

Act No. 214
Public Acts of 1990
Approved by the Governor
October 5, 1990
Filed with the Secretary of State
October 5, 1990

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1990**

Introduced by Reps. Jacobetti and Emerson

Reps. Alley, Barns, Bartnik, Bender, Bennane, Bennett, Clack, DeMars, Gagliardi, Giese, Gire, Gubow, Hart, Hoekman, Honigman, Hunter, Johnson, Knight, Krause, Kulchitsky, Leland, London, Martin, Mathieu, Maynard, Middaugh, Muxlow, Ouwinga, Owen, Oxender, Pitoniak, Porreca, Pridnia, Profit, Rocca, Sikkema, Sofio, Spaniola, Stallworth, Stupak, Terrell, Trim, Watkins, Webb and Joe Young, Jr. named co-sponsors

ENROLLED HOUSE BILL No. 4047

AN ACT to make appropriations for the department of state police for the fiscal year ending September 30, 1990 and for various state departments and agencies and the public school employees retirement system for the fiscal year ending September 30, 1991; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of certain state officers and agencies and certain advisory committees and boards; to provide for the collection of certain funds; to provide for the disposition of fees and other income received by certain state agencies; and to repeal certain acts and parts of acts.

The People of the State of Michigan enact:

Sec. 101. There is appropriated for the department of state police to supplement former appropriations for the fiscal year ending September 30, 1990, from the following funds:

DEPARTMENT OF LABOR

APPROPRIATIONS SUMMARY

GROSS APPROPRIATION	\$	1,600,000
Interdepartmental fund revenues		1,600,000
ADJUSTED GROSS APPROPRIATION		0
State general fund/general purpose	\$	0

MICHIGAN EMPLOYMENT SECURITY COMMISSION

Unemployment insurance	\$	1,600,000
GROSS APPROPRIATION		1,600,000
Appropriated from:		
IDG from social services-income eligibility verification system		1,600,000
State general fund/general purpose	\$	0

For Fiscal Year
Ending Sept. 30,
1990

DEPARTMENT OF STATE POLICE

APPROPRIATIONS SUMMARY:

GROSS APPROPRIATION	\$	4,576,300
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		17,100
ADJUSTED GROSS APPROPRIATION	\$	4,559,200
Federal revenues:		
Total federal revenues		6,700
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		162,700
State general fund/general purpose	\$	4,389,800

EXECUTIVE DIRECTION

Salaries and wages—0.0 FTE position	\$	20,200
State police pension fund		5,100
Contractual services, supplies, and materials		2,600
GROSS APPROPRIATION	\$	27,900
Appropriated from:		
State general fund/general purpose	\$	27,900

DEPARTMENTWIDE APPROPRIATIONS

Alert response compensation	\$	1,095,600
Auto theft prevention programs—0.0 FTE position		17,100
GROSS APPROPRIATION	\$	1,112,700
Appropriated from:		
Interdepartmental grant revenues:		
IDT-Auto theft prevention grant funds		17,100
State general fund/general purpose	\$	1,095,600

ADMINISTRATIVE SERVICES

Salaries and wages—0.0 FTE position	\$	4,200
State police pension fund		1,100
Contractual services, supplies, and materials		600
GROSS APPROPRIATION	\$	5,900
Appropriated from:		
State general fund/general purpose	\$	5,900

CENTRAL RECORDS

Salaries and wages—0.0 FTE position	\$	1,400
State police pension fund		400
Contractual services, supplies, and materials		200
A.F.I.S.— 0.0 FTE position		8,800
GROSS APPROPRIATION	\$	10,800
Appropriated from:		
State general fund/general purpose	\$	10,800

CRIMINAL JUSTICE DATA CENTER

Salaries and wages—0.0 FTE position	\$	2,800
State police pension fund		700
Contractual services, supplies, and materials		400
GROSS APPROPRIATION	\$	3,900
Appropriated from:		
State general fund/general purpose	\$	3,900

