

For Fiscal Year
Ending Sept. 30,
2003

Appropriated from:
State general fund/general purpose \$ 106,426,300

Health care.

Sec. 107. HEALTH CARE

Full-time equated classified positions1,027.1
Health care administration—22.0 FTE positions \$ 2,539,000
Hospital and specialty care services 52,729,100
Vaccination program 991,200
Northern region clinical complexes—243.4 FTE positions 24,432,600
Southeastern region clinical complexes—430.0 FTE positions 46,969,400
Southwestern region clinical complexes—331.7 FTE positions 29,938,800
GROSS APPROPRIATION \$ 157,600,100

Appropriated from:

Federal revenues:

Federal revenues and reimbursements 85,800

Special revenue funds:

State restricted revenues and reimbursements 101,200

State general fund/general purpose \$ 157,413,100

Correctional facilities administration.

Sec. 108. CORRECTIONAL FACILITIES ADMINISTRATION

Average population1,475
Full-time equated classified positions774.2
Correctional facilities administration—43.0 FTE positions \$ 3,992,600
Housing inmates in federal institutions 552,600
Education services and federal education grants—
18.0 FTE positions 4,634,000
Federal school lunch program 712,800
Leased beds 100
Inmate housing fund—219.7 FTE positions 9,934,200
Average population1,475
Dental lab operations 102,300
Academic/vocational programs—493.5 FTE positions 37,134,900
GROSS APPROPRIATION \$ 57,063,500

Appropriated from:

Intradepartmental transfer revenues:

IDT, dental lab user fees 102,300

Federal revenues:

Federal revenues and reimbursements 5,498,800

State general fund/general purpose \$ 51,462,400

Northern region correctional facilities.

Sec. 109. NORTHERN REGION CORRECTIONAL FACILITIES

Average population14,430

Full-time equated classified positions4,371.2

Alger maximum correctional facility - Munising—

369.8 FTE positions \$ 27,742,200

		For Fiscal Year Ending Sept. 30, 2003
Average population	844	
Baraga maximum correctional facility - Baraga—		
432.4 FTE positions.....	\$	31,458,000
Average population	1,084	
Chippewa correctional facility - Kincheloe—509.1 FTE positions.....		39,557,700
Average population	2,182	
Kinross correctional facility - Kincheloe—568.3 FTE positions.....		45,317,500
Average population	2,423	
Marquette branch prison - Marquette—420.4 FTE positions		33,174,500
Average population	1,129	
Newberry correctional facility - Newberry—356.4 FTE positions...		26,368,600
Average population	1,144	
Oaks correctional facility - Eastlake—386.6 FTE positions		29,624,600
Average population	900	
Ojibway correctional facility - Marenisco—293.4 FTE positions.....		21,861,600
Average population	1,196	
Pugsley correctional facility - Kingsley—228.4 FTE positions.....		16,823,900
Average population	954	
Saginaw correctional facility - Freeland—379.8 FTE positions.....		26,499,500
Average population	1,468	
Standish maximum correctional facility - Standish—		
426.6 FTE positions.....		32,296,700
Average population	1,106	
GROSS APPROPRIATION.....	\$	330,724,800
Appropriated from:		
Special revenue funds:		
State restricted revenues and reimbursements.....		1,113,300
State general fund/general purpose	\$	329,611,500

Southeastern region correctional facilities.

Sec. 110. SOUTHEASTERN REGION CORRECTIONAL FACILITIES

Average population	16,716	
Full-time equated classified positions	4,922.0	
Cooper Street correctional facility - Jackson—		
278.2 FTE positions.....	\$	22,467,200
Average population	1,360	
G. Robert Cotton correctional facility - Jackson—		
425.5 FTE positions.....		32,467,500
Average population	1,692	
Charles Egeler reception center - Jackson—447.8 FTE positions....		31,447,900
Average population	1,082	
Gus Harrison correctional facility - Adrian—535.6 FTE positions ...		40,336,900
Average population	2,200	
Huron Valley correctional facility - Ypsilanti—		
283.6 FTE positions		21,261,800
Average population	497	
Macomb correctional facility - New Haven—379.9 FTE positions....		25,707,000

		For Fiscal Year Ending Sept. 30, 2003
Average population	1,468	
Mound correctional facility - Detroit—345.2 FTE positions.....	\$	25,146,200
Average population	1,044	
Parnall correctional facility - Jackson—271.0 FTE positions		21,893,900
Average population	1,372	
Ryan correctional facility - Detroit—341.1 FTE positions		25,636,100
Average population	1,044	
Robert Scott correctional facility - Plymouth—		
437.9 FTE positions.....		32,353,800
Average population	1,247	
Southern Michigan correctional facility - Jackson—		
427.0 FTE positions.....		29,869,600
Average population	1,481	
Thumb correctional facility - Lapeer—384.3 FTE positions		29,539,200
Average population	1,454	
Western Wayne correctional facility - Plymouth—		
266.9 FTE positions.....		21,330,300
Average population	775	
Jackson area support and services - Jackson—98.0 FTE positions ..		16,029,700
GROSS APPROPRIATION.....	\$	375,487,100
Appropriated from:		
Intradepartmental transfer revenues:		
IDT, production kitchen user fees.....		2,577,600
Federal revenues:		
Federal revenues and reimbursements.....		859,500
Special revenue funds:		
State restricted revenues and reimbursements.....		1,364,700
State general fund/general purpose	\$	370,685,300

Southwestern region correctional facilities.

Sec. 111. SOUTHWESTERN REGION CORRECTIONAL FACILITIES

Average population	17,469	
Full-time equated classified positions	4,447.2	
Bellamy Creek correctional facility - Ionia—394.3 FTE positions	\$	30,996,900
Average population	1,680	
Earnest C. Brooks correctional facility - Muskegon—		
507.7 FTE positions.....		39,708,200
Average population	2,200	
Carson City correctional facility - Carson City—		
547.8 FTE positions.....		41,760,200
Average population	2,200	
Florence Crane correctional facility - Coldwater—		
408.6 FTE positions.....		30,976,100
Average population	1,510	
Deerfield correctional facility - Ionia—204.9 FTE positions		16,571,600
Average population	960	

		For Fiscal Year Ending Sept. 30, 2003
Richard A. Handlon correctional facility - Ionia—		
266.0 FTE positions.....	\$	21,437,200
Average population		1,315
Ionia maximum correctional facility - Ionia—363.6 FTE positions...		26,618,400
Average population		636
Lakeland correctional facility - Coldwater—284.1 FTE positions....		22,566,000
Average population		1,200
Muskegon correctional facility - Muskegon—304.4 FTE positions ...		24,675,300
Average population		1,310
Pine River correctional facility - St. Louis—224.6 FTE positions		17,362,100
Average population		960
Riverside correctional facility - Ionia—326.0 FTE positions		26,546,300
Average population		1,244
St. Louis correctional facility - St. Louis—615.2 FTE positions		45,203,900
Average population		2,254
GROSS APPROPRIATION.....	\$	344,422,200
Appropriated from:		
Special revenue funds:		
State restricted revenues and reimbursements.....		1,404,500
State general fund/general purpose	\$	343,017,700

Information technology.

Sec. 112. INFORMATION TECHNOLOGY

Information technology services and projects.....	\$	16,143,100
GROSS APPROPRIATION.....	\$	16,143,100
Appropriated from:		
Special revenue funds:		
Correctional industries revolving fund.....		9,000
State general fund/general purpose	\$	16,134,100

Early retirement savings.

Sec. 113. EARLY RETIREMENT SAVINGS

Early retirement savings.....	\$	(7,591,800)
GROSS APPROPRIATION.....	\$	(7,591,800)
Appropriated from:		
State general fund/general purpose	\$	(7,591,800)

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Total state spending; payments to local units of government.

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 2002-2003 is \$1,674,237,600.00

and state spending from state resources to be paid to local units of government for fiscal year 2002-2003 is \$78,221,300.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

DEPARTMENT OF CORRECTIONS

Field operations - assumption of county probation staff.....	\$	36,690,200
Prosecutorial and detainer expenses		4,051,000
Public service work projects		9,400,000
Community corrections comprehensive plans and services.....		13,033,000
Community corrections probation residential centers.....		14,997,000
Community corrections public education and training		50,000
Regional jail program		100
TOTAL	\$	78,221,300

Appropriations subject to §§ 18.1101 to 18.1594.

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

Definitions.

Sec. 203. As used in this act:

- (a) "Department" or "MDOC" means the Michigan department of corrections.
- (b) "DOJ" means the United States department of justice.
- (c) "FTE" means full-time equated.
- (d) "IDG" means interdepartmental grant.
- (e) "IDT" means intradepartmental transfer.
- (f) "MDCH" means the Michigan department of community health.
- (g) "MDSF" means the Michigan department of state police.
- (h) "OCC" means community corrections.

Billing by department of civil service.

Sec. 204. The department of civil service 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.

Hiring freeze; exceptions.

Sec. 205. (1) A hiring freeze is imposed on the state classified civil service. State departments and agencies are prohibited from hiring any new full-time state classified civil service employees and prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department.

(2) The state budget director shall grant exceptions to this hiring freeze when the state budget director believes that the hiring freeze will result in rendering a state department or agency unable to deliver basic services, cause loss of revenue to the state, result in the inability of the state to receive federal funds, or would necessitate additional expenditures that exceed any savings from maintaining a vacancy. The state budget director shall report quarterly to the chairpersons of the senate and house standing committees on appropriations the number of exceptions to the hiring freeze approved during the previous quarter and the reasons to justify the exception.

Contingency funds; availability for expenditure.

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$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 act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

Privatization; project plan.

Sec. 207. At least 120 days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate senate and house of representatives appropriations subcommittees and 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 appropriate senate and house of representatives appropriations subcommittees and the senate and house fiscal agencies within 30 months.

Reporting requirements; use of Internet.

Sec. 208. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this act. 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.

Purchase of foreign goods or services.

Sec. 209. Funds appropriated in part 1 should not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods and services, or both, are available. Preference should be given to goods and services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable value.

Businesses in deprived and depressed communities; contracts for services or supplies.

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.

Controlled substance test; basis for denial of employment.

Sec. 211. (1) Pursuant to the provisions of civil service rules and regulations and applicable collective bargaining agreements, individuals seeking employment with the department shall submit to a controlled substance test. The test shall be administered by the department.

(2) Individuals seeking employment with the department who refuse to take a controlled substance test or who test positive for the illicit use of a controlled substance on such a test shall be denied employment.

Revenues and fees; limitation.

Sec. 212. 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, academic/vocational services, custody escorts, compassionate visits, union steward activities, public work programs, and emergency services provided to units of government. The revenues and fees collected shall be appropriated for all expenses associated with these services and activities.

Violent crime control and law enforcement act of 1994; state match requirements.

Sec. 213. Of the state general fund/general purpose revenue appropriated in part 1, \$565,784,200.00 represents a state spending increase over the amount provided to the department for the fiscal year ending September 30, 1994, and may be used to meet state match requirements of programs contained in the violent crime control and law enforcement act of 1994, Public Law 103-322, 108 Stat. 1796, or successor grant programs, so that any additional federal funds received shall supplement funding provided to the department in part 1.

