

No. 53
STATE OF MICHIGAN
JOURNAL
OF THE
House of Representatives
98th Legislature
REGULAR SESSION OF 2015

House Chamber, Lansing, Thursday, May 28, 2015.

10:00 a.m.

The House was called to order by the Clerk.

The roll was called by the Clerk of the House of Representatives, who announced that a quorum was not present.

Mr. Brian Mills, from St. Johns, offered the following invocation:

“Dear Heavenly Father:

Thank You for the continued blessings that You have bestowed upon this fine institution.

Thank You for countless opportunities that You have afforded all of the members and staff that call this place their home.

Such opportunities to serve others and more importantly, to craft policies are only because of Your grace. For these opportunities, we are blessed and eternally grateful.

Today, I pray that those working here will never forget that it is solely by Your grace that they’re afforded these positions and great responsibilities.

- May they always seek Your wisdom
- May they always seek Your guidance
- May they always seek Your word

May they humbly submit themselves to You and not succumb to the foolishness of the wisdom of this world through the positions they hold that falsely empower them.

May they never forget that just as no branch can bear fruit by itself, no man can provide without You. You are the vine, we are the branches. It is Your fruit we are blessed to bear, no one else’s.

Thank You dear Lord for blessing us with these opportunities, In Jesus’ name we pray,
Amen.”

Announcement by the Clerk of Printing and Enrollment

The Clerk announced that the following bills had been printed and placed upon the files of the members on Wednesday, May 27:

Senate Bill Nos. 354 355

The Clerk announced that the following bills had been printed and placed upon the files of the members on Thursday, May 28:

House Bill Nos. 4654 4655 4656 4657

Reports of Select Committees

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning **House Bill No. 4091, entitled**

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of natural resources for the fiscal year ending September 30, 2016, from the following funds:

DEPARTMENT OF NATURAL RESOURCES

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	2,229.8	
GROSS APPROPRIATION		\$ 404,001,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		1,352,700
ADJUSTED GROSS APPROPRIATION		\$ 402,648,500
Federal revenues:		
Total federal revenues.....		77,128,000
Special revenue funds:		
Total private revenues.....		8,157,700
Total other state restricted revenues		277,765,000
State general fund/general purpose		\$ 39,597,800
State general fund/general purpose schedule:		
Ongoing state general fund/general purpose	38,522,800	
One-time state general fund/general purpose	1,075,000	

FUND SOURCE SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	2,229.8	
GROSS APPROPRIATION		\$ 404,001,200
Interdepartmental grant revenues:		
IDG, land acquisition services-to-work orders.....		228,700
IDG, MacMullan conference center revenue.....		1,124,000
Total interdepartmental grants and intradepartmental transfers		1,352,700
ADJUSTED GROSS APPROPRIATION		\$ 402,648,500
Federal revenues:		
Federal funds		77,128,000
Total federal revenues.....		77,128,000
Special revenue funds:		
Private - Mann house trust fund.....		15,000
Private funds.....		8,142,700
Total private revenues.....		8,157,700
Cervidae licensing and inspection fees		136,700
Clean Michigan initiative fund.....		29,200
Commercial forest fund.....		26,100
Environmental protection fund		5,000,000
Fire equipment fund		662,900

	For Fiscal Year Ending Sept. 30, 2016
Forest development fund	43,416,400
Forest land user charges	280,900
Forest recreation account.....	1,672,900
Game and fish protection fund.....	77,603,700
Game and fish protection fund - deer habitat reserve.....	2,107,200
Game and fish protection fund - fisheries settlement	1,045,700
Game and fish protection fund - turkey permit fees	1,002,700
Game and fish protection fund - waterfowl fees.....	157,700
Game and fish protection fund - wildlife management public education fund.....	1,600,000
Game and fish protection fund - wildlife resource protection fund.....	1,116,700
Game and fish protection fund - youth hunting and fishing education and outreach fund.....	96,000
History fees fund.....	229,000
Invasive species fund.....	30,300
Land exchange facilitation fund.....	6,093,500
Local public recreation facilities fund.....	1,589,700
Mackinac Island State Park fund.....	1,844,500
Mackinac Island State Park operation fund.....	192,400
Marine safety fund	3,139,000
Michigan heritage publications fund	38,600
Michigan natural resources trust fund.....	1,253,900
Michigan state parks endowment fund.....	32,125,700
Michigan state waterways fund.....	22,007,200
Michigan trailways fund.....	15,300
Museum operations fund	497,300
Nongame wildlife fund.....	496,800
Off-road vehicle safety education fund	201,900
Off-road vehicle trail improvement fund.....	7,005,100
Park improvement fund	46,761,400
Park improvement fund - Belle Isle subaccount	1,000,000
Permanent snowmobile trail easement fund.....	700,000
Public use and replacement deed fees.....	30,700
Recreation improvement account	1,013,300
Recreation passport fees.....	5,241,500
Snowmobile registration fee revenue	1,240,700
Snowmobile trail improvement fund.....	8,982,300
Sportsmen against hunger fund	76,600
Underwater preservation fund	3,500
Total other state restricted revenues.....	277,765,000
State general fund/general purpose	\$ 39,597,800
Sec. 102. EXECUTIVE OPERATIONS	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions	11.6
Natural resources commission.....	\$ 77,100
Unclassified salaries—6.0 FTE positions.....	735,600
Executive direction—11.6 FTE positions.....	2,104,900
GROSS APPROPRIATION	\$ 2,917,600
Appropriated from:	
Special revenue funds:	
Forest development fund	366,100
Forest land user charges	5,000
Forest recreation account.....	12,200
Game and fish protection fund.....	1,017,400
Game and fish protection fund - deer habitat reserve.....	19,600
Game and fish protection fund - turkey permit fees	8,300
Game and fish protection fund - waterfowl fees.....	300
Game and fish protection fund - wildlife resource protection fund.....	12,300

	For Fiscal Year Ending Sept. 30, 2016
Land exchange facilitation fund	19,600
Marine safety fund	32,300
Michigan natural resources trust fund	1,400
Michigan state parks endowment fund	408,000
Michigan state waterways fund	180,700
Nongame wildlife fund	5,200
Off-road vehicle safety education fund	500
Off-road vehicle trail improvement fund	81,200
Park improvement fund	439,500
Recreation improvement account	2,100
Snowmobile registration fee revenue	12,200
Snowmobile trail improvement fund	14,400
Sportsmen against hunger fund	100
State general fund/general purpose	\$ 279,200
Sec. 103. DEPARTMENT INITIATIVES	
Full-time equated classified positions	16.0
Great Lakes restoration initiative	\$ 5,500,000
Michigan conservation corps	1,000,000
Invasive species prevention and control—16.0 FTE positions	4,997,000
GROSS APPROPRIATION	\$ 11,497,000
Appropriated from:	
Federal revenues:	
Federal funds	5,500,000
Special revenue funds:	
State general fund/general purpose	\$ 5,997,000
Sec. 104. DEPARTMENT SUPPORT SERVICES	
Full-time equated classified positions	108.5
Finance and operations—104.5 FTE positions	\$ 17,551,700
Accounting service center	1,450,400
Legislative and legal affairs—4.0 FTE positions	540,900
Building occupancy charges	2,845,900
Rent - privately owned property	488,400
Gifts and pass-through transactions	5,000,000
GROSS APPROPRIATION	\$ 27,877,300
Appropriated from:	
Interdepartmental grant revenues:	
IDG, land acquisition services-to-work orders	228,700
Federal revenues:	
Federal funds	232,000
Special revenue funds:	
Private funds	5,000,000
Clean Michigan initiative fund	29,200
Forest development fund	2,381,700
Forest land user charges	11,400
Forest recreation account	51,700
Game and fish protection fund	6,545,800
Game and fish protection fund - deer habitat reserve	138,400
Game and fish protection fund - turkey permit fees	73,800
Game and fish protection fund - waterfowl fees	2,700
Game and fish protection fund - wildlife resource protection fund	26,500
Land exchange facilitation fund	5,943,100
Local public recreation facilities fund	89,700
Marine safety fund	440,000
Michigan natural resources trust fund	1,230,500
Michigan state parks endowment fund	1,002,400
Michigan state waterways fund	535,100

	For Fiscal Year Ending Sept. 30, 2016
Nongame wildlife fund.....	20,200
Off-road vehicle safety education fund.....	500
Off-road vehicle trail improvement fund.....	85,100
Park improvement fund.....	1,214,400
Public use and replacement deed fees.....	30,700
Recreation improvement account.....	11,200
Snowmobile registration fee revenue.....	64,400
Snowmobile trail improvement fund.....	86,500
Sportsmen against hunger fund.....	400
State general fund/general purpose.....	\$ 2,401,200
Sec. 105. COMMUNICATION AND CUSTOMER SERVICES	
Full-time equated classified positions.....	133.3
Marketing and outreach—81.8 FTE positions.....	\$ 14,566,400
Michigan historical center—36.5 FTE positions.....	4,119,200
Archives—8.0 FTE positions.....	872,600
Museum stores—6.0 FTE positions.....	497,300
Special programs (Mann house)—1.0 FTE position.....	25,500
Michigan wildlife council.....	1,600,000
GROSS APPROPRIATION.....	\$ 21,681,000
Appropriated from:	
Federal revenues:	
Federal funds.....	1,610,300
Special revenue funds:	
Private - Mann house trust fund.....	15,000
Private funds.....	389,700
Forest development fund.....	130,200
Forest recreation account.....	16,200
Game and fish protection fund.....	9,549,400
Game and fish protection fund - wildlife management public education fund.....	1,600,000
Game and fish protection fund - youth hunting and fishing education and outreach fund.....	92,500
History fees fund.....	229,000
Land exchange facilitation fund.....	45,300
Marine safety fund.....	35,100
Michigan heritage publications fund.....	38,600
Michigan state parks endowment fund.....	87,700
Michigan state waterways fund.....	144,800
Museum operations fund.....	497,300
Nongame wildlife fund.....	10,400
Off-road vehicle trail improvement fund.....	30,600
Park improvement fund.....	2,558,900
Recreation passport fees.....	23,500
Snowmobile registration fee revenue.....	19,100
Snowmobile trail improvement fund.....	44,600
Sportsmen against hunger fund.....	75,500
Underwater preservation fund.....	3,500
State general fund/general purpose.....	\$ 4,433,800
Sec. 106. WILDLIFE MANAGEMENT	
Full-time equated classified positions.....	226.5
Wildlife management—210.5 FTE positions.....	\$ 36,026,500
Natural resources heritage—9.0 FTE positions.....	622,400
State game and wildlife area maintenance—7.0 FTE positions.....	1,224,200
GROSS APPROPRIATION.....	\$ 37,873,100
Appropriated from:	
Federal revenues:	
Federal funds.....	20,826,200

	For Fiscal Year Ending Sept. 30, 2016
Special revenue funds:	
Private funds.....	311,000
Cervidae licensing and inspection fees	84,100
Forest development fund	76,500
Game and fish protection fund.....	11,647,200
Game and fish protection fund - deer habitat reserve.....	1,684,700
Game and fish protection fund - turkey permit fees	883,500
Game and fish protection fund - waterfowl fees.....	152,000
Nongame wildlife fund.....	421,800
State general fund/general purpose	\$ 1,786,100
Sec. 107. FISHERIES MANAGEMENT	
Full-time equated classified positions	221.5
Aquatic resource mitigation—2.0 FTE positions	\$ 976,000
Fish production—63.0 FTE positions	10,041,700
Fisheries resource management—156.5 FTE positions.....	20,546,600
Cormorant population mitigation program.....	150,000
GROSS APPROPRIATION	\$ 31,714,300
Appropriated from:	
Federal revenues:	
Federal funds	11,047,700
Special revenue funds:	
Private funds.....	133,800
Game and fish protection fund.....	19,152,000
Game and fish protection fund - fisheries settlement	945,700
Invasive species fund.....	30,300
State general fund/general purpose	\$ 404,800
Sec. 108. LAW ENFORCEMENT	
Full-time equated classified positions	273.0
General law enforcement—273.0 FTE positions	\$ 40,554,400
GROSS APPROPRIATION	\$ 40,554,400
Appropriated from:	
Interdepartmental grant revenues:	
Federal revenues:	
Federal funds	6,359,800
Special revenue funds:	
Cervidae licensing and inspection fees	52,600
Forest development fund	44,600
Forest recreation account.....	71,500
Game and fish protection fund.....	19,756,800
Game and fish protection fund - wildlife resource protection fund.....	1,038,200
Marine safety fund	1,316,600
Michigan state parks endowment fund.....	70,100
Michigan state waterways fund.....	21,300
Off-road vehicle safety education fund	153,200
Off-road vehicle trail improvement fund.....	1,663,000
Park improvement fund	71,500
Snowmobile registration fee revenue	708,800
State general fund/general purpose	\$ 9,226,400
Sec. 109. PARKS AND RECREATION DIVISION	
Full-time equated classified positions	902.9
MacMullan conference center—15.0 FTE positions.....	\$ 1,124,000
Recreational boating—163.5 FTE positions.....	17,154,700
State parks—673.4 FTE positions.....	64,232,800
Forest recreation and trails—51.0 FTE positions.....	5,966,100
State parks improvement revenue bonds - debt service	1,178,800
GROSS APPROPRIATION	\$ 89,656,400

For Fiscal Year
Ending Sept. 30,
2016

Appropriated from:	
Interdepartmental grant revenues:	
IDG, MacMullan conference center revenue.....	1,124,000
Federal revenues:	
Federal funds.....	1,721,800
Special revenue funds:	
Private funds.....	421,200
Forest recreation account.....	1,466,500
Michigan state parks endowment fund.....	20,462,800
Michigan state waterways fund.....	16,041,100
Michigan trailways fund.....	15,200
Off-road vehicle safety education fund.....	7,200
Off-road vehicle trail improvement fund.....	1,767,500
Park improvement fund.....	41,176,600
Park improvement fund - Belle Isle subaccount.....	1,000,000
Recreation improvement account.....	328,000
Recreation passport fees.....	268,000
Snowmobile registration fee revenue.....	15,500
Snowmobile trail improvement fund.....	1,429,000
State general fund/general purpose.....	\$ 2,412,000
Sec. 110. MACKINAC ISLAND STATE PARK COMMISSION	
Full-time equated classified positions.....	17.0
Historical facilities system—13.0 FTE positions.....	\$ 1,844,500
Mackinac Island State Park operations—4.0 FTE positions.....	392,500
GROSS APPROPRIATION.....	\$ 2,237,000
Appropriated from:	
Special revenue funds:	
Mackinac Island State Park fund.....	1,844,500
Mackinac Island State Park operation fund.....	192,400
State general fund/general purpose.....	\$ 200,100
Sec. 111. FOREST RESOURCES DIVISION	
Full-time equated classified positions.....	319.5
Adopt-a-forest program.....	\$ 25,000
Cooperative resource programs—11.0 FTE positions.....	1,526,100
Forest management and timber market development—169.0 FTE positions.....	29,108,100
Forest fire equipment.....	431,500
Wildfire protection—114.0 FTE positions.....	13,513,700
Forest management initiatives—8.5 FTE positions.....	836,400
Minerals management—17.0 FTE positions.....	2,775,200
GROSS APPROPRIATION.....	\$ 48,216,000
Appropriated from:	
Federal revenues:	
Federal funds.....	4,200,400
Special revenue funds:	
Private funds.....	1,037,000
Commercial forest fund.....	24,100
Fire equipment fund.....	662,900
Forest development fund.....	28,740,100
Forest land user charges.....	226,200
Game and fish protection fund.....	2,391,000
Michigan state parks endowment fund.....	2,608,900
Michigan state waterways fund.....	50,100
State general fund/general purpose.....	\$ 8,275,300
Sec. 112. GRANTS	
Dam management grant program.....	\$ 350,000
Deer habitat improvement partnership initiative.....	200,000

	For Fiscal Year Ending Sept. 30, 2016
Federal - clean vessel act grants	400,000
Federal - forest stewardship grants.....	3,000,000
Federal - land and water conservation fund payments.....	2,566,900
Federal - rural community fire protection.....	400,000
Federal - urban forestry grants.....	1,600,000
Fisheries habitat improvement grants.....	2,000,000
Grants to communities - federal oil, gas, and timber payments	3,450,000
Grants to counties - marine safety	2,874,700
National recreational trails	3,900,000
Nonmotorized trail development and maintenance grants.....	350,000
Off-road vehicle safety training grants.....	29,200
Off-road vehicle trail improvement grants	3,356,200
Recreation improvement fund grants.....	657,100
Recreation passport local grants.....	1,000,000
Snowmobile law enforcement grants.....	380,100
Snowmobile local grants program.....	7,340,400
Trail easements	700,000
Wildlife habitat improvement grants	1,500,000
Wildlife habitat improvement grants in state forests.....	500,000
GROSS APPROPRIATION	\$ 36,554,600
Appropriated from:	
Federal revenues:	
Federal funds.....	16,884,300
Special revenue funds:	
Private funds.....	100,000
Game and fish protection fund.....	4,000,000
Game and fish protection fund - deer habitat reserve.....	200,000
Local public recreation facilities fund.....	1,000,000
Marine safety fund	1,207,300
Off-road vehicle safety education fund.....	29,200
Off-road vehicle trail improvement fund.....	3,356,200
Permanent snowmobile trail easement fund.....	700,000
Recreation improvement account	657,100
Snowmobile registration fee revenue	380,100
Snowmobile trail improvement fund.....	7,340,400
State general fund/general purpose	\$ 700,000
Sec. 113. INFORMATION TECHNOLOGY	
Information technology services and projects.....	\$ 10,165,000
GROSS APPROPRIATION	\$ 10,165,000
Appropriated from:	
Special revenue funds:	
Commercial forest fund.....	2,000
Forest development fund	1,565,200
Forest land user charges	38,300
Forest recreation account.....	54,800
Game and fish protection fund.....	3,544,100
Game and fish protection fund - deer habitat reserve.....	64,500
Game and fish protection fund - turkey permit fees	37,100
Game and fish protection fund - waterfowl fees.....	2,700
Game and fish protection fund - wildlife resource protection fund.....	39,700
Game and fish protection fund - youth hunting and fishing education and outreach fund.....	3,500
Land exchange facilitation fund.....	85,500
Marine safety fund	107,700
Michigan natural resources trust fund.....	22,000
Michigan state parks endowment fund.....	1,485,800
Michigan state waterways fund.....	459,100

	For Fiscal Year Ending Sept. 30, 2016
Michigan trailways fund.....	100
Nongame wildlife fund.....	39,200
Off-road vehicle safety education fund.....	11,300
Off-road vehicle trail improvement fund.....	21,500
Park improvement fund.....	1,300,500
Recreation improvement account.....	14,900
Snowmobile registration fee revenue.....	40,600
Snowmobile trail improvement fund.....	67,400
Sportsmen against hunger fund.....	600
State general fund/general purpose.....	\$ 1,156,900
Sec. 114. CAPITAL OUTLAY	
(1) RECREATIONAL LANDS AND INFRASTRUCTURE	
State parks repair and maintenance.....	\$ 12,200,000
State game and wildlife area infrastructure.....	3,600,000
GROSS APPROPRIATION.....	\$ 15,800,000
Appropriated from:	
Federal revenues:	
Federal funds.....	3,600,000
Special revenue funds:	
Michigan state parks endowment fund.....	6,000,000
Recreation passport fees.....	4,950,000
State general fund/general purpose.....	\$ 1,250,000
(2) WATERWAYS BOATING PROGRAM	
Local boating infrastructure maintenance and improvements.....	\$ 381,600
State boating infrastructure maintenance.....	2,435,000
Fayette State Park, snail shell harbor, Delta County, add electrical service along the new broadside dock, phase II (total authorized cost is increased from \$850,000 to \$1,100,000; federal share is increased from \$500,000 to \$600,000; state share is increased from \$350,000 to \$500,000).....	250,000
Cedarville marina, Mackinac County, development of a new marina on the site of an existing boat launch on northern shore of Lake Huron (total authorized cost is \$600,000; state share is \$300,000; local share is \$300,000).....	300,000
Wyandotte Bishop Park marina, Wayne County, development of a transient marina along the Detroit River at Bishop Park in the city of Wyandotte (total authorized cost is \$2,341,000; federal share is \$1,170,500; local share is \$1,170,500).....	1,170,500
Manistique marina, Schoolcraft County, marina improvements, phase IV (total authorized cost is increased from \$3,660,000 to \$4,660,000; state share is increased from \$1,830,000 to \$2,330,000; local share is increased from \$1,830,000 to \$2,330,000).....	500,000
Hayes Township boating access site, Charlevoix County, development of a public boating access site on Lake Charlevoix (total authorized cost is \$966,800; state share is \$483,400; local share is \$483,400).....	483,400
East Tawas state harbor, Iosco County, harbor renovation, dock replacements, dredging, fueling station, new electrical/utilities, phase II (total authorized cost is increased from \$3,120,000 to \$4,320,000; federal share \$1,550,000; state share is increased from \$1,570,000 to \$2,770,000).....	1,200,000
GROSS APPROPRIATION.....	\$ 6,720,500
Appropriated from:	
Federal revenues:	
Federal funds.....	2,145,500
Special revenue funds:	
Michigan state waterways fund.....	4,575,000
State general fund/general purpose.....	\$ 0
Sec. 115. ONE-TIME BASIS ONLY APPROPRIATIONS	
Forestry investment.....	\$ 7,992,000
Recreation passport local grants (one-time).....	500,000
Special grant programs.....	825,000

	For Fiscal Year Ending Sept. 30, 2016
Shooting range enhancement projects - capital outlay	4,000,000
Forest development infrastructure - capital outlay	2,120,000
Fish production (one-time)	100,000
Kalamazoo River watershed improvements - capital outlay	5,000,000
GROSS APPROPRIATION	\$ 20,537,000
Appropriated from:	
Federal revenues:	
Federal funds	3,000,000
Special revenue funds:	
Private funds	750,000
Environmental protection fund	5,000,000
Forest development fund	10,112,000
Game and fish protection fund - fisheries settlement	100,000
Local public recreation facilities fund	500,000
State general fund/general purpose	\$ 1,075,000

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2015-2016

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 2015-2016 is \$317,362,800.00 and state spending from state resources to be paid to local units of government for fiscal year 2015-2016 is \$5,548,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF NATURAL RESOURCES

GRANTS

Dam management grant program	\$ 175,000
Grants to counties – marine safety	1,207,300
Off-road vehicle safety training grants	29,200
Off-road vehicle trail improvement grants	526,000
Recreation improvement fund grants	65,700
Recreation passport local grants	1,500,000
Snowmobile law enforcement grants	380,100

CAPITAL OUTLAY

Waterways boating program	\$ 1,665,000
TOTAL	\$ 5,548,300

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

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

- (a) “Commission” means the natural resources commission.
- (b) “Department” means the department of natural resources.
- (c) “FTE” means full-time equated.
- (d) “IDG” means interdepartmental grant.
- (e) “IDT” means intradepartmental transfer.

Sec. 204. In addition to the metrics required under section 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for each new program or program enhancement for which funds in excess of \$500,000.00 are appropriated in part 1, the department shall provide not later than November 1, 2015 a list of program-specific metrics intended to measure its performance based on a return on taxpayer investment. The department shall deliver the program-specific metrics to members of the senate and house subcommittees that have subject matter jurisdiction for this budget, fiscal agencies, and the state budget director. The department shall provide an update on its progress in tracking program-specific metrics and the status of program success at an appropriations subcommittee meeting called for by the subcommittee chair.

Sec. 205. The departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this part. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or intranet site.

Sec. 206. Appropriations of state restricted game and fish protection funds have been made in the following amounts to the following departments and agencies:

Legislative auditor general	\$ 30,700
Attorney general	735,100

Department of technology, management, and budget	438,300
Department of treasury	2,782,900

Sec. 207. Pursuant to section 43703(3) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.43703, there is appropriated from the game and fish protection trust fund to the game and fish protection account of the Michigan conservation and recreation legacy fund, \$6,000,000.00 for the fiscal year ending September 30, 2016.

Sec. 210. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses if they are competitively priced and of comparable quality. In addition, preference should be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 211. The director of the department shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 212. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 214. Funds appropriated in this part and part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 215. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$3,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

Sec. 217. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 218. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the senate and house appropriations committees, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

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

Sec. 220. Not later than November 30, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the prior fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the chairpersons of the senate and house appropriations committees, and the senate and house fiscal agencies.

Sec. 222. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2015 and September 30, 2016.

Sec. 223. Before January 31, 2016, the department, in cooperation with the Michigan state waterways commission, shall provide to the state budget director, the senate and house appropriations subcommittees on natural resources, and

the senate and house fiscal agencies a list of projects completed by the commission in fiscal year 2014-2015, including the county and municipality in which each project is located.

Sec. 234. The department shall cooperate with the department of technology, management, and budget to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 235. The department shall maintain, on a publicly accessible website, a department scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the agency's performance.

Sec. 237. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2016 are \$46,042,200.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$26,133,200.00. Total agency appropriations for retiree health care legacy costs are estimated at \$19,909,000.00.

DEPARTMENT INITIATIVES

Sec. 251. From the amounts appropriated in part 1 for invasive species prevention and control, the department shall allocate not less than \$3,600,000.00 for grants for the prevention, detection, eradication, and control of invasive species.

DEPARTMENT SUPPORT SERVICES

Sec. 302. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 2016, and for prior fiscal years, a standard percentage fee to recover actual costs, and may use the revenue derived to support the land acquisition service charges provided for in part 1.

Sec. 303. As appropriated in part 1, the department may charge both application fees and transaction fees related to the exchange or sale of state-owned land or rights in land authorized by part 21 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.2101 to 324.2162. The fees shall be set by the director of the department at a rate which allows the department to recover its costs for providing these services.

COMMUNICATION AND CUSTOMER SERVICES

Sec. 404. For the purposes of administering the museum store as provided in section 7a of 1913 PA 271, MCL 399.7a, the department is exempt from section 261 of the management and budget act, 1984 PA 431, MCL 18.1261.

Sec. 405. As appropriated in part 1, proceeds in excess of costs incurred in the conduct of auctions, sales, or transfers of artifacts no longer considered suitable for the collections of the state historical museum may be expended upon receipt for additional material for the collection. The department shall notify the chairpersons, vice chairpersons, and minority vice chairpersons of the senate and house appropriations subcommittees on natural resources 1 week prior to any auctions or sales. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 406. As appropriated in part 1, funds collected by the department for historical markers; document reproduction and services; conferences, admissions, workshops, and training classes; and the use of specialized equipment, facilities, exhibits, collections, and software shall be used for expenses necessary to provide the required services. The department may charge fees for the aforementioned services, including admission fees. Any unexpended funds may be carried forward into the next succeeding fiscal year.

Sec. 408. By October 21, 2015, the department shall submit to the senate and house appropriations subcommittees on natural resources a report on all land transactions approved by the commission in the fiscal year ending September 30, 2015. For each land transaction, the report shall include the size of the parcel, the county and municipality in which the parcel is located, the dollar amount of the transaction, the fund source affected by the transaction, and whether the transaction is by purchase, public auction, transfer, exchange, or conveyance.

WILDLIFE DIVISION

Sec. 501. From the increased funds appropriated in part 1 for wildlife management, the department shall utilize increased federal funding made available from increased firearm and ammunition sales. The purpose of this program expansion is to support the restoration, conservation, management, and enhancement of wildlife habitat on public and private lands.

Sec. 503. From the funds appropriated in part 1, the department shall produce a report detailing any efforts undertaken to enforce the invasive species order on swine raised under the husbandry of residents of this state. The report shall include fund sources used and the amount of expenditures and shall be submitted to the legislature by December 31, 2015.

Sec. 504. From the funds appropriated in part 1, the department shall provide a report to the legislature on the use of registration fees collected from privately owned cervid operations. Appropriations in part 1 from cervidae licensing and inspection fees shall not be used for anything other than work directly related to the regulation of privately owned cervid operations in this state.

FISHERIES DIVISION

Sec. 601. (1) From the appropriation in part 1 for aquatic resource mitigation, not more than \$758,000.00 shall be allocated for grants to watershed councils, resource development councils, soil conservation districts, local governmental units, and other nonprofit organizations for stream habitat stabilization and soil erosion control.

(2) The fisheries division in the department shall develop priority and cost estimates for all projects recommended for grants under subsection (1).

