

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 137, entitled

A bill to make appropriations for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

Recommends:

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

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

(attached)

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

A bill to make appropriations for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

Jon Bumstead

Sue Allor

Jim Stamas

Annette Glenn

Sean McCann

John D. Cherry

Conferees for the Senate

Conferees for the House

**SUBSTITUTE FOR
SENATE BILL NO. 137**

A bill to make appropriations for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2020; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the department of environment, Great Lakes, and energy for the fiscal year ending September 30, 2020, from the following funds:

DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

APPROPRIATION SUMMARY

Full-time equated unclassified positions	6.0
Full-time equated classified positions	1,416.0

1	GROSS APPROPRIATION	\$	616,140,800
2	Interdepartmental grant revenues:		
3	IDG, MDOT - Michigan transportation fund		1,383,000
4	IDG from department of state police		1,793,600
5	Total interdepartmental grants and intradepartmental		
6	transfers.....		3,176,600
7	ADJUSTED GROSS APPROPRIATION	\$	612,964,200
8	Federal revenues:		
9	Federal funds		175,269,900
10	Total federal revenues		175,269,900
11	Special revenue funds:		
12	Private funds		1,201,800
13	Total private revenues		1,201,800
14	Total other state restricted revenues		267,915,100
15	State general fund/general purpose	\$	168,577,400
16	FUND SOURCE SUMMARY		
17	Full-time equated unclassified positions	6.0	
18	Full-time equated classified positions	1,416.0	
19	GROSS APPROPRIATION	\$	616,140,800
20	Interdepartmental grant revenues:		
21	IDG, MDOT - Michigan transportation fund		1,383,000
22	IDG from department of state police		1,793,600
23	Total interdepartmental grants and intradepartmental		
24	transfers.....		3,176,600
25	ADJUSTED GROSS APPROPRIATION	\$	612,964,200
26	Federal revenues:		
27	Total federal revenues		175,269,900

1 Special revenue funds:

2	Private funds	1,201,800
3	Total private revenues	1,201,800
4	Air emissions fees	12,613,200
5	Aquatic nuisance control fund	948,400
6	Campground fund	328,600
7	Clean Michigan initiative - clean water fund	2,617,100
8	Clean Michigan initiative - nonpoint source	2,000,000
9	Cleanup and redevelopment fund	21,253,900
10	Coal ash care fund	260,000
11	Community pollution prevention fund	1,250,000
12	Drinking water declaration of emergency reserve fund .	100
13	Electronic waste recycling fund	339,700
14	Environmental education fund	176,500
15	Environmental pollution prevention fund	6,900,800
16	Environmental protection fund	521,400
17	Environmental response fund	5,012,200
18	Fees and collections	395,500
19	Financial instruments	9,555,400
20	Great Lakes protection fund	531,600
21	Groundwater discharge permit fees	1,793,900
22	Infrastructure construction fund	52,200
23	Laboratory services fees	6,637,000
24	Land and water permit fees	3,357,400
25	Landfill maintenance trust fund	31,000
26	Medical waste emergency response fund	344,200
27	Metallic mining surveillance fee revenue	101,100

1	Mineral well regulatory fee revenue	223,200
2	Native copper mine fund	50,000
3	Nonferrous metallic mineral surveillance	370,200
4	NPDES fees	4,689,700
5	Oil and gas regulatory fund	7,331,200
6	Orphan well fund	4,329,800
7	Public swimming pool fund	665,500
8	Public utility assessments	2,608,700
9	Public water supply fees	5,057,900
10	Refined petroleum fund	42,407,400
11	Renew Michigan fund	69,000,000
12	Retired engineers technical assistance program	498,200
13	Revitalization revolving loan fund	103,100
14	Revolving loan revenue bonds	15,000,000
15	Sand extraction fee revenue	93,000
16	Scrap tire regulatory fund	5,127,000
17	Septage waste program fund	530,600
18	Settlement funds	427,000
19	Sewage sludge land application fees	1,020,000
20	Small business pollution prevention revolving loan	
21	fund.....	167,400
22	Soil erosion and sedimentation control training fund .	175,300
23	Solid waste management fund - staff account	5,304,600
24	Stormwater permit fees	2,527,000
25	Strategic water quality initiatives fund	1,220,500
26	Technologically enhanced naturally occurring	
27	radioactive material.....	250,000

1	Underground storage tank cleanup fund	20,044,300
2	Wastewater operator training fees	608,600
3	Water pollution control revolving fund	668,900
4	Water quality protection fund	100,000
5	Water use reporting fees	294,800
6	Total other state restricted revenues	267,915,100
7	State general fund/general purpose	\$ 168,577,400
8	Sec. 102. DEPARTMENTAL ADMINISTRATION AND SUPPORT	
9	Full-time equated unclassified positions 6.0	
10	Full-time equated classified positions 83.0	
11	Unclassified salaries--6.0 FTE positions	\$ 824,100
12	Accounting service center	1,438,000
13	Administrative hearings officers	396,000
14	Central support services--39.0 FTE positions	5,239,500
15	Communications and community outreach--31.0 FTE	
16	positions.....	4,659,000
17	Environmental support projects	5,000,000
18	Executive direction--13.0 FTE positions	2,133,600
19	Facilities management	1,000,000
20	Property management	<u>7,741,300</u>
21	GROSS APPROPRIATION	\$ 28,431,500
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	IDG from department of state police	76,500
25	Federal revenues:	
26	Federal funds	59,800
27	Special revenue funds:	

