

HOUSE BILL No. 5806

EXECUTIVE BUDGET BILL

February 26, 2008, Introduced by Rep. Bennett and referred to the Committee on Appropriations.

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2009 to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the 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

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

environmental quality for the fiscal year ending September 30, 2009
 from the funds indicated in this part. The following is a summary
 of the appropriations in this part:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY:

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

Full-time equated classified positions..... 1,513.7

GROSS APPROPRIATION..... \$ 368,478,700

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers 19,071,200

ADJUSTED GROSS APPROPRIATION..... \$ 349,407,500

Federal revenues:

Total federal revenues..... 130,636,100

Special revenue funds:

Total local revenues..... 0

Total private revenues..... 455,700

Total other state restricted revenues..... 173,317,100

State general fund/general purpose..... \$ 44,998,600

FUND SOURCE SUMMARY:

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

Full-time equated classified positions..... 1,513.7

GROSS APPROPRIATION..... \$ 368,478,700

Interdepartmental grant revenues:

IDG-MDCH, local public health operations..... 10,472,500

IDG-MDSP..... 883,200

IDG, Michigan transportation fund..... 1,247,900

| | | |
|----|---|----------------|
| 1 | IDT, interdivisional charges..... | 2,053,400 |
| 2 | IDT, laboratory services..... | 4,414,200 |
| 3 | Total interdepartmental grants and intradepartmental | |
| 4 | transfers | 19,071,200 |
| 5 | ADJUSTED GROSS APPROPRIATION..... | \$ 349,407,500 |
| 6 | Federal revenues: | |
| 7 | DHHS, federal..... | 6,200 |
| 8 | DHS, federal..... | 3,293,800 |
| 9 | DOC-NOAA, federal..... | 3,779,400 |
| 10 | DOD, federal..... | 1,202,700 |
| 11 | DOI, federal..... | 595,300 |
| 12 | EPA, multiple..... | 121,758,700 |
| 13 | Total federal revenues..... | 130,636,100 |
| 14 | Special revenue funds: | |
| 15 | Private funds..... | 455,700 |
| 16 | Total private revenues..... | 455,700 |
| 17 | Aboveground storage tank fees..... | 363,200 |
| 18 | Air emissions fees..... | 9,344,200 |
| 19 | Aquifer protection revolving fund..... | 400,000 |
| 20 | Campground fund..... | 238,900 |
| 21 | Clean Michigan initiative - administration..... | 120,100 |
| 22 | Clean Michigan initiative - clean water fund..... | 3,390,800 |
| 23 | Clean Michigan initiative - response activities | 5,663,200 |
| 24 | Cleanup and redevelopment fund..... | 12,428,500 |
| 25 | Community pollution prevention fund..... | 250,000 |
| 26 | Environmental pollution prevention fund..... | 944,400 |
| 27 | Environmental protection fund..... | 3,919,300 |

| | | |
|----|---|------------|
| 1 | Environmental response fund..... | 6,320,400 |
| 2 | Fees and collections..... | 446,500 |
| 3 | Financial instruments..... | 5,000,000 |
| 4 | Great Lakes protection fund..... | 1,605,800 |
| 5 | Groundwater discharge permit fees..... | 1,120,200 |
| 6 | Hazardous materials transportation permit fund..... | 219,700 |
| 7 | Infrastructure construction fund..... | 398,000 |
| 8 | Laboratory data quality recognition fund..... | 16,100 |
| 9 | Land and water permit fees..... | 1,057,600 |
| 10 | Landfill maintenance trust fund..... | 56,200 |
| 11 | Medical waste emergency response fund..... | 240,900 |
| 12 | Metallic mining surveillance fee revenue..... | 94,200 |
| 13 | Mineral well regulatory fee revenue..... | 172,500 |
| 14 | Nonferrous metallic mineral surveillance..... | 221,700 |
| 15 | NPDES fees..... | 3,378,100 |
| 16 | Oil and gas regulatory fund..... | 7,860,300 |
| 17 | Orphan well fund..... | 2,053,100 |
| 18 | Public swimming pool fund..... | 544,300 |
| 19 | Public utility assessments..... | 787,400 |
| 20 | Public water supply fees..... | 3,962,900 |
| 21 | Publication revenue..... | 120,700 |
| 22 | Refined petroleum fund..... | 30,724,700 |
| 23 | Restricted funds..... | 17,169,700 |
| 24 | Retired engineers technical assistance fund..... | 1,474,300 |
| 25 | Revitalization revolving loan fund..... | 84,600 |
| 26 | Revolving loan revenue bonds..... | 11,400,000 |
| 27 | Saginaw Bay and River restoration revenue..... | 175,800 |