FORENSIC SCIENCES

Salaries and wages—0.0 FTE position	\$	63,400
State police pension fund		16,000

For Fiscal Year
Ending Sept. 30,
1990

Contractual services, supplies, and materials.....	\$	9,000
GROSS APPROPRIATION	\$	88,400
Appropriated from:		
State general fund/general purpose	\$	88,400
TRAINING ADMINISTRATION		
Salaries and wages—0.0 FTE position	\$	14,300
State police pension fund		3,600
Contractual services, supplies, and materials.....		2,000
GROSS APPROPRIATION	\$	19,900
Appropriated from:		
State general fund/general purpose	\$	19,900
FIRE MARSHAL		
Salaries and wages—0.0 FTE position	\$	62,300
State police pension fund		15,700
Contractual services, supplies, and materials.....		8,800
Medicare/medicaid fire inspections—0.0 FTE position		6,700
Hazardous materials inspection—0.0 FTE position		3,500
GROSS APPROPRIATION	\$	97,000
Appropriated from:		
Federal revenues:		
Federal Title XVIII.....		1,700
Federal Title XIX		5,000
Special revenue funds:		
Hazardous materials inspection fees		3,500
State general fund/general purpose	\$	86,800
EMERGENCY SERVICES		
State program planning and administration—0.0 FTE position	\$	1,800
GROSS APPROPRIATION	\$	1,800
Appropriated from:		
State general fund/general purpose	\$	1,800
UNIFORM SERVICES		
Salaries and wages—0.0 FTE position	\$	1,752,000
State police pension fund		482,400
Contractual services, supplies, and materials.....		307,600
Highway safety enforcement program—0.0 FTE position		159,200
Operation CARE—0.0 FTE position		2,000
Operational support—0.0 FTE position		14,400
GROSS APPROPRIATION	\$	2,717,600
Appropriated from:		
Special revenue funds:		
Highway safety fund		159,200
State general fund/general purpose	\$	2,558,400
INVESTIGATIVE SERVICES		
Salaries and wages—0.0 FTE position	\$	287,700
State police pension fund		72,600
Contractual services, supplies, and materials.....		39,600
Federal anti-drug initiatives—0.0 FTE position		29,100
GROSS APPROPRIATION	\$	429,000
Appropriated from:		
State general fund/general purpose	\$	429,000
SAFETY AND TRAFFIC		
Salaries and wages—0.0 FTE position	\$	44,100
State police pension fund		11,100

For Fiscal Year
Ending Sept. 30,
1990

Contractual services, supplies, and materials.....	\$	6,200
GROSS APPROPRIATION	\$	61,400
Appropriated from:		
State general fund/general purpose	\$	61,400

Sec. 102. There is appropriated for various state departments and agencies and the public school employees retirement system for the fiscal year ending September 30, 1991, from the following funds:

APPROPRIATIONS SUMMARY:

Full-time equated unclassified positions	0.0	
Full-time equated classified positions.....	52.7	
GROSS APPROPRIATION	\$	93,061,300
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	93,061,300
Federal revenues:		
Total federal revenues		9,679,400
Special revenue funds:		
Total local and private revenues		0
Total other state restricted revenues		70,740,500
State general fund/general purpose	\$	12,641,400

DEPARTMENT OF EDUCATION

APPROPRIATIONS SUMMARY:

GROSS APPROPRIATIONS.....	\$	2,964,600
ADJUSTED GROSS APPROPRIATION	\$	2,964,600
Total federal		898,600
Special revenue funds:		
State general fund/general purpose	\$	2,066,000

GRANTS AND DISTRIBUTIONS

FEDERAL PROGRAMS

Vocational rehabilitation independent living (\$118,500 GF/GP)	\$	1,017,100
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STATE PROGRAMS

Educational innovation grants		97,500
Metropolitan Detroit youth foundation-suspended student program.....		750,000
Foreign language studies.....		1,100,000
GROSS APPROPRIATIONS.....	\$	2,964,600

Appropriated from:

Federal revenues:		
DED-OSERS, independent living.....		898,600
State general fund/general purpose	\$	1,316,000

HIGHER EDUCATION

APPROPRIATIONS SUMMARY:

GROSS APPROPRIATION	\$	7,556,000
ADJUSTED GROSS APPROPRIATION	\$	7,556,000
State general fund/general purpose	\$	7,556,000

FERRIS STATE UNIVERSITY

Student support services	\$	159,100
GROSS APPROPRIATION	\$	159,100
Appropriated from:		
State general fund/general purpose	\$	159,100

