

Act No. 192
Public Acts of 1989
Approved by the Governor
August 23, 1989
Filed with the Secretary of State
August 25, 1989

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1989**

Introduced by Senator Gast

ENROLLED SENATE BILL No. 220

AN ACT to make appropriations for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state agencies, community colleges, and universities; to make appropriations for state building authority rent and insurance; to make a grant for state building authority rent; to provide for the acquisition of land and buildings; to provide for the elimination of fire hazards; to provide for special maintenance, remodeling and addition, alteration, renovation, and demolition projects; to provide for elimination of occupational safety and health hazards; to provide for the award and implementation of contracts; to provide for the purchase of fixtures and equipment relative to occupancy of a project; to prescribe powers and duties of certain state officers and agencies; to require certain reports, plans, and agreements; to provide for the conveyance of certain state owned lands; to prescribe standards and conditions relating to the appropriations; and to provide for the expenditure of the appropriations.

The People of the State of Michigan enact:

Sec. 101. There is appropriated for certain capital outlay projects at the various state agencies, universities, and community colleges for the fiscal year ending September 30, 1990, from the following funds:

TOTAL CAPITAL OUTLAY

APPROPRIATIONS SUMMARY:

GROSS APPROPRIATION	\$	467,472,500
ADJUSTED GROSS APPROPRIATION	\$	467,472,500
Federal revenues:		
Total federal revenues		63,644,300
Special revenue funds:		
Total local funds		6,281,500
Total private		180,000
MacMullan conference center revolving fund		225,000
Off-road vehicle fees		100,000
State park improvement fund		3,000,000
State waterways fund		3,609,000
State trunkline fund		10,746,000
State aeronautics fund		5,004,200
State building authority 3rd part reimbursement		10,000,000
State building authority bond proceeds		105,200,000
Total restricted		137,884,200
State general fund/general purpose	\$	259,482,500

DEPARTMENT OF MANAGEMENT AND BUDGET

Lump Sum Projects

Special Maintenance and Remodeling and Additions

For state agencies special maintenance projects estimated to cost more than \$50,000 but less than \$500,000 and remodeling and additions projects estimated to cost less than \$500,000..... \$ 9,000,000

Major Special Maintenance and Remodeling

For department of mental health special maintenance and remodeling and additions projects at various ICF/MR and state psychiatric facilities..... 1,000,000

Special Maintenance and Remodeling and Additions

For community college special maintenance and remodeling and addition projects estimated to cost more than \$50,000 but less than \$500,000..... 3,700,000

Special Maintenance and Remodeling and Additions

For university special maintenance and remodeling and additions projects estimated to cost more than \$50,000 but less than \$500,000 20,400,000

Fire Protection

For fire protection projects within various state agencies and at various state institutions, including the state capitol building 1,500,000

Open Space Conversion

For removal of permanent partitions and conversion to open office space units in state buildings 900,000

Planning and Special Studies

For conducting preliminary planning projects and special studies regarding service requirements and related facility needs of various state agencies, universities, and community colleges..... 3,000,000

GROSS APPROPRIATION \$ 39,500,000

Appropriated from:

Federal revenues:

HHS-HCFA title XIX-intermediate care facilities for the mentally retarded and state psychiatric facilities 1,000,000

State general fund/general purpose \$ 38,500,000

CORRECTIONAL CONSTRUCTION PROGRAM, INCLUDING STATE BUILDING AUTHORITY PRISON CONSTRUCTION

Corrections

Correctional facilities (see section 410 (1),(4),(5),(6)) \$ 29,560,000

Major Special Maintenance

Asbestos removal, all institutions - to continue construction (total cost and state share not to exceed \$5,000,000) 1,560,000

GROSS APPROPRIATION \$ 31,120,000

Appropriated from:

State general fund/general purpose \$ 31,120,000

STATE BUILDING AUTHORITY:

Universities

Central Michigan University, science building II - to complete construction (total cost not to exceed \$26,500,000 - state building authority share \$17,400,000 - Central Michigan University share \$2,500,000 - state general fund share \$6,600,000)..... 1,480,000

Central Michigan University, primary electrical system renovation - to complete plans and begin construction 715,000

Eastern Michigan University, college of business/pierce hall renovation - to complete construction (total estimated cost not to exceed \$27,300,000-state building authority share \$19,500,000-Eastern Michigan University share \$3,400,000-state general fund share \$4,400,000)..... 900,000

Michigan State University - T.B. Simon power plant addition and renovation - to complete plans and begin construction 1,000

Michigan State University, veterinary clinical center addition and remodeling - to complete construction (total cost not to exceed \$46,800,000 - state building authority share \$29,800,000 - state general fund share \$17,000,000)	\$	13,772,100
Michigan State University, engineering building addition and remodeling - to complete construction (total cost not to exceed \$40,500,000 - state building authority share \$34,400,000 - state general fund share \$6,100,000).....		965,700
Michigan State University, crop and soil sciences field laboratory/cereal soybean research farm - to complete plans and begin construction.....		750,000
Michigan Technological University, minerals and materials engineering building - to complete construction (total cost not to exceed \$47,700,000 - state building authority share \$27,000,000 - Michigan Technological University share \$15,700,000 - state general fund share \$5,000,000).....		2,290,100
Saginaw Valley State University - central heating and cooling plant - to complete plans and begin construction.....		1,000
University of Michigan, Ann Arbor main campus, chemical sciences building - to complete construction (total cost not to exceed \$60,000,000 - state building authority share \$24,000,000 - University of Michigan share \$30,000,000 - state general fund share \$6,000,000).....		1,329,600
University of Michigan, Dearborn campus, general campus renovation - to complete construction (total cost not to exceed \$11,600,000 - state building authority share \$9,900,000 - state general fund share \$1,700,000).....		323,000
Wayne State University, biological sciences building/Science Hall renovation - to complete construction (total cost not to exceed \$27,600,000 - state building authority share \$23,500,000 - state general fund share \$4,100,000)		900,000
Western Michigan University, Waldo library modifications - to complete construction (total cost not to exceed \$17,000,000 - state building authority share \$12,000,000 - Western Michigan University share \$2,000,000 - state general fund share \$3,000,000).....		724,000
Western Michigan University, college of business building - to complete construction (total cost not to exceed \$17,100,000 - state building authority share \$9,700,000 - W.M.U. share \$5,000,000 - state general fund share \$2,400,000)		871,000
Other Agencies		
Department of management and budget - Olds plaza renovation - (Phase I and Phase II) - to complete construction/restoration (total estimated project cost \$21,750,000 - state building authority share \$18,500,000 - state general fund share \$3,250,000).....		21,750,000
Michigan capitol committee - capitol restoration/alternative space - to continue construction/renovation (total estimated project cost - Phase I and II - \$45,000,000 - state building authority share \$38,250,000 - state general fund share \$6,750,000 - Phase III \$57,000,000 - state building authority share - \$48,450,000 - state general fund share \$8,550,000).....		91,286,600
Department of Management and Budget - parking ramp and service center - to complete plans and begin construction (total estimated project cost \$55,000,000 - state building authority share \$50,000,000 - state general fund share \$5,000,000).....		79,600
Department of Mental Health/Western Michigan University - Kalamazoo regional psychiatric hospital power plant refurbishment - to complete plans and begin construction.....		1,000
GROSS APPROPRIATION	\$	138,139,700
Appropriated from:		
State building authority bond proceeds		105,200,000
State general fund/general purpose	\$	32,939,700

DEPARTMENT OF AGRICULTURE

Grant-in-aid - Saginaw soil conservation service - Flint river contamination (total estimated cost and state share \$1,000,000).....	\$	750,000
GROSS APPROPRIATION	\$	<u>750,000</u>
Appropriated from:		
State general fund/general purpose	\$	750,000