Sec. 602. As a condition of expenditure of fisheries management appropriations under part 1, the department of natural resources shall not impede the certification process for water control structures on Michigan waterways. The department of natural resources shall fund from funds appropriated in part 1 all non-water-quality studies or requirements that the department requests of either of the following:

(a) The department of environmental quality as a condition for issuance of a certification under section 401 of the federal water pollution control act, 33 USC 1341.

(b) The Federal Energy Regulatory Commission as a condition of licensing under the federal power act, 16 USC 791a to 825r.

Sec. 603. The department shall provide a quarterly report to the legislature on use of funding provided for cormorant management. The department shall use general fund/general purpose revenue for this purpose and submit revenue appropriated in part 1 for cormorant management to the United States Department of Agriculture animal and plant health inspection service to allow for increased taking of cormorants and their nests. If any funds appropriated for cormorant management are retained by the department, or other funds become available for this purpose, the department shall use those funds to harass cormorants with the goal of reducing foraging attempts on fish populations.

PARKS AND RECREATION DIVISION

Sec. 705. From the funds appropriated in part 1, the department shall produce a report detailing a plan to address the capital outlay and maintenance needs in state parks that are identified in the department's fiscal year 2015-2016 capital outlay 5-year plan. The report shall be posted on the department's website and submitted to the state budget office, the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies by January 1, 2016.

Sec. 706. The department shall work with the state budget office to ensure that the funds appropriated in 2013 PA 102 for the Grand River waterway study continue to be carried forward as a work project per the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, or until the project is complete.

FOREST RESOURCES DIVISION

Sec. 801. From the increased funds appropriated in part 1 for forest management and timber market development, the department shall utilize funding made available from increased harvest of timber on state forestlands. The purpose of this program expansion is to strategically invest in technology and equipment enhancements to expand the growth of the forest products economy.

Sec. 802. Of the funds appropriated in part 1, the department shall, subject to the forest certification process, prescribe treatment on 79,000 acres, prepare appropriate treatment for not less than 67,500 acres at the current average rate of 12.5 to 15 cords per acre, and offer those cords for sale in the 2015-2016 fiscal year, provided that the department shall take into consideration the impact of timber harvesting on wildlife habitat and recreation uses. The department shall, subject to the forest certification process, increase marking or treatment of hardwood timber for sale and harvest by 10% over 2014-2015 fiscal year levels. In addition, the department shall take into consideration silvicultural analysis and report annually to the legislature on plans and efforts to address factors limiting management of timber. The department shall increase the number of prepared acres if it appears that regional market demand requires increased volumes of harvested timber. The department shall provide quarterly reports on the number of acres treated, pursuant to this section, to the senate and house appropriations subcommittees on natural resources and the standing committees of the senate and house of representatives with primary responsibility for natural resources issues. The department shall complete and deliver these reports no later than 45 days after the end of the fiscal quarter.

Sec. 803. In addition to the money appropriated in part 1, the department may receive and expend money from federal sources for the purpose of providing response to wildfires as required by a compact with the federal government. If additional expenditure authorization is required, the department shall notify the state budget office that expenditure under this section is required. The department shall notify the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies of the expenditures under this section by November 1, 2016.

Sec. 805. The department shall spend amounts appropriated in part 1 for forest-related activities to employ or contract for sufficient foresters to mark timber, pursuant to section 802.

Sec. 807. (1) In addition to the funds appropriated in part 1, there is appropriated from the disaster and emergency contingency fund up to \$800,000.00 to cover costs related to any disaster as defined in section 2 of the emergency management act, 1976 PA 390, MCL 30.402.

(2) Funds appropriated under subsection (1) shall not be expended unless the state budget director recommends the expenditure and the department notifies the house and senate committees on appropriations. By December 1 each year, the department shall provide a report to the senate and house fiscal agencies and the state budget office on the use of the disaster and emergency contingency fund during the prior fiscal year.

(3) If Federal Emergency Management Agency (FEMA) reimbursement is approved for costs paid from the disaster and emergency contingency fund, the federal revenue shall be deposited into the disaster and emergency contingency fund.

(4) Unexpended and unencumbered funds remaining in the disaster and emergency contingency fund at the close of the fiscal year shall not lapse to the general fund and shall be carried forward and be available for expenditures in subsequent fiscal years.

Sec. 808. Using the funds appropriated in part 1, by April 1, 2016, the department shall develop a lawful and reasonable plan designed to motivate lessees under state-granted oil and gas leases past their primary term to undertake warranted new operations to ensure that department-managed minerals are fully developed in an orderly manner to increase and optimize production. The plan shall be consistent with department procedure number 2306.E8.

LAW ENFORCEMENT

Sec. 901. The appropriation in part 1 for snowmobile law enforcement grants shall be used by the department to provide grants to county law enforcement agencies to enforce part 821 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82101 to 324.82161, including rules promulgated under that part and ordinances enacted pursuant to that part. The department shall consider the number of enforcement hours and the number of miles of snowmobile trails in each county in allocating these grants. Any funds not distributed to counties revert back to the snowmobile registration fee subaccount created under section 82111 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.82111. Counties shall provide semiannual reports to the department on the use of grant money received under this section.

Sec. 902. The department shall provide a report on the marine safety grant program to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies by December 1, 2015. The report shall include the following information for the preceding year: the total amount of revenue received for watercraft registrations, the amount deposited into the marine safety fund, and the expenditures made from the marine safety fund, including the amounts expended for department administration, other state agencies, the law enforcement division, and grants to counties. The report shall also include the distribution methodology used by the department to distribute the marine safety grants and a list of the grants and the amounts awarded by county.

GRANTS

Sec. 1001. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 for grants to communities - federal oil, gas, and timber payments and that do not require additional state matching funds are appropriated for the purposes intended. By November 30, 2015, the department shall report to the senate and house appropriations subcommittees on natural resources, the senate and house fiscal agencies, and the state budget director on all amounts appropriated under this section during the fiscal year ending September 30, 2015.

CAPITAL OUTLAY

Sec. 1103. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2016-2017

GENERAL SECTIONS

Sec. 2001. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2017 for the line items listed in part 1. The fiscal year 2016-2017 appropriations are anticipated to be the same as those for fiscal year 2015-2016, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2016 consensus revenue estimating conference.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Jon Bumstead
Larry C. Inman
Conferees for the House

Mike Green
Darwin L. Booher
Hoon-Yung Hopgood
Conferees for the Senate

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning
House Bill No. 4093, entitled

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of environmental quality for the fiscal year ending September 30, 2016, from the following funds:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	1,218.0	
GROSS APPROPRIATION		\$ 486,909,300
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		9,115,300
ADJUSTED GROSS APPROPRIATION		\$ 477,794,000
Federal revenues:		
Federal funds		138,079,100
Special revenue funds:		
Private funds		546,000
Total other state restricted revenues		304,341,200
State general fund/general purpose		\$ 34,827,700
State general fund/general purpose schedule:		
Ongoing state general fund/general purpose	34,827,700	
One-time state general fund/general purpose	0	

FUND SOURCE SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	1,218.0	
GROSS APPROPRIATION		\$ 486,909,300
Interdepartmental grant revenues:		
IDG, MDOT - Michigan transportation fund		1,310,500
IDG, MDSP		1,720,100
IDT, interdivisional charges.....		2,053,400
IDT, laboratory services		4,031,300
Total interdepartmental grants and intradepartmental transfers		9,115,300
ADJUSTED GROSS APPROPRIATION		\$ 477,794,000
Federal revenues:		
Federal funds		138,079,100
Special revenue funds:		
Private funds		546,000
Air emissions fees		11,910,500
Aquatic nuisance control fund.....		897,800
Campground fund.....		309,300
Clean Michigan initiative - response activities		1,500,000
Clean Michigan initiative - clean water fund.....		2,617,100
Clean Michigan initiative - contaminated sediments		1,565,000
Clean Michigan initiative - nonpoint source		2,000,000
Cleanup and redevelopment fund		19,105,000
Community pollution prevention fund		250,000
Electronic waste recycling fund		320,700
Environmental education fund.....		164,000
Environmental pollution prevention fund.....		7,824,700
Environmental protection bond fund.....		126,800
Environmental protection fund		2,379,800
Environmental response fund		3,719,000
Fees and collections		421,500

	For Fiscal Year Ending Sept. 30, 2016
Financial instruments.....	9,347,200
Great Lakes protection fund.....	234,800
Groundwater discharge permit fees.....	1,719,500
Infrastructure construction fund.....	50,000
Land and water permit fees.....	3,150,700
Landfill maintenance trust fund.....	30,300
Medical waste emergency response fund.....	325,100
Metallic mining surveillance fee revenue.....	98,900
Mineral well regulatory fee revenue.....	217,200
Nonferrous metallic mineral surveillance.....	353,600
NPDES fees.....	4,459,100
Oil and gas regulatory fund.....	10,349,200
Orphan well fund.....	2,372,300
Public swimming pool fund.....	638,500
Public utility assessments.....	257,400
Public water supply fees.....	4,861,300
Refined petroleum fund.....	40,685,600
Revitalization revolving loan fund.....	100,700
Revolving loan revenue bonds.....	11,400,000
Sand extraction fee revenue.....	91,100
Scrap tire regulatory fund.....	5,066,600
Septage waste contingency fund.....	18,100
Septage waste program fund.....	520,400
Settlement funds.....	419,000
Sewage sludge land application fees.....	1,114,800
Small business pollution prevention revolving loan fund.....	162,600
Soil erosion and sedimentation control training fund.....	167,000
Solid waste management fund - staff account.....	4,956,400
Stormwater permit fees.....	3,059,700
Strategic water quality initiatives fund.....	116,173,600
Underground storage tank cleanup fund.....	20,000,000
Wastewater operator training fees.....	579,300
Water analysis fees.....	2,204,200
Water pollution control revolving fund.....	3,667,500
Water quality protection fund.....	100,000
Water use reporting fees.....	278,300
Total other state restricted revenues.....	304,341,200
State general fund/general purpose.....	\$ 34,827,700
Sec. 102. EXECUTIVE OPERATIONS	
Full-time equated unclassified positions.....	6.0
Full-time equated classified positions.....	13.0
Unclassified salaries—6.0 FTE positions.....	\$ 735,600
Executive direction—13.0 FTE positions.....	2,058,000
GROSS APPROPRIATION.....	\$ 2,793,600
Appropriated from:	
Federal revenues:	
Federal funds.....	27,100
Special revenue funds:	
Environmental protection fund.....	298,100
Environmental response fund.....	169,300
Oil and gas regulatory fund.....	221,800
Refined petroleum fund.....	590,900
Settlement funds.....	11,400
State general fund/general purpose.....	\$ 1,475,000
Sec. 103. OFFICE OF THE GREAT LAKES	
Full-time equated classified positions.....	12.0
Office of the Great Lakes—12.0 FTE positions.....	\$ 2,141,200

	For Fiscal Year Ending Sept. 30, 2016
Coastal management grants	1,250,000
GROSS APPROPRIATION	\$ 3,391,200
Appropriated from:	
Federal revenues:	
Federal funds	2,176,300
Special revenue funds:	
Great Lakes protection fund	213,500
Settlement funds	111,900
State general fund/general purpose	\$ 889,500
Sec. 104. GREAT LAKES RESTORATION INITIATIVE	
Full-time equated classified positions	6.0
Great Lakes restoration initiative—6.0 FTE positions	\$ 15,046,100
GROSS APPROPRIATION	\$ 15,046,100
Appropriated from:	
Federal revenues:	
Federal funds	15,046,100
Special revenue funds:	
State general fund/general purpose	\$ 0
Sec. 105. DEPARTMENT SUPPORT SERVICES	
Full-time equated classified positions	34.0
Central support services—34.0 FTE positions	\$ 4,073,300
Accounting service center	1,362,200
Administrative hearings	372,200
Automated data processing	2,053,400
Building occupancy charges	4,438,600
Environmental support projects	5,000,000
Rent - privately owned property	2,281,200
GROSS APPROPRIATION	\$ 19,580,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MDSP	59,100
IDT, interdivisional charges	2,053,400
IDT, laboratory services	150,200
Special revenue funds:	
Air emissions fees	1,230,600
Campground fund	13,900
Cleanup and redevelopment fund	1,408,500
Electronic waste recycling fund	15,000
Environmental pollution prevention fund	759,700
Environmental response fund	213,400
Fees and collections	26,100
Financial instruments	7,218,700
Great Lakes protection fund	13,800
Groundwater discharge permit fees	178,900
Land and water permit fees	515,600
Medical waste emergency response fund	15,600
Metallic mining surveillance fee revenue	4,400
Mineral well regulatory fee revenue	7,800
Nonferrous metallic mineral surveillance	800
NPDES fees	217,700
Oil and gas regulatory fund	593,400
Orphan well fund	45,900
Public swimming pool fund	23,800
Public utility assessments	19,900
Public water supply fees	168,800
Refined petroleum fund	1,611,500

	For Fiscal Year Ending Sept. 30, 2016
Sand extraction fee revenue.....	3,700
Scrap tire regulatory fund.....	154,000
Septage waste program fund	17,500
Settlement funds.....	36,500
Sewage sludge land application fees	117,600
Small business pollution prevention revolving loan fund	16,900
Soil erosion and sedimentation control training fund	16,500
Solid waste management fund - staff account.....	298,300
Stormwater permit fees	111,600
Wastewater operator training fees	30,000
Water analysis fees	134,300
Water use reporting fees.....	21,500
State general fund/general purpose	\$ 2,056,000
Sec. 106. OFFICE OF ENVIRONMENTAL ASSISTANCE	
Full-time equated classified positions	38.0
Office of environmental assistance—38.0 FTE positions	\$ 6,179,400
Pollution prevention local grants.....	250,000
GROSS APPROPRIATION	\$ 6,429,400
Appropriated from:	
Federal revenues:	
Federal funds.....	695,100
Special revenue funds:	
Private funds.....	359,200
Air emissions fees	134,600
Community pollution prevention fund	250,000
Environmental education fund.....	164,000
Environmental pollution prevention fund.....	1,481,700
Fees and collections	118,500
Settlement funds.....	259,200
Small business pollution prevention revolving loan fund	132,500
State general fund/general purpose	\$ 2,834,600
Sec. 107. WATER RESOURCE DIVISION	
Full-time equated classified positions	316.0
Land and water interface permit programs—82.0 FTE positions	\$ 11,439,100
Program direction and project assistance—27.0 FTE positions.....	2,972,900
Water withdrawal assessment program—4.0 FTE positions	611,900
Water quality and use initiative/general—5.0 FTE positions	1,624,000
Real-time beach monitoring program.....	500,000
Wetlands program.....	1,000,000
Aquatic nuisance control program—6.0 FTE positions	897,800
Expedited water/wastewater permits—1.0 FTE position.....	50,000
Fish contaminant monitoring.....	316,100
Groundwater discharge—22.0 FTE positions.....	3,157,800
NPDES nonstormwater program—83.0 FTE positions	12,777,900
Surface water—86.0 FTE positions.....	15,638,200
Federal - Great Lakes remedial action plan grants	583,800
Federal - nonpoint source water pollution grants.....	4,083,300
Contaminated lake and river sediment cleanup program	1,565,000
Nonpoint source pollution prevention and control project program	2,000,000
Wetland mitigation banking grants and loans	3,000,000
Water quality protection grants	100,000
GROSS APPROPRIATION	\$ 62,317,800
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MDOT - Michigan transportation fund	1,225,400
Federal revenues:	
Federal funds.....	19,233,000

	For Fiscal Year Ending Sept. 30, 2016
Special revenue funds:	
Aquatic nuisance control fund.....	897,800
Clean Michigan initiative - clean water fund.....	2,617,100
Clean Michigan initiative - contaminated sediments	1,565,000
Clean Michigan initiative - nonpoint source	2,000,000
Environmental response fund	201,600
Groundwater discharge permit fees	1,446,200
Infrastructure construction fund	50,000
Land and water permit fees.....	2,295,900
NPDES fees.....	4,070,300
Refined petroleum fund.....	440,600
Sewage sludge land application fees.....	936,200
Soil erosion and sedimentation control training fund	137,600
Stormwater permit fees	2,860,700
Strategic water quality initiatives fund.....	3,000,000
Wastewater operator training fees	276,600
Water pollution control revolving fund	809,500
Water quality protection fund.....	100,000
Water use reporting fees.....	240,500
State general fund/general purpose	\$ 17,913,800
Sec. 108. LAW ENFORCEMENT DIVISION	
Full-time equated classified positions	14.0
Environmental investigations—14.0 FTE positions	\$ 2,809,200
GROSS APPROPRIATION	<u>\$ 2,809,200</u>
Appropriated from:	
Interdepartmental grant revenues:	
IDT, laboratory services	15,700
Federal revenues:	
Federal funds	569,500
Special revenue funds:	
Air emissions fees	55,900
Campground fund.....	2,100
Cleanup and redevelopment fund	185,500
Electronic waste recycling fund	1,600
Environmental pollution prevention fund.....	106,200
Environmental response fund	40,000
Fees and collections	4,100
Financial instruments.....	513,600
Great Lakes protection fund.....	1,500
Groundwater discharge permit fees.....	18,700
Land and water permit fees.....	76,900
Medical waste emergency response fund	2,400
Metallic mining surveillance fee revenue.....	700
Mineral well regulatory fee revenue.....	1,200
NPDES fees.....	31,900
Oil and gas regulatory fund.....	85,700
Orphan well fund.....	7,100
Public swimming pool fund	3,700
Public utility assessments.....	2,000
Public water supply fees.....	26,200
Refined petroleum fund.....	360,900
Sand extraction fee revenue.....	600
Scrap tire regulatory fund.....	28,900
Septage waste program fund	2,700
Sewage sludge land application fees	12,100
Small business pollution prevention revolving loan fund	2,600

	For Fiscal Year Ending Sept. 30, 2016
Soil erosion and sedimentation control training fund	2,600
Solid waste management fund - staff account.....	40,400
Stormwater permit fees	17,400
Wastewater operator training fees	4,600
Water analysis fees	18,100
Water use reporting fees.....	3,100
State general fund/general purpose	\$ 563,000
Sec. 109. AIR QUALITY DIVISION	
Full-time equated classified positions	188.0
Air quality programs—188.0 FTE positions	\$ 26,768,000
GROSS APPROPRIATION	\$ 26,768,000
Appropriated from:	
Federal revenues:	
Federal funds.....	7,322,000
Special revenue funds:	
Air emissions fees	9,831,400
Environmental pollution prevention fund.....	1,337,000
Fees and collections	222,400
Oil and gas regulatory fund.....	134,600
Refined petroleum fund.....	3,589,900
State general fund/general purpose	\$ 4,330,700
Sec. 110. RESOURCE MANAGEMENT DIVISION	
Full-time equated classified positions	305.0
Drinking water and environmental health—106.0 FTE positions	\$ 14,655,000
Hazardous waste management program—45.0 FTE positions	6,795,500
Low-level radioactive waste authority—2.0 FTE positions	227,700
Medical waste program—2.0 FTE positions	297,200
Municipal assistance—29.0 FTE positions	4,724,600
Radiological protection program—12.0 FTE positions.....	1,939,200
Scrap tire regulatory program—10.0 FTE positions	1,320,200
Oil, gas, and mineral services—59.0 FTE positions	12,012,800
Recycling initiative—3.0 FTE positions	999,100
Solid waste management program—37.0 FTE positions	4,925,900
Drinking water program grants	830,000
Noncommunity water grants.....	2,000,000
Septage waste compliance grants	275,000
Strategic water quality initiative grants and loans	97,000,000
Water pollution control and drinking water revolving fund.....	84,993,000
Scrap tire grants	3,500,000
GROSS APPROPRIATION	\$ 236,495,200
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MDSP.....	1,635,600
Federal revenues:	
Federal funds.....	85,785,900
Special revenue funds:	
Campground fund.....	285,000
Electronic waste recycling fund	297,700
Environmental pollution prevention fund.....	3,686,500
Fees and collections	34,000
Medical waste emergency response fund.....	297,200
Metallic mining surveillance fee revenue.....	91,100
Mineral well regulatory fee revenue.....	203,300
Nonferrous metallic mineral surveillance.....	352,500
Oil and gas regulatory fund.....	8,991,200
Orphan well fund.....	2,290,200

	For Fiscal Year Ending Sept. 30, 2016
Public swimming pool fund	596,000
Public utility assessments	227,700
Public water supply fees.....	4,217,400
Refined petroleum fund.....	670,300
Revolving loan revenue bonds.....	11,400,000
Sand extraction fee revenue.....	84,500
Scrap tire regulatory fund.....	4,820,200
Septage waste contingency fund	18,100
Septage waste program fund	489,000
Solid waste management fund - staff account.....	4,448,700
Strategic water quality initiatives fund.....	98,173,600
Wastewater operator training fees	249,200
Water pollution control revolving fund	2,814,900
State general fund/general purpose	\$ 4,335,400
Sec. 111. REMEDIATION AND REDEVELOPMENT DIVISION	
Full-time equated classified positions	291.0
Contaminated site investigations, cleanup and revitalization—202.0 FTE positions.....	\$ 24,329,900
Federal cleanup project management—50.0 FTE positions	8,858,900
Laboratory services—39.0 FTE positions	6,082,600
Environmental bond site reclamation program.....	126,800
Brownfield grants	1,500,000
Emergency cleanup actions	4,000,000
Environmental cleanup support	1,840,000
Environmental cleanup and redevelopment program	15,000,000
Refined petroleum product cleanup program	20,000,000
Superfund cleanup.....	1,000,000
GROSS APPROPRIATION	\$ 82,738,200
Appropriated from:	
Interdepartmental grant revenues:	
IDT, laboratory services	3,801,400
Federal revenues:	
Federal funds	6,248,100
Special revenue funds:	
Private funds	186,800
Clean Michigan initiative - response activities	1,500,000
Cleanup and redevelopment fund	16,758,900
Environmental protection bond fund.....	126,800
Environmental protection fund	1,995,400
Environmental response fund	2,931,200
Landfill maintenance trust fund	30,300
Public water supply fees.....	302,800
Refined petroleum fund.....	31,777,400
Revitalization revolving loan fund	100,700
Strategic water quality initiatives fund.....	15,000,000
Water analysis fees	1,978,400
State general fund/general purpose	\$ 0
Sec. 112. UNDERGROUND STORAGE TANK AUTHORITY	
Full-time equated classified positions	1.0
Underground storage tank cleanup program—1.0 FTE position.....	\$ 20,000,000
GROSS APPROPRIATION	\$ 20,000,000
Appropriated from:	
Special revenue funds:	
Underground storage tank cleanup fund.....	20,000,000
State general fund/general purpose	\$ 0

	For Fiscal Year Ending Sept. 30, 2016
Sec. 113. INFORMATION TECHNOLOGY	
Information technology services and projects	\$ 8,539,700
GROSS APPROPRIATION	\$ 8,539,700
Appropriated from:	
Interdepartmental grant revenues:	
IDG, MDOT - Michigan transportation fund	85,100
IDG, MDSP	25,400
IDT, laboratory services	64,000
Federal revenues:	
Federal funds	976,000
Special revenue funds:	
Air emissions fees	658,000
Campground fund	8,300
Cleanup and redevelopment fund	752,100
Electronic waste recycling fund	6,400
Environmental pollution prevention fund	453,600
Environmental protection fund	86,300
Environmental response fund	163,500
Fees and collections	16,400
Financial instruments	1,614,900
Great Lakes protection fund	6,000
Groundwater discharge permit fees	75,700
Land and water permit fees	262,300
Medical waste emergency response fund	9,900
Metallic mining surveillance fee revenue	2,700
Mineral well regulatory fee revenue	4,900
Nonferrous metallic mineral surveillance	300
NPDES fees	139,200
Oil and gas regulatory fund	322,500
Orphan well fund	29,100
Public swimming pool fund	15,000
Public utility assessments	7,800
Public water supply fees	146,100
Refined petroleum fund	1,644,100
Sand extraction fee revenue	2,300
Scrap tire regulatory fund	63,500
Septage waste program fund	11,200
Sewage sludge land application fees	48,900
Small business pollution prevention revolving loan fund	10,600
Soil erosion and sedimentation control training fund	10,300
Solid waste management fund - staff account	169,000
Stormwater permit fees	70,000
Wastewater operator training fees	18,900
Water analysis fees	73,400
Water pollution control revolving fund	43,100
Water use reporting fees	13,200
State general fund/general purpose	\$ 429,700

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2015-2016

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 2015-2016 is \$339,168,900.00 and state spending from state resources to be paid to local units of government for fiscal year 2015-2016 is \$3,648,500.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

GRANTS

Drinking water and environmental health	\$ 1,800,000
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Surface water quality program.	500,000
Waste management programs.	1,073,500
Septage waste compliance program.	275,000
TOTAL.....	\$ <u>3,648,500</u>

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

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

- (a) "Department" means the department of environmental quality.
- (b) "Director" means the director of the department.
- (c) "FTE" means full-time equated.
- (d) "IDG" means interdepartmental grant.
- (e) "IDT" means intradepartmental transfer.
- (f) "MDOT" means the state transportation department.
- (g) "MDSP" means the department of state police.
- (h) "NPDES" means national pollution discharge elimination system.

Sec. 204. In addition to the metrics required under section 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for each new program or program enhancement for which funds in excess of \$500,000.00 are appropriated in part 1, the department shall provide not later than November 1, 2015 a list of program-specific metrics intended to measure its performance based on a return on taxpayer investment. The department shall deliver the program-specific metrics to members of the senate and house subcommittees that have subject matter jurisdiction for this budget, fiscal agencies, and the state budget director. The department shall provide an update on its progress in tracking program-specific metrics and the status of program success at an appropriations subcommittee meeting called for by the subcommittee chair.

Sec. 205. The departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this part. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or intranet site.

Sec. 207. The departments and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 209. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate appropriations committees, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

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

Sec. 210. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses and associated subcontractors if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 211. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 212. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 213. (1) Funds appropriated in part 1 shall not be used by the department to promulgate a rule that will apply to a small business and that will have a disproportionate economic impact on small businesses because of the size of those businesses if the department fails to reduce the disproportionate economic impact of the rule on small businesses as provided under section 40 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

(2) As used in this section:

- (a) "Rule" means that term as defined under section 7 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.207.

(b) "Small business" means that term as defined under section 7a of the administrative procedures act of 1969, 1969 PA 306, MCL 24.207a.

Sec. 214. Funds appropriated in this part and part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those activities that the attorney general authorizes.

Sec. 215. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$30,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

Sec. 216. (1) The department shall report all of the following information relative to allocations made from appropriations for the environmental cleanup and redevelopment program, state cleanup, emergency actions, superfund cleanup, the revitalization revolving loan program, the brownfield grants and loans program, the leaking underground storage tank cleanup program, the contaminated lake and river sediments cleanup program, the refined petroleum product cleanup program, and the environmental protection bond projects under section 19508(7) of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19508, to the state budget director, the senate and house appropriations subcommittees on environmental quality, and the senate and house fiscal agencies:

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

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

(c) A brief description of how the problem will be resolved if the allocation is made for a response activity.

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

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

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

(g) The number of brownfield projects that were successfully redeveloped.

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

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

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

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

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

Sec. 217. (1) The department may expend amounts remaining from the current and prior fiscal year appropriations to meet funding needs of legislatively approved sites for the environmental cleanup and redevelopment program, the refined petroleum product cleanup program, brownfield grants and loans, waterfront grants, and the environmental bond site reclamation program.

(2) Unexpended and unencumbered amounts remaining from appropriations from the environmental protection bond fund contained in 2003 PA 173, 2005 PA 109, 2006 PA 343, 2011 PA 63, and 2012 PA 236 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

(3) Unexpended and unencumbered amounts remaining from appropriations from the clean Michigan initiative fund - response activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006 PA 343, 2007 PA 121, 2011 PA 63, 2013 PA 59, and 2014 PA 252 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

(4) Unexpended and unencumbered amounts remaining from appropriations from the refined petroleum fund activities contained in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63, 2012 PA 200, 2013 PA 59, and 2014 PA 252 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

(5) Unexpended and unencumbered amounts remaining from the appropriations from the strategic water quality initiatives fund contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, 2013 PA 59, and 2014 PA 252 are appropriated for expenditure for any site listed in this part and part 1 and any site listed in the public acts referenced in this section.

Sec. 219. Unexpended settlement revenues at the end of the fiscal year may be carried forward into the settlement fund in the succeeding fiscal year up to a maximum carryforward of \$2,500,000.00.

Sec. 221. Not later than November 30, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the prior fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the chairpersons of the senate and house appropriations committees and the senate and house fiscal agencies.

