund/general purpose .....	\$ 3,681,500	\$ 4,029,800
9	Schedule of programs:		
10	Unclassified salaries .....	315,500	315,500
11	Executive direction and citizen advisory councils	1,700,600	1,700,600
12	Natural Resources Commission .....	79,500	79,500
13	Central support services .....	15,012,500	15,012,500
14	Science and policy .....	703,700	703,700
15	Building occupancy charges .....	3,115,400	3,115,400
16	Rent - privately owned property .....	488,400	488,400
17	Information technology services and projects .....	9,633,500	9,633,500
18	Active and retiree insurance and pension adjustment	0	5,763,600
19	Accounting service center .....	1,348,500	1,348,500
20	<b>Sec. 14-103. GRANTS</b>		
21	Grants .....	\$ <u>44,360,800</u>	\$ <u>44,360,800</u>
22	<b>GROSS APPROPRIATION .....</b>	<b>\$ 44,360,800</b>	<b>\$ 44,360,800</b>
23	Appropriated from:		
24	Federal revenues .....	28,333,300	28,333,300
25	Private revenues .....	600,000	600,000
26	State restricted revenues .....	15,427,500	15,427,500
27	State general fund/general purpose .....	\$ 0	\$ 0

1	Schedule of programs:		
2	Federal - clean vessel act grants .....	400,000	400,000
3	Federal - forest stewardship grants .....	3,125,000	3,125,000
4	Federal - land and water conservation fund payments	2,566,900	2,566,900
5	Federal - rural community fire protection .....	300,000	300,000
6	Federal - urban forestry grants .....	3,024,000	3,024,000
7	Game and nongame wildlife fund grants .....	10,000	10,000
8	Grants to communities - federal oil, gas and timber		
9	payments .....	3,450,000	3,450,000
10	Grants to counties - marine safety .....	3,647,400	3,647,400
11	National recreational trails .....	3,900,000	3,900,000
12	Off-road vehicle safety training grants .....	150,000	150,000
13	Off-road vehicle trail improvement grants .....	1,953,500	1,953,500
14	Recreation improvement fund grants .....	1,100,000	1,100,000
15	Recreation passport local grants .....	857,000	857,000
16	Snowmobile law enforcement grants .....	673,000	673,000
17	Snowmobile local grants program .....	8,004,000	8,004,000
18	Trail easements .....	700,000	700,000
19	Gifts and bequests .....	500,000	500,000
20	Great Lakes restoration initiative .....	10,000,000	10,000,000
21	<b>Sec. 14-104. WILDLIFE, FISHERIES AND ENFORCEMENT</b>		
22	Full-time equated classified positions.....	666.0	666.0
23	Wildlife, fisheries and enforcement .....	\$ 89,529,300	\$ 89,529,300
24	<b>GROSS APPROPRIATION .....</b>	<b>\$ 89,529,300</b>	<b>\$ 89,529,300</b>
25	Appropriated from:		
26	Federal revenues .....	31,769,600	31,769,600
27	Private revenues .....	289,100	289,100

1	State restricted revenues .....	54,767,000	54,767,000
2	State general fund/general purpose .....	\$ 2,703,600	\$ 2,703,600
3	<i>Schedule of programs:</i>		
4	Wildlife management .....	28,669,900	28,669,900
5	Natural resources heritage .....	1,178,000	1,178,000
6	State game and wildlife area maintenance .....	750,000	750,000
7	Aquatic resource mitigation .....	937,600	937,600
8	Fish production .....	8,892,400	8,892,400
9	Fisheries resource management .....	19,982,700	19,982,700
10	General law enforcement .....	29,118,700	29,118,700
11	<b>Sec. 14-105. PARKS, RECREATION AND HISTORY</b>		
12	Full-time equated classified positions.....	939.2	939.2
13	Parks, recreation and history .....	\$ <u>90,072,400</u>	\$ <u>90,072,400</u>
14	<b>GROSS APPROPRIATION .....</b>	<b>\$ 90,072,400</b>	<b>\$ 90,072,400</b>
15	Appropriated from:		
16	Interdepartmental grant revenues .....	1,519,200	1,519,200
17	Federal revenues .....	2,198,100	2,198,100
18	Private revenues .....	1,031,000	1,031,000
19	State restricted revenues .....	81,647,800	81,647,800
20	State general fund/general purpose .....	\$ 3,676,300	\$ 3,676,300
21	<i>Schedule of programs:</i>		
22	MacMullan conference center .....	1,519,200	1,519,200
23	Recreational boating .....	15,905,000	15,905,000
24	State parks .....	52,705,700	52,705,700
25	State park improvement revenue bonds - debt service	1,153,700	1,153,700
26	Marketing, education and technology .....	13,368,200	13,368,200
27	Historical administration and services .....	5,420,600	5,420,600

1	<b>Sec. 14-106. MACKINAC ISLAND STATE PARK COMMISSION</b>			
2	Full-time equated classified positions .....	37.0		37.0
3	Mackinac Island State Park Commission .....	\$ 1,929,400	\$ 1,929,400	
4	<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,929,400</b>	<b>\$ 1,929,400</b>	
5	Appropriated from:			
6	State restricted revenues .....	1,929,400		1,929,400
7	State general fund/general purpose .....	\$ 0	\$ 0	
8	<i>Schedule of programs:</i>			
9	Mackinac Island park operation .....	182,600		182,600
10	Historical facilities system .....	1,746,800		1,746,800
11	<b>Sec. 14-107. FOREST MANAGEMENT</b>			
12	Full-time equated classified positions .....	395.0		395.0
13	Forest management .....	\$ 46,826,300	\$ 46,826,300	
14	<b>GROSS APPROPRIATION .....</b>	<b>\$ 46,826,300</b>	<b>\$ 46,826,300</b>	
15	Appropriated from:			
16	Federal revenues .....	3,053,900		3,053,900
17	Private revenues .....	922,300		922,300
18	State restricted revenues .....	39,195,300		39,195,300
19	State general fund/general purpose .....	\$ 3,654,800	\$ 3,654,800	
20	<i>Schedule of programs:</i>			
21	Adopt-a-forest program .....	25,000		25,000
22	Cooperative resource programs .....	1,134,700		1,134,700
23	Forest management & timber market development .....	23,520,500		23,520,500
24	Forest fire equipment .....	431,500		431,500
25	Wildfire protection .....	12,474,800		12,474,800
26	Forest management initiative .....	844,800		844,800
27	Forest recreation .....	5,338,900		5,338,900

1	Minerals management .....	3,056,100	3,056,100
2	<b>Sec. 14-108. CAPITAL OUTLAY</b>		
3	Capital outlay .....	\$ 25,080,000	\$ 25,650,000
4	<b>GROSS APPROPRIATION .....</b>	<b>\$ 25,080,000</b>	<b>\$ 25,650,000</b>
5	Appropriated from:		
6	Federal revenues .....	3,750,000	2,250,000
7	State restricted revenues .....	21,330,000	23,400,000
8	State general fund/general purpose .....	\$ 0	\$ 0
9	Schedule of programs:		
10	Forest roads, bridges and facilities .....	900,000	900,000
11	State parks repair and maintenance .....	14,500,000	18,500,000
12	Waterways boating program .....	9,680,000	6,250,000

13 PART 2

14 PROVISIONS CONCERNING APPROPRIATIONS

15 FISCAL YEAR 2012

16 **GENERAL SECTIONS**

17 Sec. 14-201. Pursuant to section 30 of article IX of the state constitution of

18 1963, total state spending from state resources under part 1 for fiscal year 2011-2012

19 is \$256,098,600.00 and state spending from state resources to be paid to local units

20 of government for fiscal year 2011-2012 is \$6,550,000.00. The itemized statement below

21 identifies appropriations from which spending to local units of government will occur:

22 DEPARTMENT OF NATURAL RESOURCES

23	Grants .....	\$ 4,220,000
24	Capital Outlay .....	\$ 2,330,000
25	TOTAL .....	\$ 6,550,000

1           Sec. 14-202. As used in this act:

2           (a) "Department" means the department of natural resources.

3           Sec. 14-203. Appropriations of state restricted game and fish protection funds  
4 have been made to the following departments and agencies in their respective  
5 appropriation acts. The amounts appropriated to these departments and agencies are  
6 listed below:

7   Legislative auditor general .....	\$	22,000
8   Attorney general .....		797,100
9   Department of technology, management, and budget .....		408,500
10   Department of treasury .....		1,201,500

11          Sec. 14-204. Pursuant to section 43703(3) of the natural resources and  
12 environmental protection act, 1994 PA 451, MCL 324.43703, there is appropriated from  
13 the game and fish protection trust fund to the game and fish protection account of the  
14 Michigan conservation and recreation legacy fund, \$6,000,000.00 for the fiscal year  
15 ending September 30, 2012.

16          Sec. 14-205. (1) In addition to the funds appropriated in part 1, there is  
17 appropriated an amount not to exceed \$3,000,000.00 for federal contingency funds.  
18 These funds are not available for expenditure until they have been transferred to  
19 another line item in this act under section 393(2) of the management and budget act,  
20 1984 PA 431, MCL 18.1393.

21          (2) In addition to the funds appropriated in part 1, there is appropriated an  
22 amount not to exceed \$10,000,000.00 for state restricted contingency funds. These  
23 funds are not available for expenditure until they have been transferred to another  
24 line item in this act under section 393(2) of the management and budget act, 1984 PA  
25 431, MCL 18.1393.

26          (3) In addition to the funds appropriated in part 1, there is appropriated an  
27 amount not to exceed \$100,000.00 for local contingency funds. These funds are not

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

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

9 **ADMINISTRATION**

10 Sec. 14-301. The department may charge the appropriations contained in part 1,  
11 including all special maintenance and capital projects appropriated for the fiscal  
12 year ending September 30, 2012, for engineering services provided, a standard  
13 percentage fee to recover actual costs. The department may use the revenue derived to  
14 support the engineering services charges provided for in part 1.

15 Sec. 14-302. The department may charge land acquisition projects appropriated  
16 for the fiscal year ending September 30, 2012, and for prior fiscal years, a standard  
17 percentage fee to recover actual costs, and may use the revenue derived to support the  
18 land acquisition service charges provided for in part 1.

19 Sec. 14-303. As appropriated in part 1, the department may charge both  
20 application fees and transaction fees related to the exchange or sale of state-owned  
21 land or rights in land authorized by part 21 of the natural resources and  
22 environmental protection act, 1994 PA 451, MCL 324.2101 to 324.2162. The fees shall be  
23 set by the director of the department at a rate which allows the department to recover  
24 its costs for providing these services.

25 Sec. 14-304. For the purposes of administering the museum store as provided in  
26 section 7a of 1913 PA 271, MCL 399.7a, the department is exempt from section 261 of

1 the management and budget act, 1984 PA 431, MCL 18.1261.

2       Sec. 14-305. As appropriated in part 1, proceeds in excess of costs incurred in  
3 the conduct of auctions, sales, or transfers of artifacts no longer considered  
4 suitable for the collections of the state historical museum may be expended upon  
5 receipt for additional material for the collection. The department shall notify the  
6 chairpersons, vice chairpersons, and minority vice chairpersons of the senate and  
7 house appropriations subcommittees on natural resources 1 week prior to any auctions  
8 or sales. Any unexpended funds may be carried forward into the next succeeding fiscal  
9 year.

10       Sec. 14-306. As appropriated in part 1, funds collected by the department for  
11 historical markers; document reproduction and services; conferences, admissions,  
12 workshops, and training classes; and the use of specialized equipment, facilities,  
13 exhibits, collections, and software shall be used for expenses necessary to provide  
14 the required services. The department may charge fees for the aforementioned services,  
15 including admission fees.

#### 16       GRANTS

17       Sec. 14-401. Federal pass-through funds to local institutions and governments  
18 that are received in amounts in addition to those included in part 1 for grants to  
19 communities - federal oil, gas, and timber payments and that do not require additional  
20 state matching funds are appropriated for the purposes intended. By November 30, 2011,  
21 the department shall report to the senate and house appropriations subcommittees on  
22 natural resources, the senate and house fiscal agencies, and the state budget director  
23 on all amounts appropriated under this section during the fiscal year ending September  
24 30, 2011.

#### 25       WILDLIFE, FISHERIES AND ENFORCEMENT

1           Sec. 14-501. (1) From the appropriation in part 1 for aquatic resource  
2 mitigation, not more than \$758,000.00 shall be allocated for grants to watershed  
3 councils, resource development councils, soil conservation districts, local  
4 governmental units, and other nonprofit organizations for stream habitat stabilization  
5 and soil erosion control.

6           (2) The fisheries division in the department shall develop priority and cost  
7 estimates for all recommended projects.

#### 8   PARKS, RECREATION AND HISTORY

9           Sec. 14-601. Pursuant to section 1902(2) of the natural resources and  
10 environmental protection act, 1994 PA 451, MCL 324.1902, there is appropriated from  
11 the Michigan natural resources trust fund to the Michigan state parks endowment fund  
12 an amount not to exceed \$10,000,000.00 for the fiscal year ending September 30, 2012.

#### 13   FOREST MANAGEMENT

14           Sec. 14-701. In addition to the funds appropriated in part 1, \$350,000.00 is  
15 appropriated to the department to cover costs related to any declared emergency  
16 involving the collapse of any abandoned mine shaft located on state land. This  
17 appropriation shall not be expended unless the state budget director recommends the  
18 expenditure and the department notifies the house and senate committees on  
19 appropriations.

20           Sec. 14-702. In addition to the money appropriated in this act, the department  
21 may receive and expend money from federal sources for the purpose of providing  
22 response to wildfires as required by a compact with the federal government. If  
23 additional expenditure authorization is required, the department shall notify the  
24 state budget office that expenditure under this section is required. The department  
25 shall notify the house and senate appropriations subcommittees on natural resources

1 and the house and senate fiscal agencies of the expenditures under this section by  
2 November 1, 2012.

3 **CAPITAL OUTLAY**

4 Sec. 14-801. (1) The director of the department shall allocate lump-sum  
5 appropriations to the department made in this act consistent with statutory provisions  
6 and the purposes for which funds were appropriated. Lump-sum allocations shall address  
7 priority program or facility needs and may include, but are not limited to, design,  
8 construction, remodeling and addition, special maintenance, major special maintenance,  
9 energy conservation, and demolition.