DEPARTMENT OF LABOR

Department of Labor - Detroit labor building - various improvements (total cost not to exceed \$2,700,000 - state general fund share \$0 - federal fund share \$2,700,000	\$	<u>2,700,000</u>
GROSS APPROPRIATION	\$	<u>2,700,000</u>
Appropriated from:		
Federal revenues:		
Department of labor, Michigan Employment Security Commission federal funds		2,700,000
State general fund/general purpose	\$	0

DEPARTMENT OF MENTAL HEALTH

Construction Project

Major Remodeling and Additions

Adolescent patient building, fairlawn center - to complete construction - (total cost not to exceed \$5,843,000 - state general fund share \$4,000,000 - private funds \$680,000 - fairlawn/clinton valley center restricted land use fund \$1,163,000).....	\$	1,343,000
Air conditioning of patient wards and housing units, various locations		2,300,000

Major Special Maintenance

Replace windows, various locations		1,550,000
Replace roofs, various locations		1,098,000

Traverse City regional psychiatric hospital/community alternatives

Salaries and wages (account 110-39-5601)		1,000
Contractual services, supplies, and materials (account 110-39-5603).....		<u>1,000</u>
GROSS APPROPRIATION	\$	<u>6,293,000</u>

Appropriated from:		
Special revenue funds:		
Private		180,000
Clinton valley land sale restricted funds		1,163,000
State general fund/general purpose	\$	4,950,000

DEPARTMENT OF MILITARY AFFAIRS

Lump Sum Projects

For department of military affairs remodeling and addition and special maintenance projects estimated to cost more than \$50,000 but less than \$500,000	\$	2,390,000
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Special Maintenance

Maintenance and repair; land acquisition, property surveys and title searches		<u>150,000</u>
GROSS APPROPRIATION	\$	<u>2,540,000</u>

Appropriated from:		
Federal revenues:		
DOD-department of the army-national guard bureau		2,390,000
State general fund/general purpose	\$	150,000

DEPARTMENT OF NATURAL RESOURCES

Major Special Maintenance

State fair (Detroit) electrical system, parking lots, and streets and roads - to complete construction (total cost and state general fund share not to exceed \$3,500,000).....	\$	1,000,000
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Grant-in-aid - city of Mackinac Island - Mackinac Island landfill closure and recycling/composting facilities (total cost not to exceed \$1,200,000 - state general fund share \$1,200,000).....	\$	600,000
State Park, Recreation and Wildlife Construction		
Seven lakes recreation area, sand lake site restoration, Oakland county		650,000
Ralph A. MacMullen conference center - complete dormitory and prepare plans for classroom expansion, Crawford county.....		225,000
Silver lake state park, ORV parking and circulation routes, Oceana county		100,000
Landscape development, various counties.....		100,000
Picnic shelters, various counties.....		200,000
Sleepy hollow state park, pond construction, Clinton county.....		400,000
Ionia recreation area, campground development, Ionia county.....		650,000
Forest resource management Mainville tract		125,000
State Park Remodeling and Additions		
Buildings, utilities, and site work (projects under \$60,000), various state parks and recreation areas.....		1,000,000
GROSS APPROPRIATION	\$	5,050,000
Appropriated from:		
Special revenue funds:		
State park improvement fund		3,000,000
MacMullan conference center revolving fund		225,000
Off-road vehicle fees		100,000
State general fund/general purpose	\$	1,725,000
Waterways Projects		
Grant-in-aid - city of Saginaw - Morley plaza recreational area		225,000
Public Access Site Program		
Region I		
Baraga county - Silver river - Avon township		11,200
Baraga field station - Baraga township.....		17,500
Delta county - Ford river, Ford River township		19,700
Dickinson County - Norway reservoir, Norway township.....		7,300
Iron county - Swan lake, Crystal Falls township.....		12,400
Mackinac county - Brevort lake, Brevort township		27,600
Schoolcraft county - Manistique river, Manistique township		15,900
Emergency repairs allotment - various counties.....		20,000
Equipment repairs allotment - various counties		10,000
Small projects allotment - various counties		15,000
Region II		
Benzie county - Upper Herring lake, Blaine township.....		20,000
Crawford county - North Higgins Lake state park - Beaver Creek township		10,000
Grand Traverse county - Arbutus #4 lake, East Bay township		75,000
Grand Traverse county - Spider lake, East Bay township		35,000
Roscommon county - Lake St. Helen, Richfield township		105,000
Emergency repairs allotment - various counties.....		30,000
Equipment repairs allotment - various counties		15,000
Small projects allotment - various counties		15,000
Region III		
Eaton county - Smithville dam, Hamlin township.....		40,000
Genesee county - Lake Fenton, Fenton township		50,000
Lenawee county - Hayes state park, Cambridge township.....		10,000
Ottawa county - Lake Macatawa, Park township.....		65,000
Sanilac county - Port Sanilac, Sanilac township		80,000
Wayne county - Belleville lake - Van Buren township.....		75,000
Emergency repairs allotment - various counties.....		50,000
Equipment repairs allotment - various counties		15,000
Small projects allotment - various counties		65,000

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Grants-In-Aid - Public Access Site Program	
Gladwin county - Lake Lancer - Butman township.....	\$ 60,000
Ionia county - village of Saranac (Grant-In-Aid).....	14,400
Saginaw county - Tittabawassee river (Grant-in-aid).....	75,000
Harbors and Docks Program	
Cheboygan county - Mackinac city ferry dock.....	113,000
Emmet county - Cross Village harbor of refuge breakwater structures.....	600,000
Huron county - Port Austin east breakwater.....	350,000
Huron county - Port Austin harbor.....	15,000
Mackinac county - St. Ignace dock #1.....	10,000
Mackinac county - St. Ignace dock #2 repairs.....	150,000
Presque Isle county - Presque Isle harbor.....	1,400,000
Sanilac county - Lexington mooring expansion.....	500,000
Emergency repair - various counties.....	250,000
Engineering studies - various counties.....	60,000
Grants-In-Aid - Harbors and Docks Program	
Alpena county - city of Alpena (Grant-In-Aid).....	100,000
GROSS APPROPRIATION.....	\$ 4,834,000
Appropriated from:	
Special revenue funds:	
State waterways fund.....	3,609,000
Federal revenues:	
DOI-U.S. fish and wildlife service Dingell-Johnson fish restoration.....	1,000,000
State general fund/general purpose.....	\$ 225,000

DEPARTMENT OF PUBLIC HEALTH

Major Remodeling and Additions

Biologic products laboratory renovation/construction (Phase I) - to complete plans and begin construction (total cost not to exceed \$953,800, state general fund share \$953,800).....	\$ 503,800
GROSS APPROPRIATION.....	\$ 503,800
Appropriated from:	
State general fund/general purpose.....	\$ 503,800

DEPARTMENT OF SOCIAL SERVICES

Regional detention and treatment center (RDTC) - to complete plans and begin construction.....	\$ 1,053,000
GROSS APPROPRIATIONS.....	\$ 1,053,000
Appropriated from:	
General fund/general purpose.....	\$ 1,053,000

DEPARTMENT OF TRANSPORTATION

STATE TRUNKLINE FUND

Department buildings and facilities: Complete Plans/Begin,Continue, Complete

Aerial survey and stereoplottling of statewide facilities (total cost not to exceed \$115,000).....	\$ 65,000
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Department Buildings and Facilities: Construction Projects

Covered salt and/or sand storage buildings at maintenance garage facilities, various counties, various locations.....	300,000
Combined statewide operations maintenance facility, district 8, Lansing area - to complete construction (total cost not to exceed \$4,200,000).....	2,000,000
Project offices, various counties, various locations - to continue construction (total cost not to exceed \$2,300,000).....	500,000
New welcome center and rest area - St. Clair county, metro district, Port Huron - to complete plans and begin construction (total authorized cost not to exceed \$3,500,000).....	40,000
Blue water bridge cargo inspection facility, St. Clair County, Port Huron - to complete construction (total cost not to exceed \$3,200,000).....	1,500,000