Sec. 222. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittee chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2015 and September 30, 2016.

Sec. 223. Part 1 provides authorizations to fund classified positions during the fiscal year ending September 30, 2016. Line-item appropriations include limitations on the number of payroll hours to be funded, on the basis of 2,088 hours per each FTE position. The department shall report the number of funded FTE positions within 15 days after the effective date of this part. The number of classified employees compensated through each line item is limited by the authorized FTE positions indicated in part 1, as adjusted for the number of reported funded FTE positions. The report shall be provided to the house and senate appropriations subcommittees on environmental quality and the house and senate fiscal agencies.

Sec. 225. The department shall cooperate with the department of technology, management, and budget to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 231. The department shall maintain, on a publicly accessible website, a department scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the agency's performance.

Sec. 234. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2016 are \$32,301,900.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$18,340,800.00. Total agency appropriations for retiree health care legacy costs are estimated at \$13,961,100.00.

REMEDIATION DIVISION

Sec. 301. Revenues remaining in the interdepartmental transfers, laboratory services at the end of the fiscal year shall carry forward into the succeeding fiscal year.

Sec. 302. The unexpended funds appropriated in part 1 for emergency cleanup actions, the environmental cleanup and redevelopment program, and the refined petroleum product cleanup program are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the projects to be carried forward is to provide contaminated site cleanup.
- (b) The projects will be accomplished by contract.
- (c) The total estimated cost of all projects is identified in each line-item appropriation.
- (d) The tentative completion date is September 30, 2020.

Sec. 303. Effective October 1, 2015, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

Sec. 304. Effective October 1, 2015, surplus funds not to exceed \$1,000,000.00 in the community pollution prevention fund created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

Sec. 305. It is the intent of the legislature to repay the refined petroleum fund for the \$70,000,000.00 that was transferred to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a, as part of the resolution for the fiscal year 2006-2007 budget.

Sec. 306. (1) The funds appropriated in part 1 for the refined petroleum product cleanup program shall be used to fund cleanup activities on the following sites:

Site Name	County
Long Lake Super Market	Alpena
11192 S M-43	Barry

Mel's Service	Bay
American Laundry - Benton Harbor	Berrien
Spencer's Cleaners	Berrien
Baker Oil (W. Dickman)	Calhoun
USA MiniMart in Sault Ste. Marie	Chippewa
VanSloten Shell in Rudyard	Chippewa
City of Davison-Mill St	Genesee
Flint FD Fleet Admin	Genesee
Flint Water Department Service Center	Genesee
Howard Jameson A+H Racing	Gladwin
Clark #1501	Jackson
1201 Wealthy	Kent
1603 Diamond	Kent
2555 Oak Industrial Drive	Kent
501 Leonard	Kent
857 Wealthy	Kent
Market 103	Lapeer
Clark 1457 Adrian	Lenawee
Blanchard Grocery	Montcalm

(2) The department shall provide a report to the legislature on the amount actually spent at each site listed in subsection (1) and give a detailed account of the work actually performed at each site.

Sec. 309. The unexpended funds appropriated in part 1 for the brownfield grant program are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- (a) The purpose of the projects to be carried forward is to provide contaminated site cleanup.
- (b) The projects will be accomplished by contract.
- (c) The total estimated cost of all projects is \$1,500,000.00.
- (d) The tentative completion date is September 30, 2020.

Sec. 310. (1) Upon approval by the state budget director, the department may expend from the general fund of the state an amount to meet the cash-flow requirements of projects funded under any of the following that are financed from bond proceeds and for which bonds have been authorized but not yet issued:

- (a) Part 52 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.5201 to 324.5206.
- (b) Part 193 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19301 to 324.19306.
- (c) Part 196 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

(2) Upon the sale of bonds for projects described in subsection (1), the department shall credit the general fund of the state an amount equal to that expended from the general fund.

Sec. 311. Not later than June 1, 2016, the department shall provide a report to the house committee on natural resources, the house appropriations subcommittee on environmental quality, the senate committee on natural resources, and the senate appropriations subcommittee on environmental quality detailing the remediation and redevelopment actions funded by the May 12, 2015 Calhoun County circuit court settlement between the State of Michigan and Enbridge Energy related to the July 2010 oil spill in Talmadge Creek and the Kalamazoo River.

WATER RESOURCES DIVISION

Sec. 402. From the funds appropriated in part 1 for the water quality and use initiative/general line item, the department shall update a report detailing a comprehensive plan for the use of the water quality and use initiative funding appropriated in part 1 and identifying the amount of expenditures for specific programs made from the water quality and use initiative/general line item, the real-time beach monitoring program line item, and the wetlands program line item. The report shall be submitted to the chairpersons of the senate and house of representatives appropriations subcommittees on environmental quality and the senate and house fiscal agencies by September 30, 2016.

Sec. 405. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

Sec. 406. The department shall work with stakeholders to revise the groundwater discharge permit fee structure in section 3122 prior to September 30, 2016.

AIR QUALITY DIVISION

Sec. 501. (1) From the increased funds appropriated in part 1 for the air quality program, the department shall increase the funding available for compliance assistance, permitting, inspections, monitoring, and enforcement of facilities that are major sources of air pollution. The funding shall be used to assist with assuring that this state meets national ambient air quality standards and that this state is in compliance with the clean air act, 42 USC 7401 to 7671q.

(2) From the funds appropriated in part 1 for the additional air emission fee revenue enacted by the legislature for fiscal year 2015-2016, the department shall hire 1 FTE dedicated to oversight of the air quality programs for the Upper Peninsula.

Sec. 502. The department shall not assess additional penalties under part 55 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.5501 to 324.5542, for violations that occurred under a previous owner unless compelled by a consent order or judgment, or other legal requirement.

RESOURCE MANAGEMENT DIVISION

Sec. 603. From the funds appropriated in part 1, by December 31, 2015, the department shall compile and make available to the public on a publicly accessible website a report containing a summary document of each completed asset management plan for any stormwater, asset management, or wastewater grant awarded to a local unit of government to fund the development of a plan. As a condition of receiving a stormwater, asset management, or wastewater grant, a local unit of government shall make its asset management plan available to the department upon request when completed and shall retain copies of the plan that can be made available to the public for a minimum of 15 years. The department shall make available a summary document of each plan on a publicly accessible website by September 30 of the year it was completed. The summary document shall include a summary of the plan, the plan's major identified assets, and contact information for the local unit of government.

UNDERGROUND STORAGE TANK AUTHORITY

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

- (a) The purpose of the projects to be carried forward is to provide contaminated site cleanup.
- (b) The projects will be accomplished by contract.
- (c) The total estimated cost of all projects is \$20,000,000.00.
- (d) The tentative completion date is September 30, 2020.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2016-2017

GENERAL SECTIONS

Sec. 2001. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2017 for the line items listed in part 1. The fiscal year 2016-2017 appropriations are anticipated to be the same as those for fiscal year 2015-2016, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2016 consensus revenue estimating conference.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Roger Victory
Aaron Miller
Conferees for the House

Mike Green
Peter MacGregor
Conferees for the Senate

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning
House Bill No. 4097, entitled

A bill to make appropriations for the department of education for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to make and supplement appropriations for the department of education for the fiscal years ending September 30, 2015 and September 30, 2016; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:
PART 1
LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of education for the fiscal year ending September 30, 2016, from the following funds:

DEPARTMENT OF EDUCATION
APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	588.5	
GROSS APPROPRIATION		\$ 305,876,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION		\$ 305,876,200
Federal revenues:		
Total federal revenues.....		215,640,900
Special revenue funds:		
Total local revenues		5,633,700
Total private revenues		2,033,300
Total other state restricted revenues		7,669,600
State general fund/general purpose		\$ 74,898,700

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

Full-time equated unclassified positions.....	6.0	
Full-time equated classified positions	11.0	
State board of education, per diem payments		\$ 24,400
Unclassified positions—6.0 FTE positions		807,000
State board/superintendent operations—11.0 FTE positions.....		2,092,100
GROSS APPROPRIATION		\$ 2,923,500

Appropriated from:

Federal revenues:		
Federal revenues		222,100
Special revenue funds:		
Private foundations		28,100
Certification fees		856,500
State general fund/general purpose		\$ 1,816,800

Sec. 103. CENTRAL SUPPORT

Full-time equated classified positions	23.6	
Central support operations—23.6 FTE positions		\$ 3,614,900
Worker’s compensation.....		28,700
Building occupancy charges - property management services.....		3,110,100
Training and orientation workshops		150,000
Terminal leave payments		554,700
GROSS APPROPRIATION		\$ 7,458,400

Appropriated from:

Federal revenues:		
Federal revenues		1,659,900
Federal indirect funds.....		2,545,500
Special revenue funds:		
Certification fees		405,500
Teacher testing fees		3,900
Training and orientation workshop fees		150,000
State general fund/general purpose		\$ 2,693,600

Sec. 104. INFORMATION TECHNOLOGY SERVICES

Information technology operations.....		\$ 4,179,800
GROSS APPROPRIATION		\$ 4,179,800

Appropriated from:

Federal revenues:		
Federal revenues.....		604,000
Federal indirect funds.....		1,784,500

	For Fiscal Year Ending Sept. 30, 2016
Special revenue funds:	
Local cost sharing (schools for deaf/blind).....	76,500
Certification fees	389,200
State general fund/general purpose	\$ 1,325,600
Sec. 105. SPECIAL EDUCATION SERVICES	
Full-time equated classified positions	47.0
Special education operations—47.0 FTE positions.....	\$ 8,920,000
GROSS APPROPRIATION	\$ 8,920,000
Appropriated from:	
Federal revenues:	
Federal revenues.....	8,440,900
Special revenue funds:	
Private foundations	110,100
Certification fees	44,000
State general fund/general purpose	\$ 325,000
Sec. 106. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND	
Full-time equated classified positions	77.0
Michigan schools for the deaf and blind operations—76.0 FTE positions.....	\$ 12,651,600
Camp Tuhsmeheeta—1.0 FTE position	295,100
Private gifts - blind.....	200,000
Private gifts - deaf.....	150,000
GROSS APPROPRIATION	\$ 13,296,700
Appropriated from:	
Federal revenues:	
Federal revenues.....	6,887,500
Special revenue funds:	
Local cost sharing (schools for deaf/blind).....	5,233,000
Local school district service fees	312,500
Gifts, bequests, and donations.....	645,100
Student insurance revenue	218,600
State general fund/general purpose	\$ 0
Sec. 107. PROFESSIONAL PREPARATION SERVICES	
Full-time equated classified positions	34.0
Professional preparation operations—34.0 FTE positions	\$ 5,662,600
GROSS APPROPRIATION	\$ 5,662,600
Appropriated from:	
Federal revenues:	
Federal revenues.....	1,442,100
Special revenue funds:	
Certification fees	3,586,300
Teacher college review fees.....	55,300
Teacher testing fees	358,600
State general fund/general purpose	\$ 220,300
Sec. 108. MICHIGAN OFFICE OF GREAT START	
Full-time equated classified positions	65.0
Office of great start operations—64.0 FTE positions	\$ 22,808,600
Child development and care external support	26,896,500
Head start collaboration office—1.0 FTE position	307,400
Child development and care public assistance	124,200,000
GROSS APPROPRIATION	\$ 174,212,500
Appropriated from:	
Federal revenues:	
Federal revenues.....	136,543,300
Special revenue funds:	
Private foundations	250,000
Certification fees	64,100
State general fund/general purpose	\$ 37,355,100

For Fiscal Year
Ending Sept. 30,
2016

Sec. 109. STATE AID AND SCHOOL FINANCE SERVICES

Full-time equated classified positions	11.5	
State aid and school finance operations—9.5 FTE positions		\$ 1,358,500
Financial independence team operations—2.0 FTE positions.....		499,500
GROSS APPROPRIATION		<u>\$ 1,858,000</u>

Appropriated from:

State general fund/general purpose		\$ 1,858,000
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Sec. 110. AUDIT SERVICES

Full-time equated classified positions	4.5	
Audit operations—4.5 FTE positions.....		\$ 601,800
GROSS APPROPRIATION		<u>\$ 601,800</u>

Appropriated from:

Federal revenues:

Federal indirect funds.....		478,300
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Special revenue funds:

Certification fees		61,200
State general fund/general purpose		<u>\$ 62,300</u>

Sec. 111. ADMINISTRATIVE LAW SERVICES

Full-time equated classified positions	2.0	
Administrative law operations—2.0 FTE positions.....		\$ 1,332,000
GROSS APPROPRIATION		<u>\$ 1,332,000</u>

Appropriated from:

Federal revenues:

Federal revenues.....		550,300
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Special revenue funds:

Certification fees		685,200
State general fund/general purpose		<u>\$ 96,500</u>

Sec. 112. ACCOUNTABILITY SERVICES

Full-time equated classified positions	65.6	
Accountability services operations—65.6 FTE positions.....		\$ 14,616,400
GROSS APPROPRIATION		<u>\$ 14,616,400</u>

Appropriated from:

Federal revenues:

Federal revenues.....		13,441,100
State general fund/general purpose		<u>\$ 1,175,300</u>

Sec. 113. SCHOOL SUPPORT SERVICES

Full-time equated classified positions	82.6	
School support services operations—82.6 FTE positions.....		\$ 15,087,200
Federal and private grants		3,000,000
GROSS APPROPRIATION		<u>\$ 18,087,200</u>

Appropriated from:

Federal revenues:

Federal revenues.....		16,240,500
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Special revenue funds:

Local school district service fees		11,700
Private foundations		1,000,000
Certification fees		85,600
Commodity distribution fees		71,700
State general fund/general purpose		<u>\$ 677,700</u>

Sec. 114. FIELD SERVICES

Full-time equated classified positions	45.0	
Field services operations—45.0 FTE positions.....		\$ 9,174,400
GROSS APPROPRIATION		<u>\$ 9,174,400</u>

Appropriated from:

Federal revenues:

Federal revenues.....		8,874,900
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	For Fiscal Year Ending Sept. 30, 2016
Special revenue funds:	
Certification fees	77,000
State general fund/general purpose	\$ 222,500
Sec. 115. EDUCATIONAL IMPROVEMENT AND INNOVATION SERVICES	
Full-time equated classified positions 59.7	
Educational improvement and innovation operations—59.7 FTE positions	\$ 9,362,500
Educator evaluations and assessments.....	2,500,000
GROSS APPROPRIATION	\$ 11,862,500
Appropriated from:	
Federal revenues:	
Federal revenues	6,500,600
Special revenue funds:	
Certification fees	556,900
State general fund/general purpose	\$ 4,805,000
Sec. 116. CAREER AND TECHNICAL EDUCATION	
Full-time equated classified positions 27.0	
Career and technical education operations—27.0 FTE positions.....	\$ 4,748,800
GROSS APPROPRIATION	\$ 4,748,800
Appropriated from:	
Federal revenues:	
Federal revenues	3,818,600
State general fund/general purpose	\$ 930,200
Sec. 117. LIBRARY OF MICHIGAN	
Full-time equated classified positions 33.0	
Library of Michigan operations—32.0 FTE positions	\$ 4,408,800
Library services and technology program—1.0 FTE position	5,606,800
State aid to libraries	9,876,000
Michigan eLibrary	1,750,000
Renaissance zone reimbursements.....	5,300,000
GROSS APPROPRIATION	\$ 26,941,600
Appropriated from:	
Federal revenues:	
IMLS, library services and technology act	5,606,800
State general fund/general purpose	\$ 21,334,800

PART 1B

SUPPLEMENTAL LINE-ITEM APPROPRIATIONS

Sec. 151. There is appropriated for the department of education for the fiscal year ending September 30, 2015, from the following funds:

DEPARTMENT OF EDUCATION

APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$ (2,703,500)
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	\$ (2,703,500)
Federal revenues:	
Total federal revenues.....	0
Special revenue funds:	
Total local revenues.....	0
Total private revenues.....	0
Total other state restricted revenues	0
State general fund/general purpose	\$ (2,703,500)
Sec. 152. MICHIGAN OFFICE OF GREAT START	
Child development and care public assistance	\$ (2,703,500)
GROSS APPROPRIATION	\$ (2,703,500)
Appropriated from:	
State general fund/general purpose	\$ (2,703,500)

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2015-2016

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 the fiscal year ending September 30, 2016 is \$82,568,300.00 and state spending from state resources to be paid to local units of government for the fiscal year ending September 30, 2016 is \$15,176,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF EDUCATION

State aid to libraries.. .. .	\$ 9,876,000
Renaissance zone reimbursements.....	5,300,000
Total department of education.....	\$ <u>15,176,000</u>

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

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

- (a) "Department" means the Michigan department of education.
- (b) "District" means a local school district as defined in section 6 of the revised school code, 1976 PA 451, MCL 380.6, or a public school academy as defined in section 5 of the revised school code, 1976 PA 451, MCL 380.5.
- (c) "FTE" means full-time equated.
- (d) "IMLS" means Institute of Museum and Library Services.
- (e) "Fund-raising activity" means an ongoing fund-raising activity that is scheduled to take place at more than 1 time during a school day or throughout the school day.

Sec. 204. The state superintendent of public instruction shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The state superintendent of public instruction shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 205. The departments and agencies receiving appropriations under part 1 shall use the Internet to fulfill the reporting requirements of this part. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or Intranet site.

Sec. 206. The department shall provide through the Internet the state board of education agenda and all supporting documents, and shall notify the state budget director and the senate and house fiscal agencies that the agenda and supporting documents are available on the Internet, at the time the agenda and supporting documents are provided to state board of education members.

Sec. 207. The department shall cooperate with the department of technology, management, and budget to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

- (a) Fiscal year-to-date expenditures by category.
- (b) Fiscal year-to-date expenditures by appropriation unit.
- (c) Fiscal year-to-date payments to a selected vendor, including the vendor name, payment date, payment amount, and payment description.
- (d) The number of active department employees by job classification.
- (e) Job specifications and wage rates.

Sec. 208. The department shall require all districts and intermediate school districts to maintain complete records within the personnel file of a teacher or school employee of any disciplinary actions taken by the governing board against the teacher or employee for sexual misconduct. The records shall not be destroyed or removed from the teacher's or employee's personnel file except as required by a court order.

Sec. 211. To the extent the state continues to identify schools as meeting proficiency targets, before publishing a list of schools or districts determined to have failed to make adequate yearly progress as required by the no child left behind act of 2001, Public Law 107-110, the department shall allow a school or district to appeal that determination. Those appeals shall be addressed before designation may be published.

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

Sec. 214. The department and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds

appropriated in the department's budget. The report shall be submitted to the senate and house appropriations committees, the house and senate fiscal agencies, and the state budget director. The report must include the following information:

(a) The dates of each travel occurrence.

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

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

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

Sec. 219. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$700,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$250,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

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

Sec. 222. The department shall maintain, on a publicly accessible website, a department scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the agency's performance.

Sec. 226. Not later than November 30, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the office of the state budget, the chairpersons of the senate and house appropriations committees, and the senate and house fiscal agencies.

Sec. 227. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees responsible for the department budget, respectively, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the fiscal years ending September 30, 2015 and September 30, 2016.

Sec. 230. The department may assist the department of community health, other departments, and local school districts to secure reimbursement for eligible services provided in Michigan schools from the federal Medicaid program. The department may submit reports of direct expenses related to this effort to the department of community health for reimbursement.

Sec. 231. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2016 is estimated at \$15,492,600.00. Total agency appropriations for pension-related legacy costs are estimated at \$8,793,500.00. Total agency appropriations for retiree health care legacy costs are estimated at \$6,699,100.00.

Sec. 233. No state department or agency shall issue a request for proposal (RFP) for a contract in excess of \$1,000,000.00, unless the department or agency has first considered issuing a request for information (RFI) or a request for qualification (RFQ) relative to that contract to better enable the department or agency to learn more about the market for the products or services that are the subject of the future RFP. The department or agency shall notify the department of technology, management, and budget of the evaluation process used to determine if an RFI or RFQ was not necessary prior to issuing the RFP.

Sec. 234. In addition to the metrics required under section 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for each new program or program enhancement for which funds in excess of \$500,000.00 are appropriated in part 1, the department shall provide not later than November 1, 2015 a list of program-specific metrics intended to measure its performance based on a return on taxpayer investment. The department shall deliver the program-specific metrics to members of the senate and house subcommittees that have subject matter jurisdiction for this budget, fiscal agencies, and the state budget director. The department shall provide an update on its progress in tracking program-specific metrics and the status of program success at an appropriations subcommittee meeting called for by the subcommittee chair.

Sec. 235. The department shall not enter into a contract funded under part 1 that exceeds \$1,000,000.00 or seek a federal waiver from the no child left behind act of 2001, Public Law 107-110, or an amendment to the federal waiver, until after notification of the content to both the house and senate appropriations committees.

Sec. 236. From the funds appropriated in part 1, the department shall compile a report that identifies the mandates required of nonpublic schools. In compiling the report, the department may consult with relevant statewide education associations in Michigan. The report compiled by the department shall indicate the type of mandate, including, but not limited to, student health, student or building safety, accountability, and educational requirements, and shall indicate whether a school has to report on the specified mandates. The report required under this section shall be completed by April 1, 2016 and transmitted to the state budget director, the house and senate appropriations subcommittees responsible for the department of education, and the senate and house fiscal agencies not later than April 15, 2016.

Sec. 237. From the funds appropriated in part 1, the department shall take all necessary steps to ensure maximum state and local control over the implementation of school meal programs established under section 1272a of the revised school code, 1976 PA 451, MCL 380.1272a. This shall include, but is not limited to, establishing an upper limit on the number and frequency of fund-raising activities that may take place in a public school during school hours that allow the sale of food and beverage items that do not meet the nutritional standards. The department shall ensure that this upper limit is not less than 2 fund-raising activities per week.

STATE BOARD/OFFICE OF THE SUPERINTENDENT

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

- (a) State board of education - president - \$110.00 per day.
- (b) State board of education - member other than president - \$100.00 per day.
- (2) A state board of education member shall not be paid a per diem for more than 30 days per year.

Sec. 302. From the amount appropriated in part 1 to the state board of education, not more than \$35,000.00 for the fiscal year ending September 30, 2016 shall be expended for in-state travel and out-of-state travel directly related to the duties of the state board of education.

MICHIGAN SCHOOLS FOR THE DEAF AND BLIND

Sec. 401. The employees at the Michigan schools for the deaf and blind who work on a school year basis are considered annual employees for purposes of service credits, retirement, and insurance benefits.

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

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

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

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

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

Sec. 408. In addition to the funds appropriated in part 1, the funds collected by the Michigan schools for the deaf and the low incidence outreach program for document reproduction and services; conferences, workshops, and training classes; and the use of specialized equipment, facilities, and software are appropriated for all expenses necessary to provide the required services. These funds are available for expenditure when they are received and may be carried forward into the next succeeding fiscal year.

PROFESSIONAL PREPARATION SERVICES

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

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

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

STATE AID AND SCHOOL FINANCE SERVICES

Sec. 601. Funds appropriated in part 1 for the financial independence team shall be expended for the purpose of implementing an early warning system to identify districts and intermediate school districts that are in need of financial attention. The financial independence team shall provide expertise, technical assistance, and the resources necessary to address the financial needs for those identified distressed districts and intermediate school districts.

LIBRARY OF MICHIGAN

Sec. 801. In addition to the funds appropriated in part 1, the funds collected by the department for document reproduction and services; conferences, workshops, and training classes; and the use of specialized equipment, facilities, and software are appropriated for all expenses necessary to provide the required services. These funds are available for expenditure when they are received and may be carried forward into the next succeeding fiscal year.

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

Sec. 804. (1) The funds appropriated in part 1 for renaissance zone reimbursements shall be used to reimburse public libraries under section 12 of the Michigan renaissance zone act, 1996 PA 376, MCL 125.2692, for taxes levied in 2015. The allocations shall be made not later than 60 days after the department of treasury certifies to the department and to the state budget director that the department of treasury has received all necessary information to properly determine the amounts due to each eligible recipient.

(2) If the amount appropriated under this section is not sufficient to fully pay obligations under this section, payments shall be prorated on an equal basis among all eligible public libraries.

Sec. 806. From the increased funds appropriated in part 1 for state aid to public libraries, it is the intent of the legislature that the department shall increase the state aid grants to libraries to support local library operations and programs including those that develop and improve early literacy skills by highlighting early literacy resources for emerging readers. The intent of the increase is to increase the number of children who are reading at grade level by the end of third grade.

SCHOOL SUPPORT SERVICES

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

MICHIGAN OFFICE OF GREAT START

Sec. 1001. By November 1, 2015, the department shall submit a report to the house and senate appropriations subcommittees on the department of education budget and the house and senate fiscal agencies on the number of eligible child care providers by type receiving payment for child care services from the department on October 1, 2015.

Sec. 1003. (1) The department shall provide the house and senate appropriations subcommittees on the department budget with an annual report on all funding appropriated to the Early Childhood Investment Corporation (ECIC) by the state for fiscal year 2014-2015. The report is due by February 15 and shall contain at least the following information:

- (a) Total funding appropriated to the Early Childhood Investment Corporation by the state for fiscal year 2014-2015.
- (b) The amount of funding for each grant awarded.
- (c) The grant recipients.
- (d) The activities funded by each grant.
- (e) An analysis of each grant recipient's success in addressing the development of a comprehensive system of early childhood services and supports.

(2) All department contracts for early childhood comprehensive systems planning shall be bid out through a statewide request-for-proposal process.

Sec. 1004. From the increased funds appropriated in part 1 for child development and care public assistance, the department shall expand the child development and care program in the current fiscal year. The purpose of this program expansion is to increase the number of low-income children in high-quality early learning programs, to increase the number of children ready for school at kindergarten entry, and to increase the number of children who are reading at grade level by the end of third grade.

Sec. 1005. From the funds appropriated in part 1, the department shall ensure that the kindergarten entry assessment includes a method for information to be provided regarding a child's participation in the great start readiness program.

Sec. 1006. The department shall post on its website a link to the federal Institute of Education Sciences' What Works Clearinghouse. The department also shall work to disseminate knowledge about the What Works Clearinghouse to districts and intermediate districts so that it may be used to improve reading proficiency for pupils in grades K to 3.

Sec. 1007. (1) From the increased funds appropriated in part 1 for child development and care - external support, the department shall create progress reports that shall include, but are not limited to, the following:

(a) Both the on-site and off-site activities that are intended to improve child care provider quality and the number of times those activities are performed by the licensing consultants.

(b) How many on-site visits a single licensing consultant has made since the start of the 2015-2016 fiscal year.

(c) The types of on-site visits and the number of visits for each type that a single consultant has made since the start of fiscal year 2015-2016.

(d) The number of providers that have improved their quality rating since the start of fiscal year 2015-2016 compared to the same time period in fiscal year 2014-2015.

(e) The types of activities that are intended to improve licensing consultant performance and child care provider quality and the number of times those activities are performed by the managers and administrators.

(2) The progress reports shall be sent to the state budget director, the house and senate subcommittees that oversee the department of education, and the house and senate fiscal agencies by April 1, 2016 and September 30, 2016.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2016-2017

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2017 for the line items listed in part 1. The fiscal year 2016-2017 appropriations are anticipated to be the same as those for fiscal year 2015-2016, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2016 consensus revenue estimating conference.

PART 2B

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2014-2015

GENERAL SECTIONS

Sec. 2201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1B for fiscal year 2014-2015 is (\$2,703,500.00) and state spending from state resources to be paid to local units of government for fiscal year 2014-2015 is \$0.00.

Sec. 2202. The appropriations authorized under this part and part 1B are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make and supplement appropriations for the department of education for the fiscal years ending September 30, 2015 and September 30, 2016; and to provide for the expenditure of the appropriations.

Phil Potvin
Tim Kelly
Kristy Pagan
Conferees for the House

Goeff Hansen
Phil Pavlov
Hoon-Yung Hopgood
Conferees for the Senate

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning
House Bill No. 4103, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236 and 236a (MCL 388.1836 and 388.1836a), section 236 as amended by 2015 PA 5 and section 236a as amended by 2014 PA 196.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 236, 236a, 236b, 236c, 241, 244, 246, 252, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282, 283, 284, and 286 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1844, 388.1846, 388.1852, 388.1856, 388.1863,

388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, 388.1884, and 388.1886), section 236 as amended by 2015 PA 5, sections 236a, 236b, 236c, 241, 246, 252, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282, 283, and 284 as amended by 2014 PA 196, section 244 as amended by 2013 PA 60, and section 286 as amended by 2012 PA 201, and by adding section 274c; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 236. (1) Subject to the conditions set forth in this article, the amounts listed in this section are appropriated for higher education for the fiscal year ending September 30, ~~2015~~, **2016**, from the funds indicated in this section. The following is a summary of the appropriations in this section:

(a) The gross appropriation is ~~\$1,516,496,300.00~~ **\$1,534,724,400.00**. After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is ~~\$1,516,496,300.00~~ **\$1,534,724,400.00**.

