

HOUSE SUBSTITUTE FOR
SENATE BILL NO. 245

A bill to make, supplement, and adjust appropriations for the departments of attorney general, civil rights, information technology, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 2010; to provide for the expenditure of these appropriations; to provide for the funding of certain work projects; to provide for the imposition of certain fees; to establish or continue certain funds, programs, and categories; to transfer certain funds; to prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees;

Senate Bill No. 245 (H-1) as amended June 26, 2009
 and to provide for the disposition of fees and other income
 received by the various principal executive departments and state
 agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the
 amounts listed in this part are appropriated for the departments of
 attorney general, civil rights, civil service, information
 technology, management and budget, state, and treasury, the
 executive office, the legislative branch, and certain other state
 purposes, for the fiscal year ending September 30, 2010, from the
 funds indicated in this part. The following is a summary of the
 appropriations in this part:

TOTAL GENERAL GOVERNMENT

APPROPRIATION SUMMARY

Full-time equated unclassified positions	46.0	
Full-time equated classified positions	7,439.7	
GROSS APPROPRIATION		\$ [3,081,594,300]
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental		
transfers		638,339,900
ADJUSTED GROSS APPROPRIATION		\$ [2,443,254,400]
Federal revenues:		
Total federal revenues		115,994,600
Special revenue funds:		
Total local revenues		3,554,000

Senate Bill No. 245 (H-1) as amended June 26, 2009

1	Total private revenues.....		1,275,700
2	Total other state restricted revenues.....	[1,672,032,100]	
3	State general fund/general purpose.....	\$	650,398,000
4	Sec. 102. DEPARTMENT OF ATTORNEY GENERAL		
5	(1) APPROPRIATION SUMMARY		
6	Full-time equated unclassified positions.....	6.0	
7	Full-time equated classified positions.....	537.0	
8	GROSS APPROPRIATION.....	\$	73,656,900
9	Interdepartmental grant revenues:		
10	Total interdepartmental grants and intradepartmental		
11	transfers		21,289,800
12	ADJUSTED GROSS APPROPRIATION.....	\$	52,367,100
13	Federal revenues:		
14	Total federal revenues.....		8,177,800
15	Special revenue funds:		
16	Total local revenues.....		0
17	Total private revenues.....		0
18	Total other state restricted revenues.....		15,371,000
19	State general fund/general purpose.....	\$	28,818,300
20	(2) ATTORNEY GENERAL OPERATIONS		
21	Full-time equated unclassified positions.....	6.0	
22	Full-time equated classified positions.....	537.0	
23	Attorney general.....	\$	124,900
24	Unclassified positions--5.0 FTE positions.....		476,300
25	Attorney general operations--500.0 FTE positions.....		67,315,400

1	Child support enforcement--25.0 FTE positions	2,929,400
2	Prosecuting attorneys coordinating council--12.0 FTE	
3	positions	<u>2,038,800</u>
4	GROSS APPROPRIATION.....	\$ 72,884,800
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG from MDCH, health services	1,906,300
8	IDG from MDCH, WIC.....	71,500
9	IDG from MDE.....	294,100
10	IDG from MDEQ.....	1,776,800
11	IDG from MDHS.....	3,345,100
12	IDG from MDELEG, career education services	190,100
13	IDG from MDELEG, children's protection registry	37,000
14	IDG from MDELEG, financial and insurance services	1,125,400
15	IDG from MDELEG, licensing and regulation fees	179,400
16	IDG from MDELEG, Michigan occupational safety and	
17	health administration	100,800
18	IDG from MDELEG, Michigan state housing development	
19	authority	529,500
20	IDG from MDELEG, remonumentation fees	79,200
21	IDG from MDMB, risk management revolving fund.....	1,362,800
22	IDG from MDMVA.....	121,500
23	IDG from MDOC.....	487,000
24	IDG from MDOT, comprehensive transportation fund	162,400
25	IDG from MDOT, state aeronautics fund.....	160,300
26	IDG from MDOT, state trunkline fund.....	2,867,300
27	IDG from MDSP.....	720,000

1	IDG from MDSP, Michigan justice training fund.....	325,000
2	IDG from treasury.....	4,818,600
3	IDG from treasury, strategic fund.....	131,900
4	IDG from civil service commission.....	306,300
5	IDG from MDIT.....	191,500
6	Federal revenues:	
7	DAG, state administrative match grant/food stamps....	395,900
8	Federal funds.....	2,531,300
9	HHS, medical assistance, medigant.....	652,300
10	HHS-OS, state Medicaid fraud control units.....	4,598,300
11	Special revenue funds:	
12	Antitrust enforcement collections.....	663,800
13	Assigned claims assessments.....	122,600
14	Attorney general's operations fund.....	919,500
15	Auto repair facilities fees.....	238,500
16	Franchise fees.....	305,500
17	Game and fish protection fund.....	782,800
18	Homeowner construction lien recovery fund.....	566,100
19	Liquor purchase revolving fund.....	1,082,000
20	Manufactured housing fees.....	200,400
21	Merit award trust fund.....	408,600
22	Michigan employment security act - administrative fund	1,748,400
23	Prisoner reimbursement.....	470,600
24	Prosecuting attorneys training fees.....	375,000
25	Public utility assessments.....	1,839,300
26	Real estate enforcement fund.....	552,600
27	Reinstatement fees.....	163,400

1	Retirement funds.....		770,600
2	Second injury fund.....		1,004,500
3	Self-insurers security fund.....		178,100
4	Silicosis and dust disease fund.....		536,200
5	State building authority revenue.....		100,300
6	State casino gaming fund.....		1,139,800
7	State lottery fund.....		254,000
8	Utility consumers fund.....		571,600
9	Waterways fund.....		102,400
10	Worker's compensation administrative revolving fund..		274,400
11	State general fund/general purpose.....	\$	28,046,200
12	(3) INFORMATION TECHNOLOGY		
13	Information technology services and projects.....	\$	<u>772,100</u>
14	GROSS APPROPRIATION.....	\$	772,100
15	Appropriated from:		
16	State general fund/general purpose.....	\$	772,100
17	Sec. 103. DEPARTMENT OF CIVIL RIGHTS		
18	(1) APPROPRIATION SUMMARY		
19	Full-time equated unclassified positions.....	5.0	
20	Full-time equated classified positions.....	125.0	
21	GROSS APPROPRIATION.....	\$	13,154,400
22	Interdepartmental grant revenues:		
23	Total interdepartmental grants and intradepartmental		
24	transfers		0
25	ADJUSTED GROSS APPROPRIATION.....	\$	13,154,400

1	Federal revenues:	
2	Total federal revenues.....	2,057,300
3	Special revenue funds:	
4	Total local revenues.....	0
5	Total private revenues.....	0
6	Total other state restricted revenues.....	0
7	State general fund/general purpose.....	\$ 11,097,100
8	(2) CIVIL RIGHTS OPERATIONS	
9	Full-time equated unclassified positions..... 5.0	
10	Full-time equated classified positions..... 125.0	
11	Unclassified positions--5.0 FTE positions.....	\$ 267,100
12	Civil rights operations--125.0 FTE positions.....	<u>12,117,500</u>
13	GROSS APPROPRIATION.....	\$ 12,384,600
14	Appropriated from:	
15	Federal revenues:	
16	EEOC, state and local antidiscrimination agency	
17	contracts	1,271,700
18	HUD, grant.....	770,600
19	State general fund/general purpose.....	\$ 10,342,300
20	(3) INFORMATION TECHNOLOGY	
21	Information technology services and projects.....	<u>\$ 769,800</u>
22	GROSS APPROPRIATION.....	\$ 769,800
23	Appropriated from:	
24	Federal revenues:	
25	EEOC, state and local antidiscrimination agency	
26	contracts	15,000
27	State general fund/general purpose.....	\$ 754,800

1	Sec. 104. EXECUTIVE OFFICE		
2	(1) APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	10.0	
4	Full-time equated classified positions.....	74.2	
5	GROSS APPROPRIATION.....		\$ 4,824,300
6	Interdepartmental grant revenues:		
7	Total interdepartmental grants and intradepartmental		
8	transfers		0
9	ADJUSTED GROSS APPROPRIATION.....		\$ 4,824,300
10	Federal revenues:		
11	Total federal revenues.....		0
12	Special revenue funds:		
13	Total local revenues.....		0
14	Total private revenues.....		0
15	Total other state restricted revenues.....		0
16	State general fund/general purpose.....		\$ 4,824,300
17	(2) EXECUTIVE OFFICE OPERATIONS		
18	Full-time equated unclassified positions.....	10.0	
19	Full-time equated classified positions.....	74.2	
20	Governor.....		\$ 177,000
21	Lieutenant governor.....		123,900
22	Executive office--74.2 FTE positions.....		3,673,600
23	Unclassified positions--8.0 FTE positions.....		<u>849,800</u>
24	GROSS APPROPRIATION.....		\$ 4,824,300
25	Appropriated from:		

1	State general fund/general purpose	\$	4,824,300
2	Sec. 105. DEPARTMENT OF INFORMATION TECHNOLOGY		
3	(1) APPROPRIATION SUMMARY		
4	Full-time equated unclassified positions.....	3.0	
5	Full-time equated classified positions.....	1,641.0	
6	GROSS APPROPRIATION.....	\$	421,778,700
7	Interdepartmental grant revenues:		
8	Total interdepartmental grants and intradepartmental		
9	transfers		421,778,700
10	ADJUSTED GROSS APPROPRIATION.....		0
11	Federal revenues:		
12	Total federal revenues.....		0
13	Special revenue funds:		
14	Total local revenues.....		0
15	Total private revenues.....		0
16	Total other state restricted revenues.....		0
17	State general fund/general purpose.....	\$	0
18	(2) ADMINISTRATION		
19	Full-time equated unclassified positions.....	3.0	
20	Full-time equated classified positions.....	1,641.0	
21	Unclassified positions--3.0 FTE positions.....	\$	300,000
22	Enterprisewide services--69.0 FTE positions.....		22,698,000
23	Health and human services--694.5 FTE positions.....		229,545,600
24	Education services--41.0 FTE positions.....		4,499,400
25	Public protection--284.0 FTE positions.....		58,761,800

1	Resources services--164.0 FTE positions	17,862,400
2	Transportation services--99.5 FTE positions	28,996,800
3	General services--289.0 FTE positions	<u>59,114,700</u>
4	GROSS APPROPRIATION.....	\$ 421,778,700
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG from department of agriculture	1,718,900
8	IDG from department of attorney general	772,100
9	IDG from department of civil rights	769,800
10	IDG from civil service commission	4,340,300
11	IDG from department of community health	52,934,600
12	IDG from department of corrections	22,984,300
13	IDG from department of education	3,763,600
14	IDG from department of environmental quality	7,765,000
15	IDG from Michigan gaming control board	1,361,300
16	IDG from department of history, arts, and libraries ..	1,140,700
17	IDG from department of human services	133,272,300
18	IDG from department of energy, labor, and economic	
19	growth	44,645,500
20	IDG from bureau of state lottery	4,614,000
21	IDG from department of management and budget	26,244,800
22	IDG from department of military and veterans affairs .	1,254,300
23	IDG from department of natural resources	8,913,300
24	IDG from department of state	24,918,300
25	IDG from department of state police	33,384,700
26	IDG from department of transportation	29,313,100
27	IDG from department of treasury	17,667,800

1	State general fund/general purpose	\$	0
2	Sec. 106. LEGISLATURE		
3	(1) APPROPRIATION SUMMARY		
4	GROSS APPROPRIATION.....	\$	106,209,500
5	Interdepartmental grant revenues:		
6	Total interdepartmental grants and intradepartmental		
7	transfers		0
8	ADJUSTED GROSS APPROPRIATION.....	\$	106,209,500
9	Federal revenues:		
10	Total federal revenues.....		0
11	Special revenue funds:		
12	Total local revenues.....		0
13	Total private revenues.....		400,000
14	Total other state restricted revenues.....		1,109,800
15	State general fund/general purpose	\$	104,699,700
16	(2) LEGISLATURE		
17	Senate.....	\$	26,698,100
18	Senate automated data processing.....		2,294,600
19	Senate fiscal agency.....		2,897,300
20	House of representatives.....		42,309,700
21	House automated data processing.....		1,822,400
22	House fiscal agency.....		<u>2,897,300</u>
23	GROSS APPROPRIATION.....	\$	78,919,400
24	Appropriated from:		
25	State general fund/general purpose	\$	78,919,400

1 **(3) LEGISLATIVE COUNCIL**

2	Legislative council.....	\$	9,139,200
3	Legislative service bureau automated data processing .		1,237,300
4	Worker's compensation.....		119,700
5	National association dues.....		134,000
6	Legislative corrections ombudsman.....		<u>332,700</u>
7	GROSS APPROPRIATION.....	\$	10,962,900

8 Appropriated from:

9 Special revenue funds:

10	Private - gifts and bequests revenues.....		400,000
11	State general fund/general purpose.....	\$	10,562,900

12 **(4) LEGISLATIVE RETIREMENT SYSTEM**

13	General nonretirement expenses.....	\$	<u>4,533,900</u>
14	GROSS APPROPRIATION.....	\$	4,533,900

15 Appropriated from:

16 Special revenue funds:

17	Court fees.....		1,109,800
18	State general fund/general purpose.....	\$	3,424,100

19 **(5) PROPERTY MANAGEMENT**

20	Capitol building.....	\$	2,552,800
21	Cora Anderson building.....		7,424,800
22	Farnum building and other properties.....		<u>1,815,700</u>
23	GROSS APPROPRIATION.....	\$	11,793,300

24 Appropriated from:

25	State general fund/general purpose.....	\$	11,793,300
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1 **Sec. 107. LEGISLATIVE AUDITOR GENERAL**

2 **(1) APPROPRIATION SUMMARY**

3	GROSS APPROPRIATION.....	\$	14,901,400
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		1,801,500
7	ADJUSTED GROSS APPROPRIATION.....	\$	13,099,900
8	Federal revenues:		
9	Total federal revenues.....		0
10	Special revenue funds:		
11	Total local revenues.....		0
12	Total private revenues.....		0
13	Total other state restricted revenues.....		1,528,300
14	State general fund/general purpose.....	\$	11,571,600

15 **(2) OFFICE OF THE AUDITOR GENERAL**

16	Unclassified positions.....	\$	313,500
17	Field operations.....		<u>14,587,900</u>
18	GROSS APPROPRIATION.....	\$	14,901,400
19	Appropriated from:		
20	Interdepartmental grant revenues:		
21	IDG from MDMB, civil service commission.....		107,900
22	IDG from MDELEG, liquor purchase revolving fund.....		11,300
23	IDG from MDOT, comprehensive transportation fund.....		25,200
24	IDG from MDOT, Michigan transportation fund.....		204,300
25	IDG from MDOT, state aeronautics fund.....		19,600
26	IDG from MDOT, state trunkline fund.....		474,600
27	IDG, single audit act.....		958,600

1	Special revenue funds:	
2	21st century jobs trust fund.....	50,000
3	Clean Michigan initiative implementation bond fund...	38,300
4	Commercial mobile radio system emergency telephone	
5	fund	38,300
6	Construction lien fund.....	7,400
7	Contract audit administration fees.....	53,900
8	Correctional industries revolving fund.....	32,000
9	Fee adequacy, air quality delegated authority.....	9,600
10	Legislative retirement system.....	7,500
11	Michigan conservation and recreation legacy fund.....	29,500
12	Michigan economic development corporation.....	54,400
13	Michigan education trust fund.....	30,700
14	Michigan justice training commission fund.....	28,700
15	Michigan state housing development authority fees....	22,600
16	Michigan strategic fund.....	89,000
17	Michigan tobacco settlement authority.....	27,000
18	Michigan veterans' trust fund.....	24,900
19	Motor transport revolving fund.....	4,800
20	Office services revolving fund.....	6,900
21	State disbursement unit, office of child support.....	25,500
22	State services fee fund.....	947,300
23	State general fund/general purpose.....	\$ 11,571,600

24 **Sec. 108. DEPARTMENT OF MANAGEMENT AND BUDGET**

25 **(1) APPROPRIATION SUMMARY**

1	Full-time equated unclassified positions.....	7.0	
2	Full-time equated classified positions.....	1,398.0	
3	GROSS APPROPRIATION.....		\$ 564,097,900
4	Interdepartmental grant revenues:		
5	Total interdepartmental grants and intradepartmental		
6	transfers		162,349,100
7	ADJUSTED GROSS APPROPRIATION.....		\$ 401,748,800
8	Federal revenues:		
9	Total federal revenues.....		11,219,800
10	Special revenue funds:		
11	Total local revenues.....		2,027,600
12	Total private revenues.....		151,900
13	Total other state restricted revenues.....		80,693,200
14	State general fund/general purpose.....		\$ 307,656,300
15	(2) MANAGEMENT AND BUDGET SERVICES		
16	Full-time equated unclassified positions.....	6.0	
17	Full-time equated classified positions.....	674.5	
18	Unclassified positions--6.0 FTE positions.....		\$ 636,500
19	Executive operations--10.5 FTE positions.....		1,486,300
20	Administrative services--55.5 FTE positions.....		5,277,800
21	Budget and financial management--163.5 FTE positions.		15,913,500
22	Office of the state employer--23.0 FTE positions.....		2,806,900
23	Design and construction services--40.0 FTE positions.		5,443,000
24	Business support services--83.0 FTE positions.....		7,750,100
25	Building operation services--253.0 FTE positions.....		89,769,100
26	Building occupancy charges, rent, and utilities.....		5,431,900
27	Motor vehicle fleet--46.0 FTE positions.....		<u>56,994,200</u>

1	GROSS APPROPRIATION.....	\$	191,509,300
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG from building occupancy and parking charges		92,105,600
5	IDG from department of energy, labor, and economic		
6	growth		100,000
7	IDG from MDCH.....		438,900
8	IDG from MDHS.....		175,500
9	IDG from MDOT, comprehensive transportation fund.....		30,000
10	IDG from MDOT, state aeronautics fund.....		21,700
11	IDG from MDOT, state trunkline fund.....		1,057,700
12	IDG from motor transport fund.....		56,994,200
13	IDG from user fees.....		5,406,600
14	Federal revenues:		
15	Federal indirect funds.....		266,700
16	Special revenue funds:		
17	Game and fish protection fund.....		374,600
18	Health management funds.....		1,781,100
19	Special revenue, internal service, and pension trust		
20	funds		11,313,400
21	State building authority revenue.....		633,400
22	State lottery fund.....		316,300
23	State services fee fund.....		110,000
24	Waterways fund.....		93,300
25	State general fund/general purpose.....	\$	20,290,300
26	(3) STATEWIDE APPROPRIATIONS		
27	Professional development fund - AFSCME.....	\$	50,100

1	Professional development fund - MPE, SEIU, scientific,		
2	and engineering unit		124,900
3	Professional development fund - MPE, SEIU, technical		
4	unit		50,100
5	Professional development fund - MSC.....		149,800
6	Professional development fund - NERE.....		50,100
			<hr/>
7	GROSS APPROPRIATION.....	\$	425,000
8	Appropriated from:		
9	Interdepartmental grant revenues:		
10	IDG from employer contributions.....		425,000
11	State general fund/general purpose.....	\$	0
12	(4) SPECIAL PROGRAMS		
13	Full-time equated classified positions.....	176.0	
14	Building occupancy charges - property management		
15	services for executive/legislative building		
16	occupancy	\$	1,249,000
17	Retirement services--164.0 FTE positions.....		17,234,000
18	Office of children's ombudsman--12.0 FTE positions ...		1,205,900
19	Census tracking/reapportionment.....		100
			<hr/>
20	GROSS APPROPRIATION.....	\$	19,689,000
21	Appropriated from:		
22	Special revenue funds:		
23	Deferred compensation.....		1,542,400
24	Pension trust funds.....		15,691,600
25	State general fund/general purpose.....	\$	2,455,000
26	(5) STATE FAIR		
27	Full-time equated unclassified positions.....	1.0	

1	Full-time equated classified positions.....	9.0	
2	Unclassified positions--1.0 FTE positions.....		\$ 101,000
3	Michigan state fair operations--9.0 FTE positions....		6,415,500
4	Michigan state fair information technology.....		<u>88,800</u>
5	GROSS APPROPRIATION.....		\$ 6,605,300
6	Appropriated from:		
7	Special revenue funds:		
8	State exposition and fairgrounds fund.....		6,605,300
9	State general fund/general purpose.....		\$ 0
10	(6) INFORMATION TECHNOLOGY		
11	Information technology services and projects.....		\$ <u>26,156,000</u>
12	GROSS APPROPRIATION.....		\$ 26,156,000
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDG from building occupancy and parking charges.....		685,500
16	IDG from MDOT, comprehensive transportation fund.....		2,100
17	IDG from MDOT, state aeronautics fund.....		1,100
18	IDG from MDOT, state trunkline fund.....		47,500
19	IDG from user fees.....		196,400
20	Special revenue funds:		
21	Deferred compensation.....		2,600
22	Game and fish protection fund.....		10,700
23	Health management funds.....		44,000
24	MAIN user charges.....		4,597,800
25	Pension trust funds.....		6,568,700
26	Special revenue, internal service, and pension trust		
27	funds		2,635,000

1	State building authority revenue.....		10,400
2	State lottery fund.....		4,600
3	Waterways fund.....		2,000
4	State general fund/general purpose.....	\$	11,347,600
5	(7) STATE BUILDING AUTHORITY RENT		
6	State building authority rent - state agencies.....	\$	70,558,200
7	State building authority rent - department of		
8	corrections		47,513,800
9	State building authority rent - universities.....		112,813,300
10	State building authority rent - community colleges ...		<u>20,936,800</u>
11	GROSS APPROPRIATION.....	\$	251,822,100
12	Appropriated from:		
13	Special revenue funds:		
14	State lottery fund.....		1,520,000
15	State general fund/general purpose.....	\$	250,302,100
16	(8) CIVIL SERVICE COMMISSION		
17	Full-time equated classified positions.....	538.5	
18	Agency services--118.5 FTE positions.....		\$ 12,710,500
19	Executive direction--38.0 FTE positions.....		8,720,700
20	Employee benefits--31.0 FTE positions.....		5,936,400
21	Training.....		1,300,000
22	Human resources operations--351.0 FTE positions.....		32,883,300
23	Information technology services and projects.....		<u>4,340,300</u>
24	GROSS APPROPRIATION.....	\$	65,891,200
25	Appropriated from:		
26	Interdepartmental grant revenues:		
27	IDG, training charges.....		1,300,000

