

HOUSE BILL No. 5478

EXECUTIVE BUDGET BILL

February 14, 1990, Introduced by Reps. Jacobetti and Spaniola and referred to the Committee on Appropriations.

A bill to make appropriations for the state transportation department and certain transportation purposes for the fiscal year ending September 30, 1991; to provide for the imposition of fees; to provide for reports; to prescribe certain powers and duties of certain state departments and officials; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 101. There is appropriated for the state transportation department
2 and certain state purposes designated in this act for the fiscal year ending
3 September 30, 1991, from the following funds:

4 STATE TRANSPORTATION DEPARTMENT

5 APPROPRIATIONS SUMMARY:

6 Full-time equated unclassified positions.....6.0

7 Full-time equated classified positions.....4,206.3

8 GROSS APPROPRIATION.....\$ 2,242,843,600

1	Total intradepartmental transfers.....	\$ 620,308,700
2	TOTAL SPENDING.....	\$ 1,622,534,900
3	Total interdepartmental grants	500,600
4	ADJUSTED GROSS APPROPRIATION.....	\$ 1,622,034,300
5	Total federal revenues.....	272,860,000
6	Total local revenues.....	4,000,000
7	Total private revenues.....	0
8	Michigan transportation fund.....	1,198,100,000
9	State trunkline fund.....	49,582,300
10	State aeronautics fund.....	9,857,300
11	Comprehensive transportation fund.....	68,134,600
12	Total other state restricted revenues.....	19,500,100
13	State general fund/general purpose.....	\$ 0
14	MICHIGAN TRANSPORTATION FUND	
15	Rail grade crossing.....	\$ 3,000,000
16	Executive division.....	33,200
17	Local services division.....	2,383,800
18	Highway traffic and safety division.....	53,100
19	Bureau of transportation planning.....	2,501,300
20	Transportation safety and tariffs.....	1,266,400
21	Subtotal to state trunkline fund.....	9,237,800
22	Legislative auditor general.....	68,600
23	Department of state.....	63,341,300
24	Department of treasury.....	5,627,800
25	Department of state police.....	632,700
26	Department of civil service.....	437,400

1	Department of natural resources.....\$	271,300
2	Department of management and budget.....	129,100
3	Subtotal to other state departments.....	70,508,200
4	Recreation improvement fund.....	12,707,400
5	10% to comprehensive transportation fund.....	110,564,700
6	Critical bridge fund.....	5,000,000
7	Economic development fund.....	36,775,000
8	39.1% of adjusted net gross to state trunkline.....	372,743,000
9	39.1% of adjusted net gross to county road	
10	commissions.....	372,743,000
11	21.8% of adjusted net gross to cities and villages....	207,820,900
12	GROSS APPROPRIATION.....\$	1,198,100,000
13	Appropriated from:	
14	Michigan transportation fund.....	1,198,100,000
15	State general fund/general purpose.....\$	0
16	STATE TRUNKLINE FUND	
17	APPROPRIATIONS SUMMARY:	
18	Full-time equated unclassified positions.....5.0	
19	Full-time equated classified positions.....3,990.9	
20	GROSS APPROPRIATION.....\$	836,337,000
21	Total intradepartmental transfers.....	134,883,100
22	Total spending.....	701,453,900
23	Total interdepartmental grants	500,600
24	ADJUSTED GROSS APPROPRIATION.....\$	700,953,300
25	Total federal revenues.....	257,010,000
26	Total local revenues.....	4,000,000

1	State trunkline fund.....\$	424,443,200
2	State general fund/special purpose.....	15,500,100
3	State general fund/general purpose.....\$	0
4	DEBT SERVICE	
5	Trunkline highway bonds, series 1983/1999	
6	(\$135,000,000).....\$	9,808,400
7	Trunkline refunding bonds, series 1986 I	
8	(\$80,110,000).....	6,541,600
9	Trunkline refunding bonds, series 1986 II	
10	(\$25,540,000).....	2,158,600
11	Trunkline highway bonds, series 1984/1999(\$50,000,000)	4,393,700
12	Trunkline refunding bonds, series 1989A (\$30,000,000).	1,932,500
13	Trunkline refunding bonds, series 1989B (\$9,290,000)..	593,200
14	GROSS APPROPRIATION.....\$	25,428,000
15	Appropriated from:	
16	State trunkline fund.....	25,428,000
17	State general fund/general purpose.....\$	0
18	INTERDEPARTMENT & STATUTORY CONTRACTS	
19	Department of civil service.....\$	1,697,300
20	Legislative auditor general.....	209,100
21	Department of attorney general.....	1,901,700
22	Department of management and budget.....	3,500,000
23	Department of treasury.....	20,800
24	Department of commerce (Washington office).....	9,300
25	Department of state police.....	4,406,200
26	Department of natural resources.....	23,200