(b) The sources of the adjusted gross appropriation described in subdivision (a) are as follows:

(i) Total federal revenues, \$97,026,400.00.

(ii) Total local revenues, \$0.00.

(iii) Total private revenues, \$0.00.

(iv) Total other state restricted revenues, ~~\$206,567,900.00~~ **\$205,279,500.00**.

(v) State general fund/general purpose money, ~~\$1,212,902,000.00~~ **\$1,232,418,500.00**.

(2) Amounts appropriated for public universities are as follows:

(a) The appropriation for Central Michigan University is ~~\$79,115,000.00, \$73,540,100.00 for operations and \$5,574,900.00 for performance funding.~~ **\$80,904,400.00, \$79,164,800.00 FOR OPERATIONS AND \$1,739,600.00 FOR PERFORMANCE FUNDING.**

(b) The appropriation for Eastern Michigan University is ~~\$71,771,100.00, \$67,275,400.00 for operations and \$4,495,700.00 for performance funding.~~ **\$72,835,300.00, \$71,782,500.00 FOR OPERATIONS AND \$1,052,800.00 FOR PERFORMANCE FUNDING.**

(c) The appropriation for Ferris State University is ~~\$49,087,000.00, \$45,636,500.00 for operations and \$3,450,500.00 for performance funding.~~ **\$50,227,800.00, \$49,119,100.00 FOR OPERATIONS AND \$1,108,700.00 FOR PERFORMANCE FUNDING.**

(d) The appropriation for Grand Valley State University is ~~\$63,136,000.00, \$57,823,500.00 for operations and \$5,312,500.00 for performance funding.~~ **\$65,035,200.00, \$63,156,500.00 FOR OPERATIONS AND \$1,878,700.00 FOR PERFORMANCE FUNDING.**

(e) The appropriation for Lake Superior State University is ~~\$12,782,500.00, \$12,231,000.00 for operations and \$551,500.00 for performance funding.~~ **\$13,183,600.00, \$12,997,500.00 FOR OPERATIONS AND \$186,100.00 FOR PERFORMANCE FUNDING.**

(f) The appropriation for Michigan State University is ~~\$324,038,100.00, \$249,597,800.00 for operations, \$14,831,300.00 for performance funding, \$32,027,900.00 for MSU [AgBioResearch,] and \$27,581,100.00 for MSU extension.~~ **\$328,782,000.00, \$264,437,900.00 FOR OPERATIONS, \$3,841,000.00 FOR PERFORMANCE FUNDING, \$32,508,300.00 FOR MSU AGBIORESEARCH, AND \$27,994,800.00 FOR MSU EXTENSION.**

(g) The appropriation for Michigan Technological University is ~~\$45,923,100.00, \$43,473,800.00 for operations and \$2,449,300.00 for performance funding.~~ **\$46,662,000.00, \$45,938,000.00 FOR OPERATIONS AND \$724,000.00 FOR PERFORMANCE FUNDING.**

(h) The appropriation for Northern Michigan University is ~~\$44,277,200.00, \$41,741,400.00 for operations and \$2,535,800.00 for performance funding.~~ **\$45,020,400.00, \$44,338,300.00 FOR OPERATIONS AND \$682,100.00 FOR PERFORMANCE FUNDING.**

(i) The appropriation for Oakland University is ~~\$48,364,100.00, \$45,651,600.00 for operations and \$2,712,500.00 for performance funding.~~ **\$49,600,300.00, \$48,371,900.00 FOR OPERATIONS AND \$1,228,400.00 FOR PERFORMANCE FUNDING.**

(j) The appropriation for Saginaw Valley State University is ~~\$27,610,200.00, \$25,991,000.00 for operations and \$1,619,200.00 for performance funding.~~ **\$28,117,700.00, \$27,621,600.00 FOR OPERATIONS AND \$496,100.00 FOR PERFORMANCE FUNDING.**

(k) The appropriation for University of Michigan – Ann Arbor is ~~\$295,174,100.00, \$279,232,700.00 for operations and \$15,941,400.00 for performance funding.~~ **\$299,430,600.00, \$295,178,500.00 FOR OPERATIONS AND \$4,252,100.00 FOR PERFORMANCE FUNDING.**

(l) The appropriation for University of Michigan – Dearborn is ~~\$23,689,300.00, \$22,510,400.00 for operations and \$1,178,900.00 for performance funding.~~ **\$23,995,400.00, \$23,701,000.00 FOR OPERATIONS AND \$294,400.00 FOR PERFORMANCE FUNDING.**

(m) The appropriation for University of Michigan – Flint is ~~\$21,337,700.00, \$19,938,200.00 for operations and \$1,399,500.00 for performance funding.~~ **\$21,763,700.00, \$21,359,600.00 FOR OPERATIONS AND \$404,100.00 FOR PERFORMANCE FUNDING.**

(n) The appropriation for Wayne State University is ~~\$190,519,800.00, \$183,398,300.00 for operations and \$7,121,500.00 for performance funding.~~ **\$191,346,700.00, \$190,529,900.00 FOR OPERATIONS AND \$816,800.00 FOR PERFORMANCE FUNDING.**

(o) The appropriation for Western Michigan University is ~~\$102,742,000.00, \$97,279,000.00 for operations and \$5,463,000.00 for performance funding.~~ **\$104,155,600.00, \$102,761,100.00 FOR OPERATIONS AND \$1,394,500.00 FOR PERFORMANCE FUNDING.**

(3) The amount appropriated in subsection (2) for public universities is appropriated from the following:

(a) State school aid fund, \$200,019,500.00.

(b) State general fund/general purpose money, ~~\$1,199,547,700.00.~~ **\$1,221,041,200.00.**

(4) The amount appropriated for Michigan public school employees' retirement system reimbursement is ~~\$2,446,200.00.~~ **\$5,160,000.00,** appropriated from the state school aid fund.

(5) ~~For fiscal year 2014-2015 only, in addition to the amount appropriated under subsection (4), \$4,002,200.00 is appropriated for Michigan public school employees' retirement system reimbursement, appropriated from the state school aid fund.~~

(5) ~~(6)~~ The amount appropriated for state and regional programs is ~~\$2,295,000.00.~~ **\$315,000.00,** appropriated from general fund/general purpose money and allocated as follows:

~~(a) College access program, \$2,000,000.00.~~

~~(A) (b) Higher education database modernization and conversion, \$200,000.00.~~

~~(B) (c) Midwestern higher education compact, \$95,000.00.~~ **HIGHER EDUCATION COMPACT, \$115,000.00.**

(6) ~~(7)~~ The amount appropriated for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks program is \$2,691,500.00, appropriated from general fund/general purpose money and allocated as follows:

(a) Select student support services, \$1,956,100.00.

(b) Michigan college/university partnership program, \$586,800.00.

(c) Morris Hood, Jr. educator development program, \$148,600.00.

(7) ~~(8)~~ Subject to subsection (9), ~~(8)~~, the amount appropriated for grants and financial aid is ~~\$105,494,200.00.~~ **\$105,497,200.00,** allocated as follows:

(a) State competitive scholarships, \$18,361,700.00.

(b) Tuition grants, ~~\$33,532,500.00.~~ **\$34,035,500.00.**

(c) Tuition incentive program, \$48,500,000.00.

(d) Children of veterans and officer's survivor tuition grant programs, \$1,400,000.00.

(e) Project GEAR-UP, \$3,200,000.00.

~~(f) North American Indian tuition waivers, \$500,000.00.~~

~~(8) (9)~~ The money appropriated in subsection (8) ~~(7)~~ for grants and financial aid is appropriated from the following:

(a) Federal revenues under the United States department of education, office of elementary and secondary education, **DEPARTMENT OF EDUCATION, OFFICE OF ELEMENTARY AND SECONDARY EDUCATION,** GEAR-UP program, \$3,200,000.00.

(b) Federal revenues under the social security act, temporary assistance for needy families, \$93,826,400.00.

(c) Contributions to children of veterans tuition grant program, \$100,000.00.

(d) State general fund/general purpose money, ~~\$8,367,800.00.~~ **\$8,370,800.00.**

Sec. 236a. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, ~~2016-2017~~ for the items listed in section 236. The fiscal year ~~2015-2016~~ **2016-2017** appropriations are anticipated to be the same as those for fiscal year ~~2014-2015,~~ **2015-2016,** except that the amounts will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January ~~2015-2016~~ consensus revenue estimating conference.

Sec. 236b. In addition to the funds appropriated in section 236, there is appropriated for grants and financial aid in fiscal year ~~2014-2015~~ **2015-2016** an amount not to exceed \$6,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393, for another purpose under this article.

Sec. 236c. In addition to the funds appropriated for fiscal year ~~2014-2015~~ **2015-2016** in section 236, appropriations to the department of technology, management, and budget in the act providing general appropriations for fiscal year ~~2014-2015~~ **2015-2016** for state building authority rent, totaling an estimated ~~\$124,825,300.00,~~ **\$135,995,300.00,** provide funding for the state share of costs for previously constructed capital projects for state universities. These appropriations for state building authority rent represent additional state general fund support provided to public universities, and the following is an estimate of the amount of that support to each university:

(a) Central Michigan University, ~~\$9,103,200.00.~~ **\$9,551,800.00.**

(b) Eastern Michigan University, ~~\$4,861,700.00.~~ **\$4,860,900.00.**

(c) Ferris State University, ~~\$6,252,200.00.~~ **\$6,251,200.00.**

(d) Grand Valley State University, ~~\$4,252,500.00.~~ **\$6,952,300.00.**

(e) Lake Superior State University, ~~\$1,112,900.00.~~ **\$1,720,300.00.**

(f) Michigan State University, ~~\$16,101,200.00.~~ **\$16,549,200.00.**

- (g) Michigan Technological University, ~~\$7,444,600.00~~ **\$7,443,400.00.**
- (h) Northern Michigan University, ~~\$8,016,400.00~~ **\$9,706,200.00.**
- (i) Oakland University, ~~\$10,969,800.00~~ **\$12,993,400.00.**
- (j) Saginaw Valley State University, ~~\$9,777,400.00~~ **\$9,865,800.00.**
- (k) University of Michigan - Ann Arbor, ~~\$9,159,200.00~~ **\$9,607,800.00.**
- (l) University of Michigan - Dearborn, ~~\$6,296,200.00~~ **\$6,745,200.00.**
- (m) University of Michigan - Flint, ~~\$2,855,000.00~~ **\$3,104,000.00.**
- (n) Wayne State University, ~~\$13,679,800.00~~ **\$15,703,000.00.**
- (o) Western Michigan University, ~~\$14,943,200.00~~ **\$14,940,800.00.**

Sec. 241. (1) Subject to ~~section~~ **SECTIONS 244 AND** 265a, the funds appropriated in section 236 to public universities shall be paid out of the state treasury and distributed by the state treasurer to the respective institutions in 11 equal monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, ~~2014~~ **2015**. Except for Wayne State University, each institution shall accrue its July and August ~~2015~~ **2016** payments to its institutional fiscal year ending June 30, ~~2015~~ **2016**.

(2) All public universities shall submit higher education institutional data inventory (HEIDI) data and associated financial and program information requested by and in a manner prescribed by the state budget director. For public universities with fiscal years ending June 30, ~~2014~~ **2015**, these data shall be submitted to the state budget director by October 15, ~~2014~~ **2015**. Public universities with a fiscal year ending September 30, ~~2014~~ **2015** shall submit preliminary HEIDI data by November 15, ~~2014~~ **2015** and final data by December 15, ~~2014~~ **2015**. If a public university fails to submit HEIDI data and associated financial aid program information in accordance with this reporting schedule, the state treasurer may withhold the monthly installments under subsection (1) to the public university until those data are submitted.

Sec. 244. A public university receiving funds in section 236 shall cooperate with all measures taken by the state to develop, operate, and maintain the statewide P-20 longitudinal data system described in section 94a. If the state budget director finds that a university has not complied with this section, the state budget director is authorized to withhold the monthly installments provided to that university under section ~~236~~ **241** until he or she finds the university has complied with this section.

Sec. 246. (1) **ALL OF THE FOLLOWING APPLY TO THE ALLOCATION OF THE FISCAL YEAR 2015-2016 APPROPRIATIONS DESCRIBED IN SECTION 236(4) FOR PAYMENTS TO UNIVERSITIES THAT ARE PARTICIPATING ENTITIES OF THE MICHIGAN PUBLIC SCHOOL EMPLOYEES' RETIREMENT SYSTEM:**

(A) The funds appropriated in section ~~236~~ **236(4)** for Michigan public school employees' retirement system reimbursement shall be allocated to each participating public university under this section based on each participating public university's percentage of the total combined payrolls of the universities' employees who are members of the retirement system and who were hired before January 1, 1996 and the universities' employees who would have been members of the retirement system on or after January 1, 1996, but for the enactment of 1995 PA 272 for all public universities that are participating public universities for the immediately preceding state fiscal year.

(B) **THE AMOUNT OF A PAYMENT UNDER SECTION 236(4) SHALL BE EQUAL TO THE DIFFERENCE BETWEEN THE UNFUNDED ACTUARIAL ACCRUED LIABILITY CONTRIBUTION RATE FOR UNIVERSITY REPORTING UNITS AS CALCULATED UNDER SECTION 41 OF THE PUBLIC SCHOOL EMPLOYEES RETIREMENT ACT OF 1979, 1980 PA 300, MCL 38.1341, AS CALCULATED WITHOUT TAKING INTO ACCOUNT THE MAXIMUM EMPLOYER RATE OF 25.73% INCLUDED IN SECTION 41 OF THE PUBLIC SCHOOL EMPLOYEES RETIREMENT ACT OF 1979, 1980 PA 300, MCL 38.1341, AND THE MAXIMUM EMPLOYER RATE FOR UNIVERSITY REPORTING UNITS OF 25.73% UNDER SECTION 41 OF THE PUBLIC SCHOOL EMPLOYEES RETIREMENT ACT OF 1979, 1980 PA 300, MCL 38.1341.** Payments shall be made in a form and manner determined by the office of retirement services.

(C) A public university that receives money under ~~this~~ **section 236(4)** shall use that money solely for the purpose of offsetting a portion of the retirement contributions, ~~owed by the university.~~ **EACH PARTICIPATING UNIVERSITY THAT RECEIVES FUNDS UNDER SECTION 236(4) SHALL FORWARD AN AMOUNT EQUAL TO THE AMOUNT RECEIVED UNDER SECTION 236(4) TO THE MICHIGAN PUBLIC SCHOOL EMPLOYEES' RETIREMENT SYSTEM IN A FORM AND MANNER DETERMINED BY THE OFFICE OF RETIREMENT SERVICES.**

(2) As used in this section, "participating public university" means a public university that is a reporting unit of the Michigan public school employees' retirement system under the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1301 to ~~38.1408~~, **38.1437**, and that pays contributions to the Michigan public school employees' retirement system for the state fiscal year.

Sec. 252. (1) The amounts appropriated in section 236 for the state tuition grant program shall be distributed pursuant to 1966 PA 313, MCL 390.991 to 390.997a.

(2) Tuition grant awards shall be made to all eligible Michigan residents enrolled in undergraduate degree programs who are qualified and who apply before July 1 of each year for the next academic year.

(3) Pursuant to section 5 of 1966 PA 313, MCL 390.995, and subject to subsections (7) and (8), the department of treasury shall determine an actual maximum tuition grant award per student, which shall be no less than \$1,512.00, that ensures that the aggregate payments for the tuition grant program do not exceed the appropriation contained in section 236 for the state tuition

grant program. If the department determines that insufficient funds are available to establish a maximum award amount equal to at least \$1,512.00, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the estimated amount of additional funds necessary to establish a \$1,512.00 maximum award amount. If the department determines that sufficient funds are available to establish a maximum award amount equal to at least \$1,512.00, the department shall immediately report to the house and senate appropriations subcommittees on higher education, the house and senate fiscal agencies, and the state budget director regarding the maximum award amount established and the projected amount of any projected year-end appropriation balance based on that maximum award amount. By ~~December 15, and again by~~ February 18 of each fiscal year, the department shall analyze the status of award commitments, shall make any necessary adjustments, and shall confirm that those award commitments will not exceed the appropriation contained in section 236 for the tuition grant program. The determination and actions shall be reported to the state budget director and the house and senate fiscal agencies no later than the final day of February of each year. If award adjustments are necessary, the students shall be notified of the adjustment by March 4 of each year.

(4) Any unexpended and unencumbered funds remaining on September 30, ~~2015-2016~~ from the amounts appropriated in section 236 for the tuition grant program for fiscal year ~~2014-2015-2015-2016~~ shall not lapse on September 30, ~~2015, 2016,~~ but shall continue to be available for expenditure for tuition grants provided in the ~~2015-2016-2016-2017~~ fiscal year under a work project account. The use of these unexpended fiscal year ~~2014-2015-2015-2016~~ funds shall terminate at the end of the ~~2015-2016-2016-2017~~ fiscal year.

(5) The department of treasury shall continue a proportional tuition grant maximum award level for recipients enrolled less than full-time in a given semester or term.

(6) If the department of treasury increases the maximum award per eligible student from that provided in the previous fiscal year, it shall not have the effect of reducing the number of eligible students receiving awards in relation to the total number of eligible applicants. Any increase in the maximum grant shall be proportional for all eligible students receiving awards for that fiscal year.

(7) Except as provided in subsection (4), the department of treasury shall not award more than \$3,200,000.00 in tuition grants to eligible students enrolled in the same independent nonprofit college or university in this state. Any decrease in the maximum grant shall be proportional for all eligible students enrolled in that college or university, as determined by the department.

(8) The department of treasury shall not award tuition grants to otherwise eligible students enrolled in an independent college or university that does not report, in a form and manner directed by and satisfactory to the department of treasury, by ~~August 31~~ **SEPTEMBER 30** of each year, ~~beginning with August 31, 2015,~~ all of the following:

(a) The number of students in the most recently completed academic year ~~that~~ **WHO IN ANY ACADEMIC YEAR** received a state tuition grant **AT THE REPORTING INSTITUTION** and successfully completed a program or graduated.

(b) The number of students in the most recently completed academic year ~~that~~ **WHO IN ANY ACADEMIC YEAR** received a state tuition grant **AT THE REPORTING INSTITUTION** and took a remedial education class.

(c) The number of students in the most recently completed academic year ~~that~~ **WHO IN ANY ACADEMIC YEAR** received a Pell grant **AT THE REPORTING INSTITUTION** and successfully completed a program or graduated.

(9) BY FEBRUARY 1, 2016, EACH INDEPENDENT COLLEGE AND UNIVERSITY PARTICIPATING IN THE TUITION GRANT PROGRAM SHALL REPORT TO THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR ON ITS EFFORTS TO DEVELOP AND IMPLEMENT SEXUAL ASSAULT RESPONSE TRAINING FOR THE INSTITUTION'S TITLE IX COORDINATOR, CAMPUS LAW ENFORCEMENT PERSONNEL, CAMPUS PUBLIC SAFETY PERSONNEL, AND ANY OTHER CAMPUS PERSONNEL CHARGED WITH RESPONDING TO ON-CAMPUS INCIDENTS, INCLUDING INFORMATION ON SEXUAL ASSAULT RESPONSE TRAINING MATERIALS AND THE STATUS OF IMPLEMENTING SEXUAL ASSAULT RESPONSE TRAINING FOR INSTITUTIONAL PERSONNEL.

Sec. 256. (1) The funds appropriated in section 236 for the tuition incentive program shall be distributed as provided in this section and pursuant to the administrative procedures for the tuition incentive program of the department of treasury.

(2) As used in this section:

(a) "Phase I" means the first part of the tuition incentive assistance program defined as the academic period of 80 semester or 120 term credits, or less, leading to an associate degree or certificate.

(b) "Phase II" means the second part of the tuition incentive assistance program which provides assistance in the third and fourth year of 4-year degree programs.

(c) "Department" means the department of treasury.

(3) An individual shall meet the following basic criteria and financial thresholds to be eligible for tuition incentive benefits:

(a) To be eligible for phase I, an individual shall meet all of the following criteria:

(i) Apply for certification to the department any time after he or she begins the sixth grade but before August 31 of the school year in which he or she graduates from high school or before completing a general education development certificate.

(ii) Be less than 20 years of age at the time he or she graduates from high school with a diploma or certificate of completion or completes a general education development certificate.

- (iii) Be a United States citizen and a resident of Michigan according to institutional criteria.
- (iv) Be at least a half-time student, earning less than 80 semester or 120 term credits at a participating educational institution within 4 years of high school graduation or completion of a general education development certificate.
- (v) Request information on filing a FAFSA.
- (vi) Must meet the satisfactory academic progress policy of the educational institution he or she attends.
- (b) To be eligible for phase II, an individual shall meet either of the following criteria in addition to the criteria in subdivision (a):
 - (i) Complete at least 56 transferable semester or 84 transferable term credits.
 - (ii) Obtain an associate degree or certificate at a participating institution.
- (c) To be eligible for phase I or phase II, an individual must not be incarcerated and must be financially eligible as determined by the department. An individual is financially eligible for the tuition incentive program if he or she was eligible for Medicaid from the state of Michigan for 24 months within the 36 months before application. The department shall accept certification of Medicaid eligibility only from the department of human services for the purposes of verifying if a person is Medicaid eligible for 24 months within the 36 months before application. Certification of eligibility may begin in the sixth grade. As used in this subdivision, "incarcerated" does not include detention of a juvenile in a state-operated or privately operated juvenile detention facility.
- (4) For phase I, the department shall provide payment on behalf of a person eligible under subsection (3). The department shall reject billings that are excessive or outside the guidelines for the type of educational institution.
- (5) For phase I, all of the following apply:
 - (a) Payments for associate degree or certificate programs shall not be made for more than 80 semester or 120 term credits for any individual student at any participating institution.
 - (b) For persons enrolled at a Michigan community college, the department shall pay the current in-district tuition and mandatory fees. For persons residing in an area that is not included in any community college district, the out-of-district tuition rate may be authorized.
 - (c) For persons enrolled at a Michigan public university, the department shall pay lower division resident tuition and mandatory fees for the current year.
 - (d) For persons enrolled at a Michigan independent, nonprofit degree-granting college or university, or a Michigan federal tribally controlled community college, or Focus: HOPE, the department shall pay mandatory fees for the current year and a per-credit payment that does not exceed the average community college in-district per-credit tuition rate as reported on August 1, for the immediately preceding academic year.
 - (6) A person participating in phase II may be eligible for additional funds not to exceed \$500.00 per semester or \$400.00 per term up to a maximum of \$2,000.00 subject to the following conditions:
 - (a) Credits are earned in a 4-year program at a Michigan degree-granting 4-year college or university.
 - (b) The tuition reimbursement is for coursework completed within 30 months of completion of the phase I requirements.
 - (7) The department shall work closely with participating institutions to develop an application and eligibility determination process that will provide the highest level of participation and ensure that all requirements of the program are met.
 - (8) Applications for the tuition incentive program may be approved at any time after the student begins the sixth grade. If a determination of financial eligibility is made, that determination is valid as long as the student meets all other program requirements and conditions.
 - (9) Each institution shall ensure that all known available restricted grants for tuition and fees are used prior to billing the tuition incentive program for any portion of a student's tuition and fees.
 - (10) The department shall ensure that the tuition incentive program is well publicized and that eligible Medicaid clients are provided information on the program. The department shall provide the necessary funding and staff to fully operate the program.

Sec. 263. (1) Included in the appropriation in section 236 for fiscal year ~~2014-2015~~ **2015-2016** for MSU AgBioResearch is \$2,982,900.00 and included in the appropriation in section 236 for MSU ~~extension~~ **EXTENSION** is \$2,645,200.00 for ~~project~~ **PROJECT GREEN**. Project GREEN is intended to address critical regulatory, food safety, economic, and environmental problems faced by this state's plant-based agriculture, forestry, and processing industries. "GREEN" is an acronym for ~~generating research and extension to meet environmental and economic needs~~. **GENERATING RESEARCH AND EXTENSION TO MEET ENVIRONMENTAL AND ECONOMIC NEEDS.**

(2) The department of agriculture and rural development and Michigan State University, in consultation with agricultural commodity groups and other interested parties, shall develop ~~project~~ **PROJECT GREEN** and its program priorities.

Sec. 263a. (1) Not later than September 30 of each year, Michigan State University shall submit a report on MSU AgBioResearch and MSU ~~extension~~ **EXTENSION** to the house and senate appropriations subcommittees on agriculture and on higher education, the house and senate standing committees on agriculture, the house and senate fiscal agencies, and the state budget director for the preceding academic fiscal year.

- (2) The report required under subsection (1) shall include all of the following:
 - (a) Total funds expended by MSU AgBioResearch and by MSU ~~extension service~~ **EXTENSION** identified by state, local, private, federal, and university fund sources.

(b) The metric goals that were used to evaluate the impacts of programs operated by MSU ~~extension~~**EXTENSION** and MSU AgBioResearch. It is the intent of the legislature that the following metric goals will be used to evaluate the impacts of those programs:

(i) Increasing the number of agriculture and food-related firms collaborating with and using services of research and extension faculty and staff by 3% per year.

(ii) Increasing the number of individuals utilizing MSU ~~extension's~~**EXTENSION'S** educational services by 5% per year.

(iii) Increasing external funds generated in support of research and extension, beyond state appropriations, by 10% over the amounts generated in the past 3 state fiscal years.

(iv) Increasing the sector's total economic impact ~~from today's \$71,000,000,000.00~~ to **AT LEAST \$100,000,000,000.00**.

(v) ~~Doubling~~**INCREASING** Michigan's agricultural exports ~~from \$1,750,000,000.00~~ to **AT LEAST \$3,500,000,000.00**.

(vi) Increasing jobs in the food and agriculture sector by 10%.

(vii) Improving access by Michigan consumers to healthy foods by 20%.

(c) A review of major programs within both MSU AgBioResearch and MSU ~~extension~~**EXTENSION** with specific reference to accomplishments, impacts, and the metrics described in subdivision (b), including a specific accounting of Project GREEN expenditures and the impact of those expenditures.

Sec. 264. Included in the appropriation in section 236 for fiscal year ~~2014-2015~~**2015-2016** for Michigan State University is \$80,000.00 for the Michigan ~~future farmers of America association.~~**FUTURE FARMERS OF AMERICA ASSOCIATION**. This \$80,000.00 allocation shall not supplant any existing support that Michigan State University provides to the Michigan ~~future farmers of America association.~~**FUTURE FARMERS OF AMERICA ASSOCIATION**.

Sec. 265. (1) Payments under section 265a for performance funding shall only be made to a public university that certifies to the state budget director by August 31, ~~2014-2015~~ that its board did not adopt an increase in tuition and fee rates for resident undergraduate students after September 1, ~~2013-2014~~ for the ~~2013-2014~~**2014-2015** academic year and that its board will not adopt an increase in tuition and fee rates for resident undergraduate students for the ~~2014-2015~~**2015-2016** academic year that is greater than 3.2%. As used in this subsection:

(a) ~~Subject to subdivision (c), "fee"~~**"FEE"** means any board-authorized fee that will be paid by more than 1/2 of all resident undergraduate students at least once during their enrollment at a public university. A university increasing a fee that applies to a specific subset of students or courses shall provide sufficient information to prove that the increase applied to that subset will not cause the increase in the average amount of board-authorized total tuition and fees paid by resident undergraduate students in the ~~2014-2015~~**2015-2016** academic year to exceed the limit established in this subsection.

(b) "Tuition and fee rate" means the average of full-time rates for all undergraduate classes, based on an average of the rates authorized by the university board and actually charged to students, deducting any ~~uniformly-rebated~~**UNIFORMLY REBATED** or refunded amounts, for the 2 semesters with the highest levels of full-time equated resident undergraduate enrollment during the academic year.

(c) For purposes of subdivision (a), for a public university that compels resident undergraduate students to be covered by health insurance as a condition to enroll at the university, "fee" includes the annual amount a student is charged for coverage by the university-affiliated group health insurance policy if he or she does not provide proof that he or she is otherwise covered by health insurance. This subdivision does not apply to limited subsets of resident undergraduate students to be covered by health insurance for specific reasons other than general enrollment at the university.