| | | |
|----|--|---------------|
| 1 | Sand extraction fee revenue..... | 198,600 |
| 2 | Scrap tire regulatory fund..... | 5,852,000 |
| 3 | Septage waste contingency fund..... | 38,000 |
| 4 | Septage waste program fund..... | 722,000 |
| 5 | Settlement funds..... | 1,856,400 |
| 6 | Sewage sludge land application fee..... | 855,400 |
| 7 | Small business pollution prevention revolving loan | |
| 8 | fund | 108,200 |
| 9 | Soil erosion and sedimentation control training fund. | 115,400 |
| 10 | Solid waste program fees..... | 4,014,400 |
| 11 | Stormwater permit fees..... | 2,814,900 |
| 12 | Strategic water quality initiatives fund..... | 10,000,000 |
| 13 | Underground storage tank fees..... | 2,134,300 |
| 14 | Waste reduction fee revenue..... | 3,909,900 |
| 15 | Wastewater operator training fees..... | 172,800 |
| 16 | Water analysis fees..... | 3,328,400 |
| 17 | Water pollution control revolving fund..... | 3,081,000 |
| 18 | Water quality protection fund..... | 100,000 |
| 19 | Water use reporting fees..... | 247,100 |
| 20 | Total other state restricted revenues..... | 173,317,100 |
| 21 | State general fund/general purpose..... | \$ 44,998,600 |
| 22 | Sec. 102. EXECUTIVE OPERATIONS AND DEPARTMENT SUPPORT | |
| 23 | Full-time equated unclassified positions..... 6.0 | |
| 24 | Full-time equated classified positions..... 83.0 | |
| 25 | Central operations--58.0 FTE positions..... | \$ 5,274,400 |
| 26 | Executive direction--18.0 FTE positions..... | 2,316,800 |
| 27 | Office of the Great Lakes--7.0 FTE positions..... | 1,053,500 |

| | | |
|----|--|----------------------|
| 1 | Administrative hearings..... | 446,400 |
| 2 | Automated data processing..... | 2,053,400 |
| 3 | Building occupancy charges..... | 7,116,600 |
| 4 | Environmental support projects..... | 5,000,000 |
| 5 | Internal audit services..... | 228,500 |
| 6 | Rent - privately owned property..... | 2,145,900 |
| 7 | Unclassified salaries--6.0 FTE positions..... | <u>587,600</u> |
| 8 | GROSS APPROPRIATION..... | \$ 26,223,100 |
| 9 | Appropriated from: | |
| 10 | Interdepartmental grant revenues: | |
| 11 | IDG-MDSP..... | 112,300 |
| 12 | IDG, Michigan transportation fund..... | 181,000 |
| 13 | IDT, interdivisional charges..... | 2,053,400 |
| 14 | IDT, laboratory services..... | 472,800 |
| 15 | Federal revenues: | |
| 16 | DOC-NOAA, federal..... | 22,600 |
| 17 | DOI, federal..... | 160,900 |
| 18 | EPA, multiple..... | 195,200 |
| 19 | Special revenue funds: | |
| 20 | Financial instruments..... | 5,000,000 |
| 21 | Great Lakes protection fund..... | 605,800 |
| 22 | Restricted funds..... | 11,963,500 |
| 23 | Settlement funds..... | 104,900 |
| 24 | State general fund/general purpose..... | \$ 5,350,700 |
| 25 | Sec. 103. AIR QUALITY | |
| 26 | Full-time equated classified positions..... | 236.5 |
| 27 | Air quality programs--236.5 FTE positions..... | \$ <u>26,100,600</u> |