1	GROSS APPROPRIATION.....	\$ 11,767,600
2	Appropriated from:	
3	State trunkline fund.....	11,767,600
4	State general fund/general purpose.....	\$ 0
5	EXECUTIVE	
6	Full-time equated unclassified positions.....	5.0
7	Full-time equated classified positions.....	128.9
8	Members of the state transportation commission (per	
9	diem payments).....	\$ 60,000
10	Director.....	83,100
11	Deputy director.....	63,700
12	Governmental and legislative liaison.....	62,300
13	Director-office of communications.....	63,100
14	Executive assistant-legislative liaison.....	51,800
15	Executive division--41.9 FTE positions.....	2,772,500
16	Human resources--44.0 FTE positions.....	2,428,100
17	Commission audit--38.0 FTE positions.....	2,370,100
18	Economic development administration--5.0 FTE	
19	positions.....	529,900
20	Rent.....	1,369,100
21	Worker's compensation.....	1,369,600
22	GROSS APPROPRIATION.....	\$ 11,223,300
23	Appropriated from:	
24	IDT-Michigan transportation fund.....	401,000
25	State trunkline fund.....	10,667,100
26	State general fund/special purpose.....	155,200

1	State general fund/general purpose.....	\$	0
2	ADMINISTRATION		
3	Full-time equated classified positions.....	346.7	
4	Engineering & scientific data center—110.0 FTE		
5	positions.....		12,976,800
6	Technical services—119.5 FTE positions.....		7,919,900
7	Travel information—66.5 FTE positions.....		2,873,100
8	Transportation safety and tariffs—21.2 FTE positions.		1,266,400
9	Office of small business—29.5 FTE positions.....		1,757,200
10	GROSS APPROPRIATION.....	\$	26,793,400
11	Appropriated from:		
12	IDT-Michigan transportation fund.....		1,266,400
13	IDG from department of natural resources.....		476,300
14	IDG from department of labor.....		22,200
15	IDG from department of military affairs.....		2,100
16	State trunkline fund.....		25,026,400
17	State general fund/general purpose.....	\$	0
18	FINANCE		
19	Full-time equated classified positions.....	114.1	
20	Finance—Operations—73.1 FTE positions.....	\$	3,474,200
21	Finance—Services—41.0 FTE positions.....		2,067,900
22	GROSS APPROPRIATION.....	\$	5,542,100
23	Appropriated from:		
24	State trunkline fund.....		5,542,100
25	State general fund/general purpose.....	\$	0
26	TRANSPORTATION PLANNING		

1	Full-time equated classified positions.....	175.3	
2	Administration—175.3 FTE positions.....	\$	11,356,200
3	Grants to regional planning councils.....		488,800
4	GROSS APPROPRIATION.....	\$	11,845,000
5	Appropriated from:		
6	IDT-Michigan transportation fund.....		2,501,300
7	IDT-road and bridge construction.....		1,226,400
8	DOT-FHWA, Highway research, planning, and construction		4,900,000
9	State trunkline fund.....		3,217,300
10	State general fund/general purpose.....	\$	0
11	HIGHWAYS: HIGHWAY SERVICES		
12	Full-time equated classified positions.....	888.0	
13	Administration—12.0 FTE positions.....	\$	809,100
14	Programming and engineering services—86.5 FTE		
15	positions.....		4,689,300
16	Local services—38.0 FTE positions.....		2,383,800
17	Design—439.4 FTE positions.....		22,570,200
18	Real estate—156.0 FTE positions.....		10,159,200
19	Traffic and safety—156.1 FTE positions.....		8,983,400
20	GROSS APPROPRIATION.....	\$	49,595,000
21	Appropriated from:		
22	IDT-road and bridge construction.....		20,424,500
23	IDT-Michigan transportation fund.....		2,436,900
24	DOT-NHTSA, State and community highway safety.....		110,000
25	State trunkline fund.....		26,623,600
26	State general fund/general purpose.....	\$	0

1 HIGHWAYS: HIGHWAY OPERATIONS

2	Full-time equated classified positions.....	2,337.9	
3	Materials and technology--239.2 FTE positions.....	\$	14,252,100
4	Construction--1,004.1 FTE positions.....		44,916,900
5	Maintenance--1,094.6 FTE positions.....		95,109,400
6	Urban center maintenance.....		1,086,100
7	Contract payments to local units.....		90,944,600
8	Heavy maintenance-nonroutine.....		515,000
9	GROSS APPROPRIATION.....	\$	246,824,100

10 Appropriated from:

11	IDT-equipment rental credit from other department		
12	units.....		18,000,000
13	IDT-sign and signal credit from road and bridge		
14	construction.....		1,600,000
15	IDT-testing service credit from road and bridge		
16	construction.....		8,000,000
17	IDT-road and bridge construction.....		34,619,400
18	State trunkline fund.....		184,604,700
19	State general fund/general purpose.....	\$	0

20 ROAD AND BRIDGE CONSTRUCTION

21	State trunkline and bridge construction.....	\$	386,066,400
22	GROSS APPROPRIATION.....	\$	386,066,400

23 Appropriated from:

24	DOT-FHWA, Highway research, planning, and construction		252,000,000
25	Local funds.....		4,000,000
26	State trunkline fund.....		130,066,400

