HOUSE SUBSTITUTE FOR SENATE BILL NO. 772

A bill to make interim general appropriations for various state departments and agencies, capital outlay, the legislative branch, the judicial branch, and certain other purposes for the period of October 1, 2007 to October 31, 2007; to provide for the expenditure of the appropriations; to provide for the disposition of fees and other income received by various state departments and agencies; to provide for the appointment of special committees; and to declare the effect of this act.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

- 1 PART 1
- 2 Sec. 1. (1) To eliminate any possible disturbance of normal
- 3 state fiscal operations which will occur if the 2007-2008
- 4 appropriations bills are not enacted into law by October 1, 2007

1	and to provide for the uninterrupted continuous operations of state
2	government, there is appropriated for the various state departments
3	and agencies, capital outlay, the legislative branch, the judicial
4	branch, and certain other purposes, for the period from October 1,
5	2007 to October 31, 2007, the amounts authorized in this act.
6	(2) The expenditure of the interim appropriations authorized
7	under this act shall be predicated on activities, programs, or
8	projects for which appropriations were authorized for the fiscal
9	year ending September 30, 2007:
10	APPROPRIATION SUMMARY:
11	Full-time equated unclassified positions 181.5
12	Full-time equated classified positions 56,269.3
13	Full-time equated exempted positions 509.0
14	GROSS APPROPRIATION\$ 2,751,384,400
15	Total interdepartmental grants and intradepartmental
16	transfers 59,405,700
17	ADJUSTED GROSS APPROPRIATION\$ 2,691,978,700
18	Total federal revenues
19	Total local revenues
20	Total private revenues
21	Total other state restricted revenues
22	State general fund/general purpose\$ 977,358,900
23	Sec. 102. DEPARTMENT OF AGRICULTURE
24	Full-time equated unclassified positions 6.0
25	Full-time equated classified positions 682.0
26	Operations, grants, and services\$ 9,186,000

1	GROSS APPROPRIATION	\$ 9,186,000
2	Appropriated from:	
3	Interdepartmental grant revenues:	
4	Total interdepartmental grants and intradepartmental	
5	transfers	864,000
6	Federal revenues:	
7	Total federal revenues	1,961,900
8	Special revenue funds:	
9	Total private revenues	15,300
10	Total other state restricted revenues	3,983,600
11	State general fund/general purpose	\$ 2,361,200
12	Sec. 103. DEPARTMENT OF ATTORNEY GENERAL	
13	Full-time equated unclassified positions 6.0	
13 14	Full-time equated unclassified positions 6.0 Full-time equated classified positions 559.0	
		\$ 5,428,900
14	Full-time equated classified positions 559.0	 5,428,900 5,428,900
14 15	Full-time equated classified positions 559.0 Operations, grants, and services	
14 15 16	Full-time equated classified positions 559.0 Operations, grants, and services	
14 15 16 17	Full-time equated classified positions 559.0 Operations, grants, and services	
14 15 16 17 18	Full-time equated classified positions 559.0 Operations, grants, and services	
14 15 16 17 18	Full-time equated classified positions 559.0 Operations, grants, and services	 5,428,900
14 15 16 17 18 19	Full-time equated classified positions	 5,428,900
14 15 16 17 18 19 20 21	Full-time equated classified positions	 5,428,900 1,128,300
14 15 16 17 18 19 20 21	Full-time equated classified positions	 5,428,900 1,128,300

1	Sec. 104. CAPITAL OUTLAY	
2	Operations, grants, and services\$	18,297,700
3	GROSS APPROPRIATION\$	18,297,700
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	Total interdepartmental grants and intradepartmental	
7	transfers	166,700
8	Federal revenues:	
9	Total federal revenues	12,602,500
10	Special revenue funds:	
11	Total local revenues	1,054,000
12	Total other state restricted revenues	4,474,500
13	State general fund/general purpose\$	0
14	Sec. 105. DEPARTMENT OF CIVIL RIGHTS	
15	Full-time equated unclassified positions 5.0	
16	Full-time equated classified positions 136.0	
17		
	Operations, grants, and services\$	1,154,400
18	Operations, grants, and services	
18 19	_	
	GROSS APPROPRIATION\$	
19	GROSS APPROPRIATION\$ Appropriated from:	
19 20	GROSS APPROPRIATION\$ Appropriated from: Interdepartmental grant revenues:	
19 20 21	GROSS APPROPRIATION\$ Appropriated from: Interdepartmental grant revenues: Total interdepartmental grants and intradepartmental	1,154,400
19 20 21 22	GROSS APPROPRIATION	1,154,400
19 20 21 22 23	GROSS APPROPRIATION	1,154,400

1	State general fund/general purpose	\$	1,003,600
•	G. T. 106 GONGSTITHY GOLLEGE		
2	Sec. 106. COMMUNITY COLLEGES		
3	Operations, grants, and services	\$	26,352,700
4	Funding delay repayment	_	25,759,800
5	GROSS APPROPRIATION	\$	52,112,500
6	Appropriated from:		
7	State general fund/general purpose	\$	52,112,500
8	Sec. 107. DEPARTMENT OF COMMUNITY HEALTH		
9	Full-time equated unclassified positions 6.0		
10	Full-time equated classified positions 4,666.1		
11	Operations, grants, and services	\$_	950,371,000
12	GROSS APPROPRIATION	\$	950,371,000
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	Total interdepartmental grants and intradepartmental		
16	transfers		2,997,300
17	Federal revenues:		
18	Total federal revenues		511,378,700
19	Special revenue funds:		
20	Total local revenues		20,062,100
21	Total private revenues		5,398,100
22	Total other state restricted revenues		148,424,000
23	State general fund/general purpose	\$	262,110,800
24	Sec. 108. DEPARTMENT OF CORRECTIONS		

1	Full-time equated unclassified positions 16.0
2	Full-time equated classified positions 17,782.0
3	Operations, grants, and services\$ 162,801,900
4	GROSS APPROPRIATION\$ 162,801,900
5	Appropriated from:
6	Interdepartmental grant revenues:
7	Total interdepartmental grants and intradepartmental
8	transfers
9	Federal revenues:
10	Total federal revenues
11	Special revenue funds:
12	Total local revenues
13	Total other state restricted revenues 5,648,700
14	State general fund/general purpose\$ 156,062,300
15	Sec. 109. DEPARTMENT OF EDUCATION
16	Full-time equated unclassified positions 6.0
17	Full-time equated classified positions 454.5
18	Operations, grants, and services\$ 7,804,700
19	GROSS APPROPRIATION\$ 7,804,700
20	Appropriated from:
21	Federal revenues:
22	Total federal revenues
23	Special revenue funds:
24	Total local revenues
25	Total private revenues

1	State general fund/general purpose\$ 570,700	
•	G. T. 110 DEDIDENTINE OF THEIR CONTINUES.	
2	Sec. 110. DEPARTMENT OF ENVIRONMENTAL QUALITY	
3	Full-time equated unclassified positions 6.0	
4	Full-time equated classified positions 1,561.7	
5	Operations, grants, and services\$ 35,222,400	-
6	GROSS APPROPRIATION\$ 35,222,400	
7	Appropriated from:	
8	Interdepartmental grant revenues:	
9	Total interdepartmental grants and intradepartmental	
10	transfers	
11	Federal revenues:	
12	Total federal revenues	
13	Special revenue funds:	
14	Total private revenues	
15	Total other state restricted revenues	
16	State general fund/general purpose\$ 2,565,600	
17	Sec. 111. EXECUTIVE OFFICE	
18	Full-time equated unclassified positions 10.0	
19	Full-time equated classified positions 74.2	
20	Operations, grants, and services\$ 439,400	-
21	GROSS APPROPRIATION\$ 439,400	
22	Appropriated from:	
23	State general fund/general purpose\$ 439,400	
_		
24	Sec. 112. HIGHER EDUCATION	

1	Full-time equated classified positions 1.0	
2	Operations, grants, and services	\$ 159,955,300
3	Funding delay repayment	 138,736,000
4	GROSS APPROPRIATION	\$ 298,691,300
5	Appropriated from:	
6	Federal revenues:	
7	Total federal revenues	272,700
8	Special revenue funds:	
9	Total other state restricted revenues	14,518,100
10	State general fund/general purpose	\$ 283,900,500
11	Sec. 113. DEPARTMENT OF HISTORY, ARTS, AND	
12	LIBRARIES	
13	Full-time equated unclassified positions 6.0	
14	Full-time equated classified positions 232.0	
15	Operations, grants, and services	\$ 4,192,400
16	GROSS APPROPRIATION	\$ 4,192,400
17	Appropriated from:	
18	Interdepartmental grant revenues:	
19	Total interdepartmental grants and intradepartmental	
20	transfers	6,600
21	Federal revenues:	
22	Total federal revenues	698,700
23	Special revenue funds:	
24	Total private revenues	48,100
25	Total other state restricted revenues	215,000
26	State general fund/general purpose	\$ 3,224,000

