No. 58

JOURNAL OF THE SENATE

Senate Chamber, Lansing, Wednesday, July 1, 1998.

10:00 a.m.

The Senate was called to order by the President, Lieutenant Governor Connie B. Binsfeld.

The roll was called by the Secretary of the Senate, who announced that a quorum was present.

Bennett—present
Berryman—present
Bouchard—present
Bullard—present
Byrum—present
Cherry—present
Cisky—present
Conroy—present
DeBeaussaert—present
DeGrow—present
Dingell—present
Dunaskiss—present
Emmons—present
Gast—present
Geake—present
Gougeon—present
Hart—present
Hoffman—present
Jaye—present
Koivisto—present
McManus—present
Miller—present
North—present
O'Brien—present
Peters—present
Posthumus—present
Rogers—present
Schuette—present
Schwarz—present
Shugars—present
A. Smith—present
V. Smith—present
Steil—present
Stille—present
Van Regenmorter—present
Vaughn—present
Young—present

Senator Mike Rogers of the 26th District offered the following invocation:

Heavenly Father, as we rise today to espouse our wisdom, we hope that we would remember a little of Yours and remember some of Your Sermon on the Mount.

"Blessed are the poor in spirit, for theirs is the kingdom of heaven.

Blessed are they that mourn, for they shall be comforted.

Blessed are the meek, for they shall inherit the earth.

Blessed are the merciful, for they shall obtain mercy.

Blessed are the pure in heart, for they shall see God.

Blessed are the peacemakers, for they shall be called the children of God."

In Jesus' name. Amen.

Senator Emmons entered the Senate Chamber.

Motions and Communications

Senator Van Regenmorter moved that Senators DeGrow, Gast, Geake and Schwarz be temporarily excused from today's session.

The motion prevailed.

Senator Berryman moved that Senator V. Smith be temporarily excused from today's session.

The motion prevailed.

Senator Berryman stated that had he been present when the votes were taken on June 30 on the passage of the following bills, he would have voted "yea":

House Bill No. 4163
House Bill No. 4743
Senate Bill No. 1209
Senate Bill No. 1210
Senate Bill No. 1211
Senate Bill No. 1212
Senate Bill No. 1213
Senate Bill No. 1214

Senator Van Regenmorter moved that rule 2.106 be suspended to allow conference committees to meet during Senate session.

The motion prevailed, a majority of the members serving voting therefor.

Recess

Senator Van Regenmorter moved that the Senate recess subject to the call of the President.

The motion prevailed, the time being 10:05 a.m.

10:10 a.m.

The Senate was called to order by the President, Lieutenant Governor Binsfeld.

Senator Dingell asked and was granted unanimous consent to make a statement and moved that the statement be printed in the Journal.

The motion prevailed.

Senator Dingell's statement is as follows:

Right next to me here, I have a nice young man who was an intern for me in the summer of 1997. He's Nathan Pilon. He went on to be a Senate Page, and he's been serving us for better than a year. Staffers tell me that in addition to his other skills, he's a great jump shot. He's finished paging July 19. He's also about to graduate from Western Michigan University this August. I'd like to express my thanks to him and my best wishes to him in his future endeavors. I'd like my colleagues to join me in a round of applause.

Recess

Senator Van Regenmorter moved that the Senate recess subject to the call of the President.
The motion prevailed, the time being 10:12 a.m.

10:18 a.m.

The Senate was called to order by the President pro tempore, Senator Schwarz.

During the recess, Senators Schwarz and Geake entered the Senate Chamber.

Recess

Senator Van Regenmorter moved that the Senate recess subject to the call of the President.
The motion prevailed, the time being 10:19 a.m.

11:03 a.m.

The Senate was called to order by the President, Lieutenant Governor Binsfeld.

During the recess, Senators Gast, V. Smith and DeGrow entered the Senate Chamber.

By unanimous consent the Senate proceeded to the order of

Conference Reports

Senator Cisky submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 909, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

Recommends:

First: That the Senate and House agree to the Substitute of the House as passed by the House and to the following amendments:

1. Amend page 1, line 3, by striking out all of sections 101 and 102 and inserting:

"Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of corrections for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF CORRECTIONS

APPROPRIATION SUMMARY:

Average population	44,857	
Full-time equated unclassified positions	16.0	
Full-time equated classified positions	17,371.9	
GROSS APPROPRIATION		$ 1,441,935,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		6,599,300
ADJUSTED GROSS APPROPRIATION		$ 1,435,335,700
Federal revenues:		
Total federal revenues		19,828,800

Special revenue funds:		
Total local revenues		401,100
Total private revenues		0
Total other state restricted revenues		46,548,700
State general fund/general purpose	$	1,368,557,100
Sec. 102. EXECUTIVE		
Full-time equated unclassified positions 16.0		
Full-time equated classified positions 75.0		
Unclassified positions—16.0 FTE positions	$	1,253,300
Executive administration—11.0 FTE positions		1,384,200
Audit and internal affairs—19.0 FTE positions		1,280,400
Policy and hearings—45.0 FTE positions		4,032,300
GROSS APPROPRIATION	$	7,950,200
Appropriated from:		
State general fund/general purpose	$	7,950,200".

2. Amend page 9, line 23, by striking out all of section 114 and inserting:

"Sec. 114. CORRECTIONAL FACILITIES-ADMINISTRATION		
Full-time equated classified positions 127.0		
Conveying convicts to penal institutions	$	248,300
Federal school lunch program		565,000
Correctional facilities administration—10.0 FTE positions		773,900
Extradition services 120,000.0		
Housing inmates in federal institutions		394,000
Central region office—109.0 FTE positions		12,994,400
Northern region office—2.0 FTE positions		180,500
Southeastern region office—1.0 FTE position		129,800
Southwestern region office—2.0 FTE positions		180,700
Leased Beds		35,807,400
Food service operations		5,000,000
Surplus food program—3.0 FTE positions		312,800
GROSS APPROPRIATION	$	56,706,800
Appropriated from:		
Intradepartmental grant revenues:		
IDT, surplus food user fees		238,200
IDT, food factory user fees		5,000,000
Federal revenues:		
BOP, federal prisoner reimbursement		314,000
DOJ, office of justice programs, VOITIS		5,000,000
DAG-FCS, national school lunch		565,000
State general fund/general purpose	$	45,589,600".

3. Amend page 31, line 27, after "available." by striking out the balance of the section.

4. Amend page 33, following line 13, by inserting:

"Sec. 217. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $20,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $500,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $500,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.".

5. Amend page 37, line 4, after "group" by striking out the balance of the line through "providers" on line 5.

6. Amend page 37, following line 10, by inserting:

"(5) Any funds appropriated under section 105 for the MDOC in-prison drug treatment program and the MDOC technical violator pilot drug treatment program that remain unexpended at the end of the fiscal year shall not revert to the general fund but instead shall be placed in separate work project accounts to be spent as provided under this section and sections 220 and 221.".

7. Amend page 38, following line 14, by striking out all of section 224 and inserting:

"Sec. 224. (1) The department shall conduct, at a minimum, 3 human relations and diversity/sensitivity training sessions by December 31, 1998. The department shall also conduct follow-up training for employees who have received such training designed to provide continuity. The human relations and diversity/sensitivity programs should provide a framework for participants to examine ways in which ethnic, cultural, gender, and racial differences may affect how managers, supervisors, and staff work together as a team. The department shall develop a reliable survey instrument to objectively measure the effectiveness of human relations and diversity/sensitivity training.

(2) The equal employment opportunity administrator shall provide regular reports to the director regarding human relations and diversity/sensitivity programs and training and recommend modifications to the programs if appropriate.

Sec. 225. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.

Sec. 226. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 227. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.".

8. Amend page 42, following line 14, by inserting:

"Sec. 502. A parole board member or a person on a parole board member's direct staff shall not provide legal representation before the parole board or provide legal assistance to a prisoner or parolee until the expiration of 3 years after he or she is no longer a parole board member or on a parole board member's direct staff.".

9. Amend page 54, line 16, after "if" by striking out the balance of the line through "offense" on line 17 and inserting "the conviction was for a crime committed before the effective date of sentencing guidelines provided in the code of criminal procedure, 1927 PA 175, MCL 760.1 et seq.,".

10. Amend page 55, line 2, after "if" by striking out the balance of the line through "offense" on line 3 and inserting "the conviction was for a crime committed on or after the effective date of sentencing guidelines provided in the code of criminal procedure, 1927 PA 175, MCL 760.1 et seq.,".

11. Amend page 59, following line 3, by striking out all of section 903.

12. Amend page 59, following line 24, by inserting:

"(3) It is the intent of the legislature that, in the interest of providing the most efficient and cost-effective delivery of health care, local health care providers will be considered and given the opportunity to competitively bid as vendors under future managed care contracts.".

13. Amend page 61, line 18, after "1107." by inserting "(1)".

14. Amend page 61, following line 23, by inserting:

"(2) The department shall study smoking cessation or healthy living programs for prison employees and report to the senate and house appropriations subcommittees on corrections the feasibility and costs of implementing that programming and the projected outcomes by April 1, 1999.".

15. Amend page 62, following line 12, by striking out all of sections 1113, 1114, and 1115 and inserting:

"Sec. 1116. (1) It is the intent of the legislature that the department spend, on average, $67.00 per day per prisoner incarcerated out-of-state. The average per diem will cover bed leasing, transportation, medical, and other costs arising from sending prisoners to facilities out-of-state.

(2) If average per diem increases above $67.00, or if the department intends to enter into a contract that will increase the per diem above $67.00, the department will notify the senate and house appropriation subcommittees on corrections, the senate and house fiscal agencies, and the state budget director. The notification will include information on the components of cost that caused the average per diem to increase.

(3) By May 15, 1999, the department will report to the senate and house appropriation subcommittees on corrections, the senate and house fiscal agencies, and the state budget director the status of all out-of-state leases including the number of prisoners housed out-of-state, plans for rotating prisoners serving out-of-state, and the actual per prisoner per day cost for all existing contracts.".

Second: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

Jon A. Cisky
Philip E. Hoffman
Jackie Vaughn III
Conferees for the Senate

Lynn Owen
Vera Rison
Terry Geiger
Conferees for the House

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 616 **Yeas—23**

Bennett	DeGrow	Hoffman	Smith, A.
Byrum	Dingell	McManus	Steil
Cherry	Emmons	Miller	Stille
Cisky	Gast	North	Vaughn
Conroy	Geake	Posthumus	Young
DeBeaussaert	Hart	Schwarz	

Nays—14

Berryman	Gougeon	Peters	Shugars
Bouchard	Jaye	Rogers	Smith, V.
Bullard	Koivisto	Schuette	Van Regenmorter
Dunaskiss	O'Brien		

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The motion prevailed, 2/3 of the members serving voting therefor.

Protests

Senators Berryman, Dunaskiss, Peters, Bullard, Bouchard and Jaye, under their constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of the conference report to Senate Bill No. 909.

Senator Berryman's statement is as follows:

Madam President, I voted "no" on the Corrections budget only because of the element that is still maintained in that budget, and that's for the literally millions and millions of dollars that are going to be spent building and operating a children's prison.

I think there are many good aspects. I congratulate the chair of the committee. I think they worked very hard on coming up with a good budget, and I congratulate them for that. There are many good things within the budget. I think the bed expansion and getting criminals off the street is the right thing to do and locking up violent offenders.

But I think it is also, Madam President, a disgrace in the state of Michigan where we can spend as much money as the state is spending of taxpayers' dollars to build a children's prison in Lake County, and then on top of building a children's prison patterned after, I think, a failed adult correctional system, we privatized it. I certainly think there are certain things that the private sector can do and should do, and the government can put forward. But when you have offenders, when you have children that are being sentenced, that is the state's responsibility. In this case, these children are our responsibility and to give it to the private sector and say, "Well, we're going to let you take care of them." The private sector did not put them in that facility. The state of Michigan did. I think those children ought to be accountable to the men and women in the Senate and the men and women of the House and the Executive branch and not to an executive of a corporation who has a privatized youth facility.

So, because of those two reasons, the privatization of that prison because, I think, we ought to be held accountable for those children and what happens to those children, and the director of that prison is as accountable and responsible to the elected people of this state. And the other reason is, I think it's a dog-gone shame that we can spend, again, the millions and $60 million just to build this children's prison, and Madam President, I know all the work that you've done to protect children. We cannot hire more than 73 new protective service workers, after one was tragically killed just a month and a half ago. Seventy-three—that's less than one per county. All of those build into the reason for voting "no," and I think the children of this state deserve a better future than a prison patterned after an adult, failed correctional system. That money would be much, much better spent on early intervention programs and prevention programs, getting kids a good head start, a good start in life, not condemning them to a life in a Michigan prison.

Senator Dunaskiss' statement, in which Senators Peters, Bullard and Bouchard concurred, is as follows:

First of all, I would like to commend the conference committee for all their hard work and for coming in on target and on time. I know that was very difficult with this budget.

However, there was one issue in the budget that we tried to address that really wasn't clarified that left me feeling very uncomfortable, and I think a few others. As a bit of a background, I think we all know that the jail reimbursement program is currently structured, is essential to the state's ongoing efforts to reduce state prison commitments. It helps the state accomplish this goal by providing the counties with financial resources to maintain the locally based correction program. However, in this budget, it may not—and I want to stress, may not—adequately anticipate the cost to the local governments. If the sentencing guidelines are passed, under some of the analyses that we've seen, every county that you and I represent may be in jeopardy. Every county receives reimbursement from the state for felons that the county houses in these local jails, and this is something we need to be very watchful as the sentencing guidelines move through.

That was my reason for a "no" vote, and I certainly will be watching the sentencing guideline package as it moves forward and the impact upon each and every one of our counties.

Senator Jaye's statement is as follows:

Madam Governor and Senate colleagues, I applaud the chairman of this Appropriations Committee for several reforms and holding the line on spending increases. I am particularly grateful for the inclusion of my amendment to prohibit parole board members from serving as trial attorney expert witnesses and coaches to be able to help these prisoners. These felons more effectively convince a parole board that they've "seen the light" or they've reformed their ways or that they've got an intimate relationship with Jesus or whatever else it takes to get the parole board members to grant early parole. We've stopped that revolving door with this budget by saying that for three years, a parole board member would not be allowed to sell their services to defense attorneys to help prisoners get out earlier.

However, there were several other amendments and reforms which were not included in this package. There is only one type of state facility that still allows smoking, and that's Michigan's prisons. Every other state facility bans smoking with the exception of Michigan prisons, and this is making a victim of the taxpayers a second time. Not only were they targets for rape and mayhem and death for themselves and their family members, but now the taxpayers have to pay for the health care and the respiratory illness and cancer for these prisoners because prison is still allowed. The Macomb County jail, the Wayne County and Oakland County jails where we house state prisoners do not allow smoking and haven't for the last three years, but Michigan prisons still allow that.

This budget removed the hot bunking study to see if we can't have two different sleeping shifts in our existing prisons. Our military men and women that are on Navy ships that go 24-hours a day for a couple of weeks at a time have to share their bunks. And when the prisoners are asleep, they're locked up; when they're up, their under armed guards. I wanted that language in to see if we could have a hot bunking program to double the prison population without building a new prison. That was removed.

The House of Representatives passed several meritorious amendments which were removed. Number one is to charge prisoners $3 a month for electricity to run their TVs, their VCRs, computers, computer games or radios. Only $3 a month in electricity. That was removed.

The Michigan House of Representatives passed an amendment to require able-bodied prisoners to perform 50 hours a week of physical labor. Busting rocks and creating gravel would have helped them earn their keep. It would have helped us with our Build Michigan road program. That language was removed from this budget.

The Michigan House of Representatives passed an amendment, got through the House, to say that a prisoner who assaults a prison guard would be confined to a solitary cell between 60 and 30 days. That was removed.

There were several other amendments, several policy changes that could have been adopted in this conference report that weren't. So, while we've made progress, there are still areas where we could have had an impact on the tax dollars by making sure that the prisoners don't have special services and privileges that working men and women don't have like health care, and then we compound the problem with smoking. So these are the reasons why, as well as a diversity training requirement, I voted against this conference report.

Senator DeGrow submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 910, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

Recommends:

First: That the Senate and House agree to the Substitute of the House as passed by the House and to the following amendments:

1. Amend page 2, line 5, by striking out "870,451,700" and inserting "869,926,700".
2. Amend page 2, line 15, by striking out "869,078,700" and inserting "868,553,700".
3. Amend page 3, line 3, by striking out "40,400" and inserting "44,700".
4. Amend page 3, line 13, by striking out "13,411,400" and inserting "13,415,700".
5. Amend page 3, line 14, by striking out "44,918,800" and inserting "44,393,800".
6. Amend page 3, line 21, by striking out "2,565,000" and inserting "2,540,000".
7. Amend page 3, line 22, by striking out "3,075,200" and inserting "3,050,200".
8. Amend page 4, line 2, by striking out "2,514,000" and inserting "2,489,000".
9. Amend page 7, line 13, after "academy" by striking out the balance of the line through "service" on line 14 and inserting "lease".
10. Amend page 7, line 20, after "**MICHIGAN**" by striking out "**SCHOOL**" and inserting "**SCHOOLS**".
11. Amend page 7, line 22, by striking out "School for the deaf/blind" and inserting "Michigan schools for the deaf and blind".
12. Amend page 8, line 13, after "**CAREER**" by inserting a comma.
13. Amend page 8, line 13, after "**ADULT**" by inserting a comma.
14. Amend page 8, line 15, after "curriculum" by inserting a comma.
15. Amend page 10, line 17, after "subgrant" by inserting "program".
16. Amend page 11, line 10, by striking out all of line 10.

17. Amend page 11, line 20, by striking out "803,826,700" and inserting "803,326,700".
18. Amend page 12, line 7, after "DED-OESE," by striking out "title I,".
19. Amend page 12, line 24, by striking out "HHS-administration of child and family" and inserting "HHS-ACF".
20. Amend page 12, line 26, by striking out all of line 26 through "syndrome" on line 27 and inserting "HHS-CDC, AIDS".
21. Amend page 13, line 1, by striking out "HHS-OHDS" and inserting "HHS-ACF".
22. Amend page 13, line 9, by striking out "19,931,000" and inserting "19,431,000".
23. Amend page 13, line 17, after "at" by striking out "$58,330,200.00" and inserting "$57,809,500.00".
24. Amend page 14, line 19, by striking out all of line 19 through line 24 and inserting:

"(a) "ACF" means administration for children and families.

(b) "CDCP" means center for disease control and prevention.

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

(d) "DED" means the United States department of education.

(e) "Department" means the Michigan department of education.

(f) "District" means a local school district as defined in section 6 of the revised school code, 1976 PA 451, MCL 380.6.

(g) "DOL" means the United States department of labor.

(h) "ETA" means employment and training administration.

(i) "FCS" means food and consumer service." and relettering the remaining subdivisions.

25. Amend page 18, following line 6, by inserting:

"Sec. 212. The department shall receive and retain copies of all reports from the appropriations in part 1.".

26. Amend page 18, line 20, by striking out all of sections 216 and 217 and inserting:

"Sec. 216. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate-setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report including all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorization for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 217. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.".

27. Amend page 21, following line 12, following section 221, by inserting:

"Sec. 222. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.".

28. Amend page 23, line 4, by striking out all of section 304.
29. Amend page 34, line 8, after "department" by striking out the balance of the subsection and inserting "in consultation with the RPM advisory council as created by Executive Order 1998-4.".
30. Amend page 36, line 13, by striking out all of line 13 through the balance of the bill.

