

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 4093, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

(attached)

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Roger Victory

Mike Green

Aaron Miller

Peter MacGregor

Sarah Roberts

Hoon-Yung Hopgood

Conferees for the House

Conferees for the Senate

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

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LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of environmental quality for the fiscal year ending September 30, 2016, from the following funds:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY

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

Full-time equated classified positions..... 1,218.0

GROSS APPROPRIATION.....	\$	486,909,300
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1	Interdepartmental grant revenues:	
2	Total interdepartmental grants and intradepartmental	
3	transfers	9,115,300
4	ADJUSTED GROSS APPROPRIATION.....	\$ 477,794,000
5	Federal revenues:	
6	Federal funds.....	138,079,100
7	Special revenue funds:	
8	Private funds.....	546,000
9	Total other state restricted revenues.....	304,341,200
10	State general fund/general purpose.....	\$ 34,827,700
11	State general fund/general purpose schedule:	
12	Ongoing state general fund/general	
13	purpose	34,827,700
14	One-time state general fund/general	
15	purpose	0
16	FUND SOURCE SUMMARY	
17	Full-time equated unclassified positions.....	6.0
18	Full-time equated classified positions.....	1,218.0
19	GROSS APPROPRIATION.....	\$ 486,909,300
20	Interdepartmental grant revenues:	
21	IDG, MDOT - Michigan transportation fund.....	1,310,500
22	IDG, MDSP.....	1,720,100
23	IDT, interdivisional charges.....	2,053,400
24	IDT, laboratory services.....	4,031,300
25	Total interdepartmental grants and intradepartmental	
26	transfers	9,115,300
27	ADJUSTED GROSS APPROPRIATION.....	\$ 477,794,000

1	Federal revenues:	
2	Federal funds.....	138,079,100
3	Special revenue funds:	
4	Private funds.....	546,000
5	Air emissions fees.....	11,910,500
6	Aquatic nuisance control fund.....	897,800
7	Campground fund.....	309,300
8	Clean Michigan initiative - response activities	1,500,000
9	Clean Michigan initiative - clean water fund.....	2,617,100
10	Clean Michigan initiative - contaminated sediments ...	1,565,000
11	Clean Michigan initiative - nonpoint source	2,000,000
12	Cleanup and redevelopment fund.....	19,105,000
13	Community pollution prevention fund.....	250,000
14	Electronic waste recycling fund.....	320,700
15	Environmental education fund.....	164,000
16	Environmental pollution prevention fund.....	7,824,700
17	Environmental protection bond fund.....	126,800
18	Environmental protection fund.....	2,379,800
19	Environmental response fund.....	3,719,000
20	Fees and collections.....	421,500
21	Financial instruments.....	9,347,200
22	Great Lakes protection fund.....	234,800
23	Groundwater discharge permit fees.....	1,719,500
24	Infrastructure construction fund.....	50,000
25	Land and water permit fees.....	3,150,700
26	Landfill maintenance trust fund.....	30,300
27	Medical waste emergency response fund.....	325,100

1	Metallic mining surveillance fee revenue	98,900
2	Mineral well regulatory fee revenue	217,200
3	Nonferrous metallic mineral surveillance	353,600
4	NPDES fees	4,459,100
5	Oil and gas regulatory fund	10,349,200
6	Orphan well fund	2,372,300
7	Public swimming pool fund	638,500
8	Public utility assessments	257,400
9	Public water supply fees	4,861,300
10	Refined petroleum fund	40,685,600
11	Revitalization revolving loan fund	100,700
12	Revolving loan revenue bonds	11,400,000
13	Sand extraction fee revenue	91,100
14	Scrap tire regulatory fund	5,066,600
15	Septage waste contingency fund	18,100
16	Septage waste program fund	520,400
17	Settlement funds	419,000
18	Sewage sludge land application fees	1,114,800
19	Small business pollution prevention revolving loan	
20	fund	162,600
21	Soil erosion and sedimentation control training fund .	167,000
22	Solid waste management fund - staff account	4,956,400
23	Stormwater permit fees	3,059,700
24	Strategic water quality initiatives fund	116,173,600
25	Underground storage tank cleanup fund	20,000,000
26	Wastewater operator training fees	579,300
27	Water analysis fees	2,204,200

1	Water pollution control revolving fund.....	3,667,500
2	Water quality protection fund.....	100,000
3	Water use reporting fees.....	278,300
4	Total other state restricted revenues.....	304,341,200
5	State general fund/general purpose.....	\$ 34,827,700
6	Sec. 102. EXECUTIVE OPERATIONS	
7	Full-time equated unclassified positions..... 6.0	
8	Full-time equated classified positions..... 13.0	
9	Unclassified salaries--6.0 FTE positions.....	\$ 735,600
10	Executive direction--13.0 FTE positions.....	<u>2,058,000</u>
11	GROSS APPROPRIATION.....	\$ 2,793,600
12	Appropriated from:	
13	Federal revenues:	
14	Federal funds.....	27,100
15	Special revenue funds:	
16	Environmental protection fund.....	298,100
17	Environmental response fund.....	169,300
18	Oil and gas regulatory fund.....	221,800
19	Refined petroleum fund.....	590,900
20	Settlement funds.....	11,400
21	State general fund/general purpose.....	\$ 1,475,000
22	Sec. 103. OFFICE OF THE GREAT LAKES	
23	Full-time equated classified positions..... 12.0	
24	Office of the Great Lakes--12.0 FTE positions.....	\$ 2,141,200
25	Coastal management grants.....	<u>1,250,000</u>
26	GROSS APPROPRIATION.....	\$ 3,391,200
27	Appropriated from:	