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

16 Sec. 14-802. The appropriations in part 1 for capital outlay shall be carried forward  
17 at the end of the fiscal year consistent with the provisions of section 248 of the  
18 management and budget act, 1984 PA 431, MCL 18.1248.

## Article 15

## DEPARTMENT OF STATE

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 15-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of state are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF STATE

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	1,809.0	1,809.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 211,885,000</b>	<b>\$ 216,538,500</b>
Total interdepartmental grants and		
intradepartmental transfers.....	20,000,000	20,000,000
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 191,885,000</b>	<b>\$ 196,538,500</b>
Total federal revenues .....	1,810,000	1,810,000
Total local revenues .....	0	0
Total private revenues .....	100	100
Total other state restricted revenues .....	178,788,700	183,142,400
State general fund/general purpose .....	\$ 11,286,200	\$ 11,586,000
<b>Sec. 15-102. REGULATORY SERVICES</b>		
Full-time equated classified positions.....	210.5	210.5
Regulatory services .....	\$ <u>23,743,500</u>	\$ <u>23,743,500</u>

1	<b>GROSS APPROPRIATION .....</b>	<b>\$ 23,743,500</b>	<b>\$ 23,743,500</b>
2	Appropriated from:		
3	State restricted revenues .....	23,526,600	23,526,600
4	State general fund/general purpose .....	\$ 216,900	\$ 216,900
5	Schedule of programs:		
6	Operations .....	21,819,900	21,819,900
7	County clerk education and training .....	100,000	100,000
8	Motorcycle safety education administration .....	323,600	323,600
9	Motorcycle safety education grants .....	1,500,000	1,500,000
10	<b>Sec. 15-103. CUSTOMER SERVICES</b>		
11	Full-time equated classified positions .....	1,373.5	1,373.5
12	Customer services .....	\$ <u>124,612,200</u>	\$ <u>124,612,200</u>
13	<b>GROSS APPROPRIATION .....</b>	<b>\$ 124,612,200</b>	<b>\$ 124,612,200</b>
14	Appropriated from:		
15	Interdepartmental grant revenues .....	20,000,000	20,000,000
16	Federal revenues .....	1,460,000	1,460,000
17	Private revenues .....	100	100
18	State restricted revenues .....	102,893,500	102,893,500
19	State general fund/general purpose .....	\$ 258,600	\$ 258,600
20	Schedule of programs:		
21	Branch operations .....	75,703,600	75,703,600
22	Central operations .....	43,684,500	43,684,500
23	Commemorative license plates .....	2,147,300	2,147,300
24	Specialty license plates .....	1,922,000	1,922,000
25	Credit and debit assessment service fees .....	1,000,000	1,000,000
26	Olympic center plate .....	75,700	75,700
27	Organ donor program .....	79,100	79,100

1	<b>Sec. 15-104. ELECTION REGULATION</b>		
2	Full-time equated classified positions .....	36.0	36.0
3	Election regulation .....	\$ 5,600,400	\$ 5,600,400
4	<b>GROSS APPROPRIATION .....</b>	<b>\$ 5,600,400</b>	<b>\$ 5,600,400</b>
5	Appropriated from:		
6	Federal revenues .....	350,000	350,000
7	State general fund/general purpose .....	\$ 5,250,400	\$ 5,250,400
8	<i>Schedule of programs:</i>		
9	<i>Election administration and services .....</i>	<i>5,140,600</i>	<i>5,140,600</i>
10	<i>Fees to local units .....</i>	<i>109,800</i>	<i>109,800</i>
11	<i>Help America vote act .....</i>	<i>350,000</i>	<i>350,000</i>
12	<b>Sec. 15-105. OPERATIONAL SUPPORT</b>		
13	Full-time equated unclassified positions .....	6.0	6.0
14	Full-time equated classified positions .....	189.0	189.0
15	Operational support .....	\$ 57,928,900	\$ 62,582,400
16	<b>GROSS APPROPRIATION .....</b>	<b>\$ 57,928,900</b>	<b>\$ 62,582,400</b>
17	Appropriated from:		
18	State restricted revenues .....	52,368,600	56,722,300
19	State general fund/general purpose .....	\$ 5,560,300	\$ 5,860,100
20	<i>Schedule of programs:</i>		
21	<i>Secretary of State .....</i>	<i>112,500</i>	<i>112,500</i>
22	<i>Unclassified positions .....</i>	<i>453,200</i>	<i>453,200</i>
23	<i>Operations .....</i>	<i>3,224,100</i>	<i>3,224,100</i>
24	<i>Building occupancy charges/rent .....</i>	<i>9,772,000</i>	<i>9,772,000</i>
25	<i>Worker's compensation .....</i>	<i>292,500</i>	<i>292,500</i>
26	<i>Information technology services and projects .....</i>	<i>20,442,000</i>	<i>20,442,000</i>
27	<i>Department Services Operations .....</i>	<i>22,600,800</i>	<i>22,600,800</i>

1	Assigned claims assessments .....	1,031,800	1,031,800
2	Active and retiree insurance and pension		
3	adjustment .....	0	4,653,500

4 PART 2

5 PROVISIONS CONCERNING APPROPRIATIONS

6 FISCAL YEAR 2012

7 GENERAL SECTIONS

8 Sec. 15-201. Pursuant to section 30 of article IX of the state constitution of

9 1963, total state spending from state resources under part 1 for fiscal year 2011-2012

10 is \$190,074,900.00 and state spending from state resources to be paid to local units

11 of government for fiscal year 2011-2012 is \$1,360,800.00. The itemized statement below

12 identifies appropriations from which spending to local units of government will occur:

13 DEPARTMENT OF STATE

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

17 DEPARTMENT OF STATE

18 Sec. 15-301. (1) In addition to the funds appropriated in part 1, there is

19 appropriated an amount not to exceed \$2,000,000.00 for federal contingency funds.

20 These funds are not available for expenditure until they have been transferred to

21 another line item in this act 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 appropriated an

24 amount not to exceed \$7,500,000.00 for state restricted contingency funds. These funds

1 are not available for expenditure until they have been transferred to another line  
2 item in this act under section 393(2) of the management and budget act, 1984 PA 431,  
3 MCL 18.1393.

4 (3) In addition to the funds appropriated in part 1, there is appropriated an  
5 amount not to exceed \$50,000.00 for local contingency funds. These funds are not  
6 available for expenditure until they have been transferred to another line item in  
7 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL  
8 18.1393.

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

14 Sec. 15-302. All funds made available by section 3171 of the insurance code of  
15 1956, 1956 PA 218, MCL 500.3171, are appropriated and made available to the department  
16 of state to be expended only for the uses and purposes for which the funds are  
17 received as provided by sections 3171 to 3177 of the insurance code of 1956, 1956 PA  
18 218, MCL 500.3171 to 500.3177.

19 Sec. 15-303. From the funds appropriated in part 1, the department of state  
20 shall sell copies of records including, but not limited to, records of motor vehicles,  
21 off-road vehicles, snowmobiles, watercraft, mobile homes, personal identification  
22 cardholders, drivers, and boat operators and shall charge \$7.00 per record sold only  
23 as authorized in section 208b of the Michigan vehicle code, 1949 PA 300, MCL 257.208b,  
24 section 7 of 1972 PA 222, MCL 28.297, and sections 80130, 80315, 81114, and 82156 of  
25 the natural resources and environmental protection act, 1994 PA 451, MCL 324.80130,  
26 324.80315, 324.81114, and 324.82156. The revenue received from the sale of records  
27 shall be credited to the transportation administration collection fund created under

1 section 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

2 Sec. 15-304. From the funds appropriated in part 1, the secretary of state may  
3 enter into agreements with the department of corrections for the manufacture of  
4 vehicle registration plates 15 months before the registration year in which the  
5 registration plates will be used.

6 Sec. 15-305. (1) The department of state may accept gifts, donations,  
7 contributions, and grants of money and other property from any private or public  
8 source to underwrite, in whole or in part, the cost of a departmental publication that  
9 is prepared and disseminated under the Michigan vehicle code, 1949 PA 300, MCL 257.1  
10 to 257.923. A private or public funding source may receive written recognition in the  
11 publication and may furnish a traffic safety message, subject to departmental  
12 approval, for inclusion in the publication. The department may reject a gift,  
13 donation, contribution, or grant. The department may furnish copies of a publication  
14 underwritten, in whole or in part, by a private source to the underwriter at no  
15 charge.

16 (2) The department of state may sell and accept paid advertising for placement  
17 in a departmental publication that is prepared and disseminated under the Michigan  
18 vehicle code, 1949 PA 300, MCL 257.1 to 257.923. The department may charge and receive  
19 a fee for any advertisement appearing in a departmental publication and shall review  
20 and approve the content of each advertisement. The department may refuse to accept  
21 advertising from any person or organization. The department may furnish a reasonable  
22 number of copies of a publication to an advertiser at no charge.

23 (3) Pending expenditure, the funds received under this section shall be  
24 deposited in the Michigan department of state publications fund created by section 211  
25 of the Michigan vehicle code, 1949 PA 300, MCL 257.211. Funds given, donated, or  
26 contributed to the department from a private source are appropriated and allocated for  
27 the purpose for which the revenue is furnished. Funds granted to the department from a

1 public source are allocated and may be expended upon receipt. The department shall not  
2 accept a gift, donation, contribution, or grant if receipt is conditioned upon a  
3 commitment of state funding at a future date. Revenue received from the sale of  
4 advertising is appropriated and may be expended upon receipt.

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

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

16 Sec. 15-306. Funds collected by the department of state under section 211 of  
17 the Michigan vehicle code, 1949 PA 300, MCL 257.211, are appropriated for all expenses  
18 necessary to provide for the costs of the publication. Funds are allotted for  
19 expenditure when they are received by the department of treasury and shall not lapse  
20 to the general fund at the end of the fiscal year.

21 Sec. 15-307. From the funds appropriated in part 1, the department of state  
22 shall use available balances at the end of the state fiscal year to provide payment to  
23 the department of state police in the amount of \$332,000.00 for the services provided  
24 by the traffic accident records program as first appropriated in 1990 PA 196 and 1990  
25 PA 208.

26 Sec. 15-308. From the funds appropriated in part 1, the department of state may  
27 restrict funds from miscellaneous revenue to cover cash shortages created from normal

1 branch office operations. This amount shall not exceed \$50,000.00 of the total funds  
2 available in miscellaneous revenue.

3 Sec. 15-309. (1) Commemorative and specialty license plate fee revenue  
4 collected by the department of state and deposited into the transportation  
5 administration collection fund is authorized for expenditure up to the amount of  
6 revenue collected but not to exceed the amount appropriated to the department of state  
7 in part 1 to administer commemorative and specialty license plate programs.

8 (2) Commemorative and specialty license plate fee revenue collected by the  
9 department of state and deposited in the transportation administration collection  
10 fund, in addition to the amount appropriated in part 1 to the department of state,  
11 shall remain in the transportation administration collection fund and be available for  
12 future appropriation.

13 Sec. 15-310. (1) Collector plate and fund-raising registration plate revenues  
14 collected by the department of state are appropriated and allotted for distribution to  
15 the recipient university or public or private agency overseeing a state-sponsored goal  
16 when received. Distributions shall occur on a quarterly basis or as otherwise  
17 authorized by law. Any revenues remaining at the end of the fiscal year shall not  
18 lapse to the general fund but shall remain available for distribution to the  
19 university or agency in the next fiscal year.

20 (2) Funds or revenues in the Olympic education training center fund are  
21 appropriated for distribution to the Olympic education training center at Northern  
22 Michigan University. Distributions shall occur on a quarterly basis. Any undistributed  
23 revenue remaining at the end of the fiscal year shall be carried over into the next  
24 fiscal year.

25 Sec. 15-311. The department of state may produce and sell copies of a training  
26 video designed to inform registered automotive repair facilities of their obligations  
27 under Michigan law. The price shall not exceed the cost of production and

1 distribution. The money received from the sale of training videos shall revert to the  
2 department of state and be placed in the auto repair facility account.

3 Sec. 15-312. (1) The department of state, in collaboration with the gift of  
4 life transplantation society or its successor federally designated organ procurement  
5 organization, may develop and administer a public information campaign concerning the  
6 Michigan organ donor program.

7 (2) The department may solicit funds from any private or public source to  
8 underwrite, in whole or in part, the public information campaign authorized by this  
9 section. The department may accept gifts, donations, contributions, and grants of  
10 money and other property from private and public sources for this purpose. A private  
11 or public funding source underwriting the public information campaign, in whole or in  
12 substantial part, shall receive sponsorship credit for its financial backing.

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

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

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

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

1           Sec. 15-313. (1) Any service assessment collected by the department of state  
2 from the user of a credit or debit card under section 3 of 1995 PA 144, MCL 11.23, may  
3 be used by the department for necessary expenses related to that service and may be  
4 remitted to a credit or debit card company, bank, or other financial institution.

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

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

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

17           Sec. 15-314. (1) The department of state may accept nonmonetary gifts,  
18 donations, or contributions of property from any private or public source to support,  
19 in whole or in part, the operation of a departmental function relating to licensing,  
20 regulation, or safety. The department may recognize a private or public contributor  
21 for making the contribution. The department may reject a gift, donation, or  
22 contribution.