Second: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

Dan L. DeGrow
John J. H. Schwarz, M.D.
Joe Conroy
Conferees for the Senate

Vera Rison
Patricia Godchaux
Conferees for the House

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 617 **Yeas—35**

Bennett	DeGrow	Koivisto	Shugars
Berryman	Dingell	McManus	Smith, A.
Bouchard	Dunaskiss	Miller	Smith, V.
Bullard	Emmons	North	Steil
Byrum	Gast	O’Brien	Stille
Cherry	Geake	Peters	Van Regenmorter
Cisky	Gougeon	Posthumus	Vaughn
Conroy	Hart	Rogers	Young
DeBeaussaert	Hoffman	Schuette	

Nays—1

Jaye

Excused—0

Not Voting—1

Schwarz

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Protest

Senator Jaye, under his constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of the conference report to Senate Bill No. 910.

Senator Jaye’s statement is as follows:

Madam Governor and Senate colleagues, I voted against this budget because the conference report included language that would prohibit the privatization of any state services until after a three-year pilot program. For three years we cannot have a privatization of any of these Department of Education activities. Three years is an unnecessary handcuffing of the Executive branch's authority. It is unreasonable and imprudent to think that bureaucrats always have a better idea and know a better way of being able to proceed with education, and it continues the idea that education is too important to be left to the parents or to businesses or to people in the community. It should only be left by the professional bureaucratic educators.

I also voted against this budget because it includes $100,000 to offset costs associated with the defaulted loan collections related to the King-Chavez-Parks program. We have special state tax dollars that go for minority students only, for minority visiting professors only and for minority scholarships only. I'm opposed to giving preferences to professors or students based on their nationality or ethnicity. We should have a program based on individuals' individual merit—on the super star researchers in those fields—on those people who've got new publications, new findings, those people who have the best teaching skills, who have the highest peer-review standards, who have been able to receive the acclaim from their industry—not based on the color of their skin or their nationality.

Finally, I voted against this budget because now we're hiring a fine arts consultant to the department staff. We already have ten full-time employees in the Department of Consumer and Industry Services who are full-time arts and grants consultants and employees. We already have an arts and grants council. These are the folks who distribute the funds on the various equity packages and other arts programs. It is a duplication of service for us to create a new bureaucrat, a new consultant, and I think part of the irony is is that this person will probably not be allowed to be hired in the future once this privatization language goes in. So we should not be spending the taxpayers' scarce resources on a fine arts consultant on grants to certain ethnicities of groups and also to handcuff the department by banning privatization. These are the reasons I voted against the Department of Education budget.

Senator Schwarz stated that had he been present when the vote was taken earlier today on the adoption of the conference report to the following bill, he would have voted "yea":

Senate Bill No. 910

By unanimous consent the Senate returned to the order of

Messages from the House

By unanimous consent the Senate proceeded to consideration of the following bill:

Senate Bill No. 606, entitled

A bill to amend 1893 PA 206, entitled "The general property tax act," (MCL 211.1 to 211.157) by adding section 53d.

Substitute (H-1).

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 618 **Yeas—37**

Bennett	Dingell	Koivisto	Schwarz
Berryman	Dunaskiss	McManus	Shugars
Bouchard	Emmons	Miller	Smith, A.
Bullard	Gast	North	Smith, V.
Byrum	Geake	O'Brien	Steil
Cherry	Gougeon	Peters	Stille
Cisky	Hart	Posthumus	Van Regenmorter
Conroy	Hoffman	Rogers	Vaughn
DeBeaussaert	Jaye	Schuette	Young
DeGrow			

Nays—0

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the full title.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

Conference Reports

Senator Schwarz submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 911, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 1999; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

Recommends:

First: That the House recede from the Substitute of the House as passed by the House.

Second: That the Senate and House agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. The amounts listed in this part are appropriated for the state institutions of higher education and certain state purposes related to education, subject to the conditions set forth in this act, for the fiscal year ending September 30, 1999. The following is a summary of the appropriations in this part:

HIGHER EDUCATION		
APPROPRIATION SUMMARY:		
Full-time equated classified position 1.0		
GROSS APPROPRIATION	$	1,604,100,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	$	1,604,100,000
Federal revenues:		
Total federal revenues		3,600,000
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	$	1,600,500,000
Sec. 102. CENTRAL MICHIGAN UNIVERSITY		
Operations	$	74,118,888
GROSS APPROPRIATION	$	74,118,888
Appropriated from:		
State general fund/general purpose	$	74,118,888
Sec. 103. EASTERN MICHIGAN UNIVERSITY		
Operations	$	78,301,544
GROSS APPROPRIATION	$	78,301,544
Appropriated from:		
State general fund/general purpose	$	78,301,544
Sec. 104. FERRIS STATE UNIVERSITY		
Operations	$	49,950,570
GROSS APPROPRIATION	$	49,950,570
Appropriated from:		
State general fund/general purpose	$	49,950,570
Sec. 105. GRAND VALLEY STATE UNIVERSITY		
Operations	$	49,451,256
GROSS APPROPRIATION	$	49,451,256

Appropriated from:		
State general fund/general purpose	$	49,451,256
Sec. 106. LAKE SUPERIOR STATE UNIVERSITY		
Operations	$	12,822,671
GROSS APPROPRIATION	$	12,822,671
Appropriated from:		
State general fund/general purpose	$	12,822,671
Sec. 107. MICHIGAN STATE UNIVERSITY		
Operations	$	286,848,987
GROSS APPROPRIATION	$	286,848,987
Appropriated from:		
State general fund/general purpose	$	286,848,987
Sec. 108. MICHIGAN TECHNOLOGICAL UNIVERSITY		
Operations	$	49,019,667
GROSS APPROPRIATION	$	49,019,667
Appropriated from:		
State general fund/general purpose	$	49,019,667
Sec. 109. NORTHERN MICHIGAN UNIVERSITY		
Operations	$	47,247,801
GROSS APPROPRIATION	$	47,247,801
Appropriated from:		
State general fund/general purpose	$	47,247,801
Sec. 110. OAKLAND UNIVERSITY		
Operations	$	43,458,336
GROSS APPROPRIATION	$	43,458,336
Appropriated from:		
State general fund/general purpose	$	43,458,336
Sec. 111. SAGINAW VALLEY STATE UNIVERSITY		
Operations	$	23,076,264
GROSS APPROPRIATION	$	23,076,264
Appropriated from:		
State general fund/general purpose	$	23,076,264
Sec. 112. UNIVERSITY OF MICHIGAN-ANN ARBOR		
Operations	$	323,484,780
GROSS APPROPRIATION	$	323,484,780
Appropriated from:		
State general fund/general purpose	$	323,484,780
Sec. 113. UNIVERSITY OF MICHIGAN-DEARBORN		
Operations	$	23,729,786
GROSS APPROPRIATION	$	23,729,786
Appropriated from:		
State general fund/general purpose	$	23,729,786
Sec. 114. UNIVERSITY OF MICHIGAN-FLINT		
Operations	$	20,642,696
GROSS APPROPRIATION	$	20,642,696
Appropriated from:		
State general fund/general purpose	$	20,642,696
Sec. 115. WAYNE STATE UNIVERSITY		
Operations	$	229,675,955
GROSS APPROPRIATION	$	229,675,955
Appropriated from:		
State general fund/general purpose	$	229,675,955
Sec. 116. WESTERN MICHIGAN UNIVERSITY		
Operations	$	111,003,267
GROSS APPROPRIATION	$	111,003,267
Appropriated from:		
State general fund/general purpose	$	111,003,267
Sec. 117. STATE AND REGIONAL PROGRAMS		
Full-time equated position 1.0		

Agricultural experiment station	$	30,268,300
Cooperative extension service		26,033,458
Michigan molecular institute		70,000
Japan center for Michigan universities		359,351
Higher education database modernization and conversion—1.0 FTE position		165,000
Midwestern higher education compact		58,000
GROSS APPROPRIATION	$	56,954,109
Appropriated from:		
State general fund/general purpose	$	56,954,109

Sec. 118. MARTIN LUTHER KING,JR.-CESAR CHAVEZ-ROSA PARKS PROGRAM

Select student supportive services	$	1,974,782
Michigan college/university partnership program		592,435
Morris Hood, Jr. educator development program		150,000
Visiting professors program		166,424
GROSS APPROPRIATION	$	2,883,641
Appropriated from:		
State general fund/general purpose	$	2,883,641

Sec. 119. GRANTS AND FINANCIAL AID

State competitive scholarships	$	32,405,046
Tuition grants		59,121,069
Michigan work-study program		7,300,472
Part-time independent student program		2,643,953
Grant for Michigan resident dental graduates		4,601,400
Grant for general degree graduates		5,287,427
Grant for allied health graduates		851,618
Michigan education opportunity grants		2,076,797
Robert C. Byrd honors scholarship program		1,300,000
Center for advanced technologies		4,092,000
Tuition incentive program		1,750,000
GROSS APPROPRIATION	$	121,429,782
Appropriated from:		
Federal revenues:		
Higher education act of 1965, title IV, 20 U.S.C.		2,300,000
Higher education act of 1965, title IV, part A		1,300,000
State general fund/general purpose	$	117,829,782”.

2. Amend page 7, line 7, after “is” by striking out “$1,609,469,039.00” and inserting “$1,600,500,000.00”.

3. Amend page 9, following line 16, by inserting:

“Sec. 208. All funds received under part 1 for the higher education charter school center are intended to be expended on activities of that center.”.

4. Amend page 18, line 13, after “is” by striking out “$5,700,387.00” and inserting “$5,775,082.00”.

5. Amend page 20, line 17, after “federal” by inserting a comma and “national, regional,”.

6. Amend page 20, following line 18, by inserting:

“(4) The committee shall consider inclusion of data items that are currently reported under section 705.”.

7. Amend page 20, line 23, after “universities” by striking out the balance of the line through “$4,300.00” on line 24 and inserting “establish a per-student funding floor of $4,296.00, which”.

8. Amend page 21, following line 9, by inserting:

“Sec. 417. The legislature shall reduce the appropriations in part 1 for a state institution of higher education by the amount expended by that state institution of higher education to fulfill an outstanding obligation of athletic personnel contracts before the end of the contract term.”.

9. Amend page 21, line 14, by striking out all of section 419.

10. Amend page 22, following line 17, by inserting:

“Sec. 422. Funds appropriated in part 1 to a state institution of higher education are subject to this section. If a state institution of higher education serves as an authorizing body for 1 or more public school academies under the revised school code, 1976 PA 451, MCL 380.1 to 380.1852, an amount equal to the amount received by the state institution of higher education in the immediately preceding fiscal year as its total fees for considering applications for contracts, issuing contracts, and providing oversight of contracts for public school academies shall not be distributed to the state institution of higher education under this act until the auditor general certifies to the state budget director that the institution has provided to the auditor general all information requested in his or her performance of an audit of those activities.".

11. Amend page 22, line 19, after "students" by inserting "and student governments that provide a book swap for university students".

12. Amend page 23, line 3, by striking out all of sections 501, 502, 503, 504, and 505 and inserting:

"Sec. 501. (1) Included in the appropriation for each public university in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks future faculty program, that is intended to increase the pool of minority candidates pursuing full-time faculty teaching careers in postsecondary education in this state. Each university shall apply the percentage increase applicable to every university in the calculation of appropriations in part 1 to the amount of funds allocated to the future faculty program.

(2) The program shall be administered by each university in a manner prescribed by the King-Chavez-Parks Initiative unit in the Michigan department of education.

Sec. 502. (1) Included in the appropriation for each public university in part 1 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college day program that is intended to introduce school children underrepresented in postsecondary education to the potential of a college education.

(2) Individual program plans of each university shall include a budget of equal contributions from this program, the participating public university, the participating school district, and the participating independent degree granting college. College day funds shall not be expended to cover indirect costs. Not more than 20% of the university match shall be attributable to indirect costs. Each university shall apply the percentage increase applicable to every university in the calculation of appropriations in part 1 to the amount of funds allocated to the college day program.

(3) The program shall be administered by each university in a manner prescribed by the King-Chavez-Parks Initiative unit in the Michigan department of education.

Sec. 503. (1) Included in section 118 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks select student support services program for developing academically and economically disadvantaged student retention programs for 4-year public and independent educational institutions in this state.

(2) An award made under this program to any 1 institution shall not be greater than $150,000.00, and the amount awarded shall be matched on a 70% state, 30% college or university basis.

(3) The program shall be administered by the King-Chavez-Parks Initiative unit in the Michigan department of education.

Sec. 504. (1) Included in section 118 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks college/university partnership program between 4-year universities and public community colleges, which is intended to increase the number of underrepresented minority students who transfer from community colleges into baccalaureate programs.

(2) The grants shall be made under this program to Michigan public universities. An award to any 1 institution shall not be greater than $150,000.00, and the amount awarded shall be matched on a 70% state, 30% university basis.

(3) The program shall be administered by the King-Chavez-Parks Initiative unit in the Michigan department of education.

Sec. 505. (1) Included in the appropriation in section 118 is funding for the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks visiting professors program which is intended to increase the number of minority instructors in the classroom and provide role models for underrepresented minority students.

(2) The program shall be administered by the King-Chavez-Parks Initiative unit in the Michigan department of education.

Sec. 506. Each state institution of higher education receiving funds under section 503, 504, 505, or 507 shall notify the King-Chavez-Parks Initiative unit in the Michigan department of education by April 15, 1999 as to whether it will expend by the end of its fiscal year the funds received under section 503, 504, 505, or 507. Notwithstanding the award limitations in sections 503 and 504, the amount of funding reported as not being expended will be reallocated to the institutions that intend to expend all funding received under section 503, 504, 505, or 507.

Sec. 507. (1) Included in the appropriation in section 118 is funding under the Martin Luther King, Jr. - Cesar Chavez - Rosa Parks initiative for the Morris Hood, Jr. educator development program which is intended to increase the number of minority students, especially males, who enroll in and complete K-12 teacher education programs at the baccalaureate level.

(2) The program shall be administered by each state-approved teacher education institution in a manner prescribed by the King-Chavez-Parks Initiative unit in the Michigan department of education.".

13. Amend page 26, following line 15, by inserting:

"Sec. 701a. (1) Pursuant to section 701(2)(b), the following degree programs may be established:

(a) Bachelors

Central Michigan University	Entrepreneurship (major), B.A.A.
Eastern Michigan University	Electronic Engineering Technology, B.S.

Eastern Michigan University	Mechanical Engineering Technology, B.S.
Eastern Michigan University	Women's Studies, B.S.
Ferris State University	Rubber Engineering Technology, B.S.
Northern Michigan University	Major in Applied Mathematics, B.S.
Northern Michigan University	Technical Communication, B.S.
University of Michigan-Dearborn	Computer Engineering, B.S.E.
University of Michigan-Dearborn	Manufacturing Engineering, B.S.E.
University of Michigan-Flint	Administration of Services to the Aged, B.S.
University of Michigan-Flint	Radiation Therapy, B.S.
Wayne State University	Business Administration with major in Business Logistics
(b) Masters	
Central Michigan University	Spanish, M.A.
Grand Valley State University	Engineering, M.S.E.
Northern Michigan University	Science Education, M.S.
Oakland University	Training and Development, M.D.T.
Saginaw Valley State University	Communication & Multimedia, M.A.
Saginaw Valley State University	Technological Processes, M.S.
University of Michigan-Flint	Graduate Nurse Practitioner, M.S.N.
Wayne State University	Biomedical Engineering, M.S.
Western Michigan University	Construction Management, M.S.
(c) Doctorate	
Central Michigan University	Applied Experimental Psychology, Ph.D.
Central Michigan University	Educational Leadership, Ed.D.
Michigan State University	Ecology, Evolutionary Biology & Behavior, Ph.D.
Oakland University	Education & Human Services Doctoral Program
Wayne State University	Biomedical Engineering, Ph.D.
Western Michigan University	Counselor Education, Ed.D. to Ph.D.
Western Michigan University	Environmental Chemistry, Ph.D.
Western Michigan University	Paper & Imaging Science and Engineering, Ph.D.

(2) The listing of degree programs in subsection (1) does not constitute legislative intent to provide additional dollars for those programs.".

14. Amend page 27, line 9, by striking out all of section 705 and inserting:

"Sec. 705. (1) Each state university shall report the following information for the 1997-98 academic year to the house and senate fiscal agencies and the department of management and budget on or before October 31, 1998:

(a) Separately, the number of tenured faculty, tenure-track faculty, non-tenure-track faculty, and graduate assistants who taught an undergraduate class section.

(b) The total number of undergraduate credit hours and section credits taught by each of the following:

(*i*) Tenured faculty.

(*ii*) Tenure-track faculty.

(*iii*) Non-tenure-track faculty.

(*iv*) Graduate assistants.

(2) For the purposes of subsection (1), the following definitions apply:

(a) "Tenured faculty" means a faculty member who has earned tenure.

(b) "Tenure-track faculty" means a faculty member who has not yet earned tenure but is eligible to earn tenure.

(c) "Non-tenure-track faculty" means a faculty member who is not eligible to earn tenure.

(d) "Graduate assistant" means an individual who is a master's or doctoral degree candidate.

(3) Each state university shall report the following information for the 1997-98 academic year to the house and senate fiscal agencies and the department of management and budget on or before October 31, 1998:

(a) Separately, the number of part-time and full-time faculty.

(b) Separately, the number of tenured and non-tenured faculty.

(4) For the purposes of subsection (3), the following definitions apply:

(a) "Part-time faculty" means an individual who does not have a full-time appointment as a faculty member.

(b) "Full-time faculty" means an individual who has a full-time appointment as a faculty member.

(c) "Tenured faculty" means an individual who has earned tenure and who does not hold an administrative post.

(d) "Non-tenured faculty" means an individual who has not earned tenure.

Sec. 706. The University of Michigan - Ann Arbor recognizes its responsibility to Michigan resident students. It is the intent of the university to recruit and admit qualified Michigan resident students, and to establish financial aid programs and scholarships to achieve a resident level of undergraduate enrollment of 70%.".

Third: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 1999; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

John J. H. Schwarz, M.D.
Jon A. Cisky
Don W. Koivisto
Conferees for the Senate

Morris W. Hood, Jr.
Lynne Martinez
Conferees for the House

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 619 **Yeas—36**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Steil
Cherry	Geake	Peters	Stille
Cisky	Gougeon	Posthumus	Van Regenmorter
Conroy	Hart	Rogers	Vaughn
DeBeaussaert	Hoffman	Schuette	Young

Nays—1

Jaye

Excused—0

Not Voting—0

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

Protest

Senator Jaye, under his constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of the conference report to Senate Bill No. 911.

Senator Jaye's statement is as follows:

I voted against this amendment because we included $5 million in free college education for welfare recipients. Five million dollars in free college education for welfare recipients, without any requirement that these welfare recipients be drug free, or that they don't commit any violent crimes before they get this money. Five million dollars for the status of being on welfare. Why are we encouraging people to engage in self destructive activities; for having children before they're married? By being on welfare—by staying on welfare, you are entitled to getting a tuition incentive program tip of $5 million. Whereas, the working men and women and their children who decide not to have children out of wedlock, don't get a special $5 million grant given to them.

Also, this higher education budget includes additional money for the King-Chavez-Park programs. This is the second budget that this program is in; where it brings in professors of color. It brings in individuals of color or a certain nationality who aren't even Americans and it invites them to come in and speak, or to get scholarships or jobs not based on their academic credentials, not based on their test scores, not based on their publications, not based on peer review, not based on any professional standard, other than that they happen to be a certain minority. At our universities—these should be centers of excellence. These should be centers of achievement. We should be recruiting the best and the brightest of the scientist and of the arts. People who have the best teaching skills, not somebody who happened to come from one nationality or one ethnicity.

For us to continue to reward people by giving them a free college education if they are in prison or on welfare, is a slap in the face of the working men and women who don't go on welfare or who don't commit crimes. And for us to say that we're going to continue to have professor and scholarship and job opportunities for people based on their race and ethnicity, as opposed to their individual merit, continues to take away opportunities from the men and women and their children in the state of Michigan who have worked very hard and have sacrificed very hard and who earned these positions, but they were denied to them because of these preferential programs.

I hope that one day these items would not be included in the budget in the state of Michigan—this is why I voted no on this budget.

