

**SUBSTITUTE FOR
SENATE BILL NO. 178**

A bill to make appropriations for the state transportation department for the fiscal year ending September 30, 2024; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the state transportation department for the fiscal year ending September 30, 2024, from the following funds:

DEPARTMENT OF TRANSPORTATION

APPROPRIATION SUMMARY

Full-time equated unclassified positions	6.0
Full-time equated classified positions	3,153.3

1	GROSS APPROPRIATION	\$ 6,830,949,900
2	Total interdepartmental grants and	
3	intradepartmental transfers	4,353,000
4	ADJUSTED GROSS APPROPRIATION	\$ 6,826,596,900
5	Federal revenues:	
6	Total federal revenues	2,090,121,400
7	Special revenue funds:	
8	Total local revenues	85,773,500
9	Total private revenues	16,800,000
10	Total other state restricted revenues	4,082,402,000
11	State general fund/general purpose	\$ 551,500,000
12	Sec. 102. DEBT SERVICE	
13	Airport safety and protection plan	\$ 3,616,900
14	Blue Water Bridge fund	3,963,000
15	Economic development	1,688,400
16	Local bridge fund	556,800
17	State trunkline	333,915,000
18	GROSS APPROPRIATION	\$ 343,740,100
19	Appropriated from:	
20	Blue Water Bridge fund	3,963,000
21	Economic development fund	1,688,400
22	Local bridge fund	556,800
23	State aeronautics fund	3,616,900
24	State trunkline fund	333,915,000
25	State general fund/general purpose	\$ 0
26	Sec. 103. INTERDEPARTMENTAL GRANTS	
27	CTF grant to civil service commission	\$ 250,000
28	CTF grant to department of attorney general	109,500

1	CTF grant to department of technology,	
2	management, and budget	35,600
3	CTF grant to department of treasury	54,900
4	CTF grant to legislative auditor general	44,900
5	MTF grant to department of environment, Great	
6	Lakes, and energy	2,180,800
7	MTF grant to department of state for collection	
8	of revenue and fees	20,000,000
9	MTF grant to department of treasury	3,528,000
10	MTF grant to legislative auditor general	364,200
11	SAF grant to civil service commission	150,000
12	SAF grant to department of attorney general	191,200
13	SAF grant to department of technology,	
14	management, and budget	28,100
15	SAF grant to department of treasury	81,600
16	SAF grant to legislative auditor general	35,200
17	STF grant to civil service commission	6,321,000
18	STF grant to department of attorney general	2,170,600
19	STF grant to department of state police	12,422,400
20	STF grant to department of technology,	
21	management, and budget	1,255,600
22	STF grant to department of treasury	167,000
23	STF grant to legislative auditor general	846,000
24	GROSS APPROPRIATION	\$ 50,236,600
25	Appropriated from:	
26	Comprehensive transportation fund	494,900
27	Michigan transportation fund	26,073,000
28	State aeronautics fund	486,100

1	State trunkline fund		23,182,600
2	State general fund/general purpose	\$	0
3	Sec. 104. DEPARTMENTAL ADMINISTRATION AND		
4	SUPPORT		
5	Full-time equated unclassified positions	6.0	
6	Full-time equated classified positions	278.3	
7	Unclassified salaries--FTEs	6.0	\$ 918,400
8	Asset management council		1,876,400
9	Business support services--FTEs	47.0	8,059,900
10	Commission audit--FTEs	29.3	4,805,400
11	Economic development and enhancement programs--		
12	FTEs	11.0	1,845,100
13	Finance, contracts, and support services--FTEs	191.0	27,123,200
14	Property management		8,499,500
15	Worker's compensation		1,734,500
16	GROSS APPROPRIATION	\$	54,862,400
17	Appropriated from:		
18	IDG for accounting service center user charges		4,353,000
19	Comprehensive transportation fund		1,811,000
20	Economic development fund		408,800
21	Michigan transportation fund		4,432,200
22	State aeronautics fund		708,400
23	State trunkline fund		43,149,000
24	State general fund/general purpose	\$	0
25	Sec. 105. INFORMATION TECHNOLOGY		
26	Information technology services and projects	\$	41,634,600
27	GROSS APPROPRIATION	\$	41,634,600
28	Appropriated from:		

1	Federal aid - transportation programs		520,500
2	Blue Water Bridge fund		57,600
3	Comprehensive transportation fund		234,400
4	Economic development fund		38,800
5	Michigan transportation fund		306,300
6	State aeronautics fund		182,800
7	State trunkline fund		40,294,200
8	State general fund/general purpose	\$	0
9	Sec. 106. TRANSPORTATION PLANNING		
10	Full-time equated classified positions	144.0	
11	Planning services--FTEs	144.0	\$ 42,804,200
12	Grants to regional planning councils		488,800
13	GROSS APPROPRIATION		\$ 43,293,000
14	Appropriated from:		
15	Federal aid - transportation programs		24,000,000
16	Comprehensive transportation fund		634,200
17	Michigan transportation fund		10,445,600
18	State aeronautics fund		16,000
19	State trunkline fund		8,197,200
20	State general fund/general purpose	\$	0
21	Sec. 107. DESIGN AND ENGINEERING SERVICES		
22	Full-time equated classified positions	1,652.3	
23	Business services--FTEs	170.4	\$ 25,796,300
24	Program development and delivery--FTEs	1,132.3	153,477,100
25	System operations management--FTEs	349.6	73,586,000
26	GROSS APPROPRIATION		\$ 252,859,400
27	Appropriated from:		
28	Federal aid - transportation programs		13,529,800

1	Comprehensive transportation fund		187,100
2	Michigan transportation fund		17,110,700
3	State trunkline fund		222,031,800
4	State general fund/general purpose	\$	0
5	Sec. 108. HIGHWAY MAINTENANCE		
6	Full-time equated classified positions	905.7	
7	State trunkline operations--FTEs	905.7	\$ 465,846,700
8	GROSS APPROPRIATION	\$	465,846,700
9	Appropriated from:		
10	State trunkline fund		465,846,700
11	State general fund/general purpose	\$	0
12	Sec. 109. ROAD AND BRIDGE PROGRAMS		
13	Cities and villages	\$	698,031,200
14	County road commissioners		1,251,973,100
15	Grants to local programs		33,000,000
16	Local agency wetland mitigation bank fund		2,000,000
17	Local bridge program		27,398,500
18	Local federal aid and road and bridge		
19	construction		384,987,800
20	Movable bridge fund		6,016,600
21	Rail grade crossing		3,000,000
22	Rail grade crossing - surface improvements		3,000,000
23	State trunkline federal aid and road and bridge		
24	construction		1,449,639,000
25	GROSS APPROPRIATION	\$	3,859,046,200
26	Appropriated from:		
27	Federal aid - transportation programs		1,580,218,700
28	Local funds		30,003,500