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Blue water bridge maintenance facility, St. Clair county, Port Huron - to complete construction (total cost not to exceed \$3,200,000)	\$ 1,500,000
Blue water bridge plaza - inspection and office facility, St. Clair county, Port Huron - complete construction (total cost not to exceed \$5,500,000).....	2,500,000
Welcome center and rest area, metro district, Wayne county, Detroit (total cost not to exceed \$5,252,000).....	2,022,000
Combined maintenance facility, District 6, Saginaw county, Saginaw - to complete construction (total cost not to exceed \$1,700,000)	900,000
Department Buildings and Facilities: Major Remodeling and Additions	
Energy saving modifications, various locations	150,000
Pollution control measure installation, various locations	400,000
Covered salt storage facilities and brine run-off control systems, various contract agencies.....	650,000
Removal and/or replacement of underground fuel storage tanks and hazardous materials storage areas, various locations	350,000
Installation and/or replacement of hydraulic floor hoists, various locations.....	100,000
Department Buildings and Facilities: Lump Sum Projects	
Minor remodeling and additions and special maintenance.....	1,865,000
Institution and Agency Roads	
Institution and agency roads	1,250,000
GROSS APPROPRIATION	\$ 16,092,000
Appropriated from:	
Federal revenues:	
DOT-federal highway administration highway research, planning and construction.....	6,509,000
Special revenue funds:	
State trunkline fund	9,583,000
State general fund/general purpose	\$ 0
AERONAUTICS FUND: AIRPORT PROGRAMS	
State hanger	\$ 3,900,000
Statewide programs	8,875,000
Airport loan program.....	75,000
State/local airport construction.....	700,000
Federal/state/local airport construction	47,781,000
Alpena-Phelps Collins Airport-Alpena county	
Battle Creek-W.K. Kellogg Regional Airport-Calhoun county	
Detroit-Detroit City Airport-Wayne county	
Detroit-Metro Wayne County Airport-Wayne county	
Escanaba-Delta County Airport-Delta county	
Flint-Bishop International Airport-Genesee county	
Grand Rapids-Kent County International Airport-Kent county	
Houghton-Houghton County Airport-Houghton county	
Iron Mountain-Ford Airport-Dickinson county	
Kalamazoo-Kalamazoo County Airport-Kalamazoo county	
Lansing-Capital City Airport-Clinton county	
Marquette-Marquette County Airport-Marquette county	
Muskegon-Muskegon County International Airport-Muskegon county	
Pellston-Emmet County Airport-Emmet county	
Saginaw/Tri-City International Airport-Saginaw county.	
Sault Ste. Marie-Chippewa County International Airport-Chippewa county	
Traverse City - Cherry Capital Airport - Grand Traverse county	
Detroit Willow Run-Willow Run Airport-Wayne county	
Howell-Livingston County Airport-Livingston county	
Monroe-Monroe Custer airport-Monroe county	
Oakland/Pontiac-Oakland-Pontiac Airport- Oakland county	

Port Huron-St. Clair County International Airport-St. Clair county		
Alma-Gratiot County Airport-Gratiot county		
Bad Axe-Huron County Memorial Airport-Huron county		
Bay City-James Clements Airport-Bay county		
Cadillac-Wexford County Airport-Wexford county		
Caseville-New Airport-Huron county		
Charlotte-Fitch H. Beach Airport-Eaton county		
Cheboygan-Cheboygan City-County Airport-Cheboygan county		
Dowagiac-Cass County Airport-Cass county		
Gaylord-Otsego County Airport-Otsego county		
Grand Haven-Grand Haven Airport-Ottawa county		
Grand Ledge-Abrams Municipal Airport-Clinton county		
Greenville-Greenville Municipal Airport-Montcalm county		
Holland-Tulip City Airport-Allegan county		
Jackson-Jackson-Reynolds Field-Jackson county		
Midland-Jack Barstow Airport-Midland county		
Niles-Jerry Tyler Memorial Airport-Berrien county		
Paw Paw-New Airport-VanBuren county		
GROSS APPROPRIATION	\$	61,331,000
Appropriated from:		
Federal revenues:		
DOT-federal aviation administration		50,045,300
Special revenue funds:		
Local		6,281,500
State aeronautics fund.....		5,004,200
State general fund/general purpose	\$	0

COMMUNITY COLLEGES

Construction Projects

Washtenaw Community College, center for job skills education - to continue construction (total cost not to exceed \$10,100,000 - state share including federal funds not to exceed \$3,000,000)	\$	1,000,000
St. Clair County Community College - renovation of north building - to complete construction (total cost not to exceed \$3,750,000 - state general fund share including federal funds not to exceed \$1,875,000).....		375,000
Lake Michigan College - Institute for Business and Technology - to complete plans and begin construction.....		1,360,000
Gogebic Community College, center for business education and economic development - to complete plans and begin construction.....		1,000,000
Mid-Michigan Community College - Student Community Services Building - to complete plans and begin construction		100,000
Glen Oaks Community College - main building remodeling - to complete planning and begin construction		100,000
C.S. Mott Community College - Campus modifications - to complete plans and begin construction		100,000
Grand Rapids Junior College/Ferris State University, occupational education building - to complete construction (total cost not to exceed \$25,386,700 - Ferris state university/state building authority share \$7,000,000 - Grand Rapids junior college share \$12,286,700 - state general fund share including federal funds \$6,100,000).....		2,500,000
Highland Park Community College - Educational Center (repair/renovation of former physical education center) - to complete plans and begin construction.....		100,000
Kalamazoo Valley Community College, downtown center/technical application center - to complete plans and begin construction.....		100,000
Property Acquisitions		
Northwestern Michigan College - to acquire property for the Applied		

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Technology Center (total cost not to exceed \$3,000,000 - total state general fund share \$1,500,000)	\$	750,000
GROSS APPROPRIATION	\$	7,485,000
Appropriated from:		
State general fund/general purpose	\$	7,485,000
GRANTS		
State building authority rent.....	\$	150,081,000
GROSS APPROPRIATION	\$	150,081,000
Appropriated from:		
Special revenue funds:		
State building authority 3rd party reimbursement.....		10,000,000
State general fund/general purpose	\$	140,081,000

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 from state sources in this appropriation act is \$292,166,700.00 and state appropriations to be paid to local units of government in section 101 are as follows:

CAPITAL OUTLAY

Community colleges.....	\$	11,185,000
Department of natural resources - grants-in-aid.....		785,000
Department of natural resources - waterways (grants-in-aid).....		289,400
State transportation department-state aeronautics program.....		1,104,200
Total	\$	13,363,600

(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. As used in this act:

(a) "Appropriations committees" means the appropriations committee of the senate and the appropriations committee of the house of representatives.

(b) "Board" means the state administrative board.

(c) "BSF" means the countercyclical economic and budget stabilization fund created in section 351 of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1351 of the Michigan Compiled Laws.

(d) "Community college" means a junior or community college. Community college does not include a state agency or university.

(e) "Department" means the department of management and budget.

(f) "Director" means the director of the department of management and budget.

(g) "DOD" means the United States department of defense.

(h) "DOI" means the United States department of interior.

(i) "DOT" means the United States department of transportation.

(j) "Fiscal agencies" means the house fiscal agency and the senate fiscal agency.

(k) "HHS-HCFA" means the United States department of health and human services-health care financing administration.

(l) "ICF/MR" means intermediate care facilities for the mentally retarded.

(m) "JCOS" means the joint capital outlay subcommittee of the appropriations committees.