(2) The state budget director shall implement uniform reporting requirements to ensure that a public university receiving a payment under section 265a for performance funding has satisfied the tuition restraint requirements of this section. The state budget director shall have the sole authority to determine if a public university has met the requirements of this section. Information reported by a public university to the state budget director under this subsection shall also be reported to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies.

Sec. 265a. (1) Appropriations to public universities in section 236 for fiscal year ~~2014-2015~~**2015-2016** for performance funding shall be paid only to a public university that complies with section 265 and certifies to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies by August 31, ~~2014-2015~~ that it complies with all of the following requirements:

(a) The university participates in reverse transfer agreements described in section 286 with at least 3 Michigan community colleges or has made a good-faith effort to enter into reverse transfer agreements.

(b) The university does not and will not consider whether dual enrollment credits earned by an incoming student were utilized towards his or her high school graduation requirements when making a determination as to whether those credits may be used by the student toward completion of a university degree or certificate program.

(c) The university participates in the Michigan ~~transfer network~~**TRANSFER NETWORK** created as part of the Michigan ~~association of collegiate registrars and admissions officers~~**ASSOCIATION OF COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS** transfer agreement.

(2) Any performance funding amounts under section 236 that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) are unappropriated and reappropriated for performance funding to those public universities that meet the requirements under subsection (1), distributed in proportion to their performance funding appropriation amounts under section 236.

(3) The state budget director shall report to the house and senate appropriations subcommittees on higher education and the house and senate fiscal agencies by September ~~17, 2014,~~ **30, 2015**, regarding any performance funding amounts that are not paid to a public university because it did not comply with 1 or more requirements under subsection (1) and any reappropriation of funds under subsection (2).

(4) Performance funding amounts described in section 236 are distributed based on the following formula:

(a) ~~Proportional to each university's share of total operations funding appropriated in fiscal year 2010-2011, 50.0%.~~

(A) ~~(b)~~ Based on weighted undergraduate completions in critical skills areas, ~~11.1%~~ **22.2%**.

(B) ~~(c)~~ Based on research and development expenditures, for universities classified in Carnegie classifications as doctoral/research universities, research universities (high research activity), or research universities (very high research activity) only, ~~5.6%~~ **11.1%**.

(C) ~~(d)~~ Based on 6-year graduation rate, total degree completions, and institutional support as a percentage of core expenditures, and **THE PERCENTAGE OF** students receiving Pell grants, scored against national Carnegie classification peers and weighted by total undergraduate fiscal year equated students, ~~33.3%~~ **66.7%**.

(5) For purposes of determining the score of a university under subsection ~~(4)(d),~~ **(4)(C)**, each university is assigned 1 of the following scores:

(a) A university classified as in the top 20%, a score of 3.

(b) A university classified as above national median, a score of 2.

(c) A university classified as improving, a score of 2. It is the intent of the legislature that, beginning in the ~~2015-2016~~ **2016-2017** state fiscal year, a university classified as improving is assigned a score of 1.

(d) A university that is not included in subdivision (a), (b), or (c), a score of 0.

(6) For purposes of this section, "Carnegie classification" shall mean the basic classification of the university according to the most recent version of the Carnegie classification of institutions of higher education, published by the Carnegie ~~foundation for the advancement of teaching.~~ **FOUNDATION FOR THE ADVANCEMENT OF TEACHING.**

Sec. 267. All public universities shall submit the amount of tuition and fees actually charged to a full-time resident undergraduate student for academic year ~~2014-2015~~ **2015-2016** as part of their higher education institutional data inventory (HEIDI) data by August 31 of each year. A public university shall report any revisions for any semester of the reported academic year ~~2014-2015~~ **2015-2016** tuition and fee charges to HEIDI within 15 days of being adopted.

Sec. 268. (1) For the fiscal year ending September 30, ~~2014,~~ **2016**, it is the intent of the legislature that funds be allocated for unfunded North American Indian tuition waiver costs incurred by public universities under 1976 PA 174, MCL 390.1251 to 390.1253, from the general fund.

~~(2) Appropriations in section 236(8)(f) for North American Indian tuition waivers shall be paid to universities under section 2a of 1976 PA 174, MCL 390.1252a. Allocations shall be adjusted for amounts included in university operations appropriations. If funds are insufficient to support the entire cost of waivers, amounts shall be prorated.~~

~~(2) (3)~~ By February 15 of each year, the department of civil rights shall annually submit to the state budget director, the house and senate appropriations subcommittees on higher education, and the house and senate fiscal agencies a report on North American Indian tuition waivers for the preceding fiscal year that includes, but is not limited to, all of the following information for each postsecondary institution:

(a) The total number of waiver applications.

(b) The total number of waivers granted and the monetary value of each waiver.

(c) The number of students who withdraw from classes.

(d) The number of students who successfully complete a degree or certificate program and the 6-year graduation rate.

(3) A PUBLIC UNIVERSITY THAT RECEIVES FUNDS UNDER SECTION 236 SHALL PROVIDE TO THE DEPARTMENT OF CIVIL RIGHTS ANY INFORMATION NECESSARY FOR PREPARING THE REPORT DETAILED IN SUBSECTION (2).

Sec. 269. For fiscal year ~~2014-2015,~~ **2015-2016**, from the amount appropriated in section 236 to Central Michigan University for operations, \$29,700.00 shall be paid to Saginaw Chippewa Tribal College for the costs of waiving tuition for North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

Sec. 270. For fiscal year ~~2014-2015~~ **2015-2016**, from the amount appropriated in section 236 to Lake Superior State University for operations, \$100,000.00 shall be paid to Bay Mills Community College for the costs of waiving tuition for North American Indians under 1976 PA 174, MCL 390.1251 to 390.1253.

Sec. 274. It is the intent of the legislature that public and private organizations that conduct human embryonic stem cell derivation subject to section 27 of article I of the state constitution of 1963 will provide information to the director of the department of ~~community-health~~ **AND HUMAN SERVICES** by December 1, ~~2014~~ **2015** that includes all of the following:

(a) Documentation that the organization conducting human embryonic stem cell derivation is conducting its activities in compliance with the requirements of section 27 of article I of the state constitution of 1963 and all relevant ~~national institutes of health~~ **NATIONAL INSTITUTES OF HEALTH** guidelines pertaining to embryonic stem cell derivation.

(b) A list of all human embryonic stem cell lines submitted by the organization to the ~~national institutes of health~~ **NATIONAL INSTITUTES OF HEALTH** for inclusion in the ~~human embryonic stem cell registry~~ **HUMAN EMBRYONIC STEM CELL REGISTRY** before and during fiscal year ~~2013-2014,~~ **2014-2015**, and the status of each submission as approved, pending approval, or review completed but not yet accepted.

(c) Number of human embryonic stem cell lines derived and not submitted for inclusion in the ~~human embryonic stem cell registry~~, **HUMAN EMBRYONIC STEM CELL REGISTRY**, before and during fiscal year ~~2013-2014~~**2014-2015**.

SEC. 274C. BY FEBRUARY 1, 2016, EACH UNIVERSITY RECEIVING FUNDS UNDER SECTION 236 SHALL REPORT TO THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON HIGHER EDUCATION, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR ON ITS EFFORTS TO DEVELOP AND IMPLEMENT SEXUAL ASSAULT RESPONSE TRAINING FOR THE UNIVERSITY'S TITLE IX COORDINATOR, CAMPUS LAW ENFORCEMENT PERSONNEL, CAMPUS PUBLIC SAFETY PERSONNEL, AND ANY OTHER CAMPUS PERSONNEL CHARGED WITH RESPONDING TO ON-CAMPUS INCIDENTS, INCLUDING INFORMATION ON SEXUAL ASSAULT RESPONSE TRAINING MATERIALS AND THE STATUS OF IMPLEMENTING SEXUAL ASSAULT RESPONSE TRAINING FOR CAMPUS PERSONNEL.

Sec. 276. (1) Included in the appropriation for fiscal year ~~2014-2015~~**2015-2016** for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future faculty program that is intended to increase the pool of academically or economically disadvantaged candidates pursuing faculty teaching careers in postsecondary education. Preference may not be given to applicants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage applications from applicants who would otherwise not adequately be represented in the graduate student and faculty populations. Each public university shall apply the percentage change applicable to every public university in the calculation of appropriations in section 236 to the amount of funds allocated to the future faculty program.

(2) The program shall be administered by each public university in a manner prescribed by the workforce development agency. The workforce development agency shall use a good faith effort standard to evaluate whether a fellowship is in default.

Sec. 277. (1) Included in the appropriation for fiscal year ~~2014-2015~~**2015-2016** for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day program that is intended to introduce academically or economically disadvantaged schoolchildren to the potential of a college education. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Public universities should encourage participation from those who would otherwise not adequately be represented in the student population.

(2) Individual program plans of each public university shall include a budget of equal contributions from this program, the participating public university, the participating school district, and the participating independent degree-granting college. College day funds shall not be expended to cover indirect costs. Not more than 20% of the university match shall be attributable to indirect costs. Each public university shall apply the percentage change applicable to every public university in the calculation of appropriations in section 236 to the amount of funds allocated to the college day program.

(3) The program described in this section shall be administered by each public university in a manner prescribed by the workforce development agency.

Sec. 278. (1) Included in section 236 for fiscal year ~~2014-2015~~**2015-2016** is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks select student support services program for developing academically or economically disadvantaged student retention programs for 4-year public and independent educational institutions in this state. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the student population.

(2) An award made under this program to any 1 institution shall not be greater than \$150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program described in this section shall be administered by the workforce development agency.

Sec. 279. (1) Included in section 236 for fiscal year ~~2014-2015~~**2015-2016** is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partnership program between 4-year public and independent colleges and universities and public community colleges, which is intended to increase the number of academically or economically disadvantaged students who transfer from community colleges into baccalaureate programs. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the transfer student population.

(2) The grants shall be made under the program described in this section to Michigan public and independent colleges and universities. An award to any 1 institution shall not be greater than \$150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program described in this section shall be administered by the workforce development agency.

Sec. 280. (1) Included in the appropriation for fiscal year ~~2014-2015~~**2015-2016** for each public university in section 236 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting professors program which is intended to increase the number of instructors in the classroom to provide role models for academically or economically disadvantaged students. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Public universities should encourage participation from those who would otherwise not adequately be represented in the student population.

(2) The program described in this section shall be administered by the workforce development agency.

Sec. 281. (1) Included in the appropriation for fiscal year ~~2014-2015~~**2015-2016** in section 236 is funding under the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr. educator development program which is intended to increase the number of academically or economically disadvantaged students who enroll in and complete K-12 teacher education programs at the baccalaureate level. Preference may not be given to participants on the basis of race, color, ethnicity, gender, or national origin. Institutions should encourage participation from those who would otherwise not adequately be represented in the teacher education student population.

(2) The program described in this section shall be administered by each state-approved teacher education institution in a manner prescribed by the workforce development agency.

(3) Approved teacher education institutions may and are encouraged to use student support services funding in coordination with the Morris Hood, Jr. funding to achieve the goals of the program described in this section.

Sec. 282. Each institution receiving funds **FOR FISCAL YEAR 2015-2016** under section 278, 279, or 281 shall notify the workforce development agency by April 15, ~~of each year 2016~~ as to whether it will expend by the end of its fiscal year the funds received under section 278, 279, or 281. Notwithstanding the award limitations in sections 278 and 279, the amount of funding reported as not being expended will be reallocated to the institutions that intend to expend all funding received under section 278, 279, or 281.

Sec. 283. (1) From the amount appropriated in section 236, the public universities shall systematically inform Michigan high schools regarding the academic status of students from each high school in a manner prescribed by the ~~presidents council, state universities~~ **PRESIDENTS COUNCIL, STATE UNIVERSITIES** of Michigan in cooperation with the Michigan ~~association of secondary school principals~~ **ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS**. Public universities shall also work with the center for educational performance and information to maintain a systematic approach for accomplishing this task.

(2) Michigan high schools shall systematically inform the public universities about the use of information received under this section in a manner prescribed by the Michigan ~~association of secondary school principals~~ **ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS** in cooperation with the ~~presidents council, state universities~~ **PRESIDENTS COUNCIL, STATE UNIVERSITIES** of Michigan.

Sec. 284. From the amount appropriated in section 236, the public universities shall inform Michigan community colleges regarding the academic status of community college transfer students in a manner prescribed by the ~~presidents council, state universities~~ **PRESIDENTS COUNCIL, STATE UNIVERSITIES** of Michigan in cooperation with the Michigan ~~community college association~~ **COMMUNITY COLLEGE ASSOCIATION**. Public universities shall also work with the center for educational performance and information to maintain a systematic approach for accomplishing this task.

Sec. 286. ~~It is the intent of the legislature that public~~ **PUBLIC** universities **SHALL** work with community colleges in the state to implement statewide reverse transfer agreements to increase the number of students that are awarded credentials of value upon completion of the necessary credits. ~~It is the intent of the legislature that these~~ **THESE** statewide agreements shall enable students who have earned a significant number of credits at a community college and transfer to a baccalaureate granting institution before completing a degree to transfer the credits earned at the baccalaureate institution back to the community college in order to be awarded a credential of value.

Enacting section 1. In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources for higher education for fiscal year 2015-2016 under article III of the state school aid act of 1979, 1979 PA 94, MCL 388.1836 to 388.1893, as amended by this amendatory act, is estimated at \$1,437,698,000.00 and the amount of that state spending from state sources to be paid to local units of government for fiscal year 2015-2016 is estimated at \$0.00.

Enacting section 2. Sections 259, 262a, 272a, 273, and 274a, of the state school aid act of 1979, 1979 PA 94, MCL 388.1859, 388.1862a, 388.1872a, 388.1873, and 388.1874a, are repealed effective October 1, 2015.

Enacting section 3. This amendatory act takes effect October 1, 2015.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to amend 1979 PA 94, entitled "An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 236, 236a, 236b, 236c, 241, 244, 246, 252, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282, 283, 284, and 286 (MCL 388.1836, 388.1836a, 388.1836b, 388.1836c, 388.1841, 388.1844, 388.1846, 388.1852, 388.1856, 388.1863, 388.1863a, 388.1864, 388.1865, 388.1865a, 388.1867, 388.1868, 388.1869, 388.1870, 388.1874, 388.1876, 388.1877, 388.1878, 388.1879, 388.1880, 388.1881, 388.1882, 388.1883, 388.1884, and 388.1886), section 236 as amended by 2015 PA 5, sections 236a, 236b, 236c, 241, 246, 252, 256, 263, 263a, 264, 265, 265a, 267, 268, 269, 270, 274, 276, 277, 278, 279, 280, 281, 282, 283, and 284 as amended by 2014 PA 196, section 244 as amended by 2013 PA 60, and section 286 as amended by 2012 PA 201, and by adding section 274c; and to repeal acts and parts of acts.

Michael D. McCready
Paul Muxlow
Sam Singh
Conferees for the House

Tonya Schuitmaker
Peter MacGregor
Curtis Hertel, Jr.
Conferees for the Senate

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning **House Bill No. 4105, entitled**

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the judiciary for the fiscal year ending September 30, 2016, from the following funds:

JUDICIARY

APPROPRIATION SUMMARY

Full-time equated exempted positions	489.0	
GROSS APPROPRIATION		\$ 284,651,400
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		2,362,900
ADJUSTED GROSS APPROPRIATION		\$ 282,288,500
Federal revenues:		
Total federal revenues.....		6,428,600
Special revenue funds:		
Total local revenues.....		7,229,000
Total private revenues.....		942,900
Total other state restricted revenues.....		84,245,800
State general fund/general purpose		\$ 183,442,200

Sec. 102. SUPREME COURT

Full-time equated exempted positions	246.0	
Supreme court administration—92.0 FTE positions		\$ 13,338,700
Judicial institute—13.0 FTE positions		2,159,100
State court administrative office—61.0 FTE positions		11,832,000
Judicial information systems—22.0 FTE positions.....		3,057,700
Direct trial court automation support—44.0 FTE positions.....		7,229,000
Foster care review board—10.0 FTE positions		1,285,900
Community dispute resolution—3.0 FTE positions		2,366,800
Other federal grants.....		275,100
Drug treatment courts.....		10,958,000
Mental health courts and diversion services—1.0 FTE position.....		5,334,700
Veterans courts		500,000
Swift and sure sanctions program		4,250,000
Next generation Michigan court system.....		4,116,000
GROSS APPROPRIATION		\$ 66,703,000

Appropriated from:

Interdepartmental grant revenues:		
IDG from department of state police		1,500,000
IDG from department of corrections.....		50,000
IDG from state police - Michigan justice training fund.....		339,200
Federal revenues:		
DOJ, victims assistance programs.....		56,500
DOJ, drug court training and evaluation.....		300,000
DOT, National Highway Traffic Safety Administration.....		2,203,500

	For Fiscal Year Ending Sept. 30, 2016
HHS, access and visitation grant.....	612,200
HHS, children’s justice grant	229,400
HHS, court improvement project.....	1,290,500
HHS, title IV-D child support program.....	1,009,700
HHS, title IV-E foster care program	386,500
Other federal grant revenues	275,100
Special revenue funds:	
Local - user fees.....	7,229,000
Private.....	188,100
Private - interest on lawyers trust accounts.....	258,600
Private - state justice institute	413,600
Community dispute resolution fund	2,366,800
Court of appeals filing/motion fees.....	1,641,800
Law exam fees.....	639,100
Drug court fund	1,920,500
Miscellaneous revenue.....	270,600
Justice system fund.....	566,800
State court fund	377,100
State general fund/general purpose	\$ 42,578,400
Sec. 103. COURT OF APPEALS	
Full-time equated exempted positions..... 175.0	
Court of appeals operations—175.0 FTE positions	\$ 22,606,900
GROSS APPROPRIATION	\$ 22,606,900
Appropriated from:	
State general fund/general purpose	\$ 22,606,900
Sec. 104. BRANCHWIDE APPROPRIATIONS	
Full-time equated exempted positions..... 4.0	
Branchwide appropriations—4.0 FTE positions.....	\$ 8,550,400
GROSS APPROPRIATION	\$ 8,550,400
Appropriated from:	
State general fund/general purpose	\$ 8,550,400
Sec. 105. JUSTICES’ AND JUDGES’ COMPENSATION	
Full-time judges positions	593.0
Supreme court justices’ salaries—7.0 justices	\$ 1,152,300
Court of appeals judges’ salaries—27.0 judges	4,087,900
District court judges’ state base salaries—243.0 judges	22,489,200
District court judicial salary standardization.....	11,111,000
Probate court judges’ state base salaries—103.0 judges.....	9,627,900
Probate court judicial salary standardization.....	4,669,600
Circuit court judges’ state base salaries—213.0 judges	20,064,100
Circuit court judicial salary standardization.....	9,739,200
Judges’ retirement system defined contributions	4,425,800
OASI, social security.....	5,736,600
GROSS APPROPRIATION	\$ 93,103,600
Appropriated from:	
Special revenue funds:	
Court fee fund	2,988,100
State general fund/general purpose	\$ 90,115,500
Sec. 106. JUDICIAL AGENCIES	
Full-time equated exempted positions..... 7.0	
Judicial tenure commission—7.0 FTE positions.....	\$ 1,115,200
GROSS APPROPRIATION	\$ 1,115,200
Appropriated from:	
State general fund/general purpose	\$ 1,115,200
Sec. 107. INDIGENT DEFENSE - CRIMINAL	
Full-time equated exempted positions..... 57.0	
Appellate public defender program—51.0 FTE positions.....	\$ 7,857,800

	For Fiscal Year Ending Sept. 30, 2016
Michigan indigent defense commission—6.0 FTE positions	996,700
GROSS APPROPRIATION	\$ 8,854,500
Appropriated from:	
Interdepartmental grant revenues:	
IDG from state police - Michigan justice training fund.....	473,700
Federal revenues:	
Other federal grant revenues	65,200
Special revenue funds:	
Private - interest on lawyers trust accounts.....	82,600
Miscellaneous revenue.....	132,900
State general fund/general purpose	\$ 8,100,100
Sec. 108. INDIGENT CIVIL LEGAL ASSISTANCE	
Indigent civil legal assistance.....	\$ 7,937,000
GROSS APPROPRIATION	\$ 7,937,000
Appropriated from:	
Special revenue funds:	
State court fund	7,937,000
State general fund/general purpose	\$ 0
Sec. 109. TRIAL COURT OPERATIONS	
Court equity fund reimbursements	\$ 60,815,700
Judicial technology improvement fund	4,815,000
Drug case-flow program.....	250,000
Drunk driving case-flow program	3,300,000
Juror compensation reimbursement	6,600,000
Statewide e-file system.....	100
GROSS APPROPRIATION	\$ 75,780,800
Appropriated from:	
Special revenue funds:	
Court equity fund	50,440,000
Judicial technology improvement fund	4,815,000
Drug fund	250,000
Drunk driving fund.....	3,300,000
Juror compensation fund	6,600,100
State general fund/general purpose	\$ 10,375,700

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2015-2016

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 2015-2016 is \$267,688,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2015-2016 is \$137,079,400.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

SUPREME COURT

State court administrative office.....	\$ 511,900
Drug treatment courts.....	10,658,000
Mental health courts and diversion services.....	5,222,800
Veterans courts	500,000
Swift and sure sanctions program	4,150,000
Next generation Michigan court system.....	4,116,000

TRIAL COURT OPERATIONS

Court equity fund reimbursements	\$ 60,815,700
Judicial technology improvement fund	4,815,000
Drunk driving case-flow program	3,300,000
Drug case-flow program.....	250,000
Juror compensation reimbursement	6,600,000

JUSTICES’ AND JUDGES’ COMPENSATION

District court judicial salary standardization.....	\$ 11,111,000
Probate court judges’ state base salaries.....	9,627,900
Probate court judicial salary standardization.....	4,669,600
Circuit court judicial salary standardization.....	9,739,200
Grant to OASI contribution fund, employers share, social security	992,300
TOTAL.....	\$ 137,079,400

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

(2) Funds appropriated in part 1 to an entity within the judicial branch shall not be expended or transferred to another account without written approval of the authorized agent of the judicial entity. If the authorized agent of the judicial entity notifies the state budget director of its approval of an expenditure or transfer, the state budget director shall immediately make the expenditure or transfer. The authorized judicial entity agent shall be designated by the chief justice of the supreme court.

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

- (a) “DOJ” means the United States Department of Justice.
- (b) “DOT” means the United States Department of Transportation.
- (c) “FTE” means full-time equated.
- (d) “HHS” means the United States Department of Health and Human Services.
- (e) “IDG” means interdepartmental grant.
- (f) “OASI” means old age survivor’s insurance.

(g) “Title IV-D” means the part of the federal social security act, 42 USC 301 to 1397mm, pertaining to the child support enforcement program.

(h) “Title IV-E” means the part of the federal social security act, 42 USC 301 to 1397mm, pertaining to the foster care program.

Sec. 204. The judicial branch shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 205. It is the intent of the legislature that judges who are presiding over a hearing on a foster care case shall publicly acknowledge and request the input of the foster parent or foster parents during the hearing.

Sec. 207. If the judicial branch makes any changes to a foster care family service plan before its finalization, it is the intent of the legislature that the presiding judge provide an explanation for any changes to that plan in the court record.

Sec. 208. The reporting requirements of this part shall be completed with the approval of, and at the direction of, the supreme court, except as otherwise provided in this part. The judicial branch shall use the Internet to fulfill the reporting requirements of this part. This may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or intranet site.

Sec. 209. (1) If funds become available in part 1 for juvenile justice vision 20/20, the state court administrative office shall implement the information technology services and projects described in subsection (2).

(2) The state court administrative office shall use the funds described in subsection (1) to implement a data exchange for use by circuit and probate courts, private juvenile justice agencies, and the state court administrative office under the guidance of appropriate data sharing agreements that tracks statistical and demographic data on juveniles referred to the family division of the circuit court, otherwise known as the juvenile courts, after successful implementation and evaluation of the existing pilot database in Ottawa, Kalamazoo, Kent, Ionia, and Berrien Counties.

(3) It is the intent of the legislature that the purpose of the project is to implement a new juvenile justice data sharing model that will track data on juveniles referred to the courts. The project will be accomplished by local court staff, state employees, contracts with private vendors, and juvenile justice stakeholders. The total estimated cost of the project is \$5,550,000.00. The tentative completion date is September 30, 2019. The data exchange shall be compatible with the Michigan statewide automated child welfare information system.

(4) If funding becomes available for the project, the state court administrative office shall submit a report by March 1 to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, the senate and house policy offices, and the state budget office on the status of the implementation items described in subsections (1) and (2) should funding become available.

Sec. 211. From the funds appropriated in part 1, the state court administrative office shall evaluate programs within the department of health and human services and the department of talent and economic development to establish programmatic connections with the participants in the swift and sure sanctions program. The purpose of this relationship is to leverage collaborations and to determine avenues of success for offenders who are eligible for state-provided programs. By March 1, the state court administrative office shall deliver guidance to courts participating in the swift and sure sanctions program under chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8, detailing the evaluations and to direct participants into available programming.

Sec. 212. The judicial branch shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The judicial branch may electronically retain copies of reports unless otherwise required by federal and state guidelines.

Sec. 214. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced and of comparable quality American goods or services, or both, are available. Preference shall be given to goods or services, or both, manufactured or provided by Michigan businesses, if they are competitively priced and of comparable quality. In addition, preference shall be given to goods or services, or both, that are manufactured or provided by Michigan businesses owned and operated by veterans, if they are competitively priced and of comparable quality.

Sec. 215. Not later than January 1 of each year, the state court administrative office shall prepare a report on out-of-state travel listing all travel by judicial branch employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the budget for the judicial branch. The report shall be submitted to the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

Sec. 219. Not later than November 30, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the prior fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major program or program areas. The report shall be transmitted to the chairpersons of the senate and house appropriations committees and the senate and house fiscal agencies.

Sec. 221. From the funds appropriated in part 1, the judicial branch shall maintain a searchable website accessible by the public at no cost that includes all expenditures made by the judicial branch within a fiscal year. The posting shall include the purpose for which each expenditure is made. The judicial branch shall not provide financial information on its website under this section if doing so would violate a federal or state law, rule, regulation, or guideline that establishes privacy or security standards applicable to that financial information.

Sec. 222. Within 14 days after the release of the executive budget recommendation, the judicial branch shall cooperate with the state budget office to provide the chairpersons of the senate and house appropriations committees, the chairpersons of the senate and house appropriations subcommittees on judiciary, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the prior 2 fiscal years.

Sec. 223. The judiciary shall maintain, on a publicly accessible website, a scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the judiciary's performance.

Sec. 224. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2016 are \$13,723,300.00. From this amount, total appropriations for judiciary pension-related legacy costs are estimated at \$7,772,600.00. Total appropriations for judiciary retiree health care legacy costs are estimated at \$5,950,700.00.

Sec. 225. In addition to the metrics required under section 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for each new program or program enhancement for which funds in excess of \$500,000.00 are appropriated in part 1, the judiciary shall provide not later than November 1 a list of program-specific metrics intended to measure its performance based on a return on taxpayer investment. The judiciary shall deliver the program-specific metrics to members of the senate and house subcommittees that have subject matter jurisdiction for this budget, to the senate and house fiscal agencies, and to the state budget director. The judiciary shall provide an update on its progress in tracking program-specific metrics and the status of program success at an appropriations subcommittee meeting called for by the subcommittee chair.

JUDICIAL BRANCH

Sec. 301. From the funds appropriated in part 1, the direct trial court automation support program of the state court administrative office shall recover direct and overhead costs from trial courts by charging for services rendered. The fee shall cover the actual costs incurred to the direct trial court automation support program in providing the service, including development of future versions of case management systems.

Sec. 302. Funds appropriated within the judicial branch shall not be expended by any component within the judicial branch without the approval of the supreme court.

Sec. 303. Of the amount appropriated in part 1 for the judicial branch, \$511,900.00 is allocated for circuit court reimbursement under section 3 of 1978 PA 16, MCL 800.453, and for costs associated with the court of claims.

Sec. 306. By February 1, the state court administrative office shall produce a statistical report, categorized by county, regarding both the collected and uncollected amounts of restitution payments, court fees, and any other applicable judgment placed upon any person within the county reported for the years 2009 through 2014.

Sec. 307. From the funds appropriated in part 1 for mental health courts and diversion services, \$1,730,000.00 is intended to address the recommendations of the mental health diversion council.