1	IDG, special funds.....		1,361,300
2	Federal revenues:		
3	Federal funds.....		6,147,600
4	Federal indirect funds.....		4,805,500
5	Special revenue funds:		
6	Local funds.....		2,027,600
7	Private funds.....		151,900
8	State restricted funds.....		18,109,200
9	State sponsored group insurance.....		2,649,900
10	State sponsored group insurance, flexible spending		
11	accounts, and COBRA		6,076,900
12	State general fund/general purpose.....	\$	23,261,300
13	(9) CAPITAL OUTLAY		
14	Major special maintenance, remodeling and addition for		
15	state agencies	\$	<u>2,000,000</u>
16	GROSS APPROPRIATION.....	\$	2,000,000
17	Appropriated from:		
18	Interdepartmental grant revenues:		
19	IDG, building occupancy charges.....		2,000,000
20	Special revenue funds:		
21	State general fund/general purpose.....	\$	0

22 **Sec. 109. DEPARTMENT OF STATE**

23 **(1) APPROPRIATION SUMMARY**

24	Full-time equated unclassified positions.....	6.0
25	Full-time equated classified positions.....	1,809.0

1	GROSS APPROPRIATION.....	\$	211,025,200
2	Interdepartmental grant revenues:		
3	Total interdepartmental grants and intradepartmental		
4	transfers		20,000,000
5	ADJUSTED GROSS APPROPRIATION.....	\$	191,025,200
6	Federal revenues:		
7	Total federal revenues.....		1,810,000
8	Special revenue funds:		
9	Total local revenues.....		0
10	Total private revenues.....		100
11	Total other state restricted revenues.....		163,614,700
12	State general fund/general purpose.....	\$	25,600,400
13	(2) EXECUTIVE DIRECTION		
14	Full-time equated unclassified positions..... 6.0		
15	Full-time equated classified positions..... 30.0		
16	Secretary of state.....	\$	124,900
17	Unclassified positions--6.0 FTE positions.....		453,200
18	Operations--30.0 FTE positions.....		<u>3,037,300</u>
19	GROSS APPROPRIATION.....	\$	3,615,400
20	Appropriated from:		
21	Special revenue funds:		
22	Auto repair facilities fees.....		60,500
23	Driver fees.....		143,800
24	Expedient service fees.....		58,500
25	Parking ticket court fines.....		8,300
26	Personal identification card fees.....		13,800
27	Reinstatement fees - operator licenses.....		150,400

1	Transportation administration collection fund.....		2,069,100
2	Vehicle theft prevention fees.....		35,600
3	State general fund/general purpose.....	\$	1,075,400
4	(3) DEPARTMENT SERVICES		
5	Full-time equated classified positions.....	159.0	
6	Operations--152.0 FTE positions.....	\$	23,008,700
7	Assigned claims assessments--7.0 FTE positions.....		<u>908,600</u>
8	GROSS APPROPRIATION.....	\$	23,917,300
9	Appropriated from:		
10	Special revenue funds:		
11	Abandoned vehicle fees.....		468,600
12	Assigned claims assessments.....		908,600
13	Auto repair facilities fees.....		415,000
14	Child support clearance fees.....		34,300
15	Driver fees.....		451,100
16	Expedient service fees.....		256,800
17	Marine safety fund.....		77,100
18	Off-road vehicle title fees.....		7,800
19	Parking ticket court fines.....		52,700
20	Personal identification card fees.....		85,900
21	Reinstatement fees - operator licenses.....		556,200
22	Scrap tire fund.....		70,700
23	Snowmobile registration fee revenue.....		18,100
24	Transportation administration collection fund.....		18,804,600
25	Vehicle theft prevention fees.....		243,400
26	State general fund/general purpose.....	\$	1,466,400
27	(4) REGULATORY SERVICES		

1	Full-time equated classified positions.....	210.5	
2	Operations--208.5 FTE positions.....		\$ 21,553,900
3	County clerk education and training.....		100,000
4	Motorcycle safety education administration--2.0 FTE		
5	positions		368,400
6	Motorcycle safety education grants.....		<u>1,430,100</u>
7	GROSS APPROPRIATION.....		\$ 23,452,400
8	Appropriated from:		
9	Special revenue funds:		
10	Auto repair facilities fees.....		4,144,800
11	Driver education provider and instructor fund.....		72,900
12	Driver fees.....		1,978,300
13	Expedient service fees.....		35,200
14	Motorcycle safety fund.....		1,798,500
15	Notary education and training fund.....		100,000
16	Notary fee fund.....		314,000
17	Parking ticket court fines.....		20,700
18	Personal identification card fees.....		50,500
19	Reinstatement fees - operator licenses.....		1,803,000
20	Transportation administration collection fund.....		10,921,800
21	Vehicle theft prevention fees.....		1,330,900
22	State general fund/general purpose.....		\$ 881,800
23	(5) CUSTOMER DELIVERY SERVICES		
24	Full-time equated classified positions.....	1,373.5	
25	Branch operations--931.5 FTE positions.....		\$ 75,156,900
26	Central operations--415.0 FTE positions.....		39,653,100
27	Commemorative license plates--24.0 FTE positions.....		2,147,300

1	Specialty license plates--3.0 FTE positions	1,922,000
2	Olympic center plate.....	75,700
3	Organ donor program.....	<u>104,100</u>
4	GROSS APPROPRIATION.....	\$ 119,059,100
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG from MDOT, Michigan transportation fund.....	20,000,000
8	Federal revenues:	
9	Federal funds.....	1,460,000
10	Special revenue funds:	
11	Private funds.....	100
12	Abandoned vehicle fees.....	197,600
13	Auto repair facilities fees.....	93,100
14	Child support clearance fees.....	295,500
15	Driver fees.....	16,141,900
16	Expedient service fees.....	2,465,200
17	Marine safety fund.....	1,210,700
18	Michigan state police auto theft fund.....	118,900
19	Mobile home commission fees.....	476,000
20	Off-road vehicle title fees.....	129,900
21	Parking ticket court fines.....	1,490,500
22	Personal identification card fees.....	1,614,400
23	Reinstatement fees - operator licenses.....	1,209,600
24	Snowmobile registration fee revenue.....	348,100
25	Transportation administration collection fund.....	58,184,500
26	Vehicle theft prevention fees.....	209,500
27	Enhanced driver license and enhanced official state	

1	personal identification card fund.....		4,226,700
2	State general fund/general purpose.....	\$	9,186,900
3	(6) ELECTION REGULATION		
4	Full-time equated classified positions.....	36.0	
5	Election administration and services--36.0 FTE		
6	positions	\$	4,989,400
7	Fees to local units.....		109,900
8	Help America vote act.....		<u>350,000</u>
9	GROSS APPROPRIATION.....	\$	5,449,300
10	Appropriated from:		
11	Federal revenues:		
12	Federal funds - HAVA HHS.....		350,000
13	State general fund/general purpose.....	\$	5,099,300
14	(7) DEPARTMENTWIDE APPROPRIATIONS		
15	Building occupancy charges/rent.....	\$	10,309,000
16	Worker's compensation.....		<u>304,400</u>
17	GROSS APPROPRIATION.....	\$	10,613,400
18	Appropriated from:		
19	Special revenue funds:		
20	Auto repair facilities fees.....		135,300
21	Driver fees.....		630,800
22	Expedient service fees.....		26,000
23	Parking ticket court fines.....		447,800
24	Transportation administration collection fund.....		5,925,000
25	State general fund/general purpose.....	\$	3,448,500
26	(8) INFORMATION TECHNOLOGY		
27	Information technology services and projects.....	\$	<u>24,918,300</u>

Senate Bill No. 245 (H-1) as amended June 26, 2009

1	GROSS APPROPRIATION.....	\$	24,918,300
2	Appropriated from:		
3	Special revenue funds:		
4	Administrative order processing fee.....		11,100
5	Auto repair facilities fees.....		179,300
6	Child support clearance fees.....		16,200
7	Driver fees.....		1,548,900
8	Expedient service fees.....		1,024,500
9	Parking ticket court fines.....		82,600
10	Personal identification card fees.....		888,200
11	Reinstatement fees - operator licenses.....		503,600
12	Transportation administration collection fund.....		16,051,000
13	Vehicle theft prevention fees.....		170,800
14	State general fund/general purpose.....	\$	4,442,100

15 **Sec. 110. DEPARTMENT OF TREASURY**16 **(1) APPROPRIATION SUMMARY**

17 Full-time equated unclassified positions..... 9.0

18 Full-time equated classified positions..... 1,855.5

19 GROSS APPROPRIATION..... \$ [1,671,946,000]

20 Interdepartmental grant revenues:

21 Total interdepartmental grants and intradepartmental

22 transfers 11,120,800

23 ADJUSTED GROSS APPROPRIATION..... \$ [1,660,825,200]

24 Federal revenues:

25 Total federal revenues..... 92,729,700

Senate Bill No. 245 (H-1) as amended June 26, 2009

1	Special revenue funds:		
2	Total local revenues.....		1,526,400
3	Total private revenues.....		723,700
4	Total other state restricted revenues.....	[1,409,715,100]	
5	State general fund/general purpose.....	\$	156,130,300
6	(2) EXECUTIVE DIRECTION		
7	Full-time equated unclassified positions.....	9.0	
8	Full-time equated classified positions.....	5.0	
9	Unclassified positions--9.0 FTE positions.....	\$	834,600
10	Office of the director--5.0 FTE positions.....		<u>843,700</u>
11	GROSS APPROPRIATION.....	\$	1,678,300
12	Appropriated from:		
13	Federal revenues:		
14	DED-OPSE, federal lenders allowance.....		20,000
15	DED-OPSE, higher education act of 1965 insured loans .		45,000
16	Special revenue funds:		
17	State lottery fund.....		191,000
18	State services fee fund.....		210,600
19	State general fund/general purpose.....	\$	1,211,700
20	(3) DEPARTMENTWIDE APPROPRIATIONS		
21	Travel.....	\$	1,115,900
22	Rent and building occupancy charges - property		
23	management services		5,657,200
24	Worker's compensation insurance premium.....		<u>153,100</u>
25	GROSS APPROPRIATION.....	\$	6,926,200
26	Appropriated from:		
27	Special revenue funds:		

1	Delinquent tax collection revenue.....		3,927,700
2	State general fund/general purpose.....	\$	2,998,500
3	(4) LOCAL GOVERNMENT PROGRAMS		
4	Full-time equated classified positions.....	87.0	
5	Supervision of the general property tax law--60.0 FTE		
6	positions	\$	11,979,200
7	Property tax assessor training--4.0 FTE positions....		430,400
8	Local finance--23.0 FTE positions.....		<u>2,416,400</u>
9	GROSS APPROPRIATION.....	\$	14,826,000
10	Appropriated from:		
11	Special revenue funds:		
12	Local - assessor training fees.....		830,400
13	Local - audit charges.....		606,000
14	Local - equalization study chargebacks.....		40,000
15	Local - revenue from local government.....		50,000
16	Land reutilization fund.....		4,049,600
17	Municipal finance fees.....		491,000
18	State education tax collections.....		50,000
19	Delinquent tax collection revenue.....		408,500
20	State general fund/general purpose.....	\$	8,300,500
21	(5) TAX PROGRAMS		
22	Full-time equated classified positions.....	747.0	
23	Customer contact--139.0 FTE positions.....	\$	12,070,400
24	Tax compliance--338.0 FTE positions.....		34,988,600
25	Tax and economic policy--81.0 FTE positions.....		9,279,800
26	Tax processing--151.0 FTE positions.....		14,075,200
27	Home heating assistance.....		2,618,100

1	Bottle bill implementation.....	250,000
2	Tobacco tax collection--10.0 FTE positions.....	358,800
3	Michigan business tax implementation--28.0 FTE	
4	positions	<u>5,366,700</u>
5	GROSS APPROPRIATION.....	\$ 79,007,600
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDG, data/collection services fees.....	50,900
9	IDG from MDOT, Michigan transportation fund.....	6,981,600
10	IDG from MDOT, state aeronautics fund.....	68,700
11	Federal revenues:	
12	HHS-SSA, low-income energy assistance.....	2,618,100
13	Special revenue funds:	
14	Bottle deposit fund.....	250,000
15	Delinquent tax collection revenue.....	58,757,900
16	Tobacco tax collection and enforcement.....	358,900
17	Tobacco tax revenue.....	591,700
18	Waterways fund.....	80,500
19	State general fund/general purpose.....	\$ 9,249,300
20	(6) BANKING AND MANAGEMENT SERVICES	
21	Full-time equated classified positions..... 342.0	
22	Program management--10.0 FTE positions.....	\$ 1,151,100
23	Departmental and budget services--18.0 FTE positions .	1,772,500
24	Mail operations--28.0 FTE positions.....	2,049,200
25	Unclaimed property--21.0 FTE positions.....	3,534,500
26	Collections--208.0 FTE positions.....	20,762,500
27	Finance and accounting--17.0 FTE positions.....	1,124,800

1	Receipts processing--40.0 FTE positions		<u>3,149,100</u>
2	GROSS APPROPRIATION.....	\$	33,543,700
3	Appropriated from:		
4	Interdepartmental grant revenues:		
5	IDG, levy/warrant cost assessment fees		1,866,800
6	IDG, state agency collection fees		602,900
7	IDG from MDHS, title IV-D.....		631,000
8	IDG data/collection service fees		206,400
9	Special revenue funds:		
10	Delinquent tax collection revenue.....		19,494,900
11	Escheats revenue.....		3,534,500
12	Justice system fund.....		653,800
13	Garnishment fees.....		546,100
14	Treasury fees.....		43,600
15	State general fund/general purpose.....	\$	5,963,700
16	(7) FINANCIAL PROGRAMS		
17	Full-time equated classified positions.....	225.5	
18	Investments--82.0 FTE positions.....		\$ 16,717,400
19	Michigan merit award administration--6.0 FTE positions		1,480,100
20	Common cash and debt management--22.5 FTE positions ..		1,261,500
21	Student financial assistance programs--113.0 FTE		
22	positions		35,852,200
23	Public private partnership investment--2.0 FTE		
24	positions		1,458,800
25	Office of history, arts, and libraries		<u>100</u>
26	GROSS APPROPRIATION.....	\$	56,770,100
27	Appropriated from:		

1	Interdepartmental grant revenues:	
2	IDG, fiscal agent service fees	172,100
3	Federal revenues:	
4	DED-OPSE, federal lenders allowance	10,550,200
5	DED-OPSE, higher education act of 1965, insured loans	23,485,800
6	Special revenue funds:	
7	Defined contribution administrative fee revenue	100,000
8	Michigan merit award trust fund	1,915,700
9	Public private partnership investment fund	1,458,700
10	Retirement funds	15,657,400
11	School bond fees	623,800
12	Treasury fees	1,125,900
13	State general fund/general purpose	\$ 1,680,500
14	(8) DEBT SERVICE	
15	Water pollution control bond and interest redemption .	\$ 2,257,400
16	Quality of life bond	38,430,100
17	Clean Michigan initiative	22,930,100
18	Great Lakes water quality bond	<u>18,559,900</u>
19	GROSS APPROPRIATION	\$ 82,177,500
20	Appropriated from:	
21	Special revenue funds:	
22	Refined petroleum fund	15,514,500
23	State general fund/general purpose	\$ 66,663,000
24	(9) GRANTS	
25	Convention facility development distribution	\$ 58,850,100
26	Senior citizen cooperative housing tax exemption	
27	program	14,850,000

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1	Health and safety fund grants.....		24,999,900
2	Renaissance zone reimbursement.....		3,400,000
3	State aid to libraries.....		<u>100</u>
4	[]
5	GROSS APPROPRIATION.....	\$	[102,100,100]
6	Appropriated from:		
7	Special revenue funds:		
8	Convention facility development fund.....		58,850,100
9	Health and safety fund.....		24,999,900
10	[]
11	State general fund/general purpose.....	\$	18,250,100
12	(10) BUREAU OF STATE LOTTERY		
13	Full-time equated classified positions.....	181.0	
14	Lottery operations--181.0 FTE positions.....		\$ 20,847,700
15	Lottery information technology services and projects .		<u>4,614,100</u>
16	GROSS APPROPRIATION.....	\$	25,461,800
17	Appropriated from:		
18	Special revenue funds:		
19	State lottery fund.....		25,461,800
20	State general fund/general purpose.....		\$ 0
21	(11) CASINO GAMING		
22	Full-time equated classified positions.....	115.0	
23	Michigan gaming control board.....		\$ 50,000
24	Casino gaming control administration--115.0 FTE		
25	positions		19,650,500
26	Casino gaming information technology services and		
27	projects		<u>1,361,400</u>

1	GROSS APPROPRIATION.....	\$	21,061,900
2	Appropriated from:		
3	Special revenue funds:		
4	Casino gambling agreements.....		539,600
5	State services fee fund.....		20,522,300
6	State general fund/general purpose.....	\$	0
7	(12) PAYMENTS IN LIEU OF TAXES		
8	Commercial forest reserve.....	\$	2,662,600
9	Purchased lands.....		4,650,000
10	Swamp and tax reverted lands.....		7,076,500
11	Administration.....		<u>100</u>
12	GROSS APPROPRIATION.....	\$	14,389,200
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDG from department of natural resources.....		100
16	Special revenue funds:		
17	Game and fish protection fund.....		1,787,900
18	Michigan natural resources trust fund.....		521,200
19	Michigan state waterways fund.....		140,900
20	State general fund/general purpose.....	\$	11,939,100
21	(13) MICHIGAN STRATEGIC FUND		
22	Full-time equated classified positions.....	153.0	
23	Administration--22.0 FTE positions.....	\$	2,494,200
24	Job creation services--125.0 FTE positions.....		16,739,200
25	Jobs for Michigan investment program - 21st century		
26	jobs fund		62,000,000
27	Michigan promotion program.....		5,402,800

1	Economic development job training program.....	4,706,500
2	Community development block grants.....	53,000,100
3	Michigan film office--6.0 FTE positions.....	727,200
4	Business incubator program.....	<u>1,600,000</u>
5	GROSS APPROPRIATION.....	\$ 146,670,000
6	Appropriated from:	
7	Interdepartmental grant revenues:	
8	IDG-MDEQ, air quality fees.....	81,200
9	Federal revenues:	
10	HUD-CPD, community development block grants.....	55,466,600
11	Special revenue funds:	
12	Private - special project advances.....	723,700
13	Industry support fees.....	5,300
14	Jobs for Michigan investment fund - returns to fund..	1,600,000
15	21st century jobs trust fund.....	62,000,000
16	Michigan film promotion fund.....	550,000
17	State general fund/general purpose.....	\$ 26,243,200
18	(14) REVENUE SHARING	
19	Constitutional state general revenue sharing grants..	\$ 622,136,900
20	Statutory state general revenue sharing grants.....	383,002,800
21	County revenue sharing payments.....	<u>64,526,100</u>
22	GROSS APPROPRIATION.....	\$ 1,069,665,800
23	Appropriated from:	
24	Special revenue funds:	
25	Sales tax.....	1,069,665,800
26	State general fund/general purpose.....	\$ 0
27	(15) INFORMATION TECHNOLOGY	

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1	Treasury operations information technology services	
2	and projects	\$ <u>17,667,800</u>
3	GROSS APPROPRIATION.....	\$ 17,667,800
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG from MDOT, Michigan transportation fund.....	459,100
7	Federal revenues:	
8	DED-OPSE, federal lender allowance.....	544,000
9	Special revenue funds:	
10	Delinquent tax collection revenue.....	11,840,700
11	Michigan merit award trust fund.....	415,100
12	Retirement funds.....	666,300
13	Tobacco tax revenue.....	111,900
14	State general fund/general purpose.....	\$ 3,630,700

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

18 Sec. 201. (1) Pursuant to section 30 of article IX of the
 19 state constitution of 1963, total state spending from state
 20 resources under part 1 for fiscal year 2009-2010 is
 21 [\$2,322,430,100.00] and state spending from state resources to be
 22 paid to local units of government for fiscal year 2009-2010 is
 23 \$1,227,199,700.00. The itemized statement below identifies
 24 appropriations from which spending to local units of government
 25 will occur:

1	DEPARTMENT OF STATE		
2	Fees to local units.....	\$	109,900
3	Motorcycle safety grants.....		<u>1,144,100</u>
4	Subtotal.....	\$	1,254,000
5	DEPARTMENT OF TREASURY		
6	Senior citizen cooperative housing tax exemption.....	\$	14,850,000
7	Health and safety fund grants.....		24,999,900
8	Constitutional state general revenue sharing grants..		622,136,900
9	Statutory state general revenue sharing grants.....		383,002,800
10	Convention facility development fund distribution....		58,850,100
11	Commercial mobile radio service payments.....		20,200,000
12	Renaissance zone reimbursements.....		3,400,000
13	County revenue sharing payments.....		64,526,100
14	Airport parking distribution pursuant to section 909.		19,590,700
15	Payments in lieu of taxes.....		<u>14,389,200</u>
16	Subtotal.....	\$	<u>1,225,945,700</u>
17	TOTAL GENERAL GOVERNMENT.....	\$	1,227,199,700

18 (2) Pursuant to section 30 of article IX of the state
19 constitution of 1963, total state spending from state sources for
20 fiscal year 2009-2010 is estimated at \$26,870,314,200.00 in the
21 2009-2010 appropriations acts and total state spending from state
22 sources paid to local units of government for fiscal year 2009-2010
23 is estimated at \$15,831,161,600.00. The state-local proportion is
24 estimated at 58.9% of total state spending from state resources.

25 (3) If payments to local units of government and state
26 spending from state sources for fiscal year 2009-2010 are different
27 than the amounts estimated in subsection (2), the state budget

1 director shall report the payments to local units of government and
2 state spending from state sources that were made for fiscal year
3 2009-2010 to the senate and house of representatives standing
4 committees on appropriations within 30 days after the final book-
5 closing for fiscal year 2009-2010.

6 Sec. 202. The appropriations authorized under this act are
7 subject to the management and budget act, 1984 PA 431, MCL 18.1101
8 to 18.1594.

9 Sec. 203. As used in this act:

10 (a) "AFSCME" means American federation of state, county, and
11 municipal employees.

12 (b) "CDBG" means community development block grants.

13 (c) "COBRA" means the consolidated omnibus budget
14 reconciliation act of 1985, Public Law 99-272, 100 Stat. 82.

