SUBSTITUTE FOR

HOUSE BILL NO. 5365

A bill to make, supplement, adjust, and consolidate appropriations for various state departments and agencies, capital outlay, the judicial branch, and the legislative branch for the fiscal year ending September 30, 2013; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

ARTICLE I

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this article, the amounts listed in this part are appropriated for the department

of agriculture and rural development for the fiscal year ending September 30, 2013, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions..... 6.0		
Full-time equated classified positions..... 425.0		
GROSS APPROPRIATION.....	$	76,953,000
Interdepartmental grant revenues:		
IDG from LARA (LCC), liquor quality testing fees		209,900
IDG from MDNR, forest development fund.....		200,000
IDG from MDEQ, biosolids.....		107,000
One-time interdepartmental grant revenues.....		2,400
Total interdepartmental grants and intradepartmental transfers		519,300
ADJUSTED GROSS APPROPRIATION.....	$	76,433,700
Federal revenues:		
USDA, multiple grants.....		7,629,800
EPA, multiple grants.....		1,704,400
HHS-FDA.....		1,780,400
One-time federal revenues.....		85,000
Total federal revenues.....		11,199,600
Special revenue funds:		
Total local revenues.....		0
Private - slow-the-spread foundation.....		86,800
Private - commodity group revenue.....		87,500
One-time private revenues.....		1,500

1	Total private revenues	175,800
2	Agricultural preservation fund	1,395,300
3	Agriculture equine industry development fund	3,834,900
4	Animal welfare fund	209,600
5	Commodity inspection fees	566,300
6	Consumer and industry food safety education fund	306,200
7	Dairy and food safety fund	3,159,800
8	Freshwater protection fund	5,095,500
9	Gasoline inspection and testing fund	2,570,200
10	Grain dealer fee fund	535,200
11	Horticulture fund	75,800
12	Industry support funds	549,100
13	Licensing and inspection fees	4,266,800
14	Migratory labor housing fund	157,000
15	Nonretail liquor fees	782,900
16	Refined petroleum fund	4,012,000
17	Renewable fuels fund	50,000
18	Testing fees	475,300
19	Weights and measures regulation fees	771,400
20	One-time state restricted revenues	146,100
21	Total other state restricted revenues	28,959,400
22	State general fund/general purpose	$ 36,098,900

23 State general fund/general purpose schedule:

24 Ongoing state general fund/general

25 purpose 33,863,600

26 One-time state general fund/general

27 purpose 2,235,300

1 **Sec. 102. DEPARTMENTWIDE**

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

3 Full-time equated classified positions..... 27.0

4	Commissions and boards.....	$ 23,800
5	Unclassified positions--6.0 FTE positions.....	700,000
6	Executive direction--9.0 FTE positions.....	1,287,300
7	Management services--15.0 FTE positions.....	995,200
8	Statistical reporting service--1.0 FTE positions.....	157,300
9	Emergency management--2.0 FTE positions.....	770,500
10	Accounting service center.....	920,200
11	Rent and building occupancy.....	1,008,700
12	GROSS APPROPRIATION.....	$ 5,863,000
13	Appropriated from:	
14	Federal revenues:	
15	USDA, multiple grants.....	228,400
16	EPA, multiple grants.....	177,000
17	HHS-FDA.....	552,300
18	Special revenue funds:	
19	Private - commodity group revenue.....	87,500
20	Agricultural preservation fund.....	23,100
21	Freshwater protection fund.....	34,100
22	Industry support funds.....	49,500
23	Licensing and inspection fees.....	159,500
24	Nonretail liquor fees.....	38,100
25	Refined petroleum fund.....	320,300
26	State general fund/general purpose.....	$ 4,193,200

27 **Sec. 103. INFORMATION AND TECHNOLOGY**

1 Information technology services and projects ..... $ 1,384,900
2 GROSS APPROPRIATION ..... $ 1,384,900
3 Appropriated from:
4 Interdepartmental grant revenues:
5 IDG from LARA (LCC), liquor quality testing fees 3,000
6 Special revenue funds:
7 Agricultural preservation fund 200
8 Agriculture equine industry development fund 80,800
9 Freshwater protection fund 100
10 Gasoline inspection testing fund 29,500
11 Licensing and inspection fees 30,400
12 Nonretail liquor fees 500
13 State general fund/general purpose ..... $ 1,240,400
14 **Sec. 104. FOOD AND DAIRY**
15 Full-time equated classified positions 101.0
16 Food safety and quality assurance--75.0 FTE positions $ 10,167,500
17 Milk safety and quality assurance--26.0 FTE positions 3,474,800
18 GROSS APPROPRIATION ..... $ 13,642,300
19 Appropriated from:
20 Federal revenues:
21 USDA, multiple grants 247,500
22 HHS-FDA 476,400
23 Special revenue funds:
24 Consumer and industry food safety education fund 306,200
25 Dairy and food safety fund 3,159,800
26 State general fund/general purpose ..... $ 9,452,400
27 **Sec. 105. ANIMAL INDUSTRY**

1 Full-time equated classified positions..... 60.0
2 Animal disease prevention and response--60.0 FTE
3 positions ..... $ 8,956,700
4 Indemnification - livestock depredation..... 50,000
5 GROSS APPROPRIATION..... $ 9,006,700
6 Appropriated from:
7 Federal revenues:
8 USDA, multiple grants..... 836,200
9 HHS-FDA..... 44,200
10 Special revenue funds:
11 Animal welfare fund..... 209,600
12 Licensing and inspection fees..... 123,100
13 State general fund/general purpose..... $ 7,793,600
14 **Sec. 106. PESTICIDE AND PLANT PEST MANAGEMENT**
15 Full-time equated classified positions..... 81.0
16 Pesticide and plant pest management--77.0 FTE
17 positions ..... $ 10,610,100
18 Producer security/grain dealers--4.0 FTE positions ... 574,200
19 GROSS APPROPRIATION..... $ 11,184,300
20 Appropriated from:
21 Federal revenues:
22 USDA, multiple grants..... 1,166,100
23 EPA, multiple grants..... 769,500
24 HHS-FDA..... 113,700
25 Special revenue funds:
26 Private - slow-the-spread foundation..... 86,800
27 Commodity inspection fees..... 566,300

1	Grain dealers fee fund.....	535,200
2	Horticulture fund.....	75,800
3	Industry support funds.....	350,800
4	Licensing and inspection fees.....	3,866,700
5	State general fund/general purpose..... $	3,653,400
6	**Sec. 107. ENVIRONMENTAL STEWARDSHIP**	
7	Full-time equated classified positions..... 50.0	
8	Environmental stewardship--18.0 FTE positions..... $	6,146,500
9	Michigan agriculture environmental assurance program--	
10	7.0 FTE positions	1,621,500
11	Farmland and open space preservation--9.0 FTE	
12	positions	872,000
13	Private forest development program.....	200,000
14	Local conservation districts.....	100
15	Migrant labor housing--9.0 FTE positions.....	1,156,900
16	Right-to-farm--3.0 FTE positions.....	555,100
17	Intercounty drain--4.0 FTE positions.....	453,100
18	GROSS APPROPRIATION..... $	11,005,200
19	Appropriated from:	
20	Interdepartmental grant revenues:	
21	IDG from MDNR, forest development fund.....	200,000
22	IDG from MDEQ, biosolids.....	107,000
23	Federal revenues:	
24	USDA, multiple grants.....	1,035,200
25	EPA, multiple grants.....	373,800
26	Special revenue funds:	
27	Agricultural preservation fund.....	872,000

1	Freshwater protection fund.....	5,061,300
2	Migratory labor housing fund.....	157,000
3	State general fund/general purpose..... $	3,198,900
4	**Sec. 108. LABORATORY PROGRAM**	
5	Full-time equated classified positions..... 90.0	
6	Laboratory services--38.0 FTE positions..... $	5,686,400
7	USDA monitoring--13.0 FTE positions.....	2,548,700
8	Consumer protection program--39.0 FTE positions.....	5,667,300
9	GROSS APPROPRIATION..... $	13,902,400
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG from LARA (LCC), liquor quality testing fees.....	206,900
13	Federal revenues:	
14	USDA, multiple grants.....	2,549,600
15	EPA, multiple grants.....	384,100
16	HHS-FDA.....	593,800
17	Special revenue funds:	
18	Agriculture equine industry development fund.....	592,400
19	Gasoline inspection and testing fund.....	2,540,700
20	Licensing and inspection fees.....	87,100
21	Refined petroleum fund.....	3,691,700
22	Renewable fuels fund.....	50,000
23	Testing fees.....	475,300
24	Weights and measures regulation fees.....	771,400
25	State general fund/general purpose..... $	1,959,400
26	**Sec. 109. AGRICULTURE DEVELOPMENT**	
27	Full-time equated classified positions..... 13.0	

1 Agriculture development--10.0 FTE positions	$	2,712,000
2 Grape and wine program--3.0 FTE positions		788,600
3 Rural development value-added grants		1,050,000
4 GROSS APPROPRIATION	$	4,550,600
5 Appropriated from:		
6 Federal revenues:		
7 USDA, multiple grants		1,566,800
8 Special revenue funds:		
9 Industry support funds		148,800
10 Nonretail liquor fees		744,300
11 State general fund/general purpose	$	2,090,700

12 **Sec. 110. FAIRS AND EXPOSITIONS**

13 Full-time equated classified positions 3.0

14 Fairs and racing--3.0 FTE positions	$	351,100
15 County fairs capital improvement grants		281,600
16 Purses and supplements - fairs/licensed tracks		708,300
17 Licensed tracks - light horse racing		40,300
18 Light horse racing – breeders awards		20,000
19 Standardbred breeders' awards		285,900
20 Standardbred purses and supplements - licensed tracks		527,800
21 Standardbred sire stakes		239,000
22 Thoroughbred supplements - licensed tracks		385,900
23 Thoroughbred breeder's awards		358,600
24 Thoroughbred sire stakes		244,800
25 GROSS APPROPRIATION	$	3,443,300
26 Appropriated from:		
27 Special revenue funds:		

1 Agriculture equine industry development fund		3,161,700
2 State general fund/general purpose	$	281,600
3 **Sec. 111. CAPITAL OUTLAY**		
4 Farmland and open space development acquisition	$	500,000
5 GROSS APPROPRIATION	$	500,000
6 Appropriated from:		
7 Special revenue funds:		
8 Agriculture preservation fund		500,000
9 State general fund/general purpose	$	0
10 **Sec. 112. ONE-TIME BASIS ONLY**		
11 State employee lump-sum payments	$	470,300
12 Private forestry program		600,000
13 Rural development value-added grants (1-time)		900,000
14 New food safety requirements		500,000
15 GROSS APPROPRIATION	$	2,470,300
16 Appropriated from:		
17 One-time interdepartmental grant revenues		2,400
18 One-time federal revenues		85,000
19 One-time private revenues		1,500
20 One-time state restricted revenues		146,100
21 State general fund/general purpose	$	2,235,300

22 PART 2

23 PROVISIONS CONCERNING APPROPRIATIONS

24 FOR FISCAL YEAR 2012-2013

25 **GENERAL SECTIONS**

Sec. 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 2012-2013 is $65,058,300.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 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.....	$	1,500,000
TOTAL.....	$	1,500,000

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

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

(b) "Director" means the director of the department.

(c) "EPA" means the United States environmental protection agency.

(d) "FTE" means full-time equated.

(e) "HHS-FDA" means the United States department of health and human services - food and drug administration.

(f) "IDG" means interdepartmental grant.

(g) "LARA" means the Michigan department of licensing and regulatory affairs.

(h) "MDEQ" means the Michigan department of environmental quality.

(i) "USDA" means the United States department of agriculture.

Sec. 204. The civil service commission shall bill departments and agencies at the end of the first fiscal quarter for the charges authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 206. (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 article 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 article 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 article 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 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 207. The department shall maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 208. Unless otherwise specified, the departments shall use the Internet to fulfill the reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or

1 services, or both, that are manufactured or provided by Michigan
2 businesses owned and operated by veterans, if they are
3 competitively priced and of comparable quality.
4 Sec. 211. Amounts appropriated in part 1 for information
5 technology may be designated as work projects and carried forward
6 to support technology projects under the direction of the
7 department of technology, management, and budget. Funds designated
8 in this manner are not available for expenditure until approved as
9 work projects under section 451a of the management and budget act,
10 1984 PA 431, MCL 18.1451a.
11 Sec. 212. The department and agencies receiving appropriations
12 in part 1 shall receive and retain copies of all reports funded
13 from appropriations in part 1. Federal and state guidelines for
14 short-term and long-term retention of records shall be followed.
15 The department may electronically retain copies of reports unless
16 otherwise required by federal and state guidelines.
17 Sec. 214. From the funds appropriated in part 1 for
18 information technology, departments and agencies shall pay user
19 fees to the department of technology, management, and budget for
20 technology-related services and projects. The user fees shall be
21 subject to provisions of an interagency agreement between the
22 department and agencies and the department of technology,
23 management, and budget.
24 Sec. 215. The department shall not take disciplinary action
25 against an employee for communicating with a member of the
26 legislature or his or her staff.
27 Sec. 218. The departments and agencies receiving

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

(a) The dates of each travel occurrence.

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

Sec. 219. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 228. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of

the senate and house of representatives standing committees on appropriations, and the senate and house fiscal agencies.

Sec. 229. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on agriculture and rural development, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 230. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 231. By October 31, 2012, the department shall identify 10 principal measurable outcomes to be affected by expenditure of the funds appropriated in part 1 and submit a report to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director that ranks the outcomes by level of importance and contains current data on those outcomes. Beginning on April 1, 2013, the department shall provide biannual updates to the house and senate appropriations committees on changes in those measurable outcomes and departmental efforts to improve the outcomes.

EXECUTIVE

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

(a) Management services publications.

(b) Management services audit and licensing functions.

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

(d) Pesticide and plant pest management grading services.

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

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

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

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

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

(2) The department shall notify the senate and house appropriations subcommittees on agriculture and rural development

and the senate and house fiscal agencies 30 days prior to proposing changes in fees authorized under this section or under section 5 of 1915 PA 91, MCL 285.35.

(3) Annually, before February 1, the department shall provide a report to the senate and house appropriations subcommittees on agriculture and rural development and the senate and house fiscal agencies detailing all the fees charged by the department under the authorization provided in this section, including, but not limited to, rates, number of individuals paying each fee, and the revenue generated by each fee in the previous fiscal year.

Sec. 302. Of the funds appropriated in part 1 that are other than line-item grants, the department shall not provide grants to local government agencies, institutions of higher education, or nonprofit organizations unless the department provides notice of the grant to the senate and house appropriations subcommittees on agriculture and rural development at least 10 days before the grant is issued. The grants shall be used to support research or other related activities for the purpose of enhancing the agricultural industries in this state.

FOOD AND DAIRY

Sec. 402. Not later than April 1, 2013, the department shall provide a report to the senate and house appropriations subcommittees on agriculture and rural development and the senate and house fiscal agencies describing significant food-borne outbreaks and emergencies, including any enforcement actions taken related to food safety during the 2011-2012 fiscal year.

ANIMAL INDUSTRY

Sec. 451. From the funds appropriated in part 1 for bovine tuberculosis, the department shall pay for all whole herd testing costs and individual animal testing costs in the modified accredited zone to maintain split-state status requirements. These costs include indemnity and compensation for injury causing death or downer to animals.

Sec. 453. (1) Of the funds appropriated in part 1, the department may provide for indemnity as provided for pursuant to the animal industry act, 1988 PA 466, MCL 287.701 to 287.746, not to exceed $100,000.00 per order from any line item for the fiscal year ending September 30, 2012. Before the department provides for an indemnification under this section, the department shall report the reason for the indemnification, the amount of the indemnification, and to whom the indemnification is to be paid. The report shall be given to each member of the senate and house appropriations subcommittees on agriculture and rural development and to the senate and house fiscal agencies and to the state budget director.

(2) The department of agriculture and rural development shall make an indemnification payment for the fair market value of livestock killed by a wolf, coyote, or cougar, if the kill is verified by the department of natural resources. The fair market value of the livestock shall be determined pursuant to the indemnification procedures prescribed in the animal industry act, 1988 PA 466, MCL 287.701 to 287.745.

(3) The funds appropriated in part 1 for indemnification - livestock depredation are appropriated for indemnification payments and related department costs under subsection (2). On or before March 1, 2013, the department shall report to the house and senate appropriations subcommittees on agriculture and rural development, and the house and senate fiscal agencies, on costs incurred in the 2010-2011 and 2011-2012 fiscal years for indemnification payments to producers made under subsection (2) and related department costs.

Sec. 454. The department shall use its resources to collaborate with the United States department of agriculture and rural development to obtain TB-free status for the area of the Lower Peninsula that is zoned as modified accredited advanced. The department shall also aggressively work toward eradicating bovine TB in the modified accredited zone. The department shall also convene a workgroup to work toward eradicating bovine TB in the modified accredited zone.

Sec. 456. Of the funds appropriated in part 1, no funds shall be used to enforce the mandatory electronic animal identification program for any domestic animals other than cattle until specific procedures and guidelines for electronic animal identification are outlined in statute.

Sec. 457. On or before October 15, 2012, and on a quarterly basis thereafter, the department shall report to the senate and house agriculture committees, the senate and house appropriations subcommittees on agriculture and rural development, and the senate and house fiscal agencies on the department's progress toward

meeting the USDA requirements as outlined in the March 2007 bovine TB program review. The report shall include, but is not limited to, information and data on: wildlife risk mitigation plan implementation in the modified accredited zone; implementation of a movement certificate process; progress toward annual surveillance test requirements set out in the June 2007 MOU; efforts to work with slaughter facilities in Michigan, as well as those that slaughter a significant number of animals from Michigan; educational programs and information for Michigan's livestock community; any other item the legislature should be aware of that will promote or hinder efforts to achieve bovine TB-free status for Michigan.

Sec. 458. From the funds appropriated in part 1 for animal industry, the department shall provide inspection and testing of aquaculture facilities and aquaculture researchers as provided under section 7 of the Michigan aquaculture development act, 1996 PA 199, MCL 286.877. It is the intent of the legislature that the department shall work with aquaculture facilities and aquaculture researchers to identify, contain, and eradicate viral hemorrhagic septicemia in this state.

PESTICIDE AND PLANT PEST MANAGEMENT

Sec. 551. (1) It is the intent of the legislature that the department work with the fruit and vegetable industry to ensure the development of a sustainable system of third-party inspections of fruits and vegetables.

(2) From the funds appropriated in part 1 for pesticide and

plant pest management, not less than $200,000.00 shall be used for the purpose to ensure that Michigan commodities receive departmental inspections required by other governments to ship commodities out of Michigan. The department shall devise a plan to provide these required government inspections in a timely manner.

Sec. 552. The department is encouraged to work with local public health departments and with the USDA to maintain and expand the clean sweep program for the safe disposal of hazardous household chemicals and prescription drugs. The department shall report to the house and senate appropriations subcommittees on agriculture and rural development and the house and senate fiscal agencies by March 1, 2013 on clean sweep locations in this state and on factors affecting program success and expansion including funding requirements.

ENVIRONMENTAL STEWARDSHIP

Sec. 601. The part 1 appropriation line item environmental stewardship shall be used to support department agriculture pollution prevention programs, including groundwater and freshwater protection programs under part 87 of the Michigan natural resources and environmental protection act, 1994 PA 451, MCL 324.8701 to 324.8717, and technical assistance in implementing conservation grants available under the federal farm bill of 2008.

Sec. 606. The department shall actively search for all possible funding sources to be used to match federal funds in the USDA environmental quality incentives program.

Sec. 607. (1) It is the intent of the legislature that the

department continue its activities in support of intercounty drainage districts as provided in chapter 5 of the drain code of 1956, 1956 PA 40, MCL 280.101 to 280.106.

(2) The department shall work with representatives of intercounty drainage districts to develop a mutually agreeable method of funding department costs associated with the intercounty drainage program.

Sec. 608. From the funds appropriated in part 1 for Michigan agriculture environmental assurance program, the department shall work to address water quality issues affecting Lake St. Clair, including efforts to reduce nonpoint source pollution.

AGRICULTURE DEVELOPMENT

Sec. 706. Not later than April 1, 2013, the department shall provide a report to the senate and house appropriations subcommittees on agriculture and rural development and the senate and house fiscal agencies describing the department's agriculture development and export market development activities. The report shall identify grants awarded during the prior fiscal year, including a description of federal or private funds made available as a result of department activities.

Sec. 709. (1) Not later than April 1, 2013, the department shall provide a report to the senate and house appropriations subcommittees on agriculture and rural development and the senate and house fiscal agencies describing the activities of the grape and wine industry council established under section 303 of the Michigan liquor control act of 1998, 1998 PA 58, MCL 436.1303.

(2) The report shall include all of the following:

(a) Council activities and accomplishments for the previous fiscal year.

(b) Council expenditures for the previous fiscal year by category of administration, industry support, research and education grants, and promotion and consumer education.

(c) Grants awarded during the prior fiscal year and the results of research grant projects completed during the prior fiscal year.

Sec. 710. The department shall administer the rural development value-added grant program as prescribed in section 1101.

FAIRS AND EXPOSITIONS

Sec. 801. All appropriations from the agricultural equine industry development fund shall be spent on equine-related purposes. No funds from the agriculture equine industry development fund shall be expended for nonequine-related purposes without prior approval of the legislature.

Sec. 802. All appropriations from the agriculture equine industry development fund, except for the racing commission and laboratory analysis program appropriations, shall be reduced proportionately if revenues to the agriculture equine industry development fund decline during the fiscal year ending September 30, 2012 to a level lower than the amounts appropriated in section 108.

Sec. 803. In the event there is no live thoroughbred race meet

in 2011 or 2012, all purse money and program money appropriated for the thoroughbred industry in fiscal year 2010-2011 and fiscal year 2011-2012 shall be held in escrow for a period not to exceed 18 months, or until a thoroughbred race meet license is applied for and granted by the Michigan gaming control board. In the event there is no thoroughbred meet in 2011 or 2012, the purse pool distribution order to be issued by the Michigan gaming control board in 2012 that delineates distribution between the thoroughbred meet that has been held at pinnacle race course and the joint thoroughbred/quarterhorse meet held in Mt. Pleasant shall be the same distribution formula as issued in 2011, with the thoroughbred portion being held in escrow.

Sec. 804. The Michigan gaming control board shall use actual expenditure data in determining the actual regulatory costs of conducting racing dates and shall provide that data to the senate and house of representatives appropriations subcommittees on agriculture and rural development and general government and the senate and house fiscal agencies. The Michigan gaming control board shall not be reimbursed for more than the actual regulatory cost of conducting race dates. If a certified horsemen's organization funds more than the actual regulatory cost, the balance shall remain in the agriculture equine industry development fund to be used to fund subsequent race dates conducted by race meeting licensees with which the certified horsemen's organization has contracts. If a certified horsemen's organization funds less than the actual regulatory costs of the additional horse racing dates, the Michigan gaming control board shall reduce the number of future race dates

conducted by race meeting licensees with which the certified horsemen's organization has contracts. Prior to the reduction in the number of authorized race dates due to budget deficits, the executive director of the Michigan gaming control board shall provide notice to the certified horsemen's organizations with an opportunity to respond with alternatives. In determining actual costs, the Michigan gaming control board shall take into account that each specific breed may require different regulatory mechanisms.

Sec. 805. (1) The department shall establish and administer a county fairs capital improvement grant program. The program shall assist in the promotion of building improvements or other capital improvements at county fairgrounds of the state.

(2) The department shall award grants on a competitive basis to county fair organizations from the funds appropriated in part 1 for county fairs capital improvements grants. Grantees will be required to provide a dollar-for-dollar cash match with grant awards and identify measurable project outcomes.

(3) The department shall identify criteria, evaluate applications, and provide recommendations to the director for final approval of grant awards.

(4) The department may expend money from the funds appropriated in part 1 for the county fairs capital improvement grants for administering the program.

(5) The unexpended portion of the county fairs capital improvement grant program is considered a work project appropriation in accordance with the management and budget act,

1984 PA 431, MCL 18.1101 to 18.1594.

(6) The department shall provide an interim report no later than March 15, 2013 and a year-end report no later than September 30, 2013 to the senate and house appropriations subcommittees on agriculture and rural development and the senate and house fiscal agencies, including the grantees, award amount, match funding, and project outcomes.

CAPITAL OUTLAY

Sec. 1002. (1) The director shall allocate lump-sum appropriations made in this article 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. 1003. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME BASIS ONLY APPROPRIATIONS

Sec. 1101. (1) The department shall establish and administer a rural development value-added grant program. The program shall promote the expansion of value-added agricultural production, processing, and access within the state.

(2) The department shall award grants on a competitive basis from the funds appropriated in part 1 for rural development value-added grants. Grantees will be required to provide a cash match and identify measurable project outcomes. Eligible grantees may include, but are not limited to, individuals, partnerships, cooperatives, private or public corporations, and local units of government.

(3) A joint evaluation committee shall be selected by the director with representatives with agriculture, business, and economic development expertise. The joint evaluation committee shall identify criteria, evaluate applications, and provide recommendations to the director for final approval of grant awards.

(4) The department may expend money from the funds appropriated in part 1 for the rural development valued-added grants for administering the program.

(5) The unexpended portion of the rural development value-added grant program is considered a work project appropriation in accordance with the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

(6) The department shall provide an interim report no later than March 15, 2013 and year-end report no later than September 30,

2013 to the senate and house appropriations subcommittees on agriculture and rural development and the senate and house fiscal agencies, including the grantees, award amount, match funding, and project outcomes.

Sec. 1103. (1) The appropriations in part 1 for private forestry program is for the purpose of increasing the knowledge of nonindustrial private forestland owners of sound forest management practices and increasing the amount of commercial timber production from those lands.

(2) The department shall work in partnership with stakeholder groups and other state and federal agencies to increase the active management of nonindustrial private forestland to foster the growth of Michigan's timber product industry.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating

1 conference.

2 ARTICLE IV

3 DEPARTMENT OF COMMUNITY HEALTH

4 PART 1

5 LINE-ITEM APPROPRIATIONS

6 Sec. 101. Subject to the conditions set forth in this article,
7 the amounts listed in this part are appropriated for the department
8 of community health for the fiscal year ending September 30, 2013,
9 from the funds indicated in this part. The following is a summary
10 of the appropriations in this part:

11 **DEPARTMENT OF COMMUNITY HEALTH**

12 APPROPRIATION SUMMARY

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

14 Full-time equated classified positions..... 3,546.6

15 Average population 893.0

16 GROSS APPROPRIATION..... $ 15,034,057,700

17 Interdepartmental grant revenues:

18 Total interdepartmental grants and intradepartmental

19 transfers 10,023,800

20 ADJUSTED GROSS APPROPRIATION..... $ 15,024,033,900

21 Federal revenues:

22 Total federal revenues..... 9,673,682,000

23 Social security act, temporary assistance for needy

24 families 22,341,500

25 Special revenue funds:

1 Total local revenues		257,148,600
2 Total private revenues		93,364,000
3 Merit award trust fund		81,202,200
4 Total other state restricted revenues		2,078,857,800
5 State general fund/general purpose	$	2,817,437,800
6 State general fund/general purpose schedule:		
7 Ongoing state general fund/general		
8 purpose 2,802,091,300		
9 One-time state general fund/general		
10 purpose 15,346,500		
11 **Sec. 102. DEPARTMENTWIDE ADMINISTRATION**		
12 Full-time equated unclassified positions 6.0		
13 Full-time equated classified positions 176.7		
14 Director and other unclassified--6.0 FTE positions	$	700,000
15 Departmental administration and management--166.7		
16 FTE positions		24,453,200
17 Worker's compensation program		7,612,800
18 Rent and building occupancy		9,386,500
19 Developmental disabilities council and		
20 projects--10.0 FTE positions		2,986,900
21 GROSS APPROPRIATION	$	45,139,400
22 Appropriated from:		
23 Federal revenues:		
24 Total federal revenues		14,797,300
25 Special revenue funds:		
26 Total private revenues		34,600
27 Total other state restricted revenues		780,500

1 State general fund/general purpose ..... $ 29,527,000

2 **Sec. 103. BEHAVIORAL HEALTH PROGRAM ADMINISTRATION**

3 **AND SPECIAL PROJECTS**

4 Full-time equated classified positions..... 103.0

5 Behavioral health program administration--102.0 FTE

6 positions ..... $ 17,810,400

7 Gambling addiction--1.0 FTE position 3,000,000

8 Protection and advocacy services support 194,400

9 Community residential and support services 1,549,100

10 Federal and other special projects 3,541,600

11 Family support subsidy 19,161,000

12 Housing and support services 11,322,500

13 GROSS APPROPRIATION ..... $ 56,579,000

14 Appropriated from:

15 Federal revenues:

16 Total federal revenues 20,260,000

17 Social security act, temporary assistance for needy

18 families 19,341,500

19 Special revenue funds:

20 Total private revenues 400,000

21 Total other state restricted revenues 3,000,000

22 State general fund/general purpose ..... $ 13,577,500

23 **Sec. 104. BEHAVIORAL HEALTH SERVICES**

24 Full-time equated classified positions..... 9.5

25 Medicaid mental health services ..... $ 2,160,013,200

26 Community mental health non-Medicaid services 274,136,200

27 Medicaid adult benefits waiver 32,056,100

1 Mental health services for special populations	5,842,800
2 Medicaid substance abuse services	47,033,500
3 CMHSP, purchase of state services contracts	144,602,500
4 Civil service charges	1,499,300
5 Federal mental health block grant--2.5 FTE positions .	15,424,900
6 State disability assistance program substance abuse	
7 services	2,018,800
8 Community substance abuse prevention, education, and	
9 treatment programs	80,093,000
10 Children's waiver home care program	19,444,800
11 Nursing home PAS/ARR-OBRA--7.0 FTE positions	12,233,600
12 Children with serious emotional disturbance waiver ...	12,651,000
13 GROSS APPROPRIATION	$ 2,807,049,700
14 Appropriated from:	
15 Interdepartmental grant revenues:	
16 Interdepartmental grant from the department of human	
17 services	6,194,900
18 Federal revenues:	
19 Total federal revenues	1,599,844,700
20 Special revenue funds:	
21 Total local revenues	25,228,900
22 Total other state restricted revenues	22,261,900
23 State general fund/general purpose	$ 1,153,519,300

24 **Sec. 105. STATE PSYCHIATRIC HOSPITALS AND FORENSIC**
25 **MENTAL HEALTH SERVICES**
26 Total average population 893.0
27 Full-time equated classified positions..... 2,130.9

1	Caro Regional Mental Health Center - psychiatric	
2	hospital - adult--461.3 FTE positions.....	$ 62,292,300
3	Average population 185.0	
4	Kalamazoo Psychiatric Hospital - adult--466.1 FTE	
5	positions	60,127,200
6	Average population 189.0	
7	Walter P. Reuther Psychiatric Hospital -	
8	adult--420.8 FTE positions	55,662,500
9	Average population 234.0	
10	Hawthorn Center - psychiatric hospital - children	
11	and adolescents--226.4 FTE positions.....	28,632,900
12	Average population 75.0	
13	Center for forensic psychiatry--556.3 FTE positions ..	69,129,600
14	Average population 210.0	
15	Revenue recapture.....	750,000
16	IDEA, federal special education.....	120,000
17	Special maintenance.....	332,500
18	Purchase of medical services for residents of	
19	hospitals and centers	445,600
20	Gifts and bequests for patient living and treatment	
21	environment	1,000,000
22	GROSS APPROPRIATION.....	$ 278,492,600
23	Appropriated from:	
24	Federal revenues:	
25	Total federal revenues.....	33,729,100
26	Special revenue funds:	
27	CMHSP, purchase of state services contracts.....	144,602,500

1 Other local revenues 18,707,400
2 Total private revenues 1,000,000
3 Total other state restricted revenues 16,537,300
4 State general fund/general purpose ..... $ 63,916,300
5 **Sec. 106. PUBLIC HEALTH ADMINISTRATION**
6 Full-time equated classified positions..... 101.9
7 Public health administration--7.3 FTE positions ..... $ 1,594,000
8 Health and wellness initiatives—10.7 FTE positions ... 7,146,600
9 Minority health grants and contracts--2.5 FTE
10 positions 612,700
11 Vital records and health statistics--81.4 FTE
12 positions 9,643,300
13 GROSS APPROPRIATION ..... $ 18,996,600
14 Appropriated from:
15 Interdepartmental grant revenues:
16 Interdepartmental grant from the department of human
17 services 1,181,200
18 Federal revenues:
19 Total federal revenues 4,229,700
20 Special revenue funds:
21 Total other state restricted revenues 10,301,600
22 State general fund/general purpose ..... $ 3,284,100
23 **Sec. 107. HEALTH POLICY**
24 Full-time equated classified positions..... 64.8
25 Emergency medical services program state staff--23.0
26 FTE positions ..... $ 4,502,400
27 Emergency medical services grants and services 660,000

1 Health policy administration--24.1 FTE positions 4,304,600
2 Nurse education and research program--3.0 FTE
3 positions 762,300
4 Certificate of need program administration--12.3 FTE
5 positions 2,021,900
6 Rural health services--1.0 FTE position 1,529,100
7 Michigan essential health provider 1,491,300
8 Primary care services--1.4 FTE positions 3,235,900
9 GROSS APPROPRIATION ..... $ 18,507,500
10 Appropriated from:
11 Interdepartmental grant revenues:
12 Interdepartmental grant from the department of
13 licensing and regulatory affairs 2,058,800
14 Interdepartmental grant from the department of
15 treasury, Michigan state hospital finance authority. 112,400
16 Federal revenues:
17 Total federal revenues 6,145,800
18 Special revenue funds:
19 Total private revenues 255,000
20 Total other state restricted revenues 5,783,000
21 State general fund/general purpose ..... $ 4,152,500
22 **Sec. 108. INFECTIOUS DISEASE CONTROL**
23 Full-time equated classified positions..... 44.5
24 AIDS prevention, testing, and care programs--12.7
25 FTE positions ..... $ 58,558,700
26 Immunization local agreements 11,975,200
27 Immunization program management and field

1 support--12.8 FTE positions 1,835,300
2 Pediatric AIDS prevention and control--1.0 FTE
3 position 1,233,100
4 Sexually transmitted disease control local agreements 3,360,700
5 Sexually transmitted disease control management and
6 field support--18.0 FTE positions..... 3,794,100
7 GROSS APPROPRIATION..... $ 80,757,100
8 Appropriated from:
9 Federal revenues:
10 Total federal revenues..... 42,597,900
11 Special revenue funds:
12 Total private revenues..... 27,707,700
13 Total other state restricted revenues..... 7,605,200
14 State general fund/general purpose..... $ 2,846,300
15 **Sec. 109. LABORATORY SERVICES**
16 Full-time equated classified positions..... 100.0
17 Laboratory services--100.0 FTE positions..... $ 18,023,400
18 GROSS APPROPRIATION..... $ 18,023,400
19 Appropriated from:
20 Interdepartmental grant revenues:
21 Interdepartmental grant from the department of
22 environmental quality 456,800
23 Federal revenues:
24 Total federal revenues..... 2,730,500
25 Special revenue funds:
26 Total other state restricted revenues..... 8,310,400
27 State general fund/general purpose..... $ 6,525,700

1 **Sec. 110. EPIDEMIOLOGY**

2 Full-time equated classified positions..... 115.1

3 AIDS surveillance and prevention program..... $ 2,254,100

4 Bioterrorism preparedness--55.0 FTE positions..... 35,201,400

5 Epidemiology administration--41.6 FTE positions..... 9,253,000

6 Healthy homes program--8.0 FTE positions..... 4,932,100

7 Newborn screening follow-up and treatment

8 services--10.5 FTE positions 5,629,000

9 Tuberculosis control and prevention..... 867,000

10 GROSS APPROPRIATION..... $ 58,136,600

11 Appropriated from:

12 Federal revenues:

13 Total federal revenues..... 47,078,200

14 Special revenue funds:

15 Total private revenues..... 100,000

16 Total other state restricted revenues..... 9,007,500

17 State general fund/general purpose..... $ 1,950,900

18 **Sec. 111. LOCAL HEALTH ADMINISTRATION AND GRANTS**

19 Full-time equated classified positions..... 2.0

20 Essential local public health services..... $ 37,386,100

21 Implementation of 1993 PA 133, MCL 333.17015..... 20,000

22 Local health services--2.0 FTE positions..... 524,400

23 Medicaid outreach cost reimbursement to local health

24 departments 9,000,000

25 GROSS APPROPRIATION..... $ 46,930,500

26 Appropriated from:

27 Federal revenues:

1 Total federal revenues..... 9,524,400
2 Special revenue funds:
3 Total local revenues..... 5,150,000
4 State general fund/general purpose..... $ 32,256,100
5 **Sec. 112. CHRONIC DISEASE AND INJURY PREVENTION AND**
6 **HEALTH PROMOTION**
7 Full-time equated classified positions..... 64.3
8 Cancer prevention and control program--11.0 FTE
9 positions ..... $ 14,932,600
10 Chronic disease control and health promotion
11 administration--29.4 FTE positions..... 6,833,800
12 Diabetes and kidney program--8.0 FTE positions 1,855,700
13 Injury control intervention project 200,000
14 Public health traffic safety coordination--1.0 FTE
15 position 93,800
16 Smoking prevention program--12.0 FTE positions 2,172,100
17 Violence prevention--2.9 FTE positions 2,158,000
18 GROSS APPROPRIATION..... $ 28,246,000
19 Appropriated from:
20 Federal revenues:
21 Total federal revenues..... 25,183,400
22 Special revenue funds:
23 Total private revenues..... 500,000
24 Total other state restricted revenues 721,200
25 State general fund/general purpose..... $ 1,841,400
26 **Sec. 113. FAMILY, MATERNAL, AND CHILDREN'S HEALTH**
27 **SERVICES**

1 Full-time equated classified positions..... 49.6
2 Childhood lead program--2.5 FTE positions..... $ 653,900
3 Dental programs--3.0 FTE positions..... 1,134,300
4 Dental program for persons with developmental
5 disabilities 151,000
6 Family, maternal, and children's health services
7 administration--41.6 FTE positions..... 6,654,000
8 Family planning local agreements..... 9,085,700
9 Local MCH services..... 7,018,100
10 Pregnancy prevention program..... 602,100
11 Prenatal care outreach and service delivery support .. 11,101,400
12 Special projects--2.5 FTE positions..... 8,421,700
13 Sudden infant death syndrome program..... 321,300
14 GROSS APPROPRIATION..... $ 45,143,500
15 Appropriated from:
16 Federal revenues:
17 Total federal revenues..... 35,518,100
18 Social security act, temporary assistance for needy
19 families 3,000,000
20 Special revenue funds:
21 Total local revenues..... 75,000
22 Total private revenues..... 873,200
23 State general fund/general purpose..... $ 5,677,200
24 **Sec. 114. WOMEN, INFANTS, AND CHILDREN FOOD AND**
25 **NUTRITION PROGRAM**
26 Full-time equated classified positions..... 45.0
27 Women, infants, and children program administration

1 and special projects--45.0 FTE positions..... $ 16,294,500
2 Women, infants, and children program local
3 agreements and food costs 253,825,500
4 GROSS APPROPRIATION..... $ 270,120,000
5 Appropriated from:
6 Federal revenues:
7 Total federal revenues..... 211,501,600
8 Special revenue funds:
9 Total private revenues..... 58,618,400
10 State general fund/general purpose..... $ 0
11 **Sec. 115. CHILDREN'S SPECIAL HEALTH CARE SERVICES**
12 Full-time equated classified positions..... 46.8
13 Children's special health care services
14 administration--44.0 FTE positions..... $ 5,385,600
15 Bequests for care and services--2.8 FTE positions 1,511,400
16 Outreach and advocacy..... 5,510,000
17 Nonemergency medical transportation..... 2,679,300
18 Medical care and treatment..... 285,901,200
19 GROSS APPROPRIATION..... $ 300,987,500
20 Appropriated from:
21 Federal revenues:
22 Total federal revenues..... 168,451,400
23 Special revenue funds:
24 Total private revenues..... 996,800
25 Total other state restricted revenues..... 3,848,500
26 State general fund/general purpose..... $ 127,690,800
27 **Sec. 116. CRIME VICTIM SERVICES COMMISSION**

1 Full-time equated classified positions..... 13.0
2 Grants administration services--13.0 FTE positions ... $ 2,460,000
3 Justice assistance grants..... 19,106,100
4 Crime victim rights services grants..... 16,570,000
5 GROSS APPROPRIATION..... $ 38,136,100
6 Appropriated from:
7 Federal revenues:
8 Total federal revenues..... 24,083,800
9 Special revenue funds:
10 Total other state restricted revenues..... 14,052,300
11 State general fund/general purpose..... $ 0
12 **Sec. 117. OFFICE OF SERVICES TO THE AGING**
13 Full-time equated classified positions..... 40.0
14 Office of services to aging administration--40.0 FTE
15 positions ..... $ 6,724,100
16 Community services..... 36,414,400
17 Nutrition services..... 35,430,200
18 Foster grandparent volunteer program..... 2,233,600
19 Retired and senior volunteer program..... 627,300
20 Senior companion volunteer program..... 1,604,400
21 Employment assistance..... 3,500,000
22 Respite care program..... 5,868,700
23 GROSS APPROPRIATION..... $ 92,402,700
24 Appropriated from:
25 Federal revenues:
26 Total federal revenues..... 57,029,700
27 Special revenue funds:

1 Total private revenues..... 677,500
2 Merit award trust fund..... 4,468,700
3 Total other state restricted revenues..... 1,400,000
4 State general fund/general purpose..... $ 28,826,800
5 **Sec. 118. MEDICAL SERVICES ADMINISTRATION**
6 Full-time equated classified positions..... 439.5
7 Medical services administration--415.5 FTE positions . $ 66,711,200
8 Facility inspection contract..... 132,800
9 MIChild administration..... 4,327,800
10 Electronic health record incentive program--24.0 FTE
11 positions 144,081,400
12 GROSS APPROPRIATION..... $ 215,253,200
13 Appropriated from:
14 Federal revenues:
15 Total federal revenues..... 190,711,800
16 Special revenue funds:
17 Total local revenues..... 105,900
18 Total private revenues..... 100,000
19 Total other state restricted revenues..... 115,400
20 State general fund/general purpose..... $ 24,220,100
21 **Sec. 119. MEDICAL SERVICES**
22 Hospital services and therapy..... $ 1,351,575,600
23 Hospital disproportionate share payments..... 45,000,000
24 Physician services..... 373,703,700
25 Medicare premium payments..... 404,000,000
26 Pharmaceutical services..... 279,612,900
27 Home health services..... 4,239,600

1 Hospice services	104,794,300
2 Transportation	19,651,600
3 Auxiliary medical services	8,963,000
4 Dental services	186,666,700
5 Ambulance services	12,253,000
6 Long-term care services	1,696,149,600
7 Medicaid home- and community-based services waiver	282,393,100
8 Adult home help services	291,972,700
9 Personal care services	14,247,900
10 Program of all-inclusive care for the elderly	34,792,800
11 Autism services	17,544,600
12 Health plan services	4,365,050,200
13 MIChild program	66,264,400
14 Plan first family planning waiver	14,295,500
15 Medicaid adult benefits waiver	105,877,700
16 Special indigent care payments	95,738,900
17 Federal Medicare pharmaceutical program	184,470,300
18 Maternal and child health	20,279,500
19 Subtotal basic medical services program	9,979,537,600
20 School-based services	131,502,700
21 Special Medicaid reimbursement	390,962,100
22 Subtotal special medical services payments	522,464,800
23 GROSS APPROPRIATION	$ 10,502,002,400
24 Appropriated from:	
25 Federal revenues:	
26 Total federal revenues	7,104,340,200
27 Special revenue funds:	

1 Total local revenues 63,128,500
2 Total private revenues 2,100,000
3 Merit award trust fund 76,733,500
4 Total other state restricted revenues 1,972,928,900
5 State general fund/general purpose ..... $ 1,282,771,300
6 **Sec. 120. INFORMATION TECHNOLOGY**
7 Information technology services and projects ..... $ 36,028,300
8 Michigan Medicaid information system 30,201,100
9 GROSS APPROPRIATION ..... $ 66,229,400
10 Appropriated from:
11 Federal revenues:
12 Total federal revenues 44,780,800
13 Special revenue funds:
14 Total other state restricted revenues 1,940,600
15 State general fund/general purpose ..... $ 19,508,000
16 **Sec. 121. ONE-TIME BASIS ONLY APPROPRIATIONS**
17 State employee lump-sum payments ..... $ 4,285,300
18 Health and wellness initiatives 5,000,000
19 Hospital services and therapy - graduate medical
20 education 4,314,200
21 Mental health services for special populations 3,000,000
22 Michigan Medicaid information system 30,000,000
23 Primary care services -- island health clinics 325,000
24 GROSS APPROPRIATION ..... $ 46,924,500
25 Appropriated from:
26 Interdepartmental grant revenues:
27 Total interdepartmental grant revenues 19,700

1 Federal revenues:
2 Total federal revenues 31,143,600
3 Special revenue funds:
4 Total local revenues 150,400
5 Total private revenues 800
6 Total other state restricted revenues 263,500
7 State general fund/general purpose ..... $ 15,346,500

8 PART 2
9 PROVISIONS CONCERNING APPROPRIATIONS
10 FOR FISCAL YEAR 2012-2013
11 **GENERAL SECTIONS**
12 Sec. 201. Pursuant to section 30 of article IX of the state
13 constitution of 1963, total state spending from state resources
14 under part 1 for fiscal year 2012-2013 is $4,977,497,800.00 and
15 state spending from state resources to be paid to local units of
16 government for fiscal year 2012-2013 is $1,229,341,700.00. The
17 itemized statement below identifies appropriations from which
18 spending to local units of government will occur:
19 DEPARTMENT OF COMMUNITY HEALTH
20 BEHAVIORAL HEALTH PROGRAM ADMINISTRATION
21 Community residential and support services ..... $ 215,800
22 Housing and support services 645,600
23 BEHAVIORAL HEALTH SERVICES
24 State disability assistance program substance abuse
25 services ..... $ 2,018,000

1 Community substance abuse prevention, education, and
2 treatment programs 12,762,200
3 Medicaid mental health services 697,991,400
4 Community mental health non-Medicaid services 274,136,200
5 Mental health services for special populations 8,842,800
6 Medicaid adult benefits waiver 10,774,100
7 Medicaid substance abuse services 15,808,000
8 Children's waiver home care program 5,857,500
9 Nursing home PAS/ARR-OBRA 2,703,800
10 PUBLIC HEALTH ADMINISTRATION
11 Health and wellness initiatives 1,803,000
12 HEALTH POLICY
13 Primary care services ..... $ 88,900
14 INFECTIOUS DISEASE CONTROL
15 AIDS prevention, testing, and care programs ..... $ 1,000,000
16 Immunization local agreements 1,352,000
17 Sexually transmitted disease control local agreements 175,200
18 LABORATORY SERVICES
19 Laboratory services ..... $ 13,700
20 LOCAL HEALTH ADMINISTRATION AND GRANTS
21 Implementation of 1993 PA 133, MCL 333.17015 ..... $ 8,000
22 Essential local public health services 32,236,100
23 CHRONIC DISEASE AND INJURY PREVENTION AND HEALTH PROMOTION
24 Cancer prevention and control program ..... $ 450,000
25 Chronic disease control and health promotion
26 administration 75,000
27 FAMILY, MATERNAL, AND CHILDREN'S HEALTH SERVICES

1	Childhood lead program	$ 51,100
2	Prenatal care outreach and service delivery support	1,500,000
3	CHILDREN'S SPECIAL HEALTH CARE SERVICES	
4	Medical care and treatment	$ 1,935,000
5	Outreach and advocacy	1,185,900
6	CRIME VICTIM SERVICES COMMISSION	
7	Crime victim rights services grants	$ 10,300,000
8	OFFICE OF SERVICES TO THE AGING	
9	Community services	$ 13,333,700
10	Nutrition services	8,787,000
11	Foster grandparent volunteer program	679,800
12	Retired and senior volunteer program	175,000
13	Senior companion volunteer program	215,000
14	Respite care program	5,384,800
15	MEDICAL SERVICES	
16	Dental services	$ 1,803,200
17	Long-term care services	88,294,300
18	Transportation	4,943,700
19	Medicaid adult benefits waiver	8,999,600
20	Hospital services and therapy	2,615,100
21	Physician services	10,180,800
22	TOTAL OF PAYMENTS TO LOCAL UNITS	
23	OF GOVERNMENT	$ 1,229,341,700

24 Sec. 202. The appropriations authorized under this article are
25 subject to the management and budget act, 1984 PA 431, MCL 18.1101
26 to 18.1594.
27 Sec. 203. As used in this article:

1 (a) "AIDS" means acquired immunodeficiency syndrome.
2 (b) "CMHSP" means a community mental health services program
3 as that term is defined in section 100a of the mental health code,
4 1974 PA 258, MCL 330.1100a.
5 (c) "Current fiscal year" means the fiscal year ending
6 September 30, 2013.
7 (d) "Department" means the department of community health.
8 (e) "Director" means the director of the department.
9 (f) "DSH" means disproportionate share hospital.
10 (g) "EPSDT" means early and periodic screening, diagnosis, and
11 treatment.
12 (h) "Federal health care reform legislation" means the patient
13 protection and affordable care act, Public Law 111-148, and the
14 health care and education reconciliation act of 2010, Public Law
15 111-152.
16 (i) "Federal poverty level" means the poverty guidelines
17 published annually in the federal register by the United States
18 department of health and human services under its authority to
19 revise the poverty line under 42 USC 9902.
20 (j) "GME" means graduate medical education.
21 (k) "Health plan" means, at a minimum, an organization that
22 meets the criteria for delivering the comprehensive package of
23 services under the department's comprehensive health plan.
24 (*l*) "HEDIS" means healthcare effectiveness data and information
25 set.
26 (m) "HIV" means human immunodeficiency virus.
27 (n) "HMO" means health maintenance organization.

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

(p) "MCH" means maternal and child health.

(q) "MIChild" means the program described in section 1670.

(r) "PAS/ARR-OBRA" means the preadmission screening and annual resident review required under the omnibus budget reconciliation act of 1987, section 1919(e)(7) of the social security act, and 42 USC 1396r.

(s) "PIHP" means a specialty prepaid inpatient health plan for Medicaid mental health services, services to individuals with developmental disabilities, and substance abuse services. Specialty prepaid inpatient health plans are described in section 232b of the mental health code, 1974 PA 258, MCL 330.1232b.

(t) "Temporary assistance for needy families" means part A of title IV of the social security act, 42 USC 601 to 619.

(u) "Title XVIII" and "Medicare" mean title XVIII of the social security act, 42 USC 1395 to 1395kkk-1.

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

(w) "Title XX" means title XX of the social security act, 42 USC 1397 to 1397m-5.

Sec. 206. (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 article 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 $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 article 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 $20,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $20,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 207. By October 31, 2012, the department shall identify 10 principal measurable outcomes to be affected by expenditure of the funds appropriated in part 1 of this article and submit a report to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director that ranks the outcomes by level of importance and contains current data on those outcomes. Beginning on April 1, 2013, the department shall provide biannual updates to the house and senate appropriations committees on changes in those measurable outcomes and departmental

1 efforts to improve the outcomes.

2 Sec. 208. Unless otherwise specified, the departments shall
3 use the Internet to fulfill the reporting requirements of this
4 article. This requirement may include transmission of reports via
5 electronic mail to the recipients identified for each reporting
6 requirement, or it may include placement of reports on the Internet
7 or Intranet site.

8 Sec. 209. Funds appropriated in part 1 shall not be used for
9 the purchase of foreign goods or services, or both, if
10 competitively priced and of comparable quality American goods or
11 services, or both, are available. Preference shall be given to
12 goods or services, or both, manufactured or provided by Michigan
13 businesses if they are competitively priced and of comparable
14 quality. In addition, preference shall be given to goods or
15 services, or both, that are manufactured or provided by Michigan
16 businesses owned and operated by veterans if they are competitively
17 priced and of comparable quality.

18 Sec. 211. If the revenue collected by the department from fees
19 and collections exceeds the amount appropriated in part 1, the
20 revenue may be carried forward with the approval of the state
21 budget director into the subsequent fiscal year. The revenue
22 carried forward under this section shall be used as the first
23 source of funds in the subsequent fiscal year.

24 Sec. 212. (1) On or before February 1 of the current fiscal
25 year, the department shall report to the house and senate
26 appropriations subcommittees on community health, the house and
27 senate fiscal agencies, and the state budget director on the

1 detailed name and amounts of federal, restricted, private, and
2 local sources of revenue that support the appropriations in each of
3 the line items in part 1.
4 (2) Upon the release of the next fiscal year executive budget
5 recommendation, the department shall report to the same parties in
6 subsection (1) on the amounts and detailed sources of federal,
7 restricted, private, and local revenue proposed to support the
8 total funds appropriated in each of the line items in part 1 of the
9 next fiscal year executive budget proposal.
10 Sec. 213. The state departments, agencies, and commissions
11 receiving tobacco tax funds and healthy Michigan funds from part 1
12 shall report by April 1 of the current fiscal year to the senate
13 and house appropriations committees, the senate and house fiscal
14 agencies, and the state budget director on the following:
15 (a) Detailed spending plan by appropriation line item
16 including description of programs and a summary of organizations
17 receiving these funds.
18 (b) Description of allocations or bid processes including need
19 or demand indicators used to determine allocations.
20 (c) Eligibility criteria for program participation and maximum
21 benefit levels where applicable.
22 (d) Outcome measures used to evaluate programs, including
23 measures of the effectiveness of these programs in improving the
24 health of Michigan residents.
25 (e) Any other information considered necessary by the house of
26 representatives or senate appropriations committees or the state
27 budget director.

Sec. 216. (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.

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

Sec. 218. The department shall include the following in its annual list of proposed basic health services as required in part 23 of the public health code, 1978 PA 368, MCL 333.2301 to 333.2321:

(a) Immunizations.

(b) Communicable disease control.

(c) Sexually transmitted disease control.

(d) Tuberculosis control.

(e) Prevention of gonorrhea eye infection in newborns.

(f) Screening newborns for the conditions listed in section 5431 of the public health code, 1978 PA 368, MCL 333.5431, or recommended by the newborn screening quality assurance advisory committee created under section 5430 of the public health code, 1978 PA 368, MCL 333.5430.

(g) Community health annex of the Michigan emergency management plan.

(h) Prenatal care.

Sec. 219. (1) The department may contract with the Michigan public health institute for the design and implementation of projects and for other public health-related activities prescribed in section 2611 of the public health code, 1978 PA 368, MCL 333.2611. The department may develop a master agreement with the institute to carry out these purposes for up to a 3-year period. The department shall report to the house and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget director on or before January 1 of the current fiscal year all of the following:

(a) A detailed description of each funded project.

(b) The amount allocated for each project, the appropriation line item from which the allocation is funded, and the source of financing for each project.

(c) The expected project duration.

(d) A detailed spending plan for each project, including a list of all subgrantees and the amount allocated to each subgrantee.

(2) On or before September 30 of the current fiscal year, the department shall provide to the same parties listed in subsection (1) a copy of all reports, studies, and publications produced by the Michigan public health institute, its subcontractors, or the department with the funds appropriated in part 1 and allocated to the Michigan public health institute.

Sec. 223. The department may establish and collect fees for publications, videos and related materials, conferences, and

1 workshops. Collected fees shall be used to offset expenditures to
2 pay for printing and mailing costs of the publications, videos and
3 related materials, and costs of the workshops and conferences. The
4 department shall not collect fees under this section that exceed
5 the cost of the expenditures.

6 Sec. 259. From the funds appropriated in part 1 for
7 information technology, departments and agencies shall pay user
8 fees to the department of technology, management, and budget for
9 technology-related services and projects. The user fees shall be
10 subject to provisions of an interagency agreement between the
11 department and agencies and the department of technology,
12 management, and budget.

13 Sec. 264. (1) Upon submission of a Medicaid waiver, a Medicaid
14 state plan amendment, or a similar proposal to the centers for
15 Medicare and Medicaid services, the department shall notify the
16 house and senate appropriations subcommittees on community health
17 and the house and senate fiscal agencies of the submission.

18 (2) The department shall provide written or verbal biannual
19 reports to the senate and house appropriations subcommittees on
20 community health and the senate and house fiscal agencies
21 summarizing the status of any new or ongoing discussions with the
22 centers for Medicare and Medicaid services or the federal
23 department of health and human services regarding potential or
24 future Medicaid waiver applications.

25 (3) The department shall inform the senate and house
26 appropriations subcommittees on community health and the senate and
27 house fiscal agencies of any alterations or adjustments made to the

published plan for integrated care for individuals who are dual Medicare/Medicaid eligibles when the final version of the plan has been submitted to the federal centers for Medicare and Medicaid services or the federal department of health and human services.

(4) At least 30 days before implementation of the plan for integrated care for individuals who are dual Medicare/Medicaid eligibles, the department shall submit the plan to the legislature for review.

Sec. 265. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 266. (1) The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

(b) The total transportation and related costs of each travel

occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

(2) If out-of-state travel is necessary but does not meet 1 or more of the conditions in subsection (1), the state budget director may grant an exception to allow the travel. Any exceptions granted by the state budget director shall be reported on a monthly basis to the senate and house of representatives standing committees on appropriations.

Sec. 267. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 270. Within 180 days after receipt of the notification from the attorney general's office of a legal action in which expenses had been recovered pursuant to section 106(4) of the social welfare act, 1939 PA 280, MCL 400.106, or any other statute under which the department has the right to recover expenses, the department shall submit a written report to the house and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget office which includes, at a minimum, all of the following:

(a) The total amount recovered from the legal action.

(b) The program or service for which the money was originally expended.

(c) Details on the disposition of the funds recovered such as the appropriation or revenue account in which the money was

deposited.

(d) A description of the facts involved in the legal action.

Sec. 276. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 282. (1) The department, through its organizational units responsible for departmental administration, operation, and finance, shall establish uniform definitions, standards, and instructions for the classification, allocation, assignment, calculation, recording, and reporting of administrative costs by the following entities:

(a) Coordinating agencies on substance abuse and the Salvation Army harbor light program that receive payment or reimbursement from funds appropriated under section 104.

(b) Area agencies on aging and local providers that receive payment or reimbursement from funds appropriated under section 117.

(2) By May 15 of the current fiscal year, the department shall provide a written draft of its proposed definitions, standards, and instructions to the house of representatives and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget director.

Sec. 287. Not later than November 30, 2012, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the

close of the previous fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing appropriations committees, and the senate and house fiscal agencies.

Sec. 292. (1) The department shall maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

(2) The department may develop and operate its own website to provide this information or may reference the state's central transparency website as the source for this information.

Sec. 294. Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act,

1984 PA 431, MCL 18.1451a.

Sec. 296. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on community health, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 297. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

BEHAVIORAL HEALTH SERVICES

Sec. 401. Funds appropriated in part 1 are intended to support a system of comprehensive community mental health services under the full authority and responsibility of local CMHSPs or PIHPs. The department shall ensure that each CMHSP or PIHP provides all of the following:

(a) A system of single entry and single exit.

(b) A complete array of mental health services that includes, but is not limited to, all of the following services: residential and other individualized living arrangements, outpatient services, acute inpatient services, and long-term, 24-hour inpatient care in a structured, secure environment.

(c) The coordination of inpatient and outpatient hospital services through agreements with state-operated psychiatric hospitals, units, and centers in facilities owned or leased by the state, and privately-owned hospitals, units, and centers licensed by the state pursuant to sections 134 through 149b of the mental health code, 1974 PA 258, MCL 330.1134 to 330.1149b.

(d) Individualized plans of service that are sufficient to meet the needs of individuals, including those discharged from psychiatric hospitals or centers, and that ensure the full range of recipient needs is addressed through the CMHSP's or PIHP's program or through assistance with locating and obtaining services to meet these needs.

(e) A system of case management or care management to monitor and ensure the provision of services consistent with the individualized plan of services or supports.

(f) A system of continuous quality improvement.

(g) A system to monitor and evaluate the mental health services provided.

(h) A system that serves at-risk and delinquent youth as required under the provisions of the mental health code, 1974 PA 258, MCL 330.1001 to 330.2106.

Sec. 402. (1) From funds appropriated in part 1, final authorizations to CMHSPs or PIHPs shall be made upon the execution of contracts between the department and CMHSPs or PIHPs. The contracts shall contain an approved plan and budget as well as policies and procedures governing the obligations and responsibilities of both parties to the contracts. Each contract

1 with a CMHSP or PIHP that the department is authorized to enter
2 into under this subsection shall include a provision that the
3 contract is not valid unless the total dollar obligation for all of
4 the contracts between the department and the CMHSPs or PIHPs
5 entered into under this subsection for the current fiscal year does
6 not exceed the amount of money appropriated in part 1 for the
7 contracts authorized under this subsection.
8 (2) The department shall immediately report to the senate and
9 house appropriations subcommittees on community health, the senate
10 and house fiscal agencies, and the state budget director if either
11 of the following occurs:
12 (a) Any new contracts with CMHSPs or PIHPs that would affect
13 rates or expenditures are enacted.
14 (b) Any amendments to contracts with CMHSPs or PIHPs that
15 would affect rates or expenditures are enacted.
16 (3) The report required by subsection (2) shall include
17 information about the changes and their effects on rates and
18 expenditures.
19 Sec. 403. (1) From the funds appropriated in part 1 for mental
20 health services for special populations, the department shall
21 ensure that CMHSPs or PIHPs meet with multicultural service
22 providers to develop a workable framework for contracting, service
23 delivery, and reimbursement.
24 (2) Funds appropriated in part 1 for mental health services
25 for special populations shall not be utilized for services provided
26 to illegal immigrants, fugitive felons, and individuals who are not
27 residents of this state. The department shall maintain contracts

with recipients of multicultural services grants that mandate grantees establish that recipients of services are legally residing in the United States. An exception to the contractual provision shall be allowed to address individuals presenting with emergent mental health conditions.

(3) The department shall require an annual report from the independent organizations that receive mental health services for special populations funding. The annual report, due January 1 of the current fiscal year, shall include specific information on services and programs provided, the client base to which the services and programs were provided, information on any wraparound services provided, and the expenditures for those services. The department shall provide the annual reports to the senate and house appropriations subcommittees on community health and the senate and house fiscal agencies.

Sec. 404. (1) Not later than May 31 of the current fiscal year, the department shall provide a report on the community mental health services programs to the members of the house and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget director that includes the information required by this section.

(2) The report shall contain information for each CMHSP or PIHP and a statewide summary, each of which shall include at least the following information:

(a) A demographic description of service recipients which, minimally, shall include reimbursement eligibility, client population, age, ethnicity, housing arrangements, and diagnosis.

1 (b) Per capita expenditures by client population group.
2 (c) Financial information that, minimally, includes a
3 description of funding authorized; expenditures by client group and
4 fund source; and cost information by service category, including
5 administration. Service category includes all department-approved
6 services.
7 (d) Data describing service outcomes that includes, but is not
8 limited to, an evaluation of consumer satisfaction, consumer
9 choice, and quality of life concerns including, but not limited to,
10 housing and employment.
11 (e) Information about access to community mental health
12 services programs that includes, but is not limited to, the
13 following:
14 (*i*) The number of people receiving requested services.
15 (*ii*) The number of people who requested services but did not
16 receive services.
17 (f) The number of second opinions requested under the code and
18 the determination of any appeals.
19 (g) An analysis of information provided by CMHSPs in response
20 to the needs assessment requirements of the mental health code,
21 1974 PA 258, MCL 330.1001 to 330.2106, including information about
22 the number of individuals in the service delivery system who have
23 requested and are clinically appropriate for different services.
24 (h) Lapses and carryforwards during the immediately preceding
25 fiscal year for CMHSPs or PIHPs.
26 (i) Information about contracts for mental health services
27 entered into by CMHSPs or PIHPs with providers, including, but not

limited to, all of the following:

(*i*) The amount of the contract, organized by type of service provided.

(*ii*) Payment rates, organized by the type of service provided.

(*iii*) Administrative costs for services provided to CMHSPs or PIHPs.

(j) Information on the community mental health Medicaid managed care program, including, but not limited to, both of the following:

(*i*) Expenditures by each CMHSP or PIHP organized by Medicaid eligibility group, including per eligible individual expenditure averages.

(*ii*) Performance indicator information required to be submitted to the department in the contracts with CMHSPs or PIHPs.

(k) An estimate of the number of direct care workers in local residential settings and paraprofessional and other nonprofessional direct care workers in settings where skill building, community living supports and training, and personal care services are provided by CMHSPs or PIHPs as of September 30 of the prior fiscal year employed directly or through contracts with provider organizations.

(3) The department shall include data reporting requirements listed in subsection (2) in the annual contract with each individual CMHSP or PIHP.

(4) The department shall take all reasonable actions to ensure that the data required are complete and consistent among all CMHSPs or PIHPs.

1 Sec. 406. (1) The funds appropriated in part 1 for the state
2 disability assistance substance abuse services program shall be
3 used to support per diem room and board payments in substance abuse
4 residential facilities. Eligibility of clients for the state
5 disability assistance substance abuse services program shall
6 include needy persons 18 years of age or older, or emancipated
7 minors, who reside in a substance abuse treatment center.
8 (2) The department shall reimburse all licensed substance
9 abuse programs eligible to participate in the program at a rate
10 equivalent to that paid by the department of human services to
11 adult foster care providers. Programs accredited by department-
12 approved accrediting organizations shall be reimbursed at the
13 personal care rate, while all other eligible programs shall be
14 reimbursed at the domiciliary care rate.
15 Sec. 407. (1) The amount appropriated in part 1 for substance
16 abuse prevention, education, and treatment grants shall be expended
17 for contracting with coordinating agencies. Coordinating agencies
18 shall work with CMHSPs or PIHPs to coordinate care and services
19 provided to individuals with severe and persistent mental illness
20 and substance abuse diagnoses.
21 (2) The department shall approve coordinating agency fee
22 schedules for providing substance abuse services and charge
23 participants in accordance with their ability to pay.
24 (3) It is the intent of the legislature that the coordinating
25 agencies continue current efforts to collaborate on the delivery of
26 services to those clients with mental illness and substance abuse
27 diagnoses.

(4) Coordinating agencies that are located completely within the boundary of a PIHP shall conduct a study of the administrative costs and efficiencies associated with consolidation with that PIHP. If that coordinating agency realizes an administrative cost savings of 5% or greater of their current costs, then that coordinating agency shall initiate discussions regarding a potential merger in accordance with section 6226 of the public health code, 1978 PA 368, MCL 333.6226. The department shall report to the legislature by April 1 of the current fiscal year on any such discussions.

Sec. 408. (1) By April 1 of the current fiscal year, the department shall report the following data from the prior fiscal year on substance abuse prevention, education, and treatment programs to the senate and house appropriations subcommittees on community health, the senate and house fiscal agencies, and the state budget office:

(a) Expenditures stratified by coordinating agency, by central diagnosis and referral agency, by fund source, by subcontractor, by population served, and by service type. Additionally, data on administrative expenditures by coordinating agency shall be reported.

(b) Expenditures per state client, with data on the distribution of expenditures reported using a histogram approach.

(c) Number of services provided by central diagnosis and referral agency, by subcontractor, and by service type. Additionally, data on length of stay, referral source, and participation in other state programs.

1 (d) Collections from other first- or third-party payers,
2 private donations, or other state or local programs, by
3 coordinating agency, by subcontractor, by population served, and by
4 service type.
5 (2) The department shall take all reasonable actions to ensure
6 that the required data reported are complete and consistent among
7 all coordinating agencies.
8 Sec. 410. The department shall assure that substance abuse
9 treatment is provided to applicants and recipients of public
10 assistance through the department of human services who are
11 required to obtain substance abuse treatment as a condition of
12 eligibility for public assistance.
13 Sec. 411. (1) The department shall ensure that each contract
14 with a CMHSP or PIHP requires the CMHSP or PIHP to implement
15 programs to encourage diversion of individuals with serious mental
16 illness, serious emotional disturbance, or developmental disability
17 from possible jail incarceration when appropriate.
18 (2) Each CMHSP or PIHP shall have jail diversion services and
19 shall work toward establishing working relationships with
20 representative staff of local law enforcement agencies, including
21 county prosecutors' offices, county sheriffs' offices, county
22 jails, municipal police agencies, municipal detention facilities,
23 and the courts. Written interagency agreements describing what
24 services each participating agency is prepared to commit to the
25 local jail diversion effort and the procedures to be used by local
26 law enforcement agencies to access mental health jail diversion
27 services are strongly encouraged.

1 Sec. 412. The department shall contract directly with the
2 Salvation Army harbor light program to provide non-Medicaid
3 substance abuse services.
4 Sec. 418. On or before the tenth of each month, the department
5 shall report to the senate and house appropriations subcommittees
6 on community health, the senate and house fiscal agencies, and the
7 state budget director on the amount of funding paid to PIHPs to
8 support the Medicaid managed mental health care program in the
9 preceding month. The information shall include the total paid to
10 each PIHP, per capita rate paid for each eligibility group for each
11 PIHP, and number of cases in each eligibility group for each PIHP,
12 and year-to-date summary of eligibles and expenditures for the
13 Medicaid managed mental health care program.
14 Sec. 424. Each PIHP that contracts with the department to
15 provide services to the Medicaid population shall adhere to the
16 following timely claims processing and payment procedure for claims
17 submitted by health professionals and facilities:
18 (a) A "clean claim" as described in section 111i of the social
19 welfare act, 1939 PA 280, MCL 400.111i, shall be paid within 45
20 days after receipt of the claim by the PIHP. A clean claim that is
21 not paid within this time frame shall bear simple interest at a
22 rate of 12% per annum.
23 (b) A PIHP shall state in writing to the health professional
24 or facility any defect in the claim within 30 days after receipt of
25 the claim.
26 (c) A health professional and a health facility have 30 days
27 after receipt of a notice that a claim or a portion of a claim is

1 defective within which to correct the defect. The PIHP shall pay
2 the claim within 30 days after the defect is corrected.
3 Sec. 428. Each PIHP shall provide, from internal resources,
4 local funds to be used as a bona fide part of the state match
5 required under the Medicaid program in order to increase capitation
6 rates for PIHPs. These funds shall not include either state funds
7 received by a CMHSP for services provided to non-Medicaid
8 recipients or the state matching portion of the Medicaid capitation
9 payments made to a PIHP.
10 Sec. 435. A county required under the provisions of the mental
11 health code, 1974 PA 258, MCL 330.1001 to 330.2106, to provide
12 matching funds to a CMHSP for mental health services rendered to
13 residents in its jurisdiction shall pay the matching funds in equal
14 installments on not less than a quarterly basis throughout the
15 fiscal year, with the first payment being made by October 1 of the
16 current fiscal year.
17 Sec. 458. By April 15 of the current fiscal year, the
18 department shall provide each of the following to the house and
19 senate appropriations subcommittees on community health, the house
20 and senate fiscal agencies, and the state budget director:
21 (a) An updated plan for implementing each of the
22 recommendations of the Michigan mental health commission made in
23 the commission's report dated October 15, 2004.
24 (b) A report that evaluates the cost-benefit of establishing
25 secure residential facilities of fewer than 17 beds for adults with
26 serious mental illness, modeled after such programming in Oregon or
27 other states. This report shall examine the potential impact that

1 utilization of secure residential facilities would have upon the
2 state's need for adult mental health facilities.
3 (c) In conjunction with the state court administrator's
4 office, a report that evaluates the cost-benefit of establishing a
5 specialized mental health court program that diverts adults with
6 serious mental illness alleged to have committed an offense deemed
7 nonserious into treatment prior to the filing of any charges.
8 Sec. 470. (1) For those substance abuse coordinating agencies
9 that have voluntarily incorporated into community mental health
10 authorities and accepted funding from the department for
11 administrative costs incurred pursuant to section 468, the
12 department shall establish written expectations for those CMHSPs,
13 PIHPs, and substance abuse coordinating agencies and counties with
14 respect to the integration of mental health and substance abuse
15 services. At a minimum, the written expectations shall provide for
16 the integration of those services as follows:
17 (a) Coordination and consolidation of administrative functions
18 and redirection of efficiencies into service enhancements.
19 (b) Consolidation of points of 24-hour access for mental
20 health and substance abuse services in every community.
21 (c) Alignment of coordinating agencies and PIHPs boundaries to
22 maximize opportunities for collaboration and integration of
23 administrative functions and clinical activities.
24 (2) By May 1 of the current fiscal year, the department shall
25 report to the house and senate appropriations subcommittees on
26 community health, the house and senate fiscal agencies, and the
27 state budget office on the impact and effectiveness of this section

1 and the status of the integration of mental health and substance
2 abuse services.
3 Sec. 474. The department shall ensure that each contract with
4 a CMHSP or PIHP requires the CMHSP or PIHP to provide each
5 recipient and his or her family with information regarding the
6 different types of guardianship and the alternatives to
7 guardianship. A CMHSP or PIHP shall not, in any manner, attempt to
8 reduce or restrict the ability of a recipient or his or her family
9 from seeking to obtain any form of legal guardianship without just
10 cause.
11 Sec. 490. (1) The department shall develop a plan to maximize
12 uniformity and consistency in the standards required of providers
13 contracting directly with PIHPs and CMHSPs. The standards shall
14 include, but are not limited to, contract language, training
15 requirements for direct support staff, performance indicators,
16 financial and program audits, and billing procedures.
17 (2) The department shall provide a status report to the senate
18 and house appropriations subcommittees on community health, the
19 senate and house fiscal agencies, and the state budget director on
20 implementation of the plan by July 1 of the current fiscal year.
21 Sec. 491. The department shall explore changes in program
22 policy in the habilitation supports waiver for persons with
23 developmental disabilities that would permit the movement of a slot
24 that has become available to a county that has demonstrated a
25 greater need for the services.
26 Sec. 492. If a CMHSP has entered into an agreement with a
27 county or county sheriff to provide mental health services to the

1 inmates of the county jail, the department shall not prohibit the
2 use of state general fund/general purpose dollars by CMHSPs to
3 provide mental health services to inmates of a county jail.
4 Sec. 494. (1) In order to avoid duplication of efforts, the
5 department shall utilize applicable national accreditation review
6 criteria to determine compliance with corresponding state
7 requirements for CMHSPs, PIHPs, or subcontracting provider agencies
8 that have been reviewed and accredited by a national accrediting
9 entity for behavioral health care services.
10 (2) Upon a coordinated submission by the CMHSPs, PIHPs, or
11 subcontracting provider agencies, a listing of program requirements
12 that are part of the state program review criteria but are not
13 reviewed by an applicable national accrediting entity, the
14 department shall review the listing and provide a recommendation to
15 the house and senate appropriations subcommittees on community
16 health, the house and senate fiscal agencies, and the state budget
17 office as to whether or not state program review should continue.
18 The CMHSPs, PIHPs, or subcontracting agencies may request the
19 department to convene a workgroup to fulfill this section.
20 (3) The department shall continue to comply with state and
21 federal law and shall not initiate an action that negatively
22 impacts beneficiary safety.
23 (4) As used in this section, "national accrediting entity"
24 means the joint commission on accreditation of healthcare
25 organizations, the commission on accreditation of rehabilitation
26 facilities, the council of accreditation, or other appropriate
27 entity, as approved by the department.

(5) By July 1 of the current fiscal year, the department shall provide a progress report to the house and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget office on implementation of this section.

Sec. 495. It is the intent of the legislature that the department begin working with the centers for Medicare and Medicaid services to develop a program that creates a medical home for the individuals receiving Medicaid mental health benefits.

Sec. 496. CMHSPs and PIHPs are permitted to offset state funding reductions by limiting the administrative component of their contracts with providers and case management to a maximum of 9%.

Sec. 497. The population data used in determining the distribution of substance abuse block grant funds shall be from the most recent federal census.

Sec. 498. (1) The department shall use standard program evaluation measures to assess the effectiveness of heroin and other opiates treatment programs provided through coordinating agencies and service providers in reducing and preventing the incidence of substance use disorders. The measures established by the department shall be modeled after the program outcome measures and best practice guidelines for the treatment of heroin and other opiates as prescribed by the federal substance abuse and mental health services administration.

(2) By May 15 of the current fiscal year, the department shall provide a report to the house and senate appropriations

1 subcommittees on community health, the house and senate fiscal
2 agencies, and the state budget office on the effectiveness of
3 treatment programs for heroin and other opiates.
4 Sec. 499. The department shall explore ways to use mental
5 health funding to address the mental health needs of deaf and hard-
6 of-hearing persons. The department shall report to the senate and
7 house appropriations subcommittees on community health on the
8 results of this process by March 1 of the current fiscal year.

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

10 Sec. 601. The department shall continue a revenue recapture
11 project to generate additional revenues from third parties related
12 to cases that have been closed or are inactive. A portion of
13 revenues collected through project efforts may be used for
14 departmental costs and contractual fees associated with these
15 retroactive collections and to improve ongoing departmental
16 reimbursement management functions.
17 Sec. 602. The purpose of gifts and bequests for patient living
18 and treatment environments is to use additional private funds to
19 provide specific enhancements for individuals residing at state-
20 operated facilities. Use of the gifts and bequests shall be
21 consistent with the stipulation of the donor. The expected
22 completion date for the use of gifts and bequests donations is
23 within 3 years unless otherwise stipulated by the donor.
24 Sec. 605. (1) The department shall not implement any closures
25 or consolidations of state hospitals, centers, or agencies until
26 CMHSPs or PIHPs have programs and services in place for those

1 individuals currently in those facilities and a plan for service
2 provision for those individuals who would have been admitted to
3 those facilities.
4 (2) All closures or consolidations are dependent upon adequate
5 department-approved CMHSP and PIHP plans that include a discharge
6 and aftercare plan for each individual currently in the facility. A
7 discharge and aftercare plan shall address the individual's housing
8 needs. A homeless shelter or similar temporary shelter arrangements
9 are inadequate to meet the individual's housing needs.
10 (3) Four months after the certification of closure required in
11 section 19(6) of the state employees' retirement act, 1943 PA 240,
12 MCL 38.19, the department shall provide a closure plan to the house
13 and senate appropriations subcommittees on community health and the
14 state budget director.
15 (4) Upon the closure of state-run operations and after
16 transitional costs have been paid, the remaining balances of funds
17 appropriated for that operation shall be transferred to CMHSPs or
18 PIHPs responsible for providing services for individuals previously
19 served by the operations.
20 Sec. 606. The department may collect revenue for patient
21 reimbursement from first- and third-party payers, including
22 Medicaid and local county CMHSP payers, to cover the cost of
23 placement in state hospitals and centers. The department is
24 authorized to adjust financing sources for patient reimbursement
25 based on actual revenues earned. If the revenue collected exceeds
26 current year expenditures, the revenue may be carried forward with
27 approval of the state budget director. The revenue carried forward

shall be used as a first source of funds in the subsequent year.

Sec. 608. Effective October 1, 2012, the department, in consultation with the department of technology, management, and budget, may maintain a bid process to identify 1 or more private contractors to provide food service and custodial services for the administrative areas at any state hospital identified by the department as capable of generating savings through the outsourcing of such services.

PUBLIC HEALTH ADMINISTRATION

Sec. 650. The department shall report to the senate and house appropriations subcommittees on community health by April 1 of the current fiscal year on its criteria and methodology used to derive the information provided to residents in the annual Michigan fish advisory.

Sec. 654. From the funds appropriated in part 1 for health and wellness initiatives, $1,000,000.00 shall be allocated for a pilot before- and after-school healthy exercise program to promote and advance physical health for school children in kindergarten through grade 6. The department shall develop a model for program sites that incorporates evidence-based best practices. The department shall establish guidelines for program sites, which may include public schools, community-based organizations, private facilities, recreation centers, or other similar sites. The program format shall encourage local determination of site activities and shall encourage local inclusion of youth in the decision-making regarding site activities. Program goals shall include children experiencing

good physical health, the reduction of obesity, providing a safe place to play and exercise, and nutrition education. To be eligible to participate in the pilot, program sites shall provide a 20% match to the state funding. The department shall seek financial support from corporate, foundation, or other private partners for the program or for individual program sites.

HEALTH POLICY

Sec. 704. The department shall continue to contract with grantees supported through the appropriation in part 1 for the emergency medical services grants and contracts to ensure that a sufficient number of qualified emergency medical services personnel exist to serve rural areas of the state.

Sec. 709. (1) The funds appropriated in part 1 for the Michigan essential health care provider program may also provide loan repayment for dentists that fit the criteria established by part 27 of the public health code, 1978 PA 368, MCL 333.2701 to 333.2727.

(2) From the funds appropriated in part 1 for the Michigan essential health provider program, the department may reduce the local and private share of the loan repayment costs to 25% for obstetricians and gynecologists working in underserved areas.

Sec. 712. From the funds appropriated in part 1 for primary care services, $250,000.00 shall be allocated to free health clinics operating in the state. The department shall distribute the funds equally to each free health clinic. For the purpose of this appropriation, "free health clinics" means nonprofit organizations

that use volunteer health professionals to provide care to uninsured individuals.

Sec. 713. The department shall continue support of multicultural agencies that provide primary care services from the funds appropriated in part 1.

Sec. 715. The department shall evaluate options for incentivizing students attending medical schools in this state to meet their primary care residency requirements in this state and ultimately, for some period of time, to remain in this state and serve as primary care physicians.

Sec. 716. (1) The department is encouraged to create and implement a pilot program limited to counties with a population of less than 100,000 to incentivize students attending medical schools in Michigan through a loan repayment program or other approaches for committing to provide medical services in rural counties with a medically underserved population. The program shall be limited to those students or individuals performing primary care or specialty services as identified by the department.