Michigan youth correctional facility; reports.

Sec. 215. The department shall provide quarterly reports on the Michigan youth correctional facility to the members of the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director. The reports shall provide information relevant to an assessment of the safety and security of the institution, including, but not limited to, information on the number of critical incidents by type occurring at the facility, the number of custody staff at the facility, staff turnover rates, staff vacancy rates, overtime reports, prisoner grievances, and number and severity of assaults occurring at the facility. The reports also shall provide information on programming available at the facility and on program enrollments, including, but not limited to, academic/vocational programs, counseling programs, mental health treatment programs, substance abuse treatment programs, and cognitive restructuring programs.

Michigan youth correctional facility; duty of contract monitor to provide manual.

Sec. 216. The department shall require the contract monitor for the Michigan youth correctional facility to provide a manual to each prisoner at intake that details programs and services available at the facility, the processes by which prisoner complaints and grievances can be pursued, and the identity of staff available at the facility to answer questions regarding the information in the manual. The contract monitor shall obtain written verification of receipt from each prisoner receiving the manual. The contract monitor also shall answer prisoner questions regarding facility programs, services, and grievance procedures.

Management services; copy of invitation to bid, request for proposals, or similar document.

Sec. 217. As a condition of expending funds appropriated in part 1 for the Michigan youth correctional facility, the department shall provide a copy of any invitation to bid, request for proposals, or similar document pertaining to management services for the Michigan youth correctional facility to the chair and vice-chairs of the senate and house

appropriations subcommittees on corrections on the same day that the invitation to bid, request for proposals, or similar document is released to potential bidders and other members of the public.

Hepatitis C prevention; dissemination of information.

Sec. 218. The bureau of health care services shall develop information on hepatitis C prevention and the risks associated with exposure to hepatitis C, and the health care providers shall disseminate this information verbally and in writing to each prisoner at the health screening and full health appraisal conducted at admissions, at the annual health care screening 1 week before or after a prisoner's birthday, and prior to release to the community by parole, transfer to community residential placement, or discharge on the maximum.

Academic and vocational programs; report.

Sec. 222. By April 1, 2003, 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 academic/vocational programs. The report shall provide information relevant to an assessment of the department's academic and vocational programs, including, but not limited to, the following:

(a) The number of prisoners enrolled in each program, the number of prisoners completing each program, and the number of prisoners on waiting lists for each program.

(b) The steps the department has undertaken to improve programs and reduce waiting lists.

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

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

(e) An explanation of the department's plans for academic and vocational programs.

Restricted fund balances, projected revenues, and expenditures; annual report.

Sec. 224. By February 15, 2003, the department shall provide the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, and the state budget director with an annual report on restricted fund balances, projected revenues, and expenditures for the fiscal years ending September 30, 2002 and September 30, 2003.

Technology related services and projects; user fees.

Sec. 259. From the funds appropriated in part 1 for information technology, the department shall pay user fees to the department of information technology for technology related services and projects. Such user fees shall be subject to provisions of an interagency agreement between the department and the department of information technology.

Information technology; designation as work project.

Sec. 260. 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 information technology. 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.

Early retirement savings; satisfaction of negative appropriation; adjustments.

Sec. 261. (1) The negative appropriation for early retirement savings in part 1 shall be satisfied by savings realized from not filling all of the positions lost due to the early retirement plan for state employees enacted in 2002 PA 93 amendments to the state employees retirement act, 1943 PA 240, MCL 38.1 to 38.69.

(2) Appropriation authorization adjustments required due to negative appropriations for early retirement savings shall be made only after the approval of transfers by the legislature pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Additional amounts appropriated; condition; ALT test.

Sec. 262. (1) Subject to subsection (2), in addition to the amounts appropriated under part 1, the following amounts are appropriated for the fiscal year ending September 30, 2003:

(a) \$800,000.00 appropriated to the county jail reimbursement program from the state general fund.

(b) \$500,000.00 appropriated to the vaccination program from the state general fund.

(c) \$170,000.00 appropriated to academic/vocational programs from the state general fund.

(d) \$15,000.00 appropriated to Northern region clinical complexes from the state general fund.

(e) \$20,000.00 appropriated to Southeastern region clinical complexes from the state general fund.

(f) \$15,000.00 appropriated to Southwestern region clinical complexes from the state general fund.

(2) The appropriations in subsection (1) shall become effective only if the tax on cigarettes under the tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, is increased by 30 cents or more per pack of cigarettes on or before September 30, 2002.

(3) If the appropriations in subsection (1) become effective pursuant to subsection (2), the department, from the funds appropriated in part 1, shall offer an alanine aminotransferase (ALT) test to each prisoner who has received positive parole action. An explanation of results of the test shall be provided confidentially to the prisoner prior to release on parole, and if appropriate based on the test results, the prisoner shall also be provided a recommendation to seek follow-up medical attention in the community. The test shall be voluntary; if the prisoner refuses to be tested, that decision shall not affect parole release, conditions of parole, or parole supervision.

SUBSTANCE ABUSE TESTING AND TREATMENT**Alcohol and drug involvement; screening and assessment; treatment priority.**

Sec. 301. (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) Subject to the availability of funding resources, 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).

Residential substance abuse treatment services funds; report.

Sec. 302. (1) In expending residential substance abuse treatment services funds appropriated by this act, the department shall ensure to the maximum extent possible that residential substance abuse treatment services are available statewide.

(2) It is the intent of the legislature that the funds appropriated in part 1 for substance abuse testing and treatment be fully expended for that purpose.

(3) By July 1, 2003, the department shall report to the senate and house appropriations subcommittees on corrections and the senate and house fiscal agencies on the allocation, distribution, and expenditure of all funds appropriated by the substance abuse testing and treatment line item. The report shall include, but not be limited to, an explanation of an anticipated year-end balance, the number of participants in substance abuse programs, and the number of offenders on waiting lists for residential substance abuse programs. Information required by this subsection shall, where possible, be separated by MDOC administrative region and by offender type, including, but not limited to, a distinction between prisoners, parolees, and probationers.

EXECUTIVE

Prison population projection updates.

Sec. 401. The department shall submit 3-year and 5-year prison population projection updates by February 1, 2003 to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director.

Technical rule violator program, community residential program, electronic tether program, and special alternative to incarceration program; reports.

Sec. 402. The department shall prepare by April 1, 2003 individual reports for the technical rule violator program, the community residential 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 and senate fiscal agencies, and the state budget director. The reports shall include the following:

- (a) Monthly new participants.
- (b) Monthly participant unsuccessful terminations, including cause.
- (c) Number of successful terminations.
- (d) End month population by facility/program.
- (e) Average length of placement.
- (f) Return to prison statistics.

- (g) Description of program location(s), capacity, and staffing.
- (h) Sentencing guideline scores and actual sentence statistics for participants, if applicable.
- (i) Comparison with prior year statistics.
- (j) Analysis of the impact on prison admissions and jail utilization and the cost effectiveness of the program.

County jail services staff.

Sec. 403. From the funds appropriated in part 1, the department shall continue to maintain county jail services staff sufficient to enable the department to continue to fulfill its functions of providing technical support, inspections of county jails, and maintenance of the jail reimbursement program.

Ratios; report.

Sec. 404. 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 April 1, 2003 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.

Probation and parole technical violations; prison alternatives.

Sec. 405. (1) The department shall review and revise as necessary policy proposals that provide alternatives to prison for offenders being sentenced to prison as a result of technical probation violations and technical parole violations. To the extent the department has insufficient policies or resources to affect the 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 pilot projects for substance abuse treatment provided under this act and applicable provisions of prior budget acts for the department.

(4) By March 1, 2003, the department shall report to the senate and house appropriations subcommittees on corrections, senate and house fiscal agencies, and state budget director on the effect that any recommended policy changes for technical violators of parole and technical violators of probation would have on admission to prison and jail and the impact on other program alternatives.

ADMINISTRATION AND PROGRAMS**Housing and custody of parole violators and offenders; reimbursement to counties.**

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

FIELD OPERATIONS ADMINISTRATION**Caseload audit of field agents.**

Sec. 601. From the funds appropriated in part 1, the department shall conduct a statewide caseload audit of field agents. The audit shall address public protection issues and assess the ability of the field agents to complete their professional duties. The results of the audit shall be submitted to the senate and house appropriations subcommittees on corrections and the senate and house fiscal agencies, and the state budget office by September 30, 2003.

Community service work program.

Sec. 602. (1) Of the amount appropriated in part 1 for field operations, a sufficient amount shall be allocated for the community service work program and shall be used for salaries and wages and fringe benefit costs of community service coordinators employed by the department to supervise offenders participating in work crew assignments. Funds shall also be used to cover motor transport division rates on state vehicles used to transport offenders to community service work project sites.

(2) The community service work program shall provide offenders with community service work of tangible benefit to a community while fulfilling court-ordered community service work sanctions and other postconviction obligations.

(3) As used in this section, “community service work” means work performed by an offender in an unpaid position with a nonprofit or tax-supported or government agency for a specified number of hours of work or service within a given time period.

Electronic tether program.

Sec. 603. (1) All prisoners, probationers, and parolees involved with the electronic tether program shall reimburse the department for the equipment costs and telephone charges associated with their participation in the program. The department may require community service work reimbursement as a means of payment for those able-bodied individuals unable to pay for the cost of the equipment.

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

(3) Included in the appropriation in part 1 is adequate funding to implement the community tether program to be 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 pursuant to the community corrections act, 1988 PA 511, MCL 791.401 to 791.414.

(4) For a fee determined by the department, the department will 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 and apprehension of program violators. For an additional fee as determined by the department, the department will 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.

Community-placement prisoners and parolees; reimbursement for operational costs.

Sec. 604. Community-placement prisoners and parolees shall reimburse the department for the operational 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.

Uniform rate; establishment.

Sec. 605. The department shall establish a uniform rate to be paid by agencies that benefit from public work services provided by special alternative incarceration participants and prisoners.

COMMUNITY CORRECTIONS

Reintegration of offender into community; programs and services.

Sec. 701. The office of community corrections shall provide and coordinate the delivery and implementation of services in communities to facilitate successful offender reintegration into the community. Programs and services to be offered shall include, but are not limited to, technical assistance for comprehensive corrections plan development, new program start-up funding, program funding for those programs delivering services for eligible offenders in geographic areas identified by the office of community corrections as having a shortage of available services, technical assistance, referral services for education, employment services, and substance abuse and family counseling. As used in this act:

(a) "Alternative to incarceration in a state facility or jail" means a program that involves offenders who receive a sentencing disposition which appears to be in place of incarceration in a state correctional facility or jail based on historical local sentencing patterns or which amounts to a reduction in the length of sentence in a jail.

(b) "Goal" means the intended or projected result of a comprehensive corrections plan or community corrections program to reduce prison commitment rates, to reduce the length of stay in a jail, or to improve the utilization of a jail.

(c) "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.

(d) “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.