1	Private funds		10,000,000
2	Blue Water Bridge fund		20,714,400
3	Local bridge fund		27,398,500
4	Michigan transportation fund		1,997,020,900
5	State trunkline fund		193,690,200
6	State general fund/general purpose	\$	0
7	Sec. 110. BLUE WATER BRIDGE		
8	Full-time equated classified positions	44.0	
9	Blue Water Bridge operations--FTEs	44.0	\$ 7,142,400
10	GROSS APPROPRIATION		\$ 7,142,400
11	Appropriated from:		
12	Blue Water Bridge fund		7,142,400
13	State general fund/general purpose	\$	0
14	Sec. 111. TRANSPORTATION ECONOMIC DEVELOPMENT		
15	Forest roads		\$ 5,000,000
16	Rural county primary		11,092,300
17	Rural county urban system		2,500,000
18	Targeted industries/economic development		25,684,400
19	Urban county congestion		11,092,300
20	GROSS APPROPRIATION	\$	55,369,000
21	Appropriated from:		
22	Economic development fund		55,369,000
23	State general fund/general purpose	\$	0
24	Sec. 112. AERONAUTICS SERVICES		
25	Full-time equated classified positions	48.0	
26	Air service program		\$ 50,000
27	Aviation services--FTEs	48.0	7,481,800
28	GROSS APPROPRIATION	\$	7,531,800

1	Appropriated from:		
2	State aeronautics fund		7,531,800
3	State general fund/general purpose	\$	0
4	Sec. 113. PUBLIC TRANSPORTATION SERVICES		
5	Full-time equated classified positions	40.0	
6	Passenger transportation services--FTEs	40.0	\$ 6,371,600
7	GROSS APPROPRIATION	\$	6,371,600
8	Appropriated from:		
9	Federal aid - transportation programs		1,200,000
10	Comprehensive transportation fund		5,171,600
11	State general fund/general purpose	\$	0
12	Sec. 114. LOCAL BUS TRANSIT		
13	Local bus operating	\$	216,750,000
14	Nonurban operation/capital		39,845,600
15	GROSS APPROPRIATION	\$	256,595,600
16	Appropriated from:		
17	Federal aid - transportation programs		37,845,600
18	Local funds		2,000,000
19	Comprehensive transportation fund		216,750,000
20	State general fund/general purpose	\$	0
21	Sec. 115. INTERCITY PASSENGER		
22	Full-time equated classified positions	41.0	
23	Detroit/Wayne County Port Authority	\$	500,000
24	Freight property management		1,300,000
25	Intercity services		9,514,200
26	Marine passenger service		5,152,000
27	Office of rail--FTEs	41.0	7,152,000
28	Rail operations and infrastructure		137,750,600

1	GROSS APPROPRIATION	\$	161,368,800
2	Appropriated from:		
3	Federal aid - FRA		30,000,000
4	Federal aid - FTA		8,710,800
5	Local funds		760,000
6	Private funds		2,800,000
7	Comprehensive transportation fund		110,122,800
8	Intercity bus equipment fund		45,400
9	Michigan transportation fund		2,145,600
10	Rail freight fund		6,000,000
11	State trunkline fund		784,200
12	State general fund/general purpose	\$	0
13	Sec. 116. PUBLIC TRANSPORTATION DEVELOPMENT		
14	Municipal credit program	\$	2,000,000
15	Service initiatives		18,681,600
16	Specialized services		30,312,400
17	Transit capital		222,717,500
18	Van pooling		400,000
19	GROSS APPROPRIATION	\$	274,111,500
20	Appropriated from:		
21	Federal aid - transportation programs		144,096,000
22	Local funds		35,510,000
23	Private funds		2,000,000
24	Total private revenues		2,000,000
25	Comprehensive transportation fund		92,505,500
26	State general fund/general purpose	\$	0
27	Sec. 117. CAPITAL OUTLAY		
28	(1) BUILDINGS AND FACILITIES		

1	Salt storage buildings and containment control	\$	3,000,000
2	Special maintenance, remodeling, and additions		5,000,500
3	GROSS APPROPRIATION	\$	8,000,500
4	Appropriated from:		
5	State trunkline fund		8,000,500
6	State general fund/general purpose	\$	0
7	(2) AIRPORT IMPROVEMENT PROGRAMS		
8	Airport safety, protection, and improvement		
9	program	\$	180,069,700
10	Detroit Metropolitan Wayne County Airport		6,370,000
11	IIJA airport infrastructure grants		95,000,000
12	GROSS APPROPRIATION	\$	281,439,700
13	Appropriated from:		
14	Federal aid - transportation programs		250,000,000
15	Local funds		17,500,000
16	Private funds		2,000,000
17	Total private revenues		2,000,000
18	Qualified airport fund		6,370,000
19	State aeronautics fund		5,569,700
20	State general fund/general purpose	\$	0
21	Sec. 118. ONE-TIME APPROPRIATIONS		
22	Intermodal capital investment grants	\$	100,000,000
23	Michigan bridge bundling initiative		150,000,000
24	MI contracting opportunity		3,000,000
25	Critical infrastructure projects		104,000,000
26	High-speed rail/regional transit		100,000,000
27	Local road funding		150,000,000
28	Trail network		4,500,000

1	Critical rail separation		50,000,000
2	GROSS APPROPRIATION	\$	661,500,000
3	Appropriated from:		
4	Comprehensive transportation fund		60,000,000
5	State trunkline fund		50,000,000
6	State general fund/general purpose	\$	551,500,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2023-2024

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for fiscal year 2023-2024 is \$6,533,902,000.00 and state spending from state sources to be paid to local units of government for fiscal year 2023-2024 is \$2,901,291,500.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