1	State general fund/general purpose.....\$	0
2	RAIL GRADE CROSSING ACCOUNT PROGRAM	
3	Rail grade crossing account.....\$	3,000,000
4	GROSS APPROPRIATION.....\$	3,000,000
5	Appropriated from:	
6	IDT-Michigan transportation fund.....	3,000,000
7	State general fund/general purpose.....\$	0
8	TRANSPORTATION ECONOMIC DEVELOPMENT FUND	
9	Forest roads.....\$	5,100,000
10	Rural county urban system.....	2,550,000
11	Trunkline bonds, series 1989A-EDF (\$100,000,000).....	6,429,900
12	Target industries/state takeovers.....	16,146,200
13	Urban county congestion.....	11,263,000
14	Rural county primary.....	11,263,000
15	GROSS APPROPRIATION.....\$	52,752,100
16	Appropriated from:	
17	IDT-Michigan transportation fund.....	36,407,200
18	State trunkline fund (program interest).....	1,000,000
19	State general fund/special purpose.....	15,344,900
20	State general fund/general purpose.....\$	0
21	CRITICAL BRIDGE FUND PROGRAM	
22	Critical bridge program.....\$	5,500,000
23	GROSS APPROPRIATION.....\$	5,500,000
24	Appropriated from:	
25	IDT-Michigan transportation fund.....	5,000,000
26	State trunkline fund (program interest).....	500,000

1	State general fund/general purpose.....	\$	0
2	AERONAUTICS FUND		
3	APPROPRIATIONS SUMMARY:		
4	Full-time equated classified positions.....	74.0	
5	GROSS APPROPRIATION.....	\$	9,857,300
6	State aeronautics fund.....		9,857,300
7	State general fund/general purpose.....	\$	0
8	INTERDEPARTMENT & STATUTORY CONTRACTS		
9	Department of civil service.....	\$	31,100
10	Legislative auditor general.....		17,100
11	Department of attorney general.....		102,300
12	Department of management and budget.....		15,800
13	Department of treasury.....		53,700
14	Department of commerce (Washington office).....		9,300
15	Overhead.....		629,700
16	Rent.....		33,800
17	GROSS APPROPRIATION.....	\$	892,800
18	Appropriated from:		
19	State aeronautics fund.....		892,800
20	State general fund/general purpose.....	\$	0
21	AERONAUTICS		
22	Full-time equated classified positions.....	74.0	
23	Executive division—12.0 FTE positions.....	\$	1,001,400
24	Air marketing/incentive program.....		1,600,000
25	Airport development division—26.2 FTE positions.....		1,627,800
26	Safety & services division—18.4 FTE positions.....		2,778,200

1	Air transport division—13.4 FTE positions.....\$	1,668,600
2	Aeronautics planning—4.0 FTE positions.....	288,500
3	GROSS APPROPRIATION.....\$	8,964,500
4	Appropriated from:	
5	State aeronautics fund.....	8,964,500
6	State general fund/general purpose.....\$	0
7	COMPREHENSIVE TRANSPORTATION FUND	
8	APPROPRIATIONS SUMMARY:	
9	Full-time equated unclassified position.....1.0	
10	Full-time equated classified positions.....141.5	
11	GROSS APPROPRIATION.....\$	198,549,300
12	Total federal revenues.....	15,850,000
13	Comprehensive transportation fund.....	178,699,300
14	Total other state restricted revenues.....	4,000,000
15	State general fund/general purpose.....\$	0
16	DEBT SERVICE	
17	Series 1985 (\$57,830,671).....\$	3,881,900
18	Series 1986 II (\$75,030,000).....	6,217,200
19	Series 1988 II (\$31,992,279).....	1,421,000
20	Series 1986 I (\$28,555,000).....	3,764,300
21	Series 1988 I (\$73,155,000).....	5,381,200
22	GROSS APPROPRIATION.....\$	20,665,600
23	Appropriated from:	
24	Comprehensive transportation fund.....	20,665,600
25	State general fund/general purpose.....\$	
26	INTERDEPARTMENT & STATUTORY CONTRACTS	

1	Department of civil service.....	\$ 63,300
2	Legislative auditor general.....	29,000
3	Department of attorney general.....	139,100
4	Department of management and budget.....	8,200
5	Department of treasury.....	13,600
6	Department of commerce (Washington office).....	9,300
7	Overhead.....	1,252,500
8	Rent.....	201,900
9	GROSS APPROPRIATION.....	\$ 1,716,900
10	Appropriated from:	
11	Comprehensive transportation fund.....	1,716,900
12	State general fund/general purpose.....	\$ 0
13	URBAN & PUBLIC TRANSPORTATION	
14	Full-time equated unclassified position.....	1.0
15	Full-time equated classified positions.....	141.5
16	Director of the bureau of urban and public	
17	transportation.....	\$ 75,200
18	Administration--118.5 FTE positions.....	6,850,200
19	Comprehensive transportation planning--23.0 FTE	
20	positions.....	1,407,000
21	Audits.....	250,000
22	Worker's compensation.....	3,300
23	GROSS APPROPRIATION.....	\$ 8,585,700
24	Appropriated from:	
25	Comprehensive transportation fund.....	8,585,700
26	State general fund/general purpose.....	\$ 0