(e) “Offender target population” means felons or misdemeanants who would likely be sentenced to imprisonment in a state correctional facility or jail, who would not increase the risk to the public safety, who have not demonstrated a pattern of violent behavior, and who do not have criminal records that indicate a pattern of violent offenses.

(f) “Offender who would likely be sentenced to imprisonment” means either of the following:

(i) A felon or misdemeanor 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 misdemeanor 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.

Community corrections comprehensive plans funds.

Sec. 702. (1) The funds included in part 1 for community corrections comprehensive plans and services are to encourage the development through technical assistance grants, implementation, and operation of community corrections programs that 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 nonviolent offenders who would have otherwise received an active sentence, 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.

(2) The award of community corrections comprehensive plans funds shall be based on criteria that include, but are not limited to, the prison commitment rate by category of offenders, trends in prison commitment rates and jail utilization, historical trends in community corrections program capacity and program utilization, and the projected impact and outcome of annual policies and procedures of programs on prison commitment rates and jail utilization.

(3) Funds awarded for probation residential centers in part 1 shall provide for a per diem reimbursement of not more than \$43.00.

Comprehensive corrections plans; contents.

Sec. 703. The comprehensive corrections plans shall also include, where appropriate, descriptive information on the full range of sanctions and services which are available and utilized within the local jurisdiction and an explanation of how jail beds, probation residential services, the special alternative incarceration program (boot camp), probation detention centers, the electronic monitoring program for probationers, and treatment and rehabilitative services will be utilized to support the objectives and priorities of the comprehensive corrections plan and the purposes and priorities of section 8(4) of the community corrections act, 1988 PA 511, MCL 791.408. The plans shall also include, where appropriate, provisions that detail how the local communities plan to respond to sentencing guidelines found in chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69, and the use of the county jail reimbursement program pursuant to section 706 of this act. The state community corrections board shall encourage local community corrections boards to include in their comprehensive corrections plans strategies to collaborate with local alcohol and drug treatment agencies of the department of community health for the provision of alcohol and drug screening, assessment, case management planning, and delivery of treatment to alcohol- and drug-involved offenders, including, but not limited to, probation and parole violators who are at risk of revocation.

Prison admissions and jail utilization; impact of community corrections act.

Sec. 704. (1) As part of the March biannual report specified under section 12(2) of the community corrections act, 1988 PA 511, MCL 791.412, which 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 probation residential centers, 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, by disposition type, number and percent statewide and by county, current year, and comparisons to prior 3 years.

(2) The report required under subsection (1) shall include the total funding allocated, program expenditures, required program data, and year-to-date totals.

Basic jail data; identification and coordination of information.

Sec. 705. (1) The department shall identify and coordinate information regarding the availability of and the demand for community corrections programs, jail-based community corrections programs, and basic state-required jail data.

(2) The department shall be responsible for the collection, analysis, and reporting of state-required jail data.

(3) As a prerequisite to participation in the programs and services offered through the department, counties shall provide basic jail data to the department.

Housing and custody of convicted felons; county jail reimbursement program.

Sec. 706. (1) The department shall administer a county jail reimbursement program from the funds appropriated in part 1 for the purpose of reimbursing counties for housing in jails felons who otherwise would have been sentenced to prison.

(2) The county jail reimbursement program shall reimburse counties for housing and custody of convicted felons if the conviction was for a crime committed before January 1, 1999 and 1 of the following applies:

(a) The felon would otherwise have been sentenced to a state prison term with a minimum sentencing guidelines range minimum of 12 months or more.

(b) The felon was convicted of operating a motor vehicle under the influence of intoxicating liquor or a controlled substance, or a combination of both, third or subsequent offense, under section 625(8)(c) of the Michigan vehicle code, 1949 PA 300, MCL 257.625, or its predecessor statute, punishable as a felony.

(c) The felon was sentenced under section 11 or 12 of chapter IX of the code of criminal procedure, 1927 PA 175, MCL 769.11 and 769.12.

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

(a) The felon was convicted of operating a motor vehicle under the influence of intoxicating liquor or a controlled substance, or a combination of both, third or subsequent offense, under section 625(8)(c) of the Michigan vehicle code, 1949 PA 300, MCL 257.625, or its predecessor statute, punishable as a felony.

(b) 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 under chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to 777.69.

(c) The felon's minimum sentencing guidelines range minimum is more than 12 months.

(4) State reimbursement under this section for prisoner housing and custody expenses per diverted offender shall be \$42.00 per diem for up to a 1-year total. However, if the tax on cigarettes under the tobacco products tax act, 1993 PA 327, MCL 205.421 to 205.436, is increased by 30 cents or more per pack of cigarettes on or before September 30, 2002, state reimbursement for prisoner housing and custody expenses per diverted offender under the county jail reimbursement program under this section shall be \$43.50 per diem for up to a 1-year total.

(5) From the funds appropriated in part 1 for the county jail reimbursement program, the department shall contract for an ongoing study to determine the impact of the new legislative sentencing guidelines. The study shall analyze sentencing patterns of jurisdictions as well as future patterns in order to determine and quantify the population impact on prisons and jails of the new guidelines as well as to identify and define felon or crime characteristics or sentencing guidelines scores that indicate a felon is a prison diversion. The department shall contract for a local and statewide study for this purpose

and provide periodic reports regarding the status and findings of the study to the house and senate appropriations subcommittees on corrections, the house and senate fiscal agencies, and the state budget director.

(6) The department, the Michigan association of counties, and the Michigan sheriffs' association shall review the periodic findings of the study required in subsection (5) and, if appropriate, recommend modification of the criteria for reimbursement contained in subsection (3)(b) and (c). Any recommended modification shall be forwarded to the house and senate appropriations subcommittees on corrections and the state budget office.

(7) The department shall reimburse counties for offenders in jail based upon the reimbursement eligibility criteria in place on the date the offender was originally sentenced for the reimbursable offense.

(8) County jail reimbursement program expenditures shall not exceed the amount appropriated in part 1 for this purpose. Payments to counties under the county jail reimbursement program shall be made in the order in which properly documented requests for reimbursements are received. A request shall be considered to be properly documented if it meets MDOC requirements for documentation. The department shall by October 15, 2002 distribute the documentation requirements to all counties.

Probation detention program.

Sec. 708. (1) From the funds appropriated in part 1 for probation residential centers, funds are allocated for the operation of a probation detention program in a county that has adopted a charter pursuant to 1966 PA 293, MCL 45.501 to 45.521. The probation detention program shall have a capacity of 100 beds. The department shall provide the program administrator monthly with 90-day projections of the numbers of beds expected to be needed for probationers and parolees in Phase II residential placement under section 4(2) of the special alternative incarceration act, 1988 PA 287, MCL 798.14, and the program administrator shall make beds available as necessary to house probationers and parolees entering Phase II residential placement.

(2) Funds awarded for probation residential centers in part 1 shall provide for a per diem reimbursement of not more than \$43.00.

(3) Payments under this section for operation of the probation detention program shall be made at the same rates applicable to disbursement of other funds awarded under the probation residential centers line item, not to exceed a total expenditure of \$1,569,500.00.

(4) The purpose of the probation detention program is to reduce the admission to prison of probation violators by providing a community punishment program within a secure environment with 24-hour supervision and programming with an emphasis on structured daily activities. Programming shall include, but need not be limited to, the following components that may be provided directly or by referral:

- (a) Orientation and assessment.
- (b) Substance abuse counseling.
- (c) Life skills counseling.
- (d) Education.
- (e) Employment preparation.
- (f) Vocational training.
- (g) Employment.
- (h) Community service.
- (i) Physical training.

(j) Cognitive skill training.

(5) The probation detention program shall reduce the admission to prison of probation violators directly or indirectly by providing a program for direct sentencing of felony probation violators who likely would be prison-bound based on historical local sentencing practices or by removing probation violators from jail with a resulting increase in the number of jail beds available and used for felons who otherwise would be likely to be sentenced to prison based on historical local sentencing practices.

(6) The operation of the probation detention program shall be included in an approved community corrections comprehensive plan for the county described in subsection (1) pursuant to the community corrections act, 1988 PA 511, MCL 791.401 to 791.414, and shall be consistent with sections 701, 702, and 703.

(7) The comprehensive plan shall specify the programs, eligibility criteria, referral, and enrollment process, the assessment and client-specific planning case management process, a program design that includes a variable length of stay based on assessed need, and the evaluation methodology to show the impact of the program on prison admissions and recidivism.

(8) The length of stay for a probationer or parolee in Phase II residential placement shall be at the department's discretion based on the offender assessment and client-specific planning case management process and the offender's progress at meeting the case management objectives, but shall not exceed 120 days.

(9) The department shall require the program administrator to report not later than March 1, 2003 to the state budget director, the senate and house fiscal agencies, and the senate and house appropriations subcommittees on corrections concerning the program's impact on prison admissions and recidivism including, but not limited to, the numbers of offenders released from the probation detention program who are arrested for a felony offense within 1 year of their termination from the program.

Comprehensive corrections plan; request for funds; noncompliance.

Sec. 711. (1) As a condition of receipt of the funds appropriated in section 105 for community corrections plans and services and probation residential centers, the department shall only award those funds requested under a properly prepared and approved comprehensive corrections plan submitted under section 8 of the community corrections act, 1988 PA 511, MCL 791.408, or directly applied for under section 10 of the community corrections act, 1988 PA 511, MCL 791.410.

(2) The department shall only halt funding for an entity funded under section 8 of the community corrections act, 1988 PA 511, MCL 791.408, in instances of substantial noncompliance during the period covered by the plan.

CONSENT DECREES

Consent decree costs and expenditures; creation of separate control accounts.

Sec. 801. Funding appropriated in part 1 for consent decree line items is appropriated into separate control accounts created for each line item. Funding in each control account shall be distributed as necessary into separate accounts created for the purpose of separately identifying costs and expenditures associated with each consent decree.

HEALTH CARE**Prisoner sex change; expenditure of funds prohibited; exception.**

Sec. 901. The department shall not expend funds appropriated under part 1 for any surgery, procedure, or treatment to provide or maintain a prisoner's sex change unless it is determined medically necessary by a physician.

Prisoner health care services; payment status from contractors to vendors.

Sec. 902. (1) As a condition of expenditure of the funds appropriated in part 1, the department shall report to the senate and house appropriations subcommittees on corrections on January 1, 2003 and July 1, 2003 the status of payments from contractors to vendors for health care services provided to prisoners, as well as the status of the contracts, and an assessment of prisoner health care quality.

(2) It is the intent of the legislature that, in the interest of providing the most efficient and cost-effective delivery of health care, local health care providers shall be considered and given the opportunity to competitively bid as vendors under future managed care contracts.

Nurses; hiring or retaining.

Sec. 903. There are sufficient funds and FTEs appropriated in part 1 to provide a full complement of nurses for clinical complexes working regular pay hours and it is the intent of the legislature that sufficient nurses be hired or retained to limit the use of overtime other-than-holiday pay.

Privatization of pharmacy services; cost/benefit analysis; report.