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

26           Sec. 15-315. From the funds appropriated in part 1, the department of state may  
27 collect ATM commission fees from companies that have ATMs located in secretary of

- 1 state branch offices. The commission received from the use of these ATMs shall be
- 2 credited to the transportation administration collection fund created under section
- 3 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

## Article 16

## DEPARTMENT OF STATE POLICE

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 16-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of state police are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF STATE POLICE

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	2.0	2.0
Full-time equated classified positions.....	2,745.0	2,745.0
<b>GROSS APPROPRIATION .....</b>	<b>\$ 521,482,600</b>	<b>\$ 531,204,500</b>
Total interdepartmental grants and		
intradepartmental transfers.....	23,546,200	24,215,200
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 497,936,400</b>	<b>\$ 506,989,300</b>
Total federal revenues .....	106,251,500	107,098,000
Total local revenues .....	6,456,700	6,509,100
Total private revenues .....	216,100	224,700
Total other state restricted revenues .....	123,336,100	126,190,800
State general fund/general purpose .....	\$ 261,676,000	\$ 266,966,700
<b>Sec. 16-102. EXECUTIVE DIRECTION</b>		
Full-time equated unclassified positions.....	2.0	2.0
Full-time equated classified positions.....	38.5	38.5

1	Executive direction .....	\$	<u>5,083,700</u>	\$	<u>5,083,700</u>
2	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>5,083,700</b>	<b>\$</b>	<b>5,083,700</b>
3	Appropriated from:				
4	Interdepartmental grant revenues .....		31,300		31,300
5	State restricted revenues .....		483,600		483,600
6	State general fund/general purpose .....	\$	4,568,800	\$	4,568,800
7	Schedule of programs:				
8	Unclassified positions .....		261,100		261,100
9	Executive direction .....		2,602,400		2,602,400
10	Special operations and events .....		2,220,200		2,220,200
11	<b>Sec. 16-103. SCIENCE, TECHNOLOGY &amp; TRAINING BUREAU</b>				
12	Full-time equated classified positions.....		459.5		459.5
13	Science, technology and training bureau .....	\$	<u>100,259,900</u>	\$	<u>100,259,900</u>
14	<b>GROSS APPROPRIATION .....</b>	<b>\$</b>	<b>100,259,900</b>	<b>\$</b>	<b>100,259,900</b>
15	Appropriated from:				
16	Interdepartmental grant revenues .....		5,458,300		5,458,300
17	Federal revenues .....		9,332,800		9,332,800
18	Local revenues .....		2,913,000		2,913,000
19	State restricted revenues .....		48,379,700		48,379,700
20	State general fund/general purpose .....	\$	34,176,100	\$	34,176,100
21	Schedule of programs:				
22	Criminal justice information center division .....		11,355,700		11,355,700
23	Criminal records improvement .....		2,249,500		2,249,500
24	Traffic safety .....		1,922,900		1,922,900
25	Laboratory operations .....		28,765,200		28,765,200
26	DNA analysis program .....		7,982,800		7,982,800
27	Detroit laboratory .....		100		100

1	Standards and training/justice training grants .....	8,970,400	8,970,400
2	Concealed weapons enforcement training .....	100,000	100,000
3	Training only to local units .....	587,900	587,900
4	Mental health awareness training .....	100,000	100,000
5	Public safety officers benefit program .....	149,600	149,600
6	Training administration .....	4,813,300	4,813,300
7	Information technology services and projects .....	18,701,700	18,701,700
8	Michigan public safety communications system .....	13,060,800	13,060,800
9	In-service training - law enforcement distribution .	450,000	450,000
10	In-service training - competitive .....	1,000,000	1,000,000
11	Fire investigation training to locals .....	50,000	50,000
12	<b>Sec. 16-104. FIELD SERVICES BUREAU</b>		
13	Full-time equated classified positions .....	1,993.0	1,993.0
14	Field services bureau .....	\$ 267,391,600	\$ 264,091,600
15	<b>GROSS APPROPRIATION .....</b>	<b>\$ 267,391,600</b>	<b>\$ 264,091,600</b>
16	Appropriated from:		
17	Interdepartmental grant revenues .....	16,680,500	16,680,500
18	Federal revenues .....	18,354,300	18,354,300
19	Local revenues .....	3,484,400	3,484,400
20	Private revenues .....	216,100	216,100
21	State restricted revenues .....	44,139,400	44,139,400
22	State general fund/general purpose .....	\$ 184,516,900	\$ 181,216,900
23	Schedule of programs:		
24	Narcotics investigation funds .....	265,100	265,100
25	Uniform services .....	44,974,600	44,974,600
26	Capital security guards .....	659,200	659,200
27	At-post troopers .....	129,238,300	125,938,300

1	Reimbursed services .....	2,087,100	2,087,100
2	Operational support .....	7,297,100	7,297,100
3	Aviation program .....	1,529,700	1,529,700
4	Criminal investigations .....	31,574,500	31,574,500
5	Federal antidrug initiatives .....	10,861,900	10,861,900
6	Reimbursed services, materials, and equipment .....	2,997,400	2,997,400
7	Auto theft prevention .....	1,041,700	1,041,700
8	Casino gaming oversight .....	5,028,200	5,028,200
9	Fire investigation .....	1,811,800	1,811,800
10	Parole absconder sweeps .....	12,200	12,200
11	Motor carrier enforcement .....	11,019,900	11,019,900
12	Truck safety enforcement team operations .....	1,434,300	1,434,300
13	Safety inspections .....	6,803,500	6,803,500
14	School bus inspections .....	1,521,600	1,521,600
15	Safety projects .....	1,802,100	1,802,100
16	Traffic services .....	5,431,400	5,431,400
17	<b>Sec. 16-105. SUPPORT SERVICES</b>		
18	Full-time equated classified positions.....	254.0	254.0
19	Support services .....	\$ 148,747,400	\$ 161,769,300
20	<b>GROSS APPROPRIATION .....</b>	<b>\$ 148,747,400</b>	<b>\$ 161,769,300</b>
21	Appropriated from:		
22	Interdepartmental grant revenues .....	1,376,100	2,045,100
23	Federal revenues .....	78,564,400	79,410,900
24	Local revenues .....	59,300	111,700
25	Private revenues .....	0	8,600
26	State restricted revenues .....	30,333,400	33,188,100
27	State general fund/general purpose .....	\$ 38,414,200	\$ 47,004,900

1	Schedule of programs:		
2	Auto theft prevention program .....	6,694,100	6,694,100
3	Special maintenance and utilities .....	447,600	447,600
4	Rent and building occupancy charges .....	8,363,200	8,363,200
5	Worker's compensation .....	3,266,300	3,266,300
6	Fleet leasing .....	12,980,700	12,980,700
7	Management services .....	12,476,200	12,476,200
8	Budget and financial services .....	1,746,000	1,746,000
9	Office of justice program grants .....	8,497,100	8,497,100
10	Accounting service center .....	1,031,100	1,031,100
11	Active and retiree insurance and pension adjustment	0	13,021,900
12	State program planning and administration .....	1,094,100	1,094,100
13	Secondary road patrol program .....	14,041,600	14,041,600
14	Truck safety program .....	3,011,000	3,011,000
15	Federal highway traffic safety coordination .....	12,585,500	12,585,500
16	Emergency management planning and administration ...	5,701,200	5,701,200
17	Grants to local government .....	2,482,100	2,482,100
18	FEMA program assistance .....	4,930,200	4,930,200
19	Nuclear power plant emergency planning .....	2,030,000	2,030,000
20	Hazardous materials programs .....	47,169,400	47,169,400
21	Interdepartmental grant to legislature .....	200,000	200,000

22	PART 2
23	PROVISIONS CONCERNING APPROPRIATIONS
24	FISCAL YEAR 2012
25	<u>GENERAL SECTIONS</u>

Sec. 16-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$385,012,100.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$19,056,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

Science, technology and training bureau .....	\$	4,591,000
Support services .....	\$	<u>14,465,000</u>
TOTAL .....	\$	19,056,000

Sec. 16-202. As used in this act:

(a) "Department" means the department of state police.

(b) "DNA" means deoxyribonucleic acid.

(c) "FEMA" means the federal emergency management agency.

Sec. 16-203. The department shall maintain the state accident data collection system and make this information available to the public at a reasonable cost. For bulk access to the accident records in which the vehicle identification number has been collected and computerized, the department shall make those records available to the public at cost, provided that the name and address have been excluded.

Sec. 16-204. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$3,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431,

1 MCL 18.1393.

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

7 (4) In addition to the funds appropriated in part 1, there is appropriated an  
8 amount not to exceed \$200,000.00 for private contingency funds. These funds are not  
9 available for expenditure until they have been transferred to another line item in  
10 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL  
11 18.1393.

12 Sec. 16-205. The department shall provide \$1,800,000.00 in Byrne justice  
13 assistance grant program funding to the judiciary by interdepartmental grant.

14 **FIELD SERVICES BUREAU**

15 Sec. 16-301. State police enlisted personnel who are employed to enforce  
16 traffic laws as provided in section 629e of the Michigan vehicle code, 1949 PA 300,  
17 MCL 257.629e, shall not be prohibited from responding to crimes in progress or other  
18 emergency situations, and are responsible for protecting every citizen of this state  
19 from harm.

20 Sec. 16-302. Money privately donated to the department is appropriated under  
21 part 1 to be used for the purposes designated by the donor of the money. Money  
22 privately donated to the department's canine unit shall be used to purchase equipment  
23 and other items to enhance the operation of the canine unit.

24 **SUPPORT SERVICES**

25 Sec. 16-401. (1) The state director of emergency management may expend money

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

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

**Article 17****DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET****PART 1****LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

Sec. 17-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of technology, management and budget are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

**DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET****APPROPRIATION SUMMARY**

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	2,980.5	2,980.5
<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,012,141,700</b>	<b>\$ 1,030,561,200</b>
Total interdepartmental grants and		
intradepartmental transfers.....	609,070,400	611,571,900
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 403,071,300</b>	<b>\$ 418,989,300</b>
Total federal revenues .....	2,803,400	3,134,600
Total local revenues .....	1,456,600	1,504,800
Total private revenues .....	180,600	186,800
Total other state restricted revenues .....	85,272,900	88,454,900
State general fund/general purpose .....	\$ 313,357,800	\$ 325,708,200

**Sec. 17-102. TECHNOLOGY, MANAGEMENT AND BUDGET OPERATIONS**

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

1	Full-time equated classified positions .....	2,440.0	2,440.0
2	Technology, management and budget operations .....	\$ 684,467,400	\$ 694,286,900
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 684,467,400</b>	<b>\$ 694,286,900</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	602,669,300	605,170,800
6	Federal revenues .....	100	331,300
7	Local revenues .....	0	48,200
8	Private revenues .....	0	6,200
9	State restricted revenues .....	47,119,700	50,301,700
10	State general fund/general purpose .....	\$ 34,678,300	\$ 38,428,700
11	Schedule of programs:		
12	Unclassified positions .....	796,500	796,500
13	Executive direction .....	1,410,000	1,410,000
14	Administrative services .....	15,236,300	15,236,300
15	Budget & financial management .....	15,726,700	15,726,700
16	Design and construction services .....	5,772,800	5,772,800
17	Business support services .....	9,584,200	9,584,200
18	Building operation service .....	87,962,100	87,962,100
19	Building occupancy charges, rent, and utilities ....	4,909,900	4,909,900
20	Motor vehicle fleet .....	57,349,700	57,349,700
21	Information technology services and projects .....	26,011,500	26,011,500
22	Active retiree insurance and pension adjustment ....	0	9,819,500
23	Technology services .....	435,116,600	435,116,600
24	Building occupancy charges - property management ...		
25	services for executive/legislative building occupancy	1,188,200	1,188,200
26	Retirement services .....	18,402,900	18,402,900
27	Information technology innovation fund .....	5,000,000	5,000,000

1	<b>Sec. 17-103. CIVIL SERVICE COMMISSION</b>			
2	Full-time equated classified positions .....	506.5		506.5
3	Civil Service Commission .....	\$ 64,794,000	\$	64,794,000
4	<b>GROSS APPROPRIATION .....</b>	<b>\$ 64,794,000</b>	<b>\$</b>	<b>64,794,000</b>
5	Appropriated from:			
6	Interdepartmental grant revenues .....	4,193,500		4,193,500
7	Federal revenues .....	2,803,300		2,803,300
8	Local revenues .....	1,456,600		1,456,600
9	Private revenues .....	180,600		180,600
10	State restricted revenues .....	36,068,700		36,068,700
11	State general fund/general purpose .....	\$ 20,091,300	\$	20,091,300
12	<i>Schedule of programs:</i>			
13	Agency services .....	12,371,700		12,371,700
14	Executive direction .....	8,773,400		8,773,400
15	Employee benefits .....	6,078,100		6,078,100
16	Training .....	1,300,000		1,300,000
17	Human resources operations .....	32,275,600		32,275,600
18	Information technology services and projects .....	3,995,200		3,995,200
19	<b>Sec. 17-104. OFFICE OF THE STATE EMPLOYER</b>			
20	Full-time equated classified positions .....	23.0		23.0
21	Office of the state employer .....	2,980,800		2,980,800
22	<b>GROSS APPROPRIATION .....</b>	<b>\$ 2,980,800</b>	<b>\$</b>	<b>2,980,800</b>
23	Appropriated from:			
24	Interdepartmental grant revenues .....	207,600	\$	207,600
25	State restricted revenues .....	2,084,500	\$	2,084,500
26	State general fund/general purpose .....	\$ 688,700	\$	688,700
27	<i>Schedule of programs:</i>			

1	Office of the state employer.....	2,980,800	2,980,800
2	<b>Sec. 17-105. OFFICE OF CHILDREN'S OMBUDSMAN</b>		
3	Full-time equated classified positions.....	11.0	11.0
4	Office of children's ombudsman .....	\$ 1,028,900	\$ 1,028,900
5	<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,028,900</b>	<b>\$ 1,028,900</b>
6	Appropriated from:		
7	State general fund/general purpose .....	\$ 1,028,900	\$ 1,028,900
8	Schedule of programs:		
9	Children's ombudsman.....	1,028,900	1,028,900
10	<b>Sec. 17-106. STATE BUILDING AUTHORITY RENT</b>		
11	State building authority rent .....	\$ 256,870,600	\$ 265,470,600
12	<b>GROSS APPROPRIATION .....</b>	<b>\$ 256,870,600</b>	<b>\$ 265,470,600</b>
13	Appropriated from:		
14	State general fund/general purpose .....	\$ 256,870,600	\$ 265,470,600
15	Schedule of programs:		
16	State building authority rent.....	256,870,600	265,470,600
17	<b>Sec. 17-107. CAPITAL OUTLAY</b>		
18	Capital outlay .....	\$ 2,000,000	\$ 2,000,000
19	<b>GROSS APPROPRIATION .....</b>	<b>\$ 2,000,000</b>	<b>\$ 2,000,000</b>
20	Appropriated from:		
21	Interdepartmental grant revenues .....	2,000,000	2,000,000
22	State general fund/general purpose .....	\$ 0	\$ 0
23	Schedule of programs:		
24	Special maintenance, remodeling and additions .....	2,000,000	2,000,000

25 PART 2

26 PROVISIONS CONCERNING APPROPRIATIONS

## FISCAL YEAR 2012

**GENERAL SECTIONS**

Sec. 2-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$398,630,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$0.00.

Sec. 17-202. As used in this act:

(a) "MAIN" means the Michigan administrative information network.

(b) "MCL" means the Michigan Compiled Laws.