(n) "Self-liquidating project" means a project constructed by a community college or university with money raised through the use of a debt instrument, which project is expected to generate revenues to amortize the loan; a project constructed by a community college or university with money derived from gifts or grants; or a project constructed with money of the community college or university. A self-liquidating project may or may not be a self-supporting project.

(o) "Self-supporting project" means a project of a community college or university that will house a function or activity from which revenue is generated that will cover all the direct and indirect operating costs of the project without the additional transfer of any other general fund money of the community college or university.

(p) "State agency" means an agency of state government. State agency does not include a community college or university.

(q) "University" means a 4-year university supported by the state. University does not include a community college or a state agency.

(r) "Utility system" means a utility supply or distribution system, or a combination utility supply and distribution system.

(s) "VA-DMS" means the United States veterans administration - department of medicine and surgery.

DEPARTMENT OF CORRECTIONS

Sec. 301. (1) Appropriations in section 101 to the department of corrections for the construction of new prisons are intended to include the construction and equipping of facilities for the Michigan state industries program from the fund sources indicated in section 101. The actual cost of construction and equipment for permanent Michigan state industries facilities commencing with the Scott regional correctional facility and including those expenditures in prior fiscal years shall be separately identified by the department of management and budget and shall be repaid as provided in this section from the correctional industries revolving fund created by the correctional industries act, Act No. 15 of the Public Acts of 1968, being sections 800.321 to 800.334 of the Michigan Compiled Laws.

(2) An expenditure for the Michigan state industries program from the general fund or BSF shall be repaid to the general fund in annual payments. The cost for construction shall be amortized over a 30-year period, and the cost for fixed equipment shall be amortized over 10 years. A payment is due at the end of each fiscal year. For a new facility, the first payment shall be based on the portion of the year for which the facility is available for occupancy. The interest rate shall be determined annually, shall equal the average rate of interest earnings for the common cash fund during that year, and shall be on the total outstanding balance of all such repayments less the average daily cash balance on hand in the correctional industries revolving fund during that year. In the event that all or part of the facility is converted to use for a program other than the Michigan state industries program, the payment from the correctional industries revolving fund shall be terminated or reduced accordingly.

(3) The department of corrections may defer part or all of a payment required by subsection (2). A deferral constitutes an extension of the effective repayment schedule with interest to be computed on the unpaid balance.

Sec. 302. A maximum security prison that is constructed or completed after October 1, 1986, shall have operating manned watchtowers, equipped with the weaponry, lighting, sighting, and communications devices necessary for effective execution of its function. The watchtowers shall be constructed pursuant to the American correctional association standards for watchtowers.

Sec. 303. (1) An appropriation and authorization contained in this act or a previous appropriations act for the construction of a new correctional facility, including a correctional camp, for which a specific site was not identified with the appropriation shall not be expended until approved by JCOS.

(2) For the purposes of this section, "site" means a city, village, township, or county in which a correctional facility or camp may be located.

Sec. 304. None of the \$1,500,000.00 appropriated in Act No. 134 of the Public Acts of 1987 for the construction of the Michigan reformatory housing unit shall be released until an agreement has been reached between the department of corrections and the Ionia county board of commissioners similar to commitments and agreements that were given in writing to Detroit, Coldwater, and other communities in which prisons have been placed in the 5 fiscal years before the fiscal year ending September 30, 1989, or communities in which prisons are in the process of being located.

Sec. 305. None of the \$42,000,000.00 appropriated in Act No. 134 of the Public Acts of 1987 for the construction of the Muskegon regional prison shall be released until the department of corrections agrees to grant to Muskegon county commitments and agreements similar to those given in writing to Detroit, Coldwater, and other communities in which prisons have been placed in the 5 fiscal years before the fiscal year ending September 30, 1989, or communities in which prisons are in the process of being located.

DEPARTMENT OF MANAGEMENT AND BUDGET

Sec. 401. (1) A contract shall not be let for new construction of a self-liquidating project estimated to cost more than \$500,000.00 unless the project is authorized by the JCOS. The request for legislative authorization shall be initially submitted for review to the JCOS and the department. As used in this section, "new construction" includes land or property acquisition, remodeling and additions, and maintenance projects. A nonstate funded project request shall include a complete use and financing statement as defined by a policy adopted by the JCOS. The use and financing statement for a self-liquidating or self-supporting project shall contain the estimated total construction cost and all associated estimated operating costs including a statement of anticipated revenues.

(2) A self-liquidating project that is constructed in violation of this section shall not receive state appropriations for purposes of operating the project.

(3) A state agency, including the department of military affairs, shall not let a contract for a direct federally funded capital outlay construction or major maintenance project that is estimated to cost more than \$250,000.00 and is to be constructed on state-owned lands unless the project is approved by the department and by the JCOS. For projects over \$250,000.00, the state agency shall submit a use and finance statement as required for community colleges and universities in subsection (1). As used in this subsection, "direct federally funded" means federal payments made directly to the construction vendor and not to the state of Michigan.

Sec. 402. (1) A statement of a proposed facility's operating cost shall be included with the facility's schematic plans and with the facility's preliminary plans when the plans are presented to JCOS for approval.

(2) Except as otherwise expressly provided, the schematic and preliminary planning costs for a project costing \$1,000,000.00 or more, whether authorized as a specific planning project or as a line item project, shall be allocated only from the lump-sum planning account.

Sec. 403. (1) In carrying out this act and other acts containing appropriations for preliminary studies and planning, repair, maintenance, remodeling and additions, fire protection, occupational safety and health act requirements, or new construction, the department may obtain appropriated operating funds for professional services and administration of projects. For professional services, not more than \$600,000.00 shall be obtained by appropriate transfers from the project appropriation in the acts for which the department furnishes any part or all of the architectural engineering or similar professional services. A project appropriation shall not be charged with an amount greater than the cost for having the services performed by contract. Unused balances for these services shall lapse to the fund from which appropriated and not to the project appropriation. Money may also be transferred from appropriations made in this act to the department for the administration of a special maintenance, remodeling and addition, demolition, fire protection, or occupational safety and health act project. A transfer for this purpose shall not exceed 5% of the amount appropriated for each lump-sum appropriation and is available for 3 complete fiscal years from the beginning of this act's fiscal year after which any unused balance shall lapse. Money may also be used for administration of projects from line item construction projects for which the department is an agent, but these transfers shall not exceed 1.5% of the amount appropriated for each individual project. Any unused balance from these projects shall not lapse at the end of each fiscal year, but shall carry over into succeeding fiscal years to be used for the purpose authorized. The department shall submit to the appropriations committees, JCOS, and the fiscal agencies a report of these transfers at the end of each fiscal year.

(2) Except as provided in subsection (1) and section 244(1) of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1244 of the Michigan Compiled Laws, an expenditure shall not be made for salaries and wages from any appropriation in this act.

Sec. 404. A state agency or university shall take steps necessary to make available federal and other money indicated in this act, or to make available federal or other money that may become available for the purposes for which appropriations are made in this act, and to use any part or all the appropriations to meet matching requirements that are considered to be in the best interest of the state, but the purpose, scope, and total estimated cost of a project shall not be altered to meet the matching requirements.

Sec. 405. This act is 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. 406. (1) The lump-sum appropriations made in this act for remodeling and addition, special maintenance, major special maintenance, energy conservation, demolition, ICF/MR, air-conditioning, and fire protection projects shall be allocated by the director. Community college and university special maintenance and remodeling and addition funds shall be allocated by the formula approved by the JCOS on September 18, 1986, and for the other lump sums, in order of program priority and need of the various state agencies or as

otherwise based on actual building inspection reports by regulatory agencies. Regardless of the required \$50,000.00 minimum for special maintenance and remodeling and addition allocations, if the amount of money that would be allocated to a community college or university under the formula is less than \$50,000.00, the amount allocated to the university or community college for special maintenance and remodeling and additions shall equal the amount allocated under the formula. The director may award or approve the award of suitable professional services and construction contracts to study, plan, construct, and equip the projects authorized. Construction contracts approved by the director shall be awarded to the lowest acceptable bidders after being advertised publicly. A project authorized from a lump-sum appropriation has 3 fiscal years from the beginning of this act's fiscal year for the award of contracts after which any unencumbered balance of the appropriation or of any allocations made to a project from the appropriation shall revert to the general fund. For purposes of this subsection, a balance for a project shall not be considered encumbered unless the project is bid.