1	Sec. 114. DEPARTMENT OF HUMAN SERVICES
2	Full-time equated unclassified positions 5.0
3	Full-time equated classified positions 10,383.4
4	Operations, grants, and services\$ 375,023,900
5	GROSS APPROPRIATION\$ 375,023,900
6	Appropriated from:
7	Interdepartmental grant revenues:
8	Total interdepartmental grants and intradepartmental
9	transfers 366,900
10	Federal revenues:
11	Total federal revenues
12	Special revenue funds:
13	Total local revenues
14	Total private revenues
15	Total other state restricted revenues 4,934,800
16	State general fund/general purpose \$ 105,636,400
17	Sec. 115. DEPARTMENT OF INFORMATION TECHNOLOGY
18	Full-time equated unclassified positions 6.0
19	Full-time equated classified positions 1,776.4
20	Operations, grants, and services\$ 31,237,200
21	GROSS APPROPRIATION\$ 31,237,200
22	Appropriated from:
23	Interdepartmental grant revenues:
24	Total interdepartmental grants and intradepartmental
25	transfers 31,237,200

1	State general fund/general purpose\$	0
2	Sec. 116. JUDICIARY	
3	Full-time equated exempted positions 509.0	
4	Operations, grants, and services\$ 21,527,3	<u>0 C</u>
5	GROSS APPROPRIATION\$ 21,527,3	0 C
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	Total interdepartmental grants and intradepartmental	
9	transfers 213,6	0 0
10	Federal revenues:	
11	Total federal revenues	0 0
12	Special revenue funds:	
13	Total local revenues	0 0
14	Total private revenues	00
15	Total other state restricted revenues	0 0
16	State general fund/general purpose \$ 13,041,9	00
17	Sec. 117. DEPARTMENT OF LABOR AND ECONOMIC GROWTH	
18	Full-time equated unclassified positions 58.5	
19	Full-time equated classified positions 4,236.5	
20	Operations, grants, and services\$ 105,153,1	<u>0 C</u>
21	GROSS APPROPRIATION\$ 105,153,10	0 C
22	Appropriated from:	
23	Interdepartmental grant revenues:	
24	Total interdepartmental grants and intradepartmental	
25	transfers	0 C

1	Federal revenues:		
2	Total federal revenues		67,498,400
3	Special revenue funds:		
4	Total local revenues		1,316,200
5	Total private revenues		192,800
6	Total other state restricted revenues		30,452,200
7	State general fund/general purpose	\$	3,773,500
8	Sec. 118. LEGISLATURE		
9	Senate	\$	2,603,800
10	Senate fiscal agency		251,100
11	House of representatives		3,905,700
12	House fiscal agency		249,700
13	Legislative council		812,900
14	Legislative service bureau automated data processing.		114,600
15	General nonretirement expenses		377,800
16	Capitol building		197,000
17	Cora Anderson building		680,300
18	Farnum building and other properties	_	80,700
19	GROSS APPROPRIATION	\$	9,273,600
20	Appropriated from:		
21	Special revenue funds:		
22	Total private revenues		33,300
23	Total other state restricted revenues		92,500
24	State general fund/general purpose	\$	9,147,800
25	Sec. 119. LEGISLATIVE AUDITOR GENERAL		

1	Operations, grants, and services	\$ 1,258,900
2	GROSS APPROPRIATION	\$ 1,258,900
3	Appropriated from:	
4	Interdepartmental grant revenues:	
5	Total interdepartmental grants and intradepartmental	
6	transfers	150,100
7	Special revenue funds:	
8	Total other state restricted revenues	128,300
9	State general fund/general purpose	\$ 980,500
10	Sec. 120. DEPARTMENT OF MANAGEMENT AND BUDGET	
11	Full-time equated unclassified positions 7.0	
12	Full-time equated classified positions 992.5	
13	Operations, grants, and services	\$ 22,521,700
14	State building authority rent	 37,596,900
15	GROSS APPROPRIATION	\$ 60,118,600
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	Total interdepartmental grants and intradepartmental	
19	transfers	13,336,600
20	Federal revenues:	
21	Total federal revenues	372,000
22	Special revenue funds:	
23	Total local revenues	141,700
24	Total private revenues	12,500
25	Total other state restricted revenues	5,294,800
26	State general fund/general purpose	\$ 40,961,000

1	Sec. 121. MICHIGAN STRATEGIC FUND
2	Full-time equated classified positions 152.0
3	Operations, grants, and services\$ 7,152,200
4	GROSS APPROPRIATION\$ 7,152,200
5	Appropriated from:
6	Interdepartmental grant revenues:
7	Total interdepartmental grants and intradepartmental
8	transfers 6,600
9	Federal revenues:
10	Total federal revenues
11	Special revenue funds:
12	Total local revenues
13	Total other state restricted revenues 400
14	State general fund/general purpose\$ 2,454,800
15	Sec. 122. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS
16	Full-time equated unclassified positions 7.0
17	Full-time equated classified positions 1,015.0
18	Operations, grants, and services\$ 10,313,500
19	GROSS APPROPRIATION\$ 10,313,500
20	Appropriated from:
21	Interdepartmental grant revenues:
22	Total interdepartmental grants and intradepartmental
23	transfers
24	Federal revenues:
25	Total federal revenues

1	Special revenue funds:	
2	Total local revenues	1,400
3	Total private revenues	,100
4	Total other state restricted revenues 2,233	3,000
5	State general fund/general purpose\$ 3,275	5,000
6	Sec. 123. DEPARTMENT OF NATURAL RESOURCES	
7	Full-time equated unclassified positions 6.0	
8	Full-time equated classified positions 2,086.4	
9	Operations, grants, and services\$ 23,602	2,500
10	GROSS APPROPRIATION\$ 23,602	2,500
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	Total interdepartmental grants and intradepartmental	
14	transfers 303	L,600
15	Federal revenues:	
16	Total federal revenues	7,900
17	Special revenue funds:	
18	Total private revenues	,400
19	Total other state restricted revenues	3,500
20	State general fund/general purpose\$ 2,024	1,100
21	Sec. 124. DEPARTMENT OF STATE	
22	Full-time equated unclassified positions 6.0	
23	Full-time equated classified positions 1,853.8	
24	Operations, grants, and services\$ 16,565	5,300
25	GROSS APPROPRIATION\$ 16,569	5,300

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	Total interdepartmental grants and intradepartmental	
4	transfers	1,666,700
5	Federal revenues:	
6	Total federal revenues	266,000
7	Special revenue funds:	
8	Total private revenues	100
9	Total other state restricted revenues	13,152,700
10	State general fund/general purpose	\$ 1,479,800
11	Sec. 125. DEPARTMENT OF STATE POLICE	
12	Full-time equated unclassified positions 3.0	
13	Full-time equated classified positions 2,892.0	
14	Operations, grants, and services	\$ 47,206,800
15	GROSS APPROPRIATION	\$ 47,206,800
16	Appropriated from:	
17	Interdepartmental grant revenues:	
18	Total interdepartmental grants and intradepartmental	
19	transfers	2,154,600
20	Federal revenues:	
21	Total federal revenues	14,111,800
22	Special revenue funds:	
23	Total local revenues	705,100
24	Total private revenues	40,000
25	Total other state restricted revenues	9,929,800
26	State general fund/general purpose	\$ 20,265,500

1	Sec. 126. STATE TRANSPORTATION DEPARTMENT	
2	Full-time equated unclassified positions 6.0	
3	Full-time equated classified positions 3,030.3	
4	Operations, grants, and services	\$ 266,714,300
5	Debt service	 17,060,400
6	GROSS APPROPRIATION	\$ 283,774,700
7	Appropriated from:	
8	Federal revenues:	
9	Total federal revenues	92,913,600
10	Special revenue funds:	
11	Total local revenues	3,958,300
12	Total other state restricted revenues	186,902,800
13	State general fund/general purpose	\$ 0
14	Sec. 127. DEPARTMENT OF TREASURY	
14 15	Sec. 127. DEPARTMENT OF TREASURY Full-time equated unclassified positions 9.0	
15	Full-time equated unclassified positions 9.0	\$ 32,595,200
15 16	Full-time equated unclassified positions 9.0 Full-time equated classified positions 1,697.5	\$ 32,595,200 2,100,000
15 16 17	Full-time equated unclassified positions 9.0 Full-time equated classified positions 1,697.5 Operations, grants, and services	\$
15 16 17 18	Full-time equated unclassified positions 9.0 Full-time equated classified positions 1,697.5 Operations, grants, and services	2,100,000 112,326,000
15 16 17 18 19	Full-time equated unclassified positions 9.0 Full-time equated classified positions 1,697.5 Operations, grants, and services	 2,100,000 112,326,000
15 16 17 18 19	Full-time equated unclassified positions 9.0 Full-time equated classified positions 1,697.5 Operations, grants, and services	 2,100,000 112,326,000 66,453,000
15 16 17 18 19 20 21	Full-time equated unclassified positions	 2,100,000 112,326,000 66,453,000
15 16 17 18 19 20 21	Full-time equated unclassified positions	 2,100,000 112,326,000 66,453,000

1	Federal revenues:	
2	Total federal revenues	2,960,200
3	Special revenue funds:	
4	Total local revenues	87,100
5	Total other state restricted revenues	201,882,500
6	State general fund/general purpose	\$ 7,428,800