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|----|---|-------|------------------|
| 1 | GROSS APPROPRIATION..... | \$ | 26,100,600 |
| 2 | Appropriated from: | | |
| 3 | Federal revenues: | | |
| 4 | DHS, federal..... | | 1,708,400 |
| 5 | EPA, multiple..... | | 4,492,700 |
| 6 | Special revenue funds: | | |
| 7 | Air emissions fees..... | | 8,952,900 |
| 8 | Environmental response fund..... | | 106,700 |
| 9 | Fees and collections..... | | 301,600 |
| 10 | Oil and gas regulatory fund..... | | 108,200 |
| 11 | Refined petroleum fund..... | | 2,864,800 |
| 12 | State general fund/general purpose..... | \$ | 7,565,300 |
| 13 | Sec. 104. ENVIRONMENTAL SCIENCE AND SERVICES | | |
| 14 | Full-time equated classified positions..... | 175.0 | |
| 15 | Laboratory services--60.0 FTE positions..... | \$ | 7,045,800 |
| 16 | Municipal assistance--37.0 FTE positions..... | | 5,325,300 |
| 17 | Pollution prevention and technical assistance--48.0 | | |
| 18 | FTE positions | | 5,019,000 |
| 19 | Program services and grant management--30.0 FTE | | |
| 20 | positions | | 4,002,000 |
| 21 | Pollution prevention outreach..... | | 300,000 |
| 22 | Retired engineers technical assistance program..... | | <u>1,474,300</u> |
| 23 | GROSS APPROPRIATION | \$ | 23,166,400 |
| 24 | Appropriated from: | | |
| 25 | Interdepartmental grant revenues: | | |
| 26 | IDT, laboratory services..... | | 3,790,500 |
| 27 | Federal revenues: | | |

| | | |
|----|---|--------------|
| 1 | DOC-NOAA, federal..... | 454,800 |
| 2 | EPA, multiple..... | 3,445,800 |
| 3 | Special revenue funds: | |
| 4 | Private funds..... | 300,000 |
| 5 | Air emissions fees..... | 391,300 |
| 6 | Environmental protection fund..... | 68,900 |
| 7 | Environmental response fund..... | 665,100 |
| 8 | Laboratory data quality recognition fund..... | 16,100 |
| 9 | Public water supply fees..... | 253,000 |
| 10 | Retired engineers technical assistance fund..... | 1,474,300 |
| 11 | Revitalization revolving loan fund..... | 84,600 |
| 12 | Settlement funds..... | 235,200 |
| 13 | Small business pollution prevention revolving loan | |
| 14 | fund | 108,200 |
| 15 | Stormwater permit fees..... | 95,900 |
| 16 | Strategic water quality initiatives fund..... | 400,000 |
| 17 | Waste reduction fee revenue..... | 3,835,000 |
| 18 | Wastewater operator training fees..... | 172,800 |
| 19 | Water analysis fees..... | 3,328,400 |
| 20 | Water pollution control revolving fund..... | 2,409,100 |
| 21 | State general fund/general purpose..... | \$ 1,637,400 |
| 22 | Sec. 105. OFFICE OF GEOLOGICAL SURVEY | |
| 23 | Full-time equated classified positions..... | 67.0 |
| 24 | Coal and sand dune management--2.0 FTE positions..... | \$ 627,000 |
| 25 | Metallic mine reclamation--1.0 FTE position..... | 94,200 |
| 26 | Mineral wells management--2.0 FTE positions..... | 247,500 |
| 27 | Nonferrous metallic mining--2.0 FTE positions..... | 221,700 |