1	Federal revenues:	
2	Federal funds.....	2,176,300
3	Special revenue funds:	
4	Great Lakes protection fund.....	213,500
5	Settlement funds.....	111,900
6	State general fund/general purpose.....	\$ 889,500
7	Sec. 104. GREAT LAKES RESTORATION INITIATIVE	
8	Full-time equated classified positions.....	6.0
9	Great Lakes restoration initiative--6.0 FTE positions	\$ <u>15,046,100</u>
10	GROSS APPROPRIATION.....	\$ 15,046,100
11	Appropriated from:	
12	Federal revenues:	
13	Federal funds.....	15,046,100
14	Special revenue funds:	
15	State general fund/general purpose.....	\$ 0
16	Sec. 105. DEPARTMENT SUPPORT SERVICES	
17	Full-time equated classified positions.....	34.0
18	Central support services--34.0 FTE positions.....	\$ 4,073,300
19	Accounting service center.....	1,362,200
20	Administrative hearings.....	372,200
21	Automated data processing.....	2,053,400
22	Building occupancy charges.....	4,438,600
23	Environmental support projects.....	5,000,000
24	Rent - privately owned property.....	<u>2,281,200</u>
25	GROSS APPROPRIATION.....	\$ 19,580,900
26	Appropriated from:	
27	Interdepartmental grant revenues:	

1	IDG, MDSP.....	59,100
2	IDT, interdivisional charges.....	2,053,400
3	IDT, laboratory services.....	150,200
4	Special revenue funds:	
5	Air emissions fees.....	1,230,600
6	Campground fund.....	13,900
7	Cleanup and redevelopment fund.....	1,408,500
8	Electronic waste recycling fund.....	15,000
9	Environmental pollution prevention fund.....	759,700
10	Environmental response fund.....	213,400
11	Fees and collections.....	26,100
12	Financial instruments.....	7,218,700
13	Great Lakes protection fund.....	13,800
14	Groundwater discharge permit fees.....	178,900
15	Land and water permit fees.....	515,600
16	Medical waste emergency response fund.....	15,600
17	Metallic mining surveillance fee revenue.....	4,400
18	Mineral well regulatory fee revenue.....	7,800
19	Nonferrous metallic mineral surveillance.....	800
20	NPDES fees.....	217,700
21	Oil and gas regulatory fund.....	593,400
22	Orphan well fund.....	45,900
23	Public swimming pool fund.....	23,800
24	Public utility assessments.....	19,900
25	Public water supply fees.....	168,800
26	Refined petroleum fund.....	1,611,500
27	Sand extraction fee revenue.....	3,700

1	Scrap tire regulatory fund.....	154,000
2	Septage waste program fund.....	17,500
3	Settlement funds.....	36,500
4	Sewage sludge land application fees.....	117,600
5	Small business pollution prevention revolving loan	
6	fund	16,900
7	Soil erosion and sedimentation control training fund.	16,500
8	Solid waste management fund - staff account.....	298,300
9	Stormwater permit fees.....	111,600
10	Wastewater operator training fees.....	30,000
11	Water analysis fees.....	134,300
12	Water use reporting fees.....	21,500
13	State general fund/general purpose.....	\$ 2,056,000
14	Sec. 106. OFFICE OF ENVIRONMENTAL ASSISTANCE	
15	Full-time equated classified positions..... 38.0	
16	Office of environmental assistance--38.0 FTE positions	\$ 6,179,400
17	Pollution prevention local grants.....	<u>250,000</u>
18	GROSS APPROPRIATION.....	\$ 6,429,400
19	Appropriated from:	
20	Federal revenues:	
21	Federal funds.....	695,100
22	Special revenue funds:	
23	Private funds.....	359,200
24	Air emissions fees.....	134,600
25	Community pollution prevention fund.....	250,000
26	Environmental education fund.....	164,000
27	Environmental pollution prevention fund.....	1,481,700

1	Fees and collections.....	118,500
2	Settlement funds.....	259,200
3	Small business pollution prevention revolving loan	
4	fund	132,500
5	State general fund/general purpose.....	\$ 2,834,600
6	Sec. 107. WATER RESOURCE DIVISION	
7	Full-time equated classified positions.....	316.0
8	Land and water interface permit programs--82.0 FTE	
9	positions	\$ 11,439,100
10	Program direction and project assistance--27.0 FTE	
11	positions	2,972,900
12	Water withdrawal assessment program--4.0 FTE positions	611,900
13	Water quality and use initiative/general--5.0 FTE	
14	positions	1,624,000
15	Real-time beach monitoring program.....	500,000
16	Wetlands program.....	1,000,000
17	Aquatic nuisance control program--6.0 FTE positions ..	897,800
18	Expedited water/wastewater permits--1.0 FTE position .	50,000
19	Fish contaminant monitoring.....	316,100
20	Groundwater discharge--22.0 FTE positions	3,157,800
21	NPDES nonstormwater program--83.0 FTE positions	12,777,900
22	Surface water--86.0 FTE positions	15,638,200
23	Federal - Great Lakes remedial action plan grants	583,800
24	Federal - nonpoint source water pollution grants	4,083,300
25	Contaminated lake and river sediment cleanup program .	1,565,000
26	Nonpoint source pollution prevention and control	
27	project program	2,000,000

