
VETOES

VETOES

March 29, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled House Bill 4305, containing Fiscal Year 2000 supplemental appropriations for the departments of Community Health and Environmental Quality supported with Clean Michigan Initiative (CMI) Fund revenue. However, I am returning it to you because of one item of which I disapprove, pursuant to Article V, section 19, of the Michigan Constitution. The specific veto is contained in the attached copy of the bill, which has been filed with the Secretary of State. My action today:

- Provides \$5 million to the Department of Community Health for lead abatement to remediate and physically improve structures to abate or minimize exposure to lead hazards.
- Establishes \$30 million for the Waterfront Redevelopment grant program, authorizing the balance of \$50 million to reclaim and revitalize waterfront property to maximize its economic and public value.
- Supports \$26.7 million for a variety of clean water initiatives including water quality monitoring, illicit storm sewer connection grants, remedial action plan and lakewide management plan implementation grants, conservation reserve enhancement program matching funds, abandoned well management grants, voluntary storm water permit grants, failing on-site septic systems grants and protecting high water quality grants.
- Increases funding for brownfield grants and loans with \$13 million to implement response activities at known or suspected facilities with redevelopment potential.
- More than doubles the funding for cleanup of contaminated lake and river sediments with \$5.2 million earmarked for six additional locations across the state.
- Initiates various pollution prevention programs with \$3 million, including development of an environmental education curriculum, operation of household hazardous waste collection centers, and regional pollution prevention projects that target areas with environmentally sensitive natural resources.
- Provides \$500,000 from the Retired Engineers Technical Assistance Fund, capitalized with \$10 million from CMI Fund revenue, to help small business owners identify pollution prevention opportunities.

My action includes veto of the Volunteer River, Stream, and Creek Cleanup program and related boilerplate section 402. This item directs \$100,000 in CMI nonpoint source pollution control revenue for river debris cleanup, which is not within the statutory uses of this restricted revenue source. Enrolled House Bill 5042 earmarks specialty license plates sales revenue to protect the water quality of the Great Lakes, inland lakes, rivers and streams. The new Water Quality Protection Fund will provide an appropriate source of financing for activities such as the volunteer cleanup program.

VETOES 2000

I commend the Legislature for its cooperation in authorizing the second year of funding for several Clean Michigan Initiative programs and and the startup of many clean water and pollution prevention strategies for Fiscal Year 2000.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 4305, referred to above, became P.A. 2000, No. 52.

May 26, 2000

Michigan State Senate
State Capitol Building
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 1158.

Enrolled Senate Bill 1158 amends the Emergency Municipal Loan Act to repeal the ability to promulgate rules under the act. The rationale advanced in the support of this bill is that the loan board has not yet used the authority. So what?

Given that the only time rules might be needed would be during a possible conflict, the absence of the ability to promulgate rules could become a fatal flaw in this already weak act. Future governors may need this rule making authority.

For this reason, I am returning Enrolled Senate Bill 1158 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled Senate Bill No. 1158, referred to above, is compiled in *Michigan Senate Enrolled Bills (2000)*.

June 28, 2000

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 966, the Fiscal Year 2001 appropriations bill for the Department of Education. However, I am returning it to you because of items of which I disapprove pursuant to Article V, Section 19, of the Michigan Constitution. The specific vetoes are contained in the attached copy of this bill, which has been filed with the Secretary of State.

This bill will provide over \$928 million in support of pre K-12 education programs. The Department of Education supports school improvement initiatives by administering early intervention programs, promoting educational choice, developing a framework for

VETOES 2000

accountability, providing technical assistance to local districts, and helping to create a clearinghouse for information on school performance. My action today:

- Supports the restructuring of the Department of Education, including formation of the new Office of School Excellence and the Office of Education Options, Charters and Choice. These new offices will focus directly on school improvement initiatives.
- Adds \$10.8 million in federal program funds, and supports federal grant applications for \$31.5 million in new awards from the reading excellence act and teacher quality enhancement programs. Funding provided via the federal reading excellence act is intended to be coordinated under the state Reading Plan for Michigan initiative.
- Provides an increase in the per pupil allocation for the competitive portion of the school readiness program from \$3,100 to \$3,300, and supports a corresponding increase of \$817,000 general fund/general purpose.
- Enhances the Reading Plan for Michigan initiative by providing an additional \$350,000 in federal funds for continued development and refinement of the Michigan Literacy Progress Profiles - a tool developed by the department for teachers' use in monitoring the reading success of children in the early grades.
- Includes \$250,000 for technology to consolidate the multiple school improvement plans that are required of school districts by various state and federal programs. A cohesive school improvement framework is an important tool for local districts in targeting programs to at-risk children, enhancing student performance, empowering teachers, fostering parental involvement, and creating the pathway for greater flexibility in the delivery of federal programs.
- Supports the innovative curriculum development (\$560,000) and innovative program demonstration (\$400,000) grant programs. These programs encourage innovation by providing a competitive pool of funds for new approaches in the areas of curriculum development, civic education, special education, math and science programs, school safety, parental involvement, conflict resolution, character education, and gifted and talented programs. I have directed the department to include strong evaluative and results dissemination components in the grant awards.
- Provides \$250,000 in support of autism teacher certification programs at higher education institutions in the state. I am directing the department to work with not only Grand Valley State University, as required in Section 707, but also other higher education institutions that are interested in establishing/enhancing autism teacher certification programs.

I have vetoed the following items for the reasons noted below:

- An earmarking of \$20,000 and 1/3 FTE for a certified school nurse consultant. The Superintendent for Public Instruction needs flexibility in setting the priorities for his organization; this earmark runs counter to that ability.
- The earmarking of \$50,000 in teacher testing fees for the Office of Safe Schools is not a statutorily allowable use of these restricted funds.

I thank the Legislature for its support on this important budget bill, and look forward to working with you as we continue our quest to make Michigan a world class education leader.

Sincerely,
John Engler
Governor

July 6, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled House Bill 5273, the Fiscal Year 2001 appropriations bill for the Department of Agriculture. However, I am returning it to you because of five items of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution. The specific vetoes are contained in the attached copy of the bill, which has been filed with the Secretary of State. My action today:

- Increases funding for local conservation districts by \$1.4 million to support a “gateway” approach of one-stop customer service between land users and conservation service providers that includes state, federal and local governments, conservation organizations, and Internet services.
- Includes \$950,000 general fund support for increased Migrant Labor Housing grants for farmers, a 73% increase from Fiscal Year 2000, to improve living conditions for migrant workers.
- Contains \$570,000 in new funding for the Michigan Agriculture Environmental Assurance program. This funding is for a comprehensive pollution prevention initiative that will address citizen concerns and avoid burdensome regulation for the farming community.
- Increases funding for the Michigan Food Bank Council by \$250,000. This funding will be used to purchase an estimated 3 million pounds of surplus food, including fresh fruits and vegetables.
- Includes \$3.5 million to enhance Michigan’s comprehensive Bovine Tuberculosis eradication and surveillance efforts. I continue to support efforts to eliminate this disease from Michigan livestock and wildlife.
- Supports funding of \$1.25 million to implement the recently enacted Unified Food Code (Act 92 of 2000). However, the conference committee removed an additional \$190,000 in funding necessary to fully implement the Food Code.