15 (d) "CPI" means consumer price index.

16 (e) "DAG" means the United States department of agriculture.

17 (f) "DED-OPSE" means the United States department of
18 education, office of postsecondary education.

19 (g) "DOL-ETA" means the United States department of labor,
20 employment and training administration.

21 (h) "DOL-OSHA" means the United States department of labor,
22 occupational safety and health administration.

23 (i) "EEOC" means the United States equal employment
24 opportunity commission.

25 (j) "EPA" means the United States environmental protection
26 agency.

27 (k) "FTE" means full-time equated.

- 1 (l) "Fund" means the Michigan strategic fund.
- 2 (m) "GF/GP" means general fund/general purpose.
- 3 (n) "HHS" means the United States department of health and
4 human services.
- 5 (o) "HHS-OS" means the HHS office of the secretary.
- 6 (p) "HHS-SSA" means the HHS social security administration.
- 7 (q) "HUD" means the United States department of housing and
8 urban development.
- 9 (r) "HUD-CPD" means the United States department of housing
10 and urban development - community planning and development.
- 11 (s) "IDG" means interdepartmental grant.
- 12 (t) "JCOS" means the joint capital outlay subcommittee.
- 13 (u) "MAIN" means the Michigan administrative information
14 network.
- 15 (v) "MCL" means the Michigan Compiled Laws.
- 16 (w) "MDCH" means the Michigan department of community health.
- 17 (x) "MDEQ" means the Michigan department of environmental
18 quality.
- 19 (y) "MDHS" means the Michigan department of human services.
- 20 (z) "MDELEG" means the Michigan department of energy, labor,
21 and economic growth.
- 22 (aa) "MDMB" means the Michigan department of management and
23 budget.
- 24 (bb) "MDOT" means the Michigan department of transportation.
- 25 (cc) "MDSP" means the Michigan department of state police.
- 26 (dd) "MEDC" means the Michigan economic development
27 corporation, which is the public body corporate created under

1 section 28 of article VII of the state constitution of 1963 and the
2 urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to
3 124.512, by contractual interlocal agreement effective April 5,
4 1999, between local participating economic development corporations
5 formed under the economic development corporations act, 1974 PA
6 338, MCL 125.1601 to 125.1636, and the Michigan strategic fund.

7 (ee) "MPE" means the Michigan public employees.

8 (ff) "MSC" means managerial, supervisory and confidential.

9 (gg) "NERE" means nonexclusively represented employees.

10 (hh) "PA" means public act.

11 (ii) "PACC" means the prosecuting attorneys coordinating
12 council.

13 (jj) "SEIU" means service employees international union.

14 Sec. 204. The civil service commission shall bill departments
15 and agencies at the end of the first fiscal quarter for the 1%
16 charge authorized by section 5 of article XI of the state
17 constitution of 1963. Payments shall be made for the total amount
18 of the billing by the end of the second fiscal quarter.

19 Sec. 205. (1) A hiring freeze is imposed on the state
20 classified civil service. State departments and agencies are
21 prohibited from hiring any new full-time state classified civil
22 service employees and prohibited from filling any vacant state
23 classified civil service positions. This hiring freeze does not
24 apply to internal transfers of classified employees from 1 position
25 to another within a department.

26 (2) The attorney general and secretary of state may grant
27 exceptions to the hiring freeze for their respective departments

1 pursuant to the same criteria that the state budget director is
2 able to grant exceptions under this subsection. The state budget
3 director may grant exceptions to this hiring freeze when the state
4 budget director believes that the hiring freeze will result in
5 rendering a state department or agency unable to deliver basic
6 services, cause loss of revenue to the state, result in the
7 inability of the state to receive federal funds, or necessitate
8 additional expenditures that exceed any savings from maintaining a
9 vacancy. The state budget director shall report quarterly to the
10 chairpersons of the senate and house of representatives standing
11 committees on appropriations the number of exceptions to the hiring
12 freeze approved during the previous quarter and the reasons to
13 justify the exception.

14 Sec. 208. The departments and agencies receiving
15 appropriations in part 1 shall use the Internet to fulfill the
16 reporting requirements of this act. This requirement may include
17 transmission of reports via electronic mail to the recipients
18 identified for each reporting requirement, or it may include
19 placement of reports on an Internet or Intranet site.

20 Sec. 209. Funds appropriated in part 1 shall not be used for
21 the purchase of foreign goods or services, or both, if
22 competitively priced and of comparable quality American goods or
23 services, or both, are available. Preference shall be given to
24 goods or services, or both, manufactured or provided by Michigan
25 businesses, if they are competitively priced and of comparable
26 quality. In addition, preference should be given to goods or
27 services, or both, that are manufactured or provided by Michigan

1 businesses owned and operated by veterans, if they are
 2 competitively priced and of comparable quality.

3 Sec. 210. The director of each department receiving
 4 appropriations in part 1 shall take all reasonable steps to ensure
 5 businesses in deprived and depressed communities compete for and
 6 perform contracts to provide services or supplies, or both. Each
 7 director shall strongly encourage firms with which the department
 8 contracts to subcontract with certified businesses in depressed and
 9 deprived communities for services, supplies, or both.

10 Sec. 211. Pursuant to section 352 of the management and budget
 11 act, 1984 PA 431, MCL 18.1352, which provides for a transfer of
 12 state general funds into the countercyclical budget and economic
 13 stabilization fund, there is appropriated into the countercyclical
 14 budget and economic stabilization fund the sum of \$0.00. The
 15 calculation required by section 352 of the management and budget
 16 act, 1984 PA 431, MCL 18.1352, is determined as follows:

	2008	2009
17		
18 Michigan personal income (millions)	\$353,113	\$339,342
19 less: transfer payments	<u>65,131</u>	<u>71,155</u>
20 Subtotal	\$287,982	\$268,187
21 Divided by: Detroit CPI for 12 months		
22 ending June 30	202.820	204.219
23 Equals: Real adjusted Michigan personal		
24 income	\$1,420	\$1,313
25 Percentage change		-7.5%
26 Percentage change in excess of 2%		0.0%
27 Multiplied by: estimated GF/GP revenue in		

1	FY 2008-2009 (millions)	7,435.3
2	Equals: countercyclical budget and	
3	economic stabilization fund calculation	
4	for the fiscal year ending September 30,	
5	2010.....	-\$557.6

6 Sec. 212. The departments and agencies receiving
7 appropriations in part 1 shall receive and retain copies of all
8 reports funded from appropriations in part 1. Federal and state
9 guidelines for short-term and long-term retention of records shall
10 be followed.

11 Sec. 213. Funds appropriated in part 1 shall not be used by
12 this state, a department, an agency, or an authority of this state
13 to purchase an ownership interest in a casino enterprise or a
14 gambling operation as those terms are defined in the Michigan
15 gaming control and revenue act, the Initiated Law of 1996, MCL
16 432.201 to 432.226.

17 Sec. 214. From the funds appropriated in part 1 for
18 information technology, departments and agencies shall pay user
19 fees to the department of information technology for technology-
20 related services and projects. Such user fees shall be subject to
21 provisions of an interagency agreement between the departments and
22 agencies and the department of information technology.

23 Sec. 215. A department or state agency shall not take
24 disciplinary action against an employee for communicating with a
25 member of the legislature or his or her staff.

26 Sec. 216. (1) Due to the current budgetary problems in this
27 state, out-of-state travel for the fiscal year ending September 30,

1 2010 shall be limited to situations in which 1 or more of the
2 following conditions apply:

3 (a) The travel is required by legal mandate or court order or
4 for law enforcement purposes.

5 (b) The travel is necessary to protect the health or safety of
6 Michigan citizens or visitors or to assist other states in similar
7 circumstances.

8 (c) The travel is necessary to produce budgetary savings or to
9 increase state revenues, including protecting existing federal
10 funds or securing additional federal funds.

11 (d) The travel is necessary to comply with federal
12 requirements.

13 (e) The travel is necessary to secure specialized training for
14 staff that is not available within this state.

15 (f) The travel is financed entirely by federal or nonstate
16 funds.

17 (2) Not later than January 1 of each year, each department
18 shall prepare a travel report listing all travel by classified and
19 unclassified employees outside this state in the immediately
20 preceding fiscal year that was funded in whole or in part with
21 funds appropriated in the department's budget. The report shall be
22 submitted to the senate and house of representatives standing
23 committees on appropriations, the senate and house fiscal agencies,
24 and the state budget director. The report shall include the
25 following information:

26 (a) The name of each person receiving reimbursement for travel
27 outside this state or whose travel costs were paid by this state.

1 (b) The destination of each travel occurrence.

2 (c) The dates of each travel occurrence.

3 (d) A brief statement of the reason for each travel
4 occurrence.

5 (e) The transportation and related costs of each travel
6 occurrence, including the proportion funded with state general
7 fund/general purpose revenues, the proportion funded with state
8 restricted revenues, the proportion funded with federal revenues,
9 and the proportion funded with other revenues.

10 (f) A total of all out-of-state travel funded for the
11 immediately preceding fiscal year.

12 Sec. 217. General fund appropriations in this act shall not be
13 expended for items in cases where federal funding is available for
14 the same expenditures.

15 Sec. 221. (1) Each department shall report no later than April
16 1, 2010 on each specific policy change made to implement a public
17 act affecting the department that took effect during the prior
18 calendar year to the house and senate appropriations subcommittees
19 on the budget for the department, the joint committee on
20 administrative rules, and the senate and house fiscal agencies.

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

Senate Bill No. 245 (H-1) as amended June 25, 2009

1 (3) As used in this section:

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

4 (b) "Small business" means that term as defined under section
5 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
6 24.207a.

7 Sec. 226. Funds appropriated in part 1 shall not be used by a
8 principal executive department, state agency, or authority to hire
9 a person to provide legal services that are the responsibility of
10 the attorney general. This prohibition does not apply to legal
11 services for bonding activities and for those activities that the
12 attorney general authorizes.

13 Sec. 228. Not later than October 15, each department or agency
14 receiving appropriations in part 1 shall prepare and transmit a
15 report that provides for estimates of the total general
16 fund/general purpose appropriation lapses at the close of the
17 fiscal year. This report shall summarize the projected year-end
18 general fund/general purpose appropriation lapses by major
19 departmental program or program areas. The report shall be
20 transmitted to the office of the state budget, the chairpersons of
21 the senate and house appropriations committees, and the senate and
22 house fiscal agencies.

23 [Sec. 229. On a bimonthly basis, the executive departments and
24 agencies shall report on]
25 the number of FTEs in pay status by civil service classification to
26 the senate and house of representatives standing committees on
27 appropriations subcommittees on general government and the
senate and house fiscal agencies.

1 Sec. 230. From the funds appropriated in part 1, each
2 executive department and state agency shall use an amount not to
3 exceed \$10,000.00 to develop, post, and maintain, on a publicly
4 accessible Internet site, all expenditures made by the departments
5 and agencies within a fiscal year. The posting shall include the
6 purpose for which each expenditure is made. The departments and
7 agencies are not required to hire additional employees in order to
8 comply with this section.

9 DEPARTMENT OF ATTORNEY GENERAL

10 Sec. 301. (1) In addition to the funds appropriated in part 1,
11 there is appropriated an amount not to exceed \$1,500,000.00 for
12 federal contingency funds. These funds are not available for
13 expenditure until they have been transferred to another line item
14 in this act under section 393(2) of the management and budget act,
15 1984 PA 431, MCL 18.1393.

16 (2) In addition to the funds appropriated in part 1, there is
17 appropriated an amount not to exceed \$1,500,000.00 for state
18 restricted contingency funds. These funds are not available for
19 expenditure until they have been transferred to another line item
20 in this act under section 393(2) of the management and budget act,
21 1984 PA 431, MCL 18.1393.

22 (3) In addition to the funds appropriated in part 1, there is
23 appropriated an amount not to exceed \$100,000.00 for local
24 contingency funds. These funds are not available for expenditure
25 until they have been transferred to another line item in this act
26 under section 393(2) of the management and budget act, 1984 PA 431,

1 MCL 18.1393.

2 (4) In addition to the funds appropriated in part 1, there is
3 appropriated an amount not to exceed \$100,000.00 for private
4 contingency funds. These funds are not available for expenditure
5 until they have been transferred to another line item in this act
6 under section 393(2) of the management and budget act, 1984 PA 431,
7 MCL 18.1393.

8 Sec. 302. (1) The attorney general shall perform all legal
9 services, including representation before courts and administrative
10 agencies rendering legal opinions and providing legal advice to a
11 principal executive department or state agency. A principal
12 executive department or state agency shall not employ or enter into
13 a contract with any other person for services described in this
14 section.

15 (2) The attorney general shall defend judges of all state
16 courts if a claim is made or a civil action is commenced for
17 injuries to persons or property caused by the judge through the
18 performance of the judge's duties while acting within the scope of
19 his or her authority as a judge.

20 (3) The attorney general shall perform the duties specified in
21 1846 RS 12, MCL 14.28 to 14.35, and 1919 PA 232, MCL 14.101 to
22 14.102, and as otherwise provided by law.

23 Sec. 303. The attorney general may sell copies of the biennial
24 report in excess of the 350 copies that the attorney general may
25 distribute on a gratis basis. Gratis copies shall not be provided
26 to members of the legislature. Electronic copies of biennial
27 reports shall be made available on the department of attorney

1 general's website. The attorney general shall sell copies of the
2 report at not less than the actual cost of the report and shall
3 deposit the money received into the general fund.

4 Sec. 304. The department of attorney general is responsible
5 for the legal representation for state of Michigan state employee
6 worker's disability compensation cases. The risk management
7 revolving fund revenue appropriation in part 1 is to be satisfied
8 by billings from the department of attorney general for the actual
9 costs of legal representation, including salaries and support
10 costs.

11 Sec. 305. In addition to the funds appropriated in part 1, not
12 more than \$400,000.00 shall be reimbursed per fiscal year for food
13 stamp fraud cases heard by the third circuit court of Wayne County
14 that were initiated by the department of attorney general pursuant
15 to the existing contract between the department of human services,
16 the prosecuting attorneys association of Michigan, and the
17 department of attorney general. The source of this funding is money
18 earned by the department of attorney general under the agreement
19 after the allowance for reimbursement to the department of attorney
20 general for costs associated with the prosecution of food stamp
21 fraud cases. It is recognized that the federal funds are earned by
22 the department of attorney general for its documented progress on
23 the prosecution of food stamp fraud cases according to the United
24 States department of agriculture regulations and that, once earned
25 by this state, the funds become state funds.

26 Sec. 306. Any proceeds from a lawsuit initiated by or
27 settlement agreement entered into on behalf of this state against a

1 manufacturer of tobacco products by the attorney general are state
2 funds and are subject to appropriation as provided by law.

3 Sec. 307. (1) In addition to the antitrust revenues in part 1,
4 antitrust, securities fraud, consumer protection or class action
5 enforcement revenues, or attorney fees recovered by the department,
6 not to exceed \$250,000.00, are appropriated to the department for
7 antitrust, securities fraud, and consumer protection or class
8 action enforcement cases.

9 (2) Any unexpended funds from antitrust, securities fraud, or
10 consumer protection or class action enforcement revenues at the end
11 of the fiscal year, including antitrust funds in part 1, may be
12 carried forward for expenditure in the following fiscal year up to
13 the maximum authorization of \$250,000.00.

14 Sec. 308. (1) In addition to the funds appropriated in part 1,
15 there is appropriated up to \$500,000.00 from litigation expense
16 reimbursements awarded to the state.

17 (2) The funds may be expended for the payment of court
18 judgments or settlements, attorney fees, and litigation expenses
19 not including salaries and support costs, assessed against the
20 office of the governor, the department of the attorney general, the
21 governor, or the attorney general when acting in an official
22 capacity as the named party in litigation against the state. The
23 funds may also be expended for the payment of state costs incurred
24 under section 16 of chapter X of the code of criminal procedure,
25 1927 PA 175, MCL 770.16.

26 (3) Unexpended funds at the end of the fiscal year may be
27 carried forward for expenditure in the following year, up to a

1 maximum authorization of \$500,000.00.

2 Sec. 309. From the prisoner reimbursement funds appropriated
3 in part 1, the department may spend up to \$470,600.00 on activities
4 related to the state correctional facilities reimbursement act,
5 1935 PA 253, MCL 800.401 to 800.406. In addition to the funds
6 appropriated in part 1, if the department collects in excess of
7 \$1,131,000.00 in gross annual prisoner reimbursement receipts
8 provided to the general fund, the excess, up to a maximum of
9 \$1,000,000.00, is appropriated to the department of attorney
10 general and may be spent on the representation of the department of
11 corrections and its officers, employees, and agents, including, but
12 not limited to, the defense of litigation against the state, its
13 departments, officers, employees, or agents in civil actions filed
14 by prisoners.

15 Sec. 310. (1) For the purposes of providing title IV-D child
16 support enforcement funding, the department of human services, as
17 the state IV-D agency, shall maintain a cooperative agreement with
18 the attorney general for federal IV-D funding to support the child
19 support enforcement activities within the office of the attorney
20 general.

21 (2) The attorney general or his or her designee shall, to the
22 extent allowable under federal law, have access to any information
23 used by the state to locate parents who fail to pay court-ordered
24 child support.

25 Sec. 312. Except as authorized by supplemental appropriation
26 or transfer in accordance with section 301 or with section 393 of
27 the management and budget act, 1984 PA 431, MCL 18.1393, the

1 department of attorney general may not receive or expend funds in
2 addition to those authorized in part 1 for legal services provided
3 specifically to other state departments or agencies except for
4 costs for expert witnesses, court costs, or other nonsalary
5 litigation expenses associated with a pending legal action.

6 Sec. 313. (1) All money or other proceeds received by the
7 department of attorney general for debts due or penalties forfeited
8 to the people of this state or deriving from the settlement of any
9 lawsuit entered into by the attorney general on behalf of a state
10 agency, department, division, bureau, board, commission, council,
11 authority, or other body in the executive branch of state
12 government or an individual acting on behalf of the executive
13 branch of state government against a private individual or business
14 or any other private organization shall be immediately deposited in
15 conformity with section 33 of 1846 RS 12, MCL 14.33, and shall not
16 be available for expenditure or disbursement until appropriated.

17 (2) Except as otherwise provided by law, the department of
18 attorney general shall not agree as part of the settlement of a
19 lawsuit or administrative enforcement action on behalf of this
20 state, the people of this state, a state entity, or an individual
21 or officer acting on behalf of this state against a private
22 individual, business, or other organization to accept the payment
23 of money, goods, services, or other benefits to a third party or
24 parties in lieu of a debt or obligation otherwise due to this state
25 or the people of this state. Any money paid to settle a debt or
26 obligation owed to this state or the people of this state or paid
27 in lieu of a debt or obligation otherwise due to this state or the

1 people of this state or goods or services offered to settle claims
2 on behalf of this state or people of this state shall be deposited
3 with the state treasury immediately after receipt and shall not be
4 available for expenditure or disbursement until appropriated. This
5 section does not apply to settlement money or goods disbursed by a
6 court-approved claims administrator directly to consumer members of
7 a class action lawsuit brought by the attorney general in his or
8 her *parens patriae* capacity, provided the disbursement is
9 judicially authorized and is made following a notice period and
10 fairness hearing, or to supplemental environmental projects secured
11 on behalf of the department of environmental quality.

12 (3) On a quarterly basis, the attorney general shall report to
13 the senate and house of representatives standing committees on
14 appropriations and the state budget office the case names and
15 corresponding attorney general case file numbers, court docket
16 numbers, and presiding courts for every matter that the attorney
17 general settled during the preceding quarter. The attorney general
18 shall report the total settlement value for each case reported. The
19 attorney general shall itemize each settlement to additionally
20 reflect all of the following:

21 (a) The aggregate Michigan consumer recovery.

22 (b) The value of restitution paid on behalf of this state or
23 any state or federal department or agency whose interest was
24 resolved in the case.

25 (c) Amounts recovered for civil penalties.

26 (d) Amounts recovered for attorney fees.

27 (e) Amounts recovered as reimbursement for the costs of

1 investigation. If the attorney general settled a case in the prior
2 quarter for nonmonetary proceeds, he or she shall indicate the
3 identity and value of the proceeds received for each case as
4 provided in this section.

5 (4) Funds appropriated to the department of attorney general
6 under part 1 are appropriated contingent upon compliance with this
7 section.

8 Sec. 314. The attorney general shall annually report to the
9 legislature the names, addresses, and compensation of the special
10 attorneys general utilized by the attorney general in the
11 immediately preceding fiscal year.

12 Sec. 315. The attorney general shall annually report to the
13 legislature and make available on his or her website the number of
14 complaints received, the number of complaints investigated, and the
15 number of violations prosecuted by the attorney general involving
16 the Michigan occupational safety and health act, 1974 PA 154, MCL
17 408.1001 to 408.1094.

18 Sec. 316. The attorney general shall provide to the
19 legislature and make available on his or her website a report that
20 details the attorney general's activities in the preceding calendar
21 year in enforcing 1976 PA 449, MCL 445.351 to 445.364. The report
22 shall include the number of violation complaints received,
23 the number of complaints investigated, and the number of court
24 actions filed by the attorney general for injunctive relief or
25 recovery under 1976 PA 449, MCL 445.351 to 445.364.

26 **DEPARTMENT OF CIVIL RIGHTS**

1 Sec. 401. In addition to the funds appropriated in part 1,
2 there is appropriated an amount not to exceed \$2,000,000.00 for
3 federal contingency funds. These funds are not available for
4 expenditure until they have been transferred to another line item
5 in this act under section 393(2) of the management and budget act,
6 1984 PA 431, MCL 18.1393.

7 Sec. 402. (1) In addition to the appropriations contained in
8 part 1, the department of civil rights may receive and expend funds
9 from local or private sources for all of the following purposes:

10 (a) Developing and presenting training for employers on equal
11 employment opportunity law and procedures.

12 (b) The publication and sale of civil rights related
13 informational material.

14 (c) The provision of copy material made available under
15 freedom of information requests.

16 (d) Other copy fees, subpoena fees, and witness fees.

17 (e) Developing, presenting, and participating in mediation
18 processes for certain civil rights cases.

19 (f) Workshops, seminars, and recognition or award programs
20 consistent with the programmatic mission of the individual unit
21 sponsoring or coordinating the programs.

22 (2) The department of civil rights shall annually report to
23 the state budget director, the senate and house of representatives
24 standing committees on appropriations, and the senate and house
25 fiscal agencies the amount of funds received and expended for
26 purposes authorized under this section.