(b) "PA" means public act.

**DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET**

Sec. 17-301. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$4,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$150,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, MCL

1 18.1393.

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

7 Sec. 17-302. Proceeds in excess of necessary costs incurred in the conduct of  
8 transfers or auctions of state surplus, salvage, or scrap property made pursuant to  
9 section 267 of the management and budget act, 1984 PA 431, MCL 18.1267, are  
10 appropriated to the department of technology, management and budget to offset costs  
11 incurred in the acquisition and distribution of federal surplus property.

12 Sec. 17-303. (1) The department of technology, management and budget may  
13 receive and expend funds in addition to those authorized by part 1 for maintenance and  
14 operation services provided specifically to other principal executive departments or  
15 state agencies, the legislative branch, the judicial branch, or private tenants, or  
16 provided in connection with facilities transferred to the operational jurisdiction of  
17 the department of technology, management and budget.

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

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

26 (4) The department of technology, management and budget may receive and expend  
27 funds in addition to those authorized in part 1 for purchasing services provided

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

3       Sec. 17-304. (1) The source of financing in part 1 for statewide appropriations  
4 shall be funded by assessments against longevity and insurance appropriations  
5 throughout state government in a manner prescribed by the department of technology,  
6 management and budget. Funds shall be used as specified in joint labor/management  
7 agreements or through the coordinated compensation hearings process. Any deposits made  
8 under this subsection and any unencumbered funds are restricted revenues, may be  
9 carried over into the succeeding fiscal years, and are appropriated.

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

15       Sec. 17-305. To the extent a specific appropriation is required for a detailed  
16 source of financing included in part 1 for the department of technology, management  
17 and budget appropriations financed from special revenue and internal service and  
18 pension trust funds, or MAIN user charges, the specific amounts are appropriated  
19 within the special revenue internal service and pension trust funds in portions not to  
20 exceed the aggregate amount appropriated in part 1.

21       Sec. 17-306. In addition to the funds appropriated in part 1 to the department  
22 of technology, management and budget, the department may receive and expend funds from  
23 other principal executive departments and state agencies to implement administrative  
24 leave bank transfer provisions as may be specified in joint labor/management  
25 agreements. The amounts may also be transferred to other principal executive  
26 departments and state agencies under the joint agreement and any amounts transferred  
27 under the joint agreement are authorized for receipt and expenditure by the receiving

1 principal executive department or state agency. Any amounts received by the department  
2 of technology, management and budget under this section and intended, under the joint  
3 labor/management agreements, to be available for use beyond the close of the fiscal  
4 year and any unencumbered funds may be carried over into the succeeding fiscal year.

5 Sec. 17-307. The source of financing in part 1 for the Michigan administrative  
6 information network shall be funded by proportionate charges assessed against the  
7 respective state funds benefiting from this project in the amounts determined by the  
8 department.

9 Sec. 17-308. (1) Deposits against the interdepartmental grant from building  
10 occupancy and parking charges appropriated in part 1 shall be collected, in part, from  
11 state agencies, the legislative branch, and the judicial branch based on estimated  
12 costs associated with maintenance and operation of buildings managed by the department  
13 of technology, management and budget. To the extent excess revenues are collected due  
14 to estimates of building occupancy charges exceeding actual costs, the excess revenues  
15 may be carried forward into succeeding fiscal years for the purpose of returning funds  
16 to state agencies.

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

20 Sec. 17-309. The department of technology, management and budget shall maintain  
21 an Internet website that contains notice of all invitations for bids and requests for  
22 proposals over \$50,000.00 issued by the department or by any state agency operating  
23 under delegated authority. The department shall not accept an invitation for bid or  
24 request for proposal in less than 14 days after the notice is made available on the  
25 Internet website, except in situations where it would be in the best interest of the  
26 state and documented by the department. In addition to the requirements of this  
27 section, the department may advertise the invitations for bids and requests for

1 proposals in any manner the department determines appropriate, in order to give the  
2 greatest number of individuals and businesses the opportunity to make bids or requests  
3 for proposals.

4 Sec. 17-310. The department of technology, management and budget may receive  
5 and expend funds from the Vietnam veterans memorial monument fund as provided in the  
6 Michigan Vietnam veterans memorial act, 1988 PA 234, MCL 35.1051 to 35.1057. Funds are  
7 appropriated and allocated when received and may be expended upon receipt.

8 Sec. 17-311. The Michigan veterans' memorial park commission may receive and  
9 expend money from any source, public or private, including, but not limited to, gifts,  
10 grants, donations of money, and government appropriations, for the purposes described  
11 in Executive Order No. 2001-10. Funds are appropriated and allocated when received and  
12 may be expended upon receipt. Any deposits made under this section and unencumbered  
13 funds are restricted revenues and may be carried over into succeeding fiscal years.

14 Sec. 17-312. (1) Funds in part 1 for motor vehicle fleet are appropriated to  
15 the department of technology, management and budget for administration and for the  
16 acquisition, lease, operation, maintenance, repair, replacement, and disposal of state  
17 motor vehicles.

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

23 (3) The department of technology, management and budget may charge state  
24 agencies for fuel cost increases that exceed \$2.27 per gallon of unleaded gasoline.  
25 The department shall notify state agencies, in writing or by electronic mail, at least  
26 30 days before implementing additional charges for fuel cost increases. Revenues  
27 received from these charges are appropriated upon receipt.

1           Sec. 17-313. In addition to the funds appropriated in part 1, the department of  
2   technology, management and budget may receive and expend money from the Michigan law  
3   enforcement officers memorial monument fund as provided in the Michigan law  
4   enforcement officers memorial act, 2004 PA 177, MCL 28.781 to 28.787.

5           Sec. 17-314. In addition to the funds appropriated in part 1, the department of  
6   technology, management and budget may receive and expend money from the Ronald Wilson  
7   Reagan memorial monument fund as provided in the Ronald Wilson Reagan memorial  
8   monument fund commission act, 2004 PA 489, MCL 399.261 to 399.266.

9           Sec. 17-315. The department shall make available to the public a list of all  
10   parcels of real property owned by the state that are available for purchase. The list  
11   shall be posted on the Internet through the department's website.

12          Sec. 17-316. (1) The department of technology, management and budget may sell  
13   and accept paid advertising for placement on any state website under its jurisdiction.  
14   The department shall review and approve the content of each advertisement. The  
15   department may refuse to accept advertising from any person or organization or require  
16   modification to advertisements based upon criteria determined by the department.  
17   Revenue received under this subsection shall be used for operating costs of the  
18   department and for future technology enhancements to state of Michigan e-government  
19   initiatives. Funds received under this subsection shall be limited to \$250,000.00. Any  
20   funds in excess of \$250,000.00 shall be deposited in the state general fund.

21          (2) The department of technology, management and budget may accept gifts,  
22   donations, contributions, bequests, and grants of money from any public or private  
23   source to assist with the underwriting or sponsorship of state webpages or services  
24   offered on those webpages. A private or public funding source may receive recognition  
25   in the webpage. The department of technology, management and budget may reject any  
26   gift, donation, contribution, bequest, or grant.

27          (3) Funds accepted by the department of technology, management and budget under

1 subsection (1) are appropriated and allotted when received and may be expended upon  
2 approval of the state budget director. The state budget office shall notify the senate  
3 and house of representatives standing committees on appropriations subcommittees on  
4 general government and the senate and house fiscal agencies within 10 days after the  
5 approval is given.

6 Sec. 17-317. The department of technology, management and budget may enter into  
7 agreements to supply spatial information and technical services to other principal  
8 executive departments, state agencies, local units of government, and other  
9 organizations. The department of technology, management and budget may receive and  
10 expend funds in addition to those authorized in part 1 for providing information and  
11 technical services, publications, maps, and other products. The department of  
12 technology, management and budget may expend amounts received for salaries, supplies,  
13 and equipment necessary to provide informational products and technical services

14 Sec. 17-318. The legislature shall have access to all historical and current  
15 data contained within MAIN pertaining to state departments. State departments shall  
16 have access to all historical and current data contained within MAIN.

17 Sec. 17-319. When used in this act, "information technology services" means  
18 services involving all aspects of managing and processing information, including, but  
19 not limited to, all of the following:

- 20 (a) Application development and maintenance.
- 21 (b) Desktop computer support and management.
- 22 (c) Mainframe computer support and management.
- 23 (d) Server support and management.
- 24 (e) Local area network support and management, including, but not limited to,  
25 wireless networking.
- 26 (f) Information technology project management.
- 27 (g) Information technology planning and budget management.

1 (h) Telecommunication services, security, infrastructure, and support.

2 Sec. 17-320. (1) Funds appropriated in part 1 for the Michigan public safety  
3 communications system shall be expended upon approval of an expenditure plan by the  
4 state budget director.

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

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

11 (4) Any deposits made under this section and unencumbered funds are restricted  
12 revenues and may be carried forward into succeeding fiscal years.

13 Sec. 17-321. (1) The state budget director, upon notification to the senate and  
14 house of representatives standing committees on appropriations, may adjust spending  
15 authorization and user fees in the department of technology, management and budget  
16 budget in order to ensure that the appropriations for information technology in the  
17 department budget equal the appropriations for information technology in the budgets  
18 for all executive branch agencies.

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

24 Sec. 17-322. (1) Revenue collected from licenses issued under the antenna site  
25 management project shall be deposited into the antenna site management revolving fund  
26 created for this purpose in the department of technology, management and budget. The  
27 department may receive and expend money from the fund for costs associated with the

1 antenna site management project, including the cost of a third-party site manager. Any  
2 excess revenue remaining in the fund at the close of the fiscal year shall be  
3 proportionately transferred to the appropriate state restricted funds as designated in  
4 statute or by constitution.

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

8 Sec. 17-323. In addition to the funds appropriated in part 1, the funds  
9 collected by the department for supplying census-related information and technical  
10 services, publications, statistical studies, population projections and estimates, and  
11 other demographic products area appropriated for all expenses necessary to provide the  
12 required services. These funds are available for expenditure when they are received  
13 and may be carried forward into the next succeeding fiscal year.

#### 14 CIVIL SERVICE

15 Sec. 17-401. (1) In accordance with section 5 of article XI of the state  
16 constitution of 1963, all restricted funds shall be assessed a sum not less than 1% of  
17 the total aggregate payroll paid from civil service commission on the basis on actual  
18 restricted sources of total aggregate payroll of the classified service for the  
19 preceding fiscal year. This includes, but it not limited to, restricted funds  
20 appropriated in part 1 of any appropriations act. Unexpended appropriated funds shall  
21 be returned to each fund source at the end of the fiscal year.

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

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

3 Sec. 17-402. Except where specifically appropriated for this purpose, financing  
4 from restricted sources shall be credited to the civil service commission. For  
5 restricted sources of funding within the general fund that have the legislative  
6 authority for carryover, if current spending authorization or revenues are  
7 insufficient to accept the charge, the shortage shall be taken from carryforward  
8 balances of that funding source. Restricted revenue sources that do not have  
9 carryforward authority shall be utilized to satisfy commission operating deducts first  
10 and civil service obligations second. General fund dollars are appropriated for any  
11 shortfall, pursuant to approval by the state budget director.

12 Sec. 17-403. The appropriation in part 1 to the civil service commission, for state-  
13 sponsored group insurance, flexible spending accounts, and COBRA, represents amounts,  
14 in part, included within the various appropriations throughout state government for  
15 the current fiscal year to fund the flexible spending account program included within  
16 the civil service commission. Deposits against state-sponsored group insurance,  
17 flexible spending accounts, and COBRA for the flexible spending account program shall  
18 be made from assessments levied during the current fiscal year in a manner prescribed  
19 by the civil service commission. Unspent employee contributions to the flexible  
20 spending accounts may be used to offset administrative costs for the flexible spending  
21 account program, with any remaining balance of unspent employee contributions to be  
22 lapsed to the general fund.

23 **STATE BUILDING AUTHORITY RENT**

24 Sec. 17-501. (1) Subject to section 242 of the management and budget act, 1984  
25 PA 431, MCL 18.1242, and upon the approval of the state building authority, the  
26 department may expend from the general fund of the state during the fiscal year an

1 amount to meet the cash flow requirements of those state building authority projects  
2 solely for lease to a state agency identified in both part 1 and this section, and for  
3 which state building authority bonds or notes have not been issued, and for the sole  
4 acquisition by the state building authority of equipment and furnishings for lease to  
5 a state agency as permitted by 1964 PA 183, MCL 830.411 to 830.425, for which the  
6 issuance of bonds or notes is authorized by a legislative concurrent resolution that  
7 is effective for the fiscal year ending September 30, 2012. Any general fund advances  
8 for which state building authority bonds have not been issued shall bear an interest  
9 cost to the state building authority at a rate not to exceed that earned by the state  
10 treasurer's common cash fund during the period in which the advances are outstanding  
11 and are repaid to the general fund of the state.

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

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

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

26 Sec. 17-502. (1) State building authority funding to finance construction or  
27 renovation of a facility that collects revenue in excess of money required for the

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

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

11 Sec. 17-503. (1) The state building authority rent appropriations in part 1 may  
12 also be expended for the payment of required premiums for insurance on facilities  
13 owned by the state building authority or payment of costs that may be incurred as the  
14 result of any deductible provisions in such insurance policies.

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

## 20 CAPITAL OUTLAY

21 Sec. 17-601. (1) The director shall allocate lump-sum appropriations made in  
22 this bill consistent with statutory provisions and the purposes for which funds were  
23 appropriated. Lump-sum allocations shall address priority program or facility needs  
24 and may include, but are not limited to, design, construction, remodeling and  
25 addition, special maintenance, major special maintenance, energy conservation, and  
26 demolition.

1           (2) The state budget director may authorize that funds appropriated for lump-  
2 sum appropriations shall be available for no more than 3 fiscal years following the  
3 fiscal year in which the original appropriation was made. Any remaining balance from  
4 allocations made in this section shall lapse to the fund from which it was  
5 appropriated pursuant to the lapsing of funds as provided in the management and budget  
6 act, 1984 PA 431, MCL 18.11.01 to 18.1594.  
7 Sec. 17-602. The appropriations in part 1 for capital outlay shall be carried forward  
8 at the end of the fiscal year consistent with the provisions of section 248 of the  
9 management and budget act, 1984 PA 431, MCL 18.1248.