1	Wetland mitigation banking grants and loans	3,000,000
2	Water quality protection grants	<u>100,000</u>
3	GROSS APPROPRIATION	\$ 62,317,800
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG, MDOT - Michigan transportation fund	1,225,400
7	Federal revenues:	
8	Federal funds	19,233,000
9	Special revenue funds:	
10	Aquatic nuisance control fund	897,800
11	Clean Michigan initiative - clean water fund	2,617,100
12	Clean Michigan initiative - contaminated sediments ...	1,565,000
13	Clean Michigan initiative - nonpoint source	2,000,000
14	Environmental response fund	201,600
15	Groundwater discharge permit fees	1,446,200
16	Infrastructure construction fund	50,000
17	Land and water permit fees	2,295,900
18	NPDES fees	4,070,300
19	Refined petroleum fund	440,600
20	Sewage sludge land application fees	936,200
21	Soil erosion and sedimentation control training fund .	137,600
22	Stormwater permit fees	2,860,700
23	Strategic water quality initiatives fund	3,000,000
24	Wastewater operator training fees	276,600
25	Water pollution control revolving fund	809,500
26	Water quality protection fund	100,000
27	Water use reporting fees	240,500

1	State general fund/general purpose.....	\$	17,913,800
2	Sec. 108. LAW ENFORCEMENT DIVISION		
3	Full-time equated classified positions.....	14.0	
4	Environmental investigations--14.0 FTE positions.....	\$	<u>2,809,200</u>
5	GROSS APPROPRIATION.....	\$	2,809,200
6	Appropriated from:		
7	Interdepartmental grant revenues:		
8	IDT, laboratory services.....		15,700
9	Federal revenues:		
10	Federal funds.....		569,500
11	Special revenue funds:		
12	Air emissions fees.....		55,900
13	Campground fund.....		2,100
14	Cleanup and redevelopment fund.....		185,500
15	Electronic waste recycling fund.....		1,600
16	Environmental pollution prevention fund.....		106,200
17	Environmental response fund.....		40,000
18	Fees and collections.....		4,100
19	Financial instruments.....		513,600
20	Great Lakes protection fund.....		1,500
21	Groundwater discharge permit fees.....		18,700
22	Land and water permit fees.....		76,900
23	Medical waste emergency response fund.....		2,400
24	Metallic mining surveillance fee revenue.....		700
25	Mineral well regulatory fee revenue.....		1,200
26	NPDES fees.....		31,900
27	Oil and gas regulatory fund.....		85,700

1	Orphan well fund.....	7,100
2	Public swimming pool fund.....	3,700
3	Public utility assessments.....	2,000
4	Public water supply fees.....	26,200
5	Refined petroleum fund.....	360,900
6	Sand extraction fee revenue.....	600
7	Scrap tire regulatory fund.....	28,900
8	Septage waste program fund.....	2,700
9	Sewage sludge land application fees.....	12,100
10	Small business pollution prevention revolving loan	
11	fund	2,600
12	Soil erosion and sedimentation control training fund.	2,600
13	Solid waste management fund - staff account.....	40,400
14	Stormwater permit fees.....	17,400
15	Wastewater operator training fees.....	4,600
16	Water analysis fees.....	18,100
17	Water use reporting fees.....	3,100
18	State general fund/general purpose.....	\$ 563,000
19	Sec. 109. AIR QUALITY DIVISION	
20	Full-time equated classified positions.....	188.0
21	Air quality programs--188.0 FTE positions.....	\$ <u>26,768,000</u>
22	GROSS APPROPRIATION.....	\$ 26,768,000
23	Appropriated from:	
24	Federal revenues:	
25	Federal funds.....	7,322,000
26	Special revenue funds:	
27	Air emissions fees.....	9,831,400

1	Environmental pollution prevention fund.....	1,337,000
2	Fees and collections.....	222,400
3	Oil and gas regulatory fund.....	134,600
4	Refined petroleum fund.....	3,589,900
5	State general fund/general purpose.....	\$ 4,330,700
6	Sec. 110. RESOURCE MANAGEMENT DIVISION	
7	Full-time equated classified positions.....	305.0
8	Drinking water and environmental health--106.0 FTE	
9	positions	\$ 14,655,000
10	Hazardous waste management program--45.0 FTE positions	6,795,500
11	Low-level radioactive waste authority--2.0 FTE	
12	positions	227,700
13	Medical waste program--2.0 FTE positions	297,200
14	Municipal assistance--29.0 FTE positions	4,724,600
15	Radiological protection program--12.0 FTE positions ..	1,939,200
16	Scrap tire regulatory program--10.0 FTE positions	1,320,200
17	Oil, gas, and mineral services--59.0 FTE positions ...	12,012,800
18	Recycling initiative--3.0 FTE positions	999,100
19	Solid waste management program--37.0 FTE positions ...	4,925,900
20	Drinking water program grants	830,000
21	Noncommunity water grants	2,000,000
22	Septage waste compliance grants	275,000
23	Strategic water quality initiative grants and loans ..	97,000,000
24	Water pollution control and drinking water revolving	
25	fund	84,993,000
26	Scrap tire grants	<u>3,500,000</u>
27	GROSS APPROPRIATION.....	\$ 236,495,200