(2) By no later than September 30 of the current fiscal year, the department shall prepare a report and submit it to the senate and house appropriations subcommittees on community health, the senate and house fiscal agencies, and the state budget director. The department shall evaluate the effectiveness of the pilot program, identify potential changes to improve the program, and make recommendations for statewide implementation in its report under this subsection.

INFECTIOUS DISEASE CONTROL

Sec. 804. The department, in conjunction with efforts to implement the Michigan prisoner reentry initiative, shall cooperate with the department of corrections to share data and information as they relate to prisoners being released who are HIV positive or positive for the hepatitis C antibody.

LOCAL HEALTH ADMINISTRATION AND GRANTS

Sec. 901. The amount appropriated in part 1 for implementation of the 1993 additions of or amendments to sections 9161, 16221, 16226, 17014, 17015, and 17515 of the public health code, 1978 PA 368, MCL 333.9161, 333.16221, 333.16226, 333.17014, 333.17015, and 333.17515, shall be used to reimburse local health departments for costs incurred related to implementation of section 17015(18) of the public health code, 1978 PA 368, MCL 333.17015.

Sec. 902. If a county that has participated in a district health department or an associated arrangement with other local health departments takes action to cease to participate in such an arrangement after October 1 of the current fiscal year, the department shall have the authority to assess a penalty from the local health department's operational accounts in an amount equal to no more than 6.25% of the local health department's essential local public health services funding. This penalty shall only be assessed to the local county that requests the dissolution of the health department.

Sec. 904. (1) Funds appropriated in part 1 for essential local public health services shall be prospectively allocated to local

1 health departments to support immunizations, infectious disease
2 control, sexually transmitted disease control and prevention,
3 hearing screening, vision services, food protection, public water
4 supply, private groundwater supply, and on-site sewage management.
5 Food protection shall be provided in consultation with the
6 department of agriculture and rural development. Public water
7 supply, private groundwater supply, and on-site sewage management
8 shall be provided in consultation with the department of
9 environmental quality.
10 (2) Local public health departments shall be held to
11 contractual standards for the services in subsection (1).
12 (3) Distributions in subsection (1) shall be made only to
13 counties that maintain local spending in the current fiscal year of
14 at least the amount expended in fiscal year 1992-1993 for the
15 services described in subsection (1).

16 **CHRONIC DISEASE AND INJURY PREVENTION AND HEALTH PROMOTION**

17 Sec. 1004. It is the intent of the legislature that the
18 department continue to collaborate with the county of St. Clair and
19 the city of Detroit southwest community to investigate and evaluate
20 cancer rates.

21 **FAMILY, MATERNAL, AND CHILDREN'S HEALTH SERVICES**

22 Sec. 1103. By January 3 of the current fiscal year the
23 department shall annually issue to the legislature, and to the
24 public on the Internet, a report providing estimated public funds
25 administered by the department for family planning, sexually

1 transmitted infection prevention and treatment, and pregnancies and
2 births, as well as demographics collected by the department as
3 voluntarily self-reported by individuals utilizing those services.
4 The department shall provide the actual expenditures by marital
5 status or, where actual expenditures are not available, shall
6 provide estimated expenditures by marital status. The department
7 may utilize the Plan First application (Form MSA 1582), MIChild,
8 and Healthy Kids application (DCH 0373) or Assistance Application
9 (DHS 1171) or any other official application for public assistance
10 for medical coverage to determine the actual or estimated public
11 expenditures based on marital status.
12 Sec. 1104. (1) Before April 1 of the current fiscal year, the
13 department shall submit a report to the house and senate fiscal
14 agencies and the state budget director on planned allocations from
15 the amounts appropriated in part 1 for local MCH services, prenatal
16 care outreach and service delivery support, family planning local
17 agreements, and pregnancy prevention programs. Using applicable
18 federal definitions, the report shall include information on all of
19 the following:
20 (a) Funding allocations.
21 (b) Actual number of women, children, and adolescents served
22 and amounts expended for each group for the immediately preceding
23 fiscal year.
24 (c) A breakdown of the expenditure of these funds between
25 urban and rural communities.
26 (2) The department shall ensure that the distribution of funds
27 through the programs described in subsection (1) takes into account

1 the needs of rural communities.
2 (3) For the purposes of this section, "rural" means a county,
3 city, village, or township with a population of 30,000 or less,
4 including those entities if located within a metropolitan
5 statistical area.
6 Sec. 1106. Each family planning program receiving federal
7 title X family planning funds under 42 USC 300 to 300a-8 shall be
8 in compliance with all performance and quality assurance indicators
9 that the office of family planning within the United States
10 department of health and human services specifies in the family
11 planning annual report. An agency not in compliance with the
12 indicators shall not receive supplemental or reallocated funds.
13 Sec. 1108. The funds appropriated in part 1 for pregnancy
14 prevention programs shall not be used to provide abortion
15 counseling, referrals, or services.
16 Sec. 1109. (1) From the amounts appropriated in part 1 for
17 dental programs, funds shall be allocated to the Michigan dental
18 association for the administration of a volunteer dental program
19 that provides dental services to the uninsured.
20 (2) Not later than December 1 of the current fiscal year, the
21 department shall report to the senate and house appropriations
22 subcommittees on community health and the senate and house standing
23 committees on health policy the number of individual patients
24 treated, number of procedures performed, and approximate total
25 market value of those procedures from the immediately preceding
26 fiscal year.
27 Sec. 1117. Contingent upon the availability of federal or

state restricted funds, the department may pursue efforts to reduce the incidence of stillbirth. Efforts shall include the establishment of a program to increase public awareness of stillbirth, promote education to monitor fetal movements counting kicks, promote a uniform definition of stillbirth, standardize data collection of stillbirths, and collaborate with appropriate federal agencies and statewide organizations. The department shall seek federal or other grant funds to assist in implementing this program.

Sec. 1119. From the funds appropriated in part 1 for family planning local agreements or pregnancy prevention programs, no state funds shall be used to encourage or support abortion services.

Sec. 1135. (1) If funds become available, provision of the school health education curriculum, such as the Michigan model for health or another comprehensive school health education curriculum, shall be in accordance with the health education goals established by the Michigan model steering committee. The steering committee shall be composed of a representative from each of the following offices and departments:

(a) The department of education.

(b) The department of community health.

(c) The health administration in the department of community health.

(d) The behavioral health and developmental disabilities administration in the department of community health.

(e) The department of human services.

(f) The department of state police.

(2) Upon written or oral request, a pupil not less than 18 years of age or a parent or legal guardian of a pupil less than 18 years of age, within a reasonable period of time after the request is made, shall be informed of the content of a course in the health education curriculum and may examine textbooks and other classroom materials that are provided to the pupil or materials that are presented to the pupil in the classroom. This subsection does not require a school board to permit pupil or parental examination of test questions and answers, scoring keys, or other examination instruments or data used to administer an academic examination.

Sec. 1136. From the funds appropriated in part 1 for prenatal care outreach and service delivery support, $2,000,000.00 shall be allocated for a real alternatives pregnancy and parenting support services program as a pilot project. Funding for the program shall be from the federal temporary assistance for needy families grant. The department shall establish a fee-for-service contract with 1 or more qualified agencies to provide free counseling, support, and referral services to eligible women during pregnancy through 12 months after birth. As appropriate, the goals for client outcomes shall include an increase of counseling support, childbirth choice, and adoption knowledge and an improvement in parenting skills and knowledge of reproductive health. The department shall provide for counselor training, client educational material, program marketing, and annual provider site monitoring.

Sec. 1137. From the funds appropriated in part 1 for prenatal care outreach and service delivery support, not less than

1 $1,000,000.00 shall be allocated for the nurse family partnership
2 program from federal temporary assistance for needy families grant
3 funds. The funds shall be used for enhanced support and education
4 to nursing teams and for client recruitment in high-need
5 communities. The funds shall also be used for a nurse family
6 partnership program in a city with a population of 600,000 or more
7 for strategic planning to expand and sustain the program and for
8 marketing and communications of the program to raise awareness,
9 engage stakeholders, and recruit nurses.
10 Sec. 1138. The department shall allocate funds appropriated in
11 section 113 of part 1 for family, maternal, and children's health
12 services pursuant to section 1 of 2002 PA 360, MCL 333.1091.

13 **CHILDREN'S SPECIAL HEALTH CARE SERVICES**

14 Sec. 1202. The department may do 1 or more of the following:
15 (a) Provide special formula for eligible clients with
16 specified metabolic and allergic disorders.
17 (b) Provide medical care and treatment to eligible patients
18 with cystic fibrosis who are 21 years of age or older.
19 (c) Provide medical care and treatment to eligible patients
20 with hereditary coagulation defects, commonly known as hemophilia,
21 who are 21 years of age or older.
22 (d) Provide human growth hormone to eligible patients.
23 Sec. 1204. By October 1, 2012, the department shall report to
24 the senate and house appropriations committees on community health
25 and the senate and house fiscal agencies on its plan for enrolling
26 Medicaid eligible children's special health care services

1 recipients in the Medicaid health plans. The report shall include
2 information on which Medicaid health plans are participating, the
3 methods used to assure continuity of care and continuity of ongoing
4 relationships with providers, and projected savings from the
5 implementation of the proposal.

6 **CRIME VICTIM SERVICES COMMISSION**

7 Sec. 1302. From the funds appropriated in part 1 for justice
8 assistance grants, up to $200,000.00 shall be allocated for
9 expansion of forensic nurse examiner programs to facilitate
10 training for improved evidence collection for the prosecution of
11 sexual assault. The funds shall be used for program coordination
12 and training.

13 **OFFICE OF SERVICES TO THE AGING**

14 Sec. 1403. (1) By February 1 of the current fiscal year, the
15 office of services to the aging shall require each region to report
16 to the office of services to the aging and to the legislature home-
17 delivered meals waiting lists based upon standard criteria.
18 Determining criteria shall include all of the following:
19 (a) The recipient's degree of frailty.
20 (b) The recipient's inability to prepare his or her own meals
21 safely.
22 (c) Whether the recipient has another care provider available.
23 (d) Any other qualifications normally necessary for the
24 recipient to receive home-delivered meals.
25 (2) Data required in subsection (1) shall be recorded only for

individuals who have applied for participation in the home-delivered meals program and who are initially determined as likely to be eligible for home-delivered meals.

Sec. 1417. The department shall provide to the senate and house appropriations subcommittees on community health, senate and house fiscal agencies, and state budget director a report by March 30 of the current fiscal year that contains all of the following:

(a) The total allocation of state resources made to each area agency on aging by individual program and administration.

(b) Detail expenditure by each area agency on aging by individual program and administration including both state-funded resources and locally-funded resources.

Sec. 1420. If funds become available, the department shall create a pilot project to establish an aging care management services program with services provided solely by nurses. This pilot project shall be established in a county with a population greater than 150,000 but less than 250,000.

Sec. 1421. From the funds appropriated in part 1 for community services, $1,100,000.00 shall be allocated to area agencies on aging for locally determined needs.

MEDICAL SERVICES ADMINISTRATION

Sec. 1501. The unexpended funds appropriated in part 1 for the electronic health records incentive program are considered work project appropriations, and any unencumbered or unallotted funds are carried forward into the following 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 project to be carried forward is to implement the Medicaid electronic health record program that provides financial incentive payments to Medicaid health care providers to encourage the adoption and meaningful use of electronic health records to improve quality, increase efficiency, and promote safety.

(b) The projects will be accomplished according to the approved federal advanced planning document.

(c) The estimated cost of this project phase is identified in the appropriation line item.

(d) The tentative completion date for the work project is September 30, 2017.

MEDICAL SERVICES

Sec. 1601. 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. 1603. (1) The department may establish a program for individuals 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. 1605. 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. 1606. 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. 1607. (1) An applicant for Medicaid, whose qualifying condition is pregnancy, shall immediately be presumed to be eligible for Medicaid coverage unless the preponderance of evidence in her application indicates otherwise. The applicant who is qualified as described in this subsection shall be allowed to select or remain with the Medicaid participating obstetrician of her choice.

(2) An applicant qualified as described in subsection (1) shall be given a letter of authorization to receive Medicaid covered services related to her pregnancy. All qualifying applicants shall be entitled to receive all medically necessary obstetrical and prenatal care without preauthorization from a health plan. All claims submitted for payment for obstetrical and prenatal care shall be paid at the Medicaid fee-for-service rate in

1 the event a contract does not exist between the Medicaid
2 participating obstetrical or prenatal care provider and the managed
3 care plan. The applicant shall receive a listing of Medicaid
4 physicians and managed care plans in the immediate vicinity of the
5 applicant's residence.
6 (3) In the event that an applicant, presumed to be eligible
7 pursuant to subsection (1), is subsequently found to be ineligible,
8 a Medicaid physician or managed care plan that has been providing
9 pregnancy services to an applicant under this section is entitled
10 to reimbursement for those services until such time as they are
11 notified by the department that the applicant was found to be
12 ineligible for Medicaid.
13 (4) If the preponderance of evidence in an application
14 indicates that the applicant is not eligible for Medicaid, the
15 department shall refer that applicant to the nearest public health
16 clinic or similar entity as a potential source for receiving
17 pregnancy-related services.
18 (5) The department shall develop an enrollment process for
19 pregnant women covered under this section that facilitates the
20 selection of a managed care plan at the time of application.
21 (6) The department shall mandate enrollment of women, whose
22 qualifying condition is pregnancy, into Medicaid managed care
23 plans.
24 (7) The department shall encourage physicians to provide
25 women, whose qualifying condition for Medicaid is pregnancy, with a
26 referral to a Medicaid participating dentist at the first
27 pregnancy-related appointment.

1 Sec. 1611. (1) For care provided to medical services
2 recipients with other third-party sources of payment, medical
3 services reimbursement shall not exceed, in combination with such
4 other resources, including Medicare, those amounts established for
5 medical services-only patients. The medical services payment rate
6 shall be accepted as payment in full. Other than an approved
7 medical services co-payment, no portion of a provider's charge
8 shall be billed to the recipient or any person acting on behalf of
9 the recipient. Nothing in this section shall be considered to
10 affect the level of payment from a third-party source other than
11 the medical services program. The department shall require a
12 nonenrolled provider to accept medical services payments as payment
13 in full.
14 (2) Notwithstanding subsection (1), medical services
15 reimbursement for hospital services provided to dual
16 Medicare/medical services recipients with Medicare part B coverage
17 only shall equal, when combined with payments for Medicare and
18 other third-party resources, if any, those amounts established for
19 medical services-only patients, including capital payments.
20 Sec. 1620. (1) For fee-for-service recipients who do not
21 reside in nursing homes, the pharmaceutical dispensing fee shall be
22 $2.75 or the pharmacy's usual or customary cash charge, whichever
23 is less. For nursing home residents, the pharmaceutical dispensing
24 fee shall be $3.00 or the pharmacy's usual or customary cash
25 charge, whichever is less.
26 (2) The department shall require a prescription co-payment for
27 Medicaid recipients of $1.00 for a generic drug and $3.00 for a

1 brand-name drug, except as prohibited by federal or state law or
2 regulation.
3 Sec. 1627. (1) The department shall use procedures and rebate
4 amounts specified under section 1927 of title XIX, 42 USC 1396r-8,
5 to secure quarterly rebates from pharmaceutical manufacturers for
6 outpatient drugs dispensed to participants in the MIChild program,
7 maternal outpatient medical services program, and children's
8 special health care services.
9 (2) For products distributed by pharmaceutical manufacturers
10 not providing quarterly rebates as listed in subsection (1), the
11 department may require preauthorization.
12 Sec. 1629. The department shall utilize maximum allowable cost
13 pricing for generic drugs that is based on wholesaler pricing to
14 providers that is available from at least 2 wholesalers who deliver
15 in the state of Michigan.
16 Sec. 1630. (1) Medicaid coverage for adult dental and
17 podiatric services shall continue at not less than the level in
18 effect on October 1, 2002, except that reasonable utilization
19 limitations may be adopted in order to prevent excess utilization.
20 (2) Medicaid coverage for adult chiropractic and vision
21 services shall continue at not less than the level in effect on
22 October 1, 2002, except that reasonable utilization limitations may
23 be adopted in order to prevent excess utilization.
24 Sec. 1631. (1) The department shall require co-payments on
25 dental, podiatric, and vision services provided to Medicaid
26 recipients, except as prohibited by federal or state law or
27 regulation.

(2) Except as otherwise prohibited by federal or state law or regulations, the department shall require Medicaid recipients to pay the following co-payments:

(a) Two dollars for a physician office visit.

(b) Three dollars for a hospital emergency room visit.

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

(d) One dollar for an outpatient hospital visit.

Sec. 1641. An institutional provider that is required to submit a cost report under the medical services program shall submit cost reports completed in full within 5 months after the end of its fiscal year.

Sec. 1657. (1) Reimbursement for medical services to screen and stabilize a Medicaid recipient, including stabilization of a psychiatric crisis, in a hospital emergency room shall not be made contingent on obtaining prior authorization from the recipient's HMO. If the recipient is discharged from the emergency room, the hospital shall notify the recipient's HMO within 24 hours of the diagnosis and treatment received.

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

(3) Subsections (1) and (2) do not require an alteration to an existing agreement between an HMO and its contracting hospitals and do not require an HMO to reimburse for services that are not considered to be medically necessary.

1 Sec. 1659. The following sections of this article are the only
2 ones that shall apply to the following Medicaid managed care
3 programs, including the comprehensive plan, MIChoice long-term care
4 plan, and the mental health, substance abuse, and developmentally
5 disabled services program: 404, 411, 418, 428, 474, 494, 1607,
6 1657, 1662, 1689, 1699, 1740, 1764, 1815, 1820, 1835, 1850, and
7 1863.
8 Sec. 1662. (1) The department shall assure that an external
9 quality review of each contracting HMO is performed that results in
10 an analysis and evaluation of aggregated information on quality,
11 timeliness, and access to health care services that the HMO or its
12 contractors furnish to Medicaid beneficiaries.
13 (2) The department shall require Medicaid HMOs to provide
14 EPSDT utilization data through the encounter data system, and HEDIS
15 well child health measures in accordance with the national
16 committee for quality assurance prescribed methodology.
17 (3) The department shall provide a copy of the analysis of the
18 Medicaid HMO annual audited HEDIS reports and the annual external
19 quality review report to the senate and house of representatives
20 appropriations subcommittees on community health, the senate and
21 house fiscal agencies, and the state budget director, within 30
22 days of the department's receipt of the final reports from the
23 contractors.
24 Sec. 1670. (1) The appropriation in part 1 for the MIChild
25 program is to be used to provide comprehensive health care to all
26 children under age 19 who reside in families with income at or
27 below 200% of the federal poverty level, who are uninsured and have

1 not had coverage by other comprehensive health insurance within 6
2 months of making application for MIChild benefits, and who are
3 residents of this state. The department shall develop detailed
4 eligibility criteria through the medical services administration
5 public concurrence process, consistent with the provisions of this
6 act. Health coverage for children in families between 150% and 200%
7 of the federal poverty level shall be provided through a state-
8 based private health care program.
9 (2) The department may provide up to 1 year of continuous
10 eligibility to children eligible for the MIChild program unless the
11 family fails to pay the monthly premium, a child reaches age 19, or
12 the status of the children's family changes and its members no
13 longer meet the eligibility criteria as specified in the federally
14 approved MIChild state plan.
15 (3) Children whose category of eligibility changes between the
16 Medicaid and MIChild programs shall be assured of keeping their
17 current health care providers through the current prescribed course
18 of treatment for up to 1 year, subject to periodic reviews by the
19 department if the beneficiary has a serious medical condition and
20 is undergoing active treatment for that condition.
21 (4) To be eligible for the MIChild program, a child must be
22 residing in a family with an adjusted gross income of less than or
23 equal to 200% of the federal poverty level. The department's
24 verification policy shall be used to determine eligibility.
25 (5) The department shall enter into a contract to obtain
26 MIChild services from any HMO, dental care corporation, or any
27 other entity that offers to provide the managed health care

1 benefits for MIChild services at the MIChild capitated rate. As
2 used in this subsection:
3 (a) "Dental care corporation", "health care corporation",
4 "insurer", and "prudent purchaser agreement" mean those terms as
5 defined in section 2 of the prudent purchaser act, 1984 PA 233, MCL
6 550.52.
7 (b) "Entity" means a health care corporation or insurer
8 operating in accordance with a prudent purchaser agreement.
9 (6) The department may enter into contracts to obtain certain
10 MIChild services from community mental health service programs.
11 (7) The department may make payments on behalf of children
12 enrolled in the MIChild program from the line-item appropriation
13 associated with the program as described in the MIChild state plan
14 approved by the United States department of health and human
15 services, or from other medical services.
16 (8) The department shall assure that an external quality
17 review of each MIChild contractor, as described in subsection (5),
18 is performed, which analyzes and evaluates the aggregated
19 information on quality, timeliness, and access to health care
20 services that the contractor furnished to MIChild beneficiaries.
21 (9) The department shall develop an automatic enrollment
22 algorithm that is based on quality and performance factors.
23 (10) MIChild services shall include treatment for autism
24 spectrum disorders for children who are eligible for MIChild and
25 are 18 years of age or younger.
26 Sec. 1673. The department may establish premiums for MIChild
27 eligible individuals in families with income above 150% of the

1 federal poverty level. The monthly premiums shall not be less than
2 $10.00 or exceed $15.00 for a family.
3 Sec. 1677. The MIChild program shall provide all benefits
4 available under the state employee insurance plan that are
5 delivered through contracted providers and consistent with federal
6 law, including, but not limited to, the following medically
7 necessary services:
8 (a) Inpatient mental health services, other than substance
9 abuse treatment services, including services furnished in a state-
10 operated mental hospital and residential or other 24-hour
11 therapeutically planned structured services.
12 (b) Outpatient mental health services, other than substance
13 abuse services, including services furnished in a state-operated
14 mental hospital and community-based services.
15 (c) Durable medical equipment and prosthetic and orthotic
16 devices.
17 (d) Dental services as outlined in the approved MIChild state
18 plan.
19 (e) Substance abuse treatment services that may include
20 inpatient, outpatient, and residential substance abuse treatment
21 services.
22 (f) Care management services for mental health diagnoses.
23 (g) Physical therapy, occupational therapy, and services for
24 individuals with speech, hearing, and language disorders.
25 (h) Emergency ambulance services.
26 Sec. 1682. (1) The department shall implement enforcement
27 actions as specified in the nursing facility enforcement provisions

of section 1919 of title XIX, 42 USC 1396r.

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

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

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

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

Sec. 1684. The department shall submit a report by September 30 of the current fiscal year to the house and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget director that will identify by waiver agent, Medicaid home- and community-based services waiver costs by administration, case management, and direct services.

1 Sec. 1689.(1) Within 60 days of the end of each fiscal year,
2 the department shall provide a report to the senate and house
3 appropriations subcommittees on community health and the senate and
4 house fiscal agencies that details existing and future allocations
5 for the home- and community-based services waiver program by
6 regions as well as the associated expenditures. The report shall
7 include information regarding the net cost savings from moving
8 individuals from a nursing home to the home- and community-based
9 services waiver program, the number of individuals transitioned
10 from nursing homes to the home- and community-based services waiver
11 program, the number of individuals on waiting lists by region for
12 the program, and the amount of funds transferred during the fiscal
13 year. The report shall also include the number of Medicaid
14 individuals served and the number of days of care for the home- and
15 community-based services waiver program and in nursing homes.
16 (2) The department shall develop a system to collect and
17 analyze information regarding individuals on the home- and
18 community-based services waiver program waiting list to identify
19 the community supports they receive, including, but not limited to,
20 adult home help, food assistance, and housing assistance services
21 and to determine the extent to which these community supports help
22 individuals remain in their home and avoid entry into a nursing
23 home. The department shall provide a progress report on
24 implementation to the senate and house appropriations subcommittees
25 on community health and the senate and house fiscal agencies by
26 June 1 of the current fiscal year.
27 Sec. 1692. (1) The department is authorized to pursue

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

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

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

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

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

Sec. 1693. The special Medicaid reimbursement appropriation in part 1 may be increased if the department submits a medical services state plan amendment pertaining to this line item at a level higher than the appropriation. The department is authorized to appropriately adjust financing sources in accordance with the increased appropriation.

Sec. 1694. (1) The department shall distribute $1,122,300.00 for poison control services to an academic health care system that includes a children's hospital that has a high indigent care

1 volume.
2 (2) By March 1 of the current fiscal year, the department
3 shall report to the senate and house appropriations subcommittees
4 on community health and the senate and house fiscal agencies on the
5 adequacy of the payment described in subsection (1).
6 Sec. 1699. (1) The department may make separate payments in
7 the amount of $45,000,000.00 directly to qualifying hospitals
8 serving a disproportionate share of indigent patients and to
9 hospitals providing GME training programs. If direct payment for
10 GME and DSH is made to qualifying hospitals for services to
11 Medicaid clients, hospitals shall not include GME costs or DSH
12 payments in their contracts with HMOs.
13 (2) The department shall allocate $45,000,000.00 in DSH
14 funding using the distribution methodology used in fiscal year
15 2003-2004.
16 (3) By September 30 of the current fiscal year, the department
17 shall report to the senate and house appropriations subcommittees
18 on community health and the senate and house fiscal agencies on the
19 new distribution of funding to each eligible hospital from the GME
20 and DSH pools.
21 Sec. 1724. The department shall allow licensed pharmacies to
22 purchase injectable drugs for the treatment of respiratory
23 syncytial virus for shipment to physicians' offices to be
24 administered to specific patients. If the affected patients are
25 Medicaid eligible, the department shall reimburse pharmacies for
26 the dispensing of the injectable drugs and reimburse physicians for
27 the administration of the injectable drugs.

1 Sec. 1740. From the funds appropriated in part 1 for health
2 plan services, the department shall assure that all GME funds
3 continue to be promptly distributed to qualifying hospitals using
4 the methodology developed in consultation with the graduate medical
5 education advisory group during fiscal year 2006-2007.
6 Sec. 1741. The department shall continue to provide nursing
7 homes the opportunity to receive interim payments upon their
8 request. The department may disapprove requests or discontinue
9 interim payments that result in financial risk to this state. The
10 department shall make reasonable efforts to ensure that the interim
11 payments are as similar in amount to expected cost-settled
12 payments.
13 Sec. 1756. The department shall develop a plan to expand and
14 improve the beneficiary monitoring program. The department shall
15 submit this plan to the house and senate appropriations
16 subcommittees on community health, the house and senate fiscal
17 agencies, and the state budget director by April 1 of the current
18 fiscal year.
19 Sec. 1757. The department shall direct the department of human
20 services to obtain proof from all Medicaid recipients that they are
21 legal United States citizens or otherwise legally residing in this
22 country and that they are residents of this state before approving
23 Medicaid eligibility.
24 Sec. 1764. The department shall annually certify rates paid to
25 Medicaid health plans and specialty prepaid inpatient health plans
26 as being actuarially sound in accordance with federal requirements
27 and shall provide a copy of the rate certification and approval

1 immediately to the house and senate appropriations subcommittees on
2 community health and the house and senate fiscal agencies.
3 Sec. 1770. In conjunction with the consultation requirements
4 of the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, and
5 except as otherwise provided in this section, the department shall
6 attempt to make the effective date for a proposed Medicaid policy
7 bulletin or adjustment to the Medicaid provider manual on October
8 1, January 1, April 1, or July 1 after the end of the consultation
9 period. The department may provide an effective date for a proposed
10 Medicaid policy bulletin or adjustment to the Medicaid provider
11 manual other than provided for in this section if necessary to be
12 in compliance with federal or state law, regulations, or rules or
13 with an executive order of the governor.
14 Sec. 1775. If the state's application for a waiver to
15 implement managed care for dual Medicare/Medicaid eligibles is
16 approved by the federal government, the department shall provide
17 quarterly reports to the senate and house appropriations
18 subcommittees on community health and the senate and house fiscal
19 agencies on progress in implementing the waiver.
20 Sec. 1777. From the funds appropriated in part 1 for long-term
21 care services, the department shall permit, in accordance with
22 applicable federal and state law, nursing homes to use dining
23 assistants to feed eligible residents if legislation to permit the
24 use of dining assistants is enacted into law. The department shall
25 not be responsible for costs associated with training dining
26 assistants.
27 Sec. 1793. The department shall consider the development of a

1 pilot project that focuses on the prevention of preventable
2 hospitalizations from nursing homes.
3 Sec. 1804. The department, in cooperation with the department
4 of human services, shall work with the federal public assistance
5 reporting information system to identify Medicaid recipients who
6 are veterans and who may be eligible for federal veterans health
7 care benefits or other benefits.
8 Sec. 1815. From the funds appropriated in part 1 for health
9 plan services, the department shall not implement a capitation
10 withhold as part of the overall capitation rate schedule that
11 exceeds the 0.19% withhold administered during fiscal year 2008-
12 2009.
13 Sec. 1820. (1) In order to avoid duplication of efforts, the
14 department shall utilize applicable national accreditation review
15 criteria to determine compliance with corresponding state
16 requirements for Medicaid health plans that have been reviewed and
17 accredited by a national accrediting entity for health care
18 services.
19 (2) Upon submission by Medicaid health plans of a listing of
20 program requirements that are part of the state program review
21 criteria but are not reviewed by an applicable national accrediting
22 entity, the department shall review the listing and provide a
23 recommendation to the house and senate appropriations subcommittees
24 on community health, the house and senate fiscal agencies, and the
25 state budget office as to whether or not state program review
26 should continue. The Medicaid health plans may request the
27 department to convene a workgroup to fulfill this section.

1 (3) The department shall continue to comply with state and
2 federal law and shall not initiate an action that negatively
3 impacts beneficiary safety.
4 (4) As used in this section, "national accrediting entity"
5 means the national committee for quality assurance, the utilization
6 review accreditation committee, or other appropriate entity, as
7 approved by the department.
8 (5) By July 1 of the current fiscal year, the department shall
9 provide a progress report to the house and senate appropriations
10 subcommittees on community health, the house and senate fiscal
11 agencies, and the state budget office on implementation of this
12 section.
13 Sec. 1822. The department, the department's contracted
14 Medicaid pharmacy benefit manager, and all Medicaid health plans
15 shall implement coverage for a mental health prescription drug
16 within 30 days of that drug's approval by the department's pharmacy
17 and therapeutics committee.
18 Sec. 1832. (1) The department shall continue efforts to
19 standardize billing formats, referral forms, electronic
20 credentialing, primary source verification, electronic billing and
21 attachments, claims status, eligibility verification, and reporting
22 of accepted and rejected encounter records received in the
23 department data warehouse.
24 (2) The department shall convene a workgroup on making e-
25 billing mandatory for the Medicaid program. The workgroup shall
26 include representatives from medical provider organizations,
27 Medicaid HMOs, and the department. The department shall report to

1 the legislature on the findings of the workgroup by April 1 of the
2 current fiscal year.
3 (3) The department shall provide a report by April 1 of the
4 current fiscal year to the senate and house appropriations
5 subcommittees on community health and the senate and house fiscal
6 agencies detailing the percentage of claims for Medicaid
7 reimbursement provided to the department that were initially
8 rejected in the first quarter of fiscal year 2012-2013.
9 Sec. 1835. The department shall develop and implement
10 processes to report rejected and accepted encounters to Medicaid
11 health plans. The department shall further enhance encounter data
12 reporting processes and program rules that make each health plan's
13 encounter data as complete as possible, provide a fair measure of
14 acuity for each health plan's enrolled population for risk
15 adjustment purposes, and minimize health plan administrative
16 expenses.
17 Sec. 1836. In addition to the guidelines established in
18 Medical Services Administration Bulletin MSA 09-28, medically
19 necessary optical devices and other treatment services for adult
20 Medicaid patients shall be covered when conventional treatments do
21 not provide functional vision correction. Such ocular conditions
22 include, but are not limited to, congenital or acquired ocular
23 disease or eye trauma.
24 Sec. 1837. The department shall explore utilization of
25 telemedicine and telepsychiatry as strategies to increase access to
26 services for Medicaid recipients in medically underserved areas.
27 Sec. 1842. (1) Subject to the availability of funds, the

1 department shall adjust the hospital outpatient Medicaid
2 reimbursement rate for qualifying hospitals as provided in this
3 section. The Medicaid reimbursement rate for qualifying hospitals
4 shall be adjusted to provide each qualifying hospital with its
5 actual cost of delivering outpatient services to Medicaid
6 recipients.
7 (2) As used in this section, "qualifying hospital" means a
8 hospital that has not more than 50 staffed beds and is either
9 located outside a metropolitan statistical area or in a
10 metropolitan statistical area but within a city, village, or
11 township with a population of not more than 12,000 according to the
12 official 2000 federal decennial census and within a county with a
13 population of not more than 165,000 according to the official 2000
14 federal decennial census.
15 Sec. 1846. (1) The department shall conduct research on the
16 effectiveness of graduate medical education funding.
17 (2) The research shall do all of the following:
18 (a) Identify physician shortages by practice and geographic
19 area.
20 (b) Consider efforts by other states to use graduate medical
21 education funding to address shortages.
22 (c) Consider policy changes to the graduate medical education
23 program to reduce practitioner shortages.
24 (3) The department shall report the results of the research to
25 the senate and house appropriations subcommittees on community
26 health, the senate and house fiscal agencies, and the state budget
27 director by April 1 of the current fiscal year.

1 Sec. 1847. The department shall meet with the Michigan
2 association of ambulance services to discuss the possible structure
3 of an ambulance quality assurance assessment program.
4 Sec. 1850. The department may allow Medicaid health plans to
5 assist with the redetermination process through outreach activities
6 to ensure continuation of Medicaid eligibility and enrollment in
7 managed care. This may include mailings, telephone contact, or
8 face-to-face contact with beneficiaries enrolled in the individual
9 Medicaid health plan. Health plans may offer assistance in
10 completing paperwork for beneficiaries enrolled in their plan.
11 Sec. 1854. The department may work with a provider of kidney
12 dialysis services and renal care as authorized under section 2703
13 of the patient protection and affordable care act, Public Law 111-
14 148, to develop a chronic condition health home program for
15 Medicaid enrollees identified with chronic kidney disease and who
16 are beginning dialysis. If initiated, the department shall develop
17 metrics that evaluate program effectiveness and submit a report by
18 June 1 of the current fiscal year to the senate and house
19 appropriations subcommittees on community health. Metrics shall
20 include cost savings and clinical outcomes.
21 Sec. 1855. The department may consider the feasibility of a
22 revenue-neutral, financially risk-averse Medicaid patient
23 optimization solution for the support of emergency department
24 redirection for non-emergent patients.
25 Sec. 1857. It is the intent of the legislature that the
26 department not reduce Medicaid reimbursement for wheelchairs.
27 Sec. 1858. Medicaid services shall include treatment for

1 autism spectrum disorders for children who are eligible for
2 Medicaid and are 18 years of age or younger.
3 Sec. 1860. The department may receive separate reports from
4 the health care association of Michigan, the Michigan county
5 medical care facility council, and aging services of Michigan
6 regarding each group's proposal to design and implement a Medicaid
7 reimbursement payment system for nursing facilities that
8 incorporates changes to both the plant and variable components. The
9 department shall provide copies of any reports received pursuant to
10 this section to the senate and house appropriations subcommittees
11 on community health and the senate and house fiscal agencies by
12 July 1 of the current fiscal year.
13 Sec. 1861. Nonemergency medical transportation services
14 offered to Medicaid recipients may be competitively bid and may
15 take into consideration a minimum of 2 bids by qualified vendors, 1
16 of which must be a public transportation agency where such agencies
17 offer service. For the purpose of this section, "qualified vendor"
18 means a transportation provider that either meets or exceeds the
19 quality and safety standards of public transportation agencies,
20 including, but not limited to, ongoing training requirements for
21 motor vehicle operators including training on passenger safety,
22 passenger assistance, and assistive devices, including wheelchair
23 lifts, tie-down equipment, and child safety seats. In addition, a
24 qualified vendor shall be able to document that all drivers have
25 complied with all state licensing regulations and that they have
26 passed a criminal background check and successfully passed a drug
27 screening test.

1 Sec. 1862. From the funds appropriated in part 1, the
2 department shall use $11,901,200.00 to increase reimbursement rates
3 for Medicaid obstetrical services by 20%.
4 Sec. 1863. For the purposes of the next rebidding of contracts
5 with Medicaid health plans, the department shall study the
6 possibility of excluding health plans that score in the lowest
7 quartile on quality indicators from eligibility to bid.
8 Sec. 1865. Upon federal approval of the department's proposal
9 for integrated care for individuals who are dual Medicare/Medicaid
10 eligibles, the department shall provide the senate and house
11 appropriations subcommittees on community health and the senate and
12 house fiscal agencies its plan and organizational chart for
13 administering and providing oversight of this proposal. The plan
14 shall include information on how the department intends to organize
15 staff in an integrated manner to ensure that key components of the
16 proposal are implemented effectively.
17 Sec. 1866. (1) From the funds appropriated in part 1 for
18 hospital services and therapy, $12,000,000.00 in general
19 fund/general purpose revenue and any associated federal match shall
20 be awarded to hospitals that meet criteria established by the
21 department for services to low-income rural residents.
22 (2) No hospital or hospital system shall receive more than
23 5.0% of the total funding referenced in subsection (1).
24 (3) The department shall report to the senate and house
25 appropriations subcommittees on community health and the senate and
26 house fiscal agencies on the distribution of funds referenced in
27 subsection (1) by April 1 of the current fiscal year.

1 PART 2A
2 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
3 FOR FISCAL YEAR 2013-2014
4 **GENERAL SECTIONS**
5 Sec. 2001. It is the intent of the legislature to provide
6 appropriations for the fiscal year ending on September 30, 2014 for
7 the line items listed in part 1. The fiscal year 2013-2014
8 appropriations are anticipated to be the same as those for fiscal
9 year 2012-2013, except that the line items will be adjusted for
10 changes in caseload and related costs, federal fund match rates,
11 economic factors, and available revenue. These adjustments will be
12 determined after the January 2013 consensus revenue estimating
13 conference.

14 ARTICLE V
15 DEPARTMENT OF CORRECTIONS
16 PART 1
17 LINE-ITEM APPROPRIATIONS
18 Sec. 101. Subject to the conditions set forth in this article,
19 the amounts listed in this part are appropriated for the department
20 of corrections for the fiscal year ending September 30, 2013, from
21 the funds indicated in this part. The following is a summary of the
22 appropriations in this part:
23 **DEPARTMENT OF CORRECTIONS**

APPROPRIATION SUMMARY

Average population 43,953

Full-time equated unclassified positions..... 16.0

Full-time equated classified positions..... 14,679.2

GROSS APPROPRIATION..... $ 2,000,915,900

Appropriated from:

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers 992,100

ADJUSTED GROSS APPROPRIATION..... $ 1,999,923,800

Federal revenues:

Total federal revenues..... 8,784,400

Special revenue funds:

Total local revenues..... 264,300

Total private revenues..... 0

Total other state restricted revenues..... 49,389,500

State general fund/general purpose..... $ 1,941,485,600

State general fund/general purpose schedule:

Ongoing state general fund/general purpose 1,927,482,300

One-time state general fund/general purpose 14,003,300

Sec. 102. EXECUTIVE

Full-time equated unclassified positions..... 16.0

Full-time equated classified positions..... 5.0

Unclassified positions--16.0 FTE positions..... $ 1,493,000

Executive direction--5.0 FTE positions..... 1,892,800

1	Neal, et al. settlement agreement	20,000,000
2	GROSS APPROPRIATION ..... $	23,385,800
3	Appropriated from:	
4	State general fund/general purpose ..... $	23,385,800
5	**Sec. 103. PRISONER RE-ENTRY AND COMMUNITY SUPPORT**	
6	Prisoner re-entry local service providers ..... $	22,711,500
7	Prisoner re-entry MDOC programs	23,526,200
8	Prisoner re-entry federal grants	1,035,000
9	Prisoner re-entry reintegration, training, and	
10	employment	600,000
11	Public safety initiative	4,750,000
12	GROSS APPROPRIATION ..... $	52,622,700
13	Appropriated from:	
14	Federal revenues:	
15	DOJ, prisoner reintegration	1,035,000
16	Special revenue funds:	
17	State general fund/general purpose ..... $	51,587,700
18	**Sec. 104. OPERATIONS SUPPORT ADMINISTRATION**	
19	Full-time equated classified positions 184.9	
20	Operations support administration--97.0 FTE positions $	10,715,300
21	New custody staff training	8,672,300
22	Compensatory buyout and union leave bank	100
23	Worker's compensation	18,566,200
24	Bureau of fiscal management--65.9 FTE positions	8,111,000
25	Office of legal services--15.0 FTE positions	2,134,800
26	Internal affairs--7.0 FTE positions	1,172,500
27	Rent	2,095,200

1	Equipment and special maintenance	6,725,500
2	Administrative hearings officers	3,013,600
3	Judicial data warehouse user fees	50,000
4	Sheriffs' coordinating and training office	500,000
5	Prosecutorial and detainer expenses	4,551,000
6	County jail reimbursement program	15,072,100
7	GROSS APPROPRIATION ..... $	81,379,600
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG-MDSP, Michigan justice training fund	328,200
11	Special revenue funds:	
12	Jail reimbursement program fund	5,900,000
13	Special equipment fund	5,800,000
14	Local corrections officer training fund	500,000
15	Correctional industries revolving fund	572,100
16	State general fund/general purpose ..... $	68,279,300
17	**Sec. 105. FIELD OPERATIONS ADMINISTRATION**	
18	Full-time equated classified positions 2,112.3	
19	Field operations--1,789.9 FTE positions ..... $	186,232,100
20	Parole board operations--41.0 FTE positions	4,686,100
21	Parole/probation services	2,243,500
22	Community re-entry centers--201.4 FTE positions	30,224,200
23	Electronic monitoring center--56.0 FTE positions	15,962,400
24	Community corrections administration--10.0 FTE	
25	positions	1,210,200
26	Substance abuse testing and treatment services--14.0	
27	FTE positions	25,271,400

1	Residential services	16,075,500
2	Community corrections comprehensive plans and services	13,958,000
3	Regional jail program	100
4	Felony drunk driver jail reduction and community	
5	treatment program	1,440,100
6	GROSS APPROPRIATION	$ 297,303,600
7	Appropriated from:	
8	Special revenue funds:	
9	Local - community tether program reimbursement	263,000
10	Re-entry center offender reimbursements	23,400
11	Parole and probation oversight fees	5,995,600
12	Parole and probation oversight fees set-aside	2,657,000
13	Tether program participant contributions	2,200,700
14	DOJ, office of justice programs, RSAT	574,200
15	State general fund/general purpose	$ 285,589,700
16	**Sec. 106. CORRECTIONAL FACILITIES-ADMINISTRATION**	
17	Full-time equated classified positions 1,142.1	
18	Correctional facilities administration--30.0 FTE	
19	positions	$ 9,135,800
20	Prison food service--395.0 FTE positions	59,691,300
21	Transportation--205.6 FTE positions	18,422,700
22	Central records--52.5 FTE positions	4,589,800
23	Inmate legal services	715,900
24	Loans to parolees	179,400
25	Housing inmates in federal institutions	993,800
26	Prison store operations--65.0 FTE positions	5,436,500
27	Prison industries operations--145.0 FTE positions	17,647,900

1 Federal school lunch program	812,800
2 Leased beds and alternatives to leased beds	10,000,100
3 Public works programs--5.0 FTE positions	1,000,000
4 Cost-effective housing initiative	100
5 Inmate housing fund	100
6 Education program--244.0 FTE positions	32,181,800
7 GROSS APPROPRIATION	$ 160,808,000
8 Appropriated from:	
9 Interdepartmental grant revenues:	
10 IDG-MDCH, forensic center food service	660,000
11 Federal revenues:	
12 DAG-FNS, national school lunch	812,800
13 DED-OESE, title 1	538,000
14 DED-OVAE, adult education	919,000
15 DED-OSERS	111,100
16 DED, vocational education equipment	286,800
17 DED, youthful offender/Specter grant	1,329,600
18 DOJ-BOP, federal prisoner reimbursement	411,000
19 DOJ-OJP, serious and violent offender reintegration	
20 initiative	10,600
21 DOJ, prison rape elimination act grant	646,000
22 SSA-SSI, incentive payment	262,400
23 Federal education revenues	152,300
24 Special revenue funds:	
25 Correctional industries revolving fund	17,647,900
26 Public works user fees	1,000,000
27 Resident stores	5,436,500

1 State general fund/general purpose ..... $ 130,584,000

2 **Sec. 107. HEALTH CARE**

3 Full-time equated classified positions..... 1,656.0

4 Health care administration--17.0 FTE positions ..... $ 3,278,000

5 Prisoner health care services 91,851,700

6 Vaccination program 691,200

7 Interdepartmental grant to human services, eligibility

8 specialists 100,000

9 Mental health services and support--494.0 FTE

10 positions 62,412,700

11 Clinical complexes--1,145.0 FTE positions 158,448,900

12 GROSS APPROPRIATION ..... $ 316,782,500

13 Appropriated from:

14 Special revenue funds:

15 Prisoner health care copayments 278,700

16 State general fund/general purpose ..... $ 316,503,800

17 **Sec. 108. NORTHERN REGION CORRECTIONAL FACILITIES**

18 Average population 20,731

19 Full-time equated classified positions..... 4,294.1

20 Alger correctional facility - Munising--250.1 FTE

21 positions ..... $ 26,374,200

22 Average population 889

23 Baraga correctional facility - Baraga--298.9 FTE

24 positions 32,493,400

25 Average population 884

26 Earnest C. Brooks correctional facility - Muskegon--

27 436.5 FTE positions 47,064,800

1 Average population 2,512
2 Chippewa correctional facility - Kincheloe--454.2 FTE
3 positions 46,908,700
4 Average population 2,282
5 Kinross correctional facility - Kincheloe--321.5 FTE
6 positions 34,399,400
7 Average population 1,799
8 Marquette branch prison - Marquette--336.3 FTE
9 positions 38,421,600
10 Average population 1,201
11 Muskegon correctional facility - Muskegon--208.4 FTE
12 positions 22,867,600
13 Average population 1,338
14 Newberry correctional facility - Newberry--201.6 FTE
15 positions 22,972,500
16 Average population 978
17 Oaks correctional facility - Eastlake--302.6 FTE
18 positions 35,698,700
19 Average population 1,156
20 Ojibway correctional facility - Marenisco--203.7 FTE
21 positions 20,628,900
22 Average population 1,090
23 Central Michigan correctional facility - St. Louis--
24 397.7 FTE positions 41,383,300
25 Average population 2,554
26 Pugsley correctional facility - Kingsley--211.0 FTE
27 positions 22,131,700

1 Average population 1,342
2 Saginaw correctional facility - Freeland--306.6 FTE
3 positions 32,043,200
4 Average population 1,480
5 St. Louis correctional facility - St. Louis--311.0 FTE
6 positions 33,705,200
7 Average population 1,226
8 Northern region administration and support--54.0 FTE
9 positions 4,804,000
10 GROSS APPROPRIATION..... $ 461,897,200
11 Appropriated from:
12 Special revenue funds:
13 State general fund/general purpose..... $ 461,897,200
14 **Sec. 109. SOUTHERN REGION CORRECTIONAL FACILITIES**
15 Average population 23,222
16 Full-time equated classified positions..... 5,284.8
17 Bellamy Creek correctional facility - Ionia--391.2 FTE
18 positions ..... $ 41,177,200
19 Average population 1,850
20 Carson City correctional facility - Carson City--449.7
21 FTE positions 48,089,700
22 Average population 2,440
23 Cooper street correctional facility - Jackson--257.7
24 FTE positions 28,334,800
25 Average population 1,799
26 G. Robert Cotton correctional facility - Jackson--
27 395.3 FTE positions 39,996,300

1 Average population 1,841
2 Charles E. Egeler correctional facility - Jackson--
3 355.3 FTE positions 40,660,800
4 Average population 1,376
5 Richard A. Handlon correctional facility - Ionia--
6 227.2 FTE positions 23,955,600
7 Average population 1,373
8 Gus Harrison correctional facility - Adrian--420.2 FTE
9 positions 45,306,100
10 Average population 2,342
11 Womens Huron Valley correctional complex - Ypsilanti--
12 536.4 FTE positions 58,902,000
13 Average population 1,872
14 Ionia correctional facility - Ionia--287.0 FTE
15 positions 30,814,200
16 Average population 654
17 Lakeland correctional facility - Coldwater--257.6 FTE
18 positions 24,469,800
19 Average population 1,336
20 Macomb correctional facility - New Haven--298.1 FTE
21 positions 32,521,900
22 Average population 1,376
23 Maxey/Woodland Center correctional facility - Whitmore
24 Lake--265.9 FTE positions 23,813,800
25 Average population 328
26 Michigan reformatory - Ionia--322.4 FTE positions 35,416,700
27 Average population 1,338

1 Parnall correctional facility - Jackson--274.5 FTE
2 positions 29,173,200
3 Average population 1,678
4 Thumb correctional facility - Lapeer--282.3 FTE
5 positions 30,579,700
6 Average population 1,219
7 Special alternative incarceration program (Camp
8 Cassidy Lake)--120.0 FTE positions..... 12,101,800
9 Average population 400
10 Southern region administration and support--144.0 FTE
11 positions 22,663,900
12 GROSS APPROPRIATION..... $ 567,977,500
13 Appropriated from:
14 Federal revenues:
15 Federal revenues and reimbursements..... 1,612,200
16 Special revenue funds:
17 State restricted revenues and reimbursements..... 283,900
18 State general fund/general purpose..... $ 566,081,400
19 **Sec. 110. INFORMATION TECHNOLOGY**
20 Information technology services and projects..... $ 24,403,600
21 GROSS APPROPRIATION..... $ 24,403,600
22 Appropriated from:
23 Special revenue funds:
24 Correctional industries revolving fund..... 168,600
25 Parole and probation oversight fees set-aside..... 661,600
26 State general fund/general purpose..... $ 23,573,400
27 **Sec. 111. ONE-TIME APPROPRIATIONS**

1	Information technology services and projects.....	$ 1,129,500
2	State employee lump-sum payments.....	13,225,900
3	GROSS APPROPRIATION.....	$ 14,355,400
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	Interdepartmental grant revenues.....	3,900
7	Federal revenues:	
8	Federal revenues and reimbursements.....	83,400
9	Special revenue funds:	
10	Local revenues.....	1,300
11	State restricted revenues and reimbursements.....	263,500
12	State general fund/general purpose.....	$ 14,003,300

13 PART 2

14 PROVISIONS CONCERNING APPROPRIATIONS

15 FOR FISCAL YEAR 2012-2013

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 2012-2013 is $1,990,875,100.00 and
20 state spending from state resources to be paid to local units of
21 government for fiscal year 2012-2013 is $91,166,400.00. The
22 itemized statement below identifies appropriations from which
23 spending to local units of government will occur:

24 DEPARTMENT OF CORRECTIONS

25 Field operations - assumption of county

probation staff	$	55,192,700
Community corrections comprehensive plans and services		13,958,000
Community corrections residential services		16,075,500
Felony drunk driver jail reduction and community treatment program		1,440,100
Regional jail program		100
Public safety initiative		4,500,000
TOTAL	$	91,166,400

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "Administrative segregation" means confinement for maintenance of order or discipline to a cell or room apart from accommodations provided for inmates who are participating in programs of the facility.

(b) "Cost per prisoner" means the sum total of the funds appropriated under part 1 for the following, divided by the projected prisoner population in fiscal year 2011-2012:

(*i*) Northern and southern region correctional facilities.

(*ii*) Northern and southern region administration and support.

(*iii*) Northern and southern region clinical complexes.

(*iv*) Prisoner health care services.

(*v*) Health care administration.

(*vi*) Vaccination program.

(*vii*) Prison food service and federal school lunch program.

(*viii*) Transportation.

(*ix*) Inmate legal services.

(*x*) Correctional facilities administration.

(*xi*) Central records.

(*xii*) DOJ psychiatric plan.

(*xiii*) Worker's compensation.

(*xiv*) New custody staff training.

(*xv*) Prison store operations.

(*xvi*) Education services and federal education grants.

(*xvii*) Education program.

(c) "DAG" means the United States department of agriculture.

(d) "DAG-FNS" means the DAG food and nutrition service.

(e) "DED" means the United States department of education.

(f) "DED-OESE" means the DED office of elementary and secondary education.

(g) "DED-OSERS" means the DED office of special education and rehabilitative services.

(h) "DED-OVAE" means the DED office of vocational and adult education.

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

(j) "DOJ" means the United States department of justice.

(k) "DOJ-BOP" means the DOJ bureau of prisons.

(*l*) "DOJ-OJP" means the DOJ office of justice programs.

(m) "Evidence-based practices" or "EBP" means a decision-making process that integrates the best available research, clinician expertise, and client characteristics.

(n) "FTE" means full-time equated.

(o) "GED" means general educational development certificate.

(p) "Goal" means the intended or projected result of a comprehensive corrections plan or community corrections program to reduce repeat offending, criminogenic and high-risk behaviors, prison commitment rates, to reduce the length of stay in a jail, or to improve the utilization of a jail.

(q) "GPS" means global positioning system.

(r) "HIV" means human immunodeficiency virus.

(s) "IDG" means interdepartmental grant.

(t) "IDT" means intradepartmental transfer.

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

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

(w) "Medicaid benefit" means a benefit paid or payable under a program for medical assistance under the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b.

(x) "MDSP" means the Michigan department of state police.

(y) "MPRI" means the Michigan prisoner reentry initiative.

(z) "Objective risk and needs assessment" means an evaluation of an offender's criminal history; the offender's noncriminal history; and any other factors relevant to the risk the offender would present to the public safety, including, but not limited to, having demonstrated a pattern of violent behavior, and a criminal record that indicates a pattern of violent offenses.

(aa) "Offender eligibility criteria" means particular criminal

violations, state felony sentencing guidelines descriptors, and offender characteristics developed by advisory boards and approved by local units of government that identify the offenders suitable for community corrections programs funded through the office of community corrections.

(bb) "Offender success" means that an offender has done all of the following:

(*i*) Regularly reported to his or her assigned field agent.

(*ii*) Is participating in or has successfully completed all required substance abuse, mental health, sex offender, or other treatment as approved by the field agent.

(*iii*) Not sent or returned to prison for the conviction of a new crime or the revocation of probation or parole.

(*iv*) Not been sentenced to a jail term for a new criminal offense.

(*v*) Obtained employment, has enrolled or participated in a program of education or job training, or has investigated all bona fide employment opportunities.

(*vi*) Obtained housing.

(cc) "Offender target population" means felons or misdemeanants who would likely be sentenced to imprisonment in a state correctional facility or jail, who would not likely increase the risk to the public safety based on an objective risk and needs assessment that indicates that the offender can be safely treated and supervised in the community.

(dd) "Offender who would likely be sentenced to imprisonment" means either of the following:

(*i*) A felon or misdemeanant who receives a sentencing disposition that appears to be in place of incarceration in a state correctional facility or jail, according to historical local sentencing patterns.

(*ii*) A currently incarcerated felon or misdemeanant who is granted early release from incarceration to a community corrections program or who is granted early release from incarceration as a result of a community corrections program.

(ee) "Programmatic success" means that the department program or initiative has ensured that the offender has accomplished all of the following:

(*i*) Obtained employment, has enrolled or participated in a program of education or job training, or has investigated all bona fide employment opportunities.

(*ii*) Obtained housing.

(*iii*) Obtained a state identification card.

(ff) "Recidivism" means any of the following:

(*i*) The arrest and conviction of a supervised individual for a new offense while under community supervision.

(*ii*) The adjudication of a supervised individual for a violation of the conditions of supervision while under community supervision.

(*iii*) A sanction resulting from a violation of terms of supervision that results in a return to prison without being adjudicated.

(gg) "RSAT" means residential substance abuse treatment.

(hh) "Serious emotional disturbance" means that term as

1 defined in section 100d(2) of the mental health code, 1974 PA 328,
2 MCL 330.1100d.
3 (ii) "Serious mental illness" means that term as defined in
4 section 100d(3) of the mental health code, 1974 PA 328, MCL
5 330.1100d.
6 (jj) "SSA" means the United States social security
7 administration.
8 (kk) "SSA-SSI" means SSA supplemental security income.
9 Sec. 204. The civil service commission shall bill departments
10 and agencies at the end of the first fiscal quarter for the charges
11 authorized by section 5 of article XI of the state constitution of
12 1963. Payments shall be made for the total amount of the billing by
13 the end of the second fiscal quarter.
14 Sec. 204a. (1) The department shall collaborate with the civil
15 service commission and the department of civil service to review
16 the compensation rates for health care professionals who provide
17 direct health care services to prisoners within the corrections
18 system, including, but not limited to, doctors, all nursing
19 professionals, pharmacists, pharmacy technicians, and
20 psychologists. The review shall include health care professionals
21 employed by the state as well as those employed through state
22 contractors. These rates shall be compared to available data on
23 compensation rates for comparable medical professionals in the
24 private sectors who provide services to the general public to
25 estimate any disparity in compensation.
26 (2) Following the review, the department shall make
27 recommendations on changes needed to the state compensation plan

for health care professional positions and to department contracts with health care providers so that compensation levels are sufficient to ensure that needed health care professional positions with vacancies are filled, that the department experiences adequate retention levels for these positions, and that necessary health care services are delivered in a timely manner to the prisoner population. A report outlining these recommendations shall be submitted to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget office by May 1, 2012.

Sec. 206. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 207. State employees shall be given the opportunity to bid on contracts that privatize services that are or were provided by state employees. If the contract is awarded to any state employee, he or she ceases being an employee of the state.

Sec. 208. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to

goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 211. (1) The department may charge fees and collect revenues in excess of appropriations in part 1 not to exceed the cost of offender services and programming, employee meals, parolee loans, academic/vocational services, custody escorts, compassionate visits, union steward activities, and public works programs and services provided to local units of government. The revenues and fees collected are appropriated for all expenses associated with these services and activities.

(2) If a parolee or probationer has been ordered to pay restitution, the department shall ensure that payment is a condition of his or her community supervision. Restitution payments shall be made as provided in section 22 of chapter XV of the code of criminal procedure, 1927 PA 175, MCL 775.22. The department shall collect not more than 50% of all money collected from parolees and probationers for payments other than victim payments, as that term is defined in section 22 of chapter XV of the code of criminal procedure, 1927 PA 175, MCL 775.22.

(3) By April 1, the department shall provide the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director with a report detailing the collection of fees under this section.

At minimum, this report shall include a categorical accounting of all fees collected under this section.

Sec. 212. On a quarterly basis, each executive branch department and agency receiving appropriations in part 1 shall report on the number of full-time equated positions in pay status by civil service classification to the senate and house appropriations subcommittees on corrections and the senate and house fiscal agencies. This report shall include a detailed accounting of the long-term vacancies that exist within each department. As used in this subsection, "long-term vacancy" means any full-time equated position that has not been filled at any time during the past 24 calendar months.

Sec. 214. From the funds appropriated in part 1 for information technology, the department shall pay user fees to the department of technology, management, and budget for technology-related services and projects. These user fees shall be subject to provisions of an interagency agreement between the department and the department of technology, management, and budget.

Sec. 215. Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

Sec. 216. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state

travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

Sec. 217. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 219. (1) Any contract for prisoner telephone services entered into after the effective date of this act shall include a condition that fee schedules for prisoner telephone calls, including rates and any surcharges other than those necessary to meet special equipment costs, be the same as fee schedules for calls placed from outside of correctional facilities.

(2) Revenues appropriated and collected for special equipment funds shall be considered state restricted revenue and shall be

used for special equipment and security projects to facilitate the replacement of personal protection systems, and the acquisition of contraband detection systems. Unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund but shall be carried forward and be available for appropriation in subsequent fiscal years.

(3) The department shall submit a report to the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, and the state budget director by February 1 outlining revenues and expenditures from special equipment funds. The report shall include all of the following:

(a) A list of all individual projects and purchases financed with special equipment funds in the immediately preceding fiscal year and the amounts expended on each project or purchase.

(b) A list of planned projects and purchases to be financed with special equipment funds during the current fiscal year and the amounts to be expended on each project or purchase.

(c) A review of projects and purchases planned for future fiscal years from special equipment funds.

Sec. 220. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing committees on

appropriations, and the senate and house fiscal agencies.

Sec. 221. The department of technology, management, and budget shall maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 223. (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 article 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 $5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $2,000,000.00 for local

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

Sec. 224. By March 1, the department shall provide a litigation report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director. The report shall identify all lawsuits adjudicated through the trial court phase in which the department or an employee acting on behalf of the department was a defendant and in which trial court proceedings resulted in a decision of $250,000.00 or more against the department.

Sec. 229. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on corrections, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 236. It is the intent of the legislature that from the revenue resulting from the sale of the former Scott correctional facility sufficient funds shall be appropriated to the department to reimburse Michigan state industries for costs related to the construction of the Industries Building, which was operated by Michigan state industries on the site of the Scott correctional facility.

Sec. 237. The department shall follow all requirements set forth in statute and administrative rules related to procurement requests and shall ensure that proper communication is maintained with the department of technology, management, and budget regarding the use of delegated purchasing authority granted by the department of technology, management, and budget. The department shall not pursue the procurement of any good or service on its own that falls outside its delegated authority from the department of technology, management, and budget. If any requests for proposal or requests for qualifications are delayed due to the department's improper use of purchasing authority under statute and administrative rules, the department shall report on the improper use to the house and senate appropriations subcommittees on corrections within 15 days after determining that the improper use occurred. The report shall review the purpose of the relevant procurement effort, explain why the improper use of delegated authority occurred, and outline steps being taken to ensure that improper use of delegated authority does not occur again in the future.

Sec. 238. It is the intent of the legislature that the department make additional efforts to sell, rent, or otherwise

repurpose closed correctional facilities.

Sec. 239. It is the intent of the legislature that the department establish and maintain a management-to-staff ratio of not more than 1 supervisor for each 5 employees at the department's central office in Lansing and at both the northern and southern region administration offices.

EXECUTIVE

Sec. 301. For 3 years after a felony offender is released from the department's jurisdiction, the department shall maintain the offender's file on the offender tracking information system and make it publicly accessible in the same manner as the file of the current offender. However, the department shall immediately remove the offender's file from the offender tracking information system upon determination that the offender was wrongfully convicted and the offender's file is not otherwise required to be maintained on the offender tracking information system.

Sec. 304. The director of the department shall maintain a staff savings initiative program to invite employees to submit suggestions for saving costs for the department. The department shall report semiannually to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the suggestions submitted under this section, the implementation plan for those suggestions with which the department agrees, and an explanation of any disagreements with suggestions.

Sec. 305. By March 1, the department shall report to the

1 senate and house appropriations subcommittees on corrections, the
2 senate and house fiscal agencies, and the state budget director on
3 the number of prisoners who committed suicide during the previous
4 calendar year. To the extent permitted by law, the report shall
5 include all of the following information:
6 (a) The prisoner's age, offense, sentence, and admission date.
7 (b) Each prisoner's facility and unit.
8 (c) A description of the circumstances of the suicide.
9 (d) The date of the suicide.
10 (e) Whether the suicide occurred in a housing unit, a
11 segregation unit, a mental health unit, or elsewhere on the grounds
12 of the facility.
13 (f) Whether the prisoner had been denied parole and the date
14 of any denial.
15 (g) Whether the prisoner had received a mental health
16 evaluation or assessment.
17 (h) Details on the department's responses to each suicide,
18 including immediate on-site responses and subsequent internal
19 investigations.
20 (i) A description of any monitoring and psychiatric
21 interventions that had been undertaken prior to the prisoner's
22 suicide, including any changes in placement or mental health care.
23 (j) Whether the prisoner had previously attempted suicide.

24 **PRISONER RE-ENTRY AND COMMUNITY SUPPORT**

25 Sec. 401. The department shall submit 3-year and 5-year prison
26 population projection updates concurrent with submission of the

executive budget to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director. The report shall include explanations of the methodology and assumptions used in developing the projection updates.

Sec. 402. (1) It is the intent of the legislature that the funds appropriated in part 1 for prisoner re-entry programs be expended for the purpose of reducing victimization by reducing repeat offending through the following prisoner re-entry programming:

(a) The provision of employment or employment services and job training.

(b) The provision of housing assistance.

(c) Referral to mental health services.

(d) Referral to substance abuse services.

(e) Referral to public health services.

(f) Referral to education.

(g) Referral to any other services necessary for successful reintegration.

(2) By March 1, the department shall provide a report on prisoner re-entry expenditures and allocations to the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director. At a minimum, the report shall include information on both of the following:

(a) Details on prior-year expenditures, including amounts spent on each project funded, itemized by service provided and

service provider.

(b) Allocations and planned expenditures for each project funded and for each project to be funded, itemized by service to be provided and service provider. The department shall provide an amended report quarterly, if any revisions to allocations or planned expenditures occurred during that quarter.

(3) The department shall continue its efforts, with technical assistance provided by the justice center of the council of state governments, on establishing criteria and key indicators of the success and failure of offenders. Indicators shall reflect the status of and trends in key program elements, behavior improvements on the part of offenders, and whether targeted goals are being met.

Sec. 404. (1) The department shall screen and assess each prisoner for alcohol and other drug involvement to determine the need for further treatment. The assessment process shall be designed to identify the severity of alcohol and other drug addiction and determine the treatment plan, if appropriate.

(2) The department shall provide substance abuse treatment to prisoners with priority given to those prisoners who are most in need of treatment and who can best benefit from program intervention based on the screening and assessment provided under subsection (1).

Sec. 405. (1) In expending residential substance abuse treatment services funds appropriated under this article, the department shall ensure to the maximum extent possible that residential substance abuse treatment services are available statewide.

1 (2) By March 1, the department shall report to the senate and
2 house appropriations subcommittees on corrections, the senate and
3 house fiscal agencies, and the state budget director on the
4 allocation, distribution, and expenditure of all funds appropriated
5 by the substance abuse testing and treatment line item during
6 fiscal year 2011-2012 and projected for fiscal year 2012-2013. The
7 report shall include, but not be limited to, an explanation of an
8 anticipated year-end balance, the number of participants in
9 substance abuse programs, and the number of offenders on waiting
10 lists for residential substance abuse programs. Information
11 required under this subsection shall, where possible, be separated
12 by MDOC administrative region and by offender type, including, but
13 not limited to, a distinction between prisoners, parolees, and
14 probationers.
15 (3) By March 1, the department shall report to the senate and
16 house appropriations subcommittees on corrections, the senate and
17 house fiscal agencies, and the state budget director on substance
18 abuse testing and treatment program objectives, outcome measures,
19 and results, including program impact on offender success and
20 programmatic success as those terms are defined in section 203.
21 Sec. 405a. The department shall work cooperatively with MDCH and
22 substance abuse coordinating agencies in referring offenders as
23 appropriate to intensive substance abuse services, including
24 residential services.
25 Sec. 406. As a condition for expending any money appropriated
26 in part 1 for reinvestment in prisoner re-entry programs, the
27 department shall establish a pilot program with an allocation of at

1 least $2,000,000.00 from the funding appropriated to prisoner
2 reintegration programs to contract with faith-based nonprofit
3 agencies with established programs that assist prisoners exiting
4 the prison system to reintegrate into the community. The department
5 shall report to the house and senate appropriations subcommittees
6 on corrections, the house and senate fiscal agencies, and the state
7 budget director by December 1 on the contracts awarded under the
8 pilot program, including the faith-based, nonprofit agencies
9 selected and the contract amounts awarded to each agency. The
10 department shall analyze and compare the success and failure rates
11 of prisoners served under the pilot program and those served
12 through other department reintegration programs and shall report
13 this information to the legislature during budget hearings on the
14 fiscal year 2013-2014 budget.
15 Sec. 407. (1) By June 30, the department shall place the 2012
16 statistical report on an Internet site. The statistical report
17 shall include, but not be limited to, the information as provided
18 in the 2004 statistical report.
19 (2) It is the intent of the legislature that starting with
20 calendar year 2010, the statistical report be placed on an Internet
21 site within 6 months after the end of each calendar year.
22 Sec. 408. The department shall measure the recidivism rates of
23 offenders using at least a 3-year period following their release
24 from prison. Any time spent in a county jail or otherwise
25 incarcerated shall be included in the recidivism rates.
26 Sec. 410. (1) The funds included in part 1 for community
27 corrections comprehensive plans and services are to encourage the

development through technical assistance grants, implementation, and operation of community corrections programs that enhance offender success and that also may serve as an alternative to incarceration in a state facility or jail. The comprehensive corrections plans shall include an explanation of how the public safety will be maintained, the goals for the local jurisdiction, offender target populations intended to be affected, offender eligibility criteria for purposes outlined in the plan, and how the plans will meet the following objectives, consistent with section 8(4) of the community corrections act, 1988 PA 511, MCL 791.408:

(a) Reduce admissions to prison of offenders who would likely be sentenced to imprisonment, including probation violators.

(b) Improve the appropriate utilization of jail facilities, the first priority of which is to open jail beds intended to house otherwise prison-bound felons, and the second priority being to appropriately utilize jail beds so that jail crowding does not occur.

(c) Open jail beds through the increase of pretrial release options.

(d) Reduce the readmission to prison of parole violators.

(e) Reduce the admission or readmission to prison of offenders, including probation violators and parole violators, for substance abuse violations.

(f) Contribute to offender success, as that term is defined in section 203.

(2) The award of community corrections comprehensive plans and residential services funds shall be based on criteria that include,

1 but are not limited to, the prison commitment rate by category of
2 offenders, trends in prison commitment rates and jail utilization,
3 historical trends in community corrections program capacity and
4 program utilization, and the projected impact and outcome of annual
5 policies and procedures of programs on offender success, prison
6 commitment rates, and jail utilization.
7 (3) Funds awarded for residential services in part 1 shall
8 provide for a per diem reimbursement of not more than $47.50 for
9 nonaccredited facilities, or of not more than $48.50 for facilities
10 that have been accredited by the American corrections association
11 or a similar organization as approved by the department.
12 Sec. 411. The comprehensive corrections plans shall also
13 include, where appropriate, descriptive information on the full
14 range of sanctions and services that are available and utilized
15 within the local jurisdiction and an explanation of how jail beds,
16 residential services, the special alternative incarceration
17 program, probation detention centers, the electronic monitoring
18 program for probationers, and treatment and rehabilitative services
19 will be utilized to support the objectives and priorities of the
20 comprehensive corrections plans and the purposes and priorities of
21 section 8(4) of the community corrections act, 1988 PA 511, MCL
22 791.408, that contribute to the success of offenders. The plans
23 shall also include, where appropriate, provisions that detail how
24 the local communities plan to respond to sentencing guidelines
25 found in chapter XVII of the code of criminal procedure, 1927 PA
26 175, MCL 777.1 to 777.69, and use the county jail reimbursement
27 program under section 414. The state community corrections board

shall encourage local community corrections advisory boards to include in their comprehensive corrections plans strategies to collaborate with local alcohol and drug treatment agencies of the MDCH for the provision of alcohol and drug screening, assessment, case management planning, and delivery of treatment to alcohol- and drug-involved offenders.

Sec. 412. (1) As part of the March biannual report specified in section 12(2) of the community corrections act, 1988 PA 511, MCL 791.412, that requires an analysis of the impact of that act on prison admissions and jail utilization, the department shall submit to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director the following information for each county and counties consolidated for comprehensive corrections plans:

(a) Approved technical assistance grants and comprehensive corrections plans including each program and level of funding, the utilization level of each program, and profile information of enrolled offenders.

(b) If federal funds are made available, the number of participants funded, the number served, the number successfully completing the program, and a summary of the program activity.

(c) Status of the community corrections information system and the jail population information system.

(d) Data on residential services, including participant data, participant sentencing guideline scores, program expenditures, average length of stay, and bed utilization data.

(e) Offender disposition data by sentencing guideline range,

1 by disposition type, by prior record variable score, by number and
2 percent statewide and by county, current year, and comparisons to
3 the previous 3 years.
4 (f) Data on the use of funding made available under the felony
5 drunk driver jail reduction and community treatment program.
6 (2) The report required under subsection (1) shall include the
7 total funding allocated, program expenditures, required program
8 data, and year-to-date totals.
9 Sec. 413. (1) The department shall identify and coordinate
10 information regarding the availability of and the demand for
11 community corrections programs, jail-based community corrections
12 programs, jail-based probation violation sanctions, and all state-
13 required jail data.
14 (2) The department is responsible for the collection,
15 analysis, and reporting of all state-required jail data.
16 (3) As a prerequisite to participation in the programs and
17 services offered through the department, counties shall provide
18 necessary jail data to the department.
19 Sec. 414. (1) The department shall administer a county jail
20 reimbursement program from the funds appropriated in part 1 for the
21 purpose of reimbursing counties for housing in jails certain felons
22 who otherwise would have been sentenced to prison.
23 (2) The county jail reimbursement program shall reimburse
24 counties for convicted felons in the custody of the sheriff if the
25 conviction was for a crime committed on or after January 1, 1999
26 and 1 of the following applies:
27 (a) The felon's sentencing guidelines recommended range upper

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

(b) The felon's minimum sentencing guidelines range minimum is more than 12 months under the sentencing guidelines described in subdivision (a).

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

(3) State reimbursement under this subsection shall be $60.00 per diem per diverted offender for offenders with a presumptive prison guideline score, $50.00 per diem per diverted offender for offenders with a straddle cell guideline for a group 1 crime, and $35.00 per diem per diverted offender for offenders with a straddle cell guideline for a group 2 crime. Reimbursements shall be paid for sentences up to a 1-year total.

(4) As used in this subsection:

(a) "Group 1 crime" means a crime in 1 or more of the following offense categories: arson, assault, assaultive other, burglary, criminal sexual conduct, homicide or resulting in death, other sex offenses, robbery, and weapon possession as determined by the department of corrections based on specific crimes for which

1 counties received reimbursement under the county jail reimbursement
2 program in fiscal year 2007 and fiscal year 2008, and listed in the
3 county jail reimbursement program document titled "FY 2007 and FY
4 2008 Group One Crimes Reimbursed", dated March 31, 2009.
5 (b) "Group 2 crime" means a crime that is not a group 1 crime,
6 including larceny, fraud, forgery, embezzlement, motor vehicle,
7 malicious destruction of property, controlled substance offense,
8 felony drunk driving, and other nonassaultive offenses.
9 (c) "In the custody of the sheriff" means that the convicted
10 felon has been sentenced to the county jail and is either housed in
11 the county jail or has been released from jail and is being
12 monitored through the use of the sheriff's electronic monitoring
13 system.
14 (5) County jail reimbursement program expenditures shall not
15 exceed the amount appropriated in part 1 for the county jail
16 reimbursement program. Payments to counties under the county jail
17 reimbursement program shall be made in the order in which properly
18 documented requests for reimbursements are received. A request
19 shall be considered to be properly documented if it meets MDOC
20 requirements for documentation. By October 15, 2012, the department
21 shall distribute the documentation requirements to all counties.
22 (6) Of the funds appropriated in part 1 for the county jail
23 reimbursement program, $500,000.00 shall be utilized to reimburse
24 county jails for housing individuals who violate terms of probation
25 under the swift-and-sure sanctions pilot program.
26 Sec. 415. (1) The department shall create a database for use
27 by the department and MPRI service providers. The database shall be

available to both the department and the service provider in real time. The department, in consultation with the service providers, shall issue a policy defining each field in the database so that there will be common usage of all terms and fields.

(2) The department, in consultation with the service providers, shall publish financial guidelines for administration of this program.

Sec. 416. Allowable uses of the felony drunk driver jail reduction and community treatment program shall include reimbursing counties for transportation, treatment costs, and housing felony drunk drivers during a period of assessment for treatment and case planning. Reimbursements for housing during the assessment process shall be at the rate of $43.50 per day per offender, up to a maximum of 5 days per offender.

Sec. 417. (1) By March 1, the department shall report to the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on each of the following programs from the previous fiscal year:

(a) The county jail reimbursement program.

(b) The felony drunk driver jail reduction and community treatment program.

(c) Any new initiatives to control prison population growth funded or proposed to be funded under part 1.

(2) For each program listed under subsection (1), the report shall include information on each of the following:

(a) Program objectives and outcome measures, including, but

not limited to, the number of offenders who successfully completed the program, and the number of offenders who successfully remained in the community during the 3 years following termination from the program.

(b) Expenditures by location.

(c) The impact on jail utilization.

(d) The impact on prison admissions.

(e) Other information relevant to an evaluation of the program.

Sec. 418. (1) The department shall collaborate with the state court administrative office on facilitating changes to Michigan court rules that would require the court to collect at the time of sentencing the state operator's license, state identification card, or other documentation used to establish the identity of the individual to be admitted to the department. The department shall maintain those documents in the prisoner's personal file.

(2) The department shall cooperate with MDCH to create and maintain a process by which prisoners can obtain their Michigan birth certificates if necessary. The department shall describe a process for obtaining birth certificates from other states, and in situations where the prisoner's effort fails, the department shall assist in obtaining the birth certificate.

Sec. 419. (1) The department shall provide weekly electronic mail reports to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on prisoner, parolee, and probationer populations by facility, and prison capacities.

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

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

(b) Parole populations.

(c) Probation populations, with identification of the number in special alternative incarceration.

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

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

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

(g) Prison intake and returns, including probation violators, new court commitments, violators with new sentences, escaper new sentences, total prison intake, returns from court with additional sentences, community placement returns, technical parole violator

returns, and total returns to prison and camp.

Sec. 420. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house judiciary committees, the senate and house fiscal agencies, and the state budget director on performance data and efforts to improve efficiencies relative to departmental staffing, health care services, food service, prisoner transportation, mental health care services, and pharmaceutical costs.

Sec. 422. It is the intent of the legislature that MPRI programs from prisoner entry into the corrections system to reentry into the community and as measured by offender success and programmatic success as those terms are defined in section 203 shall be maintained as standard operating procedure in the department. In particular, services should be focused on moderate- to high-risk individuals. Special in-prison programming shall be directed to those prisoners who were paroled and have returned to prison and who will subsequently be eligible for parole again in the future. In addition, MPRI services provided to prisoners shall include basic computer skills training.

Sec. 424. (1) From the funds appropriated in part 1 for residential services, the department shall develop and implement, in collaboration with the judiciary and as approved by the state court administrative office, a demonstration project based on evidence-based practices related to judicial and case management interventions that have been proven to increase public safety for high-risk, high-need probationers as determined by a validated risk and need assessment instrument. As used in this section,

1 "probationer" means a circuit court probationer serving a probation
2 sentence for a crime.
3 (2) The demonstration project shall be implemented in 4 areas
4 of the state identified jointly by the department and the state
5 court administrative office. Preference shall be given to locations
6 that are representative of areas with high rates of violent crimes
7 as described in the council of state governments' justice center
8 report on analyses of crime, community corrections, and sentencing
9 policies in this state.
10 (3) The primary goal of the demonstration project is to reduce
11 crime and revictimization by high-risk, high-need probationers. The
12 secondary goal of the demonstration project is to reduce
13 expenditures for long-term incarceration.
14 (4) The demonstration project may provide up to 6 months of
15 residential services, and treatment methods, and interventions that
16 are evidence-based, including, but not limited to, the following:
17 (a) Risk/needs assessment.
18 (b) Motivational techniques.
19 (c) Type, intensity, and duration of treatment based on each
20 probationer's risk and needs and delivered consistent with
21 evidence-based practices.
22 (5) The department shall implement the evidence-based practice
23 of collaborative case management and utilize the services of the
24 department and of local community corrections consistent with the
25 local comprehensive corrections plan developed under the community
26 corrections act, 1988 PA 511, MCL 791.401 to 791.414.
27 (6) The department shall assign a probation officer to the

demonstration project to supervise a specialized caseload for high-risk, high-need probationers. All probation officers supervising a specialized caseload under this section shall receive substantial education and training on issues of substance abuse, mental health, and drug and alcohol testing.

(7) The probation officer shall work in cooperation with the local judiciary and the community corrections advisory board in a collaborative effort toward the goals of promoting probationer success and reducing crime and revictimization.

(8) The probation officer assigned to the demonstration project shall comply with supervision requirements established for the demonstration project by the field operations administration deputy director.

(9) The department shall identify and coordinate information for each local jurisdiction selected for the demonstration project regarding the rate of incarceration of high-risk, high-need probationers to ensure that appropriate probationers are targeted for the demonstration project.

(10) From the funds appropriated in part 1 for public education and training, the department shall collaborate with the local judiciary, community corrections advisory board, and service providers to develop and provide appropriate training for all local stakeholders involved in the demonstration project described in this section.