My action today also vetoes several items with which I do not concur and which are detailed below. I urge the Legislature to stay within the general fund target for the Department of Agriculture and to utilize the funds made available from these vetoes to restore the \$190,000 to the Food Code program.

- Last year I indicated that Fiscal Year 2000 funding was intended to be the last year of funding for the Michigan Biotechnology Institute. I have, therefore, vetoed \$100,000 appropriated for ongoing support for the Institute, along with related language in section 304.
- I have vetoed section 606 which earmarks \$100,000 for a wetlands demonstration project in Ottawa county. Engineers representing Michigan State University, the Department of Natural Resources and the Natural Resources Conservation Service question the effectiveness of the technology to be used in the treatment process.
- I have vetoed \$50,000 for Michigan integrated food and farming systems, and related language section 706, because it earmarks funding for a specific association. I believe that associations should receive operating support from membership contributions and fund-raising efforts, not from state revenues.
- For a similar reason, I have vetoed section 814, which re-directs funding from the thoroughbred sire stakes line item and the thoroughbred owners’ award line item to

VETOES 2000

the Michigan Thoroughbred Owners and Breeders Association to support ongoing association operations.

- And, lastly, I have vetoed \$80,000 in funding for Michigan festivals, and related language section 811 which directs that the funding be used to promote commodity related festivals and to support an equine education and demonstration program. There is no demonstrated need for a 60 percent increase in funding for Michigan festivals and, instead, I am directing the Michigan Travel Bureau to work cooperatively with the Department of Agriculture to integrate festival promotion into their ongoing tourism activities.

This bill supports the operations of the Department of Agriculture for Fiscal Year 2001. I commend the Legislature for its prompt action in finalizing this budget.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 5273, referred to above, became P.A. 2000, No. 270.

July 6, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled House Bill 5284, the Fiscal Year 2001 appropriations bill for the Department of Transportation. However, I am returning it to you because of items of which I disapprove pursuant to Article V, Section 19, of the Michigan Constitution. The specific vetoes are contained in the attached copy of this bill, which has been filed with the Secretary of State.

This bill will provide landmark support for the rebuilding, repair and maintenance of Michigan's roads and bridges. Thanks to *Build Michigan II*, Michigan will again invest nearly \$3 billion for record improvements on the state trunkline system, local road and bridge projects, and intermodal transportation services. My action today:

- Provides for \$91 million in additional *Build Michigan II* revenues that will continue to be shared with locals under the historical distribution formula. In addition, over \$66 million in new federal revenues will also be available in Fiscal Year 2001. With these added revenues in place, Michigan begins the new millennium with its most aggressive program yet for strengthening this state's transportation infrastructure.
- Includes \$4.6 million for increased maintenance program allocations, including trunkline system expansion, increased roadside services, all-season operation of rest facilities, pilot testing of new anti-icing/de-icing materials, high technology traffic signals, and rest facility disposal evaluations.
- Adds \$1 million for enhanced engineering and technical support for local agency programs. The Department of Transportation works cooperatively with local road agencies in overseeing and managing contracts for federal aid eligible projects.
- Supports \$29.6 million in public transportation investments, including over \$27 million for bus capital programs. Additional state and federal program support is

VETOES 2000

also provided for non-urban operating/capital, intercity bus programs, high-speed rail development, and specialized services.

- Reduces administrative spending by over \$7 million, including across-the-board reductions to departmental administration, reduction of the interdepartmental grant to the Department of State, and a shift of the intermodal policy office to federal funds.

Finally, I have vetoed the following seven boilerplate sections for the reasons noted below:

- Section 402 - My action includes a veto of language in section 402 relating to the 20 percent earmark of federal aid bridge funds to local off-system and local on-system categories. I vetoed a similar earmark in the Fiscal Year 2000 budget, and my position on this issue remains unchanged. The Federal Highway Administration requires only a 15 percent earmark of federal aid bridge funds to local projects. I agree and believe Michigan must expend its federal aid bridge funds where they will have the most impact for motorists - on the high-level state trunkline system.
- Section 509 - This language compromises the local federal aid project selection process. This currently occurs on a regional basis through the Metropolitan Planning Organizations as required by federal law under TEA-21. While I applaud local investment in these critical infrastructure projects, I cannot support the Section 509 special interest eligibility criteria. While there is evidence of strong local support for Section 509, that is offset by very vocal opposition from the County Road Association of Michigan, which is led by a commissioner from the affected county. I encourage Macomb County officials to work with the MPO/SEMCOG to obtain these dollars through the competitive process. The local selection process should reward counties like Macomb when they are providing a significant local match.
- Sections 508 and 613 - Public Act 51 does not provide authorization to take this earmark for the removal of deer carcasses off-the-top of the county allocation of the Michigan Transportation Fund. Furthermore, the Department of Transportation already provides for the removal of these carcasses on state trunklines. I do not believe that these specific earmarks, even if feasible or necessary, should be imposed for this purpose. In response to these concerns, however, I am instructing the department to develop a workable policy regarding the removal of large animal carcasses from roadways.
- Sections 614, 616, and 617 - The inclusion of these types of special interest projects for pedestrian overpasses, soundwalls, and freeway interchanges undermines the appropriations process, and the department's five-year plan. I believe such programming decisions should be left to the transportation experts.

While I am not vetoing the interdepartmental grant to State Police, I am directing the Departments of Transportation and State Police that absent a condition of appropriation they are under no mandate to spend the additional \$3.4 million added to this line item to pay for the conversion of motor carrier enforcement officers to troopers. This conversion is subject to collective bargaining.

I commend the Legislature for supporting this important budget bill, and look forward to working with you as we continue to aggressively improve Michigan's transportation systems.

Sincerely,
John Engler
Governor

July 6, 2000

Michigan State Senate
State Capitol
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 963, which provides Fiscal Year 2001 appropriations for Community Colleges. However, I am returning it to you because of one item of which I disapprove pursuant to Article V, Section 19, of the Michigan Constitution. The specific veto is contained in the attached copy of the bill, which has been filed with the Secretary of State.

Each year, nearly 400,000 residents increase their skills by taking community college courses in the areas of occupational preparation, professional and personal development, and in preparation for continued study at four-year colleges and universities. In partnership with the private sector, these institutions play a vital role in the provision of workforce skill enhancement and retraining which will enable Michigan to remain competitive in the global marketplace.

Included in the bill are over \$310 million in state resources for the upcoming fiscal year to support community college operations, representing a 6% increase over the Fiscal Year 2000 level. These resources are distributed 2.5% through the Gast-Mathieu funding formula, and 3.5% across-the-board. With inflation estimated at 3%, all colleges will receive a minimum operating increase of 3.5%, with 19 colleges receiving operational funding increases in excess of 5%. The budget also provides \$3.7 million for programs for students who are academically at risk and \$433,131 to reimburse community colleges for revenue lost as a result of the establishment of Renaissance Zones.