Sec. 308. If sufficient funds are not available from the court fee fund to pay judges' compensation, the difference between the appropriated amount from that fund for judges' compensation and the actual amount available after the amount appropriated for trial court reimbursement is made shall be appropriated from the state general fund for judges' compensation. If an appropriation is made under this section, the state court administrative office shall notify, within 14 days of the appropriation, the senate and house standing committees on appropriations, the senate and house subcommittees on judiciary, the senate and house fiscal agencies, and the state budget office.

Sec. 309. By April 1, the state court administrative office shall provide a report on drug treatment, mental health, and veterans court programs in this state. The report shall include information on the number of each type of program that has been established, the number of program participants in each jurisdiction, and the impact of the programs on offender criminal involvement and recidivism. The report shall be submitted to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget director.

Sec. 311. (1) The funds appropriated in part 1 for drug treatment courts as that term is defined in section 1060 of the revised judiciary act of 1961, 1961 PA 236, MCL 600.1060, shall be administered by the state court administrative office to operate drug treatment court programs. A drug treatment court shall be responsible for handling cases involving substance abusing nonviolent offenders through comprehensive supervision, testing, treatment services, and immediate sanctions and incentives. A drug treatment court shall use all available county and state personnel involved in the disposition of cases including, but not limited to, parole and probation agents, prosecuting attorneys, defense attorneys, and community corrections providers. The funds may be used in connection with other federal, state, and local funding sources.

(2) From the funds appropriated in part 1, the chief justice shall allocate sufficient funds for the judicial institute to provide in-state training for those identified in subsection (1), including training for new drug treatment court judges.

(3) For drug treatment court grants, consideration for priority may be given to those courts where higher instances of substance abuse cases are filed.

(4) The judiciary shall receive \$1,500,000.00 in Byrne formula grant funding as an interdepartmental grant from the department of state police to be used for expansion of drug treatment courts, to assist in avoiding prison bed space growth for nonviolent offenders in collaboration with the department of corrections.

Sec. 312. From the funds appropriated in part 1, the state court administrator shall produce a statistical report regarding the implementation of the parental rights restoration act, 1990 PA 211, MCL 722.901 to 722.908, as it pertains to minors seeking a court-issued waiver of parental consent. The state court administrative office shall report the total number of petitions filed and the total number of petitions granted under that act.

Sec. 317. Funds appropriated in part 1 shall not be used for the permanent assignment of state-owned vehicles to justices or judges or any other judicial branch employee. This section does not preclude the use of state-owned motor pool vehicles for state business in accordance with approved guidelines.

Sec. 320. (1) From the funds appropriated in part 1 for the swift and sure sanctions program, created under section 3 of chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.3, the state court administrative office shall administer a program to distribute grants to qualifying courts in accordance with the objectives and requirements of the probation swift and sure sanctions act, chapter XIA of the code of criminal procedure, 1927 PA 175, MCL 771A.1 to 771A.8. Of the \$4,250,000.00 designated for the program, not more than \$100,000.00 shall be available to the state court administrative office to pay for employee costs associated with the administration of the program funds. Courts interested in participating in the swift and sure sanctions program may apply to the state court administrative office for a portion of the funds appropriated in part 1 under this section.

(2) By April 1, the state court administrative office shall provide a report on the courts that receive funding under the swift and sure sanctions program described in subsection (1) to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget director. The report shall include all of the following:

- (a) The number of offenders who participate in the program.
- (b) The criminal history of offenders who participate in the program.
- (c) The recidivism rate of offenders who participate in the program, including the rate of return to jail, prison, or both.
- (d) A detailed description of the establishment and parameters of the program.

(3) As used in this section, "program" means a swift and sure sanctions program described in subsection (1).

Sec. 321. It is the intent of the legislature that the judicial branch support a statewide legal self-help Internet website and local nonprofit self-help centers that use the statewide website to provide assistance to individuals representing themselves in civil legal proceedings. The state court administrative office shall summarize the costs of maintaining the website, provide statistics on the number of people visiting the website, and provide information on content usage, form completion, and user feedback. By March 1, the state court administrative office shall report this information for the preceding fiscal year to the senate and house appropriations subcommittees on judiciary, the senate and house fiscal agencies, and the state budget director.

Sec. 322. If Byrne formula grant funding is awarded to the state appellate defender, the state appellate defender office may receive and expend Byrne formula grant funds in an amount not to exceed \$250,000.00 as an interdepartmental grant from the department of state police. If the appellate defender appointed under section 3 of the appellate defender act, 1978 PA 620, MCL 780.713, receives federal grant funding from the United States Department of Justice in excess of the amount appropriated in part 1, the office of appellate defender may receive and expend grant funds in an amount not to exceed \$300,000.00 as other federal grants.

Sec. 322a. If Byrne formula grant funding is awarded to the Michigan indigent defense commission, the Michigan indigent defense commission may receive and expend Byrne formula grant funds in an amount not to exceed \$250,000.00 as an interdepartmental grant from the department of state police. The Michigan indigent defense commission, created under section 5 of the Michigan indigent defense commission act, 2013 PA 93, MCL 780.985, may receive and expend federal grant funding from the United States Department of Justice in an amount not to exceed \$300,000.00 as other federal grants.

Sec. 323. The state court administrative office shall provide courts with a quarterly listing of out-of-state placements of juveniles by each court. The state court administrative office shall also provide each judge who hears juvenile matters with the annual listing of per diem costs of the public and private residential care facilities located or doing business in this state, and the recidivism data for each facility, if available, as provided by the department of health and human services. The courts shall acknowledge receipt of this information.

PART 2A

PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS FOR FISCAL YEAR 2016-2017

GENERAL SECTIONS

Sec. 1201. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2017 for the line items listed in part 1. The fiscal year 2016-2017 appropriations are anticipated to be the same as those for fiscal year 2015-2016, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2016 consensus revenue estimating conference.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the judiciary for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Rob VerHeulen
Laura Cox
Jon Hoadley
Conferees for the House

John Proos
Tonya Schuitmaker
Coleman Young II
Conferees for the Senate

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning
House Bill No. 4106, entitled

A bill to make appropriations for the department of licensing and regulatory affairs for the fiscal year ending September 30, 2016; and to provide for the expenditure of the appropriations.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to make appropriations for the department of licensing and regulatory affairs and certain other state purposes for the fiscal year ending September 30, 2016; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:
PART 1
LINE-ITEM APPROPRIATIONS
FOR FISCAL YEAR 2015-2016

Sec. 101. The amounts listed in this part are appropriated for the department of licensing and regulatory affairs, subject to the conditions set forth in part 2, for the fiscal year ending September 30, 2016, from the funds identified in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
APPROPRIATION SUMMARY

Full-time equated unclassified positions.....	57.5	
Full-time equated classified positions	2,163.3	
GROSS APPROPRIATION		\$ 407,649,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		46,068,700
ADJUSTED GROSS APPROPRIATION		\$ 361,580,300
Federal revenues:		
Total federal revenues.....		63,674,900
Special revenue funds:		
Total local revenues.....		679,000
Total private revenues.....		341,300
Total other state restricted revenues		258,403,600
State general fund/general purpose		\$ 38,481,500

Sec. 102. DEPARTMENTAL ADMINISTRATION

Full-time equated unclassified positions.....	57.5	
Full-time equated classified positions	115.0	
Unclassified salaries—57.5 FTE positions.....		\$ 4,605,200
Executive director programs—24.0 FTE positions.....		2,890,200
Financial and administrative services—74.0 FTE positions.....		7,805,800
Office of regulatory reinvention—4.0 FTE positions.....		482,600
Office of reinventing performance in Michigan—6.0 FTE positions.....		700,000
Office for new Americans—4.0 FTE positions.....		593,000
FOIA coordination—2.0 FTE positions		302,900
Local community stabilization authority—1.0 FTE position		150,000
Property management		11,776,400
Information technology services and projects.....		19,979,100
Worker’s compensation.....		342,700
GROSS APPROPRIATION		\$ 49,627,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG-DIFS, accounting services.....		150,000
IDG-TED, unemployment hearings.....		555,000
Federal revenues:		
DED-vocational rehabilitation and independent living		2,184,100
DOL-occupational safety and health		992,400
EPA-underground storage tanks		28,600
HHS-Medicaid, certification of health care providers and suppliers		708,700
HHS-Medicare, certification of health care providers and suppliers		1,165,600
Special revenue funds:		
Local stabilization authority contract.....		150,000
Aboveground storage tank fees		145,500
Accountancy enforcement fund.....		67,000
Asbestos abatement fund.....		179,600
Boiler inspection fund.....		630,800
Builder enforcement fund.....		98,800
Construction code fund		1,609,400
Corporation fees		8,622,900
Elevator fees		683,400
Fire alarm fees.....		5,300
Fire safety standard and enforcement fund		1,100

	For Fiscal Year Ending Sept. 30, 2016
Fire service fees	771,800
Fireworks safety fund	93,600
Health professions regulatory fund	2,672,200
Health systems fees	438,900
Licensing and regulation fund	3,035,800
Liquor license revenue	300,000
Liquor purchase revolving fund	7,046,300
Michigan medical marihuana fund	917,600
Mobile home code fund.....	603,900
Nurse professional fund.....	36,900
PMECSEMA fund.....	217,700
Private occupational school license fees	164,000
Property development fees	6,000
Public utility assessments	3,985,700
Radiological health fees	296,200
Real estate appraiser education fund.....	6,400
Real estate education fund	15,200
Real estate enforcement fund	9,900
Restructuring mechanism assessments	11,000
Safety education and training fund	1,372,700
Second injury fund	395,000
Securities fees.....	4,594,100
Securities investor education and training fund	14,400
Security business fund.....	3,100
Self-insurers security fund.....	255,900
Silicosis and dust disease fund.....	173,500
Survey and remonumentation fund.....	142,000
Tax tribunal fund.....	1,631,400
Unarmed combat fund.....	12,800
Underground storage tank fees.....	355,200
Utility consumer representation fund	52,900
Worker’s compensation administrative revolving fund	99,800
State general fund/general purpose	\$ 1,917,800
Sec. 103. ENERGY AND UTILITY PROGRAMS	
Full-time equated classified positions	183.0
Michigan agency for energy—52.0 FTE positions.....	\$ 12,155,100
Public service commission—131.0 FTE positions	21,647,600
GROSS APPROPRIATION	\$ 33,802,700
Appropriated from:	
Federal revenues:	
DOE-heating oil and propane.....	3,851,200
DOT-gas pipeline safety	1,219,900
EPA-pollution prevention	84,000
Special revenue funds:	
Oil overcharge	30,000
Public utility assessments	26,847,100
Restructuring mechanism assessments	550,900
Retired engineers technical assistance program fund.....	669,600
State general fund/general purpose	\$ 550,000
Sec. 104. LIQUOR CONTROL COMMISSION	
Full-time equated classified positions	143.0
Management support services—28.0 FTE positions	\$ 4,361,200
Liquor licensing and enforcement—115.0 FTE positions.....	15,089,200
GROSS APPROPRIATION	\$ 19,450,400
Appropriated from:	
Special revenue funds:	
Direct shipper enforcement revolving fund.....	124,500

	For Fiscal Year Ending Sept. 30, 2016
Liquor license fee enhancement fund.....	75,000
Liquor license revenue	7,304,100
Liquor purchase revolving fund	11,946,800
State general fund/general purpose	\$ 0
Sec. 105. OCCUPATIONAL REGULATION	
Full-time equated classified positions	1,024.9
Bureau of fire services—80.0 FTE positions	\$ 11,414,500
Bureau of construction codes—176.0 FTE positions.....	21,767,000
Detroit demolition permit assistance	800,000
Corporations, securities, and commercial licensing bureau—178.0 FTE positions	26,818,100
Bureau of health care services—351.9 FTE positions	59,284,100
Medical marihuana program—20.0 FTE positions	4,228,800
Bureau of children and adult licensing—219.0 FTE positions	28,569,000
GROSS APPROPRIATION	\$ 152,881,500
Appropriated from:	
Interdepartmental grant revenues:	
IDG-DHHS, inspection contract.....	100,000
IDG-MDE, child care licensing.....	16,340,200
Federal revenues:	
DHS-fire training systems	28,000
DOT-hazardous materials training and planning	60,000
EPA-underground storage tanks	1,255,300
HHS-Medicaid, certification of health care providers and suppliers	8,991,600
HHS-Medicare, certification of health care providers and suppliers	12,215,700
Special revenue funds:	
Private - civil monetary penalties	199,500
Aboveground storage tank fees	447,200
Accountancy enforcement fund.....	404,300
Boiler inspection fund.....	3,756,800
Builder enforcement fund.....	478,300
Construction code fund	8,440,000
Corporation fees	6,916,900
Elevator fees	4,780,500
Fire alarm fees.....	125,400
Fire safety standard and enforcement fund	40,000
Fire service fees	2,452,400
Fireworks safety fund.....	682,900
Health professions regulatory fund	23,491,300
Health systems fees	3,309,300
Licensing and regulation fund	11,386,500
Liquor purchase revolving fund	130,900
Michigan medical marihuana fund.....	4,228,800
Mobile home code fund.....	2,982,300
Nurse professional fund.....	1,937,200
PMECSEMA fund.....	1,821,300
Private occupational school license fees	817,600
Property development fees	318,100
Real estate appraiser education fund.....	63,200
Real estate education fund	340,600
Real estate enforcement fund	696,400
Securities fees.....	4,918,700
Securities investor education and training fund	999,900
Security business fund.....	340,100
Survey and remonumentation fund.....	837,200
Unarmed combat fund	137,000
Underground storage tank fees.....	2,518,500
State general fund/general purpose	\$ 23,891,600

For Fiscal Year
Ending Sept. 30,
2016

Sec. 106. EMPLOYMENT SERVICES

Full-time equated classified positions	464.4	
Workers' compensation agency—56.0 FTE positions.....		\$ 7,745,500
Insurance funds administration—23.0 FTE positions		5,236,300
Compensation supplement fund		1,820,000
Bureau of services for blind persons—113.0 FTE positions		25,011,000
Bureau of employment relations—22.0 FTE positions		4,117,800
Michigan occupational safety and health administration—197.0 FTE positions		28,660,200
Radiation safety section—21.4 FTE positions		3,437,000
Wage and hour program—32.0 FTE positions		3,658,300
GROSS APPROPRIATION		\$ 79,686,100

Appropriated from:

Federal revenues:

DED-vocational rehabilitation and independent living		18,279,800
DOL-occupational safety and health		11,695,100
HHS-mammography quality standards		764,900

Special revenue funds:

Local revenues		529,000
Private revenues		111,800
Asbestos abatement fund		1,016,800
Corporation fees		8,455,400
Michigan business enterprise program fund		562,000
Radiological health fees		2,672,100
Safety education and training fund		9,554,100
Second injury fund		2,814,600
Securities fees		8,484,500
Self-insurers security fund		1,337,100
Silicosis and dust disease fund		1,084,600
Worker's compensation administrative revolving fund		2,462,800
State general fund/general purpose		\$ 9,861,500

Sec. 107. MICHIGAN ADMINISTRATIVE HEARING SYSTEM

Full-time equated classified positions	233.0	
Michigan administrative hearing system—215.0 FTE positions		\$ 38,678,000
Michigan compensation appellate commission—18.0 FTE positions		4,546,700
GROSS APPROPRIATION		\$ 43,224,700

Appropriated from:

Interdepartmental grant revenues:

IDG revenues - administrative hearings and rules		28,923,500
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Federal revenues:

Federal revenues - administrative hearings and rules		150,000
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Special revenue funds:

State restricted revenues - administrative hearings and rules		12,783,100
Worker's compensation administrative revolving fund		333,200
State general fund/general purpose		\$ 1,034,900

Sec. 108. DEPARTMENT GRANTS

Fire protection grants		\$ 9,273,900
Firefighter training grants		1,000,000
Liquor law enforcement grants		7,200,000
Medical marihuana operation and oversight grants		3,000,000
Remonumentation grants		7,300,000
Subregional libraries state aid		451,800
Utility consumer representation		750,000
GROSS APPROPRIATION		\$ 28,975,700

Appropriated from:

Special revenue funds:

Fire protection fund		8,500,000
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	For Fiscal Year Ending Sept. 30, 2016
Fireworks safety fund.....	1,000,000
Liquor license revenue	7,200,000
Michigan medical marihuana fund.....	3,000,000
Survey and remonumentation fund.....	7,300,000
Utility consumer representation fund.....	750,000
State general fund/general purpose	\$ 1,225,700

PART 2
PROVISIONS CONCERNING APPROPRIATIONS
FOR FISCAL YEAR 2015-2016

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 2015-2016 is \$296,885,100.00 and state spending from state resources to be paid to local units of government for fiscal year 2015-2016 is \$28,225,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

Fire protection grants.....	\$ 9,273,900
Firefighter training grants.....	1,000,000
Liquor law enforcement grants.....	7,200,000
Medical marihuana operation and oversight grants.....	3,000,000
Remonumentation grants	7,300,000
Subregional libraries state aid	451,800
Total department of licensing and regulatory affairs.....	\$ 28,225,700

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

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

- (a) “DED” means the United States Department of Education.
- (b) “Department” means the department of licensing and regulatory affairs.
- (c) “DHHS” means the Michigan department of health and human services.
- (d) “DHS” means the United States Department of Homeland Security.
- (e) “DIFS” means the department of insurance and financial services.
- (f) “Director” means the director of the department.
- (g) “DOE” means the United States Department of Energy.
- (h) “DOL” means the United States Department of Labor.
- (i) “DOT” means the United States Department of Transportation.
- (j) “EPA” means the United States Environmental Protection Agency.
- (k) “Fiscal agencies” means Michigan house fiscal agency and Michigan senate fiscal agency.
- (l) “FOIA” means the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.
- (m) “FTE” means full-time equated.
- (n) “HHS” means the United States Department of Health and Human Services.
- (o) “IDG” means interdepartmental grant.
- (p) “MDE” means the Michigan department of education.
- (q) “PMECSEMA” means pain management education and controlled substances electronic monitoring and antidiversion.
- (r) “Subcommittees” means all members of the subcommittees of the house and senate appropriations committees with jurisdiction over the budget for the department.
- (s) “TED” means the Michigan department of talent and economic development.

Sec. 205. In addition to the metrics required under section 447 of the management and budget act, 1984 PA 431, MCL 18.1447, for each new program or program enhancement for which funds in excess of \$500,000.00 are appropriated in part 1, the department shall provide, not later than November 1, a list of program-specific metrics intended to measure its performance based on a return on taxpayer investment. The department shall deliver the program-specific metrics to members of the senate and house subcommittees that have subject matter jurisdiction for this budget, fiscal agencies, and the state budget director. The department shall provide an update on its progress in tracking program-specific metrics and the status of program success at an appropriations subcommittee meeting called for by the subcommittee chairperson.

Sec. 208. The departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this part. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement, or it may include placement of reports on an Internet or intranet site.

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

Sec. 210. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services, supplies, or both.

Sec. 212. The department and agencies receiving appropriations in part 1 shall receive and retain copies of all reports funded from appropriations in part 1. Federal and state guidelines for short-term and long-term retention of records shall be followed. The department may electronically retain copies or reports unless otherwise required by federal and state guidelines.

Sec. 215. The department shall not take disciplinary action against an employee for communicating with a member of the legislature or his or her staff.

Sec. 216. Not later than November 30, the state budget office shall prepare and transmit a report that provides for estimates of the total general fund/general purpose appropriation lapses at the close of the prior fiscal year. This report shall summarize the projected year-end general fund/general purpose appropriation lapses by major departmental program or program areas. The report shall be transmitted to the chairpersons of the senate and house appropriations committees and the fiscal agencies.

Sec. 218. The departments and agencies receiving appropriations in part 1 shall prepare a report on out-of-state travel expenses not later than January 1 of each year. The travel report shall be a listing of all travel by classified and unclassified employees outside this state in the immediately preceding fiscal year that was funded in whole or in part with funds appropriated in the department's budget. The report shall be submitted to the house and senate appropriations committee, the house and senate fiscal agencies, and the state budget director. The report shall include the following information:

(a) The dates of each travel occurrence.

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

Sec. 219. No later than April 1, the department shall submit to the subcommittees and the fiscal agencies a report pertaining to the following information:

(a) The amount, in square footage, of office space paid for with the appropriation in part 1 for both state-owned and leased office space, respectively, during the previous fiscal year.

(b) The amount, in square footage, of office space actually utilized by the department for both state-owned and leased office space, respectively, during the previous fiscal year.

(c) The amount of office space the department estimates will be utilized during the current and subsequent fiscal years.

Sec. 220. The department may carry into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. Within 14 days after the receipt of federal pass-through funds, the department shall notify the house and senate chairpersons of the subcommittees, the fiscal agencies, and the state budget director of pass-through funds appropriated under this section.

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

Sec. 223. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$19,000,000.00 for federal contingency funds.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$25,000,000.00 for state restricted contingency funds.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$7,800,000.00 for local contingency funds.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$400,000.00 for private contingency funds.

(5) Funds appropriated pursuant to this section are not available for expenditure until they have been transferred to another line item in part 1 under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 225. (1) Grants supported with private revenues received by the department are appropriated upon receipt and are available for expenditure by the department, subject to subsection (3), for purposes specified within the grant agreement and as permitted under state and federal law.

(2) Within 10 days after the receipt of a private grant appropriated in subsection (1), the department shall notify the house and senate chairpersons of the subcommittees, the fiscal agencies, and the state budget director of the receipt of the grant, including the fund source, purpose, and amount of the grant.

(3) The amount appropriated under subsection (1) shall not exceed \$1,500,000.00.

Sec. 227. (1) The department shall sell documents at a price not to exceed the cost of production and distribution. Money received from the sale of these documents shall revert to the department. In addition to the funds appropriated in part 1, these funds are available for expenditure when they are received by the department of treasury. This subsection applies only for the following documents:

(a) Corporation and securities division documents, reports, and papers required or permitted by law pursuant to section 1060(5) of the business corporation act, 1972 PA 284, MCL 450.2060.

(b) The Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303.

(c) The mobile home commission act, 1987 PA 96, MCL 125.2301 to 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to 450.3192; and the uniform securities act (2002), 2008 PA 551, MCL 451.2101 to 451.2703.

(d) Worker's compensation health care services rules.

(e) Construction code manuals.

(f) Copies of transcripts from administrative law hearings.

(2) In addition to the funds appropriated in part 1, funds appropriated for the department under sections 55, 57, 58, and 59 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of the legislative council act, 1986 PA 268, MCL 4.1203, are appropriated for all expenses necessary to provide for the cost of publication and distribution.

(3) Unexpended funds at the end of the fiscal year shall carry forward to the subsequent fiscal year and not lapse to the general fund.

Sec. 228. Unless prohibited by law, the department may accept credit card or other electronic means of payment for licenses, fees, or permits.

Sec. 229. The department shall maintain, on a publicly accessible website, a department scorecard that identifies, tracks, and regularly updates key metrics that are used to monitor and improve the department's performance.

Sec. 231. The department shall cooperate with the department of technology, management, and budget to maintain a searchable website accessible by the public at no cost that includes, but is not limited to, all of the following for each department or agency:

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

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

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

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

(e) Job specifications and wage rates.

Sec. 232. The department shall not develop or produce any television or radio productions.

Sec. 234. Within 14 days after the release of the executive budget recommendation, the department shall cooperate with the state budget office to provide the senate and house appropriations chairs, the senate and house appropriations subcommittees chairs, and the senate and house fiscal agencies with an annual report on estimated state restricted fund balances, state restricted fund projected revenues, and state restricted fund expenditures for the preceding and current fiscal years.

Sec. 235. Total authorized appropriations from all sources under part 1 for legacy costs for the fiscal year ending September 30, 2016 are \$55,244,600.00. From this amount, total agency appropriations for pension-related legacy costs are estimated at \$31,352,700.00. Total agency appropriations for retiree health care legacy costs are estimated at \$23,891,800.00.

Sec. 241. (1) The department may charge registration fees to attendees of informational, training, or special events sponsored by the department.

(2) These fees shall reflect the costs for the department to sponsor the informational, training, or special events.

(3) Revenue generated by the registration fees is appropriated upon receipt and available for expenditure to cover the department's costs of sponsoring informational, training, or special events.

(4) Revenue generated by registration fees in excess of the department's costs of sponsoring informational, training, or special events shall carry forward to the subsequent fiscal year and not lapse to the general fund.

(5) Not later than November 15, the department shall submit a report to the subcommittees, fiscal agencies, and the state budget office that identifies each of the following in the immediately preceding fiscal year:

(a) Each informational, training, or special event sponsored by the department.

(b) The amount of revenue generated by registration fees.

(c) The amount expended for the department's costs of sponsoring informational, training, or special events.

(d) Any balance carried forward into the subsequent fiscal year.

(6) The amount appropriated under subsection (3) shall not exceed \$500,000.00.

Sec. 242. The department may make available to interested entities otherwise unavailable customized listings of nonconfidential information in its possession, such as names and addresses of licensees. The department may establish and collect a reasonable charge to provide this service. The revenue received from this service shall be used to offset expenses to provide the service. Any balance of this revenue collected and unexpended at the end of the fiscal year shall revert to the appropriate restricted fund.

Sec. 243. The department shall work to establish memoranda of understanding with other state departments or agencies that participate in the reinventing performance in Michigan program supported by appropriations in part 1. Each memorandum shall detail a mechanism for the department to recover costs related to program services performed on behalf of the receiving agency. Not later than March 1, the department shall submit a report to the state budget office, subcommittees, and fiscal agencies containing the following information:

- (a) The name of each state department or agency participating in the program.
- (b) Whether a memorandum of understanding was established with each participating state department or agency.
- (c) The amount agreed upon in each memorandum of understanding.

Sec. 245. The department, in conjunction with the department of health and human services, shall maintain an accounting structure within the Michigan administrative information network that will allow expenditures associated with the administration of the Healthy Michigan plan to be identified. By October 1, the department shall provide the state budget office and the fiscal agencies with the relevant accounting structure and associated business objects script and report that group's administrative costs.

Sec. 248. (1) No later than March 1, the department shall submit a report to the subcommittees and fiscal agencies pertaining to licensing and regulatory programs during the previous fiscal year for the following agencies:

- (a) Public service commission.
- (b) Liquor control commission.
- (c) Bureau of construction codes.
- (d) Corporations, securities, and commercial licensing bureau.
- (e) Bureau of health care services.
- (f) Michigan occupational safety and health administration.

(2) The report shall be in a format that is consistent between the agencies listed in subsection (1) and shall provide, but is not limited to, the following information for each agency in subsection (1):

- (a) Revenue generated by and expenditures disbursed for each regulatory product.
- (b) Number of applications, both initial and renewal, for each regulatory product.
- (c) Number of applications, both initial and renewal, approved for each regulatory product.
- (d) Number of applications, both initial and renewal, denied for each regulatory product.
- (e) Average amount of time, both tolled and untolled, to approve or deny applications, both initial and renewal, for each regulatory product.
- (f) Number of examinations proctored for initial applications for each regulatory product, if applicable.
- (g) Number of complaints received pertaining to each regulated activity.
- (h) Number of investigations opened pertaining to each regulated activity.
- (i) Number of investigations closed pertaining to each regulated activity.
- (j) Average amount of time to close investigations pertaining to each regulated activity.
- (k) Number of enforcement actions pertaining to each regulated activity.
- (l) Number of administrative hearings pertaining to each regulated activity.
- (m) Number of administrative hearing adjudications pertaining to each regulated activity.
- (n) The type and amount of each fee charged to support each regulated activity.

(3) In addition to providing agency-level information as specified in subsection (2), the report shall include a summary that provides the following information as a sum total for all of the agencies specified in subsection (1):

- (a) Total fee revenue and expenditures.
- (b) The numbers of applications, both initial and renewal, received, approved, and denied for each regulatory product.
- (c) Number of complaints received.
- (d) Number of investigations opened.
- (e) Number of investigations closed.
- (f) Number of enforcement actions taken.
- (g) Number of administrative hearing adjudications undertaken.

(4) As used in subsection (2), "regulatory products" means licensure, certification, registration, permitting, approval, or any other regulatory service provided by the agencies specified in subsection (1) for occupations, facilities, entities, industries, or activities regulated by the agencies specified in subsection (1).

Sec. 252. It is the intent of the legislature that the department establish an employee performance monitoring process that is consistent throughout the department in addition to current civil service commission evaluations. By April 1, the department shall submit a report to the state budget office, the subcommittees, and the fiscal agencies on changes to the employee performance monitoring process that are planned or implemented.