(11) From the funds provided to the local jurisdiction for the demonstration project, the department shall collaborate with the local judiciary and the community corrections advisory board to

1 develop and implement an evaluation of the demonstration project
2 that will show the impact of the project on the arrests,
3 convictions, technical violations, and commitments to prison of the
4 demonstration project participants. This evaluation shall be
5 performed in accordance with department of corrections policy and
6 procedure on evaluation design in cooperation with the office of
7 research and planning.
8 (12) By May 1, the department shall report to the senate and
9 house appropriations subcommittees on corrections, the senate and
10 house fiscal agencies, and the state budget director on the status
11 of the demonstration project prescribed under this section,
12 including information on all of the following:
13 (a) Demonstration project locations and participating courts.
14 (b) The number of probationers participating in the pilot
15 categorized by location and offense.
16 (c) Evaluation status and methodology.
17 (d) Preliminary results, if any.
18 Sec. 429. It is the intent of the legislature that the
19 department work with other state departments and agencies to
20 implement the policy options provided to the state by the council
21 of state governments in January 2009 and March 2011.
22 Sec. 430. The department shall ensure that each prisoner has
23 the opportunity to meet with his or her transition team prior to
24 release from prison. If applicable, community providers shall enter
25 the prison to meet with the prisoner prior to release.
26 Sec. 431. The department shall ensure that prior to release
27 from prison, each offender has possession of all of the following:

1 (a) All documents necessary to obtain a state operator's
2 license or state identification card.
3 (b) A set of clothing that would be appropriate and suitable
4 for wearing to an interview for employment.
5 Sec. 433. The department shall report quarterly on January 1,
6 2013, April 1, 2013, July 1, 2013, and September 30, 2013 to the
7 senate and house appropriations subcommittees on corrections, the
8 senate and house fiscal agencies, and the state budget director on
9 the status of any contracts entered into under the June 2009
10 request for proposals for the re-entry initiative project for
11 offenders with special needs. The report shall include information
12 on all of the following:
13 (a) The number of prisoners and participating parolees in each
14 of the target population subgroups, including medically fragile,
15 mentally ill, developmentally disabled, and youthful offenders.
16 (b) Descriptions of the key services being provided to each
17 subgroup under the contract or contracts.
18 (c) Estimates of the average per-offender costs of services
19 for each target population subgroup under each contract, compared
20 to the average cost of prison incarceration for those populations.

21 **OPERATIONS AND SUPPORT ADMINISTRATION**

22 Sec. 501. From the funds appropriated in part 1 for
23 prosecutorial and detainer expenses, the department shall reimburse
24 counties for housing and custody of parole violators and offenders
25 being returned by the department from community placement who are
26 available for return to institutional status and for prisoners who

volunteer for placement in a county jail.

Sec. 502. Funds included in part 1 for the sheriffs' coordinating and training office are appropriated for and may be expended to defray costs of continuing education, certification, recertification, decertification, and training of local corrections officers, the personnel and administrative costs of the sheriffs' coordinating and training office, the local corrections officers advisory board, and the sheriffs' coordinating and training council under the local corrections officers training act, 2003 PA 125, MCL 791.531 to 791.546.

Sec. 503. Funds appropriated in part 1 for administrative hearings officers are appropriated as an interdepartmental grant to the department of licensing and regulatory affairs for the purpose of funding administrative hearings officers for adjudication of grievances pertaining to the department of corrections. The department shall not expend appropriations from part 1 to satisfy charges from the department of licensing and regulatory affairs for administrative hearings officers in excess of the amount expressly appropriated by this article for the administrative hearings officers unless funding is transferred into this line under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 504. Of the funds appropriated in part 1, $50,000.00 is appropriated to provide an interdepartmental grant to the judiciary for use of the judicial data warehouse by department employees.

Sec. 505. The department shall provide for the training of all custody staff in effective and safe ways of handling prisoners with mental illness and referring prisoners to mental health treatment

1 programs. Mental health awareness training shall be incorporated
2 into the training of new custody staff.

3 **FIELD OPERATIONS ADMINISTRATION**

4 Sec. 601. (1) From the funds appropriated in part 1, the
5 department shall conduct a statewide caseload audit of field
6 agents. The audit shall address public protection issues and assess
7 the ability of the field agents to complete their professional
8 duties. The complete audit shall be submitted to the senate and
9 house appropriations subcommittees on corrections and the senate
10 and house fiscal agencies, and the state budget office by March 1.
11 (2) It is the intent of the legislature that the department
12 maintain a number of field agents sufficient to meet supervision
13 and workload standards.
14 Sec. 603. (1) All prisoners, probationers, and parolees
15 involved with the electronic tether program shall reimburse the
16 department for costs associated with their participation in the
17 program. The department may require community service work
18 reimbursement as a means of payment for those able-bodied
19 individuals unable to pay for the costs of the equipment.
20 (2) Program participant contributions and local community
21 tether program reimbursement for the electronic tether program
22 appropriated in part 1 are related to program expenditures and may
23 be used to offset expenditures for this purpose.
24 (3) Included in the appropriation in part 1 is adequate
25 funding to implement the community tether program to be
26 administered by the department. The community tether program is

intended to provide sentencing judges and county sheriffs in coordination with local community corrections advisory boards access to the state's electronic tether program to reduce prison admissions and improve local jail utilization. The department shall determine the appropriate distribution of the tether units throughout the state based upon locally developed comprehensive corrections plans under the community corrections act, 1988 PA 511, MCL 791.401 to 791.414.

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

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

Sec. 604. Community-placement prisoners and parolees shall reimburse the department for the total costs of the program. As an alternative method of payment, the department may develop a community service work schedule for those individuals unable to meet reimbursement requirements established by the department.

Sec. 606. It is the intent of the legislature that the department shall ensure that parolees and probationers may timely

contact their parole or probation agents and maintain procedures that preclude any necessity for an offender to have access to an agent's home telephone number or other personal information pertaining to the agent.

Sec. 608. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the use of electronic monitoring. At a minimum, the report shall include all of the following:

(a) Details on the failure rate of parolees for whom GPS tether is utilized, including the number and rate of parolee technical violations, including specifying failures due to committing a new crime that is uncharged but leads to parole termination, and the number and rate of parolee violators with new sentences.

(b) Information on the factors considered in determining whether an offender is placed on active GPS tether, passive GPS tether, radio frequency tether, or some combination of these or other types of electronic monitoring.

(c) Monthly data on the number of offenders on active GPS tether, passive GPS tether, radio frequency tether, and any other type of tether.

Sec. 611. The department shall prepare by March 1, 2011 individual reports for the community re-entry program, the electronic tether program, and the special alternative to incarceration program. The reports shall be submitted to the house and senate appropriations subcommittees on corrections, the house

1 and senate fiscal agencies, and the state budget director. Each
2 program's report shall include information on all of the following:
3 (a) Monthly new participants by type of offender. Community
4 re-entry program participants shall be categorized by reason for
5 placement. For technical rule violators, the report shall sort
6 offenders by length of time since release from prison, by the most
7 recent violation, and by the number of violations occurring since
8 release from prison.
9 (b) Monthly participant unsuccessful terminations, including
10 cause.
11 (c) Number of successful terminations.
12 (d) End month population by facility/program.
13 (e) Average length of placement.
14 (f) Return to prison statistics.
15 (g) Description of each program location or locations,
16 capacity, and staffing.
17 (h) Sentencing guideline scores and actual sentence statistics
18 for participants, if applicable.
19 (i) Comparison with prior year statistics.
20 (j) Analysis of the impact on prison admissions and jail
21 utilization and the cost effectiveness of the program.
22 Sec. 612. (1) The department shall review and revise as
23 necessary policy proposals that provide alternatives to prison for
24 offenders being sentenced to prison as a result of technical
25 probation violations and technical parole violations. To the extent
26 the department has insufficient policies or resources to affect the
27 continued increase in prison commitments among these offender

populations, the department shall explore other policy options to allow for program alternatives, including department or OCC-funded programs, local level programs, and programs available through private agencies that may be used as prison alternatives for these offenders.

(2) To the extent policies or programs described in subsection (1) are used, developed, or contracted for, the department may request that funds appropriated in part 1 be transferred under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393, for their operation.

(3) The department shall continue to utilize parole violator processing guidelines that require parole agents to utilize all available appropriate community-based, nonincarcerative postrelease sanctions and services when appropriate. The department shall periodically evaluate such guidelines for modification, in response to emerging information from the demonstration projects for substance abuse treatment provided under this article and applicable provisions of prior budget acts for the department.

(4) The department shall provide quarterly reports to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the number of all parolees returned to prison and probationers sentenced to prison for either a technical violation or new sentence during the preceding calendar quarter. The reports shall include the following information each for probationers, parolees after their first parole, and parolees who have been paroled more than once:

1 (a) The numbers of parole and probation violators returned to
2 or sent to prison for a new crime with a comparison of original
3 versus new offenses by major offense type: assaultive,
4 nonassaultive, drug, and sex.
5 (b) The numbers of parole and probation violators returned to
6 or sent to prison for a technical violation and the type of
7 violation, including, but not limited to, zero gun tolerance and
8 substance abuse violations. For parole technical rule violators,
9 the report shall list violations by type, by length of time since
10 release from prison, by the most recent violation, and by the
11 number of violations occurring since release from prison.
12 (c) The educational history of those offenders, including how
13 many had a GED or high school diploma prior to incarceration in
14 prison, how many received a GED while in prison, and how many
15 received a vocational certificate while in prison.
16 (d) The number of offenders who participated in the MPRI
17 versus the number of those who did not.
18 (e) The unduplicated number of offenders who participated in
19 substance abuse treatment programs, mental health treatment
20 programs, or both, while in prison, itemized by diagnosis.
21 Sec. 613. Subject to the appropriations in part 1, the
22 department is encouraged to expand the use of continuous remote
23 alcohol monitors for parolees and probationers who test positive
24 for alcohol abuse or have alcohol-abuse-related violations of their
25 community supervision.
26 Sec. 615. After the parole board has reviewed the cases of all
27 inmates sentenced to imprisonment for life with the possibility of

parole who have good institutional records, the parole board shall calculate each inmate's parole guidelines score. The parole board shall provide the legislature with the specific reason or reasons why any individual inmate who scores "high probability of release" is not being paroled. The parole board shall submit a report containing a list of these reasons for each inmate to the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, and the state budget director by January 1.

HEALTH CARE

Sec. 802. As a condition of expenditure of the funds appropriated in part 1, the department shall provide the senate and house of representatives appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director with all of the following:

(a) Quarterly reports on physical and mental health care detailing quarterly and fiscal year-to-date expenditures itemized by vendor, allocations, status of payments from contractors to vendors, and projected year-end expenditures from accounts for prisoner health care, mental health care, pharmaceutical services, and durable medical equipment.

(b) Regular updates on progress on requests for proposals and requests for information pertaining to prisoner health care and mental health care, until the applicable contract is approved.

Sec. 804. (1) The department shall report quarterly to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on

1 prisoner health care utilization. The report shall include the
2 number of inpatient hospital days, outpatient visits, and emergency
3 room visits in the previous quarter and since October 1, 2009, by
4 facility.

5 (2) By March 1, the department shall report to the senate and
6 house appropriations subcommittees on corrections, the senate and
7 house fiscal agencies, and the state budget director on prisoners
8 receiving off-site inpatient medical care that would have received
9 care in a state correctional facility if beds were available. The
10 report shall include the number of prisoners receiving off-site
11 inpatient medical care and average length of stay in an off-site
12 facility during the period they would have received care in a state
13 correctional facility if beds were available, by month and
14 correctional facilities administration region.

15 Sec. 806. From the funds appropriated in part 1, the
16 department shall require a hepatitis C antibody test and an HIV
17 test for each prisoner prior to release to the community by parole
18 or discharge on the maximum sentence. The department shall require
19 an HIV test and a hepatitis C risk factor screening for each
20 prisoner at the health screening at admissions. If hepatitis C risk
21 factors are identified, the department shall offer the prisoner a
22 hepatitis C antibody test. An explanation of results of the tests
23 shall be provided confidentially to the prisoner, and if
24 appropriate based on the test results, the prisoner shall also be
25 provided a recommendation to seek follow-up medical attention.

26 Sec. 807. The department shall ensure that all medications for
27 a prisoner be transported with that prisoner when the prisoner is

1 transferred from 1 correctional facility to another. Prisoners
2 being released shall have access to at least a 30-day supply of
3 medication and a prescription for refills to allow for continuity
4 of care in the community.

5 Sec. 809. The department, in conjunction with efforts to
6 implement prisoner re-entry, shall cooperate with the MDCH to share
7 data and information as they relate to prisoners being released who
8 are HIV positive or positive for the hepatitis C antibody. By March
9 1, the department shall report to the senate and house
10 appropriations subcommittees on corrections, the senate and house
11 fiscal agencies, and the state budget director on all of the
12 following:

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

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

19 (c) The number of parolees and offenders discharged on the
20 maximum sentence who are HIV or hepatitis C positive by paroling
21 office as reported to the state department of community health for
22 referral to the local public health department.

23 Sec. 812. (1) The department shall provide the department of
24 human services with a monthly list of prisoners newly committed to
25 the department of corrections. The department and the department of
26 human services shall enter into an interagency agreement under
27 which the department of human services provides the department of

1 corrections with monthly lists of newly committed prisoners who are
2 eligible for Medicaid benefits in order to maintain the process by
3 which Medicaid benefits are suspended rather than terminated. The
4 department shall assist prisoners who may be eligible for Medicaid
5 benefits after release from prison with the Medicaid enrollment
6 process prior to release from prison.
7 (2) The department shall provide the senate and house
8 appropriations subcommittees on corrections, the senate and house
9 fiscal agencies, and the state budget director with quarterly
10 updates on the utilization of Medicaid benefits for prisoners.
11 Sec. 814. The department shall assure that psychotropic
12 medications are available, when deemed medically necessary by a
13 licensed medical service provider, to prisoners who have mental
14 illness diagnoses but are not enrolled in corrections mental health
15 services.
16 Sec. 816. By April 1, the department shall provide the members
17 of the senate and house appropriations subcommittees on
18 corrections, the senate and house fiscal agencies, the state budget
19 director, and the legislative corrections ombudsman with a report
20 on pharmaceutical expenditures and prescribing practices. In
21 particular, the report shall provide the following information:
22 (a) A detailed accounting of expenditures on antipsychotic
23 medications.
24 (b) Any changes that have been made to the prescription drug
25 formularies.
26 (c) A progress report on the department's efforts to address
27 various findings outlined in audit report 471-0325-09L issued in

March 2011 by the Michigan office of the auditor general.

CORRECTIONAL FACILITIES ADMINISTRATION

Sec. 905. (1) Savings in the inmate housing fund shall be achieved through competitive bidding of facility operations or other measures to reduce the custody, treatment, clinical, and administrative costs associated with the housing of prisoners. Savings shall be distributed as necessary into separate accounts created to separately identify savings through specific cost savings measures.

(2) Quarterly reports on all expenditures from the inmate housing fund shall be submitted by the department to the state budget director, the senate and house appropriations subcommittees on corrections, and the senate and house fiscal agencies.

Sec. 906. It is the intent of the legislature that the department maintain or expand upon existing public works programming by contracting with local units of government or private organizations. Any local unit of government or private organization that contracts with the department for public works services shall be responsible for financing the entire cost of such an agreement.

Sec. 907. The department shall report by March 1 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on academic and vocational programs. The report shall provide information relevant to an assessment of the department's academic and vocational programs, including, but not limited to, all of the

following:

(a) The number of instructors and the number of instructor vacancies, by program and facility.

(b) The number of prisoners enrolled in each program, the number of prisoners completing each program, the number of prisoners who fail each program, the number of prisoners who do not complete each program and the reason for not completing the program, the number of prisoners transferred to another facility while enrolled in a program and the reason for transfer, the number of prisoners enrolled who are repeating the program by reason, and the number of prisoners on waiting lists for each program, all itemized by facility.

(c) The steps the department has undertaken to improve programs, track records, accommodate transfers and prisoners with health care needs, and reduce waiting lists.

(d) The number of prisoners paroled without a high school diploma and the number of prisoners paroled without a GED.

(e) An explanation of the value and purpose of each program, for example, to improve employability, reduce recidivism, reduce prisoner idleness, or some combination of these and other factors.

(f) An identification of program outcomes for each academic and vocational program.

(g) An explanation of the department's plans for academic and vocational programs, including plans to contract with intermediate school districts for GED and high school diploma programs.

(h) The number of prisoners not paroled at their earliest release date due to lack of a GED, and the reason those prisoners

have not obtained a GED.

Sec. 910. The department shall allow the Michigan Braille transcribing fund program to operate at its current location. The donation of the building by the Michigan Braille transcribing fund at the G. Robert Cotton correctional facility in Jackson is acknowledged and appreciated. The department shall continue to encourage the Michigan Braille transcribing fund program to produce high-quality materials for use by the visually impaired.

Sec. 911. By March 1, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the legislative corrections ombudsman, and the state budget director the number of critical incidents occurring each month by type and the number and severity of assaults occurring each month at each facility during calendar year 2011.

Sec. 912. The department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director by March 1 on the ratio of correctional officers to prisoners for each correctional institution, the ratio of shift command staff to line custody staff, and the ratio of noncustody institutional staff to prisoners for each correctional institution.

Sec. 913. (1) It is the intent of the legislature that any prisoner required to complete an assaultive offender program, sexual offender program, or other program as a condition of parole shall be transferred to a facility where that program is available in order to accomplish timely completion of that program prior to

the expiration of his or her minimum sentence and eligibility for parole. Nothing in this section should be deemed to make parole denial appealable in court.

(2) The department shall submit a quarterly report to the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, the state budget director, and the legislative corrections ombudsman detailing enrollment in sex offender programming, assaultive offender programming, violent offender programming, and thinking for change. At a minimum, the report shall include the following:

(a) A full accounting of the number of individuals who are required to complete the programming, but have not yet done so.

(b) The number of individuals who have reached their earliest release date, but who have not completed required programming.

(c) A plan of action for addressing any waiting lists or backlogs for programming that may exist.

Sec. 916. The department shall report by February 1 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the number of computers available for use by prisoners within each prison facility. The report shall summarize the purpose and frequency of use of these computers within each facility, and in particular shall provide detail on the extent to which computers are utilized for education programming, for both academic and vocational purposes.

Sec. 921. (1) By March 1, the department shall report to the chairs of the senate and house appropriations committees, the

1 senate and house appropriations subcommittees on corrections, the
2 senate and house fiscal agencies, and the state budget director on
3 the following:
4 (a) The actual savings realized between January 1, 2009 and
5 April 1, 2012 as a result of closing correctional facilities and
6 correctional camps between January 1, 2009 and January 1, 2013,
7 itemized by correctional facility or correctional camp.
8 (b) The projected fiscal year 2012-2013 savings by closing
9 correctional facilities and correctional camps between January 1,
10 2009 and January 1, 2013, itemized by correctional facility or
11 correctional camp.
12 (2) The report in subsection (1) shall include information on
13 all of the following:
14 (a) The savings realized or projected to be realized, itemized
15 by program or type of expenditure.
16 (b) Any cost of field supervision, field operations programs,
17 or prisoner reintegration programs related to the closure of
18 correctional facilities and correctional camps between January 1,
19 2009 and January 1, 2013.
20 Sec. 923. (1) The department shall cooperate with the
21 department of education to evaluate the feasibility of local
22 intermediate school districts providing education programming to
23 targeted prisoners under the age of 20 who have not received a high
24 school diploma. By June 1, the department shall report to the
25 senate and house appropriations subcommittees on corrections, the
26 senate and house fiscal agencies, and the state budget director on
27 any plans or evaluations developed under this section.

(2) The department shall make efforts to encourage retired school teachers to provide education services in correctional facilities through volunteerism.

Sec. 924. The department shall evaluate all prisoners at intake for substance abuse disorders, developmental disorders, serious mental illness, and other mental health disorders. Prisoners with serious mental illness shall not be confined in administrative segregation. Under the supervision of a mental health professional, a prisoner with serious mental illness may be secluded in a therapeutic environment for the safety of the prisoner or others. A prisoner in therapeutic seclusion shall be evaluated by a mental health professional at a frequency set forth in the mental health code, 1974 PA 258, MCL 330.1001 to 330.2106, or at least every 12 hours, whichever would require more frequent evaluations, in order to remain in therapeutic seclusion.

Sec. 925. By March 1, 2013, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the annual number of prisoners in administrative segregation between October 1, 2003 and September 30, 2012, and the annual number of prisoners in administrative segregation between October 1, 2003 and September 30, 2012 who at any time during the current or prior prison term were diagnosed with serious mental illness or have a developmental disorder and the number of days each of the prisoners with serious mental illness or a developmental disorder have been confined to administrative segregation.

Sec. 929. From the funds appropriated in part 1, the

department shall do all of the following:

(a) Ensure that any inmate care and control staff in contact with prisoners less than 19 years of age are adequately trained with regard to the developmental and mental health needs of prisoners less than 19 years of age. By April 1, 2012, the department shall report to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director on the training curriculum used and the number and types of staff receiving training under that curriculum since October 2009.

(b) Provide appropriate placement for prisoners less than 19 years of age who have serious mental illness, serious emotional disturbance, or a developmental disorder and need to be housed separately from the general population. Prisoners less than 19 years of age who have serious mental illness, serious emotional disturbance, or a developmental disorder shall not be placed in administrative segregation. Under the supervision of a mental health professional, a prisoner less than 19 years of age with serious mental illness or serious emotional disturbance may be secluded in a therapeutic environment for the safety of the prisoner or others. A prisoner in therapeutic seclusion shall be evaluated every 12 hours by a mental health professional in order to remain in therapeutic seclusion.

(c) Implement a specialized re-entry program that recognizes the needs of prisoners less than 19 years old for supervised re-entry.

Sec. 930. The department shall not have a shooting range

1 located on property east of 3760 Foco Road, Standish, Michigan.
2 Sec. 935. The department shall regularly evaluate each
3 correctional facility in terms of cost effectiveness and make a
4 determination as to how long each facility should remain open based
5 upon the age of the facility, the costs of its continued operation,
6 and the relative costs of alternative bed space that could be
7 utilized. When it is determined that a facility is no longer cost-
8 effective to operate due to the age of the facility or that the
9 facility has become functionally obsolete, or both, the department
10 should analyze the economic impact of the facility on the
11 surrounding community. If the department determines that the
12 facility is critical to the economic viability of the surrounding
13 community, the department shall work with the Michigan economic
14 development corporation and any other relevant state or local
15 agencies to encourage private sector investment in that community.
16 Sec. 936. The department shall contract with third-party
17 providers to complete an assessment of energy utilization at each
18 state correctional facility. In particular, the department shall
19 endeavor to identify and implement energy-saving initiatives in the
20 various correctional facilities. By April 1, the department shall
21 provide the members of the senate and house appropriations
22 subcommittees on corrections, the senate and house fiscal agencies,
23 the state budget director, and the legislative corrections
24 ombudsman with a report on these efforts.
25 Sec. 937. The funds appropriated in part 1 for the cost-
26 effective housing initiative shall be utilized to ensure more cost-
27 effective housing of prisoners. The department shall use this

1 funding to house prisoners in the most cost-effective manner
2 possible. This shall include exploring the use of public-private
3 partnerships, the use of privately owned facilities in Michigan,
4 and the use of state facilities by third-party contractors. The use
5 of cost-effective housing from this initiative shall be used to
6 achieve general prison operations savings budgeted in the inmate
7 housing fund line item. The department shall work cooperatively
8 with the chairpersons of the senate and house appropriations
9 subcommittees on corrections in identifying appropriate reductions
10 to prison facility line items to achieve the budgeted savings in
11 the inmate housing fund line item.
12 Sec. 939. (1) By January 1, the department shall release a
13 request for proposal seeking competitive bids for the special
14 alternative incarceration facility, the prison stores, the food
15 service operations, and up to 1,750 custody beds.
16 (2) The department, working with the department of technology,
17 management, and budget, shall issue a quarterly report detailing
18 the current status of any requests for proposal required under this
19 section. If the status of any item listed in the report remains
20 unchanged for more than 2 consecutive reporting periods, the report
21 shall provide an explanation of the delay.
22 Sec. 940. For the purpose of procuring drug testing services
23 at correctional facilities, the department shall enter into a
24 contract with a Michigan-based company that provides laboratory
25 oral fluid drug testing.
26 Sec. 941. The department shall ensure that any contract with a
27 public or private party to operate the special alternative

1 incarceration facility at camp Cassidy Lake includes a provision to
2 require that public works program services continue to be provided
3 to the St. Louis Center in Chelsea at rates consistent with the
4 rate structure in place as of May 1, 2011.
5 Sec. 942. The department shall ensure that any contract with a
6 public or private party to operate a facility to house state
7 prisoners includes a provision to allow access by both the office
8 of the legislative auditor general and the office of the
9 legislative corrections ombudsman to the facility and to
10 appropriate records and documents related to the operation of the
11 facility. These access rights for both offices shall be the same
12 for the contracted facility as for a general state-operated
13 correctional facility.
14 Sec. 943. It is the intent of the legislature that the
15 department maintains sufficient perimeter security measures at
16 department prison facilities to ensure the safety of communities
17 surrounding those facilities.
18 Sec. 945. As a condition for expending funds appropriated in
19 part 1, the department shall allow a person acting as a prisoner
20 mentor to continue his or her mentoring relationship with a
21 prisoner as that prisoner transitions back into the community
22 during his or her term of parole unless the department has specific
23 reasons as to why the continuation of the mentoring relationship is
24 not in the best interest of the prisoner's transition success. The
25 department shall not establish or practice a policy that
26 automatically disqualifies a mentor from continuing an established
27 mentoring relationship during a prisoner's term of parole.

Sec. 946. As a condition for expending funds appropriated in part 1, the department shall not restrict prisoner access to programming and shall not deny prisoner access to persons qualified to deliver programming because of the faith-based nature of the programming. The department shall establish clear policy guidance regarding the validity of faith-based programming for prisoners who desire that programming and prohibiting discrimination against faith-based programming relative to other types of programming for those prisoners. The policy shall be communicated to all prison wardens and key facility management staff to ensure compliance.

MISCELLANEOUS

Sec. 1009. The department shall create an information packet for the families of incoming prisoners. This packet shall be made available on the department website by February 1, 2013 and shall be updated by February 1 of each year thereafter. The packet shall provide information on topics including, but not limited to: how to put money into prisoner accounts, how to make phone calls or create Jpay email accounts, how to visit in person, proper procedures for filing complaints or grievances, the rights of prisoners to physical and mental health care, how to utilize the offender tracking information system (OTIS), truth-in-sentencing and how it applies to minimum sentences, the parole process, and guidance on the importance of the role of families in the reentry process. The department is encouraged to partner with external advocacy groups and actual families of prisoners in the packet-writing process to ensure that the information is useful and complete.

Sec. 1011. The department shall accept in-kind services and equipment donations to facilitate the addition of a cable network that provides programming that will address the religious needs of incarcerated individuals. This network shall be a cable television network that presently reaches the majority of households in the United States. A bilingual channel affiliated with this network may also be added to department programming to assist the religious needs of Spanish-speaking inmates. The addition of these channels shall be of no additional cost to this state.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

ARTICLE VI

DEPARTMENT OF EDUCATION

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of education for the fiscal year ending September 30, 2013, from the following funds:

DEPARTMENT OF EDUCATION

APPROPRIATION SUMMARY

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

Full-time equated classified positions..... 584.5

GROSS APPROPRIATION..... $ 328,909,900

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers 0

ADJUSTED GROSS APPROPRIATION..... $ 328,909,900

Federal revenues:

Total federal revenues..... 244,551,300

Special revenue funds:

Total local revenues..... 5,560,400

Total private revenues..... 3,078,700

Total other state restricted revenues..... 7,626,300

State general fund/general purpose..... $ 68,093,200

Ongoing general fund/general purpose..... 67,929,100

One-time general fund/general purpose..... 164,100

Sec. 102. STATE BOARD OF EDUCATION/OFFICE OF THE SUPERINTENDENT

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

1 Full-time equated classified positions..... 14.0
2 State board of education, per diem payments..... $ 24,400
3 Unclassified positions--6.0 FTE positions..... 768,000
4 State board/superintendent operations--14.0 FTE
5 positions 2,374,000
6 GROSS APPROPRIATION..... $ 3,166,400
7 Appropriated from:
8 Federal revenues:
9 Federal revenues..... 360,000
10 Special revenue funds:
11 Private foundations..... 28,100
12 Certification fees..... 682,700
13 State general fund/general purpose..... $ 2,095,600
14 **Sec. 103. CENTRAL SUPPORT**
15 Full-time equated classified positions..... 21.6
16 Central support--21.6 FTE positions..... $ 3,262,000
17 Worker's compensation..... 43,500
18 Building occupancy charges - property management
19 services 2,842,700
20 Training and orientation workshops..... 150,000
21 Terminal leave payments..... 554,700
22 GROSS APPROPRIATION..... $ 6,852,900
23 Appropriated from:
24 Federal revenues:
25 Federal revenues..... 1,441,700
26 Federal indirect funds..... 2,389,500
27 Special revenue funds:

1 Certification fees..... 474,100
2 Teacher testing fees..... 14,100
3 Training and orientation workshop fees..... 150,000
4 State general fund/general purpose..... $ 2,383,500
5 **Sec. 104. INFORMATION TECHNOLOGY SERVICES**
6 Information technology operations..... $ 3,890,900
7 GROSS APPROPRIATION..... $ 3,890,900
8 Appropriated from:
9 Federal revenues:
10 Federal revenues..... 558,600
11 Federal indirect funds..... 1,650,700
12 Special revenue funds:
13 Local cost sharing (schools for deaf/blind)..... 76,500
14 Certification fees..... 354,900
15 State general fund/general purpose..... $ 1,250,200
16 **Sec. 105. SPECIAL EDUCATION SERVICES**
17 Full-time equated classified positions..... 47.0
18 Special education operations--47.0 FTE positions..... $ 8,686,900
19 GROSS APPROPRIATION..... $ 8,686,900
20 Appropriated from:
21 Federal revenues:
22 Federal revenues..... 8,218,400
23 Special revenue funds:
24 Private foundations..... 110,100
25 Certification fees..... 42,900
26 State general fund/general purpose..... $ 315,500
27 **Sec. 106. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND**

1 Full-time equated classified positions..... 77.0
2 Michigan schools for the deaf and blind operations--
3 76.0 FTE positions ..... $ 12,280,100
4 Camp Tuhsmeheta--1.0 FTE position..... 295,100
5 Private gifts - blind..... 200,000
6 Private gifts - deaf..... 50,000
7 GROSS APPROPRIATION..... $ 12,825,200
8 Appropriated from:
9 Federal revenues:
10 Federal revenues..... 6,605,800
11 Special revenue funds:
12 Local cost sharing (schools for deaf/blind)..... 5,143,200
13 Local school district service fees..... 312,500
14 Gifts, bequests, and donations..... 545,100
15 Student insurance revenue..... 218,600
16 State general fund/general purpose..... $ 0
17 **Sec. 107. PROFESSIONAL PREPARATION SERVICES**
18 Full-time equated classified positions..... 34.0
19 Professional preparation operations--34.0 FTE
20 positions ..... $ 5,976,400
21 Department of attorney general..... 50,000
22 GROSS APPROPRIATION..... $ 6,026,400
23 Appropriated from:
24 Federal revenues:
25 Federal revenues..... 1,401,600
26 Special revenue funds:
27 Certification fees..... 3,766,800

1 Teacher college review fees 55,300
2 Teacher testing fees 348,600
3 State general fund/general purpose ..... $ 454,100
4 **Sec. 108. OFFICE OF GREAT START**
5 Full-time equated classified positions..... 62.0
6 Office of great start operations--61.0 FTE positions . $ 21,999,200
7 Child development and care external support 29,958,500
8 Head start collaboration office--1.0 FTE position 300,200
9 Child development care public assistance 156,155,700
10 GROSS APPROPRIATION ..... $ 208,413,600
11 Appropriated from:
12 Federal revenues:
13 Federal revenues 156,092,600
14 HHS, temporary assistance for needy families 11,820,600
15 Special revenue funds:
16 Private foundations 250,000
17 Certification fees 62,900
18 State general fund/general purpose ..... $ 40,187,500
19 **Sec. 109. STATE AID AND SCHOOL FINANCE SERVICES**
20 Full-time equated classified positions..... 9.5
21 State aid and school finance operations--9.5 FTE
22 positions ..... $ 1,307,800
23 GROSS APPROPRIATION ..... $ 1,307,800
24 Appropriated from:
25 Special revenue funds:
26 State general fund/general purpose ..... $ 1,307,800
27 **Sec. 110. AUDIT SERVICES**

1 Full-time equated classified positions..... 4.5
2 Audit operations--4.5 FTE positions ..... $ 578,800
3 GROSS APPROPRIATION..... $ 578,800
4 Appropriated from:
5 Federal revenues:
6 Federal indirect funds..... 460,100
7 Special revenue funds:
8 Certification fees..... 58,800
9 State general fund/general purpose ..... $ 59,900
10 **Sec. 111. ADMINISTRATIVE LAW SERVICES**
11 Full-time equated classified positions..... 2.0
12 Administrative law operations--2.0 FTE positions ..... $ 1,161,200
13 GROSS APPROPRIATION..... $ 1,161,200
14 Appropriated from:
15 Federal revenues:
16 Federal revenues..... 547,000
17 Special revenue funds:
18 Certification fees..... 562,400
19 State general fund/general purpose ..... $ 51,800
20 **Sec. 112. EDUCATION ASSESSMENT AND ACCOUNTABILITY**
21 Full-time equated classified positions..... 69.6
22 Educational assessment operations--69.6 FTE positions $ 13,860,900
23 GROSS APPROPRIATION..... $ 13,860,900
24 Appropriated from:
25 Federal revenues:
26 Federal revenues..... 11,101,500
27 State general fund/general purpose ..... $ 2,759,400

1 **Sec. 113. GRANTS COORDINATION AND SCHOOL SUPPORT**
2 **SERVICES**
3 Full-time equated classified positions..... 82.6
4 Grants coordination and school support services
5 operations--82.6 FTE positions..... $ 11,940,300
6 College access grant program..... 2,000,000
7 Federal and private grants..... 3,000,000
8 GROSS APPROPRIATION..... $ 16,940,300
9 Appropriated from:
10 Federal revenues:
11 Federal revenues..... 13,116,300
12 Special revenue funds:
13 Local school district service fees..... 11,700
14 Private foundations..... 1,000,000
15 Commodity distribution fees..... 71,700
16 Certification fees..... 83,100
17 State general fund/general purpose..... $ 2,657,500
18 **Sec. 114. FIELD SERVICES**
19 Full-time equated classified positions..... 44.0
20 Field services operations--44.0 FTE positions..... $ 10,768,000
21 GROSS APPROPRIATION..... $ 10,768,000
22 Appropriated from:
23 Federal revenues:
24 Federal revenues..... 9,971,500
25 Special revenue funds:
26 Private foundations..... 572,100
27 Certification fees..... 73,800

1 State general fund/general purpose ..... $ 150,600

2 **Sec. 115. EDUCATIONAL IMPROVEMENT AND INNOVATION**

3 **SERVICES**

4 Full-time equated classified positions..... 56.7

5 Educational improvement and innovation operations--

6 56.7 FTE positions ..... $ 11,439,200

7 GROSS APPROPRIATION..... $ 11,439,200

8 Appropriated from:

9 Federal revenues:

10 Federal revenues..... 9,083,700

11 Special revenue funds:

12 Private foundations..... 573,300

13 Certification fees..... 541,000

14 State general fund/general purpose ..... $ 1,241,200

15 **Sec. 116. CAREER AND TECHNICAL EDUCATION**

16 Full-time equated classified positions..... 27.0

17 Career and technical education operations--27.0 FTE

18 positions ..... $ 4,569,800

19 GROSS APPROPRIATION..... $ 4,569,800

20 Appropriated from:

21 Federal revenues:

22 Federal revenues..... 3,706,100

23 State general fund/general purpose ..... $ 863,700

24 **Sec. 117. LIBRARY OF MICHIGAN**

25 Full-time equated classified positions..... 33.0

26 Library of Michigan operations--32.0 FTE positions ... $ 4,192,800

27 Library services and technology program--1.0 FTE

1 position		5,596,500
2 State aid to libraries		6,208,000
3 Michigan elibrary		1,750,000
4 GROSS APPROPRIATION	$	17,747,300
5 Appropriated from:		
6 Federal revenues:		
7 IMLS, library services and technology act		5,596,500
8 State general fund/general purpose	$	12,150,800
9 **Sec. 118. ONE-TIME APPROPRIATIONS**		
10 State employee lump-sum payments	$	624,300
11 Central assessment lending library		50,000
12 GROSS APPROPRIATION	$	674,300
13 Appropriated from:		
14 Federal revenues:		
15 Federal revenues		429,100
16 Special revenue funds:		
17 Local revenues		16,500
18 Restricted revenues		64,600
19 State general fund/general purpose	$	164,100

20 PART 2

21 PROVISIONS CONCERNING APPROPRIATIONS

22 FOR FISCAL YEAR 2012-2013

23 **GENERAL SECTIONS**

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

25 constitution of 1963, total state spending from state resources

under part 1 for the fiscal year ending September 30, 2013 is $75,719,500.00 and state spending from state resources to be paid to local units of government for the fiscal year ending September 30, 2013 is $6,208,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF EDUCATION

State aid to libraries.....	$ 6,208,000
Total department of education.....	$ 6,208,000

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

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

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

(c) "FTE" means full-time equated.

(d) "HHS" means the United States department of health and human services.

(e) "IMLS" means institute of museum and library services.

Sec. 204. The civil service commission shall bill departments and agencies at the end of the first fiscal quarter for the charges authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 205. Unless otherwise specified, the departments shall use the Internet to fulfill the reporting requirements of this article. 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. 206. The department shall provide through the Internet the state board of education agenda and all supporting documents, and shall notify the state budget director and the senate and house fiscal agencies that the agenda and supporting documents are available on the Internet, at the time the agenda and supporting documents are provided to state board of education members.

Sec. 207. (1) The department shall maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

(2) The department may develop and operate its own website to provide this information or may reference the state's central transparency website as the source for this information.

Sec. 208. The department shall require all public school

1 districts to maintain complete records within the personnel file of
2 a teacher or school employee of any disciplinary actions taken by
3 the local school board against the teacher or employee for sexual
4 misconduct. The records shall not be destroyed or removed from the
5 teacher's or employee's personnel file except as required by a
6 court order.

7 Sec. 209. From the funds appropriated in part 1 for
8 information technology, departments and agencies shall pay user
9 fees to the department of technology, management, and budget for
10 technology-related services and projects. Such user fees shall be
11 subject to provisions of an interagency agreement between the
12 departments and agencies and the department of technology,
13 management, and budget.

14 Sec. 210. Amounts appropriated in part 1 for information
15 technology may be designated as work projects and carried forward
16 to support technology projects under the direction of the
17 department of technology, management, and budget. Funds designated
18 in this manner are not available for expenditure until approved as
19 work projects under section 451a of the management and budget act,
20 1984 PA 431, MCL 18.1451a.

21 Sec. 211. Before publishing a list of schools or districts
22 determined to have failed to make adequate yearly progress as
23 required by the no child left behind act of 2001, Public Law 107-
24 110, the department shall allow a school or district to appeal that
25 determination. The department shall consider and act upon the
26 appeal within 30 days after it is submitted and shall not publish
27 the list until after all appeals have been considered and decided.

Sec. 212. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, manufactured or provided by Michigan businesses owned and operated by veterans if they are competitively priced and of comparable quality.

Sec. 214. (1) Due to the current budgetary problems in this state, out-of-state travel for the fiscal year ending September 30, 2013 shall be limited to situations in which 1 or more of the following conditions apply:

(a) The travel is required by legal mandate or court order or for law enforcement purposes.

(b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.

(c) The travel is necessary to produce budgetary savings or to increase state revenues, including protecting existing federal funds or securing additional federal funds.

(d) The travel is necessary to comply with federal requirements.

(e) The travel is necessary to secure specialized training for staff that is not available within this state.

(f) The travel is financed entirely by federal or nonstate

1 funds.

2 (2) Not later than January 1 of each year, each department
3 shall prepare a travel report listing all travel by classified and
4 unclassified employees outside this state, including travel outside
5 this state for a professional development conference or training
6 seminar, in the immediately preceding fiscal year that was funded
7 in whole or in part with funds appropriated in the department's
8 budget. The report shall be submitted to the house and senate
9 standing committees on appropriations, the house and senate fiscal
10 agencies, and the state budget director. The report shall include
11 the following information:

12 (a) The name of each person receiving reimbursement for travel
13 outside this state or whose travel costs were paid by this state.

14 (b) The destination of each travel occurrence.

15 (c) The dates of each travel occurrence.

16 (d) A brief statement of the reason for each travel
17 occurrence.

18 (e) The transportation and related costs of each travel
19 occurrence, including the proportion funded with state general
20 fund/general purpose revenues, the proportion funded with state
21 restricted revenues, the proportion funded with federal revenues,
22 and the proportion funded with other revenues.

23 (f) A total of all out-of-state travel funded for the
24 immediately preceding fiscal year.

25 Sec. 215. The department shall not approve the travel of more
26 than 1 departmental employee to a specific professional development
27 conference or training seminar that is located outside of this

state unless the professional development conference or training seminar is funded by a federal or private funding source and requires more than 1 person from a department to attend, or the conference or training seminar includes multiple issues in which 1 employee from the department does not have expertise.

Sec. 216. The department shall not take disciplinary action against an employee who communicates truthfully and factually with a member of the legislature or his or her staff.

Sec. 218. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 219. (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 article 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 $700,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $250,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $3,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 220. (1) The department shall provide data requested by a member of the legislature, his or her staff, or the house and senate fiscal agencies in a timely manner. If the department fails to provide reasonably requested data within 30 days after the request, the state money appropriated in part 1 for state board/superintendent operations shall be reduced by 1%.

(2) If the department fails to provide to the legislature reports and other data required by boilerplate or statue within 30 days after the date the information is due, the state money appropriated in part 1 for state board/superintendent operations shall be reduced by 1%.

Sec. 221. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the

1 attorney general authorizes.

2 Sec. 225. It is the intent of the legislature that not later
3 than 60 days after the state receives audited membership counts
4 from intermediate school districts, the state superintendent of
5 public instruction shall investigate and report to the legislature
6 on the scope of and proposed solutions to pupil membership fraud
7 and the incidence of students counted in membership in a district
8 and not remaining in that district for the balance of the school
9 year.

10 Sec. 226. Not later than November 15, 2013, the department
11 shall prepare and transmit a report that provides for estimates of
12 the total general fund/general purpose appropriation lapses at the
13 close of the fiscal year. This report shall summarize the projected
14 year-end general fund/general purpose appropriation lapses by major
15 departmental program or program areas. The report shall be
16 transmitted to the office of the state budget, the chairpersons of
17 the senate and house appropriations committees, and the senate and
18 house fiscal agencies.

19 Sec. 227. Within 14 days after the release of the executive
20 budget recommendation, the department shall provide the state
21 budget director, the senate and house appropriations chairs, the
22 senate and house appropriations subcommittees responsible for the
23 department budget, respectively, and the senate and house fiscal
24 agencies with an annual report on estimated state restricted fund
25 balances, state restricted fund projected revenues, and state
26 restricted fund expenditures for the fiscal years ending September
27 30, 2012 and September 30, 2013.

Sec. 228. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 229. The department and the superintendent of public instruction shall use funds appropriated in part 1 to ensure that all of the activities and duties required to be carried out by the department and the superintendent of public instruction under section 1280c of the revised school code, 1976 PA 451, MCL 380.1280c, are completed not later than the deadlines prescribed in that section.

STATE BOARD/OFFICE OF THE SUPERINTENDENT

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

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

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

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

Sec. 302. From the amount appropriated in part 1 to the state board of education, not more than $35,000.00 shall be expended for in-state travel and out-of-state travel directly related to the duties of the state board of education.

MICHIGAN SCHOOLS FOR THE DEAF AND BLIND

Sec. 402. For each student enrolled at the Michigan schools for the deaf and blind, the department shall assess the intermediate school district of residence 100% of the cost of operating the student's instructional program. The amount shall exclude room and board related costs and the cost of weekend transportation between the school and the student's home.

Sec. 405. The department may assist the department of community health, other departments, and local school districts to secure reimbursement for eligible services provided in Michigan schools from the federal Medicaid program. The department may submit reports of direct expenses related to this effort to the department of community health for reimbursement.

Sec. 406. (1) The Michigan schools for the deaf and blind may promote its residential program as a possible appropriate option for children who are deaf or hard of hearing or who are blind or visually impaired. The Michigan schools for the deaf and blind shall distribute information detailing its services to all intermediate school districts in the state.

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

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

Sec. 407. Revenue received by the Michigan schools for the deaf and blind from gifts, bequests, and donations that is unexpended at the end of the state fiscal year may be carried over to the succeeding fiscal year and shall not revert to the general fund.

PROFESSIONAL PREPARATION SERVICES

Sec. 501. From the funds appropriated in part 1 for professional preparation services, the department shall maintain the professional personnel register and certificate revocation/felony conviction files.

Sec. 502. The department shall authorize teacher preparation institutions to provide an alternative program by which up to 1/2 of the required student internship or student teaching credits may be earned through substitute teaching. The department shall require that teacher preparation institutions collaborate with school districts to ensure that the quality of instruction provided to student teachers is comparable to that required in a traditional student teaching program.

Sec. 506. Revenue received from teacher testing fees that is unexpended at the end of the state fiscal year may be carried over to the succeeding fiscal year and shall not revert to the general fund.

OFFICE OF EDUCATIONAL IMPROVEMENT AND INNOVATION

Sec. 601. From the amount appropriated in part 1 for the office of educational improvement and innovation, there is

allocated $600,000.00 and 5.5 FTE positions to operate a charter school office to administer charter school legislation and associated regulations, and to coordinate the activities of the department relating to charter schools.

LIBRARY OF MICHIGAN

Sec. 801. In addition to the funds appropriated in part 1, the funds collected by the department for document reproduction and services; conferences, workshops, and training classes; and the use of specialized equipment, facilities, and software 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 next succeeding fiscal year.

Sec. 803. It is the intent of the legislature that the library of Michigan and the component programs currently within the library of Michigan with the exception of the genealogical collections shall be kept together in a state department.

GRANTS ADMINISTRATION AND SCHOOL SUPPORT SERVICES

Sec. 901. Within 10 days of the receipt of a grant appropriated in the federal and private grants line item in part 1, the department shall notify the house and senate chairpersons of the appropriations subcommittees responsible for the department budget, the house and senate fiscal agencies, and the state budget director of the receipt of the grant, including the funding source, purpose, and amount of the grant.

Sec. 902. The funds appropriated in part 1 for the college

1 access grant program shall be used for efforts to support college
2 access. Allowable uses include the following:
3 (a) Michigan college access network operations, programming,
4 and services to local college access networks.
5 (b) Local college access networks, which are community-based
6 college access/success partnerships committed to increasing the
7 college participation and completion rates within geographically
8 defined communities through a coordinated strategy.
9 (c) Michigan college access portal, an online 1-stop portal to
10 help students and families plan and apply for college.
11 (d) Public awareness and outreach campaigns to encourage low-
12 income and first-generation students to take necessary steps toward
13 college and to assist students and families in completing a timely
14 and accurate free application for federal student aid.
15 (e) Subgrants to postsecondary institutions to recruit, hire,
16 and train college student mentors and college advisors to assist
17 high school students in navigating the postsecondary planning and
18 enrollment process.
19 Sec. 903. By not later than March 1, 2013, the department
20 shall work with districts that operate as a school of excellence
21 cyber school as defined in section 551 of the revised school code,
22 1976 PA 451, MCL 380.551, and districts that operate an alternative
23 education program with a seat-time waiver under section 101 of the
24 state school aid act of 1979, 1979 PA 94, MCL 388.1701, to provide
25 a report to the house and senate chairpersons of the appropriations
26 subcommittees responsible for the department budget, the house and
27 senate fiscal agencies, and the state budget director on all of the

following:

(a) Each district operating a program and the districts that enroll students in their program.

(b) The total number of students and membership pupils enrolled in each program.

(c) The district in which each pupil is enrolled if other than the district with the seat-time wavier or the cyber school.

(d) The district in which the pupil was enrolled prior to enrolling in the cyber school or the district with a seat-time waiver program.

(e) The number of participating students who had previously dropped out of school.

(f) The number of participating students who had previously been expelled from school.

(g) The cost per pupil paid to each online education provider.

(h) The cost per pupil charged to school districts that enroll their students in the program.

(i) The name of each online education provider contracted by a district with a seat-time waiver or a cyber school and the state in which the online education provider is located.

OFFICE OF GREAT START

Sec. 1001. By November 1, 2012, the department shall submit a report to the house and senate appropriations subcommittees on the department of education budget and the house and senate fiscal agencies on the number of eligible child care providers by type receiving payment for child care services from the department on

October 1, 2012.

Sec. 1002. (1) From the money appropriated in part 1, the office of great start shall prepare a report that contains a comprehensive state plan for early childhood learning and development. The report shall contain at least all of the following fiscal components:

(a) Identification of each fund source and the amount of early childhood funding from each fund source supporting early childhood learning and development for the most recently completed fiscal year.

(b) Identification of the agency responsible for distributing the funding identified in subdivision (a).

(c) Identification of the recipients receiving each type of funding identified in subdivision (a) and the purpose and dollar amount of the money used by each recipient.

(d) For each recipient identified in subdivision (c), the dollar amount and percentage of funding spent for administrative purposes.

(e) Recommendations that ensure that early childhood learning and development funding is coordinated efficiently and effectively to achieve program outcomes.

(f) A fiscal map of federal, state, local, and private expenditures on programs and services for children, from birth through age 8, and their families.

(2) The office of great start shall include in the report under subsection (1) an early childhood systems analysis that includes at least all of the following components:

(a) Identification of programs that support early childhood learning and development.

(b) Identification of existing roles of state, local, and private partners in programs identified in subdivision (a) related to the delivery of services, improving quality, and increasing accountability.

(c) Identification of the number of children and families being served in each program identified in subdivision (a), how many children and families are eligible to be served, and the capacity of programs to serve more children and families.

(d) Recommendations that properly align and integrate programs, services, and the roles of state, local, and private partners, including the office of great start and the early childhood investment corporation, to eliminate administrative duplication and ensure that early childhood learning and development programs are carried out in the most cost-effective and efficient manner and program outcomes are achieved.

(3) The office of great start shall identify in the report under subsection (1) performance metrics that should be used to measure programs toward achieving early childhood learning and development program outcomes.

(4) The office of great start may contract for the completion of the report under subsection (1) and shall convene a group of early childhood system stakeholders to assist in the development of the report's recommendations. The report shall be completed not later than May 15, 2013. Upon completion, the office shall transmit the report to the state budget director, the chairpersons of the

1 senate and house appropriations committees, the appropriations
2 subcommittees responsible for the department of education budget,
3 and the senate and house fiscal agencies. If the report is not
4 transmitted by May 15, 2013, 1% of the office's state funds shall
5 be withheld for each month or partial month the report is late.
6 Sec. 1003. (1) The department shall provide the house and
7 senate appropriations subcommittees on the department budget with
8 an annual report on the activities of the early childhood
9 investment corporation (ECIC) for fiscal year 2010-2011 and fiscal
10 year 2011-2012. The report is due by February 15 and shall contain
11 at least the following information:
12 (a) Detail of the amounts of grants awarded.
13 (b) The grant recipients.
14 (c) The activities funded by each grant.
15 (d) An analysis of each grant recipient's success in
16 addressing the development of a comprehensive system of early
17 childhood services and supports.
18 (2) All ECIC contracts for comprehensive systems planning
19 shall be bid out through a statewide request-for-proposal process.

20 PART 2A
21 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
22 FOR FISCAL YEAR 2013-2014
23 **GENERAL SECTIONS**
24 Sec. 1201. It is the intent of the legislature to provide
25 appropriations for the fiscal year ending on September 30, 2014 for

1 the line items listed in part 1. The fiscal year 2013-2014
2 appropriations are anticipated to be the same as those for fiscal
3 year 2012-2013, except that the line items will be adjusted for
4 changes in caseload and related costs, federal fund match rates,
5 economic factors, and available revenue. These adjustments will be
6 determined after the January 2013 consensus revenue estimating
7 conference.

8 ARTICLE VII
9 DEPARTMENT OF ENVIRONMENTAL QUALITY
10 PART 1
11 LINE-ITEM APPROPRIATIONS
12 Sec. 101. There is appropriated for the department of
13 environmental quality for the fiscal year ending September 30,
14 2013, from the following funds:
15 **DEPARTMENT OF ENVIRONMENTAL QUALITY**
16 APPROPRIATION SUMMARY
17 Full-time equated unclassified positions..... 6.0
18 Full-time equated classified positions..... 1,321.5
19 GROSS APPROPRIATION..... $ 431,429,900
20 Interdepartmental grant revenues:
21 Total interdepartmental grants and intradepartmental
22 transfers 9,021,200
23 ADJUSTED GROSS APPROPRIATION..... $ 422,408,700
24 Federal revenues:
25 Total federal revenues..... 161,687,500

1 Special revenue funds:
2 Total private revenues 533,200
3 Total other state restricted revenues 230,375,600
4 State general fund/general purpose ..... $ 29,812,400
5 State general fund/general purpose schedule:
6 Ongoing state general fund/general
7 purpose 25,652,300
8 One-time state general fund/general
9 purpose 4,160,100
10 FUND SOURCE SUMMARY
11 Full-time equated unclassified positions..... 6.0
12 Full-time equated classified positions..... 1,321.5
13 GROSS APPROPRIATION ..... $ 431,429,900
14 Interdepartmental grant revenues:
15 IDG, MDOT - Michigan transportation fund 1,231,400
16 IDG, MDSP 1,157,100
17 IDT, interdivisional charges 2,053,400
18 IDT, laboratory services 4,530,500
19 Interdepartmental grant revenues 48,800
20 Total interdepartmental grants and intradepartmental
21 transfers 9,021,200
22 ADJUSTED GROSS APPROPRIATION ..... $ 422,408,700
23 Federal revenues:
24 Federal funds 161,687,500
25 Special revenue funds:
26 Private funds 533,200
27 Aboveground storage tank fees 521,700

Air emissions fees	10,258,500
Campground fund	340,900
Clean Michigan initiative fund - clean water fund	3,785,300
Cleanup and redevelopment fund	22,872,400
Community pollution prevention fund	250,000
Electronic waste recycling fund	287,000
Environmental education fund	50,700
Environmental pollution prevention fund	2,647,900
Environmental protection fund	2,743,100
Environmental response fund	6,001,800
Fees and collections	371,800
Financial instruments	5,000,000
Great Lakes protection fund	695,800
Groundwater discharge permit fees	1,859,400
Hazardous materials transportation permit fund	950,300
Infrastructure construction fund	458,700
Land and water permit fees	3,277,300
Landfill maintenance trust fund	29,300
Medical waste emergency response fund	330,700
Metallic mining surveillance fee revenue	147,700
Mineral well regulatory fee revenue	240,800
Nonferrous metallic mineral surveillance	100,000
NPDES fees	5,005,500
Oil and gas regulatory fund	11,054,500
Orphan well fund	2,318,200
Public swimming pool fund	743,500
Public utility assessments	272,400

1	Public water supply fees	5,109,700
2	Refined petroleum fund	49,037,600
3	Retired engineers technical assistance program	991,900
4	Revitalization revolving loan fund	97,300
5	Revolving loan revenue bonds	11,400,000
6	Sand extraction fee revenue	95,300
7	Scrap tire regulatory fund	5,149,000
8	Septage waste contingency fund	17,400
9	Septage waste program fund	687,700
10	Settlement funds	625,500
11	Sewage sludge land application fees	1,084,900
12	Small business pollution prevention revolving loan	
13	fund	165,100
14	Soil erosion and sedimentation control training fund	150,000
15	Solid waste management fund - staff account	5,301,800
16	State restricted revenues	920,400
17	Stormwater permit fees	3,979,800
18	Strategic water quality initiatives fund	45,743,800
19	Underground storage tank fees	2,616,100
20	Waste reduction fee revenue	6,340,400
21	Wastewater operator training fees	571,200
22	Water analysis fees	3,595,600
23	Water pollution control revolving fund	3,679,200
24	Water quality protection fund	100,000
25	Water use reporting fees	300,700
26	Total other state restricted revenues	230,375,600
27	State general fund/general purpose	$ 29,812,400

1 **Sec. 102. EXECUTIVE OPERATIONS**

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

3 Full-time equated classified positions..... 13.0

4 Unclassified salaries--6.0 FTE positions..... $ 700,000

5 Executive direction--13.0 FTE positions..... 1,980,400

6 GROSS APPROPRIATION..... $ 2,680,400

7 Appropriated from:

8 Interdepartmental grant revenues:

9 Federal revenues:

10 Federal funds..... 37,700

11 Special revenue funds:

12 Environmental response fund..... 207,600

13 Oil and gas regulatory fund..... 383,300

14 Refined petroleum fund..... 568,900

15 Settlement funds..... 65,300

16 State general fund/general purpose..... $ 1,417,600

17 **Sec. 103. OFFICE OF THE GREAT LAKES**

18 Full-time equated classified positions..... 18.0

19 Office of the Great Lakes--18.0 FTE positions..... $ 2,806,600

20 Coastal management grants..... 1,750,000

21 GROSS APPROPRIATION..... $ 4,556,600

22 Appropriated from:

23 Federal revenues:

24 Federal funds..... 3,376,200

25 Special revenue funds:

26 Great Lakes protection fund..... 695,800

27 Settlement funds..... 108,800

1 State general fund/general purpose ..... $ 375,800

2 **Sec. 104. GREAT LAKES RESTORATION INITIATIVE**

3 Great Lakes restoration initiative ..... $ 25,000,000

4 GROSS APPROPRIATION ..... $ 25,000,000

5 Appropriated from:

6 Federal revenues:

7 Federal funds 25,000,000

8 State general fund/general purpose ..... $ 0

9 **Sec. 105. DEPARTMENT SUPPORT SERVICES**

10 Full-time equated classified positions 34.0

11 Central support services--34.0 FTE positions ..... $ 3,923,100

12 Accounting service center 1,214,800

13 Administrative hearings 553,500

14 Automated data processing 2,053,400

15 Building occupancy charges 6,082,800

16 Environmental support projects 5,000,000

17 Rent - privately owned property 1,960,800

18 GROSS APPROPRIATION ..... $ 20,788,400

19 Appropriated from:

20 Interdepartmental grant revenues:

21 IDG, MDSP 135,400

22 IDT, interdivisional charges 2,053,400

23 IDT, laboratory services 493,200

24 Federal revenues:

25 Federal funds 5,300

26 Special revenue funds:

27 Aboveground storage tank fees 68,700

Air emissions fees	1,328,000
Campground fund	38,400
Cleanup and redevelopment fund	1,614,300
Environmental pollution prevention fund	238,100
Environmental response fund	560,900
Fees and collections	46,200
Financial instruments	5,000,000
Groundwater discharge permit fees	149,400
Hazardous material transportation permit fund	35,500
Land and water permit fees	429,800
Medical waste emergency response fund	29,700
Metallic mining surveillance fee revenue	7,400
Mineral well regulatory fee revenue	29,400
NPDES fees	173,200
Oil and gas regulatory fund	857,900
Orphan well fund	63,400
Public swimming pool fund	65,100
Public utility assessments	36,600
Public water supply fees	426,500
Refined petroleum fund	1,710,800
Sand extraction fee revenue	9,200
Scrap tire regulatory fund	241,900
Septage waste program fund	74,100
Settlement funds	199,500
Sewage sludge land application fees	120,200
Small business pollution prevention revolving loan fund	24,800

1	Soil erosion and sedimentation control training fund .	11,400
2	Solid waste management fund - staff account	649,000
3	Stormwater permit fees	165,400
4	Underground storage tank fees	234,600
5	Waste reduction fee revenue	561,800
6	Wastewater operator training fees	2,900
7	Water analysis fees	313,000
8	Water use reporting fees	48,000
9	State general fund/general purpose ..... $	2,536,000
10	**Sec. 106. OFFICE OF ENVIRONMENTAL ASSISTANCE**	
11	Full-time equated classified positions..... 44.0	
12	Office of environmental assistance--44.0 FTE positions $	6,832,600
13	Pollution prevention local grants	250,000
14	GROSS APPROPRIATION ..... $	7,082,600
15	Appropriated from:	
16	Federal revenues:	
17	Federal funds	902,700
18	Special revenue funds:	
19	Private funds	348,700
20	Air emissions fees	130,700
21	Community pollution prevention fund	250,000
22	Environmental education fund	50,700
23	Retired engineers technical assistance program	991,900
24	Settlement funds	251,900
25	Small business pollution prevention revolving loan	
26	fund	128,700
27	Waste reduction fee revenue	4,027,300

1	State general fund/general purpose.....	$ 0
2	**Sec. 107. WATER RESOURCE DIVISION**	
3	Full-time equated classified positions..... 321.0	
4	Land and water interface permit programs--85.0 FTE	
5	positions	$ 10,846,100
6	Program direction and project assistance--30.0 FTE	
7	positions	2,951,400
8	Water withdrawal assessment program--4.0 FTE positions	589,000
9	Expedited water/wastewater permits--3.0 FTE positions	458,700
10	Fish contaminant monitoring.....	316,100
11	Groundwater discharge--22.0 FTE positions.....	3,189,000
12	NPDES nonstormwater program--89.0 FTE positions.....	13,140,600
13	Surface water--88.0 FTE positions.....	16,855,300
14	Federal - Great Lakes remedial action plan grants....	700,000
15	Federal - nonpoint source water pollution grants.....	6,500,000
16	Water quality protection grants.....	100,000
17	GROSS APPROPRIATION.....	$ 55,646,200
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	IDG, MDOT - Michigan transportation fund.....	1,170,200
21	Federal revenues:	
22	Federal funds.....	22,787,300
23	Special revenue funds:	
24	Clean Michigan initiative fund - clean water fund....	3,785,300
25	Environmental protection fund.....	646,400
26	Environmental response fund.....	195,600
27	Groundwater discharge permit fees.....	1,640,100

1	Infrastructure construction fund.....	458,700
2	Land and water permit fees.....	2,572,400
3	NPDES fees.....	4,748,000
4	Refined petroleum fund.....	436,800
5	Soil erosion and sedimentation control training fund.	133,400
6	Stormwater permit fees.....	3,737,400
7	Water pollution control revolving fund.....	784,900
8	Water quality protection fund.....	100,000
9	Water use reporting fees.....	230,300
10	State general fund/general purpose..... $	12,219,400
11	**Sec. 108. LAW ENFORCEMENT DIVISION**	
12	Full-time equated classified positions..... 14.0	
13	Environmental investigations--14.0 FTE positions..... $	2,711,100
14	GROSS APPROPRIATION..... $	2,711,100
15	Appropriated from:	
16	Interdepartmental grant revenues:	
17	Federal revenues:	
18	Federal funds.....	795,200
19	Special revenue funds:	
20	Aboveground storage tank fees.....	7,800
21	Air emissions fees.....	54,100
22	Campground fund.....	4,200
23	Cleanup and redevelopment fund.....	182,000
24	Environmental pollution prevention fund.....	27,100
25	Environmental response fund.....	89,400
26	Fees and collections.....	5,000
27	Groundwater discharge permit fees.....	16,700

Hazardous material transportation permit fund		4,100
Land and water permit fees		57,400
Medical waste emergency response fund		3,300
Metallic mining surveillance fee revenue		900
Mineral well regulatory fee revenue		3,300
NPDES fees		18,700
Oil and gas regulatory fund		143,000
Orphan well fund		7,200
Public swimming pool fund		7,400
Public utility assessments		4,200
Public water supply fees		48,100
Refined petroleum fund		393,100
Sand extraction fee revenue		1,000
Scrap tire regulatory fund		44,600
Septage waste program fund		8,300
Sewage sludge land application fees		13,800
Small business pollution prevention revolving loan fund		2,800
Solid waste management fund - staff account		74,300
Stormwater permit fees		18,400
Soil erosion and sedimentation control training fund		1,200
Underground storage tank fees		26,300
Waste reduction fee revenue		73,400
Water analysis fees		28,400
Water use reporting fees		5,300
State general fund/general purpose	$	541,100

Sec. 109. AIR QUALITY DIVISION

1 Full-time equated classified positions..... 203.0
2 Air quality programs--203.0 FTE positions..... $ 25,046,100
3 GROSS APPROPRIATION..... $ 25,046,100
4 Appropriated from:
5 Interdepartmental grant revenues:
6 Federal revenues:
7 Federal funds..... 7,261,800
8 Special revenue funds:
9 Air emissions fees..... 8,243,000
10 Fees and collections..... 271,400
11 Oil and gas regulatory fund..... 129,500
12 Refined petroleum fund..... 3,452,200
13 Waste reduction fee revenue..... 1,283,400
14 State general fund/general purpose..... $ 4,404,800
15 **Sec. 110. RESOURCE MANAGEMENT DIVISION**
16 Full-time equated classified positions..... 325.5
17 Drinking water and environmental health--104.5 FTE
18 positions ..... $ 15,327,400
19 Hazardous waste management program--51.0 FTE positions 6,769,700
20 Low-level radioactive waste authority--2.0 FTE
21 positions 218,500
22 Medical waste program--2.0 FTE positions..... 287,100
23 Municipal assistance--39.0 FTE positions..... 6,922,900
24 Radiological protection program--12.0 FTE positions .. 1,310,500
25 Scrap tire regulatory program--11.0 FTE positions 1,275,500
26 Oil, gas, and mineral services--61.0 FTE positions ... 11,670,400
27 Sewage sludge land application program--6.0 FTE

positions	907,600
Solid waste management program--37.0 FTE positions	4,746,900
Drinking water program grants	1,330,000
Noncommunity water grants	2,000,000
Septage waste compliance grants	275,000
Strategic water quality initiative loans	9,600,000
Water pollution control and drinking water revolving fund	85,443,000
Radon grants	90,000
Scrap tire grants	3,500,000
GROSS APPROPRIATION	$ 151,674,500
Appropriated from:	
Interdepartmental grant revenues:	
IDG-MDSP	993,300
Federal revenues:	
Federal funds	89,335,500
Special revenue funds:	
Campground fund	284,700
Electronic waste recycling fund	287,000
Environmental pollution prevention fund	2,298,100
Fees and collections	32,900
Hazardous material transportation permit fund	897,200
Medical waste emergency response fund	287,100
Metallic mining surveillance fee revenue	136,800
Mineral well regulatory fee revenue	197,700
Nonferrous metallic mineral surveillance	100,000
Oil and gas regulatory fund	8,928,800

1	Orphan well fund.....	2,225,100
2	Public swimming pool fund.....	648,200
3	Public utility assessments.....	218,500
4	Public water supply fees.....	4,139,500
5	Refined petroleum fund.....	646,900
6	Revolving loan revenue bonds.....	11,400,000
7	Sand extraction fee revenue.....	82,000
8	Scrap tire regulatory fund.....	4,775,500
9	Septage waste contingency fund.....	17,400
10	Septage waste program fund.....	579,000
11	Sewage sludge land application fees.....	907,600
12	Solid waste management fund - staff account.....	4,287,000
13	Strategic water quality initiatives fund.....	10,743,800
14	Waste reduction fee revenue.....	172,900
15	Wastewater operator training fees.....	567,300
16	Water pollution control revolving fund.....	2,744,000
17	State general fund/general purpose..... $	3,740,700
18	**Sec. 111. REMEDIATION DIVISION**	
19	Full-time equated classified positions..... 349.0	
20	Contaminated site investigations, cleanup and	
21	revitalization--204.0 FTE positions..... $	27,020,000
22	Federal cleanup project management--60.0 FTE positions	9,308,400
23	Laboratory services--48.0 FTE positions.....	7,381,400
24	Aboveground storage tank program--8.0 FTE positions..	877,700
25	Underground storage tank program--29.0 FTE positions.	4,048,000
26	Brownfield grants and loans.....	5,000,000
27	Emergency cleanup actions.....	4,000,000

1	Environmental cleanup support	1,840,000
2	Environmental cleanup and redevelopment program	30,000,000
3	Refined petroleum product cleanup program	30,000,000
4	Superfund cleanup	3,000,000
5	GROSS APPROPRIATION	$ 122,475,500
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDT, laboratory services	3,939,200
9	Federal revenues:	
10	Federal funds	10,071,400
11	Special revenue funds:	
12	Private funds	180,300
13	Aboveground storage tank fees	420,700
14	Cleanup and redevelopment fund	20,467,900
15	Environmental protection fund	2,085,300
16	Environmental response fund	4,630,700
17	Landfill maintenance trust fund	29,300
18	Public water supply fees	294,300
19	Refined petroleum fund	39,887,400
20	Revitalization revolving loan fund	97,300
21	Strategic water quality initiatives fund	35,000,000
22	Underground storage tank fees	2,223,800
23	Water analysis fees	3,147,900
24	State general fund/general purpose	$ 0
25	**Sec. 112. INFORMATION TECHNOLOGY**	
26	Information technology services and projects	$ 8,219,300
27	GROSS APPROPRIATION	$ 8,219,300

1 Appropriated from:
2 Interdepartmental grant revenues:
3 IDT, laboratory services 98,100
4 IDG, MDSP 28,400
5 IDG, MDOT - Michigan transportation fund 61,200
6 Federal revenues:
7 Federal funds 1,698,700
8 Special revenue funds:
9 Aboveground storage tank fees 24,500
10 Air emissions fees 502,700
11 Campground fund 13,600
12 Cleanup and redevelopment fund 608,200
13 Environmental pollution prevention fund 84,600
14 Environmental protection fund 11,400
15 Environmental response fund 317,600
16 Fees and collections 16,300
17 Groundwater discharge permit fees 53,200
18 Hazardous material transportation permit fund 13,500
19 Land and water permit fees 217,700
20 Medical waste emergency response fund 10,600
21 Metallic mining surveillance fee revenue 2,600
22 Mineral well regulatory fee revenue 10,400
23 NPDES fees 65,600
24 Oil and gas regulatory fund 612,000
25 Orphan well fund 22,500
26 Public swimming pool fund 22,800
27 Public utility assessments 13,100

Public water supply fees		201,300
Refined petroleum fund		1,941,500
Sand extraction fee revenue		3,100
Scrap tire regulatory fund		87,000
Septage waste program fund		26,300
Sewage sludge land application fees		43,300
Small business pollution prevention revolving loan fund		8,800
Soil erosion and sedimentation control training fund		4,000
Solid waste management fund - staff account		291,500
Stormwater permit fees		58,600
Underground storage tank fees		131,400
Waste reduction fee revenue		221,600
Wastewater operator training fees		1,000
Water analysis fees		106,300
Water pollution control revolving fund		150,300
Water use reporting fees		17,100
State general fund/general purpose	$	416,900

Sec. 113. ONE-TIME BASIS ONLY APPROPRIATIONS

State employee lump-sum payments	$	1,549,200
Drinking water revolving fund state match		2,500,000
Wetlands program		1,500,000
GROSS APPROPRIATION	$	5,549,200
Appropriated from:		
Interdepartmental grant revenues:		
Interdepartmental grant revenues		48,800
Federal revenues:		

Federal funds		415,700
Special revenue funds:		
Private funds		4,200
State restricted revenues		920,400
State general fund/general purpose	$	4,160,100

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2012-2013

GENERAL SECTIONS

Sec. 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 2012-2013 is $260,188,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is $2,775,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

GRANTS

Noncommunity water grants	$	2,000,000
Scrap tire grants		500,000
Septage waste compliance program		275,000
TOTAL	$	2,775,000

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "Department" means the department of environmental quality.

(b) "Director" means the director of the department.

(c) "FTE" means full-time equated.

(d) "IDG" means interdepartmental grant.

(e) "IDT" means intradepartmental transfer.

(f) "MDOT" means the state transportation department.

(g) "MDSP" means the department of state police.

(h) "NPDES" means national pollution discharge elimination system.

Sec. 204. The civil service commission shall bill the department and agencies at the end of the first fiscal quarter for the 1% charge authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 205. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this article. 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. 206. Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act,

1984 PA 431, MCL 18.1451a.

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

Sec. 208. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user fees to the department of technology, management, and budget for technology-related services and projects. The user fees shall be subject to provisions of an interagency agreement between the department and agencies and the department of technology, management, and budget.

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

(a) The dates of each travel occurrence.

(b) The total transportation and related costs of each travel

occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

Sec. 210. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

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

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

Sec. 213. (1) Funds appropriated in part 1 shall not be used by the department to promulgate a rule that will apply to a small business and that will have a disproportionate economic impact on small businesses because of the size of those businesses if the

department fails to reduce the disproportionate economic impact of the rule on small businesses as provided under section 40 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

(2) As used in this section:

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

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

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

Sec. 215. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $30,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 article 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 $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 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

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

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

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

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

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

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

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

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

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

Sec. 217. (1) The department may expend amounts remaining from

the current and prior fiscal year appropriations to meet funding needs of legislatively approved sites for the environmental cleanup and redevelopment program, the leaking underground storage tank cleanup program, and the refined petroleum product cleanup program.

(2) Unexpended and unencumbered amounts remaining from appropriations from the environmental protection bond fund contained in 1993 PA 353, 2003 PA 173, 2006 PA 343, and 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

(3) Unexpended and unencumbered amounts remaining from appropriations from the cleanup and redevelopment fund contained in 2000 PA 275 and 2002 PA 520 are appropriated for expenditure for any site listed in this article and any site listed in 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, 2007 PA 121, and 2011 PA 63 are appropriated for expenditure for any site listed in this article 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 article 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 2005 PA 154, 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, and 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

(7) Unexpended and unencumbered amounts remaining from the appropriations from the strategic water quality initiatives fund contained in 2011 PA 50 and 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

Sec. 218. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 219. 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.

Sec. 221. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the previous fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing committees on appropriations, and the senate and house fiscal

agencies.

Sec. 222. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on environmental quality, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 223. Part 1 provides authorizations to fund 1,321.5 FTE classified positions during the fiscal year ending September 30, 2013. Line-item appropriations include limitations on the number of payroll hours to be funded, on the basis of 2,088 hours per each FTE position. The department shall report the number of funded FTE positions within 15 days after the effective date of this act. The number of classified employees compensated through each line item is limited by the authorized FTE positions indicated in this article, as adjusted for the number of reported funded FTE positions. The report shall be provided to the house and senate appropriations subcommittees on environmental quality and the house and senate fiscal agencies.

Sec. 224. On a quarterly basis, the department shall report on the number of FTEs in pay status by civil service classification to the senate and house appropriations subcommittees on environmental quality and the senate and house fiscal agencies.

Sec. 225. The department shall maintain a searchable website

accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 227. The department shall provide a report on the implementation of a permit application status tracking tool on the department's public internet website to the house and senate appropriations subcommittees on environmental quality, the standing committees of the house and senate with primary responsibility for environmental quality issues, and the house and senate fiscal agencies by December 31, 2012. This permit application status tracking tool shall allow permit applicants and the general public to track and review pending permit applications. Searchable parameters shall include, but are not limited to, applicant name and address, county of request, date of application, most recent activity, and status of the permit application. The report shall include a list of all actions and program changes taken to implement the tracking tool, the department's plan and timeline for implementation of the tool, and any estimated costs associated with that implementation plan.

Sec. 228. The department shall provide a report on the

1 customer satisfaction evaluation program and the feedback received
2 to the house and senate appropriations subcommittees on
3 environmental quality and the house and senate fiscal agencies by
4 July 1, 2013.
5 Sec. 229. The department shall provide a report on the
6 expedited permitting program to the house and senate appropriations
7 subcommittees on environmental quality and the house and senate
8 fiscal agencies by July 1, 2013. The report shall include a list of
9 all actions and program changes taken to implement the expedited
10 permitting program, the department's plan and timeline for
11 implementation of the program, and any estimated costs associated
12 with that implementation plan.
13 Sec. 230. By October 31, 2012, the department shall identify
14 10 principal measurable outcomes to be affected by expenditure of
15 the funds appropriated in part 1 and submit a report to the house
16 and senate appropriations committees, the house and senate fiscal
17 agencies, and the state budget director that ranks the outcomes by
18 level of importance and contains current data on those outcomes.
19 Beginning on April 1, 2013, the department shall provide biannual
20 updates to the house and senate appropriations committees on
21 changes in those measurable outcomes and departmental efforts to
22 improve the outcomes.

23 **REMEDIATION DIVISION**

24 Sec. 301. Revenues remaining in the interdepartmental
25 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 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, 2017.

Sec. 303. Effective October 1, 2012, 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 act, 1994 PA 451, MCL 324.503a.

Sec. 304. Effective October 1, 2012, surplus funds not to exceed $1,000,000.00 in the community pollution prevention fund created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

Sec. 305. It is the intent of the legislature to repay the refined petroleum fund for the $70,000,000.00 that was transferred

to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a, as part of the resolution for the fiscal year 2006-2007 budget.

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

Site Name	**County**
Former Tavern and Gas Station	Alcona
Midway Resort Inc	Alger
Country Party Store	Alpena
Hubbard Lake Garage	Alpena
Hubbard Lake General Store	Alpena
Res. Wells Torch Lake Twp.	Antrim
Torch River Pit Stop	Antrim
Freeport Auto Service	Barry
Bud's in Honor	Benzie
Coloma Citgo	Berrien
Nyes Shell Service	Berrien
Randy's Amoco	Berrien
Clark #767 (Marshall)	Calhoun
Clark #768 (Albion)	Calhoun
Clark Service Station #500	Calhoun
Helmer I-94	Calhoun
Korner Krossroads Party Store	Calhoun
Logan's Gas & Deli	Calhoun
Unocal 76, Edwardsburg (Energy Oil)	Cass

1	Arnold's Bait and Tackle	Charlevoix
2	J.J.'s General Store	Charlevoix
3	Northern Oil (former)	Charlevoix
4	Club Rd Property	Cheboygan
5	Corner Store	Cheboygan
6	Ackels Car Care	Clinton
7	State Road Service	Clinton
8	D & L Fuels	Eaton
9	South End Mobil	Eaton
10	Beckon & Larks Lake Rd.	Emmet
11	Farmers Petroleum Coop - Petoskey	Emmet
12	Action Auto #10	Genesee
13	Central Distributing	Genesee
14	City of Flint Fire Department	Genesee
15	Odyssey House, Flint	Genesee
16	Spartan Express (truck terminal)	Genesee
17	Tabers Oil Co., Inc.	Genesee
18	United Cleaners, Inc	Genesee
19	Watkins & Himelhoch Inc	Genesee
20	Howard Jameson A+H Racing	Gladwin
21	Sportsmans Landing	Gladwin
22	Winegar's Trading Post	Gladwin
23	4 Corners	Grand Traverse
24	Stop N Shop	Grand Traverse
25	Wilson's Grocery	Gratiot
26	Engelhardt Petroleum, Inc. Gas Station	Huron
27	Mouch's Auto Sales	Huron

1	Action Auto Inc	Ingham
2	Action Auto Store #30	Ingham
3	Bay Gas Station, 3306 N. East St.	Ingham
4	Bay Petroleum, S. MLK	Ingham
5	Bay Petroleum, W. Willow	Ingham
6	Citgo #7	Ingham
7	Clark Station #1995	Ingham
8	Fresh-Up Car Wash	Ingham
9	Miller Oil Company	Ingham
10	Don Bessemer/Haight's Garage	Ionia
11	Bublitz Oil Full Service Oscoda	Iosco
12	Graham Oil Bulk Plant	Iosco
13	Firstbank-Winn Branch	Isabella
14	Clark #501	Jackson
15	McDonald's Crosstown Service	Kalamazoo
16	Meijers Thrifty Acres	Kalamazoo
17	Dutton Mill Properties	Kent
18	Great Northern Packaging	Kent
19	Hurley's Lodge	Lake
20	Church & Sons Gas Station	Lapeer
21	E.J. Green	Lapeer
22	Lakeside Resort and Party Store	Leelanau
23	Blissfield Marathon	Lenawee
24	Blissfield Vacant Lot	Lenawee
25	Clark 1457 Adrian	Lenawee
26	Lakeland Montessori School	Livingston
27	Leon Bonner Prop	Livingston

1	The Pit	Livingston
2	Action Auto (former)	Macomb
3	Sokana Mobil	Macomb
4	Red Barn Market	Manistee
5	Airport Road, 1933 East	Midland
6	Dutch Hutch	Missaukee
7	A.N. Russell & Son Inc	Montcalm
8	R.V. Jensen Inc.	Montcalm
9	A-1 Party Mart	Montmorency
10	Mary D's Restaurant	Montmorency
11	Pointe Bait	Montmorency
12	Sports Center, Inc.	Montmorency
13	Strolle Oil	Montmorency
14	Williams Service Station	Montmorency
15	Bennett Pump	Muskegon
16	Bernie's Amoco	Muskegon
17	Reliable Truck & Crane	Muskegon
18	Hardy Grocery	Newaygo
19	Clark #903, Keego Harbor	Oakland
20	DOC Optical	Oakland
21	Jenny Enterprises/Wine Basket, Highland	Oakland
22	South Lyon Service Station Inc	Oakland
23	Wayne Oakland Oil Company	Oakland
24	Shady Shores Restaurant	Ogemaw
25	Andy's Standard	Osceola
26	Eagle Village	Osceola
27	Hersey Party Store	Osceola

1 Neal's Service	Osceola
2 Tiel Oil Co.	Osceola
3 Don's Marathon	Oscoda
4 Charlie's Place	Roscommon
5 AMCO Group	Sanilac
6 Sangster property	Sanilac
7 Frank's Service	Shiawassee
8 Raymond Ayotte	Shiawassee
9 Decker Service	St. Joseph
10 Gagetown Gas and Oil, former	Tuscola
11 One Stop Party Store	Tuscola
12 Jimmie's Filling Station	Washtenaw
13 B & H Food & Gas/Dix-Toledo Petro Mart	Wayne
14 Cal's Car Care, Incorporated - BTEX	Wayne
15 City of Detroit - DOT - 14044 Schaefer	Wayne
16 City of Detroit - DOT - 5600 Wabash St.	Wayne
17 City of Detroit - DOT - 5800 Russell St.	Wayne
18 Hail Investments Inc.	Wayne
19 JJ Curran Crane	Wayne
20 K & A Gas	Wayne
21 Master Petroleum	Wayne
22 Micks Auto	Wayne
23 Speedy's Gas & Goodies	Wayne

24 (2) The department shall provide a report to the legislature
25 on the amount actually spent at each site listed in subsection (1)
26 and give a detailed account of the work actually performed at each
27 site.