27 Sec. 403. The department of civil rights may contract with

1 local units of government to review equal employment opportunity
2 compliance of potential contractors and may charge for and expend
3 amounts received from local units of government for the purpose of
4 developing and providing these contractual services.

5 **INFORMATION TECHNOLOGY**

6 Sec. 573. (1) The department of information technology may
7 sell and accept paid advertising for placement on any state website
8 under its jurisdiction. The department shall review and approve the
9 content of each advertisement. The department may refuse to accept
10 advertising from any person or organization or require modification
11 to advertisements based upon criteria determined by the department.
12 Revenue received under this subsection shall be used for operating
13 costs of the department and for future technology enhancements to
14 state of Michigan e-government initiatives. Funds received under
15 this subsection shall be limited to \$250,000.00. Any funds in
16 excess of \$250,000.00 shall be deposited in the state general fund.

17 (2) The department of information technology may accept gifts,
18 donations, contributions, bequests, and grants of money from any
19 public or private source to assist with the underwriting or
20 sponsorship of state webpages or services offered on those
21 webpages. A private or public funding source may receive
22 recognition in the webpage. The department of information
23 technology may reject any gift, donation, contribution, bequest, or
24 grant.

25 (3) Funds accepted by the department of information technology
26 under subsection (1) are appropriated and allotted when received

1 and may be expended upon approval of the state budget director. The
2 state budget office shall notify the senate and house of
3 representatives standing committees on appropriations subcommittees
4 on general government and the senate and house fiscal agencies
5 within 10 days after the approval is given.

6 (4) By April 1, the department of information technology shall
7 report to the senate and house of representatives standing
8 committees on appropriations and the senate and house fiscal
9 agencies that a statement of the total revenue received from the
10 sale of paid advertising accepted under this section and a
11 statement of the total number of advertising transactions are
12 available on the department's website.

13 Sec. 574. The department of information technology may enter
14 into agreements to supply spatial information and technical
15 services to other principal executive departments, state agencies,
16 local units of government, and other organizations. The department
17 of information technology may receive and expend funds in addition
18 to those authorized in part 1 for providing information and
19 technical services, publications, maps, and other products. The
20 department of information technology may expend amounts received
21 for salaries, supplies, and equipment necessary to provide
22 informational products and technical services. Prior to December 1
23 of each year, the department shall provide a report to the senate
24 and house of representatives standing committees on appropriations
25 subcommittees on general government, detailing the sources of
26 funding and expenditures made under this section.

27 Sec. 575. The legislature shall have access to all historical

1 and current data contained within MAIN pertaining to state
2 departments. State departments shall have access to all historical
3 and current data contained within MAIN.

4 Sec. 576. When used in this act, "information technology
5 services" means services involving all aspects of managing and
6 processing information including, but not limited to, all of the
7 following:

8 (a) Application development and maintenance.

9 (b) Desktop computer support and management.

10 (c) Mainframe computer support and management.

11 (d) Server support and management.

12 (e) Local area network support and management.

13 (f) Information technology contract, project, and procurement
14 management.

15 (g) Information technology planning and budget management.

16 (h) Telecommunication services, security, infrastructure, and
17 support.

18 (i) Software and software licensing.

19 Sec. 577. (1) Funds appropriated in part 1 for the Michigan
20 public safety communications system shall be expended upon approval
21 of an expenditure plan by the state budget director.

22 (2) The department of information technology shall assess all
23 subscribers of the Michigan public safety communications system
24 reasonable access and maintenance fees.

25 (3) All money received by the department of information
26 technology under this section shall be expended for the support and
27 maintenance of the Michigan public safety communications system.

1 (4) The department of information technology shall provide a
2 report to the senate and house of representatives standing
3 committees on appropriations, the senate and house fiscal agencies,
4 and the state budget director on April 15 and on October 15,
5 indicating the amount of revenue collected under this section and
6 expended for support and maintenance of the Michigan public safety
7 communications system for the immediately preceding 6-month period.
8 Any deposits made under this section and unencumbered funds are
9 restricted revenues and may be carried forward into succeeding
10 fiscal years.

11 Sec. 578. The department of information technology shall
12 submit a report for the immediately preceding fiscal year ending
13 September 30 to the senate and house of representatives standing
14 committees on appropriations subcommittees on general government
15 and the senate and house fiscal agencies by March 1. The report
16 shall include the following:

17 (a) The total amount of funding appropriated for information
18 technology services and projects, by funding source, for all
19 principal executive departments and agencies.

20 (b) A listing of the expenditures made from the amounts
21 received by the department of information technology, as reported
22 in subdivision (a).

23 Sec. 579. The department of information technology shall
24 provide a report that analyzes and makes recommendations on the
25 life-cycle of information technology hardware and software. The
26 report shall be submitted to the senate and house of
27 representatives standing committees on appropriations subcommittees

1 on general government and the senate and house fiscal agencies by
2 March 1.

3 Sec. 580. (1) From the funds appropriated in part 1 to general
4 services, for the department of state, there is appropriated
5 \$4,550,000.00 for the business application modernization project.
6 Funds shall only be used for the development, implementation, and
7 maintenance of the business application modernization project.

8 (2) The unexpended funds appropriated in part 1 for the
9 business application modernization project are designated as work
10 project appropriations and shall not lapse at the end of the fiscal
11 year. Any unencumbered or unallotted funds shall be carried over
12 into the succeeding fiscal year and shall continue to be available
13 for expenditure until the project has been completed. The total
14 cost is estimated at \$30,000,000.00, and the tentative completion
15 date is September 30, 2010.

16 Sec. 582. The department shall provide a report by December 1
17 of each fiscal year to the senate and house of representatives
18 standing committees on appropriations and the senate and house
19 fiscal agencies detailing the improvements made to Michigan.gov.

20 Sec. 583. By December 31, the department shall provide a
21 report that lists all change orders and follow-on contracts,
22 greater than \$25,000.00, whether they are bid, exercise options or
23 no-bid, and the amount of each change order or contract extension
24 contract entered into by the department to the senate and house of
25 representatives standing committees on appropriations subcommittees
26 on general government, the senate and house fiscal agencies, and
27 the state budget director.

1 Sec. 584. The department of information technology shall
2 determine how existing 2-1-1 capacities will be utilized by each
3 state department with community resource information and referral
4 service, including, but not limited to, toll-free help and
5 information lines and comprehensive human service databases. The
6 department of information technology shall report its findings in
7 writing to the senate and house of representatives standing
8 committees on appropriations by July 1, 2010. The report shall
9 include a statement of how each state department has utilized 2-1-1
10 in its coordination efforts, including any efficiencies, cost
11 savings, and improved service provided to Michigan residents. The
12 report shall also contain recommendations for maintaining a
13 statewide 2-1-1 system.

14 Sec. 585. The department shall provide a report that
15 calculates the total amount of funds expended for the child support
16 enforcement system to date from the inception of the program. The
17 report shall contain information on the original start and
18 completion dates for the project, the original cost to complete the
19 project, and a listing of all revisions to project completion dates
20 and costs. The report shall include the total amount of funds paid
21 to the federal government for penalties. The report shall be
22 submitted to the senate and house of representatives standing
23 committees on government operations, the senate and house of
24 representatives standing committees on appropriations subcommittees
25 on general government, and the senate and house fiscal agencies by
26 January 1.

27 Sec. 586. (1) The state budget director, upon notification to

1 the house and senate appropriations committees, may adjust spending
2 authorization and user fees in the department of information
3 technology budget in order to ensure that the appropriations for
4 information technology in the department budget equal the
5 appropriations for information technology in the budgets for all
6 executive branch agencies.

7 (2) If during the course of the fiscal year a transfer or
8 supplemental to or from the information technology line item within
9 an agency budget is made under section 393 of the management and
10 budget act, 1984 PA 431, MCL 18.1393, there is appropriated an
11 equal amount of user fees in the department of information
12 technology budget to accommodate an increase or decrease in
13 spending authorization.

14 Sec. 587. (1) Revenue collected from licenses issued under the
15 antenna site management project shall be deposited into the antenna
16 site management revolving fund created for this purpose in the
17 department of information technology. The department may receive
18 and expend money from the fund for costs associated with the
19 antenna site management project, including the cost of a third-
20 party site manager. Any excess revenue remaining in the fund at the
21 close of the fiscal year shall be proportionately transferred to
22 the appropriate state restricted funds as designated in statute or
23 by constitution.

24 (2) An antenna shall not be placed on any site pursuant to
25 this section without complying with the respective local zoning
26 codes and local unit of government processes.

27 Sec. 588. In addition to the funds appropriated in part 1, the

1 funds collected by the department for supplying census-related
2 information and technical services, publications, statistical
3 studies, population projections and estimates, and other
4 demographic products area appropriated for all expenses necessary
5 to provide the required services. These funds are available for
6 expenditure when they are received and may be carried forward into
7 the next succeeding fiscal year.

8 **LEGISLATURE**

9 Sec. 600. The senate, the house of representatives, or an
10 agency within the legislative branch may receive, expend, and
11 transfer funds in addition to those authorized in part 1.

12 Sec. 601. (1) Funds appropriated in part 1 to an entity within
13 the legislative branch shall not be expended or transferred to
14 another account without written approval of the authorized agent of
15 the legislative entity. If the authorized agent of the legislative
16 entity notifies the state budget director of its approval of an
17 expenditure or transfer before the year-end book-closing date for
18 that legislative entity, the state budget director shall
19 immediately make the expenditure or transfer. The authorized
20 legislative entity agency shall be designated by the speaker of the
21 house of representatives for house entities, the senate majority
22 leader for senate entities, and the legislative council for
23 legislative council entities.

24 (2) Funds appropriated within the legislative branch, to a
25 legislative council component, shall not be expended by any agency
26 or other subgroup included in that component without the approval

1 of the legislative council.

2 Sec. 602. The senate may charge rent and assess charges for
3 utility costs. The amounts received for rent charges and utility
4 assessments are appropriated to the senate for the renovation,
5 operation, and maintenance of the Farnum building and other
6 properties.

7 Sec. 603. The appropriation contained in part 1 for national
8 association dues is to be distributed by the legislative council.
9 From the funding appropriated, \$51,000.00 shall be paid as annual
10 dues to the national conference of commissioners on uniform state
11 laws.

12 Sec. 604. (1) The appropriation in part 1 to the legislative
13 council includes funds to operate the legislative parking
14 facilities in the capitol area. The legislative council shall
15 establish rules regarding the operation of the legislative parking
16 facilities.

17 (2) The legislative council shall collect a fee from state
18 employees and the general public using certain legislative parking
19 facilities. The revenues received from the parking fees shall be
20 allocated by the legislative council.

21 Sec. 605. The appropriation in part 1 to the legislative
22 council for publication of the Michigan manual is a work project
23 account. The unexpended portion remaining on September 30 shall not
24 lapse and shall be carried forward into the subsequent fiscal year
25 for use in paying the associated biennial costs of publication of
26 the Michigan manual.

27 Sec. 606. The appropriations in part 1 to the legislative

1 branch, for property management, shall be used to purchase
2 equipment and services for building maintenance in order to ensure
3 a safe and productive work environment. These funds are designated
4 as work project appropriations and shall not lapse at the end of
5 the fiscal year, and shall continue to be available for expenditure
6 until the project has been completed. The total cost is estimated
7 at \$500,000.00, and the tentative completion date is September 30,
8 2011.

9 Sec. 607. The appropriations in part 1 to the legislative
10 branch, for automated data processing, shall be used to purchase
11 equipment, software, and services in order to support and implement
12 data processing requirements and technology improvements. These
13 funds are designated as work project appropriations and shall not
14 lapse at the end of the fiscal year, and shall continue to be
15 available for expenditure until the project has been completed. The
16 total cost is estimated at \$500,000.00, and the tentative
17 completion date is September 30, 2011.

18 Sec. 608. In addition to funds appropriated in part 1, the
19 Michigan capitol committee publications save the flags fund account
20 may accept contributions, gifts, bequests, devises, grants, and
21 donations. Those funds that are not expended in the fiscal year
22 ending September 30 shall not lapse at the close of the fiscal
23 year, and shall be carried forward for expenditure in the following
24 fiscal years.

25 Sec. 610. The funds appropriated in part 1 shall not be used
26 to pay for health insurance benefits for unmarried domestic
27 partners of legislators or legislative employees.

1 **LEGISLATIVE AUDITOR GENERAL**

2 Sec. 620. Pursuant to section 53 of article IV of the state
3 constitution of 1963, the auditor general shall conduct audits of
4 the judicial branch. The audits may include the supreme court and
5 its administrative units, the court of appeals, and trial courts.

6 Sec. 621. (1) The auditor general shall take all reasonable
7 steps to ensure that certified minority- and women-owned and
8 operated accounting firms, and accounting firms owned and operated
9 by persons with disabilities participate in the audits of the
10 books, accounts, and financial affairs of each principal executive
11 department, branch, institution, agency, and office of this state.

12 (2) The auditor general shall strongly encourage firms with
13 which the auditor general contracts to perform audits of the
14 principal executive departments and state agencies to subcontract
15 with certified minority- and women-owned and operated accounting
16 firms, and accounting firms owned and operated by persons with
17 disabilities.

18 (3) The auditor general shall compile an annual report
19 regarding the number of contracts entered into with certified
20 minority- and women-owned and operated accounting firms, and
21 accounting firms owned and operated by persons with disabilities.
22 The auditor general shall deliver the report to the state budget
23 director and the senate and house of representatives standing
24 committees on appropriations subcommittees on general government by
25 November 1 of each year.

26 Sec. 622. From the funds appropriated in part 1 to the

1 legislative auditor general, the auditor general's salary and the
2 salaries of the remaining 2.0 FTE unclassified positions shall be
3 set by the speaker of the house of representatives, the senate
4 majority leader, the house of representatives minority leader, and
5 the senate minority leader.

6 Sec. 623. Any audits, reviews, or investigations requested of
7 the auditor general by the legislature or by legislative
8 leadership, legislative committees, or individual legislators shall
9 include an estimate of the additional costs involved and, when
10 those costs exceed \$50,000.00, should provide supplemental funding.
11 The auditor general shall determine whether to perform those
12 activities in keeping with Audit Directive No. 29, which describes
13 the office of the auditor general's policy on responding to
14 legislative requests.

15 **DEPARTMENT OF MANAGEMENT AND BUDGET**

16 Sec. 701. (1) In addition to the funds appropriated in part 1,
17 there is appropriated an amount not to exceed \$2,000,000.00 for
18 federal contingency funds. These funds are not available for
19 expenditure until they have been transferred to another line item
20 in this act under section 393(2) of the management and budget act,
21 1984 PA 431, MCL 18.1393.

22 (2) In addition to the funds appropriated in part 1, there is
23 appropriated an amount not to exceed \$3,000,000.00 for state
24 restricted contingency funds. These funds are not available for
25 expenditure until they have been transferred to another line item
26 in this act under section 393(2) of the management and budget act,

1 1984 PA 431, MCL 18.1393.

2 (3) In addition to the funds appropriated in part 1, there is
3 appropriated an amount not to exceed \$50,000.00 for local
4 contingency funds. These funds are not available for expenditure
5 until they have been transferred to another line item in this act
6 under section 393(2) of the management and budget act, 1984 PA 431,
7 MCL 18.1393.

8 Sec. 702. Proceeds in excess of necessary costs incurred in
9 the conduct of transfers or auctions of state surplus, salvage, or
10 scrap property made pursuant to section 267 of the management and
11 budget act, 1984 PA 431, MCL 18.1267, are appropriated to the
12 department of management and budget to offset costs incurred in the
13 acquisition and distribution of federal surplus property.

14 Sec. 704. (1) The department of management and budget may
15 receive and expend funds in addition to those authorized by part 1
16 for maintenance and operation services provided specifically to
17 other principal executive departments or state agencies, the
18 legislative branch, the judicial branch, or private tenants, or
19 provided in connection with facilities transferred to the
20 operational jurisdiction of the department of management and
21 budget.

22 (2) The department of management and budget may receive and
23 expend funds in addition to those authorized by part 1 for real
24 estate, architectural, design, and engineering services provided
25 specifically to other principal executive departments or state
26 agencies, the legislative branch, or the judicial branch.

27 (3) The department of management and budget may receive and

1 expend funds in addition to those authorized in part 1 for mail
2 pickup and delivery services provided specifically to other
3 principal executive departments and state agencies, the legislative
4 branch, or the judicial branch.

5 (4) The department of management and budget may receive and
6 expend funds in addition to those authorized in part 1 for
7 purchasing services provided specifically to other principal
8 executive departments and state agencies, the legislative branch,
9 or the judicial branch.

10 Sec. 705. (1) The source of financing in part 1 for statewide
11 appropriations shall be funded by assessments against longevity and
12 insurance appropriations throughout state government in a manner
13 prescribed by the department of management and budget. Funds shall
14 be used as specified in joint labor/management agreements or
15 through the coordinated compensation hearings process. Any deposits
16 made under this subsection and any unencumbered funds are
17 restricted revenues, may be carried over into the succeeding fiscal
18 years, and are appropriated.

19 (2) In addition to the funds appropriated in part 1 for
20 statewide appropriations, the department of management and budget
21 may receive and expend funds in such additional amounts as may be
22 specified in joint labor/management agreements or through the
23 coordinated compensation hearings process in the same manner and
24 subject to the same conditions as prescribed in subsection (1).

25 Sec. 706. To the extent a specific appropriation is required
26 for a detailed source of financing included in part 1 for the
27 department of management and budget appropriations financed from

1 special revenue and internal service and pension trust funds, or
2 MAIN user charges, the specific amounts are appropriated within the
3 special revenue internal service and pension trust funds in
4 portions not to exceed the aggregate amount appropriated in part 1.

5 Sec. 707. In addition to the funds appropriated in part 1 to
6 the department of management and budget, the department may receive
7 and expend funds from other principal executive departments and
8 state agencies to implement donated annual leave and administrative
9 leave bank transfer provisions as may be specified in joint
10 labor/management agreements. The amounts may also be transferred to
11 other principal executive departments and state agencies under the
12 joint agreement and any amounts transferred under the joint
13 agreement are authorized for receipt and expenditure by the
14 receiving principal executive department or state agency. Any
15 amounts received by the department of management and budget under
16 this section and intended, under the joint labor/management
17 agreements, to be available for use beyond the close of the fiscal
18 year and any unencumbered funds may be carried over into the
19 succeeding fiscal year.

20 Sec. 708. The source of financing in part 1 for the Michigan
21 administrative information network shall be funded by proportionate
22 charges assessed against the respective state funds benefiting from
23 this project in the amounts determined by the department.

24 Sec. 709. (1) Deposits against the interdepartmental grant
25 from building occupancy and parking charges appropriated in part 1
26 shall be collected, in part, from state agencies, the legislative
27 branch, and the judicial branch based on estimated costs associated

1 with maintenance and operation of buildings managed by the
2 department of management and budget. To the extent excess revenues
3 are collected due to estimates of building occupancy charges
4 exceeding actual costs, the excess revenues may be carried forward
5 into succeeding fiscal years for the purpose of returning funds to
6 state agencies.

7 (2) Appropriations in part 1 to the department of management
8 and budget, for management and budget services from building
9 occupancy charges and parking charges, may be increased to return
10 excess revenue collected to state agencies.

11 Sec. 710. The department of management and budget shall notify
12 the chairpersons of the senate and house of representatives
13 standing committees on appropriations and the chairpersons of the
14 senate and house of representatives standing committees on
15 appropriations subcommittees on general government on any revisions
16 that increase or decrease current contracts by more than
17 \$500,000.00 for computer software development, hardware
18 acquisition, or quality assurance at least 14 days before the
19 department of management and budget finalizes the revisions.

20 Sec. 711. The department of management and budget shall
21 maintain an Internet website that contains notice of all
22 invitations for bids and requests for proposals over \$50,000.00
23 issued by the department or by any state agency operating under
24 delegated authority. The department shall not accept an invitation
25 for bid or request for proposal in less than 14 days after the
26 notice is made available on the Internet website, except in
27 situations where it would be in the best interest of the state and

1 documented by the department. In addition to the requirements of
2 this section, the department may advertise the invitations for bids
3 and requests for proposals in any manner the department determines
4 appropriate, in order to give the greatest number of individuals
5 and businesses the opportunity to make bids or requests for
6 proposals.

7 Sec. 712. The department of management and budget may receive
8 and expend funds from the Vietnam veterans memorial monument fund
9 as provided in the Michigan Vietnam veterans memorial act, 1988 PA
10 234, MCL 35.1051 to 35.1057. Funds are appropriated and allocated
11 when received and may be expended upon receipt.

12 Sec. 713. The Michigan veterans' memorial park commission may
13 receive and expend money from any source, public or private,
14 including, but not limited to, gifts, grants, donations of money,
15 and government appropriations, for the purposes described in
16 Executive Order No. 2001-10. Funds are appropriated and allocated
17 when received and may be expended upon receipt. Any deposits made
18 under this section and unencumbered funds are restricted revenues
19 and may be carried over into succeeding fiscal years.

20 Sec. 715. (1) Funds in part 1 for motor vehicle fleet are
21 appropriated to the department of management and budget for
22 administration and for the acquisition, lease, operation,
23 maintenance, repair, replacement, and disposal of state motor
24 vehicles.

25 (2) The appropriation in part 1 for motor vehicle fleet shall
26 be funded by revenue from rates charged to principal executive
27 departments and agencies for utilizing vehicle travel services

1 provided by the department. Revenue in excess of the amount
2 appropriated in part 1 from the motor transport fund and any
3 unencumbered funds are restricted revenues and may be carried over
4 into the succeeding fiscal year.

5 (3) It is the intent of the legislature that the department of
6 management and budget have the authority to determine the
7 appropriateness of vehicle assignment, to include year, make,
8 model, size, and price of vehicle. The department may assign motor
9 vehicles, permanently or temporarily, to state agencies and to
10 institutions of higher education.