## Article 18

## DEPARTMENT OF TRANSPORTATION

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 18-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of transportation are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF TRANSPORTATION

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	6.0
Full-time equated classified positions.....	3,043.3	3,043.3
<b>GROSS APPROPRIATION .....</b>	<b>\$ 3,377,770,700</b>	<b>\$ 3,399,943,500</b>
Total interdepartmental grants and		
intradepartmental transfers.....	3,451,500	3,451,500
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 3,374,319,200</b>	<b>\$ 3,396,492,000</b>
Total federal revenues .....	1,241,195,200	1,228,065,700
Total local revenues .....	53,968,500	51,711,900
Total private revenues .....	0	0
Total other state restricted revenues .....	2,079,155,500	2,116,714,400
State general fund/general purpose .....	\$ 0	\$ 0
<b>Sec. 18-102. DEBT SERVICE</b>		
Debt service .....	\$ <u>287,473,400</u>	\$ <u>246,468,200</u>
<b>GROSS APPROPRIATION .....</b>	<b>\$ 287,473,400</b>	<b>\$ 246,468,200</b>

1	Appropriated from:		
2	Federal revenues .....	53,434,300	53,458,300
3	State restricted revenues .....	234,039,100	193,009,900
4	State general fund/general purpose .....	\$ 0	\$ 0
5	<i>Schedule of programs:</i>		
6	State trunkline .....	247,449,700	206,445,400
7	Economic development .....	9,174,600	9,115,900
8	Local bridge fund .....	3,261,800	3,261,700
9	Blue Water Bridge fund .....	4,115,000	4,172,200
10	Airport safety and protection plan .....	3,473,500	3,892,600
11	Comprehensive transportation .....	19,998,800	19,580,400
12	<b>Sec. 18-103. ADMINISTRATION</b>		
13	Full-time equated unclassified positions .....	6.0	6.0
14	Full-time equated classified positions .....	302.8	302.8
15	Administration .....	\$ <u>70,055,100</u>	\$ <u>80,242,400</u>
16	<b>GROSS APPROPRIATION .....</b>	<b>\$ 70,055,100</b>	<b>\$ 80,242,400</b>
17	Appropriated from:		
18	Interdepartmental grant revenues .....	3,451,500	3,451,500
19	Federal revenues .....	520,500	520,500
20	State restricted revenues .....	66,083,100	76,270,400
21	State general fund/general purpose .....	\$ 0	\$ 0
22	<i>Schedule of programs:</i>		
23	Unclassified salaries .....	602,800	602,800
24	Commission support and audit .....	2,971,800	2,971,800
25	Business support services .....	6,215,900	6,215,900
26	Property management .....	7,915,000	7,915,000
27	Worker's compensation .....	1,760,600	1,760,600

1	Information technology services and projects .....	28,335,000	28,335,000
2	Financial services .....	22,254,000	22,254,000
3	Active and retiree insurance and pension adjustment	0	10,187,300
4	<b>Sec. 18-104. ROAD AND BRIDGE CONSTRUCTION AND</b>		
5	<b>MAINTENANCE</b>		
6	Full-time equated classified positions.....	2,610.5	2,610.5
7	Road and bridge construction and maintenance .....	\$ 2,602,442,600	\$ 2,672,012,600
8	<b>GROSS APPROPRIATION .....</b>	<b>\$ 2,602,442,600</b>	<b>\$ 2,672,012,600</b>
9	Appropriated from:		
10	Federal revenues .....	1,028,064,800	1,028,065,800
11	Local revenues .....	30,000,000	30,000,000
12	State restricted revenues .....	1,544,377,800	1,613,946,800
13	State general fund/general purpose .....	\$ 0	\$ 0
14	Schedule of programs:		
15	Other agency support services for road and		
16	bridge construction and maintenance .....	50,844,800	50,844,800
17	Asset management council .....	1,626,400	1,626,400
18	Economic development and enhancement programs .....	1,219,800	1,219,800
19	Planning services .....	38,415,000	38,415,000
20	Engineering and program services .....	120,644,600	120,644,600
21	State trunkline operations .....	272,727,700	277,727,700
22	State trunkline federal aid and road and		
23	bridge construction .....	892,310,000	951,727,000
24	Local federal aid and road and bridge construction .	240,443,000	240,443,000
25	Grants to local programs .....	33,000,000	33,000,000
26	Rail grade crossing .....	3,000,000	3,000,000
27	Local bridge program .....	27,252,500	27,199,900

1	County road commissions .....	570,598,400	573,658,800
2	Cities and villages .....	318,134,200	319,840,500
3	Forest roads .....	5,000,000	5,000,000
4	Rural county urban system .....	2,500,000	2,500,000
5	Target industries/economic redevelopment .....	8,113,200	8,332,500
6	Urban county congestion .....	8,306,500	8,416,300
7	Rural county primary .....	8,306,500	8,416,300
8	<b>Sec. 18-105. TRANSIT, FREIGHT, AND AERONAUTICS</b>		
9	<b>SERVICES</b>		
10	Full-time equated classified positions .....	130.0	130.0
11	Transit, freight, and aeronautics services .....	\$ 305,047,500	\$ 304,298,300
12	<b>GROSS APPROPRIATION .....</b>	<b>\$ 305,047,500</b>	<b>\$ 304,298,300</b>
13	Appropriated from:		
14	Federal revenues .....	65,085,000	65,085,000
15	Local revenues .....	10,835,000	10,835,000
16	State restricted revenues .....	229,127,500	228,378,300
17	State general fund/general purpose .....	\$ 0	\$ 0
18	Schedule of programs:		
19	Other agency support services for transit, freight,		
20	aeronautics services .....	904,100	904,100
21	Aeronautics services .....	7,215,800	6,466,600
22	Freight and safety services .....	3,853,900	3,853,900
23	Air service program .....	100,000	100,000
24	Passenger transportation services .....	6,093,400	6,093,400
25	Local bus operating .....	166,624,000	166,624,000
26	Nonurban operating/capital .....	22,787,900	22,787,900
27	Freight property management .....	1,000,000	1,000,000

1	Detroit/Wayne county port authority .....	468,200	468,200
2	Intercity services .....	6,100,000	6,100,000
3	Rail passenger service .....	11,667,000	11,667,000
4	Freight preservation and development .....	5,100,000	5,100,000
5	Marine passenger service .....	400,000	400,000
6	Terminal development .....	461,000	461,000
7	Specialized services .....	8,913,800	8,913,800
8	Municipal credit program .....	2,000,000	2,000,000
9	Transit capital .....	50,048,400	50,048,400
10	Van pooling .....	195,000	195,000
11	Service initiatives .....	1,415,000	1,415,000
12	Transportation to work .....	9,700,000	9,700,000
13	<b>Sec. 18-106. CAPITAL OUTLAY</b>		
14	Capital outlay .....	\$ 112,752,100	\$ 96,922,000
15	<b>GROSS APPROPRIATION .....</b>	<b>\$ 112,752,100</b>	<b>\$ 96,922,000</b>
16	Appropriated from:		
17	Federal revenues .....	94,090,600	80,936,100
18	Local revenues .....	13,133,500	10,876,900
19	State restricted revenues .....	5,528,000	5,109,000
20	State general fund/general purpose .....	\$ 0	\$ 0
21	Schedule of programs:		
22	Special, maintenance, remodeling, and additions ....	3,001,500	3,001,500
23	Airport safety, protection and improvement program .	109,750,600	93,920,500

24 PART 2

25 PROVISIONS CONCERNING APPROPRIATIONS

26 FISCAL YEAR 2012

**GENERAL SECTIONS**

Sec. 18-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2011-2012 is \$2,079,155,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2011-2012 is \$1,182,737,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF TRANSPORTATION

Road and bridge construction and maintenance .....	\$	984,700,100
Transit, freight, and aeronautics services .....		195,510,400
Capital outlay .....		<u>2,526,500</u>
TOTAL .....	\$	1,182,737,000

Sec. 18-202. As used in this act:

(a) "Department" means the department of transportation.

(b) "DOT-FHWA" means the United States department of transportation, federal highway administration.

Sec. 18-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$40,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

11    DEPARTMENTAL OPERATIONS

12           Sec. 18-301. The department may establish a fee schedule and collect fees  
13 sufficient to cover the costs to issue the permits that the department is authorized  
14 by law to issue upon request, unless otherwise stipulated by law. All permit fees are  
15 nonrefundable application fees and shall be credited to the appropriate fund to  
16 recover the direct and indirect costs of receiving, reviewing, and processing the  
17 requests.

18           Sec. 18-302. If, as a requirement of bidding on a highway project, the  
19 department requires a contractor to submit financial or proprietary documentation as  
20 to how the bid was calculated, that bid documentation shall be kept confidential and  
21 shall not be disclosed other than to a department representative without the  
22 contractor's written consent. The department may disclose the bid documentation if  
23 necessary to address or defend a claim by a contractor.

24           Sec. 18-303. (1) The amounts appropriated in part 1 to support tax and fee  
25 collection, law enforcement, and other program services provided to the department and  
26 to transportation funds by other state departments shall be expended from

1 transportation funds pursuant to annual contracts between the department and those  
2 other state departments. The contracts shall be executed prior to the expenditure or  
3 obligation of those funds. The contracts shall provide, but are not limited to, the  
4 following data applicable to each state department:

5 (a) Estimated costs to be recovered from transportation funds.

6 (b) Description of services provided to the department and/or transportation  
7 funds and financed with transportation funds.

8 (c) Detailed cost allocation methods appropriate to the type of services being  
9 provided and the activities financed with transportation funds.

10 Sec. 18-304. A portion of the federal DOT-FHWA highway research, planning, and  
11 construction funds made available to the state shall be allocated to  
12 transportation programs administered by local jurisdictions in accordance with  
13 section 10o of 1951 PA 51, MCL 247.660o. A local road agency, with respect to a  
14 project approved for federal aid funding in a state transportation improvement  
15 program, may enter into a voluntary buyout agreement with the department or  
16 with another local road agency to exchange the federal aid with state  
17 restricted transportation funds as agreed to by the respective parties. The  
18 state restricted transportation funds received in exchange for federal aid  
19 funds shall be used for the same purpose as the federal aid funds were  
20 originally intended.

21 Sec. 18-305. The money received under the motor carrier act, 1933 PA 254, MCL  
22 475.1 to 479.43, and not appropriated to the department of energy, labor, and  
23 economic growth or the department of state police is deposited in the Michigan  
24 transportation fund.

25 Sec. 18-306. Funds from the Michigan transportation fund shall be distributed  
26 to the comprehensive transportation fund, the economic development fund, the  
27 recreation improvement fund, and the state trunkline fund, in accordance with

1       this act and part 711 of the natural resources and environmental protection  
2       act, 1994 PA 451, MCL 324.71101 to 324.71108, and may only be used as specified  
3       in this act, 1951 PA 51, MCL 247.651 to 247.675, and part 711 of the natural  
4       resources and environmental protection act, 1994 PA 451, MCL 324.71101 to  
5       324.71108.

6       Sec. 18-307. At the close of the fiscal year, any unencumbered and unexpended  
7       balance in the state trunkline fund shall remain in the state trunkline fund and shall  
8       carry forward and is appropriated for federal aid road and bridge programs for  
9       projects contained in the annual state transportation program.

10       Sec. 18-308. (1) The funds appropriated in part 1 for the economic development  
11       and local bridge programs shall not lapse at the end of the fiscal year but  
12       shall carry forward each fiscal year for the purposes for which appropriated in  
13       accordance with 1987 PA 231, MCL 247.901 to 247.913, and section 10(5) of 1951  
14       PA 51, MCL 247.660.

15       (2) Interest earned in the department of transportation economic development  
16       fund and local bridge fund shall remain in the respective funds and shall be allocated  
17       to the respective programs based on actual interest earned at the end of each fiscal  
18       year.

19       (3) In addition to the funds appropriated in part 1, the department of  
20       transportation economic development fund and local bridge fund may receive federal,  
21       local, or private funds or restricted source funds such as interest earnings. These  
22       funds are appropriated for projects that are consistent with the purposes of the  
23       respective funds.

24       (4) None of the funds statutorily dedicated to the transportation economic  
25       development fund and local bridge fund shall be diverted to other projects.

26       Sec. 18-309. Except as otherwise provided in section 18-403 for capital outlay,  
27       at the close of the fiscal year, any unobligated and unexpended balance in the

1 state aeronautics fund created in the aeronautics code of the state of  
2 Michigan, 1945 PA 327, MCL 259.1 to 259.208, shall lapse to the state  
3 aeronautics fund and be appropriated by the legislature in the immediately  
4 succeeding fiscal year.

5 Sec. 18-310. (1) From funds appropriated in part 1, the department may increase  
6 a state infrastructure bank program and grant or loan funds in accordance with  
7 regulations of the state infrastructure bank program of the United States department  
8 of transportation. The state infrastructure bank is to be administered by the  
9 department for the purpose of providing a revolving, self-sustaining resource for  
10 financing transportation infrastructure projects.

11 (2) In addition to funds provided in subsection (1), money received by the  
12 state as federal grants, repayment of state infrastructure bank loans, or other  
13 reimbursement or revenue received by the state as a result of projects funded by the  
14 program and interest earned on that money shall be deposited in the revolving state  
15 infrastructure bank fund and shall be available for transportation infrastructure  
16 projects. At the close of the fiscal year, any unencumbered funds remaining in the  
17 state infrastructure bank fund shall remain in the fund and be carried forward into  
18 the succeeding fiscal year.

19 Sec. 18-311. Money that is received by the state as a lease payment for state-  
20 owned intercity bus equipment is not money to be deposited in the comprehensive  
21 transportation fund under section 10b of 1951 PA 51, MCL 247.660b, but is money that  
22 is deposited in an intercity bus equipment fund for appropriation for the purchase and  
23 repair of intercity bus equipment. Proceeds received by the state from the sale of  
24 intercity bus equipment are deposited in an intercity bus equipment fund for  
25 appropriation for the purchase and repair of intercity bus equipment. Security  
26 deposits from the lease of state-owned intercity bus equipment not returned to the  
27 lessee of the equipment under terms of the lease agreement are deposited in an

1   intercity bus equipment fund for appropriation for the repair of intercity bus  
2   equipment. At the close of the fiscal year, any funds remaining in the intercity bus  
3   equipment fund shall remain in the fund and be carried forward into the succeeding  
4   fiscal year.