Sec. 307. For the state fiscal year ending September 30, 2013, there is appropriated from clean Michigan initiative - response activities revenue $300,000.00 for an engineering study pertaining to the Wickes Manufacturing TCE plume site.

Sec. 309. The funds appropriated in part 1 for the brownfield grants and loans 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 is to provide contaminated site cleanup.

(b) The projects will be accomplished by contract.

(c) The total estimated cost of all projects is $5,000,000.00.

(d) The tentative completion date is September 30, 2017.

Sec. 310. (1) Upon approval by the state budget director, the department may expend from the general fund of the state an amount to meet the cash-flow requirements of projects funded under any of the following that are financed from bond proceeds and for which bonds have been authorized but not yet issued:

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

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

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

(2) Upon the sale of bonds for projects described in

subsection (1), the department shall credit the general fund of the state an amount equal to that expended from the general fund.

WATER RESOURCES DIVISION

Sec. 401. From the funds appropriated in part 1 for surface water, not less than $700,000.00 and 5.0 FTEs shall be allocated to support the aquatic nuisance control program. The department shall report to the house and senate appropriations subcommittees on environmental quality and the house and senate fiscal agencies by September 30, 2013 on the use of this funding and the number of permit applications processed by the program in 2013.

Sec. 402. From the funds appropriated in part 1, the department shall fund a groundwater dispute resolution process in such a manner that maintains a strategically selected dispute resolution process given funds available. The department may utilize any and all available resources in providing this process and shall report to the legislature on the need for additional funds.

Sec. 403. From the funds appropriated in part 1, the department shall support funding for the aquatic invasive species advisory council to provide recommendations to appropriate parties and bodies for a basin-wide approach to managing invasive species.

Sec. 405. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage

waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

RESOURCE MANAGEMENT DIVISION

Sec. 601. (1) The department shall provide a report on the state's solid waste policy that includes the department's plan for long-term funding for the solid waste management program and all actions and program changes taken, including progress on the feasibility of contracting out landfill inspections, to implement the recommendations of the June 30, 2012 report to the legislature required by section 601 of article VII of 2011 PA 63.

(2) The department shall provide the report prepared under subsection (1) to the state budget director, the house and senate appropriations subcommittees on environmental quality, and the house and senate fiscal agencies by June 30, 2013.

Sec. 602. (1) The department is encouraged to use available pollution prevention funds and work with local public health departments, the department of agriculture and rural development, and the United States department of agriculture to maintain and expand programs for the safe disposal of hazardous household chemicals and prescription drugs.

(2) The department shall report to the house and senate appropriations subcommittees on environmental quality and the house and senate fiscal agencies by March 1, 2013 on clean sweep locations in this state and on factors affecting program success and expansion including funding requirements.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

ARTICLE VIII

GENERAL GOVERNMENT

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the legislature, the executive, the department of attorney general, the department of state, the department of treasury, the department of technology, management, and budget, the department of civil rights, and certain state purposes related thereto, for the fiscal year ending September 30, 2013, from the following funds:

1 **TOTAL GENERAL GOVERNMENT**

2 APPROPRIATION SUMMARY

3 Full-time equated unclassified positions..... 44.0

4 Full-time equated classified positions..... 7,722.7

5 GROSS APPROPRIATION..... $ 4,309,363,700

6 Interdepartmental grant revenues:

7 Total interdepartmental grants and intradepartmental

8 transfers 692,338,500

9 ADJUSTED GROSS APPROPRIATION..... $ 3,617,025,200

10 Federal revenues:

11 Total federal revenues..... 722,234,100

12 Special revenue funds:

13 Total local revenues..... 8,007,000

14 Total private revenues..... 5,989,000

15 Total other state restricted revenues..... 1,889,816,800

16 State general fund/general purpose..... $ 990,978,300

17 **Sec. 102. DEPARTMENT OF ATTORNEY GENERAL**

18 **(1) APPROPRIATION SUMMARY**

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

20 Full-time equated classified positions..... 508.0

21 GROSS APPROPRIATION..... $ 85,082,500

22 Interdepartmental grant revenues:

23 Total interdepartmental grants and intradepartmental

24 transfers 24,082,100

25 ADJUSTED GROSS APPROPRIATION..... $ 61,000,400

26 Federal revenues:

1 Total federal revenues		9,932,600
2 Special revenue funds:		
3 Total local revenues		0
4 Total private revenues		0
5 Total other state restricted revenues		17,242,000
6 State general fund/general purpose	$	33,825,800
7 State general fund/general purpose schedule:		
8 Ongoing state general fund/general		
9 purpose 33,432,500		
10 One-time state general fund/general		
11 purpose 393,300		
12 **(2) ATTORNEY GENERAL OPERATIONS**		
13 Full-time equated unclassified positions 6.0		
14 Full-time equated classified positions 508.0		
15 Attorney general	$	112,500
16 Unclassified positions--5.0 FTE positions		700,000
17 Attorney general operations--470.0 FTE positions		75,528,700
18 Child support enforcement--25.0 FTE positions		3,410,700
19 Prosecuting attorneys coordinating council--12.0 FTE		
20 positions		2,033,400
21 Public safety initiative--1.0 FTE positions		900,000
22 GROSS APPROPRIATION	$	82,685,300
23 Appropriated from:		
24 Interdepartmental grant revenues:		
25 IDG from MDCH, health policy		187,000
26 IDG from MDCH, WIC		87,200
27 IDG from department of corrections		598,200

IDG from MDE	359,300
IDG from MDEQ	2,174,000
IDG from MDHS	4,129,300
IDG from MSF, workforce development agency	232,800
IDG from MDLARA, children's protection registry	44,300
IDG from MDLARA, financial and insurance regulation	1,308,600
IGD from MDLARA, health professions	2,153,400
IDG from MDLARA, licensing and regulation fees	224,100
IDG from MDLARA, Michigan occupational safety and health administration	106,000
IDG from MDLARA, remonumentation fees	96,300
IDG from MDTMB, civil service commission	300,600
IDG from MDTMB, risk management revolving fund	1,442,900
IDG from MDMVA	148,800
IDG from MDOT, comprehensive transportation fund	200,900
IDG from MDOT, state aeronautics fund	174,400
IDG from MDOT, state trunkline fund	2,387,000
IDG from MDSP, Michigan justice training fund	150,100
IDG from MDSP	352,700
IDG from Michigan state housing development authority	612,300
IDG from treasury	5,917,500
IDG from treasury, strategic fund	161,500
IDG from MDTMB	235,600
Federal revenues:	
DAG, state administrative match grant/food stamps	434,500
Federal funds	2,999,200
HHS, medical assistance, medigrant	678,200

HHS-OS, state Medicaid fraud control units	5,590,000
National criminal history improvement program	108,100
Special revenue funds:	
Antitrust enforcement collections	690,300
Assigned claims assessments	150,600
Attorney general's operations fund	1,117,200
Auto repair facilities fees	296,300
Franchise fees	375,900
Game and fish protection fund	838,000
Liquor purchase revolving fund	1,321,400
Manufactured housing fees	246,200
Merit award trust fund	463,100
Michigan employment security act - administrative fund	2,024,400
Prisoner reimbursement	584,000
Prosecuting attorneys training fees	405,300
Public utility assessments	2,141,300
Real estate enforcement fund	474,300
Reinstatement fees	198,700
Retirement funds	943,400
Second injury fund	807,500
Self-insurers security fund	561,400
Silicosis and dust disease fund	221,700
State building authority revenue	109,500
State casino gaming fund	1,578,000
State lottery fund	312,500
Utility consumers fund	706,900
Waterways fund	126,700

1 Worker's compensation administrative revolving fund .. 334,700
2 State general fund/general purpose ..... $ 32,061,200
3 **(3) INFORMATION TECHNOLOGY**
4 Information technology services and projects ..... $ 1,371,300
5 GROSS APPROPRIATION ..... $ 1,371,300
6 Appropriated from:
7 State general fund/general purpose ..... $ 1,371,300
8 **(4) ONE-TIME BASIS ONLY APPROPRIATIONS**
9 State employee lump-sum payments ..... $ 1,025,900
10 GROSS APPROPRIATION ..... $ 1,025,900
11 Appropriated from:
12 Interdepartmental grant revenues:
13 IDG from state agency funds 297,300
14 Federal revenues:
15 Federal revenues 122,600
16 Special revenue funds:
17 State restricted revenues 212,700
18 State general fund/general purpose ..... $ 393,300

19 **Sec. 103. DEPARTMENT OF CIVIL RIGHTS**
20 **(1) APPROPRIATION SUMMARY**
21 Full-time equated unclassified positions 6.0
22 Full-time equated classified positions 121.0
23 GROSS APPROPRIATION ..... $ 14,765,500
24 Interdepartmental grant revenues:
25 Total interdepartmental grants and intradepartmental
26 transfers 0

1 ADJUSTED GROSS APPROPRIATION.....	$	14,765,500
2 Federal revenues:		
3 Total federal revenues.....		2,641,300
4 Special revenue funds:		
5 Total local revenues.....		0
6 Private revenues.....		18,700
7 Total other state restricted revenues.....		151,900
8 State general fund/general purpose.....	$	11,953,600
9 State general fund/general purpose schedule:		
10 Ongoing state general fund/general		
11 purpose 11,849,300		
12 One-time state general fund/general		
13 purpose 104,300		
14 **(2) CIVIL RIGHTS OPERATIONS**		
15 Full-time equated unclassified positions..... 6.0		
16 Full-time equated classified positions..... 121.0		
17 Unclassified positions--6.0 FTE positions.....	$	700,000
18 Civil rights operations--114.0 FTE positions.....		12,332,600
19 Division on deaf and hard of hearing--5.0 FTE		
20 positions		654,700
21 Hispanic/Latino commission of Michigan--1.0 FTE		
22 positions		196,500
23 Asian Pacific American affairs commission--1.0 FTE		
24 position		100,000
25 GROSS APPROPRIATION.....	$	13,983,800
26 Appropriated from:		
27 Federal revenues:		

1 EEOC, state and local antidiscrimination agency
2 contracts 1,142,600
3 HUD, grant..... 1,459,100
4 Special revenue funds:
5 Private revenues..... 18,700
6 Division on deafness fund..... 93,400
7 State restricted indirect funds..... 58,500
8 State general fund/general purpose..... $ 11,211,500
9 **(3) INFORMATION TECHNOLOGY**
10 Information technology services and projects..... $ 652,800
11 GROSS APPROPRIATION..... $ 652,800
12 Appropriated from:
13 Federal revenues:
14 EEOC, state and local antidiscrimination agency
15 contracts 15,000
16 State general fund/general purpose..... $ 637,800
17 **(4) ONE-TIME BASIS ONLY APPROPRIATIONS**
18 State employee lump-sum payments..... $ 128,900
19 GROSS APPROPRIATION..... $ 128,900
20 Appropriated from:
21 Federal revenues:
22 Federal revenues..... 24,600
23 State general fund/general purpose..... $ 104,300

24 **Sec. 104. EXECUTIVE OFFICE**
25 **(1) APPROPRIATION SUMMARY**
26 Full-time equated unclassified positions..... 10.0

1 Full-time equated classified positions..... 74.2
2 GROSS APPROPRIATION..... $ 4,887,900
3 Interdepartmental grant revenues:
4 Total interdepartmental grants and intradepartmental
5 transfers 0
6 ADJUSTED GROSS APPROPRIATION..... $ 4,887,900
7 Federal revenues:
8 Total federal revenues..... 0
9 Special revenue funds:
10 Total local revenues..... 0
11 Total private revenues..... 0
12 Total other state restricted revenues..... 0
13 State general fund/general purpose..... $ 4,887,900
14 State general fund/general purpose schedule:
15 Ongoing state general fund/general
16 purpose 4,829,200
17 One-time state general fund/general
18 purpose 58,700
19 **(2) EXECUTIVE OFFICE OPERATIONS**
20 Full-time equated unclassified positions..... 10.0
21 Full-time equated classified positions..... 74.2
22 Governor..... $ 159,300
23 Lieutenant governor..... 111,600
24 Executive office--74.2 FTE positions..... 3,708,500
25 Unclassified positions--8.0 FTE positions..... 849,800
26 GROSS APPROPRIATION..... $ 4,829,200
27 Appropriated from:

1 State general fund/general purpose ..... $ 4,829,200

2 **(3) ONE-TIME BASIS ONLY APPROPRIATIONS**

3 State employee lump-sum payments ..... $ 58,700

4 GROSS APPROPRIATION ..... $ 58,700

5 Appropriated from:

6 State general fund/general purpose ..... $ 58,700

7 **Sec. 105. LEGISLATURE**

8 **(1) APPROPRIATION SUMMARY**

9 GROSS APPROPRIATION ..... $ 129,610,200

10 Interdepartmental grant revenues:

11 Total interdepartmental grants and intradepartmental

12 transfers 3,792,100

13 ADJUSTED GROSS APPROPRIATION ..... $ 125,818,100

14 Federal revenues:

15 Total federal revenues 0

16 Special revenue funds:

17 Total local revenues 0

18 Total private revenues 400,000

19 Total other state restricted revenues 3,000,500

20 State general fund/general purpose ..... $ 122,417,600

21 State general fund/general purpose schedule:

22 Ongoing state general fund/general

23 purpose 122,232,800

24 One-time state general fund/general

25 purpose 184,800

26 **(2) LEGISLATURE**

1	Senate	$ 27,646,400
2	Senate automated data processing	2,264,600
3	Senate fiscal agency	3,105,200
4	House of representatives	42,895,600
5	House automated data processing	1,797,900
6	House fiscal agency	3,105,200
7	GROSS APPROPRIATION	$ 80,814,900
8	Appropriated from:	
9	State general fund/general purpose	$ 80,814,900
10	**(3) LEGISLATIVE COUNCIL**	
11	Legislative council	$ 9,975,200
12	Legislative service bureau automated data processing	1,221,800
13	Worker's compensation	132,600
14	National association dues	425,000
15	Legislative corrections ombudsman	624,500
16	GROSS APPROPRIATION	$ 12,379,100
17	Appropriated from:	
18	Special revenue funds:	
19	Private - gifts and bequests revenues	400,000
20	State general fund/general purpose	$ 11,979,100
21	**(4) LEGISLATIVE RETIREMENT SYSTEM**	
22	General nonretirement expenses	$ 4,410,000
23	GROSS APPROPRIATION	$ 4,410,000
24	Appropriated from:	
25	Special revenue funds:	
26	Court fees	1,109,800
27	State general fund/general purpose	$ 3,300,200

1 **(5) PROPERTY MANAGEMENT**

2 Capitol building..... $ 2,680,400

3 Cora Anderson building..... 8,731,600

4 Farnum building and other properties..... 1,906,500

5 GROSS APPROPRIATION..... $ 13,318,500

6 Appropriated from:

7 State general fund/general purpose..... $ 13,318,500

8 **(6) OFFICE OF THE AUDITOR GENERAL**

9 Unclassified positions..... $ 313,500

10 Field operations..... 18,103,300

11 GROSS APPROPRIATION..... $ 18,416,800

12 Appropriated from:

13 Interdepartmental grant revenues:

14 IDG from MDTMB, civil service commission..... 141,100

15 IDG from MDLARA, liquor purchase revolving fund..... 14,500

16 IDG from MDOT, comprehensive transportation fund..... 32,900

17 IDG from MDOT, Michigan transportation fund..... 267,400

18 IDG from MDOT, state aeronautics fund..... 25,600

19 IDG from MDOT, state trunkline fund..... 620,700

20 IDG, single audit act..... 2,630,900

21 Special revenue funds:

22 21st century jobs fund..... 60,600

23 Clean Michigan initiative implementation bond fund... 46,400

24 Commercial mobile radio system emergency telephone

25 fund 46,400

26 Contract audit administration fees..... 65,200

27 Correctional industries revolving fund..... 38,500

1	Fee adequacy, air quality delegated authority.....	11,800
2	Game and fish protection fund.....	26,500
3	Legislative retirement system.....	23,000
4	Michigan economic development corporation.....	65,700
5	Michigan education trust fund.....	37,100
6	Michigan justice training commission fund.....	34,800
7	Michigan state housing development authority fees....	27,300
8	Michigan strategic fund.....	107,700
9	Michigan tobacco settlement authority.....	32,600
10	Michigan veterans' trust fund.....	30,000
11	Motor transport revolving fund.....	6,400
12	Office services revolving fund.....	8,400
13	State disbursement unit, office of child support.....	33,300
14	State services fee fund.....	1,152,400
15	Waterways fund.....	9,500
16	State general fund/general purpose.....	$ 12,820,100
17	**(7) ONE-TIME BASIS ONLY APPROPRIATIONS - AUDITOR**	
18	**GENERAL**	
19	State employee lump-sum payments.....	$ 270,900
20	GROSS APPROPRIATION.....	$ 270,900
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	Interdepartmental grant revenues.....	59,000
24	Special revenue funds:	
25	State restricted revenues.....	27,100
26	State general fund/general purpose.....	$ 184,800

1 **Sec. 106. DEPARTMENT OF STATE**

2 **(1) APPROPRIATION SUMMARY**

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

4 Full-time equated classified positions..... 1,689.0

5 GROSS APPROPRIATION..... $ 220,669,300

6 Interdepartmental grant revenues:

7 Total interdepartmental grants and intradepartmental

8 transfers 20,000,000

9 ADJUSTED GROSS APPROPRIATION..... $ 200,669,300

10 Federal revenues:

11 Total federal revenues..... 1,810,000

12 Special revenue funds:

13 Total local revenues..... 0

14 Total private revenues..... 100

15 Total other state restricted revenues..... 183,971,100

16 State general fund/general purpose..... $ 14,888,100

17 State general fund/general purpose schedule:

18 Ongoing state general fund/general

19 purpose 13,853,200

20 One-time state general fund/general

21 purpose 1,034,900

22 **(2) EXECUTIVE DIRECTION**

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

24 Full-time equated classified positions..... 30.0

25 Secretary of state..... $ 112,500

26 Unclassified positions--5.0 FTE positions..... 700,000

27 Operations--30.0 FTE positions..... 3,807,600

1	GROSS APPROPRIATION.....	$ 4,620,100
2	Appropriated from:	
3	Special revenue funds:	
4	Auto repair facilities fees.....	69,200
5	Driver fees.....	254,200
6	Expedient service fees.....	66,800
7	Parking ticket court fines.....	9,300
8	Personal identification card fees.....	29,900
9	Reinstatement fees - operator licenses.....	234,000
10	Transportation administration collection fund.....	2,363,600
11	Vehicle theft prevention fees.....	40,700
12	State general fund/general purpose.....	$ 1,552,400
13	**(3) DEPARTMENT SERVICES**	
14	Full-time equated classified positions..... 157.0	
15	Operations--150.0 FTE positions.....	$ 23,108,200
16	Assigned claims assessments--7.0 FTE positions.....	1,098,600
17	GROSS APPROPRIATION.....	$ 24,206,800
18	Appropriated from:	
19	Special revenue funds:	
20	Abandoned vehicle fees.....	481,900
21	Assigned claims assessments.....	1,098,600
22	Auto repair facilities fees.....	426,700
23	Driver improvement course fund.....	309,200
24	Child support clearance fees.....	35,200
25	Driver fees.....	786,100
26	Expedient service fees.....	264,100
27	Marine safety fund.....	81,900

1	Off-road vehicle title fees.....	8,200
2	Parking ticket court fines.....	54,300
3	Personal identification card fees.....	122,600
4	Reinstatement fees - operator licenses.....	705,800
5	Scrap tire fund.....	75,100
6	Snowmobile registration fee revenue.....	18,300
7	Transportation administration collection fund.....	19,337,400
8	Vehicle theft prevention fees.....	250,300
9	State general fund/general purpose..... $	151,100
10	**(4) REGULATORY SERVICES**	
11	Full-time equated classified positions..... 175.5	
12	Operations--173.5 FTE positions..... $	19,888,100
13	Motorcycle safety education administration--2.0 FTE	
14	positions	321,800
15	Motorcycle safety education grants.....	1,500,000
16	GROSS APPROPRIATION..... $	21,709,900
17	Appropriated from:	
18	Special revenue funds:	
19	Auto repair facilities fees.....	4,265,300
20	Driver education provider and instructor fund.....	75,100
21	Driver fees.....	2,615,700
22	Expedient service fees.....	36,200
23	Motorcycle safety fund.....	1,821,800
24	Notary fee fund.....	14,100
25	Parking ticket court fines.....	21,300
26	Personal identification card fees.....	108,100
27	Reinstatement fees - operator licenses.....	2,108,200

1	Transportation administration collection fund.....	9,262,700
2	Vehicle theft prevention fees.....	1,369,600
3	State general fund/general purpose..... $	11,800
4	**(5) CUSTOMER DELIVERY SERVICES**	
5	Full-time equated classified positions..... 1,283.5	
6	Branch operations--909.5 FTE positions..... $	80,202,300
7	Central operations--347.0 FTE positions.....	41,528,500
8	Commemorative license plates--24.0 FTE positions.....	2,147,300
9	Credit and debit assessment service fees.....	5,000,000
10	Specialty license plates--3.0 FTE positions.....	1,000,000
11	Olympic center plate.....	75,700
12	Organ donor program.....	79,100
13	GROSS APPROPRIATION..... $	130,032,900
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDG from MDOT, Michigan transportation fund.....	20,000,000
17	Federal revenues:	
18	Federal funds.....	1,460,000
19	Special revenue funds:	
20	Private funds.....	100
21	Abandoned vehicle fees.....	204,800
22	Driver improvement course fund.....	1,248,400
23	Auto repair facilities fees.....	100,400
24	Child support clearance fees.....	311,700
25	Credit and debit assessment service fees.....	5,000,000
26	Driver fees.....	24,849,900
27	Expedient service fees.....	2,555,800

1	Enhanced driver license and enhanced official state	
2	personal identification card fund.....	5,302,300
3	Marine safety fund.....	1,355,700
4	Michigan state police auto theft fund.....	123,700
5	Mobile home commission fees.....	508,200
6	Off-road vehicle title fees.....	152,200
7	Parking ticket court fines.....	1,545,400
8	Personal identification card fees.....	2,205,000
9	Recreation passport fee.....	1,000,000
10	Reinstatement fees - operator licenses.....	1,554,400
11	Snowmobile registration fee revenue.....	372,000
12	Transportation administration collection fund.....	57,876,800
13	Vehicle theft prevention fees.....	218,900
14	State general fund/general purpose..... $	2,087,200
15	**(6) ELECTION REGULATION**	
16	Full-time equated classified positions..... 43.0	
17	Election administration and services--43.0 FTE	
18	positions ..... $	6,020,000
19	County clerk education and training fund.....	100,000
20	Help America vote act.....	350,000
21	Fees to local units.....	109,800
22	GROSS APPROPRIATION..... $	6,579,800
23	Appropriated from:	
24	Federal revenues:	
25	Federal funds - HAVA HHS.....	350,000
26	Special revenue funds:	
27	Notary education and training fund.....	100,000

1 Notary fee fund		330,000
2 State general fund/general purpose	$	5,799,800
3 **(7) DEPARTMENTWIDE APPROPRIATIONS**		
4 Building occupancy charges/rent	$	9,686,400
5 Worker's compensation		290,200
6 GROSS APPROPRIATION	$	9,976,600
7 Appropriated from:		
8 Special revenue funds:		
9 Auto repair facilities fees		135,300
10 Driver fees		728,800
11 Expedient service fees		26,000
12 Parking ticket court fines		447,500
13 Transportation administration collection fund		5,923,700
14 State general fund/general purpose	$	2,715,300
15 **(8) INFORMATION TECHNOLOGY**		
16 Information technology services and projects	$	21,248,800
17 GROSS APPROPRIATION	$	21,248,800
18 Appropriated from:		
19 Special revenue funds:		
20 Administrative order processing fee		11,600
21 Auto repair facilities fees		186,100
22 Child support clearance fees		16,900
23 Driver fees		771,000
24 Expedient service fees		1,063,000
25 Parking ticket court fines		85,800
26 Personal identification card fees		166,200
27 Reinstatement fees - operator licenses		580,400

1 Transportation administration collection fund..... 16,655,000
2 Vehicle theft prevention fees..... 177,200
3 State general fund/general purpose..... $ 1,535,600
4 **(9) ONE-TIME BASIS ONLY APPROPRIATIONS**
5 State employee lump-sum payments..... $ 1,544,400
6 Executive direction..... 150,000
7 Central operations..... 600,000
8 GROSS APPROPRIATION..... $ 2,294,400
9 Appropriated from:
10 Special revenue funds:
11 State restricted revenues..... 1,259,500
12 State general fund/general purpose..... $ 1,034,900

13 **Sec. 107. DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND**
14 **BUDGET**
15 **(1) APPROPRIATION SUMMARY**
16 Full-time equated unclassified positions..... 6.0
17 Full-time equated classified positions..... 2,808.0
18 GROSS APPROPRIATION..... $ 1,142,973,600
19 Interdepartmental grant revenues:
20 Total interdepartmental grants and intradepartmental
21 transfers 635,564,900
22 ADJUSTED GROSS APPROPRIATION..... $ 507,408,700
23 Federal revenues:
24 Total federal revenues..... 9,464,300
25 Special revenue funds:
26 Total local revenues..... 1,320,800

1 Total private revenues 190,200
2 Total other state restricted revenues 90,517,200
3 State general fund/general purpose ..... $ 405,916,200
4 State general fund/general purpose schedule:
5 Ongoing state general fund/general
6 purpose 384,124,000
7 One-time state general fund/general
8 purpose 21,792,200
9 **(2) EXECUTIVE DIRECTION**
10 Full-time equated unclassified positions..... 6.0
11 Full-time equated classified positions..... 12.0
12 Unclassified positions--6.0 FTE positions ..... $ 796,500
13 Executive operations--12.0 FTE positions 1,997,900
14 GROSS APPROPRIATION ..... $ 2,794,400
15 Appropriated from:
16 Interdepartmental grant revenues:
17 IDG from building occupancy and parking charges 178,200
18 IDG from technology user fees 1,537,600
19 Special revenue funds:
20 Special revenue, internal service, and pension trust
21 funds 267,500
22 State general fund/general purpose ..... $ 811,100
23 **(3) DEPARTMENT SERVICES**
24 Full-time equated classified positions..... 714.5
25 Administrative services--134.5 FTE positions ..... $ 16,376,300
26 Budget and financial management--135.0 FTE positions . 16,685,200
27 Office of the state employer--23.0 FTE positions 3,233,100

1	Design and construction services--40.0 FTE positions .	6,376,700
2	Business support services--95.0 FTE positions	10,040,300
3	Building operation services--210.0 FTE positions	89,263,600
4	Building occupancy charges, rent, and utilities	5,095,800
5	Motor vehicle fleet--35.0 FTE positions	57,624,000
6	Information technology services and projects	27,443,500
7	Bureau of labor market information and	
8	strategies--42.0 FTE positions.....	5,587,900
9	GROSS APPROPRIATION.....	$ 237,726,400
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG from accounting service centers user charges	2,716,100
13	IDG from building occupancy and parking charges	91,927,000
14	IDG from MDLARA.....	100,000
15	IDG from motor transport fund.....	57,624,000
16	IDG from MDCH.....	470,900
17	IDG from MDHS.....	203,200
18	IDG from user fees.....	6,489,300
19	IDG from technology user fees.....	7,437,000
20	Federal revenues:	
21	Federal funds.....	5,930,200
22	Special revenue funds:	
23	Deferred compensation.....	2,600
24	Health management funds.....	2,122,400
25	MAIN user charges.....	4,404,400
26	Pension trust funds.....	7,060,700
27	Special revenue, internal service, and pension trust	

1 funds		16,351,900
2 State building authority revenue		686,000
3 State restricted indirect funds		2,874,500
4 State general fund/general purpose	$	31,326,200
5 **(4) TECHNOLOGY SERVICES**		
6 Full-time equated classified positions..... 1,459.5		
7 Education services--29.0 FTE positions	$	3,815,800
8 Health and human services--617.5 FTE positions		261,710,500
9 Public protection--254.5 FTE positions		61,653,600
10 Resources services--146.5 FTE positions		18,389,500
11 Transportation services--89.5 FTE positions		29,547,400
12 General services--322.5 FTE positions		82,075,300
13 Information technology innovation fund		2,500,000
14 Enterprisewide information technology investments		47,000,000
15 GROSS APPROPRIATION	$	506,692,100
16 Appropriated from:		
17 Interdepartmental grant revenues:		
18 IDG from technology user fees		457,192,100
19 State general fund/general purpose	$	49,500,000
20 **(5) STATEWIDE APPROPRIATIONS**		
21 Professional development fund - MPE, SEIU,		
22 scientific and engineering unit	$	125,000
23 Professional development fund - AFSCME		50,000
24 GROSS APPROPRIATION	$	175,000
25 Appropriated from:		
26 Interdepartmental grant revenues:		
27 IDG from employer contributions		175,000

1 State general fund/general purpose ..... $ 0
2 **(6) SPECIAL PROGRAMS**
3 Full-time equated classified positions..... 172.0
4 Building occupancy charges - property management
5 services for executive/legislative building
6 occupancy ..... $ 1,138,600
7 Retirement services--162.0 FTE positions 23,922,300
8 Office of children's ombudsman--10.0 FTE positions ... 1,194,000
9 GROSS APPROPRIATION..... $ 26,254,900
10 Appropriated from:
11 Special revenue funds:
12 Deferred compensation..... 1,542,400
13 Pension trust funds..... 18,398,200
14 State general fund/general purpose ..... $ 6,314,300
15 **(7) STATE BUILDING AUTHORITY RENT**
16 State building authority rent - state agencies ..... $ 68,305,800
17 State building authority rent - department of
18 corrections 47,379,900
19 State building authority rent - universities 117,225,300
20 State building authority rent - community colleges ... 23,959,600
21 GROSS APPROPRIATION..... $ 256,870,600
22 Appropriated from:
23 State general fund/general purpose ..... $ 256,870,600
24 **(8) CIVIL SERVICE COMMISSION**
25 Full-time equated classified positions..... 450.0
26 Agency services--81.5 FTE positions ..... $ 12,176,300
27 Executive direction--32.5 FTE positions 9,134,500

1 Employee benefits--16.0 FTE positions		5,587,900
2 Training		1,300,000
3 Human resources operations--320.0 FTE positions		34,394,200
4 Information technology services and projects		4,187,100
5 GROSS APPROPRIATION	$	66,780,000
6 Appropriated from:		
7 Interdepartmental grant revenues:		
8 IDG, training charges		1,300,000
9 IDG, 1% special funds		3,110,400
10 Federal revenues:		
11 Federal funds 1%		3,107,400
12 Special revenue funds:		
13 Local funds 1%		1,320,800
14 Private funds 1%		190,200
15 State restricted funds 1%		21,182,700
16 State restricted indirect funds		6,789,100
17 State sponsored group insurance		2,743,100
18 State sponsored group insurance, flexible spending		
19 accounts and COBRA		5,734,500
20 State general fund/general purpose	$	21,301,800
21 **(9) CAPITAL OUTLAY**		
22 Major special maintenance, remodeling, and additions		
23 for state agencies	$	2,000,000
24 Enterprisewide special maintenance for state		
25 facilities		18,000,000
26 GROSS APPROPRIATION	$	20,000,000
27 Appropriated from:		

1 Interdepartmental grant revenues:
2 IDG from building occupancy charges 2,000,000
3 State general fund/general purpose ..... $ 18,000,000
4 **(10) ONE-TIME BASIS ONLY APPROPRIATIONS**
5 State employee lump-sum payments ..... $ 4,680,200
6 Special maintenance, remodeling and addition - state
7 facilities 10,000,000
8 Space consolidation fund 7,000,000
9 Teacher evaluation pilot program 4,000,000
10 GROSS APPROPRIATION ..... $ 25,680,200
11 Appropriated from:
12 Interdepartmental grant revenues:
13 Interdepartmental grant revenues 3,104,100
14 Federal revenues:
15 Federal Funds 426,700
16 Special revenue funds:
17 State restricted revenues 357,200
18 State general fund/general purpose ..... $ 21,792,200

19 **Sec. 108. DEPARTMENT OF TREASURY**
20 **(1) APPROPRIATION SUMMARY**
21 Full-time equated unclassified positions 10.0
22 Full-time equated classified positions 2,522.5
23 GROSS APPROPRIATION ..... $ 2,711,374,700
24 Interdepartmental grant revenues:
25 Total interdepartmental grants and intradepartmental
26 transfers 8,899,400

1 ADJUSTED GROSS APPROPRIATION.....		$ 2,702,475,300
2 Federal revenues:		
3 Total federal revenues.....		698,385,900
4 Special revenue funds:		
5 Total local revenues.....		6,686,200
6 Total private revenues.....		5,380,000
7 Total other state restricted revenues.....		1,594,934,100
8 State general fund/general purpose.....		$ 397,089,100
9 State general fund/general purpose schedule:		
10 Ongoing state general fund/general		
11 purpose	343,636,700	
12 One-time state general fund/general		
13 purpose	53,452,400	
14 **(2) EXECUTIVE DIRECTION**		
15 Full-time equated unclassified positions.....	10.0	
16 Full-time equated classified positions.....	5.0	
17 Unclassified positions--10.0 FTE positions.....		$ 924,000
18 Office of the director--5.0 FTE positions.....		1,497,400
19 GROSS APPROPRIATION.....		$ 2,421,400
20 Appropriated from:		
21 Federal revenues:		
22 DED-OPSE, federal lenders allowance.....		20,000
23 DED-OPSE, higher education act of 1965, insured loans		45,000
24 Special revenue funds:		
25 State lottery fund.....		255,700
26 State services fee fund.....		459,300
27 State general fund/general purpose.....		$ 1,641,400

1 **(3) DEPARTMENTWIDE APPROPRIATIONS**

2 Travel..... $ 1,209,500

3 Rent and building occupancy charges - property

4 management services 5,488,300

5 Worker's compensation insurance premium..... 158,600

6 GROSS APPROPRIATION..... $ 6,856,400

7 Appropriated from:

8 Special revenue funds:

9 Delinquent tax collection revenue..... 3,885,000

10 State general fund/general purpose..... $ 2,971,400

11 **(4) LOCAL GOVERNMENT PROGRAMS**

12 Full-time equated classified positions..... 100.0

13 Supervision of the general property tax law--75.0

14 FTE positions ..... $ 20,614,500

15 Property tax assessor training--4.0 FTE positions 509,100

16 Local finance--21.0 FTE positions..... 2,449,900

17 GROSS APPROPRIATION..... $ 23,573,500

18 Appropriated from:

19 Federal revenues:

20 Special revenue funds:

21 Local - assessor training fees..... 1,344,100

22 Local - audit charges..... 768,600

23 Local - equalization study chargebacks..... 40,000

24 Local - revenue from local government..... 100,000

25 Delinquent tax collection revenue..... 1,448,400

26 Land reutilization fund..... 5,156,300

27 Municipal finance fees..... 521,400

1	Public private partnership investment fund.....	1,513,700
2	State general fund/general purpose..... $	12,681,000
3	**(5) TAX PROGRAMS**	
4	Full-time equated classified positions..... 812.0	
5	Customer contact--108.0 FTE positions..... $	10,911,900
6	Tax compliance--333.0 FTE positions.....	41,669,100
7	Tax and economic policy--121.0 FTE positions.....	15,020,600
8	Tax processing--148.0 FTE positions.....	15,943,400
9	Tax plan implementation--74.0 FTE positions.....	10,861,600
10	Health insurance claims fund--15.0 FTE positions.....	1,948,400
11	Home heating assistance.....	2,887,300
12	Bottle act implementation.....	250,000
13	Tobacco tax enforcement--13.0 FTE positions.....	1,500,000
14	GROSS APPROPRIATION..... $	100,992,300
15	Appropriated from:	
16	Interdepartmental grant revenues:	
17	IDG, data/collection services fees.....	50,900
18	IDG from MDOT, Michigan transportation fund.....	2,500,000
19	IDG from MDOT, state aeronautics fund.....	68,700
20	Federal revenues:	
21	HHS-SSA, low-income energy assistance.....	2,887,300
22	Special revenue funds:	
23	Bottle deposit fund.....	250,000
24	Delinquent tax collection revenue.....	71,857,500
25	Emergency 911 fund.....	148,800
26	Health insurance claims assessment fund.....	1,948,400
27	Tobacco tax revenue.....	975,600

1 Waterways fund..... 101,700

2 State general fund/general purpose..... $ 20,203,400

3 **(6) BANKING AND MANAGEMENT SERVICES**

4 Full-time equated classified positions..... 341.0

5 Department and budget services--51.0 FTE positions ... $ 4,799,600

6 Unclaimed property--26.0 FTE positions..... 4,614,800

7 Collections--203.0 FTE positions..... 26,040,300

8 Finance and accounting--23.0 FTE positions..... 2,201,900

9 Receipts processing--38.0 FTE positions..... 4,006,700

10 GROSS APPROPRIATION..... $ 41,663,300

11 Appropriated from:

12 Interdepartmental grant revenues:

13 IDG from accounting service center user charges..... 454,600

14 IDG from MDHS, title IV-D..... 735,900

15 IDG, levy/warrant cost assessment fees..... 2,000,000

16 IDG, state agency collection fees..... 2,513,500

17 IDG, data/collection services fees..... 229,600

18 Special revenue funds:

19 Delinquent tax collection revenue..... 23,274,100

20 Escheats revenue..... 4,614,900

21 Garnishment fees..... 2,405,200

22 Justice system fund..... 696,100

23 State restricted indirect funds..... 258,500

24 Treasury fees..... 43,900

25 State general fund/general purpose..... $ 4,437,000

26 **(7) FINANCIAL PROGRAMS**

27 Full-time equated classified positions..... 207.5

1	Investments--82.0 FTE positions	$ 19,147,400
2	John R. Justice grant program	287,000
3	Common cash and debt management--22.5 FTE positions ..	1,542,800
4	Dual enrollment payments	10,000,000
5	Student financial assistance programs--30.5 FTE	
6	positions	3,818,600
7	Michigan finance authority - bond finance	
8	programs--72.5 FTE positions	38,032,400
9	GROSS APPROPRIATION	$ 72,828,200
10	Appropriated from:	
11	Interdepartmental grant revenues:	
12	IDG, fiscal agent service fees	195,800
13	Federal revenues:	
14	DED-OPSE, federal lenders allowance	11,332,300
15	DED-OPSE, higher education act of 1965, insured loans	25,025,400
16	Federal - John R. Justice grant	287,000
17	Special revenue funds:	
18	Defined contribution administrative fee revenue	100,000
19	MFA, bond and loan program revenue	2,918,000
20	Michigan merit award trust fund	1,092,500
21	Retirement funds	17,827,200
22	School bond fees	791,300
23	Treasury fees	1,421,800
24	State general fund/general purpose	$ 11,836,900
25	**(8) DEBT SERVICE**	
26	Water pollution control bond and interest redemption .	$ 2,054,000
27	Quality of life bond	77,694,800

1	Clean Michigan initiative.....	54,300,900
2	Great Lakes water quality bond.....	6,505,200
3	GROSS APPROPRIATION..... $	140,554,900
4	Appropriated from:	
5	Special revenue funds:	
6	Refined petroleum fund.....	5,514,500
7	State general fund/general purpose..... $	135,040,400
8	**(9) GRANTS**	
9	Convention facility development distribution..... $	74,850,000
10	Senior citizen cooperative housing tax exemption	
11	program	12,020,000
12	Emergency 911 payments.....	27,000,000
13	Facility for rare isotope beams.....	2,339,900
14	Health and safety fund grants.....	9,000,000
15	Community college renaissance zone reimbursement.....	3,500,000
16	GROSS APPROPRIATION..... $	128,709,900
17	Appropriated from:	
18	Special revenue funds:	
19	Emergency 911 fund.....	27,000,000
20	Convention facility development fund.....	74,850,000
21	Health and safety fund.....	9,000,000
22	State general fund/general purpose..... $	17,859,900
23	**(10) BUREAU OF STATE LOTTERY**	
24	Full-time equated classified positions..... 183.0	
25	Lottery operations--183.0 FTE positions..... $	23,294,500
26	Promotion and advertising.....	18,622,000
27	Lottery information technology services and projects.	5,083,600

1 GROSS APPROPRIATION..... $ 47,000,100
2 Appropriated from:
3 Special revenue funds:
4 State lottery fund..... 47,000,100
5 State general fund/general purpose..... $ 0
6 **(11) CASINO GAMING**
7 Full-time equated classified positions..... 126.0
8 Michigan gaming control board..... $ 50,000
9 Casino gaming control administration--116.0 FTE
10 positions 24,437,100
11 Casino gaming information technology services and
12 projects 1,743,600
13 Racing commission--10.0 FTE positions..... 2,352,200
14 GROSS APPROPRIATION..... $ 28,582,900
15 Appropriated from:
16 Casino gambling agreements..... 719,300
17 Equine development fund..... 2,475,200
18 Laboratory fees..... 700,000
19 State services fee fund..... 24,688,400
20 State general fund/general purpose..... $ 0
21 **(12) PAYMENTS IN LIEU OF TAXES**
22 Commercial forest reserve..... $ 2,334,100
23 Purchased lands..... 5,695,500
24 Swamp and tax reverted lands..... 6,227,300
25 GROSS APPROPRIATION..... $ 14,256,900
26 Appropriated from:
27 Special revenue funds:

1	Game and fish protection fund.....	1,475,000
2	Michigan natural resources trust fund.....	2,505,500
3	Michigan state waterways fund.....	120,000
4	State general fund/general purpose..... $	10,156,400
5	**(13) MICHIGAN STRATEGIC FUND**	
6	Full-time equated classified positions..... 401.0	
7	Administration--22.0 FTE positions..... $	2,989,200
8	Job creation services--137.0 FTE positions.....	18,124,400
9	Pure Michigan.....	25,000,000
10	Innovation and entrepreneurship.....	25,000,000
11	Business attraction and economic gardening.....	100,000,000
12	Community ventures.....	10,000,000
13	Michigan film office--6.0 FTE positions.....	859,400
14	Community development block grants.....	47,000,000
15	Arts and cultural program.....	6,150,000
16	GEAR-UP program grants.....	3,000,000
17	Carl D. Perkins grants.....	19,000,000
18	Adult basic education.....	20,000,000
19	Adult education--16.0 FTE positions.....	2,751,100
20	Bureau of energy systems.....	4,610,900
21	Postsecondary education--9.0 FTE positions.....	2,738,700
22	Employment services--125.0 FTE positions.....	48,999,200
23	Wage and hour division--1.0 FTE positions.....	132,300
24	Workforce development agency administrative	
25	services--22.0 FTE positions	1,740,100
26	Workforce program administration--57.0 FTE positions .	13,848,200
27	Workforce training programs.....	250,798,500

1	Welfare-to-work programs	93,158,800
2	Workforce development agency rent and property	
3	management	1,070,400
4	Land bank fast track authority - bond finance--6.0	
5	FTE positions	2,993,900
6	Information technology services and projects	2,951,400
7	GROSS APPROPRIATION	$ 702,916,500
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG, MDEQ, air quality fees	37,600
11	Federal revenues:	
12	DAG, employment and training	7,308,500
13	DED-OESE, GEAR-UP	3,000,000
14	DED-OSERS, rehabilitation services, vocational	
15	rehabilitation state grants	1,497,300
16	DED-OVAE, adult education	20,000,000
17	DED-OVAE, basic grants to states	19,000,000
18	DOE-OEERE, multiple grants	4,796,800
19	DOL-ETA, workforce investment act	184,003,300
20	DOL, federal funds	127,237,700
21	Federal funds	7,179,000
22	Social security act, temporary assistance to needy	
23	families	64,898,800
24	NFAH-NEA, promotion of the arts, partnership	
25	agreements	1,050,000
26	HUD-CPD, community development block grant	49,780,700
27	U.S. EPA revolving loan fund	1,000,000

1 Special revenue funds:

2 Local revenues 4,433,500

3 Private funds 5,000,000

4 Private - oil overcharge 30,000

5 Private - special project advances 250,000

6 Private - Michigan council for the arts fund 100,000

7 Industry support fees 5,500

8 Defaulted loan collection fees 100,000

9 Land bank fast track fund 2,151,400

10 Michigan film promotion fund 631,000

11 Public utility assessments 864,700

12 21st century jobs trust fund 75,000,000

13 State general fund/general purpose ..... $ 123,560,700

14 **(14) REVENUE SHARING**

15 Constitutional state general revenue sharing grants .. $ 725,496,300

16 County incentive program 23,620,000

17 County revenue sharing 104,480,000

18 Economic vitality incentive program 217,500,000

19 Competitive grant assistance program 5,000,000

20 GROSS APPROPRIATION ..... $ 1,076,096,300

21 Appropriated from:

22 Sales tax 1,076,096,300

23 State general fund/general purpose ..... $ 0

24 **(15) MICHIGAN STRATEGIC FUND - MICHIGAN STATE**

25 **HOUSING DEVELOPMENT AUTHORITY**

26 Full-time equated classified positions 347.0

27 Payments on behalf of tenants ..... $ 166,860,000

1	Housing and rental assistance--322.0 FTE positions ...	52,588,900
2	State historic preservation programs--25.0 FTE	
3	positions	3,411,500
4	Lighthouse preservation program	307,500
5	Rent and administrative support	3,846,100
6	Michigan state housing development authority	
7	technology services and projects	3,368,200
8	GROSS APPROPRIATION ..... $	230,382,200
9	Appropriated from:	
10	Federal revenues:	
11	HUD, lower income housing assistance	166,860,000
12	Special revenue funds:	
13	Michigan state housing development authority fees	
14	and charges	63,214,700
15	Michigan lighthouse preservation fund	307,500
16	State general fund/general purpose ..... $	0
17	**(16) INFORMATION TECHNOLOGY**	
18	Treasury operations information technology services	
19	and projects ..... $	17,661,500
20	GROSS APPROPRIATION ..... $	17,661,500
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	Federal revenues:	
24	DED-OPSE, federal lenders allowance	596,600
25	Special revenue funds:	
26	Delinquent tax collection revenue	12,960,300
27	Tobacco tax revenue	125,600

Retirement funds		730,800
State general fund/general purpose	$	3,248,200
(17) ONE-TIME BASIS ONLY APPROPRIATIONS		
Competitive grant assistance program	$	10,000,000
County incentive program		2,500,000
Economic vitality incentive program		7,500,000
MSF - film incentives		50,000,000
MSF and MSHDA, state employee lump-sum payments		1,135,700
Treasury, legal services		3,000,000
Treasury, state employee lump-sum payments		2,742,700
GROSS APPROPRIATION	$	76,878,400
Appropriated from:		
Interdepartmental grant revenues:		
IDG, state agency funds to treasury		112,800
Federal revenues:		
Federal funds, MSF		408,500
Federal funds, treasury		171,700
Special revenue funds:		
Sales tax		20,000,000
State restricted funds, MSF		54,700
State restricted funds, MSHDA		531,600
State restricted funds, treasury		2,146,700
State general fund/general purpose	$	53,452,400

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2012-2013

1 **GENERAL SECTIONS**

2 Sec. 201. (1) Pursuant to section 30 of article IX of the
3 state constitution of 1963, total state spending from state
4 resources under part 1 for fiscal year 2012-2013 is
5 $2,880,795,100.00 and state spending from state resources to be
6 paid to local units of government for fiscal year 2012-2013 is
7 $1,267,847,600.00. The itemized statement below identifies
8 appropriations from which spending to local units of government
9 will occur:

10 DEPARTMENT OF STATE

11 Fees to local units	$	109,800
12 Motorcycle safety grants		1,251,000
13 Subtotal	$	1,360,800

14 DEPARTMENT OF TREASURY

15 Senior citizen cooperative housing tax exemption	$	12,020,000
16 Health and safety fund grants		9,000,000
17 Constitutional state general revenue sharing grants		725,496,300
18 Economic vitality incentive program		225,000,000
19 Convention facility development fund distribution		74,850,000
20 Emergency 9-1-1 payments		27,000,000
21 Community college renaissance zone reimbursement		3,500,000
22 Competitive grant assistance program		15,000,000
23 County incentive program		26,120,000
24 County revenue sharing payments		104,480,000
25 Airport parking distribution pursuant to section 909		14,539,800
26 Payments in lieu of taxes		14,256,900

Welfare-to-work programs.....		15,224,800
Subtotal.....	$	1,266,487,800
TOTAL GENERAL GOVERNMENT.....	$	1,267,847,600

(2) Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources for fiscal year 2012-2013 is estimated at $27,543,124,300.00 in the 2012-2013 appropriations acts and total state spending from state sources paid to local units of government for fiscal year 2012-2013 is estimated at $15,085,108,300.00. The state-local proportion is estimated at 54.8% of total state spending from state resources.

(3) If payments to local units of government and state spending from state sources for fiscal year 2012-2013 are different than the amounts estimated in subsection (2), 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 2012-2013 to the senate and house of representatives standing committees on appropriations within 30 days after the final book-closing for fiscal year 2012-2013.

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "AFSCME" means American federation of state, county, and municipal employees.

(b) "ATM" means automated teller machine.

(c) "CDBG" means community development block grants.

(d) "COBRA" means the consolidated omnibus budget

1 reconciliation act of 1985, Public Law 99-272, 100 Stat. 82.
2 (e) "CPI" means consumer price index.
3 (f) "DAG" means the United States department of agriculture.
4 (g) "DED" means the United States department of education.
5 (h) "DED-OESE" means the DED office of elementary and
6 secondary education.
7 (i) "DED-OPSE" means the DED, office of postsecondary
8 education.
9 (j) "DED-OSERS" means the DED office of special education
10 rehabilitation services.
11 (k) "DED-OVAE" means the DED office of vocational and adult
12 education.
13 (*l*) "DOE-OEERE" means the United States department of energy,
14 office of energy efficiency and renewable energy.
15 (m) "DOI-NPS" means the United State department of interior,
16 national park service.
17 (n) "DOL-ETA" means the United States department of labor,
18 employment and training administration.
19 (o) "DOL-OSHA" means the United States department of labor,
20 occupational safety and health administration.
21 (p) "EEOC" means the United States equal employment
22 opportunity commission.
23 (q) "EPA" means the United States environmental protection
24 agency.
25 (r) "FTE" means full-time equated.
26 (s) "Fund" means the Michigan strategic fund.
27 (t) "GEAR-UP" means gaining early awareness and readiness for

1 undergraduate programs.

2 (u) "GF/GP" means general fund/general purpose.

3 (v) "HAVA" means help America vote act.

4 (w) "HHS" means the United States department of health and

5 human services.

6 (x) "HHS-OS" means the HHS office of the secretary.

7 (y) "HHS-SSA" means the HHS social security administration.

8 (z) "HUD" means the United States department of housing and

9 urban development.

10 (aa) "HUD-CPD" means the United States department of housing

11 and urban development - community planning and development.

12 (bb) "IDG" means interdepartmental grant.

13 (cc) "IDT" means intradepartmental transfer.

14 (dd) "JCOS" means the joint capital outlay subcommittee.

15 (ee) "MAIN" means the Michigan administrative information

16 network.

17 (ff) "MCL" means the Michigan Compiled Laws.

18 (gg) "MDCH" means the Michigan department of community health.

19 (hh) "MDE" means the Michigan department of education.

20 (ii) "MDLARA" means the Michigan department of licensing and

21 regulatory affairs.

22 (jj) "MDEQ" means the Michigan department of environmental

23 quality.

24 (kk) "MDHS" means the Michigan department of human services.

25 (*ll*) "MDMVA" means the Michigan department of military and

26 veterans affairs.

27 (mm) "MDOC" means the Michigan department of corrections.

1 (nn) "MDOT" means the Michigan department of transportation.
2 (oo) "MDSP" means the Michigan department of state police.
3 (pp) "MDTMB" means the Michigan department of technology,
4 management, and budget.
5 (qq) "MEDC" means the Michigan economic development
6 corporation, which is the public body corporate created under
7 section 28 of article VII of the state constitution of 1963 and the
8 urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to
9 124.512, by contractual interlocal agreement effective April 5,
10 1999, between local participating economic development corporations
11 formed under the economic development corporations act, 1974 PA
12 338, MCL 125.1601 to 125.1636, and the Michigan strategic fund.
13 (rr) "MFA" means the Michigan finance authority.
14 (ss) "MPE" means the Michigan public employees.
15 (tt) "MSC" means managerial, supervisory, and confidential.
16 (uu) "MSF" means the Michigan strategic fund.
17 (vv) "MSHDA" means Michigan state housing development
18 authority.
19 (ww) "NCCUSL" means the national conference of commissioners
20 on uniform state laws.
21 (xx) "NCSL" means the national council of state legislatures.
22 (yy) "NERE" means nonexclusively represented employees.
23 (zz) "NFAH-NEA" means the national foundation of the arts and
24 the humanities - national endowment for the arts.
25 (aaa) "PA" means public act.
26 (bbb) "PACC" means the prosecuting attorneys coordinating
27 council.

(ccc) "SEIU" means service employees international union.

(ddd) "WIC" means women, infants, and children.

Sec. 206. The department of technology, management, and budget shall maintain a searchable website that is updated at least quarterly and that is accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 207. Amounts appropriated in part 1 for information technology may be designated as work project accounts and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

Sec. 208. The departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 210. The director of each department receiving appropriations in part 1 shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. Each director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 211. 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 for the fiscal year ending September 30, 2013, from general fund/general purpose revenue for deposit into the countercyclical budget and economic stabilization fund the sum of $140,000,000.00. The calculation required by section 352 of the management and budget act, 1984 PA 431, MCL 18.1352, is determined as follows:

	2012	2013
Michigan personal income (millions)	$372,355	$382,781
less: transfer payments	84,544	87,080
Subtotal	$287,811	$295,701
Divided by: Detroit CPI for 12 months ending June 30	2.153	2.192
Equals: real adjusted Michigan personal income	$133,692	$134,928
Percentage change		0.9%
Percentage change greater than 2%		0.0%
Multiplied by: estimated GF/GP revenue in fiscal year 2012-2013 (millions)		9,034.6
Equals: countercyclical budget and economic stabilization fund payout calculation for the fiscal year ending September 30, 2013 (millions).....		$0.0

Sec. 212. The departments and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 213. Funds appropriated in part 1 shall not be used by this state, a department, an agency, or an authority of this state to purchase an ownership interest in a casino enterprise or a gambling operation as those terms are defined in the Michigan gaming control and revenue act, 1996 IL 1, MCL 432.201 to 432.226.

Sec. 214. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user fees to the department of technology, management, and budget for technology-related services and projects. Such user fees shall be subject to provisions of an interagency agreement between the departments and agencies and the department of technology, management, and budget.

Sec. 215. A department or state agency shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 216. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

Sec. 217. General fund appropriations in this article shall not be expended for items in cases where federal funding is available for the same expenditures.

Sec. 220. Funds appropriated in this article shall not be used to administer a committee or to solicit or obtain contributions for a committee. As used in this section, "committee" means that term as defined in section 3 of the Michigan campaign finance act, 1976 PA 388, MCL 169.203.

Sec. 221. Each department shall report no later than April 1 on each specific policy change made to implement a public act affecting the department that took effect during the prior calendar year to the senate and house of representatives standing committees on appropriations subcommittees on general government, the joint committee on administrative rules, and the senate and house fiscal agencies.

Sec. 226. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the attorney general authorizes.

Sec. 227. Within 14 days after the release of the executive budget recommendation, the departments and agencies receiving appropriations in this article shall provide the state budget director, the chairs of the senate and house of representatives standing committees on appropriations, the senate and house of representatives standing committees on appropriations subcommittees

on general government, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 228. Not later than November 15, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the prior fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing committees on appropriations, and the senate and house fiscal agencies.

Sec. 229. If the office of the auditor general has identified an initiative or made a recommendation that is related to savings and efficiencies in an audit report for an executive branch department or agency, the department or agency shall report within 6 months of the release of the audit on their efforts and progress made toward achieving the savings and efficiencies identified in the audit report. The report shall be submitted to the chairs of the senate and house of representatives standing committees on appropriations, the chairs of the senate and house of representatives standing committees with jurisdiction over matters relating to the department that is audited, and the senate and house fiscal agencies.

Sec. 231. (1) It is the intent of the legislature that departments and agencies receiving appropriations in part 1 properly account for their spending and do not use full-time equated positions as placeholders for spending in other parts of their budgets.

(2) The departments and agencies receiving appropriations under part 1 shall provide a report to the legislature specifying the number of filled, full-time equated positions in pay status in the immediately preceding fiscal year by February 1. When reporting on the number of filled, full-time equated positions in pay status, the department or agency shall provide the maximum number of filled, full-time equated positions in pay status by appropriation line item in the last pay period of each quarter of the immediately preceding fiscal year. The report shall also include a listing of all funded, full-time equated positions by position title.

Sec. 232. (1) Except as provided in subsection (2), by October 31, 2012, each principal executive department and agency receiving funds in part 1 of this article shall identify 10 principal measurable outcomes to be affected by expenditure of the funds appropriated in part 1 of this article and submit a report to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director that ranks the outcomes by level of importance and contains current data on those outcomes. Beginning on April 1, 2013, each principal executive department and agency shall provide biannual updates to the house and senate appropriations committees on changes in those measurable outcomes and departmental efforts to improve the outcomes.

(2) For purposes of the requirements of subsection (1), the department of attorney general, the department of civil rights, the bureau of state lottery, and the Michigan gaming control board shall identify and report on 5, rather than 10, principal measurable outcomes.

Sec. 233. In addition to the general fund/general purpose appropriations for special maintenance, remodeling, and addition - state facilities in part 1, there is also appropriated related federal and state restricted funds up to the amounts that will be earned based upon the initiatives undertaken with the funds in part 1. The state budget director shall determine and authorize the appropriate manner for implementing this section.

Sec. 234. In addition to the general fund/general purpose appropriations for enterprisewide information technology investments in part 1, there is also appropriated related federal and state restricted funds up to the amounts that will be earned based upon the initiatives undertaken with the funds in part 1. The state budget director shall determine and authorize the appropriate manner for implementing this section.

DEPARTMENT OF ATTORNEY GENERAL

Sec. 301. (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 article 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 article 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 article 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 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 302. (1) The attorney general shall perform all legal services, including representation before courts and administrative agencies rendering legal opinions and providing legal advice to a principal executive department or state agency. A principal executive department or state agency shall not employ or enter into a contract with any other person for services described in this section.

(2) The attorney general shall defend judges of all state courts if a claim is made or a civil action is commenced for

injuries to persons or property caused by the judge through the performance of the judge's duties while acting within the scope of his or her authority as a judge.

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

Sec. 303. The attorney general may sell copies of the biennial report in excess of the 350 copies that the attorney general may distribute on a gratis basis. Gratis copies shall not be provided to members of the legislature. Electronic copies of biennial reports shall be made available on the department of attorney general's website. The attorney general shall sell copies of the report at not less than the actual cost of the report and shall deposit the money received into the general fund.

Sec. 304. The department of attorney general is responsible for the legal representation for state of Michigan state employee worker's disability compensation cases. The risk management revolving fund revenue appropriation in part 1 is to be satisfied by billings from the department of attorney general for the actual costs of legal representation, including salaries and support costs.

Sec. 305. In addition to the funds appropriated in part 1, not more than $400,000.00 shall be reimbursed per fiscal year for food stamp fraud cases heard by the third circuit court of Wayne County that were initiated by the department of attorney general pursuant to the existing contract between the department of human services, the prosecuting attorneys association of Michigan, and the

department of attorney general. The source of this funding is money earned by the department of attorney general under the agreement after the allowance for reimbursement to the department of attorney general for costs associated with the prosecution of food stamp fraud cases. It is recognized that the federal funds are earned by the department of attorney general for its documented progress on the prosecution of food stamp fraud cases according to the United States department of agriculture regulations and that, once earned by this state, the funds become state funds.

Sec. 306. Any proceeds from a lawsuit initiated by or settlement agreement entered into on behalf of this state against a manufacturer of tobacco products by the attorney general are state funds and are subject to appropriation as provided by law.

Sec. 307. (1) In addition to the antitrust revenues in part 1, antitrust, securities fraud, consumer protection or class action enforcement revenues, or attorney fees recovered by the department, not to exceed $250,000.00, are appropriated to the department for antitrust, securities fraud, and consumer protection or class action enforcement cases.

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

Sec. 308. (1) In addition to the funds appropriated in part 1, there is appropriated up to $500,000.00 from litigation expense reimbursements awarded to the state.

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

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

Sec. 309. From the prisoner reimbursement funds appropriated in part 1, the department may spend up to $497,900.00 on activities related to the state correctional facilities reimbursement act, 1935 PA 253, MCL 800.401 to 800.406. In addition to the funds appropriated in part 1, if the department collects in excess of $1,131,000.00 in gross annual prisoner reimbursement receipts provided to the general fund, the excess, up to a maximum of $1,000,000.00, is appropriated to the department of attorney general and may be spent on the representation of the department of corrections and its officers, employees, and agents, including, but not limited to, the defense of litigation against the state, its departments, officers, employees, or agents in civil actions filed by prisoners.

Sec. 310. (1) For the purposes of providing title IV-D child support enforcement funding, the department of human services, as

the state IV-D agency, shall maintain a cooperative agreement with the attorney general for federal IV-D funding to support the child support enforcement activities within the office of the attorney general.

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

Sec. 312. The department of attorney general shall not receive and expend funds in addition to those authorized in part 1 for legal services provided specifically to other state departments or agencies except for costs for expert witnesses, court costs, or other nonsalary litigation expenses associated with a pending legal action.

DEPARTMENT OF CIVIL RIGHTS

Sec. 401. (1) 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 article 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 $750,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984

PA 431, MCL 18.1393.

Sec. 402. (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 this subsection.

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

Sec. 403. 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.

LEGISLATURE

Sec. 600. The senate, the house of representatives, or an agency within the legislative branch may receive, expend, and transfer funds in addition to those authorized in part 1.

Sec. 601. (1) Funds appropriated in part 1 to an entity within the legislative branch shall not be expended or transferred to another account without written approval of the authorized agent of the legislative entity. If the authorized agent of the legislative entity notifies the state budget director of its approval of an expenditure or transfer before the year-end book-closing date for that legislative entity, the state budget director shall immediately make the expenditure or transfer. The authorized legislative entity agency shall be designated by the speaker of the house of representatives for house entities, the senate majority leader for senate entities, and the legislative council for legislative council entities.

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

Sec. 602. The senate may charge rent and assess charges for utility costs. The amounts received for rent charges and utility assessments are appropriated to the senate for the renovation, operation, and maintenance of the Farnum building and other properties.

Sec. 603. The appropriation contained in part 1 for national association dues is to be distributed by the legislative council.

Sec. 604. (1) The appropriation in part 1 to the legislative council includes funds to operate the legislative parking facilities in the capitol area. The legislative council shall establish rules regarding the operation of the legislative parking facilities.

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

Sec. 605. The appropriation in part 1 to the legislative council for publication of the Michigan manual is a work project account. The unexpended portion remaining on September 30 shall not lapse and shall be carried forward into the subsequent fiscal year for use in paying the associated biennial costs of publication of the Michigan manual.

Sec. 606. The appropriations in part 1 to the legislative branch, for property management, shall be used to purchase equipment and services for building maintenance in order to ensure a safe and productive work environment. These funds are designated as work project appropriations and shall not lapse at the end of the fiscal year, and shall continue to be available for expenditure until the project has been completed. The total cost is estimated at $500,000.00, and the tentative completion date is September 30, 2017.

Sec. 607. The appropriations in part 1 to the legislative

branch, for automated data processing, shall be used to purchase equipment, software, and services in order to support and implement data processing requirements and technology improvements. These funds are designated as work project appropriations and shall not lapse at the end of the fiscal year, and shall continue to be available for expenditure until the project has been completed. The total cost is estimated at $500,000.00, and the tentative completion date is September 30, 2017.

Sec. 608. In addition to funds appropriated in part 1, the Michigan capitol committee publications save the flags fund account may accept contributions, gifts, bequests, devises, grants, and donations. Those funds that are not expended in the fiscal year ending September 30 shall not lapse at the close of the fiscal year, and shall be carried forward for expenditure in the following fiscal years.

Sec. 609. (1) It is the intent of the legislature that the office of the Michigan veterans' facility ombudsman be created within the legislative council. The ombudsman shall be appointed by and serve at the pleasure of the legislative council.

(2) The legislative council shall establish procedures for approving the budget of the office, for expending funds of the office, and for the employment of personnel for the office.

(3) The purpose of the ombudsman is to conduct investigations, when deemed necessary, upon his or her own initiative or upon receipt of a complaint from a resident veteran, family member of a resident veteran, or legislator who files a complaint concerning an action, omission, decision, recommendation, practice, or other

1 procedure of the department of military and veterans affairs or a
2 condition existing at a Michigan veterans' facility that is alleged
3 to be contrary to law or departmental policy or that poses a
4 significant health or safety issue for which there is no effective
5 administrative remedy.
6 (4) Subject to approval of the legislative council, the
7 ombudsman shall establish procedures for receiving and processing
8 complaints, conducting investigations, holding hearings, and
9 reporting the findings resulting from the investigations.
10 (5) Upon request and without the requirement of any release,
11 the ombudsman shall be given access to all information, records,
12 and documents in the possession of the department of military and
13 veterans affairs or a Michigan veterans' facility that the
14 ombudsman deems necessary in an investigation.
15 (6) Upon request and without notice, the ombudsman shall be
16 granted entrance to inspect at any time any Michigan veterans'
17 facility.
18 (7) The ombudsman may hold informal hearings and may request
19 that any person appear before the ombudsman or at a hearing and
20 give testimony or produce documentary or other evidence that the
21 ombudsman deems relevant to an investigation.
22 (8) The ombudsman shall advise a complainant to pursue all
23 administrative remedies open to the complainant. The ombudsman may
24 request and shall receive from the department of military and
25 veterans affairs or from a Michigan veterans' facility a progress
26 report concerning the administrative processing of a complaint.
27 After administrative action on a complaint, the ombudsman may

1 conduct further investigation on the request of a complainant or on
2 his or her own initiative.
3 (9) The ombudsman is not required to conduct an investigation
4 on a complaint brought before the ombudsman. A complainant is not
5 entitled as a right to be heard by the ombudsman.
6 (10) Upon receiving a complaint and deciding to investigate
7 the complaint, the ombudsman shall notify the complainant, the
8 resident veteran or resident veterans affected, and the department
9 of military and veterans affairs. If the ombudsman declines to
10 investigate, the ombudsman shall notify the complainant, in
11 writing, and inform the resident veteran or veterans affected of
12 the reasons for the ombudsman's decision.
13 (11) Correspondence between the ombudsman and a complainant is
14 confidential and is privileged communication. A report prepared and
15 recommendations made by the ombudsman and submitted to the
16 legislative council are exempt from disclosure under the freedom of
17 information act, 1976 PA 442, MCL 15.231 to 15.246.
18 (12) The ombudsman shall prepare and submit a report of the
19 findings of an investigation and make recommendations to the
20 legislative council within 30 days after completing the
21 investigation if the ombudsman finds any of the following:
22 (a) A matter that should be considered by the department.
23 (b) An act that should be modified or canceled.
24 (c) A statute or rule that should be altered.
25 (d) Acts for which justification is necessary.
26 (e) Significant resident veteran health and safety issues as
27 determined by the council.

(f) Any other significant concerns as determined by the council.

(13) Before announcing a conclusion or recommendation that expressly or by implication criticizes a person or Michigan veterans' facility or the department of military and veterans affairs, the ombudsman shall consult with that person or facility or the department.

(14) The ombudsman may request to be notified by a person or Michigan veterans' facility or the department of military and veterans affairs, within a specified time, of any action taken on any recommendation presented. The ombudsman shall notify the complainant of the actions taken by the person, the facility, or the department of military and veterans affairs.

(15) The ombudsman shall submit to the legislative council and the legislature an annual report on the conduct of the office.

(16) A resident veteran shall not be penalized in any way by a person or Michigan veterans' facility or the department of military and veterans affairs as a result of filing a complaint, complaining to a legislator, or cooperating with the ombudsman in investigating a complaint. A person or facility or the department shall not hinder the lawful actions of the ombudsman or employees of the office or willfully refuse to comply with any lawful demand of the office.

LEGISLATIVE AUDITOR GENERAL

Sec. 620. Pursuant to section 53 of article IV of the state constitution of 1963, the auditor general shall conduct audits of

the judicial branch. The audits may include the supreme court and its administrative units, the court of appeals, and trial courts.

Sec. 621. (1) The auditor general shall take all reasonable steps to ensure that certified minority- and women-owned and operated accounting firms, and accounting firms owned and operated by persons with disabilities participate in the audits of the books, accounts, and financial affairs of each principal executive department, branch, institution, agency, and office of this state.

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

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

Sec. 622. From the funds appropriated in part 1 to the legislative auditor general, the auditor general's salary and the salaries of the remaining 2.0 FTE unclassified positions shall be set by the speaker of the house of representatives, the senate majority leader, the house of representatives minority leader, and

the senate minority leader.

Sec. 623. Any audits, reviews, or investigations requested of the auditor general by the legislature or by legislative leadership, legislative committees, or individual legislators shall include an estimate of the additional costs involved and, when those costs exceed $50,000.00, should provide supplemental funding. The auditor general shall determine whether to perform those activities in keeping with Audit Directive No. 29, which describes the office of the auditor general's policy on responding to legislative requests.

DEPARTMENT OF STATE

Sec. 701. (1) 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 article 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 $7,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $50,000.00 for local contingency funds. These funds are not available for expenditure

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

Sec. 702. All funds made available by section 3171 of the insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated and made available to the department of state to be expended only for the uses and purposes for which the funds are received as provided by sections 3171 to 3177 of the insurance code of 1956, 1956 PA 218, MCL 500.3171 to 500.3177.

Sec. 703. From the funds appropriated in part 1, the department of state shall sell copies of records including, but not limited to, records of motor vehicles, off-road vehicles, snowmobiles, watercraft, mobile homes, personal identification cardholders, drivers, and boat operators and shall charge $7.00 per record sold only as authorized in section 208b of the Michigan vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222, MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue received from the sale of records shall be credited to the transportation administration collection fund created under section

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

Sec. 704. From the funds appropriated in part 1, the secretary of state may enter into agreements with the department of corrections for the manufacture of vehicle registration plates 15 months before the registration year in which the registration plates will be used.

Sec. 705. (1) The department of state may accept gifts, donations, contributions, and grants of money and other property from any private or public source to underwrite, in whole or in part, the cost of a departmental publication that is prepared and disseminated under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923. A private or public funding source may receive written recognition in the publication and may furnish a traffic safety message, subject to departmental approval, for inclusion in the publication. The department may reject a gift, donation, contribution, or grant. The department may furnish copies of a publication underwritten, in whole or in part, by a private source to the underwriter at no charge.

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

(3) Pending expenditure, the funds received under this section shall be deposited in the Michigan department of state publications fund created by section 211 of the Michigan vehicle code, 1949 PA 300, MCL 257.211. Funds given, donated, or contributed to the department from a private source are appropriated and allocated for the purpose for which the revenue is furnished. Funds granted to the department from a public source are allocated and may be expended upon receipt. The department shall not accept a gift, donation, contribution, or grant if receipt is conditioned upon a commitment of state funding at a future date. Revenue received from the sale of advertising is appropriated and may be expended upon receipt.

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

(5) On March 1 of each year, the department of state shall file a report with the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall include all of the following information:

(a) The amount of gifts, contributions, donations, and grants of money received by the department under this section for the prior fiscal year.

(b) A listing of the expenditures made from the amounts received by the department as reported in subdivision (a).

(c) A listing of any gift, donation, contribution, or grant of property other than funding received by the department under this

1 section for the prior year.
2 (d) The total revenue received from the sale of paid
3 advertising accepted under this section and a statement of the
4 total number of advertising transactions.
5 (6) In addition to copies delivered without charge as the
6 secretary of state considers necessary, the department of state may
7 sell copies of manuals and other publications regarding the sale,
8 ownership, or operation or regulation of motor vehicles, with
9 amendments, at prices to be established by the secretary of state.
10 As used in this subsection, the term "manuals and other
11 publications" includes videos and proprietary electronic
12 publications. All funds received from sales of these manuals and
13 other publications shall be credited to the Michigan department of
14 state publications fund.
15 Sec. 707. Funds collected by the department of state under
16 section 211 of the Michigan vehicle code, 1949 PA 300, MCL 257.211,
17 are appropriated for all expenses necessary to provide for the
18 costs of the publication. Funds are allotted for expenditure when
19 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. 708. From the funds appropriated in part 1, the
22 department of state shall use available balances at the end of the
23 state fiscal year to provide payment to the department of state
24 police in the amount of $332,000.00 for the services provided by
25 the traffic accident records program as first appropriated in 1990
26 PA 196 and 1990 PA 208.
27 Sec. 709. From the funds appropriated in part 1, the

department of state may restrict funds from miscellaneous revenue to cover cash shortages created from normal branch office operations. This amount shall not exceed $50,000.00 of the total funds available in miscellaneous revenue.

Sec. 710. (1) Commemorative and specialty license plate fee revenue collected by the department of state and deposited into the transportation administration collection fund is authorized for expenditure up to the amount of revenue collected but not to exceed the amount appropriated to the department of state in part 1 to administer commemorative and specialty license plate programs.

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

Sec. 711. Collector plate and fund-raising registration plate revenues collected by the department of state are appropriated and allotted for distribution to the recipient university or public or private agency overseeing a state-sponsored goal when received. Distributions shall occur on a quarterly basis or as otherwise authorized by law. Any revenues remaining at the end of the fiscal year shall not lapse to the general fund but shall remain available for distribution to the university or agency in the next fiscal year.

Sec. 712. The department of state may produce and sell copies of a training video designed to inform registered automotive repair

1 facilities of their obligations under Michigan law. The price shall
2 not exceed the cost of production and distribution. The money
3 received from the sale of training videos shall revert to the
4 department of state and be placed in the auto repair facility
5 account.

6 Sec. 713. (1) The department of state, in collaboration with
7 the gift of life transplantation society or its successor federally
8 designated organ procurement organization, may develop and
9 administer a public information campaign concerning the Michigan
10 organ donor program.

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

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

23 (4) Funding appropriated in part 1 for the organ donor program
24 shall be used for producing a pamphlet to be distributed with
25 driver licenses and personal identification cards regarding organ
26 donations. The funds shall be used to update and print a pamphlet
27 that will explain the organ donor program and encourage people to

1 become donors by marking a checkoff on driver license and personal
2 identification card applications.
3 (5) The pamphlet shall include a return reply form addressed
4 to the gift of life organization. Funding appropriated in part 1
5 for the organ donor program shall be used to pay for return postage
6 costs.
7 (6) In addition to the appropriations in part 1, the
8 department of state may receive and expend funds from the organ and
9 tissue donation education fund for administrative expenses.
10 Sec. 714. At least 180 days before closing or consolidating a
11 branch office and at least 60 days before relocating a branch
12 office, the department of state shall inform members of the senate
13 and house of representatives standing committees on appropriations
14 and legislators who represent affected areas regarding the details
15 of the proposal. The information provided shall be in written form
16 and include all analyses done regarding criteria for changes in the
17 location of branch offices, including, but not limited to, branch
18 transactions, revenue, and the impact on citizens of the affected
19 area. The impact on citizens shall include information regarding
20 additional distance to branch office locations resulting from the
21 plan. The written notice provided by the department of state shall
22 also include detailed estimates of costs and savings that will
23 result from the overall changes made to the branch office structure
24 and the same level of detail regarding costs for new leased
25 facilities and expansions of current leased space.
26 Sec. 715. (1) Any service assessment collected by the
27 department of state from the user of a credit or debit card under

1 section 3 of 1995 PA 144, MCL 11.23, may be used by the department
2 for necessary expenses related to that service and may be remitted
3 to a credit or debit card company, bank, or other financial
4 institution.
5 (2) The service assessment imposed by the department of state
6 for credit and debit card services may be based either on a
7 percentage of each individual credit or debit card transaction, or
8 on a flat rate per transaction, or both, scaled to the amount of
9 the transaction. However, the department shall not charge any
10 amount for a service assessment which exceeds the costs billable to
11 the department for service assessments.
12 (3) If there is a balance of service assessments received from
13 credit and debit card services remaining on September 30, the
14 balance may be carried forward to the following fiscal year and
15 appropriated for the same purpose.
16 (4) As used in this section, "service assessment" means and
17 includes costs associated with service fees imposed by credit and
18 debit card companies and processing fees imposed by banks and other
19 financial institutions.
20 Sec. 716b. The department of state shall provide a report that
21 calculates the total amount of funds expended for the business
22 application modernization project to date from the inception of the
23 program. The report shall contain information on the original start
24 and completion dates for the project, the original cost to complete
25 the project, and a listing of all revisions to project completion
26 dates and costs. The report shall include the total amount of funds
27 paid to the state by the contract provider for penalties. The

report shall be submitted to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director by January 1.

Sec. 717. (1) The department of state may accept nonmonetary gifts, donations, or contributions of property from any private or public source to support, in whole or in part, the operation of a departmental function relating to licensing, regulation, or safety. The department may recognize a private or public contributor for making the contribution. The department may reject a gift, donation, or contribution.

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

(3) On March 1 of each year, the department of state shall file a report with the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall list any gift, donation, or contribution received by the department under subsection (1) for the prior calendar year.

Sec. 718. From the funds appropriated in part 1 to the department of state, branch operations, the department shall maintain a full service secretary of state branch office in Buena Vista Township.

Sec. 719. From the funds appropriated in part 1 for the department of state, the department shall first use restricted

1 funding for expenditures, when available for that purpose, before
2 using general fund dollars.
3 Sec. 721. From the funds appropriated in part 1, the
4 department of state may collect ATM commission fees from companies
5 that have ATMs located in secretary of state branch offices. The
6 commission received from the use of these ATMs shall be credited to
7 the transportation administration collection fund created under
8 section 810b of the Michigan vehicle code, 1949 PA 300, MCL
9 257.810b.

10 **DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET**

11 Sec. 801. (1) In addition to the funds appropriated in part 1,
12 there is appropriated an amount not to exceed $4,000,000.00 for
13 federal contingency funds. These funds are not available for
14 expenditure until they have been transferred to another line item
15 in this article under section 393(2) of the management and budget
16 act, 1984 PA 431, MCL 18.1393.
17 (2) In addition to the funds appropriated in part 1, there is
18 appropriated an amount not to exceed $8,000,000.00 for state
19 restricted contingency funds. These funds are not available for
20 expenditure until they have been transferred to another line item
21 in this article under section 393(2) of the management and budget
22 act, 1984 PA 431, MCL 18.1393.
23 (3) In addition to the funds appropriated in part 1, there is
24 appropriated an amount not to exceed $150,000.00 for local
25 contingency funds. These funds are not available for expenditure
26 until they have been transferred to another line item in this

article 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 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 802. Proceeds in excess of necessary costs incurred in the conduct of transfers or auctions of state surplus, salvage, or scrap property made pursuant to section 267 of the management and budget act, 1984 PA 431, MCL 18.1267, are appropriated to the department of technology, management, and budget to offset costs incurred in the acquisition and distribution of federal surplus property. The department of technology, management, and budget shall provide consolidated Internet auction services through the state's contractors for all local units of government.

Sec. 803. (1) The department of technology, management, and budget may receive and expend funds in addition to those authorized by part 1 for maintenance and operation services provided specifically to other principal executive departments or state agencies, the legislative branch, the judicial branch, or private tenants, or provided in connection with facilities transferred to the operational jurisdiction of the department of technology, management, and budget.

(2) The department of technology, management, and budget may receive and expend funds in addition to those authorized by part 1

for real estate, architectural, design, and engineering services provided specifically to other principal executive departments or state agencies, the legislative branch, or the judicial branch.

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

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

(5) The department of technology, management, and budget shall develop a plan regarding a statewide state-owned inventory management system. The plan shall be distributed to the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies, by February 1. The plan shall include, but not be limited to, all of the following:

(a) A listing of all current state-owned inventory management systems.

(b) A listing of the necessary steps the department must take in order to implement a statewide state-owned inventory management system that will provide for an accurate accounting of all state-owned inventory.

(c) A cost estimate for implementing a statewide state-owned

1 inventory management system.

2 Sec. 804. (1) The source of financing in part 1 for statewide
3 appropriations shall be funded by assessments against longevity and
4 insurance appropriations throughout state government in a manner
5 prescribed by the department of technology, management, and budget.
6 Funds shall be used as specified in joint labor/management
7 agreements or through the coordinated compensation hearings
8 process. Any deposits made under this subsection and any
9 unencumbered funds are restricted revenues, may be carried over
10 into the succeeding fiscal years, and are appropriated.

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

17 Sec. 805. To the extent a specific appropriation is required
18 for a detailed source of financing included in part 1 for the
19 department of technology, management, and budget appropriations
20 financed from special revenue and internal service and pension
21 trust funds, or MAIN user charges, the specific amounts are
22 appropriated within the special revenue internal service and
23 pension trust funds in portions not to exceed the aggregate amount
24 appropriated in part 1.

25 Sec. 806. In addition to the funds appropriated in part 1 to
26 the department of technology, management, and budget, the
27 department may receive and expend funds from other principal

executive departments and state agencies to implement administrative leave bank transfer provisions as may be specified in joint labor/management agreements. The amounts may also be transferred to other principal executive departments and state agencies under the joint agreement and any amounts transferred under the joint agreement are authorized for receipt and expenditure by the receiving principal executive department or state agency. Any amounts received by the department of technology, management, and budget under this section and intended, under the joint labor/management agreements, to be available for use beyond the close of the fiscal year and any unencumbered funds may be carried over into the succeeding fiscal year.