7 PART 2

- 8 Sec. 201. (1) Upon enactment of the respective full fiscal
- 9 year appropriation acts for the fiscal year ending September 30,
- 10 2008, authority for interim appropriations authorized by this act
- 11 for a department or other purpose shall terminate.
- 12 (2) All obligations incurred and expenditures made under this
- 13 act shall become the obligations and expenditures authorized under
- 14 the appropriate line items in the respective full fiscal year
- **15** appropriation act.
- 16 Sec. 203. (1) There is created a special committee of the
- 17 house of representatives to consist of 5 members and a special
- 18 committee of the senate to consist of 5 members to be appointed in
- 19 the same manner as standing committees of the house of
- 20 representatives and senate are appointed. The 2 committees shall
- 21 function during the 2007 regular session of the legislature and
- 22 until October 31, 2007. After consulting with and receiving advice
- 23 from the special committees of the house of representatives and
- 24 senate, the state budget director shall recommend for approval to
- 25 the state administrative board allotments as the state budget

- 1 director considers necessary to fulfill the intent of this act and
- 2 balance spending with estimates of current available revenues. The
- 3 state budget director shall transmit a written report to each
- 4 member of the senate and house of representatives appropriations
- 5 committees listing any allotments made under this section which
- 6 deviate from the amounts authorized in this act to the various
- 7 departments, agencies, boards, commissions, offices, and for other
- 8 purposes for the fiscal year ending September 30, 2007.
- 9 (2) The state budget director shall report to and provide data
- 10 relating to the current status of authorized allotments to the
- 11 appropriate committee, when requested by the chairperson of the
- 12 house of representatives or senate appropriations committee.

13 DEPARTMENT OF CIVIL RIGHTS

- 14 Sec. 350. (1) In addition to the appropriations contained in
- 15 part 1, the department of civil rights may receive and expend funds
- 16 from local or private sources for all of the following purposes:
- 17 (a) Developing and presenting training for employers on equal
- 18 employment opportunity law and procedures.
- 19 (b) The publication and sale of civil rights related
- 20 informational material.
- 21 (c) The provision of copy material made available under
- 22 freedom of information requests.
- 23 (d) Other copy fees, subpoena fees, and witness fees.
- 24 (e) Developing, presenting, and participating in mediation
- 25 processes for certain civil rights cases.
- (f) Workshops, seminars, and recognition or award programs

- 1 consistent with the programmatic mission of the individual unit
- 2 sponsoring or coordinating the programs.
- 3 (2) The department of civil rights shall annually report to
- 4 the state budget director, the senate and house of representatives
- 5 standing committees on appropriations, and the senate and house
- 6 fiscal agencies the amount of funds received and expended for
- 7 purposes authorized under this section.

DEPARTMENT OF COMMUNITY HEALTH

- 9 Sec. 375. A county required under the provisions of the mental
- 10 health code, 1974 PA 258, MCL 330.1001 to 330.2106, to provide
- 11 matching funds to a CMHSP for mental health services rendered to
- 12 residents in its jurisdiction shall pay the matching funds in equal
- 13 installments on not less than a quarterly basis throughout the
- 14 fiscal year, with the first payment being made by October 1, 2007.
- 15 Sec. 376. The department may make available to interested
- 16 entities customized listings of nonconfidential information in its
- 17 possession, such as names and addresses of licensees. The
- 18 department may establish and collect a reasonable charge to provide
- 19 this service. The revenue received from this service shall be used
- 20 to offset expenses to provide the service. Any balance of this
- 21 revenue collected and unexpended at the end of the fiscal year
- 22 shall revert to the appropriate restricted fund.
- 23 Sec. 377. If a county that has participated in a district
- 24 health department or an associated arrangement with other local
- 25 health departments takes action to cease to participate in such an
- 26 arrangement after October 1, 2007, the department shall have the

- 1 authority to assess a penalty from the local health department's
- 2 operational accounts in an amount equal to no more than 5% of the
- 3 local health department's local public health operations funding.
- 4 This penalty shall only be assessed to the local county that
- 5 requests the dissolution of the health department.
- 6 Sec. 378. (1) Funds appropriated in part 1 for local public
- 7 health operations shall be prospectively allocated to local health
- 8 departments to support immunizations, infectious disease control,
- 9 sexually transmitted disease control and prevention, hearing
- 10 screening, vision services, food protection, public water supply,
- 11 private groundwater supply, and on-site sewage management. Food
- 12 protection shall be provided in consultation with the Michigan
- 13 department of agriculture. Public water supply, private groundwater
- 14 supply, and on-site sewage management shall be provided in
- 15 consultation with the Michigan department of environmental quality.
- 16 (2) Local public health departments will be held to
- 17 contractual standards for the services in subsection (1).
- 18 (3) Distributions in subsection (1) shall be made only to
- 19 counties that maintain local spending in fiscal year 2007-2008 of
- 20 at least the amount expended in fiscal year 1992-1993 for the
- 21 services described in subsection (1).
- 22 (4) By April 1, 2008, the department shall make available upon
- 23 request a report to the senate or house of representatives
- 24 appropriations subcommittee on community health, the senate or
- 25 house fiscal agency, or the state budget director on the planned
- 26 allocation of the funds appropriated for local public health
- 27 operations.

- 1 Sec. 379. The area agencies and local providers may receive
- 2 and expend fees for the provision of day care, care management,
- 3 respite care, and certain eligible home- and community-based
- 4 services. The fees shall be based on a sliding scale, taking client
- 5 income into consideration. The fees shall be used to expand
- 6 services.
- 7 Sec. 380. (1) For care provided to medical services recipients
- 8 with other third-party sources of payment, medical services
- 9 reimbursement shall not exceed, in combination with such other
- 10 resources, including Medicare, those amounts established for
- 11 medical services-only patients. The medical services payment rate
- 12 shall be accepted as payment in full. Other than an approved
- 13 medical services copayment, no portion of a provider's charge shall
- 14 be billed to the recipient or any person acting on behalf of the
- 15 recipient. Nothing in this section shall be considered to affect
- 16 the level of payment from a third-party source other than the
- 17 medical services program. The department shall require a
- 18 nonenrolled provider to accept medical services payments as payment
- **19** in full.
- 20 (2) Notwithstanding subsection (1), medical services
- 21 reimbursement for hospital services provided to dual
- 22 Medicare/medical services recipients with Medicare part B coverage
- 23 only shall equal, when combined with payments for Medicare and
- 24 other third-party resources, if any, those amounts established for
- 25 medical services-only patients, including capital payments.
- 26 Sec. 381. (1) For fee-for-service recipients who do not reside
- 27 in nursing homes, the pharmaceutical dispensing fee shall be \$2.50

- 1 or the pharmacy's usual or customary cash charge, whichever is
- 2 less. For nursing home residents, the pharmaceutical dispensing fee
- 3 shall be \$2.75 or the pharmacy's usual or customary cash charge,
- 4 whichever is less.
- 5 (2) The department shall require a prescription copayment for
- 6 Medicaid recipients of \$1.00 for a generic drug and \$3.00 for a
- 7 brand-name drug, except as prohibited by federal or state law or
- 8 regulation.
- 9 Sec. 382. (1) The department shall use procedures and rebates
- 10 amounts specified under section 1927 of title XIX, 42 USC 1396r-8,
- 11 to secure quarterly rebates from pharmaceutical manufacturers for
- 12 outpatient drugs dispensed to participants in the MIChild program,
- 13 maternal outpatient medical services program, children's special
- 14 health care services, and adult benefit waiver program.
- 15 (2) For products distributed by pharmaceutical manufacturers
- 16 not providing quarterly rebates as listed in subsection (1), the
- 17 department may require preauthorization.
- 18 Sec. 383. (1) The department shall require copayments on
- 19 dental, podiatric, chiropractic, vision, and hearing aid services
- 20 provided to Medicaid recipients, except as prohibited by federal or
- 21 state law or regulation.
- 22 (2) Except as otherwise prohibited by federal or state law or
- 23 regulations, the department shall require Medicaid recipients to
- 24 pay the following copayments:
- 25 (a) Two dollars for a physician office visit.
- 26 (b) Six dollars for a hospital emergency room visit.
- (c) Fifty dollars for the first day of an inpatient hospital

- 1 stay.
- 2 (d) One dollar for an outpatient hospital visit.
- 3 Sec. 384. An institutional provider that is required to submit

- 4 a cost report under the medical services program shall submit cost
- 5 reports completed in full within 5 months after the end of its
- 6 fiscal year.
- 7 Sec. 385. All nursing home rates, class I and class III, must
- 8 have their respective fiscal year rate set 30 days prior to the
- 9 beginning of their rate year. Rates may take into account the most
- 10 recent cost report prepared and certified by the preparer, provider
- 11 corporate owner or representative as being true and accurate, and
- 12 filed timely, within 5 months of the fiscal year end in accordance
- 13 with Medicaid policy. If the audited version of the last report is
- 14 available, it shall be used. Any rate factors based on the filed
- 15 cost report may be retroactively adjusted upon completion of the
- 16 audit of that cost report.
- 17 Sec. 386. (1) As may be allowed by federal law or regulation,
- 18 the department may use funds provided by a local or intermediate
- 19 school district, which have been obtained from a qualifying health
- 20 system, as the state match required for receiving federal Medicaid
- 21 or children health insurance program funds. Any such funds received
- 22 shall be used only to support new school-based or school-linked
- 23 health services.
- 24 (2) A qualifying health system is defined as any health care
- 25 entity licensed to provide health care services in the state of
- 26 Michigan, that has entered into a contractual relationship with a
- 27 local or intermediate school district to provide or manage school-

- 1 based or school-linked health services.
- 2 Sec. 387. The funds appropriated in part 1 for forensic mental
- 3 health services provided to the department of corrections are in
- 4 accordance with the interdepartmental plan developed in cooperation
- 5 with the department of corrections. The department is authorized to
- 6 receive and expend funds from the department of corrections in
- 7 addition to the appropriations in part 1 to fulfill the obligations
- 8 outlined in the interdepartmental agreements.