1	Private funds	364,100
2	Air emissions fees	1,534,000
3	Campground fund	15,800
4	Cleanup and redevelopment fund	1,611,300
5	Electronic waste recycling fund	15,300
6	Environmental education fund	176,500
7	Environmental pollution prevention fund	1,759,700
8	Environmental protection fund	327,000
9	Environmental response fund	531,600
10	Fees and collections	151,500
11	Financial instruments	7,369,100
12	Groundwater discharge permit fees	217,700
13	Laboratory services fees	309,100
14	Land and water permit fees	646,800
15	Medical waste emergency response fund	18,200
16	Metallic mining surveillance fee revenue	5,200
17	Mineral well regulatory fee revenue	9,100
18	Nonferrous metallic mineral surveillance	800
19	NPDES fees	278,400
20	Oil and gas regulatory fund	948,000
21	Orphan well fund	53,600
22	Public swimming pool fund	27,900
23	Public utility assessments	21,400
24	Public water supply fees	291,400
25	Refined petroleum fund	2,652,600
26	Retired engineers technical assistance program	7,000
27	Sand extraction fee revenue	4,300

1	Scrap tire regulatory fund	175,600
2	Septage waste program fund	20,500
3	Settlement funds	427,000
4	Sewage sludge land application fees	125,800
5	Small business pollution prevention revolving loan	
6	fund.....	19,700
7	Soil erosion and sedimentation control training fund .	19,100
8	Solid waste management fund - staff account	371,400
9	Stormwater permit fees	266,400
10	Wastewater operator training fees	35,000
11	Water use reporting fees	25,000
12	State general fund/general purpose	\$ 7,462,300
13	Sec. 103. OFFICE OF THE GREAT LAKES	
14	Full-time equated classified positions	23.0
15	Coastal management grants	\$ 1,250,000
16	Great Lakes restoration initiative--11.0 FTE positions	8,444,800
17	Office of the Great Lakes--12.0 FTE positions	<u>2,263,100</u>
18	GROSS APPROPRIATION	\$ 11,957,900
19	Appropriated from:	
20	Federal revenues:	
21	Federal funds	10,510,400
22	Special revenue funds:	
23	Great Lakes protection fund	506,600
24	State general fund/general purpose	\$ 940,900
25	Sec. 104. WATER RESOURCES DIVISION	
26	Full-time equated classified positions	312.0
27	Aquatic nuisance control program--6.0 FTE positions ..	\$ 948,400

1	Expedited water/wastewater permits--1.0 FTE position .	52,200
2	Federal - Great Lakes remedial action plan grants	583,800
3	Federal - nonpoint source water pollution grants	4,083,300
4	Fish contaminant monitoring	316,100
5	Great Lakes restoration initiative	6,252,100
6	Groundwater discharge permit program--22.0 FTE	
7	positions.....	3,286,400
8	Land and water interface permit programs--82.0 FTE	
9	positions.....	12,037,700
10	Nonpoint source pollution prevention and control	
11	project program.....	2,000,000
12	NPDES nonstormwater program--83.0 FTE positions	13,467,800
13	Program direction and project assistance--27.0 FTE	
14	positions.....	3,164,500
15	Surface water--51.5 FTE positions	9,392,300
16	Sewage sludge land application program--7.0 FTE	
17	positions.....	859,600
18	Stormwater activities--27.5 FTE positions	5,100,000
19	Technology advancements for water monitoring	500,000
20	Water quality protection grants	100,000
21	Water withdrawal assessment program--5.0 FTE positions	829,200
22	Wetlands program	<u>1,000,000</u>
23	GROSS APPROPRIATION	\$ 63,973,400
24	Appropriated from:	
25	Interdepartmental grant revenues:	
26	IDG, MDOT - Michigan transportation fund	1,296,900
27	Federal revenues:	

1	Federal funds	26,967,200
2	Special revenue funds:	
3	Aquatic nuisance control fund	948,400
4	Clean Michigan initiative - clean water fund	2,617,100
5	Clean Michigan initiative - nonpoint source	2,000,000
6	Environmental response fund	1,404,800
7	Groundwater discharge permit fees	1,479,900
8	Infrastructure construction fund	52,200
9	Land and water permit fees	2,359,400
10	NPDES fees	4,234,300
11	Refined petroleum fund	445,900
12	Sewage sludge land application fees	859,600
13	Soil erosion and sedimentation control training fund .	143,200
14	Stormwater permit fees	2,171,400
15	Wastewater operator training fees	293,200
16	Water pollution control revolving fund	146,800
17	Water quality protection fund	100,000
18	Water use reporting fees	253,400
19	State general fund/general purpose	\$ 16,199,700
20	Sec. 105. LAW ENFORCEMENT	
21	Full-time equated classified positions	15.0
22	Environmental investigations--15.0 FTE positions	\$ <u>3,035,700</u>
23	GROSS APPROPRIATION	\$ 3,035,700
24	Appropriated from:	
25	Federal revenues:	
26	Federal funds	575,800
27	Special revenue funds:	