STATE TRANSPORTATION DEPARTMENT

20	Grants to regional planning councils	\$	488,800
21	Cities and villages		698,031,200
22	County road commissions		1,251,973,100
23	Grants to local programs		33,000,000
24	Local bridge program		27,398,500
25	Local agency wetland mitigation		2,000,000
26	Movable bridge		3,008,300
27	Rail grade crossing		1,500,000
28	Rail grade surface crossing improvements		3,000,000

1	Forest road	5,000,000
2	Rural county primary	11,092,300
3	Rural county urban systems	2,500,000
4	Target industries/economic redevelopment	15,924,300
5	Urban county congestion	11,092,300
6	Air service program	50,000
7	Local bus operating	216,750,000
8	Detroit/Wayne County Port Authority	500,000
9	Marine passenger service	2,000,000
10	Municipal credit program	2,000,000
11	Service initiatives	9,029,400
12	Specialized services	13,000,000
13	Transit capital	68,076,100
14	Airport safety, protection, and improvement	
15	program	5,569,700
16	Detroit Metropolitan Wayne County Airport	6,370,000
17	Intermodal capital investment grants	40,937,500
18	Michigan bridge bundling initiative	112,500,000
19	High-speed rail/regional transit	100,000,000
20		100,000,000
21	Critical infrastructure projects	104,000,000
22	Trail network	4,500,000
23	Local road funding	150,000,000
24	Total payments to local units of government	\$ 2,901,291,500

25 Sec. 202. The appropriations authorized under this part and
26 part 1 are subject to the management and budget act, 1984 PA 431,
27 MCL 18.1101 to 18.1594.

28 Sec. 203. As used in this part and part 1:

29 (a) "CTF" means comprehensive transportation fund.

1 (b) "Department" means the state transportation department.

2 (c) "Director" means the director of the department.

3 (d) "DOT" means the United States Department of
4 Transportation.

5 (e) "DOT-FHWA" means DOT, Federal Highway Administration.

6 (f) "FTE" means full-time equated.

7 (g) "IDG" means interdepartmental grant.

8 (h) "IIJA" means the infrastructure investment and jobs act,
9 2021, Public Law 117-58.

10 (i) "MTF" means Michigan transportation fund.

11 (j) "SAF" means state aeronautics fund.

12 (k) "STF" means state trunkline fund.

13 Sec. 204. The department shall use the internet to fulfill the
14 reporting requirements of this article. This requirement shall
15 include transmission of reports via email to the recipients
16 identified for each reporting requirement, or it shall include
17 placement of reports on an internet site.

18 Sec. 205. To the extent permissible under section 261 of the
19 management and budget act, 1984 PA 431, MCL 18.1261:

20 (a) Funds appropriated in part 1 must not be used for the
21 purchase of foreign goods or services, or both, if competitively
22 priced and of comparable quality American goods or services, or
23 both, are available.

24 (b) Preference must be given to goods or services, or both,
25 manufactured or provided by Michigan businesses, if they are
26 competitively priced and of comparable quality.

27 (c) Preference must be given to goods or services, or both,
28 that are manufactured or provided by Michigan businesses owned and
29 operated by veterans, if they are competitively priced and of

1 comparable quality.

2 Sec. 206. To the extent permissible under the management and
3 budget act, 1984 PA 431, MCL 18.1101 to 18.1594, the director shall
4 take all reasonable steps to ensure geographically disadvantaged
5 business enterprises compete for and perform contracts to provide
6 services or supplies, or both. The director shall strongly
7 encourage firms with which the department contracts to subcontract
8 with certified businesses in depressed and deprived communities for
9 services, supplies, or both.

10 Sec. 207. Consistent with section 217 of the management and
11 budget act, 1984 PA 431, MCL 18.1217, the departments and agencies
12 receiving appropriations in part 1 shall prepare a report on out-
13 of-state travel expenses not later than January 1 of each year. The
14 travel report shall be a listing of all travel by classified and
15 unclassified employees outside this state in the immediately
16 preceding fiscal year that was funded in whole or in part with
17 funds appropriated in the department's budget. The report shall be
18 submitted to the senate and house appropriations committees, the
19 house and senate fiscal agencies, and the state budget director.
20 The report shall include the following information:

21 (a) The dates of each travel occurrence.

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

27 Sec. 208. Funds appropriated in part 1 shall not be used by a
28 principal executive department, state agency, or authority to hire
29 a person to provide legal services that are the responsibility of

1 the attorney general. This prohibition does not apply to legal
2 services for bonding activities and for those outside services that
3 the attorney general authorizes.

4 Sec. 209. Not later than December 31, the state budget office
5 shall prepare and transmit a report that provides for estimates of
6 the total general fund/general purpose appropriation lapses at the
7 close of the prior fiscal year. This report shall summarize the
8 projected year-end general fund/general purpose appropriation
9 lapses by major departmental program or program areas. The report
10 shall be transmitted to the chairpersons of the senate and house
11 appropriations committees and the senate and house fiscal agencies.

12 Sec. 210. (1) In addition to the funds appropriated in part 1,
13 there is appropriated an amount not to exceed \$200,000,000.00 for
14 federal contingency authorization. These funds are not available
15 for expenditure until they have been transferred to another line
16 item in this article pursuant to section 393(2) of the management
17 and budget act, 1984 PA 431, MCL 18.1393.

18 (2) In addition to the funds appropriated in part 1, there is
19 appropriated an amount not to exceed \$40,000,000.00 for state
20 restricted contingency authorization. These funds are not available
21 for expenditure until they have been transferred to another line
22 item in this article pursuant to section 393(2) of the management
23 and budget act, 1984 PA 431, MCL 18.1393.

24 (3) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$1,000,000.00 for local
26 contingency authorization. These funds are not available for
27 expenditure until they have been transferred to another line item
28 in this article pursuant to section 393(2) of the management and
29 budget act, 1984 PA 431, MCL 18.1393.

1 (4) In addition to the funds appropriated in part 1, there is
2 appropriated an amount not to exceed \$1,000,000.00 for private
3 contingency authorization. These funds are not available for
4 expenditure until they have been transferred to another line item
5 in this article pursuant to section 393(2) of the management and
6 budget act, 1984 PA 431, MCL 18.1393.