Sec. 904. From the funds allocated in part 1 for health care services, the department shall conduct a 1-year cost/benefit analysis of privatizing pharmacy services and shall report the findings of this 1-year cost/benefit analysis to the senate and house appropriations subcommittees on corrections and the senate and house fiscal agencies not less than 120 days before any effort to privatize pharmacy services unless a report is completed prior to October 1, 2002.

Hospital and specialty care; invitation to bid, requests for proposals, or similar documents.

Sec. 905. As a condition of expending funds appropriated in part 1 for hospital and specialty care or other correctional managed care health care services, the department shall provide a copy of any invitation to bid, request for proposals, or similar document pertaining to hospital and specialty care or other correctional managed care health care services to the chair and vice-chairs of the senate and house appropriations subcommittees on corrections on the same day that the invitation to bid, request for proposals, or similar document is released to potential bidders and other members of the public.

Ambulance services; reimbursement.

Sec. 906. It is the intent of the legislature that, with the funds appropriated in part 1 for hospital and specialty care services, the department shall ensure that local providers

of ambulance services to prisoners be reimbursed within 60 days of the filing of any uncontested claim for service.

INSTITUTIONAL OPERATIONS

Smoking areas; designation.

Sec. 1001. As a condition of expenditure of the funds appropriated in part 1, the department shall ensure that smoking areas are designated for use by prisoners and staff at each facility. At a minimum, all outdoor areas within each facility's perimeter shall be designated for smoking, except that smoking may be forbidden within 20 feet of any building designated as nonsmoking or smoke-free.

Children's visitation; pilot program.

Sec. 1002. From the funds appropriated in part 1, the department shall allocate sufficient funds to develop a pilot children's visitation program. The pilot program shall teach parenting skills and arrange for day visitation at these facilities for parents and their children, except for the families of prisoners convicted of a crime involving criminal sexual conduct in which the victim was less than 18 years of age or involving child abuse.

Internet; access prohibited.

Sec. 1003. The department shall prohibit prisoners access to or use of the Internet or any similar system.

Exposure of employee to hepatitis B virus; vaccination.

Sec. 1004. Any department employee who, in the course of his or her job, is determined by a physician to have had a potential exposure to the hepatitis B virus, shall receive a hepatitis B vaccination upon request.

Inmate housing fund.

Sec. 1006. (1) The inmate housing fund shall be used for the custody, treatment, clinical, and administrative costs associated with the housing of prisoners other than those specifically budgeted for elsewhere in this act. Funding in the inmate housing fund is appropriated into a separate control account. Funding in the control account shall be distributed as necessary into separate accounts created to separately identify costs for specific purposes.

(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.

Cognitive restructuring programs.

Sec. 1008. It is the intent of the legislature that from the funds appropriated in part 1 for prison operations the department maintain on a voluntary basis 1 or more cognitive restructuring programs such as Project CHANGE for high-security-level prisoners.

This act is ordered to take immediate effect.

Approved July 25, 2002.

Filed with Secretary of State July 25, 2002.

[No. 525]**(SB 1106)**

AN ACT to make appropriations for the department of natural resources for the fiscal years ending September 30, 2002 and September 30, 2003; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2002-03

Appropriations; department of natural resources.

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of natural resources for the fiscal year ending September 30, 2003, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES

Full-time equated unclassified positions	6.0		
Full-time equated classified positions	2,075.5		
GROSS APPROPRIATION		\$	257,719,600
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers		\$	3,437,900
ADJUSTED GROSS APPROPRIATION		\$	254,281,700
Federal revenues:			
Total federal revenues			30,427,300
Special revenue funds:			
Total local revenues			0
Total private revenues			1,793,700
Total other state restricted revenues			178,236,400
State general fund/general purpose		\$	43,824,300

FUND SOURCE SUMMARY

GROSS APPROPRIATION		\$	257,719,600
Interdepartmental grant revenues:			
IDG, engineering services to work orders		\$	1,286,700
IDG, MacMullan conference center revenue			1,300,600
IDG, land acquisition services to work orders			664,500
IDT, interdivisional charges			186,100
Total interdepartmental grants and intradepartmental transfers			3,437,900
ADJUSTED GROSS APPROPRIATION		\$	254,281,700
Federal revenues:			
DAG, federal			2,681,800
DOC, federal			45,900
DOD, federal			31,000

	For Fiscal Year Ending Sept. 30, 2003
DOE, federal.....	\$ 1,000
DOI, federal.....	20,165,700
DOI-MMS, federal oil and gas royalty revenue.....	150,000
DOI-MMS, federal timber revenue.....	3,300,000
DOT, federal.....	3,801,200
EPA, federal.....	248,700
Federal, corporation for national and community service.....	1,000
Federal, homeland defense.....	1,000
Total federal revenues.....	30,427,300
Special revenue funds:	
Private funds.....	1,271,400
Private - gift revenues.....	500,000
Private, IGLFC.....	22,300
Total private revenues.....	1,793,700
Aircraft fees.....	219,900
Air photo - geographic information system.....	135,000
Automated license system revenue.....	429,300
Clean Michigan initiative fund.....	277,800
Commercial fishing fee revenue.....	200
Delinquent property tax administration fund.....	1,065,900
Environmental protection fund.....	1,897,600
Forest recreation fund.....	1,120,700
Forest resource revenue.....	24,341,500
Game and fish protection fund.....	60,079,300
Game and fish protection fund - deer habitat reserve.....	2,262,100
Game and fish protection fund - turkey permit fees.....	1,457,000
Game and fish protection fund - waterfowl fees.....	90,500
Game and fish - wildlife resource protection fund.....	1,344,100
Harbor development fund.....	245,900
Land exchange facilitation fund.....	5,503,100
Land sale revenue.....	2,639,300
Marine safety fund.....	5,011,400
Michigan civilian conservation corps endowment fund.....	1,311,000
Michigan state waterways fund.....	14,834,500
Michigan natural resources trust fund.....	3,847,600
Michigan state parks endowment fund.....	5,248,500
Nongame wildlife fund.....	592,500
Off-road vehicle trail improvement fund.....	2,759,200
Park improvement fund.....	30,859,800
Publications revenue.....	58,700
Recreation improvement fund.....	1,414,400
Shop fees.....	56,300
Snowmobile registration fee revenue.....	1,779,600
Snowmobile trail improvement fund.....	7,353,700
Total other state restricted revenues.....	178,236,400
State general fund/general purpose.....	\$ 43,824,300

For Fiscal Year
Ending Sept. 30,
2003

Executive.

Sec. 102. EXECUTIVE

Full-time equated unclassified positions	6.0	
Full-time equated classified positions	10.0	
Commission (including travel expense—per diem)		\$ 90,000
Unclassified salaries—6.0 FTE positions		438,600
Executive direction—10.0 FTE positions		1,757,400
GROSS APPROPRIATION		\$ 2,286,000
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MacMullan conference center revenue		15,800
Special revenue funds:		
Air photo - geographic information system		1,000
Delinquent property tax administration fund		5,400
Forest resource revenue		223,800
Game and fish protection fund		669,000
Harbor development fund		600
Land exchange facilitation fund		10,600
Land sale revenue		40,300
Marine safety fund		23,600
Michigan civilian conservation corps endowment fund		500
Michigan natural resources trust fund		2,300
Michigan state parks endowment fund		1,900
Michigan state waterways fund		242,100
Nongame wildlife fund		900
Off-road vehicle trail improvement fund		2,700
Park improvement fund		421,700
Recreation improvement fund		1,700
Snowmobile registration fee revenue		2,700
Snowmobile trail improvement fund		5,100
State general fund/general purpose		\$ 614,300

Administrative services.

Sec. 103. ADMINISTRATIVE SERVICES

Full-time equated classified positions	243.2	
Finance and operations services—126.7 FTE positions		\$ 7,275,200
Internal audit—12.0 FTE positions		744,900
Office of information and education—15.0 FTE positions		2,810,800
Human resources—22.0 FTE positions		1,975,100
Office of property management—67.5 FTE positions		12,270,500
GROSS APPROPRIATION		\$ 25,076,500
Appropriated from:		
Interdepartmental grant revenues:		
IDT, interdivisional charges		186,100
IDG, engineering to work orders		1,286,700
IDG, land acquisition services to work orders		664,500
IDG, MacMullan conference center revenue		18,600

For Fiscal Year
Ending Sept. 30,
2003

Federal revenues:	
DOI, federal	\$ 120,300
Special revenue funds:	
Aircraft fees	113,400
Air photo - geographic information system	10,200
Automated license system revenue	3,000
Clean Michigan initiative fund	277,800
Delinquent property tax administration	1,024,400
Forest resource revenue	1,704,100
Game and fish protection fund	4,704,800
Land exchange facilitation fund	5,450,900
Land sale revenue	1,839,300
Marine safety fund	386,300
Michigan civilian conservation corps endowment fund	5,900
Michigan natural resources trust fund	761,800
Michigan state parks endowment fund	72,900
Michigan state waterways fund	943,200
Nongame wildlife fund	7,600
Off-road vehicle trail improvement fund	6,700
Park improvement fund	1,730,500
Publications revenue	58,700
Recreation improvement fund	8,800
Snowmobile registration fee revenue	67,100
Snowmobile trail improvement fund	46,600
State general fund/general purpose	\$ 3,576,300

Departmental operation support.

Sec. 104. DEPARTMENTAL OPERATION SUPPORT

Building occupancy charges	\$ 2,139,100
Rent - privately owned property	335,700
Gifts and bequests	500,000
GROSS APPROPRIATION	\$ 2,974,800

Appropriated from:

Special revenue funds:	
Private - gift revenues	500,000
Forest resource revenue	139,400
Game and fish protection fund	613,300
Land sale revenue	50,500
Marine safety fund	43,900
Michigan state waterways fund	201,300
Michigan natural resources trust fund	12,500
Park improvement fund	57,100
Snowmobile trail improvement fund	20,400
State general fund/general purpose	\$ 1,336,400

Wildlife management.

Sec. 105. WILDLIFE MANAGEMENT

Full-time equated classified positions	183.0
Wildlife administration—14.5 FTE positions	\$ 1,448,200

		For Fiscal Year Ending Sept. 30, 2003
Wildlife management—159.5 FTE positions	\$	20,509,300
Natural resources heritage—9.0 FTE positions		1,541,300
State game and wildlife area maintenance		200,000
GROSS APPROPRIATION	\$	23,698,800
Appropriated from:		
Federal revenues:		
DOD, federal		31,000
DOI, federal		8,162,100
EPA, federal		1,000
Special revenue funds:		
Private funds		100,000
Game and fish protection fund		8,881,200
Game and fish protection fund - deer habitat reserve		2,019,100
Game and fish protection fund - turkey permit fees		1,457,000
Game and fish protection fund - waterfowl fees		90,500
Nongame wildlife fund		563,600
State general fund/general purpose	\$	2,393,300

Fisheries management.