1	Air emissions fees	58,000
2	Campground fund	2,100
3	Cleanup and redevelopment fund	192,500
4	Electronic waste recycling fund	1,600
5	Environmental pollution prevention fund	265,400
6	Environmental response fund	41,900
7	Fees and collections	4,100
8	Financial instruments	532,800
9	Groundwater discharge permit fees	19,600
10	Laboratory services fees	35,600
11	Land and water permit fees	79,900
12	Medical waste emergency response fund	2,400
13	Metallic mining surveillance fee revenue	700
14	Mineral well regulatory fee revenue	1,200
15	NPDES fees	33,100
16	Oil and gas regulatory fund	89,300
17	Orphan well fund	7,100
18	Public swimming pool fund	3,700
19	Public utility assessments	2,000
20	Public water supply fees	27,300
21	Refined petroleum fund	375,800
22	Sand extraction fee revenue	600
23	Scrap tire regulatory fund	30,200
24	Septage waste program fund	2,700
25	Sewage sludge land application fees	11,700
26	Small business pollution prevention revolving loan	
27	fund.....	2,600

1	Soil erosion and sedimentation control training fund .	2,600
2	Solid waste management fund - staff account	42,400
3	Stormwater permit fees	18,300
4	Wastewater operator training fees	4,600
5	Water use reporting fees	3,100
6	State general fund/general purpose	\$ 565,000
7	Sec. 106. AIR QUALITY DIVISION	
8	Full-time equated classified positions	187.0
9	Air quality programs--187.0 FTE positions	\$ <u>29,944,100</u>
10	GROSS APPROPRIATION	\$ 29,944,100
11	Appropriated from:	
12	Federal revenues:	
13	Federal funds	7,392,300
14	Special revenue funds:	
15	Air emissions fees	10,340,700
16	Fees and collections	205,400
17	Oil and gas regulatory fund	142,400
18	Public utility assessments	150,000
19	Refined petroleum fund	3,697,100
20	State general fund/general purpose	\$ 8,016,200
21	Sec. 107. REMEDIATION AND REDEVELOPMENT DIVISION	
22	Full-time equated classified positions	308.0
23	Contaminated site investigations, cleanup, and	
24	revitalization--130.0 FTE positions	\$ 15,480,500
25	Emergency cleanup actions	2,000,000
26	Environmental cleanup support	1,000,000
27	Federal cleanup project management--40.0 FTE positions	7,163,300

1	Laboratory services--39.0 FTE positions	6,471,000
2	Refined petroleum product cleanup program--99.0 FTE	
3	positions.....	34,849,000
4	Superfund cleanup	<u>1,000,000</u>
5	GROSS APPROPRIATION	\$ 67,963,800
6	Appropriated from:	
7	Federal revenues:	
8	Federal funds	6,480,300
9	Special revenue funds:	
10	Private funds	192,500
11	Cleanup and redevelopment fund	17,641,200
12	Community pollution prevention fund	1,000,000
13	Environmental protection fund	107,000
14	Environmental response fund	2,864,800
15	Laboratory services fees	6,153,200
16	Landfill maintenance trust fund	31,000
17	Public water supply fees	317,800
18	Refined petroleum fund	32,765,900
19	Revitalization revolving loan fund	103,100
20	State general fund/general purpose	\$ 307,000
21	Sec. 108. UNDERGROUND STORAGE TANK AUTHORITY	
22	Full-time equated classified positions..... 5.0	
23	Underground storage tank cleanup program--5.0 FTE	
24	positions.....	<u>\$ 20,044,300</u>
25	GROSS APPROPRIATION	\$ 20,044,300
26	Appropriated from:	
27	Special revenue funds:	

1	Underground storage tank cleanup fund	20,044,300
2	State general fund/general purpose	\$ 0
3	Sec. 109. RENEWING MICHIGAN'S ENVIRONMENT	
4	Full-time equated classified positions	133.0
5	Mapping and other support--5.0 FTE positions	\$ 4,300,000
6	Renew Michigan program--128.0 FTE positions	<u>69,000,000</u>
7	GROSS APPROPRIATION	\$ 73,300,000
8	Appropriated from:	
9	Special revenue funds:	
10	Renew Michigan fund	69,000,000
11	State general fund/general purpose	\$ 4,300,000
12	Sec. 110. INFORMATION TECHNOLOGY	
13	Information technology services and projects	\$ <u>9,679,200</u>
14	GROSS APPROPRIATION	\$ 9,679,200
15	Appropriated from:	
16	Interdepartmental grant revenues:	
17	IDG, MDOT - Michigan transportation fund	86,100
18	IDG from department of state police	25,800
19	Federal revenues:	
20	Federal funds	1,838,700
21	Special revenue funds:	
22	Air emissions fees	680,500
23	Campground fund	8,400
24	Cleanup and redevelopment fund	808,900
25	Electronic waste recycling fund	6,500
26	Environmental pollution prevention fund	469,100
27	Environmental protection fund	87,400

1	Environmental response fund	169,100
2	Financial instruments	1,653,500
3	Great Lakes protection fund	25,000
4	Groundwater discharge permit fees	76,700
5	Laboratory services fees	139,100
6	Land and water permit fees	271,300
7	Medical waste emergency response fund	10,000
8	Metallic mining surveillance fee revenue	2,700
9	Mineral well regulatory fee revenue	4,900
10	Nonferrous metallic mineral surveillance	300
11	NPDES fees	143,900
12	Oil and gas regulatory fund	333,500
13	Orphan well fund	29,500
14	Public swimming pool fund	15,100
15	Public utility assessments	7,900
16	Public water supply fees	151,100
17	Refined petroleum fund	1,748,700
18	Sand extraction fee revenue	2,300
19	Scrap tire regulatory fund	64,300
20	Septage waste program fund	11,300
21	Sewage sludge land application fees	22,900
22	Small business pollution prevention revolving loan	
23	fund.....	10,700
24	Soil erosion and sedimentation control training fund .	10,400
25	Solid waste management fund - staff account	174,700
26	Stormwater permit fees	70,900
27	Wastewater operator training fees	19,200