1	BUS TRANSIT: STATUTORY OPERATING	
2	Urban/nonurban statutory operating.....\$	103,411,800
3	Nonurban supplemental operating.....	3,500,000
4	GROSS APPROPRIATION.....\$	106,911,800
5	Appropriated from:	
6	DOT, Surface transportation act, section 18.....	3,500,000
7	Comprehensive transportation fund.....	103,411,800
8	State general fund/general purpose.....\$	0
9	INTERCITY PASSENGER AND FREIGHT	
10	Property management and miscellaneous expenses.....\$	2,600,000
11	Detroit/Wayne county port authority.....	301,900
12	Intercity bus equipment.....	2,000,000
13	Rail passenger.....	2,000,000
14	Freight preservation and development.....	6,700,000
15	Marine passenger services.....	900,000
16	Intercity bus service development.....	1,100,000
17	Passenger services directory.....	50,000
18	Intercity passenger terminals.....	650,000
19	Discretionary account.....	2,971,200
20	GROSS APPROPRIATION.....\$	19,273,100
21	Appropriated from:	
22	DOT-FRA, Local rail service assistance.....	500,000
23	Rail loan fund.....	2,000,000
24	Intercity bus equipment loan fund.....	2,000,000
25	Comprehensive transportation fund.....	14,773,100
26	State general fund/general purpose.....\$	0

1 PUBLIC TRANSPORTATION DEVELOPMENT

2	Specialized services.....	\$ 2,583,700
3	Local share bonus.....	1,000,000
4	Effective service bonus.....	1,000,000
5	Municipal credit program.....	1,000,000
6	Bus transit capital.....	20,800,000
7	Technical studies.....	635,000
8	Local ride sharing operating.....	262,500
9	Van pooling.....	125,000
10	Bus property management.....	225,000
11	Service development and new technology.....	1,650,000
12	Planning grants.....	50,000
13	Discretionary account.....	12,065,000
14	GROSS APPROPRIATION.....	\$ 41,396,200
15	Appropriated from:	
16	DOT-UMTA.....	11,850,000
17	Comprehensive transportation fund.....	29,546,200
18	State general fund/general purpose.....	\$ 0

19 GENERAL SECTIONS

20 Sec. 201. (1) In accordance with the provisions of section 30 of article
 21 IX of the state constitution of 1963, total state spending in this
 22 appropriation act is \$1,345,174,400.00 and state appropriations to be paid to
 23 local units of government in section 101 are as follows:

24 Transportation department

25 Michigan transportation fund

26	Economic development fund.....	\$ 7,500,000
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1	Grants to cities and villages.....\$	207,820,900
2	Grants to county road commissions.....	372,743,000
3	Critical bridge program.....	5,000,000
4	State trunkline fund	
5	Grants to regional planning councils.....	488,800
6	Critical bridge program interest.....	500,000
7	Comprehensive transportation fund	
8	Urban/nonurban statutory operating assistance.....	103,411,500
9	Detroit/Wayne county port authority.....	301,900
10	Bus transit capital.....	20,800,000
11	Marine passenger service.....	900,000
12	Local ride sharing operating grants.....	262,500
13	Planning grants.....	50,000
14	Local share bonus.....	1,000,000
15	Effective service bonus.....	1,000,000
16	Municipal credit program.....	1,000,000
17	Total payments to local units of government..... \$	722,778,600

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

24 Sec. 202. The appropriations made and the expenditures authorized under
25 this act and the departments, agencies, commissions, boards, offices, and
26 programs for which an appropriation is made under this act are subject to the

1 management and budget act, Act No. 431 of the Public Acts of 1984, being
2 sections 18.1101 to 18.1594 of the Michigan Compiled Laws.

3 Sec. 203. As used in this act:

4 (a) "AASHTO" means the American association of state highway and
5 transportation officials.

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

7 (c) "DOT-FHWA" means DOT-federal highway administration.

8 (d) "DOT-FRA" means DOT-federal railroad administration.

9 (e) "DOT-NHTSA" means DOT-national highway traffic safety administration.

10 (f) "FTE" means full-time equated.

11 (g) "IDG" means interdepartmental grant.

12 (h) "IDT" means intradepartmental transfer.

13 (i) "MBE-WBE" means minority business enterprises and women's business
14 enterprises.

15 (j) "SEMTA" means the southeastern Michigan transportation authority.

16 (k) "SMART" means the suburban mobility authority for regional
17 transportation.

18 (l) "UMTA" means the urban mass transportation act of 1964.

19 DEPARTMENTAL SECTIONS

20 Sec. 301. The department may establish a fee schedule and collect fees
21 sufficient to cover the costs of the issuance of the permits which the
22 department is authorized by law to issue upon request, and for which fees are
23 not otherwise stipulated by law.

24 Sec. 302. The department shall prepare an official transportation map
25 which shall be distributed without charge. Each legislator shall receive a
26 quantity of maps as determined by the legislative council.

1 Sec. 303. The amounts appropriated for utilities and that portion of
2 contractual services, supplies, and materials used to pay for utility service
3 to state facilities in section 101 may be expended in a manner consistent with
4 the provisions of section 253 of the management and budget act, Act No. 431 of
5 the Public Acts of 1984, being section 18.1253 of the Michigan Compiled Laws.