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	IDG, MDSP.....	1,635,600
4	Federal revenues:	
5	Federal funds.....	85,785,900
6	Special revenue funds:	
7	Campground fund.....	285,000
8	Electronic waste recycling fund.....	297,700
9	Environmental pollution prevention fund.....	3,686,500
10	Fees and collections.....	34,000
11	Medical waste emergency response fund.....	297,200
12	Metallic mining surveillance fee revenue.....	91,100
13	Mineral well regulatory fee revenue.....	203,300
14	Nonferrous metallic mineral surveillance.....	352,500
15	Oil and gas regulatory fund.....	8,991,200
16	Orphan well fund.....	2,290,200
17	Public swimming pool fund.....	596,000
18	Public utility assessments.....	227,700
19	Public water supply fees.....	4,217,400
20	Refined petroleum fund.....	670,300
21	Revolving loan revenue bonds.....	11,400,000
22	Sand extraction fee revenue.....	84,500
23	Scrap tire regulatory fund.....	4,820,200
24	Septage waste contingency fund.....	18,100
25	Septage waste program fund.....	489,000
26	Solid waste management fund - staff account.....	4,448,700
27	Strategic water quality initiatives fund.....	98,173,600

1	Wastewater operator training fees.....	249,200
2	Water pollution control revolving fund.....	2,814,900
3	State general fund/general purpose.....	\$ 4,335,400
4	Sec. 111. REMEDIATION AND REDEVELOPMENT DIVISION	
5	Full-time equated classified positions.....	291.0
6	Contaminated site investigations, cleanup and	
7	revitalization--202.0 FTE positions.....	\$ 24,329,900
8	Federal cleanup project management--50.0 FTE positions	8,858,900
9	Laboratory services--39.0 FTE positions.....	6,082,600
10	Environmental bond site reclamation program.....	126,800
11	Brownfield grants.....	1,500,000
12	Emergency cleanup actions.....	4,000,000
13	Environmental cleanup support.....	1,840,000
14	Environmental cleanup and redevelopment program.....	15,000,000
15	Refined petroleum product cleanup program.....	20,000,000
16	Superfund cleanup.....	<u>1,000,000</u>
17	GROSS APPROPRIATION.....	\$ 82,738,200
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	IDT, laboratory services.....	3,801,400
21	Federal revenues:	
22	Federal funds.....	6,248,100
23	Special revenue funds:	
24	Private funds.....	186,800
25	Clean Michigan initiative - response activities.....	1,500,000
26	Cleanup and redevelopment fund.....	16,758,900
27	Environmental protection bond fund.....	126,800

1	Environmental protection fund.....	1,995,400
2	Environmental response fund.....	2,931,200
3	Landfill maintenance trust fund.....	30,300
4	Public water supply fees.....	302,800
5	Refined petroleum fund.....	31,777,400
6	Revitalization revolving loan fund.....	100,700
7	Strategic water quality initiatives fund.....	15,000,000
8	Water analysis fees.....	1,978,400
9	State general fund/general purpose.....	\$ 0
10	Sec. 112. UNDERGROUND STORAGE TANK AUTHORITY	
11	Full-time equated classified positions.....	1.0
12	Underground storage tank cleanup	
13	program--1.0 FTE position	\$ <u>20,000,000</u>
14	GROSS APPROPRIATION.....	\$ 20,000,000
15	Appropriated from:	
16	Special revenue funds:	
17	Underground storage tank cleanup fund.....	20,000,000
18	State general fund/general purpose.....	\$ 0
19	Sec. 113. INFORMATION TECHNOLOGY	
20	Information technology services and projects	\$ <u>8,539,700</u>
21	GROSS APPROPRIATION.....	\$ 8,539,700
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	IDG, MDOT - Michigan transportation fund.....	85,100
25	IDG, MDSP.....	25,400
26	IDT, laboratory services.....	64,000
27	Federal revenues:	