Community colleges will also benefit from the additional \$8.8 million one-time Fiscal Year 2000 supplemental appropriation for infrastructure, technology, equipment and maintenance needs, authorized in Enrolled Senate Bill 968. With the increase in operational resources for Fiscal Year 2001 and the additional Fiscal Year 2000 supplemental appropriation, community colleges will experience a combined 9% increase in operations support over the Fiscal Year 2000 level.

In addition, the community college budget includes \$10 million to fund the Post-secondary Access Student Scholarship Program (PASS), which was recommended by the Michigan Commission on Financing Postsecondary Education chaired by Lieutenant Governor Posthumus. PASS will pay tuition and fee costs, not already covered by other federal and state financial assistance grants, for low and middle income Michigan students under age 22 who are enrolled at least half-time in associate degree programs at community colleges, state universities, or independent colleges.

I am vetoing section 219 which allocates \$50,000 from the Renaissance Zone Tax Reimbursement line item to reimburse community colleges for assisting the Department of Treasury in collecting data from local units of government about revenue losses resulting from tax increment financing. The Department of Treasury has done previous studies of the impact on community colleges from Tax Increment Finance Authorities and tax abatements. Additional study is not needed.

The Fiscal Year 2001 budget for community colleges reflects an extraordinary level of state support for community colleges and demonstrates the State's continued commitment to this very important component of Michigan's education system. I thank the Legislature for its work on this important legislation.

Sincerely,
John Engler
Governor

VETOES 2000

July 13, 2000

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 968. However, I am returning it to you because of several items of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution. The specific vetoes are contained in the attached copy of the bill, which has been filed with the Secretary of State.

This supplemental budget bill provides \$613.9 million (\$393.4 million general fund) in Fiscal Year 2000 supplemental funding for Capital Outlay, the Legislature, the Judiciary, Higher Education, and the Departments of Agriculture, Career Development, Civil Rights, Civil Service, Community Health, Consumer and Industry Services, Corrections, Education, Environmental Quality, Management and Budget, Military and Veterans Affairs, Natural Resources, State, State Police, Transportation and Treasury, the Family Independence Agency, and the Michigan Strategic Fund.

Key provisions of the bill include the following:

- \$19.7 million general fund for the departments of Agriculture, Community Health and Natural Resources to enhance efforts in eradicating Bovine Tuberculosis from Michigan livestock and wildlife.
- \$2.0 million to the Department of Agriculture for start up funding to implement recently enacted changes to Michigan's food safety laws.
- Capital outlay appropriations of \$56.0 million general fund for infrastructure, technology, equipment and maintenance at state universities, community colleges and private universities.
- \$13.7 million to authorize 1999 Round II funding for land acquisition and recreation development projects as recommended by the Michigan Natural Resources Trust Fund Board.
- Capital outlay appropriations of \$17.0 million for emergency dredging due to low water levels: \$10.0 million for one-time emergency grants to local units of government that operate harbors constructed with assistance from the Michigan State Waterways Commission, \$4.0 million for harbors operated by the Department of Natural Resources, and, \$3.0 million for the Detroit St. Aubin marina.
- \$28.3 million for the Department of State Police to allow voice and data transmission on the Michigan Public Safety Communication System.
- Department of Career Development appropriations of \$28.5 million in support of three initiatives: a summer youth employment program, Focus: HOPE and the Michigan Volunteer Alliance.
- Department of Community Health appropriations of \$7.0 million (\$1.8 million general fund) to begin implementation of data processing changes required by the federal Health Insurance Portability and Accountability Act, and \$4.2 million gross (\$1.1 million general fund) to make improvements to the Medicaid encounter data system.
- \$3.0 million general fund to the Department of Consumer and Industry Services for two emergency services training centers: one in Oakland County and one in Macomb.
- Department of Education appropriation of \$2.3 million gross (\$1.8 million general fund) to support the ongoing production and distribution of the R.E.A.D.Y. kits.

VETOES 2000

- Family Independence Agency general fund appropriations of \$60.0 million to recognize several base shortfalls in their current year budget, plus \$20.0 million gross to intensify efforts in the area of reducing out-of-wedlock births, and \$50.0 million gross for the Family Opportunity Project.
- \$13.1 million general fund to bring the balance of the Children's Trust Fund to its statutory cap.
- \$23.2 million gross (\$21.2 million general fund) to the Department of Management and Budget for the implementation of e-Michigan, which will provide citizens of the state with an easy-to-understand web interface to government services.
- \$50.0 million general fund to the Michigan Strategic Fund to establish the Michigan Core Communities Fund which will provide grants, loans, and other support to eligible local units of government for infrastructure and site development, demolition and other site improvements.
- Provides \$17.0 million general fund for the Great Lakes fishing settlement and gill net removal and \$12.4 million for the Department of Natural Resources to issue the second round of Clean Michigan Initiative local recreation grants.
- Increases the Department of State Police by \$3.1 million general fund for information technology, and \$3.4 million gross to support the Family Protection Initiatives; including funds for Firearm Safety Device Grants to Locals (\$1.0 million), the Project Exile Coordination Commission (\$1.5 million), three FTE positions in the central records division for child care background checks (\$750,000) and Firearms Safety and Awareness Curriculum (\$150,000).
- This bill also appropriates \$5.0 million for Agricultural Development Initiatives. Under the provisions of Section 304 of the bill, these funds cannot be spent until legislation is enacted to establish and define the program. I look forward to working with the legislature to develop mutually acceptable parameters for this initiative.

My action today includes vetoes of:

- \$100 line items which would authorize additional planning projects at Eastern Michigan University and Michigan Technological University. I did not veto similar \$100 planning authorizations for Northern Michigan University, Kellogg Community College, Montcalm Community College, St. Clair County Community College, and Monroe Community College, because these projects are significantly lower in cost than those for Eastern Michigan University and Michigan Technological University. My lack of a veto, however, does not guarantee support for future construction authorization. Additional information and justification for the projects will be required prior to receiving my support for construction authorization. In addition, a full assessment of the State Building Authority bond cap vis-à-vis other potential capital outlay needs will be a pre-condition to advancing these projects beyond the planning stage.
- \$15.9 million general fund for public broadcasting digital television and radio conversion as well as the related boilerplate section 406. I have serious reservations about whether or not this proposal will provide Michigan residents with truly state-of-the-art technology.

I thank the Legislature for their work on these supplemental appropriations.

Sincerely,
John Engler
Governor

July 13, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48933

Ladies and Gentlemen:

Today I have signed Enrolled House Bill 5274, containing Fiscal Year 2001 appropriations for the Department of Career Development and the Michigan Strategic Fund. However, I am returning it to you because of an item, of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution. The specific item vetoed is contained within the attached copy of the bill that has been filed with the Secretary of State.