By unanimous consent the Senate returned to the order of

Messages from the House

Senate Bill No. 1099, entitled

A bill to amend 1966 PA 331, entitled "Community college act of 1966," by amending sections 128, 129, and 131 (MCL 389.128, 389.129, and 389.131), as added by 1998 PA 51.

The House of Representatives has passed the bill, ordered that it be given immediate effect and pursuant to Joint Rule 20, inserted the full title.

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the full title.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 862, entitled

A bill to amend 1978 PA 368, entitled "Public health code," (MCL 333.1101 to 333.25211) by adding section 21528.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1) and amended the title to read as follows:

A bill to amend 1978 PA 368, entitled "An act to protect and promote the public health; to codify, revise, consolidate, classify, and add to the laws relating to public health; to provide for the prevention and control of diseases and disabilities; to provide for the classification, administration, regulation, financing, and maintenance of personal, environmental, and other health services and activities; to create or continue, and prescribe the powers and duties of, departments, boards, commissions, councils, committees, task forces, and other agencies; to prescribe the powers and duties of governmental entities and officials; to regulate occupations, facilities, and agencies affecting the public health; to regulate health maintenance organizations and certain third party administrators and insurers; to provide for the imposition of a regulatory fee; to promote the efficient and economical delivery of health care services, to provide for the appropriate utilization of health care facilities and services, and to provide for the closure of hospitals or consolidation of hospitals or services; to provide for the collection and use of data and information; to provide for the transfer of property; to provide certain immunity from liability; to regulate and prohibit the sale and offering for sale of drug paraphernalia under certain circumstances; to provide for penalties and remedies; to provide for sanctions for violations of this act and local ordinances; to repeal certain acts and parts of acts; to repeal certain parts of this act; and to repeal certain parts of this act on specific dates," (MCL 333.1101 to 333.25211) by adding section 20198.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 620 **Yeas—33**

Bennett	Dingell	McManus	Shugars
Berryman	Dunaskiss	Miller	Smith, A.
Bouchard	Emmons	North	Smith, V.
Bullard	Gast	O’Brien	Steil
Byrum	Geake	Peters	Stille
Cherry	Gougeon	Posthumus	Van Regenmorter
Cisky	Hart	Rogers	Vaughn
DeBeaussaert	Koivisto	Schuette	Young
DeGrow			

Nays—1

Jaye

Excused—0

Not Voting—3

Conroy	Hoffman	Schwarz

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
The Senate agreed to the title as amended.
The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

House Bill No. 4332, entitled

A bill to amend 1998 PA 58, entitled “An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts,” by amending sections 521 and 531 (MCL 436.1521 and 436.1531) and by adding section 522.

The House of Representatives has amended the Senate substitute (S-1) as follows:

1. Amend page 2, line 21, by striking out all of subsection (2) and inserting:

“(2) THE INDIVIDUAL SIGNING THE APPLICATION FOR THE LICENSE SHALL STATE AND DEMONSTRATE THAT THE APPLICANT ATTEMPTED TO SECURE AN APPROPRIATE ON-PREMISE ESCROWED LICENSE OR QUOTA LICENSE ISSUED UNDER SECTION 531 AND THAT, TO THE BEST OF HIS OR HER KNOWLEDGE, AN ON-PREMISE LICENSE OR QUOTA LICENSE ISSUED UNDER SECTION 531 IS NOT READILY AVAILABLE WITHIN THE LOCAL UNIT OF GOVERNMENT IN WHICH THE APPLICANT PROPOSES TO OPERATE.”.

2. Amend page 3, line 26, after "ANY" by striking out "LOCAL UNIT OF GOVERNMENT" and inserting "CITY OR MUNICIPALITY WITH A POPULATION GREATER THAN 50,000".

3. Amend page 5, line 9, after "COMMISSION" by striking out "SHALL" and inserting "MAY".

4. Amend page 5, line 12, after "PREMISES." by striking out the balance of the line through line 14.

The House of Representatives has concurred in the Senate substitute (S-1) as amended and agreed to the title.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the House amendments made to the Senate substitute,

Senator DeGrow moved that further consideration of the bill be postponed temporarily.

The motion prevailed.

House Bill No. 5418, entitled

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 8134, 8142, and 8159 (MCL 500.8134, 500.8142, and 500.8159), section 8134 as added by 1989 PA 302 and sections 8142 and 8159 as amended by 1996 PA 429.

The House of Representatives has amended the Senate substitute (S-2) as follows:

1. Amend page 1, line 1, by striking out all of section 477 and inserting:

"Sec. 225. The insurance bureau fund is created in the state treasury as a separate fund. Except as otherwise specifically provided, all fees collected pursuant to this act or under the commissioner's authority shall be deposited in the insurance bureau fund. Money in the insurance bureau fund shall not revert to the general fund at the close of the fiscal year but shall remain in the insurance bureau fund. Money in the insurance bureau fund shall be used only for regulatory purposes under the commissioner's authority. HOWEVER, MONEY IN THE INSURANCE BUREAU FUND MAY BE APPROPRIATED BY THE LEGISLATURE TO PAY FOR LEGISLATORS DESIGNATED BY THE SENATE MAJORITY LEADER AND SPEAKER OF THE HOUSE OF REPRESENTATIVES TO PARTICIPATE IN INSURANCE ACTIVITIES COORDINATED BY INSURANCE AND LEGISLATIVE ASSOCIATIONS INCLUDING THE NATIONAL ASSOCIATION OF INSURANCE COMMISSIONERS AND THE NATIONAL COUNCIL OF INSURANCE LEGISLATORS.".

2. Amend page 7, line 1, after "SECTIONS" by striking out "477 TO" and inserting "478 AND".

The House of Representatives has concurred in the Senate substitute (S-2) as amended and amended the title to read as follows:

A bill to amend 1956 PA 218, entitled "The insurance code of 1956," by amending sections 225, 8134, 8142, and 8159 (MCL 500.225, 500.8134, 500.8142, and 500.8159), section 225 as added by 1994 PA 228, section 8134 as added by 1989 PA 302, and sections 8142 and 8159 as amended by 1996 PA 429, and by adding sections 478, 479, and 480.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the House amendments made to the Senate substitute,

The amendments were concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 621 **Yeas—33**

Bennett	Dingell	Koivisto	Shugars
Berryman	Dunaskiss	McManus	Smith, A.
Bouchard	Emmons	North	Smith, V.
Bullard	Gast	O'Brien	Steil
Byrum	Geake	Peters	Stille
Cherry	Gougeon	Posthumus	Van Regenmorter
Cisky	Hart	Rogers	Vaughn
DeBeaussaert	Jaye	Schuette	Young
DeGrow			

Nays—0

Excused—0

Not Voting—4

Conroy	Hoffman	Miller	Schwarz

In The Chair: President

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title as amended.

Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:

"An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,".

The Senate agreed to the full title.

Senator DeGrow moved that Senator Schwarz be temporarily excused from the balance of today's session.

The motion prevailed.

Senator V. Smith moved that Senator Conroy be temporarily excused from the balance of today's session.

The motion prevailed.

The House of Representatives requested the return of:

House Bill No. 5627, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," (MCL 324.101 to 324.90106) by adding section 61506a.

Senator DeGrow moved that the request of the House be granted.

The motion prevailed.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator DeGrow moved that a respectful message be sent to the House of Representatives requesting the return of the following bill:

Senate Bill No. 273

The motion prevailed.

By unanimous consent the Senate proceeded to the order of

General Orders

Senator DeGrow moved that the Senate resolve itself into the Committee of the Whole for consideration of the General Orders calendar.

The motion prevailed, and the President, Lieutenant Governor Binsfeld, designated Senator Stille as Chairperson.

After some time spent therein, the Committee arose; and, the President, Lieutenant Governor Binsfeld, having resumed the Chair, the Committee reported back to the Senate, favorably and without amendment, the following bill:

House Bill No. 5888, entitled

A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending sections 20c and 24a (MCL 259.20c and 259.24a), as added by 1996 PA 370, and by adding chapter IA and section 20d; and to repeal acts and parts of acts.

The bill was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

Senate Bill No. 1225, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending section 748 (MCL 330.1748), as amended by 1996 PA 588.

Substitute (S-3).

The Senate agreed to the substitute recommended by the Committee of the Whole and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate, favorably and with a substitute therefor, the following bill:

House Bill No. 5866, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8501 and 8511 (MCL 324.8501 and 324.8511), as added by 1995 PA 60, and by adding section 8517.

Substitute (S-1).

The following are the amendments to the substitute recommended by the Committee of the Whole:

1. Amend page 6, line 6, after "UNDER" by striking out "SECTION 8517" and inserting "THIS PART".
2. Amend page 9, line 8, by striking out "SALE, OR REGISTRATION" and inserting "OR SALE".

The Senate agreed to the substitute, as amended, recommended by the Committee of the Whole and the bill as substituted was placed on the order of Third Reading of Bills.

The Committee of the Whole reported back to the Senate the following bill, recommending that the bill be referred to the Committee on Families, Mental Health and Human Services:

Senate Bill No. 1100, entitled

A bill to restrict the attendance of minors at certain music performances; to regulate the operation of certain music venues; and to prescribe penalties.

The Senate agreed to the recommendation of the Committee of the Whole and the bill was referred to the Committee on Families, Mental Health and Human Services.

By unanimous consent the Senate returned to the order of

Messages from the House

Senate Bill No. 909, entitled

A bill to make appropriations for the department of corrections and certain state purposes related to corrections for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for reports; to provide for the creation of certain advisory committees and boards; to prescribe certain powers and duties of the department of corrections, certain other state officers and agencies, and certain advisory committees and boards; to provide for the collection of certain funds; and to provide for the disposition of fees and other income received by certain state agencies.

(For Conference Report, see p. 1405.)

The House of Representatives has adopted the report of the Committee of Conference.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 910, entitled

A bill to make appropriations for the department of education and certain other purposes relating to education for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to prescribe the powers and duties of certain state departments, school districts, and other governmental bodies; and to provide for the disposition of fees and other income received by certain legal entities and state agencies.

(For Conference Report, see p. 1410.)

The House of Representatives has adopted the report of the Committee of Conference.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

Senate Bill No. 911, entitled

A bill to make appropriations for the state institutions of higher education and certain state purposes related to education for the fiscal year ending September 30, 1999; to provide for the expenditures of those appropriations; and to prescribe the powers and duties of certain state departments, institutions, agencies, employees, and officers.

(For Conference Report, see p. 1414.)

The House of Representatives has adopted the report of the Committee of Conference.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to the order of

Conference Reports

House Bill No. 5591, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The House of Representatives has adopted the report of the Committee of Conference.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5591, entitled

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

Recommends:

First: That the House and Senate agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"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 department of natural resources for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF NATURAL RESOURCES

APPROPRIATION SUMMARY:

Full-time equated unclassified positions 6.0		
Full-time equated classified positions 2,224.5		
GROSS APPROPRIATION	$	228,001,500
Interdepartmental grant revenues:		
IDG-engineering services to work orders		1,004,700
IDG from MDOT-state trunkline fund		36,300
IDG-MJC, economic development job training funds		1,000,000
IDG-MacMullan conference center revenue		1,328,900
IDG-land acquisition services to work orders		819,000
IDT-interdivisional charges		2,859,700
Total interdepartmental grants and intradepartmental transfers		7,048,600
ADJUSTED GROSS APPROPRIATION	$	220,952,900
Federal revenues:		
DAG-federal		2,377,400
DOC-federal		42,100
DOD-federal		60,700
DOE-federal		1,000
DOI-federal		13,404,700
DOI-MMS, federal oil and gas royalty revenue		750,000
DOT-federal		2,355,800
EPA-federal		318,800
IGLFC-federal		20,100
Total federal revenues		19,330,600
Special revenue funds:		
Total local revenues		0
Private funds		1,170,600

Private gift revenues		500,000
Total private revenues		1,670,600
Air photo fees		729,000
Aircraft fees		101,800
Airport and park operation fees		40,900
Automated license system revenue		403,500
Commercial fishing fee revenue		200
Delinquent property tax administration fund		989,200
Farmland and open space withdrawal fees		557,800
Forest camping fee revenue		795,500
Forest resource revenue		20,804,100
Game and fish protection fund		50,441,000
Game and fish protection fund—deer habitat reserve		1,671,200
Game and fish protection fund—turkey permit fees		932,000
Game and fish protection fund—waterfowl fees		111,700
Game and fish - wildlife resource protection fund		995,200
Harbor development fund		220,300
Land exchange facilitation fund		5,322,400
Land sale revenue		4,596,500
Mackinac Island state park fund		1,329,400
Marine safety fund		4,822,700
Michigan civilian conservation corps endowment fund		1,267,000
Michigan geographic information system revenue		166,700
Michigan state parks endowment fund		4,330,200
Michigan state waterways fund		12,063,300
Motor fuel sales		775,000
Natural resources magazine fund		101,400
Natural resources trust fund		1,924,600
Nongame wildlife fund		844,500
Off-road vehicle trail improvement fund		1,629,100
Other restricted revenues		7,300
Park improvement fund		25,258,000
Publication revenue		100,000
Recreation improvement fund		1,388,500
Recreation bond fund		1,350,000
Shop fees		50,700
Snowmobile registration fee revenue		594,300
Snowmobile trail improvement fund		4,586,700
Total other state restricted revenues		151,301,700
State general fund/general purpose	$	48,650,000
Sec. 102. EXECUTIVE		
Full-time equated unclassified positions 6.0		
Full-time equated classified positions 20.0		
Commission (including travel expense—per diem)	$	75,000
Unclassified salaries		394,200
Executive direction—9.0 FTE positions		1,491,000
Office of information and education—11.0 FTE positions		1,224,700
GROSS APPROPRIATION	$	3,184,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MacMullan conference center revenue		13,100
Special revenue funds:		
Delinquent property tax administration fund		3,400
Farmland and open space withdrawal fees		3,500
Forest resource revenue		148,700
Game and fish protection fund		1,021,800
Land exchange facilitation fund		5,400
Land sale revenue		32,200
Marine safety fund		27,900

Michigan geographic information system revenue		1,000
Michigan state parks endowment fund		8,200
Michigan state waterways fund		229,800
Natural resources magazine fund		101,400
Off-road vehicle trail improvement fund		2,300
Other restricted revenues		2,500
Park improvement fund		413,100
Snowmobile registration fee revenue		2,300
Snowmobile trail improvement fund		12,100
State general fund/general purpose	$	1,156,200
Sec. 103. ADMINISTRATIVE SERVICES		
Full-time equated classified positions 219.0		
Budget and program support—57.0 FTE positions	$	3,834,600
Internal audit—12.0 FTE positions		806,400
Field program support—70.0 FTE positions		5,541,800
Human resources—17.0 FTE positions		1,364,200
Equal opportunity and legal services—8.0 FTE positions		774,400
Office of information systems and technology—55.0 FTE positions		7,999,700
GROSS APPROPRIATION	$	20,321,100
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MacMullan conference center revenue		12,400
IDT-interdivisional charges		2,691,300
Federal revenues:		
DOI-federal		108,500
Special revenue funds:		
Aircraft fees		101,800
Automated license system revenue		403,500
Delinquent property tax administration fund		11,100
Farmland and open space withdrawal fees		3,900
Forest resource revenue		699,900
Game and fish protection fund		6,899,300
Land exchange facilitation fund		30,200
Land sale revenue		64,200
Marine safety fund		219,000
Michigan natural resources trust fund		567,800
Michigan state parks endowment fund		47,300
Michigan state waterways fund		717,300
Michigan civilian conservation corps endowment fund		5,700
Off-road vehicle trail improvement fund		48,400
Other restricted revenues		4,800
Park improvement fund		727,300
Publication revenue		100,000
Recreation improvement fund		5,800
Snowmobile registration fee revenue		58,900
Snowmobile trail improvement fund		72,600
State general fund/general purpose	$	6,720,100
Sec. 104. DEPARTMENTAL OPERATION SUPPORT		
Building occupancy charges	$	1,632,900
Rent privately owned property		619,300
Gifts and bequests		500,000
GROSS APPROPRIATION	$	2,752,200
Appropriated from:		
Special revenue funds:		
Private gift revenues		500,000
Forest resource revenue		169,900
Game and fish protection fund		559,100
Land sale revenue		38,600
Marine safety fund		36,000

Michigan state waterways fund		196,100
Natural resources trust fund		9,400
Snowmobile trail improvement fund		15,600
Park improvement fund		84,500
State general fund/general purpose	$	1,143,000
Sec. 105. WILDLIFE MANAGEMENT		
Full-time equated classified positions ... 186.0		
Wildlife administration—14.5 FTE positions	$	1,700,000
Wildlife management—162.5 FTE positions		15,226,000
Natural resources heritage—9.0 FTE positions		1,494,900
State game and wildlife area maintenance		525,000
Federal lands biological inventory		50,000
GROSS APPROPRIATION	$	18,995,900
Appropriated from:		
Federal revenues:		
DOD-federal		50,000
DOI-federal		6,413,700
EPA-federal		51,300
Special revenue funds:		
Private funds		101,800
Game and fish protection fund		8,658,100
Game and fish protection fund—deer habitat reserve		1,671,200
Game and fish protection fund—turkey permit fees		932,000
Game and fish protection fund—waterfowl fees		111,700
Nongame wildlife fund		544,500
State general fund/general purpose	$	461,600
Sec. 106. FISHERIES MANAGEMENT		
Full-time equated classified positions ... 229.0		
Fisheries administration—12.5 FTE positions	$	1,245,600
Fisheries resource management—142.4 FTE positions		10,065,900
Commercial fisheries—2.7 FTE positions		177,400
St. Mary's river - Little Rapids restoration project		250,000
Recreational fisheries—14.0 FTE positions		1,649,300
Fish production—57.4 FTE positions		6,779,000
Inplace river hatchery - Au Sable River		62,300
Treaty waters management fund work project		138,200
Stream habitat improvement		1,151,100
GROSS APPROPRIATION	$	21,518,800
Appropriated from:		
Federal revenues:		
DOE-federal		1,000
DOC-federal		42,100
DOI-federal		5,933,400
EPA-federal		130,100
IGLFC-federal		20,100
Special revenue funds:		
Commercial fishing fee revenue		200
Game and fish protection fund		15,253,700
State general fund/general purpose	$	138,200
Sec. 107. PARKS AND RECREATION		
Full-time equated classified positions ... 837.0		
State parks—610.2 FTE positions	$	36,200,500
Lake sewer projects		150,000
MacMullan conference center—7.0 FTE positions		1,303,400
Recreational boating—202.1 FTE positions		10,563,800
Public access site signs - aquatic nuisance control		15,000
Michigan civilian conservation corps—3.0 FTE positions		3,443,000
Engineering—14.7 FTE positions		1,211,500
Cost of marine fuel purchased for resale		775,000
GROSS APPROPRIATION	$	53,662,200