1	Federal funds.....	976,000
2	Special revenue funds:	
3	Air emissions fees.....	658,000
4	Campground fund.....	8,300
5	Cleanup and redevelopment fund.....	752,100
6	Electronic waste recycling fund.....	6,400
7	Environmental pollution prevention fund.....	453,600
8	Environmental protection fund.....	86,300
9	Environmental response fund.....	163,500
10	Fees and collections.....	16,400
11	Financial instruments.....	1,614,900
12	Great Lakes protection fund.....	6,000
13	Groundwater discharge permit fees.....	75,700
14	Land and water permit fees.....	262,300
15	Medical waste emergency response fund.....	9,900
16	Metallic mining surveillance fee revenue.....	2,700
17	Mineral well regulatory fee revenue.....	4,900
18	Nonferrous metallic mineral surveillance.....	300
19	NPDES fees.....	139,200
20	Oil and gas regulatory fund.....	322,500
21	Orphan well fund.....	29,100
22	Public swimming pool fund.....	15,000
23	Public utility assessments.....	7,800
24	Public water supply fees.....	146,100
25	Refined petroleum fund.....	1,644,100
26	Sand extraction fee revenue.....	2,300
27	Scrap tire regulatory fund.....	63,500

1	Septage waste program fund.....	11,200
2	Sewage sludge land application fees.....	48,900
3	Small business pollution prevention revolving loan	
4	fund	10,600
5	Soil erosion and sedimentation control training fund .	10,300
6	Solid waste management fund - staff account	169,000
7	Stormwater permit fees.....	70,000
8	Wastewater operator training fees.....	18,900
9	Water analysis fees.....	73,400
10	Water pollution control revolving fund.....	43,100
11	Water use reporting fees.....	13,200
12	State general fund/general purpose..... \$	429,700

13 PART 2

14 PROVISIONS CONCERNING APPROPRIATIONS

15 FOR FISCAL YEAR 2015-2016

16 **GENERAL SECTIONS**

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

18 constitution of 1963, total state spending from state resources

19 under part 1 for fiscal year 2015-2016 is \$339,168,900.00 and state

20 spending from state resources to be paid to local units of

21 government for fiscal year 2015-2016 is \$3,648,500.00. The itemized

22 statement below identifies appropriations from which spending to

23 local units of government will occur:

24 GRANTS

25 Drinking water and environmental health..... \$ 1,800,000

1	Surface water quality program.....	500,000
2	Waste management programs.....	1,073,500
3	Septage waste compliance program.....	<u>275,000</u>
4	TOTAL.....	\$ 3,648,500

5 Sec. 202. The appropriations authorized under this part and
6 part 1 are subject to the management and budget act, 1984 PA 431,
7 MCL 18.1101 to 18.1594.

8 Sec. 203. As used in this part and part 1:

- 9 (a) "Department" means the department of environmental
10 quality.
11 (b) "Director" means the director of the department.
12 (c) "FTE" means full-time equated.
13 (d) "IDG" means interdepartmental grant.
14 (e) "IDT" means intradepartmental transfer.
15 (f) "MDOT" means the state transportation department.
16 (g) "MDSP" means the department of state police.
17 (h) "NPDES" means national pollution discharge elimination
18 system.

19 Sec. 204. In addition to the metrics required under section
20 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for
21 each new program or program enhancement for which funds in excess
22 of \$500,000.00 are appropriated in part 1, the department shall
23 provide not later than November 1, 2015 a list of program-specific
24 metrics intended to measure its performance based on a return on
25 taxpayer investment. The department shall deliver the program-
26 specific metrics to members of the senate and house subcommittees
27 that have subject matter jurisdiction for this budget, fiscal

1 agencies, and the state budget director. The department shall
2 provide an update on its progress in tracking program-specific
3 metrics and the status of program success at an appropriations
4 subcommittee meeting called for by the subcommittee chair.

5 Sec. 205. The departments and agencies receiving
6 appropriations in part 1 shall use the Internet to fulfill the
7 reporting requirements of this part. This requirement may include
8 transmission of reports via electronic mail to the recipients
9 identified for each reporting requirement, or it may include
10 placement of reports on an Internet or intranet site.

11 Sec. 207. The departments and agencies receiving
12 appropriations in part 1 shall receive and retain copies of all
13 reports funded from appropriations in part 1. Federal and state
14 guidelines for short-term and long-term retention of records shall
15 be followed. The department may electronically retain copies of
16 reports unless otherwise required by federal and state guidelines.

17 Sec. 209. The departments and agencies receiving
18 appropriations in part 1 shall prepare a report on out-of-state
19 travel expenses not later than January 1 of each year. The travel
20 report shall be a listing of all travel by classified and
21 unclassified employees outside this state in the immediately
22 preceding fiscal year that was funded in whole or in part with
23 funds appropriated in the department's budget. The report shall be
24 submitted to the house and senate appropriations committees, the
25 house and senate fiscal agencies, and the state budget director.
26 The report shall include the following information:

27 (a) The dates of each travel occurrence.

1 (b) The total transportation and related costs of each travel
2 occurrence, including the proportion funded with state general
3 fund/general purpose revenues, the proportion funded with state
4 restricted revenues, the proportion funded with federal revenues,
5 and the proportion funded with other revenues.

6 Sec. 210. Funds appropriated in part 1 shall not be used for
7 the purchase of foreign goods or services, or both, if
8 competitively priced and of comparable quality American goods or
9 services, or both, are available. Preference shall be given to
10 goods or services, or both, manufactured or provided by Michigan
11 businesses and associated subcontractors if they are competitively
12 priced and of comparable quality. In addition, preference shall be
13 given to goods or services, or both, that are manufactured or
14 provided by Michigan businesses owned and operated by veterans, if
15 they are competitively priced and of comparable quality.