		For Fiscal Year Ending Sept. 30, 1991
MICHIGAN STATE UNIVERSITY		
Research excellence fund	\$	6,787,901
Student support services		608,999
GROSS APPROPRIATION	\$	7,396,900
Appropriated from:		
State general fund/general purpose	\$	7,396,900
DEPARTMENT OF NATURAL RESOURCES		
APPROPRIATIONS SUMMARY:		
GROSS APPROPRIATION	\$	2,500,000
ADJUSTED GROSS APPROPRIATION	\$	2,500,000
Total federal revenues		2,500,000
State general fund/general purpose	\$	0
GRANTS		
Federal land and water conservation fund payments	\$	2,500,000
GROSS APPROPRIATION	\$	2,500,000
Appropriated from:		
Federal revenues:		
DOI-NPS		2,500,000
State general fund/general purpose	\$	0
PUBLIC SCHOOL EMPLOYEE'S RETIREMENT SYSTEM		
APPROPRIATIONS SUMMARY:		
GROSS APPROPRIATION	\$	72,608,300
ADJUSTED GROSS APPROPRIATION	\$	72,608,300
Total federal revenues		2,380,800
Total state restricted		67,840,500
State general fund/general purpose	\$	2,387,000
RETIREMENT ALLOWANCE		
Normal cost	\$	20,325,000
Unfunded accrued liabilities		6,504,000
Deficient interdepartmental grant revenues		1,044,100
GROSS APPROPRIATION	\$	27,873,100
Appropriated from:		
Federal revenues:		
Retirement contribution pass-through		2,380,800
Special revenue funds:		
School aid fund		24,448,200
State general fund/general purpose	\$	1,044,100
HEALTH INSURANCE		
Normal cost	\$	19,241,000
Unfunded accrued liabilities		15,266,300
Deficient interdepartmental grant revenues		1,342,900
GROSS APPROPRIATION	\$	35,850,200
Appropriated from:		
Special revenue funds:		
School aid fund		34,507,300
State general fund/general purpose	\$	1,342,900
RECONCILIATION		
Prior year reconciled contribution 1987-88 credit correction	\$	(255,300)
Prior year reconciled contribution 1988-89 debit correction		9,140,300
GROSS APPROPRIATION	\$	8,885,000
Appropriated from:		
Special revenue funds:		
School aid fund		8,885,000
State general fund/general purpose	\$	0

		For Fiscal Year Ending Sept. 30, 1991
DEPARTMENT OF PUBLIC HEALTH		
APPROPRIATIONS SUMMARY:		
Full-time equated classified positions.....	52.7	
GROSS APPROPRIATION	\$	6,800,000
Interdepartmental grant revenues:		
Less: Total interdepartment grants and intradepartment transfers		0
ADJUSTED GROSS APPROPRIATION	\$	6,800,000
Federal revenues:		
Total federal revenues		3,900,000
Special revenue funds:		
Total private funds		0
Total local funds		0
Total other state restricted revenues		2,900,000
State general fund/general purpose	\$	0
EXECUTIVE SERVICES		
Rent	\$	126,600
Interagency council on environmental quality		900,000
GROSS APPROPRIATION	\$	1,026,600
Appropriated from:		
Federal revenues:		
EPA federal		900,000
HHS-HCFA, medicare, title XVIII		126,600
State general fund/general purpose	\$	0
BIOLOGIC PRODUCTS		
Full-time equated classified positions.....	9.0	
Biologic products processing—9.0 FTE positions	\$	2,900,000
GROSS APPROPRIATION	\$	2,900,000
Appropriated from:		
Special revenue funds:		
Biologic products sales and other revenues		2,900,000
State general fund/general purpose	\$	0
HEALTH CARE RESOURCES DEVELOPMENT AND REGULATION		
Full-time equated classified positions.....	43.7	
Salaries and wages—43.7 FTE positions	\$	1,679,400
Longevity and insurance		194,800
Retirement		296,700
Contractual services, supplies, and materials		202,000
Travel		228,600
Nursing home reform implementation—0.0 FTE position		180,000
Health facilities management information system		91,900
GROSS APPROPRIATION	\$	2,873,400
Appropriated from:		
Federal revenues:		
HHS-HCFA, state health care providers survey certification, title XVIII		2,873,400
State general fund/general purpose	\$	0
DEPARTMENT OF STATE		
APPROPRIATIONS SUMMARY:		
GROSS APPROPRIATION	\$	632,400
ADJUSTED GROSS APPROPRIATION	\$	632,400
State general fund/general purpose	\$	632,400
HISTORICAL PROGRAM		
Contractual services, supplies, and materials	\$	561,000
Historical site preservation grants		21,400

	For Fiscal Year Ending Sept. 30, 1991
Historic preservation grant - Peese auditorium, eastern Michigan university	\$ 50,000
GROSS APPROPRIATION	\$ 632,400
Appropriated from:	
State general fund/general purpose	\$ 632,400

GENERAL SECTIONS

Sec. 201. (1) In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending in this appropriation act is \$4,555,400.00 and state appropriations to be paid to local units of government in section 101 are \$0.