My action today provides substantial support for critical job training and economic development activities. This bill implements Executive Order 1999-12 which transfers adult education functions from the Department of Education to the Department of Career Development. Funding for adult education is increased in the School Aid Act from \$80 million to \$100 million. Local workforce development boards will distribute a portion of this funding on a competitive basis to adult education service providers. This increase supports efforts to provide individuals with the skills and credentials necessary to succeed in today's workplace.

This bill also:

- Appropriates nearly \$170 million to continue Michigan's successful economic development activities.
- Provides \$6 million from the Tobacco Settlement Fund for the Council of Michigan Foundations. The council will award grants to local community organizations to address youth and senior health needs.
- Appropriates \$5.5 million to support the important work of Focus: HOPE. This ongoing support is in addition to the \$10.5 million included in the recently enacted Fiscal Year 2000 supplemental.
- Provides \$3.1 million, an increase of \$750,000, for vocational rehabilitation independent living services, a program which assists disabled individuals to secure employment and live independently.
- Authorizes \$132.2 million in program support for Michigan's Work First and Welfare-to-Work programs. The success of Michigan's welfare reform policies in securing employment for welfare recipients will allow the Department of Career Development to concentrate its efforts on clients with greater impediments in securing employment.

I have vetoed the Small Business Development Center Network \$250,000 appropriation and associated boilerplate. Partnering with Small Business Development Centers on special projects is a more appropriate way for state government to leverage our limited resources for this vast small business community.

I commend the Legislature for its work on these budgets.

Sincerely,
John Engler
Governor

VETOES 2000

July 14, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48933

Ladies and Gentlemen:

Today I have signed Enrolled House Bill 5275, containing Fiscal Year 2001 appropriations for the Department of Consumer and Industry Services. However, I am returning it to you because of an item of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution. The specific item vetoed is contained within the attached copy of the bill which has been filed with the Secretary of State.

My action today:

- Exemplifies Michigan's commitment to the arts by increasing funding to \$26.5 million, a \$4.1 million increase, for continued support of statewide arts and cultural grants awarded through the Michigan Council for Arts and Cultural Affairs.
- Provides an additional \$3.7 million to the Unemployment Agency for the transition to remote initial claims which will allow workers to file for unemployment benefits by phone or the internet.
- Adds \$1.4 million for day care licensing to assure quality day care for our children.
- Increases funding by \$240,000 in the credit union and financial institutions programs to continue to protect the public.
- Adds \$746,000 for fire protection grants to local communities.
- Enhances protection for Michigan employees by adding \$224,000 to support occupational safety and health inspectors.
- Continues to assist families, senior citizens, and people with disabilities to obtain housing by adding \$5 million for 1,200 additional section 8 housing certificates.

One appropriation included in this bill, however, deviates unacceptably from my recommendations. I have vetoed the Regional Communications Emergency Operations Mobile Command Post \$50,000 appropriation because it is inconsistent with the mission of the Department of Consumer and Industry Services.

I appreciate the Legislature's cooperation in the development of this appropriation act.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 5275, referred to above, became P.A. 2000, No. 293.

July 14, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48933

Ladies and Gentlemen:

Today I have signed Enrolled House Bill 5277, the Fiscal Year 2001 appropriation for the Family Independence Agency (FIA). However, I am returning it to you because of

VETOES 2000

items of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution. The specific items vetoed are contained within the attached copy of the bill, which has been filed with the Secretary of State.

Members of the Legislature deserve to be commended for their support of Michigan's ongoing welfare reform policies. The Family Independence Program (FIP) monthly average caseload was only 68,881 cases in June, nearly a 70 percent reduction from the March 1994 level, the month when the caseload began its current decline. Savings from these dramatic caseload declines have been primarily redirected to support the Day Care needs of Michigan's working families and other high priority FIA programs. Funding for the Day Care program will exceed funding for the FIP program by more than \$200 million in Fiscal Year 2001.

I am pleased that the Legislature has joined me in providing rate increases to critical FIA programs. Included is my recommended 3.0% cost-of-living increase for FIP cases where care is being provided by parents unable to work because of age, disability, or other crisis. Also included is a 35% increase for relatives providing care for children who cannot live with a parent, an increase for the State Disability Assistance Program, a large increase for the per diem paid to homeless shelters, an increase for foster and adoptive parents, and \$16.7 million for a rate increase to child day care providers serving children from 0 to 2½. I also applaud your continuing support of Michigan's highly successful Project Zero. The final phase of Project Zero expansion will occur next year, and all counties will have sites.

I also commend your support of the numerous investments in FIA's data processing infrastructure. Included is funding to distribute FIP and food stamp benefits electronically, funding for a finger imaging system to prevent individuals from receiving FIP and food stamp benefits under more than one name, and additional funding for child support systems.

I am also pleased with your support of my recommended funding for intensive in-home family reunification services which will permit children to be returned to their homes earlier. When it is not in the child's best interest to return home, foster parent recruitment funding which I recommended and you approved will help insure that safe and loving foster homes are available.

My action today also vetoes:

- Section 411 would require the department to establish a "low-income fatherhood pilot program". In my view this language is overly prescriptive and the program would be difficult to sustain given the numerous other priorities in the FIA budget.
- Section 522 would require the department to provide funding to Boys and Girls Clubs of America. This action would earmark funds to a specific provider. Given the multitude of competitive state funding streams available for this type of organization (such as Section 657 which provides \$16 million for before or after-school programs), I do not support this type of allocation.
- Section 639, would have required the department to implement a Teacher Education and Compensation Helps (TEACH) program to increase the education and compensation of day care providers. The department is already implementing the program with existing funding, so new authorization is not necessary.
- Section 641 would have increased the eligibility limit for the Day Care program from 185% to 200% of the poverty level. The Day Care program should focus on improving the quality of care for those being served, rather than increasing program eligibility. I am also concerned that, given the numerous and increasing amount of programs receiving TANF funding, this increase will not be sustainable in future years.

VETOES 2000

- I am also vetoing three Sections (Section 407, Section 629, and Section 649) which earmark funds for specific employment and training programs. All three of these sections provide small amounts of funding for services which more appropriately belong in the Department of Career Development budget. I therefore recommend that these organizations compete for the \$132 million in funding available from that department, rather than seeking special allocations in the FIA budget.

I commend the members of the Michigan Legislature for your responsible actions on this bill.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 5277, referred to above, became P.A. 2000, No. 294.

July 19, 2000

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 964, the Fiscal Year 2001 Department of Community Health appropriation. However, I am returning it to you because of an item of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution. The specific item vetoed is contained within the attached copy of the bill, which has been filed with the Secretary of State.

I have vetoed Section 1022, which was erroneously included in the final version of this bill. The funding associated with this section, \$1.5 million in Healthy Michigan Fund revenue, was removed from Part 1 by the conference committee and this language should have been deleted from the bill as well.