9 DEPARTMENT OF CORRECTIONS

- 10 Sec. 400. The department may charge fees and collect revenues
- 11 in excess of appropriations in part 1 not to exceed the cost of
- 12 offender services and programming, employee meals, parolee loans,
- 13 academic/vocational services, custody escorts, compassionate
- 14 visits, union steward activities, public work programs, and
- 15 services provided to units of government. The revenues and fees
- 16 collected are appropriated for all expenses associated with these
- 17 services and activities.
- 18 Sec. 406. (1) The department shall administer a county jail
- 19 reimbursement program from the funds appropriated in part 1 for the
- 20 purpose of reimbursing counties for housing in jails felons who
- 21 otherwise would have been sentenced to prison.
- 22 (2) The county jail reimbursement program shall reimburse
- 23 counties for housing and custody of convicted felons if the
- 24 conviction was for a crime committed on or after January 1, 1999
- 25 and 1 of the following applies:
- 26 (a) The felon's sentencing guidelines recommended range upper

- 1 limit is more than 18 months, the felon's sentencing guidelines
- 2 recommended range lower limit is 12 months or less, the felon's
- 3 prior record variable score is 35 or more points, and the felon's
- 4 sentence is not for commission of a crime in crime class G or crime
- 5 class H under chapter XVII of the code of criminal procedure, 1927
- 6 PA 175, MCL 777.1 to 777.69.
- 7 (b) The felon's minimum sentencing guidelines range minimum is
- 8 more than 12 months.
- 9 (3) State reimbursement under this section for prisoner
- 10 housing and custody expenses per diverted offender shall be \$43.50
- 11 per diem for up to a 1-year total.

12 DEPARTMENT OF EDUCATION

- 13 Sec. 425. (1) Upon receipt of the federal drug-free grant, the
- 14 department shall allocate \$225,000.00 of the grant to the safe
- 15 school program within the department. The safe school program shall
- 16 work with local school boards, parents of enrolled students, law
- 17 enforcement agencies, community leaders, and the office of drug
- 18 control policy for the prevention of school violence. The safe
- 19 school program shall develop and implement, and serve as
- 20 coordinator of, a statewide clearinghouse for information, program
- 21 development, model programs and policies, and technical assistance
- 22 on school violence prevention.
- 23 (2) To accomplish its functions under this section, the safe
- 24 school program shall do all of the following:
- 25 (a) Coordinate with the office of drug control policy in the
- 26 department of community health to ensure that there is a meaningful

1 linkage between the efforts under this act to provide safe schools

- 2 and the initiatives undertaken through that office, including, but
- 3 not limited to, school districts' safe and drug-free school plans,
- 4 and to facilitate timely applications for and distribution of
- 5 available grant money.
- 6 (b) Provide through the Internet the availability to access,
- 7 and provide through the Internet information regarding, the state
- 8 model policy on locker searches, the state model policy on firearm
- 9 safety and awareness, and any other state or local safety policies
- 10 that the office considers exemplary.
- 11 (c) Advance, promote, and encourage the awareness and use of
- 12 the state police anti-violence hotline.
- Sec. 427. For each student enrolled at the Michigan schools
- 14 for the deaf and blind, the department shall assess the
- 15 intermediate school district of residence 100% of the cost of
- 16 operating the student's instructional program. The amount shall
- 17 exclude room and board related costs and the cost of weekend
- 18 transportation between the school and the student's home.
- 19 Sec. 429. (1) The department may assess rent or lease excess
- 20 property located on the campus of the Michigan schools for the deaf
- 21 and blind in Flint to private or publicly funded organizations.
- 22 (2) In addition to those funds appropriated in part 1, the
- 23 department may receive and expend additional funds from lease
- 24 agreements at the Michigan schools for the deaf and blind Flint
- 25 campus that have been negotiated with the approval of the
- 26 department of management and budget. These funds are appropriated
- 27 to the department for the operation, maintenance, and renovation

1 expenses associated with the leased space.

DEPARTMENT OF ENVIRONMENTAL QUALITY

- 3 Sec. 450. (1) The department of environmental quality is
- 4 authorized to expend amounts remaining from the current and prior
- 5 fiscal year appropriations to meet funding needs of legislatively
- 6 approved sites for the environmental cleanup and redevelopment
- 7 program and the leaking underground storage tank cleanup program.
- 8 (2) Unexpended and unencumbered amounts remaining from
- 9 appropriations from the environmental protection bond fund
- 10 contained in 2003 PA 173 and 2006 PA 343 are appropriated for
- 11 expenditure for any site listed in this act and any site listed in
- 12 the public acts referenced in this section.
- 13 (3) Unexpended and unencumbered amounts remaining from
- 14 appropriations from the cleanup and redevelopment fund and
- 15 unclaimed bottle deposits fund contained in 2003 PA 171, 2003 PA
- 16 173, 2003 PA 237, and 2004 PA 350 are appropriated for expenditure
- 17 for any site listed in this act and any site listed in the public
- 18 acts referenced in this section.
- 19 (4) Unexpended and unencumbered amounts remaining from
- 20 appropriations from the clean Michigan initiative fund response
- 21 activities contained in 2000 PA 52, 2001 PA 120, 2003 PA 173, 2003
- 22 PA 237, 2004 PA 309, 2004 PA 350, 2005 PA 11, and 2006 PA 343 are
- 23 appropriated for expenditure for any site listed in this act and
- 24 any site listed in the public acts referenced in this section.
- 25 (5) Unexpended and unencumbered amounts remaining from
- 26 appropriations from the environmental protection fund contained in

- 1 2001 PA 43, 2002 PA 520, 2003 PA 171, and 2004 PA 350 are
- 2 appropriated for expenditure for any site listed in this act and
- 3 any site listed in the public acts referenced in this section.
- 4 (6) Unexpended and unencumbered amounts remaining from
- 5 appropriations from the refined petroleum fund activities contained
- 6 in 2005 PA 154 and 2006 PA 343 are appropriated for expenditure for
- 7 any site listed in this act and any site listed in the public acts
- 8 referenced in this section.

9 DEPARTMENT OF HISTORY, ARTS, AND LIBRARIES

- Sec. 500. (1) The department may provide and enter into
- 11 agreements to provide general services, training, meetings,
- 12 information, special equipment, software, and facility use, and
- 13 technical consulting services to other principal executive
- 14 departments, state agencies, local units of government, the
- 15 judicial branch of government, other organizations, and patrons of
- 16 department facilities. Fees for services shall be reasonably
- 17 related to the cost of providing the services and shall be used to
- 18 offset the costs of the services. The department may receive and
- 19 expend funds in addition to those authorized in part 1 for the
- 20 following:
- 21 (a) Supplying census-related information and technical
- 22 services, publications, statistical studies, population projections
- 23 and estimates, and other demographic products.
- 24 (b) Microfilming and other document and data imaging services,
- 25 media, storage, and copies.
- 26 (c) Patron copier and document reproduction services and

- 1 copies.
- 2 (d) Conferences, training classes, exhibits, programs, and

- 3 workshops conducted as part of the department's mission.
- 4 (e) Use of specialized equipment, facilities, and software
- 5 that permit distance learning and meetings, and group decision
- 6 making.
- 7 (f) Special services including the rental of department
- 8 exhibits and collections.
- **9** (g) Application fees.
- 10 (h) Grants, gifts, and bequests, including those for capital
- 11 projects.
- 12 (2) The funds received under this section shall be deposited
- in and expended from the history, arts, and libraries fund
- 14 established in section 216 of this article.
- 15 Sec. 516. (1) A fund known as the history, arts, and libraries
- 16 fund is created in the department. The fund shall be used to
- 17 receive and expend funds in addition to those authorized in part 1.
- 18 The fund balance may be carried forward for expenditure in
- 19 subsequent fiscal years.
- 20 (2) The department shall provide a report to the senate and
- 21 house of representatives appropriations subcommittees on history,
- 22 arts, and libraries of all revenues to and expenditures from the
- 23 history, arts, and libraries fund. The report shall include an
- 24 estimated fund balance for the fiscal year ending September 30,
- 25 2007. The report is due November 1, 2007.
- 26 Sec. 520. Funds collected by the department under sections 3,
- 27 6, 7, and 7a of 1913 PA 271, MCL 399.3, 399.6, 399.7, and 399.7a,

- 1 are appropriated to the department for the purposes for which they
- 2 were received, are allocated for expenditure upon receipt and may
- 3 be carried forward for expenditure in subsequent fiscal years.