Sec. 106. FISHERIES MANAGEMENT

Full-time equated classified positions	225.0	
Fisheries administration—8.5 FTE positions	\$	954,400
Commercial fisheries—2.7 FTE positions		202,500
Recreational fisheries—14.0 FTE positions		1,703,900
Fish production—57.4 FTE positions		6,872,400
Fisheries resource management—142.4 FTE positions		13,166,200
Treaty waters management fund work project		138,200
Stream habitat improvement		1,284,800
GROSS APPROPRIATION	\$	24,322,400
Appropriated from:		
Federal revenues:		
DOE, federal		1,000
DOC, federal		45,900
DOI, federal		6,510,400
EPA, federal		142,100
Special revenue funds:		
Private, IGLFC		22,300
Commercial fishing fee revenue		200
Game and fish protection fund		17,396,500
State general fund/general purpose	\$	204,000

Parks and recreation.

Sec. 107. PARKS AND RECREATION

Full-time equated classified positions	830.8	
State parks—600.8 FTE positions	\$	39,635,300
MacMullan conference center—7.0 FTE positions		1,266,200
Recreational boating—201.5 FTE positions		12,306,700
Michigan civilian conservation corps—3.0 FTE positions		1,306,600
State parks improvement revenue bonds - debt service		1,200,000

		For Fiscal Year Ending Sept. 30, 2003
Trails—18.5 FTE positions	\$	2,392,600
GROSS APPROPRIATION	\$	58,107,400
Appropriated from:		
Interdepartmental grant revenues:		
IDG, MacMullan conference center revenue		1,266,200
Federal revenues:		
EPA, federal		104,600
Federal, corporation for national and community service		1,000
Federal, homeland defense		1,000
Special revenue funds:		
Private funds		316,600
Harbor development fund		245,300
Michigan civilian conservation corps endowment fund		1,304,600
Michigan state parks endowment fund		4,661,700
Michigan state waterways fund		12,061,400
Off-road vehicle trail improvement fund		575,400
Park improvement fund		26,497,500
Recreation improvement fund		284,900
Snowmobile trail improvement fund		1,744,000
State general fund/general purpose	\$	9,043,200

Forest, mineral, and fire management.

Sec. 108. FOREST, MINERAL, AND FIRE MANAGEMENT

Full-time equated classified positions	311.0	
Timber harvest—86.0 FTE positions	\$	6,781,800
Forest cultivation and reforestation—23.0 FTE positions		3,996,900
Forest resource planning and land use—15.0 FTE positions		4,727,700
Private forest development—10.5 FTE positions		879,600
Forest finance authority—9.0 FTE positions		1,680,400
Adopt-a-forest program		50,000
Forest fire protection—137.5 FTE positions		10,219,000
Forest recreation—14.5 FTE positions		2,025,700
Forest management initiative		126,400
Minerals management—15.3 FTE positions		1,813,700
Resource mapping and aerial photography—0.2 FTE positions		307,600
National forest management		1,000
Forest fire equipment		1,700,000
Cooperative resource programs		1,650,000
GROSS APPROPRIATION	\$	35,959,800
Appropriated from:		
Federal revenues:		
DAG, federal		1,556,800
DOI, federal		2,000
EPA, federal		1,000
Special revenue funds:		
Private funds		804,800
Aircraft fees		106,500
Air photo - geographic information system		103,000

		For Fiscal Year Ending Sept. 30, 2003
Forest recreation fund.....	\$	1,120,700
Forest resource revenue		20,738,100
Game and fish protection fund		1,741,600
Michigan natural resources trust fund		1,081,400
Michigan state parks endowment fund.....		471,800
Michigan state waterways fund		340,500
Shop fees		56,300
State general fund/general purpose	\$	7,835,300

Law enforcement.**Sec. 109. LAW ENFORCEMENT**

Full-time equated classified positions	272.5	
Wildlife resource protection—10.0 FTE positions.....	\$	1,332,500
General law enforcement—262.5 FTE positions.....		25,437,800
GROSS APPROPRIATION.....	\$	26,770,300

Appropriated from:

Federal revenues:

DOI, federal	1,061,900
DOT, federal	2,001,200

Special revenue funds:

Game and fish - wildlife resource protection fund.....	1,332,500
Game and fish protection fund	15,606,200
Marine safety fund	1,303,700
Off-road vehicle trail improvement fund.....	743,400
Snowmobile registration fee revenue	564,100
State general fund/general purpose	\$ 4,157,300

Payments in lieu of taxes.**Sec. 110. PAYMENTS IN LIEU OF TAXES**

Swamp and tax reverted lands	7,071,500
Purchased lands taxes	11,614,800
Commercial forest reserve.....	2,691,700
GROSS APPROPRIATION.....	\$ 21,378,000

Appropriated from:

Special revenue funds:

Environmental protection fund.....	1,897,600
Game and fish protection fund	4,455,800
Michigan natural resources trust fund	1,002,700
Michigan state waterways fund	283,700
State general fund/general purpose	\$ 13,738,200

Grants.**Sec. 111. GRANTS**

Grant to counties—marine safety.....	\$ 3,230,000
Federal - land and water conservation fund payments	4,134,000
Federal - forest stewardship grants	625,000
Federal - urban forestry grants.....	400,000
Federal - clean vessel act grants	175,000

	For Fiscal Year Ending Sept. 30, 2003
Federal - rural community fire protection.....	\$ 100,000
Grants to communities - federal oil, gas, and timber payments	3,450,000
Recreation improvement fund grants.....	1,100,000
Snowmobile local grants program	5,480,000
Snowmobile law enforcement grants	1,142,000
Off-road vehicle trail improvement grants	1,374,500
National recreational trails.....	1,850,000
Game and nongame wildlife fund grants.....	10,000
Inland fisheries resources grants	200,000
GROSS APPROPRIATION.....	\$ 23,270,500
Appropriated from:	
Federal revenues:	
DAG, federal.....	1,125,000
DOI, federal	4,309,000
DOI, oil and gas royalty revenue	150,000
DOI-MMS, federal timber revenue	3,300,000
DOT, federal	1,800,000
Special revenue funds:	
Private funds	50,000
Game and fish protection fund	200,000
Marine safety fund	3,230,000
Nongame wildlife fund.....	10,000
Off-road vehicle trail improvement fund.....	1,374,500
Recreation improvement fund.....	1,100,000
Snowmobile registration fees	1,142,000
Snowmobile trail improvement fund.....	5,480,000
State general fund/general purpose	\$ 0

Information technology.

Sec. 112. INFORMATION TECHNOLOGY

Information technology services and projects.....	\$ 15,599,900
GROSS APPROPRIATION.....	\$ 15,599,900
Appropriated from:	
Special revenue funds:	
Air photo - geographic information system.....	20,800
Automated license system revenue.....	426,300
Delinquent property tax administration fund	36,100
Forest resource revenue	1,536,100
Game and fish protection fund	5,810,900
Game and fish protection fund - deer habitat reserve.....	243,000
Game and fish - wildlife resource protection fund.....	11,600
Land exchange facilitation fund.....	41,600
Land sale revenue	709,200
Marine safety fund	23,900
Michigan natural resources trust fund	986,900
Michigan state parks endowment fund.....	40,200
Michigan state waterways fund.....	762,300
Nongame wildlife fund.....	10,400
Off-road vehicle trail improvement fund.....	56,500

		For Fiscal Year Ending Sept. 30, 2003
Park improvement fund.....	\$	2,153,000
Recreation improvement fund.....		19,000
Snowmobile registration fees		3,700
Snowmobile trail improvement fund.....		57,600
State general fund/general purpose	\$	2,650,800

Early retirement and budgetary savings.

Sec. 113. EARLY RETIREMENT AND BUDGETARY

SAVINGS

Early retirement savings	\$	(1,269,300)
Budgetary savings.....		(455,500)
GROSS APPROPRIATION.....	\$	(1,724,800)
Appropriated from:		
State general fund/general purpose	\$	(1,724,800)

PART 1A

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2001-02

Appropriations for fiscal year ending September 30, 2002; department of natural resources.

Sec. 151. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of natural resources for the fiscal year ending September 30, 2002, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES

APPROPRIATION SUMMARY:

GROSS APPROPRIATION.....	\$	836,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	836,000
Federal revenues:		
Total federal revenues.....		0
Special revenue funds:		
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues.....		836,000
State general fund/general purpose	\$	0

Payments in lieu of taxes.

Sec. 152. PAYMENTS IN LIEU OF TAXES

Purchased lands taxes	\$	801,000
GROSS APPROPRIATION.....	\$	801,000
Appropriated from:		
Special revenue funds:		
Environmental protection fund.....		598,700

		For Fiscal Year Ending Sept. 30, 2003
Game and fish protection fund	\$	30,000
Michigan natural resources trust fund		148,000
Michigan state waterways fund		24,300
State general fund/general purpose	\$	0

Grants.**Sec. 153. GRANTS**

Grant to counties—marine safety	\$	35,000
GROSS APPROPRIATION	\$	35,000
Appropriated from:		
Special revenue funds:		
Marine safety fund		35,000
State general fund/general purpose	\$	0

PART 2**PROVISIONS CONCERNING APPROPRIATIONS****GENERAL SECTIONS****Total state spending; payments to local units of government.**

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 2002-2003 is \$222,060,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2002-2003 is \$25,750,000.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

DEPARTMENT OF NATURAL RESOURCES**PAYMENTS IN LIEU OF TAXES**

Swamp and tax reverted lands	\$	7,071,500
Purchased lands taxes		11,614,800
Commercial forest reserve		2,691,700

GRANTS

Grants to counties - marine safety	\$	3,230,000
Snowmobile law enforcement		1,142,000
TOTAL	\$	25,750,000

Authorizations subject to §§ 18.1101 to 18.1594.

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

Definitions.

Sec. 203. As used in this act:

- (a) "Commission" means the commission of natural resources.
- (b) "DAG" means the United States department of agriculture.
- (c) "Department" means the department of natural resources.
- (d) "DOC" means the United States department of commerce.
- (e) "DOD" means the United States department of defense.
- (f) "DOE" means the United States department of energy.

- (g) “DOI” means the United States department of interior.
- (h) “DOI-MMS” means DOI minerals management service.
- (i) “DOT” means the United States department of transportation.
- (j) “EPA” means the United States environmental protection agency.
- (k) “FTE” means full-time equated.
- (l) “IDG” means interdepartmental grant.
- (m) “IDT” means intradepartmental transfer.
- (n) “IGLFC” means the international Great Lakes fish commission.

Billing by department of civil service.

Sec. 204. The department of civil service 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.

Hiring freeze; exceptions.

Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on the state classified civil service. State departments and agencies are prohibited from hiring any new full-time state classified civil service employees and prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department.

(2) The state budget director shall grant exceptions to this hiring freeze when the state budget director believes that the hiring freeze will result in rendering a state department or agency unable to deliver basic services, cause loss of revenue to the state, result in the inability of the state to receive federal funds, or necessitate additional expenditures that exceed any savings from maintaining a vacancy. The state budget director shall report quarterly to the chairpersons of the senate and house of representatives standing committees on appropriations the number of exceptions to the hiring freeze approved during the previous quarter and the reasons to justify the exception.