6 Sec. 304. On request, the state treasurer shall provide to a legislator,
7 in writing, a report on the amount of money to be received by each city and
8 village and the county road commission of each county, which city, village, or
9 county is included in whole or in part within the legislator's legislative
10 district.

11 Sec. 305. To promote more effective management of employees within the
12 bureau of highways, the director of the department may temporarily transfer
13 positions between appropriation units, within and between the highway
14 operations and highway services programs, to cover functions which the
15 director considers to be critical due to seasonal fluctuations and emergency
16 situations. The department shall report at the end of the fiscal year to the
17 department of management and budget on the temporary cross-divisional
18 transfers of positions pursuant to this section.

19 Sec. 306. (1) The department shall comply with the state's affirmative
20 action policy and shall establish and maintain an affirmative action program
21 based on the guidelines developed by the Michigan equal employment and
22 business opportunity council established pursuant to Executive Order No.
23 1983-4.

24 (2) The department shall programmatically insure that minority owned and
25 women owned businesses be given equal participation opportunities in all
26 aspects of the department's activities and with all governmental units with

1 which the department deals.

2 Sec. 307. (1) The amounts appropriated and transferred to various state
3 agencies from section 101 shall be expended from the transportation funds
4 pursuant to annual contracts between the department and state agencies
5 providing tax and fee collection and other services applicable to
6 transportation funds. The contracts shall be executed prior to the transfer
7 of these funds. The contracts shall provide, but will not be limited to, the
8 following data applicable to each state agency:

9 (a) Estimated costs to be recovered from transportation funds.

10 (b) Description of services financed with transportation funds.

11 (2) If the spending authorization accounts also are to be used for
12 financing other than transportation fund services, the agency shall have
13 available cost allocation methods and rationale for the portion of costs
14 allocated to transportation funds.

15 (3) At the close of each fiscal year and before April 1, each state
16 agency shall submit a written report to the department of management and
17 budget stating by spending authorization account the amount of estimated funds
18 contracted with the department, the amount of funds expended, and the amount
19 of funds returned to the transportation funds. A copy of the report shall be
20 submitted to the auditor general and the report shall be subject to audit by
21 the auditor general.

22 (4) The department and the state agencies with which the department
23 contracts in the manner provided in subsection (1) shall work together to
24 explore methods of minimizing lapses or shortfalls in grants from
25 transportation funds.

26 Sec. 308. For the purpose of meeting unanticipated needs when current

1 staffing levels may not be sufficient, the department may maintain within the
2 executive division a pool of nonmanagement positions that may be used
3 throughout the department at the discretion of the director.

4 Sec. 309. The department shall not allocate the interest income derived
5 from any notes and bonds until the proposed allocation is approved by the
6 senate and house appropriations committees.

7 Sec. 310. (1) Of the funds appropriated in section 101 for intercity air
8 marketing, \$35,000.00 shall be granted for the training of local airport
9 personnel and other support services, and the remaining amount shall be used
10 solely for the purposes of air service promotion and marketing for Michigan
11 airports.

12 (2) Any deviation from this program in any way shall be approved by the
13 house and senate appropriations subcommittees on transportation prior to the
14 expenditure of the funds.

15 (3) The department shall report to the house and senate appropriations
16 subcommittees on transportation the progress of this program on a quarterly
17 basis.

18 Sec. 311. Any deviation from the road project list annually approved by
19 the state transportation commission, or any changes, including economic
20 development projects, which causes the original order of projects or the
21 status of those projects to change shall be reported to the house and senate
22 appropriations committees on a quarterly basis.

23 Sec. 312. At the close of the fiscal year ending September 30, 1991, any
24 unencumbered and unexpended balance in the state trunkline fund shall remain
25 in the state trunkline fund and shall be used for capital outlay trunkline and
26 bridge construction pursuant to section 11(1)(d) of Act No. 51 of the Public

1 Acts of 1951, being section 247.661 of the Michigan Compiled Laws, for
 2 projects contained in an annual state transportation program approved by the
 3 legislature.

4 Sec. 313. The department shall use part of the funds appropriated in
 5 section 101 for highway services to develop a strategy for implementing the
 6 concept of intelligent highways and vehicles. Specifically, the department
 7 shall investigate methods by which traffic congestion might be reduced in
 8 areas which have experienced rapid growth in the volume of traffic. The
 9 department shall report its findings to the transportation subcommittees of
 10 the house and senate appropriations committees in a timely manner.

11 Sec. 314. The department, boards of county road commissioners, and city
 12 and village transportation departments shall cooperate with local school
 13 boards to improve safety conditions at school bus stopping points.

14 FEDERAL

15 Sec. 401. (1) The projected apportionment for this state for the fiscal
 16 year ending September 30, 1991, from the 1987 surface transportation
 17 assistance act, is \$298,230,000.00. The \$298,230,000.00 is projected to be
 18 broken down into the following categories (programs) of highway assistance:

19 Interstate construction.....	\$ 31,000,000
20 Interstate resurfacing, restoration, rehabilitation,	
21 and reconstruction.....	79,700,000
22 Primary.....	80,300,000
23 Secondary.....	16,900,000
24 Urban.....	26,800,000
25 Bridge.....	30,400,000
26 Hazard elimination.....	6,000,000

1 Railroad highway crossings.....	5,300,000
2 85% minimum floor funds.....	20,000,000
3 Metropolitan planning.....	1,830,000
4 Total apportionment..... \$	298,230,000

5 (2) When the department receives authorization from the federal highway
 6 administration to commit 85% minimum floor funds, it shall present to the
 7 senate and house appropriations transportation subcommittees the department's
 8 recommendation for distribution of these funds. If a recommendation or
 9 recommendations are not disapproved within 30 business days by the senate and
 10 house appropriations transportation subcommittees, then the recommendation or
 11 recommendations shall be considered as approved.

