

HOUSE BILL NO. 5776

February 22, 2022, Introduced by Reps. Hood, Brixie, Sowerby, Young, Neeley, Steckloff and Koleszar and referred to the Committee on Appropriations.

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2022; to provide for certain conditions on appropriations; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for various state departments
4 and agencies to supplement appropriations for the fiscal year

ending September 30, 2022, from the following funds:

APPROPRIATION SUMMARY

GROSS APPROPRIATION **\$ 100,000,000**

Interdepartmental grant revenues:

Total interdepartmental grants and
intradepartmental transfers 0

ADJUSTED GROSS APPROPRIATION **\$ 100,000,000**

Federal revenues:

Total federal revenues 100,000,000

Special revenue funds:

Total local revenues 0

Total private revenues 0

Total other state restricted revenues 0

State general fund/general purpose **\$ 0**

**Sec. 102. DEPARTMENT OF HEALTH AND HUMAN
SERVICES**

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION **\$ 100,000,000**

Interdepartmental grant revenues:

Total interdepartmental grants and
intradepartmental transfers 0

ADJUSTED GROSS APPROPRIATION **\$ 100,000,000**

Federal revenues:

Total federal revenues 100,000,000

Special revenue funds:

Total local revenues 0

Total private revenues 0

Total other state restricted revenues 0

1	State general fund/general purpose	\$	0
2	(2) ONE-TIME APPROPRIATIONS		
3	ARP - masks for local health departments	\$	40,000,000
4	ARP - testing kits for local health departments		60,000,000
5	GROSS APPROPRIATION	\$	100,000,000
6	Appropriated from:		
7	Federal revenues:		
8	Coronavirus state fiscal recovery fund		100,000,000
9	State general fund/general purpose	\$	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for the fiscal year ending September 30, 2022 is \$0.00 and total state spending from state sources to be paid to local units of government is \$0.00.

Sec. 202. The appropriations made and expenditures authorized under this part and part 1 and the departments, commissions, boards, offices, and programs for which appropriations are made under this part and part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. Funds appropriated in part 1 are subject to applicable federal audit and reporting requirements. Prompt action must be taken if instances of noncompliance are identified, including noncompliance identified in an audit finding. If any instance of noncompliance is identified, including noncompliance identified in an audit finding, the state budget director shall

1 take necessary and immediate action to rectify it. The state budget
2 director shall notify the senate and house appropriations
3 committees and the senate and house fiscal agencies when an
4 instance of noncompliance is identified.

5 Sec. 204. Funds appropriated in part 1 from the federal
6 American rescue plan act of 2021, Public Law 117-2, must be
7 allocated and expended in a manner consistent with federal rules
8 and regulations.

9 Sec. 205. The state budget director shall report on the status
10 of funds appropriated in part 1, and all funds appropriated related
11 to the coronavirus relief effort, to the senate and house
12 appropriations committees and the senate and house fiscal agencies
13 on a monthly basis until all funds are exhausted.

14
15 **DEPARTMENT OF HEALTH AND HUMAN SERVICES**

16 Sec. 301. (1) Funds appropriated in part 1 for ARP - masks for
17 local health departments must be allocated by the department of
18 health and human services to local health departments and community
19 organizations for the purchase and distribution of N95 or KN95
20 masks to help in the fight against the coronavirus and its
21 associated variants. Funding must be used to purchase and
22 distribute N95 or KN95 masks that have been approved and certified
23 by the Centers for Disease Control and Prevention, National
24 Institute for Occupational Safety and Health as legitimate
25 particulate respirators.

26 (2) The unexpended funds appropriated in part 1 for ARP -
27 masks for local health departments are designated as a work project
28 appropriation. Unencumbered or unallotted funds shall not lapse at
29 the end of the fiscal year and shall be available for expenditures

1 under this section until the project has been completed. The
2 following is in compliance with section 451a of the management and
3 budget act, 1984 PA 431, MCL 18.1451a:

4 (a) The purpose of the project is for local health departments
5 and community organizations to purchase and distribute N95 or KN95
6 masks to help in the fight against the coronavirus and its
7 associated variants.

8 (b) The project will be accomplished by utilizing state
9 employees, contracts with vendors, or local partners.

10 (c) The estimated cost of the project is \$40,000,000.00.

11 (d) The tentative completion date is September 30, 2026.

12 Sec. 302. (1) Funds appropriated in part 1 for ARP - testing
13 kits for local health departments must be allocated by the
14 department of health and human services to local health departments
15 and community organizations for the purchase and distribution of
16 at-home antigen diagnostic tests for SARS-CoV-2 to help in the
17 fight against the coronavirus and its associated variants. Funding
18 must be used to purchase and distribute at-home testing kits that
19 have been approved and certified by the Food and Drug
20 Administration under its emergency use authorization authority.

21 (2) The unexpended funds appropriated in part 1 for ARP -
22 testing kits for local health departments are designated as a work
23 project appropriation. Unencumbered or unallotted funds shall not
24 lapse at the end of the fiscal year and shall be available for
25 expenditures under this section until the project has been
26 completed. The following is in compliance with section 451a of the
27 management and budget act, 1984 PA 431, MCL 18.1451a:

28 (a) The purpose of the project is for local health departments
29 and community organizations to purchase and distribute at-home

1 antigen diagnostic tests for SARS-CoV-2 to help in the fight
2 against the coronavirus and its associated variants.

3 (b) The project will be accomplished by utilizing state
4 employees, contracts with vendors, or local partners.

5 (c) The estimated cost of the project is \$60,000,000.00.

6 (d) The tentative completion date is September 30, 2026.