(3) It is the intent of the legislature that vacancies resulting from an early retirement program offered to the state civil service after January 1, 2002 are exempt from the hiring freeze imposed by subsection (1). Early retirement vacancies shall be filled at a rate necessary to ensure that the department’s mission of conservation, protection, management, use, and enjoyment of the state’s natural resources for current and future generations is not impaired.

Contingency funds; availability for expenditure.

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$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 act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

Privatization; project plan.

Sec. 207. At least 120 days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate senate and house of representatives appropriations subcommittees and 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 appropriate senate and house of representatives appropriations subcommittees and the senate and house fiscal agencies within 30 months.

Reporting requirements; use of Internet.

Sec. 208. Unless otherwise specified in this act, the department shall use the Internet to fulfill the reporting requirements of this act. 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.

Purchase of foreign goods or services.

Sec. 209. Funds appropriated in part 1 should not be used for the purchase of foreign goods or services, or both, if competitively priced American goods or services, or both, of comparable quality 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 value.

Grant and loan programs; reports.

Sec. 210. (1) From funds appropriated under part 1, the department shall prepare a report that lists all of the following regarding grant, loan, or grant and loan programs administered by the department for the fiscal year ending on September 30, 2003:

- (a) The name of each program.
- (b) The goals, criteria, filing fees, nominating procedures, eligibility requirements, processes, and deadlines for each program.
- (c) The maximum and minimum grant and loan available and whether there is a match requirement for each program.
- (d) The amount of any required match, and whether in-kind contributions may be used as part or all of a required match.
- (e) Information pertaining to the application process, timeline for each program, and the contact people within the department.
- (f) The source of funds for each program, including the citation of pertinent authorizing acts.
- (g) Information regarding plans for the next fiscal year for the phaseout, expansion, or changes for each program.
- (h) A listing of all recipients of grants or loans awarded by the department by type and amount of grant or loan during the fiscal year ending September 30, 2002.

(2) The reports required under this section shall be submitted to the state budget director, the senate and house appropriations committees and the senate and house fiscal agencies by January 1, 2003.

Restricted game and fish protection funds; amounts.

Sec. 211. Appropriations of state restricted game and fish protection funds have been made to the following departments and agencies in their respective appropriation bills. The amounts appropriated to these departments and agencies are limited to the amounts listed below:

Department of civil service.....	\$	293,200
Legislative auditor general.....		21,400
Attorney general		640,800
Department of management and budget.....		233,200
Department of treasury.....		4,200

Restricted fund balances, projected revenues; and expenditures; report.

Sec. 212. By February 15, 2003, the department shall provide the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies with an annual report on estimated restricted fund balances, projected revenues, and expenditures for the fiscal years ending September 30, 2002 and September 30, 2003.

Receipt and retention of reports.

Sec. 213. The departments and state agencies receiving appropriations under this act shall receive and retain copies of all reports funded from appropriations in part 1. These departments and state agencies shall follow federal and state guidelines for short-term and long-term retention of these reports. The requirements of this section are satisfied if the reports funded from appropriations in part 1 are retained in electronic format.

Michigan state waterways commission; operations report; list of projects; priority.

Sec. 214. (1) Before January 16, 2003, the department, in cooperation with the Michigan state waterways commission, shall report to the executive budget office, the senate and house fiscal agencies, and the senate and house of representatives appropriations subcommittees on natural resources detailing operations of the Michigan state waterways commission for the preceding 1-year period.

(2) The department, in cooperation with the Michigan state waterways commission, shall determine which projects should be acquired or developed with money from the state waterways fund or harbor development fund and shall submit to the executive budget office, the senate and house fiscal agencies, and the senate and house of representatives appropriations subcommittees on natural resources in January 2003 a list of those projects, compiled in order of priority. The list shall be accompanied by estimates of total costs for the proposed projects.

(3) The department, in cooperation with the Michigan state waterways commission, shall supply with each list under subsection (2) a statement of the guidelines used in listing and assigning the priority of these projects.

Allocation of restricted funds; plan.

Sec. 215. The department shall develop a plan for allocating restricted funds among department administrative support and regulatory activities. This plan shall be submitted

to the house and senate appropriations subcommittees on natural resources by January 30, 2003. This plan shall include a cost allocation plan for financial services support, office space rent and building occupancy charges, support division service for information systems and technology, and a methodology to use information generated through activity reports that identifies the percentage of employee time spent on restricted fund activities.

Game and fish protection trust fund; appropriation to game and fish protection fund.

Sec. 219. 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 fund, \$6,000,000.00 for the fiscal year ending September 30, 2003.

EXECUTIVE

Per diem payments to commission members.

Sec. 301. The appropriations in part 1 for the commission may be used for per diem payments to the members of the commission or of committees of the commission for a full day of commission or committee work at which a quorum is present, for attending a hearing as authorized by the commission or committee, or for performing official business as authorized by the commission or committee. The per diem payment for members of the commission shall be \$75.00.

Habitat improvement and treatment projects.

Sec. 302. On June 15, 2003, the department shall submit to the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies a report on fish, game, and nongame habitat improvement and treatment projects completed or planned during the fiscal year ending September 30, 2002 and the fiscal year ending September 30, 2003. This report shall include a list of all habitat treatment and improvement projects by management unit. This list shall be accompanied by all of the following information:

- (a) The target species of wildlife or fish to benefit from unit projects.
- (b) The number of acres or, for an inland lake, river, or stream, the number of feet treated or improved, the county in which the project is located, and the methods of treatment or improvement.
- (c) The division with lead responsibility for the projects and all organizations involved in the projects, including, but not limited to, department personnel, contractors, or subcontractors.
- (d) The total cost per acre and the funding sources supporting management unit projects. The report shall identify the program line item supporting project expenditures.
- (e) A separate summary, by fund or subfund, of all projects completed in the fiscal year ending September 30, 2002 or the fiscal year ending September 30, 2003.

ADMINISTRATIVE SERVICES

Engineering services.

Sec. 401. The department may charge the appropriations contained in part 1, including all special maintenance and capital projects appropriated for the fiscal year ending

September 30, 2003, for engineering services provided, a standard percentage fee to recover actual costs. The department may use the revenue derived to support the engineering services charges provided for in part 1.

Fishing guide; contents.

Sec. 402. The department shall prominently display in a prominent place in the fishing guide provided to each licensed fisher, the website for the department of community health. In addition, the fishing guide shall include information on alternative sources where interested parties without Internet access may find information on fish advisories issued by the department of community health.

Land acquisition projects; cost recovery fee.

Sec. 403. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 2003, 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.

Land sale fund.

Sec. 404. The land sale fund is created. An amount equal to the cost of personal services, printing, postage, advertising, contractual services, and facility rental associated with tax reverted lands shall be deducted from the sales and credited to the land sale fund.

WILDLIFE MANAGEMENT

Livestock losses; indemnification payments to department of agriculture.

Sec. 601. Of the funds appropriated in section 105, the department shall reimburse the department of agriculture for costs incurred for indemnification payments for livestock losses caused by wolves under the animal industry act of 1987, 1988 PA 466, MCL 287.701 to 287.745.

Bovine tuberculosis control efforts; report.

Sec. 602. By April 1, 2003 and September 30, 2003, the department shall report to the state budget director, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies on spending from the amounts appropriated in part 1 for bovine tuberculosis control efforts. The report shall include, but not be limited to, information on activities at the animal diagnostic laboratory at Michigan State University that are funded with appropriations in part 1.

Chronic wasting disease; treatment and mitigation plan.

Sec. 604. Of the amount appropriated in section 105 for wildlife management, \$10,000.00 is appropriated to study available options and develop a strategic plan for the treatment and mitigation of chronic wasting disease in Michigan wildlife populations. This plan shall be provided to the house and senate appropriations subcommittees on natural resources and environmental quality and the house and senate fiscal agencies not later than September 30, 2003.

FISHERIES MANAGEMENT**Water control structures; certification.**

Sec. 701. The department shall not impede the certification process for water control structures on Michigan waterways. The department 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, title IV of chapter 758, 86 Stat. 877, 33 U.S.C. 1341.

(b) The federal energy regulatory commission as a condition of licensing under the federal power act, chapter 285, 41 Stat. 1063, 16 U.S.C. 791a to 793, 796 to 797, 798 to 818, 820 to 824a, and 824b to 825r.

Stream habitat improvement; grants.

Sec. 702. (1) From the appropriation in section 106 for stream habitat improvement, 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 of the department shall develop priority and cost estimates for all recommended projects.

PARKS AND RECREATION**Appropriation to Michigan state parks endowment fund.**

Sec. 801. Pursuant to section 1902(2) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.1902, there is appropriated from the Michigan natural resources trust fund to the Michigan state parks endowment fund an amount not to exceed \$10,000,000.00 for the fiscal year ending September 30, 2003.

Michigan civilian conservation corps; use of federal funds.

Sec. 802. Federal corporation for national and community service (AmeriCorps) or office of homeland security funding that is available to the state may be provided to increase appropriations for the Michigan civilian conservation corps, pursuant to section 206.

State park reports; construction involving camp closures; occupancy rates.

Sec. 803. (1) The department shall prepare detailed reports for construction projects in state parks that will involve campsite or campground closures. These reports shall include expected costs, impacts on recreation opportunities, impacts on state park revenues, and the expected impact on state park users. The department shall also prepare reports on average monthly campground occupancy rates for every state park during the 2002 summer season. The department shall provide reports described in this subsection to the house and senate appropriations subcommittees on natural resources and environmental quality and the house and senate fiscal agencies not later than April 1, 2003.

(2) The department shall notify the house and senate appropriations subcommittees on natural resources and environmental quality and the house and senate fiscal agencies if it intends to reduce operations or reduce recreation opportunities at any state park or recreation area.

FOREST, MINERAL, AND FIRE MANAGEMENT**Timber harvesting; impact report.**

Sec. 901. Of the funds appropriated in part 1, the department shall prescribe appropriate treatment on 63,000 acres, plus or minus 10%, at the current average rate of 12.5 to 13 cords per acre provided that the department shall take into consideration the impact of timber harvesting on wildlife habitat and recreation uses. 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.

Old growth forest stewardship strategy.

Sec. 902. The department is encouraged to continue workgroup efforts to develop an old growth forest stewardship strategy. It is the intent of the legislature that “old growth” means forest stands that are of pre-1880 origin.

Marking timber; employment of additional foresters.

Sec. 903. The department shall spend amounts appropriated in part 1 for forest-related activities to employ or contract for additional foresters to mark timber, pursuant to section 901.

Timber management responsibilities; delegation by U.S. department of agriculture.

Sec. 904. The appropriation in part 1 for federal forest management is contingent upon the delegation of timber management responsibilities by the U.S. department of agriculture. Additional funding may be provided for this purpose, pursuant to section 206.

Waste material disposal.

Sec. 905. The appropriation for the adopt-a-forest program in part 1 shall be used to cover the cost of disposing of waste material collected from state forest lands.

Forest camping fees.

Sec. 906. Forest camping fees shall not be assessed for dispersed camping in Michigan state forests.

Collapse of abandoned mine shaft; emergency costs.