4 DEPARTMENT OF HUMAN SERVICES

- 5 Sec. 550. From the funds appropriated in part 1 for foster
- 6 care, the department shall provide 50% reimbursement to Indian
- 7 tribal governments for foster care expenditures for children who
- 8 are under the jurisdiction of Indian tribal courts and who are not
- 9 otherwise eliqible for federal foster care cost sharing.
- 10 Sec. 552. Agencies receiving teenage parent counseling funds
- 11 shall provide at least 10% in matching funds, through any
- 12 combination of local, state, or federal funds or in-kind or other
- 13 donations.
- 14 Sec. 554. From the funds appropriated in part 1, the
- 15 department shall make claims for and pay to local units of
- 16 government a portion of federal title IV-E revenues earned as a
- 17 result of eligible costs incurred by local units of government.
- 18 Sec. 556. Counties shall be subject to 50% charge-back for the
- 19 use of alternative regional detention services, if those detention
- 20 services do not fall under the basic provision of section 117e of
- 21 the social welfare act, 1939 PA 280, MCL 400.117e, or if a county
- 22 operates those detention services programs primarily with
- 23 professional rather than volunteer staff.
- Sec. 558. (1) The appropriations in part 1 assume a total
- 25 federal child support incentive payment of \$26,500,000.00.
- (2) From the federal money received for child support

- 1 incentive payments, \$12,000,000.00 shall be retained by the state
- 2 and expended for child support program expenses.
- 3 (3) From the federal money received for child support
- 4 incentive payments, \$14,500,000.00 shall be paid to the counties
- 5 based on each county's performance level for each of the federal
- 6 performance measures as established in the code of federal
- 7 regulations, CFR 45.305.2.
- 8 (4) If the child support incentive payment to the state from
- 9 the federal government is greater than \$26,500,000.00, then 100% of
- 10 the excess shall be retained by the state and is appropriated until
- 11 the total retained by the state reaches \$15,397,400.00.
- 12 (5) If the child support incentive payment to the state from
- 13 the federal government is greater than the amount needed to satisfy
- 14 the provisions identified in subsections (1), (2), (3), and (4),
- 15 the additional funds shall be subject to appropriation by the
- 16 legislature.
- 17 (6) If the child support incentive payment to the state from
- 18 the federal government is less than \$26,500,000.00, then the state
- 19 and county share shall each be reduced by 50% of the shortfall.
- Sec. 560. The department shall assess fees in the licensing
- 21 and regulation of child care organizations as defined in 1973 PA
- 22 116, MCL 722.111 to 722.128, and adult foster care facilities as
- 23 defined in the adult foster care facility licensing act, 1979 PA
- 24 218, MCL 400.701 to 400.737. Fees collected by the department shall
- 25 be used exclusively for the purpose of licensing and regulating
- 26 child care organizations and adult foster care facilities.

DEPARTMENT OF INFORMATION TECHNOLOGY

- 2 Sec. 575. (1) Funds appropriated in part 1 for the Michigan
- 3 public safety communications system shall be expended upon approval
- 4 of an expenditure plan by the state budget director.
- 5 (2) The department of information technology shall assess all
- 6 subscribers of the Michigan public safety communications system
- 7 reasonable access and maintenance fees.
- 8 (3) All money received by the department of information
- 9 technology under this section shall be expended for the support and
- 10 maintenance of the Michigan public safety communications system.
- 11 (4) The department of information technology shall provide a
- 12 report to the senate and house of representatives standing
- 13 committees on appropriations, the senate and house fiscal agencies,
- 14 and the state budget director on April 15 and on October 15,
- 15 indicating the amount of revenue collected under this section and
- 16 expended for support and maintenance of the Michigan public safety
- 17 communications system for the immediately preceding 6-month period.
- 18 Any deposits made under this section and unencumbered funds are
- 19 restricted revenues and may be carried forward into succeeding
- 20 fiscal years.

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21 JUDICIAL BRANCH

- 22 Sec. 580. (1) The direct trial court automation support
- 23 program of the state court administrative office shall recover
- 24 direct and overhead costs from trial courts by charging for
- 25 services rendered. The fee shall cover the actual costs incurred to
- 26 the direct trial court automation support program in providing the

- 1 service, including development of future versions of case
- 2 management systems. A report of amounts collected in excess of
- 3 funds identified as user service charges in part 1 shall be
- 4 submitted to the state budget director and to the house and senate
- 5 appropriations subcommittees on judiciary 30 days before
- 6 expenditure by the direct trial court automation support program.
- 7 (2) From funds appropriated in part 1, the direct trial court
- 8 automation support program of the state court administrative office
- 9 shall provide to the state budget director, the senate and house
- 10 appropriations committees, and the senate and house fiscal agencies
- 11 before January 1 of each year, a detailed list of user service
- 12 charges collected during the immediately preceding state fiscal
- 13 year.

14 DEPARTMENT OF LABOR AND ECONOMIC GROWTH

- 15 Sec. 600. The funds collected by the office of financial and
- 16 insurance services in connection with a conservatorship pursuant to
- 17 section 32 of the mortgage brokers, lenders, and servicers
- 18 licensing act, 1987 PA 173, MCL 445.1682, shall be appropriated for
- 19 all expenses necessary to provide for the required services. Funds
- 20 are available for expenditure when they are received by the
- 21 department of treasury and shall not lapse to the general fund at
- 22 the end of the fiscal year.
- 23 Sec. 602. The funds collected by the department from
- 24 corporations being liquidated pursuant to the insurance code of
- 25 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be appropriated
- 26 for all expenses necessary to provide for the required services.

- 1 Funds are available for expenditure when they are received by the
- 2 department of treasury and shall not lapse to the general fund at
- 3 the end of the fiscal year.
- 4 Sec. 604. The department may make available to interested
- 5 entities otherwise unavailable customized listings of
- 6 nonconfidential information in its possession, such as names and
- 7 addresses of licensees, and charge for this information as follows:
- 8 base fee for 1 to 1,000 records at the cost to the department;
- 9 1,001 to 10,000 records at 2.5 cents per record; and 10,001 or more
- 10 records at .5 cents per record. The revenue received from this
- 11 service may be used to offset expenses of programs as appropriated
- 12 in part 1. The balance of this revenue collected and unexpended at
- 13 the end of the fiscal year shall revert to the appropriate
- 14 restricted revenue account or fund or, in absence of such an
- 15 account or fund, to the general fund. The department shall submit
- 16 an annual report on or before December 1 of each year to the state
- 17 budget office and the subcommittees that states the amount of
- 18 revenue received from the sale of information.
- 19 Sec. 606. Money appropriated under this article for the bureau
- 20 of fire services shall not be expended unless, in accordance with
- 21 section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c,
- 22 inspection and plan review fees will be charged according to the
- 23 following schedule:
- Operation and maintenance inspection fee
- 25 Facility type Facility size Fee
- 26 Hospitals Any \$8.00 per bed
- 27 Plan review and construction inspection fees for

hospitals and schools

2 Project cost range Fee

3 \$101,000.00 or less minimum fee of \$155.00

- **4** \$101,001.00 to \$1,500,000.00 \$1.60 per \$1,000.00
- **5** \$1,500,001.00 to \$10,000,000.00 \$1.30 per \$1,000.00
- 6 \$10,000,001.00 or more \$1.10 per \$1,000.00
- 7 or a maximum fee of \$60,000.00.
- 8 Sec. 608. The department shall sell documents at a price not
- 9 to exceed the cost of production and distribution. Money received
- 10 from the sale of these documents shall revert to the department.
- 11 The funds are available for expenditure when they are received by
- 12 the department of treasury and may only be used for costs directly
- 13 related to the continued updating and distribution of the documents
- 14 pursuant to this section. This section applies only for the
- 15 following documents:
- 16 (a) Corporation and securities division documents, reports,
- 17 and papers required or permitted by law pursuant to section 1060(5)
- 18 of the business corporation act, 1972 PA 284, MCL 450.2060.
- 19 (b) The subdivision control manual, the state boundary
- 20 commission operations manual, and other local government assistance
- 21 manuals.
- 22 (c) The Michigan liquor control code of 1998, 1998 PA 58, MCL
- 23 436.1101 to 436.2303.
- 24 (d) The mobile home commission act, 1987 PA 96, MCL 125.2301
- 25 to 125.2349; the business corporation act, 1972 PA 284, MCL
- 26 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162,
- 27 MCL 450.2101 to 450.3192; and the uniform securities act, 1964 PA

- 1 265, MCL 451.501 to 451.818.
- 2 (e) Labor law books.
- 3 (f) Worker's compensation health care services rules.
- 4 (q) Construction code manuals.
- 5 (h) Copies of transcripts from administrative law hearings.