7 Sec. 211. The department shall cooperate with the department
8 of technology, management, and budget to maintain a searchable
9 website accessible by the public at no cost that includes, but is
10 not limited to, all of the following:

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

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

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

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

18 (e) Job specifications and wage rates.

19 Sec. 212. Within 14 days after the release of the executive
20 budget recommendation, the department shall cooperate with the
21 state budget office to provide information sufficient to provide
22 the senate and house appropriations chairs, the chairpersons of the
23 senate and house appropriations subcommittees on transportation,
24 and the senate and house fiscal agencies with an annual report on
25 estimated state restricted fund balances, state restricted fund
26 projected revenues, and state restricted fund expenditures for the
27 fiscal years ending September 30, 2023 and September 30, 2024.

28 Sec. 213. The department shall maintain, on a publicly
29 accessible website, a department scorecard that identifies, tracks,

1 and regularly updates key metrics that are used to monitor and
2 improve the department's performance.

3 Sec. 215. A department shall not take disciplinary action
4 against an employee of the department or departmental agency in the
5 state classified civil service because the employee communicates
6 with a member of the senate or house of representatives or a
7 member's staff, unless the communication is prohibited by law and
8 the department or agency taking disciplinary action is exercising
9 its authority as provided by law.

10 Sec. 216. (1) On a quarterly basis, the department shall
11 report to the senate and house appropriations committees, the
12 senate and house appropriations subcommittees on transportation,
13 and the senate and house fiscal agencies the following information:

14 (a) The number of FTEs in pay status by type of staff and
15 civil service classification.

16 (b) A comparison by line item of the number of FTEs authorized
17 from funds appropriated in part 1 to the actual number of FTEs
18 employed by the department at the end of the reporting period.

19 (2) By March 1 of the current fiscal year, the department
20 shall report to the senate and house appropriations committees, the
21 senate and house appropriations subcommittees on transportation,
22 and the senate and house fiscal agencies the following information:

23 (a) Number of employees that were engaged in remote work in
24 2023.

25 (b) Number of employees authorized to work remotely and the
26 actual number of those working remotely in the current reporting
27 period.

28 (c) Estimated net cost savings achieved by remote work.

29 (d) Reduced use of office space associated with remote work.

1 Sec. 217. Appropriations in part 1 shall, to the extent
2 possible by the department, not be expended until all existing work
3 project authorization available for the same purposes is exhausted.

4 Sec. 219. The departments and agencies receiving
5 appropriations in part 1 shall receive and retain copies of all
6 reports funded from appropriations in part 1. Federal and state
7 guidelines for short-term and long-term retention of records shall
8 be followed. The department may electronically retain copies of
9 reports unless otherwise required by federal and state guidelines.

10 Sec. 220. The department shall report no later than April 1 on
11 each specific policy change made to implement a public act
12 affecting the department that took effect during the prior calendar
13 year to the senate and house appropriations committees, the senate
14 and house subcommittees on transportation, the joint committee on
15 administrative rules, and the senate and house fiscal agencies.

16 Sec. 221. (1) From the funds appropriated in part 1, the
17 department shall do all of the following:

18 (a) Report to the house and senate appropriations committees,
19 the house and senate fiscal agencies, the house and senate policy
20 offices, and the state budget office any amount of severance pay
21 for a department director, deputy director, or other high-ranking
22 department official not later than 14 days after a severance
23 agreement with the director or official is signed. The name of the
24 director or official and the amount of severance pay must be
25 included in the report required by this subdivision.

26 (b) Maintain an internet site that posts any severance pay in
27 excess of 6 weeks of wages, regardless of the position held by the
28 former department employee receiving severance pay.

29 (c) By February 1, report to the house and senate

1 appropriations subcommittees on transportation, the house and
2 senate fiscal agencies, the house and senate policy offices, and
3 the state budget office on the total amount of severance pay
4 remitted to former department employees during the fiscal year
5 ending September 30, 2023 and the total number of former department
6 employees that were remitted severance pay during the fiscal year
7 ending September 30, 2023.

8 (2) As used in this section, "severance pay" means
9 compensation that is both payable or paid upon the termination of
10 employment and in addition to either wages or benefits earned
11 during the course of employment or generally applicable retirement
12 benefits.

13 Sec. 224. It is the intent of the legislature that departments
14 maximize the efficiency of the state workforce and, where possible,
15 prioritize in-person work. Each executive branch department,
16 agency, board, or commission that receives funding under part 1
17 must post its in-person, remote, or hybrid work policy on its
18 website.

19

20 **DEPARTMENTAL ADMINISTRATION AND SUPPORT**

21 Sec. 301. The department may establish a fee schedule and
22 collect fees sufficient to cover the costs to issue the permits
23 that the department is authorized by law to issue upon request,
24 unless otherwise stipulated by law. All permit fees are
25 nonrefundable application fees and shall be credited to the
26 appropriate fund to recover the direct and indirect costs of
27 receiving, reviewing, and processing the requests.

28 Sec. 302. Not later than February 1, 2024, the department
29 shall report to the house and senate appropriations subcommittees

1 on transportation, the house and senate fiscal agencies, and the
2 state budget office on STF debt service. The report must include
3 all of the following:

4 (a) An accounting of the prior fiscal year's STF debt service
5 payments, including a calculation of STF debt service payments as a
6 percentage of STF revenue secured by constitutionally restricted
7 revenue.

8 (b) A projection of STF debt service obligations for the
9 fiscal year ending September 30, 2024, including a calculation of
10 STF debt service obligations as a percentage of estimated STF
11 revenue secured by constitutionally restricted revenue.

12 (c) A description of all bond sales planned for the fiscal
13 year ending September 30, 2024.

14 Sec. 304. If, as a requirement of bidding on a highway
15 project, the department requires a contractor to submit financial
16 or proprietary documentation as to how the bid was calculated, that
17 bid documentation shall be kept confidential and shall not be
18 disclosed other than to a department representative without the
19 contractor's written consent. The department may disclose the bid
20 documentation if necessary to address or defend a claim by a
21 contractor.

22 Sec. 306. (1) The amounts appropriated in part 1 to support
23 tax and fee collection, law enforcement, and other program services
24 provided to the department and to transportation funds by other
25 state departments shall be expended from transportation funds
26 pursuant to annual contracts between the department and those other
27 state departments. The contracts shall be executed prior to the
28 expenditure or obligation of those funds. The contracts shall
29 provide, but are not limited to, the following data applicable to

1 each state department:

2 (a) Estimated costs to be recovered from transportation funds.