12 Sec. 402. If federal funding is reduced or eliminated for any rail
 13 passenger line within the state which includes the 4 lines operating from
 14 Grand Rapids-Chicago, Port Huron-Chicago, Detroit-Chicago, and Detroit-Toledo,
 15 then the balance in the accounts appropriated under rail passenger operating
 16 assistance for the lines operating from Grand Rapids-Chicago and Port
 17 Huron-Chicago may be used to continue the operations of any of the 4 rail
 18 passenger lines.

19 MICHIGAN TRANSPORTATION FUND

20 Sec. 501.

21 The money received under the motor carrier act, Act No. 254 of the Public Acts
 22 of 1933, being sections 475.1 to 479.20 of the Michigan Compiled Laws, and not
 23 appropriated to the department of commerce or the department of state police,
 24 is deposited in the Michigan transportation fund.

25 Sec. 502.

26 The state treasurer shall perform audits and make investigations of the

1 disposition of all state funds received by county road commissions and cities
2 and villages for transportation purposes to determine compliance with the
3 terms and conditions of Act No. 51 of the Public Acts of 1951, being sections
4 247.651 to 247.674 of the Michigan Compiled Laws. The county road commissions
5 shall make available to the state treasurer the pertinent records for the
6 audit.

7 Sec. 503.

8 If a county road commission has entered into a contract with the department to
9 eliminate or cut roadside weeds and if the weeds were eliminated or cut by a
10 city or township after the city or township has requested the county to
11 perform its contractual obligation, then the department shall reimburse the
12 city or township and shall deduct that amount from the fund appropriated to
13 the county involved. This action shall require prior approval of the state.
14 The department shall consult with the department of agriculture prior to use
15 of plant growth retardant on freeway or highway rights-of-way.

16 Sec. 504.

17 The appropriations in section 101 for the economic development programs shall
18 not lapse at the end of the fiscal year but shall carry forward each fiscal
19 year for the purposes for which appropriated in accordance with Act No. 231 of
20 the Public Acts of 1987, being sections 247.901 to 247.914 of the Michigan
21 Compiled Laws, and Act No. 233 of the Public Acts of 1987, being sections
22 247.931 to 247.933 of the Michigan Compiled Laws.

23 Sec. 505.

24 Interest earned in the economic development fund shall remain in the fund and
25 shall be allocated to the respective programs by estimate and adjusted to
26 actual interest earned at the end of each fiscal year.

1 Sec. 506.

2 The department of transportation economic development fund may receive and
3 expend federal, local, or private funds for projects that are consistent with
4 the programmatic mission of the fund in addition to funds appropriated in
5 section 101.

6 STATE TRUNKLINE FUND

7 Sec. 601.

8 Pursuant to section 11 of Act No. 286 of the Public Acts of 1964, being
9 section 247.811 of the Michigan Compiled Laws, the amount appropriated in
10 section 101 for the state transportation commission may be expended for per
11 diem payments at the rate of \$75.00 per day, not to exceed \$10,000.00 in the
12 fiscal year for each member of the state transportation commission.

13 Sec. 602.

14 (1) From the state trunkline fund appropriation in section 101, \$1,000,000.00
15 shall be transferred to the urban center maintenance account to be expended to
16 provide summer jobs for youths throughout the state.

17 (2) The income received from the summer jobs for youth program by a
18 recipient of general assistance shall be treated as countable earned income.
19 The income shall be reported to the department of social services in the month
20 following the month in which it is received and reflected in the general
21 assistance grant in the month following the reporting month.

22 (3) General assistance recipients whose cash grants are canceled due to
23 income from this program for which funds are appropriated in this act shall
24 remain eligible for medical coverage under the general assistance medical
25 program.

26 (4) Payments made through the summer jobs for youth program to recipients

1 of public assistance who are not head of a household are considered to be
2 county training program incentives.

3 (5) Following termination of income from this program and upon
4 application by the recipient, the department of social services shall process
5 the application according to procedures designed to reinstate with a minimum
6 of delay the cash grants of persons determined eligible.

7 Sec. 603.

8 The department shall make the use of recycled oil and rubber products or
9 recapped tires and recycled asphalt in roads a priority where safely possible
10 in departmental vehicles.