- 6 Sec. 610. In addition to the amounts appropriated in part 1
- 7 for the administration of the land bank fast track authority, the
- 8 authority may expend revenues received under the land bank fast
- 9 track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes
- 10 authorized by the act including, but not limited to, the
- 11 acquisition, lease, management, demolition, maintenance, or
- 12 rehabilitation of real or personal property, payment of debt
- 13 service for notes or bonds issued by the authority, and other
- 14 expenses to clear or quiet title property held by the authority.
- 15 Sec. 612. Funds collected by the department under sections 55,
- 16 57, 58, and 59 of the administrative procedures act of 1969, 1969
- 17 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of
- 18 the legislative council act, 1986 PA 268, MCL 4.1203, are
- 19 appropriated for all expenses necessary to provide for the cost of
- 20 publication and distribution. The funds appropriated under this
- 21 section are allotted for expenditure when they are received by the
- 22 department of treasury and shall not lapse to the general fund at
- 23 the end of the fiscal year.
- 24 Sec. 614. The department may carry into the succeeding fiscal
- 25 year unexpended federal pass-through funds to local institutions
- 26 and governments that do not require additional state matching
- 27 funds. Federal pass-through funds to local institutions and

1 governments that are received in amounts in addition to those

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- 2 included in part 1 and that do not require additional state
- 3 matching funds are appropriated for the purposes intended.

4 DEPARTMENT OF MANAGEMENT AND BUDGET

- 5 Sec. 625. (1) The department of management and budget may
- 6 receive and expend funds in addition to those authorized by part 1
- 7 for maintenance and operation services provided specifically to
- 8 other principal executive departments or state agencies, the
- 9 legislative branch, the judicial branch, or private tenants, or
- 10 provided in connection with facilities transferred to the
- 11 operational jurisdiction of the department of management and
- 12 budget.
- 13 (2) The department of management and budget may receive and
- 14 expend funds in addition to those authorized by part 1 for real
- 15 estate, architectural, design, and engineering services provided
- 16 specifically to other principal executive departments or state
- 17 agencies, the legislative branch, or the judicial branch.
- 18 (3) The department of management and budget may receive and
- 19 expend funds in addition to those authorized in part 1 for mail
- 20 pickup and delivery services provided specifically to other
- 21 principal executive departments and state agencies, the legislative
- 22 branch, or the judicial branch.
- 23 (4) The department of management and budget may receive and
- 24 expend funds in addition to those authorized in part 1 for
- 25 purchasing services provided specifically to other principal
- 26 executive departments and state agencies, the legislative branch,

- 1 or the judicial branch.
- 2 Sec. 627. (1) The source of financing in part 1 for statewide

- 3 appropriations shall be funded by assessments against longevity and
- 4 insurance appropriations throughout state government in a manner
- 5 prescribed by the department of management and budget. Funds shall
- 6 be used as specified in joint labor/management agreements or
- 7 through the coordinated compensation hearings process. Any deposits
- 8 made under this subsection and any unencumbered funds are
- 9 restricted revenues, may be carried over into the succeeding fiscal
- 10 years, and are appropriated.
- 11 (2) In addition to the funds appropriated in part 1 for
- 12 statewide appropriations, the department of management and budget
- 13 may receive and expend funds in such additional amounts as may be
- 14 specified in joint labor/management agreements or through the
- 15 coordinated compensation hearings process in the same manner and
- 16 subject to the same conditions as prescribed in subsection (1).
- 17 CIVIL SERVICE
- 18 Sec. 635. (1) All restricted funds shall be assessed a sum not
- 19 less than 1% of the total aggregate payroll paid from those funds
- 20 for financing the department of civil service on the basis of
- 21 actual 1% restricted sources total aggregate payroll of the
- 22 classified service for fiscal year 2006 in accordance with section
- 23 5 of article XI of the state constitution of 1963. This includes,
- 24 but is not limited to, restricted funds appropriated in part 1 of
- 25 any appropriations act. Unexpended 1% appropriated funds shall be
- 26 returned to each 1% fund source at the end of the fiscal year.
- 27 (2) The 1% appropriations in part 1 are estimates of actual 1%

1 charges based on payroll appropriations. With the approval of the

- 2 state budget director, the department is authorized to adjust
- 3 financing sources for civil service 1% charges based on actual
- 4 payroll expenditures, provided that such adjustments do not
- 5 increase the total appropriation for the department of civil
- 6 service.
- 7 (3) The 1% financing from restricted sources shall be credited
- 8 to the department of civil service by the end of the second fiscal
- 9 quarter.
- 10 Sec. 637. The appropriation in part 1 to the department of
- 11 civil service, for state-sponsored group insurance, flexible
- 12 spending accounts, and COBRA, represents amounts, in part, included
- 13 within the various appropriations throughout state government for
- 14 the current fiscal year to fund the flexible spending account
- 15 program included within the department of civil service. Deposits
- 16 against state-sponsored group insurance, flexible spending
- 17 accounts, and COBRA for the flexible spending account program shall
- 18 be made from assessments levied during the current fiscal year in a
- 19 manner prescribed by the department of civil service. Unspent
- 20 employee contributions to the flexible spending accounts may be
- 21 used to offset administrative costs for the flexible spending
- 22 account program, with any remaining balance of unspent employee
- 23 contributions to be lapsed to the general fund.
- 24 STATE BUILDING AUTHORITY
- Sec. 645. (1) Subject to section 242 of the management and
- 26 budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the
- 27 state building authority, the department may expend from the

- 1 general fund of the state during the fiscal year ending September
- 2 30, 2008 an amount to meet the cash flow requirements of those
- 3 state building authority projects solely for lease to a state
- 4 agency identified in both part 1 and this section, and for which
- 5 state building authority bonds or notes have not been issued, and
- 6 for the sole acquisition by the state building authority of
- 7 equipment and furnishings for lease to a state agency as permitted
- 8 by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of
- 9 bonds or notes is authorized by a legislative concurrent resolution
- 10 that is effective for the fiscal year ending September 30, 2008.
- 11 Any general fund advances for which state building authority bonds
- 12 have not been issued shall bear an interest cost to the state
- 13 building authority at a rate not to exceed that earned by the state
- 14 treasurer's common cash fund during the period in which the
- 15 advances are outstanding and are repaid to the general fund of the
- 16 state.
- 17 (2) Upon sale of bonds or notes for the projects identified in
- 18 part 1 or for equipment as authorized by legislative concurrent
- 19 resolution and in this section, the state building authority shall
- 20 credit the general fund of the state an amount equal to that
- 21 expended from the general fund plus interest, if any, as defined in
- 22 this section.
- 23 (3) For state building authority projects for which bonds or
- 24 notes have been issued and upon the request of the state building
- 25 authority, the state treasurer shall make advances without interest
- 26 from the general fund as necessary to meet cash flow requirements
- 27 for the projects, which advances shall be reimbursed by the state

1 building authority when the investments earmarked for the financing

- 2 of the projects mature.
- 3 (4) In the event that a project identified in part 1 is
- 4 terminated after final design is complete, advances made on behalf
- 5 of the state building authority for the costs of final design shall
- 6 be repaid to the general fund in a manner recommended by the
- 7 director and approved by the JCOS.
- 8 Sec. 650. (1) State building authority funding to finance
- 9 construction or renovation of a facility that collects revenue in
- 10 excess of money required for the operation of that facility shall
- 11 not be released to a university or community college unless the
- 12 institution agrees to reimburse that excess revenue to the state
- 13 building authority. The excess revenue shall be credited to the
- 14 general fund to offset rent obligations associated with the
- 15 retirement of bonds issued for that facility. The auditor general
- 16 shall annually identify and present an audit of those facilities
- 17 that are subject to this section. Costs associated with the
- 18 administration of the audit shall be charged against money
- 19 recovered pursuant to this section.
- 20 (2) As used in this section, "revenue" includes state
- 21 appropriations, facility opening money, other state aid, indirect
- 22 cost reimbursement, and other revenue generated by the activities
- 23 of the facility.
- 24 Sec. 660. (1) The state building authority rent appropriations
- 25 in part 1 may also be expended for the payment of required premiums
- 26 for insurance on facilities owned by the state building authority
- 27 or payment of costs that may be incurred as the result of any

- 1 deductible provisions in such insurance policies.
- 2 (2) If the amount appropriated in part 1 for state building
- 3 authority rent is not sufficient to pay the rent obligations and
- 4 insurance premiums and deductibles identified in subsection (1) for
- 5 state building authority projects, there is appropriated from the
- 6 general fund of the state the amount necessary to pay such
- 7 obligations.

8 DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

- 9 Sec. 675. The department may charge reasonable rental and
- 10 equipment usage fees for renting an armory or using the distance-
- 11 learning network. The fee shall include the cost of overtime
- 12 compensation, insurance coverage, and any maintenance required.

13 DEPARTMENT OF NATURAL RESOURCES

- 14 Sec. 700. The department may charge both application fees and
- 15 transaction fees related to the exchange or sale of state-owned
- 16 land or rights in land authorized by part 21 of the natural
- 17 resources and environmental protection act, 1994 PA 451, MCL
- 18 324.2101 to 324.2162. The fees shall be set by the director at a
- 19 rate which allows the department to recover its costs for providing
- 20 these services.