Sec. 807. The source of financing in part 1 for the Michigan administrative information network shall be funded by proportionate charges assessed against the respective state funds benefiting from this project in the amounts determined by the department.

Sec. 808. (1) Deposits against the interdepartmental grant from building occupancy and parking charges appropriated in part 1 shall be collected, in part, from state agencies, the legislative branch, and the judicial branch based on estimated costs associated with maintenance and operation of buildings managed by the department of technology, management, and budget. To the extent excess revenues are collected due to estimates of building occupancy charges exceeding actual costs, the excess revenues may be carried forward into succeeding fiscal years for the purpose of returning funds to state agencies.

(2) Appropriations in part 1 to the department of technology,

management, and budget, for management and budget services from building occupancy charges and parking charges, may be increased to return excess revenue collected to state agencies.

Sec. 809. The department of technology, management, and budget shall notify the chairpersons of the senate and house of representatives standing committees on appropriations and the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government on any revisions that increase or decrease current contracts by more than $500,000.00 for computer software development, hardware acquisition, or quality assurance at least 14 days before the department of technology, management, and budget finalizes the revisions.

Sec. 810. The department of technology, management, and budget shall maintain an Internet website that contains notice of all invitations for bids and requests for proposals over $50,000.00 issued by the department or by any state agency operating under delegated authority. The department shall not accept an invitation for bid or request for proposal in less than 14 days after the notice is made available on the Internet website, except in situations where it would be in the best interest of the state and documented by the department. In addition to the requirements of this section, the department may advertise the invitations for bids and requests for proposals in any manner the department determines appropriate, in order to give the greatest number of individuals and businesses the opportunity to make bids or requests for proposals.

Sec. 811. The department of technology, management, and budget may receive and expend funds from the Vietnam veterans memorial monument fund as provided in the Michigan Vietnam veterans memorial act, 1988 PA 234, MCL 35.1051 to 35.1057. Funds are appropriated and allocated when received and may be expended upon receipt.

Sec. 812. The Michigan veterans' memorial park commission may receive and expend money from any source, public or private, including, but not limited to, gifts, grants, donations of money, and government appropriations, for the purposes described in Executive Order No. 2001-10. Funds are appropriated and allocated when received and may be expended upon receipt. Any deposits made under this section and unencumbered funds are restricted revenues and may be carried over into succeeding fiscal years.

Sec. 813. (1) Funds in part 1 for motor vehicle fleet are appropriated to the department of technology, management, and budget for administration and for the acquisition, lease, operation, maintenance, repair, replacement, and disposal of state motor vehicles.

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

(3) Pursuant to the department of technology, management, and budget's authority under sections 213 and 215 of the management and

budget act, 1984 PA 431, MCL 18.1213 and 18.1215, the department shall maintain a plan regarding the operation of the motor vehicle fleet. The plan shall include the number of vehicles assigned to, or authorized for use by, state departments and agencies, efforts to reduce travel expenditures, the number of cars in the motor vehicle fleet, the number of miles driven by fleet vehicles, and the number of gallons of fuel consumed by fleet vehicles. The plan shall include a calculation of the amount of state motor vehicle fuel taxes that would have been incurred by fleet vehicles if fleet vehicles were required by law to pay motor fuel taxes. The plan shall include a description of fleet garage operations, the goods sold and services provided by the fleet garage, the cost to operate the fleet garage, the number of fleet garage locations, and the number of employees assigned to each fleet garage. The plan may be adjusted during the fiscal year based on needs and cost savings to achieve the maximum value and efficiency from the state motor fleet. Within 60 days after the close of the fiscal year, the department shall provide a report to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies detailing the current plan and changes made to the plan during the fiscal year.

(4) The department of technology, management, and budget may charge state agencies for fuel cost increases that exceed $3.04 per gallon of unleaded gasoline. The department shall notify state agencies, in writing or by electronic mail, at least 30 days before implementing additional charges for fuel cost increases. Revenues received from these charges are appropriated upon receipt.

(5) In order to reduce costs and maintain quality, it is the intent of the legislature that, excluding the fleet of motor vehicles for the department of state police, when economically feasible, the department of technology, management, and budget will prioritize the utilization of remanufactured parts as the primary means of maintenance and repair for the state of Michigan's fleet of motor vehicles.

Sec. 814. The department of technology, management, and budget shall develop a plan regarding the use of the funds appropriated in part 1 for the enterprisewide information technology investments. The plan shall include, but not be limited to, a description of proposed information technology investments, the time frame for completion of the information technology investments, the proposed cost of the information technology investments, the number of employees assigned to implement each information technology investment, the contracts entered into for each information technology investment, and any other information the department deems necessary. The plan shall be distributed to the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies, by February 1.

Sec. 817. The department of technology, management, and budget may require that any vendor or subcontractor providing call or contact center services to the state of Michigan disclose to inbound callers the location from which the call or contact center services are being provided.

Sec. 818. In addition to the funds appropriated in part 1, the

department of technology, management, and budget may receive and expend money from the Michigan law enforcement officers memorial monument fund as provided in the Michigan law enforcement officers memorial act, 2004 PA 177, MCL 28.781 to 28.787.

Sec. 819. In addition to the funds appropriated in part 1, the department of technology, management, and budget may receive and expend money from the Ronald Wilson Reagan memorial monument fund as provided in the Ronald Wilson Reagan memorial monument fund commission act, 2004 PA 489, MCL 399.261 to 399.266.

Sec. 820. The department shall make available to the public a list of all parcels of real property owned by the state that are available for purchase. The list shall be posted on the Internet through the department's website.

Sec. 821. The department of technology, management, and budget shall develop a plan regarding the use of the funds appropriated in part 1 for the space consolidation fund. The plan shall include, but not be limited to, the description of the proposed office space to be consolidated, the time frame for completion of the office space consolidation, the proposed itemized cost of the office space consolidation, the number of employees assigned to implement the office space consolidation, the contracts entered into for the office space consolidation, and any other information the department deems necessary. The plan shall be distributed to the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies, by February 1.

Sec. 822. The department of technology, management, and budget

shall compile a report by January 1 pertaining to the salaries of unclassified employees, as well as gubernatorial appointees, within all state departments and agencies. The report shall enumerate each unclassified employee and gubernatorial appointee and his or her annual salary individually. The report shall be distributed to the chairs of the senate and house of representatives standing committees on appropriations subcommittees on general government, as well as the senate and house fiscal agencies.

INFORMATION TECHNOLOGY

Sec. 823. (1) The department of technology, management, and budget may sell and accept paid advertising for placement on any state website under its jurisdiction. The department shall review and approve the content of each advertisement. The department may refuse to accept advertising from any person or organization or require modification to advertisements based upon criteria determined by the department. Revenue received under this subsection shall be used for operating costs of the department and for future technology enhancements to state of Michigan e-government initiatives. Funds received under this subsection shall be limited to $250,000.00. Any funds in excess of $250,000.00 shall be deposited in the state general fund.

(2) The department of technology, management, and budget may accept gifts, donations, contributions, bequests, and grants of money from any public or private source to assist with the underwriting or sponsorship of state webpages or services offered on those webpages. A private or public funding source may receive

recognition in the webpage. The department of technology, management, and budget may reject any gift, donation, contribution, bequest, or grant.

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

(4) By April 1, the department of technology, management, and budget shall report to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies that a statement of the total revenue received from the sale of paid advertising accepted under this section and a statement of the total number of advertising transactions are available on the department's website.

Sec. 824. The department of technology, management, and budget may enter into agreements to supply spatial information and technical services to other principal executive departments, state agencies, local units of government, and other organizations. The department of technology, management, and budget may receive and expend funds in addition to those authorized in part 1 for providing information and technical services, publications, maps, and other products. The department of technology, management, and budget may expend amounts received for salaries, supplies, and

equipment necessary to provide informational products and technical services. Prior to December 1 of each year, the department shall provide a report to the senate and house of representatives standing committees on appropriations subcommittees on general government, detailing the sources of funding and expenditures made under this section.

Sec. 825. The legislature shall have access to all historical and current data contained within MAIN pertaining to state departments. State departments shall have access to all historical and current data contained within MAIN.

Sec. 826. When used in this article, "information technology services" means services involving all aspects of managing and processing information, including, but not limited to, all of the following:

(a) Application development and maintenance.

(b) Desktop computer support and management.

(c) Mainframe computer support and management.

(d) Server support and management.

(e) Local area network support and management, including, but not limited to, wireless networking.

(f) Information technology project management.

(g) Information technology planning and budget management.

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

Sec. 827. (1) Funds appropriated in part 1 for the Michigan public safety communications system shall be expended upon approval of an expenditure plan by the state budget director.

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

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

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

Sec. 828. The department of technology, management, and budget shall submit a report for the immediately preceding fiscal year ending September 30 to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies by March 1. The report shall include the following:

(a) The total amount of funding appropriated for information technology services and projects, by funding source, for all principal executive departments and agencies.

(b) A listing of the expenditures made from the amounts

received by the department of technology, management, and budget as reported in subdivision (a).

Sec. 829. The department of technology, management, and budget shall provide a report that analyzes and makes recommendations on the life-cycle of information technology hardware and software. The report shall be submitted to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies by March 1.

Sec. 830. By December 31, the department shall provide a report that lists all information technology-related change orders and follow-on contracts, greater than $50,000.00, whether they are bid, exercise options, or no-bid, and the amount of each change order or contract extension contract entered into by the department to the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director.

Sec. 832. The department shall provide a report that calculates the total amount of funds expended for the child support enforcement system to date from the inception of the program. The report shall contain information on the original start and completion dates for the project, the original cost to complete the project, and a listing of all revisions to project completion dates and costs. The report shall include the total amount of funds paid to the federal government for penalties. The report shall be submitted to the senate and house of representatives standing committees on government operations, the senate and house of

representatives standing committees on appropriations subcommittees on general government, and the senate and house fiscal agencies by January 1.

Sec. 833. (1) The state budget director, upon notification to the senate and house of representatives standing committees on appropriations, may adjust spending authorization and user fees in the department of technology, management, and budget budget in order to ensure that the appropriations for information technology in the department budget equal the appropriations for information technology in the budgets for all executive branch agencies.

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

Sec. 834. (1) Revenue collected from licenses issued under the antenna site management project shall be deposited into the antenna site management revolving fund created for this purpose in the department of technology, management, and budget. The department may receive and expend money from the fund for costs associated with the antenna site management project, including the cost of a third-party site manager. Any excess revenue remaining in the fund at the close of the fiscal year shall be proportionately transferred to the appropriate state restricted funds as designated in statute or by constitution.

(2) An antenna shall not be placed on any site pursuant to this section without complying with the respective local zoning codes and local unit of government processes.

Sec. 835. In addition to the funds appropriated in part 1, the funds collected by the department for supplying census-related information and technical services, publications, statistical studies, population projections and estimates, and other demographic products area 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 next succeeding fiscal year.

STATE BUILDING AUTHORITY

Sec. 840. (1) Subject to section 242 of the management and budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the state building authority, the department may expend from the general fund of the state during the fiscal year an amount to meet the cash flow requirements of those state building authority projects solely for lease to a state agency identified in both part 1 and this section, and for which state building authority bonds or notes have not been issued, and for the sole acquisition by the state building authority of equipment and furnishings for lease to a state agency as permitted by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of bonds or notes is authorized by a legislative concurrent resolution that is effective for the fiscal year ending September 30, 2013. Any general fund advances for which state building authority bonds have not been issued shall bear an

interest cost to the state building authority at a rate not to exceed that earned by the state treasurer's common cash fund during the period in which the advances are outstanding and are repaid to the general fund of the state.

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

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

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

Sec. 841. (1) State building authority funding to finance construction or renovation of a facility that collects revenue in excess of money required for the operation of that facility shall not be released to a university or community college unless the institution agrees to reimburse that excess revenue to the state

building authority. The excess revenue shall be credited to the general fund to offset rent obligations associated with the retirement of bonds issued for that facility. The auditor general shall annually identify and present an audit of those facilities that are subject to this section. Costs associated with the administration of the audit shall be charged against money recovered pursuant to this section.

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

Sec. 842. (1) The state building authority rent appropriations in part 1 may also be expended for the payment of required premiums for insurance on facilities owned by the state building authority or payment of costs that may be incurred as the result of any deductible provisions in such insurance policies.

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

Sec. 843. The state building authority shall provide to the JCOS, state budget director, and senate and house fiscal agencies a report relative to the status of construction projects associated with state building authority bonds as of September 30 of each year, on or before October 15, or not more than 30 days after a

refinancing or restructuring bond issue is sold. The report shall include, but is not limited to, the following:

(a) A list of all completed construction projects for which state building authority bonds have been sold, and which bonds are currently active.

(b) A list of all projects under construction for which sale of state building authority bonds is pending.

(c) A list of all projects authorized for construction or identified in an appropriations act for which approval of schematic/preliminary plans or total authorized cost is pending that have state building authority bonds identified as a source of financing.

CIVIL SERVICE

Sec. 850. (1) In accordance with section 5 of article XI of the state constitution of 1963, all restricted funds shall be assessed a sum not less than 1% of the total aggregate payroll paid from those funds for financing the civil service commission on the basis of actual 1% restricted sources total aggregate payroll of the classified service for the preceding fiscal year. This includes, but is not limited to, restricted funds appropriated in part 1 of any appropriations act. Unexpended 1% appropriated funds shall be returned to each 1% fund source at the end of the fiscal year.

(2) The appropriations in part 1 are estimates of actual charges based on payroll appropriations. With the approval of the state budget director, the commission is authorized to adjust

1 financing sources for civil service charges based on actual payroll
2 expenditures, provided that such adjustments do not increase the
3 total appropriation for the civil service commission.
4 (3) The financing from restricted sources shall be credited to
5 the civil service commission by the end of the second fiscal
6 quarter.
7 Sec. 851. Except where specifically appropriated for this
8 purpose, financing from restricted sources shall be credited to the
9 civil service commission. For restricted sources of funding within
10 the general fund that have the legislative authority for carryover,
11 if current spending authorization or revenues are insufficient to
12 accept the charge, the shortage shall be taken from carryforward
13 balances of that funding source. Restricted revenue sources that do
14 not have carryforward authority shall be utilized to satisfy
15 commission operating deducts first and civil service obligations
16 second. General fund dollars are appropriated for any shortfall,
17 pursuant to approval by the state budget director.
18 Sec. 852. The appropriation in part 1 to the civil service
19 commission, for state-sponsored group insurance, flexible spending
20 accounts, and COBRA, represents amounts, in part, included within
21 the various appropriations throughout state government for the
22 current fiscal year to fund the flexible spending account program
23 included within the civil service commission. Deposits against
24 state-sponsored group insurance, flexible spending accounts, and
25 COBRA for the flexible spending account program shall be made from
26 assessments levied during the current fiscal year in a manner
27 prescribed by the civil service commission. Unspent employee

contributions to the flexible spending accounts may be used to offset administrative costs for the flexible spending account program, with any remaining balance of unspent employee contributions to be lapsed to the general fund.

CAPITAL OUTLAY

Sec. 860. As used in sections 861 through 865:

(a) "Board" means the state administrative board.

(b) "Community college" does not include a state agency or university.

(c) "Department" means the department of technology, management, and budget.

(d) "Director" means the director of the department of technology, management, and budget.

(e) "Fiscal agencies" means the senate fiscal agency and the house fiscal agency.

(f) "State agency" means an agency of state government. State agency does not include a community college or university.

(g) "State building authority" means the authority created under 1964 PA 183, MCL 830.411 to 830.425.

(h) "University" means a 4-year university supported by the state. University does not include a community college or a state agency.

Sec. 861. Each capital outlay project authorized in this article or any previous capital outlay act shall comply with the procedures required by the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 862. (1) The department shall provide the JCOS, state budget director, and the senate and house fiscal agencies with reports as considered necessary relative to the status of each planning or construction project financed by the state building authority, by this article, or by previous acts.

(2) Before the end of each fiscal year, the department shall report to the JCOS, state budget director, and the senate and house fiscal agencies for each capital outlay project other than lump sums all of the following:

(a) The account number and name of each construction project.

(b) The balance remaining in each account.

(c) The date of the last expenditure from the account.

(d) The anticipated date of occupancy if the project is under construction.

(e) The appropriations history for the project.

(f) The professional service contractor.

(g) The amount of the project financed with federal funds.

(h) The amount of the project financed through the state building authority.

(i) The total authorized cost for the project and the state authorized share if different than the total.

(3) Before the end of each fiscal year, the department shall report the following for each project by a state agency, university, or community college that is authorized for planning but is not yet authorized for construction:

(a) The name of the project and account number.

(b) Whether a program statement is approved.

(c) Whether schematics are approved by the department.

(d) Whether preliminary plans are approved by the department.

(e) The name of the professional service contractor.

(4) As used in this section, "project" includes appropriation line items made for purchase of real estate.

Sec. 863. (1) The director of the department of technology, management, and budget shall allocate lump-sum appropriations made in this article 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. 864. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

Sec. 865. (1) A site preparation economic development fund is created in the department of technology, management, and budget. As used in this section, "economic development sites" means those

state-owned sites declared as surplus property pursuant to section 251 of the management and budget act, 1984 PA 431, MCL 18.1251, that would provide economic benefit to the area or to the state. The Michigan economic development corporation board and the state budget director shall determine whether or not a specific state-owned site qualifies for inclusion in the fund created under this subsection.

(2) Proceeds from the sale of any sites designated in subsection (1) shall be deposited into the fund created in subsection (1) and shall be available for site preparation expenditures, unless otherwise provided by law. The economic development sites authorized in subsection (1) are authorized for sale consistent with state law. Expenditures from the fund are authorized for site preparation activities that enhance the marketable sale value of the sites. Site preparation activities include, but are not limited to, demolition, environmental studies and abatement, utility enhancement, and site excavation.

(3) A cash advance in an amount of not more than $25,000,000.00 is authorized from the general fund to the site preparation economic development fund.

(4) An annual report shall be transmitted to the senate and house of representatives standing committees on appropriations not later than December 31 of each year. This report shall detail both of the following:

(a) The revenue and expenditure activity in the fund for the preceding fiscal year.

(b) The sites identified as economic development sites under

subsection (1).

CAPITAL OUTLAY - UNIVERSITIES AND COMMUNITY COLLEGES

Sec. 870. A statement of a proposed facility's operating cost shall be included with the facility's program statement and planning documents when the plans are presented to JCOS for approval.

Sec. 871. (1) Before proceeding with final planning and construction for projects at community colleges and universities included in an appropriations act, the community college or university shall sign an agreement with the department that includes the following provisions:

(a) The university or community college agrees to construct the project within the total authorized cost established by the legislature pursuant to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, and an appropriations act.

(b) The design and program scope of the project shall not deviate from the design and program scope represented in the program statement and preliminary planning documents approved by the department.

(c) Any other items as identified by the department that are necessary to complete the project.

(2) The department retains the authority and responsibility normally associated with the prudent maintenance of the public's financial and policy interests relative to the state-financed construction projects managed by a community college or university.

Sec. 872. A state agency, community college, or university

shall take steps necessary to make available federal and other money indicated in this article, to make available federal or other money that may become available for the purposes for which appropriations are made in this article, and to use any part or all of the appropriations to meet matching requirements that are considered to be in the best interest of this state. However, the purpose, scope, and total estimated cost of a project shall not be altered to meet the matching requirements. Any federal matching revenues received to support the construction of the project shall be applied to the total authorized project cost, with the state and community college or university financing shares proportionately adjusted.

Sec. 873. (1) This section applies only to projects for community colleges.

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

(3) An expenditure under this article is authorized when the release of the appropriation is approved by the board upon the recommendation of the director. The director may recommend to the

board the release of any appropriation in part 1 only after the director is assured that the legal entity operating the community college to which the appropriation is made has complied with this act and has matched the amounts appropriated as required by this act. A release of funds in part 1 shall not exceed 50% of the total cost of planning and construction of any project, not including lump-sum remodeling and additions and special maintenance, unless otherwise appropriated by the legislature. Further planning and construction of a project authorized by this article or applicable sections of the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and planning documents. This article is applicable to all projects for which planning appropriations were made in previous acts.

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

Sec. 874. If university and community college matching revenues are received in an amount less than the appropriations for capital projects contained in this article, the state funds shall be reduced in proportion to the amount of matching revenue received.

Sec. 875. (1) The director may require that community colleges

and universities that have an authorized project listed in part 1 submit documentation regarding the project match and governing board approval of the authorized project not more than 60 days after the beginning of the fiscal year.

(2) If the documentation required by the director under subsection (1) is not submitted, or does not adequately authenticate the availability of the project match or board approval of the authorized project, the authorization may terminate. The authorization terminates 30 days after the director notifies the JCOS of the intent to terminate the project unless the JCOS convenes to extend the authorization.

DEPARTMENT OF TREASURY

OPERATIONS

Sec. 901. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $1,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $10,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $200,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $40,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 902. (1) Amounts needed to pay for interest, fees, principal, mandatory and optional redemptions, arbitrage rebates as required by federal law, and costs associated with the payment, registration, trustee services, credit enhancements, and issuing costs in excess of the amount appropriated to the department of treasury in part 1 for debt service on notes and bonds that are issued by the state under sections 14, 15, and 16 of article IX of the state constitution of 1963 as implemented by 1967 PA 266, MCL 17.451 to 17.455, are appropriated.

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

(3) In addition to the amount appropriated to the department of treasury for debt service in part 1, there is appropriated all

repayments received by the state on loans made from the school bond loan fund not required to be deposited in the school loan revolving fund by or pursuant to section 4 of 1961 PA 112, MCL 388.984, to the extent determined by the state treasurer, for the payment of debt service, including, without limitation, optional and mandatory redemptions, on bonds, notes or commercial paper issued by the state pursuant to 1961 PA 112, MCL 388.981 to 388.985.

Sec. 902a. The department of treasury shall notify the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget office not more than 30 days after a refunding or restructuring bond issue is sold. The notification shall compare the annual debt service prior to the refinancing or restructuring, the annual debt service after the refinancing or restructuring, the change in the principal and interest over the duration of the debt, and the projected change in the present value of the debt service due to the refinancing and restructuring.

Sec. 903. (1) From the funds appropriated in part 1, the department of treasury may contract with private collection agencies and law firms to collect taxes and other accounts due this state. In addition to the amounts appropriated in part 1 to the department of treasury, there are appropriated amounts necessary to fund collection costs and fees not to exceed 25% of the collections or 2.5% plus operating costs, whichever amount is prescribed by each contract. The appropriation to fund collection costs and fees for the collection of taxes or other accounts due this state are from the fund or account to which the revenues being collected are

1 recorded or dedicated. However, if the taxes collected are
2 constitutionally dedicated for a specific purpose, the
3 appropriation of collection costs and fees are from the general
4 purpose account of the general fund.
5 (2) From the funds appropriated in part 1, the department of
6 treasury may contract with private collections agencies and law
7 firms to collect defaulted student loans and other accounts due the
8 Michigan guaranty agency. In addition to the amounts appropriated
9 in part 1 to the department of treasury, there are appropriated
10 amounts necessary to fund collection costs and fees not to exceed
11 24.34% of the collection or a lesser amount as prescribed by the
12 contract. The appropriation to fund collection costs and fees for
13 the auditing and collection of defaulted student loans due the
14 Michigan guaranty agency is from the fund or account to which the
15 revenues being collected are recorded or dedicated.
16 (3) The department of treasury shall submit a report for the
17 immediately preceding fiscal year ending September 30 to the state
18 budget director and the senate and house of representatives
19 standing committees on appropriations not later than November 30
20 stating the agencies or law firms employed, the amount of
21 collections for each, the costs of collection, and other pertinent
22 information relating to determining whether this authority should
23 be continued.
24 Sec. 904. (1) The department of treasury, through its bureau
25 of investments, may charge an investment service fee against the
26 applicable retirement funds. The fees may be expended for necessary
27 salaries, wages, contractual services, supplies, materials,

equipment, travel, worker's compensation insurance premiums, and grants to the civil service commission and state employees' retirement funds. Service fees shall not exceed the aggregate amount appropriated in part 1. The department of treasury shall maintain accounting records in sufficient detail to enable the retirement funds to be reimbursed periodically for fee revenue that is determined by the department of treasury to be surplus.

(2) In addition to the funds appropriated in part 1 from the retirement funds to the department of treasury, there is appropriated from retirement funds an amount sufficient to pay for the services of money managers, investment advisors, investment consultants, custodians, and other outside professionals, the state treasurer considers necessary to prudently manage the retirement funds' investment portfolios. The state treasurer shall report annually to the senate and house of representatives standing committees on appropriations and the state budget office concerning the performance of each portfolio by investment advisor.

Sec. 904a. (1) There is appropriated an amount sufficient to recognize and pay expenditures for financial services provided by financial institutions as provided under section 1 of 1861 PA 111, MCL 21.181.

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

Sec. 905. A revolving fund known as the municipal finance fee fund is created in the department of treasury. Fees are established

1 under the revised municipal finance act, 2001 PA 34, MCL 141.2101
2 to 141.2821, and the fees collected shall be credited to the
3 municipal finance fee fund and may be carried forward for future
4 appropriation.
5 Sec. 906. (1) The department of treasury shall charge for
6 audits as permitted by state or federal law or under contractual
7 arrangements with local units of government, other principal
8 executive departments, or state agencies. A report detailing audits
9 performed and audit charges for the immediately preceding fiscal
10 year shall be submitted to the state budget director and the senate
11 and house fiscal agencies not later than November 30.
12 (2) A revolving fund known as the audit charges fund is
13 created in the department of treasury. The contractual charges
14 collected shall be credited to the audit charges fund and may be
15 carried forward for future appropriation.
16 Sec. 907. A revolving fund known as the assessor certification
17 and training fund is created in the department of treasury. The
18 assessor certification and training fund shall be used to organize
19 and operate a property assessor certification and training program.
20 Each participant certified and trained shall pay to the department
21 of treasury an examination fee of $50.00, an initial certification
22 fee of $50.00, an annual renewal fee of $75.00 for levels 1 and 2,
23 and $125.00 for levels 3 and 4 to offset the cost of administering
24 the certification and training program. Training courses shall be
25 offered in assessment administration. Each participant shall pay a
26 fee to cover the expenses incurred in offering the optional
27 programs to certified assessing personnel and other individuals

interested in an assessment career opportunity. The fees collected shall be credited to the assessor certification and training fund.

Sec. 908. The amount appropriated in part 1 to the department of treasury, home heating assistance program, is to cover the costs, including data processing, of administering federal home heating credits to eligible claimants and to administer the supplemental fuel cost payment program for eligible tax credit and welfare recipients.

Sec. 909. Revenue from the airport parking tax act, 1987 PA 248, MCL 207.371 to 207.383, is appropriated and shall be distributed under section 7a of the airport parking tax act, 1987 PA 248, MCL 207.377a.

Sec. 910. The disbursement by the department of treasury from the bottle deposit fund to dealers as required by section 3c(2) of 1976 IL 1, MCL 445.573c, is appropriated.

Sec. 911. (1) There is appropriated an amount sufficient to recognize and pay refundable income tax credits as provided by the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

(2) The appropriations under subsection (1) shall be funded by restricting income tax revenue in an amount sufficient to record these expenditures.

Sec. 912. A plaintiff in a garnishment action involving this state shall pay to the state treasurer 1 of the following:

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

(b) A fee of $6.00 at the time any other writ of garnishment is served upon the state treasurer, except that the fee shall be reduced to $5.00 for each writ of garnishment for individual income tax refunds or credits filed by magnetic media.

Sec. 913. (1) The department of treasury may contract with private firms to appraise and, if necessary, appeal the assessments of senior citizen cooperative housing units. Payment for this service shall be from savings resulting from the appraisal or appeal process.

(2) Of the funds appropriated in part 1 to the department of treasury for the senior citizens' cooperative housing tax exemption program, a portion may be utilized for a program audit of the program. The department of treasury shall forward copies of any audit report completed to the senate and house of representatives standing committees on appropriations subcommittees on general government and to the state budget office. The department of treasury may utilize up to 1% of the funds for program administration and auditing.

Sec. 914. The department of treasury may provide a $200.00 annual prize from the Ehlers internship award account in the gifts, bequests, and deposit fund to the runner-up of the Rosenthal prize for interns. The Ehlers internship award account is interest bearing.

Sec. 915. Pursuant to section 61 of the Michigan campaign finance act, 1976 PA 388, MCL 169.261, there is appropriated from the general fund to the state campaign fund an amount equal to the amounts designated for tax year 2011. Except as otherwise provided

in this section, the amount appropriated shall not revert to the general fund and shall remain in the state campaign fund. Any amounts remaining in the state campaign fund in excess of $10,000,000.00 on December 31 shall revert to the general fund.

Sec. 916. The department of treasury may make available to interested entities otherwise unavailable customized unclaimed property listings of nonconfidential information in its possession. The charge for this information is as follows: 1 to 100,000 records at 2.5 cents per record and 100,001 or more records at .5 cents per record. The revenue received from this service shall be deposited to the appropriate revenue account or fund. The department shall submit an annual report on or before June 1 to the state budget director and the senate and house of representatives standing committees on appropriations that states the amount of revenue received from the sale of information.

Sec. 917. (1) There is appropriated for write-offs and advances an amount equal to total write-offs and advances for departmental programs, but not to exceed current year authorizations that would otherwise lapse to the general fund.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year to the state budget director and the senate and house fiscal agencies not later than November 30 stating the amounts appropriated for write-offs and advances under subsection (1).

Sec. 918. In addition to funds appropriated in part 1, the department of treasury may receive and expend funds for conducting tax orientation workshops and seminars. Funds received may not

exceed costs incurred in conducting the workshops and seminars.

Sec. 919. (1) From funds appropriated in part 1, the department of treasury may contract with private auditing firms to audit for and collect unclaimed property due this state in accordance with the uniform unclaimed property act, 1995 PA 29, MCL 567.221 to 567.265. In addition to the amounts appropriated in part 1 to the department of treasury, there are appropriated amounts necessary to fund auditing and collection costs and fees not to exceed 12% of the collections, or a lesser amount as prescribed by the contract. The appropriation to fund collection costs and fees for the auditing and collection of unclaimed property due this state is from the fund or account to which the revenues being collected are recorded or dedicated.

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

Sec. 924. (1) In addition to the funds appropriated in part 1, the department of treasury may receive and expend principal residence audit fund revenue for administration of principal residence audits under the general property tax act, 1893 PA 206, MCL 211.1 to 211.155.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year to the state budget director and

the senate and house fiscal agencies not later than December 31 stating the amount of exemptions denied and the revenue received under the program.

Sec. 925. (1) A public-private partnership investment fund is created in the department of treasury. Subject to subsections (2) and (3), public-private partnership investments shall include, but are not limited to, all of the following:

(a) Capital asset improvements including buildings, land, or structures.

(b) Energy resource exploration, extraction, generation, and sales.

(c) Financial and investment incentive opportunities.

(d) Infrastructure construction, maintenance, and operation.

(e) Public-private sector joint ventures that provide economic benefit to an area or to the state.

(2) Public-private investments shall not include projects, consultant expenses, staff effort, or any other activity related to the development, financing, construction, operation, or implementation of the Detroit River International Crossing or any successor project unless the project is approved by the legislature and signed into law.

(3) The state treasurer and the state budget director shall determine whether or not a specific public-private partnership investment opportunity qualifies for funding under subsection (1).

(4) Investment development revenue, including a portion of the proceeds from the sale of any public-private partnership investment designated in subsection (1), shall be deposited into the fund

created in subsection (1) and shall be available for administration, development, financing, marketing, and operating expenditures associated with public-private partnerships, unless otherwise provided by law. Public-private partnership investments authorized in subsection (1) are authorized for public or private operation or sale consistent with state law. Expenditures from the fund are authorized for investment purposes as designated in subsection (1) to enhance the marketable value of each investment. The unencumbered balance remaining in the fund at the end of the fiscal year may be carried forward for appropriation in future years.

(5) An annual report shall be transmitted to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget office not later than December 31 of each year. This report shall detail both of the following:

(a) The revenue and expenditure activity in the fund for the preceding fiscal year.

(b) Public-private partnership investments as identified under subsection (1).

(6) The department of treasury shall monitor the revenue deposited in the public-private partnership investment fund created in subsection (1). If the revenue in the fund is insufficient to pay the amount appropriated in part 1 for public-private partnership investment, then treasury shall propose a legislative transfer to fund the line from the appropriations in part 1.

Sec. 925a. The funds appropriated in part 1 shall not be used

to support any staff effort, projects, consultant expenses, or any other activity related to the development, financing, construction, operation, or implementation of the Detroit River International Crossing or any successor project unless the project is approved by the legislature and signed into law.

Sec. 926. Unexpended appropriations of the John R. Justice grant program are designated as work project appropriations and shall not lapse at the end of the fiscal year and shall continue to be available for expenditure until the project has been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the project is to provide student loan forgiveness to qualified public defenders and prosecutors.

(b) The project will be accomplished by utilizing state employees or contracts with private vendors, or both.

(c) The total estimated cost of the project is $287,000.00.

(d) The tentative completion date is September 30, 2014.

Sec. 927. The department of treasury shall submit annual progress reports to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies, regarding personal property tax audits. The report shall include the number of audits, revenue generated, and number of complaints received by the department related to the audits.

Sec. 928. The department of treasury may provide receipt, warrant and cash processing, data, collection, investment, fiscal agent, levy and warrant cost assessment, writ of garnishment, and

other user services on a contractual basis for other principal executive departments and state agencies. Funds for the services provided are appropriated and shall be expended for salaries and wages, fees, supplies, and equipment necessary to provide the services. Any unobligated balance of the funds received shall revert to the general fund of this state as of September 30.

Sec. 930. (1) The department of treasury shall provide accounts receivable collections services to other principal executive departments and state agencies under 1927 PA 375, MCL 14.131 to 14.134. The department of treasury shall deduct a fee equal to the cost of collections from all receipts except unrestricted general fund collections. Fees shall be credited to a restricted revenue account and appropriated to the department of treasury to pay for the cost of collections. The department of treasury shall maintain accounting records in sufficient detail to enable the respective accounts to be reimbursed periodically for fees deducted that are determined by the department of treasury to be surplus to the actual cost of collections.

(2) The department of treasury shall submit a report for the immediately preceding fiscal year to the state budget director and the senate and house fiscal agencies not later than November 30 stating the principal executive departments and state agencies served, funds collected, and costs of collection under subsection (1).

Sec. 931. (1) The appropriation in part 1 to the department of treasury for treasury fees shall be assessed against all restricted funds that receive common cash earnings or other investment income.

1 Treasury fees include all costs, including administrative overhead,
2 relating to the investment of each restricted fund. The fee
3 assessed against each restricted fund will be based on the size of
4 the restricted fund (the absolute value of the average daily cash
5 balance plus the market value of investments in the prior fiscal
6 year) and the level of effort necessary to maintain the restricted
7 fund as required by each department. The department of treasury
8 shall provide a report to the state budget director, the senate and
9 house of representatives standing committees on appropriations
10 subcommittees on general government, and the senate and house
11 fiscal agencies by November 30 of each year identifying the fees
12 assessed against each restricted fund and the methodology used for
13 assessment.
14 (2) In addition to the funds appropriated in part 1, the
15 department of treasury may receive and expend investment fees
16 relating to new restricted funding sources that participate in
17 common cash earnings or other investment income during the current
18 fiscal year. When a new restricted fund is created starting on or
19 after October 1, that restricted fund shall be assessed a fee using
20 the same criteria identified in subsection (1).
21 Sec. 932. Revenue received under the Michigan education trust
22 act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the
23 board of directors of the Michigan education trust for necessary
24 salaries, wages, supplies, contractual services, equipment,
25 worker's compensation insurance premiums, and grants to the civil
26 service commission and state employees' retirement fund.
27 Sec. 934. (1) The department of treasury may expend revenues

1 received under the hospital finance authority act, 1969 PA 38, MCL
2 331.31 to 331.84, the shared credit rating act, 1985 PA 227, MCL
3 141.1051 to 141.1076, the higher education facilities authority
4 act, 1969 PA 295, MCL 390.921 to 390.934, the Michigan public
5 educational facilities authority, Executive Reorganization Order
6 No. 2002-3, MCL 12.192, the Michigan tobacco settlement finance
7 authority act, 2005 PA 226, MCL 129.261 to 129.279, the land bank
8 fast track act, 2003 PA 258, MCL 124.751 to 124.774, part 505 of
9 the natural resources and environmental protection act, 1994 PA
10 451, MCL 324.50501 to 324.50522, the state housing development
11 authority act of 1966, 1966 PA 346, MCL 125.1401 to 125.1499c, and
12 the Michigan finance authority, Executive Reorganization Order No.
13 2010-2, MCL 12.194, for necessary salaries, wages, supplies,
14 contractual services, equipment, worker's compensation insurance
15 premiums, grants to the civil service commission and state
16 employees' retirement fund, and other expenses as allowed under
17 those acts.
18 (2) The department of treasury shall report by January 31 to
19 the senate and house appropriations subcommittees, the senate and
20 house fiscal agencies, and the state budget director on the amount
21 and purpose of expenditures made under subsection (1) from funds
22 received in addition to those appropriated in part 1. The report
23 also shall include a listing of reimbursement of revenue, if any.
24 The report shall cover the 2011-2012 fiscal year.
25 Sec. 944. If the department hires a pension plan consultant
26 using any of the funds appropriated in part 1, the department shall
27 annually forward any report provided to the department by that

consultant to the senate and house of representatives standing committees on appropriations subcommittees on general government, the senate and house fiscal agencies, and the state budget director.

Sec. 945. The assessment and certification division of the department of treasury shall conduct a review of local unit assessment administration practices, procedures, and records, also known as the 14-point review, in at least 1 assessment jurisdiction per county.

REVENUE SHARING

Sec. 950. The funds appropriated in part 1 for constitutional revenue sharing shall be distributed by the department to cities, villages, and townships, as required under section 10 of article IX of the state constitution of 1963. Revenue collected in accordance with section 10 of article IX of the state constitution of 1963 in excess of the amount appropriated in part 1 for constitutional revenue sharing is appropriated for distribution to cities, villages, and townships, on a population basis as required under section 10 of article IX of the state constitution of 1963.

Sec. 951. (1) The funds appropriated in part 1 for the competitive grant assistance program are to be used for assistance grants to cities, villages, townships, counties, school districts, and intermediate school districts to offset the costs associated with mergers, interlocal agreements, and cooperative efforts for those cities, villages, townships, counties, school districts, and intermediate school districts that elect to combine government operations. For a school district or intermediate school district

to qualify for grant funding under this section, the school district or intermediate school district must combine operations with a city, village, township, or county. However, a city, village, township, county, school district, or intermediate school district is not eligible to receive funding under this section if the city, village, township, county, school district, or intermediate school district receives a grant from the competitive grant assistance program under the state school aid act, 1979 PA 94, MCL 388.1601 to 388.1896. The department of treasury shall develop an application process and method of grant distribution.

(2) The unexpended funds appropriated in part 1 for the competitive grant assistance program, economic vitality incentive program, and the county incentive program are designated as work project appropriations and any unencumbered or unallotted funds shall not lapse at the end of the fiscal year and shall be available for expenditure for projects under this section until the projects have been completed. The following is in compliance with section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the projects is to provide incentive-based grants to recipients under this section.

(b) The projects will be accomplished by grants to qualified governmental units.

(c) The total estimated cost of all projects is $266,120,000.00.

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

Sec. 952. (1) The funds appropriated in part 1 for the

economic vitality incentive program are to be used for grants to cities, villages, and townships such that, subject to fulfilling the requirements under subsection (3), each city, village, or township that received a payment under section 950(2) of 2009 PA 128 greater than $4,500.00 is eligible to receive a maximum of 72.68289% of its total payment received under section 950(2) of 2009 PA 128, rounded to the nearest dollar. For the purposes of this subsection, any city or village that according to the 2010 federal decennial census is determined to have population in more than 1 county will be treated as a single entity when determining the payment received under section 950(2) of 2009 PA 128.

(2) The funds appropriated in part 1 for the county incentive program are to be used for grants to counties such that each county is eligible to receive an amount equal to the amount by which the balance in its revenue sharing reserve fund under section 44a of the general property tax act, 1893 PA 206, MCL 211.44a, for the county's most recent fiscal year that ends prior to the January 1 of the state's fiscal year is less than the amount calculated under section 44a(13) of the general property tax act, 1893 PA 206, MCL 211.44a, for the county fiscal year that begins in the state's fiscal year. The amount calculated under this subsection shall be adjusted as necessary to reflect partial county fiscal years and prorated based on the total amount appropriated for distribution to all eligible counties. Payments under this subsection will be distributed to an eligible county subject to the county fulfilling the requirements under subsection (3).

(3) Cities, villages, townships, and counties eligible to

receive a potential payment from the allocation under subsection (1) or (2) may qualify to receive payments under 1 or more of the following 3 categories:

(a) Category 1, accountability and transparency, requires each eligible city, village, township, or county to certify by October 1, 2012, or the first day of a payment month for this category, that it has produced a citizen's guide of its most recent local finances, including a recognition of its unfunded liabilities, a performance dashboard, and a projected budget report including at a minimum the current fiscal year and a projection for the immediately following fiscal year. The projected budget report shall include revenues and expenditures, a detailed listing of its debt service requirements, and an explanation of the assumptions used for the projections. The citizen's guide, performance dashboard, and projected budget report shall be made available for public viewing in the city, village, township, or county clerk's office or posted on a publicly accessible Internet site. Each city, village, township, and county applying for a payment under this category shall submit a copy of the citizen's guide, a copy of the performance dashboard, and a copy of the projected budget report to the department of treasury.

(b) Category 2, consolidation of services, requires each eligible city, village, township, or county to certify by February 1, 2013, or the first day of a payment month for this category, that it has produced a consolidation plan. The consolidation plan shall be made readily available for public viewing in the city, village, township, or county clerk's office or posted on a publicly

accessible Internet site. Each city, village, township, and county applying for a payment under this category shall submit a copy of the consolidation plan to the department of treasury. At a minimum, the consolidation plan shall include the following:

(*i*) For a city, village, township, or county that is submitting a consolidation plan for the first time, the plan shall include a listing of any previous services consolidated with an estimated cost savings amount for each consolidation. In addition, the plan shall include 1 or more new proposals to increase its existing level of cooperation, collaboration, and consolidation either within the jurisdiction or with other jurisdictions, an estimate of the potential savings amount, and a timeline for implementing the new proposal.

(*ii*) For a city, village, or township that submitted a consolidation plan in the previous fiscal year, the plan shall include an update on the status of the new proposals that were in the previous year's consolidation plan, including whether or not the previously proposed plan has been fully implemented, a listing of the barriers experienced in implementing the proposal, and a timeline of the steps to accomplish the proposed plan. In addition, the plan shall include 1 or more new proposals to increase its existing level of cooperation, collaboration, and consolidation either within the jurisdiction or with other jurisdictions, or a detailed explanation of why increasing its existing level of cooperation, collaboration, and consolidation is not feasible.

(c) Category 3, employee compensation, requires each eligible city, village, township, or county to meet 1 of the following

1 requirements:

2 (*i*) Certify by June 1, 2013, or the first day of a payment
3 month for this category, that it has developed and publicized an
4 employee compensation plan that the city, village, township, or
5 county intends to implement with any new, modified, or extended
6 contract or employment agreements for employees not covered under
7 contract or employment agreement. The employee compensation plan
8 that each city, village, township, or county plans to achieve shall
9 be made available for public viewing in the city, village,
10 township, or county clerk's office or posted on a publicly
11 accessible Internet site and must be submitted to the department of
12 treasury. At a minimum, the employee compensation plan shall
13 include all of the following:

14 (A) New hires that are eligible for retirement plans are
15 placed on retirement plans that cap annual employer contributions
16 at 10% of base salary for employees that are eligible for social
17 security benefits. For employees that are not eligible for social
18 security benefits, the annual employer contribution is capped at
19 16.2% of base salary.

20 (B) For defined benefit pension plans, a maximum multiplier of
21 1.5% for all employees that are eligible for social security
22 benefits, except, where postemployment health care is not provided,
23 the maximum multiplier shall be 2.25%. For all employees that are
24 not eligible for social security benefits, a maximum multiplier of
25 2.25%, except, where postemployment health care is not provided,
26 the maximum multiplier shall be 3.0%.

27 (C) For defined benefit pension plans, final average

compensation for all employees is calculated using a minimum of 3 years of compensation and shall not include more than a total of 240 hours of paid leave. Overtime hours shall not be used in computing the final average compensation for an employee.

(D) Health care premium costs for new hires shall include a minimum employee share of 20%; or, an employer's share of the local health care plan costs shall be cost competitive with the new state preferred provider organization health plan, on a per-employee basis.

(*ii*) Comply with 1 of the following:

(A) Any eligible city, village, township, or county that offers medical benefits to its employees or elected public officials shall certify to the department of treasury by June 1, 2013, or the first day of a payment month for this category, that it is in compliance with the publicly funded health insurance contribution act, 2011 PA 152, MCL 15.561 to 15.569. Dental and vision coverages are not considered medical benefits. The department shall develop a certification process and method for cities, villages, townships, and counties to follow.

(B) Any city, village, township, or county that does not offer medical benefits to its employees or elected public officials shall certify to the department of treasury by June 1, 2013, or the first day of a payment month for this category, that it does not offer medical benefits to its employees or elected public officials. Dental and vision coverages are not considered medical benefits. The department shall develop a certification process and method for cities, villages, townships, or counties to follow.

(4) Economic vitality incentive program payments and county incentive program payments are subject to the following conditions:

(a) In order for a city, village, township, or county to qualify for a category under subsection (3)(a), (b), or (c), the city, village, township, or county shall meet every criteria for that category including a certification to the department that it has met the required criteria for that category and submission of the required citizen's guide, performance dashboard, and projected budget report; consolidation plan; or the employee compensation plan or certification of compliance with the publicly funded health insurance contribution act, 2011 PA 152, MCL 15.561 to 15.569, or certification that it does not offer medical benefits to employees or public officials, as required by subsection (3)(a), (b), or (c), respectively. A department of treasury review of the citizen's guide, dashboard, or plan is not required in order for a city, village, township, or county to receive a payment under subsection (1) or (2). The department shall develop a certification process and method for cities, villages, townships, and counties to follow.

(b) Subject to subsection (4)(c), (d), and (e), for each category that a city, village, township, or county qualifies for in subsection (3), the city, village, township, or county shall receive 1/3 of its potential payment under this section.

(c) Payments under this section shall be issued to cities, villages, and townships as follows:

(*i*) Category 1, an eligible city, village, or township that certifies with the department of treasury that it has qualified for a payment under subsection (3)(a) by October 1, 2012 shall receive

1/6 of its available distribution on the last business day of October 2012 and 1/6 of its available distribution on the last business day of December 2012. If an eligible city, village, or township certifies with the department of treasury that it has qualified for a payment under subsection (3)(a) after October 1, 2012, but prior to December 1, 2012, the city, village, or township shall receive 1/6 of its available distribution on the last business day of December 2012.

(*ii*) Category 2, an eligible city, village, or township that certifies with the department of treasury that it has qualified for a payment under subsection (3)(b) by February 1, 2013 shall receive 1/6 of its available distribution on the last business day of February 2013 and 1/6 of its available distribution on the last business day of April 2013. If an eligible city, village, or township certifies with the department of treasury that it has qualified for a payment under subsection (3)(b) after February 1, 2013, but prior to April 1, 2013, the city, village, or township shall receive 1/6 of its available distribution on the last business day of April 2013.

(*iii*) Category 3, an eligible city, village, or township that certifies with the department of treasury that it has qualified for a payment under subsection (3)(c) by June 1, 2013 shall receive 1/6 of its available distribution on the last business day of June 2013 and 1/6 of its available distribution on the last business day of August 2013. If an eligible city, village, or township certifies with the department of treasury that it has qualified for a payment under subsection (3)(c) after June 1, 2013, but prior to August 1,

2013, the city, village, or township shall receive 1/6 of its available distribution on the last business day of August 2013.

(d) Payments under this section shall be issued to counties for each category in subsection (3) until the specified due date for the category. After the specified due date for the category, payments shall be made to a county only if that county has complied with subsection (4)(a).

(e) If a county does not provide the required certification or fails to submit the required citizen's guide, performance dashboard, projected budget report, consolidation plan, or certification of compliance with the publicly funded health insurance contribution act, 2011 PA 152, MCL 15.561 to 15.569, by the first day of a payment month, the county shall forfeit the payment in that payment month for the uncertified category in subsection (3).

(f) Any city, village, township, or county that falsifies certification documents shall forfeit any future economic vitality incentive program payments or county incentive program payments and shall repay to this state all economic vitality incentive program payments or county incentive program payments it has received under this section.

(g) Economic vitality incentive program payments and county incentive program payments under this section shall be distributed on the last business day of October, December, February, April, June, and August.

(h) Payments distributed under this section may be withheld pursuant to sections 17a and 21 of the Glenn Steil state revenue

sharing act of 1971, 1971 PA 140, MCL 141.917a and 141.921.

(i) The department of treasury shall develop detailed guidance for an eligible city, village, township, or county to follow to qualify for a payment under subsection (3)(a), (b), and (c). The detailed guidance shall be posted on the department of treasury website and distributed to eligible cities, villages, townships, and counties by October 1, 2012.

(5) The unexpended funds appropriated in part 1 for the economic vitality incentive program and the county incentive program shall be available for expenditure for competitive grant assistance projects under section 951.

Sec. 955. (1) The funds appropriated in part 1 for county revenue sharing shall be distributed by the department to eligible counties pursuant to the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.901 to 141.921.

(2) The department of treasury shall annually certify to the state budget director the amount each county is authorized to expend from its revenue sharing reserve fund.

LOTTERY

Sec. 960. In addition to the funds appropriated in part 1 to the bureau of state lottery, there is appropriated from state lottery fund revenues the amount necessary for, and directly related to, implementing and operating lottery games under the McCauley-Traxler-Law-Bowman-McNeely lottery act, 1972 PA 239, MCL 432.1 to 432.47, and activities under the Traxler-McCauley-Law-Bowman bingo act, 1972 PA 382, MCL 432.101 to 432.120, including expenditures 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.

Sec. 963. The bureau of state lottery shall inform all lottery retailers that the cash side of department of human services bridge cards cannot be used to purchase lottery tickets.

CASINO GAMING

Sec. 971. From the revenue collected by the Michigan gaming control board regarding the total annual assessment of each casino licensee, $2,000,000.00 is appropriated and shall be deposited in the compulsive gaming prevention fund as described in section 12a(5) of the Michigan gaming control and revenue act, 1996 IL 1, MCL 432.212a.

Sec. 973. (1) Funds appropriated in part 1 for local government programs may be used to provide assistance to a local revenue sharing board referenced in an agreement authorized by the Indian gaming regulatory act, Public Law 100-497.

(2) A local revenue sharing board described in subsection (1) shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(3) A county treasurer is authorized to receive and administer funds received for and on behalf of a local revenue sharing board. Funds appropriated in part 1 for local government programs may be used to audit local revenue sharing board funds held by a county treasurer. This section does not limit the ability of local units

of government to enter into agreements with federally recognized Indian tribes to provide financial assistance to local units of government or to jointly provide public services.

(4) A local revenue sharing board described in subsection (1) shall comply with all applicable provisions of any agreement authorized by the Indian gaming regulatory act, Public Law 100-497, in which the local revenue sharing board is referenced, including, but not limited to, the disbursal of tribal casino payments received under applicable provisions of the tribal-state class III gaming compact in which those funds are received.

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

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

Sec. 974. If revenues collected in the state services fee fund are less than the amounts appropriated from the fund, available revenues shall be used to fully fund the appropriation in part 1 for casino gaming regulation activities before distributions are made to other state departments and agencies. If the remaining revenue in the fund is insufficient to fully fund appropriations to other state departments or agencies, the shortfall shall be

distributed proportionally among those departments and agencies.

Sec. 976. The executive director of the Michigan gaming control board may pay rewards of not more than $5,000.00 to a person who provides information that results in the arrest and conviction on a felony or misdemeanor charge for a crime that involves the horse racing industry. A reward paid pursuant to this section shall be paid out of the appropriation in part 1 for the racing commission.

Sec. 977. All appropriations from the Michigan agriculture equine industry development fund, except for the racing commission and laboratory analysis program appropriations, shall be reduced proportionately if revenues to the Michigan agriculture equine industry development fund decline during the fiscal year ending September 30, 2013 to a level lower than the amount appropriated in part 1.

Sec. 978. The Michigan gaming control board shall use actual expenditure data in determining the actual regulatory costs of conducting racing dates and shall provide that data to the senate and house appropriations subcommittees on agriculture and general government and the senate and house fiscal agencies. The Michigan gaming control board shall not be reimbursed for more than the actual regulatory cost of conducting race dates. If a certified horsemen's organization funds more than the actual regulatory cost, the balance shall remain in the agriculture equine industry development fund to be used to fund subsequent race dates conducted by race meeting licensees with which the certified horsemen's organization has contracts. If a certified horsemen's organization

1 funds less than the actual regulatory costs of the additional horse
2 racing dates, the Michigan gaming control board shall reduce the
3 number of future race dates conducted by race meeting licensees
4 with which the certified horsemen's organization has contracts.
5 Prior to the reduction in the number of authorized race dates due
6 to budget deficits, the executive director of the Michigan gaming
7 control board shall provide notice to the certified horsemen's
8 organizations with an opportunity to respond with alternatives. In
9 determining actual costs, the Michigan gaming control board shall
10 take into account that each specific breed may require different
11 regulatory mechanisms.
12 Sec. 979. In addition to the funds appropriated in part 1, the
13 Michigan gaming control board may receive and expend state lottery
14 fund revenue in an amount not to exceed $4,000,000.00 for necessary
15 expenses incurred in the licensing and regulation of millionaire
16 parties pursuant to Executive Order No. 2012-4. In accordance with
17 section 8 of the Traxler-McCauley-Law-Bowman bingo act, 1972 PA
18 382, MCL 432.108, the amount of necessary expenses shall not exceed
19 the amount of revenue received under that act. The Michigan gaming
20 control board shall provide a report to the senate and house of
21 representatives appropriations subcommittees on general government,
22 the senate and house fiscal agencies, and the state budget office
23 by April 15. The report shall include, but not be limited to, total
24 expenditures related to the licensing and regulating of millionaire
25 parties, steps taken to ensure charities are receiving revenue due
26 to them, progress on promulgating rules to ensure compliance with
27 the Traxler-McCauley-Law-Bowman bingo act, 1972 PA 382, MCL 432.101

to 432.120, and any enforcement actions taken.

MICHIGAN STRATEGIC FUND - HOUSING AND COMMUNITY DEVELOPMENT

Sec. 980. MSHDA shall annually present a report to the state budget office and the subcommittees on the status of the authority's housing production goals under all financing programs established or administered by the authority. The report shall give special attention to efforts to raise affordable multifamily housing production goals.

Sec. 981. MSHDA shall report to the subcommittees, the state budget director, and the fiscal agencies by December 1 on the status of the loans entered into by the Michigan broadband development authority.

Sec. 983. 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. 984. 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.

MICHIGAN STRATEGIC FUND

Sec. 1001. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $20,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $2,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $2,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 1005. In addition to the appropriations in part 1, Travel

Michigan may receive and expend private revenue related to the use of "Pure Michigan" and all other copyrighted slogans and images. This revenue may come from the direct licensing of the name and image or from the royalty payments from various merchandise sales. Revenue collected is appropriated for the marketing of the state as a travel destination. The funds are available for expenditure when they are received by the department of treasury.

Sec. 1006. The fund shall submit on February 15 to the subcommittees, the state budget office, and the fiscal agencies a listing of all grants which have been awarded by the fund or by the Michigan economic development corporation from the funds appropriated in part 1. The list shall include all of the following:

(a) The name of the recipient.

(b) The amount awarded to the recipient.

(c) The purpose of the grant.

Sec. 1007. (1) The fund shall provide reports to the relevant subcommittees, the state budget director, and the fiscal agencies concerning the activities of the Michigan economic development corporation grants and investment programs financed from the fund using investment or Indian gaming revenues. The report shall provide a list of individual grants, loans, and investments made from the fund. The report shall include, but not be limited to, the following programs funded in part 1:

(a) Travel Michigan, including any expenditures authorized under section 89b of the Michigan strategic fund act, 1984 PA 270, MCL 125.2089b, to supplement the Michigan promotion program. The

1 report shall include the number of commercials produced, the
2 markets in which media buys have been made, and any web-based
3 products that were created with these funds.
4 (b) Business attraction, retention, and growth, including any
5 expenditures authorized under section 89b of the Michigan strategic
6 fund act, 1984 PA 270, MCL 125.2089b, to supplement the Michigan
7 business marketing program. The report shall include the number of
8 commercials produced, the markets in which media buys have been
9 made, and any web-based products that were created as a result of
10 this appropriation.
11 (c) Business services.
12 (d) Community development block grants.
13 (e) Strategic fund administration.
14 (f) Renaissance zones.
15 (g) 21st century investment program.
16 (h) Business and clean air ombudsman.
17 (i) Michigan business development program.
18 (j) Community revitalization program.
19 (k) Film incentives.
20 (*l*) Any other programs of the fund.
21 (2) The reports in subsection (1) shall be submitted by
22 February 15. The report for each program in subsection (1)(a)
23 through (*l*) shall include details on all revenue sources, actual
24 expenditures, and number of FTEs for that program for the previous
25 fiscal year.
26 Sec. 1008. As a condition of receiving funds under part 1, any
27 interlocal agreement entered into by the fund shall include

language which states that if a local unit of government has a contract or memorandum of understanding with a private economic development agency, the Michigan economic development corporation will work cooperatively with that private organization in that local area.

Sec. 1009. (1) Of the funds appropriated to the fund or through grants to the Michigan economic development corporation, no funds shall be expended for the purchase of options on land or the purchase of land unless at least 1 of the following conditions applies:

(a) The land is located in an economically distressed area.

(b) The land is obtained through a purchase or exercise of an option at the invitation of the local unit of government and local economic development agency.

(2) Consideration may be given to purchases where the proposed use of the land is consistent with a regional land use plan, will result in the redevelopment of an economically distressed area, can be supported by existing infrastructure, and will not cause shifts in population away from the area's population centers.

(3) As used in this section, "economically distressed area" means an area in a city, village, or township that has been designated as blighted; a city, village, or township that shows negative population change from 1970 and a poverty rate and unemployment rate greater than the statewide average; or an area certified as a neighborhood enterprise zone under the neighborhood enterprise zone act, 1992 PA 147, MCL 207.771 to 207.786.

Sec. 1011. (1) From the general fund/general purpose

appropriations in part 1 to the fund and granted or transferred to the Michigan economic development corporation, any unexpended or unencumbered balance shall be disposed of in accordance with the requirements in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, unless carryforward authorization has been otherwise provided for.

(2) Any encumbered funds shall be used for the same purposes for which funding was originally appropriated in this article.

Sec. 1012. (1) As a condition of receiving funds under part 1, the fund shall ensure that the MEDC and the fund comply with all of the following:

(a) The freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(b) The open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

(c) Annual audits of all financial records by the auditor general or his or her designee.

(d) All reports required by law to be submitted to the legislature.

(2) If the MEDC is unable for any reason to perform duties under this article, the fund may exercise those duties.

Sec. 1013. As a condition for receiving the appropriations in part 1, any staff of the Michigan economic development corporation involved in private fund-raising activities shall not be party to any decisions regarding the awarding of grants or tax abatements from the fund, the Michigan economic development corporation, or the Michigan economic growth authority.

Sec. 1014. (1) All funds received from repayment of loans,

unused grants, revenues received from sales or cash flow participation agreements, guarantees, or any combination of these or accrued interest originally distributed as part of the core communities fund, created by 2000 PA 291, shall be received, held, and applied by the fund for the purposes described in 2000 PA 291.

(2) The fund shall provide an annual report on the status of this fund which includes information that details the awards made. The report shall be provided to the appropriations subcommittees on general government, the fiscal agencies, and the state budget office by January 31.

Sec. 1020. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. The fund may carry forward into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. The fund shall report the amount and source of the funds to the senate appropriation subcommittee on economic development, the house appropriation subcommittee on general government, the senate and house fiscal agencies, and the state budget office within 10 business days after receiving any additional pass-through funds.

Sec. 1023. The fund shall coordinate tourism promotion with the tourism industry. The fund shall submit a report on the geographical market locations and recreational activities used in Michigan tourism promotion material at the same time and in the same manner as it submits the report required under section 89d of

1 the Michigan strategic fund act, 1984 PA 270, MCL 125.2089d.
2 Sec. 1024. From the funds appropriated in part 1 for business
3 attraction and economic gardening, not less than $20,000,000.00
4 shall be granted by the Michigan strategic fund board for
5 brownfield redevelopment incentives and historic preservation
6 incentives.
7 Sec. 1031. The Michigan strategic fund shall report to the
8 senate and house of representatives appropriations subcommittees on
9 general government, the senate and house fiscal agencies, and the
10 state budget office by April 15, 2013 on the spending plan for the
11 line items for innovation and entrepreneurship and business
12 attraction and economic gardening. If the spending plan for the
13 fiscal year is changed after that date, the fund shall notify the
14 report recipients listed previously within 10 business days.
15 Sec. 1032. (1) The Michigan film office shall report to the
16 subcommittees and the fiscal agencies on the status of the film
17 incentives at the same time as it submits the annual report
18 required under section 455 of the Michigan business tax act, 2007
19 PA 36, MCL 208.1455. The department of treasury and the Michigan
20 strategic fund shall provide the Michigan film office with the data
21 necessary to prepare the report. Incentives included in the report
22 shall include all of the following:
23 (a) The tax credit provided under section 455 of the Michigan
24 business tax act, 2007 PA 36, MCL 208.1455.
25 (b) The tax credit provided under section 457 of the Michigan
26 business tax act, 2007 PA 36, MCL 208.1457.
27 (c) The tax credit provided under section 459 of the Michigan

business tax act, 2007 PA 36, MCL 208.1459.

(d) The amount of any tax credit claimed under former section 367 of the income tax act of 1967, 1967 PA 281.

(e) Any tax credits provided for film and digital media production under the Michigan economic growth authority act, 1995 PA 24, MCL 207.801 to 207.810.

(f) Loans to an eligible production company or film and digital media private equity fund authorized under section 88d(3), (4), and (5) of the Michigan strategic fund act, 2005 PA 225, MCL 125.2088d.

(g) Any spending or activities supported by the appropriation in part 1 for film incentives.

(2) The report shall include all of the following information:

(a) For each tax credit, the number of contracts signed, the projected expenditures qualifying for the credit, and the estimated value of the credits. For loans, the number of loans made under each section, the interest rate of those loans, the loan amount, the percent of the projected budget of each production financed by those loans, and the estimated interest earnings from the loan. For each film incentive awarded, including any program to support and promote a qualified facility and other film infrastructure as defined in section 29h of the Michigan strategic fund act, 1984 PA 270, MCL 125.2029h, the total funding awarded for each of the following:

(*i*) Direct production expenditures.

(*ii*) Michigan personnel expenditures.

(*iii*) Crew personnel expenditures.

(*iv*) Qualified personnel expenditures.

(*v*) Postproduction expenditures.

(*vi*) Qualified facility or infrastructure expenditures.

(*vii*) Spending for program administration.

(b) For credits authorized under section 455 of the Michigan business tax act, 2007 PA 36, MCL 208.1455, for productions completed by December 31, the expenditures of each production eligible for the credit that has filed a request for certificate of completion with the film office, broken down into expenditures for goods, services, or salaries and wages and showing separately expenditures in each local unit of government, including expenditures for personnel, whether or not they were made to a Michigan entity, and whether or not they were taxable under the laws of this state. For loans, the report shall include the number of loans that have been fully repaid, with principal and interest shown separately, and the number of loans that are delinquent or in default, and the amount of principal that is delinquent or is in default.

(c) For each of the tax credit incentives, loan incentives, and film incentives listed in subsection (1), a breakdown for each project or production showing each of the following:

(*i*) The number of temporary jobs created.

(*ii*) The number of permanent jobs created.

(*iii*) The number of persons employed in Michigan as a result of the incentive, on a full-time equated basis.

(3) For any information not included in the report due to the provisions of sections 455(6), 457(6), or 459(6) of the Michigan

business tax act, 2007 PA 36, MCL 208.1455, 208.1457, and 208.1459, the report shall do all of the following:

(a) Indicate how the information would describe the commercial and financial operations or intellectual property of the company.

(b) Attest that the information has not been publicly disseminated at any time.

(c) Describe how disclosure of the information may put the company at a competitive disadvantage.

(4) Any information not disclosed due to the provisions of sections 455(6), 457(6), or 459(6) of the Michigan business tax act, 2007 PA 36, MCL 208.1455, 208.1457, and 208.1459, shall be presented at the lowest level of aggregation that would no longer describe the commercial and financial operations or intellectual property of the company.

Sec. 1033. The Michigan film office shall report to the chairpersons of the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies on the status of the film incentives approved under section 29h of the Michigan strategic fund act, 1984 PA 270, MCL 125.2029h, not later than 30 days following the end of each quarter of the fiscal year. The report shall include all of the following:

(a) Direct and indirect economic impacts in this state attributable to the assistance.

(b) Direct and indirect job creation in this state attributable to the assistance.

(c) Direct and indirect private investment in this state

attributable to the assistance.

(d) The name of each eligible production company and the amount of each incentive disbursed for each state certified qualified production.

Sec. 1033b. It is the intent of the legislature that for funds appropriated from the general fund/general purpose revenue for the purpose of the Michigan strategic fund - film incentive program, the applicable percentage of the state certified qualified production expenditures provided in section 29h(3)(d) of the Michigan strategic fund act, 1984 PA 270, MCL 125.2029h, shall be determined based on the date of the agreement.

Sec. 1034. (1) From the funds appropriated in part 1 for innovation and entrepreneurship, the Michigan strategic fund shall award grants that total not more than $8,500,000.00 for business incubators and accelerators as follows:

(a) A high performance regional business incubator or accelerator that provides services in at least 8 counties and received funding as an auto technology business accelerator under section 88j of the Michigan strategic fund act, 1984 PA 270, MCL 125.2088j, shall receive a grant of not less than $2,000,000.00 in fiscal year 2012-2013.

(b) Funding of not less than $750,000.00 in fiscal year 2012-2013 shall be awarded to 1 high performance business incubator or accelerator in a city with a population greater than 650,000.

(c) Funding of not less than $500,000.00 in fiscal year 2012-2013 shall be awarded to 1 high performance business incubator or accelerator in each of the following governmental units:

(*i*) Houghton County.

(*ii*) Isabella County.

(*iii*) Kent County.

(*iv*) Macomb County.

(*v*) Oakland County.

(*vi*) Washtenaw County.

(*vii*) Midland County.

(*viii*) A Mason County business incubator that provides services to Lake, Mason, Manistee, and Oceana Counties.

(d) Funding of not less than $275,000.00 in fiscal year 2012-2013 shall be awarded to 1 high performance business incubator or accelerator in Ingham County.

(2) Grant funding awarded under this section may be used to fund satellite locations, as determined by the Michigan strategic fund.

(3) Eligible recipients for these awards shall be operational as of October 1, 2012.

(4) No recipient under subsection (1)(b), (c), or (d) shall receive more than $1,000,000.00 under this section. The fund shall make 1 award under subsection (1)(a) and shall make 1 award to an incubator or accelerator located in each local government listed in subsection (1)(b), (c), or (d).

(5) Applicants shall submit a comprehensive business plan to the Michigan strategic fund that demonstrates the sustainability of the organization.

(6) Awards shall be announced by January 31.

(7) Each recipient business incubator or accelerator shall

1 develop a dashboard of indicators to measure the effectiveness of
2 the business incubator and accelerator programs. Indicators shall
3 include the direct jobs created, new companies launched as a direct
4 result of business incubator or accelerator involvement, businesses
5 expanded as a direct result of business incubator or accelerator
6 involvement, direct investment in client companies, private equity
7 financing obtained by client companies, grant funding obtained by
8 client companies, and other measures developed by the recipient
9 business incubators and accelerators in conjunction with the
10 Michigan economic development corporation. Dashboard indicators
11 shall be reported for the prior fiscal year and cumulatively, if
12 available. Each recipient shall submit a copy of their dashboard
13 indicators to the Michigan strategic fund by March 1. The Michigan
14 strategic fund shall transmit the local reports to the senate and
15 house of representatives appropriations subcommittees on general
16 government, the senate and house fiscal agencies, and the state
17 budget office by March 15.
18 (8) It is the intent of the legislature that any funding
19 awarded for business incubators or accelerators in the 2013-2014
20 fiscal year and subsequent years will be based on the performance
21 of the program as a whole and the results of each incubator as
22 reported in the dashboard indicators.
23 Sec. 1034b. From the funds appropriated in part 1 for
24 innovation and entrepreneurship, the fund shall allocate
25 $500,000.00 to the Van Andel Institute to be used as a match for
26 funding received from the department of defense and the national
27 institutes of health for advanced medical research.

Sec. 1035. (1) From the appropriation in part 1, the Michigan council for arts and cultural affairs shall administer an arts and cultural grant program that maintains an equitable geographic distribution of funding and utilizes past arts and cultural grant programs as a guideline for administering this program. The council shall do all of the following:

(a) On or before October 1, the fund shall publish proposed application criteria, instructions, and forms for use by eligible applicants. The fund shall provide at least a 2-week period for public comment before finalizing the application criteria, instructions, and forms.

(b) A nonrefundable application fee may be assessed for each application. Application fees shall be deposited in the council for the arts fund and are appropriated for expenses necessary to administer the programs. These funds are available for expenditure when they are received and may be carried forward to the following fiscal year.

(c) Grants are to be made to public and private arts and cultural entities.

(d) Within 1 business day after the award announcements, the council shall provide to each member of the legislature and the fiscal agencies a list of all grant recipients and the total award given to each recipient, sorted by county.

(2) Up to $100,000.00 from the appropriation in part 1 for arts and cultural program may be used for the administration of this grant program.

MICHIGAN STRATEGIC FUND - CAREER EDUCATION

Sec. 1050. (1) The fund shall publish the "activities classification structure data book" for Michigan community colleges on or before March 1.

(2) The fund shall compile information received from community colleges on North American Indian tuition waivers granted pursuant to 1976 PA 174, MCL 390.1251 to 390.1253, and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the fiscal agencies, and the state budget director by March 1.

(3) The fund shall compile information received from community colleges on the number and types of associate degrees and other certificates awarded during the previous fiscal year and shall submit this compilation to the house and senate appropriations subcommittees on community colleges, the fiscal agencies, and the state budget director by March 1.

(4) The fund shall place the reports required in this section on a publicly available website.

Sec. 1052. From the appropriation in part 1 for community ventures, $200,000.00 shall be allocated to a nonprofit community foundation to fund an existing workforce development program that provides job placement assistance, language development services, assistance in obtaining valid professional credentials or licenses, and other services that reduce or remove barriers to employment faced by refugees from the Iraq war.

Sec. 1053. From the appropriation in part 1 for community ventures, the fund shall allocate $340,000.00 for the final year of funding for precollege programs in engineering and sciences. The

fund shall allocate 1/2 of the appropriated amount to the Detroit precollege engineering program and the Grand Rapids area precollege engineering program, which were appropriated funds under 2005 PA 156.

Sec. 1054. From the funds appropriated in part 1 for workforce programs subgrantees, the fund may allocate funding for grants to nonprofit organizations that offer programs to workforce investment act - eligible youth focusing on entrepreneurship, work-readiness skills, job shadowing, and financial literacy. Organizations eligible for funding under this section must have the capacity to provide similar programs in urban areas, as determined by the United States bureau of the census according to the most recent federal decennial census. Additionally, programs eligible for funding under this section must include the participation of local business partners. The fund shall develop other appropriate eligibility requirements to ensure compliance with applicable federal rules and regulations.

MICHIGAN STRATEGIC FUND - WORKFORCE DEVELOPMENT

Sec. 1060. The fund shall administer the jobs, education, and training program in accordance with the requirements of section 407(d) of title IV of the social security act, 42 USC 607, the state social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, and all other applicable laws and regulations.

Sec. 1062. The fund shall make available, in person or by telephone, 1 disabled veterans outreach program specialist or local veterans employment representative to Michigan works! service centers, as resources permit, during hours of operation, and shall

1 continue to make the appropriate placement of veterans and disabled
2 veterans a priority.
3 Sec. 1063. (1) In addition to the funds appropriated in part
4 1, any unencumbered and unrestricted federal workforce investment
5 act or trade adjustment assistance funds available from prior
6 fiscal years are appropriated for the purposes originally intended.
7 (2) The fund shall report by January 15 to the subcommittees,
8 the fiscal agencies, and the state budget office on the amount by
9 fiscal year of federal workforce investment act funds appropriated
10 under this section.
11 Sec. 1068. (1) Of the funds appropriated in part 1 for the
12 workforce training programs, the fund shall provide a report by
13 February 1 to the senate and house of representatives standing
14 committees on appropriations subcommittees on general government,
15 the state budget director, and the fiscal agencies on the status of
16 the workforce training programs. The report shall include the
17 following:
18 (a) The amount of funding allocated to each Michigan works!
19 agency and the total funding allocated to the workforce training
20 programs statewide by fund source.
21 (b) The number of participants enrolled in education or
22 training programs by each Michigan works! agency.
23 (c) The average duration of training for training program
24 participants by each Michigan works! agency.
25 (d) The number of participants enrolled in remedial education
26 programs and the number of participants enrolled in literacy
27 programs.

(e) The number of participants enrolled in programs at 2-year institutions.

(f) The number of participants enrolled in 4-year institutions.

(g) The number of participants enrolled in proprietary schools or other technical training programs.

(h) The number of participants that have completed education or training programs.

(i) The number of participants who secured employment in Michigan within 1 year of completing a training program.

(j) The number of participants who completed a training program and secured employment in a field related to their training.

(k) The average wage earned by participants who completed a training program and secured employment within 1 year.

(2) Data collection for the report shall be for the period October 1, 2011 through September 30, 2012.

REVENUE STATEMENT

Sec. 1101. Pursuant to section 18 of article V of the state constitution of 1963, fund balances and estimates are presented in the following statement:

BUDGET RECOMMENDATIONS BY OPERATING FUNDS

(Amounts in millions)

Fiscal Year 2012-2013

Beginning

	Fund	Unreserved Fund Balance	Estimated Revenue	Ending Balance
OPERATING FUNDS				
General fund/general purpose	0110	541.9	8,619.3	73.9
General fund/special purpose		910.0	22,462.3	213.3
Special Revenue Funds:				
Countercyclical budget and economic stabilization	0111	261.1	3.1	264.2
Game and fish protection	0112	3.3	62.5	2.9
Michigan employment security act administration	0113	10.9	5.1	18.6
State aeronautics	0114	5.0	106.0	0.0
Michigan veterans' benefit trust	0115	0.0	5.2	0.0
State trunkline	0116	0.0	1,838.8	0.0
Michigan state waterways	0117	2.0	26.7	2.4
Blue Water Bridge	0118	0.0	23.6	0.0
Michigan transportation	0119	0.0	1,865.7	0.0
Comprehensive transportation	0120	18.7	322.7	0.0
School aid	0122	0.0	13,070.5	0.0
Game and fish protection trust	0124	0.0	7.0	0.0
State park improvement	0125	0.1	5.2	0.1
Forest development	0126	2.5	31.2	0.0
Michigan natural resources trust	0129	28.3	25.7	27.6
Michigan state parks endowment	0130	5.3	40.1	1.1

Safety education and training	0131	5.3	8.1	4.4
Bottle deposit	0136	0.0	13.4	0.0
State construction code	0138	3.8	13.1	5.9
Children's trust	0139	1.1	2.9	1.1
State casino gaming	0140	2.3	34.7	2.4
Michigan nongame fish and wildlife	0143	0.1	0.3	0.0
Michigan merit award trust	0154	0.0	113.6	0.0
Outdoor recreation legacy	0162	0.2	2.9	0.0
Off-road vehicle account	0163	0.1	3.3	0.0
Snowmobile account	0164	1.4	11.4	1.2
Silicosis dust disease and logging	0870	2.0	0.9	1.4
Utility consumer representation	0893	2.6	1.1	2.3
TOTALS		$1,807.5	$48,726.4	$622.8

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates,

1 economic factors, and available revenue. These adjustments will be
2 determined after the January 2013 consensus revenue estimating
3 conference.