3 (b) Description of services provided to the department and/or
4 transportation funds and financed with transportation funds.

5 (c) Detailed cost allocation methods appropriate to the type
6 of services being provided and the activities financed with
7 transportation funds.

8 (2) Not later than 2 months after publication of the state of
9 Michigan annual comprehensive financial report, each state
10 department receiving funding pursuant to an interdepartment
11 contract with the department shall submit a written report to the
12 department, the state budget director, the house and senate fiscal
13 agencies, and the auditor general stating by spending authorization
14 account the amount of estimated funds contracted with the
15 department, the amount of funds expended, the amount of funds
16 returned to the transportation funds, and any unreimbursed
17 transportation-related costs incurred but not billed to
18 transportation funds.

19 Sec. 307. Before March 1 of each year, the department will
20 provide to the legislature, the state budget director, and the
21 house and senate fiscal agencies its rolling 5-year plan listing by
22 county or by county road commission all highway construction
23 projects for the fiscal year and all expected projects for the
24 ensuing fiscal years.

25 Sec. 310. The department shall provide in a timely manner
26 copies of the agenda, approved minutes, and audio recording of
27 quarterly transportation commission meetings to the members of the
28 house and senate appropriations subcommittees on transportation,
29 the house and senate fiscal agencies, and the state budget

1 director.

2 Sec. 313. (1) From funds appropriated in part 1, the
3 department may increase a state infrastructure bank program and
4 grant or loan funds in accordance with regulations of the state
5 infrastructure bank program of the United States Department of
6 Transportation. The state infrastructure bank is to be administered
7 by the department for the purpose of providing a revolving, self-
8 sustaining resource for financing transportation infrastructure
9 projects.

10 (2) In addition to funds provided in subsection (1), money
11 received by the state as federal grants, repayment of state
12 infrastructure bank loans, or other reimbursement or revenue
13 received by the state as a result of projects funded by the program
14 and interest earned on that money shall be deposited in the
15 revolving state infrastructure bank fund and shall be available for
16 transportation infrastructure projects. At the close of the fiscal
17 year, any unencumbered funds remaining in the state infrastructure
18 bank fund shall remain in the fund and be carried forward into the
19 succeeding fiscal year.

20 Sec. 319. The department shall post signs at each rest area to
21 identify the agency or contractor responsible for maintenance of
22 the rest area. The signs shall include a department telephone
23 number and shall indicate that unsafe or unclean conditions at the
24 rest area may be reported to that telephone number.

25 Sec. 383. (1) The department shall prepare a report on use of
26 department-owned aircraft during the fiscal year ending September
27 30, 2023. With respect to each department-owned aircraft, the
28 report shall include all of the following:

29 (a) Total hours of usage.

1 (b) Description of specific flights including dates of travel,
2 names of passengers including state agency, university, or local
3 government affiliation, travel origin and destination, and total
4 estimated costs associated with the air travel.

5 (2) The report shall be submitted to the senate and house
6 appropriations subcommittees on transportation, state budget
7 director, and the house and senate fiscal agencies no later than
8 February 1, 2024.

9 (3) The department shall maintain a system for recovering the
10 cost of operating department-owned aircraft through charges to
11 aircraft users.

12 Sec. 384. (1) Except as otherwise provided in subsection (2),
13 the department shall not obligate the state to expend any state
14 transportation revenue for construction planning or construction of
15 the Gordie Howe International Crossing or a renamed successor. In
16 addition, except as provided in subsection (2), the department
17 shall not commit the state to any new contract related to the
18 construction planning or construction of the Gordie Howe
19 International Crossing or a renamed successor that would obligate
20 the state to expend any state transportation revenue. An
21 expenditure for staff resources used in connection with project
22 activities, which expenditure is subject to full and prompt
23 reimbursement from Canada, shall not be considered an expenditure
24 of state transportation revenue.

25 (2) If the legislature enacts specific enabling legislation
26 for the construction of the Gordie Howe International Crossing or a
27 renamed successor, subsection (1) does not apply once the enabling
28 legislation goes into effect.

29 Sec. 385. (1) The department shall submit monthly reports to

1 the state budget director, the speaker of the house of
2 representatives, the house of representatives minority leader, the
3 senate majority leader, the senate minority leader, the house and
4 senate appropriations subcommittees on transportation, and the
5 house and senate fiscal agencies on all of the following:

6 (a) All expenditures made by the state related to the Gordie
7 Howe Bridge.

8 (b) All reimbursements made by Canada under section 384(1) of
9 this part to the state for expenditures for staff resources used in
10 connection with project activities.

11 (c) All eminent domain and condemnation powers used, the
12 related real estate involved in any governmental taking, the price
13 paid for those properties, and the beneficiary's name or associated
14 corporation.

15 (2) The initial report required under subsection (1) shall be
16 submitted on or before December 1, 2023. The initial report shall
17 cover the fiscal year ending September 30, 2023.

18 Sec. 387. (1) Within 90 days of completion of any formal
19 traffic study, formal traffic control study, or formal traffic
20 mitigation study, the department shall post the results of the
21 study on the department's website.

22 (2) As used in this section, the terms "traffic study",
23 "traffic control study", and "traffic mitigation study" include,
24 but are not limited to, investigations into the need for traffic
25 lights, reviews of traffic speeds and related recommendations
26 regarding speed limits, and ways to improve traffic flow during
27 peak travel times.

28 Sec. 389. Within 30 days of entering into a long-term
29 agreement with a private contractor, a public agency, or a

1 partnership between 1 or more private contractors or public
2 agencies, the department shall notify the state budget director,
3 the house and senate appropriations subcommittees on
4 transportation, and the house and senate fiscal agencies of the
5 agreement, including the subject of the agreement, the term of the
6 agreement, and financial obligations under the agreement. As used
7 in this section, "long-term agreement" means an agreement that
8 obligates the department for a period of 5 years or more and that
9 actually or contingently obligates the department to make payments
10 over the contract period of \$5,000,000.00 or more.