1	Water pollution control revolving fund	7,400
2	Water use reporting fees	13,300
3	State general fund/general purpose	\$ 478,100
4	Sec. 111. CLIMATE AND ENERGY	
5	Full-time equated classified positions	21.0
6	Office of climate and energy--21.0 FTE positions	\$ <u>7,192,500</u>
7	GROSS APPROPRIATION	\$ 7,192,500
8	Appropriated from:	
9	Federal revenues:	
10	Federal funds	3,810,200
11	Special revenue funds:	
12	Private funds	140,000
13	Public utility assessments	2,188,700
14	Retired engineers technical assistance program	491,200
15	State general fund/general purpose	\$ 562,400
16	Sec. 112. DRINKING WATER AND ENVIRONMENTAL HEALTH	
17	Full-time equated classified positions	125.0
18	Drinking water--68.0 FTE positions	\$ 11,650,600
19	Environmental health--57.0 FTE positions	7,052,700
20	Drinking water program grants	830,000
21	Noncommunity water grants	1,905,700
22	Septage waste compliance grants	<u>275,000</u>
23	GROSS APPROPRIATION	\$ 21,714,000
24	Appropriated from:	
25	Federal revenues:	
26	Federal funds	10,417,100
27	Special revenue funds:	

1	Campground fund		302,300
2	Fees and collections		34,500
3	Public swimming pool fund		618,800
4	Public water supply fees		4,270,300
5	Refined petroleum fund		721,400
6	Septage waste program fund		496,100
7	Wastewater operator training fees		256,600
8	State general fund/general purpose	\$	4,596,900
9	Sec. 113. MATERIALS MANAGEMENT DIVISION		
10	Full-time equated classified positions	118.0	
11	Hazardous waste management program--45.0 FTE positions		\$ 6,977,000
12	Low-level radioactive waste authority--2.0 FTE		
13	positions.....		238,700
14	Medical waste program--2.0 FTE positions		313,600
15	Pollution prevention--7.0 FTE positions		2,289,400
16	Radiological protection program--12.0 FTE positions ..		2,004,600
17	Recycling initiative--3.0 FTE positions		1,000,000
18	Scrap tire grants		3,500,000
19	Scrap tire regulatory program--10.0 FTE positions		1,356,900
20	Solid waste management program--37.0 FTE positions ...		<u>5,292,400</u>
21	GROSS APPROPRIATION	\$	22,972,600
22	Appropriated from:		
23	Interdepartmental grant revenues:		
24	IDG from department of state police		1,691,300
25	Federal revenues:		
26	Federal funds		4,033,500
27	Special revenue funds:		

1	Private funds	505,200
2	Cleanup and redevelopment fund	1,000,000
3	Coal ash care fund	260,000
4	Community pollution prevention fund	250,000
5	Electronic waste recycling fund	316,300
6	Environmental pollution prevention fund	4,406,600
7	Medical waste emergency response fund	313,600
8	Public utility assessments	238,700
9	Scrap tire regulatory fund	4,856,900
10	Small business pollution prevention revolving loan	
11	fund.....	134,400
12	Solid waste management fund - staff account	4,716,100
13	Technologically enhanced naturally occurring	
14	radioactive material.....	250,000
15	State general fund/general purpose	\$ 0
16	Sec. 114. OIL, GAS, AND MINERALS DIVISION	
17	Full-time equated classified positions	57.0
18	Oil, gas, and mineral services--57.0 FTE positions ...	\$ <u>11,011,900</u>
19	GROSS APPROPRIATION	\$ 11,011,900
20	Appropriated from:	
21	Special revenue funds:	
22	Metallic mining surveillance fee revenue	92,500
23	Mineral well regulatory fee revenue	208,000
24	Native copper mine fund	50,000
25	Nonferrous metallic mineral surveillance	369,100
26	Oil and gas regulatory fund	5,818,000
27	Orphan well fund	4,239,600

1	Sand extraction fee revenue	85,800
2	State general fund/general purpose	\$ 148,900
3	Sec. 115. WATER INFRASTRUCTURE	
4	Full-time equated classified positions	29.0
5	Municipal assistance--29.0 FTE positions	\$ 4,919,800
6	Water state revolving funds	<u>120,000,000</u>
7	GROSS APPROPRIATION	\$ 124,919,800
8	Appropriated from:	
9	Federal revenues:	
10	Federal funds	103,184,600
11	Special revenue funds:	
12	Revolving loan revenue bonds	15,000,000
13	Strategic water quality initiatives fund	1,220,500
14	Water pollution control revolving fund	514,700
15	State general fund/general purpose	\$ 5,000,000
16	Sec. 116. ONE-TIME APPROPRIATIONS	
17	Drinking water declaration of emergency	\$ 100
18	Lead and copper rule implementation	30,000,000
19	PFAS and emerging contaminants	40,000,000
20	Drinking water revolving fund loan forgiveness	35,000,000
21	Private well testing	7,500,000
22	Affordability and planning	<u>7,500,000</u>
23	GROSS APPROPRIATION	\$ 120,000,100
24	Appropriated from:	
25	Special revenue funds:	
26	Drinking water declaration of emergency reserve fund .	100
27	State general fund/general purpose	\$ 120,000,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FOR FISCAL YEAR 2019-2020