(2) When it appears to the principal executive officer of a department that state spending to local units of government will be less than the amount that was projected to be expended for any quarter, the principal executive officer shall immediately give notice of the approximate shortfall to the department of management and budget, the appropriations committees, and the fiscal agencies.

Sec. 202. (1) In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending in this appropriation act is \$83,381,900.00 and state appropriations to be paid to local units of government in section 102 are as follows:

DEPARTMENT OF EDUCATION

Department of education foreign language studies	\$ 1,100,000
Subtotal.....	\$ 1,100,000

DEPARTMENT OF CORRECTIONS

ADP-Assumption of county probation.....	\$ 0
Assumption of county probation staff.....	0
Florence Crane-public service work project.....	0
State/local partnership programs.....	0
Minimum security jail work camp program	0
Community corrections grants.....	0
Subtotal.....	\$ 0
Total	\$ 1,100,000

(2) When it appears to the principal executive officer of a department that state spending to local units of government will be less than the amount that was projected to be expended for any quarter, the principal executive officer shall immediately give notice of the approximate shortfall to the department of management and budget, the appropriations committees, and the fiscal agencies.

Sec. 203. The appropriations made and the expenditures authorized under this act and the departments, agencies, commissions, boards, offices, and programs for which an appropriation is made under this act are subject to the management and budget act, Act No. 431 of the Public Acts of 1984, being sections 18.1101 to 18.1594 of the Michigan Compiled Laws.

Sec. 204. As used in this act:

- (a) "ADP" means automatic data processing.
- (b) "BCF" means the bureau of correctional facilities.
- (c) "CRP" means the community residential program.
- (d) "CSS&M" means the contractual services, supplies, and materials account.
- (e) "DED" or "ED" means the United States department of education.
- (f) "DED-OSERS" means the United States department of education-office of special education and rehabilitation services.
- (g) "Department" means the department of corrections.
- (h) "DMB" means the department of management and budget.
- (i) "DOE" means the United States department of energy.

- (j) "DOJ" means the United States department of justice.
- (k) "DOL" means the United States department of labor.
- (l) "DOT" means the United States department of transportation.
- (m) "DPH" means the Michigan department of public health.
- (n) "DSS" means the department of social services.
- (o) "ECIA" means the education consolidation and improvement act.
- (p) "FTE" means full-time equated position.
- (q) "HHS" means the department of health and human services.
- (r) "IDG" means interdepartmental grant.
- (s) "IDT" means intradepartmental transfers.
- (t) "LEIN" means the law enforcement information network.
- (u) "MSA" means the Michigan sheriffs' association.
- (v) "MSI" means Michigan state industries.
- (w) "MTD" means the motor transport division.
- (x) "NHTSA" means the national highway traffic safety administration.
- (y) "OCC" means the office of community corrections also known as the office of community alternatives.
- (z) "OCJP" means the office of criminal justice programs.
- (aa) "OESE" means the office of elementary and special education.
- (bb) "OVAE" means the office of vocational education.
- (cc) "OSAS" means the office of substance abuse services.
- (dd) "PREP" means the prison rehabilitation and education program.
- (ee) "SAI" means the special alternative incarceration program.

Sec. 205. (1) Beginning October 1, 1990, there shall be a hiring freeze imposed on the state classified civil service. State departments and agencies shall be prohibited from hiring any new full-time state classified civil service employees or prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from one position to another within a department or to positions that are funded with 80% or more federal or restricted funds.

(2) The director of the department of management and budget shall grant exceptions to this hiring freeze when the director believes that such a hiring freeze will result in rendering a state department or agency unable to deliver basic services. The director of the department of management and budget shall report by the fifteenth of each month to the chairpersons of the senate and house appropriations committees the number of exclusions to the hiring freeze approved during the previous month and the reasons to justify the exclusion.