11 Sec. 395. From the funds appropriated in part 1 for state
12 trunkline federal aid road and bridge construction, the department
13 may expend up to \$10,000,000.00 on highway maintenance activities
14 to support safety-related, high-priority, and other deferred
15 routine maintenance needs on the state trunkline network.

16 Sec. 398. The department shall continue to work to eliminate
17 fatalities and serious injuries on the state trunkline network and
18 shall maintain the Toward Zero Deaths statewide safety campaign.

19 Sec. 399. In developing its state trunkline road and bridge
20 construction program, the department shall prioritize spending on
21 capital preventative maintenance. From the funds appropriated in
22 part 1 for state trunkline road and bridge construction, not less
23 than \$100,000,000.00 must be allocated for capital preventative
24 maintenance treatments for pavement preservation.

25

26 **FEDERAL**

27 Sec. 402. A portion of the federal DOT-FHWA highway research,
28 planning, and construction funds made available to this state shall
29 be allocated to transportation programs administered by local

1 jurisdictions in accordance with section 10o of 1951 PA 51, MCL
2 247.660o. A local road agency, with respect to a project approved
3 for federal aid funding in a state transportation improvement
4 program, may enter into a voluntary buyout agreement with the
5 department or with another local road agency to exchange the
6 federal aid with state restricted transportation funds as agreed to
7 by the respective parties. The state restricted transportation
8 funds received in exchange for federal aid funds shall be used for
9 the same purpose as the federal aid funds were originally intended.

10

11 **MICHIGAN TRANSPORTATION FUND**

12 Sec. 501. The money received under the motor carrier act, 1933
13 PA 254, MCL 475.1 to 479.42, and not appropriated to the department
14 of licensing and regulatory affairs or the department of state
15 police is deposited in the Michigan transportation fund.

16 Sec. 503. (1) At the close of the fiscal year, funds
17 appropriated in part 1 for the transportation economic development
18 program shall lapse to the transportation economic development
19 fund.

20 (2) At the close of the fiscal year, funds appropriated in
21 part 1 for the local bridge program shall carry forward and are
22 appropriated for the purposes defined in section 10(5) of 1951 PA
23 51, MCL 247.660.

24 (3) Interest earned in the department of transportation
25 economic development fund and local bridge fund shall remain in the
26 respective funds and shall be allocated to the respective programs
27 based on actual interest earned at the end of each fiscal year.

28 (4) In addition to the funds appropriated in part 1, the
29 department of transportation economic development fund and local

1 bridge fund may receive federal, local, or private funds or
2 restricted source funds such as interest earnings. These funds are
3 appropriated for projects that are consistent with the purposes of
4 the respective funds.

5 (5) None of the funds statutorily dedicated to the
6 transportation economic development fund and local bridge fund
7 shall be diverted to other projects.

8 Sec. 504. Funds from the Michigan transportation fund shall be
9 distributed to the comprehensive transportation fund, the economic
10 development fund, the recreation improvement fund, and the state
11 trunkline fund, in accordance with this part and part 1 and part
12 711 of the natural resources and environmental protection act, 1994
13 PA 451, MCL 324.71101 to 324.71108, and may only be used as
14 specified in this part and part 1, 1951 PA 51, MCL 247.651 to
15 247.675, and part 711 of the natural resources and environmental
16 protection act, 1994 PA 451, MCL 324.71101 to 324.71108.

17

18 **STATE TRUNKLINE FUND**

19 Sec. 604. At the close of the fiscal year, any unencumbered
20 and unexpended balance in the state trunkline fund shall remain in
21 the state trunkline fund and shall carry forward and is
22 appropriated for federal aid road and bridge programs for projects
23 contained in the annual state transportation program.

24 Sec. 612. The department shall establish guidelines governing
25 incentives and disincentives provided under contracts for state
26 trunkline projects. The guidelines shall include specific financial
27 information concerning incentives and disincentives.

28 Sec. 660. (1) The legislature encourages the department to
29 examine the use of alternative road surface materials and develop

1 criteria and specifications for their use in both department-
2 managed and contracted projects.

3 (2) From funds appropriated in part 1, the department shall
4 establish the Michigan state transportation innovation council to
5 review innovative road materials and innovative road and bridge
6 design and construction specifications. The Michigan state
7 transportation innovation council shall include, but is not limited
8 to, a representative of the DOT-FHWA, an appointee chosen by the
9 speaker of the house of representatives, and an appointee chosen by
10 the senate majority leader.

11

12 **TRANSIT AND RAIL RELATED FUNDS**

13 Sec. 701. The department shall establish an intercity bus
14 equipment and facility fund as a subsidiary fund within the
15 comprehensive transportation fund created under section 10b of 1951
16 PA 51, MCL 247.660b. Proceeds received by this state from the sale
17 of state-owned intercity bus equipment shall be credited to the
18 intercity bus equipment and facility fund for the purchase and
19 repair of intercity bus equipment, as appropriated. Security
20 deposits not returned to a lessee of state-owned intercity bus
21 equipment under terms of the lease agreement shall be credited to
22 the intercity bus equipment and facility fund for the repair of
23 intercity bus equipment, as appropriated. Money received by the
24 department from lease payments for state-owned intercity bus
25 equipment, and facility maintenance charges under terms of leases
26 of state-owned intercity facilities, shall be credited to the
27 intercity bus equipment and facility fund for the purchase and
28 repair of intercity bus equipment or for the maintenance and
29 rehabilitation of state-owned intercity facilities, as

1 appropriated. At the close of the fiscal year, any funds remaining
2 in the intercity bus equipment and facility fund shall remain in
3 the fund and be carried forward into the succeeding fiscal year.

4 Sec. 702. Money that is received by this state as repayment
5 for loans made for rail or water freight capital projects, and as a
6 result of the sale of property or equipment used or projected to be
7 used for rail or water freight projects shall be deposited in the
8 rail freight fund created by section 17 of the state transportation
9 preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of
10 the fiscal year, any funds remaining in the rail freight fund shall
11 remain in the fund and be carried forward into the succeeding
12 fiscal year.