| | | |
|----|--|----------------------|
| 1 | Orphan well--2.0 FTE positions..... | 2,053,100 |
| 2 | Services to oil and gas--58.0 FTE positions..... | <u>7,509,500</u> |
| 3 | GROSS APPROPRIATION..... | \$ 10,753,000 |
| 4 | Appropriated from: | |
| 5 | Federal revenues: | |
| 6 | DOI, federal..... | 428,400 |
| 7 | Special revenue funds: | |
| 8 | Metallic mining surveillance fee revenue..... | 94,200 |
| 9 | Mineral well regulatory fee revenue..... | 172,500 |
| 10 | Nonferrous metallic mineral surveillance..... | 221,700 |
| 11 | Oil and gas regulatory fund..... | 7,388,800 |
| 12 | Orphan well fund..... | 2,053,100 |
| 13 | Publication revenue..... | 120,700 |
| 14 | Sand extraction fee revenue..... | 198,600 |
| 15 | State general fund/general purpose..... | \$ 75,000 |
| 16 | Sec. 106. LAND AND WATER MANAGEMENT | |
| 17 | Full-time equated classified positions..... | 121.0 |
| 18 | Land and water interface programs--121.0 FTE positions | \$ <u>13,873,700</u> |
| 19 | GROSS APPROPRIATION..... | \$ 13,873,900 |
| 20 | Appropriated from: | |
| 21 | Interdepartmental grant revenues: | |
| 22 | IDG, Michigan transportation fund..... | 1,012,300 |
| 23 | Federal revenues: | |
| 24 | DHS, federal..... | 1,003,500 |
| 25 | DOC-NOAA, federal..... | 1,515,800 |
| 26 | EPA, multiple..... | 1,052,100 |
| 27 | Special revenue funds: | |

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|----|--|------------------|
| 1 | Land and water permit fees..... | 705,100 |
| 2 | State general fund/general purpose..... | \$ 8,584,900 |
| 3 | Sec. 107. REMEDIATION AND REDEVELOPMENT | |
| 4 | Full-time equated classified positions..... | 285.0 |
| 5 | Contaminated site investigation, cleanup, and | |
| 6 | revitalization--225.0 FTE positions..... | \$ 23,013,600 |
| 7 | Federal cleanup project management--60.0 FTE positions | 8,413,600 |
| 8 | Emergency cleanup actions..... | 4,000,000 |
| 9 | Environmental cleanup and redevelopment program..... | 5,663,200 |
| 10 | Environmental cleanup support..... | 2,340,000 |
| 11 | Refined petroleum product cleanup program..... | 20,000,000 |
| 12 | Superfund cleanup..... | <u>4,000,000</u> |
| 13 | GROSS APPROPRIATION..... | \$ 67,430,400 |
| 14 | Appropriated from: | |
| 15 | Federal revenues: | |
| 16 | DHHS, federal..... | 6,200 |
| 17 | DOD, federal..... | 1,174,500 |
| 18 | EPA, multiple..... | 8,403,500 |
| 19 | Special revenue funds: | |
| 20 | Private funds..... | 155,700 |
| 21 | Clean Michigan initiative - response activities..... | 5,663,200 |
| 22 | Cleanup and redevelopment fund..... | 12,428,500 |
| 23 | Environmental protection fund..... | 3,850,400 |
| 24 | Environmental response fund..... | 5,248,000 |
| 25 | Landfill maintenance trust fund..... | 56,200 |
| 26 | Refined petroleum fund..... | 26,813,500 |
| 27 | Settlement funds..... | 1,516,300 |

| | | | |
|----|--|-------|------------------|
| 1 | State general fund/general purpose | \$ | 2,114,400 |
| 2 | Sec. 108. WASTE AND HAZARDOUS MATERIALS | | |
| 3 | Full-time equated classified positions..... | 173.0 | |
| 4 | Aboveground storage tank program--8.0 FTE positions .. | \$ | 763,200 |
| 5 | Hazardous waste management program--60.0 FTE positions | | 6,499,400 |
| 6 | Low-level radioactive waste authority--2.0 FTE | | |
| 7 | positions | | 787,400 |
| 8 | Medical waste program--2.0 FTE positions | | 240,900 |
| 9 | Radiological protection program--12.0 FTE positions .. | | 1,423,500 |
| 10 | Scrap tire regulatory program--11.0 FTE positions | | 1,066,800 |
| 11 | Solid waste management program--45.0 FTE positions ... | | 4,589,300 |
| 12 | Underground storage tank program--33.0 FTE positions . | | <u>3,404,100</u> |
| 13 | GROSS APPROPRIATION..... | \$ | 18,774,600 |
| 14 | Appropriated from: | | |
| 15 | Interdepartmental grant revenues: | | |
| 16 | IDG-MDSP..... | | 742,900 |
| 17 | Federal revenues: | | |
| 18 | EPA, multiple..... | | 4,027,500 |
| 19 | Special revenue funds: | | |
| 20 | Aboveground storage tank fees | | 363,200 |
| 21 | Environmental pollution prevention fund | | 944,400 |
| 22 | Hazardous materials transportation permit fund | | 219,700 |
| 23 | Medical waste emergency response fund | | 240,900 |
| 24 | Public utility assessments | | 787,400 |
| 25 | Scrap tire regulatory fund | | 1,066,800 |
| 26 | Solid waste program fees | | 4,014,400 |
| 27 | Underground storage tank fees | | 2,134,300 |