11 COMPREHENSIVE TRANSPORTATION FUND

12 Sec. 701.

13 Money which is returned to the state as repayment for a loan for intercity bus
14 equipment is not money to be deposited in the comprehensive transportation
15 fund under section 10b of Act No. 51 of the Public Acts of 1951, being section
16 247.660b of the Michigan Compiled Laws, but is money that is deposited in an
17 intercity bus equipment fund for appropriation for the purchase and repair of
18 intercity bus equipment. Proceeds received by the state from the sale of
19 intercity bus equipment are deposited in an intercity bus equipment fund for
20 appropriation for the purchase and repair of intercity bus equipment. Security
21 deposits from the lease of state owned intercity bus equipment not returned to
22 the lessee of such equipment under terms of the lease agreement are deposited
23 in an intercity bus equipment fund for appropriation for the repair of
24 intercity bus equipment.

25 Sec. 702.

26 Money which is received by the state as repayment for loans made for rail or
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1 water freight capital projects, and as a result of the sale of a property or
2 equipment used or projected to be used for rail or water freight projects
3 shall be deposited in the fund created by section 17 of the state
4 transportation preservation act of 1976, Act No. 295 of the Public Acts of
5 1976, being section 474.67 of the Michigan Compiled Laws.

6 Sec. 703.

7 Funds appropriated in section 101 shall not be used for rail freight and water
8 freight operating assistance, unless approved by the house and senate
9 appropriations subcommittees on transportation.

10 Sec. 704.

11 Funds appropriated under this act shall not be provided to a transportation
12 authority for the construction of a bus terminal, unless the department
13 determines that the facility is designed to also act as a terminal for
14 intercity carriers.

15 Sec. 705.

16 The appropriation in section 101 for van pooling shall be administered by the
17 bureau of transportation planning of the department through grants to eligible
18 authorities and eligible governmental agencies to insure coordination between
19 van and car pooling programs and the transit systems operated by the eligible
20 authorities and eligible governmental agencies.

21 Sec. 706.

22 In allocating funds appropriated under this act, the department shall give a
23 higher funding priority to those comprehensive transportation programs and
24 projects for which each entity or combination of entities, to receive the
25 funding, commits its own funds for the programs or projects in an amount equal
26 to or greater than 2/3 of the total projected cost. The department shall

1 present on April 1 of each year to the senate and house appropriations
2 transportation subcommittees an annual report listing transportation programs
3 and projects receiving higher funding priority and the entity or combination
4 of entities that are committing its own funds for the programs or projects in
5 an amount equal to or greater than 2/3 of the total projected cost.

6 Sec. 707.

7 (1) Not more than the \$42,540,000.00 in appropriated state funds and in
8 obligated comprehensive transportation fund bond proceeds already committed
9 for the Detroit transportation corporation central automated transit system,
10 also known as the Detroit downtown people mover project, shall be expended for
11 that system.

12 (2) The cost for the construction of the Detroit downtown people mover
13 project is \$210,000,000.00. If at any time the cost for the construction of
14 the Detroit downtown people mover project exceeds \$210,000,000.00, the costs
15 above \$210,000,000.00 are the primary responsibility of the city of Detroit
16 and the Detroit transportation corporation according to the following plan:

17 (a) If the cost overruns are directly attributable to SEMTA decisions
18 prior to October 4, 1985, then those costs and only those costs may be taken
19 from the state allocation to SMART.

20 (b) Any cost overruns attributable to actions or decisions of the Detroit
21 transportation corporation after October 3, 1985, shall be covered from the
22 normal SMART allocation to the city of Detroit and the Detroit department of
23 transportation. This is the only funding plan for cost overruns and there is
24 no provision or expectation of other state money of any nature or character
25 whatsoever for the construction or operation of this project.

26 Sec. 708. Entities operating railroads and receiving appropriations

1 under section 101 shall expend those appropriations for goods and services of
 2 manufacturers, suppliers, and service companies located in this state,
 3 whenever practicable, if the goods and services are comparably priced and
 4 reasonably available.

5 Sec. 709.

6 (1) The following rail lines are designated as an essential corridor in
 7 Michigan and shall receive priority in matters concerning operation,
 8 maintenance, and rehabilitation:

9 ANN ARBOR RAILROAD SYSTEM-MICHIGAN INTERSTATE RAILROAD COMPANY, OPERATOR:

10 Toledo to north of Ann Arbor.

11 Saline branch.

12 TUSCOLA AND SAGINAW BAY RAILROAD:

13 From Ann Arbor north to Durand to Ashley, north from Ashley to Frankfort.

14 Owosso north to Swan Creek.

15 Cadillac north through Walton Junction to Traverse City.

16 Traverse City south to Grawn.

17 Traverse City east to Williamsburg.

18 Cadillac north to Petoskey.

19 Petoskey to Charlevoix.

20 The Vassar lines.

21 Middleton to Ashley.

22 CSX RAIL LINE:

23 Montague south to Chicago.

24 Holland east to Grand Rapids.

25 Port Huron west to Ludington.

26 Bridgeport west through Saginaw to Edmore.

- 1 Walhalla to Manistee.
- 2 Fremont to Berry.
- 3 Hamilton to Holland.
- 4 LaCrosse subdivision at New Buffalo.
- 5 Bad Axe to Saginaw.
- 6 Saginaw to Bay City to Essexville.
- 7 Ohio state line to Bridgeport via Plymouth and Flint.
- 8 Detroit to Grand Rapids.
- 9 Traverse City to Interlochen to Manistee.
- 10 Elmdale to Greenville.
- 11 Port Huron to Marine City.
- 12 Baldwin to Grand Rapids.
- 13 The entire COE Railroad.
- 14 GRAND TRUNK LINE:
- 15 Port Huron west to Flint, Lansing, Battle Creek, Kalamazoo through Niles
- 16 to the Indiana border.
- 17 Durand through Pontiac to Detroit.
- 18 Detroit west to Chicago.
- 19 Port Huron to Detroit.
- 20 Richmond to Pontiac.
- 21 Pontiac to Lake Orion.
- 22 Detroit to Ohio border.
- 23 Pavilion to Kalamazoo.
- 24 SOO LINE:
- 25 West from Sault Ste. Marie to Baraga.
- 26 Trout Lake west through Escanaba to the Wisconsin border.

- 1 Wisconsin border to White Pine Mine.
- 2 Baraga to Arnheim.
- 3 Arnheim to Lake Linden.
- 4 ESCANABA AND LAKE SUPERIOR RAIL LINES:
- 5 Escanaba north to Ontonagon.
- 6 Republic south to Iron Mountain.
- 7 Iron Mountain to Wisconsin border.
- 8 THE CHICAGO AND NORTH WESTERN RAILROAD:
- 9 All Michigan lines.
- 10 STATE OF MICHIGAN:
- 11 Charlevoix Branch.
- 12 Comstock Park to Cadillac.
- 13 LAKE SUPERIOR AND ISHPEMING RAIL LINE
- 14 LENAWEE COUNTY RAILROAD
- 15 HURON AND EASTERN RAILWAY
- 16 DETROIT-MACKINAC RAILROAD
- 17 NORFOLK SOUTHERN:
- 18 Detroit to Ohio border.
- 19 CENTRAL MICHIGAN RAILROAD:
- 20 Durand west to Muskegon.
- 21 CONRAIL:
- 22 Jackson to Lansing.
- 23 Detroit to Toledo.
- 24 Detroit to Utica.
- 25 Detroit to Carleton.
- 26 Jackson to Ackerson Lake.

1 Ohio border to Ottawa Lake.

2 Indiana border to Grand Rapids.

3 White Pigeon to Sturgis.

4 Kalamazoo to Upjohn.

5 Plainwell to Otsego.

6 Grand Rapids to 44th street.

7 (2) Any changes to the essential corridor list in subsection (1) shall be
8 approved by the house and senate appropriations subcommittees on
9 transportation.

10 (3) After receiving notification from a railroad company pursuant to
11 section 8 of the state transportation preservation act of 1976, Act No. 295 of
12 the Public Acts of 1976, being section 474.58 of the Michigan Compiled Laws,
13 the department shall immediately notify the house and senate appropriations
14 subcommittees on transportation that the railroad company has filed with the
15 appropriate governmental agencies for abandonment of a line.

16 Sec. 710.

17 (1) The discretionary accounts in section 101 shall be used for programs and
18 projects as determined by the department. The department shall inform the
19 house and senate appropriations committees of the manner in which the funds in
20 these accounts will be expended not less than 30 days before expenditure.

21 (2) If a situation arises that is considered to be an emergency by the
22 director of the department, the requirement of informing the house and senate
23 appropriations committees shall be waived. The director shall inform the
24 committees of this action within 5 days of the action.

25 (3) If the department intends to alter a program after approval, the
26 department shall follow the requirements of subsection (1).

1 Sec. 711.

2 Neither appropriated state funds nor comprehensive transportation fund bond
3 proceeds shall be expended or committed for a light rail system in Michigan.

4 Sec. 712.

5 Funds appropriated in section 101 for local bus new services are to be
6 obligated by contract or purchase agreement only for expenditures in the
7 fiscal year ending September 30, 1991, and shall not be used for future year
8 obligations. Contracts may be signed for 3 years. However, funds shall be
9 appropriated on an annual basis for each year of the contract.

10 AERONAUTICS FUND

11 Sec. 801.

12 At the close of the fiscal year ending September 30, 1991, any unobligated and
13 unexpended balance in the state aeronautics fund shall lapse to the state
14 aeronautics fund and be appropriated by the legislature in the succeeding
15 fiscal year.

16 Sec. 802.

17 Rates charged by the department of transportation for use of state aircraft
18 shall be sufficient to cover the cost of maintenance, operation, repair, and
19 replacement of the aircraft.

20 Sec. 803.

21 (1) Appropriations in section 101 for the air marketing/ incentive program
22 include funds for 3 pilot projects to induce airline companies to provide
23 improved air service to Michigan communities.

24 (2) Before the selection of each pilot project, a market analysis and
25 feasibility study shall be prepared for potential routes which shall include
26 the definition of revenues and expenses estimated for the route under

1 consideration. Costs of the study shall be shared 50% by the state and 50% by
2 local and private sources.

3 (3) Copies of completed feasibility studies and market analyses shall be
4 provided to the house and senate appropriations subcommittees on
5 transportation 30 days prior to the selection of a pilot project.

6 (4) The department shall notify the house and senate appropriations
7 subcommittees on transportation within 10 days after the selection of each
8 pilot project.