21 DEPARTMENT OF STATE

- Sec. 725. All funds made available by section 3171 of the
- 23 insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated
- 24 and made available to the department of state to be expended only

- 1 for the uses and purposes for which the funds are received as
- 2 provided by sections 3171 to 3177 of the insurance code of 1956,
- 3 1956 PA 218, MCL 500.3171 to 500.3177.
- 4 Sec. 730. From the funds appropriated in part 1, the
- 5 department of state shall sell copies of records including, but not
- 6 limited to, records of motor vehicles, off-road vehicles,
- 7 snowmobiles, watercraft, mobile homes, personal identification
- 8 cardholders, drivers, and boat operators and shall charge \$7.00 per
- 9 record sold only as authorized in section 208b of the Michigan
- 10 vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222,
- 11 MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the
- 12 natural resources and environmental protection act, 1994 PA 451,
- 13 MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue
- 14 received from the sale of records shall be credited to the
- 15 transportation administration collection fund created under section
- 16 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.
- 17 Sec. 735. From the funds appropriated in part 1, the
- 18 department of state may restrict funds from miscellaneous revenue
- 19 to cover cash shortages created from normal branch office
- 20 operations. This amount shall not exceed \$50,000.00 of the total
- 21 funds available in miscellaneous revenue.
- Sec. 740. (1) Commemorative and specialty license plate fee
- 23 revenue collected by the department of state and deposited into the
- 24 transportation administration collection fund is authorized for
- 25 expenditure up to the amount of revenue collected but not to exceed
- 26 the amount appropriated to the department of state in part 1 to
- 27 administer commemorative and specialty license plate programs.

- 1 (2) Commemorative and specialty license plate fee revenue
- 2 collected by the department of state and deposited in the
- 3 transportation administration collection fund, in addition to the
- 4 amount appropriated in part 1 to the department of state, shall
- 5 remain in the transportation administration collection fund and be
- 6 available for future appropriation.
- 7 Sec. 745. (1) Any service assessment collected by the
- 8 department of state from the user of a credit or debit card under
- 9 section 3 of 1995 PA 144, MCL 11.23, is appropriated to the
- 10 department for necessary expenses related to that service and may
- 11 be remitted to a credit or debit card company, bank, or other
- 12 financial institution. Funds are allocated for expenditure when
- 13 they are received by the department of treasury.
- 14 (2) The service assessment imposed by the department of state
- 15 for credit and debit card services may be based either on a
- 16 percentage of each individual credit or debit card transaction, or
- 17 on a flat rate per transaction, or both scaled to the amount of the
- 18 transaction. However, the department shall not charge any amount
- 19 for a service assessment which exceeds the costs billable to the
- 20 department for service assessments.
- 21 (3) If there is a balance of service assessments received from
- 22 credit and debit card services remaining on September 30, the
- 23 balance may be carried forward to the following fiscal year and
- 24 appropriated for the same purpose.
- 25 (4) As used in this section, "service assessment" means and
- 26 includes costs associated with service fees imposed by credit and
- 27 debit card companies and processing fees imposed by banks and other

1 financial institutions.

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DEPARTMENT OF STATE POLICE

3 Sec. 750. (1) The state director of emergency management may 4 expend money appropriated under this article to call upon any agency or department of the state or any resource of the state to 5 protect life or property or to provide for the health or safety of 6 the population in any area of the state in which the governor 7 proclaims a state of emergency or state of disaster under 1945 PA 8 9 302, MCL 10.31 to 10.33, or under the emergency management act, 1976 PA 390, MCL 30.401 to 30.421. The state director of emergency 10 11 management may expend the amounts the director considers necessary 12 to accomplish these purposes. The director shall submit to the 13 state budget director as soon as possible a complete report of all 14 actions taken under the authority of this section. The report shall 15 contain, as a separate item, a statement of all money expended that 16 is not reimbursable from federal money. The state budget director 17 shall review the expenditures and submit recommendations to the legislature in regard to any possible need for a supplemental 18 19 appropriation. 20 (2) In addition to the money appropriated in this article, the department may receive and expend money from local, private, 21

federal, or state sources for the purpose of providing emergency

purpose of supporting emergency preparedness, response, recovery,

and mitigation activity. If additional expenditure authorization in

the Michigan administrative information network is approved by the

management training to local or private interests and for the

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- 1 state budget office under this section, the department and the
- 2 state budget office shall notify the house and senate
- 3 appropriations subcommittees on state police and military and
- 4 veterans affairs and the house and senate fiscal agencies within 10
- 5 days after the approval. The notification shall include the amount
- 6 and source of the additional authorization, the date of its
- 7 approval, and the projected use of funds to be expended under the
- 8 authorization.
- 9 Sec. 751. The money appropriated in part 1 for computer
- 10 services shall be funded by LEIN user fees sufficient to pay 1/3 of
- 11 the service and contract maintenance costs of the LEIN system.

12 MICHIGAN STRATEGIC FUND

- 13 Sec. 775. Travel Michigan may establish and collect a fee to
- 14 cover the cost of materials and processing of photographic prints,
- 15 slides, videotapes, and travel product database information that
- 16 are requested by the media and other segments of the public and
- 17 private sectors. The fees collected shall be appropriated for all
- 18 expenses necessary to purchase and distribute these photographic
- 19 prints, slides, videotapes, and travel product database
- 20 information. The funds are available for expenditure when they are
- 21 received by the department of treasury.
- 22 Sec. 780. Travel Michigan may receive and expend private
- 23 revenue related to the use of the "Michigan Great Lakes. Great
- 24 Times." and "Pure Michigan." copyrighted slogans and images. This
- 25 revenue may come from the direct licensing of the name and image or
- 26 from the royalty payments from various merchandise sales. Revenue

- 1 collected is appropriated for the marketing of the state as a
- 2 travel destination. The funds are available for expenditure when
- 3 they are received by the department of treasury.

4 DEPARTMENT OF TRANSPORTATION

- 5 Sec. 800. State aeronautics funds appropriated in part 1 for
- 6 airport safety and protection plan debt service are transferred to
- 7 the comprehensive transportation fund and are appropriated for the
- 8 purpose of reimbursing comprehensive transportation fund debt
- 9 service obligations for the airport safety and protection plan
- 10 program.

11 DEPARTMENT OF TREASURY

- 12 Sec. 825. (1) Amounts needed to pay for interest, fees,
- 13 principal, arbitrage rebates as required by federal law, and costs
- 14 associated with the payment, registration, trustee services, credit
- 15 enhancements, and issuing costs in excess of the amount
- 16 appropriated to the department of treasury in part 1 for debt
- 17 service on notes and bonds that are issued by the state under
- 18 sections 14, 15, and 16 of article IX of the state constitution of
- 19 1963 as implemented by 1967 PA 266, MCL 17.451 to 17.455, are
- 20 appropriated.
- 21 (2) In addition to the amount appropriated to the department
- 22 of treasury for debt service in part 1, there is appropriated an
- 23 amount for fiscal year cash-flow borrowing costs to pay for
- 24 interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to
- **25** 12.53.

1 Sec. 826. (1) From the funds appropriated in part 1, the

- 2 department of treasury may contract with private collection
- 3 agencies and law firms to collect taxes and other accounts due this
- 4 state. In addition to the amounts appropriated in part 1 to the
- 5 department of treasury, there are appropriated amounts necessary to
- 6 fund collection costs and fees not to exceed 25% of the collections
- 7 or 2.5% plus operating costs, whichever amount is prescribed by the
- 8 contract. The appropriation to fund collection costs and fees for
- 9 the collection of taxes or other accounts due this state are from
- 10 the fund or account to which the revenues being collected are
- 11 recorded or dedicated. However, if the taxes collected are
- 12 constitutionally dedicated for a specific purpose, the
- 13 appropriation of collection costs and fees are from the general
- 14 purpose account of the general fund.
- 15 (2) From the funds appropriated in part 1, the department of
- 16 treasury may contract with private collections agencies and law
- 17 firms to collect defaulted student loans and other accounts due the
- 18 Michigan guaranty agency. In addition to the amounts appropriated
- 19 in part 1 to the department of treasury, there are appropriated
- 20 amounts necessary to fund collection costs and fees not to exceed
- 21 22% of the collection or a lesser amount as prescribed by the
- 22 contract. The appropriation to fund collection costs and fees for
- 23 the auditing and collection of defaulted student loans due the
- 24 Michigan guaranty agency is from the fund or account to which the
- 25 revenues being collected are recorded or dedicated.
- 26 (3) The department of treasury shall submit a report for the
- 27 immediately preceding fiscal year ending September 30 to the state