OCCUPATIONAL REGULATION

Sec. 501. Money appropriated under this part and part 1 for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

<u>Operation and maintenance inspection fee</u>		
<u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
Hospitals	Any	\$8.00 per bed
<u>Plan review and construction inspection fees for hospitals and schools</u>		
<u>Project cost range</u>		<u>Fee</u>
\$101,000.00 or less		minimum fee of \$155.00
\$101,001.00 to \$1,500,000.00		\$1.60 per \$1,000.00
\$1,500,001.00 to \$10,000,000.00		\$1.30 per \$1,000.00
\$10,000,001.00 or more		\$1.10 per \$1,000.00
		or a maximum fee of \$60,000.00.

Sec. 502. The funds collected by the department for licenses, permits, and other elevator regulation fees set forth in the Michigan administrative code and as determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry forward to the subsequent fiscal year.

Sec. 503. No later than February 15, the department shall submit a report to the subcommittees, fiscal agencies, and state budget director providing the following information:

(a) The number of honorably discharged veterans, individually or if a majority interest of a corporation or limited liability company, that were exempted from paying licensure, registration, filing, or any other fees collected under each licensure or regulatory program administered by the bureau of construction codes and the corporations, securities, and commercial licensing bureau during the preceding fiscal year.

(b) The specific fees and total amount of revenue exempted under each licensure or regulatory program administered by the bureau of construction codes and the corporations, securities, and commercial licensing bureau during the preceding fiscal year.

(c) The actual costs of providing licensing and other regulatory services to veterans exempted from paying licensure, registration, filing, or any other fees during the preceding fiscal year and a description of how these costs were calculated.

(d) The estimated amount of revenue that will be exempted under each licensure or regulatory program administered by the bureau of construction codes and the corporations, securities, and commercial licensing bureau in both the current and subsequent fiscal years and a description of how the exempted revenue was estimated.

Sec. 505. (1) Funds remaining in the homeowner construction lien recovery fund are appropriated to the department for payment of court-ordered homeowner construction lien recovery fund judgments entered prior to August 23, 2010. Pursuant to available funds, the payment of final judgments shall be made in the order in which the final judgments were entered and began accruing interest.

(2) Not later than April 1, the department shall submit to the subcommittees and fiscal agencies a report on the revenues, expenditures, and balance of the homeowner construction lien recovery fund as of the end of the previous fiscal year.

Sec. 507. The department shall submit a report by January 1 to the standing committees on appropriations of the senate and house of representatives, the fiscal agencies, and the state budget director that includes all of the following information for the prior fiscal year regarding the medical marihuana program under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430:

- (a) The number of initial applications received.
- (b) The number of initial applications approved and the number of initial applications denied.
- (c) The average amount of time, from receipt to approval or denial, to process an initial application.
- (d) The number of renewal applications received.
- (e) The number of renewal applications approved and the number of renewal applications denied.
- (f) The average amount of time, from receipt to approval or denial, to process a renewal application.
- (g) The percentage of initial applications not approved or denied within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (h) The percentage of renewal applications not approved or denied within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (i) The percentage of registry cards for approved initial applications not issued within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (j) The percentage of registry cards for approved renewal applications not issued within the time requirements established in section 6 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426.
- (k) The amount collected from the medical marihuana program application and renewal fees authorized in section 5 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26425.

(l) The costs of administering the medical marihuana program under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430.

Sec. 508. If the revenue collected by the department for health systems administration or radiological health administration and projects from fees and collections exceeds the amount appropriated in part 1, the revenue may be carried forward into the subsequent fiscal year. The revenue carried forward under this section shall be used as the first source of funds in the subsequent fiscal year.

Sec. 511. No later than February 1, the department shall submit a report to the subcommittees, fiscal agencies, and state budget director providing the following information:

(a) The total amount of reimbursements made to local units of government for delegated inspections of fireworks retail locations pursuant to section 11 of the Michigan fireworks safety act, 2011 PA 256, MCL 28.461, from the funds appropriated in part 1 for the bureau of fire services during the preceding fiscal year.

(b) The amount of reimbursement for delegated inspections of fireworks retail locations for each local unit of government that received reimbursement from the funds appropriated in part 1 for the bureau of fire services during the preceding fiscal year.

Sec. 512. To the extent allowed under applicable state and federal laws, the bureau of health care services shall make disciplinary actions taken against health professionals publicly available through the online license verification website.

Sec. 513. (1) Beginning October 1, for the purpose of defraying the costs associated with responding to false final inspection appointments and to discourage the practice of calling for final inspections when the project is incomplete or noncompliant with a plan of correction previously provided by the bureau of fire services, the bureau of fire services may assess a fee not to exceed \$200.00 for responding to confirmed false inspection appointments. Fees collected under this section shall be deposited into the restricted account referenced by section 2c(2) of the fire prevention code, 1941 PA 207, MCL 29.2c, and explicitly identified within the Michigan administrative information network.

(2) Not later than September 30, the department shall prepare a report that provides the amount of the fee assessed under subsection (1), the number of fees assessed and issued per region, the cost allocation for the work performed and reduced as a result of this section, and any recommendations for consideration by the legislature. The department shall submit this information to the state budget director, the subcommittees, and the fiscal agencies.

Sec. 514. (1) From the funds appropriated in part 1 for the bureau of children and adult licensing from the interdepartmental grant from the department of education, the department shall increase the number of child care licensing consultants and staff. The purpose of the additional staff is to increase the number of monitoring visits to applicants for a child care license and those who are licensed to ensure the health and safety of children in early learning settings across this state.

(2) By February 1, the department shall submit a report to the subcommittees, the fiscal agencies, and the senate and house policy offices detailing the improvements that the bureau of children and adult licensing has achieved due to the increased number of child care licensing consultants that were hired using the funds appropriated in part 1 for the bureau of children and adult licensing.

EMPLOYMENT SERVICES

Sec. 704. (1) The appropriation in part 1 for the bureau of services for blind persons includes funds for case services. These funds may be used for tuition payments for blind clients.

(2) Revenue collected by the bureau of services for blind persons and from private and local sources that is unexpended at the end of the fiscal year may carry forward to the subsequent fiscal year.

Sec. 705. The bureau of services for blind persons shall work collaboratively with service organizations and government entities to identify qualified match dollars to maximize use of available federal vocational rehabilitation funds.

Sec. 706. Not later than January 1, the department shall submit a report to the subcommittees and fiscal agencies including, but not limited to, the following information pertaining to the activities of the youth low-vision program during the preceding fiscal year:

(a) Number of individuals, classified by age, who received services or devices.

(b) Description of the services and devices purchased under the program.

(c) Total payments to each provider of services or devices, classified by the county in which the provider is located.

(d) Amount by which private health insurance or other public health programs were utilized to offset the expense of services or devices.

(e) Amount of expenditures under the program that qualified for federal matching revenue and the amount of federal matching revenue received by the department.

Sec. 707. The bureau of services for blind persons may provide and enter into agreements to provide general services, training, meetings, information, special equipment, software, facility use, and technical consulting services to other principal executive departments, state agencies, local units of government, the judicial branch of government, other organizations, and patrons of department facilities. The department may charge fees for these services that are reasonably related to the cost of providing the services. In addition to the funds appropriated in part 1, funds collected by the department for these services are appropriated for all expenses necessary. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury.

DEPARTMENT GRANTS

Sec. 901. The appropriation in part 1 for fire protection grants shall be appropriated to cities, villages, and townships with state-owned facilities for fire services, instead of taxes, in accordance with 1977 PA 289, MCL 141.951 to 141.956.

Sec. 902. (1) Not later than November 30, the department shall prepare a report that provides the number of registry identification cards issued to or renewed for patients residing in each county as of September 30 of the preceding fiscal year, under the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430. The department shall submit this report to the state budget director, the subcommittees, and the fiscal agencies.

(2) The department shall expend the funds appropriated in part 1 for medical marihuana operation and oversight grants for grants to county law enforcement offices for the operation and oversight of the Michigan medical marihuana program pursuant to section 6(*l*) of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426. These grants shall be distributed proportionately based on the number of registry identification cards issued to or renewed for the residents of each county whose county law enforcement office applied for a grant under subsection (3). For the purposes of this subsection, operation and oversight grants are for education, communication, and enforcement of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430.

(3) No later than December 1, the department shall post a listing of potential grant money available to each county law enforcement office on its website. A county law enforcement office requesting a grant shall apply on a form developed by the department and available on the website. The form shall contain the county law enforcement office's specific projected plan for use of the money and its agreement to maintain all records and to submit documentation to the department to support the use of the grant money.

(4) In order to be eligible to receive a grant under subsection (2), a county law enforcement office shall apply no later than January 1 and agree to report how the grant was expended and provide that report to the department no later than September 15. The department shall submit a report no later than October 15 of the subsequent fiscal year to the state budget director, the subcommittees, and the fiscal agencies detailing the grant amounts by recipient and the reported uses of the grants in the preceding fiscal year.

(5) County law enforcement offices may distribute discretionary grants made under subsection (2) to municipal law enforcement agencies for the operation and oversight of the Michigan medical marihuana program pursuant to section 6(*l*) of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26426. If a county law enforcement office distributes a discretionary grant in this manner, that county law enforcement office shall require the receiving municipal law enforcement agency to provide a report on how that grant was spent. Reports from municipal law enforcement agencies shall be included as part of the report submitted to the department as required in subsection (4).

Sec. 903. (1) The amount appropriated in part 1 for firefighter training grants shall only be expended for payments to counties to reimburse organized fire departments for firefighter training and other activities required under the firefighters training council act, 1966 PA 291, MCL 29.361 to 29.377.

(2) If the amount appropriated in part 1 for firefighter training grants is expended by the firefighter training council, established in section 3 of the firefighters training council act, 1966 PA 291, MCL 29.363, for payments to counties under section 14 of the firefighters training council act, 1966 PA 291, MCL 29.374, it is the intent of the legislature that:

(a) The amount appropriated in part 1 for firefighter training grants shall be disbursed pursuant to section 14(2) of the firefighters training council act, 1966 PA 291, MCL 29.374.

(b) If the amount disbursed to any county under subsection (2)(a) is less than \$5,000.00, the amounts disbursed to each county under subsection (2)(a) shall be adjusted to provide for a minimum payment of \$5,000.00 to each county.

(3) No later than February 1, the department shall submit a financial report to the subcommittees and fiscal agencies identifying the following information for the preceding fiscal year:

(a) The amount of the payments that would be made to each county if the distribution formula described by the first sentence of section 14(2) of the firefighters training council act, 1966 PA 291, MCL 29.374, would have been utilized to disburse the total amount appropriated in part 1 for firefighter training grants.

(b) The amount of the payments approved by the firefighter training council for disbursement to each county.

(c) The amount of the payments actually expended or encumbered within each county.

(d) A description of any other payments or expenditures made under the authority of the firefighter training council.

(e) The amount of payments approved for disbursements to counties that was not expended or encumbered and lapsed back to the fireworks safety fund.

(4) It is the intent of the legislature that the amount appropriated in part 1 for firefighter training grants be adjusted each fiscal year to reflect lapses from the preceding fiscal year into the fireworks safety fund created in section 11 of the Michigan fireworks safety act, 2011 PA 256, MCL 28.461, for the purpose of ensuring that lapsed grant funds are reallocated in subsequent fiscal years.

Sec. 904. (1) The funds appropriated in part 1 for a regional or subregional library shall not be released until a budget for that regional or subregional library has been approved by the department for expenditures for library services directly serving the blind and persons with disabilities.

(2) In order to receive subregional state aid as appropriated in part 1, a regional or subregional library's fiscal agency shall agree to maintain local funding support at the same level in the current fiscal year as in the fiscal agency's preceding

fiscal year. If a reduction in expenditures equally affects all agencies in a local unit of government that is the regional or subregional library's fiscal agency, that reduction shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1. If a reduction in income affects a library cooperative or district library that is a regional or subregional library's fiscal agency or a reduction in expenditures for the regional or subregional library's fiscal agency, a reduction in expenditures for the regional or subregional library shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1.

PART 2A
PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
FOR FISCAL YEAR 2016-2017

GENERAL SECTIONS

Sec. 1201. Except as otherwise provided in this part, it is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, 2017 for the line items listed in part 1. The fiscal year 2016-2017 appropriations are anticipated to be the same as those for fiscal year 2015-2016, except that the line items will be adjusted for changes in caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January 2016 consensus revenue estimating conference.

Sec. 1202. It is the intent of the legislature that the department identify the amounts for normal retirement costs and legacy retirement costs for the fiscal year ending on September 30, 2017 for the line items listed in part 1.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of licensing and regulatory affairs and certain other state purposes for the fiscal year ending September 30, 2016; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

Chris Afendoulis
Michael D. McCready
Harvey Santana
Conferees for the House

Marty Knollenberg
Jim Marleau
Conferees for the Senate

First Conference Report

The Committee of Conference on the matters of difference between the two Houses concerning
House Bill No. 4113, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201 and 201a (MCL 388.1801 and 388.1801a), section 201 as amended by 2015 PA 5 and section 201a as amended by 2014 PA 196.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House, amended to read as follows:

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 201, 201a, 206, 207a, 207b, 207c, 209, 210, 210b, 217, 222, 225, 226, 229, 229a, and 230 (MCL 388.1801, 388.1801a, 388.1806, 388.1807a, 388.1807b, 388.1807c, 388.1809, 388.1810, 388.1810b, 388.1817, 388.1822, 388.1825, 388.1826, 388.1829, 388.1829a, and 388.1830), section 201 as amended by 2015 PA 5, sections 201a, 206, 209, 210b, 217, 225, 229, 229a, and 230 as amended and sections 207a, 207b, and 207c as added by 2014 PA 196, section 210 as amended by 2013 PA 60, and sections 222 and 226 as amended by 2012 PA 201, and by adding sections 210c, 210d, and 230a; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

Sec. 201. (1) Subject to the conditions set forth in this article, the amounts listed in this section are appropriated for community colleges for the fiscal year ending September 30, ~~2015, 2016~~, from the funds indicated in this section. The following is a summary of the appropriations in this section:

(a) The gross appropriation is ~~\$364,724,900.00.~~ **\$387,825,600.00.** After deducting total interdepartmental grants and intradepartmental transfers in the amount of \$0.00, the adjusted gross appropriation is ~~\$364,724,900.00.~~ **\$387,825,600.00.**

(b) The sources of the adjusted gross appropriation described in subdivision (a) are as follows:

(i) Total federal revenues, \$0.00.

(ii) Total local revenues, \$0.00.

(iii) Total private revenues, \$0.00.

(iv) Total other state restricted revenues, ~~\$364,724,900.00~~ **\$256,714,800.00**.

(v) State general fund/general purpose money, ~~\$0.00~~ **\$131,110,800.00**.

(2) Subject to subsection (3), the amount appropriated for community college operations is ~~\$307,191,300.00~~ **\$311,492,000.00**, allocated as follows:

(a) The appropriation for Alpena Community College is ~~\$5,390,700.00, \$5,236,500.00 for operations and \$154,200.00 for performance funding~~ **\$5,464,400.00, \$5,390,700.00 FOR OPERATIONS AND \$73,700.00 FOR PERFORMANCE FUNDING**.

(b) The appropriation for Bay de Noc Community College is ~~\$5,419,500.00, \$5,279,300.00 for operations and \$140,200.00 for performance funding~~ **\$5,490,200.00, \$5,419,500.00 FOR OPERATIONS AND \$70,700.00 FOR PERFORMANCE FUNDING**.

(c) The appropriation for Delta College is ~~\$14,498,900.00, \$14,063,500.00 for operations and \$435,400.00 for performance funding~~ **\$14,704,000.00, \$14,498,900.00 FOR OPERATIONS AND \$205,100.00 FOR PERFORMANCE FUNDING**.

(d) The appropriation for Glen Oaks Community College is ~~\$2,516,100.00, \$2,441,500.00 for operations and \$74,600.00 for performance funding~~ **\$2,551,100.00, \$2,516,100.00 FOR OPERATIONS AND \$35,000.00 FOR PERFORMANCE FUNDING**.

(e) The appropriation for Gogebic Community College is ~~\$4,451,400.00, \$4,330,300.00 for operations and \$121,100.00 for performance funding~~ **\$4,509,900.00, \$4,451,400.00 FOR OPERATIONS AND \$58,500.00 FOR PERFORMANCE FUNDING**.

(f) The appropriation for Grand Rapids Community College is ~~\$17,947,500.00, \$17,454,900.00 for operations and \$492,600.00 for performance funding~~ **\$18,187,300.00, \$17,947,500.00 FOR OPERATIONS AND \$239,800.00 FOR PERFORMANCE FUNDING**.

(g) The appropriation for Henry Ford Community College is ~~\$21,623,800.00, \$21,060,000.00 for operations and \$563,800.00 for performance funding~~ **\$21,893,300.00, \$21,623,800.00 FOR OPERATIONS AND \$269,500.00 FOR PERFORMANCE FUNDING**.

(h) The appropriation for Jackson College is ~~\$12,087,300.00, \$11,758,200.00 for operations and \$329,100.00 for performance funding~~ **\$12,245,300.00, \$12,087,300.00 FOR OPERATIONS AND \$158,000.00 FOR PERFORMANCE FUNDING**.

(i) The appropriation for Kalamazoo Valley Community College is ~~\$12,503,100.00, \$12,122,500.00 for operations and \$380,600.00 for performance funding~~ **\$12,689,400.00, \$12,503,100.00 FOR OPERATIONS AND \$186,300.00 FOR PERFORMANCE FUNDING**.

(j) The appropriation for Kellogg Community College is ~~\$9,813,500.00, \$9,522,000.00 for operations and \$291,500.00 for performance funding~~ **\$9,950,100.00, \$9,813,500.00 FOR OPERATIONS AND \$136,600.00 FOR PERFORMANCE FUNDING**.

(k) The appropriation for Kirtland Community College is ~~\$3,167,700.00, \$3,055,700.00 for operations and \$112,000.00 for performance funding~~ **\$3,221,500.00, \$3,167,700.00 FOR OPERATIONS AND \$53,800.00 FOR PERFORMANCE FUNDING**.

(l) The appropriation for Lake Michigan College is ~~\$5,342,900.00, \$5,178,100.00 for operations and \$164,800.00 for performance funding~~ **\$5,417,700.00, \$5,342,900.00 FOR OPERATIONS AND \$74,800.00 FOR PERFORMANCE FUNDING**.

(m) The appropriation for Lansing Community College is ~~\$30,877,600.00, \$30,023,700.00 for operations and \$853,900.00 for performance funding~~ **\$31,288,200.00, \$30,877,600.00 FOR OPERATIONS AND \$410,600.00 FOR PERFORMANCE FUNDING**.

(n) The appropriation for Macomb Community College is ~~\$32,816,600.00, \$31,931,200.00 for operations and \$885,400.00 for performance funding~~ **\$33,239,500.00, \$32,816,600.00 FOR OPERATIONS AND \$422,900.00 FOR PERFORMANCE FUNDING**.

(o) The appropriation for Mid Michigan Community College is ~~\$4,682,000.00, \$4,517,900.00 for operations and \$164,100.00 for performance funding~~ **\$4,757,700.00, \$4,682,000.00 FOR OPERATIONS AND \$75,700.00 FOR PERFORMANCE FUNDING**.

(p) The appropriation for Monroe County Community College is ~~\$4,492,900.00, \$4,342,600.00 for operations and \$150,300.00 for performance funding~~ **\$4,565,600.00, \$4,492,900.00 FOR OPERATIONS AND \$72,700.00 FOR PERFORMANCE FUNDING**.

(q) The appropriation for Montcalm Community College is ~~\$3,226,700.00, \$3,121,200.00 for operations and \$105,500.00 for performance funding~~ **\$3,280,600.00, \$3,226,700.00 FOR OPERATIONS AND \$53,900.00 FOR PERFORMANCE FUNDING**.

(r) The appropriation for C.S. Mott Community College is ~~\$15,686,100.00, \$15,247,100.00 for operations and \$439,000.00 for performance funding~~ **\$15,901,700.00, \$15,686,100.00 FOR OPERATIONS AND \$215,600.00 FOR PERFORMANCE FUNDING**.

(s) The appropriation for Muskegon Community College is ~~\$8,901,000.00, \$8,653,500.00 for operations and \$247,500.00 for performance funding~~ **\$9,020,700.00, \$8,901,000.00 FOR OPERATIONS AND \$119,700.00 FOR PERFORMANCE FUNDING**.

(t) The appropriation for North Central Michigan College is ~~\$3,172,400.00, \$3,064,400.00 for operations and \$108,000.00 for performance funding.~~ **\$3,224,800.00, \$3,172,400.00 FOR OPERATIONS AND \$52,400.00 FOR PERFORMANCE FUNDING.**

(u) The appropriation for Northwestern Michigan College is ~~\$9,078,800.00, \$8,825,300.00 for operations and \$253,500.00 for performance funding.~~ **\$9,200,500.00, \$9,078,800.00 FOR OPERATIONS AND \$121,700.00 FOR PERFORMANCE FUNDING.**

(v) The appropriation for Oakland Community College is ~~\$21,123,300.00, \$20,483,100.00 for operations and \$640,200.00 for performance funding.~~ **\$21,429,400.00, \$21,123,300.00 FOR OPERATIONS AND \$306,100.00 FOR PERFORMANCE FUNDING.**

(w) The appropriation for St. Clair County Community College is ~~\$7,061,600.00, \$6,860,100.00 for operations and \$201,500.00 for performance funding.~~ **\$7,158,000.00, \$7,061,600.00 FOR OPERATIONS AND \$96,400.00 FOR PERFORMANCE FUNDING.**

(x) The appropriation for Schoolcraft College is ~~\$12,513,700.00, \$12,112,200.00 for operations and \$401,500.00 for performance funding.~~ **\$12,706,400.00, \$12,513,700.00 FOR OPERATIONS AND \$192,700.00 FOR PERFORMANCE FUNDING.**

(y) The appropriation for Southwestern Michigan College is ~~\$6,576,400.00, \$6,404,300.00 for operations and \$172,100.00 for performance funding.~~ **\$6,657,600.00, \$6,576,400.00 FOR OPERATIONS AND \$81,200.00 FOR PERFORMANCE FUNDING.**

(z) The appropriation for Washtenaw Community College is ~~\$13,077,300.00, \$12,610,800.00 for operations and \$466,500.00 for performance funding.~~ **\$13,301,100.00, \$13,077,300.00 FOR OPERATIONS AND \$223,800.00 FOR PERFORMANCE FUNDING.**

(aa) The appropriation for Wayne County Community College is ~~\$16,727,600.00, \$16,194,300.00 for operations and \$533,300.00 for performance funding.~~ **\$16,989,800.00, \$16,727,600.00 FOR OPERATIONS AND \$262,200.00 FOR PERFORMANCE FUNDING.**

(bb) The appropriation for West Shore Community College is ~~\$2,414,900.00, \$2,349,800.00 for operations and \$65,100.00 for performance funding.~~ **\$2,446,200.00, \$2,414,900.00 FOR OPERATIONS AND \$31,300.00 FOR PERFORMANCE FUNDING.**

(3) The amount appropriated in subsection (2) for community college operations is ~~\$307,191,300.00, appropriated from the state school aid fund.~~ **APPROPRIATED FROM THE FOLLOWING:**

(A) STATE SCHOOL AID FUND, \$236,181,200.00.

(B) STATE GENERAL FUND/GENERAL PURPOSE MONEY, \$75,310,800.00.

(4) From the appropriations described in subsection (1), subject to section 207a, the amount appropriated for fiscal year ~~2014-2015~~ **2015-2016** to offset certain fiscal year ~~2014-2015~~ **2015-2016** retirement contributions is \$1,733,600.00, appropriated from the state school aid fund.

(5) From the appropriations described in subsection (1), subject to section 207b, the amount appropriated for payments to community colleges that are participating entities of the retirement system is ~~\$52,300,000.00,~~ **\$69,500,000.00, \$17,200,000.00** appropriated from the state school aid fund, **AND \$52,300,000.00 APPROPRIATED FROM GENERAL FUND/GENERAL PURPOSE MONEY.**

(6) From the appropriations described in subsection (1), subject to section 207c, the amount appropriated for renaissance zone tax reimbursements is ~~\$3,500,000.00,~~ **\$5,100,000.00, \$1,600,000.00** appropriated from the state school aid fund, **AND \$3,500,000.00 APPROPRIATED FROM GENERAL FUND/GENERAL PURPOSE MONEY.**

Sec. 201a. It is the intent of the legislature to provide appropriations for the fiscal year ending on September 30, ~~2016~~ **2017** for the items listed in section 201. The fiscal year ~~2015-2016~~ **2016-2017** appropriations are anticipated to be the same as those for fiscal year ~~2014-2015,~~ **2015-2016**, except that the amounts will be adjusted for changes in retirement costs, caseload and related costs, federal fund match rates, economic factors, and available revenue. These adjustments will be determined after the January ~~2015~~ **2016** consensus revenue estimating conference.

Sec. 206. The funds appropriated in section 201 are appropriated for community colleges with fiscal years ending June 30, ~~2015-2016~~ and shall be paid out of the state treasury and distributed by the state treasurer to the respective community colleges in 11 monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, ~~2014-2015.~~ Each community college shall accrue its July and August ~~2015-2016~~ payments to its institutional fiscal year ending June 30, ~~2015-2016.~~ However, if the state budget director determines that a community college failed to submit all verified Michigan community colleges activities classification structure data for school year ~~2013-2014~~ **2014-2015** to the workforce development agency by November 1, ~~2014-2015,~~ or failed to submit its longitudinal data system data set for school year ~~2013-2014~~ **2014-2015** to the center for educational performance and information under section 219, the state treasurer shall withhold the monthly installments from that community college until those data are submitted. The state budget director shall notify the chairs of the house and senate appropriations subcommittees on community colleges at least 10 days before withholding funds from any community college.

Sec. 207a. All of the following apply to the allocation of the **FISCAL YEAR 2015-2016** appropriations described in section 201(4):

(a) A community college that receives money under section 201(4) shall use that money solely for the purpose of offsetting a portion of the retirement contributions owed by the college for ~~the THAT~~ fiscal year, ~~ending September 30, 2015.~~

(b) The amount allocated to each participating community college under section 201(4) shall be based on each participating college's **PERCENTAGE OF THE total COVERED payroll covered by the retirement system-covered payroll** for all **COMMUNITY COLLEGES THAT ARE** participating colleges for ~~fiscal year 2013-2014~~**IN THE IMMEDIATELY PRECEDING FISCAL YEAR.**

Sec. 207b. All of the following apply to the allocation of the **FISCAL YEAR 2015-2016** appropriations described in section 201(5) for payments to community colleges that are participating entities of the retirement system:

(a) The amount of a payment under section 201(5) shall be the difference between the unfunded actuarial accrued liability contribution rate as calculated under section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341, and the maximum employer rate of 20.96% under section 41 of the public school employees retirement act of 1979, 1980 PA 300, MCL 38.1341.

(b) The amount allocated to each community college under section 201(5) shall be based on each community college's percentage of the total covered payroll for all community colleges that are participating colleges in the immediately preceding fiscal year. A community college that receives funds under this subdivision shall use the funds solely for the purpose of retirement contributions under section 201(5).

(c) Each participating college that receives funds under section 201(5) shall forward an amount equal to the amount allocated under subdivision (b) to the retirement system in a form and manner determined by the retirement system.

Sec. 207c. All of the following apply to the allocation of the appropriations described in section 201(6) to community colleges described in section 12(3) of the Michigan renaissance zone act, **1996 PA 376, MCL 125.2692**:

(a) The amount allocated to each community college under section 201(6) **FOR FISCAL YEAR 2015-2016** shall be based on that community college's proportion of total revenue lost by community colleges ~~in fiscal year 2013-2014~~ as a result of the exemption of property **TAXES LEVIED IN 2015** under the Michigan renaissance zone act, **1996 PA 376, MCL 125.2681 TO 125.2696.**

(b) The appropriations described in section 201(6) shall be made to each eligible community college within 60 days after the department of treasury certifies to the state budget director that it has received all necessary information to properly determine the amounts of ~~tax revenue lost by~~**PAYABLE TO** each eligible community college ~~in fiscal year 2013-2014~~ under section 12 of the Michigan renaissance zone act, **1996 PA 376, MCL 125.2692.**

Sec. 209. (1) Within 30 days after the board of a community college adopts its annual operating budget for the following ~~school~~ fiscal year, or after the board adopts a subsequent revision to that budget, the community college shall make all of the following available through a link on its website homepage:

(a) The annual operating budget and subsequent budget revisions.