11 (4) Pursuant to the department of management and budget's
12 authority under sections 213 and 215 of the management and budget
13 act, 1984 PA 431, MCL 18.1213 and 18.1215, the department shall
14 maintain a plan regarding the operation of the motor vehicle fleet.
15 The plan shall include the number of vehicles assigned to, or
16 authorized for use by, state departments and agencies, efforts to
17 reduce vehicle expenditures, the number of cars in the motor
18 vehicle fleet, the number of miles driven by fleet vehicles, and
19 the number of gallons of fuel consumed by fleet vehicles. The plan
20 shall include a calculation of the amount of state motor vehicle
21 fuel taxes that would have been incurred by fleet vehicles if fleet
22 vehicles were required by law to pay motor fuel taxes. The plan
23 shall include a description of fleet garage operations, the goods
24 sold and services provided by the fleet garage, the cost to operate
25 the fleet garage, the number of fleet garage locations, and the
26 number of employees assigned to each fleet garage. The plan may be
27 adjusted during the fiscal year based on needs and cost savings to

1 achieve the maximum value and efficiency from the state motor
2 fleet. Within 60 days after the close of the fiscal year, the
3 department shall provide a report to the senate and house of
4 representatives standing committees on appropriations and the
5 senate and house fiscal agencies detailing the current plan and
6 changes made to the plan during the fiscal year.

7 (5) The department of management and budget may charge state
8 agencies for fuel cost increases that exceed \$2.27 per gallon of
9 unleaded gasoline. The department shall notify state agencies, in
10 writing or by electronic mail, at least 30 days before implementing
11 additional charges for fuel cost increases. Revenues received from
12 these charges are appropriated upon receipt.

13 Sec. 716. The department of management and budget shall adopt
14 policies and procedures necessary for compliance by the department,
15 other state departments and agencies, and state vendors and
16 subcontractors, with the requirement under subsection (1) of
17 section 261 of the management and budget act, 1984 PA 431, MCL
18 18.1261, to provide a purchasing preference for products
19 manufactured or services offered by Michigan-based firms.

20 Sec. 717. In determining whether the purchase, contracting
21 for, providing of supplies, materials, services, insurance,
22 utilities, third-party financing, equipment, printing, and other
23 items needed by state departments or agencies is in the best
24 interests of this state, and in making all discretionary decisions
25 concerning the solicitation, award, amendment, cancellation, or
26 appeal of state contracts, the department of management and budget
27 shall consider all of the following:

1 (a) Whether a proposal by a vendor to provide services to this
2 state using employees, contractors, subcontractors, or other
3 individuals who are not citizens of the United States, legal
4 resident aliens, or individuals with a valid visa would be
5 detrimental to the state of Michigan, its residents, or the state's
6 economy.

7 (b) Whether a proposal by a vendor to provide services to this
8 state from a location outside of this state or the United States
9 would be detrimental to the state of Michigan, its residents, or
10 the state's economy.

11 (c) Whether a proposal by a vendor to provide goods to this
12 state produced outside of this state or the United States would be
13 detrimental to the state of Michigan, its residents, or the state's
14 economy.

15 (d) Whether the acquisition of goods or services from a vendor
16 that is an expatriated business entity located in a tax haven
17 country or an affiliate of an expatriated business entity located
18 in a tax haven country would be detrimental to the state of
19 Michigan, its residents, or the state's economy. As used in this
20 section, "expatriated business entity" means a corporation or an
21 affiliate of the corporation incorporated in a tax haven country
22 after September 11, 2001, but with the United States as the
23 principal market for the public trading of the corporation's stock,
24 as determined by the director of the department of management and
25 budget. "Tax haven country" means each of the following: Barbados,
26 Bermuda, British Virgin Islands, Cayman Islands, Commonwealth of
27 the Bahamas, Cyprus, Gibraltar, Isle of Man, the Principality of

1 Liechtenstein, the Principality of Monaco, and the Republic of the
2 Seychelles.

3 (e) Whether the provision of services to this state at a
4 location outside of this state or the United States would be
5 detrimental to the privacy interests of Michigan residents, or risk
6 the disclosure of personal information of Michigan residents, such
7 as social security, financial, or medical data.

8 (f) Whether a proposal by a vendor to provide services to this
9 state from a location outside of this state or the United States
10 would constitute undue risk under a risk management policy,
11 practice, or procedure adopted by the department of management and
12 budget under section 204 of the management and budget act, 1984 PA
13 431, MCL 18.1204.

14 (g) Whether a proposal by a vendor to provide goods to this
15 state produced outside of this state or the United States would
16 constitute undue risk under a risk management policy, practice, or
17 procedure adopted by the department of management and budget under
18 section 204 of the management and budget act, 1984 PA 431, MCL
19 18.1204.

20 Sec. 718. The department of management and budget shall
21 collect from vendors information necessary to comply with the
22 requirements of this act, as determined by the department. The
23 department of management and budget may require vendors to provide
24 any of the following:

25 (a) Information relating to the location of work performed
26 under a state contract by the vendor and any subcontractors,
27 employees, or other persons performing a state contract.

1 (b) Information regarding the corporate structure and location
2 of corporate employees and activities of the vendor, its
3 affiliates, or any subcontractors.

4 (c) Notice of the relocation of the vendor, employees of the
5 vendor, subcontractors of the vendor, or other persons performing
6 services under a state contract outside of the state of Michigan.

7 Sec. 719. The department of management and budget may require
8 that any vendor or subcontractor providing call or contact center
9 services to the state of Michigan disclose to inbound callers the
10 location from which the call or contact center services are being
11 provided.

12 Sec. 720. The appropriation in part 1 for census
13 tracking/reapportionment shall be equally distributed to the senate
14 and house of representatives and shall be used for purchasing
15 equipment, supplies, and services needed for tracking and reporting
16 census and reapportionment information for the state of Michigan.
17 These funds are designated as work project appropriations, shall
18 not lapse at the end of the fiscal year, and shall continue to be
19 available for expenditure until the project has been completed. The
20 total cost is estimated at \$1,000,000.00, and the tentative
21 completion date is September 30, 2013.

22 Sec. 721. In addition to the funds appropriated in part 1, the
23 department of management and budget may receive and expend money
24 from the Michigan law enforcement officers memorial monument fund
25 as provided in the Michigan law enforcement officers memorial act,
26 2004 PA 177, MCL 28.781 to 28.787.

27 Sec. 722. In addition to the funds appropriated in part 1, the

1 department of management and budget may receive and expend money
2 from the Ronald Wilson Reagan memorial monument fund as provided in
3 the Ronald Wilson Reagan memorial monument fund commission act,
4 2004 PA 489, MCL 399.261 to 399.266.

5 Sec. 723. The department shall make available to the public a
6 list of all parcels of real property owned by the state that are
7 available for purchase. The list shall be posted on the Internet
8 through the department's website.

9 Sec. 724. In addition to the funds appropriated in part 1, the
10 funds collected by the department for document and data imaging
11 services, copies, media, and storage, as well as conferences,
12 workshops, and training classes, are appropriated for all expenses
13 necessary to provide the required services. These funds are
14 available for expenditure when they are received and may be carried
15 forward into the next succeeding fiscal year.

16 **STATE BUILDING AUTHORITY**

17 Sec. 725. (1) Subject to section 242 of the management and
18 budget act, 1984 PA 431, MCL 18.1242, and upon the approval of the
19 state building authority, the department may expend from the
20 general fund of the state during the fiscal year ending September
21 30, 2010 an amount to meet the cash flow requirements of those
22 state building authority projects solely for lease to a state
23 agency identified in both part 1 and this section, and for which
24 state building authority bonds or notes have not been issued, and
25 for the sole acquisition by the state building authority of
26 equipment and furnishings for lease to a state agency as permitted

1 by 1964 PA 183, MCL 830.411 to 830.425, for which the issuance of
2 bonds or notes is authorized by a legislative concurrent resolution
3 that is effective for the fiscal year ending September 30, 2010.
4 Any general fund advances for which state building authority bonds
5 have not been issued shall bear an interest cost to the state
6 building authority at a rate not to exceed that earned by the state
7 treasurer's common cash fund during the period in which the
8 advances are outstanding and are repaid to the general fund of the
9 state.

10 (2) Upon sale of bonds or notes for the projects identified in
11 part 1 or for equipment as authorized by legislative concurrent
12 resolution and in this section, the state building authority shall
13 credit the general fund of the state an amount equal to that
14 expended from the general fund plus interest, if any, as defined in
15 this section.

16 (3) For state building authority projects for which bonds or
17 notes have been issued and upon the request of the state building
18 authority, the state treasurer shall make advances without interest
19 from the general fund as necessary to meet cash flow requirements
20 for the projects, which advances shall be reimbursed by the state
21 building authority when the investments earmarked for the financing
22 of the projects mature.

23 (4) In the event that a project identified in part 1 is
24 terminated after final design is complete, advances made on behalf
25 of the state building authority for the costs of final design shall
26 be repaid to the general fund in a manner recommended by the
27 director and approved by the JCOS.

1 Sec. 726. (1) State building authority funding to finance
2 construction or renovation of a facility that collects revenue in
3 excess of money required for the operation of that facility shall
4 not be released to a university or community college unless the
5 institution agrees to reimburse that excess revenue to the state
6 building authority. The excess revenue shall be credited to the
7 general fund to offset rent obligations associated with the
8 retirement of bonds issued for that facility. The auditor general
9 shall annually identify and present an audit of those facilities
10 that are subject to this section. Costs associated with the
11 administration of the audit shall be charged against money
12 recovered pursuant to this section.

13 (2) As used in this section, "revenue" includes state
14 appropriations, facility opening money, other state aid, indirect
15 cost reimbursement, and other revenue generated by the activities
16 of the facility.

17 Sec. 727. (1) The state building authority rent appropriations
18 in part 1 may also be expended for the payment of required premiums
19 for insurance on facilities owned by the state building authority
20 or payment of costs that may be incurred as the result of any
21 deductible provisions in such insurance policies.

22 (2) If the amount appropriated in part 1 for state building
23 authority rent is not sufficient to pay the rent obligations and
24 insurance premiums and deductibles identified in subsection (1) for
25 state building authority projects, there is appropriated from the
26 general fund of the state the amount necessary to pay such
27 obligations.

1 Sec. 728. The department of management and budget shall
2 provide to the JCOS, state budget director, and senate and house
3 fiscal agencies a report relative to the status of construction
4 projects associated with state building authority bonds as of
5 September 30 of each year, on or before October 15, or not more
6 than 30 days after a refinancing or restructuring bond issue is
7 sold. The report shall include, but is not limited to, the
8 following:

9 (a) A list of all completed construction projects for which
10 state building authority bonds have been sold, and which bonds are
11 currently active.

12 (b) A list of all projects under construction for which sale
13 of state building authority bonds is pending.

14 (c) A list of all projects authorized for construction or
15 identified in an appropriations act for which approval of
16 schematic/preliminary plans or total authorized cost is pending
17 that have state building authority bonds identified as a source of
18 financing.

19 **CIVIL SERVICE**

20 Sec. 750. (1) In addition to the funds appropriated in part 1,
21 there is appropriated an amount not to exceed \$2,000,000.00 for
22 federal contingency funds. These funds are not available for
23 expenditure until they have been transferred to another line item
24 in this act under section 393(2) of the management and budget act,
25 1984 PA 431, MCL 18.1393.

26 (2) In addition to the funds appropriated in part 1, there is

1 appropriated an amount not to exceed \$5,000,000.00 for state
2 restricted contingency funds. These funds are not available for
3 expenditure until they have been transferred to another line item
4 in this act under section 393(2) of the management and budget act,
5 1984 PA 431, MCL 18.1393.

6 (3) In addition to the funds appropriated in part 1, there is
7 appropriated an amount not to exceed \$100,000.00 for local
8 contingency funds. These funds are not available for expenditure
9 until they have been transferred to another line item in this act
10 under section 393(2) of the management and budget act, 1984 PA 431,
11 MCL 18.1393.

12 (4) In addition to the funds appropriated in part 1, there is
13 appropriated an amount not to exceed \$100,000.00 for private
14 contingency funds. These funds are not available for expenditure
15 until they have been transferred to another line item in this act
16 under section 393(2) of the management and budget act, 1984 PA 431,
17 MCL 18.1393.

18 Sec. 751. (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 civil service commission on the basis of actual
21 1% restricted sources total aggregate payroll of the classified
22 service for fiscal year 2009 in accordance with section 5 of
23 article XI of the state constitution of 1963. This includes, but is
24 not limited to, restricted funds appropriated in part 1 of any
25 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 appropriations in part 1 are estimates of actual

1 charges based on payroll appropriations. With the approval of the
2 state budget director, the commission is authorized to adjust
3 financing sources for civil service charges based on actual payroll
4 expenditures, provided that such adjustments do not increase the
5 total appropriation for the civil service commission.

6 (3) The financing from restricted sources shall be credited to
7 the civil service commission by the end of the second fiscal
8 quarter.

9 Sec. 752. Except where specifically appropriated for this
10 purpose, financing from restricted sources shall be credited to the
11 civil service commission. For restricted sources of funding within
12 the general fund that have the legislative authority for carryover,
13 if current spending authorization or revenues are insufficient to
14 accept the charge, the shortage shall be taken from carryforward
15 balances of that funding source. Restricted revenue sources that do
16 not have carryforward authority shall be utilized to satisfy
17 commission operating deducts first and civil service obligations
18 second. General fund dollars are appropriated for any shortfall,
19 pursuant to approval by the state budget director.

20 Sec. 753. The appropriation in part 1 to the civil service
21 commission, for state-sponsored group insurance, flexible spending
22 accounts, and COBRA, represents amounts, in part, included within
23 the various appropriations throughout state government for the
24 current fiscal year to fund the flexible spending account program
25 included within the civil service commission. Deposits against
26 state-sponsored group insurance, flexible spending accounts, and
27 COBRA for the flexible spending account program shall be made from

1 assessments levied during the current fiscal year in a manner
2 prescribed by the civil service commission. Unspent employee
3 contributions to the flexible spending accounts may be used to
4 offset administrative costs for the flexible spending account
5 program, with any remaining balance of unspent employee
6 contributions to be lapsed to the general fund.

7 **CAPITAL OUTLAY**

8 Sec. 760. As used in sections 761 through 769:

9 (a) "Board" means the state administrative board.

10 (b) "Community college" does not include a state agency or
11 university.

12 (c) "Department" means the department of management and
13 budget.

14 (d) "Director" means the director of the department of
15 management and budget.

16 (e) "Fiscal agencies" means the senate fiscal agency and the
17 house fiscal agency.

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

20 (g) "State building authority" means the authority created
21 under 1964 PA 183, MCL 830.411 to 830.425.

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

25 Sec. 761. Each capital outlay project authorized in this act
26 or any previous capital outlay act shall comply with the procedures

1 required by the management and budget act, 1984 PA 431, MCL 18.1101
2 to 18.1594.

3 Sec. 762. A statement of a proposed facility's operating cost
4 shall be included with the facility's program statement and
5 planning documents when the plans are presented to JCOS for
6 approval.

7 Sec. 763. (1) Before proceeding with final planning and
8 construction for projects at community colleges and universities
9 included in an appropriations act, the community college or
10 university shall sign an agreement with the department that
11 includes the following provisions:

12 (a) The university or community college agrees to construct
13 the project within the total authorized cost established by the
14 legislature pursuant to the management and budget act, 1984 PA 431,
15 MCL 18.1101 to 18.1594, and an appropriations act.

16 (b) The design and program scope of the project shall not
17 deviate from the design and program scope represented in the
18 program statement and preliminary planning documents approved by
19 the department.

20 (c) Any other items as identified by the department that are
21 necessary to complete the project.

22 (2) The department retains the authority and responsibility
23 normally associated with the prudent maintenance of the public's
24 financial and policy interests relative to the state-financed
25 construction projects managed by a community college or university.

26 Sec. 764. (1) The department shall provide the JCOS, state
27 budget director, and the senate and house fiscal agencies with

1 reports as considered necessary relative to the status of each
2 planning or construction project financed by the state building
3 authority, by this act, or by previous acts.

4 (2) Before the end of each fiscal year, the department shall
5 report to the JCOS, state budget director, and the senate and house
6 fiscal agencies for each capital outlay project other than lump
7 sums all of the following:

8 (a) The account number and name of each construction project.

9 (b) The balance remaining in each account.

10 (c) The date of the last expenditure from the account.

11 (d) The anticipated date of occupancy if the project is under
12 construction.

13 (e) The appropriations history for the project.

14 (f) The professional service contractor.

15 (g) The amount of the project financed with federal funds.

16 (h) The amount of the project financed through the state
17 building authority.

18 (i) The total authorized cost for the project and the state
19 authorized share if different than the total.

20 (3) Before the end of each fiscal year, the department shall
21 report the following for each project by a state agency,
22 university, or community college that is authorized for planning
23 but is not yet authorized for construction:

24 (a) The name of the project and account number.

25 (b) Whether a program statement is approved.

26 (c) Whether schematics are approved by the department.

27 (d) Whether preliminary plans are approved by the department.

1 (e) The name of the professional service contractor.

2 (4) As used in this section, "project" includes appropriation
3 line items made for purchase of real estate.

4 Sec. 765. A state agency, college, or university shall take
5 steps necessary to make available federal and other money indicated
6 in this act, to make available federal or other money that may
7 become available for the purposes for which appropriations are made
8 in this act, and to use any part or all of the appropriations to
9 meet matching requirements that are considered to be in the best
10 interest of this state. However, the purpose, scope, and total
11 estimated cost of a project shall not be altered to meet the
12 matching requirements.

13 Sec. 766. (1) The director shall allocate lump-sum
14 appropriations made in this act consistent with statutory
15 provisions and the purposes for which funds were appropriated.
16 Lump-sum allocations shall address priority program or facility
17 needs and may include, but are not limited to, design,
18 construction, remodeling and addition, special maintenance, major
19 special maintenance, energy conservation, and demolition.

20 (2) The state budget director may authorize that funds
21 appropriated for lump-sum appropriations shall be available for no
22 more than 3 fiscal years following the fiscal year in which the
23 original appropriation was made. Any remaining balance from
24 allocations made in this section shall lapse to the fund from which
25 it was appropriated pursuant to the lapsing of funds as provided in
26 the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

27 Sec. 767. The appropriations in part 1 for capital outlay

1 shall be carried forward at the end of the fiscal year consistent
2 with the provisions of section 248 of the management and budget
3 act, 1984 PA 431, MCL 18.1248.

4 Sec. 768. (1) A site preparation economic development fund is
5 created in the department of management and budget. As used in this
6 section, "economic development sites" means those state-owned sites
7 declared as surplus property pursuant to section 251 of the
8 management and budget act, 1984 PA 431, MCL 18.1251, that would
9 provide economic benefit to the area or to the state. The Michigan
10 economic development corporation board and the state budget
11 director shall determine whether or not a specific state-owned site
12 qualifies for inclusion in the fund created under this subsection.

13 (2) Proceeds from the sale of any sites designated in
14 subsection (1) shall be deposited into the fund created in
15 subsection (1) and shall be available for site preparation
16 expenditures, unless otherwise provided by law. The economic
17 development sites authorized in subsection (1) are authorized for
18 sale consistent with state law. Expenditures from the fund are
19 authorized for site preparation activities that enhance the
20 marketable sale value of the sites. Site preparation activities
21 include, but are not limited to, demolition, environmental studies
22 and abatement, utility enhancement, and site excavation.

23 (3) A cash advance in an amount of not more than
24 \$25,000,000.00 is authorized from the general fund to the site
25 preparation economic development fund.

26 (4) An annual report shall be transmitted to the senate and
27 house of representatives standing committees on appropriations not

1 later than December 31 of each year. This report shall detail both
2 of the following:

3 (a) The revenue and expenditure activity in the fund for the
4 preceding fiscal year.

5 (b) The sites identified as economic development sites under
6 subsection (1).

7 Sec. 769. (1) Except as otherwise provided in subsection (3)
8 or (4), a university shall not enter into a contract for new
9 construction of a self-funded project estimated to cost at least
10 \$3,000,000.00 unless the project is authorized by JCOS through
11 approval of a use and finance statement defined by a policy adopted
12 by JCOS. The request for authorization shall be initially submitted
13 for review to JCOS, the senate and house fiscal agencies, and the
14 department. The use and finance statement for a non-state-funded
15 project shall contain the estimated total construction cost and all
16 associated estimated operating costs, including a statement of
17 anticipated project revenues. As used in this subsection, "new
18 construction" includes land or property acquisition, remodeling and
19 additions, maintenance projects, roads, landscaping, equipment,
20 telecommunications, utilities, and parking lots and structures.
21 Certificate of need forms may be submitted in lieu of a use and
22 finance form where applicable.

23 (2) Except as otherwise provided in subsection (4), a
24 community college shall not enter into a contract for new
25 construction of a self-funded project estimated to cost at least
26 \$2,000,000.00 unless the project is authorized by JCOS through
27 approval of a use and finance statement defined by a policy adopted

1 by JCOS. The request for legislative authorization shall be
2 initially submitted for review to JCOS, the senate and house fiscal
3 agencies, and the department. The use and finance statement for a
4 non-state-funded project shall contain the estimated total
5 construction cost and all associated estimated operating costs,
6 including a statement of anticipated project revenues. As used in
7 this subsection, "new construction" includes land or property
8 acquisition, remodeling and additions, maintenance projects, roads,
9 landscaping, equipment, telecommunications, utilities, and parking
10 lots and structures. Certificate of need forms may be submitted in
11 lieu of a use and finance form where applicable.

12 (3) The University of Michigan hospital and health center is
13 not required to obtain JCOS authorization through approval of a use
14 and finance statement defined by a policy adopted by JCOS.

15 (4) If health or safety concerns warrant, a project may be
16 completed without prior approval of a use and finance statement
17 defined by a policy adopted by JCOS. However, a university or
18 community college shall submit a use and finance statement as soon
19 as possible after the project is completed and the health or safety
20 concerns have abated.

21 (5) A project that is constructed in violation of this section
22 shall not receive state appropriations for purposes of operating
23 the project or for support for future infrastructure enhancements
24 that are necessitated, in whole or in part, by construction of the
25 project. In addition, a project constructed in violation of this
26 section shall result in the loss of any state capital outlay
27 funding for the institution for 2 years and a prohibition of doing

1 self-funded projects of any kind, except for emergencies where
2 health or safety concerns warrant, for 1 year.

3 (6) A state agency, including the department of military
4 affairs, shall not enter into a contract, including those for a
5 direct federally funded capital outlay construction or major
6 maintenance or remodeling project if the total project is estimated
7 to cost more than \$1,000,000.00 and is to be constructed on state-
8 owned lands unless the project is approved by the department and
9 JCOS through approval of a use and finance statement defined by a
10 policy adopted by JCOS, unless the project is otherwise
11 appropriated in a capital outlay appropriations act. For projects
12 not appropriated in a capital outlay appropriations act that are
13 over \$1,000,000.00, the state agency shall submit a use and finance
14 statement defined by a policy adopted by JCOS. As used in this
15 subsection, "direct federally funded" refers to a project for which
16 federal payments are made directly to the construction vendor and
17 not to the state of Michigan.