- 1 budget director and the senate and house of representatives
- 2 standing committees on appropriations not later than November 30
- 3 stating the agencies or law firms employed, the amount of
- 4 collections for each, the costs of collection, and other pertinent
- 5 information relating to determining whether this authority should
- 6 be continued.
- 7 Sec. 827. (1) There is appropriated an amount sufficient to
- 8 recognize and pay expenditures for financial services provided by
- 9 financial institutions as provided under section 1 of 1861 PA 111,
- **10** MCL 21.181.
- 11 (2) The appropriations under subsection (1) shall be funded by
- 12 restricting revenues from common cash interest earnings and
- 13 investment earnings in an amount sufficient to record these
- 14 expenditures.
- 15 Sec. 828. A plaintiff in a garnishment action involving this
- 16 state shall pay to the state treasurer 1 of the following:
- 17 (a) A fee of \$6.00 at the time a writ of garnishment of
- 18 periodic payments is served upon the state treasurer, as provided
- 19 in section 4012 of the revised judicature act of 1961, 1961 PA 236,
- 20 MCL 600.4012.
- 21 (b) A fee of \$6.00 at the time any other writ of garnishment
- 22 is served upon the state treasurer, except that the fee shall be
- 23 reduced to \$5.00 for each writ of garnishment for individual income
- 24 tax refunds or credits filed by magnetic media.
- Sec. 829. From funds appropriated in part 1, the department of
- 26 treasury may contract with private auditing firms to audit for and
- 27 collect unclaimed property due this state in accordance with the

1 Michigan uniform unclaimed property act. In addition to the amounts

- 2 appropriated in part 1 to the department of treasury, there are
- 3 appropriated amounts necessary to fund auditing and collection
- 4 costs and fees not to exceed 12% of the collections, or a lesser
- 5 amount as prescribed by the contract. The appropriation to fund
- 6 collection costs and fees for the auditing and collection of
- 7 unclaimed property due this state is from the fund or account to
- 8 which the revenues being collected are recorded or dedicated.
- 9 Sec. 830. The department of treasury may provide receipt,
- 10 warrant and cash processing, data, collection, investment, fiscal
- 11 agent, levy and warrant cost assessment, writ of garnishment, and
- 12 other user services on a contractual basis for other principal
- 13 executive departments and state agencies. Funds for the services
- 14 provided are appropriated and shall be expended for salaries and
- 15 wages, fees, supplies, and equipment necessary to provide the
- 16 services. Any unobligated balance of the funds received shall
- 17 revert to the general fund of this state as of September 30.
- 18 Sec. 831. Revenue received under the Michigan education trust
- 19 act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the
- 20 board of directors of the Michigan education trust for necessary
- 21 salaries, wages, supplies, contractual services, equipment,
- 22 worker's compensation insurance premiums, and grants to the civil
- 23 service commission and state employees' retirement fund.
- 24 Sec. 832. The department of treasury may expend revenues
- 25 received under the hospital finance authority act, 1969 PA 38, MCL
- 26 331.31 to 331.84, for necessary salaries, wages, supplies,
- 27 contractual services, equipment, worker's compensation insurance

1 premiums, and grants to the civil service commission and state

- 2 employees' retirement fund. The department of treasury shall
- 3 maintain accounting records in sufficient detail to enable the
- 4 hospital clients to be reimbursed periodically for fees that are
- 5 determined by the department of treasury to be surplus to needs.
- 6 Sec. 833. The department of treasury may expend revenue
- 7 received under the shared credit rating act, 1985 PA 227, MCL
- 8 141.1051 to 141.1076, for necessary salaries, wages, supplies,
- 9 contractual services, equipment, worker's compensation insurance
- 10 premiums, and grants to the civil service commission and state
- 11 employees' retirement fund.
- 12 Sec. 834. The department of treasury shall establish a
- 13 separate account for the funds related to the Michigan higher
- 14 education facilities authority. The department of treasury may
- 15 expend revenue received under the higher education facilities
- 16 authority act, 1969 PA 295, MCL 390.921 to 390.934, for necessary
- 17 salaries, wages, supplies, contractual services, equipment,
- 18 worker's compensation insurance premiums, and grants to the civil
- 19 service commission and state employees' retirement fund. The
- 20 department of treasury shall maintain accounting records in
- 21 sufficient detail to enable the educational institution clients to
- 22 be reimbursed periodically for fees that are determined by the
- 23 department to be surplus to needs.
- 24 Sec. 835. The department of treasury may expend revenues
- 25 received under the Michigan public educational facilities
- 26 authority, Executive Order No. 2002-3, for necessary salaries,
- 27 wages, supplies, contractual services, equipment, worker's

- 1 compensation insurance premiums, and grants to the civil service
- 2 commission and state employees' retirement fund.
- 3 Sec. 836. In addition to the funds appropriated in part 1 to
- 4 the bureau of state lottery, there is appropriated from lottery
- 5 revenues the amount necessary for, and directly related to,
- 6 implementing and operating lottery games. Appropriations under this
- 7 section shall only be expended for contractually mandated payments
- 8 for vendor commissions, contractually mandated payments for instant
- 9 tickets intended for resale, the contractual costs of providing and
- 10 maintaining the on-line system communications network, and
- 11 incentive and bonus payments to lottery retailers.
- 12 Sec. 837. In addition to the funds appropriated in part 1,
- 13 funds distributed by the Michigan gaming control board to the
- 14 department of treasury for oversight of casino gaming are
- 15 appropriated upon receipt. These funds may be used to pay for costs
- 16 incurred for casino gaming oversight activities.
- Sec. 838. (1) Funds appropriated in part 1 for local
- 18 government programs may be used to provide assistance to a local
- 19 revenue sharing board referenced in an agreement authorized by the
- 20 Indian gaming regulatory act, Public Law 100-497.
- 21 (2) A local revenue sharing board described in subsection (1)
- 22 shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to
- 23 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231
- 24 to 15.246.
- 25 (3) A county treasurer is authorized to receive and administer
- 26 funds received for and on behalf of a local revenue sharing board.
- 27 Funds appropriated in part 1 for local government programs may be

- 1 used to audit local revenue sharing board funds held by a county
- 2 treasurer. This section does not limit the ability of local units
- 3 of government to enter into agreements with federally recognized
- 4 Indian tribes to provide financial assistance to local units of
- 5 government or to jointly provide public services.
- 6 (4) The director of the department of state police and the
- 7 executive director of the Michigan gaming control board are
- 8 authorized to assist the local revenue sharing boards in
- 9 determining allocations to be made to local public safety
- 10 organizations.
- 11 (5) The department of treasury shall submit a report by
- 12 September 30 to the senate and house of representatives standing
- 13 committees on appropriations and the state budget director on the
- 14 receipts and distribution of revenues by local revenue sharing
- 15 boards.

REVENUE STATEMENT

- 17 Sec. 850. Pursuant to section 18 of article V of the state
- 18 constitution of 1963, fund balances and estimates are presented in
- 19 the following statement:
- 20 BUDGET RECOMMENDATIONS BY OPERATING FUNDS
- 21 (Amounts in millions)
- **22** Fiscal Year 2007-2008
- 23 Beginning
- 24 Fund Unreserved

1			Fund	Estimated	Ending			
2			Balance	Revenue	Balance			
3	OPERATING FUNDS							
4	General fund/general purpose	0110	2.1	9,657.1	46.2			
5	General fund/special purpose		516.6	15,600.2	1,197.0			
6	Special Revenue Funds:							
7	Countercyclical budget and							
8	economic stabilization	0111	2.1	0.0	2.2			
9	Game and fish protection	0112	22.5	63.2	0.0			
10	Michigan employment security act							
11	administration	0113	0.0	14.0	8.6			
12	State aeronautics	0114	1.7	181.4	0.3			
13	Michigan veterans' benefit							
14	trust	0115	0.0	5.0	0.0			
15	State trunkline	0116	0.0	2,074.5	0.0			
16	Michigan state waterways	0117	0.8	26.1	1.3			
17	Blue Water Bridge	0118	0.0	15.7	0.0			
18	Michigan transportation	0119	0.0	2,002.6	0.0			
19	Comprehensive transportation	0120	0.0	320.9	0.0			
20	School aid	0122	0.0	13,431.9	0.0			
21	Marine safety	0123	0.1	5.3	0.0			
22	Game and fish protection trust	0124	6.6	12.0	6.0			
23	State park improvement	0125	1.3	40.8	0.0			
24	Forest development	0126	0.0	27.3	0.0			
25	Michigan civilian conservation							
26	corps endowment	0128	0.1	0.7	0.0			
27	Michigan natural resources							

1	trust	0129	33.6	53.2	37.4
2	Michigan state parks endowment	0130	8.8	16.6	6.7
3	Safety education and training	0131	2.1	7.0	1.1
4	Bottle deposit	0136	0.0	15.1	0.0
5	State construction code	0138	2.9	12.7	0.0
6	Children's trust	0139	1.8	3.8	2.2
7	State casino gaming	0140	12.5	32.8	0.0
8	Homeowner construction lien				
9	recovery	0141	2.9	0.6	1.8
10	Michigan nongame fish and				
11	wildlife	0143	0.2	0.6	0.0
12	Michigan merit award trust	0154	0.0	289.1	0.1
13	TOTALS		\$618.7	\$43,910.2 \$1,	311.0

- 14 Enacting section 1. This act does not take effect unless House
- 15 Bill No. 5194 of the 94th Legislature is enacted into law.
- 16 Enacting section 2. This act does not take effect unless
- 17 either House Bill No. 5198 or all of the following bills of the
- 18 94th Legislature are enacted into law:
- 19 (a) House Bill No. 5252.
- 20 (b) House Bill No. 5253.
- 21 (c) House Bill No. 5254.
- 22 (d) House Bill No. 5255.
- 23 (e) House Bill No. 5256.