| | | |
|----|---|-------------------|
| 1 | Waste reduction fee revenue..... | 74,900 |
| 2 | State general fund/general purpose..... | \$ 4,158,200 |
| 3 | Sec. 109. WATER | |
| 4 | Full-time equated classified positions..... | 351.2 |
| 5 | Aquifer protection program..... | \$ 350,000 |
| 6 | Aquifer protection and dispute resolution - IDG to | |
| 7 | Michigan department of agriculture..... | 50,000 |
| 8 | Drinking water and environmental health--120.0 FTE | |
| 9 | positions | 16,181,000 |
| 10 | Expedited water/wastewater permits--3.0 FTE positions | 398,000 |
| 11 | Fish contaminant monitoring..... | 316,100 |
| 12 | Groundwater discharge--22.0 FTE positions..... | 2,969,700 |
| 13 | NPDES nonstormwater program--98.2 FTE positions | 11,027,500 |
| 14 | Sewage sludge land application program--6.0 FTE | |
| 15 | positions | 855,400 |
| 16 | Surface water--102.0 FTE positions..... | <u>15,208,200</u> |
| 17 | GROSS APPROPRIATION..... | \$ 47,355,900 |
| 18 | Appropriated from: | |
| 19 | Federal revenues: | |
| 20 | EPA, multiple..... | 18,164,800 |
| 21 | Special revenue funds: | |
| 22 | Aquifer protection revolving fund..... | 400,000 |
| 23 | Campground fund..... | 238,900 |
| 24 | Clean Michigan initiative - administration..... | 120,100 |
| 25 | Clean Michigan initiative - clean water fund..... | 3,390,800 |
| 26 | Environmental response fund..... | 168,100 |
| 27 | Fees and collections..... | 144,900 |

| | | |
|----|---|---------------------|
| 1 | Groundwater discharge permit fees..... | 1,120,200 |
| 2 | Infrastructure construction fund..... | 398,000 |
| 3 | Land and water permit fees..... | 352,500 |
| 4 | NPDES fees..... | 3,378,100 |
| 5 | Public swimming pool fund..... | 544,300 |
| 6 | Public water supply fees..... | 2,309,900 |
| 7 | Refined petroleum fund..... | 962,700 |
| 8 | Saginaw Bay and River restoration revenue..... | 175,800 |
| 9 | Septage waste contingency fund..... | 38,000 |
| 10 | Septage waste program fund..... | 322,000 |
| 11 | Sewage sludge land application fee..... | 855,400 |
| 12 | Soil erosion and sedimentation control training fund. | 115,400 |
| 13 | Stormwater permit fees..... | 2,719,000 |
| 14 | Water pollution control revolving fund..... | 671,900 |
| 15 | Water use reporting fees..... | 247,100 |
| 16 | State general fund/general purpose..... | \$ 10,518,000 |
| 17 | Sec. 110. CRIMINAL INVESTIGATIONS | |
| 18 | Full-time equated classified positions..... | 22.0 |
| 19 | Environmental investigations--22.0 FTE positions..... | \$ <u>2,586,700</u> |
| 20 | GROSS APPROPRIATION..... | \$ 2,586,700 |
| 21 | Appropriated from: | |
| 22 | Federal revenues: | |
| 23 | DHS, federal..... | 557,400 |
| 24 | EPA, multiple..... | 154,000 |
| 25 | Special revenue funds: | |
| 26 | Environmental response fund..... | 132,500 |
| 27 | Oil and gas regulatory fund..... | 363,300 |