18 (7) A public body corporate created under section 28 of
19 article VII of the state constitution of 1963 and the urban
20 cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to
21 124.512, by a contractual interlocal agreement between local
22 participating economic development corporations formed under the
23 economic development corporations act, 1974 PA 338, MCL 125.1601 to
24 125.1636, and the Michigan strategic fund shall not enter into a
25 contract for new construction estimated to cost more than
26 \$1,000,000.00 unless the project is authorized by JCOS through the
27 approval of a use and finance statement defined by a policy adopted

1 by JCOS. For purposes of this subsection, the use and finance
2 statement for a project shall contain the estimated total
3 construction cost and all associated estimated operating costs. As
4 used in this subsection, "new construction" means land or property
5 acquisition, remodeling or additions, lease or lease purchase, and
6 maintenance projects for the corporate office of the public body
7 corporate described in this subsection.

8 (8) By not later than April 1 and October 1, each university
9 shall report to the JCOS chairpersons, the senate and house fiscal
10 agencies, and the department all self-funded capital projects
11 commenced for the immediately preceding 6-month period that cost
12 less than \$3,000,000.00 but at least \$1,000,000.00. Community
13 colleges shall also submit these reports for self-funded capital
14 projects that cost less than \$2,000,000.00 but at least
15 \$1,000,000.00.

16 **DEPARTMENT OF STATE**

17 Sec. 801. (1) In addition to the funds appropriated in part 1,
18 there is appropriated an amount not to exceed \$2,000,000.00 for
19 federal contingency funds. These funds are not available for
20 expenditure until they have been transferred to another line item
21 in this act under section 393(2) of the management and budget act,
22 1984 PA 431, MCL 18.1393.

23 (2) In addition to the funds appropriated in part 1, there is
24 appropriated an amount not to exceed \$7,500,000.00 for state
25 restricted contingency funds. These funds are not available for
26 expenditure until they have been transferred to another line item

1 in this act under section 393(2) of the management and budget act,
2 1984 PA 431, MCL 18.1393.

3 (3) In addition to the funds appropriated in part 1, there is
4 appropriated an amount not to exceed \$50,000.00 for local
5 contingency funds. These funds are not available for expenditure
6 until they have been transferred to another line item in this act
7 under section 393(2) of the management and budget act, 1984 PA 431,
8 MCL 18.1393.

9 (4) In addition to the funds appropriated in part 1, there is
10 appropriated an amount not to exceed \$100,000.00 for private
11 contingency funds. These funds are not available for expenditure
12 until they have been transferred to another line item in this act
13 under section 393(2) of the management and budget act, 1984 PA 431,
14 MCL 18.1393.

15 Sec. 802. All funds made available by section 3171 of the
16 insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated
17 and made available to the department of state to be expended only
18 for the uses and purposes for which the funds are received as
19 provided by sections 3171 to 3177 of the insurance code of 1956,
20 1956 PA 218, MCL 500.3171 to 500.3177.

21 Sec. 803. From the funds appropriated in part 1, the
22 department of state shall sell copies of records including, but not
23 limited to, records of motor vehicles, off-road vehicles,
24 snowmobiles, watercraft, mobile homes, personal identification
25 cardholders, drivers, and boat operators and shall charge \$7.00 per
26 record sold only as authorized in section 208b of the Michigan
27 vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222,

1 MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the
2 natural resources and environmental protection act, 1994 PA 451,
3 MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue
4 received from the sale of records shall be credited to the
5 transportation administration collection fund created under section
6 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

7 Sec. 804. From the funds appropriated in part 1, the secretary
8 of state may enter into agreements with the department of
9 corrections for the manufacture of vehicle registration plates 15
10 months before the registration year in which the registration
11 plates will be used.

12 Sec. 805. (1) The department of state may accept gifts,
13 donations, contributions, and grants of money and other property
14 from any private or public source to underwrite, in whole or in
15 part, the cost of a departmental publication that is prepared and
16 disseminated under the Michigan vehicle code, 1949 PA 300, MCL
17 257.1 to 257.923. A private or public funding source may receive
18 written recognition in the publication and may furnish a traffic
19 safety message, subject to departmental approval, for inclusion in
20 the publication. The department may reject a gift, donation,
21 contribution, or grant. The department may furnish copies of a
22 publication underwritten, in whole or in part, by a private source
23 to the underwriter at no charge.

24 (2) The department of state may sell and accept paid
25 advertising for placement in a departmental publication that is
26 prepared and disseminated under the Michigan vehicle code, 1949 PA
27 300, MCL 257.1 to 257.923. The department may charge and receive a

1 fee for any advertisement appearing in a departmental publication
2 and shall review and approve the content of each advertisement. The
3 department may refuse to accept advertising from any person or
4 organization. The department may furnish a reasonable number of
5 copies of a publication to an advertiser at no charge.

6 (3) Pending expenditure, the funds received under this section
7 shall be deposited in the Michigan department of state publications
8 fund created by section 211 of the Michigan vehicle code, 1949 PA
9 300, MCL 257.211. Funds given, donated, or contributed to the
10 department from a private source are appropriated and allocated for
11 the purpose for which the revenue is furnished. Funds granted to
12 the department from a public source are allocated and may be
13 expended upon receipt. The department shall not accept a gift,
14 donation, contribution, or grant if receipt is conditioned upon a
15 commitment of state funding at a future date. Revenue received from
16 the sale of advertising is appropriated and may be expended upon
17 receipt.

18 (4) Any unexpended revenues received under this section shall
19 be carried over into subsequent fiscal years and shall be available
20 for appropriation for the purposes described in this section.

21 (5) On March 1 of each year, the department of state shall
22 file a report with the senate and house of representatives standing
23 committees on appropriations, the senate and house fiscal agencies,
24 and the state budget director. The report shall include all of the
25 following information:

26 (a) The amount of gifts, contributions, donations, and grants
27 of money received by the department under this section for the

1 prior fiscal year.

2 (b) A listing of the expenditures made from the amounts
3 received by the department as reported in subdivision (a).

4 (c) A listing of any gift, donation, contribution, or grant of
5 property other than funding received by the department under this
6 section for the prior year.

7 (d) The total revenue received from the sale of paid
8 advertising accepted under this section and a statement of the
9 total number of advertising transactions.

10 (6) In addition to copies delivered without charge as the
11 secretary of state considers necessary, the department of state may
12 sell copies of manuals and other publications regarding the sale,
13 ownership, or operation or regulation of motor vehicles, with
14 amendments, at prices to be established by the secretary of state.
15 As used in this subsection, the term "manuals and other
16 publications" includes videos and proprietary electronic
17 publications. All funds received from sales of these manuals and
18 other publications shall be credited to the Michigan department of
19 state publications fund.

20 Sec. 805a. On October 1 of each year, the department of state
21 shall file a report with the senate and house standing committees
22 on appropriations and the senate and house fiscal agencies. The
23 report shall include details on the activities and success of the
24 department's enforcement and compliance with the help America vote
25 act of 2002, Public Law 107-252.

26 Sec. 806. Funds collected by the department of state under
27 section 211 of the Michigan vehicle code, 1949 PA 300, MCL 257.211,

1 are appropriated for all expenses necessary to provide for the
2 costs of the publication. Funds are allotted for expenditure when
3 they are received by the department of treasury and shall not lapse
4 to the general fund at the end of the fiscal year.

5 Sec. 807. From the funds appropriated in part 1, the
6 department of state shall use available balances at the end of the
7 state fiscal year to provide payment to the department of state
8 police in the amount of \$332,000.00 for the services provided by
9 the traffic accident records program as first appropriated in 1990
10 PA 196 and 1990 PA 208.

11 Sec. 808. From the funds appropriated in part 1, the
12 department of state may restrict funds from miscellaneous revenue
13 to cover cash shortages created from normal branch office
14 operations. This amount shall not exceed \$50,000.00 of the total
15 funds available in miscellaneous revenue.

16 Sec. 809. (1) Commemorative and specialty license plate fee
17 revenue collected by the department of state and deposited into the
18 transportation administration collection fund is authorized for
19 expenditure up to the amount of revenue collected but not to exceed
20 the amount appropriated to the department of state in part 1 to
21 administer commemorative and specialty license plate programs.

22 (2) Commemorative and specialty license plate fee revenue
23 collected by the department of state and deposited in the
24 transportation administration collection fund, in addition to the
25 amount appropriated in part 1 to the department of state, shall
26 remain in the transportation administration collection fund and be
27 available for future appropriation.

1 Sec. 810. (1) Collector plate and fund-raising registration
2 plate revenues collected by the department of state are
3 appropriated and allotted for distribution to the recipient
4 university or public or private agency overseeing a state-sponsored
5 goal when received. Distributions shall occur on a quarterly basis
6 or as otherwise authorized by law. Any revenues remaining at the
7 end of the fiscal year shall not lapse to the general fund but
8 shall remain available for distribution to the university or agency
9 in the next fiscal year.

10 (2) Funds or revenues in the Olympic education training center
11 fund are appropriated for distribution to the Olympic education
12 training center at Northern Michigan University. Distributions
13 shall occur on a quarterly basis. Any undistributed revenue
14 remaining at the end of the fiscal year shall be carried over into
15 the next fiscal year.

16 Sec. 811. The department of state may produce and sell copies
17 of a training video designed to inform registered automotive repair
18 facilities of their obligations under Michigan law. The price shall
19 not exceed the cost of production and distribution. The money
20 received from the sale of training videos shall revert to the
21 department of state and be placed in the auto repair facility
22 account.

23 Sec. 812. (1) The department of state, in collaboration with
24 the gift of life transplantation society or its successor federally
25 designated organ procurement organization, may develop and
26 administer a public information campaign concerning the Michigan
27 organ donor program.

1 (2) The department may solicit funds from any private or
2 public source to underwrite, in whole or in part, the public
3 information campaign authorized by this section. The department may
4 accept gifts, donations, contributions, and grants of money and
5 other property from private and public sources for this purpose. A
6 private or public funding source underwriting the public
7 information campaign, in whole or in substantial part, shall
8 receive sponsorship credit for its financial backing.

9 (3) Funds received under this section, including grants from
10 state and federal agencies, shall not lapse to the general fund at
11 the end of the fiscal year but shall remain available for
12 expenditure for the purposes described in this section.

13 (4) Funding appropriated in part 1 for the organ donor program
14 shall be used for producing a pamphlet to be distributed with
15 driver licenses and personal identification cards regarding organ
16 donations. The funds shall be used to update and print a pamphlet
17 that will explain the organ donor program and encourage people to
18 become donors by marking a checkoff on driver license and personal
19 identification card applications.

20 (5) The pamphlet shall include a return reply form addressed
21 to the gift of life organization. Funding appropriated in part 1
22 for the organ donor program shall be used to pay for return postage
23 costs.

24 (6) In addition to the appropriations in part 1, the
25 department of state may receive and expend funds from the organ and
26 tissue donation education fund for administrative expenses.

27 Sec. 815. At least 180 days before closing or consolidating a

1 branch office and at least 60 days before relocating a branch
2 office, the department of state shall inform members of the senate
3 and house of representatives standing committees on appropriations
4 and legislators who represent affected areas regarding the details
5 of the proposal. The information provided shall be in written form
6 and include all analyses done regarding criteria for changes in the
7 location of branch offices, including, but not limited to, branch
8 transactions, revenue, and the impact on citizens of the affected
9 area. The impact on citizens shall include information regarding
10 additional distance to branch office locations resulting from the
11 plan. The written notice provided by the department of state shall
12 also include detailed estimates of costs and savings that will
13 result from the overall changes made to the branch office structure
14 and the same level of detail regarding costs for new leased
15 facilities and expansions of current leased space.

16 Sec. 816. (1) Any service assessment collected by the
17 department of state from the user of a credit or debit card under
18 section 3 of 1995 PA 144, MCL 11.23, is appropriated to the
19 department for necessary expenses related to that service and may
20 be remitted to a credit or debit card company, bank, or other
21 financial institution. Funds are allocated for expenditure when
22 they are received by the department of treasury.

23 (2) The service assessment imposed by the department of state
24 for credit and debit card services may be based either on a
25 percentage of each individual credit or debit card transaction, or
26 on a flat rate per transaction, or both scaled to the amount of the
27 transaction. However, the department shall not charge any amount

1 for a service assessment which exceeds the costs billable to the
2 department for service assessments.

3 (3) If there is a balance of service assessments received from
4 credit and debit card services remaining on September 30, the
5 balance may be carried forward to the following fiscal year and
6 appropriated for the same purpose.

7 (4) As used in this section, "service assessment" means and
8 includes costs associated with service fees imposed by credit and
9 debit card companies and processing fees imposed by banks and other
10 financial institutions.

11 Sec. 818. (1) Funds in part 1 for motorcycle safety education
12 grants and administration are appropriated to the department of
13 state for operation of the motorcycle safety education program
14 previously operated by the department of education under section
15 811a of the Michigan vehicle code, 1949 PA 300, MCL 257.811a.

16 (2) Funds in part 1 for motorcycle safety education grants and
17 administration shall be derived from original and renewal
18 motorcycle license endorsements, annual motorcycle registration
19 fees, and motorcycle operator driving test fees.

20 (3) Funds in part 1 for motorcycle safety education grants and
21 administration shall be used to provide grants to colleges,
22 universities, intermediate school districts, local school
23 districts, law enforcement agencies, or other governmental agencies
24 located in the state, to help subsidize safety training courses for
25 individuals interested in operating motorcycles.

26 (4) Funds in part 1 for motorcycle safety education grants and
27 administration may be used by the department of state for

1 administration costs of the motorcycle safety education program, to
2 include, but not be limited to, review and approval or disapproval
3 of grant applications, monitoring eligibility of motorcycle safety
4 instructors, conducting program evaluation, certifying third-party
5 testers, and inspecting training sites.

6 Sec. 819. (1) From the funds appropriated in part 1 to the
7 department of state for information technology services and
8 projects, there is appropriated \$4,550,000.00 for the business
9 application modernization project. Funds shall only be used for the
10 development, implementation, and maintenance of the business
11 application modernization project.

12 (2) The unexpended funds appropriated in part 1 for the
13 business application modernization project are designated as work
14 project appropriations and shall not lapse at the end of the fiscal
15 year. Any unencumbered or unallotted funds shall be carried over
16 into the succeeding fiscal year and shall continue to be available
17 for expenditure until the project has been completed. The total
18 cost is estimated at \$30,000,000.00, and the tentative completion
19 date is September 30, 2010.

20 Sec. 821. (1) The department of state may accept nonmonetary
21 gifts, donations, or contributions of property from any private or
22 public source to support, in whole or in part, the operation of a
23 departmental function relating to licensing, regulation, or safety.
24 The department may recognize a private or public contributor for
25 making the contribution. The department may reject a gift,
26 donation, or contribution.

27 (2) The department of state shall not accept a gift, donation,

Senate Bill No. 245 (H-1) as amended June 25, 2009

1 or contribution under subsection (1) if receipt of the gift,
2 donation, or contribution is conditioned upon a commitment of
3 future state funding.

4 (3) On March 1 of each year, the department of state shall
5 file a report with the senate and house of representatives standing
6 committees on appropriations, the senate and house fiscal agencies,
7 and the state budget director. The report shall list any gift,
8 donation, or contribution received by the department under
9 subsection (1) for the prior calendar year.

10 Sec. 824. From the funds appropriated in part 1 to the
11 department of state, branch operations, the department shall
12 maintain a full service secretary of state branch office in Buena
13 Vista Township.

[Sec. 825. From the funds appropriated in part 1 for the department
of state, the department shall first use restricted funding for
expenditures, when available for that purpose, before using general fund
dollars.]

14 Sec. 827. The funds appropriated in part 1 for department of
15 state, branch operations, are contingent upon the department
16 complying with the following guidelines for branch office
17 placement:

18 (a) The department of state shall, whenever possible, avoid
19 leasing space for branch offices on greenfield sites or other
20 noncentral locations that require the construction of new
21 infrastructure to service the office or facility, except in limited
22 circumstances when the constituency served or programs supported
23 require the use of a noncentral or open space location.

24 (b) The department shall encourage public investment in this
25 state's urban areas by locating branch offices and facilities in
26 urban areas. As used in this section, "urban areas" means a
27 downtown area, town centers, or central business districts.

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1 (c) The department shall, whenever possible, locate branch
2 offices at locations consistent with local planning and zoning and
3 compatible with existing land uses.

4 (d) In selecting a site for a branch office, the department
5 shall give priority to locations in urban areas, whenever
6 reasonably possible and consistent with state law. In making
7 location decisions, the department shall also give consideration to
8 the following:

9 (i) Use of existing space in state-owned facilities in urban
10 areas.

11 (ii) Adaptive use or rehabilitation of historic buildings or
12 reuse of other buildings within an urban area.

13 (iii) Use of vacant buildings in an urban area.

14 (iv) Use of vacant land in an urban area.

15 (v) Use and rehabilitation of brownfield areas.

[Sec. 828. By April 1, 2010, the department of state shall submit to the senate and house of representatives standing committees on appropriations subcommittees on general government and the senate and house fiscal agencies a report stating the steps taken and improvements made by the department to address the issues identified by the auditor general report, Report Number 231-0200-08 released May of 2009, entitled performance audit of cash receipts and branch office customer service, department of state.]

16 **DEPARTMENT OF TREASURY**

17 **OPERATIONS**

18 Sec. 901. (1) In addition to the funds appropriated in part 1,
19 there is appropriated an amount not to exceed \$1,000,000.00 for
20 federal contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item
22 in this act under section 393(2) of the management and budget act,
23 1984 PA 431, MCL 18.1393.

24 (2) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$10,000,000.00 for state
26 restricted contingency funds. These funds are not available for

1 expenditure until they have been transferred to another line item
2 in this act under section 393(2) of the management and budget act,
3 1984 PA 431, MCL 18.1393.

4 (3) In addition to the funds appropriated in part 1, there is
5 appropriated an amount not to exceed \$200,000.00 for local
6 contingency funds. These funds are not available for expenditure
7 until they have been transferred to another line item in this act
8 under section 393(2) of the management and budget act, 1984 PA 431,
9 MCL 18.1393.

10 (4) In addition to the funds appropriated in part 1, there is
11 appropriated an amount not to exceed \$40,000.00 for private
12 contingency funds. These funds are not available for expenditure
13 until they have been transferred to another line item in this act
14 under section 393(2) of the management and budget act, 1984 PA 431,
15 MCL 18.1393.

16 Sec. 902. (1) Amounts needed to pay for interest, fees,
17 principal, mandatory and optional redemptions, arbitrage rebates as
18 required by federal law, and costs associated with the payment,
19 registration, trustee services, credit enhancements, and issuing
20 costs in excess of the amount appropriated to the department of
21 treasury in part 1 for debt service on notes and bonds that are
22 issued by the state under sections 14, 15, and 16 of article IX of
23 the state constitution of 1963 as implemented by 1967 PA 266, MCL
24 17.451 to 17.455, are appropriated.

25 (2) In addition to the amount appropriated to the department
26 of treasury for debt service in part 1, there is appropriated an
27 amount for fiscal year cash-flow borrowing costs to pay for

1 interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to
2 12.53.

3 (3) In addition to the amount appropriated to the department
4 of treasury for debt service in part 1, there is appropriated all
5 repayments received by the state on loans made from the school bond
6 loan fund not required to be deposited in the school loan revolving
7 fund by or pursuant to MCL 388.984, to the extent determined by the
8 state treasurer, for the payment of debt service, including,
9 without limitation, optional and mandatory redemptions, on bonds,
10 notes or commercial paper issued by the state pursuant to 1961 PA
11 112.

12 Sec. 903. (1) From the funds appropriated in part 1, the
13 department of treasury may contract with private collection
14 agencies and law firms to collect taxes and other accounts due this
15 state. In addition to the amounts appropriated in part 1 to the
16 department of treasury, there are appropriated amounts necessary to
17 fund collection costs and fees not to exceed 25% of the collections
18 or 2.5% plus operating costs, whichever amount is prescribed by
19 each contract. The appropriation to fund collection costs and fees
20 for the collection of taxes or other accounts due this state are
21 from the fund or account to which the revenues being collected are
22 recorded or dedicated. However, if the taxes collected are
23 constitutionally dedicated for a specific purpose, the
24 appropriation of collection costs and fees are from the general
25 purpose account of the general fund.

26 (2) From the funds appropriated in part 1, the department of
27 treasury may contract with private collections agencies and law

1 firms to collect defaulted student loans and other accounts due the
2 Michigan guaranty agency. In addition to the amounts appropriated
3 in part 1 to the department of treasury, there are appropriated
4 amounts necessary to fund collection costs and fees not to exceed
5 22% of the collection or a lesser amount as prescribed by the
6 contract. The appropriation to fund collection costs and fees for
7 the auditing and collection of defaulted student loans due the
8 Michigan guaranty agency is from the fund or account to which the
9 revenues being collected are recorded or dedicated.

10 (3) The department of treasury shall submit a report for the
11 immediately preceding fiscal year ending September 30 to the state
12 budget director and the senate and house of representatives
13 standing committees on appropriations not later than November 30
14 stating the agencies or law firms employed, the amount of
15 collections for each, the costs of collection, and other pertinent
16 information relating to determining whether this authority should
17 be continued.

18 Sec. 904. (1) The department of treasury, through its bureau
19 of investments, may charge an investment service fee against the
20 applicable retirement funds. The fees may be expended for necessary
21 salaries, wages, contractual services, supplies, materials,
22 equipment, travel, worker's compensation insurance premiums, and
23 grants to the civil service commission and state employees'
24 retirement funds. Service fees shall not exceed the aggregate
25 amount appropriated in part 1. The department of treasury shall
26 maintain accounting records in sufficient detail to enable the
27 retirement funds to be reimbursed periodically for fee revenue that

1 is determined by the department of treasury to be surplus.

2 (2) In addition to the funds appropriated in part 1 from the
3 retirement funds to the department of treasury, there is
4 appropriated from retirement funds an amount sufficient to pay for
5 the services of money managers, investment advisors, investment
6 consultants, custodians, and other outside professionals, the state
7 treasurer considers necessary to prudently manage the retirement
8 funds' investment portfolios. The state treasurer shall report
9 annually to the senate and house of representatives standing
10 committees on appropriations and the state budget office concerning
11 the performance of each portfolio by investment advisor.