(2) A specific allocation or distribution shall not be made to a community college or university unless the community college or university submits a management plan to the department for allocation or distribution according to the formula cited in subsection (1).

(3) Any remaining balances from allocations made in this section shall lapse to the general fund pursuant to the lapsing of lump sums as provided in 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.

(4) All audits of the auditor general's office shall include a statement as to the compliance with allocations or distributions according to the formula cited in subsection (1).

(5) When allocating the appropriations in section 101 for community college special maintenance and remodeling and additions, for university special maintenance, and for university remodeling and additions, the department shall take into consideration similar appropriations contained in other budget acts.

(6) An amount shall not be expended for a lump-sum project that is over \$500,000.00. The \$500,000.00 limitation provided by this subsection is the total project cost against which the state share requirements as provided in this act, if any, shall be applied.

(7) Before August 15, 1990, the department shall submit a report to the JCOS and the fiscal agencies indicating the total cost and status of all lump-sum projects funded under this act and any previous act that have been designated as proposed, designed, bid, under construction, or completed within the current fiscal year.

(8) The amount appropriated in section 101 for state capitol repairs shall also be expended for areas of the capitol occupied by the legislature. The lump-sum amounts for special maintenance shall also be used for areas occupied by the legislature.

(9) A planning project or construction project appropriated for the airport program shall be considered the same as a capital outlay account and shall be subject to the requirements and restrictions stated in this act relative to all capital outlay accounts for construction unless otherwise expressly provided. This subsection does not apply to an operating account otherwise established by law.

Sec. 407. (1) The department shall provide the JCOS and the fiscal agencies with reports as considered necessary relative to the status of each planning or construction project financed by the state building authority, by this act, or by previous acts.

(2) Before August 15, 1990, the department shall report to the JCOS and the fiscal agencies the following for each construction project other than lump sums:

- (a) The account number and name of each construction project.
- (b) The balance remaining in each account.
- (c) The date of the last expenditure from the account.
- (d) The anticipated date of occupancy if the project is under construction.
- (e) The appropriations history for the project.
- (f) The professional service contractor.
- (g) The amount of a project financed with federal funds.
- (h) The amount of a project financed through the state building authority.
- (i) The total authorized cost for the project and the state authorized share if different than the total.

(3) Before August 15, 1990, the department shall report the following for each project by a state agency, university, and community college that is authorized for planning but is not yet authorized for construction:

- (a) The name of the project and account number.
- (b) Whether a program statement is approved.

- (c) Whether schematics are approved by the department.
- (d) Whether preliminary plans are approved by the department.
- (e) The name of the professional service contractor.
- (4) As used in this section, "project" includes appropriation line items made for purchase of real estate.

Sec. 408. (1) This section applies only to projects for community colleges.

(2) State support is directed towards the remodeling and additions, special maintenance, or construction of certain community college buildings. The community college shall obtain or provide for site acquisition and initial main utility installation to operate the facility. Funding shall be comprised of local and state shares, and the state share shall include 50% of any federal money awarded for projects appropriated in this act.

(3) The director shall not recommend to the board the release of any planning appropriation, except campus master plans, until the community college has submitted a program statement for the project to the director and to the JCOS and until the program statement is approved by the director. After the program statement is approved and the planning appropriation is released, the community college shall submit to the director for concurrence by the state the name of the firm proposed to provide professional services.

(4) Upon completion of the final planning documents for the project and before bidding, the community college shall submit final planning documents to the department for its review, approval, and certification that the purpose and scope described in the final planning documents do in fact correlate with and reflect the approved preliminary planning documents.

(5) An expenditure under this act is authorized when the release of the appropriation is approved by the board upon the recommendation of the director. The director may recommend to the board the release of any appropriation in section 101 only after the director is assured that the legal entity operating the community college to which the appropriation is made has complied with this act and has matched the amounts appropriated as required by this act, and the director has received a certified report of the advertised competitive bids for the project and the proposed budget based on the amounts of the lowest acceptable bids. A release of funds in section 101 shall not exceed 50% of the total cost of planning and construction of any project, or of any campus master plan, not including lump-sum remodeling and additions and special maintenance. Further planning and construction of a project authorized by this act shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and preliminary planning documents. This act is applicable to all projects for which planning appropriations were made in previous acts.

(6) The community colleges shall take the steps necessary to secure available federal construction and equipment money for projects funded for construction in this act if an application was not previously made. If there is a reasonable expectation that a prior year unfunded application may receive federal money in a subsequent year, the college shall take whatever action necessary to keep the application active. The state share shall be adjusted accordingly as provided by this act.

(7) Not more than 50% of a capital outlay project, not including a lump-sum special maintenance project or remodeling and addition project, for a community college shall be appropriated from state and federal funds.

Sec. 409. If matching revenues are restricted in an amount less than the appropriations contained in this act, the state funds of the appropriation shall be reduced in proportion to the amount of matching revenue received.

Sec. 410. (1) Subject to the provisions of section 242 of Act No. 431 of the Public Acts of 1984, being section 18.1242 of the Michigan Compiled Laws, the department may expend from the general fund of the state during the fiscal year ending September 30, 1990, an amount to meet the cash flow requirements of the state building authority projects identified in both section 101 and in this section and for the sole acquisition by the state building authority of equipment and furnishings for lease to the state as permitted by Act No. 183 of the Public Acts of 1964, being sections 830.411 to 830.425 of the Michigan Compiled Laws.

State building authority correctional facilities are listed below. They are estimated to cost \$781,550,000.00 with state building authority bonds estimated to finance \$661,440,000.00 of the cost. The combined net general fund and BSF support is estimated to be \$120,110,000.00 after recognizing set asides for the rent and general fund paybacks for the Jackson, Lapeer, Ionia, and Dehoco facilities.

Region 6 (Lenawee county) and Kinross (Chippewa county) temporary facilities (2) - (total cost not to exceed \$29,200,000)

Gratiot temporary facility - Gratiot county (total cost not to exceed \$10,700,000)

Huron Valley women's correctional facility/support facilities (Washtenaw county) (total cost not to exceed \$3,850,000)

Lapeer regional prison - Lapeer county (total cost not to exceed \$36,000,000)

Jackson regional prison - Jackson county (total cost not to exceed \$36,000,000)
 Ionia maximum prison - Ionia county (total cost not to exceed \$38,000,000)
 Macomb regional prison - Macomb county (total cost not to exceed \$46,000,000)
 Oakland regional prison - Oakland county (total cost not to exceed \$42,000,000)
 Northern Michigan prison - Baraga county (total cost not to exceed \$42,000,000)
 Detroit regional prisons (2) - Wayne county (total cost not to exceed \$104,800,000)
 Standish maximum security prison - Arenac county (total cost not to exceed \$42,000,000)
 Muskegon regional prison - Muskegon county (total cost not to exceed \$42,000,000)
 Carson city regional prison - Montcalm county (total cost not to exceed \$42,000,000)
 Region 5 regional prison - Saginaw (total cost not to exceed \$42,000,000)
 Kinross regional prison - Chippewa county (total cost not to exceed \$42,000,000)
 Western Wayne correctional facility (Dehoco) (total cost not to exceed \$27,500,000)
 Region 6 regional prison - Lenawee county (total cost not to exceed \$42,000,000)
 Close custody prison - Manistee county (total cost not to exceed \$42,000,000)
 Camp facilities (total cost not to exceed \$28,000,000)
 Maximum security prison - Alger county (total cost not to exceed \$42,000,000)
 Michigan reformatory housing unit - Ionia county (total cost not to exceed \$1,500,000)

(2) Upon sale of bonds for the projects identified in section 101 and in this section, the state building authority shall credit the general fund of the state an amount equal to that expended from the general fund.