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state sources under part 1 for the fiscal year ending September 30, 2020 is \$436,492,500.00 and state spending from state sources to be paid to local units of government for the fiscal year ending September 30, 2020 is \$19,646,000. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY

Surface water.....	\$	160,000
Technology advancements for water monitoring.....		500,000
Drinking water program grants.....		600,000
Medical waste program.....		70,000
Noncommunity water grants.....		1,830,000
Pollution prevention.....		250,000
Recycling initiative.....		500,000
Scrap tire grants.....		500,000
Septage waste compliance grants.....		120,000
Emergency cleanup actions.....		116,000
Renewing Michigan's environment.....		<u>15,000,000</u>
TOTAL.....	\$	19,646,000

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

1 MCL 18.1101 to 18.1594.

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

3 (a) "Department" means the department of environment, Great
4 Lakes, and energy.

5 (b) "Director" means the director of the department.

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

7 (d) "IDG" means interdepartmental grant.

8 (e) "NPDES" means national pollution discharge elimination
9 system.

10 Sec. 204. The departments and agencies receiving
11 appropriations in part 1 shall use the internet to fulfill the
12 reporting requirements of this part. This requirement may include
13 transmission of reports via electronic mail to the recipients
14 identified for each reporting requirement, or it may include
15 placement of reports on an internet or intranet site.

16 Sec. 205. Funds appropriated in part 1 shall not be used for
17 the purchase of foreign goods or services, or both, if
18 competitively priced and of comparable quality American goods or
19 services, or both, are available. Preference shall be given to
20 goods or services, or both, manufactured or provided by Michigan
21 businesses if they are competitively priced and of comparable
22 quality. In addition, preference shall be given to goods or
23 services, or both, that are manufactured or provided by Michigan
24 businesses owned and operated by veterans, if they are
25 competitively priced and of comparable quality.

26 Sec. 206. The director shall take all reasonable steps to
27 ensure businesses in deprived and depressed communities compete for

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

5 Sec. 207. The departments and agencies receiving
6 appropriations in part 1 shall prepare a report on out-of-state
7 travel expenses not later than January 1 of each year. The travel
8 report shall be a listing of all travel by classified and
9 unclassified employees outside this state in the immediately
10 preceding fiscal year that was funded in whole or in part with
11 funds appropriated in the department's budget. The report shall be
12 submitted to the house and senate appropriations committees, the
13 house and senate fiscal agencies, and the state budget director.
14 The report shall include the following information:

15 (a) The dates of each travel occurrence.

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

21 Sec. 208. Funds appropriated in part 1 shall not be used by a
22 principal executive department, state agency, or authority to hire
23 a person to provide legal services that are the responsibility of
24 the attorney general. This prohibition does not apply to legal
25 services for bonding activities and for those activities that the
26 attorney general authorizes.

27 Sec. 209. Not later than November 30, the state budget office

1 shall prepare and transmit a report that provides for estimates of
2 the total general fund/general purpose appropriation lapses at the
3 close of the prior fiscal year. This report shall summarize the
4 projected year-end general fund/general purpose appropriation
5 lapses by major departmental program or program areas. The report
6 shall be transmitted to the chairpersons of the senate and house
7 appropriations committees and the senate and house fiscal agencies.

8 Sec. 210. In addition to the funds appropriated in part 1,
9 there is appropriated an amount not to exceed \$3,000,000.00 for
10 state restricted contingency funds. These funds are not available
11 for expenditure until they have been transferred to another line
12 item in part 1 under section 393(2) of the management and budget
13 act, 1984 PA 431, MCL 18.1393.

14 Sec. 211. The department shall cooperate with the department
15 of technology, management, and budget to maintain a searchable
16 website accessible by the public at no cost that includes, but is
17 not limited to, all of the following for each department or agency:

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

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

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

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

25 (e) Job specifications and wage rates.

26 Sec. 212. Within 14 days after the release of the executive
27 budget recommendation, the department shall cooperate with the

1 state budget office to provide the senate and house appropriations
2 chairs, the senate and house appropriations subcommittee chairs,
3 and the senate and house fiscal agencies with an annual report on
4 estimated state restricted fund balances, state restricted fund
5 projected revenues, and state restricted fund expenditures for the
6 fiscal years ending September 30, 2019 and September 30, 2020.

7 Sec. 213. The department shall maintain, on a publicly
8 accessible website, a department scorecard that identifies, tracks,
9 and regularly updates key metrics that are used to monitor and
10 improve the agency's performance.

11 Sec. 214. Total authorized appropriations from all sources
12 under part 1 for legacy costs for the fiscal year ending September
13 30, 2020 are estimated at \$31,893,100.00. From this amount, total
14 agency appropriations for pension-related legacy costs are
15 estimated at \$15,504,000.00. Total agency appropriations for
16 retiree health care legacy costs are estimated at \$16,389,100.00.