13 Sec. 704. From the funds appropriated in part 1, the
14 department shall prepare and transmit a report that includes the
15 department's current rolling 5-year rail plan and detail regarding
16 the department's obligations for programs funded under the
17 appropriation in part 1 for rail operations and infrastructure. The
18 report shall include a breakdown of the appropriation by program,
19 year-to-date obligations under each program itemized by project,
20 and an estimate of future obligations under each program itemized
21 by project for the remainder of the fiscal year. The report shall
22 be submitted to the senate and house appropriations subcommittees
23 on transportation, the state budget director, and the senate and
24 house fiscal agencies, on or before February 1, 2024.

25

26 **AERONAUTICS FUND**

27 Sec. 801. Except as otherwise provided in section 903 of this
28 part for capital outlay, at the close of the fiscal year, any
29 unobligated and unexpended balance in the state aeronautics fund

1 created in the aeronautics code of the state of Michigan, 1945 PA
2 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics
3 fund and be appropriated by the legislature in the immediately
4 succeeding fiscal year.

5

6 **CAPITAL OUTLAY**

7 Sec. 901. (1) From federal-state-local project appropriations
8 contained in part 1 for the purpose of assisting political entities
9 and subdivisions of this state in the construction and improvement
10 of publicly used airports and landing fields within this state, the
11 state transportation department may permit the award of contracts
12 on behalf of units of local government for the authorized locations
13 not to exceed the indicated amounts, of which the state allocated
14 portion shall not exceed the amount appropriated in part 1.

15 (2) Political entities and subdivisions shall provide not less
16 than 5% of the cost of any project under this section, unless a
17 total nonfederal share less than 10% is otherwise specified in
18 federal law. State money shall not be allocated until local money
19 is allocated. State money for any 1 project shall not exceed 1/3 of
20 the total appropriation in part 1 from state funds for airport
21 improvement programs.

22 (3) The Michigan aeronautics commission may take those steps
23 necessary to match federal money available for airport construction
24 and improvement within this state and to meet the matching
25 requirements of the federal government. Whether acting alone or
26 jointly with another political subdivision or public agency or with
27 this state, a political subdivision or public agency of this state
28 shall not submit to any agency of the federal government a project
29 application for airport planning or development unless it is

1 authorized in this part and part 1 and the project application is
2 approved by the governing body of each political subdivision or
3 public agency making the application and by the Michigan
4 aeronautics commission.

5 Sec. 903. The appropriations in part 1 for capital outlay
6 shall be carried forward at the end of the fiscal year consistent
7 with the provisions of section 248 of the management and budget
8 act, 1984 PA 431, MCL 18.1248.

9

10 **ONE-TIME ONLY APPROPRIATIONS**

11 Sec. 1001. (1) Funds appropriated in part 1 for intermodal
12 capital investment grants shall be expended by the department to
13 support capital needs that improve rail, marine, intercity, and
14 local transit infrastructure or equipment in this state and that
15 are eligible for funding under sections 10d or 10s of 1951 PA 51,
16 MCL 247.660d and 247.660s, or the fixed guideway capital investment
17 grants program authorized in section 30005 of the infrastructure
18 investment and jobs act, Public Law 117-58.

19 (2) The department may require a local match for local
20 projects funded by the intermodal investment capital grants program
21 consistent with the provisions of 1951 PA 51, MCL 247.651 to
22 247.675. In addition, the department may leverage all available
23 federal grant funding in support of projects selected for the
24 program. All federal and local funds received are appropriated for
25 the purposes of the program.

26 (3) The department shall develop program guidelines and
27 selection criteria in consultation with the Michigan infrastructure
28 office.

29 (4) Individual grants must not be more than \$20,000,000.00.

1 Sec. 1002. (1) Funds appropriated in part 1 for the Michigan
2 bridge bundling initiative shall be expended by the department to
3 support a statewide program for the rehabilitation or replacement
4 of state and locally owned bridges. The department shall coordinate
5 the Michigan bridge bundling initiative and issue contracts
6 necessary for planning, design, and construction work related to
7 bridges selected for the program. Bridges shall be selected for
8 inclusion in the program subject to available funding and according
9 to all of the following criteria:

10 (a) Locally owned bridges that have previously been considered
11 for funding under the local bridge program created in section 10(4)
12 of 1951 PA 51, MCL 247.660.

13 (b) State-owned bridges rated as being in serious or critical
14 condition according to U.S. National Bridge Inventory criteria.

15 (c) A bridge bundling package is limited to 5 bridges maximum
16 per package per MDOT region.

17 (2) The bridge bundling initiative is designated as a work
18 project appropriation. Any unencumbered or unallotted funds shall
19 not lapse at the end of the fiscal year and shall be available for
20 expenditures for projects under this section until the projects
21 have been completed. The following is in compliance with section
22 451a of the management and budget act, 1984 PA 431, MCL 18.1451a:

23 (a) The purpose of the project is to bundle bridges for more
24 efficient construction.

25 (b) The project will be accomplished by utilizing state
26 employees or contracts with service providers, or both.

27 (c) The total estimated cost of the project is
28 \$150,000,000.00.

29 (d) The tentative completion date is September 30, 2028.

1 Sec. 1003. Funds appropriated in part 1 for MI contracting
2 opportunity shall be expended by the department to support
3 activities that enhance the development and availability of
4 contractors or suppliers for the delivery of the department's
5 programs that are socially or economically disadvantaged business
6 concerns as defined under section 100002 of the infrastructure
7 investment and jobs act, Public Law 117-58. These activities may
8 include, but are not limited to, any of the following:

9 (a) A revolving loan program to provide for bank fees and
10 initial project-based loans for socially or economically
11 disadvantaged businesses to participate in the delivery of the
12 department's programs.

13 (b) Development of a small business mentor protégé program.

14 (c) A program to expand the availability of affordable
15 insurance options for eligible suppliers.

16 (d) Development of a small business trucking program.

17 Sec. 1004. Funds appropriated in part 1 for critical rail
18 separation shall be expended by the department for a rail grade
19 separation project in the city of Trenton on a state trunkline road
20 near the intersection of Van Horn and M-85. Critical rail
21 separation is designated as a work project appropriation. Any
22 unencumbered or unallotted funds shall not lapse at the end of the
23 fiscal year and shall be available for expenditures for projects
24 under this section until the projects have been completed. The
25 following is in compliance with section 451a of the management and
26 budget act, 1984 PA 431, MCL 18.1451a:

27 (a) The purpose of the project is for rail grade separation.