Appropriated from:		
Interdepartmental grant revenues:		
IDG-MJC, economic development job training funds		1,000,000
IDG-engineering services to work orders		1,004,700
IDG-MacMullan conference center revenue		1,303,400
IDT-interdivisional charges		168,400
Federal revenues:		
EPA-federal		95,900
Special revenue funds:		
Harbor development fund		220,300
Michigan civilian conservation corps endowment fund		1,261,300
Michigan state parks endowment fund		3,919,400
Michigan state waterways fund		10,395,300
Motor fuel sales		775,000
Park improvement fund		23,968,100
Private funds		257,800
State general fund/general purpose	$	9,292,600
Sec. 108. MACKINAC ISLAND STATE PARK		
Full-time equated classified positions 48.0		
Mackinac Island park operation—23.0 FTE positions	$	1,584,400
Historical facilities system—25.0 FTE positions		1,703,300
GROSS APPROPRIATION	$	3,287,700
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT-state trunkline fund		36,300
Special revenue funds:		
Airport and park operation fees		40,900
Mackinac Island state park fund		1,329,400
State general fund/general purpose	$	1,881,100
Sec. 109. FOREST RESOURCE MANAGEMENT		
Full-time equated classified positions 340.0		
Timber harvest—102.0 FTE positions	$	7,925,300
Forest cultivation and reforestation—23.0 FTE positions		3,924,700
Forest resource planning and land use—21.0 FTE positions		2,909,800
Private forest development—10.5 FTE positions		862,100
Forest finance authority—9.0 FTE positions		1,643,700
Forest fire protection—141.5 FTE positions		9,432,600
Forest recreation—15.5 FTE positions		1,775,700
Trails—17.5 FTE positions		2,231,800
Abandoned mine shaft closure		350,000
Forest management initiative		1,100,000
Forest fire equipment		500,000
GROSS APPROPRIATION	$	32,655,700
Appropriated from:		
Federal revenues:		
DAG-federal		1,252,400
DOD-federal		10,700
EPA-federal		41,500
Special revenue funds:		
Private funds		761,000
Forest camping fee revenue		795,500
Forest resource revenue		18,808,500
Game and fish protection fund		634,700
Marine safety fund		125,500
Michigan state waterways fund		341,800
Off-road vehicle trail improvement fund		342,700
Recreation improvement fund		282,700
Shop fees		50,700
Snowmobile trail improvement fund		1,606,400
State general fund/general purpose	$	7,601,600

Sec. 110. REAL ESTATE

Full-time equated classified positions 74.0		
Records and services—15.3 FTE positions		4,250,600
Minerals management—15.3 FTE positions		1,393,200
Land acquisition and exchange—16.2 FTE positions		7,291,400
Urban tax reverted residential property rehabilitation		20,000
Michigan resource inventory system—18.2 FTE positions		2,750,900
Farmland and open space preservation—7.0 FTE positions		550,400
Geological mapping—2.0 FTE positions		235,400
GROSS APPROPRIATION	$	16,491,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG-land acquisition services to work orders		819,000
Special revenue funds:		
Air photo fees		729,000
Delinquent property tax administration fund		974,700
Farmland and open space withdrawal fees		550,400
Forest resource revenue		977,100
Game and fish protection fund		310,400
Land exchange facilitation fund		5,286,800
Land sale revenue		4,461,500
Michigan geographic information system revenue		165,700
Natural resources trust fund		817,400
Park improvement fund		65,000
Michigan state parks endowment fund		355,300
State general fund/general purpose	$	979,600

Sec. 111. LAW ENFORCEMENT

Full-time equated classified positions 271.5		
Wildlife resource protection—10.0 FTE positions	$	995,200
General law enforcement—261.5 FTE positions		23,514,100
GROSS APPROPRIATION	$	24,509,300
Appropriated from:		
Federal revenues:		
DOI-federal		723,100
DOT-federal		1,855,800
Special revenue funds:		
Game and fish - wildlife resource protection fund		995,200
Game and fish protection fund		14,953,900
Marine safety fund		1,184,300
Off-road vehicle trail improvement fund		386,200
Snowmobile registration fee revenue		328,100
State general fund/general purpose	$	4,082,700

Sec. 112. PAYMENTS IN LIEU OF TAXES

Swamp and tax reverted lands	$	7,071,500
Purchased lands/open space payments		7,974,500
Commercial forest reserve		2,691,700
GROSS APPROPRIATION	$	17,737,700
Appropriated from:		
Special revenue funds:		
Game and fish protection fund		1,850,000
Michigan state waterways fund		183,000
Natural resources trust fund		530,000
State general fund/general purpose	$	15,174,700

Sec. 113. GRANTS

Grant to counties—marine safety	$	3,230,000
Federal - land and water conservation fund payments		1,000
Federal - forest stewardship grants		625,000
Federal - urban forestry grants		400,000
Federal - rural community fire protection/dry hydrant demonstration projects		100,000
Federal - clean vessel act grants		175,000

Community recreation infrastructure grants		1,350,000
Federal - oil and gas royalty payments		750,000
Recreation improvement fund grants		1,100,000
Snowmobile local grants program		2,880,000
Snowmobile law enforcement grants		205,000
Off-road vehicle trail improvement grants		849,500
National recreational trails		550,000
Game and nongame wildlife fund grants		400,000
Inland fisheries resources grants		200,000
Small range program grants		50,000
City of Center Line shooting range		18,600
GROSS APPROPRIATION	$	12,884,100
Appropriated from:		
Federal revenues:		
DAG-federal		1,125,000
DOI-federal		226,000
DOI-MMS, federal oil and gas royalty revenue		750,000
DOT-federal		500,000
Special revenue funds:		
Private funds		50,000
Game and fish protection fund		300,000
Marine safety fund		3,230,000
Nongame wildlife fund		300,000
Off-road vehicle trail improvement fund		849,500
Recreation bond fund		1,350,000
Recreation improvement fund		1,100,000
Snowmobile registration fee revenue		205,000
Snowmobile trail improvement fund		2,880,000
State general fund/general purpose	$	18,600”.

2. Amend page 15, line 23, after “is” by striking out “$199,978,100.00” and inserting “$199,951,700.00”.
3. Amend page 15, line 24, after “at” by striking out “$23,572,200.00” and inserting “$23,590,800.00”.
4. Amend page 16, line 11, by striking out “45,000” and inserting “18,600”.
5. Amend page 16, line 12, by striking out “23,617,200” and inserting “23,590,800”.
6. Amend page 19, line 1, by striking out all of subsection (3).
7. Amend page 21, line 16, by striking out all of section 215 and inserting:

“Sec. 215. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.
(b) The duration of the contract.
(c) The name of the vendor.
(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.
(b) The duration of the contract.
(c) The name of the vendor.
(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 215a. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees’ retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.”.

8. Amend page 22, following line 26, by inserting:

"Sec. 220. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 221. (1) Part 1 includes funding for departmental operations financed in whole or in part from early retirement savings generated through the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f. The director shall provide a report that identifies all of the following:

(a) The amount of these early retirement savings realized in the 1997-98 fiscal year.

(b) The amount of these early retirement savings explicitly earmarked and spent for technology improvements in the 1997-98 fiscal year.

(c) The amount of these early retirement savings used for other organizational enhancements in the 1997-98 fiscal year.

(2) The report required under subsection (1) shall be provided to the house and senate appropriations committees and to the house and senate fiscal agencies on or before December 15, 1998.

Sec. 222. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house appropriations committees and the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan's comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposed to spend the funds.".

9. Amend page 26, line 16, by striking out all of section 703a and inserting:

"Sec. 704. The interdepartmental grant appropriated in section 107 for the Michigan civilian conservation corps shall be used for the operation of a civilian conservation corps camp at Alberta and to recruit program enrollees.".

10. Amend page 28, line 21, by striking out all of section 908.

11. Amend page 31, line 7, after "for" by striking out "$50,000.00" and inserting "$40,000.00".

12. Amend page 31, line 16, after "lakes." by inserting "Local organizations shall contribute at least $15,000.00 to this project. A report on the progress of the project shall be presented to the house and senate appropriations committees and house and senate fiscal agencies by December 31, 1999.".

Second: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

Paul Tesanovich
Derrick Hale
William R. Bobier
Conferees for the House

George A. McManus, Jr.
Harry Gast
Don W. Koivisto
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 622 **Yeas—36**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Steil
Cherry	Geake	Peters	Stille

Cisky	Gougeon	Posthumus	Van Regenmorter
Conroy	Hart	Rogers	Vaughn
DeBeaussaert	Hoffman	Schuette	Young

Nays—1

Jaye

Excused—0

Not Voting—0

In The Chair: President

Protests

Senator Jaye, under his constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of the conference report to House Bill No. 5591.

Senator Jaye's first statement is as follows:

Madam Governor and Senate colleagues, there were a number of meritorious items in the DNR budget, except one of them, to spend $1 million of taxpayer dollars to establish a CCC camp in Alberta, Canada, was not one of them. Michigan has got more publically owned forest land than any other state east of the Mississippi. In fact, a number of those forests were planted by CCC individuals, including some members of my family who were on welfare during the Depression, and they were planted in Michigan.

We have unmet needs. We have a wish list from the Department of Natural Resources for trail management, for forestry projects, for trail creation for cross country skis and snowmobiles, for trail maintenance, for the camping site improvements. We should be improving the tourism opportunities in the state of Michigan, not in the province of Alberta, Canada. A million dollars. I don't even think Franklin Delano Roosevelt was liberal enough to spend a million dollars out to Alberta. The only good thing is is that we're going to be sending the welfare recipients out of the state of Michigan for a while, but I do believe that on the project of parks restoration and the other sorts of physical plant improvement, that those kinds of resources should be spent here in Michigan. I know that $600,000 was federal pass-through money, but it was the people's money, and $400,000 was the state taxpayer dollars. Those CCC project monies and those improvements in the parks should be established here in Michigan. Once we're done with sprucing up the Michigan trails and creating new trails, then it might be appropriate to consider sending the money to perhaps another state, but not another country. This is unprecedented, and that is why I voted "no" on this budget.

Senator Jaye's second statement is as follows:

I rise for a point of explanation. Thank you for clarifying that. I was mistaken, and I appreciate the good humor in which he helped remind me of the geography of the Upper Peninsula. It's not the 51st state, and I would hope that my comments would be reflective of the appropriate instruction by the senior member of the Department of Natural Resources Committee. A lot of these budget bills are going through very quickly. This summary was just placed on my desk today, and we didn't have that information that it was located in Michigan. So, thank you for that clarification, and I would have voted "yes" then on the budget had I had a more full description.

House Bill No. 5592, entitled

A bill to make appropriations for the departments of consumer and industry services and Michigan jobs commission and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

The House of Representatives has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5592, entitled

A bill to make appropriations for the departments of consumer and industry services and Michigan jobs commission and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

Recommends:

First: That the House and Senate agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. The amounts listed in this part are appropriated for the departments of consumer and industry services and Michigan jobs commission, subject to the conditions set forth in this act, for the fiscal year ending September 30, 1999, from the funds identified in this part. The following is a summary of the appropriations in this part:

TOTAL REGULATORY

APPROPRIATION SUMMARY:

Full-time equated unclassified positions	73.5		
Full-time equated classified positions	5,488.4		
GROSS APPROPRIATION		$	1,032,597,700
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers			5,822,300
ADJUSTED GROSS APPROPRIATION		$	1,026,775,400
Federal revenues:			
Total federal revenues			640,521,100
Special revenue funds:			
Total local revenues			10,867,900
Total private revenues			3,922,700
Total other state restricted revenues			191,443,900
State general fund/general purpose		$	180,019,800

Sec. 102. DEPARTMENT OF CONSUMER AND INDUSTRY SERVICES

(1) APPROPRIATION SUMMARY:

Full-time equated unclassified positions	64.5		
Full-time equated classified positions	4,130.4		
GROSS APPROPRIATION		$	467,564,300
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers			4,675,300
ADJUSTED GROSS APPROPRIATION		$	462,889,000
Federal revenues:			
Total federal revenues			203,933,500
Special revenue funds:			
Total private revenues			920,700
Total other state restricted revenues			186,534,800
State general fund/general purpose		$	71,500,000

(2) EXECUTIVE DIRECTION

Full-time equated unclassified positions	64.5		
Full-time equated classified positions	73.0		
Unclassified salaries		$	4,875,000
Executive director programs—43.0 FTE positions			4,526,700
Policy development—9.0 FTE positions			1,309,600
Utility consumer representation			800,000
Regulatory efficiency improvements/backlog reduction initiative			750,000
MES board of review program—21.0 FTE positions			1,480,000
GROSS APPROPRIATION		$	13,741,300

Appropriated from:		
Federal revenues:		
DOL-ETA, unemployment insurance		1,965,200
DOL-multiple grants for safety and health		142,900
Special revenue funds:		
Private-college work-study		25,000
Bank fees		151,000
Boiler fee revenue		51,400
Construction code fund		445,700
Consumer finance fees		30,500
Corporations and securities fees		82,600
Credit union fees		67,300
Elevator fees		59,900
Fees and collections		61,200
Health professions regulatory fund		2,065,600
Insurance regulatory fees		246,900
Licensing and regulation fees		920,000
Liquor purchase revolving fund		958,900
Michigan state housing development authority fees and charges		225,900
Manufactured housing commission fees		25,700
Motor carrier fees		19,300
Public utility assessments		455,500
Safety education and training fund		142,400
Second injury fund		24,300
Self-insurers security fund		6,400
Silicosis and dust disease fund		9,400
Utility consumer representation fund		800,000
Worker's compensation administrative revolving fund		20,200
Other state restricted revenue		21,800
State general fund/general purpose	$	4,716,300
(3) COUNCIL FOR ARTS AND CULTURAL AFFAIRS		
Full-time equated classified positions 9.0		
Administration—9.0 FTE positions	$	829,100
Arts and cultural grants		21,548,700
GROSS APPROPRIATION	$	22,377,800
Appropriated from:		
Federal revenues:		
NFAH-NEA, promotion of the arts, state and regional programs		700,000
State general fund/general purpose	$	21,677,800
(4) FIRE SAFETY		
Full-time equated classified positions 50.0		
Office of fire safety—50.0 FTE positions	$	3,840,400
GROSS APPROPRIATION	$	3,840,400
Appropriated from:		
Interdepartmental grant revenues:		
IDG-DCH, inspection contract		106,000
Federal revenues:		
HHS-HCFA, Medicare supplementary medical insurance		550,300
HHS-HCFA, state survey and certification of health care providers, Medicaid		550,300
Special revenue funds:		
Fire alarm regulation fees		159,500
Fire service fees		1,330,800
State general fund/general purpose	$	1,143,500
(5) MANAGEMENT SERVICES		
Full-time equated classified positions 173.0		
Administrative services—70.0 FTE positions	$	4,760,600
Technology support—103.0 FTE positions		12,205,700
Insurance automation		750,000
Health services information systems		750,000

Rent		5,363,000
Building occupancy charges - property development services		4,581,700
Worker's compensation		1,018,600
Special project advances		740,000
GROSS APPROPRIATION	$	30,169,600
Appropriated from:		
Interdepartmental grant revenues:		
IDT insurance bureau		509,300
Federal revenues:		
DOL-ETA, unemployment insurance		251,600
DOL, multiple grants for safety and health		636,800
Federal funds		772,000
HHS, federal funds		199,000
Special revenue funds:		
Private-college work-study		25,100
Private-special project advances		740,000
Bank fees		326,300
Boiler fee revenue		149,100
Construction code fund		1,007,200
Consumer finance fees		124,000
Corporations and securities fees		1,698,000
Credit union fees		220,200
Elevator fees		250,500
Fees and collections		174,500
Health professions regulatory fund		3,523,200
Insurance regulatory fees		1,617,400
Licensing and regulation fees		1,776,200
Liquor purchase revolving fund		5,772,500
Michigan state housing development authority fees and charges		994,700
Manufactured housing commission fees		82,000
Motor carrier fees		195,200
Public utility assessments		2,541,500
Safety education and training fund		296,400
Second injury fund		43,100
Self-insurers security fund		11,400
Silicosis and dust disease fund		16,600
Worker's compensation administrative revolving fund		936,100
Other state restricted revenue		50,400
State general fund/general purpose	$	5,229,300
(6) FINANCIAL SERVICES AND CORPORATIONS		
Full-time equated classified positions 385.0		
Manufactured housing commission, per diem $50.00	$	7,800
Manufactured housing and land resources program—16.0 FTE positions		1,553,200
Corporate services—64.0 FTE positions		4,910,500
Investment oversight—31.0 FTE positions		2,524,000
Local manufactured housing communities inspections		250,000
Property development group—13.0 FTE positions		1,347,300
Remonumentation grants		4,500,000
Financial institutions administration—18.0 FTE positions		1,243,000
Bank regulation—50.0 FTE positions		5,012,700
Credit union regulation—41.0 FTE positions		3,313,000
Financial institutions consumer protection—19.0 FTE positions		1,663,500
Financial institutions research and consumer services—5.0 FTE positions		358,800
Federal regulatory projects		50,600
Insurance bureau administration—22.0 FTE positions		2,104,200
Insurance financial standards—49.0 FTE positions		7,571,100
Insurance licensing and enforcement—30.0 FTE positions		2,447,000
Insurance market standards and consumer services—27.0 FTE positions		2,412,400
GROSS APPROPRIATION	$	41,269,100

Appropriated from:		
Federal revenues:		
Federal regulatory project revenues		50,600
Special revenue funds:		
Private-college work-study		10,100
Private-travel funds		5,900
Bank fees		5,805,400
Certification and copying fees		2,127,500
Consumer finance fees		1,905,500
Corporations and securities fees		5,145,900
Credit union fees		3,880,100
Insurance regulatory fees		10,838,900
Insurance continuing education fees		532,400
Land sales fees		50,600
Insurance licensing and regulation fees		3,015,500
Limited liability partnership revenue		10,000
Manufactured housing commission fees		1,911,500
Multiple employer welfare arrangement		131,900
Property development fees		225,200
Remonumentation fees		5,064,500
State general fund/general purpose	$	557,600
(7) PUBLIC SERVICE COMMISSION		
Full-time equated classified positions 161.0		
Administration, planning and regulation—161.0 FTE positions	$	18,277,200
GROSS APPROPRIATION	$	18,277,200
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MDEQ		200,000
Federal revenues:		
DOE-OEERE, multiple grants		2,477,900
DOT-RSPA, gas pipeline safety		208,200
Special revenue funds:		
Private-Great Lakes governors council		46,000
Motor carrier fees		1,730,900
Public utility assessments		13,614,200
State general fund/general purpose	$	0
(8) LIQUOR CONTROL COMMISSION		
Full-time equated classified positions 183.0		
Management support services—43.0 FTE positions	$	2,840,300
Liquor licensing and enforcement—140.0 FTE positions		9,956,700
Liquor law enforcement grants		6,000,000
Grant to department of agriculture for wine industry council		424,100
GROSS APPROPRIATION	$	19,221,100
Appropriated from:		
Special revenue funds:		
Liquor license revenue		10,609,800
Liquor purchase revolving fund		8,187,200
Nonretail liquor license revenue		424,100
State general fund/general purpose	$	0
(9) MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY		
Full-time equated classified positions 234.0		
Payments on behalf of tenants	$	66,000,000
Housing and rental assistance program—228.0 FTE positions		20,366,200
Automatic data processing—6.0 FTE positions		843,700
Homeless program		5,290,800
GROSS APPROPRIATION	$	92,500,700
Appropriated from:		
Federal revenues:		
HUD, lower income housing assistance program		78,790,200

Special revenue funds:		
Michigan state housing development authority fees and charges		13,710,500
State general fund/general purpose	$	0
(10) TAX TRIBUNAL		
Full-time equated classified positions 14.0		
Operations—14.0 FTE positions	$	1,526,400
GROSS APPROPRIATION	$	1,526,400
Appropriated from:		
Special revenue funds:		
Tax tribunal fees		586,300
State general fund/general purpose	$	940,100
(11) GRANTS		
Fire protection grants	$	6,675,000
GROSS APPROPRIATION	$	6,675,000
Appropriated from:		
Special revenue funds:		
Liquor purchase revolving fund		6,675,000
State general fund/general purpose	$	0
(12) HEALTH REGULATORY SYSTEMS		
Full-time equated classified positions 344.0		
Health systems administration—203.0 FTE positions	$	16,519,200
Emergency medical services program state staff—10.0 FTE positions		1,060,700
Health facilities management information system		568,400
Radiological health administration and projects—24.0 FTE positions		1,813,300
Substance abuse program administration—4.0 FTE positions		374,900
Emergency medical services grants and contracts		962,100
Health services—103.0 FTE positions		11,367,200
GROSS APPROPRIATION	$	32,665,800
Appropriated from:		
Federal revenues:		
Federal funds		11,275,300
Special revenue funds:		
Private-local northeast regional dentistry board		18,100
Private-college work-study		25,500
Controlled substance license fees		1,271,900
Health professions regulatory fund		9,601,700
Nurse professional fund		450,000
Fees and collections		2,266,300
Other state restricted revenue		1,314,100
State general fund/general purpose	$	6,442,900
(13) REGULATORY SERVICES		
Full-time equated classified positions 271.0		
AFC, children’s welfare and day care licensure—271.0 FTE positions	$	19,881,200
GROSS APPROPRIATION	$	19,881,200
Appropriated from:		
Federal revenues:		
HHS, federal funds		7,864,100
Special revenue funds:		
Licensing fees		443,000
State general fund/general purpose	$	11,574,100
(14) OCCUPATIONAL REGULATION		
Full-time equated classified positions 235.0		
Commissions and boards	$	41,900
Code enforcement—99.0 FTE positions		7,144,400
Code enforcement flexibility		610,800
Boiler inspection program—18.0 FTE positions		1,393,000
Elevator inspection program—23.0 FTE positions		1,674,100
Commercial services—95.0 FTE positions		7,731,900
GROSS APPROPRIATION	$	18,596,100