17 Sec. 216. (1) The department shall report all of the following
18 information relative to allocations made from appropriations for
19 the environmental cleanup and redevelopment program, state
20 cleanups, emergency actions, superfund cleanups, the revitalization
21 revolving loan program, the brownfield grants and loans program,
22 the leaking underground storage tank cleanup program, the
23 contaminated lake and river sediments cleanup program, the refined
24 petroleum product cleanup program, and the environmental protection
25 bond projects under section 19508(7) of the natural resources and
26 environmental protection act, 1994 PA 451, MCL 324.19508, to the
27 state budget director, the senate and house appropriations

1 subcommittees on environmental quality, and the senate and house
2 fiscal agencies:

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

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

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

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

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

12 (f) A summary of the sites and the total amount of funds
13 expended at the sites by September 30, 2020.

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

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

18 (a) The status of all state-owned facilities that are on the
19 list compiled under section 20108c of the natural resources and
20 environmental protection act, 1994 PA 451, MCL 324.20108c.

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

24 (c) The total amount of bonds issued for the environmental
25 protection bond program pursuant to part 193 of the natural
26 resources and environmental protection act, 1994 PA 451, MCL
27 324.19301 to 324.19306, and bonds issued pursuant to the clean

1 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

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

10 (2) Unexpended and unencumbered amounts remaining from
11 appropriations from the environmental protection bond fund
12 contained in 2003 PA 173, 2005 PA 109, 2006 PA 343, 2011 PA 63, and
13 2012 PA 236 are appropriated for expenditure for any site listed in
14 this part and part 1 and any site listed in the public acts
15 referenced in this section.

16 (3) Unexpended and unencumbered amounts remaining from
17 appropriations from the clean Michigan initiative fund - response
18 activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006
19 PA 343, 2007 PA 121, 2011 PA 63, 2013 PA 59, 2014 PA 252, 2015 PA
20 84, 2016 PA 268, and 2017 PA 107 are appropriated for expenditure
21 for any site listed in this part and part 1 and any site listed in
22 the public acts referenced in this section.

23 (4) Unexpended and unencumbered amounts remaining from
24 appropriations from the refined petroleum fund activities contained
25 in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63,
26 2012 PA 200, 2013 PA 59, 2014 PA 252, 2015 PA 84, 2016 PA 268, 2017
27 PA 107, and 2018 PA 207 are appropriated for expenditure for any

1 site listed in this part and part 1 and any site listed in the
2 public acts referenced in this section.

3 (5) Unexpended and unencumbered amounts remaining from the
4 appropriations from the strategic water quality initiatives fund
5 contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, 2013 PA 59, 2014
6 PA 252, 2015 PA 84, 2016 PA 268, 2017 PA 107, and 2018 PA 207 are
7 appropriated for expenditure for any site listed in this part and
8 part 1 and any site listed in the public acts referenced in this
9 section.

10 Sec. 219. Unexpended settlement revenues at the end of the
11 fiscal year may be carried forward into the settlement fund in the
12 succeeding fiscal year up to a maximum carryforward of
13 \$2,500,000.00.

14 Sec. 220. The department shall not take disciplinary action
15 against an employee for communicating with a member of the
16 legislature or his or her staff.

17 Sec. 221. (1) Funds appropriated in part 1 shall not be used
18 by the department to promulgate a rule that will apply to a small
19 business and that will have a disproportionate economic impact on
20 small businesses because of the size of those businesses if the
21 department fails to reduce the disproportionate economic impact of
22 the rule on small businesses as provided under section 40 of the
23 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

24 (2) As used in this section:

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

27 (b) "Small business" means that term as defined under section

1 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
2 24.207a.

3 Sec. 235. The department shall prepare an annual report to the
4 legislature by March 31 that details all of the following for each
5 of the allocations from the clean Michigan initiative bond fund as
6 described in section 19607(1)(a) to (i) of the natural resources
7 and environmental protection act, 1994 PA 451, MCL 324.19607:

8 (a) The progress of each project funded in each category.

9 (b) The current cost to date of each project funded in each
10 category.

11 (c) The estimated remaining cost of each project funded in
12 each category.

13 (d) The remaining balance of money in the fund allocated for
14 each category.

15 (e) The total debt obligation on all clean Michigan initiative
16 bonds and the length of time remaining until full bond repayment is
17 achieved.

18 Sec. 236. The department shall provide a report detailing the
19 expenditure of departmental funds appropriated in 2015 PA 143, 2016
20 PA 3, 2016 PA 268, and 2016 PA 340. The report shall include the
21 following:

22 (a) The names and locations of entities receiving funds.

23 (b) The purpose for each expenditure.

24 (c) The status of programs supported by this funding.

25 (d) A brief description of how related problems have been or
26 will be resolved if expenditures are made for immediate response.

27 (e) The job titles and number of departmental FTEs engaged in

1 the Flint declaration of emergency response effort.

2 Sec. 237. From the funds appropriated in part 1, the
3 department shall be responsible for the necessary and reasonable
4 attorney fees and costs incurred by private and independent legal
5 counsel chosen by current and former classified and unclassified
6 department employees in the defense of the department employees
7 named as a party in any state or federal lawsuits or investigations
8 related to the city of Flint municipal water system.