4 ARTICLE X
5 DEPARTMENT OF HUMAN SERVICES
6 PART 1
7 LINE-ITEM APPROPRIATIONS
8 Sec. 101. There is appropriated for the department of human
9 services for the fiscal year ending September 30, 2013, from the
10 following funds:
11 **DEPARTMENT OF HUMAN SERVICES**
12 APPROPRIATION SUMMARY
13 Full-time equated classified positions..... 11,758.0
14 Full-time equated unclassified positions..... 6.0
15 Total full-time equated positions..... 11,764.0
16 GROSS APPROPRIATION..... $ 6,553,832,200
17 Interdepartmental grant revenues:
18 Total interdepartmental grants and intradepartmental
19 transfers 30,581,300
20 ADJUSTED GROSS APPROPRIATION..... $ 6,523,250,900
21 Federal revenues:
22 Federal - supplemental nutrition assistance revenues
23 (ARRA) 510,138,400
24 Social security act, temporary assistance for needy
25 families 579,039,800

1 Total other federal revenues 4,295,621,300
2 Special revenue funds:
3 Total private revenues 7,876,600
4 Total local revenues 32,529,400
5 Total other state restricted revenues 86,901,500
6 State general fund/general purpose ..... $ 1,011,143,900
7 State general fund/general purpose schedule:
8 Ongoing state general fund/general
9 purpose 975,507,100
10 One-time state general fund/general
11 purpose 35,636,800
12 **Sec. 102. EXECUTIVE OPERATIONS**
13 Total full-time equated positions..... 639.7
14 Full-time equated unclassified positions..... 6.0
15 Full-time equated classified positions..... 633.7
16 Unclassified salaries--6.0 FTE positions ..... $ 700,000
17 Salaries and wages--257.7 FTE positions 15,700,300
18 Contractual services, supplies, and materials 11,260,700
19 Demonstration projects--7.0 FTE positions 6,447,100
20 Inspector general salaries and wages--132.0 FTE
21 positions 7,429,000
22 Electronic benefit transfer EBT 13,009,000
23 Michigan community service commission--15.0 FTE
24 positions 11,348,500
25 AFC, children's welfare and day care licensure--222.0
26 FTE positions 26,055,000
27 State office of administrative hearings and rules 6,831,000

1 GROSS APPROPRIATION..... $ 98,780,600
2 Appropriated from:
3 Interdepartmental grant revenues:
4 IDG from department of education..... 13,874,900
5 Federal revenues:
6 Social security act, temporary assistance for needy
7 families 8,817,600
8 Total other federal revenues..... 44,807,000
9 Special revenue funds:
10 Total private revenues..... 3,836,600
11 Total local revenues..... 16,400
12 Total other state restricted revenues..... 5,400
13 State general fund/general purpose..... $ 27,422,700
14 **Sec. 103. CHILD SUPPORT ENFORCEMENT**
15 Full-time equated classified positions..... 180.7
16 Child support enforcement operations--174.7 FTE
17 positions ..... $ 20,038,700
18 Legal support contracts..... 113,253,600
19 Child support incentive payments..... 32,409,600
20 State disbursement unit--6.0 FTE positions..... 8,289,400
21 GROSS APPROPRIATION..... $ 173,991,300
22 Appropriated from:
23 Federal revenues:
24 Total federal revenues..... 152,169,100
25 State general fund/general purpose..... $ 21,822,200
26 **Sec. 104. COMMUNITY ACTION AND ECONOMIC OPPORTUNITY**
27 Full-time equated classified positions..... 16.0

1 Bureau of community action and economic opportunity
2 operations--16.0 FTE positions..... $ 1,989,700
3 Community services block grant..... 25,840,000
4 Weatherization assistance..... 28,340,000
5 GROSS APPROPRIATION..... $ 56,169,700
6 Appropriated from:
7 Federal revenues:
8 Social security act, temporary assistance for needy
9 families 500
10 Total other federal revenues..... 56,169,200
11 State general fund/general purpose..... $ 0
12 **Sec. 105. ADULT AND FAMILY SERVICES**
13 Full-time equated classified positions..... 46.7
14 Executive direction and support--4.0 FTE positions ... $ 368,900
15 Guardian contract..... 490,200
16 Adult services policy and administration--6.0 FTE
17 positions 688,500
18 Office of program policy--34.7 FTE positions 4,372,200
19 Employment and training support services..... 5,377,800
20 Wage employment verification reporting..... 547,300
21 Nutrition education--2.0 FTE positions..... 30,025,000
22 Elder law of Michigan MiCAFE contract..... 175,000
23 Elder abuse prosecuting attorney..... 300,000
24 GROSS APPROPRIATION..... $ 42,344,900
25 Appropriated from:
26 Interdepartmental grant revenues:
27 IDG from department of education..... 22,500

1 Federal revenues:
2 Social security act, temporary assistance for needy
3 families 4,860,400
4 Total other federal revenues 32,508,000
5 State general fund/general purpose ..... $ 4,954,000
6 **Sec. 106. CHILDREN'S SERVICES**
7 Full-time equated classified positions..... 121.8
8 Salaries and wages--59.2 FTE positions ..... $ 3,184,200
9 Contractual services, supplies, and materials 1,134,900
10 Interstate compact 179,600
11 Families first 17,950,700
12 Strong families/safe children 12,350,100
13 Child protection and permanency--23.0 FTE positions .. 16,589,700
14 Family reunification program 3,977,100
15 Family preservation and prevention services
16 administration--11.0 FTE positions 1,368,200
17 Children's trust fund administration--12.0 FTE
18 positions 759,200
19 Children's trust fund grants 2,325,100
20 Attorney general contract 3,813,000
21 Prosecuting attorney contracts 2,561,700
22 Child protection 673,900
23 Domestic violence prevention and treatment--14.6 FTE
24 positions 14,644,200
25 Rape prevention and services--0.5 FTE position 2,572,300
26 Child advocacy centers--0.5 FTE position 1,000,000
27 Child abuse and neglect-children's justice act--1.0

1 FTE position 613,000
2 Family preservation and prevention services programs . 2,500,000
3 GROSS APPROPRIATION..... $ 88,196,900
4 Appropriated from:
5 Federal revenues:
6 Social security act, temporary assistance for needy
7 families 48,793,400
8 Total other federal revenues..... 29,603,200
9 Special revenue funds:
10 Compulsive gaming prevention fund..... 1,040,000
11 Sexual assault victims' prevention and treatment fund 1,000,000
12 Child advocacy centers fund..... 1,000,000
13 Children's trust fund..... 2,038,500
14 State general fund/general purpose..... $ 4,721,800
15 **Sec. 107. CHILD WELFARE SERVICES**
16 Full-time equated classified positions..... 4,198.7
17 Children's services administration--97.0 FTE positions $ 6,831,400
18 Title IV-E compliance and accountability office--4.0
19 FTE positions 495,600
20 Child welfare institute--35.0 FTE positions..... 5,833,900
21 Child welfare staffing enhancement--577.0 FTE
22 positions 23,320,300
23 Child protective services workers--1,481.0 FTE
24 positions 65,198,200
25 Direct care workers--1,073.0 FTE positions..... 50,583,800
26 Education planners--14.0 FTE positions..... 747,400
27 Permanency planning conference coordinators--55.0 FTE

positions	3,218,900
Child welfare first line supervisors--522.0 FTE positions	36,691,400
Administrative support workers--226.0 FTE positions	10,074,700
Second line supervisors and technical staff--45.0 FTE positions	3,278,800
Permanency planning specialists--48.0 FTE positions	3,693,200
Contractual services, supplies, and materials	7,343,200
Settlement monitor	1,625,800
Foster care payments	205,788,600
Serious emotional disturbance - waiver program	3,269,000
Serious emotional disturbance - nonwaiver program	2,925,900
Guardianship assistance program	4,785,300
Child care fund	188,657,800
Child care fund administration--6.2 FTE positions	815,000
Adoption subsidies	215,422,000
Adoption support services--10.0 FTE positions	24,672,700
Youth in transition--5.5 FTE positions	14,439,200
Child welfare medical/psychiatric evaluations	6,607,500
Psychotropic oversight contracts	1,118,200
GROSS APPROPRIATION	$ 887,437,800
Appropriated from:	
Interdepartmental grant revenues:	
IDG from department of education	237,600
Federal revenues:	
Social security act, temporary assistance for needy families	205,342,300

1	Total other federal revenues.....	292,782,300
2	Special revenue funds:	
3	Private - collections.....	1,600,000
4	Local funds - county chargeback.....	18,274,500
5	State general fund/general purpose.....	$ 369,201,100
6	**Sec. 108. JUVENILE JUSTICE SERVICES**	
7	Full-time equated classified positions..... 183.0	
8	W.J. Maxey training school--69.0 FTE positions.....	$ 10,514,300
9	Bay pines center--42.0 FTE positions.....	4,457,400
10	Shawono center --42.0 FTE positions.....	4,523,900
11	County juvenile officers.....	3,649,600
12	Community support services--2.0 FTE positions.....	941,100
13	Juvenile justice administration and maintenance--23.0	
14	FTE positions	4,362,400
15	Juvenile accountability block grant--1.0 FTE position	1,281,300
16	Committee on juvenile justice administration--4.0 FTE	
17	positions	331,200
18	Committee on juvenile justice grants.....	5,000,000
19	GROSS APPROPRIATION.....	$ 35,061,200
20	Appropriated from:	
21	Federal revenues:	
22	Total federal revenues.....	7,091,300
23	Special revenue funds:	
24	Local funds - state share education funds.....	2,135,800
25	Local funds - county chargeback.....	8,921,100
26	State general fund/general purpose.....	$ 16,913,000
27	**Sec. 109. LOCAL OFFICE STAFF AND OPERATIONS**	

1 Full-time equated classified positions..... 5,798.0
2 Field staff, salaries and wages--5,559.0 FTE positions $ 291,359,000
3 Contractual services, supplies, and materials..... 12,082,300
4 Medical/psychiatric evaluations..... 1,420,100
5 Donated funds positions--208.0 FTE positions..... 13,197,200
6 Training and program support--21.0 FTE positions..... 2,756,400
7 Volunteer services and reimbursement..... 1,142,400
8 SSI advocates--10.0 FTE positions..... 755,500
9 GROSS APPROPRIATION..... $ 322,712,900
10 Appropriated from:
11 Interdepartmental grant revenues:
12 IDG from department of corrections..... 100,000
13 IDG from department of education..... 7,835,400
14 Federal revenues:
15 Social security act, temporary assistance for needy
16 families 60,630,100
17 Total other federal revenues..... 126,927,600
18 Special revenue funds:
19 Local funds..... 3,181,600
20 Private funds - donated funds..... 2,440,000
21 Supplemental security income recoveries..... 605,900
22 State general fund/general purpose..... $ 120,992,300
23 **Sec. 110. DISABILITY DETERMINATION SERVICES**
24 Full-time equated classified positions..... 572.4
25 Disability determination operations--546.9 FTE
26 positions ..... $ 83,048,100
27 Medical consultation program--21.4 FTE positions..... 2,436,200

1 Retirement disability determination--4.1 FTE positions 411,300
2 GROSS APPROPRIATION..... $ 85,895,600
3 Appropriated from:
4 Interdepartmental grant revenues:
5 IDG from DTMB - office of retirement services..... 522,800
6 Federal revenues:
7 Total federal revenues..... 83,114,000
8 State general fund/general purpose..... $ 2,258,800
9 **Sec. 111. CENTRAL SUPPORT ACCOUNTS**
10 Rent..... $ 43,603,000
11 Occupancy charge..... 8,236,400
12 Travel..... 7,265,900
13 Equipment..... 62,600
14 Worker's compensation..... 1,928,800
15 Payroll taxes and fringe benefits..... 365,161,900
16 GROSS APPROPRIATION..... $ 426,258,600
17 Appropriated from:
18 Interdepartmental grant revenues:
19 IDG from department of education..... 6,044,500
20 Federal revenues:
21 Social security act, temporary assistance for needy
22 families 97,687,400
23 Total other federal revenues..... 168,322,700
24 State general fund/general purpose..... $ 154,204,000
25 **Sec. 112. PUBLIC ASSISTANCE**
26 Full-time equated classified positions..... 7.0
27 Family independence program..... $ 255,268,500

1	State disability assistance payments	27,103,000
2	Food assistance program benefits	3,007,487,900
3	Food assistance program benefits (ARRA)	510,138,400
4	State supplementation	62,231,500
5	State supplementation administration	2,118,600
6	Low-income home energy assistance program	174,951,600
7	Food bank funding	1,795,000
8	Homeless programs	15,721,900
9	Chaldean community foundation	1,000,000
10	Multicultural integration funding	1,515,500
11	Unclaimed bodies	1,000,000
12	Emergency services local office allocations	16,092,600
13	Refugee assistance program--7.0 FTE positions	27,929,900
14	GROSS APPROPRIATION	$ 4,104,354,400
15	Appropriated from:	
16	Federal revenues:	
17	Federal supplemental nutrition assistance revenues	
18	(ARRA)	510,138,400
19	Social security act, temporary assistance for needy	
20	families	104,720,700
21	Total other federal revenues	3,207,501,800
22	Special revenue funds:	
23	Child support collections	29,145,800
24	Supplemental security income recoveries	14,955,900
25	Merit award trust fund	30,100,000
26	Public assistance recoupment revenue	7,010,000
27	State general fund/general purpose	$ 200,781,800

1 **Sec. 113. INFORMATION TECHNOLOGY**

2 Information technology services and projects ..... $ 115,450,900

3 Child support automation 41,735,500

4 GROSS APPROPRIATION ..... $ 157,186,400

5 Appropriated from:

6 Interdepartmental grant revenues:

7 IDG from department of education 1,943,600

8 Federal revenues:

9 Social security act, temporary assistance for needy

10 families 15,987,400

11 Total other federal revenues 87,020,000

12 State general fund/general purpose ..... $ 52,235,400

13 **Sec. 114. ONE-TIME BASIS ONLY**

14 State employee lump-sum payments ..... $ 10,541,900

15 Inspector general information technology 2,500,000

16 Before- or after-school program 1,000,000

17 Seita scholarship program 750,000

18 Juvenile justice behavioral health study 500,000

19 Medicaid eligibility review 250,000

20 State emergency relief energy services 59,900,000

21 GROSS APPROPRIATION ..... $ 75,441,900

22 Appropriated from:

23 Federal revenues:

24 Social security act, temporary assistance for needy

25 families 32,200,000

26 Total other federal revenues 7,605,100

27 State general fund/general purpose ..... $ 35,636,800

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2012-2013

GENERAL SECTIONS

Sec. 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 2012-2013 is $1,098,045,400.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is $100,595,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HUMAN SERVICES

Child care fund	$	93,192,300
County juvenile officers		3,401,800
State disability assistance payments		1,564,100
Legal support contracts		2,341,000
Child support enforcement operations		13,500
Family independence program		82,300
TOTAL	$	100,595,000

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "AFC" means adult foster care.

(b) "ARRA" means the American recovery and reinvestment act of

2009, Public Law 111-5.

(c) "Children's rights settlement agreement" means the settlement agreement entered in the case of Dwayne B. vs. Snyder, docket no. 2:06-cv-13548 in the United States district court for the eastern district of Michigan.

(d) "Current fiscal year" means the fiscal year ending September 30, 2013.

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

(f) "Director" means the director of the department of human services.

(g) "FTE" means full-time equated.

(h) "IDG" means interdepartmental grant.

(i) "JET" means jobs, education, and training program.

(j) "Previous fiscal year" means the fiscal year ending September 30, 2012.

(k) "SSI" means supplemental security income.

(*l*) "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 619.

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

(n) "Title IV-E" means part E of title IV of the social security act, 42 USC 670 to 679c.

Sec. 204. The civil service commission shall bill departments and agencies at the end of the first fiscal quarter for the 1% charge authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount

of the billing by the end of the second fiscal quarter.

Sec. 207. (1) Sanctions, suspensions, conditions for provisional license status, and other penalties shall not be more stringent for private service providers than for public entities performing equivalent or similar services.

(2) Neither the department nor private service providers or licensees shall be granted preferential treatment or considered automatically to be in compliance with administrative rules based on whether they have collective bargaining agreements with direct care workers. Private service providers or licensees without collective bargaining agreements shall not be subjected to additional requirements or conditions of licensure based on their lack of collective bargaining agreements.

Sec. 208. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this article. This requirement shall include transmission of reports via electronic mail to the recipients identified for each reporting requirement, and it shall include placement of reports on the Internet.

Sec. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference should be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan

1 businesses owned and operated by veterans, if they are
2 competitively priced and of comparable quality.
3 Sec. 211. Funds appropriated in part 1 shall not be used by a
4 principal executive department, state agency, or authority to hire
5 a person to provide legal services that are the responsibility of
6 the attorney general. This prohibition does not apply to legal
7 services for bonding activities and for those outside services that
8 the attorney general authorizes.
9 Sec. 212. (1) In addition to funds appropriated in part 1 for
10 all programs and services, there is appropriated for write-offs of
11 accounts receivable, deferrals, and for prior year obligations in
12 excess of applicable prior year appropriations, an amount equal to
13 total write-offs and prior year obligations, but not to exceed
14 amounts available in prior year revenues or current year revenues
15 that are in excess of the authorized amount.
16 (2) The department's ability to satisfy appropriation fund
17 sources in part 1 shall not be limited to collections and accruals
18 pertaining to services provided in the current fiscal year, but
19 shall also include reimbursements, refunds, adjustments, and
20 settlements from prior years.
21 Sec. 213. The department may retain all of the state's share
22 of food assistance overissuance collections as an offset to general
23 fund/general purpose costs. Retained collections shall be applied
24 against federal funds deductions in all appropriation units where
25 department costs related to the investigation and recoupment of
26 food assistance overissuances are incurred. Retained collections in
27 excess of such costs shall be applied against the federal funds

deducted in the executive operations appropriation unit.

Sec. 214. On a quarterly basis, the department shall report on the number of FTEs in pay status by type of staff.

Sec. 215. If a legislative objective of this article or the social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, cannot be implemented without loss of federal financial participation because implementation would conflict with or violate federal regulations, the department shall notify the state budget director, the house and senate appropriations committees, and the house and senate fiscal agencies and policy offices of that fact.

Sec. 217. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

1 Sec. 219. The department shall maintain a searchable website
2 accessible by the public at no cost that includes, but is not
3 limited to, all of the following:
4 (a) Fiscal year-to-date expenditures by category.
5 (b) Fiscal year-to-date expenditures by appropriation unit.
6 (c) Fiscal year-to-date payments to a selected vendor,
7 including the vendor name, payment date, payment amount, and
8 payment description.
9 (d) The number of active department employees by job
10 classification.
11 (e) Job specifications and wage rates.
12 Sec. 220. The department shall ensure that faith-based
13 organizations are able to apply and compete for services, programs,
14 or contracts that they are qualified and suitable to fulfill. The
15 department shall not disqualify faith-based organizations solely on
16 the basis of the religious nature of their organization or their
17 guiding principles or statements of faith.
18 Sec. 221. (1) If the revenue collected by the department from
19 private and local sources exceeds the amount spent from amounts
20 appropriated in part 1, the revenue may be carried forward, with
21 approval from the state budget director, into the subsequent fiscal
22 year.
23 (2) The department shall provide a report on the amount of
24 each revenue stream to be carried forward, as well as the
25 cumulative amount, for the closing fiscal year by October 30, 2013,
26 to the senate and house appropriations subcommittees on the
27 department budget, the senate and house standing committees on

1 families and human services, and the senate and house fiscal
2 agencies and policy offices.
3 Sec. 222. The department shall report no later than April 1 of
4 the current fiscal year on each specific policy change made to
5 implement a public act affecting the department that took effect
6 during the prior calendar year to the house and senate
7 appropriations subcommittees on the budget for the department, the
8 joint committee on administrative rules, and the senate and house
9 fiscal agencies.
10 Sec. 225. The department may hire physicians to be part of the
11 medical review team (MRT) on a temporary basis if Medicaid
12 applications are backlogged more than 2,000. The temporary
13 physicians shall be retained until the backlog has dropped below
14 2,000 for 2 consecutive months. The role of the physicians will be
15 to obtain medical evidence from and grant medical determinations to
16 applicants.
17 Sec. 240. The department shall notify the house and senate
18 appropriations committees and the house and senate fiscal agencies
19 of any changes to a child welfare master contract that results in
20 increased rates or increased spending on services not less than 30
21 days before the change takes effect.
22 Sec. 250. Amounts appropriated in part 1 for information
23 technology may be designated as work projects and carried forward
24 to support technology projects under the direction of the
25 department of technology, management, and budget. Funds designated
26 in this manner are not available for expenditure until approved as
27 work projects under section 451a of the management and budget act,

1984 PA 431, MCL 18.1451a.

Sec. 251. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 259. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user fees to the department of technology, management, and budget for technology-related services and projects. The user fees shall be subject to provisions of an interagency agreement between the department and agencies and the department of technology, management, and budget.

Sec. 264. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 265. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on the department budget, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 274. (1) The department, in collaboration with the state

1 budget office, shall submit to the house and senate appropriations
2 subcommittees on the department budget, the house and senate fiscal
3 agencies, and the house and senate policy offices on the day the
4 governor submits to the legislature the budget for the ensuing
5 fiscal year a report on spending and revenue projections for each
6 of the capped federal funds listed below. The report shall contain
7 actual spending and revenue in the previous fiscal year, spending
8 and revenue projections for the current fiscal year as enacted, and
9 spending and revenue projections within the executive budget
10 proposal for the fiscal year beginning October 1, 2013 for each
11 individual line item for the department budget. The report shall
12 also include federal funds transferred to other departments. The
13 capped federal funds shall include, but not be limited to, all of
14 the following:
15 (a) TANF.
16 (b) Title XX social services block grant.
17 (c) Title IV-B part I child welfare services block grant.
18 (d) Title IV-B part II promoting safe and stable families
19 funds.
20 (2) By February 15 of the current fiscal year, the department
21 shall prepare an annual report of its efforts to identify
22 additional TANF maintenance of effort sources from all of the
23 following, but not limited to:
24 (a) Other departments.
25 (b) Local units of government.
26 (c) Private sources.
27 Sec. 279. (1) All contracts relating to human services shall

be performance-based contracts that employ a client-centered results-oriented process that is based on measurable performance indicators and desired outcomes and includes the annual assessment of the quality of services provided.

(2) During the annual budget presentation, the department shall provide the senate and house appropriations subcommittees on the department budget and the senate and house fiscal agencies and policy offices a report detailing measurable performance indicators, desired outcomes, and an assessment of the quality of services provided by the department during the previous fiscal year.

Sec. 284. (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 article 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 $5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $20,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this

article 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 $20,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(5) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $40,000,000.00 for federal TANF contingency funds. It is the intent of the legislature that these funds shall be used to meet any shortfalls in budgeting for ongoing expenses that meet the eligibility requirements of the TANF block grant and for any other appropriate program expenses. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 290. Any public advertisement for state assistance shall also inform the public of the welfare fraud hotline operated by the department.

Sec. 291. (1) The department shall verify, using the e-verify system, that all new department employees, and new hire employees of contractors and subcontractors paid from funds appropriated in this article, are legally present in the United States. The department may verify this information directly or may require contractors and subcontractors to verify the information and submit a certification to the department.

(2) By March 1 of the current fiscal year, the department shall submit to the house and senate appropriations committees and the house and senate fiscal agencies a report certifying that it has verified, or has required contractors and subcontractors to verify, using the e-verify system, that all new department employees and new hire employees of contractors and subcontractors are legally present in the United States.

Sec. 293. The department may use funds from the funds appropriated in part 1 to strengthen marriage and family relations through the practice of marriage and family therapy for individuals, families, couples, or groups. The goal of the therapy shall be strengthening families by helping them avoid, eliminate, relieve, manage, or resolve marital or family conflict or discord.

Sec. 294. Funds appropriated in part 1 for the statewide automated child welfare information system is contingent upon the approval of an advanced planning document from the administration for children and families. If the necessary matching funds are identified and legislatively transferred to the information and technology services and projects line item for this purpose, any corresponding federal revenue required shall be appropriated at a 50% federal match rate. This appropriation may be designated as a work project under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a, and carried forward to support completion of this project.

Sec. 296. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the

close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house appropriations committees, and the senate and house fiscal agencies.

Sec. 298. By March 1 of the current fiscal year, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices an annual report on the supervisor-to-staff ratio by department divisions and subdivisions.

EXECUTIVE OPERATIONS

Sec. 307. (1) From the funds appropriated in part 1 for demonstration projects, $400,000.00 shall be distributed as provided in subsection (2). The amount distributed under this subsection shall not exceed 50% of the total operating expenses of the program described in subsection (2), with the remaining 50% paid by local United Way organizations and other nonprofit organizations and foundations.

(2) Funds distributed under subsection (1) shall be distributed to Michigan 2-1-1, a nonprofit corporation organized under the laws of this state that is exempt from federal income tax under section 501(c)(3) of the internal revenue code, 26 USC 501(c)(3), and whose mission is to coordinate and support a statewide 2-1-1 system. Michigan 2-1-1 shall use the funds only to

fulfill the Michigan 2-1-1 business plan adopted by Michigan 2-1-1 in January 2005.

(3) Michigan 2-1-1 shall refer to the department any calls received reporting fraud, waste, or abuse of state-administered public assistance.

(4) Michigan 2-1-1 shall report annually to the department and the house and senate standing committees with primary jurisdiction over matters relating to human services and telecommunications on 2-1-1 system performance, including, but not limited to, call volume by community health and human service needs and unmet needs identified through caller data and customer satisfaction metrics.

ADULT AND FAMILY SERVICES

Sec. 415. (1) If funds become available in part 1, the department may contract with independent contractors from various counties, including, but not limited to, faith-based and nonprofit organizations. Preference shall be given to independent contractors that provide at least 10% in matching funds, through any combination of local, state, or federal funds or in-kind or other donations. However, an independent contractor that cannot secure matching funds shall not be excluded from consideration for the fatherhood program.

(2) The department may choose providers that will work with counties to help eligible fathers under TANF guidelines to acquire skills that will enable them to increase their responsible behavior toward their children and the mothers of their children. An increase of financial support for their children should be a very

high priority as well as emotional support.

(3) A fatherhood initiative program established under this section shall minimally include at least 3 of the following components: promoting responsible, caring, and effective parenting through counseling; mentoring and parental education; enhancing the abilities and commitment of unemployed or low-income fathers to provide material support for their families and to avoid or leave welfare programs by assisting them to take advantage of job search programs, job training, and education to improve their work habits and work skills; improving fathers' ability to effectively manage family business affairs by means such as education, counseling, and mentoring in household matters; infant care; effective communication and respect; anger management; children's financial support; and drug-free lifestyle.

(4) The department is authorized to make allocations of TANF funds, of not more than 20% per county, under this section only to agencies that report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements.

(5) Upon receipt of the promotion of responsible fatherhood funds from the United States department of health and human services, the department shall use the program criteria set forth in subsection (3) to implement the program with the federal funds.

Sec. 416. (1) If funds become available in part 1, the department may contract with independent contractors from various counties, including, but not limited to, faith-based and nonprofit organizations. Preference shall be given to independent contractors that provide at least 10% in matching funds, through any

1 combination of local, state, or federal funds or in-kind or other
2 donations. However, an independent contractor that cannot secure
3 matching funds shall not be excluded from consideration for a
4 marriage initiative program.
5 (2) The department may choose providers to work with counties
6 that will work to support and strengthen marriages of those
7 eligible under the TANF guidelines. The areas of work may include,
8 but are not limited to, marital counseling, domestic violence
9 counseling, family counseling, effective communication, and anger
10 management as well as parenting skills to improve the family
11 structure.
12 (3) A marriage initiative program established under this
13 section may include, but is not limited to, 1 or more of the
14 following: public advertising campaigns on the value of marriage
15 and the skills needed to increase marital stability and health;
16 education in high schools on the value of marriage, relationship
17 skills, and budgeting; premarital, marital, family, and domestic
18 violence counseling; effective communication; marriage mentoring
19 programs which use married couples as role models and mentors in
20 at-risk communities; anger management; and parenting skills to
21 improve the family structure.
22 (4) The department is authorized to make allocations of TANF
23 funds, of not more than 20% per county, under this section only to
24 agencies that report necessary data to the department for the
25 purpose of meeting TANF eligibility reporting requirements.
26 (5) Upon receipt of the healthy marriage promotion grant from
27 the United States department of health and human services, the

department shall use the program criteria set forth in subsection (3) to implement the program with the federal funds.

Sec. 420. (1) From the funds appropriated in part 1, the department shall contract with the prosecuting attorneys association of Michigan for 2 elder abuse resource prosecuting attorneys positions to provide the support and services necessary to increase the capability of the state's prosecutors, adult protective service system, and criminal justice system to effectively identify, investigate, and prosecute elder abuse and financial exploitation.

(2) By March 1 of the current fiscal year, the prosecuting attorneys association shall provide a report on the efficacy of the contract to the state budget office, the house and senate appropriations subcommittees on the department budget, the house and senate fiscal agencies, and the house and senate policy offices.

Sec. 423. From the funds appropriated in part 1 for elder law of Michigan MiCAFE contract, the department shall allocate not less than $175,000.00 to the elder law of Michigan MiCAFE to assist this state's elderly population to participate in the food assistance program. The funds may be used as state matching funds to acquire available United States department of agriculture funding to provide outreach program activities, such as eligibility screen and information services, as part of a statewide food stamp hotline.

Sec. 424. Not later than April 1, 2013, the department may enter into a contract with a nonprofit entity that operates throughout this state to provide vehicle purchases and vehicle

1 repairs for all low-income individuals who the department
2 determines are eligible. The department shall work in conjunction
3 with the nonprofit entity to ensure that the barriers to self-
4 sufficiency are removed for each individual.
5 Sec. 425. From the funds appropriated in part 1, the
6 department shall provide individuals not more than $500.00 for
7 vehicle repairs, including any repairs done in the previous 12
8 months. However, the department may in its discretion pay for
9 repairs up to $900.00. Payments under this section shall include
10 the combined total of payments made by the department and work
11 participation program. By December 31, the department shall provide
12 to the senate and house appropriations subcommittees on the
13 department budget, the senate and house fiscal agencies, and the
14 senate and house policy offices a report detailing the number of
15 payments for repairs that exceeded $500.00 in the prior fiscal
16 year.

17 **CHILDREN'S SERVICES**

18 Sec. 501. A goal is established that not more than 35% of all
19 children in foster care at any given time during the current fiscal
20 year will have been in foster care for 24 months or more. During
21 the annual budget presentation, the department shall provide a
22 report describing the steps that will be taken to achieve the
23 specific goal established in this section.
24 Sec. 502. From the funds appropriated in part 1 for foster
25 care, the department shall provide 50% reimbursement to Indian
26 tribal governments for foster care expenditures for children who

are under the jurisdiction of Indian tribal courts and who are not otherwise eligible for federal foster care cost sharing.

Sec. 503. The department shall oversee a contract with an outside vendor to establish per diem rates for private agencies providing foster care, residential care, and juvenile justice, and to establish per diem rates for the department providing same services, using an economic rate-setting methodology that results in a rate that is adequate, reasonable, cost-based, compliant with federal regulations, and supportive of state contractual requirements. The outside vendor shall consult with private providers that have contracts with the department on establishing the costs of providing services. The outside vendor shall establish an agreement among the private providers and the department on the parameters for setting the costs before recommending the per diem rates. The rates shall be established by an outside vendor before the implementation of contracts. The department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices a report detailing the rates by March 1 of the current fiscal year.

Sec. 504. The department shall establish the statewide automated child welfare information system by September 30, 2013.

Sec. 505. By March 1 of the current fiscal year, the department and Wayne County shall provide to the senate and house appropriations committees on the department budget and the senate and house fiscal agencies and policy offices a report for youth

1 served in the previous fiscal year and in the first quarter of the
2 current fiscal year outlining the number of youth served within
3 each juvenile justice system, the type of setting for each youth,
4 performance outcomes, and financial costs or savings.
5 Sec. 506. The department shall guarantee that a child under
6 state or court supervision who receives Medicaid will continue to
7 receive Medicaid with no break in coverage if the child moves to
8 another county and remains under the supervision of the state or
9 court. The state or court supervision in this section may be
10 provided through public or private service providers.
11 Sec. 507. The department's ability to satisfy appropriation
12 deducts in part 1 for foster care private collections shall not be
13 limited to collections and accruals pertaining to services provided
14 only in the current fiscal year but may include revenues collected
15 during the current fiscal year for services provided in prior
16 fiscal years.
17 Sec. 508. (1) In addition to the amount appropriated in part 1
18 for children's trust fund grants, money granted or money received
19 as gifts or donations to the children's trust fund created by 1982
20 PA 249, MCL 21.171 to 21.172, is appropriated for expenditure.
21 (2) The department and the child abuse neglect and prevention
22 board shall collaborate to ensure that administrative delays are
23 avoided and the local grant recipients and direct service providers
24 receive money in an expeditious manner. The department and board
25 shall seek to have the children's trust fund grants distributed no
26 later than October 31 of the current fiscal year.
27 Sec. 510. The department, in conjunction with the legislature

and representatives from the counties and private child welfare providers, shall carry out a work group to determine how the state can best assist counties on identifying and providing performance-based community programs for foster care and juvenile justice. By March 1, 2013, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices a report detailing the work group findings.

Sec. 511. (1) By February 1, 2013, the department, in conjunction with the legislature, representatives from private providers, state court administrators, and other interested parties, shall carry out a work group to determine which statewide, standardized assessment tools will be used for children in both the foster care and juvenile justice systems, and the costs of implementing the tools. The tools shall be used by the state, the private providers, and the courts for all children under their supervision. By March 1, 2013, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices a report detailing the work group findings.

(2) The department shall track the number and percentage of children who received both a physical and mental health assessment before placement in the foster care and juvenile justice systems and provide quarterly reports to the senate and house appropriations subcommittees on the department budget, the senate

and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices on the number and percentage of children who received the assessments.

Sec. 512. The department shall conduct an analysis of expenses in the child care fund at the county level. By March 1, 2013, the department shall provide to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices a report detailing the findings.

Sec. 513. (1) The department shall not expend funds appropriated in part 1 to pay for the direct placement by the department of a child in an out-of-state facility unless all of the following conditions are met:

(a) There is no appropriate placement available in this state as determined by the department interstate compact office.

(b) An out-of-state placement exists that is nearer to the child's home than the closest appropriate in-state placement as determined by the department interstate compact office.

(c) The out-of-state facility meets all of the licensing standards of this state for a comparable facility.

(d) The out-of-state facility meets all of the applicable licensing standards of the state in which it is located.

(e) The department has done an on-site visit to the out-of-state facility, reviewed the facility records, reviewed licensing records and reports on the facility, and believes that the facility is an appropriate placement for the child.

(2) The department shall not expend money for a child placed in an out-of-state facility without approval of the deputy director for children's services. The department shall notify the appropriate state agency in that state including the name of the out-of-state provider who accepted the placement.

(3) The department shall submit a report by February 1 of the current fiscal year on the number of children who were placed in out-of-state facilities during the previous fiscal year, the number of Michigan children residing in such facilities at the time of the report, the total cost and average per diem cost of these out-of-state placements to this state, and a list of each such placement arranged by the Michigan county of residence for each child.

Sec. 514. The department shall make a comprehensive report concerning children's protective services (CPS) to the legislature, including the senate and house policy offices and the state budget director, by January 1 of the current fiscal year, that shall include all of the following:

(a) Statistical information including, at a minimum, all of the following:

(*i*) The total number of reports of abuse or neglect investigated under the child protection law, 1975 PA 238, MCL 722.621 to 722.638, and the number of cases classified under category I or category II and the number of cases classified under category III, category IV, or category V.

(*ii*) Characteristics of perpetrators of abuse or neglect and the child victims, such as age, relationship, race, and ethnicity and whether the perpetrator exposed the child victim to drug

activity, including the manufacture of illicit drugs, that exposed the child victim to substance abuse, a drug house, or methamphetamine.

(*iii*) The mandatory reporter category in which the individual who made the report fits, or other categorization if the individual is not within a group required to report under the child protection law, 1975 PA 238, MCL 722.621 to 722.638.

(*iv*) The number of cases that resulted in the separation of the child from the parent or guardian and the period of time of that separation, up to and including termination of parental rights.

(*v*) For the reported complaints of abuse or neglect by teachers, school administrators, and school counselors, the number of cases classified under category I or category II and the number of cases classified under category III, category IV, or category V.

(*vi*) For the reported complaints of abuse or neglect by teachers, school administrators, and school counselors, the number of cases that resulted in separation of the child from the parent or guardian and the period of time of that separation, up to and including termination of parental rights.

(b) New policies related to children's protective services including, but not limited to, major policy changes and court decisions affecting the children's protective services system during the immediately preceding 12-month period.

(c) The information contained in the report required under section 8d(5) of the child protection law, 1975 PA 238, MCL 722.628d, on cases classified under category III.

(d) The department policy, or changes to the department

policy, regarding children who have been exposed to the production or manufacture of methamphetamines.

Sec. 515. The department, in conjunction with court and county personnel and representatives of the private child welfare agencies operating in Kent County, shall conduct a work group that will identify a plan for implementing a pilot program to privatize all foster care and adoption services, except for child protective services, in Kent County by September 30, 2013.

Sec. 516. The department shall prepare a report by county that includes the number and percentage of foster care parents who were successfully retained in the foster care program and compares figures at the beginning of the fiscal year to the end-of-year totals and provide the report by October 30, 2013 to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices.

Sec. 517. The department, in conjunction with the legislature, shall conduct a work group on the feasibility of implementing a dual-track child protective services pilot program and shall examine the state's definition of child abuse and shall determine whether the definition should be amended. By March 1, 2013, the department shall provide a report on the findings of the work group to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices.

Sec. 519. The department shall permit any private agency that has an existing contract with this state to provide foster care services to be also eligible to provide treatment foster care services.

Sec. 523. (1) By March 15 of the current fiscal year, the department shall report on family preservation programs for which money is appropriated in part 1 to the senate and house appropriations subcommittees on the department budget. The report shall contain all of the following for each program:

(a) The average cost per recipient served.

(b) Measurable performance indicators.

(c) Desired outcomes or results and goals that can be measured on an annual basis, or desired results for a defined number of years.

(d) Monitored results.

(e) Innovations that may include savings or reductions in administrative costs.

(2) If money becomes available in part 1 for youth in transition and domestic violence prevention and treatment, the department is authorized to make allocations of TANF funds only to agencies that report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements.

Sec. 525. The department shall implement the same on-site evaluation processes for privately operated child welfare and juvenile justice residential facilities as is used to evaluate state-operated facilities. Penalties for noncompliance shall be the same for privately operated child welfare and juvenile justice

1 residential facilities and state-operated facilities.
2 Sec. 526. From the funds appropriated in part 1 for foster
3 care payments and related administrative costs, the department may
4 implement the federally approved title IV-E child welfare waiver
5 demonstration project.
6 Sec. 527. Per the department's request for 577.0 additional
7 FTEs, the funds to cover these costs shall be transferred from the
8 child welfare staffing enhancement line item to the appropriate
9 salary and wages, central support, information technology, and
10 contractual services, supplies, and materials line items. These
11 funds are not available for expenditure until they have been
12 transferred to another line item in this article under section
13 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.
14 Sec. 532. (1) The department, in collaboration with
15 representatives of private child and family agencies, shall revise
16 and improve the annual licensing review process and the annual
17 contract compliance review process for child placing agencies and
18 child caring institutions. The improvement goals shall be safety
19 and care for children. Improvements to the review process shall be
20 directed toward alleviating administrative burdens so that agency
21 resources may be focused on children. The revision shall include
22 identification of duplicative staff activities and information
23 sought from child placing agencies and child caring institutions in
24 the annual review process. The department shall report to the
25 senate and house appropriations subcommittees on the department
26 budget, the senate and house fiscal agencies and policy offices,
27 and the state budget director on or before January 15 of the

current fiscal year on the findings of the annual licensing review.

(2) The department shall conduct licensing reviews no more than once every 2 years for child placing agencies and child caring institutions that are nationally accredited and have no outstanding violations.

Sec. 533. (1) The department shall make payments to child placing facilities for in-home and out-of-home care services and adoption services within 30 days of receiving all necessary documentation from those agencies.

(2) The department shall establish a work group in conjunction with the legislature and private service providers to develop a plan to implement electronic invoices and payments for all contracts with child placing agencies.

(3) The department shall provide a report on the activities under this section by March 1, 2013 for implementation in the fiscal year ending September 30, 2014.

Sec. 537. The department, in collaboration with child placing agencies, shall develop a strategy to implement section 115o of the social welfare act, 1939 PA 280, MCL 400.115o. The strategy shall include a requirement that a department caseworker responsible for preparing a recommendation to a court concerning a juvenile placement shall provide, as part of the recommendation, information regarding the requirements of section 115o of the social welfare act, 1939 PA 280, MCL 400.115o.

Sec. 540. If a physician or psychiatrist who is providing services to state or court wards placed in a residential facility submits a formal request to the department to change the

psychotropic medication of a ward, the department shall, if the ward is a state ward, make a determination on the proposed change within 30 days after the request or, if the ward is a temporary court ward, seek parental consent within 7 business days after the request.

Sec. 546. (1) From the funds appropriated in part 1 for foster care payments and from child care fund, the department shall pay providers of foster care services not less than a $37.00 administrative rate.

(2) From the funds appropriated in part 1 for foster care payments and from child care fund, the department shall pay providers of general independent living services not less than a $28.00 administrative rate.

(3) From the funds appropriated in part 1, the department shall reinstate the specialized independent living services administrative rate to levels that were in place for the fiscal year ending September 30, 2011.

Sec. 556. The department shall provide an annual report to the subcommittees of the senate and house appropriations committees on the department budget with the number of complaints filed by adoptive parents who were not notified that their adopted child had special needs.

Sec. 574. (1) From the funds appropriated in part 1 for foster care payments, $2,500,000.00 is allocated to support contracts with child placing agencies to facilitate the licensure of relative caregivers as foster parents. Agencies shall receive $2,300.00 for each facilitated licensure. The agency facilitating the licensure

1 would retain the placement and continue to provide case management
2 services for at least 50% of the newly licensed cases for which the
3 placement was appropriate to the agency. Up to 50% of the newly
4 licensed cases would have direct foster care services provided by
5 the department.
6 (2) From the funds appropriated for foster care payments,
7 $375,000.00 is allocated to support family incentive grants to
8 private and community-based foster care service providers to assist
9 with home improvements or payment for physical exams for applicants
10 needed by foster families to accommodate foster children.
11 Sec. 583. By February 1 of the current fiscal year, the
12 department shall implement the recommendations of the work group
13 conducted in the fiscal year ending September 30, 2012 to determine
14 what caused individuals participating as foster parents during the
15 previous fiscal year to drop out of the program. The department
16 shall provide to the senate and house appropriations subcommittees
17 on the department budget, the senate and house standing committees
18 on families and human services, and the senate and house fiscal
19 agencies and policy offices a report detailing the department's
20 progress in implementing the recommendations.
21 Sec. 585. (1) The department shall allow private nationally
22 accredited foster care and adoption agencies to conduct their own
23 staff training, based on current department policies and
24 procedures, provided that the agency trainer and training materials
25 are accredited by the department and that the agency documents to
26 the department that the training was provided. The department shall
27 provide access to any training materials requested by the private

1 agencies to facilitate this training.
2 (2) The department shall post on the department's website a
3 list of all relevant departmental training materials available to
4 private child placing agencies that are allowed to conduct their
5 own training in accordance with this section. The department shall
6 also provide to private child placing agencies that are allowed to
7 conduct their own training any updated training materials as they
8 become available.
9 Sec. 588. (1) Concurrently with public release, the department
10 shall transmit all reports from the court-appointed settlement
11 monitor, including, but not limited to, the needs assessment and
12 period outcome reporting, to the state budget office, the senate
13 and house appropriations subcommittees on the department budget,
14 and the senate and house fiscal agencies, without revision.
15 (2) The department shall report quarterly to the state budget
16 office, the senate and house appropriations subcommittees on the
17 department budget, and the senate and house fiscal agencies, on the
18 number of children enrolled in the guardianship assistance and
19 foster care - children with serious emotional disturbance waiver
20 programs.
21 Sec. 589. (1) From the funds appropriated in part 1 to
22 facilitate the transfer of foster care cases currently under
23 department supervision from department supervision to private child
24 placing agency supervision, the department shall not transfer any
25 foster care cases that require a county contribution to the private
26 agency administrative rate.
27 (2) On a monthly basis, the department shall report on the

number of all foster care cases administered by the department and all foster care cases administered by private providers.

PUBLIC ASSISTANCE

Sec. 601. Whenever a client agrees to the release of his or her name and address to the local housing authority, the department shall request from the local housing authority information regarding whether the housing unit for which vendoring has been requested meets applicable local housing codes. Vendoring shall be terminated for those units that the local authority indicates in writing do not meet local housing codes until such time as the local authority indicates in writing that local housing codes have been met.

Sec. 604. (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 who meets the requirements specified in subdivision (a), (b), (e), or (f).

(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 for the family independence program.

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

(3) Except for a person described in subsection (1)(c) or (d), a person is not disabled for purposes of this section if his or her drug addiction or alcoholism is a contributing factor material to the determination of disability. "Material to the determination of disability" means that, if the person stopped using drugs or alcohol, his or her remaining physical or mental limitations would not be disabling. If his or her remaining physical or mental limitations would be disabling, then the drug addiction or alcoholism is not material to the determination of disability and the person may receive state disability assistance. Such a person must actively participate in a substance abuse treatment program,

and the assistance must be paid to a third party or through vendor payments. For purposes of this section, substance abuse treatment includes receipt of inpatient or outpatient services or participation in alcoholics anonymous or a similar program.

Sec. 605. The level of reimbursement provided to state disability assistance recipients in licensed adult foster care facilities shall be the same as the prevailing supplemental security income rate under the personal care category.

Sec. 606. County department offices shall require each recipient of family independence program and state disability assistance who has applied with the social security administration for supplemental security income to sign a contract to repay any assistance rendered through the family independence program or state disability assistance program upon receipt of retroactive supplemental security income benefits.

Sec. 607. (1) The department's ability to satisfy appropriation deductions in part 1 for state disability assistance/supplemental security income recoveries and public assistance recoupment revenues shall not be limited to recoveries and accruals pertaining to state disability assistance, or family independence assistance grant payments provided only in the current fiscal year, but may include revenues collected during the current year that are prior year related and not a part of the department's accrued entries.

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

is recovered.

Sec. 608. Adult foster care facilities providing domiciliary care or personal care to residents receiving supplemental security income or homes for the aged serving residents receiving supplemental security income shall not require those residents to reimburse the home or facility for care at rates in excess of those legislatively authorized. To the extent permitted by federal law, adult foster care facilities and homes for the aged serving residents receiving supplemental security income shall not be prohibited from accepting third-party payments in addition to supplemental security income provided that the payments are not for food, clothing, shelter, or result in a reduction in the recipient's supplemental security income payment.

Sec. 609. The state supplementation level under the supplemental security income program for the personal care/adult foster care and home for the aged categories shall not be reduced during the current fiscal year. The legislature shall be notified not less than 30 days before any proposed reduction in the state supplementation level.

Sec. 610. (1) In developing good cause criteria for the state emergency relief program, the department shall grant exemptions if the emergency resulted from unexpected expenses related to maintaining or securing employment.

(2) For purposes of determining housing affordability eligibility for state emergency relief, a group is considered to have sufficient income to meet ongoing housing expenses if their total housing obligation does not exceed 75% of their total net

income.

(3) State emergency relief payments shall not be made to individuals who have been found guilty of fraud in regard to obtaining public assistance.

(4) State emergency relief payments shall not be made available to persons who are out-of-state residents or illegal immigrants.

(5) State emergency relief payments for rent assistance shall be distributed directly to landlords and shall not be added to Michigan bridge cards.

Sec. 611. The state supplementation level under the supplemental security income program for the living independently or living in the household of another categories shall not exceed the minimum state supplementation level as required under federal law or regulations.

Sec. 612. The department shall implement an asset test as part of the eligibility determination for applicants and existing recipients of the refugee assistance program medical benefits.

Sec. 613. The department shall provide reimbursements for the final disposition of indigent persons if the deceased's remains have not been claimed by a person having the right to control the disposition of the body regardless of whether there is no person with that right, the person cannot be located, or the person fails or refuses to exercise that right. The maximum allowable reimbursement for the final disposition shall be $800.00. In addition, reimbursement for a cremation permit fee of up to $75.00 and for mileage at the standard rate will also be made available

for an eligible cremation. The reimbursements under this section shall be used for disposal by cremation unless the deceased's expressed religious preference prohibits cremation.

Sec. 615. Except as required by federal law or regulations, funds appropriated in part 1 shall not be used to provide public assistance to a person who is an illegal alien. This section shall not prohibit the department from entering into contracts with food banks, emergency shelter providers, or other human services agencies who may, as a normal part of doing business, provide food or emergency shelter.

Sec. 616. The department shall require retailers that participate in the electronic benefits transfer program to charge no more than $2.50 in fees for cash back as a condition of participation.

Sec. 617. The department shall prepare a report on the number and percentage of public assistance recipients, categorized by type of assistance received, who were no longer eligible for assistance because of their status in the law enforcement information network and provide the report by October 1, 2013 to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices.

Sec. 619. (1) Subject to subsection (2), the department shall exempt from the denial of title IV-A assistance and food assistance benefits under 21 USC 862a any individual who has been convicted of a felony that included the possession, use, or distribution of a controlled substance, after August 22, 1996, provided that the

individual is not in violation of his or her probation or parole requirements. Benefits shall be provided to such individuals as follows:

(a) A third-party payee or vendor shall be required for any cash benefits provided.

(b) An authorized representative shall be required for food assistance receipt.

(2) Subject to federal approval, an individual is not entitled to the exemption in this section if the individual was convicted in 2 or more separate cases of a felony that included the possession, use, or distribution of a controlled substance after August 22, 1996.

Sec. 643. As a condition of receipt of federal TANF funds, homeless shelters and human services agencies shall collaborate with the department to obtain necessary TANF eligibility information on families as soon as possible after admitting a family to the homeless shelter. From the funds appropriated in part 1 for homeless programs, the department is authorized to make allocations of TANF funds only to the agencies that report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements. Homeless shelters or human services agencies that do not report necessary data to the department for the purpose of meeting TANF eligibility reporting requirements will not receive reimbursements which exceed the per diem amount they received in fiscal year 2000. The use of TANF funds under this section should not be considered an ongoing commitment of funding.

1 Sec. 645. An individual or family is considered homeless, for
2 purposes of eligibility for state emergency relief, if living
3 temporarily with others in order to escape domestic violence. For
4 purposes of this section, domestic violence is defined and verified
5 in the same manner as in the department's policies on good cause
6 for not cooperating with child support and paternity requirements.
7 Sec. 653. From the funds appropriated in part 1 for food
8 assistance, an individual who is the victim of domestic violence
9 and does not qualify for any other exemption may be exempt from the
10 3-month in 36-month limit on receiving food assistance under 7 USC
11 2015. This exemption can be extended an additional 3 months upon
12 demonstration of continuing need.
13 Sec. 657. The department shall notify persons eligible for
14 extended family independence program benefits under section 57s of
15 the social welfare act, 1939 PA 280, MCL 400.57s, that receiving
16 extended family independence program benefits will count toward the
17 federal and state lifetime limits.
18 Sec. 660. From the funds appropriated in part 1 for food bank
19 funding, the department is authorized to make allocations of TANF
20 funds only to the agencies that report necessary data to the
21 department for the purpose of meeting TANF eligibility reporting
22 requirements. The agencies that do not report necessary data to the
23 department for the purpose of meeting TANF eligibility reporting
24 requirements will not receive allocations in excess of those
25 received in fiscal year 2000. The use of TANF funds under this
26 section should not be considered an ongoing commitment of funding.
27 Sec. 669. The department shall allocate up to $2,880,000.00

for the annual clothing allowance. The allowance shall be granted to all eligible children in a family independence program group that does not include an adult.

Sec. 672. (1) The department's office of inspector general shall report to the senate and house of representatives appropriations subcommittees on the department budget, the senate and house fiscal agencies, and the senate and house policy offices by March 1 of the current fiscal year on department efforts to reduce inappropriate use of Michigan bridge cards. The department shall provide information on the number of recipients of services who used their electronic benefit transfer card inappropriately and the current status of each case, the number of recipients whose benefits were revoked, whether permanently or temporarily, as a result of inappropriate use, and the number of retailers that were fined or removed from the electronic benefit transfer program for permitting inappropriate use of the cards.

(2) As used in this section, "inappropriate use" means not used to meet a family's ongoing basic needs, including food, clothing, shelter, utilities, household goods, personal care items, and general incidentals.

Sec. 677. The department shall establish a state goal for the percentage of family independence program (FIP) cases involved in employment activities. The percentage established shall not be less than 50%. On a monthly basis, the department shall report to the senate and house appropriations subcommittees on the department budget, the senate and house fiscal agencies and policy offices, and the state budget director on the current percentage of FIP

cases involved in JET employment activities and an estimate of the current percentage of FIP cases that meet federal work participation requirements.

Sec. 686. (1) The department shall ensure that program policy requires caseworkers to confirm that individuals presenting personal identification issued by another state seeking assistance through the family independence program, food assistance program, state disability assistance program, or medical assistance program are not receiving benefits from any other state.

(2) The department shall require caseworkers to confirm the address provided by any individual seeking family independence program benefits or state disability assistance benefits.

(3) The department shall prohibit individuals with property assets assessed at a value higher than $500,000.00 from accessing assistance through department-administered programs, unless such a prohibition would violate federal rules and guidelines.

(4) The department shall require caseworkers to obtain an up-to-date telephone number during the eligibility determination or redetermination process for individuals seeking medical assistance benefits. On a monthly basis, the department shall provide the department of community health an updated list of telephone numbers for medical assistance recipients.

Sec. 696. From the funds appropriated in part 1, the department shall allocate $1,000,000.00 to the Chaldean community foundation. This money shall be utilized to provide translation services, health care services, youth tutoring and mentoring programs, and refugee resettlement services.

1 **JUVENILE JUSTICE SERVICES**

2 Sec. 706. Counties shall be subject to 50% chargeback for the
3 use of alternative regional detention services, if those detention
4 services do not fall under the basic provision of section 117e of
5 the social welfare act, 1939 PA 280, MCL 400.117e, or if a county
6 operates those detention services programs primarily with
7 professional rather than volunteer staff.

8 Sec. 707. In order to be reimbursed for child care fund
9 expenditures, counties are required to submit department-developed
10 reports to enable the department to document potential federally
11 claimable expenditures. This requirement is in accordance with the
12 reporting requirements specified in section 117a(7) of the social
13 welfare act, 1939 PA 280, MCL 400.117a.

14 Sec. 708. As a condition of receiving funds appropriated in
15 part 1 for the child care fund line item, by December 15 of the
16 current fiscal year, counties shall have an approved service
17 spending plan for the current fiscal year. Counties must submit the
18 service spending plan to the department by October 1 of the current
19 fiscal year for approval. The department shall approve within 30
20 calendar days after receipt a properly completed service plan that
21 complies with the requirements of the social welfare act, 1939 PA
22 280, MCL 400.1 to 400.119b.

23 Sec. 710. The department, Wayne County, and the third circuit
24 court may rewrite the memorandum of understanding (MOU) that
25 permits Wayne County to manage its juvenile justice system so that
26 the MOU takes into account all interested parties, including, but

not limited to, the legislature.

Sec. 719. The department shall notify the legislature at least 30 days before closing or making any change in the status, including the licensed bed capacity and operating bed capacity, of a state juvenile justice facility.

Sec. 721. If the demand for placements at state-operated juvenile justice residential facilities exceeds capacity, the department shall not increase the available occupancy or services at the facilities, and shall post a request for proposals for a contract with not less than 1 private provider of residential services for juvenile justice youth to be a residential facility of last resort.

LOCAL OFFICE SERVICES

Sec. 750. The department shall maintain out-stationed eligibility specialists in community-based organizations, community mental health agencies, nursing homes, and hospitals unless a community-based organization, community mental health agency, nursing home, or hospital requests that the program be discontinued at its facility.

Sec. 753. By January 1, 2012, the department shall implement the recommendations of the 2004 public private partnership initiative's training committee to define, design, and implement a train-the-trainer program to certify private agency staff to deliver child welfare staff training, explore the use of e-learning technologies, and include consumers in the design and

implementation of training. The intent of the legislature is to reduce training and travel costs for both the department and the private agencies. The department shall report no later than December 1 of the current fiscal year on each specific policy change made to implement enacted legislation and the plans to implement the recommendations, including timelines, to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on human services matters, the senate and house fiscal agencies and policy offices, and the state budget director.

CHILD SUPPORT ENFORCEMENT

Sec. 901. (1) The appropriations in part 1 assume a total federal child support incentive payment of $26,500,000.00.

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

(3) From the federal money received for child support incentive payments, $14,500,000.00 shall be paid to the counties based on each county's performance level for each of the federal performance measures as established in 45 CFR 305.2.

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

(5) If the child support incentive payment to the state from the federal government is greater than the amount needed to satisfy

the provisions identified in subsections (1), (2), (3), and (4), the additional funds shall be subject to appropriation by the legislature.

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

Sec. 909. (1) If statewide retained child support collections exceed $38,300,000.00, 75% of the amount in excess of $38,300,000.00 is appropriated to legal support contracts. This excess appropriation may be distributed to eligible counties to supplement and not supplant county title IV-D funding.

(2) Each county whose retained child support collections in the current fiscal year exceed its fiscal year 2004-2005 retained child support collections, excluding tax offset and financial institution data match collections in both the current year and fiscal year 2004-2005, shall receive its proportional share of the 75% excess.

Sec. 910. (1) If title IV-D-related child support collections are escheated, the state budget director is authorized to adjust the sources of financing for the funds appropriated in part 1 for legal support contracts to reduce federal authorization by 66% of the escheated amount and increase general fund/general purpose authorization by the same amount. This budget adjustment is required to offset the loss of federal revenue due to the escheated amount being counted as title IV-D program income in accordance with federal regulations at 45 CFR 304.50.

(2) The department shall notify the chairs of the house and

1 senate appropriations subcommittees on the department budget and
2 the house and senate fiscal agencies within 15 days of the
3 authorization adjustment in subsection (1).

4 **COMMUNITY ACTION AND ECONOMIC OPPORTUNITY**

5 Sec. 1105. The department shall report to the house and senate
6 appropriations subcommittees on the department budget, the house
7 and senate fiscal agencies, the house and senate policy offices,
8 and the state budget office by February 1 of the current fiscal
9 year on the number of homes, the approximate value of each home,
10 and the square footage of each home weatherized through the
11 appropriations in section 104 during the preceding quarter of the
12 calendar year.

13 **ONE-TIME BASIS ONLY**

14 Sec. 1201. From the funds appropriated in part 1, the
15 department shall allocate $2,500,000.00 for information technology
16 improvements that will improve the office of inspector general's
17 efforts to reduce waste, fraud, and abuse.

18 Sec. 1203. The department shall allocate $1,000,000.00 for the
19 operation of a statewide before- or after-school program targeted
20 to children in kindergarten through ninth grade. Eligible programs
21 must serve geographic areas near school buildings that do not meet
22 federal no child left behind annual yearly progress (AYP)
23 requirements and that include the before- or after-school programs
24 in the AYP plans as a means to improve outcomes and serve children
25 living in households with income below 200% of the federal poverty

1 guidelines as established by the United States department of health
2 and human services.
3 Sec. 1205. (1) From the funds appropriated in part 1, the
4 department shall allocate $500,000.00 to enter into a contract with
5 a state university or outside research entity to conduct a
6 behavioral health study of juvenile justice facilities operated or
7 contracted for by the state. The study shall utilize diagnostic
8 clinical interviews with and records reviews for a representative
9 random sample of juvenile justice system detainees to develop a
10 report on each of the following:
11 (a) The proportion of juvenile justice detainees with a
12 primary diagnosis of emotional disorder, the percentage of those
13 detainees considered to currently require mental health treatment,
14 and the proportion of those detainees currently receiving mental
15 health services, including a description and breakdown,
16 encompassing, at a minimum, the categories of inpatient,
17 residential, and outpatient care, of the type of mental health
18 services provided to those detainees.
19 (b) The proportion of juvenile justice detainees with a
20 primary diagnosis of addiction disorder, the percentage of those
21 detainees considered to currently require substance abuse
22 treatment, and the proportion of those detainees currently
23 receiving substance abuse services, including a description and
24 breakdown, encompassing, at a minimum, the categories of
25 residential and outpatient care, of the type of substance abuse
26 services provided to those detainees.
27 (c) The proportion of juvenile justice detainees with a dual

diagnosis of emotional disorder and addiction disorder, the percentage of those detainees considered to currently require treatment for their condition, and the proportion of those detainees currently receiving that treatment, including a description and breakdown, encompassing, at a minimum, the categories of mental health inpatient, mental health residential, mental health outpatient, substance abuse residential, and substance abuse outpatient, of the type of treatment provided to those detainees.

(d) Data indicating whether juvenile justice detainees with a primary diagnosis of emotional disorder, a primary diagnosis of addiction disorder, and a dual diagnosis of emotional disorder and addiction disorder were previously hospitalized in a state psychiatric hospital for persons with mental illness. These data shall be broken down according to each of these 3 respective categories.

(e) Data indicating whether and with what frequency juvenile justice detainees with a primary diagnosis of emotional disorder, a primary diagnosis of addiction disorder, and a dual diagnosis of emotional disorder and addiction disorder have been detained previously. These data shall be broken down according to each of these 3 respective categories.

(f) Data classifying the types of offenses historically committed by juvenile justice detainees with a primary diagnosis of emotional disorder, a primary diagnosis of addiction disorder, and a dual diagnosis of emotional disorder and addiction disorder. These data shall be broken down according to each of these 3

1 respective categories.

2 (g) Data indicating whether juvenile justice detainees have
3 previously received services managed by a community mental health
4 program or substance abuse coordinating agency. These data shall be
5 broken down according to the respective categories of detainees
6 with a primary diagnosis of emotional disorder, a primary diagnosis
7 of addiction disorder, and a dual diagnosis of emotional disorder
8 and addiction disorder.

9 (2) The report referenced under subsection (1) would be
10 provided not later than June 30 of the current fiscal year to the
11 senate and house appropriations subcommittees on human services,
12 the senate and house fiscal agencies and policy offices, and the
13 state budget director.

14 Sec. 1207. (1) The department shall make a determination of
15 Medicaid eligibility not later than 60 days after all information
16 to make the determination is received from the applicant if
17 disability is an eligibility factor. For all other Medicaid
18 applicants, including patients of a nursing home, the department
19 shall make a determination of Medicaid eligibility within 45 days
20 of application.

21 (2) From the funds appropriated in part 1, the department
22 shall implement at 2 local offices a LEAN process to increase the
23 efficiency of Medicaid eligibility determination not later than
24 December 1, 2012. The goals of the LEAN process shall include, but
25 not be limited to, identifying ways to reduce the number of days
26 that a determination is made for applicants who have submitted all
27 required information from 60 days to 45 days for applicants for

whom disability is an eligibility factor, and 45 days to 30 days for patients who reside in nursing homes and all other Medicaid applicants.

(3) Not later than April 1, 2013, the department shall provide a report to the senate and house appropriations subcommittees on the department budget, the senate and house standing committees on families and human services, and the senate and house fiscal agencies and policy offices detailing the outcomes of the LEAN process, the department's progress in achieving the eligibility standard of promptness at the 2 local offices, and the department's plan for implementing efficiency standards identified in the LEAN process statewide.

Sec. 1208. From the funds appropriated in part 1 for Seita scholarship program, the department shall allocate $750,000.00 to the Seita scholarship program.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1301. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates,

economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

ARTICLE XI

JUDICIARY

PART 1

LINE-ITEM APPROPRIATIONS

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

JUDICIARY

APPROPRIATION SUMMARY

Full-time equated exempted positions..... 472.0

GROSS APPROPRIATION..... $ 273,760,100

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental transfers 2,638,200

ADJUSTED GROSS APPROPRIATION..... $ 271,121,900

Federal revenues:

Total federal revenues..... 6,017,100

Special revenue funds:

Total local revenues..... 7,049,300

Total private revenues..... 921,800

1 Total other state restricted revenues 86,382,200
2 State general fund/general purpose ..... $ 170,751,500
3 State general fund/general purpose schedule:
4 Ongoing state general fund/general
5 purpose $170,114,600
6 One-time state general fund/general
7 purpose $636,900
8 **Sec. 102. SUPREME COURT**
9 Full-time equated exempted positions..... 237.0
10 Supreme court administration--92.0 FTE positions ..... $ 12,701,800
11 Judicial institute--13.0 FTE positions 2,151,300
12 State court administrative office--61.0 FTE positions 13,645,900
13 Judicial information systems--22.0 FTE positions 3,498,100
14 Direct trial court automation support--36.0 FTE
15 positions 6,970,700
16 Foster care review board--10.0 FTE positions 1,493,700
17 Community dispute resolution--3.0 FTE positions 2,350,900
18 Other federal grants 275,100
19 Drug treatment courts 13,383,000
20 Community court pilot project 20,000
21 GROSS APPROPRIATION ..... $ 56,490,500
22 Appropriated from:
23 Interdepartmental grant revenues:
24 IDG from department of state police 1,800,000
25 IDG from department of corrections 50,000
26 IDG from state police - Michigan justice training fund 326,200
27 Federal revenues:

1	DOJ, victims assistance programs.....	54,300
2	DOJ, drug court training and evaluation.....	300,000
3	DOT, national highway traffic safety administration..	1,380,900
4	HHS, access and visitation grant.....	593,800
5	HHS, children's justice grant.....	222,600
6	HHS, court improvement project.....	1,251,900
7	HHS, title IV-D child support program.....	979,700
8	HHS, title IV-E foster care program.....	625,900
9	Other federal grant revenues.....	275,100
10	Special revenue funds:	
11	Local - user fees.....	6,970,700
12	Private.....	182,500
13	Private - interest on lawyers trust accounts.....	251,100
14	Private - state justice institute.....	401,000
15	Community dispute resolution fund.....	2,350,900
16	Court of appeals filing/motion fees.....	1,641,800
17	Law exam fees.....	608,900
18	Drug court fund.....	1,920,500
19	Miscellaneous revenue.....	335,900
20	Justice system fund.....	755,400
21	State court fund.....	365,900
22	State general fund/general purpose..... $	32,845,500
23	**Sec. 103. COURT OF APPEALS**	
24	Full-time equated exempted positions..... 175.0	
25	Court of appeals operations--175.0 FTE positions..... $	21,551,100
26	GROSS APPROPRIATION..... $	21,551,100
27	Appropriated from:	

1 State general fund/general purpose ..... $ 21,551,100

2 **Sec. 104. BRANCHWIDE APPROPRIATIONS**

3 Full-time equated exempted positions 4.0

4 Branchwide appropriations--4.0 FTE positions ..... $ 8,365,400

5 GROSS APPROPRIATION ..... $ 8,365,400

6 Appropriated from:

7 State general fund/general purpose ..... $ 8,365,400

8 **Sec. 105. JUSTICES' AND JUDGES' COMPENSATION**

9 Full-time judges positions 607.0

10 Supreme court justices' salaries--7.0 justices ..... $ 1,152,300

11 Court of appeals judges' salaries--28.0 judges 4,240,300

12 District court judges' state base salaries--250.0

13 judges 23,183,300

14 District court judicial salary standardization 11,453,900

15 Probate court judges' state base salaries--104.0

16 judges 9,722,100

17 Probate court judicial salary standardization 4,715,300

18 Circuit court judges' state base salaries--218.0

19 judges 20,558,100

20 Circuit court judicial salary standardization 9,979,300

21 Judges' retirement system defined contributions 3,998,400

22 OASI, social security 5,559,800

23 GROSS APPROPRIATION ..... $ 94,562,800

24 Appropriated from:

25 Special revenue funds:

26 Court fee fund 4,890,200

27 State general fund/general purpose ..... $ 89,672,600

1 **Sec. 106. JUDICIAL AGENCIES**

2 Full-time equated exempted positions..... 7.0

3 Judicial tenure commission--7.0 FTE positions..... $ 1,084,600

4 GROSS APPROPRIATION..... $ 1,084,600

5 Appropriated from:

6 State general fund/general purpose..... $ 1,084,600

7 **Sec. 107. INDIGENT DEFENSE - CRIMINAL**

8 Full-time equated exempted positions..... 49.0

9 Appellate public defender program--42.0 FTE positions $ 6,109,300

10 Appellate assigned counsel administration--7.0 FTE

11 positions 1,032,100

12 GROSS APPROPRIATION..... $ 7,141,400

13 Appropriated from:

14 Interdepartmental grant revenues:

15 IDG from state police - Michigan justice training fund 452,900

16 Federal revenues:

17 Other federal grant revenues..... 281,700

18 Special revenue funds:

19 Private - interest on lawyers trust accounts..... 79,000

20 Miscellaneous revenue..... 127,500

21 State general fund/general purpose..... $ 6,200,300

22 **Sec. 108. INDIGENT CIVIL LEGAL ASSISTANCE**

23 Indigent civil legal assistance..... $ 7,937,000

24 GROSS APPROPRIATION..... $ 7,937,000

25 Appropriated from:

26 Special revenue funds:

27 State court fund..... 7,937,000

1 State general fund/general purpose ..... $ 0

2 **Sec. 109. TRIAL COURT OPERATIONS**

3 Court equity fund reimbursements ..... $ 60,835,100

4 Judicial technology improvement fund 4,815,000

5 GROSS APPROPRIATION ..... $ 65,650,100

6 Appropriated from:

7 Special revenue funds:

8 Court equity fund 50,440,000

9 Judicial technology improvement fund 4,815,000

10 State general fund/general purpose ..... $ 10,395,100

11 **Sec. 110. GRANTS AND REIMBURSEMENTS TO LOCAL**

12 **GOVERNMENT**

13 Drug case-flow program ..... $ 250,000

14 Drunk driving case-flow program 3,300,000

15 Juror compensation reimbursement 6,600,000

16 GROSS APPROPRIATION ..... $ 10,150,000

17 Appropriated from:

18 Special revenue funds:

19 Drug fund 250,000

20 Drunk driving fund 3,300,000

21 Juror compensation fund 6,600,000

22 State general fund/general purpose ..... $ 0

23 **Sec. 111. ONE-TIME BASIS ONLY APPROPRIATIONS**

24 State employee lump-sum payments ..... $ 827,200

25 GROSS APPROPRIATION ..... $ 827,200

26 Appropriated from:

27 One-time interdepartmental grant 9,100

One-time federal revenue		51,200
One-time local revenue		78,600
One-time private revenue		8,200
One-time state restricted revenue		43,200
State general fund/general purpose	$	636,900

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2012-2013

GENERAL SECTIONS

Sec. 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 2012-2013 is $257,133,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is $127,604,200.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

SUPREME COURT

State court administrative office	$	1,611,900
Drug treatment courts		13,383,000

TRIAL COURT OPERATIONS

Court equity fund reimbursements	$	60,835,100
Judicial technology improvement fund		4,815,000

JUSTICES' AND JUDGES' COMPENSATION

District court judicial salary standardization	$	11,453,900

1	Probate court judges' state base salaries	9,722,100
2	Probate court judicial salary standardization	4,715,300
3	Circuit court judicial salary standardization	9,979,300
4	Grant to OASI contribution fund, employers share,	
5	social security	938,600
6	GRANTS AND REIMBURSEMENTS TO LOCAL GOVERNMENT	
7	Drunk driving case-flow program ..... $	3,300,000
8	Drug case-flow program	250,000
9	Juror compensation reimbursement	6,600,000
10	TOTAL ..... $	127,604,200

11 Sec. 202. (1) The appropriations authorized under this article
12 are subject to the management and budget act, 1984 PA 431, MCL
13 18.1101 to 18.1594.
14 (2) Funds appropriated in part 1 to an entity within the
15 judicial branch shall not be expended or transferred to another
16 account without written approval of the authorized agent of the
17 judicial entity. If the authorized agent of the judicial entity
18 notifies the state budget director of its approval of an
19 expenditure or transfer, the state budget director shall
20 immediately make the expenditure or transfer. The authorized
21 judicial entity agent shall be designated by the chief justice of
22 the supreme court.
23 Sec. 203. As used in this article:
24 (a) "DOJ" means the United States department of justice.
25 (b) "DOT" means the United States department of
26 transportation.
27 (c) "FTE" means full-time equated.

(d) "HHS" means the United States department of health and human services.

(e) "IDG" means interdepartmental grant.

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

Sec. 204. The judicial branch shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 208. The reporting requirements of this article shall be completed with the approval of, and at the direction of, the supreme court, except as otherwise provided in this article. The judicial branch shall use the Internet to fulfill the reporting requirements of this article. This 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. 212. The judicial branch receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The judicial branch may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 214. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable

quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 215. Not later than January 1 of each year, the state court administrative office shall prepare a travel report listing all travel by judicial branch employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the budget for the judicial branch. The report shall be submitted to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

Sec. 219. Not later than November 15, 2013, the judiciary shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house appropriations committees, and the senate and house fiscal

agencies.

Sec. 221. From the funds appropriated in part 1, the judicial branch shall develop, post, and maintain, on a user-friendly and publicly accessible Internet site, all expenditures made by the judicial branch within a fiscal year. The posting shall include the purpose for which each expenditure is made. The judicial branch shall not provide financial information on its website under this section if doing so would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that financial information.

Sec. 222. Within 14 days after the release of the executive budget recommendation, the judicial branch shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on the judiciary, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

JUDICIAL BRANCH

Sec. 301. Pursuant to the appropriations in part 1, the direct trial court automation support program of the state court administrative office shall recover direct and overhead costs from trial courts by charging for services rendered. The fee shall cover the actual costs incurred to the direct trial court automation support program in providing the service, including development of

1 future versions of case management systems.
2 Sec. 302. Funds appropriated within the judicial branch shall
3 not be expended by any component within the judicial branch without
4 the approval of the supreme court.
5 Sec. 303. Of the amount appropriated in part 1 for the
6 judicial branch, $325,000.00 is allocated for circuit court
7 reimbursement under section 3 of 1978 PA 16, MCL 800.453, and
8 $186,900.00 is allocated for court of claims reimbursement under
9 section 6413 of the revised judicature act of 1961, 1961 PA 236,
10 MCL 600.6413.
11 Sec. 306. The supreme court and the state court administrative
12 office shall continue to maintain, as a priority, the assisting of
13 local trial courts in improving the collection of judgments.
14 Sec. 308. If sufficient funds are not available from the court
15 fee fund to pay judges' compensation, the difference between the
16 appropriated amount from that fund for judges' compensation and the
17 actual amount available after the amount appropriated for trial
18 court reimbursement is made shall be appropriated from the state
19 general fund for judges' compensation.
20 Sec. 309. By April 1, 2013, the state court administrative
21 office shall provide an update on the status of the pilot mental
22 health courts to the state budget director, the senate and house
23 appropriations subcommittees on the judiciary, and the senate and
24 house fiscal agencies.
25 Sec. 310. From the funds appropriated in part 1 for drug
26 treatment court programs, with the approval of and at the
27 discretion of the supreme court, the state court administrative

office shall evaluate and collect data on the performance of drug treatment court programs. The state court administrative office shall provide an annual review of the performance of drug courts as prescribed in section 1078(6) of the revised judicature act of 1961, 1961 PA 236, MCL 600.1078. All of the following apply to that annual review:

(a) It shall include measures of the impact of drug court programs in changing offender criminal involvement (recidivism) and substance abuse and in reducing prison admissions.

(b) It shall be completed no later than April 1 of each year and shall also be provided to the senate and house appropriations subcommittees on the judiciary, the senate and house fiscal agencies, and the state budget director.

(c) The evaluation of a program funded with federal Byrne funds shall be consistent with the requirements contained in the federal Byrne grant for that program.

Sec. 311. (1) The funds appropriated in part 1 for drug treatment courts shall be administered by the state court administrative office to operate drug treatment court programs. A drug treatment court shall be responsible for handling cases involving substance abusing nonviolent offenders through comprehensive supervision, testing, treatment services, and immediate sanctions and incentives. A drug treatment court shall use all available county and state personnel involved in the disposition of cases including, but not limited to, parole and probation agents, prosecuting attorneys, defense attorneys, and community corrections providers. The funds may be used in

connection with other federal, state, and local funding sources.

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

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

(4) The judiciary shall receive $1,800,000.00 in Byrne formula grant funding as an interdepartmental grant from the department of state police to be used for expansion of drug treatment courts, to assist in avoiding prison bed space growth for nonviolent offenders in collaboration with the department of corrections.

Sec. 312. From the funds appropriated in part 1, the state court administrator shall produce a statistical report regarding the implementation of the parental rights restoration act, 1990 PA 211, MCL 722.901 to 722.908, as it pertains to minors seeking a court-issued waiver of parental consent. The state court administrative office shall report the total number of petitions filed and the total number of petitions granted in accordance with section 208.

Sec. 317. Funds appropriated in part 1 shall not be used for the permanent assignment of state-owned vehicles to justices or judges or any other judicial branch employee. This section does not preclude the use of state-owned motor pool vehicles for state business in accordance with approved guidelines.

Sec. 318. The funds appropriated in part 1 for the community

court pilot project shall be used for the purposes of administering a pilot program of neighborhood-focused community courts. The state court administrative office shall work collaboratively with the designated courts when establishing the community courts.

Sec. 320. (1) From the funds appropriated in part 1 for drug treatment courts, $6,000,000.00, including $1,641,800.00 from court of appeals filing fees and motion fees and $87,600.00 of miscellaneous revenue transferred from court of appeals funding, shall be administered by the state court administrative office to distribute as grants to qualifying courts to support a swift-and-sure sanctions grant program. Of the $6,000,000.00 designated for the program, not more than $100,000.00 shall be available to the state court administrative office to pay for employee costs associated with the administration of the program funds. Courts interested in participating in the swift-and-sure sanctions program may apply to the state court administrative office for a portion of the funds appropriated in part 1 under this section.

(2) The state court administrative office may award the swift-and-sure sanctions grant funds to any court that applies under subsection (1), that intends to operate, or is already operating, a swift-and-sure sanctions program, and that meets 1 or both of the following qualifications:

(a) The court operates a drug treatment court.

(b) The court is part of a unified trial court system.

(3) The state court administrative office shall give the following priority in awarding swift-and-sure sanctions grant funds:

(a) Courts that have already had a swift-and-sure sanctions program in operation in prior years and are making satisfactory progress in establishing and improving their programs.

(b) Courts located in counties that have high numbers of residents or former residents under the supervision of the department of corrections.

(4) By April 1, 2013, a court that receives funding under this section shall provide a report on the program to the state budget director, the senate and house appropriations subcommittees on the judiciary, and the senate and house fiscal agencies. The report shall include all of the following:

(a) The number of offenders who participate in the program.

(b) The criminal history of offenders who participate in the program.

(c) The recidivism rate of offenders who participate in the program, including the rate of return to jail, prison, or both.

(d) A detailed description of the establishment and parameters of the program.

(5) As used in this section:

(a) "Program" means a swift-and-sure sanctions program.

(b) "Unified trial court system" means a trial court in which all of the circuit, district, and probate court judges may be assigned to any division of that trial court to meet the demands of the trial court's caseload.

Sec. 321. It is the intent of the legislature that the judicial branch support a statewide legal self-help Internet website and local nonprofit self-help centers that use the

statewide website to provide assistance to individuals representing themselves in civil legal proceedings.