Appropriated from:			
Special revenue funds:			
Private-college work-study			25,000
Real estate education fund			351,800
Real estate appraiser continuing education fund			45,000
Licensing and regulation fees			5,569,100
Homeowner construction lien recovery fund			1,528,900
Health professions regulatory fund			212,100
Boiler fee revenue			1,526,500
Construction code fund			7,565,500
Elevator fees			1,772,200
State general fund/general purpose		$	0
(15) EMPLOYMENT RELATIONS			
Full-time equated classified positions	28.0		
Fact finding and arbitration		$	169,300
Employment and labor relations—28.0 FTE positions			2,686,700
GROSS APPROPRIATION		$	2,856,000
Appropriated from:			
Special revenue funds:			
Publication revenue			25,000
State general fund/general purpose		$	2,831,000
(16) SAFETY AND REGULATION			
Full-time equated classified positions	274.0		
Commissions and boards		$	27,700
Employment standards enforcement—38.0 FTE positions			2,287,000
Subgrantees			1,026,900
Occupational safety and health—236.0 FTE positions			20,353,900
GROSS APPROPRIATION		$	23,695,500
Appropriated from:			
Federal revenues:			
DOL, multiple grants for safety and health			11,804,600
Special revenue funds:			
Fees and collections			671,300
Safety education and training fund			4,755,600
State general fund/general purpose		$	6,464,000
(17) WORKER'S DISABILITY COMPENSATION			
Full-time equated classified positions	172.4		
Administration—119.0 FTE positions		$	7,727,300
Board of magistrates administration—8.0 FTE positions			1,665,600
Appellate commission administration—11.4 FTE positions			768,500
Supplemental benefit fund			1,700,000
Insurance funds administration—34.0 FTE positions			10,061,600
Automatic data processing			506,000
Grant to Michigan jobs commission, hire the handicapped program			50,000
GROSS APPROPRIATION		$	22,479,000
Appropriated from:			
Special revenue funds:			
Second injury fund			6,404,900
Self-insurers security fund			1,706,600
Silicosis and dust disease fund			2,506,100
Worker's compensation administrative revolving fund			1,938,000
State general fund/general purpose		$	9,923,400
(18) UNEMPLOYMENT AGENCY			
Full-time equated classified positions	1,524.0		
Worker's compensation		$	453,700
Rent			4,232,000
Building occupancy charges - property development service			1,656,300
Unemployment program—1,441.7 FTE positions			84,594,800
Advocacy assistance program—4.0 FTE positions			1,500,000

Special audit and collections program—43.0 FTE positions		2,016,500
Special fraud control program—18.0 FTE positions		1,217,300
Training program for agency staff—2.1 FTE positions		1,038,500
Fraud control and investigations program—15.2 FTE positions		1,083,000
GROSS APPROPRIATION	$	97,792,100
Appropriated from:		
Interdepartmental grant revenues:		
IDG from family independence agency		3,860,000
Federal revenues:		
DOL, unemployment insurance		85,194,500
DOL-ETA		500,000
Special revenue funds:		
Contingent fund, penalty and interest account		8,237,600
State general fund/general purpose	$	0
Sec. 103. DEPARTMENT OF MICHIGAN JOBS COMMISSION		
(1) APPROPRIATION SUMMARY:		
Full-time equated unclassified positions 9.0		
Full-time equated classified positions 1,358.0		
GROSS APPROPRIATION	$	565,033,400
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		1,147,000
ADJUSTED GROSS APPROPRIATION	$	563,886,400
Federal revenues:		
Total federal revenues		436,587,600
Special revenue funds:		
Total local revenues		10,867,900
Total private revenues		3,002,000
Total other state restricted revenues		4,909,100
State general fund/general purpose	$	108,519,800
(2) DEPARTMENTAL ADMINISTRATION		
Full-time equated unclassified positions 9.0		
Full-time equated classified positions 16.0		
Unclassified salaries	$	702,600
Executive direction—16.0 FTE positions		1,180,700
GROSS APPROPRIATION	$	1,883,300
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MDEQ, air quality fees		58,000
State general fund/general purpose	$	1,825,300
(3) DEPARTMENT OPERATIONS		
Full-time equated classified positions 80.0		
Administrative services—80.0 FTE positions	$	5,401,100
Rent		1,649,300
Building occupancy charges - property development services		562,600
Worker's compensation		259,900
Special project advances		700,000
GROSS APPROPRIATION	$	8,572,900
Appropriated from:		
Federal revenues:		
DED-OSERS, client assistance for individuals with disabilities		11,300
DED-OSERS, rehabilitation services, vocational rehabilitation, state grants		1,269,800
DOL-ETA, job training partnership grants		417,700
DED, cooperative demonstration, school-to-work		150,500
HHS, temporary assistance for needy families		253,000
Special revenue funds:		
Private-special project advances		700,000
State general fund/general purpose	$	5,770,600
(4) ECONOMIC RETENTION AND EXPANSION		
Full-time equated classified positions 229.0		

International and national business development—30.0 FTE positions	$	4,174,800
Travel administration/travel commission—27.0 FTE positions		3,641,300
Michigan promotion program		8,042,500
Job creation services—121.0 FTE positions		14,024,600
GROSS APPROPRIATION	$	29,883,200
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MDEQ, air quality fees		42,000
Federal revenues:		
DOL-NOICC		166,800
HUD-CPD, community development block grant		1,868,000
Special revenue funds:		
Private-Michigan certified development corporation fees		151,200
Industry support fees		50,000
State general fund/general purpose	$	27,605,200
(5) WORKFORCE DEVELOPMENT		
Full-time equated classified positions 686.0		
Employment training services—591.0 FTE positions	$	61,647,600
Michigan career and technical institute—95.0 FTE positions		9,792,500
GROSS APPROPRIATION	$	71,440,100
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MDOC		31,400
Federal revenues:		
CNS		505,000
DAG, employment and training		248,700
DED-OPSE, multiple grants		999,500
DED-OSERS, centers for independent living		56,500
DED-OSERS, rehabilitation long-term training		320,200
DED-OSERS, rehabilitation services, vocational rehabilitation, state grants		39,546,600
DED-OSERS, state grants for technology-related assistance to individuals with disabilities		54,000
DED, cooperative demonstration, school-to-work		1,202,400
DOL-ETA, job training partnership act		5,818,100
DOL-ETA, welfare-to-work		600,000
DOL-ETA, multiple grants		570,000
HHS-SSA, supplemental security income		4,061,700
HHS, temporary assistance for needy families		2,245,700
Special revenue funds:		
Local vocational rehabilitation match		3,152,200
Private-gifts, bequests, and donations		1,350,800
Rehabilitation services fees		1,884,800
Risk management internal service fund		99,700
Second injury fund		50,000
Student fees		44,700
Training material fees		249,600
State general fund/general purpose	$	8,348,500
(6) DEPARTMENTAL GRANTS		
Job training programs subgrantees	$	119,426,200
Michigan community service commission subgrantees		5,900,000
Displaced homemakers		470,000
Supported employment grants		1,308,600
Technology assistance grants		1,026,600
Vocational rehabilitation client services/facilities		50,164,000
Vocational rehabilitation independent living		2,077,700
Personal assistance services		400,000
School-to-work subgrantees		10,780,900
Economic development job training grants		30,000,000
Welfare-to-work programs		135,220,300
CDBG pass-through		45,000,000

Precollege programs in engineering and the sciences			844,700
Grant to department of natural resources, Michigan civilian conservation corps			1,000,000
GROSS APPROPRIATION		$	403,619,000
Appropriated from:			
Interdepartmental grant revenues:			
IDG-MDOC			1,015,600
Federal revenues:			
CNS			4,500,000
DAG, employment and training			8,041,300
DED-OSERS, centers for independent living			525,000
DED-OSERS, client assistance for individuals with disabilities			360,600
DED-OSERS, rehabilitation services facilities			2,272,500
DED-OSERS, rehabilitation services, vocational rehabilitation, state grants			34,995,200
DED-OSERS, supported employment			1,308,600
DED-OSERS, state grants for technology-related assistance to individuals with disabilities			1,026,600
DED, cooperative demonstration, school-to-work			10,680,900
DOL-ETA, job training partnership act			113,980,600
DOL-ETA, welfare-to-work			19,400,000
DOL-ETA, multiple grants			4,430,000
HHS-SSA, supplemental security income			2,362,500
HHS, temporary assistance for needy families			79,233,700
HUD-CPD, community development block grant			45,000,000
Special revenue funds:			
Local vocational rehabilitation facilities match			1,278,300
Local vocational rehabilitation match			6,437,400
Private-gifts, bequests, and donations			800,000
Contingent fund, penalty & interest account			1,000,000
State general fund/general purpose		$	64,970,200
(7) EMPLOYMENT SERVICE AGENCY			
Full-time equated classified positions	347.0		
Worker's compensation		$	92,900
Rent			418,000
Building occupancy charges - property development service			184,000
Employment service—291.0 FTE positions			44,945,000
Labor market information—56.0 FTE positions			3,995,000
GROSS APPROPRIATION		$	49,634,900
Appropriated from:			
Federal revenues:			
DOL-ETA, employment service			26,603,900
DOL-ETA, bureau of labor statistics			2,394,600
DOL-ETA			1,593,600
DOL-ETA, veterans' employment and training administration			6,311,900
DOL-ETA, miscellaneous funds			11,200,600
Special revenue funds:			
Contingent fund, penalty and interest account			1,530,300
State general fund/general purpose		$	0".

2. Amend page 23, line 1, after "at" by striking out "$370,874,800.00" and inserting "$371,463,700.00".
3. Amend page 23, line 3, after "at" by striking out "$93,201,300.00" and inserting "$92,419,000.00".
4. Amend page 23, line 13, by striking out "30,582,300" and inserting "30,000,000".
5. Amend page 23, line 15, by striking out "300,000" and inserting "100,000".
6. Amend page 23, line 16, by striking out "59,427,600" and inserting "58,645,300".
7. Amend page 25, following line 6, by inserting:

"(cc) "MIOSHA" means the Michigan occupational safety and health administration." and relettering the remaining subdivisions.

8. Amend page 25, following line 17, by inserting:

"Sec. 206. Of the funds appropriated in part 1 that are in units other than the grants unit, a department shall not provide grants to local government agencies, institutions of higher education, or nonprofit organizations unless the department provides notice of the grant to the regulatory subcommittees of the house and senate appropriations committees at least 10 days before the grant is issued or at least 72 hours before any announcement to local governmental units or the public.

Sec. 207. The departments of consumer and industry services and Michigan jobs commission shall not permit any other department, agency, or office of this state to use funds or FTE positions authorized for those departments or allow any funds or FTE positions from any other department, agency, or office to be used within those departments without a 30-day notice given to the regulatory subcommittees of the house and senate appropriations committees.".

9. Amend page 26, following line 4, by inserting:

"Sec. 209. The department shall receive and retain copies of all reports funded from part 1 appropriations.".

10. Amend page 26, following line 13, by inserting:

"Sec. 212. The departments of consumer and industry services and Michigan jobs commission shall establish and maintain affirmative action programs based on guidelines developed by the state equal opportunity workforce planning council which was created by Executive Order 1996-13 in order to receive general fund/general purpose dollars.".

11. Amend page 26, line 15, after "submit" by inserting a comma and "on or before January 10, 1999,".

12. Amend page 27, following line 11, by inserting:

"Sec. 219. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 220. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 221. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.".

13. Amend page 37, line 6, by striking out all of subsection (11).

14. Amend page 40, following line 30, by inserting:

"Sec. 325. By October 1, 1998, the insurance commissioner shall file a written report with the regulatory subcommittees of the house and senate appropriations committees and the standing committees of the house and senate that deal with insurance issues outlining the steps taken to insure that consumer protection issues have been addressed, including, but not limited to, the following:

(a) Consumer complaints against insurance companies.

(b) Rates and form filings.

(c) Efforts by the commissioner to comply with regulatory and oversight requirements imposed by law.".

15. Amend page 41, following line 14, by inserting:

"Sec. 327. (1) From the amount appropriated to health systems administration, the department of consumer and industry services shall utilize not less than 97 inspectors, provided adequate funding is available, to annually survey and investigate the care and services delivered in nursing homes, county medical care facilities, and hospital long-term care units in accordance with provisions of the public health code, 1978 PA 368, MCL 333.1101 to 333.25211, and federal Medicare and Medicaid certification standards.

(2) In instances of complaints alleging poor care and services occurring on nights or weekends, the department of consumer and industry services shall investigate such complaints by conducting on-site investigations on nights or weekends in keeping with the severity of the allegations.".

16. Amend page 43, following line 12, by inserting:

"Sec. 335. Of the appropriation in part 1 for occupational safety and health, at least $62,400.00 in general fund/general purpose revenue and 3.0 FTE positions shall be used to support 1 position for MIOSHA compliance activities, 1 position for the development and analysis of MIOSHA program-related data, and 1 position for MIOSHA consultation, education, and training. Both the funding and positions shall be in addition to FTE positions and funding allocated for this purpose in fiscal year 1997-98.".

17. Amend page 45, line 5, after "(1)" by striking out the balance of the line and inserting "The appropriation in part 1 to the department of".

18. Amend page 46, line 20, by striking out all of subdivision (c) and inserting:

"(c) A clear statement of the project's scope of activities, number of participants to be involved, the number of participants who have been an employee of the business organization for at least 30 days before the date of application who are at risk of becoming unemployed unless trained in the program and the number of participants who are either a new employee within 30 days of the date of application or who will become a new employee of the business organization as a result of the individual's participation in the program.".

19. Amend page 47, line 1, by striking out all of subdivision (f).

20. Amend page 50, following line 11, by striking out all of subsection (18).

21. Amend page 53, line 13, after "410." by inserting "(1) The department of Michigan jobs commission shall submit an annual status report on the operations of each foreign office and the office of international and business development to the regulatory subcommittees of the house and senate appropriations committees. The report shall include, but not be limited to, brochures and promotional material, information on the number of successful plant locations, name of company, original and new locations, type of investment, type of product, number employed, length of commitment of relocations, the currency rates at the time the investment is made, and any other information considered necessary for a competent evaluation of the program.

(2)".

22. Amend page 57, following line 22, by inserting:

"Sec. 432. Of the funds appropriated in part 1 for the department of Michigan jobs commission employment service, no more than 15% of the funds allocated to Michigan works agencies for employment service delivery may be expended for Michigan works agency administrative costs.".

23. Amend page 57, line 26, after "commission" by striking out "may" and inserting "shall".

24. Amend page 57, line 27, after "funds" by inserting "and other funds".

25. Amend page 57, following line 27, by inserting:

"Sec. 434. On or before October 1, 1998, each Michigan works agency shall hold a public hearing on its employment service plan for fiscal year 1998-99. The plan shall include what services are to be delivered, how services are to be delivered, the anticipated number of individuals to be registered for work, and the anticipated number of registrants who will be placed in jobs. The department of Michigan jobs commission shall submit a status report on the employment service program to the regulatory subcommittees of the house and senate appropriations committees and the house and senate fiscal agencies on or before March 1, 1999 and September 1, 1999. The report shall include the number of individuals who registered for work, the number of job openings listed by employers, the number of registrants placed in jobs, and the cost per placement.

Sec. 435. The grant appropriated in section 103(6) to the Michigan department of natural resources shall be used for the operation of the civilian conservation corps camp at Alberta and to recruit program enrollees.".

26. Amend page 58, line 15, after "living," by striking out "$49,500.00" and inserting "a portion of the funds".

27. Amend page 58, following line 16, by inserting:

"Sec. 439. The family independence agency, in conjunction with the department of Michigan jobs commission, shall study the outcomes for recipients who have participated in work first and shall submit semiannual reports on the progress and findings of the study to the house and senate subcommittees dealing with appropriations for the family independence agency and for regulatory services and to the standing committees dealing with human services beginning November 1, 1998. The study shall examine whether the former participants have:

(a) Obtained jobs.

(b) The kind of jobs they have obtained.

(c) How long they have retained those jobs.

(d) Current hourly wages.

(e) Whether they are receiving basic health care benefits, tuition reimbursement, or training from their employers.

(f) Whether they continue to receive other types of public assistance.

(g) Any other information the departments consider relevant.".

28. Amend page 61, line 4, by striking out all of section 447.

29. Amend page 62, following line 2, by striking out all of section 449.

Second: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the departments of consumer and industry services and Michigan jobs commission and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for the imposition of certain fees; to provide for the disposition of fees and other income received by the state agencies; to provide for reports to certain persons; and to prescribe powers and duties of certain state departments and certain state and local agencies and officers.

Thomas C. Mathieu
Morris W. Hood, Jr.
Donald H. Gilmer
Conferees for the House

Glenn Steil
R. Robert Geake
Joe Young, Jr.
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 623 **Yeas—24**

Bennett	Emmons	Koivisto	Schwarz
Bouchard	Gast	McManus	Shugars
Bullard	Geake	North	Steil
Cisky	Gougeon	Posthumus	Stille
DeGrow	Hart	Rogers	Van Regenmorter
Dunaskiss	Hoffman	Schuette	Young

Nays—13

Berryman	DeBeaussaert	Miller	Smith, A.
Byrum	Dingell	O'Brien	Smith, V.
Cherry	Jaye	Peters	Vaughn
Conroy			

Excused—0

Not Voting—0

In The Chair: President

House Bill No. 5593, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

The House of Representatives has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5593, entitled

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

Recommends:

First: That the House and Senate agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 1, line 3, by striking out all of section 101 and inserting:

"Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of state police for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF STATE POLICE

APPROPRIATION SUMMARY:			
Full-time equated unclassified positions	5.0		
Full-time equated classified positions	3,557.0		
GROSS APPROPRIATION		$	351,453,700
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers			18,259,000
ADJUSTED GROSS APPROPRIATION		$	333,194,700
Federal revenues:			
Total federal revenues			30,039,400
Special revenue funds:			
Total local revenues			3,453,400
Total private revenues			0
Total other state restricted revenues			41,328,900
State general fund/general purpose		$	258,373,000".

2. Amend page 4, line 12, by striking out all of section 105 and inserting:

"Sec. 105. HIGHWAY SAFETY PLANNING

Full-time equated classified positions	26.0		
State program planning and administration—14.0 FTE positions		$	1,148,600
Grants to local governments and non-profit organizations			4,000,000
Secondary road patrol administration—1.0 FTE positions			80,500
Secondary road patrol and traffic accident basic grants			4,452,100
Secondary road patrol and traffic accident enhanced grants			6,069,000
Truck safety program—2.0 FTE positions			2,967,600
Field coordination and analysis—8.0 FTE positions			1,303,300
Highway traffic safety—1.0 FTE positions			2,913,800
GROSS APPROPRIATION		$	22,934,900
Appropriated from:			
Interdepartmental grant revenues:			
IDG from MDOT-Michigan transportation fund			547,200
Federal revenues:			
DOT-NHTSA			8,818,500
Special revenue funds:			
Truck driver safety fund			2,967,600
Secondary road patrol and training fund			6,069,000
State general fund/general purpose		$	4,532,600".