5           Sec. 18-312. Money that is received by the state as repayment for loans made  
6   for rail or water freight capital projects, and as a result of the sale of property or  
7   equipment used or projected to be used for rail or water freight projects shall be  
8   deposited in the fund created by section 17 of the state transportation preservation  
9   act of 1976, 1976 PA 295, MCL 474.67. At the close of the fiscal year, any funds  
10   remaining in the rail freight fund shall remain in the fund and be carried forward  
11   into the succeeding fiscal year.

12           Sec. 18-313. The Detroit/Wayne County port authority shall issue a complete  
13   operations assessment and a financial disclosure statement. The operations assessment  
14   shall include operational goals for the next 5 years and recommendations to improve  
15   land acquisition and development efficiency. The report shall be completed and  
16   submitted to the house of representatives and senate appropriations subcommittees on  
17   transportation, the state budget director, and the house and senate fiscal agencies by  
18   February 15 of each fiscal year for the prior fiscal year.

19           Sec. 18-314. For the fiscal year ending September 30, 2012, the appropriation  
20   to a street railway pursuant to section 10E(22) of 1951 PA 51, MCL 247.660E, is  
21   \$0.

## 22   CAPITAL OUTLAY

23           Sec. 18-401. (1) From federal-state-local project appropriations contained in  
24   part 1 for the purpose of assisting political entities and subdivisions of this  
25   state in the construction and improvement of publicly used airports and landing  
26   fields within this state, the state transportation department may permit the

1 award of contracts on behalf of units of local government for the authorized  
2 locations not to exceed the indicated amounts, of which the state allocated  
3 portion shall not exceed the amount appropriated in part 1.

4 (2) Political entities and subdivisions shall provide not less than 2.5% of the  
5 cost of any project under this section, unless a total nonfederal share greater  
6 than 5% is otherwise specified in federal law. State money shall not be  
7 allocated until local money is allocated. State money for any 1 project shall  
8 not exceed 1/3 of the total appropriation in part 1 from state funds for  
9 airport improvement programs.

10 (3) The Michigan aeronautics commission may take those steps necessary to match  
11 federal money available for airport construction and improvement within this  
12 state and to meet the matching requirements of the federal government. Whether  
13 acting alone or jointly with another political subdivision or public agency or  
14 with this state, a political subdivision or public agency of this state shall  
15 not submit to any agency of the federal government a project application for  
16 airport planning or development unless it is authorized in this act and the  
17 project application is approved by the governing body of each political  
18 subdivision or public agency making the application and by the Michigan  
19 aeronautics commission.

20 Sec. 18-402. (1) The director shall allocate lump-sum appropriations made in  
21 this act consistent with statutory provisions and the purposes for which funds  
22 were appropriated. Lump-sum allocations shall address priority program or  
23 facility needs and may include, but are not limited to, design, construction,  
24 remodeling and addition, special maintenance, major special maintenance, energy  
25 conservation, and demolition.

26 (2) The state budget director may authorize that funds appropriated for lump-  
27 sum appropriations shall be available for no more than 3 fiscal years following

1 the fiscal year in which the original appropriation was made. Any remaining  
2 balance from allocations made in this section shall lapse to the fund from  
3 which it was appropriated pursuant to the lapsing of funds as provided in the  
4 management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

5 Sec. 18-403. The appropriations in part 1 for capital outlay shall be carried  
6 forward at the end of the fiscal year consistent with the provisions of section  
7 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

## Article 19

## DEPARTMENT OF TREASURY

## PART 1

## LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

Sec. 19-101. Subject to the conditions set forth in this article, the amounts listed in this part for the department of treasury are appropriated for the fiscal year ending September 30, 2012, and are anticipated to be appropriated for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations and anticipated appropriations in this part:

## DEPARTMENT OF TREASURY

## APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	10.0	10.0
Full-time equated classified positions.....	2,198.5	2,198.5
<b>GROSS APPROPRIATION .....</b>	<b>\$ 1,969,934,100</b>	<b>\$ 1,998,979,500</b>
Total interdepartmental grants and		
intradepartmental transfers.....	14,421,600	14,421,600
<b>ADJUSTED GROSS APPROPRIATION .....</b>	<b>\$ 1,955,512,500</b>	<b>\$ 1,984,557,900</b>
Total federal revenues .....	257,374,300	257,448,300
Total local revenues .....	2,099,200	2,099,200
Total private revenues .....	350,000	350,000
Total other state restricted revenues .....	1,437,287,500	1,475,196,200
State general fund/general purpose .....	\$ 258,401,500	\$ 249,464,200
<b>Sec. 19-102. LOCAL GOVERNMENT PROGRAMS</b>		
Full-time equated classified positions.....	99.0	99.0
Local government programs .....	\$ <u>18,863,600</u>	\$ <u>18,863,600</u>

1	<b>GROSS APPROPRIATION .....</b>	<b>\$ 18,863,600</b>	<b>\$ 18,863,600</b>
2	Appropriated from:		
3	Federal revenues .....	1,000,000	1,000,000
4	Local revenues .....	2,099,200	2,099,200
5	State restricted revenues .....	8,327,600	8,327,600
6	State general fund/general purpose .....	\$ 7,436,800	\$ 7,436,800
7	Schedule of programs:		
8	Supervision of the general property tax law .....	12,730,300	12,730,300
9	Property tax assessor training .....	457,100	457,100
10	Local finance .....	2,450,300	2,450,300
11	Land Bank fast track authority - bond finance .....	2,823,500	2,823,500
12	Business property tax appeal .....	402,400	402,400
13	<b>Sec. 19-103. TAX PROGRAMS</b>		
14	Full-time equated classified positions .....	1,036.0	1,036.0
15	Tax programs .....	\$ <u>118,983,200</u>	\$ <u>118,983,200</u>
16	<b>GROSS APPROPRIATION .....</b>	<b>\$ 118,983,200</b>	<b>\$ 118,983,200</b>
17	Appropriated from:		
18	Interdepartmental grant revenues .....	12,939,700	12,939,700
19	Federal revenues .....	2,834,800	2,834,800
20	State restricted revenues .....	92,337,100	92,337,100
21	State general fund/general purpose .....	\$ 10,871,600	\$ 10,871,600
22	Schedule of programs:		
23	Customer contact .....	10,160,300	10,160,300
24	Tax compliance .....	38,456,900	38,456,900
25	Tax & Economic policy .....	13,669,300	13,669,300
26	Tax processing .....	15,630,400	15,630,400
27	Home heating assistance .....	2,834,800	2,834,800

1	Bottle act implementation .....	250,000	250,000
2	Michigan Business tax .....	5,209,400	5,209,400
3	Unclaimed property .....	4,356,600	4,356,600
4	Collections .....	24,492,100	24,492,100
5	Receipts processing .....	3,923,400	3,923,400
6	<b>Sec. 19-104. FINANCIAL PROGRAMS</b>		
7	Full-time equated classified positions .....	237.5	237.5
8	Financial programs .....	\$ 61,257,400	\$ 61,257,400
9	<b>GROSS APPROPRIATION .....</b>	<b>\$ 61,257,400</b>	<b>\$ 61,257,400</b>
10	Appropriated from:		
11	Interdepartmental grant revenues .....	177,100	177,100
12	Federal revenues .....	35,394,900	35,394,900
13	State restricted revenues .....	24,047,700	24,047,700
14	State general fund/general purpose .....	\$ 1,637,700	\$ 1,637,700
15	Schedule of programs:		
16	Investments .....	17,614,500	17,614,500
17	Common cash and debt management .....	1,365,700	1,365,700
18	Student financial assistance programs .....	37,439,100	37,439,100
19	Michigan Finance authority bond finance .....	3,068,100	3,068,100
20	Public private partnership investment .....	1,487,900	1,487,900
21	John R. Justice grant program .....	282,100	282,100
22	<b>Sec. 19-105. GRANTS</b>		
23	Grants .....	\$ 143,447,000	\$ 133,447,000
24	<b>GROSS APPROPRIATION .....</b>	<b>\$ 143,447,000</b>	<b>\$ 133,447,000</b>
25	Appropriated from:		
26	State restricted revenues .....	112,496,600	112,496,600
27	State general fund/general purpose .....	\$ 30,950,400	\$ 20,950,400

1	Schedule of programs:		
2	Convention facility development distribution .....	74,850,000	74,850,000
3	Presidential primary .....	10,000,000	0
4	Senior citizen cooperative housing tax exemption		
5	program .....	12,020,000	12,020,000
6	Emergency 911 Payments .....	27,000,000	27,000,000
7	Health and safety fund grants .....	9,000,000	9,000,000
8	Commercial forest reserve .....	1,991,600	1,991,600
9	Purchased lands .....	3,292,200	3,292,200
10	Swamp and tax reverted lands .....	5,293,200	5,293,200
11	<b>Sec. 19-106. REVENUE SHARING</b>		
12	Revenue sharing .....	\$ 958,979,300	\$ 991,080,300
13	<b>GROSS APPROPRIATION .....</b>	<b>\$ 958,979,300</b>	<b>\$ 991,080,300</b>
14	Appropriated from:		
15	State restricted revenues .....	958,979,300	991,080,300
16	State general fund/general purpose .....	\$ 0	\$ 0
17	Schedule of programs:		
18	Constitutional state general revenue sharing grants	658,979,300	680,436,100
19	County revenue sharing grants .....	100,000,000	110,644,200
20	Incentive-based revenue sharing program .....	200,000,000	200,000,000
21	<b>Sec. 19-107. DEBT SERVICE</b>		
22	Debt service .....	\$ 140,928,000	\$ 140,928,000
23	<b>GROSS APPROPRIATION .....</b>	<b>\$ 140,928,000</b>	<b>\$ 140,928,000</b>
24	Appropriated from:		
25	State restricted revenues .....	15,514,500	15,514,500
26	State general fund/general purpose .....	\$ 125,413,500	\$ 125,413,500
27	Schedule of programs:		

1	Water pollution control board and interest redemption	2,125,500	2,125,500
2	Quality of life board .....	75,278,500	75,278,500
3	Clean Michigan Initiative .....	59,373,100	59,373,100
4	Great Lakes water quality .....	4,150,900	4,150,900
5	<b>Sec. 19-108. ADMINISTRATION</b>		
6	Full-time equated unclassified positions.....	10.0	10.0
7	Full-time equated classified positions.....	74.0	74.0
8	Administration .....	\$ 31,680,400	\$ 38,174,200
9	<b>GROSS APPROPRIATION .....</b>	<b>\$ 31,680,400</b>	<b>\$ 38,174,200</b>
10	Appropriated from:		
11	Interdepartmental grant revenues .....	1,267,200	1,267,200
12	Federal revenues .....	631,800	631,800
13	State restricted revenues .....	20,406,600	26,214,300
14	State general fund/general purpose .....	\$ 9,374,800	\$ 10,060,900
15	Schedule of programs:		
16	Unclassified positions .....	923,000	923,000
17	Office of the director .....	1,013,700	1,013,700
18	Departmental and budget services .....	4,218,300	4,218,300
19	Finance and accounting .....	1,997,500	1,997,500
20	Travel .....	1,209,500	1,209,500
21	Rent and building occupancy charges property		
22	management services .....	5,357,600	5,357,600
23	Worker's compensation insurance premium .....	168,000	168,000
24	Treasury operations information technology services		
25	and projects .....	16,792,800	16,792,800
26	Active and retiree insurance and pension adjustment	0	6,493,800
27	<b>Sec. 19-109. MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY</b>		

1	Full-time equated classified positions .....	289.0	289.0
2	Michigan State Housing Development Authority .....	\$ <u>225,973,100</u>	\$ <u>225,973,100</u>
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 225,973,100</b>	<b>\$ 225,973,100</b>
4	Appropriated from:		
5	Federal revenues .....	166,860,000	166,860,000
6	State restricted revenues .....	59,113,100	59,113,100
7	State general fund/general purpose .....	\$ 0	\$ 0
8	<i>Schedule of programs:</i>		
9	<i>Payments on behalf of tenants .....</i>	<i>166,860,000</i>	<i>166,860,000</i>
10	<i>Housing and rental assistance .....</i>	<i>48,562,500</i>	<i>48,562,500</i>
11	<i>State historic preservation program .....</i>	<i>3,105,700</i>	<i>3,105,700</i>
12	<i>Lighthouse preservation program .....</i>	<i>307,500</i>	<i>307,500</i>
13	<i>Rent and administrative support .....</i>	<i>3,846,100</i>	<i>3,846,100</i>
14	<i>Michigan state housing development authority</i>		
15	<i>technology services and projects .....</i>	<i>3,291,300</i>	<i>3,291,300</i>
16	<b>Sec. 19-110. BUREAU OF STATE LOTTERY</b>		
17	Full-time equated classified positions .....	179.0	179.0
18	Bureau of State Lottery .....	\$ <u>44,186,600</u>	\$ <u>44,186,600</u>
19	<b>GROSS APPROPRIATION .....</b>	<b>\$ 44,186,600</b>	<b>\$ 44,186,600</b>
20	Appropriated from:		
21	State restricted revenues .....	44,186,600	44,186,600
22	State general fund/general purpose .....	\$ 0	\$ 0
23	<i>Schedule of programs:</i>		
24	<i>Lottery operations .....</i>	<i>21,657,900</i>	<i>21,657,900</i>
25	<i>Promotion and advertising .....</i>	<i>17,690,900</i>	<i>17,690,900</i>
26	<i>Lottery information technology services and projects</i>	<i>4,837,800</i>	<i>4,837,800</i>
27	<b>Sec. 19-111. MICHIGAN STRATEGIC FUND</b>		