Sec. 907. In addition to the funds appropriated in section 108, \$350,000.00 is appropriated 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.

LAW ENFORCEMENT**Enforcement of snowmobile trails; grants.**

Sec. 1001. The appropriation in section 113 for snowmobile law enforcement grants shall be used to provide grants to county law enforcement agencies in counties with state snowmobile trails 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 trails in each county

in allocating these grants. Any funds not distributed to counties revert back to the local law enforcement fund. Counties shall provide semiannual and annual reports to the department.

PAYMENTS IN LIEU OF TAXES

Sec. 1051. Of the amounts appropriated in part 1 for purchased land taxes, \$1,897,600.00 is appropriated from the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

GRANTS

Local fire protection departments; grants.

Sec. 1101. The amount appropriated in part 1 for federal-rural community fire protection shall be awarded as grants to local fire protection departments. To be eligible, local fire protection departments shall be located in governmental units or fire protection districts with permanent populations of less than 10,000 and with publicly owned forested land.

Additional federal funds not requiring state matching funds.

Sec. 1102. 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. The department shall report to the senate and house appropriations subcommittees on natural resources, the senate and house fiscal agencies, and the state budget office on all amounts appropriated under this section.

Disposition of federal funding from land and water conservation fund.

Sec. 1103. (1) The use of federal funding received by the state from the land and water conservation fund and appropriated in part 1 shall be coordinated with state grants to local units of government from the Michigan natural resources trust fund. The coordination of the two funding sources shall be conducted in a manner that minimizes the total matching funds required from local units of government for local land acquisition or recreational development projects.

(2) The board of the Michigan natural resources trust fund shall report on the final disposition of federal funding from the land and water conservation fund in the board's annual report to the legislature.

Off-road vehicle area.

Sec. 1104. Of the amount appropriated in section 113 for off-road vehicle trail improvement grants, not less than \$25,000.00 shall be available for a county that contains a state park off-road vehicle area and applies for law enforcement assistance to regulate off-road vehicle use.

INFORMATION TECHNOLOGY**Schedule of rates, user fees, and charges or assessments.**

Sec. 1201. The department of information technology shall establish a schedule of rates, user fees, and charges or assessments for standard services and information system support requirements to be made to departments for technology related services and projects. This schedule, as well as copies of related interagency agreements, shall be provided to the state budget office and the house and senate committees on appropriations before October 1, 2002.

Designation of amounts as work projects; availability.

Sec. 1202. 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 information technology. 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.

EARLY RETIREMENT AND BUDGETARY SAVINGS**Early retirement and budgetary savings; satisfaction of negative appropriation; adjustments.**

Sec. 1301. (1) The negative appropriation for early retirement savings in part 1 shall be satisfied by savings realized from not filling all of the positions lost due to the early retirement plan for state employees enacted in 2002 PA 93 amendments to the state employees' retirement act, 1943 PA 240, MCL 38.1 to 38.69.

(2) The negative appropriation for budgetary savings in part 1 shall be satisfied by savings from the hiring freeze imposed under section 205, efficiencies, and other savings identified by the department director and approved by the state budget director.

(3) Appropriation authorization adjustments required due to negative appropriations for early retirement savings and budgetary savings shall be made only after the approval of transfers by the legislature pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

PART 2A**PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2001-02****GENERAL SECTIONS****Total state spending; payments to local units of government.**

Sec. 1401. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1a for fiscal year 2001-02 is \$836,000.00, and state spending from state resources to be paid to local units of government for fiscal year 2001-02 is \$801,000.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

DEPARTMENT OF NATURAL RESOURCES
PAYMENTS IN LIEU OF TAXES

Purchased lands taxes	\$	801,000
TOTAL	\$	801,000

PAYMENTS IN LIEU OF TAXES

Sec. 1451. Of the amounts appropriated in part 1A for purchased lands taxes, \$598,700.00 is appropriated from the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

GRANTS

Watercraft engines; sound levels.

Sec. 1501. The money appropriated in section 153 shall be used by Michigan State University to develop equipment and procedures that will accurately measure and record distance to and sound levels of watercraft engines if matching funds are provided by lake property associations.

This act is ordered to take immediate effect.
Approved July 25, 2002.
Filed with Secretary of State July 25, 2002.

[No. 526]

(HB 5650)

AN ACT to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 2003; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The People of the State of Michigan enact:

PART 1

LINE-ITEM APPROPRIATIONS

Appropriations; department of state police.

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of state police for the fiscal year ending September 30, 2003, 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	3,445.5	
GROSS APPROPRIATION		\$ 415,678,200

Compiler's note: The shaded text was vetoed by the Governor, whose veto message appears in this volume under the heading "Vetoed."

For Fiscal Year
Ending Sept. 30,
2003

Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	\$ 19,282,800
ADJUSTED GROSS APPROPRIATION.....	\$ 396,395,400
Federal revenues:	
Total federal revenues.....	45,570,500
Special revenue funds:	
Total local revenues	3,913,700
Total private revenues.....	0
Total other state restricted revenues.....	59,862,900
State general fund/general purpose	\$ 287,048,300

Executive direction.

Sec. 102. EXECUTIVE DIRECTION

Full-time equated unclassified positions	3.0	
Full-time equated classified positions	36.0	
Unclassified positions.....	\$	265,600
Executive direction—29.0 FTE positions		3,414,500
Auto theft prevention program—7.0 FTE positions.....		7,065,000
GROSS APPROPRIATION.....	\$	10,745,100
Appropriated from:		
Special revenue funds:		
Auto theft prevention fund.....		7,065,000
State general fund/general purpose	\$	3,680,100

Departmentwide appropriations.

Sec. 103. DEPARTMENTWIDE APPROPRIATIONS

Special maintenance and utilities.....	\$	479,400
Rent and building occupancy charges.....		8,556,000
Worker's compensation.....		2,864,000
Fleet leasing		14,637,900
In-service training		850,000
Narcotics investigation funds		265,000
GROSS APPROPRIATION.....	\$	27,652,300
Appropriated from:		
Interdepartmental grant revenues:		
IDT, Michigan justice training fund.....		850,000
Federal revenues:		
Federal narcotics investigation revenues		95,000
Special revenue funds:		
Narcotics investigation revenues.....		170,000
State general fund/general purpose	\$	26,537,300

Support services.

Sec. 104. SUPPORT SERVICES

Full-time equated classified positions	158.5	
Human resources—35.5 FTE positions	\$	2,645,000
Management services—60.0 FTE positions.....		4,019,600
Training administration—44.0 FTE positions		4,871,900

		For Fiscal Year Ending Sept. 30, 2003
Communications—19.0 FTE positions	\$	6,487,700
GROSS APPROPRIATION	\$	18,024,200
Appropriated from:		
Interdepartmental grant revenues:		
IDT, auto theft funds		21,000
IDG, training academy charges		2,726,400
Special revenue funds:		
Local - LEIN fees		31,900
Precision driving track fees		264,100
Narcotics investigation revenues.....		40,600
Motor carrier fees.....		125,500
State general fund/general purpose	\$	14,814,700

Highway safety planning.

Sec. 105. HIGHWAY SAFETY PLANNING

Full-time equated classified positions	25.0	
State program planning and administration—13.0 FTE positions	\$	1,147,000
Grants to local governments and nonprofit organizations		4,500,000
Secondary road patrol program—1.0 FTE position.....		12,506,600
Truck safety program—2.0 FTE positions		2,983,800
Field coordination and analysis—8.0 FTE positions		1,975,900
Highway traffic safety—1.0 FTE position.....		3,973,800
GROSS APPROPRIATION	\$	27,087,100
Appropriated from:		
Federal revenues:		
DOT		10,492,000
DOJ		560,000
Special revenue funds:		
Truck driver safety fund		2,983,800
Secondary road patrol and training fund		12,506,600
State general fund/general purpose	\$	544,700

Criminal justice information center.

Sec. 106. CRIMINAL JUSTICE INFORMATION CENTER

Full-time equated classified positions	96.5	
Criminal justice information center division—78.0 FTE positions ...	\$	7,566,700
Criminal records improvement—1.0 FTE position		4,726,200
Traffic safety—17.5 FTE positions		1,518,900
GROSS APPROPRIATION	\$	13,811,800
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MDOS		313,600
IDG-MDOT, state trunkline fund		336,900
Federal revenues:		
DOJ		4,726,200
DOT		388,500
Special revenue funds:		
Criminal justice information center service fees		5,954,300
State general fund/general purpose	\$	2,092,300

For Fiscal Year
Ending Sept. 30,
2003

Forensic sciences.

Sec. 107. FORENSIC SCIENCES

Full-time equated classified positions	215.0	
Laboratory operations—191.0 FTE positions		\$ 16,775,300
DNA analysis program—24.0 FTE positions		4,336,800
GROSS APPROPRIATION		\$ 21,112,100
Appropriated from:		
Federal revenues:		
DOJ		442,900
Special revenue funds:		
Forensic science reimbursement fees		1,626,400
State forensic laboratory fund		1,100,000
State general fund/general purpose		\$ 17,942,800

Michigan commission on law enforcement standards.

Sec. 108. MICHIGAN COMMISSION ON LAW ENFORCEMENT STANDARDS

Full-time equated classified positions	28.0	
Standards and training—22.0 FTE positions		\$ 2,280,000
Training only to local units—2.0 FTE positions		690,000
Concealed weapons enforcement training		140,000
Officer's survivor tuition program		50,000
Justice training grants—4.0 FTE positions		9,032,000
GROSS APPROPRIATION		\$ 12,192,000
Appropriated from:		
Federal revenues:		
DOJ		360,000
Special revenue funds:		
Secondary road patrol and training fund		690,000
Concealed weapons enforcement fee		140,000
Michigan justice training fund		9,032,000
Licensing fees		50,000
State general fund/general purpose		\$ 1,920,000

Fire marshal.

Sec. 109. FIRE MARSHAL

Full-time equated classified positions	55.0	
Fire marshal programs—44.0 FTE positions		\$ 3,929,400
Fire investigation training to locals		51,500
Fire fighters training council—11.0 FTE positions		1,728,400
GROSS APPROPRIATION		\$ 5,709,300
Appropriated from:		
Federal revenues:		
FEMA		\$ 150,000
DOT		85,000
State general fund/general purpose		\$ 5,474,300

For Fiscal Year
Ending Sept. 30,
2003

Emergency management.

Sec. 110. EMERGENCY MANAGEMENT

Full-time equated classified positions	49.0	
Emergency management planning and administration—		
32.0 FTE positions.....	\$	2,930,000
Grants to local government		2,182,100
FEMA program assistance—3.0 FTE positions		962,300
Nuclear power plant emergency planning—6.0 FTE positions		1,209,200
Hazardous materials transportation—1.0 FTE position		579,200
Hazardous materials programs—7.0 FTE positions		6,586,500
GROSS APPROPRIATION.....	\$	14,449,300
Appropriated from:		
Federal revenues:		
FEMA.....		4,664,100
DOT.....		579,200
DOJ.....		5,000,000
Special revenue funds:		
Nuclear power plant emergency planning reimbursement.....		1,209,200
Hazardous materials training center fees		1,253,800
State general fund/general purpose	\$	1,743,000

Uniform services.