3. Amend page 7, line 10, by striking out all of section 109 and inserting:

"Sec. 109. LAW ENFORCEMENT OFFICERS TRAINING COUNCIL

Full-time equated classified positions	22.5		
Standards and training—15.5 FTE positions		$	1,291,200
Community policing coordination—3.0 FTE positions			154,100

Training only to local units		650,400
Officer's survivor tuition program		50,000
Michigan justice training commission—4.0 FTE positions		9,010,000
GROSS APPROPRIATION	$	11,155,700
Appropriated from:		
Federal revenues:		
DOJ-OJP		360,000
Special revenue funds:		
Secondary road patrol and training fund		650,400
Michigan justice training fund		9,010,000
State general fund/general purpose	$	1,135,300".

4. Amend page 9, line 10, by striking out all of sections 112 and 113 and inserting:

"Sec. 112. UNIFORM SERVICES

Full-time equated classified positions 2,075.5		
Uniform services—610.0 FTE positions	$	45,372,300
Security guards—35.0 FTE positions		1,331,000
Reimbursed services		500,000
At-post troopers—1,430.5 FTE positions		101,467,700
GROSS APPROPRIATION	$	148,671,000
Appropriated from:		
Interdepartmental grant revenues:		
IDG-department of corrections		94,700
IDG-department of management and budget, building occupancy charges		579,300
Federal revenues:		
DOL-ETA		150,000
DOJ-OJP		200,000
Special revenue funds:		
Highway safety fund		6,300,000
State police service fees		500,000
State general fund/general purpose	$	140,847,000

Sec. 113. SPECIAL OPERATIONS

Full-time equated classified positions 156.5		
Operational support—35.0 FTE positions	$	2,227,200
Traffic safety—13.5 FTE positions		3,321,500
Aviation program—8.0 FTE positions		1,213,800
Communications—100.0 FTE positions		13,114,800
GROSS APPROPRIATION	$	19,877,300
Appropriated from:		
Interdepartmental grant revenues:		
IDG-department of corrections, contract		61,500
Federal revenues:		
DOT-NHTSA		1,902,500
Special revenue funds:		
Rental of department aircraft		201,300
Drunk driving prevention and training fund		776,700
State general fund/general purpose	$	16,935,300".

5. Amend page 12, line 17, after "at" by striking out "$300,284,000.00" and inserting "$299,701,900.00".
6. Amend page 12, line 19, after "at" by striking out "$18,412,500.00" and inserting "$18,124,800.00".
7. Amend page 12, line 25, by striking out "5,059,800" and inserting "4,452,100".
8. Amend page 12, line 27, by striking out "5,780,000" and inserting "6,069,000".
9. Amend page 13, line 4, by striking out "619,400" and inserting "650,400".
10. Amend page 13, line 9, by striking out "18,412,500" and inserting "18,124,800".
11. Amend page 16, line 26, by striking out all of section 208 and inserting:

"Sec. 208. Funds appropriated in section 101 shall not be used for the purchase of foreign goods and/or services if competitively priced American goods and/or services of comparable quality are available.".

12. Amend page 17, line 8, after "act," by striking out "$56,299,000.00" and inserting "$55,716,900.00".
13. Amend page 17, line 15, by striking out all of section 210 and inserting:

"Sec. 210. (1) The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both, for the department.

(2) The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.”.

14. Amend page 19, line 4, by striking out all of section 215 and inserting:

“Sec. 215. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house appropriations committees and to the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan’s comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposed to spend the funds.”.

15. Amend page 19, following line 20, by inserting:

“Sec. 217. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 218. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees’ retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.

Sec. 219. Sixty days prior to beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.”.

16. Amend page 21, line 17, after “committees.” by striking out the balance of the section.

17. Amend page 22, following line 4, by inserting:

“Sec. 603. If a forensic laboratory operated by the department of state police receives a request for technical or other assistance from the Detroit crime lab, the department of state police shall comply with the request in a thorough and timely manner.”.

Second: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of state police and certain other state purposes for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to provide for certain reports and the consideration of those reports; to provide for the disposition of other income received by the various state agencies; to provide for the testing of certain persons; to provide for certain emergency powers; and to provide for the powers and duties of certain committees, certain state agencies, and certain employees.

Mary Schroer
Derrick Hale
Jim McBryde
Conferees for the House

Jon A. Cisky
Philip E. Hoffman
Jackie Vaughn III
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,
Senator DeGrow moved that the rule be suspended.
The motion prevailed.
The question being on the adoption of the conference report,
The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 624 **Yeas—37**

Bennett	Dingell	Koivisto	Schwarz
Berryman	Dunaskiss	McManus	Shugars
Bouchard	Emmons	Miller	Smith, A.
Bullard	Gast	North	Smith, V.
Byrum	Geake	O'Brien	Steil
Cherry	Gougeon	Peters	Stille
Cisky	Hart	Posthumus	Van Regenmorter
Conroy	Hoffman	Rogers	Vaughn
DeBeaussaert	Jaye	Schuette	Young
DeGrow			

Nays—0

Excused—0

Not Voting—0

In The Chair: President

House Bill No. 5597, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

The House of Representatives has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5597, entitled

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

Recommends:

First: That the House and Senate agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 1, line 3, by striking out all of section 101 and inserting:

"Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of military and veterans affairs for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

APPROPRIATION SUMMARY:

Full-time equated unclassified positions 7.0		
Full-time equated classified positions 1,042.0		
GROSS APPROPRIATION	$	85,810,700
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	$	85,810,700
Federal revenues:		
Total federal revenues		27,970,100
Special revenue funds:		
Total local revenues		0
Total private revenues		375,000
Total other state restricted revenues		20,941,600
State general fund/general purpose	$	36,524,000”.

2. Amend page 4, line 7, by striking out all of sections 105 and 106 and inserting:

“Sec. 105. VETERANS SERVICE ORGANIZATIONS

American legion	$	738,800
Disabled American veterans		670,800
Marine corps veterans		308,100
American veterans of World War II and Korea		425,700
Veterans of foreign wars		811,500
Michigan paralyzed veterans of America		151,700
Purple heart		144,700
Veterans of World War I		100
Polish legion of American veterans		37,800
Jewish veterans of America		37,800
State of Michigan council- Vietnam veterans of America		146,100
Catholic war veterans		12,100
GROSS APPROPRIATION	$	3,485,200
Appropriated from:		
State general fund/general purpose	$	3,485,200

Sec. 106. GRAND RAPIDS VETERANS’ HOME

Full-time equated classified positions 539.0		
Grand Rapids veterans’ home—539.0 FTE positions	$	35,850,200
Board of managers		300,000
GROSS APPROPRIATION	$	36,150,200
Appropriated from:		
Federal revenues:		
HHS-HCFA, medicare, hospital insurance		374,700
DVA-VHA		8,821,200
Special revenue funds:		
Private-veterans’ home post and posthumous funds		300,000
Income and assessments		12,022,900
State general fund/general purpose	$	14,631,400”.

3. Amend page 6, line 15, after “at” by striking out “$57,536,600.00” and inserting “$57,465,600.00”.

4. Amend page 9, line 21, by striking out all of section 208 and inserting:

“Sec. 208. Funds appropriated in part 1 shall not be used for the purchase of foreign goods or services, or both, if competitively priced American goods or services, or both, of comparable quality are available.”.

5. Amend page 10, line 24, by striking out all of section 211 and inserting:

“Sec. 211. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house standing committees on appropriations and the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan’s comprehensive annual financial report, and the healthy Michigan fund. The report shall also contain an accounting of the state departments or agencies in which the executive budget proposed to spend the funds.”.

6. Amend page 11, line 4, after “be” by striking out “unallotted” and inserting “unappropriated”.

7. Amend page 11, following line 5, by inserting:

“Sec. 213. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.
(b) The duration of the contract.
(c) The name of the vendor.
(d) The type of service to be provided.
(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report to the senate and house standing committees on appropriations and to the senate and house fiscal agencies on all of the following:
(a) The total dollar amount of the contract.
(b) The duration of the contract.
(c) The name of the vendor.
(d) The type of service to be provided.
(3) The department of management and budget shall provide a monthly listing to the senate and house standing committees on appropriations and to the senate and house fiscal agencies of all bid requests or requests for proposal that were issued.
(4) Each principal executive department and agency shall provide a monthly summary listing of information to the senate and house standing committees on appropriations and to the senate and house fiscal agencies that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 214. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.

Sec. 215. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.".

Second: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of military and veterans affairs for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to provide for certain powers and duties of the department of military and veterans affairs, other state agencies, and local units of government related to the appropriations; and to provide for the preparation of certain reports related to the appropriations.

Mary Schroer
Michael A. Prusi
Jim McBryde
Conferees for the House

Jon A. Cisky
Philip E. Hoffman
Jackie Vaughn III
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 625 **Yeas—37**

Bennett	Dingell	Koivisto	Schwarz
Berryman	Dunaskiss	McManus	Shugars
Bouchard	Emmons	Miller	Smith, A.
Bullard	Gast	North	Smith, V.
Byrum	Geake	O'Brien	Steil

Cherry	Gougeon	Peters	Stille
Cisky	Hart	Posthumus	Van Regenmorter
Conroy	Hoffman	Rogers	Vaughn
DeBeaussaert	Jaye	Schuette	Young
DeGrow			

Nays—0

Excused—0

Not Voting—0

In The Chair: President

Recess

Senator DeGrow moved that the Senate recess until 2:30 p.m.
The motion prevailed, the time being 1:25 p.m.

The Senate reconvened at the expiration of the recess and was called to order by the President, Lieutenant Governor Binsfeld.

Recess

Senator DeGrow moved that the Senate recess subject to the call of the President.
The motion prevailed, the time being 2:31 p.m.

3:03 p.m.

The Senate was called to order by the President pro tempore, Senator Schwarz.

Senator DeGrow moved that Senator Van Regenmorter be temporarily excused from the balance of today's session.
The motion prevailed.

House Bill No. 5589, entitled
A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.
The House of Representatives has adopted the report of the Committee of Conference.
The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning
House Bill No. 5589, entitled
A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

Recommends:

First: That the House and Senate agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"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 department of environmental quality for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY:

Full-time equated unclassified positions 6.0		
Full-time equated classified positions 1,610.2		
GROSS APPROPRIATION	$	401,247,900
Interdepartmental grant revenues:		
IDG from MDOT-Michigan transportation fund		780,000
IDG from MSP		578,200
IDT-interdivisional charges		5,762,900
Total interdepartmental grants and intradepartmental transfers		7,121,100
ADJUSTED GROSS APPROPRIATION	$	394,126,800
Federal revenues:		
Federal revenues		85,010,100
DOC-federal		2,998,000
DOD-federal		935,400
DOI-federal		451,500
EPA-federal		21,892,400
EPA-GWDW		3,615,200
EPA, superfund		8,383,400
EPA-OPM, environmental protection consolidated grants		4,100
EPA, LUST trust		3,231,000
EPA, UST		262,600
FEMA-federal		237,100
Total federal revenues		127,020,800
Special revenue funds:		
Local funds		1,177,700
Total local revenues		1,177,700
Private funds		451,700
Total private revenues		451,700
Air emissions fees		10,855,000
Aboveground storage tank fees		686,000
CESARS service fee		23,500
Cleanup and redevelopment fund		23,013,400
Drinking water revolving fund		5,706,400
Emergency response fund		3,000,000
Environmental education fund		148,400
Environmental pollution prevention fund		1,009,600
Environmental protection fund		7,000,000
Environmental protection bond fund		857,100
Environmental response fund		8,867,400
Environmental training revenue		266,200
Fees and collections		696,800
Great Lakes protection fund		1,000,000
Hazardous waste facility closure revenue		1,000,000
Land and water permit fees		2,495,100
Landfill maintenance trust fund		44,700
Metallic mining surveillance fee revenue		62,800
Medical waste fees		382,100
Michigan underground storage tank financial assurance fund		62,087,100
Mineral well regulatory fee revenue		400,000

Oil and gas surveillance fee revenue			8,834,100
Orphan well fund			1,307,800
Publication revenue			100,000
Public utility assessments			880,000
Public water supply fees			4,619,500
Sand extraction fee revenue			176,300
Scrap tire regulatory fund			3,918,600
Septage waste license fees			200,000
Settlement funds			4,286,300
Sewage sludge land application fees			650,000
Solid waste facility closure revenue			1,000,000
Solid waste program fees			1,095,400
Storm water permit fees			1,231,900
State water pollution control revolving fund			3,023,700
Underground storage tank fees			6,324,600
Waste reduction fee revenue			3,774,000
Wastewater operator training fees			72,500
Water analysis fees			1,764,900
Water use reporting fees			54,100
Total other state restricted revenues			172,915,300
State general fund/general purpose		$	92,561,300
Sec. 102. EXECUTIVE			
Full-time equated unclassified positions	6.0		
Full-time equated classified positions	13.0		
Unclassified salaries		$	441,000
Equal employment opportunity office—1.0 FTE position			75,100
Executive direction—8.0 FTE positions			1,007,400
Office of the Great Lakes—4.0 FTE positions			747,100
GROSS APPROPRIATION		$	2,270,600
Appropriated from:			
Federal revenues:			
DOI-federal			50,000
EPA-federal			217,400
Special revenue funds:			
Environmental education fund			148,400
Environmental response fund			44,500
Oil and gas surveillance fee revenue			93,000
Settlement funds			315,000
State general fund/general purpose		$	1,402,300
Sec. 103. PROGRAM SUPPORT SERVICES			
Full-time equated classified positions	67.5		
Financial support services—24.5 FTE positions		$	1,361,200
Field operations support—20.0 FTE positions			1,325,100
Automated data processing—2.0 FTE positions			5,913,800
Office of special environmental projects—6.0 FTE positions			554,600
Personnel—11.0 FTE positions			652,100
Administrative hearings—4.0 FTE positions			357,100
GROSS APPROPRIATION		$	10,163,900
Appropriated from:			
Interdepartmental grant revenues:			
IDT-interdivisional charges			5,762,900
Federal revenues:			
EPA, LUST trust			22,000
EPA, superfund			68,600
Special revenue funds:			
Environmental protection bond fund			17,000
Environmental response fund			734,600
Land and water permit fees			30,500
Michigan underground storage tank financial assurance fund			157,200

Public water supply fees		150,400
Oil and gas surveillance fee revenue		366,900
Scrap tire regulatory fund		30,400
Settlement funds		192,900
State general fund/general purpose	$	2,630,500
Sec. 104. DEPARTMENTAL OPERATION SUPPORT		
Building occupancy charges	$	2,073,100
Rent-privately owned property		4,580,200
Publications		100,000
GROSS APPROPRIATION	$	6,753,300
Appropriated from:		
Special revenue funds:		
Air emissions fees		303,000
Environmental pollution prevention fund		36,200
Environmental response fund		415,000
Fees and collections		49,800
Land and water permit fees		62,100
Medical waste fees		17,400
Michigan underground storage tank financial assurance fund		131,300
Oil and gas surveillance fee revenue		268,900
Publication revenue		100,000
Public utility assessments		11,300
Public water supply fees		156,700
Scrap tire regulatory fund		33,700
Solid waste program fees		40,100
Storm water permit fees		43,100
Waste reduction fee revenue		52,000
State water pollution control revolving fund		79,200
Water analysis fees		87,100
Water use reporting fees		3,900
Underground storage tank fees		176,100
State general fund/general purpose	$	4,686,400
Sec. 105. GEOLOGICAL SURVEY		
Full-time equated classified positions 89.5		
Services to oil and gas programs—80.0 FTE positions	$	8,173,100
Well plugging-orphan wells—2.5 FTE positions		1,307,800
Coal and sand dune management—3.0 FTE positions		577,800
Mineral wells management—3.0 FTE positions		400,000
Metallic mining reclamation program—1.0 FTE position		62,800
GROSS APPROPRIATION	$	10,521,500
Appropriated from:		
Federal revenues:		
DOI-federal		401,500
Special revenue funds:		
Environmental response fund		69,100
Metallic mining surveillance fee revenue		62,800
Mineral well regulatory fee revenue		400,000
Oil and gas surveillance fee revenue		7,982,100
Orphan well fund		1,307,800
Sand extraction fee revenue		176,300
State general fund/general purpose	$	121,900
Sec. 106. LAND AND WATER MANAGEMENT		
Full-time equated classified positions 145.0		
Land and water administration—15.5 FTE positions	$	1,190,800
Field permitting and project assistance—74.5 FTE positions		5,781,500
Dam safety, erosion control and clean lakes—25.0 FTE positions		1,977,600
Looking Glass River watershed		60,000
Great Lakes shorelands—30.0 FTE positions		3,015,700
GROSS APPROPRIATION	$	12,025,600

Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT-Michigan transportation fund		780,000
Federal revenues:		
EPA-federal		657,800
DOC-federal		1,398,000
FEMA-federal		237,100
Special revenue funds:		
Local funds		144,000
Land and water permit fees		2,402,500
State general fund/general purpose	$	6,406,200
Sec. 107. AIR QUALITY		
Full-time equated classified positions 221.5		
Air quality programs—57.0 FTE positions	$	4,718,500
Clean air act implementation—164.5 FTE positions		12,738,400
GROSS APPROPRIATION	$	17,456,900
Appropriated from:		
Federal revenues:		
EPA-federal		3,135,300
Special revenue funds:		
Environmental response fund		79,300
Air emissions fees		8,294,900
State general fund/general purpose	$	5,947,400
Sec. 108. SURFACE WATER QUALITY		
Full-time equated classified positions 207.5		
Surface water compliance program—81.0 FTE positions	$	5,666,300
Surface water permits program—32.0 FTE positions		3,347,000
Surface water surveillance program—70.5 FTE positions		6,942,900
State and local water quality management planning—9.5 FTE positions		1,620,900
Volunteer river, stream, and creek cleanup program		50,000
Storm water discharge program—12.5 FTE positions		1,117,300
Sewage sludge land application program—2.0 FTE positions		650,000
Fish contaminant monitoring contracts		321,000
GROSS APPROPRIATION	$	19,715,400
Appropriated from:		
Federal revenues:		
EPA-federal		6,993,500
Special revenue funds:		
Local funds		1,033,700
CESARS service fee		23,500
Environmental response fund		132,200
Sewage sludge land application fees		650,000
State water pollution control revolving fund		536,100
Storm water permit fees		1,111,100
State general fund/general purpose	$	9,235,300
Sec. 109. DRINKING WATER PROTECTION AND RADIOLOGICAL HEALTH		
Full-time equated classified positions 199.7		
Drinking water—81.2 FTE positions	$	12,216,100
Environmental health—31.0 FTE positions		3,375,200
Laboratory services—69.0 FTE positions		5,582,300
Radiological protection—18.5 FTE positions		1,491,100
Center for applied environmental research and outreach		170,000
GROSS APPROPRIATION	$	22,834,700
Appropriated from:		
Interdepartmental grant revenues:		
IDG-MSP		578,200
Federal revenues:		
Federal revenues		10,100

DOD-federal		111,500
EPA-federal		949,500
EPA-GWDW		3,508,700
Special revenue funds:		
Private funds		123,100
Drinking water revolving fund		3,191,000
Medical waste fees		364,700
Public water supply fees		2,898,800
Settlement funds		324,600
Water analysis fees		1,677,800
Water use reporting fees		50,200
Fees and collections		647,000
State general fund/general purpose	$	8,399,500

Sec. 110. LOW LEVEL RADIOACTIVE WASTE AUTHORITY

Full-time equated classified positions 3.0

Low level radioactive waste authority—3.0 FTE positions	$	868,700
GROSS APPROPRIATION	$	868,700
Appropriated from:		
Special revenue funds:		
Public utility assessments		868,700
State general fund/general purpose	$	0