28 (b) The project will be accomplished by utilizing state
29 employees or contracts with service providers, or both.

1 (c) The total estimated cost of the project is \$50,000,000.00.

2 (d) The tentative completion date is September 30, 2028.

3 Sec. 1005. Funds appropriated in part 1 for high-speed
4 rail/regional transit shall be deposited in a new fund to support
5 transformational rail and transit projects. The department may
6 issue grants to local governments with matching requirements and
7 take those steps necessary to match federal money available for
8 these projects. High-speed rail/regional transit is designated as a
9 work project appropriation. Any unencumbered or unallotted funds
10 shall not lapse at the end of the fiscal year and shall be
11 available for expenditures for projects under this section until
12 the projects have been completed. The following is in compliance
13 with section 451a of the management and budget act, 1984 PA 431,
14 MCL 18.1451a:

15 (a) The purpose of the project is for supporting
16 transformational rail and regional transit.

17 (b) The project will be accomplished by utilizing state
18 employees or contracts with service providers, or both.

19 (c) The total estimated cost of the project is
20 \$100,000,000.00.

21 (d) The tentative completion date is September 30, 2028.

22 Sec. 1006. (1) Funds appropriated in part 1 for local road
23 funding shall be expended for road projects and are to be divided
24 accordingly:

25 (a) Sixty percent goes to the county road commissions as that
26 term is defined in section 10c of 1951 PA 51, MCL 247.660c, in
27 counties with a population of more than 350,000 according to the
28 latest federal decennial census, proportionate to population. Ten
29 percent of the total amount is to go to township roads in the

1 counties described in this subdivision.

2 (b) Forty percent goes to local municipal governments within
3 the counties described in subdivision (a). As used in this
4 subdivision, "local municipal government" means a city or village,
5 as categorized by the latest federal decennial census,
6 proportionate to population.

7 Sec. 1007. (1) Funds appropriated in part 1 for critical
8 infrastructure projects shall be expended for infrastructure
9 projects and are designated as a work project appropriation. Any
10 unencumbered or unallotted funds shall not lapse at the end of the
11 fiscal year and shall be available for expenditures for projects
12 under this section until the projects have been completed. The
13 following is in compliance with section 451a of the management and
14 budget act, 1984 PA 431, MCL 18.1451a:

15 (a) The purpose of the project is to fund infrastructure in
16 critical need.

17 (b) The project will be accomplished by utilizing state
18 employees or contracts with service providers, or both.

19 (c) The total estimated cost of the project is
20 \$100,000,000.00.

21 (d) The tentative completion date is September 30, 2028.

22 (2) The funds described in subsection (1) must be divided
23 accordingly:

24 (a) \$9,400,000.00 to an airport in a county with a population
25 between 79,000 and 80,000 according to the latest federal decennial
26 census, partially in a city with a population above 30,000
27 according to the latest federal decennial census, to be used for
28 roadway improvements.

29 (b) \$5,000,000.00 to create a Great Lakes maritime office

1 within the department.

2 (c) \$1,000,000.00 to the County Road Association to update the
3 new cloud-based management system.

4 (d) \$15,000,000.00 to the department to be used for the
5 highest-priority rail grade separation projects throughout this
6 state.

7 (e) \$4,900,000.00 to a township for road construction in a
8 county with a population between 800,000 and 900,000 according to
9 the latest federal decennial census, in a township with a
10 population between 90,000 and 95,000 according to the latest
11 federal decennial census, to be used as a local match for a county
12 road.

13 (f) \$2,000,000.00 for department aeronautics for capital
14 development assistance to general aviation airports for projects
15 including obstruction removal.

16 (g) \$15,000,000.00 to the department for the construction of
17 the highway US-131 business loop interchange.

18 (h) \$1,000,000.00 to a county with a population of more than
19 1,700,000 according to the latest federal decennial census, to be
20 used for an avenue improvement program.

21 (i) \$400,000.00 to a county with a population between 800,000
22 and 900,000 according to the latest federal decennial census, to be
23 used for traffic signal and road improvement.

24 (j) \$3,000,000.00 to a regional public transportation provider
25 serving not fewer than 3 counties with a combined population of
26 over 2,000,000 according to the most recent federal decennial
27 census for bus shelters in the following 3 cities:

28 (i) A city with a population greater than 600,000 according to
29 the most recent federal decennial census.

1 (ii) A city with a population between 139,000 and 140,000
2 according to the most recent federal decennial census.

3 (iii) A city with a population between 8,551 and 8,553 according
4 to the most recent federal decennial census.

5 (k) \$12,000,000.00 to a county with a population of more than
6 1,700,000 according to the latest federal decennial census for
7 infrastructure improvements for economic development.

8 (l) \$14,000,000.00 to a county with a population between 79,000
9 and 80,000 according to the latest federal decennial census, for
10 road reconstruction and improvements to local roads at state
11 highway intersections to reduce congestion and improve capacity.

12 (m) \$100.00 to a city with a population between 13,330 and
13 13,340 according to the latest federal decennial census to be used
14 for dock and port rehabilitation.

15 (n) \$5,500,000.00 to a city in a county with a population
16 between 1,200,000 and 1,300,000 according to the latest federal
17 decennial census with a city population between 76,500 and 77,000
18 according to the latest federal decennial census, to be used for a
19 project with concrete reconstruction with road and drive
20 reconfiguration, a new curb, a road diet, a nonmotorized pathway,
21 and a storm sewer.

22 (o) \$100.00 for the department to design and build a sound
23 wall in the city of Troy.

24 (p) \$5,000,000.00 to the department for Michigan's air service
25 development program.

26 (q) \$10,000,000.00 to a county with a population between
27 100,000 and 105,000 according to the latest federal decennial
28 census, to be used for a road reconstruction project.

29 (r) \$100.00 to the department for a drone feasibility project.

1 (s) \$100.00 for bridge repair in a city with a population
2 between 61,600 and 62,000 according to the latest federal decennial
3 census.

4 Sec. 1010. Funds appropriated in part 1 for Trail network
5 shall be used to fund the expansion of a multi-county non-motorized
6 trail network that utilizes a former railroad corridor. Funds shall
7 be used to provide connections and improvements to the portion of
8 the trail network located in a county with a population between
9 68,000 and 69,000 according to the latest federal decennial census.

10