The bill you sent me represents a significant commitment to the health of Michigan's citizens. Highlights of the bill include:

- The appropriation of over \$5.5 billion to support the Medicaid program, with over \$200 million in new funding to finance Medicaid provider rate increases of between 4 and 11.7 percent.
- The inclusion of a \$54 million recommended increase in home-based long term care funding. This increase will allow us to expand the number of participants by two-thirds, from 9,000 to 15,000.
- The provision of nearly \$2 billion to support mental health and substance abuse services. This funding will enable us to deliver services to over 245,000 people in Fiscal Year 2001.
- The appropriation of over \$1 billion for other public health, aging and associated health care programs. Noteworthy increases funded in this appropriation bill include: a \$1.8 million general fund increase to expand the senior volunteer program; an additional \$1.0 million in Healthy Michigan Funds for a program to provide in-home services to seniors not eligible for Medicaid; a \$1.2 million general fund economic increase for local public health operations, and an additional \$2.3 million in state funding to replace lost federal revenue for childhood immunizations.

VETOES 2000

- The Legislature also incorporated a funding adjustment related to payments to mental health providers for people determined to be retroactively eligible for Medicaid, but did not include any boilerplate requirements. In absence of such language, I will identify an appropriate retroactive eligibility policy and direct the Department of Community Health to implement.

I appreciate the Legislature's cooperation in the development of this appropriation.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled Senate Bill No. 964, referred to above, became P.A. 2000, No. 296.

July 26, 2000

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 1044. However, I am returning it to you because of several items of which I disapprove pursuant to Article V, Section 19, of the Michigan Constitution. The specific items vetoed are contained within the attached copy of the bill, which has been filed with the Secretary of State.

Enrolled Senate Bill 1044 contains supplemental appropriations for Fiscal Years 2000 and 2001 and comprehensive budgets for Fiscal Years 2002 and 2003. Enrolled Senate Bill 1044, as enacted, appropriates \$10.2 billion for Fiscal Year 2000, nearly \$11 billion for Fiscal Year 2001, \$11.5 billion for 2002, and \$11.9 billion for Fiscal Year 2003.

Over the next three years, the basic foundation allowance will increase by \$1,000 per pupil. For Fiscal Year 2001, the basic foundation allowance will increase by \$300, or 5.3%, compared to a projected inflationary increase of 3.2%. The basic foundation in Fiscal Year 2002 will increase 5%, or \$300 per pupil, plus there will be an equity payment of up to \$200 to ensure that every district will receive at least \$6,500 per pupil. In Fiscal Year 1995, when Proposal A reforms began, districts receiving foundations at or above \$6,500 were considered wealthy districts. In Fiscal Year 2003, the basic foundation will rise even higher - to \$6,700 per pupil.

The gap between the lowest spending districts and those districts receiving foundation allowances of at least the basic amount has been closed. In Fiscal Year 2000, every district will receive at least the basic foundation of \$5,700. When school finance reform was enacted in Fiscal Year 1995, the minimum foundation was \$4,200; in Fiscal Year 2003 the minimum foundation will be \$6,700, a 60% increase.

In addition, I commend the Legislature on its action related to the following initiatives:

- Demonstrating the state's compliance with both its Proposal A and its Headlee constitutional obligations, as determined by the courts in both the Durant I and Durant II court cases. Technical changes in Enrolled Senate Bill 1044 clarify that the distribution of school aid funds meets both constitutional obligations.
- Increasing funding to a total of \$866 million for intervention programs to assist all students in achieving educational success, including:

VETOES 2000

- New funding of \$45 million annually for children ages 0-5 and their parents to improve school readiness and parenting skills, and foster the maintenance of stable families through community/school/home partnerships.
- Increasing traditional school readiness programs funding from \$55 million to \$72.6 million annually to give an additional 4,200 4-year-olds an early start on educational success and increase the per-pupil grant from \$3,100 to \$3,300. In addition, many more children of working parents will be able to take advantage of part-time school readiness programs due to the increased funding to support wrap-around, full day programs - from \$5 million in Fiscal Year 2000 to \$20 million in Fiscal Year 2001, \$25 million in 2002, and \$30 million in 2003.
- Providing \$50 million for competitive grants for districts to assess reading skills and implement research-based, structured reading improvement programs for at-risk students in the early elementary grades and an additional \$5 million annually for teacher training in reading instruction and assessment. Also, \$2.5 million is provided annually for preschool reading readiness kits.
- Reinforcing our commitment that every child be performing schoolwork at the appropriate grade level by the fourth grade by funding summer school programs. Enrolled Senate Bill 1044 provides \$38 million in Fiscal Years 2001 and 2002 and \$50 million in Fiscal Year 2003 to offer additional assistance in reading and mathematics to students in grades 1-4 identified as needing extra help.
- Funding the Family Opportunity Project at \$10 million for Fiscal Year 2000 to support families who have not yet been successful connecting with the workforce. The program will assist these families in obtaining employment skills that improve their workforce readiness and marketability, while providing child care and summer school opportunities for their children.
- Recognizing the importance of technology and performance data in moving Michigan's K-12 system into the next millennium by funding the following initiatives:
 - Providing \$110 million for Fiscal Year 2000 to supply teachers with computers and training, furthering the integration of technology into the classroom.
 - Funding of \$15 million in Fiscal Year 2001 and \$1.5 million for each of the following Fiscal Years for the Michigan Virtual High School to significantly expand curricular offerings for all high school students and benefit teachers, administrators and school staff through access to professional development opportunities.
 - Funding of \$10 million in Fiscal Year 2000 and over \$2 million in each of the following Fiscal Years for the start-up and ongoing costs of the Database for Educational Performance and Information (DEPI) to enhance the quality, accessibility, and usefulness of education data for parents, school officials, state policymakers and the general public.
 - Providing \$1.2 million in Fiscal Year 2001 to fund a collaborative effort among the Oakland Intermediate School District, the Wayne RESA, and Eastern Michigan University to provide curricular support to teachers statewide by providing lesson plans on the internet that correlate to MEAP test expectations.

However, there are several new provisions in Enrolled Senate Bill 1044 that concern me. I am vetoing the items that appear below:

- New Section 11J would create a revolving fund of \$50 million in Fiscal Year 2000 to help districts reduce borrowing costs between state payments. This program is administratively burdensome and unnecessary, given the generous funding increases contained in Enrolled Senate Bill 1044.