16 Sec. 211. The director shall take all reasonable steps to
17 ensure businesses in deprived and depressed communities compete for
18 and perform contracts to provide services or supplies, or both. The
19 director shall strongly encourage firms with which the department
20 contracts to subcontract with certified businesses in depressed and
21 deprived communities for services, supplies, or both.

22 Sec. 212. The department shall not take disciplinary action
23 against an employee for communicating with a member of the
24 legislature or his or her staff.

25 Sec. 213. (1) Funds appropriated in part 1 shall not be used
26 by the department to promulgate a rule that will apply to a small
27 business and that will have a disproportionate economic impact on

1 small businesses because of the size of those businesses if the
2 department fails to reduce the disproportionate economic impact of
3 the rule on small businesses as provided under section 40 of the
4 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

5 (2) As used in this section:

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

8 (b) "Small business" means that term as defined under section
9 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
10 24.207a.

11 Sec. 214. Funds appropriated in this part and part 1 shall not
12 be used by a principal executive department, state agency, or
13 authority to hire a person to provide legal services that are the
14 responsibility of the attorney general. This prohibition does not
15 apply to legal services for bonding activities and for those
16 activities that the attorney general authorizes.

17 Sec. 215. (1) In addition to the funds appropriated in part 1,
18 there is appropriated an amount not to exceed \$30,000,000.00 for
19 federal contingency funds. These funds are not available for
20 expenditure until they have been transferred to another line item
21 in part 1 under section 393(2) of the management and budget act,
22 1984 PA 431, MCL 18.1393.

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

1 1984 PA 431, MCL 18.1393.

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

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

14 Sec. 216. (1) The department shall report all of the following
15 information relative to allocations made from appropriations for
16 the environmental cleanup and redevelopment program, state cleanup,
17 emergency actions, superfund cleanup, the revitalization revolving
18 loan program, the brownfield grants and loans program, the leaking
19 underground storage tank cleanup program, the contaminated lake and
20 river sediments cleanup program, the refined petroleum product
21 cleanup program, and the environmental protection bond projects
22 under section 19508(7) of the natural resources and environmental
23 protection act, 1994 PA 451, MCL 324.19508, to the state budget
24 director, the senate and house appropriations subcommittees on
25 environmental quality, and the senate and house fiscal agencies:

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

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

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

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

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

8 (f) A summary of the sites and the total amount of funds
9 expended at the sites at the conclusion of the fiscal year.

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

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

14 (a) The status of all state-owned facilities that are on the
15 list compiled under part 201 of the natural resources and
16 environmental protection act, 1994 PA 451, MCL 324.20101 to
17 324.20142.

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

21 (c) The total amount of bonds issued for the environmental
22 protection bond program pursuant to part 193 of the natural
23 resources and environmental protection act, 1994 PA 451, MCL
24 324.19301 to 324.19306, and bonds issued pursuant to the clean
25 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

1 Sec. 217. (1) The department may expend amounts remaining from
2 the current and prior fiscal year appropriations to meet funding
3 needs of legislatively approved sites for the environmental cleanup
4 and redevelopment program, the refined petroleum product cleanup
5 program, brownfield grants and loans, waterfront grants, and the
6 environmental bond site reclamation program.

7 (2) Unexpended and unencumbered amounts remaining from
8 appropriations from the environmental protection bond fund
9 contained in 2003 PA 173, 2005 PA 109, 2006 PA 343, 2011 PA 63, and
10 2012 PA 236 are appropriated for expenditure for any site listed in
11 this part and part 1 and any site listed in the public acts
12 referenced in this section.

13 (3) Unexpended and unencumbered amounts remaining from
14 appropriations from the clean Michigan initiative fund - response
15 activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006
16 PA 343, 2007 PA 121, 2011 PA 63, 2013 PA 59, and 2014 PA 252 are
17 appropriated for expenditure for any site listed in this part and
18 part 1 and any site listed in the public acts referenced in this
19 section.

20 (4) Unexpended and unencumbered amounts remaining from
21 appropriations from the refined petroleum fund activities contained
22 in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63,
23 2012 PA 200, 2013 PA 59, and 2014 PA 252 are appropriated for
24 expenditure for any site listed in this part and part 1 and any
25 site listed in the public acts referenced in this section.

26 (5) Unexpended and unencumbered amounts remaining from the
27 appropriations from the strategic water quality initiatives fund

1 contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, 2013 PA 59, and
2 2014 PA 252 are appropriated for expenditure for any site listed in
3 this part and part 1 and any site listed in the public acts
4 referenced in this section.

5 Sec. 219. Unexpended settlement revenues at the end of the
6 fiscal year may be carried forward into the settlement fund in the
7 succeeding fiscal year up to a maximum carryforward of
8 \$2,500,000.00.

9 Sec. 221. Not later than November 30, the state budget office
10 shall prepare and transmit a report that provides for estimates of
11 the total general fund/general purpose appropriation lapses at the
12 close of the prior fiscal year. This report shall summarize the
13 projected year-end general fund/general purpose appropriation
14 lapses by major departmental program or program areas. The report
15 shall be transmitted to the chairpersons of the senate and house
16 appropriations committees and the senate and house fiscal agencies.