(3) For purposes of financing the state building authority projects, the state treasurer shall make advances without interest from the general fund as necessary to meet cash flow requirements for the projects, which advances shall be reimbursed by the state building authority when the investments earmarked for the financing of the projects mature.

(4) In accordance with section 246 of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1246 of the Michigan Compiled Laws, the total authorized cost for the department of justice consent order is \$25,975,000.00 and the total authorized cost for the Hadix consent order is \$33,600,000.00.

(5) The appropriations identified for correctional facilities in section 101, in Act No. 316 of the Public Acts of 1984, in Act Nos. 108 and 207 of the Public Acts of 1985, in Act No. 205 of the Public Acts of 1986, and in Act No. 300 of the Public Acts of 1988 for lump-sum prison projects and new prison construction projects may also be expended for cash flow of the project costs authorized in subsection (4).

(6) It is the intention of the legislature that the balance of the bond proceeds resulting from the application of House Concurrent Resolution No. 198 of 1987 recognizing and approving the bonding of the Lapeer regional, Jackson regional, and Ionia maximum security projects is appropriated to finance the cash flow of the correctional construction program.

Sec. 411. (1) The department may expend from the lump-sum special maintenance account amounts necessary to demolish any building that is specifically authorized by law to be demolished.

(2) Before July 15, 1990, each state agency, community college, and university shall report to the department the status of and planned schedule for demolition projects already authorized but not yet started, the estimated cost of the projects, and the anticipated sources of finance of the projects.

Sec. 412. The following planning projects/special studies are subject to the provisions of the management and budget act:

Planning—

Northern Michigan university - update campus master plan
 Alpena community college - student community business center
 Glen Oaks community college - remodeling and additions - main building
 Kalamazoo valley community college - downtown center
 Schoolcraft community college - student services facility
 West shore community college - industrial skills center
 Department of management and budget - office building
 Department of military affairs - headquarters addition

Department of social services - regional centers (reauthorization of regional detention centers)
 Department of state police - headquarters (reauthorization)
 Judiciary - hall of justice building
 Department of state police - southwest Michigan forensics science laboratory
 Department of transportation - office and parking facility
 University of Michigan-Ann Arbor - new physics laboratory building/renovation of Randall laboratory building
 Michigan state university - college of business addition (Eppley center)
 Kalamazoo valley community college - downtown center/technical application center
 Department of natural resources - Newberry district office building
 Department of management and budget - city of Kalamazoo state office building
 Grand Valley state university - school of business and graduate library building
 Wayne state university - renovation of the old main building
 Wayne state university - major office building replacement
 Central Michigan university - central power plant

Sec. 413. The planning funds appropriated in section 101 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. 414. The appropriation in section 101 of \$9,800,000.00 to the department of management and budget for special maintenance and remodeling and additions projects of state agencies includes \$300,000.00 for the state capitol-house of representatives, \$300,000.00 for the state capitol-senate, and \$150,000.00 for the state capitol-department of management and budget, to upgrade the state capitol building.

Sec. 416. Subject to section 408, a consortium comprised of a community college and a university may receive up to 100% of the total project capital cost allocated to the participating university if all of the following criteria are met and approved by the JCOS and the department:

- (a) The university and the community college have entered into a binding consortium joint use agreement for use and maintenance of the facility and for the pro rata offset of the community college's and university's future state appropriations equal to the straight-line undepreciated balance of the university's appropriated capital cost upon termination of the agreement prior to the minimum term requirements in subdivision (b). Any appropriation offset required by this section shall be structured in a manner so as not to impair the rating or repayment of the local funding mechanism.
- (b) The joint use agreement is for a term of not less than 15 years or the term of the local funding mechanism, whichever is longer.
- (c) Articulation agreements have been entered into which provide for maximum credit transfer and efficient program completion.
- (d) In addition to lower division offerings, the facility will accommodate only upper division first professional degree programs not already offered by a university currently serving the area.
- (e) There is recognized community and industrial support for the consortium facility.

Sec. 417. Federal money collected from the United States veterans' administration in excess of the amount appropriated in any fiscal year and any unexpended balance at the close of a fiscal year shall be carried forward to the following fiscal year to be appropriated statewide for veterans programs.

Sec. 418. The department shall not require construction contractors that are to be paid with appropriations made pursuant to this act to pay prevailing wages as a condition of any bid or contract unless the payment of prevailing wages is otherwise specifically required by law.

Sec. 419. (1) If a capital outlay appropriation is contained in a public act that was not reviewed by the JCOS during the legislative process, the director shall notify the JCOS of an allotment of that capital outlay appropriation not less than 60 days before the allotment.

(2) For the purposes of this section, "capital outlay appropriation" means an appropriation that provides for the construction, renovation, or repair of a capital facility or acquisition or development of land, which appropriation is normally reviewed by the JCOS.

Sec. 420. From a capital outlay appropriation authorizing the completion of final plans and start of construction, or an appropriation to complete plans and construction, the department shall reimburse the lump-sum planning account an amount equal to the releases made from the lump-sum planning account for studies, schematic plans, or preliminary plans for that project, after the JCOS has approved the project for final planning and start or completion of construction. This section only applies to new construction projects authorized for start of construction for the fiscal year beginning October 1, 1988.

Sec. 421. The appropriation in section 101 for state building authority rent may also be expended for 1 or more of the following purposes:

- (a) Payment of the required premiums for insurance on facilities owned by the state building authority.
- (b) Payment of costs that may be incurred as the result of any deductible provisions in the insurance policies purchased in accordance with subdivision (a).
- (c) To the extent the amount appropriated in section 101 for state building authority rent is insufficient for payment of amounts required by subdivision (b), there is appropriated from the general fund of the state the amount necessary to satisfy those deductible provisions.

Sec. 422. It is the intention of the legislature that the university of Michigan take the necessary actions to ensure that eligible interest reimbursements from third party providers are made available to the state to satisfy part of the amount appropriated for the university of Michigan adult general hospital facility rent appropriation of \$27,917,000.00 contained within the state building authority rent appropriation in section 101. To the extent of a difference between the estimated and actual amount received, there is appropriated from the general fund of the state the amounts necessary to satisfy the hospital rental requirements of the state building authority's 1986 revenue refunding bonds, series I. To the extent payments made to the state by the university of Michigan are required to be reimbursed pursuant to the agreement with the university of Michigan, there is appropriated from the general fund the amount necessary for such reimbursement.

Sec. 423. The library of Michigan foundation may receive gifts and grants for the construction of the state library/museum. The amounts received may be expended toward the completion of the facility pursuant to the facility's approved plans.

Sec. 424. If the JCOS approves, the department, for purposes of administrative and fiscal efficiency, may consolidate or discontinue federal surplus property warehouses administered pursuant to Act No. 139 of the Public Acts of 1961, being sections 18.251 to 18.261 of the Michigan Compiled Laws.

Sec. 425. (1) With preliminary planning documents, the director shall submit to the JCOS for approval a formula to allocate, between the state and a university or community college that will benefit from a utility system that is authorized for planning, the capital costs of the utility system. The formula shall be based on, but is not limited to, the following factors, which shall be determined by the director and approved by the JCOS, on an individual basis for a university or community college eligible for funding:

(a) Definitions of "educational use space" and "noneducational use space" at the university or community college authorized for the planning of a utility system.

(b) A calculation of the ratio of the volume of noneducational use space to the volume of the total space to be served by the utility system, or other suitable measures of benefit, such as metered utility usage data.