Sec. 111. UNIFORM SERVICES

Full-time equated classified positions	2,049.5	
Uniform services—610.0 FTE positions	\$	51,259,500
Security guards—29.0 FTE positions		1,039,900
Reimbursed services		1,598,000
At-post troopers—1,410.5 FTE positions.....		113,222,300
GROSS APPROPRIATION.....	\$	167,119,700
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MDMB, building occupancy charges		610,100
Federal revenues:		
DOJ.....		1,500,000
Special revenue funds:		
Highway safety fund.....		8,448,200
State police service fees		1,598,000
State general fund/general purpose	\$	154,963,400

Special operations.

Sec. 112. SPECIAL OPERATIONS

Full-time equated classified positions	61.5	
Operational support—40.0 FTE positions.....	\$	2,921,800
Traffic services—13.5 FTE positions		2,671,100
Aviation program—8.0 FTE positions.....		1,739,700
GROSS APPROPRIATION.....	\$	7,332,600

For Fiscal Year
Ending Sept. 30,
2003

Appropriated from:	
Interdepartmental grant revenues:	
IDG-MDOC, contract	\$ 77,200
Federal revenues:	
DOT	1,378,200
Special revenue funds:	
Rental of department aircraft	180,300
Drunk driving prevention and training fund	969,700
State general fund/general purpose	\$ 4,727,200

Criminal investigations.

Sec. 113. CRIMINAL INVESTIGATIONS

Full-time equated classified positions	449.5
Criminal investigations—335.5 FTE positions	\$ 32,499,500
Federal antidrug initiatives—72.0 FTE positions	10,124,200
Reimbursed services, materials, and equipment	2,332,900
Auto theft prevention—10.0 FTE positions	1,372,100
Casino gaming oversight—32.0 FTE positions	3,513,000
GROSS APPROPRIATION	\$ 49,841,700

Appropriated from:	
Interdepartmental grant revenues:	
IDT, auto theft funds	1,104,000
IDG-MDTR, casino gaming fees	3,513,000
IDG-MDCH, tobacco tax	610,000
Federal revenues:	
Federal investigations - reimbursed services	519,700
DOJ	7,506,700
Federal narcotics investigation revenues	380,800
Special revenue funds:	
Local - reimbursed services	1,813,200
Narcotics investigation revenues	543,000
Forfeiture funds	269,500
State general fund/general purpose	\$ 33,581,800

Motor carrier enforcement.

Sec. 114. MOTOR CARRIER ENFORCEMENT

Full-time equated classified positions	222.0
Motor carrier enforcement—140.0 FTE positions	\$ 10,125,900
Truck safety enforcement team operations—15.0 FTE positions	1,060,000
Safety inspections—46.0 FTE positions	6,928,500
School bus inspections—16.0 FTE positions	1,475,300
Safety projects—5.0 FTE positions	1,242,200
GROSS APPROPRIATION	\$ 20,831,900

Appropriated from:	
Interdepartmental grant revenues:	
IDT, truck safety fund	1,132,100
IDG-MDOT, state trunkline fund	7,883,200

		For Fiscal Year Ending Sept. 30, 2003
Federal revenues:		
DOT	\$	6,712,600
Special revenue funds:		
Motor carrier fees		3,628,700
State general fund/general purpose	\$	1,475,300

Information technology.

Sec. 115. INFORMATION TECHNOLOGY

Information technology services and projects	\$	22,668,600
GROSS APPROPRIATION	\$	22,668,600
Appropriated from:		

Interdepartmental grant revenues:

IDT-MDTR, casino gaming fees	72,100
IDG-MDOT, state trunkline fund	33,200

Federal revenues:

DOT	29,600
Special revenue funds:	
Local - LEIN fees	2,035,600
Local - AFIS fees	33,000
Motor carrier fees	14,200
State general fund/general purpose	\$ 20,450,900

Budgetary savings.

Sec. 116. BUDGETARY SAVINGS

Budgetary savings	\$	(2,899,500)
GROSS APPROPRIATION	\$	(2,899,500)
Appropriated from:		
State general fund/general purpose	\$	(2,899,500)

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Total state spending; payments to local units of government.

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 2002-2003 is \$346,911,200.00 and state spending from state resources to be paid to local units of government for fiscal year 2002-2003 is \$19,968,100.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

DEPARTMENT OF STATE POLICE

OFFICE OF HIGHWAY SAFETY PLANNING

Secondary road patrol program	\$	12,381,500
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COMMISSION ON LAW ENFORCEMENT STANDARDS

Training only to local units	\$	624,900
Justice training grants.....		6,471,200

FIRE MARSHAL

Fire fighters training council.....	\$	439,000
Fire investigation training for locals.....		51,500
Total	\$	19,968,100

Appropriations subject to §§ 18.1101 to 18.1594.

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

Definitions.

Sec. 203. As used in this act:

- (a) "AFIS" means the automated fingerprint identification system.
- (b) "Department" means the department of state police.
- (c) "DNA" means deoxyribonucleic acid.
- (d) "DOJ" means the United States department of justice.
- (e) "DOT" means the United States department of transportation.
- (f) "FEMA" means the federal emergency management agency.
- (g) "FTE" means full-time equated.
- (h) "IDG" means interdepartmental grant.
- (i) "IDT" means intradepartmental transfer.
- (j) "LEIN" means law enforcement information network.
- (k) "MCOLES" means the Michigan commission on law enforcement standards.
- (l) "MDCH" means the Michigan department of community health.
- (m) "MDMB" means the Michigan department of management and budget.
- (n) "MDOC" means the Michigan department of corrections.
- (o) "MDOS" means the Michigan department of state.
- (p) "MDOT" means the Michigan department of transportation.
- (q) "MDTR" means the Michigan department of treasury.

Billing by department of civil service.

Sec. 204. The department of civil service 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.

Hiring freeze; exceptions.

Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on the state classified civil service. State departments and agencies are prohibited from hiring any new full-time state classified civil service employees and prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department.

(2) The state budget director shall grant exceptions to this hiring freeze when the state budget director believes that the hiring freeze will result in rendering a state department or agency unable to deliver basic services, cause loss of revenue to the state, result in the inability of the state to receive federal funds, or necessitate additional expenditures that exceed any savings from maintaining a vacancy. The state budget director shall report by the last business day of each month to the chairpersons of the senate and house of representatives standing committees on appropriations the number of exceptions to the hiring freeze approved during the previous month and the justification for the exception.

Contingency funds; availability for expenditure.

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

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$3,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act under section 393(2) of the management and budget act, 1984 PA 431, 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 act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$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 act under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Privatization; project plan.

Sec. 207. At least 60 days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate senate and house of representatives appropriations subcommittees and 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 appropriate senate and house of representatives appropriations subcommittees and the senate and house fiscal agencies within 30 months.

Reporting requirements; use of Internet.

Sec. 208. Unless otherwise specified, the department shall use the Internet to fulfill the reporting requirements of this act. 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.

Purchase of foreign goods or services.

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.

Businesses in deprived and depressed communities; contracts to provide services or supplies.

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, for the department. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.

Employee expenses; reimbursement.

Sec. 211. It is the intent of the legislature that personnel of the department who request and are eligible for reimbursement of expenses related to the operation of the department be reimbursed from the appropriations provided in this act within 30 days after submitting a request, or the eligible personnel shall be paid an additional amount equal to 0.75% of the payment due. The department shall pay an additional amount equal to 0.75% of the payment due for the first month and each succeeding month or portion of a month the payment remains past due.

Spending increase; use as state match.

Sec. 212. Of the state general fund/general purpose revenue appropriated in this act, \$74,843,500.00 represents a state spending increase over the amount provided to the department of state police for the fiscal year ending September 30, 1994, and may be used to meet state match requirements of programs contained in the violent crime control and law enforcement act of 1994, Public Law 103-322, 108 Stat. 1796, or successor grant programs, so that any additional federal money received supplements funding provided to the department of state police in this act.

Contractual services provided by department.

Sec. 216. (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) 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.

(4) This section does not apply to state agencies.

Creation and retention of reports.

Sec. 218. The department shall create and retain copies of reports for all money appropriated under part 1.

Casino gaming oversight; report.

Sec. 219. Not later than March 15, 2003 and September 30, 2003, the department shall report to the state police appropriations subcommittees of the house and senate and the house and senate fiscal agencies. The report shall contain the following information regarding the department's activities related to casino gaming oversight:

- (a) The amount of money received and expended.
- (b) The nature and structure of the casino gaming oversight unit.
- (c) The positions and classifications of employees assigned.
- (d) The number of full-time and part-time employees and the aggregate number of FTEs.
- (e) The number of enlisted and civilian positions.

- (f) The duties and responsibilities of the assigned employees.
- (g) The immediate past position of the enlisted employees assigned.

Entry of VIN into state accident records; availability to public.

Sec. 220. The department shall collect and computerize the vehicle identification number (VIN) of all vehicles that are entered into the state accident data collection system and make this and other vehicle information available to the public at cost. For bulk access to the accident records in which the VIN has been collected and computerized, the department shall make those records available to the public at cost, provided that the name and address have been excluded.

Reports of school violence or juvenile criminal conduct; toll-free hotline.

Sec. 221. From the funds appropriated in part 1, the department shall maintain a toll-free hotline in collaboration with the department of education. The toll-free hotline shall be operated 24 hours per day, 7 days per week, and shall provide students, school officials, and other individuals an opportunity to report specific threats of imminent school violence or other suspicious or criminal conduct by juveniles to the appropriate local law enforcement entities for investigation. The department may expend funds for the promotion of the hotline.

At-post troopers.

Sec. 222. (1) Funds appropriated in part 1 for at-post troopers shall only be expended for trooper salaries, wages, benefits, retirement, equipment, supplies, and other expenses directly related to state troopers assigned to general law enforcement duties at a department post, detachment, satellite office, or a resident trooper function.

(2) From the funds appropriated in part 1 for at-post troopers, 1 or more trooper recruit schools shall be conducted during fiscal year 2002-2003 with the goal of graduating at least 110 new troopers to state service to replace existing troopers projected to separate from the rank of trooper through attrition.

(3) The department shall submit a written report to the senate and house appropriations subcommittees on state police and military affairs no later than November 15, 2002, detailing the status of the department's plan for accomplishing the goal of subsection (2). If the department determines that insufficient funding exists under part 1 for at-post troopers or any other budget line to accomplish the goal of subsection (2), the department shall submit a plan outlining the additional funding necessary to accomplish the goal of subsection (2).

State police posts; closure or consolidation.

Sec. 224. The department of state police shall notify the house and senate appropriations subcommittees on state police and military and veterans affairs and the house and senate fiscal agencies not less than 180 days before recommending to close or consolidate any state police posts.

Negative appropriation for budgetary savings; satisfaction by hiring freeze.

Sec. 261. (1) The negative appropriation for budgetary savings in part 1 shall be satisfied by savings from the hiring freeze imposed under section 205, efficiencies, and other savings identified by the department director and approved by the state budget director.