17 Sec. 222. Within 14 days after the release of the executive
18 budget recommendation, the department shall cooperate with the
19 state budget office to provide the senate and house appropriations
20 chairs, the senate and house appropriations subcommittee chairs,
21 and the senate and house fiscal agencies with an annual report on
22 estimated state restricted fund balances, state restricted fund
23 projected revenues, and state restricted fund expenditures for the
24 fiscal years ending September 30, 2015 and September 30, 2016.

25 Sec. 223. Part 1 provides authorizations to fund classified
26 positions during the fiscal year ending September 30, 2016. Line-
27 item appropriations include limitations on the number of payroll

1 hours to be funded, on the basis of 2,088 hours per each FTE
2 position. The department shall report the number of funded FTE
3 positions within 15 days after the effective date of this part. The
4 number of classified employees compensated through each line item
5 is limited by the authorized FTE positions indicated in part 1, as
6 adjusted for the number of reported funded FTE positions. The
7 report shall be provided to the house and senate appropriations
8 subcommittees on environmental quality and the house and senate
9 fiscal agencies.

10 Sec. 225. The department shall cooperate with the department
11 of technology, management, and budget to maintain a searchable
12 website accessible by the public at no cost that includes, but is
13 not limited to, all of the following for each department or agency:

14 (a) Fiscal year-to-date expenditures by category.

15 (b) Fiscal year-to-date expenditures by appropriation unit.

16 (c) Fiscal year-to-date payments to a selected vendor,
17 including the vendor name, payment date, payment amount, and
18 payment description.

19 (d) The number of active department employees by job
20 classification.

21 (e) Job specifications and wage rates.

22 Sec. 231. The department shall maintain, on a publicly
23 accessible website, a department scorecard that identifies, tracks,
24 and regularly updates key metrics that are used to monitor and
25 improve the agency's performance.

26 Sec. 234. Total authorized appropriations from all sources
27 under part 1 for legacy costs for the fiscal year ending September

30, 2016 are \$32,301,900.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$18,340,800.00. Total agency appropriations for retiree health care legacy costs are estimated at \$13,961,100.00.

REMEDICATION DIVISION

Sec. 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. 302. The unexpended funds appropriated in part 1 for emergency cleanup actions, the environmental cleanup and redevelopment program, 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 contaminated site cleanup.

(b) The projects will be accomplished by contract.

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

(d) The tentative completion date is September 30, 2020.

Sec. 303. Effective October 1, 2015, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection

1 act, 1994 PA 451, MCL 324.503a.

2 Sec. 304. Effective October 1, 2015, surplus funds not to
3 exceed \$1,000,000.00 in the community pollution prevention fund
4 created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated
5 to the environmental protection fund created in section 503a of the
6 natural resources and environmental protection act, 1994 PA 451,
7 MCL 324.503a.

8 Sec. 305. It is the intent of the legislature to repay the
9 refined petroleum fund for the \$70,000,000.00 that was transferred
10 to the environmental protection fund created in section 503a of the
11 natural resources and environmental protection act, 1994 PA 451,
12 MCL 324.503a, as part of the resolution for the fiscal year 2006-
13 2007 budget.

14 Sec. 306. (1) The funds appropriated in part 1 for the refined
15 petroleum product cleanup program shall be used to fund cleanup
16 activities on the following sites:

17 Site Name	County
18 Long Lake Super Market	Alpena
19 11192 S M-43	Barry
20 Mel's Service	Bay
21 American Laundry - Benton Harbor	Berrien
22 Spencer's Cleaners	Berrien
23 Baker Oil (W. Dickman)	Calhoun
24 USA MiniMart in Sault Ste. Marie	Chippewa
25 VanSloten Shell in Rudyard	Chippewa
26 City of Davison-Mill St	Genesee
27 Flint FD Fleet Admin	Genesee

1	Flint Water Department Service Center	Genesee
2	Howard Jameson A+H Racing	Gladwin
3	Clark #1501	Jackson
4	1201 Wealthy	Kent
5	1603 Diamond	Kent
6	2555 Oak Industrial Drive	Kent
7	501 Leonard	Kent
8	857 Wealthy	Kent
9	Market 103	Lapeer
10	Clark 1457 Adrian	Lenawee
11	Blanchard Grocery	Montcalm

12 (2) The department shall provide a report to the legislature
 13 on the amount actually spent at each site listed in subsection (1)
 14 and give a detailed account of the work actually performed at each
 15 site.

16 Sec. 309. The unexpended funds appropriated in part 1 for the
 17 brownfield grant program are considered work project appropriations
 18 and any unencumbered or unallotted funds are carried forward into
 19 the succeeding fiscal year. The following is in compliance with
 20 section 451a(1) of the management and budget act, 1984 PA 431, MCL
 21 18.1451a:

22 (a) The purpose of the projects to be carried forward is to
 23 provide contaminated site cleanup.

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

25 (c) The total estimated cost of all projects is \$1,500,000.00.

26 (d) The tentative completion date is September 30, 2020.