(c) A recommendation on the distribution of the costs of a proposed utility system based on the ratio of the volume of noneducational use space to the volume of the total space to be served by the utility system, or other suitable measures of benefit.

(2) The calculations under the allocation formula designed as required under subsection (1) are subject to certification by the auditor general as to their accuracy.

(3) Money from an appropriation for a utility system that benefits a university or community college shall not be released until all of the following occur:

(a) The provisions of section 246 of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1246 of the Michigan Compiled Laws, are satisfied.

(b) The department delivers to the JCOS a recommendation regarding the allocation of costs.

(c) The JCOS approves the recommendation.

Sec. 426. The appropriation of \$1,000,000.00 in section 101 as a grant-in-aid to the Saginaw soil conservation service for the Flint river flooding contamination on September 6, 1985, shall be utilized to assist with dike restoration and construction; land acquisition; river dredging; and other structure restorations within the townships of Albee, Bridgeport, Spaulding, and Taymouth in the county of Saginaw.

Sec. 427. The total project cost for the northern Michigan university Great Lakes training complex, as authorized by Act No. 300 of the Public Acts of 1988 and House Concurrent Resolution 809 of the 84th Legislature, is amended to read "total authorized project cost — \$21,800,000.00 — state building authority share \$17,800,000.00 — state general fund share \$4,000,000.00".

Sec. 428. (1) Before money is released for the construction of a capital outlay project costing over \$500,000.00, the department may be required by the JCOS to submit to the JCOS, with preliminary planning documents, a detailed comparative cost analysis. The cost analysis shall include a comparison of the financial and other benefits of construction, financing, operation, and maintenance of the proposed facility between all of the following:

- (a) The state.
- (b) The private sector.
- (c) A combination of the state and the private sector.
- (d) A lease agreement.

(2) If the department's recommendation for financing is inconsistent with the findings of the comparative cost analysis, the department shall present written documentation to the JCOS outlining the rationale for the recommendation.

(3) For purposes of this section, "capital outlay project" means a construction project requiring JCOS approval including, but not limited to, a general office facility, special use facility, warehouse, institutional facility, or utility system designed for use by a state agency or university. "Capital outlay project" does not include a special maintenance and remodeling project, a grant-in-aid project, a prison facility, a legislative facility, a judicial facility, a community college facility, or a self-liquidating facility constructed by a university.

Sec. 429. The appropriations of \$1,000,000.00 contained in Act No. 205 of the Public Acts of 1986 and \$1,000,000.00 in Act No. 134 of the Public Acts of 1987 for the Henry Ford community college Patterson technical building shall not lapse as provided by section 248 of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1248 of the Michigan Compiled Laws, but are reauthorized for an additional 3 years pending resolution of the local matching funds.

Sec. 430. (1) On behalf of the state, the state administrative board may convey a parcel of land in Section 11, T4N, R2W in Lansing township to the Plymouth Congregational Church at fair market value as determined by the state tax commission or an independent fee appraiser. The parcel is described as follows:

A part of the Southwest - 1/4 of Section 11, T4N, R2W described as follows: Commencing at a point 33 feet South 89 degrees 35 minutes East and 843.3 feet South 00 degrees 8 minutes East parallel with the West section line, from the West 1/4 post of Section 11 (POB) thence South 89 degrees 35 minutes East 462 feet parallel with the East-West 1/4 line of said Section 11, thence South 00 degrees 8 minutes East 300 feet along the West line of Fairview Avenue, thence South 89 degrees, 35 minutes West 462 feet, parallel with the East-West 1/4 line of said Section 11, thence North 00 degrees 8 minutes West 300 feet to the POB Lansing Township, Ingham County, containing approximately 3.18 acres.

(2) The conveyance authorized by this act shall be by quitclaim deed approved by the attorney general.

(3) The revenue received under this act shall be deposited in the state treasury and credited to the general fund.

Sec. 431. The appropriations in section 101 for the Michigan state university - T.B. Simon power plant addition and renovation, the Saginaw valley state university - central heating and cooling plant, and the department of mental health/western Michigan university - Kalamazoo regional psychiatric hospital power plant refurbishment are conditional pending the findings of a utility needs study authorized by the JCOS on May 25, 1989.

DEPARTMENT OF MENTAL HEALTH

Sec. 501. The appropriation in section 101 to the department for the department of mental health for major special maintenance and remodeling and addition projects, including air-conditioning projects, is subject to review and approval by the director of an annual plan. The plan shall include an outline of each project to be undertaken as a result of this appropriation, project cost, a description of the work that is involved, and an explanation of the impact the project has on the operating program. A copy of the plan, as approved, shall be given to the JCOS and the fiscal agencies.

Sec. 502. (1) Money appropriated in section 101 and in section 101 of the 1989-90 fiscal year department of mental health appropriations act for the Traverse City regional psychiatric hospital/community alternatives - salaries and wages and contractual services, supplies, and materials - shall be used for community-based hospital alternatives providing clinically appropriate inpatient care within the 29-county Traverse City regional psychiatric hospital catchment area only if the hospital has signed a long-term contract with a community mental health board, and the physical facilities are complete and adequately staffed. Admissions to the Traverse City regional psychiatric hospital shall be allowed until such time as community-based hospital alternatives are in place as described in this section.

(2) The department of mental health shall continue to staff Traverse City regional psychiatric hospital for patients at the hospital at the state policy of 94% SNAP at a minimum, and 130% at a maximum, and shall assure an appropriate clinical mix of professional, paraprofessional, and indirect staff to maintain high quality patient care standards.

(3) The department of mental health shall not expend money appropriated in section 101 or in section 101 of the 1989-90 fiscal year department of mental health appropriations act for the Traverse City regional psychiatric hospital community alternatives - salaries and wages and contractual services, supplies, and materials - for patients who would be admitted to or discharged from Traverse City regional psychiatric hospital unless the following conditions are met:

(a) The patient is receiving alternative or aftercare services consistent with chapter 4 of the mental health code, Act No. 258 of the Public Acts of 1974, being sections 330.1400 to 330.1498t of the Michigan Compiled Laws, at an approved, completed, and appropriately staffed facility having a signed long-term contract with the community mental health services board within the 29-county Traverse City regional psychiatric hospital catchment area.

(b) A discharge is clinically appropriate.

(4) The department of mental health shall not expend money appropriated in section 101 or in section 101 of the 1989-90 fiscal year department of mental health appropriations act for the Traverse City regional psychiatric hospital community alternatives - salaries and wages and contractual services, supplies, and materials - to arrange, plan to transfer, or transfer a patient to another state facility solely for the purpose of reducing the patient census at the Traverse City regional psychiatric hospital. The department of mental health may spend that money to transfer a patient to another state facility if the patient or his or her guardian requests the transfer in writing.

DEPARTMENT OF NATURAL RESOURCES

Sec. 601. The appropriation made in this act for the harbor and docks program is for the purpose of participating with the federal government and assisting political entities and subdivisions of this state in the construction and improvement of recreational boating facilities within this state. Subject to the approval of the board, this money shall be allocated by the department of natural resources to the federal government, or to the political entities or local units of government involved in the particular projects. An allocation shall not exceed the state portion as listed with each project description. The department of natural resources shall take the steps necessary to match federal money available for the construction and improvement of recreational boating facilities within this state, and to meet requirements of the federal government.

Sec. 602. (1) Before August 15, 1990, the department of natural resources shall report to the JCOS the status of each project that received an appropriation in any capital outlay act, if the project is either not completed or has a balance remaining in its account. The report shall be in the same form and contain the information as required under section 407. The report shall be separated into the following areas, by fund sources:

(a) Waterways projects.

(b) Urban recreation projects.

(c) State park projects.

(d) Wildlife and fisheries projects.

(e) Other projects.