12 Sec. 904a. (1) There is appropriated an amount sufficient to
13 recognize and pay expenditures for financial services provided by
14 financial institutions as provided under section 1 of 1861 PA 111,
15 MCL 21.181.

16 (2) The appropriations under subsection (1) shall be funded by
17 restricting revenues from common cash interest earnings and
18 investment earnings in an amount sufficient to record these
19 expenditures.

20 Sec. 905. (1) The department of treasury shall provide copies
21 of the state tax manual via the department's website or provide for
22 sale copies of the tax manuals on a compact disc or an
23 electronically transmitted format. The revenue received from the
24 sale of preparation and local government assistance manuals shall
25 revert to the department of treasury and be placed in the local
26 government assistance manual revolving fund.

27 (2) In addition to the funds appropriated in part 1, revenue

1 received from the sale of those manuals is appropriated.

2 Sec. 906. (1) The department of treasury shall charge for
3 audits as permitted by state or federal law or under contractual
4 arrangements with local units of government, other principal
5 executive departments, or state agencies. A report detailing audits
6 performed and audit charges for the immediately preceding fiscal
7 year shall be submitted to the state budget director and the senate
8 and house fiscal agencies not later than November 30.

9 (2) The appropriation in part 1 to the department of treasury,
10 for state compliance audits, shall be used to cover the cost of the
11 state audits performed by independent certified public accountants
12 or department of treasury auditors. The scope of the state audit
13 shall be defined by the state treasurer. The state audits shall be
14 performed by independent certified public accountants contracted
15 with by the state treasurer or by department of treasury auditors,
16 if the county has agreed to contract with and pay the department
17 for their financial single audit.

18 (3) The state audits shall be performed for the most current
19 county fiscal year in conjunction with the financial single audit.
20 The state audit may be performed either by certified public
21 accountants contracted by the state treasurer or department of
22 treasury staff, independent of the financial single audit, if a
23 state audit has not been performed within the last 3 years.

24 Sec. 907. A revolving fund known as the assessor certification
25 and training fund is created in the department of treasury. The
26 assessor certification and training fund shall be used to organize
27 and operate a property assessor certification and training program.

1 Each participant certified and trained shall pay to the department
2 of treasury an examination fee of \$50.00, an initial certification
3 fee of \$50.00, an annual renewal fee of \$75.00 for levels 1 and 2,
4 and \$125.00 for levels 3 and 4 to offset the cost of administering
5 the certification and training program. Training courses shall be
6 offered in assessment administration. Each participant shall pay a
7 fee to cover the expenses incurred in offering the optional
8 programs to certified assessing personnel and other individuals
9 interested in an assessment career opportunity. The fees collected
10 shall be credited to the assessor certification and training fund.

11 Sec. 908. The amount appropriated in part 1 to the department
12 of treasury, home heating assistance program, is to cover the
13 costs, including data processing, of administering federal home
14 heating credits to eligible claimants and to administer the
15 supplemental fuel cost payment program for eligible tax credit and
16 welfare recipients.

17 Sec. 909. Revenue from the airport parking tax act, 1987 PA
18 248, MCL 207.371 to 207.383, is appropriated and shall be
19 distributed under section 7a of the airport parking tax act, 1987
20 PA 248, MCL 207.377a.

21 Sec. 910. The disbursement by the department of treasury from
22 the bottle deposit fund to dealers as required by section 3c(2) of
23 the Initiated Law of 1976, MCL 445.573c, is appropriated.

24 Sec. 911. (1) There is appropriated an amount sufficient to
25 recognize and pay refundable income tax credits as provided by the
26 management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

27 (2) The appropriations under subsection (1) shall be funded by

1 restricting income tax revenue in an amount sufficient to record
2 these expenditures.

3 Sec. 912. A plaintiff in a garnishment action involving this
4 state shall pay to the state treasurer 1 of the following:

5 (a) A fee of \$6.00 at the time a writ of garnishment of
6 periodic payments is served upon the state treasurer, as provided
7 in section 4012 of the revised judicature act of 1961, 1961 PA 236,
8 MCL 600.4012.

9 (b) A fee of \$6.00 at the time any other writ of garnishment
10 is served upon the state treasurer, except that the fee shall be
11 reduced to \$5.00 for each writ of garnishment for individual income
12 tax refunds or credits filed by magnetic media.

13 Sec. 913. (1) The department of treasury may contract with
14 private firms to appraise and, if necessary, appeal the assessments
15 of senior citizen cooperative housing units.

16 (2) Of the funds appropriated in part 1 to the department of
17 treasury for the senior citizens' cooperative housing tax exemption
18 program, a portion is to be utilized for a program audit of the
19 program. The department of treasury shall forward copies of the
20 audit report to the senate and house of representatives standing
21 committees on appropriations subcommittees on general government
22 and to the state budget office. The department of treasury may
23 utilize up to 1% of the funds for program administration and
24 auditing.

25 Sec. 914. The department of treasury may provide a \$200.00
26 annual prize from the Ehlers internship award account in the gifts,
27 bequests, and deposit fund to the runner-up of the Rosenthal prize

1 for interns. The Ehlers internship award account is interest
2 bearing.

3 Sec. 915. Pursuant to section 61 of the Michigan campaign
4 finance act, 1976 PA 388, MCL 169.261, there is appropriated from
5 the general fund to the state campaign fund an amount equal to the
6 amounts designated for tax year 2008. Except as otherwise provided
7 in this section, the amount appropriated shall not revert to the
8 general fund and shall remain in the state campaign fund. Any
9 amounts remaining in the state campaign fund in excess of
10 \$10,000,000.00 on December 31, 2009 shall revert to the general
11 fund.

12 Sec. 916. The department of treasury may make available to
13 interested entities otherwise unavailable customized unclaimed
14 property listings of nonconfidential information in its possession.
15 The charge for this information is as follows: 1 to 100,000 records
16 at 2.5 cents per record and 100,001 or more records at .5 cents per
17 record. The revenue received from this service shall be deposited
18 to the appropriate revenue account or fund. The department shall
19 submit an annual report on or before June 1 to the state budget
20 director and the senate and house of representatives standing
21 committees on appropriations that states the amount of revenue
22 received from the sale of information.

23 Sec. 917. (1) There is appropriated for write-offs and
24 advances an amount equal to total write-offs and advances for
25 departmental programs, but not to exceed current year
26 authorizations that would otherwise lapse to the general fund.

27 (2) The department of treasury shall submit a report for the

1 immediately preceding fiscal year to the state budget director and
2 the senate and house fiscal agencies not later than November 30,
3 stating the amounts appropriated for write-offs and advances under
4 subsection (1).

5 Sec. 918. In addition to funds appropriated in part 1, the
6 department of treasury may receive and expend funds for conducting
7 tax orientation workshops and seminars. Funds received may not
8 exceed costs incurred in conducting the workshops and seminars.

9 Sec. 919. (1) From funds appropriated in part 1, the
10 department of treasury may contract with private auditing firms to
11 audit for and collect unclaimed property due this state in
12 accordance with the Michigan uniform unclaimed property act. In
13 addition to the amounts appropriated in part 1 to the department of
14 treasury, there are appropriated amounts necessary to fund auditing
15 and collection costs and fees not to exceed 12% of the collections,
16 or a lesser amount as prescribed by the contract. The appropriation
17 to fund collection costs and fees for the auditing and collection
18 of unclaimed property due this state is from the fund or account to
19 which the revenues being collected are recorded or dedicated.

20 (2) The department of treasury shall submit a report for the
21 immediately preceding fiscal year ending September 30 to the state
22 budget director and the senate and house of representatives
23 standing committees on appropriations not later than November 30
24 stating the auditing firms employed, the amount of collections for
25 each, the costs of collection, and other pertinent information
26 relating to determining whether this authority should be continued.

27 Sec. 921. The state general fund/general purpose appropriation

1 in part 1 for renaissance zone reimbursement is allocated to
2 reimburse public libraries as provided by section 12 of the
3 Michigan renaissance zone act, 1996 PA 376, MCL 125.2692, for
4 property taxes levied in 2009. Reimbursements shall be made in
5 amounts to each eligible recipient not later than 60 days after the
6 department of treasury has received all necessary information to
7 properly determine the amounts due each eligible recipient under
8 section 12(4) of the Michigan renaissance zone act, 1996 PA 376,
9 MCL 125.2692. Any excess allocations shall lapse to the general
10 fund.

11 Sec. 922. The department of treasury shall submit a report for
12 the immediately preceding fiscal year ending September 30 to the
13 senate and house of representatives standing committees on
14 appropriations subcommittees on general government, the senate and
15 house fiscal agencies, and the state budget director by November 30
16 stating the amount of Michigan transportation fund revenue
17 collected and the cost of collection.

18 Sec. 924. (1) In addition to the funds appropriated in part 1,
19 the department of treasury may receive and expend principal
20 residence audit fund revenue for administration of principal
21 residence audits under the general property tax act, 1893 PA 206,
22 MCL 211.1 to 211.155.

23 (2) The department of treasury shall submit a report for the
24 immediately preceding fiscal year to the state budget director and
25 the senate and house fiscal agencies not later than December 31,
26 stating the amount of revenue appropriated for principal residence
27 audits under subsection (1).

1 Sec. 925. (1) A public-private partnership investment fund is
2 created in the department of treasury. Public-private partnership
3 investments shall include, but are not limited to, all of the
4 following:

5 (a) Capital asset improvements including buildings, land, or
6 structures.

7 (b) Energy resource exploration, extraction, generation, and
8 sales.

9 (c) Financial and investment incentive opportunities.

10 (d) Infrastructure construction, maintenance, and operation.

11 (e) Public-private sector joint ventures that provide economic
12 benefit to an area or to the state.

13 (2) The state treasurer and the state budget director shall
14 determine whether or not a specific public-private partnership
15 investment opportunity qualifies for funding from the fund created
16 under subsection (1).

17 (3) Investment development revenue, including a portion of the
18 proceeds from the sale of any public-private partnership investment
19 designated in subsection (1) shall be deposited into the fund
20 created in subsection (1) and shall be available for
21 administration, development, financing, marketing, and operating
22 expenditures associated with public-private partnerships, unless
23 otherwise provided by law. Public-private partnership investments
24 authorized in subsection (1) are authorized for public or private
25 operation or sale consistent with state law. Expenditures from the
26 fund are authorized for investment purposes as designated in
27 subsection (1) to enhance the marketable value of each investment.

Senate Bill No. 245 (H-1) as amended June 25, 2009

1 (4) An annual report shall be transmitted to the senate and
2 house of representatives appropriations committees, the senate and
3 house fiscal agencies, and the state budget office not later than
4 December 31 of each year. This report shall detail both of the
5 following:

6 (a) The revenue and expenditure activity in the fund for the
7 preceding fiscal year.

8 (b) Public-private partnership investments as identified under
9 subsection (1).

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14 Sec. 928. The department of treasury may provide receipt,
15 warrant and cash processing, data, collection, investment, fiscal
16 agent, levy and warrant cost assessment, writ of garnishment, and
17 other user services on a contractual basis for other principal
18 executive departments and state agencies. Funds for the services
19 provided are appropriated and shall be expended for salaries and
20 wages, fees, supplies, and equipment necessary to provide the
21 services. Any unobligated balance of the funds received shall
22 revert to the general fund of this state as of September 30.

23 Sec. 929. The department of treasury may enter into agreements
24 to supply data or collection services to other executive principal
25 departments or state agencies, the United States department of
26 treasury, or local units of government within this state. The
27 department of treasury shall charge for this tax data service and

1 amounts received are appropriated and shall be expended for
2 salaries and wages, fees, supplies, and equipment necessary to
3 provide the service. Any unobligated balance of the fund shall
4 revert to the general fund of this state as of September 30.

5 Sec. 930. (1) The department of treasury shall provide
6 accounts receivable collections services to other principal
7 executive departments and state agencies under 1927 PA 375, MCL
8 14.131 to 14.134. The department of treasury shall deduct a fee
9 equal to the cost of collections from all receipts except
10 unrestricted general fund collections. Fees shall be credited to a
11 restricted revenue account and appropriated to the department of
12 treasury to pay for the cost of collections. The department of
13 treasury shall maintain accounting records in sufficient detail to
14 enable the respective accounts to be reimbursed periodically for
15 fees deducted that are determined by the department of treasury to
16 be surplus to the actual cost of collections.

17 (2) The department of treasury shall submit a report for the
18 immediately preceding fiscal year to the state budget director and
19 the senate and house fiscal agencies not later than November 30,
20 stating the principal executive departments and state agencies
21 served, funds collected, and costs of collection under subsection
22 (1).

23 Sec. 931. (1) The appropriation in part 1 to the department of
24 treasury for treasury fees shall be assessed against all restricted
25 funds that receive common cash earnings or other investment income.
26 Treasury fees include all costs, including administrative overhead,
27 relating to the investment of each restricted fund. The fee

1 assessed against each restricted fund will be based on the size of
2 the restricted fund (the absolute value of the average daily cash
3 balance plus the market value of investments in the prior fiscal
4 year) and the level of effort necessary to maintain the restricted
5 fund as required by each department. The department of treasury
6 shall provide a report to the state budget director, the senate and
7 house of representatives standing committees on appropriations
8 subcommittees on general government, and the senate and house
9 fiscal agencies by November 30 of each year identifying the fees
10 assessed against each restricted fund and the methodology used for
11 assessment.

12 (2) In addition to the funds appropriated in part 1, the
13 department of treasury may receive and expend investment fees
14 relating to new restricted funding sources that participate in
15 common cash earnings or other investment income during the current
16 fiscal year. When a new restricted fund is created starting on or
17 after October 1, that restricted fund shall be assessed a fee using
18 the same criteria identified in subsection (1).

19 Sec. 932. Revenue received under the Michigan education trust
20 act, 1986 PA 316, MCL 390.1421 to 390.1442, may be expended by the
21 board of directors of the Michigan education trust for necessary
22 salaries, wages, supplies, contractual services, equipment,
23 worker's compensation insurance premiums, and grants to the civil
24 service commission and state employees' retirement fund.

25 Sec. 934. The department of treasury may expend revenues
26 received under the hospital finance authority act, 1969 PA 38, MCL
27 331.31 to 331.84, for necessary salaries, wages, supplies,

1 contractual services, equipment, worker's compensation insurance
2 premiums, and grants to the civil service commission and state
3 employees' retirement fund. The department of treasury shall
4 maintain accounting records in sufficient detail to enable the
5 hospital clients to be reimbursed periodically for fees that are
6 determined by the department of treasury to be surplus to needs.

7 Sec. 935. The department of treasury may expend revenue
8 received under the shared credit rating act, 1985 PA 227, MCL
9 141.1051 to 141.1076, for necessary salaries, wages, supplies,
10 contractual services, equipment, worker's compensation insurance
11 premiums, and grants to the civil service commission and state
12 employees' retirement fund.

13 Sec. 936. The department of treasury shall establish a
14 separate account for the funds related to the Michigan higher
15 education facilities authority. The department of treasury may
16 expend revenue received under the higher education facilities
17 authority act, 1969 PA 295, MCL 390.921 to 390.934, for necessary
18 salaries, wages, supplies, contractual services, equipment,
19 worker's compensation insurance premiums, and grants to the civil
20 service commission and state employees' retirement fund. The
21 department of treasury shall maintain accounting records in
22 sufficient detail to enable the educational institution clients to
23 be reimbursed periodically for fees that are determined by the
24 department to be surplus to needs.

25 Sec. 937. The department of treasury may expend revenues
26 received under the Michigan public educational facilities
27 authority, Executive Order No. 2002-3, for necessary salaries,

1 wages, supplies, contractual services, equipment, worker's
2 compensation insurance premiums, and grants to the civil service
3 commission and state employees' retirement fund.

4 Sec. 938. It is the intent of the legislature that the
5 department of treasury shall work with local units of government to
6 improve the system for payments in lieu of taxes on purchased lands
7 and report on their efforts by January 1.

8 Sec. 939. It is the intent of the legislature that the state
9 treasurer, acting within his or her capacity as the investment
10 fiduciary for public employee pension funds and consistent with
11 1965 PA 314, MCL 38.1132 to 38.1140m, give appropriate
12 consideration to investments in early stage, university derived
13 life science companies located in Michigan, or investments in
14 venture capital funds that invest in those companies to the extent
15 those investments offer the safety and rate of return comparable to
16 other investments permitted and available at the time the
17 investment decision is made.

18 Sec. 940. The department of treasury may expend revenue
19 received under the Michigan tobacco settlement finance authority
20 act, 2005 PA 226, MCL 129.261 to 129.279, for necessary salaries
21 and wages, supplies, contractual services, equipment, worker's
22 compensation insurance premiums, and grants to the civil service
23 commission and state employees' retirement fund.

24 Sec. 943. The department of treasury shall not include
25 complete social security numbers in form 1099-G mailings to
26 taxpayers.

27 Sec. 944. If the department hires a pension plan consultant

1 using any of the funds appropriated in part 1, the department
2 shall, within 30 days, forward any report provided to the
3 department by that consultant to the senate and house of
4 representatives standing committees on appropriations subcommittees
5 on general government, the senate and house fiscal agencies, and
6 the state budget director.

7 Sec. 944a. Revenue from the emergency 9-1-1 service enabling
8 act, 1986 PA 32, MCL 484.1101 to 484.1717, is appropriated and
9 shall be distributed under section 408(4) of the emergency 9-1-1
10 service enabling act, 1986 PA 32, MCL 484.1408.

11 Sec. 945. The assessment and certification division of the
12 department of treasury may conduct a review of local unit
13 assessment administration practices, procedures, and records, also
14 known as the 14-point review, in at least 1 assessment jurisdiction
15 per county.

16 Sec. 946. Members of the state tax commission and management
17 level staff of the assessment and certification division may meet
18 with statewide assessment organizations on a quarterly basis for
19 the purpose of coordinating assessment and training activities.
20 Recertification and training activities may be conducted at
21 regional locations chosen to maximize participation of local
22 officials.

23 Sec. 947. (1) The department of treasury shall submit
24 quarterly progress reports to the senate and house of
25 representatives standing committees on appropriations subcommittees
26 on general government and the senate and house fiscal agencies,
27 regarding personal property tax audits funded under subsection (1).

1 The report shall include the number of audits, revenue generated,
2 and number of complaints received by the department related to the
3 audits.

4 (2) Of the funds appropriated in part 1, funding may be used
5 for the principal residence exemption compliance program. The
6 department shall submit quarterly progress reports that include the
7 number of exemptions denied and the revenue received under this
8 program. The legislative auditor general shall complete a
9 performance audit of the principal residence exemption compliance
10 program prior to April 1, 2010. Revenue generated to the state from
11 the principal residence exemption compliance program shall be used
12 to reimburse the state general fund prior to any other allocation.

13 Sec. 948. By December 15, the department of treasury shall
14 report to the senate and house of representatives standing
15 committees on appropriations subcommittees on general government
16 and the senate and house fiscal agencies the number of tax returns,
17 to include state income tax returns, single business tax returns,
18 and Michigan business tax returns filed online by Michigan
19 residents in the immediately preceding fiscal year.

20 Sec. 949. The department shall explore the possibility of
21 partnering with private entities to allow private entities to
22 obtain machinery for applying tobacco tax stamps and to produce
23 tobacco tax stamps. Any tobacco tax stamps purchased or otherwise
24 acquired by the department from a partnership with a private entity
25 shall contain a unique nonrepeating alphanumeric code that can be
26 printed on demand and read by a scanner or similar device and that
27 identifies the taxed product. The coded information shall be

1 embedded in each stamp and shall be protected by encryption. Each
2 code shall contain the name and address of the wholesaler or the
3 entity affixing the stamp, the date the department approved the
4 stamp order, the stamp jurisdiction, the number of cigarettes in
5 the pack, and the denominated value of the stamp. The department
6 shall provide a report on possible partnerships with private
7 entities as set forth in this section to the senate and house
8 fiscal agencies and to the senate and house appropriations
9 subcommittees on general government appropriations by October 1,
10 2009. The department shall give partnering preference to Michigan-
11 based companies.

12 **REVENUE SHARING**

13 Sec. 950. (1) The funds appropriated in part 1 for
14 constitutional revenue sharing shall be distributed by the
15 department to cities, villages, and townships, as required under
16 section 10 of article IX of the state constitution of 1963. Revenue
17 collected in accordance with section 10 of article IX of the state
18 constitution of 1963 in excess of the amount appropriated in part 1
19 for constitutional revenue sharing is appropriated for distribution
20 to cities, villages, and townships, on a population basis as
21 required under section 10 of article IX of the state constitution
22 of 1963.

23 (2) The funds appropriated in part 1 for statutory revenue
24 sharing shall be distributed by the department to cities, villages,
25 and townships so that the combined distribution, under section 10
26 of article IX of the state constitution of 1963, and statutory
27 revenue sharing, as set forth in this subsection, shall be the

1 lesser of 96.421111%, or the percentage determined under this
2 subsection, of the total combined distribution under section 10 of
3 article IX of the state constitution of 1963 during the 2008-2009
4 state fiscal year, and the statutory distribution received under
5 section 950 of 2008 PA 261, as amended by Executive Order No. 2009-
6 22 and any subsequent legislation, during the 2008-2009 state
7 fiscal year. The percentage under this subsection shall be
8 determined by dividing the sum of all payments under section 10 of
9 article IX of the state constitution of 1963 for the 2009-2010
10 state fiscal year and \$383,002,800.00 by \$1,005,139,700.00 and then
11 subtracting 0.03578889. Undistributed funds shall lapse to the
12 general fund.

13 Sec. 955. (1) The funds appropriated in part 1 for county
14 revenue sharing shall be distributed by the department to eligible
15 counties as provided by law.

16 (2) The department of treasury shall annually certify to the
17 state budget director the amount each county is authorized to
18 expend from its revenue sharing reserve fund.

19 **LOTTERY**

20 Sec. 960. In addition to the funds appropriated in part 1 to
21 the bureau of state lottery, there is appropriated from lottery
22 revenues the amount necessary for, and directly related to,
23 implementing and operating lottery games. Appropriations under this
24 section shall only be expended for contractually mandated payments
25 for vendor commissions, contractually mandated payments for instant
26 tickets intended for resale, the contractual costs of providing and
27 maintaining the on-line system communications network, and

1 incentive and bonus payments to lottery retailers.