Sec. 206. Any additional single business tax revenue received in FY 1989-90 from the elimination of the capital acquisition deduction shall be placed in an escrow account and not used to increase FY 1989-90 revenues until the legislature authorizes such action.

Sec. 207. (1) It is the intent of the legislature that the funds appropriated in section 102 to each department and the funds otherwise appropriated as provided by law to each of the respective state departments for the fiscal year ending September 30, 1991 will permit each department to carry out each program for the entire fiscal year, unless a shorter period is provided in law.

(2) A department shall not make or authorize an expenditure or incur an obligation that exceeds or results in spending that will exceed the amount appropriated in section 102 or as otherwise provided by law.

(3) In consultation with the department of management and budget, each department shall, for each appropriation, develop a spending plan allotting the amount appropriated over the full 12 months of the 1990-1991 fiscal year.

(4) The department director shall advise the director of the department of management and budget if an appropriation in section 102 or as otherwise provided by law will not permit that department to carry out the program specified by line item mandated by the legislature for the entire fiscal year. The department director shall consider both the amount appropriated for each line item and the sufficiency of projected sources of financing when deciding whether the appropriation will last the entire fiscal year. If the director of the department of management and budget concurs with the projections of that department, the directors shall advise the chairpersons of the senate and house appropriations committees, and the chairpersons of the appropriate appropriations subcommittees that an amount appropriated in section 102 or as otherwise provided

by law will not permit that department to carry out the program mandated by the legislature for the entire fiscal year.

(5) If both of the appropriations committees disagree with the conclusion of the directors within 10 days, the house fiscal agency and senate fiscal agency shall immediately publish estimates of whether the amount appropriated, including all sources of financing assumed in the appropriation, will permit that department to carry out the program mandated by the legislature for the entire fiscal year.

(6) If the legislature does not act within 30 days after the notice from the directors provided in subsection (4) to reduce the mandated level of service, authorize the program to end before the fiscal year is completed, or increase the amount of the appropriation, that department shall reduce the rate of spending in order to carry out the legislature's intent that the program be carried out for the full fiscal year.

(7) This section does not apply to the department of social services.

DEPARTMENT OF EDUCATION

Sec. 401. (1) From the funds appropriated in section 102 for educational innovation grants, \$97,500.00 shall be expended through a competitive process for dyslexia training grants that include all of the following purposes:

(a) Training general education and special education teachers in approaches and techniques that will increase their effectiveness in teaching reading, writing, and spelling to dyslexic students.

(b) Preparing teachers of dyslexic students to train other teachers within their respective districts to teach dyslexic students.

(c) Helping districts to plan and implement their own training programs for teachers of dyslexic students using participants from programs funded under this section as trainers.

(d) Preparing and providing instructional materials to be used by districts in their training programs for teachers of dyslexic students.

(e) Developing and making available to all local school districts strategic planning guidelines that may be used to establish training programs for teachers of dyslexic students.

(2) Not later than December 1, 1990, the department shall submit to the senate and house appropriations subcommittees responsible for the department's budget, the senate and house fiscal agencies, and the department of management and budget a report on expenditures, activities, and accomplishments of the dyslexia grant program in 1989-90 and a work plan and budget for 1990-91.

Sec. 402. (1) From the amount appropriated in section 102, there is allocated an amount not to exceed \$1,100,000.00 for 1990-91 to applicant districts and intermediate districts for foreign language studies. Funds allocated under this section shall be used solely for the purpose of establishing, expanding, or promoting the study of foreign language by pupils in the elementary or middle school grades, or both.

(2) In order to receive funds under this section, a district or intermediate district shall submit to the department an application on a form and in a manner prescribed by the department. The application shall include, but is not limited to, all of the following:

(a) A statement of the purpose and goals of the district or intermediate district establishing, expanding, or promoting the study of foreign language in the elementary or middle school grades, or both.

(b) An assurance that any plan for pupil selection will provide fair access to the study of foreign language in the elementary or middle school grades, or both.

(c) An assurance that there will be a continuity of the study of foreign language from the elementary or middle school grades through high school.

(3) A district or intermediate district is not required to match an allocation received under this section.

(4) The department may establish a maximum amount that may be allocated to any district or intermediate district under this section.

