

Act No. 220
Public Acts of 2001
Approved by the Governor
January 2, 2002
Filed with the Secretary of State
January 2, 2002
EFFECTIVE DATE: January 2, 2002

**STATE OF MICHIGAN
91ST LEGISLATURE
REGULAR SESSION OF 2001**

Introduced by Senators Sikkema, Hammerstrom, Dunaskiss, Gougeon, Bennett, North and Bullard

ENROLLED SENATE BILL No. 105

AN ACT to amend 1984 PA 431, entitled "An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts," (MCL 18.1101 to 18.1594) by adding section 353f.

The People of the State of Michigan enact:

Sec. 353f. (1) Notwithstanding section 353 and subject to subsection (2), for each of the following fiscal years there is appropriated and transferred from the fund to the state water pollution control revolving fund established under section 16a of the shared credit rating act, 1985 PA 227, MCL 141.1066a, an amount not to exceed \$25,000,000.00:

- (a) The fiscal year ending September 30, 2002.
- (b) The fiscal year ending September 30, 2003.
- (c) The fiscal year ending September 30, 2004.
- (d) The fiscal year ending September 30, 2005.
- (e) The fiscal year ending September 30, 2006.

(2) The appropriation and transfer in subsection (1) for each fiscal year shall not be made unless the state budget director certifies to the legislature that the fund contains at least \$250,000,000.00, that the appropriation and transfer will not cause the fund's balance to fall below \$250,000,000.00, and that the federal government has provided the state with additional funding for that fiscal year above the level of federal funds received during the fiscal year ending September 30, 2001, for the purposes of the state water pollution control revolving fund established under section 16a of the shared credit rating act, 1985 PA 227, MCL 141.1066a. After making the certification to the legislature under this subsection, the state budget director shall transfer from the fund to the state water pollution control revolving fund only the amount necessary to provide for a required state match for the additional federal funds received during that fiscal year compared to the level of federal funds received during the fiscal year ending September 30, 2001. This transfer shall not exceed \$25,000,000.00 in any fiscal year.

(3) The state budget director shall make the certification to the legislature under subsection (2) no later than April 1 of each fiscal year. The certification shall include a detailed report outlining the assumptions that the state budget director has utilized in making the transfer pursuant to subsection (2).

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate.

Jay E. Randall

Clerk of the House of Representatives.

Approved

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Governor.