2 Sec. 961. The funds appropriated in part 1 to the bureau of
3 state lottery shall not be used for any promotional efforts
4 directed towards individuals who are less than 18 years of age.

5 Sec. 963. The bureau of state lottery shall inform all lottery
6 retailers that the cash side of department of human services bridge
7 cards cannot be used to purchase lottery tickets.

8 Sec. 964. In addition to the funds appropriated in part 1 to
9 the bureau of state lottery, there is appropriated 1% of the prior
10 fiscal year's lottery ticket sales for promotion and advertising.

11 **CASINO GAMING**

12 Sec. 971. From the revenue collected by the Michigan gaming
13 control board regarding the total annual assessment of each casino
14 licensee, \$2,000,000.00 is appropriated and shall be deposited in
15 the compulsive gaming prevention fund as described in section
16 12a(5) of the Michigan gaming control and revenue act, the
17 Initiated Law of 1996, MCL 432.212a.

18 Sec. 972. In addition to the funds appropriated in part 1,
19 funds distributed by the Michigan gaming control board to the
20 department of treasury for oversight of casino gaming are
21 appropriated upon receipt. These funds may be used to pay for costs
22 incurred for casino gaming oversight activities.

23 Sec. 973. (1) Funds appropriated in part 1 for local
24 government programs may be used to provide assistance to a local
25 revenue sharing board referenced in an agreement authorized by the
26 Indian gaming regulatory act, Public Law 100-497.

27 (2) A local revenue sharing board described in subsection (1)

1 shall comply with the open meetings act, 1976 PA 267, MCL 15.261 to
2 15.275, and the freedom of information act, 1976 PA 442, MCL 15.231
3 to 15.246.

4 (3) A county treasurer is authorized to receive and administer
5 funds received for and on behalf of a local revenue sharing board.
6 Funds appropriated in part 1 for local government programs may be
7 used to audit local revenue sharing board funds held by a county
8 treasurer. This section does not limit the ability of local units
9 of government to enter into agreements with federally recognized
10 Indian tribes to provide financial assistance to local units of
11 government or to jointly provide public services.

12 (4) The director of the department of state police and the
13 executive director of the Michigan gaming control board are
14 authorized to assist the local revenue sharing boards in
15 determining allocations to be made to local public safety
16 organizations.

17 (5) The department of treasury shall submit a report by
18 September 30 to the senate and house of representatives standing
19 committees on appropriations and the state budget director on the
20 receipts and distribution of revenues by local revenue sharing
21 boards.

22 Sec. 974. If revenues collected in the state services fee fund
23 are less than the amounts appropriated from the fund, available
24 revenues shall be used to fully fund the appropriation in part 1
25 for casino gaming regulation activities before distributions are
26 made to other state departments and agencies. If the remaining
27 revenue in the fund is insufficient to fully fund appropriations to

1 other state departments or agencies, the shortfall shall be
2 distributed proportionally among those departments and agencies.

3 **MICHIGAN STRATEGIC FUND**

4 Sec. 1001. (1) In addition to the funds appropriated in part
5 1, there is appropriated an amount not to exceed \$10,000,000.00 for
6 federal contingency funds. These funds are not available for
7 expenditure until they have been transferred to another line item
8 in this act under section 393(2) of the management and budget act,
9 1984 PA 431, MCL 18.1393.

10 (2) In addition to the funds appropriated in part 1, there is
11 appropriated an amount not to exceed \$1,000,000.00 for state
12 restricted contingency funds. These funds are not available for
13 expenditure until they have been transferred to another line item
14 in this act under section 393(2) of the management and budget act,
15 1984 PA 431, MCL 18.1393.

16 (3) In addition to the funds appropriated in part 1, there is
17 appropriated an amount not to exceed \$700,000.00 for private
18 contingency funds. These funds are not available for expenditure
19 until they have been transferred to another line item in this act
20 under section 393(2) of the management and budget act, 1984 PA 431,
21 MCL 18.1393.

22 Sec. 1002. (1) The appropriation in part 1 to the fund for the
23 economic diversification skills training program is focused on
24 skills businesses need to compete in the twenty-first century. The
25 purpose of this program is to assist companies doing business in
26 Michigan to develop a specific skill for their Michigan workers to
27 compete in the global economy, to provide Michigan workers with

1 emerging skills training for high-technology activities, and to
2 create or retain high-paying jobs for Michigan workers.

3 (2) Not more than \$800,000.00 of the total appropriation in
4 part 1 may be expended for administrative costs by the fund. Not
5 more than 10% of the total grant award may be expended by a
6 recipient for administration costs.

7 (3) No funds appropriated in part 1 to the fund for economic
8 diversification skills training program grants may be expended for
9 training of permanent striker replacement workers.

10 (4) An applicant may be a school district, intermediate school
11 district, community college, public or private nonprofit college or
12 university, nonprofit organization whose primary purpose is to
13 provide education programs or employment and training services or
14 vocational rehabilitation programs or school-to-work transition
15 programs, local workforce development board, the headquarters of a
16 federal and state-sponsored manufacturing technology center, a for-
17 profit business, or a consortium consisting of any combination of
18 the eligible entities listed in this section.

19 (5) On or before October 1, the fund shall publish proposed
20 application criteria, instructions, and forms for use by eligible
21 applicants. The fund shall provide at least a 2-week period for
22 public comment prior to finalization of the application criteria,
23 instructions, and forms.

24 (6) The award process will include a simple notice of intent
25 to be reviewed to see if the application merits further
26 consideration. If so, a full application may be submitted.
27 Applications for all grants shall be submitted to the fund, and

1 each application shall contain at least all of the following:

2 (a) The name, address, and total number of employees of each
3 business organization whose employees are receiving job training.

4 (b) A description of the specific job skills that will be
5 taught.

6 (c) A clear statement of the project's scope of activities and
7 number of participants to be involved.

8 (d) A commitment to maintain participant records in a form and
9 manner required by the fund.

10 (e) A budget which relates to the proposed activities and
11 various program components.

12 (7) In the awarding of grants, the fund shall consider the
13 following criteria:

14 (a) Training in skills needed for high-technology activities,
15 as defined in section 3(1) of the Michigan economic growth authority
16 act, 1995 PA 24, MCL 207.803.

17 (b) Demonstrated need for the type of training offered.

18 (c) Creation or retention of high-wage and high-skilled level
19 jobs within a predetermined time period.

20 (d) Other criteria determined by the fund to be important.

21 (8) A recipient of a grant under this section shall not charge
22 tuition or fees to participants in the program funded by economic
23 diversification skills job training program grants. However, a
24 nonprofit organization may charge tuition or fees if the tuition
25 plan or fees are recognized by the state and the nonprofit
26 organization receives additional funding from other governmental or
27 private funding sources for its programs.

1 (9) For training delivered to incumbent workers, the employer
2 receiving the benefit of the training may provide a minimum of 30%
3 of the program costs in matching funds as necessitated by the
4 program.

5 (10) Grant funds shall be expended on a cost reimbursement
6 basis. Grant funds may be used for job training and development
7 activities in furtherance of the purposes listed in subsection (1).
8 These activities include, but are not limited to:

9 (a) Job training needed to perform a high-technology activity,
10 as defined in section 3(1) of the Michigan economic growth authority
11 act, 1995 PA 24, MCL 207.803.

12 (b) Job training for which there is a demonstrated need for
13 the type of training offered.

14 (c) Participation in a degree program at a Michigan community
15 college, college or university, in a program related to the
16 performance of a high-technology activity, as defined in section
17 3(1) of the Michigan economic growth authority act, 1995 PA 24, MCL
18 207.803.

19 (d) Development of job training curriculum for skills needed
20 to perform a high-technology activity, as defined in section 3(1) of
21 the Michigan economic growth authority act, 1995 PA 24, MCL
22 207.803.

23 (e) Reimbursement of wages of employees participating in job
24 training funded under this section.

25 (f) Training and related costs necessary to obtain a
26 particular certification in connection with an expertise or skill
27 required for a business to remain competitive or for a business

1 within the supply chain of a business that has received an economic
2 diversification skills training fund grant.

3 (g) Consulting services that assist a business with expanding
4 operations into a high-technology activity, as defined in section
5 3(l) of the Michigan economic growth authority act, 1995 PA 24, MCL
6 207.803.

7 (h) Recruitment assistance, provided that recruitment
8 assistance may only be reimbursed upon the grantee's demonstration
9 to the satisfaction of the fund that recruitment is targeted to a
10 particular skill set that is in limited supply in Michigan.

11 (11) For grants to for-profit businesses, if the employer does
12 not create or retain the number of jobs specified in the grant
13 agreement within the time period determined by the fund, the
14 employer shall reimburse the fund for the entire grant awarded,
15 reduced by the ratio of the number of jobs that were actually
16 created or retained to the number of jobs to be created or retained
17 under the grant agreement. The number of actual jobs created and
18 retained will be certified by the employer and verified via audit
19 after the training is completed.

20 (12) A recipient of a grant under this section shall allow the
21 fund or the agency's designee to audit all records related to the
22 grant for all entities that receive money, either directly or
23 indirectly through a contract, from the grant funds. A grant
24 recipient or contractor shall reimburse the state for all
25 disallowances found in the audit. Costs disallowed under subsection
26 (11) based on the employer job creation and retention requirements
27 are not the same as the training costs that are disallowed in this

1 subsection.

2 (13) The fund shall provide to the state budget director and
3 the fiscal agencies by November 1 of each year a report on economic
4 diversification skills training program grants. The report shall
5 provide this information for each grant or contract awarded during
6 the preceding full fiscal year. The report shall contain all of the
7 following:

8 (a) The amount and recipient of each grant or contract.

9 (b) The number of participants under each grant or contract
10 and the number of new hires who are in training under the grant.

11 (c) The names and total number of employees of all business
12 organizations for whom training is or will be provided.

13 (d) The matching funds, if any, to be provided by a business
14 organization.

15 (e) The number of jobs created as a result of the grant.

16 Sec. 1003. The Michigan growth capital fund shall be used to
17 develop the technology business sector in Michigan. The Michigan
18 growth capital fund will be used to encourage private and public
19 investment in the technology business sector, and all of the
20 following apply:

21 (a) An applicant must match state funds on a 1:1 basis.

22 (b) Eligible uses of the Michigan growth capital fund include
23 investments in organizations and programs that promote the
24 development of new industry sectors in Michigan; inducements to
25 attract additional venture capital funds to finance technology
26 development; support organizations, initiatives, or events that
27 promote entrepreneurship; provide match for university federal

1 research grants; and support technology transfer and
2 commercialization programs with universities and the private
3 sector.

4 (c) The Michigan economic development corporation shall
5 administer the Michigan growth capital fund.

6 (d) All funds received from repayment of loans, unused grants,
7 revenues received from sales or cash flow participation agreements,
8 guarantees, or any combination thereof or interest thereon,
9 originally distributed as part of the Michigan growth capital fund,
10 shall be received, held, and applied by the fund for the purposes
11 described in this section.

12 (e) The Michigan economic development corporation shall
13 provide an annual report on the status of the Michigan growth
14 capital fund to the senate appropriations subcommittee on economic
15 development, the house appropriations subcommittee on general
16 government, the senate and house fiscal agencies, and the state
17 budget office by January 31.

18 Sec. 1004. In addition to the appropriations in part 1, Travel
19 Michigan may establish and collect a fee to cover the cost of
20 materials and processing of photographic prints, slides,
21 videotapes, and travel product database information that are
22 requested by the media and other segments of the public and private
23 sectors. The fees collected shall be appropriated for all expenses
24 necessary to purchase and distribute these photographic prints,
25 slides, videotapes, and travel product database information. The
26 funds are available for expenditure when they are received by the
27 department of treasury.

1 Sec. 1005. In addition to the appropriations in part 1, Travel
2 Michigan may receive and expend private revenue related to the use
3 of the "Michigan Great Lakes. Great Times.", "The Upper Hand", and
4 "Pure Michigan" copyrighted slogans and images. This revenue may
5 come from the direct licensing of the name and image or from the
6 royalty payments from various merchandise sales. Revenue collected
7 is appropriated for the marketing of the state as a travel
8 destination. The funds are available for expenditure when they are
9 received by the department of treasury.

10 Sec. 1006. The fund shall submit on February 15 to the
11 subcommittees, the state budget office, and the fiscal agencies a
12 listing of all grants which have been awarded by the fund or by the
13 Michigan economic development corporation from the funds
14 appropriated in part 1. The list shall include all of the
15 following:

- 16 (a) The name of the recipient.
- 17 (b) The amount awarded to the recipient.
- 18 (c) The purpose of the grant.

19 Sec. 1007. (1) The fund shall provide reports to the relevant
20 subcommittees, the state budget director, and the fiscal agencies
21 concerning the activities of the Michigan economic development
22 corporation grants and investment programs financed from the fund
23 using investment or Indian gaming revenues. The report shall
24 provide a list of individual grants and loans made from the fund.
25 The report shall include, but not be limited to, the following
26 programs funded in part 1:

- 27 (a) Travel Michigan, including any expenditures authorized

1 under section 89b of the Michigan strategic fund act, 1984 PA 270,
2 MCL 125.2089b, to supplement the Michigan promotion program. The
3 report shall include the number of commercials produced, the
4 markets in which media buys have been made, and any web-based
5 products that were created with these funds.

6 (b) Business attraction, retention, and growth, including any
7 expenditures authorized under section 89b of the Michigan strategic
8 fund act, 1984 PA 270, MCL 125.2089b, to supplement the Michigan
9 business marketing program. The report shall include the number of
10 commercials produced, the markets in which media buys have been
11 made, and any web-based products that were created as a result of
12 this appropriation.

13 (c) Business services.

14 (d) Community development block grants.

15 (e) Strategic fund administration.

16 (f) Renaissance zones.

17 (g) 21st century investment program.

18 (h) Business and clean air ombudsman.

19 (i) Economic diversification skills training program grants.

20 (j) Any other programs of the fund.

21 (2) The reports in subsection (1) shall be submitted by
22 January 15. The report for each program in subsection (1)(a)
23 through (j) shall include details on all revenue sources, actual
24 expenditures, and number of FTEs for that program for the previous
25 fiscal year.

26 Sec. 1008. As a condition of receiving funds under part 1, any
27 interlocal agreement entered into by the fund shall include

1 language which states that if a local unit of government has a
2 contract or memorandum of understanding with a private economic
3 development agency, the Michigan economic development corporation
4 will work cooperatively with that private organization in that
5 local area.

6 Sec. 1009. (1) Of the funds appropriated to the fund or
7 through grants to the Michigan economic development corporation, no
8 funds shall be expended for the purchase of options on land or the
9 purchase of land unless at least 1 of the following conditions
10 applies:

11 (a) The land is located in an economically distressed area.

12 (b) The land is obtained through a purchase or exercise of an
13 option at the invitation of the local unit of government and local
14 economic development agency.

15 (2) Consideration may be given to purchases where the proposed
16 use of the land is consistent with a regional land use plan, will
17 result in the redevelopment of an economically distressed area, can
18 be supported by existing infrastructure, and will not cause shifts
19 in population away from the area's population centers.

20 (3) As used in this section, "economically distressed area"
21 means an area in a city, village, or township that has been
22 designated as blighted; a city, village, or township that shows
23 negative population change from 1970 and a poverty rate and
24 unemployment rate greater than the statewide average; or an area
25 certified as a neighborhood enterprise zone.

26 Sec. 1010. The money appropriated in part 1 to the fund is
27 subject to the condition that none is spent for premiums or

1 advertising material involving personal effects or apparel
2 including, but not limited to, T-shirts, hats, coffee mugs, or
3 other promotional items, except travel Michigan.

4 Sec. 1011. (1) From the general fund/general purpose
5 appropriations in part 1 to the fund and granted or transferred to
6 the Michigan economic development corporation, any unexpended or
7 unencumbered balance shall be disposed of in accordance with the
8 requirements in the management and budget act, 1984 PA 431, MCL
9 18.1101 to 18.1594, unless carryforward authorization has been
10 otherwise provided for.

11 (2) Any encumbered funds shall be used for the same purposes
12 for which funding was originally appropriated in this act.

13 Sec. 1012. (1) As a condition of receiving funds under part 1,
14 the fund shall ensure that the MEDC and the fund comply with all of
15 the following:

16 (a) The freedom of information act, 1976 PA 442, MCL 15.231 to
17 15.246.

18 (b) The open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

19 (c) Annual audits of all financial records by the auditor
20 general or his or her designee.

21 (d) All reports required by law to be submitted to the
22 legislature.

23 (2) If the MEDC is unable for any reason to perform duties
24 under this act, the fund may exercise those duties.

25 Sec. 1013. As a condition for receiving the appropriations in
26 part 1, any staff of the Michigan economic development corporation
27 involved in private fund-raising activities shall not be party to

1 any decisions regarding the awarding of grants or tax abatements
2 from the fund, the Michigan economic development corporation, or
3 the Michigan economic growth authority.

4 Sec. 1020. Federal pass-through funds to local institutions
5 and governments that are received in amounts in addition to those
6 included in part 1 and that do not require additional state
7 matching funds are appropriated for the purposes intended. The fund
8 may carry forward into the succeeding fiscal year unexpended
9 federal pass-through funds to local institutions and governments
10 that do not require additional state matching funds. The fund shall
11 report the amount and source of the funds to the senate
12 appropriation subcommittee on economic development, the house
13 appropriation subcommittee on general government, the senate and
14 house fiscal agencies, and the state budget office within 10
15 business days after receiving any additional pass-through funds.

16 Sec. 1023. Tourism promotion shall include, but is not limited
17 to, the Mackinac Island state park, Michigan state historic parks,
18 cultural, vacation, recreational, leisure, hunting-related, motor
19 sports entertainment-related, and agriculture-related travel across
20 this state that includes activities that promote tourism in all 4
21 seasons.

22 Sec. 1024. From the funds appropriated in part 1 for the jobs
23 for Michigan investment program: 21st century jobs fund,
24 \$1,400,000.00 shall be granted by the Michigan strategic fund board
25 to the Michigan small business and technology development centers
26 to be used for the SBIR or STTR grant or loan matching program.
27 These funds shall only be used to provide the required match.

1 Grants or loans under this section shall not exceed 25% of the
2 federal funds and must leverage third-party commercialization
3 funding at both the phase I and phase II levels.

4 Sec. 1032. The Michigan film office shall report to the
5 subcommittees and the fiscal agencies by September 30 on the status
6 of the new film tax credit program. The report shall include all of
7 the following information:

8 (a) The number of contracts signed.

9 (b) The number of films that have completed shooting.

10 (c) The total amount of the tax credits provided.

11 (d) The counties where the films were made.

12 (e) The number of temporary and permanent jobs created.

13 Sec. 1033. The fund shall make available to the public the
14 minutes of the Michigan film office advisory council.

15 Sec. 1034. (1) The funds appropriated in part 1 for the
16 business incubator program shall be awarded on a competitive basis
17 within each of the following counties or cities:

18 (a) Berrien County.

19 (b) Genesee County.

20 (c) Macomb County.

21 (d) Ottawa County.

22 (e) Washtenaw County.

23 (f) Wayne County.

24 (g) A city with a population greater than 750,000.

25 (h) A city with a population in the 2000 census between
26 119,000 to 120,000 and experienced a population loss between 8% and
27 9% between the 1990 census and the 2000 census.

1 (2) Eligible recipients for these awards must be operational
 2 on October 1, 2009 and submit a comprehensive business plan that
 3 demonstrates sustainable operating capacity.

4 (3) Awards shall be announced by March 31, 2010.

5 **REVENUE STATEMENT**

6 Sec. 1101. Pursuant to section 18 of article V of the state
 7 constitution of 1963, fund balances and estimates are presented in
 8 the following statement:

9 BUDGET RECOMMENDATIONS BY OPERATING FUNDS

10 (Amounts in millions)

11 Fiscal Year 2009-2010

		Beginning			
	Fund	Unreserved			
	Fund	Estimated	Ending		
	Balance	Revenue	Balance		
12					
13					
14					
15					
16	OPERATING FUNDS				
17	General fund/general purpose	0110	0.0	7,953.2	5.5
18	General fund/special purpose		446.6	17,451.8	482.6
19	Special Revenue Funds:				
20	Countercyclical budget and				
21	economic stabilization	0111	2.2	0.0	2.2
22	Game and fish protection	0112	4.1	61.4	3.3
23	Michigan employment security act				
24	administration	0113	10.2	12.5	8.2
25	State aeronautics	0114	2.2	133.0	1.9

1	Michigan veterans' benefit				
2	trust	0115	0.0	2.3	0.0
3	State trunkline	0116	(6.2)	1,812.9	(6.9)
4	Michigan state waterways	0117	1.3	28.6	0.0
5	Blue Water Bridge	0118	6.2	15.4	6.9
6	Michigan transportation	0119	0.0	1,844.1	0.0
7	Comprehensive transportation	0120	6.3	301.8	(4.3)
8	School aid	0122	0.0	12,165.6	0.0
9	Game and fish protection trust	0124	6.0	14.3	6.0
10	State park improvement	0125	0.0	41.1	0.0
11	Forest development	0126	3.4	29.7	0.7
12	Michigan civilian conservation				
13	corps endowment	0128	0.3	0.0	0.0
14	Michigan natural resources				
15	trust	0129	32.4	60.2	31.2
16	Michigan state parks endowment	0130	6.1	12.1	4.1
17	Safety education and training	0131	6.2	9.3	7.1
18	Bottle deposit	0136	0.0	12.6	0.0
19	State construction code	0138	0.9	15.0	4.3
20	Children's trust	0139	1.0	3.8	0.5
21	State casino gaming	0140	1.8	34.8	1.8
22	Homeowner construction lien				
23	recovery	0141	0.8	1.0	(1.2)
24	Michigan nongame fish and				
25	wildlife	0143	0.1	0.3	0.0
26	Michigan merit award trust	0154	0.0	191.7	0.0
27	Outdoor recreation legacy	0162	(0.2)	2.3	(0.2)

1	Off-road vehicle account	0163	1.7	3.6	0.4
2	Snowmobile account	0164	2.1	10.1	0.0
3	Silicosis dust disease				
4	and logging	0870	2.1	1.3	1.7
5	Utility consumer representation	0893	3.5	1.2	3.6
6	TOTALS		\$541.1	\$42,227.0	\$559.4