VETOES 2000

- I am vetoing Section 11L, which contains annual funding of \$18 million for school construction interest waivers. Public Act 290 of 2000 tie-barred implementation of the school infrastructure program to the availability of funding in this new Section 11L, as well as the \$34 million in Section 11K. The \$34 million will be available for expenditure pending removal of the tie bar.
- New Subsection 32F(2) provides \$15 million annually beginning in Fiscal Year 2001 to a limited number of districts having a high proportion of special education pupil memberships. While this program has the laudable goal of reducing the number of children with learning disabilities needing special education services by improving reading skills, the districts eligible for the funding have a very small percentage of the state's learning disabled population enrolled in their programs. In addition, as written, these funds would not count toward the state's Headlee constitutional obligations.
- New Subsection 32F(4) provides \$2.5 million annually for competitive grants to higher education institutions for the development or enhancement of programs for autistic pupils. This is in addition to funding provided in the Fiscal Year 2001 Department of Education budget for establishing or enhancing autism teacher certification programs. I am vetoing the appropriations for Fiscal Years 2002 and 2003 for these grants. Funds not expended in Fiscal Year 2001 can be carried forward for ongoing support.
- New Subsection 6(4)(Y) assists small districts experiencing declining enrollment by basing the districts' payments upon the higher of the current pupil membership blend or an average of the three most recent membership blends. The estimated cost of this provision is \$18.0 million in Fiscal Year 2001, \$17.4 million in Fiscal Year 2002, and \$15.0 million in Fiscal Year 2003. Also, new Section 20K pays state dollars to small districts with high local revenues. The cost of Section 20K is \$1.05 million annually.

I am vetoing the appropriations for Fiscal Years 2002 and 2003 for both of these provisions. Continued additional state support will only maintain the status quo. In addition to the task force to be appointed by the State Superintendent as described in Section 20K, I will be establishing a study committee to examine how to restructure the delivery and administration of services and programs in these small, declining-enrollment districts to provide maximum educational opportunities to students in the most cost-efficient manner possible.

- Language added to Section 24(2) would pay for the added costs of court-placed pupils in a district that does not fit the existing criteria under this section. The cost of this provision is \$100,000 annually beginning in Fiscal Year 2001.

I also considered a veto of new Subsection 53a(6) which allocates \$150,000 annually to an intermediate district that received at least \$1 million in Fiscal Year 2000 for special education transportation costs under Section 53a; however, the language appears technically flawed, as no intermediate district is expected to have reported special education transportation costs under Section 53a exceeding \$1 million. No intermediate districts will be eligible, and this funding will lapse at the end of each Fiscal Year.

Legislative action, modified by these vetoes, demonstrates our continuing outstanding commitment to our future. Thank you for your work on behalf of Michigan's children.

Sincerely,
John Engler
Governor

VETOES 2000

October 23, 2000

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 696.

Enrolled Senate Bill 696 is based solely on language in Senate Bill 694, which is currently pending before the House of Representatives. Given the importance of this issue, I do not intend to make any decisions on this policy without all proposed changes on my desk at the same time.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled Senate Bill No. 696, referred to above, is compiled in *Michigan Senate Enrolled Bills (2000)*.

December 27, 2000

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled House Bill 6027.

The proposed reporting of on-duty deaths to the State Fire Marshal unnecessarily duplicates functions and responsibilities already performed by an agency of state government. Such deaths must already be reported to the Bureau of Safety and Regulation in the Department of Consumer and Industry Services. There is no need for local fire chiefs to be reporting to two state agencies. If the State Fire Marshal has a programmatic need for this data, it can be obtained by working cooperatively with the Department of Consumer and Industry Services. The investigation of a death that would occur under the bill would duplicate the investigation conducted by the Department of Consumer and Industry Services.

For these reasons, I am returning Enrolled House Bill 6027 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 6027, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*.

January 2, 2001

Michigan State Senate
State Capitol Building
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 694.

VETOES 2000

This bill purports to establish a “timely payments” mechanism, whereby the state, through the Office of Financial and Insurance Services (OFIS), is charged to be the arbiter of contractual disputes between doctors and health insurers.

I fully support the notion of timely payment of health care claims in our great state, but what role should government play in this contractual dispute? Late payments harm the health care industry by slowing the flow of revenues through the system. Health insurers must not withhold payment to health care providers as a way to generate interest revenues.

I supported PA 187 of 2000, Enrolled Senate Bill 938, because it dealt exclusively with the payment of Medicaid services by the state to health care providers. Medicaid services receive more than \$2 billion in support from the state and constitute a significant investment by the people of Michigan. The appropriate role of state government was instituting a claims process for Medicaid services.

Proponents of this legislation have argued that Enrolled Senate Bill 694 is similar in nature. This is not the case. Enrolled Senate Bill 694 is different from PA 187 of 2000 because it impacts existing contracts between private health care providers and insurers. Providers already have signed contracts that specifically spell out how and when payments are to be made. This bill represents a legislative attempt to micromanage existing contracts between two private parties.

From a constitutional perspective, this bill requires state government to enforce contracts between two private parties. The framers of our constitution rightfully left contract enforcement in the hands of the judicial branch. This is why I support the role of a judicial branch which protects property rights and contractual obligations. The duties of bill collector for the health care industry are not an appropriate role of the executive branch of state government.

Enrolled Senate Bill 694 has the potential to increase the size of state government by at least 20 FTEs and up to 2,000 FTEs depending on the number of disputed claims. Also, the cost to the state of developing a tracking system, whereby the state becomes the clearinghouse of private-sector medical claims, is astronomical. On a related note, the State of New York, which has a system similar to Enrolled Senate Bill 694, already has a yearlong backlog for disputed claims at great cost to the state and residents of the Empire State.

For the aforementioned reasons, I am returning Enrolled Senate Bill 694 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled Senate Bill No. 694, referred to above, is compiled in *Michigan Senate Enrolled Bills* (2000).

January 2, 2001

Michigan State Senate
State Capitol Building
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 1426.

VETOES 2000

This bill purports to establish a “timely payments” mechanism, whereby the state, through the Office of Financial and Insurance Services (OFIS), is charged to be the arbiter of contractual disputes between doctors and health insurers, in this instance, Blue Cross/Blue Shield of Michigan.

As I stated in my veto message of Enrolled Senate Bill 694, I do not support involving state government in contract disputes between two private entities. For this reason, I have returned Enrolled Senate Bill 1426 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled Senate Bill No. 1426, referred to above, is compiled in *Michigan Senate Enrolled Bills (2000)*.

January 2, 2001

Michigan House of Representatives
State Capitol Building
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled House Bill 4532.

Enrolled House Bill 4532 would amend the Michigan Penal Code to allow a person to carry or transport an unloaded pistol in a wrapper or container in the trunk of a vehicle for any reason. It would also allow a person *of any age and for any reason* to transport an unloaded pistol in the *passenger compartment* of a sport utility vehicle, pickup truck, van and other vehicles not equipped with a trunk if the weapon is not readily accessible to the occupant(s). The term “readily accessible” is not defined and is ambiguous at best.

More importantly, the bill would eliminate existing requirements that a pistol be transported only for explicit lawful purposes. Currently, there are strict guidelines for transporting weapons in a vehicle. Michigan State Police Uniform Crime Report data reveals that during the past three years, over 18,000 suspects were arrested for a weapons offense. Many of these arrests were for unlawfully carrying a pistol in an automobile. I share the concern with law enforcement officials that this legislation would allow potential criminals to lawfully transport a weapon to the scene of a crime.