Sec. 322. If Byrne formula grant funding is awarded to the state appellate defender, the state appellate defender office may receive and expend Byrne formula grant funds in an amount not exceeding $250,000.00 as an interdepartmental grant from the department of state police.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

ARTICLE XII

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

PART 1

LINE-ITEM APPROPRIATIONS

1 Sec. 101. The amounts listed in this part are appropriated for
2 the department of licensing and regulatory affairs, subject to the
3 conditions set forth in this article, for the fiscal year ending
4 September 30, 2013, from the funds identified in this part. The
5 following is a summary of the appropriations in this part:
6 **DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**
7 APPROPRIATION SUMMARY
8 Full-time equated unclassified positions..... 57.5
9 Full-time equated classified positions..... 4,259.8
10 GROSS APPROPRIATION..... $ 791,943,300
11 Interdepartmental grant revenues:
12 Total interdepartmental grants and intradepartmental
13 transfers 13,496,900
14 ADJUSTED GROSS APPROPRIATION..... $ 778,446,400
15 Federal revenues:
16 Total federal revenues..... 391,076,000
17 Special revenue funds:
18 Total local revenues..... 7,159,900
19 Total private revenues..... 3,927,800
20 Total other state restricted revenues..... 325,711,800
21 State general fund/general purpose..... $ 50,570,900
22 State general fund/general purpose schedule:
23 Ongoing state general fund/general
24 purpose 50,393,400
25 One-time state general fund/general
26 purpose 177,500

1 **Sec. 102. DEPARTMENTAL ADMINISTRATION**

2 Full-time equated unclassified positions..... 57.5

3 Full-time equated classified positions..... 128.0

4	Unclassified salaries--57.5 FTE positions.....	$ 4,595,900
5	Executive director programs--33.0 FTE positions.....	5,678,300
6	Property management.....	12,495,200
7	Rent.....	12,032,200
8	Worker's compensation.....	713,200
9	Special project advances.....	200,000
10	Administrative services--91.0 FTE positions.....	10,655,400
11	Office of regulatory reinvention--4.0 FTE positions..	415,800
12	GROSS APPROPRIATION.....	$ 46,786,000
13	Appropriated from:	
14	Federal revenues:	
15	DOE-OEERE, multiple grants.....	3,000
16	DED-OSERS, rehabilitation services, vocational	
17	rehabilitation of state grants.....	4,219,600
18	DOL-ETA, unemployment insurance.....	12,335,400
19	DOL, multiple grants for safety and health.....	797,600
20	Federal revenues.....	453,100
21	Title XVIII Medicare.....	423,100
22	Title XIX Medicaid.....	21,700
23	Title XIX Medicaid, facility certification fees.....	265,800
24	Special revenue funds:	
25	Private - special project advances.....	200,000
26	Local revenues.....	130,900
27	Bank fees.....	381,700

Boiler fee revenue	244,400
Construction code fund	1,239,300
Consumer finance fees	78,300
Contingent fund, penalty and interest account	39,900
Corporation fees	4,442,000
Credit union fees	386,900
Deferred presentment service transaction fees	25,000
Elevator fees	251,500
Fees and collections/asbestos	104,200
Fire service fees	805,700
Health professions regulatory fund	1,667,900
Health systems fees	285,000
Insurance licensing and regulation fees	1,848,600
Insurance bureau fund	589,600
Licensing and regulation fees	1,092,300
Liquor license revenue	34,500
Liquor purchase revolving fund	5,020,600
MBLSLA fund	86,400
Mobile home code fund	253,400
Motor carrier fees	238,100
Private occupational school license fees	14,000
Public utility assessments	2,519,500
Radiological health fees	95,600
Safety education and training fund	798,900
Second injury fund	255,500
Securities fees	2,555,500
Self-insurers security fund	92,300

1 Silicosis and dust disease fund..... 113,900
2 Tax tribunal fund..... 192,600
3 Video franchise assessments..... 4,000
4 Workers' compensation administrative revolving fund .. 134,500
5 State general fund/general purpose..... $ 2,044,200
6 **Sec. 103. OFFICE OF FINANCIAL AND INSURANCE**
7 **REGULATION**
8 Full-time equated classified positions..... 374.0
9 Administration--45.0 FTE positions..... $ 7,956,900
10 Financial evaluation--209.0 FTE positions..... 36,871,300
11 Regulatory compliance and consumer assistance--120.0
12 FTE positions 19,684,400
13 GROSS APPROPRIATION..... $ 64,512,600
14 Appropriated from:
15 Federal revenues:
16 Federal revenues..... 2,000,000
17 Special revenue funds:
18 Bank fees..... 8,801,900
19 Captive insurance regulatory and supervision fund 279,400
20 Consumer finance fees..... 4,673,700
21 Credit union fees..... 6,796,400
22 Deferred presentment service transaction fees 2,900,800
23 Insurance bureau fund..... 22,012,300
24 Insurance continuing education fees..... 1,097,400
25 Insurance licensing and regulation fees..... 5,168,300
26 MBLSLA fund..... 4,629,600
27 Multiple employer welfare arrangement..... 72,600

1 Securities fees..... 5,080,200
2 Securities investor education and training fund..... 1,000,000
3 State general fund/general purpose..... $ 0
4 **Sec. 104. PUBLIC SERVICE COMMISSION AND ENERGY**
5 **SYSTEMS**
6 Full-time equated classified positions..... 193.0
7 Public service commission--190.0 FTE positions..... $ 29,265,100
8 METRO authority--3.0 FTE positions..... 367,300
9 GROSS APPROPRIATION..... $ 29,632,400
10 Appropriated from:
11 Federal revenues:
12 DOE-OEERE, multiple grants..... 9,000
13 DOT, gas pipeline safety..... 950,000
14 Special revenue funds:
15 Children's protection registry fund..... 272,600
16 Motor carrier fees..... 2,520,300
17 Public utility assessments..... 25,040,500
18 Restructuring mechanism assessments..... 440,000
19 Video franchise assessments..... 400,000
20 State general fund/general purpose..... $ 0
21 **Sec. 105. LIQUOR CONTROL COMMISSION**
22 Full-time equated classified positions..... 152.0
23 Management support services--28.0 FTE positions..... $ 4,185,100
24 Liquor licensing and enforcement--124.0 FTE positions 14,523,800
25 GROSS APPROPRIATION..... $ 18,708,900
26 Appropriated from:
27 Special revenue funds:

1	Direct shipper enforcement revolving fund.....	120,000
2	Liquor license revenue.....	7,510,400
3	Liquor purchase revolving fund.....	11,078,500
4	State general fund/general purpose..... $	0
5	**Sec. 106. OCCUPATIONAL REGULATION**	
6	Full-time equated classified positions..... 795.3	
7	Boiler inspection program--23.0 FTE positions..... $	3,172,900
8	Bureau of fire services--62.0 FTE positions.....	7,641,000
9	Bureau of construction codes--100.0 FTE positions....	14,731,600
10	Bureau of commercial services--155.0 FTE positions...	21,299,300
11	Elevator inspection program--30.0 FTE positions.....	3,545,600
12	Bureau of health professions--151.0 FTE positions....	26,822,000
13	Medical marihuana program--9.0 FTE positions.....	4,200,000
14	Bureau of health systems--211.4 FTE positions.....	27,197,600
15	Radiological health administration--21.4 FTE positions	3,345,400
16	Background check program--5.5 FTE positions.....	2,595,000
17	Manufactured housing and land resources	
18	program--18.0 FTE positions	2,874,700
19	Property development group--9.0 FTE positions.....	1,767,500
20	GROSS APPROPRIATION..... $	119,192,600
21	Appropriated from:	
22	Interdepartmental grant revenues:	
23	IDG from department of community health, inspection	
24	contract	100,000
25	Federal revenues:	
26	Clinical lab improvement.....	386,700
27	DOT.....	60,000

FEMA	28,000
Mammography quality standards	744,500
Title XVIII Medicare	10,946,600
Title XIX Medicaid	968,900
Title XIX Medicaid, facility certification fees	7,483,600
Special revenue funds:	
Private - civil monetary penalties	200,000
Accountancy enforcement fund	404,800
Boiler fee revenue	3,627,500
Builder enforcement fund	450,800
Construction code fund	13,853,400
Corporation fees	6,728,000
Elevator fees	3,969,200
Fire alarm fees	125,400
Fire safety standard and enforcement fund	40,000
Fire service fees	2,346,000
Fireworks safety fund	652,700
Health professions regulatory fund	27,624,900
Health systems fees	2,555,700
Licensing and regulation fees	11,998,200
Liquor purchase revolving fund	3,003,900
Mobile home code fund	2,874,700
Nurse professional fund	1,883,300
Pain management fees	1,770,600
Private occupational school license fees	832,200
Property development fees	298,900
Radiological health fees	2,600,900

1 Real estate appraiser continuing education fund..... 47,000
2 Real estate education fund..... 338,100
3 Real estate enforcement fund..... 694,300
4 Survey and remonumentation fund..... 809,700
5 Security business fund..... 340,100
6 Unarmed combat fund..... 124,700
7 State general fund/general purpose..... $ 8,279,300
8 **Sec. 107. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH**
9 **ADMINISTRATION**
10 Full-time equated classified positions..... 250.0
11 Occupational safety and health--219.0 FTE positions.. $ 30,623,000
12 Wage and hour division--31.0 FTE positions..... 3,388,300
13 GROSS APPROPRIATION..... $ 34,011,300
14 Appropriated from:
15 Federal revenues:
16 DOL, multiple grants for safety and health..... 14,371,900
17 Special revenue funds:
18 Corporation fees..... 6,244,900
19 Fees and collections/asbestos..... 984,100
20 Safety education and training fund..... 9,039,600
21 Securities fees..... 3,370,800
22 State general fund/general purpose..... $ 0
23 **Sec. 108. EMPLOYMENT SERVICES**
24 Full-time equated classified positions..... 2,104.6
25 Worker's compensation administration--69.6 FTE
26 positions ..... $ 7,646,100
27 Insurance funds administration--25.0 FTE positions... 5,138,900

1	Supplemental benefit fund	820,000
2	Unemployment insurance agency--1,262.7 FTE positions	152,814,400
3	Advocacy assistance program	1,500,000
4	Special audit and collections program--34.0 FTE	
5	positions	3,301,300
6	Training program for agency staff--2.1 FTE positions	1,849,500
7	Expanded fraud control program--33.2 FTE positions	3,811,400
8	Commission for the blind--107.0 FTE positions	27,748,900
9	Michigan rehabilitation services--550.0 FTE positions	77,290,200
10	Employment and labor relations--21.0 FTE positions	3,984,500
11	GROSS APPROPRIATION	$ 285,905,200
12	Appropriated from:	
13	Federal revenues:	
14	DED-OPSE, multiple grants	1,333,300
15	DED-OSERS, centers for independent living	60,300
16	DED-OSERS, rehabilitation long-term training	328,400
17	DED-OSERS, rehabilitation services, vocational	
18	rehabilitation of state grants	60,799,100
19	DED-OSERS, state grants for technical related	
20	assistance	67,700
21	DOL, employment and training administration	1,355,800
22	DOL-ETA, unemployment insurance	156,606,100
23	Federal revenues	21,034,900
24	HHS-SSA, supplemental security income	4,079,400
25	Special revenue funds:	
26	Private - gifts, bequests, and donations	816,000
27	Private revenues	111,800

1 Local revenues		529,000
2 Corporation fees		1,892,000
3 Contingent fund, regular penalty and interest		4,314,700
4 Michigan commission for the blind business		
5 enterprise program fund		562,000
6 Rehabilitation service fees		1,401,500
7 Second injury fund		2,911,400
8 Securities fees		4,394,500
9 Self-insurers security fund		1,308,200
10 Silicosis and dust disease fund		1,064,300
11 Special fraud control fund		1,000,000
12 Workers' compensation administrative revolving fund		2,383,000
13 State general fund/general purpose	$	17,551,800
14 **Sec. 109. MICHIGAN ADMINISTRATIVE HEARING SYSTEM**		
15 Full-time equated classified positions 260.9		
16 Michigan administrative hearing system--231.4 FTE		
17 positions	$	35,418,100
18 Michigan compensation appellate commission--29.5 FTE		
19 positions		3,835,200
20 GROSS APPROPRIATION	$	39,253,300
21 Appropriated from:		
22 Interdepartmental grant revenues:		
23 IDG - administrative hearings		13,233,400
24 Federal revenues:		
25 DOL-ETA, unemployment insurance		3,552,400
26 Federal revenue - administrative hearings and rules		8,531,000
27 Special revenue funds:		

State restricted revenue - administrative hearings and rules		12,641,000
Workers' compensation administrative revolving fund		282,800
State general fund/general purpose	$	1,012,700

Sec. 110. INFORMATION TECHNOLOGY

Information technology services and projects	$	45,310,200
Liquor control commission IT upgrades		2,000,000
GROSS APPROPRIATION	$	47,310,200
Appropriated from:		
Federal revenues:		
DOL-ETA, unemployment insurance		22,256,000
DOL, multiple grants for safety and health		273,700
Federal revenues		3,584,100
Special revenue funds:		
Bank fees		219,500
Boiler fee revenue		280,500
Construction code fund		1,137,800
Consumer finance fees		95,100
Corporation fees		5,343,600
Credit union fees		192,100
Deferred presentment service transaction fees		85,700
Elevator fees		271,300
Fees and collections/asbestos		11,000
Fire service fees		353,500
Health professions regulatory fund		873,900
Health systems fees		186,400
Insurance continuing education fees		11,700

1	Insurance bureau fund	545,500
2	Insurance licensing and regulation fees	315,000
3	Licensing and regulation fees	1,757,500
4	Liquor purchase revolving fund	4,915,400
5	MBLSLA fund	104,100
6	Mobile home code fund	245,200
7	Motor carrier fees	191,300
8	Pain management fees	160,000
9	Public utility assessments	1,550,800
10	Radiological health fees	140,000
11	Safety education and training fund	667,100
12	Second injury fund	143,600
13	Securities fees	990,600
14	Self-insurers security fund	71,500
15	Silicosis and dust disease fund	61,500
16	Tax tribunal fund	210,000
17	State general fund/general purpose	$ 65,200
18	**Sec. 111. DEPARTMENT GRANTS**	
19	Personal assistance services	$ 459,500
20	Vocational rehabilitation customer support	57,328,400
21	Independent living	4,488,600
22	Fire protection grants	9,273,900
23	Liquor law enforcement grants	6,600,000
24	Remonumentation grants	5,300,000
25	Private grant programs	1,500,000
26	Subregional libraries state aid	451,800
27	Utility consumer representation	950,000

1	Youth low-vision program.....	241,800
2	GROSS APPROPRIATION.....	$ 86,594,000
3	Appropriated from:	
4	Federal revenues:	
5	DED-OSERS, centers for independent living.....	450,200
6	DED-OSERS, rehabilitation services, vocational	
7	rehabilitation of state grants.....	37,056,700
8	DED-OSERS, rehabilitation services facilities.....	2,272,500
9	DED-OSERS, supported employment.....	1,541,300
10	DED-OSERS, state grants for technical related	
11	assistance	2,240,800
12	HHS-SSA, supplemental security income.....	4,368,400
13	Special revenue funds:	
14	Private - gifts, bequests, and donations.....	1,100,000
15	Private revenues.....	1,500,000
16	Local vocational rehabilitation match.....	6,300,000
17	Local vocational rehabilitation facilities match.....	200,000
18	Contingent fund, penalty and interest account.....	1,000,000
19	Fire protection fund.....	8,500,000
20	Liquor purchase revolving fund.....	773,900
21	Liquor license revenue.....	6,600,000
22	Survey and remonumentation fund.....	5,300,000
23	Utility consumer representation fund.....	950,000
24	State general fund/general purpose.....	$ 6,440,200
25	**Sec. 112. ONE-TIME BASIS ONLY APPROPRIATIONS**	
26	State employee lump-sum payments.....	$ 5,036,800
27	GROSS APPROPRIATION.....	$ 5,036,800

1 Appropriated from:
2 Interdepartmental grant revenues 163,500
3 Federal revenues 2,815,400
4 State restricted revenues 1,880,400
5 State general fund/general purpose ..... $ 177,500
6 **Sec. 113. AUTISM COVERAGE**
7 Full-time equated classified positions..... 2.0
8 Autism coverage reimbursement program--2.0 FTE
9 positions ..... $ 15,000,000
10 GROSS APPROPRIATION ..... $ 15,000,000
11 Appropriated from:
12 State general fund/general purpose ..... $ 15,000,000

13 PART 2
14 PROVISIONS CONCERNING APPROPRIATIONS
15 FOR FISCAL YEAR 2012-2013
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 2012-2013 is $376,282,700.00 and state
20 spending from state resources to be paid to local units of
21 government for fiscal year 2012-2013 is $21,625,700.00. The
22 itemized statement below identifies appropriations from which
23 spending to local units of government will occur:
24 DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
25 Fire protection grants..... $ 9,273,900

Liquor law enforcement	6,600,000
Remonumentation grants	5,300,000
Subregional libraries state aid	451,800
Total department of licensing and regulatory affairs	$ 21,625,700

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "Department" means the department of licensing and regulatory affairs.

(b) "Director" means the director of the department.

(c) "DOL" means the United States department of labor.

(d) "Fiscal agencies" means Michigan house fiscal agency and Michigan senate fiscal agency.

(e) "MAHS" means Michigan administrative hearing system.

(f) "MARVIN" means Michigan's automated response voice interactive network.

(g) "Subcommittees" means all members of the subcommittees of the house and senate appropriations committees with jurisdiction over the budget for the department.

Sec. 208. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 211. (1) Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

(2) The funds appropriated in part 1 for liquor control commission information technology are designated as work project appropriations and shall not lapse at the end of the fiscal year. Any unencumbered and unexpended funds shall continue to be available for expenditure until the project has been completed. Additional appropriations in future budgets are anticipated to complete the work project within an estimated 5 years.

Sec. 212. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for

short-term and long-term retention of records shall be followed. The department may electronically retain copies or reports unless otherwise required by federal and state guidelines.

Sec. 214. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user fees to the department of technology, management, and budget for technology-related services and projects. The user fees shall be subject to provisions of an interagency agreement between the departments and agencies and the department of technology, management, and budget.

Sec. 215. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 216. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing committees on appropriations, and the senate and house fiscal agencies.

Sec. 217. (1) Due to the current budgetary problems in this state, out-of-state travel shall be limited to situations in which 1 or more of the following conditions apply:

(a) The travel is required by legal mandate or court order or for law enforcement purposes.

(b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.

(c) The travel is necessary to produce budgetary savings or to increase state revenues, including protecting existing federal funds or securing additional federal funds.

(d) The travel is necessary to comply with federal requirements.

(e) The travel is necessary to secure specialized training for staff that is not available within this state.

(f) The travel is financed entirely by federal or nonstate funds.

(2) The department shall not approve the travel of more than 1 departmental employee to a specific professional development conference or training seminar that is located outside of this state unless a professional development conference or training seminar is funded by a federal or private funding source and requires more than 1 person from a department to attend, or the conference or training seminar includes multiple issues in which 1 employee from the department does not have expertise.

(3) Not later than January 1, each department shall prepare a travel report listing all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state

budget director. The report shall include the following information:

(a) The name of each person receiving reimbursement for travel outside this state or whose travel costs were paid by this state.

(b) The destination of each travel occurrence.

(c) The dates of each travel occurrence.

(d) A brief statement of the reason for each travel occurrence.

(e) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

(f) A total of all out-of-state travel funded for the immediately preceding fiscal year.

Sec. 219. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 220. The department may carry into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. Within 14 days after the receipt of federal pass-through funds, the

department shall notify the house and senate chairpersons of the subcommittees, the fiscal agencies, and the state budget director of pass-through funds appropriated under this section.

Sec. 221. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 223. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $45,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $31,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $8,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $600,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 225. Within 10 days after the receipt of a grant appropriated in the private grant funded projects line item in part 1, the department shall notify the house and senate chairpersons of the subcommittees, the fiscal agencies, and the state budget director of the receipt of the grant, including the funding source, purpose, and amount of the grant.

Sec. 227. (1) The department shall sell documents at a price not to exceed the cost of production and distribution. Money received from the sale of these documents shall revert to the department. In addition to the funds appropriated in part 1, these funds are available for expenditure when they are received by the department of treasury. This subsection applies only for the following documents:

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

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

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

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

(e) Worker's compensation health care services rules.

(f) Construction code manuals.

(g) 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.

Sec. 228. Unless prohibited by law, the department may accept credit card or other electronic means of payment for licenses, fees, or permits.

Sec. 230. By October 31, 2012, the department shall identify 10 principal measurable outcomes to be affected by expenditure of the funds appropriated in part 1 and submit a report to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director that ranks the outcomes by level of importance and contains current data on those outcomes.

1 Beginning on April 1, 2013, the department shall provide biannual
2 updates to the house and senate appropriations committees on
3 changes in those measurable outcomes and departmental efforts to
4 improve the outcomes.
5 Sec. 231. The department shall work with the department of
6 technology, management, and budget to maintain a searchable website
7 accessible by the public at no cost that includes, but is not
8 limited to, all of the following:
9 (a) Fiscal year-to-date expenditures by category.
10 (b) Fiscal year-to-date expenditures by appropriation unit.
11 (c) Fiscal year-to-date payments to a selected vendor,
12 including the vendor name, payment date, payment amount, and
13 payment description.
14 (d) The number of active department employees by job
15 classification.
16 (e) Job specifications and wage rates.
17 Sec. 232. The department shall not develop or produce any
18 television productions.
19 Sec. 234. Within 14 days after the release of the executive
20 budget recommendation, the department shall provide the state
21 budget director, the senate and house appropriations chairs, the
22 senate and house appropriations subcommittees on licensing and
23 regulatory affairs, respectively, and the senate and house fiscal
24 agencies with an annual report on estimated state restricted fund
25 balances, state restricted fund projected revenues, and state
26 restricted fund expenditures for the fiscal years ending September
27 30, 2012 and September 30, 2013.

Sec. 236. Within 14 days of making expenditures from the appropriations in part 1 for state employee lump-sum payments, the department shall submit to the state budget director, the subcommittees, and the fiscal agencies a report containing the name, payment amount, position, nonexclusively represented employee status, and bureau/agency of any employee receiving a lump-sum payment of more than $1,000.00.

REGULATORY

Sec. 301. (1) The appropriation in part 1 for fire protection grants shall be appropriated to cities, villages, and townships with state-owned facilities for fire services, instead of taxes, in accordance with 1977 PA 289, MCL 141.951 to 141.956.

(2) Cities, villages, and townships with state-owned facilities shall report to the department no later than January 1 on a form developed by the department in order to be eligible to receive funds appropriated in part 1 for fire protection grants. The report shall indicate all of the following:

(a) The ability to respond to state facilities in their service area.

(b) The cost for being prepared and able to respond to fire service situations during the most recent fiscal year.

(c) The fire-related activities of police and fire departments on state property.

(d) The costs of these activities.

(e) The expenditures from fire protection grants.

(3) The department shall prepare a summary of the local

submissions and provide it to the subcommittees, fiscal agencies, and the state budget director by March 31.

Sec. 302. Money appropriated under this article 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

Facility type	Facility size	Fee
Hospitals	Any	$8.00 per bed

Plan review and construction inspection fees for hospitals and schools

Project cost range	Fee
$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. 303. The funds collected by the department for licenses, permits, and other elevator regulation fees set forth in the Michigan administrative code and as determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry forward to the subsequent fiscal year.

Sec. 304. The department may make available to interested entities otherwise unavailable customized listings of nonconfidential information in its possession, such as names and

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

7 Sec. 320. If the revenue collected by the department from
8 licensing and regulation fees collected by the bureau of commercial
9 services exceeds the amount expended from appropriations in part 1,
10 the revenue may be carried forward into the subsequent fiscal year.
11 The revenue carried forward under this section shall be used as the
12 first source of funds in the subsequent fiscal year.

13 Sec. 330. Funds earned or authorized by the DOL in excess of
14 the gross appropriation in part 1 for the unemployment insurance
15 agency from the DOL are appropriated and may be expended for
16 staffing and related expenses incurred in the operation of its
17 programs. These funds may be spent after the department notifies
18 the state budget director and the subcommittees of the purpose and
19 amount of each grant award.

20 Sec. 332. The unemployment insurance agency shall provide the
21 subcommittees, fiscal agencies, and state budget office with
22 quarterly status reports on the development of the agency's
23 integrated system project. The quarterly status reports shall
24 include, but not be limited to, a summary of the expenditures for
25 the project, project budget information, a summary of the tasks
26 completed and milestones reached to date, the percentage of the
27 total project completed to date, and a summary of the tasks

anticipated to be completed in the subsequent quarter.

Sec. 333. The department shall report quarterly to the members of the house and senate committees on appropriations, the fiscal agencies, and the state budget director on the percentage of unemployment claimants that meet the certification requirements for receiving benefits by using the Internet MARVIN system. The department shall implement improvements to the Internet MARVIN system that promote greater ease of access and security with a goal of reaching 50% of users certifying by using the Internet MARVIN system.

Sec. 340. MIOSHA shall provide an annual report by February 1 of each year to the state budget director, the fiscal agencies, and the subcommittees on the number of individuals killed and the number of individuals injured on the job within industries regulated by the bureau during the most recent year for which data are available.

Sec. 341. The department shall not promulgate or adopt a rule more stringent than the applicable federal standard unless specifically authorized by statute.

Sec. 342. From the funds appropriated in part 1 for Michigan occupational safety and health consultation education and training (CET) grants, not less than $80,000.00 shall be allocated to nonprofit organizations representing the mining industry in Michigan.

Sec. 368. No later than March 1, the department shall submit a report to the state budget office, the fiscal agencies, and the subcommittees, providing expenditure and revenue data and

statistical data on licensing and regulatory activities of the bureau of commercial services and the bureau of construction codes during the previous fiscal year. To the extent possible, the data required shall be reported for each individual occupation, trade, or industry regulated.

Sec. 380. Funds remaining in the homeowner construction lien recovery fund are appropriated to the department for payment of court-ordered homeowner construction lien recovery fund judgments entered prior to August 23, 2010. Pursuant to available funds, the payment of final judgments shall be made in the order in which the final judgments were entered and began accruing interest.

Sec. 390. (1) The Michigan tax tribunal within the Michigan administrative hearing system shall submit a report containing all of the following for the previous fiscal year:

(a) The number of cases heard and the number of cases decided by MAHS hearings officers, contractual hearings officers, and tribunal members during the fiscal year.

(b) The number of case filings and dispositions and the number of active and pending cases before the small claims division and the entire tribunal.

(c) The average and maximum time elapsed, both tolled and untolled, between case filings and final dispositions.

(d) The amount and percentage of tax tribunal fees generated by motions to amend.

(2) The report required under subsection (1) shall be submitted to the subcommittees, fiscal agencies, and state budget office not later than November 1.

Sec. 391. In addition to the funds appropriated in part 1, the funds collected by the office of financial and insurance regulation in connection with a conservatorship pursuant to section 32 of the mortgage brokers, lenders, and servicers licensing act, 1987 PA 173, MCL 445.1682, and funds collected by the department from corporations being liquidated pursuant to the insurance code of 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated for all expenses necessary to provide for the required services. Funds are available 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.

MICHIGAN REHABILITATION SERVICES AND MICHIGAN COMMISSION FOR THE BLIND

Sec. 603. The local match requirements for vocational rehabilitation facilities establishment grants shall not exceed 21.3% for the fiscal year ending September 30.

Sec. 604. All funds appropriated in part 1 for independent living shall be used for the support of centers for independent living in compliance with federal rules and regulations for such centers, by existing centers in serving underserved areas, and for projects to build capacity of centers to deliver independent living services. Applications for such funds shall be reviewed in accordance with criteria and procedures established by the department. Funds must be used in a manner consistent with the state plan for independent living.

Sec. 610. (1) The appropriation in part 1 for the Michigan

commission for the blind includes funds for case services. These funds may be used for tuition payments for blind clients.

(2) Revenue collected by the Michigan commission for the blind and from private and local sources that is unexpended at the end of the fiscal year may carry forward to the subsequent fiscal year.

Sec. 611. The Michigan commission for the blind and the Michigan rehabilitation services shall work collaboratively with service organizations and government entities to identify qualified match dollars to maximize use of available federal vocational rehabilitation funds.

Sec. 613. (1) The funds appropriated in part 1 for a regional or subregional library shall not be released until a budget for that regional or subregional library has been approved by the department for expenditures for library services directly serving the blind and persons with disabilities.

(2) In order to receive subregional state aid as appropriated in part 1, a regional or subregional library's fiscal agency shall agree to maintain local funding support at the same level in the current fiscal year as in the fiscal agency's preceding fiscal year. If a reduction in expenditures equally affects all agencies in a local unit of government that is the regional or subregional library's fiscal agency, that reduction shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1. If a reduction in income affects a library cooperative or district library that is a regional or subregional library's fiscal agency or a reduction in expenditures for the regional or subregional

library's fiscal agency, a reduction in expenditures for the regional or subregional library shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1.

Sec. 615. The department may provide and enter into agreements to provide general services, training, meetings, information, special equipment, software, facility use, and technical consulting services to other principal executive departments, state agencies, local units of government, the judicial branch of government, other organizations, and patrons of department facilities. The department may charge fees for these services that are reasonably related to the cost of providing the services. In addition to the funds appropriated in part 1, funds collected by the department for these services are appropriated for all expenses necessary. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury.

HEALTH REGULATION

Sec. 714. (1) The department shall report by April 1 to the subcommittees, fiscal agencies, and state budget director on the timeliness of nursing facility complaint investigations and the number of allegations that are substantiated on an annual basis. The report shall consist of the number of allegations filed by consumers and the number of facility-reported incidents. The department shall make every effort to contact every complainant and the subject of a complaint during an investigation.

(2) The department shall gather information on its most

frequently cited complaint deficiencies for the prior 3 fiscal years and include that information in the report required under subsection (1). The department shall determine whether there is an increase in the number of citations from 1 year to the next and assess the cause of the increase, if any, and whether education and training of nursing facility staff or department staff is needed.

Sec. 726. (1) The department shall submit a report by January 1 to the standing committees on appropriations of the senate and house of representatives, the fiscal agencies, and the state budget director that includes all of the following information for the prior fiscal year regarding the medical marihuana program under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430:

(a) The number of initial applications received.

(b) The number of initial applications approved and the number of initial applications denied.

(c) The average amount of time, from receipt to approval or denial, to process an initial application.

(d) The number of renewal applications received.

(e) The number of renewal applications approved and the number of renewal applications denied.

(f) The average amount of time, from receipt to approval or denial, to process a renewal application.

(g) The percentage of initial applications not approved or denied within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.

(h) The percentage of renewal applications not approved or

1 denied within the time requirements established in section 6 of the
2 Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
3 (i) The percentage of registry cards for approved initial
4 applications not issued within the time requirements established in
5 section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL
6 333.26426.
7 (j) The percentage of registry cards for approved renewal
8 applications not issued within the time requirements established in
9 section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL
10 333.26426.
11 (k) The amount collected from the medical marihuana program
12 application and renewal fees authorized in section 5 of the
13 Michigan medical marihuana act, 2008 IL 1, MCL 333.26425.
14 (*l*) The costs of administering the medical marihuana program
15 under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421
16 to 333.26430.
17 (2) If the required fees are shown to be insufficient to
18 offset all expenses of implementing and administering the medical
19 marihuana program, the department shall review and revise the
20 application and renewal fees accordingly to ensure that all
21 expenses of implementing and administering the medical marihuana
22 program are offset as is permitted under section 5 of the Michigan
23 medical marihuana act, 2008 IL 1, MCL 333.26425.
24 Sec. 731. (1) The bureau of health systems shall prepare a
25 report detailing the number of facilities, locations, and beds for
26 each type of health facility licensed, certified, inspected, or
27 otherwise regulated by the bureau. The report shall also include

the bureau's cost to license, certify, inspect, or otherwise regulate each type of facility. The data required by this subsection shall be collected and reported on acute care hospitals, home health agencies, hospices, hospice residences, psychiatric units in general hospitals, psychiatric hospitals, partial hospitalization psychiatric programs, outpatient surgical facilities, laboratories, end stage renal disease facilities, rural health clinics, substance abuse programs, long-term care facilities including nursing homes, hospital long-term care units, county medical care facilities, and radiation machines.

(2) By February 1, the bureau of health systems shall work with interested stakeholders to recommend to the governor and the legislature a schedule of fees to be charged by the bureau for regulating health facilities. The fee schedule proposed by the bureau shall bear a direct relationship to the cost of the service or act, including overhead expenses. The report shall also recommend the necessary statutory and administrative rule changes necessary to implement the recommended fee schedule.

Sec. 732. From the appropriations made in part 1 for the bureau of health systems, at least $530,000.00 must be expended for activities related to the inspection and licensing of freestanding surgical outpatient facilities.

AUTISM COVERAGE

Sec. 801. Of the amount appropriated in part 1 for the autism coverage fund, $15,000,000.00 is appropriated and may be expended by the department as provided in the autism coverage reimbursement

act, 2012 PA 101, MCL 550.1831 to 550.1841.

Sec. 802. (1) From the funds appropriated in part 1, the department shall produce a report that contains all of the following information on the autism coverage program for the fiscal year ending September 30, 2013:

(a) The number of reimbursements for diagnosis or treatment in each county.

(b) The average cost of a diagnosis reimbursement.

(c) The average cost of a treatment reimbursement.

(2) By September 30, 2013, the department shall provide the report required under subsection (1) to the house and senate appropriations committees, the fiscal agencies, and the state budget director using all available information at that time.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating

conference.

ARTICLE XIII

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 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, 2013 from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

APPROPRIATION SUMMARY

Full-time equated unclassified positions 8.0

Full-time equated classified positions 834.0

GROSS APPROPRIATION..... $ 172,073,600

Total interdepartmental grants and intradepartmental transfers 1,166,500

Schedule of interdepartmental grant revenue sources:

IDG, challenge grant 165,800

IDG, community health 100,000

IDG, state police 900,000

Interdepartmental grant revenues..... 700

ADJUSTED GROSS APPROPRIATION 170,907,100

Total federal revenues..... 99,239,400

Schedule of federal revenue sources:

1 DOD-DOA-NGB 69,073,300
2 DVA-VHA 26,160,100
3 HHS-Medicare 3,363,000
4 HHS-Medicaid 185,500
5 Federal counter narcotics revenues..... 50,000
6 Federal revenues 407,500
7 Total local revenues..... 1,503,600
8 Schedule of local revenue sources:
9 Local - school aid revenue 1,500,000
10 Local revenues 3,600
11 Total private revenues..... 1,503,700
12 Schedule of private revenue sources:
13 Private donations 959,500
14 Private - veterans' home post and posthumous funds
15 540,000
16 Private revenues 4,200
17 Total other state restricted revenues..... 30,427,000
18 Schedule of restricted revenue sources:
19 Rental fees 346,400
20 Mackinac Bridge authority 70,000
21 Test project fees 100,000
22 Income and assessments 20,345,900
23 Lease revenue 12,200
24 Michigan veterans trust fund 5,166,500
25 Michigan family relief fund 1,000,000
26 Military construction fund 3,250,000
27 State restricted revenues 136,000

1 State general fund/general purpose..... $ 38,233,400
2 State general fund/general purpose schedule:
3 Ongoing state general fund/general
4 purpose 32,177,500
5 One-time state general fund/general
6 purpose 6,055,900
7 **Sec. 102. HEADQUARTERS AND ARMORIES**
8 Full-time equated unclassified positions 8.0
9 Full-time equated classified positions 284.0
10 Unclassified positions..... $ 1,165,000
11 Headquarters and armories..... 54,574,100
12 GROSS APPROPRIATION..... $ 55,739,100
13 Appropriated from:
14 Interdepartmental grant revenues..... 1,000,000
15 Federal revenues..... 40,541,000
16 State restricted revenues..... 901,200
17 State general fund/general purpose..... $ 13,296,900
18 Schedule of programs:
19 Headquarters and armories 11,958,800
20 Military appeals tribunal 900
21 State active duty 100,100
22 Homeland security 1,000,000
23 Military training sites and support facilities
24 30,065,500
25 Military training site and support facilities test
26 projects 100,000
27 Departmentwide accounts 1,869,100

1 Special maintenance - state 3,051,200
2 Special maintenance - federal..... 5,300,000
3 Counter narcotic operations 50,000
4 Information technology services and projects
5 1,078,500
6 **Sec. 103. VETERANS OUTREACH**
7 Full-time equated classified positions 9.0
8 Veterans outreach..... $ 8,720,700
9 GROSS APPROPRIATION..... $ 8,720,700
10 Appropriated from:
11 State restricted revenues..... 5,166,500
12 State general fund/general purpose..... $ 3,554,200
13 Schedule of programs:
14 Veterans advice, advocacy, and assistance grants
15 2,904,600
16 Veterans' affairs directorate administration. 649,600
17 Veterans' trust fund administration..... 1,420,000
18 Veterans' trust fund grants 3,746,500
19 **Sec. 104. COMMUNITY OUTREACH PROGRAMS**
20 Full-time equated classified positions..... 40.0
21 Community outreach programs..... $ 8,203,700
22 GROSS APPROPRIATION..... $ 8,203,700
23 Appropriated from:
24 Interdepartmental grant revenues..... 165,800
25 Federal revenues..... 4,973,400
26 Local revenues..... 1,500,000
27 Private revenues..... 959,500

1 State restricted revenues..... 600,000
2 State general fund/general purpose..... $ 5,000
3 Schedule of programs:
4 Michigan emergency volunteers..... 5,000
5 ChalleNGe program 5,276,700
6 Military family relief fund 600,000
7 Starbase grant 2,322,000
8 **Sec. 105. HOMES**
9 Full-time equated classified positions..... 501.0
10 Homes..... $ 65,552,200
11 GROSS APPROPRIATION..... $ 65,552,200
12 Appropriated from:
13 Federal revenues..... 29,317,500
14 Private revenues..... 540,000
15 State restricted revenues..... 20,373,300
16 State general fund/general purpose..... $ 15,321,400
17 Schedule of programs:
18 Grand Rapids veterans' home 46,516,500
19 Board of managers 665,000
20 D.J. Jacobetti veterans' home..... 18,095,700
21 Board of managers 275,000
22 **Sec. 106. CAPITAL OUTLAY AND ONE-TIME APPROPRIATIONS**
23 Special maintenance, remodeling and additions..... $ 15,000,000
24 Land acquisitions and appraisals..... 250,000
25 Flint armory replacement..... 12,000,000
26 State employee lump-sum payments..... 707,900
27 Special maintenance - state..... 2,400,000

1	Special maintenance and remodeling - Grand Rapids	
2	veterans' home	1,600,000
3	Special maintenance and remodeling - D.J. Jacobetti	
4	veterans' home	516,000
5	Veterans service enhancements	434,000
6	County counselor accreditation	200,000
7	Department data upgrades and digitization of records .	750,000
8	GROSS APPROPRIATION ..... $	33,857,900
9	Appropriated from:	
10	Interdepartmental grant revenues	700
11	Federal revenues	24,407,500
12	Local revenues	3,600
13	Private revenues	4,200
14	State restricted revenues	3,386,000
15	State general fund/general purpose ..... $	6,055,900

16 PART 2

17 PROVISIONS CONCERNING APPROPRIATIONS

18 FOR FISCAL YEAR 2012-2013

19 **GENERAL SECTIONS**

20 Sec. 201. Pursuant to section 30 of article IX of the state
21 constitution of 1963, total state spending from state resources
22 under part 1 for fiscal year 2012-2013 is $68,660,400.00 and state
23 spending from state resources to be paid to local units of
24 government for fiscal year 2012-2013 is $120,000.00. The itemized
25 statement below identifies appropriations from which spending to

1 local units of government will occur:

2 DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

3 Military..... $ 70,000

4 Schedule of programs:

5 Payments in lieu of taxes..... 70,000

6 Veterans and community outreach..... 50,000

7 Schedule of programs:

8 County counselor education and training expenses 50,000

9 TOTAL ..... $ 120,000

10 Sec. 202. The appropriations authorized under this article are
11 subject to the management and budget act, 1984 PA 431, MCL 18.1101
12 to 18.1594.

13 Sec. 203. As used in this article:

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

16 (b) "DOD" means the United States department of defense.

17 (c) "DOD-DOA-NGB" means the DOD department of the army,
18 national guard bureau.

19 (d) "DVA" means the United States department of veterans
20 affairs.

21 (e) "DVA-VHA" means the DVA veterans health administration.

22 (f) "FTE" means full-time equated.

23 (g) "HHS" means the United States department of health and
24 human services.

25 (h) "IDG" means interdepartmental grant.

26 (i) "MCL" means Michigan Compiled Laws.

27 (j) "PA" means public act.

(k) "Work project" means a group of activities featuring a fixed duration, budget, and scope that is expected to cause a measurable change in the delivery, efficiency, or effectiveness of 1 or more operations.

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

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

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

(o) "VSO" means veterans service organization.

Sec. 204. The following shall constitute the appropriations from part 1 for interdepartmental grant funds received by the department from sources outside the department: $165,800.00 from challenge grant; $100,000.00 from the department of community health; and $900,000.00 from the department of state police.

Sec. 206. (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 article 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 $2,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item

in this article 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 article 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 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 207. The department shall provide the data necessary for the department of technology, management, and budget to maintain a searchable website that is accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 208. The department shall use the Internet to fulfill the

reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 210. The department shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director of the department shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 212. The department shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 215. The department shall not take disciplinary action

against an employee for communicating with a member of the legislature or his or her staff.

Sec. 216. (1) Notwithstanding any other provision of this article, the schedule of programs in part 1 lists programs which may, but are not required to be, funded under this article.

(2) Notwithstanding any other provisions of this article, the schedule of revenue sources in part 1 may or may not be received from the funding entities listed.

(3) Any funding required by statute is not subject to funding flexibility and shall be funded in accordance with that statute.

Sec. 217. The department shall improve its budgetary efficiency pertaining to the delivery of core services delineated in section 222 by doing all of the following:

(a) Prioritizing personnel over buildings in budgetary efficiency considerations.

(b) Pursuing the physical or virtual consolidation of support service functions such as information technology, human resources, and accounting as a means of improving standardization and efficiency.

(c) Seeking expenditure reductions whenever possible through the streamlining of existing service delivery activities.

(d) Identifying efficiencies that can be gained via the reduction or elimination of programs, policies, and practices which have outlived their usefulness.

Sec. 218. The department shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and

unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

Sec. 219. (1) The department shall provide quarterly reports, beginning October 1, to the senate and house appropriations subcommittees, and the senate and house fiscal agencies, which provide the following data:

(a) A list of all major work projects, including a status report of each project.

(b) The department's financial status, featuring a report of budgeted versus actual expenditures by part 1 line item including a year-end projection of budget requirements. If projected department budget requirements exceed the allocated budget, the report shall include a plan to reduce overall expenses while still satisfying specified service level requirements.

(c) Evidence of efficiencies and management of funds within established appropriations, documented through the DTMB monthly

1 expenditure report as described in section 301(3) of this part.
2 (d) A list of projected armory closings from section 302(6) of
3 this part.
4 (e) A list of property sales as described in section 223 of
5 this part.
6 (2) The department shall provide all information necessary to
7 validate that the requirements of this part have been achieved.
8 (3) The department shall provide a corrective action plan
9 within 30 days of a quarterly report under this section for any
10 requirements of this part that have not been achieved. The
11 department shall provide a monthly status of corrective action
12 plans.
13 (4) The department shall provide a summary of fund shifts,
14 that have been approved by the state budget office, that have
15 occurred between items listed in the schedule of programs mentioned
16 in part 1 on a quarterly basis to the senate and house
17 appropriations subcommittees on state police and military and
18 veterans affairs, and the senate and house fiscal agencies.
19 (5) The department shall provide a corrective action plan for
20 any service metrics that do not meet requirements. The department
21 shall provide a status of correction action plans at the next
22 quarterly review.
23 (6) The Grand Rapids and D.J. Jacobetti veterans' homes shall
24 provide to the appropriate senate and house appropriations
25 subcommittees the results of the veterans' homes annual veterans'
26 affairs inspection and their corrective action plans.
27 Sec. 220. The department shall provide the following data to

the appropriate senate and house appropriations subcommittees and the senate and house fiscal agencies on an annual basis:

(a) Using information received from the grant recipients in section 401 of this part, a progress report on metric requirements, copies of certified financial audits and tax reports of grant recipients, a listing from grant recipients of expenditures by spending category, including a listing of individual salaries of each officer and administrative staff, a listing of volunteer hours including the hours, series, and donations provided to residents of the Grand Rapids veterans' home and the D.J. Jacobetti veterans' home. The department shall provide within the report a specific notification whether any veterans grant recipients failed to comply with established reporting requirements.

(b) The Grand Rapids veterans' home and the D.J. Jacobetti veterans' home shall produce a report including an accounting of member populations and bed space available, a description and accounting of services and activities provided to members, financial information, and current state nursing home licensure status.

(c) A detailed report of the Michigan veteran's trust fund that includes information on grants provided from the emergency grant program, including details concerning the methodology of allocations, the selection of emergency grant program authorized agents, and a detailed breakdown of trust fund expenditures for that year. The report shall also provide an update on the department's efforts to reduce program administrative costs and maintain the Michigan veterans' trust fund corpus to its original

amount of at least $50,000,000.00.

Sec. 222. The appropriations in part 1 are for the core services, support services, and work projects of the department, including, but not limited to, the following core services: armories and joint forces readiness, maintenance and operation of army national guard training facilities, operation and maintenance of air national guard air bases, veterans affairs directorate and administration of the veterans trust fund, administration and oversight of veterans advice, advocacy, and assistance grants, training support for county veterans counselors, administration of the military family relief fund, the Michigan youth challenge academy program, and the administration of the Grand Rapids veterans' home and the D.J. Jacobetti veterans' home.

Sec. 223. Sixty days prior to the public announcement of the intention to sell any department property, the department shall submit notification of that intent to the appropriate senate and house appropriations subcommittees and the senate and house fiscal agencies.

Sec. 225. Funds appropriated in part 1 shall not be used by the department to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the attorney general authorizes.

Sec. 226. The department shall seek partnerships with United States armed forces reserve units for the colocation of activities, including sharing in the acquisition and costs for facilities.

Sec. 227. Bids for contract services shall not exclude public

employee unions from the bid process.

Sec. 228. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriations lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriations lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house standing committees on appropriations, the senate and house appropriations subcommittees, and the senate and house fiscal agencies.

Sec. 229. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on state police and military and veterans affairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

HEADQUARTERS AND ARMORIES

Sec. 300. (1) From the funds appropriated in part 1, there is funding to support unclassified employee positions as authorized by section 5 of article XI of the state constitution of 1963. These positions include the following: department director, the adjutant general for Michigan; assistant adjutant general - army; assistant

adjutant general - installations; assistant adjutant general - air; director, veterans affairs directorate; deputy director, installations command; director, strategy and policy; and director, public safety project.

(2) Not less than 30 days prior to the department submitting a request for an additional unclassified employee position from the civil service commission, or for any substantive change to the duties of an existing unclassified employee position, the department shall notify the senate and house appropriations subcommittees on state police and military affairs and the senate and house fiscal agencies.

Sec. 301. (1) The department shall provide administrative support for department operations.

(2) The department shall maintain the staffing and resources necessary to ensure proper accountability of state funds.

(3) The department shall maintain the staffing and resources necessary to adhere to the state of Michigan financial management guide for accounting, contracting, purchasing, budgeting, and financial reporting and the administrative guide to state government.

(4) The department shall ensure fiscal controls relating to procurement of goods and services and other expenditures.

Sec. 302. (1) The department shall operate and maintain national guard armories.

(2) The department shall provide resources necessary to ensure that armories are maintained in accordance with army regulation 210-14.

(3) The department shall evaluate armories for consolidation, energy, and utility efficiency and identify work projects that would improve this efficiency.

(4) The department shall establish a system that measures the condition and adequacy of armory facilities using both quality and functionality criteria based off the installation status report-infrastructure inspections that are conducted annually as a requirement set forth by the national guard.

(5) The department shall identify and upgrade 15 red armories to yellow or green facilities as determined by the measure established in subsection (4).

(6) The department shall consult with the house and senate appropriations subcommittees on state police and military and veterans affairs regarding the projected closing or consolidation of any national guard armories.

Sec. 303. (1) The department shall provide army national guard forces, when directed, for state and local emergencies and in support of national military requirements.

(2) The department shall provide resources necessary to train and equip military forces to standards set by the United States armed forces.

Sec. 304. (1) The department shall operate and maintain army national guard training facilities, including Fort Custer and Camp Grayling.

(2) The department shall provide resources necessary to meet building maintenance requirements per performance specifications established in master cooperative agreement appendix 1, section

104, national guard bureau regulations.

(3) Army national guard training facilities security management shall secure all locations, monitor alarm equipment, and adhere to state laws, statutes, and army regulation 190-56 and master cooperative agreement appendix 3, section 308, national guard bureau regulations.

(4) Using individual facility assessments, the department shall improve the adequacy of utilities and infrastructure of the air bases. The department shall improve quality rating at the air base facilities based on the number of faults corrected and dollars available (spent) during the fiscal year.

Sec. 305. (1) The department shall provide air national guard forces, when directed, for state and local emergencies and in support of national military requirements.

(2) The department shall provide resources necessary to train and equip military forces to standards set by the United States armed forces.

(3) Using individual facility assessments, the department shall improve the adequacy of utilities and infrastructure of the military training sites and support facilities. The department shall improve quality rating at the facilities based on the number of faults corrected and dollars available (spent) during the fiscal year.

Sec. 306. (1) The department shall operate and maintain air national guard air bases, including Selfridge air national guard base, Battle Creek air national guard base, and Alpena combat readiness training center.

(2) The department shall provide resources necessary to meet facility maintenance at air national guard bases, including maintenance and preventive maintenance of authorized building and systems at no less than the minimum standards required by applicable federal, state, and local agencies.

(3) The department shall maintain the staffing and resources necessary to provide security services at air national guard bases, including the security of the location and the monitoring of alarm equipment, in accordance with air force instruction 31-101 and master cooperative agreement appendix 23, section 2308, national guard bureau regulations.

VETERANS OUTREACH

Sec. 401. (1) The department shall provide advice, advocacy, and assistance services to Michigan veterans.

(2) The department shall maintain the staffing and resources necessary to develop and operate a program that will provide benefits counseling and representation to veterans of this state for the purpose of assisting veterans to obtain United States department of veteran affairs health, financial, and memorial benefits for which they are eligible.

(3) Grants recipients in this section shall submit a report to the department on the number of claims filed for veterans in this state with the United States department of veterans affairs and the number of actual claims awarded.

(4) The department shall create a 5-member advisory board consisting of presidents/commanders from 2 large veterans service

organizations, 2 medium veterans service organizations, and 1 small veterans service organization. The board shall meet no less than twice a year, without reimbursement by the department, and have the following duties:

(a) Assist the department in establishing criteria for grant awards. The department, while utilizing advice provided by the board in establishing grant criteria, is solely responsible for determination of the amounts and recipients of the grants.

(b) Serve as a liaison between the grant recipients, the department, and the legislature.

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

(d) Provide a forum regarding veterans' issues, including suggesting changes in department programs that address veterans' changing needs.

(5) Of the appropriation in part 1 for veterans advice, advocacy, and assistance, grants shall be distributed by the department in the form of 5 grants for the period beginning October 1, 2012, including 1 specialized grant. The specialized grant shall be awarded to a group specializing in advocacy for paralyzed veterans.

(6) Money used for grants shall be used only for salaries, wages, related personnel costs, in-state training, and equipment for accredited veteran service advocacy officers and necessary support and managerial staff.

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

(8) The department shall increase its responsibility in the administration, management, oversight, and outreach of the delivery of services to veterans by working with grant recipients, the veterans advisory board, county veterans counselors, and representatives from the Michigan veterans trust fund to identify, implement, and evaluate steps to do all the following:

(a) Improve national standing with regard to veterans affairs benefits granted per veteran, including veterans education benefits.

(b) Increase the percentage of veterans in this state who become aware of their eligibility for service-connected disability or pension benefits from the United States department of veterans affairs.

(c) Increase the percentage of veterans in this state who become aware of their eligibility for enrollment in the veterans affairs health care system.

(d) Expand training opportunities for veteran service organization service officers.

(e) Increase the percentage of veterans in this state who become aware of their eligibility for education benefits under the post-9/11 veterans education assistance improvements act of 2010.

(f) Increase the percentage of veterans in this state who become aware of job training and job placement opportunities.

Sec. 402. (1) The Michigan veterans' trust fund board together with the department shall provide emergency grants for disbursement from the Michigan veterans' trust fund.

(2) The Michigan veterans' trust fund board together with the department shall maintain the staffing and resources necessary to provide outreach to veterans who may need and qualify for veterans trust fund emergency grants.

(3) The Michigan veterans' trust fund board shall work to increase the percentage of grant applications that are approved and received by eligible families by 5% over those approved and received by eligible families in fiscal year 2010-2011.

Sec. 404. (1) The department shall provide training support for county veterans counselors.

(2) The department shall provide resources necessary to provide county veterans counselors with training to ensure quality services to veterans.

(3) The department shall work with counties towards the goal of having at least 1 county veterans counselor in every county in this state.

(4) The Michigan veterans' affairs directorate administration and the Michigan veterans' trust fund administration shall take steps to assist the county veterans counselors of this state to obtain training necessary for the execution of their duties.

COMMUNITY OUTREACH PROGRAMS

Sec. 501. (1) The department shall provide grants for disbursement from the military family relief fund.

(2) The department shall maintain the staffing and resources necessary to provide outreach to the Michigan families of active members of the armed forces.

(3) The department shall work to increase the percentage of military family relief grant applications that are approved and received by eligible families by 5% over those approved and received by eligible families in fiscal year 2010-2011.

Sec. 502. (1) The department shall maintain the Michigan youth challenge academy to provide values, skills, education, and self-discipline instruction for at-risk youth.

(2) The department shall ensure that at least 65% of the cadets who enroll in the Michigan youth challenge academy meet the requirement for graduation from the academy.

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

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

(5) The funds appropriated in this article for private donations to the Michigan youth challenge program shall be considered state restricted revenue, and unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund but shall be carried forward to the subsequent fiscal year.

HOMES

Sec. 601. (1) The department shall provide compassionate, quality interdisciplinary care at the state's Grand Rapids and D.J. Jacobetti veterans' homes so that members can achieve their highest potential of wellness, independence, self-worth, and dignity.

(2) The department shall provide resources necessary to provide adequate nursing care services to veterans in accordance with federal standards, including the following:

(a) A licensed minimum number of 403 residents in skilled nursing beds at the Grand Rapids veterans' home.

(b) A licensed minimum number of 72 residents in domiciliary beds at the Grand Rapids veterans' home.

(c) A licensed minimum number of 158 residents in skilled nursing beds at the D.J. Jacobetti veterans' home.

(d) A licensed minimum number of 11 residents in domiciliary beds at the D.J. Jacobetti veterans' home.

(3) The Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that their medical staffing is in accordance with United States department of veterans administration standards.

(4) The Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that transportation is assured for each resident for every medical appointment outside the veterans' home.

(5) The Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that each member resident receives daily laundry service.

(6) The Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that maintenance and custodial services are provided for each home in accordance with applicable local, state, and federal

1 standards.

2 (7) The Grand Rapids and D.J. Jacobetti veterans' homes shall
3 ensure that each resident receives a medical and care assessment
4 including a dietary plan upon admission to the home, with meals and
5 snacks provided in accordance with the plan and R 325.20803 of the
6 Michigan administrative code.

7 (8) The money appropriated in this article for the boards of
8 managers may be expended for facility improvements, the purchase
9 and repair of equipment and furnishings, member services, and other
10 purposes that benefit the Grand Rapids and D.J. Jacobetti veterans'
11 homes.

12 (9) Appropriations in this article for the Grand Rapids and
13 D.J. Jacobetti veterans' homes shall not be used for any purpose
14 other than for veterans and veterans' families.

15 (10) The department shall, prior to altering the spending plan
16 by the board of managers of post and posthumous funds, report to
17 the appropriate senate and house appropriations subcommittees 30
18 days prior to that action and shall indicate the rationale for that
19 decision.

20 (11) Any contractor providing competency evaluated nursing
21 assistants (CENA) to the Grand Rapids and D.J. Jacobetti veterans'
22 homes shall ensure that each CENA has at least 8 hours of training
23 on information provided by the veterans' home.

24 (12) Any contractor providing competency evaluated nursing
25 assistants to the Grand Rapids and D.J. Jacobetti veterans' homes
26 shall ensure that each CENA has at least 1 eight-hour shift of
27 shadowing at the veterans' home.

(13) Any contractor providing competency evaluated nursing assistants to the Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that each CENA is competent in the basic skills needed to perform his or her assigned duties at the veterans' home.

(14) Any contractor providing competency evaluated nursing assistants to the Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that each CENA has at least 1 year of experience in long-term care.

(15) The Grand Rapids and D.J. Jacobetti veterans' homes shall provide each CENA at least 12 hours of in-service training once that individual has been assigned to the veterans' home.

(16) The Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that care services are provided to each resident of the veterans' homes in accordance with standards set by the United States department of veterans' affairs.

Sec. 602. (1) It is the intent of the legislature that the office of the Michigan veterans' facility ombudsman be created within the legislative council. The ombudsman shall be appointed by and serve at the pleasure of the legislative council.

(2) The legislative council shall establish procedures for approving the budget of the office, for expending funds of the office, and for the employment of personnel for the office.

(3) The purpose of the ombudsman is to conduct investigations, when deemed necessary, upon his or her own initiative or upon receipt of a complaint from a resident veteran, family member of a resident veteran, or legislator who files a complaint concerning an action, omission, decision, recommendation, practice, or other

1 procedure of the department of military and veterans affairs or a
2 condition existing at a Michigan veterans' facility that is alleged
3 to be contrary to law or departmental policy or that poses a
4 significant health or safety issue for which there is no effective
5 administrative remedy.
6 (4) Subject to approval of the legislative council, the
7 ombudsman shall establish procedures for receiving and processing
8 complaints, conducting investigations, holding hearings, and
9 reporting the findings resulting from the investigations.
10 (5) Upon request and without the requirement of any release,
11 the ombudsman shall be given access to all information, records,
12 and documents in the possession of the department of military and
13 veterans affairs or a Michigan veterans' facility that the
14 ombudsman deems necessary in an investigation.
15 (6) Upon request and without notice, the ombudsman shall be
16 granted entrance to inspect at any time any Michigan veterans'
17 facility.
18 (7) The ombudsman may hold informal hearings and may request
19 that any person appear before the ombudsman or at a hearing and
20 give testimony or produce documentary or other evidence that the
21 ombudsman deems relevant to an investigation.
22 (8) The ombudsman shall advise a complainant to pursue all
23 administrative remedies open to the complainant. The ombudsman may
24 request and shall receive from the department of military and
25 veterans affairs or from a Michigan veterans' facility a progress
26 report concerning the administrative processing of a complaint.
27 After administrative action on a complaint, the ombudsman may

1 conduct further investigation on the request of a complainant or on
2 his or her own initiative.
3 (9) The ombudsman is not required to conduct an investigation
4 on a complaint brought before the ombudsman. A complainant is not
5 entitled as a right to be heard by the ombudsman.
6 (10) Upon receiving a complaint and deciding to investigate
7 the complaint, the ombudsman shall notify the complainant, the
8 resident veteran or resident veterans affected, and the department
9 of military and veterans affairs. If the ombudsman declines to
10 investigate, the ombudsman shall notify the complainant, in
11 writing, and inform the resident veteran or veterans affected of
12 the reasons for the ombudsman's decision.
13 (11) Correspondence between the ombudsman and a complainant is
14 confidential and is privileged communication. A report prepared and
15 recommendations made by the ombudsman and submitted to the
16 legislative council are exempt from disclosure under the freedom of
17 information act, 1976 PA 442, MCL 15.231 to 15.246.
18 (12) The ombudsman shall prepare and submit a report of the
19 findings of an investigation and make recommendations to the
20 legislative council within 30 days after completing the
21 investigation if the ombudsman finds any of the following:
22 (a) A matter that should be considered by the department.
23 (b) An act that should be modified or canceled.
24 (c) A statute or rule that should be altered.
25 (d) Acts for which justification is necessary.
26 (e) Significant resident veteran health and safety issues as
27 determined by the council.

(f) Any other significant concerns as determined by the council.

(13) Before announcing a conclusion or recommendation that expressly or by implication criticizes a person or Michigan veterans' facility or the department of military and veterans affairs, the ombudsman shall consult with that person or facility or the department.

(14) The ombudsman may request to be notified by a person or Michigan veterans' facility or the department of military and veterans affairs, within a specified time, of any action taken on any recommendation presented. The ombudsman shall notify the complainant of the actions taken by the person, the facility, or the department of military and veterans affairs.

(15) The ombudsman shall submit to the legislative council and the legislature an annual report on the conduct of the office.

(16) A resident veteran shall not be penalized in any way by a person or Michigan veterans' facility or the department of military and veterans affairs as a result of filing a complaint, complaining to a legislator, or cooperating with the ombudsman in investigating a complaint. A person or facility or the department shall not hinder the lawful actions of the ombudsman or employees of the office or willfully refuse to comply with any lawful demand of the office.

CAPITAL OUTLAY AND ONE-TIME APPROPRIATIONS

Sec. 701. (1) The director shall allocate lump-sum appropriations made in this article 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. 702. 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.

Sec. 703. (1) One-time appropriations in part 1 for special maintenance and remodeling at the Grand Rapids veterans' home and the D.J. Jacobetti veterans' home shall be used for maintenance and information technology needs at the homes. Maintenance and remodeling include improvements to the mechanical, electrical, plumbing, and security systems, roof repairs and replacements, energy conservation measures, lighting upgrades, repair and replacement of floors, pipe insulation, windows, boilers, new and upgraded fire detection and suppression systems, and other repairs, upgrades, and renovation projects as approved by the senate and house appropriations subcommittees on state police and military and

1 veterans affairs.

2 (2) The Grand Rapids veterans' home and the D.J. Jacobetti
3 veterans' home shall report by November 1 to the senate and house
4 appropriations subcommittees on state police and military and
5 veterans affairs on their plans for expending the 1-time
6 appropriations contained in part 1.

7 Sec. 704. (1) One-time appropriations in part 1 for veterans
8 service enhancements shall be used to establish and implement a
9 college campus initiative, in collaboration with the United States
10 department of veterans affairs vocational rehabilitation program,
11 to assist veterans on campus with enrolling in the veterans affairs
12 health care system or with filing claims for disabilities with the
13 United States department of veterans affairs.

14 (2) One-time appropriations in part 1 for veterans service
15 enhancements shall be used to implement an Internet-based data
16 system, in collaboration with the Michigan association of county
17 veterans counselors, to ensure that Michigan's veterans and their
18 families receive professional assistance, advocacy, and counseling
19 to obtain and receive the benefits to which they are entitled.

20 (3) The department shall report by November 1 to the senate
21 and house appropriations subcommittees on state police and military
22 and veterans affairs on their plans for expending the 1-time
23 appropriations contained in part 1.

24 Sec. 705. From the funds appropriated in part 1, the
25 department shall develop an application and grant process to fund
26 additional accredited veterans service officers. The grants shall
27 be made available to underserved counties, based on need of

veterans services. The grant program shall increase the number of county veterans counselors who are accredited from the number who were accredited in fiscal year 2011-2012.

Sec. 706. From the funds appropriated in part 1, the department shall digitize all medical records and military discharge documents which are currently on paper and microfilm.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. (1) It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, excluding appropriations designated as 1-time appropriations and adjusting for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

(2) The department shall identify and upgrade 15 red armories to yellow or green facilities as determined by the measure established in section 302.

ARTICLE XIV

DEPARTMENT OF NATURAL RESOURCES

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. There is appropriated for the department of natural
4 resources for the fiscal year ending September 30, 2013, from the
5 following funds:

6 **DEPARTMENT OF NATURAL RESOURCES**

7 APPROPRIATION SUMMARY

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

9 Full-time equated classified positions..... 2,093.8

10 GROSS APPROPRIATION..... $ 337,882,800

11 Interdepartmental grant revenues:

12 Total interdepartmental grants and intradepartmental
13 transfers 2,027,200

14 ADJUSTED GROSS APPROPRIATION..... $ 335,855,600

15 Federal revenues:

16 Total federal revenues..... 66,524,800

17 Special revenue funds:

18 Total private revenues..... 7,239,200

19 Total other state restricted revenues..... 242,353,700

20 State general fund/general purpose..... $ 19,737,900

21 State general fund/general purpose schedule:

22 Ongoing state general fund/general
23 purpose 17,641,700

24 One-time state general fund/general
25 purpose 2,096,200

26 FUND SOURCE SUMMARY

1	Full-time equated unclassified positions..... 6.0	
2	Full-time equated classified positions..... 2,093.8	
3	GROSS APPROPRIATION.....	$ 337,882,800
4	Interdepartmental grant revenues:	
5	IDG, land acquisition services to work orders.....	436,500
6	IDG, MacMullan conference center revenue.....	1,579,400
7	Interdepartmental grant revenues.....	11,300
8	Total interdepartmental grants and intradepartmental	
9	transfers	2,027,200
10	ADJUSTED GROSS APPROPRIATION.....	$ 335,855,600
11	Federal revenues:	
12	Federal funds.....	66,524,800
13	Total federal revenues.....	66,524,800
14	Special revenue funds:	
15	Private funds.....	7,206,600
16	Private - Mann house trust fund.....	32,600
17	Total private revenues.....	7,239,200
18	Aircraft fees.....	301,400
19	Cervidae licensing and inspection fees.....	132,300
20	Clean Michigan initiative fund.....	28,200
21	Commercial forest fund.....	52,100
22	Forest development fund.....	36,205,200
23	Forest land user charges.....	574,800
24	Forest recreation account.....	2,176,000
25	Game and fish protection fund.....	63,397,200
26	Game and fish protection fund - deer habitat reserve .	2,579,100
27	Game and fish protection fund - fisheries settlement .	934,800

Game and fish protection fund - turkey permit fees ...	1,651,100
Game and fish protection fund - waterfowl fees	116,800
Game and fish - wildlife resource protection fund	1,142,400
Game and fish protection fund - youth hunting and fishing education and outreach fund.....	57,100
History fees fund.....	311,400
Land exchange facilitation fund.....	5,876,600
Local public recreation facilities fund.....	858,400
Mackinac Island state park fund.....	1,784,400
Mackinac Island state park operation fund.....	187,500
Marine safety fund.....	3,991,900
Michigan heritage publications fund.....	52,200
Michigan natural resources trust fund.....	1,217,300
Michigan state parks endowment fund.....	27,221,100
Michigan state waterways fund.....	20,334,400
Michigan trailways fund.....	25,600
Museum operations fund.....	575,100
Nongame wildlife fund.....	687,400
Off-road vehicle safety education fund.....	317,800
Off-road vehicle trail improvement fund.....	3,635,500
Park improvement fund.....	43,090,100
Permanent snowmobile trail easement fund.....	700,000
Public use and replacement deed fees.....	52,400
Recreation improvement account.....	1,276,700
Recreation passport fees.....	7,853,900
Snowmobile registration fee revenue.....	1,665,700
Snowmobile trail improvement fund.....	9,750,400

1	Sportsmen against hunger fund.....	30,300
2	State restricted revenues.....	1,509,100
3	Total other state restricted revenues.....	242,353,700
4	State general fund/general purpose..... $	19,737,900
5	**Sec. 102. EXECUTIVE OPERATIONS**	
6	Full-time equated unclassified positions..... 6.0	
7	Full-time equated classified positions..... 11.6	
8	Natural resources commission..... $	77,100
9	Unclassified salaries--6.0 FTE positions.....	700,000
10	Executive direction--11.6 FTE positions.....	2,038,900
11	GROSS APPROPRIATION..... $	2,816,000
12	Appropriated from:	
13	Interdepartmental grant revenues:	
14	Special revenue funds:	
15	Forest development fund.....	395,800
16	Forest land user charges.....	7,900
17	Forest recreation account.....	14,700
18	Game and fish protection fund.....	1,173,400
19	Game and fish protection fund - deer habitat reserve.	31,100
20	Game and fish protection fund - turkey permit fees...	18,500
21	Game and fish protection fund - waterfowl fees.....	200
22	Game and fish protection fund - wildlife resource	
23	protection fund	14,600
24	Land exchange facilitation fund.....	16,400
25	Marine safety fund.....	27,200
26	Michigan natural resources trust fund.....	1,400
27	Michigan state parks endowment fund.....	151,700

1	Michigan state waterways fund.....	179,300
2	Nongame wildlife fund.....	5,200
3	Off-road vehicle trail improvement fund.....	43,500
4	Park improvement fund.....	426,400
5	Recreation improvement account.....	3,500
6	Snowmobile registration fee revenue.....	12,100
7	Snowmobile trail improvement fund.....	27,100
8	Sportsmen against hunger fund.....	100
9	State general fund/general purpose..... $	265,900
10	**Sec. 103. DEPARTMENT INITIATIVES**	
11	Great Lakes restoration initiative..... $	5,500,000
12	Summer youth initiative.....	3,000,000
13	GROSS APPROPRIATION..... $	8,500,000
14	Appropriated from:	
15	Federal revenues:	
16	Federal funds.....	5,500,000
17	State general fund/general purpose..... $	3,000,000
18	**Sec. 104. DEPARTMENT SUPPORT SERVICES**	
19	Full-time equated classified positions..... 99.5	
20	Finance and operations--95.5 FTE positions..... $	15,640,600
21	Accounting service center.....	1,377,100
22	Legal services--4.0 FTE positions.....	556,300
23	Building occupancy charges.....	2,961,900
24	Rent - privately owned property.....	488,400
25	Gifts and bequests.....	5,000,000
26	GROSS APPROPRIATION..... $	26,024,300
27	Appropriated from:	

Interdepartmental grant revenues:	
IDG, land acquisition services to work orders	436,500
Federal revenues:	
Federal funds	225,500
Special revenue funds:	
Private funds	5,000,000
Clean Michigan initiative fund	28,200
Commercial forest fund	100
Forest development fund	2,633,900
Forest land user charges	26,000
Forest recreation account	45,000
Game and fish protection fund	4,863,500
Game and fish protection fund - deer habitat reserve	242,200
Game and fish protection fund - turkey permit fees	156,800
Game and fish protection fund - waterfowl fees	800
Game and fish protection fund - wildlife resource protection fund	33,100
Game and fish protection fund - youth hunting and fishing education and outreach fund	100
Land exchange facilitation fund	5,749,500
Local public recreation facilities fund	87,100
Marine safety fund	352,900
Michigan natural resources trust fund	1,194,900
Michigan state parks endowment fund	453,900
Michigan state waterways fund	534,000
Nongame wildlife fund	16,200
Off-road vehicle trail improvement fund	38,300

1	Park improvement fund.....	1,161,000
2	Public use and replacement deed fees.....	52,400
3	Recreation improvement account.....	17,000
4	Snowmobile registration fee revenue.....	62,600
5	Snowmobile trail improvement fund.....	196,600
6	Sportsmen against hunger.....	400
7	State general fund/general purpose..... $	2,415,800
8	**Sec. 105. COMMUNICATION AND CUSTOMER SERVICES**	
9	Full-time equated classified positions..... 127.3	
10	Marketing and outreach--77.3 FTE positions..... $	13,408,300
11	Michigan historical center--35.0 FTE positions.....	3,700,600
12	Archives--8.0 FTE positions.....	837,100
13	Museum stores--6.0 FTE positions.....	575,100
14	Special programs (Mann house)--1.0 FTE positions.....	43,100
15	GROSS APPROPRIATION..... $	18,564,200
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	Federal revenues:	
19	Federal funds.....	2,068,400
20	Special revenue funds:	
21	Private funds.....	377,300
22	Private - Mann house trust fund.....	32,600
23	Forest development fund.....	126,900
24	Forest recreation account.....	15,900
25	Game and fish protection fund.....	8,212,400
26	Game and fish protection fund - youth hunting and	
27	fishing education and outreach fund.....	51,600

1 History fees fund..... 311,400
2 Land exchange facilitation fund..... 44,200
3 Marine safety fund..... 34,100
4 Michigan heritage publications fund..... 52,200
5 Michigan state parks endowment fund..... 85,400
6 Michigan state waterways fund..... 140,900
7 Museum operations fund..... 575,100
8 Nongame wildlife fund..... 10,400
9 Off-road vehicle safety education fund..... 56,000
10 Off-road vehicle trail improvement fund..... 19,600
11 Park improvement fund..... 2,491,900
12 Recreation passport fees..... 22,800
13 Snowmobile registration fee revenue..... 60,500
14 Snowmobile trail improvement fund..... 43,500
15 Sportsmen against hunger fund..... 29,200
16 State general fund/general purpose..... $ 3,701,900
17 **Sec. 106. WILDLIFE MANAGEMENT**
18 Full-time equated classified positions..... 205.5
19 Wildlife management--196.5 FTE positions..... $ 29,547,700
20 Natural resources heritage--9.0 FTE positions..... 1,145,700
21 State game and wildlife area maintenance..... 750,000
22 GROSS APPROPRIATION..... $ 31,443,400
23 Appropriated from:
24 Interdepartmental grant revenues:
25 Federal revenues:
26 Federal funds..... 15,964,400
27 Special revenue funds:

1	Private funds.....	180,800
2	Cervidae licensing and inspection fees.....	81,600
3	Forest development fund.....	74,300
4	Game and fish protection fund.....	9,264,600
5	Game and fish protection fund - deer habitat reserve.	2,130,000
6	Game and fish protection fund - turkey permit fees...	1,387,300
7	Game and fish protection fund - waterfowl fees.....	113,600
8	Nongame wildlife fund.....	611,600
9	State general fund/general purpose..... $	1,635,200
10	**Sec. 107. FISHERIES MANAGEMENT**	
11	Full-time equated classified positions..... 210.0	
12	Aquatic resource mitigation--2.0 FTE positions..... $	934,800
13	Fish production--58.0 FTE positions.....	9,115,000
14	Fisheries resource management--150.0 FTE positions...	19,074,800
15	Cormorant population mitigation program.....	100,000
16	GROSS APPROPRIATION..... $	29,224,600
17	Appropriated from:	
18	Interdepartmental grant revenues:	
19	Federal revenues:	
20	Federal funds.....	11,105,800
21	Special revenue funds:	
22	Private funds.....	129,200
23	Game and fish protection fund.....	16,954,800
24	Game and fish protection fund - fisheries settlement.	934,800
25	State general fund/general purpose..... $	100,000
26	**Sec. 108. LAW ENFORCEMENT**	
27	Full-time equated classified positions..... 215.0	

1 General law enforcement--215.0 FTE positions ..... $ 29,018,100
2 GROSS APPROPRIATION ..... $ 29,018,100
3 Appropriated from:
4 Interdepartmental grant revenues:
5 Federal revenues:
6 Federal funds 5,634,100
7 Special revenue funds:
8 Cervidae licensing and inspection fees 50,700
9 Forest development fund 42,900
10 Forest recreation account 68,800
11 Game and fish protection fund 17,308,600
12 Game and fish protection fund - wildlife resource
13 protection fund 1,044,900
14 Marine safety fund 1,513,000
15 Michigan state parks endowment fund 67,500
16 Michigan state waterways fund 20,300
17 Off-road vehicle safety education fund 92,300
18 Off-road vehicle trail improvement fund 959,000
19 Park improvement fund 68,800
20 Snowmobile registration fee revenue 861,800
21 State general fund/general purpose ..... $ 1,285,400
22 **Sec. 109. PARKS AND RECREATION DIVISION**
23 Full-time equated classified positions 877.9
24 MacMullan conference center--15.0 FTE positions ..... $ 1,579,400
25 Recreational boating--163.5 FTE positions 16,550,100
26 State parks--651.4 FTE positions 56,330,000
27 Forest recreation--48.0 FTE positions 5,553,300

1 State parks improvement revenue bonds - debt service . 1,157,000
2 GROSS APPROPRIATION..... $ 81,169,800
3 Appropriated from:
4 Interdepartmental grant revenues:
5 IDG, MacMullan conference center revenue..... 1,579,400
6 Federal revenues:
7 Federal funds..... 3,145,300
8 Special revenue funds:
9 Forest recreation account..... 1,977,600
10 Private funds..... 405,800
11 Michigan state parks endowment fund..... 18,757,200
12 Michigan state waterways fund..... 13,992,800
13 Michigan trailways fund..... 25,500
14 Off-road vehicle safety education fund..... 7,100
15 Off-road vehicle trail improvement fund..... 814,400
16 Park improvement fund..... 37,733,100
17 Recreation improvement account..... 317,500
18 Recreation passport fees..... 258,300
19 Snowmobile registration fee revenue..... 15,000
20 Snowmobile trail improvement fund..... 1,874,800
21 State general fund/general purpose..... $ 266,000
22 **Sec. 110. MACKINAC ISLAND STATE PARK COMMISSION**
23 Full-time equated classified positions..... 15.0
24 Historical facilities system--13.0 FTE positions..... $ 1,784,400
25 Mackinac Island state park operations--2.0 FTE
26 positions 187,500
27 GROSS APPROPRIATION..... $ 1,971,900

1 Appropriated from:
2 Special revenue funds:
3 Mackinac Island state park fund..... 1,784,400
4 Mackinac Island state park operation fund..... 187,500
5 State general fund/general purpose..... $ 0
6 **Sec. 111. FOREST RESOURCES DIVISION**
7 Full-time equated classified positions..... 332.0
8 Adopt-a-forest program..... $ 25,000
9 Cooperative resource programs--10.0 FTE positions.... 1,207,300
10 Forest management and timber market
11 development--177.0 FTE positions..... 25,353,900
12 Forest fire equipment..... 431,500
13 Wildfire protection--110.0 FTE positions..... 12,753,700
14 Forest management initiatives--10.0 FTE positions.... 987,600
15 Minerals management--25.0 FTE positions..... 3,200,200
16 GROSS APPROPRIATION..... $ 43,959,200
17 Appropriated from:
18 Interdepartmental grant revenue:
19 Federal revenues:
20 Federal funds..... 2,987,500
21 Special revenue funds:
22 Private funds..... 998,000
23 Aircraft fees..... 301,400
24 Commercial forest fund..... 47,500
25 Forest development fund..... 31,268,700
26 Forest land user charges..... 486,500
27 Game and fish protection fund..... 1,808,300

1	Michigan state parks endowment fund	2,507,300
2	Michigan state waterways fund	48,000
3	State general fund/general purpose	$ 3,506,000
4	**Sec. 112. GRANTS**	
5	Dam management grant program	$ 350,000
6	Deer habitat improvement partnership initiative	50,000
7	Federal - clean vessel act grants	400,000
8	Federal - forest stewardship grants	3,125,000
9	Federal - land and water conservation fund payments	2,566,900
10	Federal - rural community fire protection	300,000
11	Federal - urban forestry grants	3,024,000
12	Game and nongame wildlife fund grants	8,900
13	Grants to communities - federal oil, gas, and timber	
14	payments	3,450,000
15	Grant to counties - marine safety	3,647,400
16	National recreational trails	3,900,000
17	Off-road vehicle safety training grants	150,000
18	Off-road vehicle trail improvement grants	1,742,200
19	Recreation improvement fund grants	918,900
20	Recreation passport local grants	771,300
21	Snowmobile law enforcement grants	604,800
22	Snowmobile local grants program	7,489,400
23	Trail easements	700,000
24	GROSS APPROPRIATION	$ 33,198,800
25	Appropriated from:	
26	Federal revenues:	
27	Federal funds	18,333,300

1 Special revenue funds:

2 Private funds..... 100,000

3 Game and fish protection fund - deer habitat reserve . 50,000

4 Local public recreation facilities fund..... 771,300

5 Marine safety fund..... 1,980,000

6 Nongame wildlife fund..... 8,900

7 Off-road vehicle safety education fund..... 150,000

8 Off-road vehicle trail improvement fund..... 1,742,200

9 Permanent snowmobile trail easement fund..... 700,000

10 Recreation improvement account..... 918,900

11 Snowmobile registration fee revenue..... 604,800

12 Snowmobile trail improvement fund..... 7,489,400

13 State general fund/general purpose..... $ 350,000

14 **Sec. 113. INFORMATION TECHNOLOGY**

15 Information technology services and projects..... $ 9,723,400

16 GROSS APPROPRIATION..... $ 9,723,400

17 Appropriated from:

18 Interdepartmental grant revenues:

19 Special revenue funds:

20 Commercial forest fund..... 4,500

21 Forest development fund..... 1,662,700

22 Forest land user charges..... 54,400

23 Forest recreation account..... 54,000

24 Game and fish protection fund..... 3,811,600

25 Game and fish protection fund - deer habitat reserve . 125,800

26 Game and fish protection fund - turkey permit fees ... 88,500

27 Game and fish protection fund - waterfowl fees 2,200

1 Game and fish protection fund - wildlife resource
2 protection fund 49,800
3 Game and fish protection fund - youth hunting and
4 fishing education and outreach fund..... 5,400
5 Land exchange facilitation fund..... 66,500
6 Marine safety fund..... 84,700
7 Michigan natural resources trust fund..... 21,000
8 Michigan state parks endowment fund..... 645,000
9 Michigan state waterways fund..... 468,500
10 Michigan trailways fund..... 100
11 Nongame wildlife fund..... 35,100
12 Off-road vehicle safety education fund..... 12,400
13 Off-road vehicle trail improvement fund..... 18,500
14 Park improvement fund..... 1,208,900
15 Recreation improvement account..... 19,800
16 Snowmobile registration fee revenue..... 48,900
17 Snowmobile trail improvement fund..... 119,000
18 Sportsmen against hunger fund..... 600
19 State general fund/general purpose..... $ 1,115,500
20 **Sec. 114. CAPITAL OUTLAY**
21 **(a) STATE PARK AND FOREST AREA IMPROVEMENTS**
22 State parks repair and maintenance..... $ 12,125,900
23 GROSS APPROPRIATION..... $ 12,125,900
24 Appropriated from:
25 Federal revenues:
26 Special revenue funds:
27 Michigan state parks endowment fund..... 4,553,100

Recreation passport fees.....		7,572,800
State general fund/general purpose.....	$	0
(b) WATERWAYS BOATING PROGRAM		
Infrastructure improvements - local projects.....	$	737,000
Boating program, state boating access projects:		
State infrastructure improvement and land acquisition		2,091,400
Port Austin state harbor, Huron County, dredging, utilities, and replacement of docks and piers, phase III (total authorized cost is increased from $5,000,000 to $7,283,600; federal share $1,100,000; state share is increased from $3,900,000 to $6,183,600)		2,283,600
Presque Isle, Marquette County, removal and reconstruction of boat launch, phase I (total authorized cost is $402,400; state share is $201,200; local share is $201,200).....		201,200
Munising, Alger County, east breakwall extension, phase I (total authorized cost is $874,800; state share is $437,400; local share is $437,400).....		437,400
Boating program, harbors and docks, state facilities:		
Boating program, harbors and docks, local facilities:		
Manistique, Schoolcraft County, floating docks, and replacement of bin-walls, phase II (total authorized cost is increased from $1,660,000 to $2,660,000; state share is increased from $830,000 to $1,330,000; local share is increased from $830,000 to $1,330,000)		500,000

1 GROSS APPROPRIATION	$	6,250,600
2 Appropriated from:		
3 Federal revenues:		
4 Federal funds		1,300,000
5 Special revenue funds:		
6 Michigan state waterways fund		4,950,600
7 State general fund/general purpose	$	0

8 **Sec. 115. ONE-TIME BASIS ONLY APPROPRIATIONS**

9 State employee lump-sum payments	$	1,892,600
10 Dam management program		2,000,000
11 GROSS APPROPRIATION	$	3,892,600
12 Appropriated from:		
13 Interdepartmental grant revenues:		
14 Interdepartmental grant revenues		11,300
15 Federal revenues:		
16 Federal funds		260,500
17 Special revenue funds		
18 Private funds		15,500
19 State restricted revenues		1,509,100
20 State general fund/general purpose	$	2,096,200

21 PART 2

22 PROVISIONS CONCERNING APPROPRIATIONS

23 FOR FISCAL YEAR 2012-2013

24 **GENERAL SECTIONS**

25 Sec. 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 2012-2013 is $262,091,600.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is $5,921,100.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF NATURAL RESOURCES

GRANTS

Dam management grant program	$	175,000
Grants to counties - marine safety		1,980,000
Off-road vehicle safety training grants		150,000
Off-road vehicle trail improvement grants		272,500
Recreation improvement fund grants		91,900
Recreation passport local grants		771,300
Snowmobile law enforcement grants		604,800
CAPITAL OUTLAY		
Waterways boating program	$	1,875,600
TOTAL	$	5,921,100

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "Commission" means the natural resources commission.

(b) "Department" means the department of natural resources.

(c) "FTE" means full-time equated.

(d) "IDG" means interdepartmental grant.

(e) "IDT" means intradepartmental transfer.

Sec. 204. The civil service commission shall bill the department and agencies at the end of the first fiscal quarter for the 1% charge authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 205. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this article. 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. 206. Appropriations of state restricted game and fish protection funds have been made in the following amounts to the following departments and agencies in their respective appropriation acts:

Legislative auditor general	$ 25,800
Attorney general	838,000
Department of technology, management, and budget	475,400
Department of treasury	1,205,500

Sec. 207. Pursuant to section 43703(3) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.43703, there is appropriated from the game and fish protection trust fund to the game and fish protection account of the Michigan conservation and recreation legacy fund, $6,000,000.00 for the fiscal year ending September 30, 2013.

Sec. 208. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user

fees to the department of technology, management, and budget for technology-related services and projects. The user fees shall be subject to provisions of an interagency agreement between the department and agencies and the department of technology, management, and budget.

Sec. 210. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

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

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

Sec. 214. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire

a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 215. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $3,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $10,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 article 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 $1,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984

PA 431, MCL 18.1393.

Sec. 216. Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

Sec. 217. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 218. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

(b) The total transportation and related costs of each travel

occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

Sec. 219. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 220. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing committees on appropriations, and the senate and house fiscal agencies.

Sec. 222. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on natural resources, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 223. Before January 31, 2013, the department, in

cooperation with the Michigan state waterways commission, shall provide to the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies a list of projects completed by the commission in fiscal year 2011-2012, including the county and municipality in which each project is located.

Sec. 230. By October 31, 2012, the department shall identify 10 principal measurable outcomes to be affected by expenditure of the funds appropriated in part 1 and submit a report to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director that ranks the outcomes by level of importance and contains current data on those outcomes. Beginning on April 1, 2013, the department shall provide biannual updates to the house and senate appropriations committees on changes in those measurable outcomes and departmental efforts to improve the outcomes.

Sec. 233. On a quarterly basis, the department shall report on the number of FTEs in pay status by civil service classification to the senate and house appropriations subcommittees on natural resources and environment and the senate and house fiscal agencies.

Sec. 234. The department shall maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

(c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and

payment description.

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

(e) Job specifications and wage rates.

DEPARTMENT SUPPORT SERVICES

Sec. 302. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 2013, and for prior fiscal years, a standard percentage fee to recover actual costs, and may use the revenue derived to support the land acquisition service charges provided for in part 1.

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

COMMUNICATION AND CUSTOMER SERVICES

Sec. 404. For the purposes of administering the museum store as provided in section 7a of 1913 PA 271, MCL 399.7a, the department is exempt from section 261 of the management and budget act, 1984 PA 431, MCL 18.1261.

Sec. 405. As appropriated in part 1, proceeds in excess of costs incurred in the conduct of auctions, sales, or transfers of artifacts no longer considered suitable for the collections of the

state historical museum may be expended upon receipt for additional material for the collection. The department shall notify the chairpersons, vice chairpersons, and minority vice chairpersons of the senate and house appropriations subcommittees on natural resources 1 week prior to any auctions or sales. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 406. As appropriated in part 1, funds collected by the department for historical markers; document reproduction and services; conferences, admissions, workshops, and training classes; and the use of specialized equipment, facilities, exhibits, collections, and software shall be used for expenses necessary to provide the required services. The department may charge fees for the aforementioned services, including admission fees. It is the intent of the legislature that if sufficient revenues are available, as a condition of the expenditure of revenue from admission fees to the Michigan historical museum, admission to the museum shall be free for children under 18 years of age. The department may accept voluntary admissions contributions of $2.00 for children under 18 years of age. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 408. By October 21, 2012, the department shall submit to the senate and house appropriations subcommittees on natural resources a report on all land transactions approved by the commission in the fiscal year ending September 30, 2012. For each land transaction, the report shall include the size of the parcel, the county and municipality in which the parcel is located, the dollar amount of the transaction, the fund source affected by the

transaction, and whether the transaction is by purchase, public auction, transfer, exchange, or conveyance.