(2) A project request for reauthorization by the department of natural resources shall also be identified within the report prescribed by subsection (1). These reauthorization requests shall identify the subsection number of section 248 of the management and budget act, Act No. 431 of the Public Acts of 1985, being section 18.1248 of the Michigan Compiled Laws, that provides the reason and justification for the requested reauthorization.

(3) A project shall be reauthorized if approved by the JCOS after review by the department.

Sec. 603. Of the amount appropriated in section 101, the department of natural resources shall purchase, for fair market value pursuant to an appraisal, the following described real property located in Covington township in Baraga county:

The south half (s 1/2) of section thirty-one (31), township forty-seven (47) north, range thirty-four (34) west, AND the northwest quarter (NW 1/4) of section thirty-one (31), township forty-seven (47) north, range thirty-four (34) west, AND the southwest one quarter (SW 1/4), EXCEPT the southwest quarter of the southwest quarter (SW 1/4 - SW 1/4) of section thirty (30), township forty-seven (47) north, range thirty-four (34) west.

STATE TRANSPORTATION DEPARTMENT

Sec. 701. (1) From federal-state-local project appropriations contained in section 101 for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts of which the state allocated portion shall not exceed the amount appropriated in section 101.

(2) Political entities and subdivisions shall provide not less than 5% of the cost of any project under this section. State money shall not be allocated until local money is allocated, and state money for any location shall not exceed 1/3 of the total appropriation from state aeronautics funds.

(3) The state aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state, and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or with the state, a political subdivision or another public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this act and the project application is approved by the governing body or bodies of the political unit or units making the application, and by the state aeronautics commission.

Sec. 702. The state transportation department shall notify the JCOS 30 days prior to the allocation of federal/local airport discretionary contingencies appropriations authorized in section 101.

Sec. 703. (1) Before August 15, 1990, the state transportation department shall report to the JCOS the status of each project that received an appropriation in any capital outlay act, if the project is either not completed or has a balance remaining in its account. The report shall be in the same form and contain the information as required under section 407. The report shall be separated into the following areas:

(a) Highway programs:

(i) Lump sums.

(ii) Construction.

(b) Airport programs:

(i) Lump sums.

(ii) Construction.

(2) A project request for reauthorization by the the state transportation department shall also be identified within the reports prescribed by subsection (1). These reauthorization requests shall identify the subsection number of section 248 of the management and budget act, Act No. 431 of the Public Acts of 1985, being section 18.1248 of the Michigan Compiled Laws, that provides the reason and justification for the requested reauthorization.

(3) A project shall be reauthorized if approved by the JCOS after review by the department.

Sec. 704. The state transportation department shall not expend funds for the development of land for use as a highway service plaza as proposed in section 32 of the 1988-89 executive budget recommendation for transportation, which is section 32 of House Bill No. 5444 of the 84th Legislature as originally introduced, unless such a proposal is approved by the JCOS.

DEPARTMENT OF STATE POLICE

Sec. 801. (1) On behalf of the state, the state administrative board may convey to the highest bidder, but for not less than fair market value as determined pursuant to subsection (2), property now under the jurisdiction of the department of state police, known as the Flint state police post and located in the township of Flint, Genesee county, Michigan, and more specifically described as follows:

Parcel #1

A parcel of land in the SW 1/4 of Section 15, T7N, R6E, Flint Township, Genesee County, Michigan, also being a part of Government Lot No. 2 and more particularly described as follows: Commencing at the SW corner of said Section 15; thence S86 degrees 35'30"E 330.64 feet, on the South line of said Section 15; thence N 03 degrees 24'30"E 260.00 feet to the point of beginning of this description; thence N 03 degrees 24'30"E 50.00 feet, thence S 86 degrees 35'30"E 315.00 feet, to the Westerly right-of-way line of I-75; thence S 03 degrees 24'30"W 50.00 feet, on said westerly right-of-way; thence N 86 degrees 35'30"W 315.00 feet, to the point of beginning.

Parcel 2

Part of Government Lot No. 2, Section 15, T7N, R6E, Township of Flint: Commencing at the Southwest corner of Section 15, thence South 86 degrees 35'30" East 330.64 feet; thence North 3 degrees 24'30" East 60 feet, as a place of beginning; thence North 3 degrees 24'30" East 200 feet; thence South 86 degrees 35'30" East 315 feet; thence South 3 degrees 24'30" West 85 feet; thence South 48 degrees 24'30" West 163.82 feet; thence North 86 degrees 35'30" West 200 feet to the point of beginning. Liber 1216 Page 219,

(2) The fair market value of the property described in subsection (1) shall be determined by an appraisal based on the property's highest and best use, as prepared by the state tax commission.

(3) The conveyance authorized in subsection (1) shall be by quitclaim deed approved by the attorney general and shall reserve to the state all rights to coal, oil, gas, and other materials, excluding sand, gravel, clay, or other nonmetallic minerals found on, within, or under the conveyed lands.

(4) The revenue received under this act shall be deposited to a restricted account, shall be appropriated only to the department of state police, and shall be used for the purchase, lease, or construction of a new Flint state police post.

Sec. 802. (1) On behalf of the state, the state administrative board may convey to the highest bidder, but for not less than fair market value as determined pursuant to subsection (2), property now under the jurisdiction of the department of state police, known as the old Lapeer state police post and located in the city of Lapeer, Lapeer county, Michigan, and more specifically described as follows:

A parcel of land in the Northwest 1/4 of Section 8, T7N, R10E, City of Lapeer, Michigan, and being more specifically described as commencing at the West 1/4 corner of said Section 8; thence North 89 degrees 21'36" East 212.35 feet, on the East-West 1/4 line of said Section 8 to the easterly line of Michigan Highway M-24 and the point of beginning; thence North 89 degrees 21'36" East 1102.50 feet, on said East-West 1/4 line to the east line of the West 1/2 of the Northwest 1/4 of said section; thence North 02 degrees 21'28" West 120.64 feet on the east line of the West 1/2 of the Northwest 1/4 of said section; thence South 89 degrees 21'36" West 1064.87 feet to the easterly line of M-24; thence South 15 degrees 06'41" West 125.29 feet on the easterly line of M-24 to the point of beginning. The above described parcel contains 3.0 acres, more or less. All bearings are relative and referenced to the north line of Section 8 from a previous survey by Fred J. W. Soll, R.L.S. #1090, by which observations of Polaris were taken.

(2) The fair market value of the property described in subsection (1) shall be determined by an appraisal based on the property's highest and best use, as prepared by the state tax commission.

(3) The conveyance authorized in subsection (1) shall be by quitclaim deed approved by the attorney general and shall reserve to the state all rights to coal, oil, gas, and other materials, excluding sand, gravel, clay, or other nonmetallic minerals found on, within, or under the conveyed lands.

(4) The revenue received under this act shall be deposited to a restricted account, shall be appropriated only to the department of state police, and shall be used for the purchase, lease, or construction of a new Flint state police post.

Sec. 803. The director is authorized to establish an account for acquisition of the Livonia criminal investigation service facility on behalf of the department of state police. Purchase of this facility is contingent on the availability of funds from existing amounts appropriated to the department of state police. The director is authorized to recommend legislative transfers for this purpose, the total not to exceed the fair market value of the facility as determined by independent fee appraisers hired by and on behalf of the state.

DEPARTMENT OF SOCIAL SERVICES

Sec. 901. The authorization and appropriations for the D.J. Healy facility, Camp Nokomis remodeling, Camp Shawono remodeling, and W.J. Maxey training school-juvenile offender center contained in Act No. 124 of the Public Acts of 1987 are reauthorized and reappropriated and are subject to the provisions contained in that act specifically including, but not limited to, sections 70, 72, and 73.

This act is ordered to take immediate effect.

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Secretary of the Senate.

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Clerk of the House of Representatives.

Approved

.....
Governor.