9 Sec. 238. From funds appropriated in part 1, the department
10 shall post the following on the department's publicly accessible
11 website:

12 (a) By November 1, a report listing each fee the department
13 assessed during the previous fiscal year. The report shall include
14 the dollar amount of each fee, the amount of revenue that was
15 projected to be received from each fee at the beginning of the
16 previous fiscal year, and the actual revenue received for each fee.
17 If the actual revenue for a particular fee is not available by
18 November 1, the department may use an unaudited or estimated figure
19 and indicate it as such in the report.

20 (b) By November 1, a report listing all fees currently
21 assessed by the department. The report shall include the dollar
22 amount of each fee, projected revenue for each fee, and the program
23 areas within the department that each fee will support. The report
24 shall also list the fund into which each fee is deposited. By May
25 1, the department shall update this report with year-to-date
26 revenue for each fee.

27 (c) By November 1, a report listing all federal and state fund

1 sources utilized by the department during the previous fiscal year.
2 The report shall include the amount of revenue that was projected
3 to be received from each fund source at the beginning of that
4 fiscal year, the current balance of each fund source, and the
5 actual revenue received for each fund source during that fiscal
6 year. If actual revenue for a particular fund or the actual balance
7 of a particular fund is not available by November 1, the department
8 may use an unaudited or estimated figure and indicate it as such in
9 the report.

10 (d) By November 1, a report listing the federal and state fund
11 sources that will be utilized by the department during the current
12 fiscal year. The report shall contain the following for each fund
13 source: an estimate of revenue that will be collected during the
14 fiscal year, the balance of the fund source at the beginning of the
15 fiscal year, and the program areas within the department that each
16 fund source will support. If the actual fund balance is not
17 available on November 1, the department may use an unaudited or
18 estimated figure and indicate it as such in the report. By May 1,
19 the department shall update this report with year-to-date figures
20 for each item in the report, and include year-to-date revenue for
21 each fund source.

22 (e) Any audits conducted on department programs or funds.

23 Sec. 239. From the funds appropriated in part 1 for central
24 support services, not more than \$150,000.00 is designated for the
25 chair of the environmental rules review committee to contract with
26 consultants pursuant to section 65 of the administrative procedures
27 act of 1969, 1969 PA 306, MCL 24.265, to assist with business

1 before the committee.

2 **REMEDICATION AND REDEVELOPMENT DIVISION**

3 Sec. 301. Revenues remaining in the laboratory services fees
4 fund at the end of the fiscal year shall carry forward into the
5 succeeding fiscal year.

6 Sec. 305. It is the intent of the legislature to repay the
7 refined petroleum fund for the \$70,000,000.00 that was transferred
8 to the environmental protection fund created in section 503a of the
9 natural resources and environmental protection act, 1994 PA 451,
10 MCL 324.503a, as part of the resolution for the fiscal year 2006-
11 2007 budget.

12 Sec. 306. (1) The funds appropriated in part 1 for the refined
13 petroleum cleanup program shall be used to fund corrective actions
14 performed by the department pursuant to section 21320 of the
15 natural resources and environmental protection act, 1994 PA 451,
16 MCL 324.21320.

17 (2) By January 1, the department shall provide a report to the
18 house and senate subcommittees on environmental quality and the
19 state budget director on the refined petroleum product cleanup
20 program containing the following information:

21 (a) A list of sites the department intends to work on during
22 the current fiscal year, including the fiscal year the project
23 began.

24 (b) A list of sites at which the department performed
25 corrective actions during the previous fiscal year.

26 (c) A list of sites the department closed during the previous

1 fiscal year.

2 Sec. 308. The unexpended funds appropriated in part 1 for
3 emergency cleanup actions, the environmental cleanup and
4 redevelopment program, and the refined petroleum product cleanup
5 program are considered work project appropriations and any
6 unencumbered or unallotted funds are carried forward into the
7 succeeding fiscal year. The following is in compliance with section
8 451a(1) of the management and budget act, 1984 PA 431, MCL
9 18.1451a:

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

12 (b) The projects will be accomplished by contract.

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

15 (d) The tentative completion date is September 30, 2022.

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

21 (a) Part 52 of the natural resources and environmental
22 protection act, 1994 PA 451, MCL 324.5201 to 324.5206.

23 (b) Part 193 of the natural resources and environmental
24 protection act, 1994 PA 451, MCL 324.19301 to 324.19306.

25 (c) Part 196 of the natural resources and environmental
26 protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

27 (2) Upon the sale of bonds for projects described in

1 subsection (1), the department shall credit the general fund of the
2 state an amount equal to that expended from the general fund.

3 **WATER RESOURCES DIVISION**

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

12 Sec. 410. From the funds appropriated in part 1, the
13 department shall compile a report on the status of the
14 implementation plan for the western Lake Erie basin collaborative
15 agreement. In an effort to learn more about the presence and timing
16 of harmful algal blooms, the report shall contain all of the
17 following:

18 (a) An estimated cost of removal of total phosphorus per pound
19 at the 4 major wastewater treatment plants.

20 (b) A description of the grants that have been awarded.

21 (c) A description of the work that has commenced on the issue
22 of dissolved reactive phosphorus, the expected objectives and
23 outcomes of that work, and a list of the parties involved in that
24 effort.

25 (d) A description of the efforts and outcomes aimed at the
26 total phosphorus reduction for the River Raisin watershed.

1 Sec. 412. (1) From the funds appropriated in part 1 for
2 surface water, \$675,000.00 in grant funds shall be awarded to
3 watershed councils for education, administration, and conservation
4 efforts. A grant to an individual watershed council shall not
5 exceed \$40,000.00.