The bill, if enacted, would also contravene a corresponding provision found in Section 12a(h) of Enrolled House Bill 4530, which I have signed into law this date. That provision provides for the transportation of an unloaded pistol in a *locked* compartment, not just a wrapper or container as this bill purports.

My veto of this bill does not affect the rights of hunters, range target shooters or concealed weapon permit holders to transport their weapons in a lawful manner as is currently provided by law.

For the above stated reasons, I am returning Enrolled House Bill 4532 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 4532, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*.

VETOES 2000

January 9, 2001

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Dear Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 1170 codifying Michigan court decisions that prohibit a civil action for money damages for the "wrongful life" of an infant as the result of birth control failure or an undiagnosed prenatal disability. This legislation states Michigan's commitment to the belief that the benefits of child's life always outweigh the cost of raising the child.

However, I am returning to the House of Representatives Enrolled House Bill 4828, and to the Senate Enrolled Senate Bill 645 and Enrolled Senate Bill 794, the effect of which is to impair certain private contracts that provide health insurance coverage for reproductive services.

In doing so I note that persistent questions were raised about the administration, enforcement, cost and constitutionality of this legislation which were not adequately addressed during the abbreviated legislative debate.

For these reasons I am returning Enrolled House Bill 4828 and Enrolled Senate Bills 645 and 794 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled House Bill No. 4828, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*. Enrolled Senate Bill Nos. 645 and 794, referred to above, are compiled in *Michigan Senate Enrolled Bills (2000)*.

January 10, 2001

Michigan State Senate
State Capitol Building
Lansing, Michigan 48913

Ladies and Gentlemen:

Today I have vetoed and am returning to you herewith, Enrolled Senate Bill 342.

This bill purports to allow employees of the State, public schools and other governmental units to retire earlier with full health benefits than they can under current provisions of the Reciprocal Retirement Act (1961 PA 88). Fewer than 25 individuals from the State Employees Retirement System and the Public School Employees Retirement System would benefit from this bill each year.

Based on the Senate Fiscal Agency's estimate that up to two percent of retiring members use service under the Reciprocal Retirement Act to become eligible for health and pension benefits, the cost to the State could approach \$52 million over the next 20 years. For this reason, I cannot support this legislation.

At a time when health care costs are rising and the number of retirees is growing, greater focus should be given to protecting the funding of current retirement benefits, as in my proposal for Health Care Advance Funding for our retirement systems. In light of these health funding concerns that impact the 500,000 active and retired participants of Michigan's state pension plans, both the small number of individuals benefited by this bill

VETOES 2000

and its \$52 million liability demonstrate its questionable contribution to sound retirement policy.

For these reasons, I have returned Enrolled Senate Bill 342 without signature.

Sincerely,
John Engler
Governor

Compiler's note: Enrolled Senate Bill No. 342, referred to above, is compiled in *Michigan Senate Enrolled Bills (2000)*.

January 16, 2001

Michigan State Senate
State Capitol Building
Lansing, Michigan 48909

Ladies and Gentlemen:

Today I have signed Enrolled Senate Bill 977, the Fiscal Year 2001 supplemental appropriations bill. However, I am returning it to you because of several items of which I disapprove, pursuant to Article V, Section 19, of the Michigan Constitution of 1963. The specific vetoes are contained in the attached copy of the bill, which has been filed with the Secretary of State.

This supplemental budget bill provides \$151,232,300 in Fiscal Year 2001 supplemental funding for capital outlay authorizations and the departments of Agriculture, Community Health, Environmental Quality, Natural Resources and Transportation.

Key provisions of the bill include:

- \$60.8 million in Clean Michigan Initiative funds for environmental cleanup and redevelopment programs and a municipal landfill match program.
- \$25.7 million in Clean Michigan Initiative funds for numerous surface water quality programs.
- \$21.8 million in Clean Michigan Initiative funds for state park infrastructure projects.
- \$14.7 million in local recreation grants funded by the Clean Michigan Initiative and Recreation Bond revenues.
- \$3.1 million in Clean Michigan Initiative funds for leaking underground storage tank cleanup.
- \$21.7 million in Natural Resources Trust Fund revenues for numerous acquisition and development projects.
- \$500,000 from the Retired Engineers Technical Assistance Funds to support environmental work drawing on the expertise of retired engineers.
- Construction authorization for State Building Authority projects at five higher education institutions: Grand Rapids Community College, Henry Ford Community College, Schoolcraft College, Ferris State University and Oakland University.
- Increased construction authorization of up to \$58 million for the Department of Agriculture's Animal Health Diagnostic Laboratory located on the Michigan State University campus to diagnose bovine tuberculosis and other animal diseases.
- Up to \$1.3 million for the Department of Transportation to continue its study of the I 69/I 94 corridor. It is my understanding that Phase I of the study is to be

VETOES 2000

completed by March 2002. I am directing the Department to carry forward the amount necessary from this appropriation to match federal funds to complete Phase II.

- Increased authorization for the Michigan Emergency Pharmaceutical Program to insure that program continues uninterrupted until the Elder Prescription Insurance Coverage (EPIC) program begins on October 1, 2001.
- Technical changes in the Michigan Education Savings Program and the Farmland and Open Space Preservation Program to reflect recently passed legislation.

My action today includes vetoes of:

- \$600,000 and the related boilerplate section 351 for the lead abatement program in the Department of Community Health. The Healthy Michigan Fund is already supporting a number of one-time spending items which cannot be sustained in Fiscal Year 2002 based on current revenue projections. Because of the anticipated need to reduce Healthy Michigan expenditures in Fiscal Year 2002, it would be inappropriate to add an additional commitment at this time. Funding of \$5,000,000 for lead abatement programs is available from the Clean Michigan Initiative.
- Boilerplate section 751 which earmarks \$1.6 million for the remediation of "previously identified" pedestrian crossings. This is an inappropriate use of state trunkline funds.

These appropriations will help state agencies safeguard and improve important state natural resources, recreational facilities and additional programs important to the people of Michigan. I thank the Legislature for its work on these supplemental appropriations.

Sincerely,
John Engler
Governor

Enrolled Bills Not Approved By Governor After Final Adjournment of 2000 Session of Legislature ("Pocket Vetoes")

December 27, 2000

The following entitled enrolled bill was presented to the Governor on December 13, 2000, at 2:36 p.m., for his approval:

Enrolled House Bill No. 5996, being

AN ACT to name a certain portion of highway M-59 and a certain portion of highway M-36 the "Korean War 50th Anniversary Memorial Highway"; and to prescribe certain duties of the state transportation department.

The enrolled bill, having not been approved as of December 27, 2000, at 2:36 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall

Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 5996, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*.

December 27, 2000

The following entitled enrolled bill was presented to the Governor on December 13, 2000, at 2:28 p.m., for his approval:

Enrolled House Bill No. 5028, being

AN ACT to designate the part of highway I-75 located in Monroe county as the "Medal of Honor Recipient and American Legion Memorial Highway"; and to prescribe certain duties of the state transportation department.