Sec. 111. ENVIRONMENTAL RESPONSE

Full-time equated classified positions 263.0

Environmental cleanup and redevelopment program	$	26,232,000
Federal cleanup project management—52.0 FTE positions		4,951,600
Superfund cleanup		7,250,000
Contaminated site investigations, cleanup and revitalization—211.0 FTE positions		14,933,400
Emergency cleanup action		2,000,000
State cleanup (Part 201 of Public Act 451 of 1994)		3,397,700
Revitalization revolving loan fund		7,000,000
GROSS APPROPRIATION	$	65,764,700
Appropriated from:		
Federal revenues:		
DOD-federal		823,900
EPA-federal		1,366,700
EPA, superfund		8,314,800
Special revenue funds:		
Private funds		128,600
Cleanup and redevelopment fund		15,113,400
Environmental protection fund		7,000,000
Environmental response fund		6,360,900
Landfill maintenance trust fund		44,700
Settlement funds		2,438,100
State general fund/general purpose	$	24,173,600

Sec. 112. STORAGE TANKS

Full-time equated classified positions 120.5

Michigan underground storage tank financial assurance program—36.5 FTE positions	$	61,698,700
MUSTFA emergency response fund		3,000,000
Underground storage tank program—45.0 FTE positions		6,413,100
Aboveground storage tank program—9.0 FTE positions		686,000
Leaking underground storage tank cleanup program		8,900,000
Emergency cleanup action		2,000,000
Leaking underground storage tank program—30.0 FTE positions		4,240,800
GROSS APPROPRIATION	$	86,938,600
Appropriated from:		
Federal revenues:		
EPA, LUST trust		3,209,000
EPA, UST		262,600

Special revenue funds:		
Aboveground storage tank fees		686,000
Cleanup and redevelopment fund		5,900,000
Emergency response fund		3,000,000
Environmental response fund		1,031,800
Michigan underground storage tank financial assurance fund		61,698,700
Underground storage tank fees		6,148,500
State general fund/general purpose	$	5,002,000
Sec. 113. WASTE MANAGEMENT		
Full-time equated classified positions 149.0		
Administration and technical support—20.0 FTE positions	$	1,436,700
Compliance and enforcement—76.0 FTE positions		4,357,500
Hazardous waste permits—25.0 FTE positions		1,795,100
Hazardous waste disposal facility closures		1,000,000
Groundwater permits—17.0 FTE positions		1,256,000
Solid waste program—11.0 FTE positions		1,225,200
Special federal grants		892,300
Solid waste disposal facility closures		1,000,000
GROSS APPROPRIATION	$	12,962,800
Appropriated from:		
Federal revenues:		
EPA-federal		3,101,900
Special revenue funds:		
Hazardous waste facility closure revenue		1,000,000
Solid waste facility closure revenue		1,000,000
Solid waste program fees		1,055,300
Environmental pollution prevention fund		973,400
Scrap tire regulatory fund		852,700
Settlement funds		233,900
State general fund/general purpose	$	4,745,600
Sec. 114. ENVIRONMENTAL ASSISTANCE DIVISION		
Full-time equated classified positions 100.0		
Environmental services—20.0 FTE positions	$	2,767,100
Pollution prevention outreach programs		200,000
Municipal assistance—39.5 FTE positions		3,093,200
Pollution prevention—25.0 FTE positions		2,068,100
Community right-to-know		150,000
Technical assistance—15.5 FTE positions		1,823,600
GROSS APPROPRIATION	$	10,102,000
Appropriated from:		
Federal revenues:		
EPA-federal		761,200
EPA-GWDW		106,500
Special revenue funds:		
Private funds		200,000
Air emissions fees		592,300
Drinking water revolving fund		1,185,400
Environmental training revenue		266,200
Public water supply fees		13,600
Settlement revenue		76,900
State water pollution control revolving fund		2,408,400
Storm water permit fees		77,700
Waste reduction fee revenue		3,722,000
Wastewater operator training fees		72,500
State general fund/general purpose	$	619,300
Sec. 115. CRIMINAL INVESTIGATIONS		
Full-time equated classified positions 20.0		
Environmental investigations—20.0 FTE positions	$	1,605,700
GROSS APPROPRIATION	$	1,605,700

Appropriated from:		
Federal revenues:		
EPA-federal		119,100
EPA-OPM, environmental protection consolidated grants		4,100
Special revenue funds:		
Michigan underground storage tank financial assurance fund		99,900
Oil and gas surveillance fee revenue		123,200
Scrap tire regulatory fund		51,800
Settlement funds		704,900
State general fund/general purpose	$	502,700
Sec. 116. GRANTS		
Water pollution control and drinking water revolving funds	$	102,353,500
Noncommunity water grants		1,400,000
Grants to counties—air pollution		2,854,900
Land resource program grants		1,900,000
Federal - Nonpoint source water pollution grants		3,500,000
Big Rapids dam removal		100,000
Federal - Great Lakes remedial action plan grants		700,000
NPL-municipal landfill match grants		2,000,000
Great Lakes research and protection grants		1,000,000
Radon grants		135,000
Drinking water revolving fund implementation		1,330,000
Septage waste compliance grants		200,000
Scrap tire grants		2,950,000
GROSS APPROPRIATION	$	120,423,400
Appropriated from:		
Federal revenues:		
Federal revenues		85,000,000
DOC-federal		1,600,000
EPA-federal		4,590,000
Special revenue funds:		
Air emissions fees		1,664,800
Cleanup and redevelopment fund		2,000,000
Drinking water revolving fund		1,330,000
Great Lakes protection fund		1,000,000
Public water supply fees		1,400,000
Scrap tire regulatory fund		2,950,000
Septage waste license fees		200,000
State general fund/general purpose	$	18,688,600
Sec. 118. BOND ADMINISTRATIVE SERVICES		
Full-time equated classified positions 1.5		
Field administration environmental protection bond—0.5 FTE position	$	28,800
Internal audit staff—1.0 FTE position		87,700
GROSS APPROPRIATION	$	116,500
Appropriated from:		
Environmental protection bond fund		116,500
State general fund/general purpose	$	0
Sec. 119. BOND WASTE MANAGEMENT		
Full-time equated classified positions 8.0		
Solid waste implementation staff—8.0 FTE positions	$	723,600
GROSS APPROPRIATION	$	723,600
Appropriated from:		
Environmental protection bond fund		723,600
State general fund/general purpose	$	0”.

2. Amend page 18, line 20, after “is” by striking out “$266,256,800.00” and inserting “$265,476,600.00”.

3. Amend page 18, line 22, after “at” by striking out “$8,869,900.00” and inserting “$8,969,900.00”.

4. Amend page 19, following line 5, by inserting:

“Big Rapids dam removal	$	100,000”.

5. Amend page 19, line 6, by striking out "$8,869,900" and inserting "$8,969,000".

6. Amend page 26, following line 11, by striking out all of section 230 and inserting:

"Sec. 231. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 232. (1) This act includes funding for departmental operations financed in whole or in part from early retirement savings generated through the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f. The director shall provide a report that identifies all of the following:

(a) The amount of these early retirement savings realized in the 1997-98 fiscal year.

(b) The amount of these early retirement savings explicitly earmarked and spent for technology improvements in the 1997-98 fiscal year.

(c) The amount of these early retirement savings used for other organizational enhancements in the 1997-98 fiscal year.

(2) The report required under subsection (1) shall be provided to the house and senate appropriations committees and to the house and senate fiscal agencies on or before December 15, 1998.

Sec. 233. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house appropriations committees and the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan's comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposes to spend the funds.

Sec. 234. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 235. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees' retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.".

7. Amend page 27, following line 11, by inserting:

"Sec. 403. From the increase in oil and gas surveillance fees, as a result of enactment of House Bill Nos. 5294 and 5399 of the 89th Legislature, the department shall provide the necessary technology and assistance to the public service commission, the department of natural resources, and the department of treasury to implement the uniform reporting requirements relating to oil and gas volumes and values pursuant to recommendations of the state auditor general's performance audit of oil and natural gas production reporting.".

8. Amend page 40, line 9, by striking out all of section 1407 and inserting:

"Sec. 1408. Of the funds appropriated in section 116 for Great Lakes research and protection fund grants, the department shall designate $100,000.00 for research on the adequacy of department standards to protect children's health. The department shall recommend changes in air, water, and waste standards in a report to the legislature to promote the protection of Michigan children from environmental pollution. This report shall be provided to the house and senate appropriations subcommittees on environmental quality and the house and senate fiscal agencies by September 30, 1999.".

Second: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 1999; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

Paul Tesanovich
Michael A. Prusi
William R. Bobier
Conferees for the House

George A. McManus, Jr.
Harry Gast
Alma Wheeler Smith
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 626 **Yeas—35**

Bennett	Dingell	Koivisto	Schwarz
Berryman	Dunaskiss	McManus	Shugars
Bullard	Emmons	Miller	Smith, A.
Byrum	Gast	North	Smith, V.
Cherry	Geake	O'Brien	Steil
Cisky	Gougeon	Peters	Stille
Conroy	Hart	Posthumus	Vaughn
DeBeaussaert	Hoffman	Rogers	Young
DeGrow	Jaye	Schuette	

Nays—1

Bouchard

Excused—1

Van Regenmorter

Not Voting—0

In The Chair: Schwarz

Senator Van Regenmorter entered the Senate Chamber.

House Bill No. 5590, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

The House of Representatives has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5590, entitled

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"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 family independence agency for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

FAMILY INDEPENDENCE AGENCY			
Full-time equated classified positions	13,465.3		
Full-time equated unclassified positions	6.0		
Total full-time equated positions	13,471.3		
GROSS APPROPRIATION		$	2,925,798,400
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers		$	150,000
ADJUSTED GROSS APPROPRIATION		$	2,925,648,400
Federal revenues:			
Total federal revenues			1,714,487,600
Special revenue funds:			
Total private revenues			7,731,100
Total local revenues			67,897,200
Total other state restricted revenues			92,532,500
State general fund/general purpose		$	1,043,000,000
Sec. 102. EXECUTIVE OPERATIONS			
Total full-time equated positions	936.3		
Full-time equated unclassified positions	6.0		
Full-time equated classified positions	930.3		
Other unclassified salaries—6.0 FTE positions		$	478,000
Salaries and wages—727.3 FTE positions			32,965,300
Contractual services, supplies, and materials			10,330,300
Demonstration projects—11.0 FTE positions			10,605,700
End user support			4,916,000
Computer service fees			12,931,700
ASSIST project—25.0 FTE positions			33,846,500
Data system enhancement—26.0 FTE positions			12,620,300
Child support automation—25.0 FTE positions			26,461,100
Child support distribution computer system			625,000
Commission on disability concerns—8.0 FTE positions			759,600
Commission for the blind—108.0 FTE positions			17,060,200
GROSS APPROPRIATION		$	163,599,700
Appropriated from:			
Interdepartmental grant revenues:			
IDG-ADP user fees			150,000

Federal revenues:		
Total federal revenues		92,521,800
Special revenue funds:		
Total private revenues		1,840,000
Total local revenues		475,000
Total other state restricted revenues		477,300
State general fund/general purpose	$	68,135,600
Sec. 103. FAMILY SERVICES ADMINISTRATION		
Full-time equated classified positions 397.0		
Salaries and wages—320.0 FTE positions	$	14,810,500
Contractual services, supplies, and materials		6,896,500
Child support incentive payments		32,409,600
Legal support contracts		87,853,700
Supplemental security income advocates, salaries and wages—17.0 FTE positions		1,044,100
State incentive payments		4,449,000
Employment and training support services		24,926,700
Food stamp issuance		5,374,400
High school completion project—5.0 FTE positions		358,400
Wage employment verification reporting—2.0 FTE positions		5,030,000
Urban and rural empowerment/enterprise zones		100
Training and staff development—53.0 FTE positions		9,513,100
Community services block grants		18,100,000
GROSS APPROPRIATION	$	210,766,100
Appropriated from:		
Federal revenues:		
Total federal revenues		182,141,000
Special revenue funds:		
Total local revenues		340,000
State general fund/general purpose	$	28,285,100
Sec. 104. CHILD AND FAMILY SERVICES		
Full-time equated classified positions 104.3		
Salaries and wages—53.3 FTE positions	$	2,667,200
Contractual services, supplies, and materials		1,782,000
Refugee assistance program—9.0 FTE positions		7,377,100
County juvenile officers		3,742,700
Foster care payments		255,924,100
Adoption subsidies		122,871,200
Youth in transition—20.0 FTE positions		10,256,900
Interstate compact		300,000
Child care fund		70,217,600
Children’s benefit fund donations		21,000
Domestic violence prevention and treatment—1.0 FTE position		5,662,200
Teenage parent counseling—3.0 FTE positions		3,405,200
Family preservation and prevention services—13.0 FTE positions		73,715,500
Black child and family institute		100,000
Rape prevention and services		1,100,000
Children’s trust fund administration—4.0 FTE positions		330,300
Children’s trust fund grants		3,615,000
Attorney general contract		1,708,700
Guardian contract		600,000
County shelters		200,000
Prosecuting attorney contracts—1.0 FTE position		1,061,700
GROSS APPROPRIATION	$	566,658,400
Appropriated from:		
Federal revenues:		
Total federal revenues		275,841,100
Special revenue funds:		
Private-children’s benefit fund donations		21,000
Private-collections		4,101,300

Local funds - county payback		27,643,200
Children's trust fund		2,070,300
State general fund/general purpose	$	256,981,500
Sec. 105. DELINQUENCY SERVICES		
Full-time equated classified positions 1,211.1		
Personnel payroll costs—916.2 FTE positions	$	47,390,400
Delinquency services operations		14,528,500
Residential care centers—45.0 FTE positions		2,518,100
Genesee valley and Detroit detention centers—210.2 FTE positions		14,389,900
Federally funded activities—26.1 FTE positions		1,813,800
W.J. Maxey memorial fund		45,000
Regional detention services—10.6 FTE positions		1,207,300
Juvenile accountability incentive block grant		6,128,200
Juvenile boot camp program		2,300,000
Committee on juvenile justice administration—3.0 FTE positions		269,300
Committee on juvenile justice grants		7,000,000
Alternative delinquency services		100
GROSS APPROPRIATION	$	97,590,600
Appropriated from:		
Federal revenues:		
Total federal revenues		25,043,700
Special revenue funds:		
Total private revenues		45,000
Local funds - county payback		38,941,500
State general fund/general purpose	$	33,560,400
Sec. 106. LOCAL OFFICE STAFF AND OPERATIONS		
Full-time equated classified positions 10,196.9		
Field staff, salaries and wages—7,278.5 FTE positions	$	278,246,100
Children and adult services, salaries and wages—2,797.9 FTE positions		111,465,700
Contractual services, supplies, and materials		24,167,900
Outstationed eligibility workers—30.0 FTE positions		3,497,800
Volunteer services and reimbursement—90.5 FTE positions		6,925,200
GROSS APPROPRIATION	$	424,302,700
Appropriated from:		
Federal revenues:		
Total federal revenues		263,281,700
Special revenue funds:		
Local funds - donated funds		193,100
Private funds - hospital contributions		1,723,800
State general fund/general purpose	$	159,104,100
Sec. 107. DISABILITY DETERMINATION SERVICES		
Full-time equated classified positions 602.0		
Disability determination operations—602.0 FTE positions	$	66,616,000
GROSS APPROPRIATION	$	66,616,000
Appropriated from:		
Federal revenues:		
Total federal revenues		66,616,000
State general fund/general purpose	$	0
Sec. 108. CENTRAL SUPPORT ACCOUNTS		
Rent	$	49,521,100
Occupancy charge		5,308,500
Travel		7,982,400
Equipment		3,022,900
Worker's compensation		5,166,900
Advisory commissions		17,900
Payroll taxes and fringe benefits		148,928,100
GROSS APPROPRIATION	$	219,947,800
Appropriated from:		
Federal revenues:		
Total federal revenues		123,963,700

Special revenue funds:		
Departmentwide lapse revenue		8,024,200
Local funds - county payback		304,400
State general fund/general purpose	$	87,655,500
Sec. 109. PUBLIC ASSISTANCE		
Full-time equated classified positions 23.7		
Family independence program	$	538,731,800
State disability assistance payments		23,738,100
Food stamp program benefits		132,000,000
State supplementation		57,653,600
State supplementation administration		2,502,000
Low-income energy assistance program—21.7 FTE positions		72,000,000
State emergency relief—2.0 FTE positions		38,700,000
Weatherization assistance		10,900,000
Day care services		300,091,600
GROSS APPROPRIATION	$	1,176,317,100
Appropriated from:		
Federal revenues:		
Total federal revenues		685,078,600
Special revenue funds:		
Child support collections		70,160,600
Supplemental security income recoveries		5,800,000
Public assistance recoupment revenue		6,000,100
State general fund/general purpose	$	409,277,800”.

2. Amend page 9, line 24, after “at” by striking out “$1,161,981,700.00” and inserting “$1,135,532,500.00”.
3. Amend page 10, line 2, after “at” by striking out “$135,510,900.00” and inserting “$136,418,400.00”.
4. Amend page 10, line 9, by striking out “61,096,500” and inserting “62,004,000”.
5. Amend page 10, line 12, by striking out “135,510,900” and inserting “136,418,400”.
6. Amend page 12, following line 6, by inserting:

“(b) “ASSIST” means automated social services information system.” and relettering the remaining subdivisions.

7. Amend page 12, line 10, after “families” by inserting “(TANF)”.
8. Amend page 13, line 1, by striking out all of section 210 and inserting:

“Sec. 210. Funds appropriated in part 1 shall not be used for the purchase of foreign goods and/or services if competitively priced American goods and/or services of comparable quality are available.”.

9. Amend page 14, line 6, by striking out all of section 214 and inserting:

“Sec. 214. The director shall take all reasonable steps to ensure businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both, for the department. The director shall strongly encourage firms with which the department contracts to subcontract with certified businesses in depressed and deprived communities for services or supplies, or both.”.

10. Amend page 14, line 25, by striking out all of section 217.
11. Amend page 16, line 26, by striking out all of section 222 and inserting:

“Sec. 222. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house appropriations committees and the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan’s comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposed to spend the funds.”.

12. Amend page 17, line 16, by striking out all of sections 225, 226, and 227 and inserting:

“Sec. 225. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 226. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 227. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees’ retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.

Sec. 228. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $200,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act in accordance with section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $20,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act in accordance with section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $20,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act in accordance with section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.”.

13. Amend page 21, line 11, after “data” by striking out “systems” and inserting “system”.

14. Amend page 21, line 23, after the second “the” by striking out “assist” and inserting “ASSIST”.

15. Amend page 22, line 2, by striking out all of section 401 and inserting:

“Sec. 401. (1) From the federal money received for child support incentive payments, up to $4,365,200.00 shall be retained by the state and expended for legal support contracts, state incentive payments, and salaries and wages for office of child support staff.

(2) At the end of the current fiscal year, the department may, when it is cost beneficial to the state and counties, withhold from submitting to the federal office of child support administrative expenses eligible for federal financial participation. The department may recoup earned but unclaimed federal funds from the resulting increased federal child support incentive. The recoupment by the department shall be made prior to distribution of the increased incentive to the counties. Any incentive funds retained by the state under this section shall be separate and apart from incentive funds retained in any other section of this act.

(3) A local friend of the court office shall not be required to pay any penalty due to the state’s failure to meet federal child support requirements.”.

16. Amend page 24, line 26, after “410.” by inserting “(1)”.

17. Amend page 24, line 27, after the first “agency” by striking out “as lead agency”.

18. Amend page 25, following line 14, by inserting:

“(2) The 2 departments may retain a third party to conduct the study under this section.”.

19. Amend page 25, line 19, after “requirements.” by inserting “Funds under this section shall be spent to develop project zero services in Genesee County.”.

20. Amend page 25, line 23, by striking out all of section 413 and inserting:

“Sec. 413. (1) The family independence agency together with the Michigan jobs commission or the designee of the Michigan jobs commission shall ensure that each individual’s job readiness and any barriers to work of the individual including, but not limited to, household members’ child care needs, health status, work and school schedules, domestic violence issues, education deficits or learning disabilities, lack of job skills, lack of transportation, and any other factors are assessed.