(5) A district or intermediate district that received funds in 1989-90 under section 1115 of Act No. 171 of the Public Acts of 1989 for foreign language studies shall receive under this section not less than 100% of that amount in 1990-91.

PUBLIC SCHOOL EMPLOYEES RETIREMENT SYSTEM

Sec. 501. The appropriation in section 102 for the public school employees retirement system is to support system requirements for the first 2 months of the fiscal year ending September 30, 1991. Total system

obligations will be addressed in Senate Bill No. 827 which together with the appropriation in this act will fully support the fiscal requirements of the public school employees retirement system for the fiscal year ending September 30, 1991.

HIGHER EDUCATION

Sec. 601. The amounts appropriated in section 102 for higher education student support services shall be expended in the following manner for the fiscal year ending on September 30, 1991:

- (a) The amount appropriated for Ferris state university shall be allocated for student library services.
- (b) The amount appropriated for Michigan state university shall be allocated for safety on campus, including transportation services, student counseling.

DEPARTMENT OF SOCIAL SERVICES

Sec. 701. (1) It is the intent of the legislature that the funds appropriated in section 101 of Act No. 200 of the Public Acts of 1990 and funds otherwise appropriated to the department for the fiscal year ending September 30, 1991 as provided by law will permit the department or agency to carry out each program for the entire fiscal year, unless a shorter period is provided in law.

(2) The department or agency shall not make or authorize an expenditure or incur an obligation that exceeds or results in spending that will exceed the amount appropriated in section 101 of Act No. 200 of the Public Acts of 1990 and funds otherwise appropriated to the department for the fiscal year ending September 30, 1991 as provided by law.

(3) In consultation with the department of management and budget, the department or agency shall, for each appropriation, develop a spending plan allotting the amount appropriated over the full 12 months of the fiscal year ending September 30, 1991, except as otherwise provided by law.

(4) The department or agency director shall advise the director of the department of management and budget if an appropriation in section 101 of Act No. 200 of the Public Acts of 1990 or any other appropriation made to the department as provided by law will not permit the department or agency to carry out the specific program by line item as mandated by the legislature for the entire fiscal year or for a lesser period as provided by law. The department or agency director shall consider both the amount appropriated for each line item and the sufficiency of projected sources of financing when deciding whether the appropriation will last the entire fiscal year or for a lesser period as provided by law. If the director of the department of management and budget concurs with the projections of the department or agency, the directors of the department of management and budget and the department or agency shall advise the chairpersons of the senate and house appropriations committees, and the chairpersons of the appropriate appropriations subcommittees that an amount appropriated in section 101 of Act No. 200 of the Public Acts of 1990 or any other appropriation made to the department as provided by law will not permit the department or agency to carry out the program mandated by the legislature for the entire fiscal year or for a lesser period as provided by law. The directors of the department of management and budget and the department or agency shall not advise the chairpersons of the senate and house appropriations committees and appropriate subcommittees any sooner than 2 months into the fiscal year.

(5) If both of the appropriations committees disagree with the conclusion of the director of the department of management and budget and the department or agency director within 10 days, the house fiscal agency and senate fiscal agency shall immediately publish estimates of whether the amount appropriated, including all sources of financing assumed in the appropriation, will permit the department or agency to carry out the program mandated by the legislature for the entire fiscal year or for a lesser period as provided by law.

(6) If the legislature does not act within 30 days of the notice from the department of management and budget and the department or agency directors provided in subsection (4), to either:

- (a) Reduce the mandated level of service;
- (b) Authorize the program to end before the fiscal year or lesser period is completed; or,
- (c) Increase the amount of the appropriation by supplemental or transfer, then the department or agency shall reduce the rate of spending in order to carry out the legislature's intent that the specific program by line item be carried out for the full fiscal year or the lesser period as provided by law.

Sec. 702. (1) The department of social services, in cooperation with the department of mental health, may enter into a contract in counties with a population exceeding 1,500,000 for the purpose of providing

transportation to publicly operated or contracted mental health facilities. The total cost of the contract shall not exceed \$200,000.00. This section shall not reduce the responsibility of a county that has been authorized to provide medical services for the indigent under a patient care management system.

(2) The department is hereby authorized to enter into a sole-source contract with the current ambulance service provider in accordance with subsection (1), effective April 1, 1990.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved

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Governor.