The enrolled bill, having not been approved as of December 27, 2000, at 2:28 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall

Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 5028, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*.

December 27, 2000

The following entitled enrolled bill was presented to the Governor on December 13, 2000, at 2:40 p.m., for his approval:

Enrolled House Bill No. 6031, being

AN ACT to designate highway M-109 located in Leelanau county as the "D.H. Day Highway"; and to prescribe the duties of the state transportation department.

VETOES 2000

The enrolled bill, having not been approved as of December 27, 2000, at 2:40 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall
Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 6031, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*.

January 9, 2001

TO WHOM IT MAY CONCERN:

The following entitled enrolled bill was presented to the Governor on December 26, 2000, at 2:38 p.m., for his approval:

Enrolled Senate Bill No. 1271, being

An act to amend 1967 PA 281, entitled "An act to meet deficiencies in state funds by providing for the imposition, levy, computation, collection, assessment, and enforcement by lien and otherwise of taxes on or measured by net income; to prescribe the manner and time of making reports and paying the taxes, and the functions of public officers and others as to the taxes; to permit the inspection of the records of taxpayers; to provide for interest and penalties on unpaid taxes; to provide exemptions, credits and refunds of the taxes; to prescribe penalties for the violation of this act; to provide an appropriation; and to repeal certain acts and parts of acts," (MCL 206.1 to 206.532) by adding section 484.

The enrolled bill, not having been approved as of January 9, 2001, at 2:38 p.m., did not become a law, in accordance with the provisions of Article IV, Section 33 of the Constitution.

Carol Morey Viventi, J.D.
Secretary of the Senate

Compiler's note: Enrolled Senate Bill No. 1271, referred to above, is compiled in *Michigan Senate Enrolled Bills (2000)*.

January 9, 2001

TO WHOM IT MAY CONCERN:

The following entitled enrolled bill was presented to the Governor on December 26, 2000, at 2:40 p.m., for his approval:

Enrolled Senate Bill No. 1272, being

An act to create incentives to locate and maintain agricultural processing facilities within this state; to create certain funds; to authorize expenditures from the funds; to finance the development of certain facilities; to provide for appropriations; and to prescribe the powers and duties of certain state officials.

The enrolled bill, not having been approved as of January 9, 2001, at 2:40 p.m., did not become a law, in accordance with the provisions of Article IV, Section 33 of the Constitution.

Carol Morey Viventi, J.D.
Secretary of the Senate

Compiler's note: Enrolled Senate Bill No. 1272, referred to above, is compiled in *Michigan Senate Enrolled Bills (2000)*.

VETOES 2000

January 10, 2001

TO WHOM IT MAY CONCERN:

The following entitled enrolled bill was presented to the Governor on December 27, 2000, at 4:22 p.m., for his approval:

Enrolled Senate Bill No. 1348, being

An act to create the office of state poet laureate in the executive branch; to provide for the appointment and term of certain state officers; and to impose duties and responsibilities on certain state officers.

The enrolled bill, not having been approved as of January 10, 2001, at 4:22 p.m., did not become a law, in accordance with the provisions of Article IV, Section 33 of the Constitution.

Carol Morey Viventi, J.D.
Secretary of the Senate

Compiler's note: Enrolled Senate Bill No. 1348, referred to above, is compiled in *Michigan Senate Enrolled Bills* (2000).

January 10, 2001

The following entitled enrolled bill was presented to the Governor on December 27, 2000, at 3:44 p.m., for his approval:

Enrolled House Bill No. 5672, being

AN ACT to amend 1964 PA 170, entitled "An act to make uniform the liability of municipal corporations, political subdivisions, and the state, its agencies and departments, officers, employees, and volunteers thereof, and members of certain boards, councils, and task forces when engaged in the exercise or discharge of a governmental function, for injuries to property and persons; to define and limit this liability; to define and limit the liability of the state when engaged in a proprietary function; to authorize the purchase of liability insurance to protect against loss arising out of this liability; to provide for defending certain claims made against public officers and paying damages sought or awarded against them; to provide for the legal defense of public officers and employees; to provide for reimbursement of public officers and employees for certain legal expenses; and to repeal certain acts and parts of acts," (MCL 691.1401 to 691.1415) by adding section 7c.

The enrolled bill, having not been approved as of January 10, 2001, at 3:44 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall
Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 5672, referred to above, is compiled in *Michigan House Enrolled Bills* (2000).

January 11, 2001

The following entitled enrolled bill was presented to the Governor on December 28, 2000, at 1:44 p.m., for his approval:

Enrolled House Bill No. 6013, being

AN ACT to amend 1994 PA 451, entitled "An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local

VETOES 2000

agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts," (MCL 324.101 to 324.90106) by adding part 360.

The enrolled bill, having not been approved as of January 11, 2001, at 1:44 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall
Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 6013, referred to above, is compiled in *Michigan House Enrolled Bills* (2000).

January 11, 2001

The following entitled enrolled bill was presented to the Governor on December 28, 2000, at 1:46 p.m., for his approval:

Enrolled House Bill No. 6017, being

AN ACT to commission and confer certain police and arrest powers on certain sergeants at arms and assistant sergeants at arms in the legislative branch; and to prescribe certain duties and responsibilities of certain state employees.

The enrolled bill, having not been approved as of January 11, 2001, at 1:46 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall
Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 6017, referred to above, is compiled in *Michigan House Enrolled Bills* (2000).

January 11, 2001

The following entitled enrolled bill was presented to the Governor on December 28, 2000, at 1:56 p.m., for his approval:

Enrolled House Bill No. 6139, being

AN ACT to name a certain portion of highway I-69 the "Pearl Harbor Memorial Highway"; and to prescribe certain duties of the state transportation department.

The enrolled bill, having not been approved as of January 11, 2001, at 1:56 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall
Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 6139, referred to above, is compiled in *Michigan House Enrolled Bills* (2000).

January 16, 2001

The following entitled enrolled bill was presented to the Governor on January 2, 2001, at 4:44 p.m., for his approval:

Enrolled House Bill No. 6016, being

AN ACT to amend 1965 PA 203, entitled "An act to provide for the creation of the commission on law enforcement standards; to prescribe its membership, powers, and duties;

VETOES 2000

to prescribe the reporting responsibilities of certain state and local agencies; to provide for additional costs in criminal cases; to provide for the establishment of the law enforcement officers training fund; and to provide for disbursement of allocations from the law enforcement officers training fund to local agencies of government participating in a police training program," by amending section 2 (MCL 28.602), as amended by 1998 PA 237.

The enrolled bill, having not been approved as of January 16, 2001, at 4:44 p.m., did not become law in accordance with the provisions of Art. IV, Sec. 33 of the Constitution.

Gary L. Randall

Clerk of the House of Representatives

Compiler's note: Enrolled House Bill No. 6016, referred to above, is compiled in *Michigan House Enrolled Bills (2000)*.