| | | | |
|----|---|----|-------------------|
| 1 | Scrap tire regulatory fund..... | | 285,200 |
| 2 | State general fund/general purpose..... | \$ | 1,094,300 |
| 3 | Sec. 111. GRANTS | | |
| 4 | Coastal management grants..... | \$ | 2,000,000 |
| 5 | Drinking water program grants..... | | 1,330,000 |
| 6 | Federal - Great Lakes remedial action plan grants.... | | 700,000 |
| 7 | Federal - nonpoint source water pollution grants..... | | 6,500,000 |
| 8 | Grants to counties--air pollution..... | | 83,700 |
| 9 | Great Lakes research and protection grants..... | | 1,000,000 |
| 10 | Local health department operations..... | | 10,472,500 |
| 11 | Noncommunity water grants..... | | 1,400,000 |
| 12 | Pollution prevention local grants..... | | 250,000 |
| 13 | Radon grants..... | | 90,000 |
| 14 | Scrap tire grants..... | | 4,500,000 |
| 15 | Septage waste compliance grants..... | | 400,000 |
| 16 | Strategic water quality initiative loans..... | | 9,600,000 |
| 17 | Water quality protection grants..... | | 100,000 |
| 18 | Water pollution control and drinking water revolving | | |
| 19 | fund | | <u>86,309,300</u> |
| 20 | GROSS APPROPRIATION..... | \$ | 124,735,500 |
| 21 | Appropriated from: | | |
| 22 | Interdepartmental grant revenues: | | |
| 23 | IDG-MDCH, local public health operations..... | | 10,472,500 |
| 24 | Federal revenues: | | |
| 25 | DOC-NOAA, federal..... | | 1,700,000 |
| 26 | EPA, multiple..... | | 80,463,000 |
| 27 | Special revenue funds: | | |

| | | | |
|----|---|----|------------------|
| 1 | Community pollution prevention fund..... | | 250,000 |
| 2 | Great Lakes protection fund..... | | 1,000,000 |
| 3 | Public water supply fees..... | | 1,400,000 |
| 4 | Refined petroleum fund..... | | 83,700 |
| 5 | Revolving loan revenue bonds..... | | 11,400,000 |
| 6 | Scrap tire regulatory fund..... | | 4,500,000 |
| 7 | Septage waste program fund..... | | 400,000 |
| 8 | Strategic water quality initiatives fund..... | | 9,600,000 |
| 9 | Water quality protection fund..... | | 100,000 |
| 10 | State general fund/general purpose..... | \$ | 3,366,300 |
| 11 | Sec. 112. INFORMATION TECHNOLOGY | | |
| 12 | Information technology services and projects..... | \$ | <u>7,478,800</u> |
| 13 | GROSS APPROPRIATION..... | \$ | 7,478,800 |
| 14 | Appropriated from: | | |
| 15 | Interdepartmental grant revenues: | | |
| 16 | IDG-MDSP..... | | 28,000 |
| 17 | IDG, Michigan transportation fund..... | | 54,600 |
| 18 | IDT, laboratory services..... | | 150,900 |
| 19 | Federal revenues: | | |
| 20 | DHS, federal..... | | 24,500 |
| 21 | DOC-NOAA, federal..... | | 86,200 |
| 22 | DOD, federal..... | | 28,200 |
| 23 | DOI, federal..... | | 6,000 |
| 24 | EPA, multiple..... | | 1,360,100 |
| 25 | Special revenue funds: | | |
| 26 | Restricted funds..... | | 5,206,200 |
| 27 | State general fund/general purpose..... | \$ | 534,100 |

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2008-2009 is \$218,315,700.00 and state spending from state resources to be paid to local units of government for fiscal year 2008-2009 is \$4,050,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF ENVIRONMENTAL QUALITY

GRANTS

| | | |
|---------------------------------------|----|----------------|
| Noncommunity water grants..... | \$ | 1,400,000 |
| Scrap tire grants..... | | 2,250,000 |
| Septage waste compliance program..... | | <u>400,000</u> |
| TOTAL..... | \$ | 4,050,000 |

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

Sec. 203. As used in this bill:

(a) "Department" means the department of environmental quality.

(b) "DHHS" means the United States department of health and human services.

(c) "DHS" means the United States department of homeland security.

(d) "DOC" means the United States department of commerce.

1 (e) "DOC-NOAA" means the DOC national oceanic and atmospheric
2 administration.

3 (f) "DOD" means the United States department of defense.

4 (g) "DOI" means the United States department of interior.

5 (h) "EPA" means the United States environmental protection
6 agency.

7 (i) "FTE" means full-time equated.