(b) A link to the most recent "Activities Classification Structure Data Book and Companion".

(c) General fund revenue and expenditure projections for fiscal year ~~2014-2015~~ **2015-2016** and fiscal year ~~2015-2016~~ **2016-2017.**

(d) A listing of all debt service obligations, detailed by project, anticipated fiscal year ~~2014-2015~~ **2015-2016** payment of each project, and total outstanding debt.

(e) The estimated cost to the community college resulting from the patient protection and affordable care act, Public Law 111-148, as amended by the health care and education reconciliation act of 2010, Public Law 111-152.

(f) Links to all of the following for the community college:

(i) The current collective bargaining agreement for each bargaining unit.

(ii) Each health care benefits plan, including, but not limited to, medical, dental, vision, disability, long-term care, or any other type of benefits that would constitute health care services, offered to any bargaining unit or employee of the community college.

(iii) Audits and financial reports for the most recent fiscal year for which they are available.

(iv) A copy of the board of trustees resolution regarding compliance with best practices for the local strategic value component described in section 230(2).

(2) For statewide consistency and public visibility, community colleges must use the icon badge provided by the department of technology, management, and budget consistent with the icon badge developed by the department of education for K-12 school districts. It must appear on the front of each community college's homepage. The size of the icon may be reduced to 150 x 150 pixels.

(3) The state budget director shall determine whether a community college has complied with this section. The state budget director may withhold a community college's monthly installments described in section 206 until the community college complies with this section. The state budget director shall notify the chairs of the house and senate appropriations subcommittee on community colleges at least 10 days before withholding funds from any community college.

(4) Each community college shall report the following information to the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, and the state budget office by November 15 of each fiscal year and post that information on ~~the internet-ITS~~ website **AS** required under subsection (1):

(a) Budgeted fiscal year ~~2014-2015~~ **2015-2016** general fund revenue from tuition and fees.

(b) Budgeted fiscal year ~~2014-2015~~ **2015-2016** general fund revenue from state appropriations.

(c) Budgeted fiscal year ~~2014-2015~~ **2015-2016** general fund revenue from property taxes.

- (d) Budgeted fiscal year ~~2014-2015~~ **2015-2016** total general fund revenue.
- (e) Budgeted fiscal year ~~2014-2015~~ **2015-2016** total general fund expenditures.
- (5) By November 15 of each year, a community college shall report the following information to the center for educational performance and information and post the information on its website under the budget transparency icon badge:
 - (a) Opportunities for earning college credit through the following programs:
 - (i) State approved career and technical education or a tech prep articulated program of study.
 - (ii) Direct college credit or concurrent enrollment.
 - (iii) Dual enrollment.
 - (iv) An early college/middle college program.
 - (b) For each program described in subdivision (a) that the community college offers, all of the following information:
 - (i) The number of high school students participating in the program.
 - (ii) The number of school districts that participate in the program with the community college.
 - (iii) Whether a college professor, qualified local school district employee, or other individual teaches the course or courses in the program.
 - (iv) The total cost to the community college to operate the program.
 - (v) The cost per credit hour for the course or courses in the program.
 - (vi) The location where the course or courses in the program are held.
 - (vii) Instructional resources offered to the program instructors.
 - (viii) Resources offered to the student in the program.
 - (ix) Transportation services provided to students in the program.

Sec. 210. (1) Recognizing the critical importance of education in strengthening Michigan's workforce, ~~the legislature encourages~~ each community college **IS ENCOURAGED** to explore ways of increasing collaboration and cooperation with 4-year universities, particularly in the areas related to training, instruction, and program articulation.

(2) Recognizing the central role of community colleges in responding to local employment needs and challenges, community colleges shall develop and continue efforts to collaborate with local employers and students to identify local employment needs and strategies to meet them.

(3) Community colleges are encouraged to collaborate with each other on innovations to identify and meet local employment needs.

(4) Community colleges are encouraged to work with universities to develop equivalency standards of core college courses and identify equivalent courses offered by postsecondary institutions.

Sec. 210b. (1) It is the intent of the legislature that the Michigan ~~association of collegiate registrars and admissions officers~~ **ASSOCIATION OF COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS** implement any agreement or agreements among the community colleges and universities concerning the transferability of college courses resulting from the recommendations of the committee created under former section 210a.

(2) It is the intent of the legislature that the Michigan ~~association of collegiate registrars and admissions officers~~, **ASSOCIATION OF COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS**, the Michigan ~~community college association~~, **COMMUNITY COLLEGE ASSOCIATION**, and the ~~presidents council~~, **STATE UNIVERSITIES** of Michigan shall together submit an implementation update report to the senate and house appropriations subcommittees on community colleges and higher education, the senate and house fiscal agencies, and the state budget director by March 1, ~~2015~~ **2016**.

SEC. 210C. (1) A STUDY COMMITTEE SHALL BE CREATED TO DEVELOP A PROCESS TO IMPROVE THE TRANSFERABILITY AND APPLICABILITY OF ASSOCIATE OF ARTS AND ASSOCIATE OF SCIENCE DEGREES AS A BLOCK OF CREDITS BETWEEN COMMUNITY COLLEGES AND PUBLIC UNIVERSITIES ON A STATEWIDE BASIS. BUILDING ON THE MICHIGAN TRANSFER NETWORK SPONSORED BY THE MICHIGAN ASSOCIATION OF COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS AND, WHERE POSSIBLE, EXISTING LOCAL ARTICULATION AGREEMENTS BETWEEN INDIVIDUAL INSTITUTIONS, THE COMMITTEE SHALL WORK TO EXPLORE STANDARDS FOR PROGRAM ARTICULATION BETWEEN INSTITUTIONS SO THAT AN ASSOCIATE OF ARTS OR ASSOCIATE OF SCIENCE DEGREE EARNED AT A COMMUNITY COLLEGE IS CONSIDERED THE EQUIVALENT OF THE FIRST 60 CREDITS OF A BACCALAUREATE DEGREE, AND THOSE CREDITS CAN BE SEAMLESSLY TRANSFERRED AND APPLIED TO THE PROGRAM OF STUDY AT THE RECEIVING UNIVERSITY.

(2) IT IS THE INTENT OF THE LEGISLATURE THAT THE STUDY COMMITTEE CREATED UNDER SUBSECTION (1) EXPLORE ISSUES RELEVANT TO BLOCK TRANSFER AGREEMENTS, INCLUDING, BUT NOT LIMITED TO, THE SATISFACTION OF ALL LOWER DIVISION GENERAL EDUCATION REQUIREMENTS, THE APPLICABILITY OF EQUIVALENT COURSES TO THE MAJOR PROGRAM OF STUDY, JUNIOR-LEVEL STANDING AT THE UNIVERSITY FOR TRANSFER STUDENTS, AND THE COMPLETION OF THE BACCALAUREATE DEGREE WITH A LIMIT OF 60 POST-TRANSFER CREDIT HOURS. BECAUSE OF THE LEGISLATURE'S INTEREST IN PROMOTING DEGREE COMPLETION, THE STUDY COMMITTEE

SHOULD ALSO CONSIDER INCENTIVES FOR STUDENTS TO COMPLETE BOTH AN ASSOCIATE DEGREE AND A BACCALAUREATE DEGREE.

(3) THE STUDY COMMITTEE CREATED UNDER SUBSECTION (1) SHALL CONSIST OF THE FOLLOWING MEMBERS:

(A) TEN REPRESENTATIVES FROM COMMUNITY COLLEGES SELECTED BY THE MICHIGAN COMMUNITY COLLEGE ASSOCIATION.

(B) TEN REPRESENTATIVES FROM PUBLIC UNIVERSITIES SELECTED BY THE PRESIDENTS COUNCIL, STATE UNIVERSITIES OF MICHIGAN.

(C) FOUR MEMBERS OF THE MICHIGAN ASSOCIATION OF COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS.

(D) ONE MEMBER OF THE MICHIGAN HOUSE OF REPRESENTATIVES SELECTED BY THE SPEAKER OF THE HOUSE.

(E) ONE MEMBER OF THE MICHIGAN HOUSE OF REPRESENTATIVES SELECTED BY THE MINORITY LEADER OF THE HOUSE.

(F) ONE MEMBER OF THE MICHIGAN SENATE SELECTED BY THE SENATE MAJORITY LEADER.

(G) ONE MEMBER OF THE MICHIGAN SENATE SELECTED BY THE SENATE MINORITY LEADER.

(4) THE STUDY COMMITTEE CREATED UNDER SUBSECTION (1) SHALL SUBMIT A PROJECT STATUS REPORT AND INITIAL RECOMMENDATIONS TO THE SENATE AND HOUSE APPROPRIATIONS SUBCOMMITTEES ON COMMUNITY COLLEGES AND HIGHER EDUCATION, THE SENATE AND HOUSE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR BY MARCH 1, 2016.

SEC. 210D. COMMUNITY COLLEGES ARE ENCOURAGED TO WORK WITH PUBLIC UNIVERSITIES IN THE STATE TO IMPLEMENT STATEWIDE REVERSE TRANSFER AGREEMENTS TO INCREASE THE NUMBER OF STUDENTS THAT ARE AWARDED CREDENTIALS OF VALUE UPON COMPLETION OF THE NECESSARY CREDITS. THESE STATEWIDE AGREEMENTS SHALL ENABLE STUDENTS WHO HAVE EARNED A SIGNIFICANT NUMBER OF CREDITS AT A COMMUNITY COLLEGE AND TRANSFERRED TO A BACCALAUREATE-GRANTING INSTITUTION BEFORE COMPLETING A DEGREE TO TRANSFER THE CREDITS EARNED AT THE BACCALAUREATE INSTITUTION BACK TO THE COMMUNITY COLLEGE IN ORDER TO BE AWARDED A CREDENTIAL OF VALUE.

Sec. 217. (1) The workforce development agency shall do all of the following:

(a) Establish, maintain, and coordinate the state community college database commonly known as the “activities classification structure” or “ACS” database.

(b) Collect data concerning community colleges and community college programs in this state, including data required by law.

(c) Establish procedures to ensure the validity and reliability of the data and the collection process.

(d) Develop model data collection policies, including, but not limited to, policies that ensure the privacy of any individual student data. Privacy policies shall ensure that student social security numbers are not released to the public for any purpose.

(e) Provide data in a useful manner to allow state policymakers and community college officials to make informed policy decisions.

(f) Assist community colleges in complying with audits under this section or federal law.

(2) There is created within the workforce development agency the activities classification structure advisory committee. The committee shall provide advice to the director of the workforce development agency regarding the management of the state community college database, including, but not limited to:

(a) Determining what data are necessary to collect and maintain to enable state and community college officials to make informed policy decisions.

(b) Defining the roles of all stakeholders in the data collection system.

(c) Recommending timelines for the implementation and ongoing collection of data.

(d) Establishing and maintaining data definitions, data transmission protocols, and system specifications and procedures for the efficient and accurate transmission and collection of data.

(e) Establishing and maintaining a process for ensuring the accuracy of the data.

(f) Establishing and maintaining policies related to data collection, including, but not limited to, privacy policies related to individual student data.

(g) Ensuring that the data are made available to state policymakers and citizens of this state in the most useful format possible.

(h) Addressing other matters as determined by the director of the workforce development agency or as required by law.

(3) The activities classification structure advisory committee created in subsection (2) shall consist of the following members:

(a) One representative from the house fiscal agency, appointed by the director of the house fiscal agency.

(b) One representative from the senate fiscal agency, appointed by the director of the senate fiscal agency.

(c) One representative from the workforce development agency, appointed by the director of the workforce development agency.

(d) One representative from the state budget office, appointed by the state budget director.

(e) One representative from the governor's policy office, appointed by that office.

(f) Four representatives of the Michigan ~~community colleges association~~, **COMMUNITY COLLEGE ASSOCIATION**, appointed by the president of the association. From the groupings of community colleges given in table 17 of the activities classification structure ~~report~~ **DATABASE** described in subsection ~~(4)~~, **(1)**, the association shall appoint 1 representative each from group 1, group 2, and group 3, and 1 representative from either group 3 or 4.

~~(4) The activities classification structure advisory committee shall review the existing activities classification structure report, data, definitions, processes, and other items as needed and publish an initial report on their findings and recommendations by July 30, 2015. This report shall be submitted to the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, the director of the workforce development agency, the state budget director, and the Michigan community colleges association.~~

Sec. 222. Each community college shall have an annual audit of all income and expenditures performed by an independent auditor and shall furnish the independent auditor's management letter and an annual audited accounting of all general and current funds income and expenditures including audits of college foundations to the members of the senate and house appropriations subcommittees on community colleges, the senate and house fiscal agencies, the auditor general, the workforce development agency, and the state budget director before November 15 of each year. If a community college fails to furnish the audit materials, the monthly state aid installments shall be withheld from that college until the information is submitted. All reporting shall conform to the requirements set forth in the "2001 Manual for Uniform Financial Reporting, Michigan Public Community Colleges". ~~It is the intent of the legislature that a~~ A community college shall make the information the community college is required to provide under this section available to the public on its ~~internet~~ website.

Sec. 225. Each community college shall report to the house and senate fiscal agencies, the state budget director, and the workforce development agency by August 31, ~~2014~~, **2015**, the tuition and mandatory fees paid by a full-time in-district student and a full-time out-of-district student as established by the college governing board for the ~~2014-2015~~ **2015-2016** academic year. This report should also include the annual cost of attendance based on a full-time course load of 30 credits. Each community college shall also report any revisions to the reported ~~2014-2015~~ **2015-2016** academic year tuition and mandatory fees adopted by the college governing board to the house and senate fiscal agencies, the state budget director, and the workforce development agency within 15 days of being adopted.

Sec. 226. Each community college shall report to the workforce development agency the numbers and type of associate degrees and other certificates awarded during the previous fiscal year. The report shall be made not later than November 15 of each year. **COMMUNITY COLLEGES SHALL WORK WITH THE WORKFORCE DEVELOPMENT AGENCY AND THE CENTER FOR EDUCATIONAL PERFORMANCE AND INFORMATION TO DEVELOP A SYSTEMATIC APPROACH FOR MEETING THIS REQUIREMENT.**

Sec. 229. (1) ~~It is the intent of the legislature that each~~ **EACH** community college that receives an appropriation in section 201 **IS EXPECTED TO** include in its admission application process a specific question as to whether an applicant for admission has ever served or is currently serving in the United States armed forces or is the spouse or dependent of an individual who has served or is currently serving in the United States armed forces, in order to more quickly identify potential educational assistance available to that applicant.

(2) ~~It is the intent of the legislature~~ **EXPECTED** that each public community college that receives an appropriation in section 201 shall work with the house and senate community college subcommittees, the Michigan ~~community college association~~, **COMMUNITY COLLEGE ASSOCIATION**, and veterans groups to review the issue of in-district tuition for veterans of this state when determining tuition rates and fees.

(3) As used in this section, "veteran" means an honorably discharged veteran entitled to educational assistance under the provisions of section 5003 of the post-911 veterans educational assistance act of 2008, 38 USC 3301 to ~~3324~~ **3325**.

Sec. 229a. Included in the fiscal year ~~2014-2015~~ **2015-2016** appropriations for the department of technology, management, and budget are appropriations **TOTALING \$29,479,600.00** to provide funding for the state share of costs for previously constructed capital projects for community colleges. Those appropriations for state building authority rent represent additional state general fund support for community colleges, and the following is an estimate of the amount of that support to each community college:

- (a) Alpena Community College, \$485,400.00: **\$652,700.00.**
- (b) Bay de Noc Community College, \$636,600.00: **\$685,900.00.**
- (c) Delta College, \$2,842,800.00: **\$3,510,900.00.**
- (d) Glen Oaks Community College, \$123,300.00: **\$123,100.00.**
- (e) Gogebic Community College, \$16,900.00: **\$67,600.00.**
- (f) Grand Rapids Community College, \$1,792,400.00: **\$2,126,000.00.**
- (g) Henry Ford Community College, \$1,030,800.00: **\$1,028,500.00.**
- (h) Jackson College, \$1,787,300.00: **\$1,677,800.00.**
- (i) Kalamazoo Valley Community College, \$1,471,000.00: **\$1,557,700.00.**
- (j) Kellogg Community College, \$521,400.00: **\$520,200.00.**
- (k) Kirtland Community College, \$364,000.00: **\$363,200.00.**

- (l) Lake Michigan College, ~~\$340,900.00~~ **\$340,200.00**.
- (m) Lansing Community College, ~~\$610,100.00~~ **\$1,282,200.00**.
- (n) Macomb Community College, ~~\$1,316,600.00~~ **\$1,377,400.00**.
- (o) Mid Michigan Community College, ~~\$1,117,300.00~~ **\$1,712,600.00**.
- (p) Monroe County Community College, ~~\$1,266,500.00~~ **\$1,263,600.00**.
- (q) Montcalm Community College, ~~\$973,700.00~~ **\$971,500.00**.
- (r) C.S. Mott Community College, ~~\$1,808,000.00~~ **\$1,803,900.00**.
- (s) Muskegon Community College, ~~\$198,500.00~~ **\$267,800.00**.
- (t) North Central Michigan College, ~~\$117,600.00~~ **\$469,400.00**.
- (u) Northwestern Michigan College, ~~\$1,308,600.00~~ **\$1,305,600.00**.
- (v) Oakland Community College, ~~\$466,300.00~~ **\$465,200.00**.
- (w) St. Clair County Community College, ~~\$357,000.00~~ **\$356,200.00**.
- (x) Schoolcraft College, ~~\$1,550,300.00~~ **\$1,546,700.00**.
- (y) Southwestern Michigan College, ~~\$231,100.00~~ **\$286,900.00**.
- (z) Washtenaw Community College, ~~\$1,680,600.00~~ **\$1,676,800.00**.
- (aa) Wayne County Community College, ~~\$1,466,000.00~~ **\$1,462,700.00**.
- (bb) West Shore Community College, ~~\$578,600.00~~ **\$577,300.00**.

Sec. 230. (1) Money included in the appropriations for community college operations under section 201(2) in fiscal year ~~2014-2015~~ **2015-2016** for performance funding is distributed based on the following formula:

- (a) Allocated proportionate to fiscal year ~~2013-2014~~ **2014-2015** base appropriations, 50%.
- (b) Based on contact hour equated students, 10%.
- (c) Based on administrative costs, 7.5%.
- (d) Based on a weighted degree formula as provided for in the 2006 recommendations of the performance indicators task force, 17.5%.

(e) Based on the local strategic value component, as developed in cooperation with the Michigan ~~community college association~~ **COMMUNITY COLLEGE ASSOCIATION** and described in subsection (2), 15%.

(2) Money included in the appropriations for community college operations under section 201(2) for local strategic value shall be allocated to each community college that certifies to the state budget director, through a board of trustees resolution on or before October 15, ~~2014~~ **2015**, that the college has met 4 out of 5 best practices listed in each category described in subsection (3). The resolution shall provide specifics as to how the community college meets each best practice measure within each category. One-third of funding available under the strategic value component shall be allocated to each category described in subsection (3). Amounts distributed under local strategic value shall be on a proportionate basis to each college's fiscal year ~~2013-2014~~ **2014-2015** operations funding. Payments to community colleges that qualify for local strategic value funding shall be distributed with the November installment payment described in section 206.

(3) For purposes of subsection (2), the following categories of best practices reflect functional activities of community colleges that have strategic value to the local communities and regional economies:

- (a) For Category A, economic development and business or industry partnerships, the following:
 - (i) The community college has active partnerships with local employers including hospitals and health care providers.
 - (ii) The community college provides customized on-site training for area companies, employees, or both.
 - (iii) The community college supports entrepreneurship through a small business assistance center or other training or consulting activities targeted toward small businesses.
 - (iv) The community college supports technological advancement through industry partnerships, incubation activities, or operation of a Michigan technical education center or other advanced technology center.
 - (v) The community college has active partnerships with local or regional workforce and economic development agencies.
- (b) For Category B, educational partnerships, the following:
 - (i) The community college has active partnerships with regional high schools, intermediate school districts, and career-tech centers to provide instruction through dual enrollment, concurrent enrollment, direct credit, middle college, or academy programs.
 - (ii) The community college hosts, sponsors, or participates in enrichment programs for area K-12 students, such as college days, summer or after-school programming, or science Olympiad.
 - (iii) The community college provides, supports, or participates in programming to promote successful transitions to college for traditional age students, including grant programs such as talent search, upward bound, or other activities to promote college readiness in area high schools and community centers.
 - (iv) The community college provides, supports, or participates in programming to promote successful transitions to college for new or reentering adult students, such as adult basic education, general education development certificate preparation and testing, or recruiting, advising, or orientation activities specific to adults.
 - (v) The community college has active partnerships with regional 4-year colleges and universities to promote successful transfer, such as articulation, 2+2, or reverse transfer agreements or operation of a university center.

(c) For Category C, community services, the following:

(i) The community college provides continuing education programming for leisure, wellness, personal enrichment, or professional development.

(ii) The community college operates or sponsors opportunities for community members to engage in activities that promote leisure, wellness, cultural or personal enrichment such as community sports teams, theater or musical ensembles, or artist guilds.

(iii) The community college operates public facilities to promote cultural, educational, or personal enrichment for community members, such as libraries, computer labs, performing arts centers, museums, art galleries, or television or radio stations.

(iv) The community college operates public facilities to promote leisure or wellness activities for community members, including gymnasiums, athletic fields, tennis courts, fitness centers, hiking or biking trails, or natural areas.

(v) The community college promotes, sponsors, or hosts community service activities for students, staff, or community members.

(4) PAYMENTS FOR PERFORMANCE FUNDING UNDER SECTION 201(2) SHALL BE MADE TO A COMMUNITY COLLEGE ONLY IF THAT COMMUNITY COLLEGE ACTIVELY PARTICIPATES IN THE MICHIGAN TRANSFER NETWORK SPONSORED BY THE MICHIGAN ASSOCIATION OF COLLEGIATE REGISTRARS AND ADMISSIONS OFFICERS AND SUBMITS TIMELY UPDATES, INCLUDING UPDATED COURSE EQUIVALENCIES AT LEAST EVERY 6 MONTHS, TO THE MICHIGAN TRANSFER NETWORK. THE STATE BUDGET DIRECTOR SHALL DETERMINE IF A COMMUNITY COLLEGE HAS NOT SATISFIED THIS REQUIREMENT. THE STATE BUDGET DIRECTOR MAY WITHHOLD PAYMENTS FOR PERFORMANCE FUNDING UNTIL A COMMUNITY COLLEGE IS IN COMPLIANCE WITH THIS SECTION.

SEC. 230A. (1) A TASK FORCE SHALL BE FORMED BY OCTOBER 15, 2015 TO REVIEW, EVALUATE, DISCUSS, AND MAKE RECOMMENDATIONS REGARDING PERFORMANCE INDICATORS ESTABLISHED UNDER THE AUTHORITY OF SECTION 242 OF 2005 PA 154. THE TASK FORCE SHALL REVIEW WHETHER THE CURRENT METRICS USED ARE THE MOST APPROPRIATE AND RELIABLE PERFORMANCE INDICATORS AVAILABLE AND DETERMINE THE MOST EFFICIENT METHODOLOGY FOR CONNECTING STATE FUNDING TO THOSE INDICATORS.

(2) THE TASK FORCE DESCRIBED IN SUBSECTION (1) SHALL CONSIST OF THE FOLLOWING MEMBERS:

(A) TWO MEMBERS OF THE MICHIGAN HOUSE OF REPRESENTATIVES. ONE MEMBER SHALL BE DESIGNATED BY THE SPEAKER OF THE HOUSE, AND 1 MEMBER SHALL BE DESIGNATED BY THE HOUSE MINORITY LEADER.

(B) TWO MEMBERS OF THE MICHIGAN SENATE. ONE MEMBER SHALL BE DESIGNATED BY THE SENATE MAJORITY LEADER, AND 1 MEMBER SHALL BE DESIGNATED BY THE SENATE MINORITY LEADER.

(C) ONE REPRESENTATIVE FROM THE DEPARTMENT OF TECHNOLOGY, MANAGEMENT, AND BUDGET, DESIGNATED BY THE STATE BUDGET DIRECTOR.

(D) FOUR REPRESENTATIVES OF MICHIGAN PUBLIC COMMUNITY COLLEGES. THE MICHIGAN COMMUNITY COLLEGE ASSOCIATION SHALL DESIGNATE 1 REPRESENTATIVE FROM EACH OF THE 4 GROUPS DESCRIBED IN THE ACTIVITIES CLASSIFICATION STRUCTURE DATA BOOK PUBLISHED BY THE WORKFORCE DEVELOPMENT AGENCY.

(3) THE TASK FORCE DESCRIBED IN SUBSECTION (1) SHALL SUBMIT A REPORT CONTAINING ITS FINDINGS AND RECOMMENDATIONS TO THE HOUSE AND SENATE APPROPRIATIONS SUBCOMMITTEES ON COMMUNITY COLLEGES, THE HOUSE AND SENATE FISCAL AGENCIES, AND THE STATE BUDGET DIRECTOR BY JANUARY 15, 2016.

Enacting section 1. In accordance with section 30 of article IX of the state constitution of 1963, total state spending from state sources for community colleges for fiscal year 2015-2016 under article II of the state school aid act of 1979, 1979 PA 94, MCL 388.1801 to 388.1830, as amended by this amendatory act, is estimated at \$387,825,600.00 and the amount of that state spending from state sources to be paid to local units of government for fiscal year 2015-2016 is estimated at \$387,825,600.00.

Enacting section 2. Section 213 of the state school aid act of 1979, 1979 PA 94, MCL 388.1813, is repealed effective October 1, 2015.

Enacting section 3. This amendatory act takes effect October 1, 2015.

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to amend 1979 PA 94, entitled "An act to make appropriations to aid in the support of the public schools, the intermediate school districts, community colleges, and public universities of the state; to make appropriations for certain other purposes relating to education; to provide for the disbursement of the appropriations; to authorize the issuance of certain bonds and provide for the security of those bonds; to prescribe the powers and duties of certain state departments, the state board of education, and certain other boards and officials; to create certain funds and provide for their expenditure; to prescribe penalties; and to repeal acts and parts of acts," by amending sections 201, 201a, 206, 207a, 207b, 207c, 209, 210, 210b, 217, 222, 225, 226, 229, 229a, and 230 (MCL 388.1801, 388.1801a, 388.1806, 388.1807a,

388.1807b, 388.1807c, 388.1809, 388.1810, 388.1810b, 388.1817, 388.1822, 388.1825, 388.1826, 388.1829, 388.1829a, and 388.1830), section 201 as amended by 2015 PA 5, sections 201a, 206, 209, 210b, 217, 225, 229, 229a, and 230 as amended and sections 207a, 207b, and 207c as added by 2014 PA 196, section 210 as amended by 2013 PA 60, and sections 222 and 226 as amended by 2012 PA 201, and by adding sections 210c, 210d, and 230a; and to repeal acts and parts of acts.

Paul Muxlow
John Bizon M.D.
Henry Yanez
Conferees for the House

Darwin L. Booher
Tonya Schuitmaker
David Knezek
Conferees for the Senate

Communications from State Officers

The following communications from the Secretary of State were received and read:

Notices of Filing Administrative Rules

May 13, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2014-076-TY (Secretary of State Filing #15-05-07) on this date at 3:06 P.M. for the Department of Treasury, entitled "Audit Standards for Field Audits".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

May 13, 2015

In accordance with the provisions of Section 46(1) of Act 306, Public Acts of 1969, as amended, and Executive Order 1995-6, this is to advise you that the Michigan Department of Licensing and Regulatory Affairs and the State Office of Regulatory Reinvention filed Administrative Rule #2015-024-SP (Secretary of State Filing #15-05-08) on this date at 3:06 P.M. for the Department of State Police, entitled "State Assistance to Counties and Municipalities".

These rules become effective immediately upon filing with the Secretary of State unless adopted under sections 33, 44 or 45a(6) of 1969 PA 306. Rules adopted under these sections become effective 7 days after filing with the Secretary of State.

Sincerely,
Ruth Johnson
Secretary of State
Robin L. Houston, Departmental Supervisor
Office of the Great Seal

The communications were referred to the Clerk.

The Clerk declared the House adjourned until Tuesday, June 2, at 1:30 p.m.

GARY L. RANDALL
Clerk of the House of Representatives