6 (2) On or before April 1, the department shall transmit to the
7 appropriations subcommittees, the fiscal agencies, and the state
8 budget office and post on the department's website a report on the
9 previous calendar year's activities of the watershed grant program.
10 The report shall include a list of all grantees and award amounts.

11 Sec. 413. From funds appropriated in part 1 for surface water,
12 \$150,000.00 is allocated to the continuation of the department's
13 contract for the cooperative lakes monitoring program to ensure the
14 continued operation of the program.

15 **RENEWING MICHIGAN'S ENVIRONMENT**

16 Sec. 503. From the funds appropriated in part 1 for renewing
17 Michigan's environment program, \$500,000.00 is allocated for the
18 Michigan geological survey.

19 **CLIMATE AND ENERGY**

20 Sec. 601. The department shall enter into a memorandum of
21 understanding with the public service commission to outline the
22 responsibilities to be served by the office of climate and energy.

23 **UNDERGROUND STORAGE TANK AUTHORITY**

24 Sec. 701. The unexpended funds appropriated in part 1 for the

1 underground storage tank cleanup program are designated as a work
2 project appropriation, and any unencumbered or unallotted funds
3 shall not lapse at the end of the fiscal year and shall be
4 available for expenditures for projects under this section until
5 the projects have been completed. The following is in compliance
6 with section 451a(1) of the management and budget act, 1984 PA 431,
7 MCL 18.1451a:

8 (a) The purpose of the project is to provide contaminated site
9 cleanup.

10 (b) The project will be accomplished by contract.

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

12 (d) The tentative completion date is September 30, 2023.

13 **ONE-TIME APPROPRIATIONS**

14 Sec. 1001. (1) From the funds appropriated in part 1 for lead
15 and copper rule implementation, the department shall award grants
16 as follows:

17 (a) Grants for asset management plan creation and distribution
18 system materials inventory. A grant under this subdivision shall
19 not exceed \$2,000,000.00.

20 (b) Grants for public awareness and education efforts related
21 to lead and other potential drinking water contaminants. A grant to
22 an individual water supply advisory council under this subdivision
23 shall not exceed \$25,000.00. Not more than \$1,000,000.00 shall be
24 allocated for grants under this subdivision.

25 (2) On or before April 1, the department shall transmit to the
26 appropriations subcommittees, the fiscal agencies, and the state

1 budget office and post on the department's website a report on the
2 previous calendar year's activities funded with lead and copper
3 rule implementation funds. The report shall include a list of all
4 grantees and award amounts.

5 Sec. 1002. (1) From the funds appropriated in part 1 for PFAS
6 and emerging contaminants, \$15,000,000.00 is allocated for a grant
7 program for municipal airports for costs of monitoring and
8 additional testing related to PFAS testing results. From the
9 remaining funds, the department shall award grants for up to
10 \$5,000,000.00 to drinking water systems for contaminant remediation
11 efforts or connection to an alternate system as well as to invest
12 in technologies to address contaminants in public water systems.

13 (2) On or before April 1, the department shall transmit to the
14 appropriations subcommittees, the fiscal agencies, and the state
15 budget office and post on the department's website a report on the
16 previous calendar year's activities funded with PFAS and emerging
17 contaminants funds. The report shall include a list of all grantees
18 and award amounts.

19 Sec. 1003. (1) From the funds appropriated in part 1 for
20 drinking water revolving fund loan forgiveness, the department
21 shall award grants for drinking water infrastructure upgrades
22 included in community asset management plans. An applicant is
23 eligible for annual grant funding for 30% of the total project cost
24 or \$2,000,000.00, whichever is less.

25 (2) On or before April 1, the department shall transmit to the
26 appropriations subcommittees, the fiscal agencies, and the state
27 budget office and post on the department's website a report on the

1 previous calendar year's activities funded with drinking water
2 revolving fund loan forgiveness funds. The report shall include a
3 list of all grantees and award amounts.

4 Sec. 1004. (1) From the funds appropriated in part 1 for
5 affordability and planning, the department shall award grants to
6 communities for 1 or more of the following:

7 (a) To enhance asset management plans.

8 (b) To develop sustainable water rate plans.

9 (c) To develop watershed plans.

10 (2) Grants under subsection (1) shall be awarded on a
11 competitive basis and shall not exceed \$500,000.00 for an
12 individual grant applicant. If a region applies on behalf of
13 multiple community water supplies, the maximum grant shall not
14 exceed \$2,000,000.00.

15 (3) On or before April 1, the department shall transmit to the
16 appropriations subcommittees, the fiscal agencies, and the state
17 budget office and post on the department's website a report on the
18 previous calendar year's activities funded with affordability and
19 planning funds. The report shall include a list of all grantees and
20 award amounts.

21 Sec. 1005. (1) From the funds appropriated in part 1 for
22 private well testing, the department shall award grants to local
23 health departments to provide free or low-cost water testing to
24 private well owners. Testing offered shall include coliforms,
25 nitrates/nitrites, arsenic, and other contaminants as determined by
26 application.

27 (2) On or before April 1, the department shall transmit to the

1 appropriations subcommittees, the fiscal agencies, and the state
2 budget office and post on the department's website a report on the
3 previous calendar year's activities funded with private well
4 testing funds. The report shall include a list of all grantees and
5 award amounts.