8 (j) "IDG" means interdepartmental grant.

9 (k) "IDT" means intradepartmental transfer.

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

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

12 (n) "NPDES" means national pollutant discharge elimination
13 system.

14 Sec. 204. The civil service commission shall bill departments
15 and agencies at the end of the first fiscal quarter for the 1%
16 charge authorized by section 5 of article XI of the state
17 constitution of 1963. Payments shall be made for the total amount
18 of the billing by the end of the second fiscal quarter.

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

26 (2) The state budget director may grant exceptions to this
27 hiring freeze when the state budget director believes that the

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

10 Sec. 206. The department shall use the Internet to fulfill the
11 reporting requirements of this bill. This requirement may include
12 transmission of reports via electronic mail to the recipients
13 identified for each reporting requirement, or it may include
14 placement of reports on an Internet or Intranet site.

15 Sec. 207. Funds appropriated in part 1 shall not be used for
16 the purchase of foreign goods or services, or both, if
17 competitively priced and of comparable quality American goods or
18 services, or both, are available. Preference shall be given to
19 goods or services, or both, manufactured or provided by Michigan
20 businesses, if they are competitively priced and of comparable
21 quality. In addition, preference shall be given to goods or
22 services, or both, that are manufactured or provided by Michigan
23 businesses owned or operated by veterans, if they are competitively
24 priced and of comparable quality.

25 Sec. 208. The director shall take all reasonable steps to
26 ensure businesses in deprived and depressed communities compete for
27 and perform contracts to provide services or supplies, or both. The

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

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

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

17 Sec. 211. (1) Due to the current budgetary problems in this
18 state, out-of-state travel for the fiscal year ending September 30,
19 2009 shall be limited to situations in which 1 or more of the
20 following conditions apply:

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

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

26 (c) The travel is necessary to produce budgetary savings or to
27 increase state revenues, including protecting existing federal

1 funds or securing additional federal funds.

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

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

6 (f) The travel is financed entirely by federal or nonstate
7 funds.

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

14 (3) Not later than January 1 of each year, each department
15 shall prepare a travel report listing all travel by classified and
16 unclassified employees outside this state in the immediately
17 preceding fiscal year that was funded in whole or in part with
18 funds appropriated in the department's budget. The report shall be
19 submitted to the senate and house of representatives standing
20 committees on appropriations, the senate and house fiscal agencies,
21 and the state budget director. The report shall include the
22 following information:

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

25 (b) The destination of each travel occurrence.

26 (c) The dates of each travel occurrence.

27 (d) A brief statement of the reason for each travel

1 occurrence.

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

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

9 Sec. 212. Funds appropriated in part 1 shall not be used by a
10 principal executive department, state agency, or authority to hire
11 a person to provide legal services that are the responsibility of
12 the attorney general. This prohibition does not apply to legal
13 services for bonding activities for those activities that the
14 attorney general authorizes.

15 Sec. 213. (1) In addition to the funds appropriated in part 1,
16 there is appropriated an amount not to exceed \$30,000,000.00 for
17 federal contingency funds. These funds are not available for
18 expenditure until they have been transferred to another line item
19 in this bill under section 393(2) of the management and budget act,
20 1984 PA 431, MCL 18.1393.

21 (2) In addition to the funds appropriated in part 1, there is
22 appropriated an amount not to exceed \$5,000,000.00 for state
23 restricted contingency funds. These funds are not available for
24 expenditure until they have been transferred to another line item
25 in this bill under section 393(2) of the management and budget act,
26 1984 PA 431, MCL 18.1393.

27 (3) In addition to the funds appropriated in part 1, there is

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

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

12 Sec. 214. (1) The department shall report all of the following
13 information relative to allocations made from appropriations for
14 the environmental cleanup and redevelopment program, state cleanup,
15 emergency actions, superfund cleanup, the revitalization revolving
16 loan program, the brownfield grants and loans program, the leaking
17 underground storage tank cleanup program, the contaminated lake and
18 river sediments cleanup program, the refined petroleum product
19 cleanup program, and the environmental protection bond projects
20 under section 19508(7) of the natural resources and environmental
21 protection act, 1994 PA 451, MCL 324.19508, to the state budget
22 director, the senate and house appropriations subcommittees on
23 environmental quality, and the senate and house fiscal agencies:

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

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

27 (c) A brief description of how the problem will be resolved if

1 the allocation is made for a response activity.