Sec. 409. By January 1, 2013, the department shall produce a report identifying active oil and gas leases entered into before July 1995 which are larger than 160 acres in size and where the acreage held in a producing unit is less than or equal to 1/4 of the total lease acreage.

WILDLIFE DIVISION

Sec. 503. From the funds appropriated in part 1, the department shall produce a report detailing any efforts undertaken to enforce the invasive species order on swine raised under the husbandry of residents of this state. The report shall include fund sources used and the amount of expenditures and shall be submitted to the legislature by December 31, 2012.

Sec. 504. From the funds appropriated in part 1, the department shall provide a report to the legislature on the use of registration fees collected from privately owned cervid operations. Appropriations in part 1 from cervidae licensing and inspection fees shall not be used for anything other than work directly related to the regulation of privately owned cervids in this state.

FISHERIES DIVISION

Sec. 601. (1) From the appropriation in part 1 for aquatic resource mitigation, not more than $758,000.00 shall be allocated for grants to watershed councils, resource development councils, soil conservation districts, local governmental units, and other

nonprofit organizations for stream habitat stabilization and soil erosion control.

(2) The fisheries division in the department shall develop priority and cost estimates for all projects recommended for grants under subsection (1).

Sec. 602. As a condition of expenditure of fisheries management appropriations under part 1, the department of natural resources shall not impede the certification process for water control structures on Michigan waterways. The department of natural resources shall fund from funds appropriated in part 1 all non-water-quality studies or requirements that the department requests of either of the following:

(a) The department of environmental quality as a condition for issuance of a certification under section 401 of the federal water pollution control act, 33 USC 1341.

(b) The federal energy regulatory commission as a condition of licensing under the federal power act, 16 USC 791a to 825r.

Sec. 603. The department shall provide a quarterly report to the legislature on use of funding provided for cormorant management. The department shall use general fund/general purpose revenue for this purpose and submit revenue appropriated in this article for cormorant management to the United States department of agriculture animal and plant health inspection service to allow for increased taking of cormorants and their nests.

PARKS AND RECREATION DIVISION

Sec. 702. The department shall notify the house and senate

appropriations subcommittees on natural resources and the house and senate fiscal agencies if it intends to reduce operations or reduce recreation opportunities in any state park or recreation area.

FOREST RESOURCES DIVISION

Sec. 801. In addition to the funds appropriated in part 1, $350,000.00 is appropriated to the department to cover costs related to any declared emergency involving the collapse of any abandoned mine shaft located on state land. This appropriation shall not be expended unless the state budget director recommends the expenditure and the department notifies the house and senate committees on appropriations.

Sec. 802. Of the funds appropriated in part 1, the department shall, subject to the forest certification process, prescribe treatment on 79,000 acres, prepare appropriate treatment for not less than 67,500 acres at the current average rate of 12.5 to 15 cords per acre, and offer those cords for sale in the 2012-2013 fiscal year, provided that the department shall take into consideration the impact of timber harvesting on wildlife habitat and recreation uses. The department shall, subject to the forest certification process, increase marking or treatment of hardwood timber for sale and harvest by 10% over 2011-2012 fiscal year levels. In addition, the department shall take into consideration silvicultural analysis and report annually to the legislature on plans and efforts to address factors limiting management of timber. The department shall increase the number of prepared acres if it appears that regional market demand requires increased volumes of

1 harvested timber. The department shall provide quarterly reports on
2 the number of acres treated, pursuant to this section, to the
3 senate and house appropriations subcommittees on natural resources
4 and the standing committees of the senate and house of
5 representatives with primary responsibility for natural resources
6 issues. The department shall complete and deliver these reports no
7 later than 45 days after the end of the fiscal quarter.
8 Sec. 803. In addition to the money appropriated in this
9 article, the department may receive and expend money from federal
10 sources for the purpose of providing response to wildfires as
11 required by a compact with the federal government. If additional
12 expenditure authorization is required, the department shall notify
13 the state budget office that expenditure under this section is
14 required. The department shall notify the house and senate
15 appropriations subcommittees on natural resources and the house and
16 senate fiscal agencies of the expenditures under this section by
17 November 1, 2013.
18 Sec. 804. The department shall continue to work cooperatively
19 with horseback riding interests to maximize riding opportunities in
20 the state.
21 Sec. 805. The department shall spend amounts appropriated in
22 part 1 for forest-related activities to employ or contract for
23 sufficient foresters to mark timber, pursuant to section 802.
24 Sec. 806. It is the intent of the legislature that forest
25 campgrounds proposed for closure by the department will be open and
26 accessible to the general public.

LAW ENFORCEMENT

Sec. 901. The appropriation in part 1 for snowmobile law enforcement grants shall be used by the department to provide grants to county law enforcement agencies to enforce part 821 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82101 to 324.82160, including rules promulgated under that part and ordinances enacted pursuant to that part. The department shall consider the number of enforcement hours and the number of miles of snowmobile trails in each county in allocating these grants. Any funds not distributed to counties revert back to the snowmobile registration fee subaccount created under section 82111 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82111. Counties shall provide semiannual reports to the department on the use of grant money received under this section.

Sec. 902. The department shall provide a report on the marine safety grant program to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies by December 1, 2012. The report shall include the following information for the preceding year: the total amount of revenue received for watercraft registrations, the amount deposited into the marine safety fund, and the expenditures made from the marine safety fund, including the amounts expended for department administration, other state agencies, the law enforcement division, and grants to counties. The report shall also include the distribution methodology used by the department to distribute the marine safety grants and a list of the grants and the amounts

awarded by county.

GRANTS

Sec. 1001. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 for grants to communities - federal oil, gas, and timber payments and that do not require additional state matching funds are appropriated for the purposes intended. By November 30, 2012, the department shall report to the senate and house appropriations subcommittees on natural resources, the senate and house fiscal agencies, and the state budget director on all amounts appropriated under this section during the fiscal year ending September 30, 2012.

Sec. 1002. Subject to part 811 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.81101 to 324.81150, from the funds appropriated in part 1 for off-road vehicle trail improvements grants, not less than $980,000.00 shall be spent on the development of new trails in accordance with the off-road vehicle trail expansion plan submitted to the legislature pursuant to section 807 of article 14 of 2005 PA 154.

Sec. 1003. (1) The appropriation in part 1 for the dam management grant program shall be used by the department to provide grants for the maintenance, repair, or removal of failing dams. The department shall require each grant application to include a written long-term plan for each dam that is covered by the application.

(2) The unexpended funds appropriated in part 1 for the dam

management grant 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 for maintenance, repair, or removal of dams.

(b) The projects will be accomplished by contract.

(c) The total estimated cost of all projects is $2,000,000.00.

(d) The tentative completion date is September 30, 2017.

CAPITAL OUTLAY

Sec. 1101. The appropriation made in this article for the harbors and docks program is for the purpose of participating with the federal government and assisting local units of government, public colleges and universities, or other governmental entities in this state with the construction and improvement of recreational boating facilities within this state. Subject to the approval of the state administrative board, this money shall be allocated by the department to the federal government, or to the governmental entities involved in the particular projects. An allocation shall not exceed the state portion as listed with each project description. The department shall take the steps necessary to match federal money available for the construction and improvement of recreational boating facilities within the state, and to meet requirements of the federal government.

Sec. 1102. (1) The director of the department shall allocate

lump-sum appropriations to the department made in this article 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. 1103. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014

appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

ARTICLE XVI

DEPARTMENT OF STATE POLICE

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 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, 2013, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF STATE POLICE

APPROPRIATION SUMMARY

Full-time equated unclassified positions..... 3.0

Full-time equated classified positions..... 2,881.0

GROSS APPROPRIATION..... $ 577,982,700

Total interdepartmental grants and intradepartmental transfers 25,238,500

Schedule of interdepartmental grant revenue sources:

IDG, training academy charges..... 2,601,300

IDG-MDOC, contract 176,800

1 IDG-MDOS 353,700
2 IDG-MDOT, state trunkline fund..... 11,217,900
3 IDG-MDTR, casino gaming fees 5,694,600
4 IDG-MDTR, emergency telephone fund
5 coordinator 647,200
6 IDG-MDTR, emergency telephone fund
7 operations 693,300
8 IDT, auto theft funds 685,200
9 IDT, Michigan justice training fund..... 1,450,000
10 IDT, truck safety fund 1,549,800
11 Interdepartmental grant revenues..... 168,700
12 ADJUSTED GROSS APPROPRIATION..... $ 552,744,200
13 Total federal revenues..... 104,911,000
14 Schedule of federal revenue sources:
15 DHS 55,453,300
16 DOJ 15,536,500
17 DOJ interest bearing 8,139,400
18 DOT 23,868,800
19 Federal investigations - reimbursed
20 services 1,043,900
21 Federal narcotics investigation revenues..... 619,400
22 Federal revenues 249,700
23 Total local revenues..... 6,869,400
24 Schedule of local revenue sources:
25 Local - AFIS fees 80,500
26 Local - LEIN fees 1,209,800
27 Local - MPSCS subscriber and maintenance

1 fees 1,924,800
2 Local - reimbursed services 1,980,500
3 Local - school bus revenue 1,634,900
4 Local revenues 38,900
5 Total private revenues..... 231,300
6 Schedule of private revenue sources:
7 Private donations 229,600
8 Private revenues 1,700
9 Total state restricted revenues..... 123,218,700
10 Schedule of restricted revenue sources:
11 Auto theft prevention fund 6,772,000
12 Criminal justice information center
13 service fees 17,759,900
14 Concealed weapons enforcement fee..... 100,000
15 Drunk driving prevention and training
16 fund 1,363,500
17 Forensic science reimbursement fees..... 1,445,600
18 Forfeiture funds 89,500
19 Hazardous materials training center fees... 1,461,000
20 Highway safety fund 12,242,700
21 Licensing fees 9,100
22 Michigan justice training fund..... 8,404,100
23 Michigan merit award trust fund..... 716,200
24 Motor carrier fees 4,660,300
25 Narcotics investigation revenues..... 1,030,800
26 Nuclear plant emergency planning
27 reimbursement 2,120,500

1 Precision driving track fees 300,500
2 Reimbursed services 944,000
3 Rental of department aircraft..... 56,100
4 Secondary road patrol and training fund... 15,236,100
5 Sex offender registration fund..... 295,800
6 State forensic laboratory fund..... 1,861,000
7 State police service fees 2,162,500
8 State services fee fund 11,254,400
9 Tobacco tax revenue 4,000,000
10 Traffic crash revenue 328,300
11 Traffic law enforcement and safety fund... 24,912,100
12 Trooper school recruitment fund..... 1,100
13 Truck driver safety fund 3,015,800
14 State restricted revenues 675,800
15 State general fund/general purpose..... $ 317,513,800
16 State general fund/general purpose schedule:
17 Ongoing state general fund/general
18 purpose 312,654,900
19 One-time state general fund/general
20 purpose 4,858,900
21 **Sec. 102. EXECUTIVE DIRECTION**
22 Full-time equated unclassified positions..... 3.0
23 Full-time equated classified positions..... 38.0
24 Unclassified positions..... $ 700,000
25 Executive direction..... 5,195,400
26 GROSS APPROPRIATION..... $ 5,895,400
27 Appropriated from:

1 Interdepartmental grant revenues 40,900
2 State restricted revenues 767,100
3 State general fund/general purpose ..... $ 5,087,400
4 Schedule of programs:
5 Executive direction 2,894,300
6 Special operations and events..... 2,301,100
7 **Sec. 103. SCIENCE, TECHNOLOGY, AND TRAINING BUREAU**
8 Full-time equated classified positions..... 198.0
9 Science, technology, and training bureau ..... $ 73,317,900
10 GROSS APPROPRIATION ..... $ 73,317,900
11 Appropriated from:
12 Interdepartmental grant revenues 6,103,900
13 Federal revenues 5,279,100
14 Local revenues 3,170,500
15 State restricted revenues 27,966,600
16 State general fund/general purpose ..... $ 30,797,800
17 Schedule of programs:
18 Criminal justice information center
19 division 12,442,000
20 Criminal records improvement 1,268,200
21 Traffic safety 2,122,400
22 Standards and training/justice training
23 grants 9,061,000
24 Concealed weapons enforcement training..... 100,000
25 Training only to local units 631,300
26 Public safety officers benefit program..... 149,600
27 Training administration 5,409,900

1 Information technology services and
2 projects 21,258,700
3 Michigan public safety communications
4 system 14,099,300
5 In-service training - law enforcement
6 distribution 450,000
7 In-service training - competitive..... 1,000,000
8 Traffic services 5,325,500
9 **Sec. 104. FORENSIC SCIENCES**
10 Full-time equated classified positions..... 265.0
11 Forensic sciences..... $ 41,826,700
12 GROSS APPROPRIATION..... $ 41,826,700
13 Appropriated from:
14 Federal revenues..... 5,027,700
15 State restricted revenues..... 14,290,200
16 State general fund/general purpose..... $ 22,508,800
17 Schedule of programs:
18 Laboratory operations 31,900,200
19 DNA analysis program 9,926,500
20 **Sec. 105. UNIFORM SERVICES**
21 Full-time equated classified positions..... 1,486.0
22 Uniform services..... $ 201,690,900
23 GROSS APPROPRIATION..... $ 201,690,900
24 Appropriated from:
25 Federal revenues..... 2,077,900
26 State restricted revenues 39,063,900
27 State general fund/general purpose ..... $ 160,549,100

1 Schedule of programs:
2 Uniform services 47,354,100
3 Capitol security guards 712,200
4 At-post troopers 133,692,200
5 Reimbursed services 2,162,500
6 Law enforcement enhancement 15,000,000
7 Public safety initiative 2,769,900
8 **Sec. 106. SPECIALIZED SERVICES**
9 Full-time equated classified positions..... 646.0
10 Specialized services..... $ 96,174,400
11 GROSS APPROPRIATION..... $ 96,174,400
12 Appropriated from:
13 Interdepartmental grant revenues..... 17,428,100
14 Federal revenues..... 14,217,800
15 Local revenues..... 3,600,000
16 Private revenues..... 229,600
17 State restricted revenues..... 9,926,600
18 State general fund/general purpose..... $ 50,772,300
19 Schedule of programs:
20 Narcotics investigation funds..... 265,100
21 Operational support 16,049,400
22 Aviation program 1,614,700
23 Criminal investigations 31,726,800
24 Federal antidrug initiatives 11,154,200
25 Reimbursed services, materials, and
26 equipment 3,024,400
27 Auto theft prevention program..... 1,128,800

1 Casino gaming oversight 5,519,300
2 Fire investigations 1,899,000
3 Parole absconder sweeps 12,700
4 Motor carrier enforcement 12,347,400
5 Truck safety enforcement team operations... 1,511,400
6 Safety inspections 6,790,400
7 School bus inspections 1,619,500
8 Safety projects 1,511,300
9 **Sec. 107. SUPPORT SERVICES**
10 Full-time equated classified positions..... 248.0
11 Support services..... $ 153,083,700
12 GROSS APPROPRIATION..... $ 153,083,700
13 Appropriated from:
14 Interdepartmental grant revenues..... 1,496,900
15 Federal revenues..... 78,058,800
16 Local revenues..... 60,000
17 State restricted revenues..... 30,528,500
18 State general fund/general purpose..... $ 42,939,500
19 Schedule of programs:
20 Auto theft prevention program..... 6,754,400
21 Special maintenance and utilities..... 402,800
22 Rent and building occupancy charges..... 8,309,500
23 Worker's compensation 3,031,500
24 Fleet leasing 15,630,700
25 Management services 14,182,600
26 Budget and financial services..... 1,780,700
27 Office of justice program grants..... 8,537,800

1 Accounting service center 1,150,400
2 State program planning and administration.. 1,149,400
3 Secondary road patrol program..... 14,060,200
4 Truck safety program 3,014,000
5 Federal highway traffic safety
6 coordination 12,836,400
7 Emergency management planning and
8 administration 6,090,300
9 Grants to local government 2,482,100
10 FEMA program assistance 5,341,000
11 Nuclear power plant emergency planning..... 2,076,800
12 Hazardous materials programs 46,253,000
13 Interdepartmental grant to legislature..... 100
14 **Sec. 108. ONE-TIME APPROPRIATIONS**

15 Michigan international speedway traffic control	$	800,000
16 At-post troopers - replace outdated equipment		1,623,700
17 Rent and building occupancy charges		350,000
18 State employee lump-sum payments		3,220,000
19 GROSS APPROPRIATION	$	5,993,700
20 Appropriated from:		
21 Interdepartmental grant revenues		168,700
22 Federal revenues		249,700
23 Local revenues		38,900
24 Private revenues		1,700
25 State restricted revenues		675,800
26 State general fund/general purpose	$	4,858,900

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2012-2013

GENERAL SECTIONS

Sec. 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 2012-2013 is $440,732,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is $18,728,700.00. 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	$	4,178,400
Schedule of programs:		
Justice training grants		4,054,400
Training only to local units		124,000
Support services		14,550,300
Schedule of programs:		
Secondary road patrol		13,920,300
Management services		630,000
TOTAL	$	18,728,700

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "AFIS" means the automated fingerprint identification

1 system.
2 (b) "CJIC" means the criminal justice information center.
3 (c) "C.J.I.S." means the criminal justice information systems.
4 (d) "Department" means the department of state police.
5 (e) "DHS" means the United States department of homeland
6 security.
7 (f) "DNA" means deoxyribonucleic acid.
8 (g) "DOJ" means the United States department of justice.
9 (h) "DOT" means the United States department of
10 transportation.
11 (i) "DTMB" means the department of technology, management, and
12 budget.
13 (j) "FEMA" means the federal emergency management agency.
14 (k) "FTE" means full-time equated.
15 (*l*) "IDG" means interdepartmental grant.
16 (m) "IDT" means intradepartmental transfer.
17 (n) "LEIN" means the law enforcement information network.
18 (o) "MCL" means Michigan Compiled Laws.
19 (p) "MCOLES" means Michigan commission on law enforcement
20 standards.
21 (q) "MDCH" means the Michigan department of community health.
22 (r) "MDOC" means the Michigan department of corrections.
23 (s) "MDOS" means the Michigan department of state.
24 (t) "MDOT" means the Michigan department of transportation.
25 (u) "MDTR" means the Michigan department of treasury.
26 (v) "MPSCS" means Michigan public safety communications
27 system.

(w) "PA" means public act.

(x) "Work project" means a group of activities featuring a fixed duration, budget, and scope that is expected to cause a measurable change in the delivery, efficiency, or effectiveness of 1 or more operations.

Sec. 204. The following shall constitute the appropriations from part 1 for interdepartmental grant funds received by the department from sources outside the department: $2,601,300.00 from training academy charges; $176,800.00 from the department of corrections contract; $353,700.00 from the department of state; $11,217,900.00 from the department of transportation - state trunkline funds; $5,692,200.00 from casino gaming fees; $646,900.00 from the department of treasury - emergency telephone fund coordinator; and $693,300.00 from the department of treasury - emergency telephone fund operations.

Sec. 205. (1) The following shall constitute the appropriations from part 1 for interdepartmental grant funds made from the department to other departments: $1,157,100.00 to the department of environmental quality - radiological emergency preparedness; $150,100.00 to the department of attorney general - justice training competitive grant; $779,100.00 to the judiciary - justice training competitive grant; $352,700.00 to the department of attorney general - operations; $900,000.00 to the department of military and veterans affairs - homeland security grant; $21,258,700.00 to DTMB - information technology services and projects; and $14,099,300.00 to DTMB - Michigan public safety communications systems.

(2) Based on the availability of federal funding and the demonstrated need as indicated by applications submitted to the state court administrative office, the department shall provide $1,800,000.00 in Byrne justice assistance grant program funding to the judiciary by interdepartmental grant.

Sec. 206. (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 article 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 article 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 $1,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article 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 $200,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this

article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 207. The department shall provide the data necessary for the department of technology, management, and budget to maintain a searchable website that is accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 208. The department shall use the Internet to fulfill the reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan

1 businesses owned and operated by veterans, if they are
2 competitively priced and of comparable quality.
3 Sec. 210. The department shall take all reasonable steps to
4 ensure businesses in deprived and depressed communities compete for
5 and perform contracts to provide services or supplies, or both, for
6 the department. The director of the department shall strongly
7 encourage firms with which the department contracts to subcontract
8 with certified businesses in depressed and deprived communities for
9 services or supplies, or both.
10 Sec. 212. The department shall receive and retain copies of
11 all reports funded from appropriations in part 1. Federal and state
12 guidelines for short-term and long-term retention of records shall
13 be followed. The department may electronically retain copies of
14 reports unless otherwise required by federal and state guidelines.
15 Sec. 215. The department shall not take disciplinary action
16 against an employee for communicating with a member of the
17 legislature or his or her staff.
18 Sec. 216. (1) Notwithstanding any other provision of this
19 article, the schedule of programs in part 1 lists programs which
20 may, but are not required to be, funded under this article.
21 (2) Notwithstanding any other provisions of this article, the
22 schedule of revenue sources in part 1 may or may not be received
23 from the funding entities listed.
24 (3) The secondary road patrol funding is not subject to
25 funding flexibility and shall be funded in accordance with section
26 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e.
27 (4) Any funding required by statute is not subject to funding

flexibility and shall be funded in accordance with that statute.

Sec. 217. The department shall improve its budgetary efficiency pertaining to the delivery of core services delineated in section 221 by doing all of the following:

(a) Prioritizing personnel over buildings in budgetary efficiency considerations.

(b) Pursuing the physical or virtual consolidation of support service functions such as information technology, human resources, and accounting as a means of improving standardization and efficiency.

(c) Seeking expenditure reductions whenever possible through the streamlining of existing service delivery activities.

(d) Identifying efficiencies that can be gained via the reduction or elimination of programs, policies, and practices which have outlived their usefulness.

Sec. 218. The department shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate standing committees on appropriations, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

(b) The total transportation and related costs of each travel

occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

Sec. 219. (1) The department shall provide quarterly reports, beginning October 1, to the appropriate senate and house appropriations subcommittees and the senate and house fiscal agencies, which provide the following data:

(a) A list of major work projects, including the status of each project.

(b) The department's financial status, featuring a report of budgeted versus actual expenditures by part 1 line item including a year-end projection of budget requirements. If projected department budget requirements exceed the allocated budget, the report shall include a plan to reduce overall expenses while still satisfying specified service level requirements.

(c) Forensic laboratory system staffing levels and vacancies and backlogs in all disciplines.

(2) The department shall provide all information necessary to validate that the requirements of this part have been achieved.

(3) The department shall provide a corrective action plan within 30 days of a quarterly report under this section for any requirements of this part that have not been achieved. The department shall provide a monthly status of correction action plans.

(4) The department shall provide a summary of fund shifts, that have been approved by the state budget office, that have

occurred between items listed in the schedule of programs mentioned in part 1 on a quarterly basis to the senate and house appropriations subcommittees on state police and military affairs and the senate and house fiscal agencies.

Sec. 220. The department shall provide the following data to the appropriate senate and house appropriations subcommittees and the senate and house fiscal agencies on an annual basis:

(a) As it pertains to inspections conducted by the traffic safety division, all of the following:

(*i*) The number of buses and vehicles inspected by the department.

(*ii*) The number of buses and vehicles passing and failing inspection.

(*iii*) The estimated number of buses and vehicles not inspected.

(b) A report on the status of assessments collected and authorized under section 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e, for the purpose of supporting the secondary road patrol grant program. The report shall contain updated information on collection levels, revised projected grant allotments to counties for the year, a comparison of projected collections and grant distribution levels with the funds appropriated in part 1 for the secondary road patrol program, and the extent collection levels have exceeded or failed to meet appropriated levels for the current fiscal year or expenditure levels from the previous fiscal year.

(c) A report regarding the department's activities related to casino gaming oversight. The report shall contain the following:

(*i*) The amount of money received and expended.

(*ii*) The nature and structure of the casino gaming oversight unit.

(*iii*) The positions and classifications of employees assigned.

(*iv*) The number of full-time and part-time employees and the aggregate number of FTEs.

(*v*) The duties and responsibilities of the assigned employees.

Sec. 221. The appropriations in part 1 are for the core services, support services, and work projects of the department, including, but not limited to, the following core services: traffic safety and enforcement, complaint and criminal investigations, fire investigation, sex offender registry and enforcement, specialty teams, civil disorder response – mobilization, capitol security, hazardous materials response training, intelligence gathering and dissemination, state emergency operations center, criminal history system, fingerprint and background checks, the law enforcement information network, forensics, training and recruiting, public awareness campaigns, and establishing and monitoring law enforcement standards.

Sec. 222. The department shall notify the senate and house appropriations subcommittees on state police and military and veterans affairs and the senate and house fiscal agencies not less than 90 days before recommending to close or consolidate any state police posts. The notification shall include a local and state impact study of the proposed post closure or consolidation.

Sec. 223. At least 60 days before beginning any effort to privatize, the department shall submit a complete project plan to the senate and house fiscal agencies. The plan shall include the

criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the senate and house appropriations subcommittees and the senate and house fiscal agencies within 30 months.

Sec. 224. Funds appropriated in part 1 shall not be used by the department to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the attorney general authorizes.

Sec. 226. (1) It is the intent of the legislature that the department shall not provide any subsidy for contractual services it provides.

(2) When the department provides contractual services to a local unit of government, the department shall be reimbursed for all costs incurred in providing the services, including, but not limited to, retirement and overtime costs.

(3) The department shall define service cost models for those services requiring reimbursement.

(4) Contractual services provided to an entity other than a local unit of government may be provided by department personnel, but only on an overtime basis outside the normal work schedule of the personnel.

(5) This section does not apply to state agencies.

Sec. 227. The department shall define interoperability standards to ensure effective communication between state, local, regional, and federal agencies under public safety scenarios. The department shall monitor compliance with these interoperability

standards by the agencies and notify the legislature and pertinent agency management of noncompliance within 30 days of this determination.

Sec. 228. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriations lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriations lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house standing committees on appropriations, the senate and house appropriations subcommittees, and the senate and house fiscal agencies.

Sec. 229. Within 14 days after the release of the executive budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on state police and military and veterans affairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 230. The department may pursue entering into an agreement with Calhoun County to build a new facility in that county which would serve as the new state police post for region 4 of district 5, as identified by the department.

Sec. 231. The department, in keeping with its role as the

general law enforcement agency of the state and as the law enforcement agency of last resort for communities that are either without local law enforcement resources or are seriously underserved by local law enforcement resources, shall provide general law enforcement assistance to those communities until adequate law enforcement services can be provided to those communities by other means.

Sec. 232. The department shall serve as an active liaison between the department of technology, management, and budget and local public safety agencies to facilitate the use of the MPSCS towers by those local public safety agencies that have an interest in using the towers as a part of their communication system.

EXECUTIVE DIRECTION

Sec. 250. (1) From the funds appropriated in part 1, there is funding to support unclassified employee positions as authorized by section 5 of article XI of the state constitution of 1963. These positions include the following: department director, chief administrative officer, and executive director of the Michigan commission on law enforcement standards.

(2) Not less than 30 days prior to the department submitting a request for an additional unclassified employee position from the civil service commission, or for any substantive change to the duties of an existing unclassified employee position, the department shall notify the senate and house appropriations subcommittees on state police and military affairs and the senate and house fiscal agencies.

SCIENCE, TECHNOLOGY, AND TRAINING BUREAU

Sec. 301. (1) The department shall develop and deliver professional, innovative, and quality training that supports the enforcement and public safety efforts of the criminal justice community.

(2) The department shall maintain the staffing and resources necessary to provide educational opportunities for personal and professional growth to a minimum of 10,000 state and local law enforcement employees and other public safety partners.

(3) The department shall maintain the staffing and resources necessary to provide educational opportunities for personal and professional growth to a minimum of 3,000 community members.

(4) The department shall define and implement methods with a goal of reducing the cost of training services delivery by 20%. These methods may include the pursuit of technology to reach students throughout the state utilizing distance learning.

(5) The department shall place emphasis on recruiting MCOLES-certified police officers for the trooper recruit school. Emphasis shall be given in the hiring process to those officers who are on layoff and possess valid MCOLES certification. Any emphasis given in the recruiting and selection process shall be consistent with the department's hiring standards and in accordance with civil service rules.

(6) The department shall develop and provide a service delivery cost model for its training activities.

(7) The department shall place emphasis on recruiting and

hiring veterans, particularly for any trooper recruit school convened. Any emphasis given in the recruiting and selection process shall be consistent with the department's hiring standards and in accordance with civil service rules. Beginning October 1, the department shall submit a report to the senate and house appropriations subcommittees on state police and military affairs within 60 days of the conclusion of any trooper recruit school. The report shall include the following:

(a) The number of veterans who commenced that trooper recruit school.

(b) The number of veterans who concluded that trooper recruit school.

(c) The devices or campaigns that were used to specifically recruit veterans for that trooper recruit school.

Sec. 302. (1) MCOLES shall establish standards for the selection, employment, training, education, licensing, and revocation of all law enforcement officers.

(2) MCOLES shall maintain the staffing and resources necessary to provide the basic law enforcement training curriculum for 20 academy programs statewide.

(3) MCOLES shall maintain a minimum 98% passing rate from the MCOLES licensing exam without lowering academic standards to achieve this rate.

Sec. 303. (1) The department shall maintain a criminal history system and the state accident data collection system in the support of public safety and law enforcement communities in this state.

(2) The department shall maintain the staffing and resources

1 necessary to adhere to 1925 PA 289, MCL 28.241 to 28.248.
2 (3) The department shall improve the accuracy, timeliness, and
3 completeness of criminal history information by conducting 30
4 outreach activities targeted to criminal justice agencies.
5 (4) The department shall maintain the state accident data
6 collection system and make this information available to the public
7 at a reasonable cost. For bulk access to the accident records in
8 which the vehicle identification number has been collected and
9 computerized, the department shall make those records available to
10 the public at cost, provided that the name and address have been
11 excluded.
12 Sec. 304. (1) The department shall provide fingerprint and
13 background check services in support of public safety and law
14 enforcement communities in this state.
15 (2) The department shall maintain the staffing and resources
16 necessary to process fingerprint and background check services
17 commensurate with fiscal year 2009-2010.
18 (3) The department shall maintain resources and educational
19 outreach for the electronic submission of fingerprint information
20 from local law enforcement agencies and maintain at least a 97%
21 submission rate.
22 (4) The department shall define and maintain a cost model
23 pertaining to providing fingerprint check services and provide for
24 the following:
25 (a) Fingerprint service fees shall be commensurate with the
26 actual costs of delivering this service.
27 (b) The department shall pursue means of reducing the expenses

1 associated with delivering this service.
2 Sec. 305. (1) The department shall maintain the law
3 enforcement information network in support of public safety and law
4 enforcement communities in this state.
5 (2) The department shall maintain the staffing and resources
6 necessary to adhere to the C.J.I.S. policy council act, 1974 PA
7 163, MCL 28.211 to 28.215.
8 (3) The department shall audit criminal justice agencies as
9 required by federal guidelines.
10 (4) The appropriations in part 1 do not contain any funding
11 from LEIN user fees for services rendered in fiscal year 2012-2013.
12 If the department chooses to propose such a fee for fiscal year
13 2012-2013, the department shall do each of the following:
14 (a) Notify the senate and house appropriations subcommittees
15 on state police and military and veterans affairs and the senate
16 and house fiscal agencies no less than 90 days prior to
17 establishing the fee.
18 (b) Define and maintain a cost model pertaining to the
19 provision of LEIN administration services. LEIN service fees shall
20 be commensurate with the actual costs of delivering this service.
21 The department shall pursue means of reducing the expenses
22 associated with delivering this service.
23 Sec. 306. (1) The department shall oversee the sex offender
24 registry and its enforcement in this state.
25 (2) The department shall maintain the staff and resources
26 necessary to enforce the provision of the sex offenders
27 registration act, 1994 PA 295, MCL 28.721 to 28.736.

(3) The department shall maintain the staffing and resources necessary to perform activities to maintain a 93% compliance rate for reporting by registered sex offenders.

FORENSIC SCIENCES

Sec. 401. (1) The department shall provide forensic testing services to aid in criminal investigations.

(2) The department shall maintain the staffing and resources necessary to provide forensic evidence with an average turnaround time of 82 days assuming an annual caseload volume commensurate with that received in fiscal year 2009-2010.

(3) The department shall hire and train 20 additional forensic employees with the intent of reaching an average 30-day turnaround for forensic evidence.

(4) If changes are made to the department's protocol for retaining and purging DNA analysis samples and records, the department shall post a copy of the protocol changes on the department's website.

UNIFORM SERVICES

Sec. 501. (1) The department shall oversee traffic safety and enforcement in this state.

(2) The department shall maintain the staffing and resources necessary to make traffic contacts per patrol hours commensurate with the service level and contact areas exhibited in fiscal year 2010-2011. There shall be no degradation of road patrol services to any region of this state.

(3) The department shall maintain the staffing and resources necessary to continually work to enhance traffic safety throughout the state.

Sec. 502. Department enlisted personnel who are employed to enforce traffic laws as provided in section 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e, shall not be prohibited from responding to crimes in progress or other emergency situations and are responsible for protecting every citizen of this state from harm.

Sec. 503. The department shall dedicate a minimum of 23,374 patrol hours in distressed cities in this state.

Sec. 504. The department shall hire and train 180 troopers.

Sec. 505. (1) The department shall provide security services at the state capitol building.

(2) The department shall maintain the staff and resources necessary to respond to emergencies at the house office building, Farnum building, capitol parking lot, Townsend parking ramp, and Roosevelt parking ramp.

(3) The department shall pursue federal grants to improve the security at the capitol building.

(4) The department may develop a phased approach for improving security at the capitol building.

Sec. 506. The department shall submit a report on or before April 1 to the appropriate senate and house appropriations subcommittees and the senate and house fiscal agencies regarding the cities in distress public safety initiative and any measures relative to the law enforcement enhancement scheduled program

contained in part 1. The report shall include, but is not limited to, the following information for the prior 6 months:

(a) Statistics regarding relevant trooper schools, including the number of applications, the number of troopers graduated, and the cities or posts in which each of these troopers is assigned or stationed.

(b) Statistics regarding criminal activity, including the number of arrests made by troopers assigned to the cities in distress, the number of traffic stops made by troopers assigned to cities in distress, the number of parole or probation violators arrested by troopers assigned to cities in distress, the number of violent and assaultive crimes committed in the cities in distress, the number of illegal drug and narcotic crimes committed in the cities in distress, and the number of property crimes committed in the cities in distress.

(c) Where reasonably available, statistics regarding the number of local law enforcement officers employed by the cities in distress and the number of criminal prosecutions in the counties in which the cities in distress are located.

Sec. 507. The department shall submit a report on or before April 1 to the appropriate senate and house appropriations subcommittees and the senate and house fiscal agencies regarding transition by the department to the regional policing model. The report shall include, but is not limited to, information on costs and savings associated with the termination of lease agreements, costs associated with maintenance and fuel usage resulting from increased mileage on patrol vehicles, and costs and savings

associated with shifting personnel from traditional office assignments to road patrol assignments.

SPECIALIZED SERVICES

Sec. 601. (1) The department shall provide specialty services to citizens of this state in accordance with all applicable state and federal laws and regulations.

(2) The department shall maintain the staffing and resources necessary to provide training to maintain readiness to respond appropriately to at least the number of requests for specialty services which occurred in fiscal year 2009-2010.

(3) The canine unit shall be available for call out statewide 100% of the time.

(4) The bomb squad unit shall be available for call out statewide 100% of the time.

(5) The emergency support teams shall be available for call out statewide 100% of the time.

(6) The underwater recovery unit shall be available for call out statewide 100% of the time.

(7) Aviation services shall be available for call out statewide 100% of the time, unless prohibited by weather or unexpected mechanical breakdowns.

(8) Money privately donated to the department is appropriated under part 1 to be used for the purposes designated by the donor of the money. Money privately donated to the department's canine unit shall be used to purchase equipment and other items to enhance the operation of the canine unit.

Sec. 602. (1) The department shall identify and apprehend criminals through criminal investigations in this state.

(2) The department shall maintain the staffing and resources necessary to devote a comparable number of hours investigating crimes as those performed in fiscal year 2009-2010.

(3) The department shall maintain the staffing and resources necessary to annually meet or exceed a case clearance rate of 56%.

(4) The department shall provide protection to this state, its economy, welfare, and vital state-sponsored programs through the prevention and suppression of organized smuggling of untaxed tobacco products in the state, through enforcement of the tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, and other laws pertaining to combating criminal activity in this state, by maintaining a tobacco tax enforcement unit that will dedicate a minimum of 8,320 hours to tobacco tax enforcement.

(5) The department shall submit an annual report on or by October 15 to the senate and house appropriations subcommittees on state police and military and veterans affairs, the senate and house appropriations subcommittees on general government, and the senate and house fiscal agencies, which details expenditures related to tax enforcement activities for the prior fiscal year.

Sec. 603. (1) The department shall provide fire investigation services to citizens of this state through investigative assistance to local law enforcement agencies.

(2) The department shall maintain the staffing and resources necessary to maintain readiness to respond appropriately to at least the number of requests for service which occurred in fiscal

year 2009-2010.

(3) The fire investigation unit shall be available for call out statewide 100% of the time.

Sec. 604. The department shall inspect all black and yellow school buses annually.

Sec. 605. The department shall maintain the staffing and resources necessary to annually inspect at least 53,000 commercial vehicles.

SUPPORT SERVICES

Sec. 701. (1) The department shall respond to civil disorders and natural disasters.

(2) The department shall, at a minimum, maintain readiness including training and equipment to respond to civil disorders and natural disasters commensurate with the capabilities of fiscal year 2009-2010.

Sec. 702. (1) The department shall operate the Michigan intelligence operation center as the state's federally recognized fusion center.

(2) The department shall ensure public safety through the emergency management and homeland security division by providing public and private sector partners with timely and accurate information and regarding critical information key resources threats as reported to or discovered by the Michigan intelligence operations center and increase public awareness on how to report suspicious activity through website or telephone communications.

(3) The department shall seek to increase the number of public

and private sector contacts which receive vital homeland security information and intelligence in order to enhance the safety and security for citizens of this state.

Sec. 703. (1) The department shall provide hazardous materials response training.

(2) The department shall maintain the staffing and resources necessary to serve approximately 110 local emergency management preparedness programs and 88 local emergency planning committees in this state.

(3) The department shall conduct a minimum of 3 training sessions to enhance safe response in the event of natural or manmade incidents, emergencies, or disasters.

(4) The department's emergency management division shall make every effort to ensure both of the following:

(a) That homeland security grants offered by the federal government and channeled through the department are allocated to first responder entities in the highest percentage possible.

(b) That homeland security grants awarded to the city of Detroit shall not be used to supplant city general funds designated to support first responder operations.

Sec. 704. (1) The department shall operate and maintain the state's emergency operations center and provide command and control in support of emergency response services.

(2) The department shall maintain readiness, including training and equipment to respond to civil disorders and natural disasters.

(3) By September 30, 2013, the department shall begin

construction or renovation of a state emergency operations center to facilitate relocation from its current site at Collins Road.

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

(5) In addition to the money appropriated in this article, the department may receive and expend money from local, private, federal, or state sources for the purpose of providing emergency management training to local or private interests and for the purpose of supporting emergency preparedness, response, recovery, and mitigation activity. If additional expenditure authorization in the Michigan administrative information network is approved by the state budget office under this section, the department and the

state budget office shall notify the senate and house appropriations subcommittees on state police and military and veterans affairs and the senate and house fiscal agencies within 10 days after the approval. The notification shall include the amount and source and the additional authorization, the date of its approval, and the projected use of funds to be expended under the authorization.

Sec. 705. (1) The department shall conduct public awareness campaigns regarding various public safety issues.

(2) The department shall provide resources and technical assistance to train child passenger safety technicians to promote public education and awareness to parents.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. (1) It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, excluding appropriations designated as 1-time appropriations and adjusting for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.

(2) It is the intent of the legislature that the 180 troopers hired during fiscal year 2012-2013 shall be used to reduce crime rates in this state's most distressed cities once fully deployed.

(3) It is the intent of the legislature that the 20 additional forensic employees hired during fiscal year 2012-2013 shall be used to reach an average 30-day turnaround for forensic evidence once fully trained.

ARTICLE XVII

STATE TRANSPORTATION DEPARTMENT

PART 1

LINE-ITEM APPROPRIATIONS

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

STATE TRANSPORTATION DEPARTMENT

APPROPRIATION SUMMARY

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

Full-time equated classified positions..... 2,912.3

GROSS APPROPRIATION..... $ 3,466,187,500

Total interdepartmental grants and intradepartmental transfers 3,531,900

ADJUSTED GROSS APPROPRIATION..... $ 3,462,655,600

1 Federal revenues:

2 DOT, federal transit administration 62,095,000

3 DOT-FHWA, highway research, planning, and construction 1,074,452,000

4 DOT-FRA, local rail service assistance 100,000

5 DOT-FRA, rail passenger/HSGT 3,000,000

6 DOT, federal aviation administration 82,183,100

7 Total federal revenues 1,221,830,100

8 Special revenue funds:

9 Local revenues 52,080,200

10 Private revenues 100,000

11 Total local and private revenues 52,180,200

12 Blue Water Bridge fund 19,262,400

13 Comprehensive transportation fund 265,247,300

14 Economic development fund 41,590,000

15 IRS debt service rebate 7,523,500

16 Intercity bus equipment fund 140,000

17 Local bridge fund 30,025,400

18 Michigan transportation fund 979,076,200

19 Rail freight fund 2,000,000

20 State aeronautics fund 27,833,400

21 State trunkline fund 789,701,100

22 One-time state restricted revenues 3,246,000

23 Total other state restricted revenues 2,165,645,300

24 State general fund/general purpose ..... $ 23,000,000

25 State general fund/general purpose schedule:

26 Ongoing state general fund/general

27 purpose 0

1 One-time state general fund/general
2 purpose 23,000,000
3 **Sec. 102. DEBT SERVICE**
4 State trunkline..... $ 199,473,700
5 Economic development..... 9,115,900
6 Local bridge fund..... 3,261,700
7 Blue Water Bridge fund..... 5,950,200
8 Airport safety and protection plan..... 3,892,600
9 Comprehensive transportation..... 18,580,400
10 GROSS APPROPRIATION..... $ 240,274,500
11 Appropriated from:
12 Federal revenues:
13 DOT-FHWA, highway research, planning, and construction 45,866,700
14 Special revenue funds:
15 Blue Water Bridge fund..... 5,950,200
16 Comprehensive transportation fund..... 18,580,400
17 Economic development fund..... 9,115,900
18 Local bridge fund..... 3,261,700
19 IRS debt service rebate..... 7,523,500
20 State aeronautics fund..... 3,892,600
21 State trunkline fund..... 146,083,500
22 State general fund/general purpose..... $ 0
23 **Sec. 103. COLLECTION, ENFORCEMENT, AND OTHER AGENCY**
24 **SUPPORT SERVICES**
25 MTF grant to department of environmental quality..... $ 1,231,400
26 MTF grant to department of state for collection of
27 revenue and fees 20,000,000

1	MTF grant to department of treasury.....	2,500,000
2	MTF grant to legislative auditor general.....	240,700
3	STF grant to department of attorney general.....	2,387,000
4	STF grant to civil service commission.....	5,697,000
5	STF grant to department of technology, management, and	
6	budget	1,420,600
7	STF grant to department of state police.....	11,217,900
8	STF grant to department of treasury.....	124,300
9	STF grant to legislative auditor general.....	558,900
10	SAF grant to department of attorney general.....	174,400
11	SAF grant to civil service commission.....	150,000
12	SAF grant to department of technology, management, and	
13	budget	38,900
14	SAF grant to department of treasury.....	73,700
15	SAF grant to legislative auditor general.....	23,000
16	CTF grant to department of attorney general.....	200,900
17	CTF grant to civil service commission.....	200,000
18	CTF grant to department of technology, management, and	
19	budget	44,100
20	CTF grant to department of treasury.....	5,500
21	CTF grant to legislative auditor general.....	29,600
22	GROSS APPROPRIATION.....	$ 46,317,900
23	Appropriated from:	
24	Special revenue funds:	
25	Comprehensive transportation fund.....	480,100
26	Michigan transportation fund.....	23,972,100
27	State aeronautics fund.....	460,000

1 State trunkline fund..... 21,405,700
2 State general fund/general purpose..... $ 0
3 **Sec. 104. EXECUTIVE DIRECTION**
4 Full-time equated unclassified positions..... 6.0
5 Full-time equated classified positions..... 29.3
6 Unclassified salaries..... $ 700,000
7 Asset management council..... 1,626,400
8 Commission audit--29.3 FTE positions..... 3,209,300
9 GROSS APPROPRIATION..... $ 5,535,700
10 Appropriated from:
11 Special revenue funds:
12 Michigan transportation fund..... 1,626,400
13 State trunkline fund..... 3,909,300
14 State general fund/general purpose..... $ 0
15 **Sec. 105. BUSINESS SUPPORT**
16 Full-time equated classified positions..... 77.5
17 Business support services--67.5 FTE positions..... $ 9,089,900
18 Economic development and enhancement programs--10.0
19 FTE positions 1,524,600
20 Property management..... 8,070,900
21 Worker's compensation..... 1,922,300
22 GROSS APPROPRIATION..... $ 20,607,700
23 Appropriated from:
24 Special revenue funds:
25 Comprehensive transportation fund..... 1,175,400
26 Economic development fund..... 378,700
27 Michigan transportation fund..... 343,600

1 State aeronautics fund..... 629,600
2 State trunkline fund..... 18,080,400
3 State general fund/general purpose..... $ 0
4 **Sec. 106. INFORMATION TECHNOLOGY**
5 Information technology services and projects..... $ 30,128,000
6 GROSS APPROPRIATION..... $ 30,128,000
7 Appropriated from:
8 Federal revenues:
9 DOT-FHWA, highway research, planning, and construction 520,500
10 Special revenue funds:
11 Blue Water Bridge fund..... 51,400
12 Comprehensive transportation fund..... 208,600
13 Economic development fund..... 37,200
14 Michigan transportation fund..... 275,500
15 State aeronautics fund..... 162,800
16 State trunkline fund..... 28,872,000
17 State general fund/general purpose..... $ 0
18 **Sec. 107. FINANCE, CONTRACTS, AND SUPPORT SERVICES**
19 Full-time equated classified positions..... 185.0
20 Finance, contracts, and support services..... $ 20,137,500
21 GROSS APPROPRIATION..... $ 20,137,500
22 Appropriated from:
23 Interdepartmental grant revenues:
24 IDG for accounting service center user charges..... 3,517,100
25 Special revenue funds:
26 Michigan transportation fund..... 1,770,800
27 State trunkline fund..... 14,849,600

1 State general fund/general purpose ..... $ 0

2 **Sec. 108. TRANSPORTATION PLANNING**

3 Full-time equated classified positions..... 141.0

4 Transportation planning--141.0 FTE positions ..... $ 38,262,000

5 Grants to regional planning councils 488,800

6 GROSS APPROPRIATION ..... $ 38,750,800

7 Appropriated from:

8 Federal revenues:

9 DOT-FHWA, highway research, planning, and construction 22,000,000

10 Special revenue funds:

11 Comprehensive transportation fund 610,500

12 Michigan transportation fund 6,096,700

13 State aeronautics fund 15,000

14 State trunkline fund 10,028,600

15 State general fund/general purpose ..... $ 0

16 **Sec. 109. DESIGN AND ENGINEERING SERVICES**

17 Full-time equated classified positions..... 1,498.8

18 Engineering services--701.1 FTE positions ..... $ 66,957,000

19 Program services--735.7 FTE positions 56,755,800

20 Intelligent transportation systems operations--12.0

21 FTE positions 10,674,000

22 Welcome center operations--50.0 FTE positions 4,285,000

23 GROSS APPROPRIATION ..... $ 138,671,800

24 Appropriated from:

25 Federal revenues:

26 DOT-FHWA, highway research, planning, and construction 23,529,800

27 Special revenue funds:

1 Michigan transportation fund..... 7,843,400
2 State trunkline fund..... 107,298,600
3 State general fund/general purpose..... $ 0
4 **Sec. 110. HIGHWAY MAINTENANCE**
5 Full-time equated classified positions..... 808.7
6 State trunkline operations--808.7 FTE positions..... $ 273,395,700
7 GROSS APPROPRIATION..... $ 273,395,700
8 Appropriated from:
9 Special revenue funds:
10 State trunkline fund..... 273,395,700
11 State general fund/general purpose..... $ 0
12 **Sec. 111. ROAD AND BRIDGE PROGRAMS**
13 State trunkline federal aid and road and bridge
14 construction ..... $ 941,053,200
15 Local federal aid and road and bridge construction... 240,443,000
16 Grants to local programs..... 33,000,000
17 Rail grade crossing..... 3,000,000
18 Local bridge program..... 26,763,700
19 County road commissions..... 576,860,100
20 Cities and villages..... 321,625,300
21 GROSS APPROPRIATION..... $ 2,142,745,300
22 Appropriated from:
23 Federal revenues:
24 DOT-FHWA, highway research, planning, and construction 982,535,000
25 Special revenue funds:
26 Local funds..... 30,000,000
27 Blue Water Bridge fund..... 7,107,300

1 Local bridge fund..... 26,763,700
2 Michigan transportation fund..... 934,485,400
3 State trunkline fund..... 161,853,900
4 State general fund/general purpose..... 0
5 **Sec. 112. BLUE WATER BRIDGE**
6 Full-time equated classified positions..... 41.0
7 Blue Water Bridge operations--41.0 FTE positions..... $ 6,153,500
8 GROSS APPROPRIATION..... $ 6,153,500
9 Appropriated from:
10 Special revenue funds:
11 Blue Water Bridge fund..... 6,153,500
12 State general fund/general purpose..... $ 0
13 **Sec. 113. TRANSPORTATION ECONOMIC DEVELOPMENT**
14 Forest roads..... $ 5,000,000
15 Rural county urban system..... 2,500,000
16 Target industries/economic redevelopment..... 8,029,000
17 Urban county congestion..... 8,264,600
18 Rural county primary..... 8,264,600
19 GROSS APPROPRIATION..... $ 32,058,200
20 Appropriated from:
21 Special revenue funds:
22 Economic development fund..... 32,058,200
23 State general fund/general purpose..... $ 0
24 **Sec. 114. AERONAUTICS SERVICES**
25 Full-time equated classified positions..... 54.0
26 Aeronautics services..... $ 7,568,500
27 Air service program..... 700,000

1 GROSS APPROPRIATION..... $ 8,268,500
2 Appropriated from:
3 Special revenue funds:
4 State aeronautics fund..... 8,268,500
5 State general fund/general purpose..... $ 0
6 **Sec. 115. PUBLIC TRANSPORTATION SERVICES**
7 Full-time equated classified positions..... 40.5
8 Passenger transportation services--40.5 FTE positions $ 6,126,200
9 GROSS APPROPRIATION..... $ 6,126,200
10 Appropriated from:
11 Federal revenues:
12 DOT, federal transit administration..... 972,100
13 Special revenue funds:
14 Comprehensive transportation fund..... 4,974,700
15 Michigan transportation fund..... 179,400
16 State general fund/general purpose..... $ 0
17 **Sec. 116. BUS TRANSIT DIVISION: STATUTORY OPERATING**
18 Local bus operating..... $ 166,624,000
19 Nonurban operating/capital..... 22,787,900
20 GROSS APPROPRIATION..... $ 189,411,900
21 Appropriated from:
22 Federal revenues:
23 DOT, federal transit administration..... 21,987,900
24 Special revenue funds:
25 Comprehensive transportation fund..... 166,624,000
26 Local funds..... 800,000
27 State general fund/general purpose..... $ 0

1 **Sec. 117. INTERCITY PASSENGER AND FREIGHT**

2 Full-time equated classified positions..... 36.5

3 Office of rail--36.5 FTE positions..... $ 5,768,900

4 Freight property management..... 1,000,000

5 Detroit/Wayne County port authority..... 468,200

6 Intercity services..... 7,690,000

7 Rail passenger service/rail operations and

8 infrastructure 24,592,000

9 Marine passenger service..... 400,000

10 Terminal development..... 461,000

11 GROSS APPROPRIATION..... $ 40,380,100

12 Appropriated from:

13 Federal revenues:

14 DOT, federal transit administration..... 4,500,000

15 DOT-FRA, local rail service assistance..... 100,000

16 DOT-FRA, rail passenger/PRIIA..... 3,000,000

17 Special revenue funds:

18 Local funds..... 150,000

19 Private funds..... 100,000

20 Comprehensive transportation fund..... 26,984,900

21 Intercity bus equipment fund..... 140,000

22 Rail freight fund..... 2,000,000

23 Michigan transportation fund..... 2,482,900

24 State trunkline fund..... 922,300

25 State general fund/general purpose..... $ 0

26 **Sec. 118. PUBLIC TRANSPORTATION DEVELOPMENT**

27 Specialized services..... $ 8,913,800

1 Municipal credit program		2,000,000
2 Transit capital		66,942,900
3 Van pooling		807,000
4 Service initiatives		1,865,000
5 Transportation to work		9,700,000
6 GROSS APPROPRIATION	$	90,228,700
7 Appropriated from:		
8 Federal revenues:		
9 DOT, federal transit administration		34,635,000
10 Special revenue funds:		
11 Local funds		9,985,000
12 Comprehensive transportation fund		45,608,700
13 State general fund/general purpose	$	0
14 **Sec. 119. CAPITAL OUTLAY**		
15 **(1) BUILDINGS AND FACILITIES**		
16 Special maintenance, remodeling, and additions	$	3,001,500
17 GROSS APPROPRIATION		3,001,500
18 Appropriated from:		
19 State trunkline fund		3,001,500
20 State general fund/general purpose	$	0
21 **(2) AIRPORT IMPROVEMENT PROGRAMS**		
22 Airport safety, protection, and improvement program	$	107,733,200
23 GROSS APPROPRIATION		107,733,200
24 Appropriated from:		
25 Federal revenues:		
26 DOT, federal aviation administration		82,183,100
27 Special revenue funds:		

1 Local funds		11,145,200
2 State aeronautics fund		14,404,900
3 State general fund/general purpose	$	0

4 **Sec. 120. ONE-TIME BASIS ONLY**

5 State employee lump-sum payments	$	3,260,800
6 Federal aid match for transit capital		12,000,000
7 Federal aid match for rail operations and		
8 infrastructure		11,000,000
9 GROSS APPROPRIATION	$	26,260,800
10 Appropriated from:		
11 One-time interdepartmental grant revenues		14,800
12 One-time state restricted revenues		3,246,000
13 State general fund/general purpose	$	23,000,000

14 PART 2

15 PROVISIONS CONCERNING APPROPRIATIONS

16 FOR FISCAL YEAR 2012-2013

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 2012-2013 is $2,188,645,300.00 and
20 state spending from state resources to be paid to local units of
21 government for fiscal year 2012-2013 is $1,233,655,900.00. The
22 itemized statement below identifies appropriations from which
23 spending to local units of government will occur:

24 DEPARTMENT OF TRANSPORTATION

Grants to regional planning councils	$ 488,800
Grants to local programs	33,000,000
Rail grade crossing	3,000,000
Local bridge program	26,763,700
Grants to county road commissions	576,860,100
Grants to cities and villages	321,625,300
Economic development fund	32,058,200
Air service program	700,000
Local bus operating	166,624,000
Detroit/Wayne County port authority	468,200
Marine passenger service	400,000
Terminal development	461,000
Specialized services	3,943,800
Municipal credit program	2,000,000
Transit capital	33,642,900
Service initiatives	515,000
Transportation to work	4,700,000
Airport safety, protection, and improvement program	14,404,900
One-time transit capital	12,000,000
Total payments to local units of government	$ 1,233,655,900

Sec. 202. The appropriations authorized under this article are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this article:

(a) "AASHTO" means the American association of state highway and transportation officials.

(b) "ASTM" means the American society for testing and materials.

(c) "CTF" means comprehensive transportation fund.

(d) "Department" means the department of transportation.

(e) "DOT" means the United States department of transportation.

(f) "DOT-FHWA" means DOT, federal highway administration.

(g) "DOT-FRA" means DOT, federal railroad administration.

(h) "DOT-FRA, rail passenger/HSGT" means DOT, federal railroad administration, high-speed ground transportation.

(i) "EDF" means economic development fund.

(j) "FTE" means full-time equated.

(k) "IRS" means the internal revenue service.

(*l*) "MTF" means Michigan transportation fund.

(m) "RIF" means recreation improvement fund.

(n) "SAF" means state aeronautics fund.

(o) "STF" means state trunkline fund.

Sec. 206. (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 article 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 article pursuant to 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 $1,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article pursuant to 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 $1,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 207. (1) The department shall maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following:

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

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

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

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

(e) Job specifications and wage rates.

(2) The department may develop and operate its own website to provide this information or may reference the state's central

transparency website as the source for this information.

Sec. 208. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this article. 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. 209. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 211. Amounts appropriated in part 1 for information technology may be designated as work projects and carried forward to support technology projects under the direction of the department of technology, management, and budget. Funds designated in this manner are not available for expenditure until approved as work projects under section 451a of the management and budget act, 1984 PA 431, MCL 18.1451a.

Sec. 212. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for

short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 214. From the funds appropriated in part 1 for information technology, departments and agencies shall pay user fees to the department of technology, management, and budget for technology-related services and projects. The user fees shall be subject to provisions of an interagency agreement between the department and agencies and the department of technology, management, and budget.

Sec. 215. A department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 219. It is the intent of the legislature that all principal executive departments and agencies cooperate with the development and implementation of the department of technology, management, and budget statewide office space consolidation plan.

Sec. 228. Not later than November 15, the department shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house of representatives standing committees on appropriations, and the senate and house fiscal agencies.

Sec. 229. Within 14 days after the release of the executive

budget recommendation, the department shall provide the state budget director, the senate and house appropriations chairs, the senate and house appropriations subcommittees on transportation, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2012 and September 30, 2013.

Sec. 230. By October 31, 2012, the department shall identify 10 principal measurable outcomes to be affected by expenditure of the funds appropriated in part 1 and submit a report to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director that ranks the outcomes by level of importance and contains current data on those outcomes. Beginning on April 1, 2013, the department shall provide biannual updates to the house and senate appropriations committees on changes in those measurable outcomes and departmental efforts to improve the outcomes.

Sec. 260. (1) Due to the current budgetary problems in this state, out-of-state travel shall be limited to situations in which 1 or more of the following conditions apply:

(a) The travel is required by legal mandate or court order or for law enforcement purposes.

(b) The travel is necessary to protect the health or safety of Michigan citizens or visitors or to assist other states in similar circumstances.

(c) The travel is necessary to produce budgetary savings or to

increase state revenues, including protecting existing federal funds or securing additional federal funds.

(d) The travel is necessary to comply with federal requirements.

(e) The travel is necessary to secure specialized training for staff that is not available within this state.

(f) The travel is financed entirely by federal or nonstate funds.

(2) If out-of-state travel is necessary but does not meet 1 or more of the conditions in subsection (1), the state budget director may grant an exception to allow the travel. Any exceptions granted by the state budget director shall be reported on a monthly basis to the house and senate appropriations committees.

(3) Not later than January 1 of each year, each department shall prepare a travel report listing all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the chairs and members of the house and senate appropriations committees, the fiscal agencies, and the state budget director. The report shall include the following information:

(a) The name of each person receiving reimbursement for travel outside this state or whose travel costs were paid by this state.

(b) The destination of each travel occurrence.

(c) The dates of each travel occurrence.

(d) A brief statement of the reason for each travel

occurrence.

(e) The transportation and related costs of each travel occurrence, including the proportion funded with state general fund/general purpose revenues, the proportion funded with state restricted revenues, the proportion funded with federal revenues, and the proportion funded with other revenues.

(f) A total of all out-of-state travel funded for the immediately preceding fiscal year.

Sec. 262. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the attorney general authorizes.

Sec. 263. (1) The department shall report no later than April 1, 2013 on each specific policy change made to implement a public act affecting the department that took effect during the prior calendar year to the house and senate appropriations subcommittees on the budget for the department, the joint committee on administrative rules, and the senate and house fiscal agencies.

(2) Funds appropriated in part 1 shall not be used by the department to adopt a rule that will apply to a small business and that will have a disproportionate economic impact on small businesses because of the size of those businesses if the department fails to reduce the disproportionate economic impact of the rule on small businesses as provided under section 40 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

(3) As used in this section:

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

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

Sec. 270. In order to reduce costs and maintain quality, it is the intent of the legislature that, excluding the fleet of motor vehicles for the department of state police, the department will prioritize the utilization of remanufactured parts as the primary means of maintenance and repair for the state of Michigan's fleet of motor vehicles.

DEPARTMENTAL SECTIONS

Sec. 301. (1) The department may establish a fee schedule and collect fees sufficient to cover the costs to issue the permits that the department is authorized by law to issue upon request, unless otherwise stipulated by law. All permit fees are nonrefundable application fees and shall be credited to the appropriate fund to recover the direct and indirect costs of receiving, reviewing, and processing the requests.

(2) A bridge authority shall hold 3 public hearings on an increase in any toll charged by the authority at least 30 days before the toll change will become effective. Two of the hearings shall be held within 5 miles of the bridge over which the bridge authority has jurisdiction. One hearing shall be held in Lansing. Public hearings held under this section shall be conducted in

accordance with the open meetings act, 1976 PA 267, MCL 15.261 to 15.275, and shall be conducted so as to provide a reasonable opportunity for public comment, including both spoken and written comments.

Sec. 303. On request, the department shall provide to a legislator, in writing, a report on the amount of money to be received by each city and village and the county road commission of each county, that is included in whole or in part within the legislator's legislative district.

Sec. 304. If, as a requirement of bidding on a highway project, the department requires a contractor to submit financial or proprietary documentation as to how the bid was calculated, that bid documentation shall be kept confidential and shall not be disclosed other than to a department representative without the contractor's written consent. The department may disclose the bid documentation if necessary to address or defend a claim by a contractor.

Sec. 305. The department shall permit space on public passenger transportation properties to be occupied by public or private tenants on a competitive market rate basis. The department shall require that revenue from the tenants be placed in an account to be used to pay the costs to maintain and improve the property.

Sec. 306. (1) The amounts appropriated in section 103 to support tax and fee collection, law enforcement, and other program services provided to the department and to transportation funds by other state departments shall be expended from transportation funds pursuant to annual contracts between the department and those other

state departments. The contracts shall be executed prior to the expenditure or obligation of those funds. The contracts shall provide, but are not limited to, the following data applicable to each state department:

(a) Estimated costs to be recovered from transportation funds.

(b) Description of services provided to the department and/or transportation funds and financed with transportation funds.

(c) Detailed cost allocation methods appropriate to the type of services being provided and the activities financed with transportation funds.

(2) Not later than 2 months after publication of the state of Michigan comprehensive annual financial report, each state department receiving funding pursuant to an interdepartment contract with the department shall submit a written report to the department, the state budget director, and the house and senate fiscal agencies stating by spending authorization account the amount of estimated funds contracted with the department, the amount of funds expended, the amount of funds returned to the transportation funds, and any unreimbursed transportation-related costs incurred but not billed to transportation funds. A copy of the report shall be submitted to the auditor general, and the report shall be subject to audit by the auditor general as provided in subsection (3).

(3) Biennially, in each even-numbered fiscal year, the auditor general shall conduct an audit of charges to transportation funds by state departments for the 2 preceding fiscal years. The audit shall include both charges governed by interdepartmental contracts

as well as miscellaneous charges from other state departments not governed by contracts. The auditor general shall prepare a detailed report, with recommendations and conclusions, including a summary of charges and related services to transportation funds by department, the appropriateness of those charges, the cost allocation methodologies used in determining the level of funding, and any unreimbursed transportation-related costs, if any. The report shall be provided to the senate and house of representatives committees on appropriations, the senate and house fiscal agencies, and the state budget director 9 months after publication of the state of Michigan comprehensive annual financial report.

Sec. 307. Before March 1 of each year, the department will provide to the legislature, the state budget office, and the house and senate fiscal agencies its rolling 5-year plan listing by county or by county road commission all highway construction projects for the fiscal year and all expected projects for the ensuing fiscal years.

Sec. 308. (1) The department and local road agencies that receive appropriations under this article shall pursue compliance with contract specifications for construction and maintenance of state highways and local roads and streets. Work shall not be accepted and paid for until it complies with contract requirements. Contractors with unsatisfactory performance ratings shall be restricted from future bidding through the prequalification process established by the department or a local road agency. The department, county road commissions, and cities and villages shall report to the house of representatives and senate appropriations

subcommittees on transportation, the senate and house fiscal agencies, and the state budget director on their respective activities under this section.

(2) A contractor's prequalification rating shall not be reduced or restricted until all administrative appeals have been completed. The department can take immediate action regarding a contractor's prequalification rating for public safety reasons or to prevent fraud and malfeasance of public funds.

Sec. 310. The department shall provide in a timely manner copies of the agenda and approved minutes of monthly transportation commission meetings to the members of the house and senate appropriations subcommittees on transportation, the house and senate fiscal agencies, and the state budget director.

Sec. 313. (1) From funds appropriated in part 1, the department may increase a state infrastructure bank program and grant or loan funds in accordance with regulations of the state infrastructure bank program of the United States department of transportation. The state infrastructure bank is to be administered by the department for the purpose of providing a revolving, self-sustaining resource for financing transportation infrastructure projects.

(2) In addition to funds provided in subsection (1), money received by the state as federal grants, repayment of state infrastructure bank loans, or other reimbursement or revenue received by the state as a result of projects funded by the program and interest earned on that money shall be deposited in the revolving state infrastructure bank fund and shall be available for

transportation infrastructure projects. At the close of the fiscal year, any unencumbered funds remaining in the state infrastructure bank fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 319. The department shall post signs at each rest area to identify the agency or contractor responsible for maintenance of the rest area. The signs shall include a department telephone number and shall indicate that unsafe or unclean conditions at the rest area may be reported to that telephone number.

Sec. 353. The department shall review its contractor payment process and ensure that all prime contractors are paid promptly. The department shall ensure that prime contractors are in compliance with special provision 109.10 regarding the prompt payment of subcontractors.

Sec. 357. When presented with complete local federal aid project submittals, the department shall complete all necessary reviews and inspections required to let local federal aid projects within 120 days of receipt. The department shall implement a system for monitoring the local federal aid project review process.

Sec. 375. The department is prohibited from reimbursing contractors or consultants for costs associated with groundbreaking ceremonies, receptions, open houses, or press conferences related to transportation projects funded, in whole or in part, by revenue appropriated in part 1.

Sec. 381. The department shall require as a condition of each contract or subcontract for construction, maintenance, or engineering services that the prequalified contractor or

prequalified subcontractor agree to use the E-Verify system to verify that all persons hired during the contract term by the contractor or subcontractor are legally present and authorized to work in the United States. The department may verify this information directly or may require contractors and subcontractors to verify the information and submit a certification to the department. The department shall report to the house and senate appropriations committees and the house and senate fiscal agencies by March 1, 2013 describing the processes it has developed and implemented under provisions of this section. As used in this section, "E-Verify" means an Internet-based system operated by the department of homeland security, U.S. citizenship and immigration services in partnership with the social security administration.

Sec. 382. It is the intent of the legislature that every 5 years the department and the state budget office provide for an independent study of the state government needs for a state aircraft fleet, including a study of the costs associated with the current fleet or other arrangements for air travel.

Sec. 383. (1) The department shall prepare an annual report on all travel by executive branch employees, and others including local public officials, university employees, and other public employees on department-owned aircraft. The report shall include, by department, the name of the traveler, the travel origination location, the travel destination location, type of aircraft, and the total estimated costs associated with the air travel.

(2) The report shall be submitted to the senate and house appropriations subcommittees on transportation and the house and

1 senate fiscal agencies no later than July 1.
2 (3) From the funds appropriated in part 1, the department is
3 prohibited from transporting legislators or legislative staff on
4 state-owned aircraft without prior approval from the senate
5 majority leader or the speaker of the house of representatives and
6 only when the aircraft is already scheduled by state employees on
7 related official state business.
8 (4) The department shall maintain a system for recovering the
9 cost of operating department-owned aircraft through charges to
10 aircraft users.
11 Sec. 384. (1) The department shall not expend any state
12 transportation revenue for construction planning or construction of
13 the Detroit River International Crossing or a renamed successor. In
14 addition, except as provided in subsection (3), the department
15 shall not commit the state to any new contract related to the
16 construction planning or construction of the Detroit River
17 International Crossing or a renamed successor unless the
18 legislature has enacted specific enabling legislation to allow for
19 the construction of the Detroit River International Crossing or a
20 renamed successor, and the department has completed the Gateway
21 project.
22 (2) On or before March 31, 2013, the department shall report
23 to the state budget director, the house and senate appropriations
24 subcommittees on transportation, and the house and senate fiscal
25 agencies on department activities related to the Detroit River
26 International Crossing or a renamed successor.
27 (3) If the legislature enacts specific enabling legislation

for the construction of the Detroit River International Crossing or a renamed successor, subsection (1) does not apply once the enabling legislation goes into effect.

Sec. 385. (1) The department shall use all available toll credits, as provided by private toll facilities in this state and certified by the federal highway administration, to match available federal aid highway funds.

(2) The department shall not use toll credits generated by a private tolled bridge crossing to finance, design, plan, construct, operate, or maintain any international bridge crossing within 5 miles of that privately tolled bridge.

Sec. 395. It is the intent of the legislature that the Gateway project be completed, including, but not limited to, all access ramps and other necessary roadwork, stoplights, and plaza work.

FEDERAL

Sec. 401. Within 30 days of receiving the applicable fiscal year authorization from the federal government to commit transportation funds, the department shall notify local agency representatives, the senate and house of representatives appropriations transportation subcommittees, the senate and house fiscal agencies, and the state budget director regarding the amount of federal aid for categorical allocations to state and local agency programs not specifically allocated in either federal or state law.

Sec. 402. A portion of the federal DOT-FHWA highway research, planning, and construction funds made available to the state shall

be allocated to transportation programs administered by local jurisdictions in accordance with section 10o of 1951 PA 51, MCL 247.660o. A local road agency, with respect to a project approved for federal aid funding in a state transportation improvement program, may enter into a voluntary buyout agreement with the department or with another local road agency to exchange the federal aid with state restricted transportation funds as agreed to by the respective parties. The state restricted transportation funds received in exchange for federal aid funds shall be used for the same purpose as the federal aid funds were originally intended.

MICHIGAN TRANSPORTATION FUND

Sec. 501. The money received under the motor carrier act, 1933 PA 254, MCL 475.1 to 479.43, and not appropriated to the department of licensing and regulatory affairs or the department of state police is deposited in the Michigan transportation fund.

Sec. 503. (1) The funds appropriated in part 1 for the economic development and local bridge programs shall not lapse at the end of the fiscal year but shall carry forward each fiscal year for the purposes for which appropriated in accordance with 1987 PA 231, MCL 247.901 to 247.913, and section 10(5) of 1951 PA 51, MCL 247.660.

(2) Interest earned in the department of transportation economic development fund and local bridge fund shall remain in the respective funds and shall be allocated to the respective programs based on actual interest earned at the end of each fiscal year.

(3) In addition to the funds appropriated in part 1, the

department of transportation economic development fund and local bridge fund may receive federal, local, or private funds or restricted source funds such as interest earnings. These funds are appropriated for projects that are consistent with the purposes of the respective funds.

(4) None of the funds statutorily dedicated to the transportation economic development fund and local bridge fund shall be diverted to other projects.

Sec. 504. Funds from the Michigan transportation fund (MTF) shall be distributed to the comprehensive transportation fund (CTF), the economic development fund (EDF), the recreation improvement fund (RIF), and the state trunkline fund (STF), in accordance with this article and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108, and may only be used as specified in this article, 1951 PA 51, MCL 247.651 to 247.675, and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108.

STATE TRUNKLINE FUND

Sec. 601. The department shall work with the road construction industry and engineering consulting community to develop performance and road construction warranties for construction contracts. The development of warranties shall include warranties on materials, workmanship, performance criteria, and design/build projects. The department will report by September 30 of each calendar year to the house of representatives and senate

appropriations subcommittees on transportation, the state budget director, and the house and senate fiscal agencies on the status of efforts to develop performance and road construction warranties.

Sec. 603. The department shall use traffic congestion as 1 of the criteria in determining the priorities for designating which roads shall be remediated in its 5-year road plan, which must be submitted on or before March 1 of each year. Criteria for evaluating traffic congestion shall include, but not be limited to, coordination with local, county, and regional planning, improvement in traffic operations, improvement in physical roadway conditions, accident reduction, and coordination with area public transportation planning.

Sec. 604. At the close of the fiscal year, any unencumbered and unexpended balance in the state trunkline fund shall remain in the state trunkline fund and shall carry forward and is appropriated for federal aid road and bridge programs for projects contained in the annual state transportation program.

Sec. 610. The department shall have as a priority the removal of dead deer and other large animal remains from the traveled portion and shoulder of state highways. The department, and counties that perform state highway maintenance under contract, shall remove animal remains, wherever practicable and when funds are available, away from the traveled portion and shoulder of state highways.

Sec. 612. The department shall establish guidelines governing incentives and disincentives provided under contracts for state trunkline projects. The guidelines shall include specific financial

information concerning incentives and disincentives. On or before January 1 of each year, the department shall prepare a report for the immediately preceding fiscal year regarding contract incentives and disincentives. This report shall include a list, by project, of the contractors that received contract incentives and/or disincentives, the amount of the incentives and/or disincentives, and the number of days that each project was completed either ahead or past the contracted completion date. This report shall be provided to the senate and house appropriations subcommittees on transportation, the senate and house standing committees on transportation, and the senate and house fiscal agencies.

Sec. 660. (1) The legislature encourages the department to examine the use of alternative road surface materials, including recycled materials, and to develop criteria and specifications for their use in both department-managed and contracted projects.

(2) The department shall evaluate the use of a bituminous mix which incorporates crumb rubber from scrap tires.

Sec. 661. Of the appropriation from the state trunkline fund in part 1 for state trunkline federal aid and road and bridge construction, $100,000,000.00 represents estimated revenue from passage of Senate Bill No. 351 of the 2011-2012 legislative session and is intended to ensure that the state is able to match all available federal-aid highway funds.

COMPREHENSIVE TRANSPORTATION FUND

Sec. 701. The department shall establish an intercity bus equipment and facility fund as a subsidiary fund within the

comprehensive transportation fund created under section 10b of 1951 PA 51, MCL 247.660b. Proceeds received by the state from the sale of state-owned intercity bus equipment shall be credited to the intercity bus equipment facility fund for the purchase and repair of intercity bus equipment, as appropriated. Security deposits not returned to a lessee of state-owned intercity bus equipment under terms of the lease agreement shall be credited to the intercity bus equipment fund for the repair of intercity bus equipment, as appropriated. Money received by the department from lease payments for state-owned intercity bus equipment, and facility maintenance charges under terms of leases of state-owned intercity facilities, shall be credited to the intercity bus equipment facility fund for the purchase and repair of intercity bus equipment or for the maintenance and rehabilitation of state-owned intercity facilities, as appropriated. At the close of the fiscal year, any funds remaining in the intercity bas equipment facility fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 702. Money that is received by the state as repayment for loans made for rail or water freight capital projects, and as a result of the sale of property or equipment used or projected to be used for rail or water freight projects shall be deposited in the fund created by section 17 of the state transportation preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of the fiscal year, any funds remaining in the rail freight fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 703. After receiving notification from a railroad company pursuant to section 8 of the state transportation preservation act

of 1976, 1976 PA 295, MCL 474.58, the department shall immediately notify the house of representatives and senate appropriations subcommittees on transportation and the state budget office that the railroad company has filed with the appropriate governmental agencies for abandonment of a line.

Sec. 706. The Detroit/Wayne County port authority shall issue a complete operations assessment and a financial disclosure statement. The operations assessment shall include operational goals for the next 5 years and recommendations to improve land acquisition and development efficiency. The report shall be completed and submitted to the house of representatives and senate appropriations subcommittees on transportation, the state budget director, and the house and senate fiscal agencies by February 15 of each fiscal year for the prior fiscal year.

Sec. 711. (1) From the funds appropriated in part 1 from the comprehensive transportation fund for rail passenger service, the department shall negotiate with a rail carrier to provide rail service between Grand Rapids and Chicago and between Port Huron and Chicago, consistent with the other provisions of this section.

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

(3) Future state support for the service between Grand Rapids and Chicago and Port Huron and Chicago is dependent on the

department's ability to provide a plan and a contract for services that increase ridership and revenue, reduce operating costs, and improve on-time performance.

(4) No state subsidy shall be provided from the funds appropriated in part 1 if the chosen rail carrier is Amtrak and Amtrak discontinued service or any portion of the service between Port Huron and Chicago or Grand Rapids and Chicago during the preceding fiscal year, unless the discontinuance of service was for track maintenance or was caused by acts of God.

(5) For rail passenger service supported in any part through capital or operating assistance from funds appropriated in this act, the department shall work with the rail carrier to identify ways in which reasonable transport of bicycles by passengers can be accommodated.

(6) The department shall report to the house and senate appropriations subcommittees on transportation and the house and senate fiscal agencies, not later than July 1, 2013, on the status of capital grants related to rail passenger service in Michigan. The report shall identify, and describe the status of, capital improvement projects related to higher train speeds, reduced travel time, station renovations, and other service improvements. The report shall also identify actual or anticipated costs of these projects, funding sources, and anticipated costs and funding sources required to maintain the improvements.

Sec. 731. The department shall charge public transit agencies and intercity bus carriers equal rates per square foot for leasing space in state-owned intermodal facilities.

Sec. 735. For the fiscal year ending September 30, 2013, the appropriation to a street railway pursuant to section 10e(22) of 1951 PA 51, MCL 247.660e, is $0.

Sec. 740. The department shall report by March 1 of each year to the house of representatives and senate appropriations subcommittees on transportation, the house and senate fiscal agencies, and the state budget director the encumbered and unencumbered balances of the comprehensive transportation fund.

Sec. 741. By December 1, 2012, the department shall submit a report to the senate and house appropriations subcommittees on transportation and the senate and house fiscal agencies on the need, feasibility, and cost for increasing the safety standard of transit buses procured by Michigan transit agencies by requiring a federally approved rollover test standard.

AERONAUTICS FUND

Sec. 801. Except as otherwise provided in section 903 for capital outlay, at the close of the fiscal year, any unobligated and unexpended balance in the state aeronautics fund created in the aeronautics code of the state of Michigan, 1945 PA 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics fund and be appropriated by the legislature in the immediately succeeding fiscal year.

CAPITAL OUTLAY

Sec. 901. (1) From federal-state-local project appropriations contained in part 1 for the purpose of assisting political entities

and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1.

(2) Political entities and subdivisions shall provide not less than 2.5% of the cost of any project under this section, unless a total nonfederal share greater than 5% is otherwise specified in federal law. State money shall not be allocated until local money is allocated. State money for any 1 project shall not exceed 1/3 of the total appropriation in part 1 from state funds for airport improvement programs.

(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this article and the project application is approved by the governing body of each political subdivision or public agency making the application and by the Michigan aeronautics commission.

Sec. 902. Before the end of each fiscal year, the state transportation department shall report to the house and senate

appropriations subcommittees on transportation and the house and senate fiscal agencies on the status of airport improvement projects funded in part 1 with the estimated dollars allocated for each project. If there has to be a delay in reporting, the state transportation department shall notify the house and senate appropriations subcommittees on transportation in writing of the date the report will be received.

Sec. 903. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

Sec. 904. (1) The director shall allocate lump-sum appropriations made in this article 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 and designated as work project 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. 905. Of the appropriation from the state aeronautics fund

in part 1 for airport safety, protection, and improvement, $10,000,000.00 represents estimated revenue from passage of House Bill No. 4025 of the 2011-2012 legislative session and is intended to ensure that the state is able to match all available federal airport improvement program grant funds.

ONE-TIME BASIS ONLY

Sec. 1001. In awarding grants to local public transit agencies with service populations greater than 50,000, from the 1-time general fund/general purpose appropriation in part 1, federal aid match for transit capital, the department shall give priority to the following:

(a) Projects for bus rehabilitation.

(b) Project applications from agencies which recover not less than 20% of fixed route operating costs from farebox revenue.

Sec. 1002. (1) General fund/general purpose revenue appropriated in part 1 for federal aid match for transit capital, and federal aid match for rail operations and infrastructure, not expended or encumbered by September 30, 2013, shall lapse to the state general fund.

(2) By September 30, 2013, the department shall report to the house and senate appropriations subcommittees on transportation, and the house and senate fiscal agencies, on the use of funds appropriated in part 1 for transit capital and rail operations and infrastructure. The report shall include a summary of funds expended, encumbered, and lapsed for both transit capital and rail operations and infrastructure. With regard to transit capital

projects, the report shall include grantees, grant amounts, project description, and project completion dates. With regard to rail operations and infrastructure projects, the report shall include grant amounts, project description, and project completion dates.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS

FOR FISCAL YEAR 2013-2014

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2014 for the line items listed in part 1. The fiscal year 2013-2014 appropriations are anticipated to be the same as those for fiscal year 2012-2013, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, available revenue. These adjustments will be determined after the January 2013 consensus revenue estimating conference.