27 Sec. 310. (1) Upon approval by the state budget director, the

1 department may expend from the general fund of the state an amount
2 to meet the cash-flow requirements of projects funded under any of
3 the following that are financed from bond proceeds and for which
4 bonds have been authorized but not yet issued:

5 (a) Part 52 of the natural resources and environmental
6 protection act, 1994 PA 451, MCL 324.5201 to 324.5206.

7 (b) Part 193 of the natural resources and environmental
8 protection act, 1994 PA 451, MCL 324.19301 to 324.19306.

9 (c) Part 196 of the natural resources and environmental
10 protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

11 (2) Upon the sale of bonds for projects described in
12 subsection (1), the department shall credit the general fund of the
13 state an amount equal to that expended from the general fund.

14 Sec. 311. Not later than June 1, 2016, the department shall
15 provide a report to the house committee on natural resources, the
16 house appropriations subcommittee on environmental quality, the
17 senate committee on natural resources, and the senate
18 appropriations subcommittee on environmental quality detailing the
19 remediation and redevelopment actions funded by the May 12, 2015
20 Calhoun County circuit court settlement between the State of
21 Michigan and Enbridge Energy related to the July 2010 oil spill in
22 Talmadge Creek and the Kalamazoo River.

23 WATER RESOURCES DIVISION

24 Sec. 402. From the funds appropriated in part 1 for the water
25 quality and use initiative/general line item, the department shall
26 update a report detailing a comprehensive plan for the use of the

1 water quality and use initiative funding appropriated in part 1 and
2 identifying the amount of expenditures for specific programs made
3 from the water quality and use initiative/general line item, the
4 real-time beach monitoring program line item, and the wetlands
5 program line item. The report shall be submitted to the
6 chairpersons of the senate and house of representatives
7 appropriations subcommittees on environmental quality and the
8 senate and house fiscal agencies by September 30, 2016.

9 Sec. 405. If a certified health department does not exist in a
10 city, county, or district or does not fulfill its responsibilities
11 under part 117 of the natural resources and environmental
12 protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the
13 department may spend funds appropriated in part 1 under the septage
14 waste compliance program in accordance with section 11716 of the
15 natural resources and environmental protection act, 1994 PA 451,
16 MCL 324.11716.

17 Sec. 406. The department shall work with stakeholders to
18 revise the groundwater discharge permit fee structure in section
19 3122 prior to September 30, 2016.

20 AIR QUALITY DIVISION

21 Sec. 501. (1) From the increased funds appropriated in part 1
22 for the air quality program, the department shall increase the
23 funding available for compliance assistance, permitting,
24 inspections, monitoring, and enforcement of facilities that are
25 major sources of air pollution. The funding shall be used to assist
26 with assuring that this state meets national ambient air quality

standards and that this state is in compliance with the clean air act, 42 USC 7401 to 7671q.

(2) From the funds appropriated in part 1 for the additional air emission fee revenue enacted by the legislature for fiscal year 2015-2016, the department shall hire 1 FTE dedicated to oversight of the air quality programs for the Upper Peninsula.

Sec. 502. The department shall not assess additional penalties under part 55 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.5501 to 324.5542, for violations that occurred under a previous owner unless compelled by a consent order or judgment, or other legal requirement.

RESOURCE MANAGEMENT DIVISION

Sec. 603. From the funds appropriated in part 1, by December 31, 2015, the department shall compile and make available to the public on a publicly accessible website a report containing a summary document of each completed asset management plan for any stormwater, asset management, or wastewater grant awarded to a local unit of government to fund the development of a plan. As a condition of receiving a stormwater, asset management, or wastewater grant, a local unit of government shall make its asset management plan available to the department upon request when completed and shall retain copies of the plan that can be made available to the public for a minimum of 15 years. The department shall make available a summary document of each plan on a publicly accessible website by September 30 of the year it was completed. The summary document shall include a summary of the plan, the

1 plan's major identified assets, and contact information for the
2 local unit of government.

3 **UNDERGROUND STORAGE TANK AUTHORITY**

4 Sec. 701. The unexpended funds appropriated in part 1 for the
5 underground storage tank cleanup program are considered work
6 project appropriations, and any unencumbered or unallotted funds
7 are carried forward into the succeeding fiscal year. The following
8 is in compliance with section 451a(1) of the management and budget
9 act, 1984 PA 431, MCL 18.1451a:

10 (a) The purpose of the projects to be carried forward is to
11 provide contaminated site cleanup.

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

13 (c) The total estimated cost of all projects is
14 \$20,000,000.00.

15 (d) The tentative completion date is September 30, 2020.

16 PART 2A

17 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

18 FOR FISCAL YEAR 2016-2017

19 **GENERAL SECTIONS**

20 Sec. 2001. It is the intent of the legislature to provide
21 appropriations for the fiscal year ending on September 30, 2017 for
22 the line items listed in part 1. The fiscal year 2016-2017
23 appropriations are anticipated to be the same as those for fiscal
24 year 2015-2016, except that the line items will be adjusted for

1 changes in caseload and related costs, federal fund match rates,
2 economic factors, and available revenue. These adjustments will be
3 determined after the January 2016 consensus revenue estimating
4 conference.