2 (d) The estimated date that site closure activities will be
3 completed.

4 (e) The amount of the allocation, or the anticipated financing
5 for the site.

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

8 (g) The number of sites that would qualify as brownfields that
9 were redeveloped.

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

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

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

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

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

26 Sec. 215. (1) The department of environmental quality is
27 authorized to expend amounts remaining from the current and prior

1 fiscal year appropriations to meet funding needs of legislatively
2 approved sites for the environmental cleanup and redevelopment
3 program, the leaking underground storage tank cleanup program, and
4 the refined petroleum product cleanup program.

5 (2) Unexpended and unencumbered amounts remaining from
6 appropriations from the environmental protection bond fund
7 contained in 2003 PA 173 and 2006 PA 343 are appropriated for
8 expenditure for any site listed in this act and any site listed in
9 the public acts referenced in this section.

10 (3) Unexpended and unencumbered amounts remaining from
11 appropriations from the cleanup and redevelopment fund and
12 unclaimed bottle deposits fund contained in 2003 PA 171, 2003 PA
13 173, 2003 PA 237, and 2004 PA 350 are appropriated for expenditure
14 for any site listed in this act and any site listed in the public
15 acts referenced in this section.

16 (4) Unexpended and unencumbered amounts remaining from
17 appropriations from the clean Michigan initiative fund - response
18 activities contained in 2000 PA 506, 2001 PA 120, 2003 PA 173, 2003
19 PA 237, 2004 PA 309, 2004 PA 350, 2005 PA 11, 2006 PA 343, and 2007
20 PA 121 are appropriated for expenditure for any site listed in this
21 act and any site listed in the public acts referenced in this
22 section.

23 (5) Unexpended and unencumbered amounts remaining from
24 appropriations from the environmental protection fund contained in
25 2001 PA 43, 2002 PA 520, 2003 PA 171, and 2004 PA 350 are
26 appropriated for expenditure for any site listed in this act and
27 any site listed in the public acts referenced in this section.

1 (6) Unexpended and unencumbered amounts remaining from
2 appropriations from the refined petroleum fund activities contained
3 in 2005 PA 154 and 2007 PA 121 are appropriated for expenditure for
4 any site listed in this act and any site listed in the public acts
5 referenced in this section.

6 Sec. 216. Unexpended settlement revenues at the end of the
7 fiscal year may be carried forward into the settlement fund in the
8 succeeding fiscal year up to a maximum carryforward of
9 \$2,500,000.00.

10 Sec. 217. (1) The appropriation in section 102 includes
11 \$11,963,500.00 from restricted funds. This funding source shall
12 support the restricted fund requirements, pursuant to subsection
13 (3), for selected line items in the executive operations and
14 department support appropriation unit.

15 (2) The appropriation in section 112 includes \$5,206,200.00
16 from restricted funds. This funding source shall support the
17 restricted fund requirements, pursuant to subsection (3), for the
18 information technology appropriation.

19 (3) The department shall adopt a cost allocation plan for
20 revenue sources supporting line items listed in sections 102 and
21 112.

22 ENVIRONMENTAL SCIENCE AND SERVICES

23 Sec. 401. Revenues remaining in the interdepartmental
24 transfers, laboratory services at the end of the fiscal year shall
25 carry forward into the succeeding fiscal year.

REMEDICATION AND REDEVELOPMENT

Sec. 701. The unexpended funds appropriated in part 1 for emergency cleanup actions, the refined petroleum product cleanup program, and the environmental cleanup and redevelopment program are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

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

(b) The projects will be accomplished by contract.

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

(d) The tentative completion date is September 30, 2013.

WATER

Sec. 906. The unexpended portion of funds appropriated in part 1 of 2004 PA 309 for the contaminated lake and river sediments cleanup program are appropriated for the same purpose for fiscal year 2008-09.

GRANTS

Sec. 1101. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to

1 324.11720, then the department may spend funds appropriated in part
2 1 under the septage waste compliance program in accordance with
3 section 11716 of the natural resources and environmental protection
4 act, 1994 PA 451, MCL 324.11716.