1	Full-time equated classified positions .....	158.0	158.0
2	Michigan Strategic Fund .....	\$ <u>199,325,700</u>	\$ <u>199,776,300</u>
3	<b>GROSS APPROPRIATION .....</b>	<b>\$ 199,325,700</b>	<b>\$ 199,776,300</b>
4	Appropriated from:		
5	Interdepartmental grant revenues .....	37,600	37,600
6	Federal revenues .....	50,652,800	50,726,800
7	Private revenues .....	350,000	350,000
8	State restricted revenues .....	75,568,600	75,568,600
9	State general fund/general purpose .....	\$ 72,716,700	\$ 73,093,300
10	<i>Schedule of programs:</i>		
11	Administration .....	2,786,200	2,786,200
12	Job creation services .....	16,192,300	16,192,300
13	Pure Michigan .....	25,000,000	25,000,000
14	Innovation and entrepreneurship .....	25,000,000	25,000,000
15	Business attraction and economic gardening .....	50,000,000	50,000,000
16	Community development block grants .....	47,000,000	47,000,000
17	Arts and cultural grants .....	2,580,300	2,580,300
18	Michigan film office .....	766,900	766,900
19	Quality of place and talent enhancement .....	5,000,000	5,000,000
20	Film incentive program .....	25,000,000	25,000,000
21	Active and retiree insurance and pension adjustment	0	450,600
22	<b>Sec. 19-112. CASINO GAMING</b>		
23	Full-time equated classified positions .....	126.0	126.0
24	Casino Gaming .....	\$ <u>26,309,800</u>	\$ <u>26,309,800</u>
25	<b>GROSS APPROPRIATION .....</b>	<b>\$ 26,309,800</b>	<b>\$ 26,309,800</b>
26	Appropriated from:		
27	State restricted revenues .....	26,309,800	26,309,800

1	State general fund/general purpose .....	\$	0	\$	0
2	<i>Schedule of programs:</i>				
3	Michigan gaming control board .....		50,000		50,000
4	Casino gaming control administration .....		22,418,800		22,418,800
5	Racing commission .....		2,193,300		2,193,300
6	Casino gaming information technology services and				
7	projects .....		1,647,700		1,647,700

8 PART 2

9 PROVISIONS CONCERNING APPROPRIATIONS

10 FISCAL YEAR 2012

11 GENERAL SECTIONS

12 Sec. 19-201. Pursuant to section 30 of article IX of the state constitution of  
 13 1963, total state spending from state resources under part 1 for fiscal year 2011-2012  
 14 is \$1,695,689,000.00 and state spending from state resources to be paid to local units  
 15 of government for fiscal year 2011-2012 is \$1,112,972,800.00. The itemized statement  
 16 below identifies appropriations from which spending to local units of government will  
 17 occur:

18 DEPARTMENT OF TREASURY

19	Senior citizen cooperative housing tax exemption .....	\$	12,020,000
20	Health and safety fund grants .....		9,000,000
21	Constitutional state general revenue sharing grants .....		658,979,300
22	Convention facility development fund distribution .....		74,850,000
23	Emergency 9-1-1 payments .....		24,600,000
24	Presidential primary .....		10,000,000
25	County revenue sharing payments .....		100,000,000

1	Incentive-based revenue sharing program .....	200,000,000
2	Airport parking distribution pursuant to section 909 .....	12,946,500
3	Payments in lieu of taxes .....	<u>10,577,000</u>
4	TOTAL .....	\$ 1,112,972,800

5       Sec. 19-202. As used in this act:

6           (a) "MEDC" means the Michigan economic development corporation, which is the  
7 public body corporate created under section 28 of article VII of the state  
8 constitution of 1963 and the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL  
9 124.501 to 124.512, by contractual interlocal agreement effective April 5, 1999,  
10 between local participating economic development corporations formed under the  
11 economic development corporations act, 1974 PA 338, MCL 125.1601 to 125.1636, and the  
12 Michigan strategic fund.

### 13   DEPARTMENT OF TREASURY

#### 14   OPERATIONS

15       Sec. 19-301. (1) In addition to the funds appropriated in part 1, there is  
16 appropriated an amount not to exceed \$1,000,000.00 for federal contingency funds.  
17 These funds are not available for expenditure until they have been transferred to  
18 another line item in this act under section 393(2) of the management and budget act,  
19 1984 PA 431, MCL 18.1393.

20       (2) In addition to the funds appropriated in part 1, there is appropriated an  
21 amount not to exceed \$10,000,000.00 for state restricted contingency funds. These  
22 funds are not available for expenditure until they have been transferred to another  
23 line item in this act under section 393(2) of the management and budget act, 1984 PA  
24 431, MCL 18.1393.

25       (3) In addition to the funds appropriated in part 1, there is appropriated an  
26 amount not to exceed \$200,000.00 for local contingency funds. These funds are not

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

4 (4) In addition to the funds appropriated in part 1, there is appropriated an  
5 amount not to exceed \$40,000.00 for private contingency funds. These funds are not  
6 available for expenditure until they have been transferred to another line item in  
7 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL  
8 18.1393.

9 Sec. 19-302. (1) Amounts needed to pay for interest, fees, principal, mandatory  
10 and optional redemptions, arbitrage rebates as required by federal law, and costs  
11 associated with the payment, registration, trustee services, credit enhancements, and  
12 issuing costs in excess of the amount appropriated to the department of treasury in  
13 part 1 for debt service on notes and bonds that are issued by the state under sections  
14 14, 15, and 16 of article IX of the state constitution of 1963 as implemented by 1967  
15 PA 266, MCL 17.451 to 17.455, are appropriated.

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

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

27 Sec. 19-303. (1) From the funds appropriated in part 1, the department of

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

11 (2) From the funds appropriated in part 1, the department of treasury may  
12 contract with private collections agencies and law firms to collect defaulted student  
13 loans and other accounts due the Michigan guaranty agency. In addition to the amounts  
14 appropriated in part 1 to the department of treasury, there are appropriated amounts  
15 necessary to fund collection costs and fees not to exceed 23% of the collection or a  
16 lesser amount as prescribed by the contract. The appropriation to fund collection  
17 costs and fees for the auditing and collection of defaulted student loans due the  
18 Michigan guaranty agency is from the fund or account to which the revenues being  
19 collected are recorded or dedicated.

20 Sec. 19-304. (1) The department of treasury, through its bureau of investments,  
21 may charge an investment service fee against the applicable retirement funds. The fees  
22 may be expended for necessary salaries, wages, contractual services, supplies,  
23 materials, equipment, travel, worker's compensation insurance premiums, and grants to  
24 the civil service commission and state employees' retirement funds. Service fees shall  
25 not exceed the aggregate amount appropriated in part 1. The department of treasury  
26 shall maintain accounting records in sufficient detail to enable the retirement funds  
27 to be reimbursed periodically for fee revenue that is determined by the department of

1 treasury to be surplus.

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

10 Sec. 19-305. (1) There is appropriated an amount sufficient to recognize and  
11 pay expenditures for financial services provided by financial institutions as provided  
12 under section 1 of 1861 PA 111, MCL 21.181.

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

16 Sec. 19-306. A revolving fund known as the assessor certification and training  
17 fund is created in the department of treasury. The assessor certification and training  
18 fund shall be used to organize and operate a property assessor certification and  
19 training program. Each participant certified and trained shall pay to the department  
20 of treasury an examination fee of \$50.00, an initial certification fee of \$50.00, an  
21 annual renewal fee of \$75.00 for levels 1 and 2, and \$125.00 for levels 3 and 4 to  
22 offset the cost of administering the certification and training program. Training  
23 courses shall be offered in assessment administration. Each participant shall pay a  
24 fee to cover the expenses incurred in offering the optional programs to certified  
25 assessing personnel and other individuals interested in an assessment career  
26 opportunity. The fees collected shall be credited to the assessor certification and  
27 training fund.

1           Sec. 19-307. The amount appropriated in part 1 to the department of treasury,  
2 home heating assistance program, is to cover the costs, including data processing, of  
3 administering federal home heating credits to eligible claimants and to administer the  
4 supplemental fuel cost payment program for eligible tax credit and welfare recipients.

5           Sec. 19-308. Revenue from the airport parking tax act, 1987 PA 248, MCL 207.371  
6 to 207.383, is appropriated and shall be distributed under section 7a of the airport  
7 parking tax act, 1987 PA 248, MCL 207.377a.

8           Sec. 19-309. The disbursement by the department of treasury from the bottle  
9 deposit fund to dealers as required by section 3c(2) of 1976 IL 1, MCL 445.573c, is  
10 appropriated.

11           Sec. 19-310. (1) There is appropriated an amount sufficient to recognize and  
12 pay refundable income tax credits as provided by the management and budget act, 1984  
13 PA 431, MCL 18.1101 to 18.1594.

14           (2) The appropriations under subsection (1) shall be funded by restricting  
15 income tax revenue in an amount sufficient to record these expenditures.

16           Sec. 19-311. A plaintiff in a garnishment action involving this state shall pay  
17 to the state treasurer 1 of the following:

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

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

24           Sec. 19-312. The department of treasury may contract with private firms to  
25 appraise and, if necessary, appeal the assessments of senior citizen cooperative  
26 housing units. Payment for this service shall be from savings resulting from the  
27 appraisal or appeal process.

1           Sec. 19-313. The department of treasury may provide a \$200.00 annual prize from  
2 the Ehlers internship award account in the gifts, bequests, and deposit fund to the  
3 runner-up of the Rosenthal prize for interns. The Ehlers internship award account is  
4 interest bearing.

5           Sec. 19-314. Pursuant to section 61 of the Michigan campaign finance act, 1976  
6 PA 388, MCL 169.261, there is appropriated from the general fund to the state campaign  
7 fund an amount equal to the amounts designated for tax year 2010. Except as otherwise  
8 provided in this section, the amount appropriated shall not revert to the general fund  
9 and shall remain in the state campaign fund. Any amounts remaining in the state  
10 campaign fund in excess of \$10,000,000.00 on December 31 shall revert to the general  
11 fund.

12           Sec. 19-315. The department of treasury may make available to interested  
13 entities otherwise unavailable customized unclaimed property listings of  
14 nonconfidential information in its possession. The charge for this information is as  
15 follows: 1 to 100,000 records at 2.5 cents per record and 100,001 or more records at  
16 .5 cents per record. The revenue received from this service shall be deposited to the  
17 appropriate revenue account or fund.

18           Sec. 19-316. There is appropriated for write-offs and advances an amount equal  
19 to total write-offs and advances for departmental programs, but not to exceed current  
20 year authorizations that would otherwise lapse to the general fund.

21           Sec. 19-317. In addition to funds appropriated in part 1, the department of  
22 treasury may receive and expend funds for conducting tax orientation workshops and  
23 seminars. Funds received may not exceed costs incurred in conducting the workshops and  
24 seminars.

25           Sec. 19-318. From funds appropriated in part 1, the department of treasury may  
26 contract with private auditing firms to audit for and collect unclaimed property due  
27 this state in accordance with the Michigan uniform unclaimed property act. In addition

1 to the amounts appropriated in part 1 to the department of treasury, there are  
2 appropriated amounts necessary to fund auditing and collection costs and fees not to  
3 exceed 12% of the collections, or a lesser amount as prescribed by the contract. The  
4 appropriation to fund collection costs and fees for the auditing and collection of  
5 unclaimed property due this state is from the fund or account to which the revenues  
6 being collected are recorded or dedicated.

7 Sec. 19-319. In addition to the funds appropriated in part 1, the department of  
8 treasury may receive and expend principal residence audit fund revenue for  
9 administration of principal residence audits under the general property tax act, 1893  
10 PA 206, MCL 211.1 to 211.155.

11 Sec. 19-320. (1) A public-private partnership investment fund is created in the  
12 department of treasury. Subject to subsections (2) and (3), public-private partnership  
13 investments shall include, but are not limited to, all of the following:

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

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

16 (c) Financial and investment incentive opportunities.

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

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

20 (2) The state treasurer and the state budget director shall determine whether  
21 or not a specific public-private partnership investment opportunity qualifies for  
22 funding under subsection (1).

23 (3) Investment development revenue, including a portion of the proceeds from  
24 the sale of any public-private partnership investment designated in subsection (1),  
25 shall be deposited into the fund created in subsection (1) and shall be available for  
26 administration, development, financing, marketing, and operating expenditures  
27 associated with public-private partnerships, unless otherwise provided by law. Public-

1 private partnership investments authorized in subsection (1) are authorized for public  
2 or private operation or sale consistent with state law. Expenditures from the fund are  
3 authorized for investment purposes as designated in subsection (1) to enhance the  
4 marketable value of each investment. The unencumbered balance remaining in the fund at  
5 the end of the fiscal year may be carried forward for appropriation in future years.

6 Sec. 19-321. Unexpended appropriations of the John R. Justice grant program are  
7 designated as work project appropriations and shall not lapse at the end of the fiscal  
8 year and shall continue to be available for expenditure until the project has been  
9 completed. The following is in compliance with section 451a of the management and  
10 budget act, 1984 PA 431, MCL 18.1451a:

11 (a) The purpose of the project is to provide student loan forgiveness to  
12 qualified public defenders and prosecutors.

13 (b) The project will be accomplished by utilizing state employees or contracts  
14 with private vendors, or both.

15 (c) The total estimated cost of the project is \$282,100.00.

16 (d) The tentative completion date is September 30, 2012.

17 Sec. 19-322. The department of treasury may provide receipt, warrant and cash  
18 processing, data, collection, investment, fiscal agent, levy and warrant cost  
19 assessment, writ of garnishment, and other user services on a contractual basis for  
20 other principal executive departments and state agencies. Funds for the services  
21 provided are appropriated and shall be expended for salaries and wages, fees,  
22 supplies, and equipment necessary to provide the services. Any unobligated balance of  
23 the funds received shall revert to the general fund of this state as of September 30.

24 Sec. 19-323. The department of treasury shall provide accounts receivable  
25 collections services to other principal executive departments and state agencies under  
26 1927 PA 375, MCL 14.131 to 14.134. The department of treasury shall deduct a fee equal  
27 to the cost of collections from all receipts except unrestricted general fund

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

7       Sec. 19-324. (1) The appropriation in part 1 to the department of treasury for  
8 treasury fees shall be assessed against all restricted funds that receive common cash  
9 earnings or other investment income. Treasury fees include all costs, including  
10 administrative overhead, relating to the investment of each restricted fund. The fee  
11 assessed against each restricted fund will be based on the size of the restricted fund  
12 (the absolute value of the average daily cash balance plus the market value of  
13 investments in the prior fiscal year) and the level of effort necessary to maintain  
14 the restricted fund as required by each department.

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

21       Sec. 19-325. Revenue received under the Michigan education trust act, 1986 PA  
22 316, MCL 390.1421 to 390.1442, may be expended by the board of directors of the  
23 Michigan education trust for necessary salaries, wages, supplies, contractual  
24 services, equipment, worker's compensation insurance premiums, and grants to the civil  
25 service commission and state employees' retirement fund.

26       Sec. 19-326. (1) The department of treasury may expend revenues received under  
27 the hospital finance authority act, 1969 PA 38, MCL 331.31 to 331.84, the shared

1 credit rating act, 1985 PA 227, MCL 141.1051 to 141.1076, the higher education  
2 facilities authority act, 1969 PA 295, MCL 390.921 to 390.934, the Michigan public  
3 educational facilities authority, Executive Reorganization Order No. 2002-3, MCL  
4 12.192, the Michigan tobacco settlement finance authority act, 2005 PA 226, MCL  
5 129.261 to 129.279, the land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774,  
6 part 505 of the natural resources and environmental protection act, 1994 PA 451, MCL  
7 324.50501 to 324.50522, the state housing development authority act of 1966, 1966 PA  
8 346, MCL 125.1401 to 125.1499c, and the Michigan finance authority, Executive  
9 Reorganization Order No. 2010-2, MCL 12.194, for necessary salaries, wages, supplies,  
10 contractual services, equipment, worker's compensation insurance premiums, grants to  
11 the civil service commission and state employees' retirement fund, and other expenses  
12 as allowed under those acts.

### 13 REVENUE SHARING

14 Sec. 19-401. The funds appropriated in part 1 for constitutional revenue  
15 sharing shall be distributed by the department to cities, villages, and townships, as  
16 required under section 10 of article IX of the state constitution of 1963. Revenue  
17 collected in accordance with section 10 of article IX of the state constitution of  
18 1963 in excess of the amount appropriated in part 1 for constitutional revenue sharing  
19 is appropriated for distribution to cities, villages, and townships, on a population  
20 basis as required under section 10 of article IX of the state constitution of 1963.

21 Sec. 19-402. (1) The funds appropriated in part 1 for county revenue sharing  
22 shall be distributed by the department to eligible counties pursuant to the Glenn  
23 Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.901 to 141.921.

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

**MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY**

Sec. 19-501. In addition to the amounts appropriated in part 1 for the administration of the land bank fast track authority, the authority may expend revenues received under the land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes authorized by the act including, but not limited to, the acquisition, lease, management, demolition, maintenance, or rehabilitation of real or personal property, payment of debt service for notes or bonds issued by the authority, and other expenses to clear or quiet title property held by the authority.

Sec. 19-502. In addition to the funds appropriated in part 1, the funds collected by state historic preservation programs for document reproduction and services and application fees are appropriated for all expenses necessary to provide the required services. These funds are available for expenditure when they are received and may be carried forward into the succeeding fiscal year.

**BUREAU OF STATE LOTTERY**

Sec. 19-601. In addition to the funds appropriated in part 1 to the bureau of state lottery, there is appropriated from lottery revenues the amount necessary for, and directly related to, implementing and operating lottery games. Appropriations under this section shall only be expended for contractually mandated payments for vendor commissions, contractually mandated payments for instant tickets intended for resale, the contractual costs of providing and maintaining the online system communications network, and incentive and bonus payments to lottery retailers.

**MICHIGAN STRATEGIC FUND**

Sec. 19-701. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds.

1 These funds are not available for expenditure until they have been transferred to  
2 another line item in this act under section 393(2) of the management and budget act,  
3 1984 PA 431, MCL 18.1393.

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

9 (3) In addition to the funds appropriated in part 1, there is appropriated an  
10 amount not to exceed \$700,000.00 for private contingency funds. These funds are not  
11 available for expenditure until they have been transferred to another line item in  
12 this act under section 393(2) of the management and budget act, 1984 PA 431, MCL  
13 18.1393.

14 Sec. 19-702. In addition to the appropriations in part 1, Travel Michigan may  
15 receive and expend private revenue related to the use of the Pure Michigan and all  
16 other copyrighted slogans and images. This revenue may come from the direct licensing  
17 of the name and image or from the royalty payments from various merchandise sales.  
18 Revenue collected is appropriated for the marketing of the state as a travel  
19 destination. The funds are available for expenditure when they are received by the  
20 department of treasury.

21 Sec. 19-703. As a condition of receiving funds under part 1, any interlocal  
22 agreement entered into by the fund shall include language which states that if a local  
23 unit of government has a contract or memorandum of understanding with a private  
24 economic development agency, the Michigan economic development corporation will work  
25 cooperatively with that private organization in that local area.

26 Sec. 19-704. (1) From the general fund/general purpose appropriations in part 1  
27 to the fund and granted or transferred to the Michigan economic development

1 corporation, any unexpended or unencumbered balance shall be disposed of in accordance  
2 with the requirements in the management and budget act, 1984 PA 431, MCL 18.1101 to  
3 18.1594, unless carryforward authorization has been otherwise provided for.

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

6 Sec. 19-705. (1) As a condition of receiving funds under part 1, the fund shall  
7 ensure that the MEDC and the fund comply with all of the following:

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

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

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

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

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

15 Sec. 19-706. Federal pass-through funds to local institutions and governments  
16 that are received in amounts in addition to those included in part 1 and that do not  
17 require additional state matching funds are appropriated for the purposes intended.  
18 The fund may carry forward into the succeeding fiscal year unexpended federal pass-  
19 through funds to local institutions and governments that do not require additional  
20 state matching funds. The fund shall report the amount and source of the funds to the  
21 senate appropriation subcommittee on economic development, the house appropriation  
22 subcommittee on general government, the senate and house fiscal agencies, and the  
23 state budget office within 10 business days after receiving any additional pass-  
24 through funds.

25 Sec. 19-707. The unexpended portion of funds appropriated in 2007 PA 127 for  
26 the Jobs for Michigan Investment Program 21<sup>st</sup> century jobs fund is appropriated for the  
27 same purposes as originally appropriated and is available until September 30, 2016.

1 The project will be completed through the use of staff, awards and contracts and will  
2 not exceed \$75,000,000.

3 Sec. 19-708. (1) From the appropriation in part 1, the Michigan council for  
4 arts and cultural affairs shall administer an arts and cultural grant program that  
5 maintains an equitable and fair geographic distribution of funding for the arts and  
6 cultural grant program.

7 (2) Grant monies that were awarded but returned after the end of the previous  
8 fiscal year shall be carried forward and available to be used for the same purposes  
9 for which the funding was originally appropriated.

#### 10 CASINO GAMING

11 Sec. 19-801. From the revenue collected by the Michigan gaming control board  
12 regarding the total annual assessment of each casino licensee, \$2,000,000.00 is  
13 appropriated and shall be deposited in the compulsive gaming prevention fund as  
14 described in section 12a(5) of the Michigan gaming control and revenue act, 1996 IL 1,  
15 MCL 432.212a.

16 Sec. 19-802. (1) Funds appropriated in part 1 for local government programs may  
17 be used to provide assistance to a local revenue sharing board referenced in an  
18 agreement authorized by the Indian gaming regulatory act, Public Law 100-497.

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

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

1 financial assistance to local units of government or to jointly provide public  
2 services.

3 (4) A local revenue sharing board described in subsection (1) shall comply with  
4 all applicable provisions of any agreement authorized by the Indian Gaming Regulatory  
5 Act, Public Law 100-497, in which the local revenue sharing board is referenced,  
6 including, but not limited to, the disbursement of tribal casino payments received under  
7 applicable provisions of the Tribal-State Class III Gaming Compact(s) in which those  
8 funds are received.

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

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

17 Sec. 19-803. If revenues collected in the state services fee fund are less than  
18 the amounts appropriated from the fund, available revenues shall be used to fully fund  
19 the appropriation in part 1 for casino gaming regulation activities before  
20 distributions are made to other state departments and agencies. If the remaining  
21 revenue in the fund is insufficient to fully fund appropriations to other state  
22 departments or agencies, the shortfall shall be distributed proportionally among those  
23 departments and agencies.

24 Sec. 19-804. The racing commissioner may pay rewards of not more than \$5,800.00  
25 to a person who provides information that results in the arrest and conviction on a  
26 felony or misdemeanor charge for a crime that involves the horse racing industry. A  
27 reward paid pursuant to this section shall be paid out of the office of racing

1 commissioner line item.

2       Sec. 19-805. All appropriations from the Michigan agriculture equine industry  
3 development fund, except for the racing commission and laboratory analysis program  
4 appropriations, shall be reduced proportionately if revenues to the Michigan  
5 agriculture equine industry development fund decline during the fiscal year ending  
6 September 30, 2011 to a level lower than the amount appropriated in section 109(11).

7       Sec. 19-806. The Michigan gaming control board shall use actual expenditure  
8 data in determining the actual regulatory costs of conducting racing dates and shall  
9 provide that data to the senate and house appropriations subcommittees on agriculture  
10 and general government and the senate and house fiscal agencies. The Michigan gaming  
11 control board shall not be reimbursed for more than the actual regulatory cost of  
12 conducting race dates. If a certified horsemen's organization funds more than the  
13 actual regulatory cost, the balance shall remain in the agriculture equine industry  
14 development fund to be used to fund subsequent race dates conducted by race meeting  
15 licensees with which the certified horsemen's organization has contracts. If a  
16 certified horsemen's organization funds less than the actual regulatory costs of the  
17 additional horse racing dates, the Michigan gaming control board shall reduce the  
18 number of future race dates conducted by race meeting licensees with which the  
19 certified horsemen's organization has contracts. Prior to the reduction in the number  
20 of authorized race dates due to budget deficits, the executive director of the  
21 Michigan gaming control board shall provide notice to the certified horsemen's  
22 organizations with an opportunity to respond with alternatives. In determining actual  
23 costs, the Michigan gaming control board shall take into account that each specific  
24 breed may require different regulatory mechanisms.

**Article 20****MISCELLANEOUS****PART 1****PROVISIONS CONCERNING APPROPRIATIONS**

Sec. 20-101. The appropriations in this bill are subject to the following provisions concerning appropriations for the fiscal year ending September 30, 2012:

**GENERAL SECTIONS**

Sec. 20-201. (1) Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources for fiscal year 2011-2012 is estimated at \$26,336,775,800.00 in the 2011-2012 appropriations acts and total state spending from state sources paid to local units of government for fiscal year 2011-2012 is estimated at \$14,717,752,700.00. The state-local proportion is estimated at 55.9% of total state spending from state resources.

(2) If payments to local units of government and state spending from state sources for fiscal year 2011-2012 are different than the amounts estimated in subsection (1), the state budget director shall report the payments to local units of government and state spending from state sources that were made for fiscal year 2011-2012 to the senate and house of representatives standing committees on appropriations within 30 days after the final book-closing for fiscal year 2011-2012.

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

Sec. 20-203. The departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this act. This requirement may include transmission of reports via electronic mail to the

recipients identified for each reporting requirement, or it may include placement of reports on an Internet or Intranet site.

Sec. 20-204. Pursuant to section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, which provides for a transfer of state general funds into or out of the countercyclical budget and economic stabilization fund, there is appropriated from the countercyclical budget and economic stabilization fund the sum of \$0.00. The calculation required by section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, is determined as follows:

	2011	2012
Michigan personal income (millions) .....	\$359,982	\$371,862
less: transfer payments .....	<u>82,794</u>	<u>85,277</u>
Subtotal .....	\$277,188	\$286,585
Divided by: Detroit Consumer Price Index for 12 months		
ending June 30 .....	2.064	2.093
Equals: real adjusted Michigan personal		
income .....	\$134,319	\$136,955
Percentage change .....		2.0%
Percentage change less than 0% .....		0.0%
Multiplied by: estimated general fund/general purpose		
revenue in fiscal year 2011-2012 (millions) ....		7,294.1
Equals: countercyclical budget and		
economic stabilization fund payout calculation		
for the fiscal year ending September 30,		
2012 .....		\$0.0

## **REVENUE STATEMENT**

Sec. 20-301. Pursuant to section 18 of article V of the state constitution of

1 1963, fund balances and estimates are presented in the following statement:

2 BUDGET RECOMMENDATIONS BY OPERATING FUNDS

3 (Amounts in millions)

4 Fiscal Year 2011-2012

5			Beginning		
6			Unreserved		
7			Fund	Estimated	Ending
8		Fund	Balance	Revenue	Balance
9	OPERATING FUNDS				
10	General fund/general purpose	0110	313.6	8,290.4	473.4
11	General fund/special purpose		972.1	20,529.7	321.1
12	Special Revenue Funds:				
13	Countercyclical budget and				
14	economic stabilization	0111	2.2	0.0	2.2
15	Game and fish protection	0112	3.9	63.9	1.8
16	Michigan employment security act				
17	administration	0113	11.8	8.4	15.0
18	State aeronautics	0114	19.4	119.8	31.5
19	Michigan veterans' benefit				
20	trust	0115	0.0	5.2	0.0
21	State trunkline	0116	5.7	1,905.8	(20.5)
22	Michigan state waterways	0117	1.4	27.4	0.1
23	Blue Water Bridge	0118	19.3	21.3	20.6
24	Michigan transportation	0119	0.0	1,853.4	0.0
25	Comprehensive transportation	0120	0.1	315.4	(66.0)
26	School aid	0122	0.0	13,259.6	0.0

1			Beginning		
2			Unreserved		
3			Fund	Estimated	Ending
4	Fund		Balance	Revenue	Balance
5					
6	Game and fish protection trust	0124	6.0	8.7	6.0
7	State park improvement	0125	6.0	48.6	14.1
8	Forest development	0126	3.8	29.2	0.0
9	Michigan civilian conservation				
10	corps endowment	0128	0.0	0.0	0.0
11	Michigan natural resources				
12	trust	0129	35.8	0.7	24.7
13	Michigan state parks endowment	0130	4.9	43.8	20.6
14	Safety education and training	0131	6.1	8.7	6.4
15	Bottle deposit	0136	0.0	11.7	0.0
16	State construction code	0138	2.6	7.3	0.0
17	Children's trust	0139	0.9	2.9	0.7
18	State casino gaming	0140	0.0	34.3	(2.0)
19	Michigan nongame fish and				
20	wildlife	0143	0.1	0.3	0.0
21	Michigan merit award trust	0154	0.0	136.0	0.0
22	Outdoor recreation legacy	0162	0.4	2.9	0.7
23	Off-road vehicle account	0163	0.2	3.6	0.1
24	Snowmobile account	0164	0.7	12.1	0.7

<b>1</b>	Silicosis dust disease				
<b>2</b>	and logging	0870	2.1	1.7	2.1
<b>3</b>	Utility consumer representation	0893	3.6	1.1	3.6
<b>4</b>	TOTALS		\$1,422.7	\$46,753.8	\$857.0