(2) A work first client must be informed of his or her right to request a face-to-face meeting with both his or her work first and family independence agency caseworkers if the client meets either of the following criteria:

(a) The client has been negatively terminated from work first at least once, has at least 1 child who has a severe physical or mental disability, and is likely to need publicly supported child care in order to maintain employment.

(b) The client has been negatively terminated from work first employment more than 3 times.

Sec. 414. From the funds appropriated in section 103 for employment and training support services, the department shall contract with Created for Caring for $100,000.00 to provide employment skills and opportunities support services.".

21. Amend page 29, line 14, after "against" by striking out "the" and inserting "a".

22. Amend page 29, line 18, after "against" by striking out "the" and inserting "a".

23. Amend page 31, line 21, after "515." by inserting "(1)".

24. Amend page 31, following line 25, by inserting:

"(2) In order to maintain this level of funding, the department may use up to $7,400,000.00 in TANF funds provided that the local multipurpose collaborative bodies submit data to the department that will enable the department to document potential federal claimable expenditures.

(3) No later than March 1, 1999, each local multipurpose collaborative body shall submit a report to the department that includes the number of people receiving strong families/safe children services, the local goals for this program, and a measure of the effectiveness in meeting these goals.".

25. Amend page 33, line 16, after the first "parents" by striking out the balance of the section and inserting a comma and "parents receiving adoption subsidies, and agencies' administrative rate by 3%. This increase takes effect on April 1, 1999.".

26. Amend page 33, line 20, after "industry" by striking out the balance of the section and inserting a period and "The foster care training plan shall be submitted to the house and senate appropriations subcommittees on the family independence agency within 6 months after the training under this section begins.".

27. Amend page 33, following line 22, following section 522, by inserting:

"Sec. 523. From the funds appropriated in part 1 for foster care payments and related administrative costs, the department may implement the federally approved title IV-E child welfare waiver managed care demonstration project.".

28. Amend page 40, line 13, after "618." by inserting "(1)".

29. Amend page 40, line 13, after the first "agency" by striking out "as the lead agency".

30. Amend page 41, following line 3, by inserting:

"(2) The 2 departments may retain a third party to conduct the study under this section.".

31. Amend page 46, line 5, after "by" by striking out the balance of the section and inserting "56 FTEs.".

32. Amend page 46, line 12, after "by" by striking out "75" and inserting "50".

33. Amend page 46, line 20, after "that" by striking out "38" and inserting "25".

34. Amend page 46, line 21, after "and" by striking out "37" and inserting "25".

35. Amend page 48, line 25, by striking out all of sections 637 and 638 and inserting:

"Sec. 637. The department, in collaboration with the food bank council of Michigan and other private, nonprofit emergency food service providers, shall review recent studies on hunger and the need for emergency food as it pertains to Michigan. The review shall include estimates of the demand statewide for emergency food from food banks and sites where individuals receive prepared meals and other findings and recommendations on how the department can facilitate improvements in the statewide response to hunger. The department shall submit an action plan on how it will act to address these recommendations to the house and senate appropriations subcommittees on the family independence agency by December 31, 1998.".

36. Amend page 54, following line 26, by striking out all of sections 648, 649, and 650.

37. Amend page 54, following line 26, following section 651, by inserting:

"Sec. 655. Funds appropriated under this act shall not be used to pay for the purchase, installation, repair, or maintenance of any air-conditioning unit or equipment unless either of the following conditions is met:

(a) The recipient requesting the payment provides to the department a certificate from a physician stating that the air conditioning is medically required.

(b) The recipient is 55 years of age or older.".

38. Amend page 55, following line 25, by inserting:

"Sec. 703. Facilities funded under section 105 for delinquency services shall not be located within 1,500 feet of property in use for a K-12 educational program.

Sec. 704. Expansion of facilities funded under section 105 for delinquency services shall not be authorized by the joint capital outlay subcommittee of the appropriations committees until the department has held a public hearing in the community where the facility proposed to be expanded is located.

Sec. 705. A juvenile adjudicated and placed in a state operated maximum security program funded under section 105 for delinquency services shall not be allowed to leave the property of the maximum security facility at which the program is located except when required to leave the property for medical treatment, court appearances, or other good cause approved by the facility director. For purposes of this section, "juvenile" means that term as defined in section 115n of the social welfare act, 1939 PA 280, MCL 400.115n.".

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the family independence agency and certain state purposes related to public welfare services for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to provide for reports; to provide for the disposition of fees and other income received by the state agency; and to provide for the powers and duties of certain individuals, local governments, and state departments, agencies, and officers.

Hubert Price, Jr.
Bob Emerson
Mark Jansen
Conferees for the House

R. Robert Geake
Glenn Steil
Joe Conroy
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 627 **Yeas—35**

Bennett	Dunaskiss	McManus	Shugars
Bouchard	Emmons	Miller	Smith, A.
Bullard	Gast	North	Smith, V.
Byrum	Geake	O'Brien	Steil
Cisky	Gougeon	Peters	Stille
Conroy	Hart	Posthumus	Van Regenmorter
DeBeaussaert	Hoffman	Rogers	Vaughn
DeGrow	Jaye	Schuette	Young
Dingell	Koivisto	Schwarz	

Nays—2

Berryman	Cherry

Excused—0

Not Voting—0

In The Chair: Schwarz

Senator DeGrow moved that the bill be given immediate effect.

The motion prevailed, 2/3 of the members serving voting therefor.

Protest

Senator Berryman, under his constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of the conference report to House Bill No. 5590.

Senator Berryman's statement is as follows:

Using my constitutional right to give a "no" vote explanation, I would like to state that, again, I think there are many policies within this budget that are very good and that they help individuals in the state. But there were also parts of this budget that I believe set policies that drive wedges between individuals in the state.

I think the wedge issues that divide people by social/economic class, divide people by race and by gender, and to give that explanation, Mr. President, of why I voted “no” and to tie it together were the two issues that this chamber voted for. One of the issues was left in the budget, and one was taken out. One was the air conditioning that no one in the state of Michigan, without a doctor’s permission and 55 years and younger, could live in housing that is air conditioned. One, I think it’s a ridiculous policy, but one that truly isn’t meant to be policy because there is no way, Mr. President, I believe that the Department of FIA can monitor this. We don’t have enough people to monitor abuse of children in the home, but yet, we’re actually going to go out and monitor whether people on assistance are living in apartment buildings that have air conditioning? I think it truly is a political statement and not one that is really based in any reality. That was left in the budget.

What was taken out was the drug testing. This administration has a campaign ad out already that the whole 30 seconds talks about drug testing, and this chamber passed that and put it in this bill. If it really is that important to the Governor that you would spend the whole ad, the whole TV ad as drug testing welfare recipients, why would you so easily walk away from a conference report that takes it out? Because if it was law, if it did pass this body and it did become law of the FIA budget, that means it would take effect October 1 of this year, and it would no longer be a campaign issue. That’s what this whole thing is based on and not about the actual care, about men and women who find themselves in circumstances where they need assistance from the state.

I think these policies, Mr. President, are divisive, and I think because of these kind of policies where we can divide people by economic class gives some demented individuals in this state and in this country, they think, the right to drag an individual behind a pick-up truck. That’s what these kinds of policies, in my mind, promote, that we can debate here in this Senate chamber and in this state, policies that so demonize the poor that it actually gives somebody in their own mind the credibility that it’s ok to grab a person, tie them up, and drag them behind a pickup.

Somewhere we’re going to have to have a debate in this state and in this country that doesn’t separate people by economic class or by race or by gender. The discussion that needs to occur sooner than later because these kinds of policies, I think, are tearing apart this state and tearing apart the country.

House Bill No. 5595, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 1999; 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 prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 1999; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

The House of Representatives has adopted the report of the Committee of Conference and ordered that the bill be given immediate effect.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5595, entitled

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 1999; 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 prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 1999; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

Recommends:

First: That the House and Senate agree to the Substitute of the Senate as passed by the Senate and to the following amendments:

1. Amend page 2, line 1, by striking out all of part 1 and inserting:

“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, management and budget, state, and treasury, the executive office, the legislative branch, and certain other state purposes, for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

TOTAL GENERAL GOVERNMENT

Full-time equated unclassified positions	42.0		
Full-time equated classified positions	5,894.1		
Full-time equated exempted positions	140.0		
GROSS APPROPRIATION		$	2,303,599,800
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers		$	125,162,700
ADJUSTED GROSS APPROPRIATION		$	2,178,437,100
Federal revenues:			
Total federal revenues			53,857,400
Special revenue funds:			
Total local revenues			3,437,000
Total private revenues			2,652,500
Total other state restricted revenues			1,664,940,700
State general fund/general purpose		$	453,549,500

Sec. 102. DEPARTMENT OF ATTORNEY GENERAL

(1) APPROPRIATION SUMMARY:

Full-time equated unclassified positions	6.0		
Full-time equated classified positions	565.0		
GROSS APPROPRIATION		$	52,501,300
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers			8,177,800
ADJUSTED GROSS APPROPRIATION		$	44,323,500
Federal revenues:			
Total federal revenues			6,242,100
Special revenue funds:			
Total local revenues			0
Total private revenues			1,068,900
Total other state restricted revenues			6,440,300
State general fund/general purpose		$	30,572,200

(2) ATTORNEY GENERAL OPERATIONS

Full-time equated unclassified positions	6.0		
Full-time equated classified positions	565.0		
Attorney general		$	124,900
Unclassified positions—5.0 FTE positions			249,400
Attorney general operations—546.5 FTE positions			50,349,900
Prosecuting attorneys coordinating council—18.5 FTE positions			1,477,100
PACC, training project			300,000
GROSS APPROPRIATION		$	52,501,300
Appropriated from:			
Interdepartmental grant revenues:			
IDG from FIA			1,621,700
IDG from MDCIS, liquor purchase revolving fund			774,600
IDG from MDCIS, public utility assessments			1,469,500
IDG from MDCIS, health services			867,900
IDG from MDCIS, financial and insurance services			91,800
IDG from MDSP, Michigan justice training fund			300,000
IDG from MDOT, state aeronautics fund			109,800
IDG from MDOT, state trunkline fund			2,246,400
IDG from MDOT, comprehensive transportation fund			116,600
IDG from Michigan gaming control board			579,500
Federal revenues:			
DAG, state administrative match grant/food stamps			958,100
DED-OPSE, student loan, federal lender allowance			256,900
DOL-ETA, unemployment insurance			1,220,300
DOL-OSHA, occupational safety and health			237,800
EPA, multiple grants			329,000
Federal funds			491,100
HHS-OS, state Medicaid fraud control units			2,260,000

HHS, medical assistance, medigrant			488,900
Special revenue funds:			
Private - accident fund company revenue			1,068,900
Antitrust enforcement collections			278,100
Auto repair facilities fees			170,700
Collections revenue			532,400
Corporate fees			56,200
Franchise fees			213,700
Game and fish protection fund			605,300
Low level radioactive waste management fund			221,600
Michigan state housing development authority fees			428,700
Michigan underground storage tank financial assurance fund			141,900
Mobile home commission fees			163,400
Oil and gas privilege fee revenue			126,300
Prisoner reimbursement			267,400
Prosecuting attorneys training fees			236,800
Retirement funds			392,400
Second injury fund			827,600
Securities fees			56,200
Self-insurers security fund			141,900
Silicosis and dust disease fund			422,800
State building authority revenue			70,900
State hospital authority			279,400
State lottery fund			183,600
Utility consumers fund			433,100
Waterways fund			73,300
Worker's compensation administrative revolving fund			116,600
State general fund/general purpose		$	30,572,200
Sec. 103. DEPARTMENT OF CIVIL RIGHTS			
(1) APPROPRIATION SUMMARY:			
Full-time equated unclassified positions	5.0		
Full-time equated classified positions	166.5		
GROSS APPROPRIATION		$	14,104,800
Interdepartmental grant revenues:			
Total interdepartmental grants and intradepartmental transfers			0
ADJUSTED GROSS APPROPRIATION		$	14,104,800
Federal revenues:			
Total federal revenues			1,600,000
Special revenue funds:			
Total local revenues			0
Total private revenues			0
Total other state restricted revenues			0
State general fund/general purpose			12,504,800
(2) CIVIL RIGHTS OPERATIONS			
Full-time equated unclassified positions	5.0		
Full-time equated classified positions	166.5		
Commission (per diem $75.00)		$	16,200
Unclassified positions—5.0 FTE positions			323,400
Civil rights operations—166.5 FTE positions			13,765,200
GROSS APPROPRIATION		$	14,104,800
Appropriated from:			
Federal revenues:			
EEOC, state and local antidiscrimination agency contracts			1,500,000
HUD, grant			100,000
State general fund/general purpose		$	12,504,800
Sec. 104. DEPARTMENT OF CIVIL SERVICE			
(1) APPROPRIATION SUMMARY:			
Full-time equated classified positions	230.5		
GROSS APPROPRIATION		$	27,415,600

Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		2,133,700
ADJUSTED GROSS APPROPRIATION	$	25,281,900
Federal revenues:		
Total federal revenues		1,279,100
Special revenue funds:		
Total local revenues		500,000
Total private revenues		49,100
Total other state restricted revenues		10,669,000
State general fund/general purpose	$	12,784,700
(2) CIVIL SERVICE OPERATIONS		
Full-time equated classified positions 230.5		
Civil service operations—230.5 FTE positions	$	27,415,600
GROSS APPROPRIATION	$	27,415,600
Appropriated from:		
Interdepartmental grant revenues:		
IDG, training charges		575,000
IDG, 1% special funds		1,558,700
Federal revenues:		
Federal funds 1%		1,279,100
Special revenue funds:		
Local funds 1%		500,000
Private funds 1%		49,100
State restricted funds 1%		8,009,800
Data services revenue		8,100
Freedom of information fees		1,100
State sponsored group insurance		2,650,000
State general fund/general purpose	$	12,784,700
Sec. 105. EXECUTIVE OFFICE		
(1) APPROPRIATION SUMMARY:		
Full-time equated unclassified positions 10.0		
Full-time equated classified positions 75.0		
GROSS APPROPRIATION	$	5,100,400
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	$	5,100,400
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	$	5,100,400
(2) EXECUTIVE OFFICE OPERATIONS		
Full-time equated unclassified positions 10.0		
Full-time equated classified positions 75.0		
Governor	$	130,800
Lieutenant governor		96,500
Executive office—75.0 FTE positions		4,187,900
Unclassified positions—8.0 FTE positions		685,200
GROSS APPROPRIATION	$	5,100,400
Appropriated from:		
State general fund/general purpose	$	5,100,400
Sec. 106. LEGISLATIVE AUDITOR GENERAL		
(1) APPROPRIATION SUMMARY:		
GROSS APPROPRIATION	$	13,804,300
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		1,527,100
ADJUSTED GROSS APPROPRIATION	$	12,277,200

Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		293,800
State general fund/general purpose	$	11,983,400
(2) OFFICE OF THE AUDITOR GENERAL		
Legislative auditor general	$	106,000
Unclassified positions		115,200
Field operations		13,583,100
GROSS APPROPRIATION	$	13,804,300
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDCIS, liquor purchase revolving fund		79,300
IDG from MDCS		67,100
IDG from MDOT, comprehensive transportation fund		38,900
IDG from MDOT, Michigan transportation fund		101,800
IDG from MDOT, state aeronautics fund		15,400
IDG from MDOT, state trunkline fund		381,100
IDG, single audit act		843,500
Special revenue funds:		
Construction lien fund		5,000
Contract audit administration fees		46,000
Correctional industries revolving fund		31,800
Game and fish protection fund		17,100
Marine safety fund		1,500
Michigan state housing development authority fees		40,000
Michigan veterans trust fund		14,100
Motor transport revolving fund		24,800
Office services revolving fund		33,200
Retirement funds		49,600
State employees' group insurance		26,200
Waterways fund		4,500
State general fund/general purpose	$	11,983,400
Sec. 107. LEGISLATURE		
(1) APPROPRIATION SUMMARY:		
GROSS APPROPRIATION	$	90,987,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	$	90,987,000
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues		400,000
Total other state restricted revenues		1,041,800
State general fund/general purpose	$	89,545,200
(2) LEGISLATURE		
Senate	$	24,599,900
Senate automated data processing		1,444,300
Senate fiscal agency		3,154,200
House of representatives		36,453,400
House automated data processing		1,979,500
House fiscal agency		3,002,400
GROSS APPROPRIATION	$	70,633,700
Appropriated from:		
State general fund/general purpose	$	70,633,700

(3) LEGISLATIVE COUNCIL		
Legislative council	$	10,372,600
Legislative service bureau automated data processing		1,222,300
Legislative session integration system		764,900
Legislative corrections ombudsman		325,000
Worker's compensation		154,800
National association dues		374,400
Trial court assessment commission		279,900
GROSS APPROPRIATION	$	13,493,900
Appropriated from:		
Special revenue funds:		
Private - gifts and bequests revenues		400,000
State general fund/general purpose	$	13,093,900
(4) LEGISLATIVE RETIREMENT SYSTEM		
General nonretirement expenses	$	3,910,000
GROSS APPROPRIATION	$	3,910,000
Appropriated from:		
Special revenue funds:		
Court fees		1,041,800
State general fund/general purpose	$	2,868,200
(5) PROPERTY MANAGEMENT		
Capitol building	$	1,820,000
Roosevelt building		564,700
Farnum building		564,700
GROSS APPROPRIATION	$	2,949,400
Appropriated from:		
State general fund/general purpose	$	2,949,400
Sec. 108. LIBRARY OF MICHIGAN		
(1) APPROPRIATION SUMMARY:		
Full-time equated exempted positions 140.0		
GROSS APPROPRIATION	$	37,249,100
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	$	37,249,100
Federal revenues:		
Total federal revenues		4,109,800
Special revenue funds:		
Total local revenues		0
Total private revenues		75,000
Total other state restricted revenues		86,900
State general fund/general purpose	$	32,977,400
(2) LIBRARY OF MICHIGAN		
Full-time equated exempted positions 140.0		
Operations—110.0 FTE positions	$	7,572,900
Michigan library and historical center operations—30.0 FTE positions		2,690,700
Library automation		536,600
Statewide database access		500,000
Collected gifts and fees		161,900
State aid to libraries		14,210,700
Grant to the Detroit public library		5,871,600
Grand Rapids public library		406,400
Subregional state aid		554,300
Wayne County library for the blind & physically handicapped		49,200
Book distribution centers		285,000
Library services and technology act		4,109,800
Renaissance zone reimbursement		300,000
GROSS APPROPRIATION	$	37,249,100
Appropriated from:		
Federal revenues:		
Library services and technology act		4,109,800

Special revenue funds:		
Private - gifts and bequests revenues		75,000
User fees		86,900
State general fund/general purpose	$	32,977,400
Sec. 109. DEPARTMENT OF MANAGEMENT AND BUDGET		
(1) APPROPRIATION SUMMARY:		
Full-time equated unclassified positions 6.0		
Full-time equated classified positions 942.0		
GROSS APPROPRIATION	$	133,640,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		51,115,800
ADJUSTED GROSS APPROPRIATION	$	82,524,400
Federal revenues:		
Total federal revenues		590,700
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		37,253,700
State general fund/general purpose	$	44,680,000
(2) MANAGEMENT AND BUDGET SERVICES		
Full-time equated unclassified positions 6.0		
Full-time equated classified positions 780.0		
Unclassified positions—6.0 FTE positions	$	500,700
Departmentwide services—62.0 FTE positions		13,010,100
Statewide administrative services—251.0 FTE positions		23,520,300
Statewide support services—356.0 FTE positions		46,309,400
Michigan administrative information network—111.0 FTE positions		24,469,000
GROSS APPROPRIATION	$	107,809,500
Appropriated from:		
Interdepartmental grant revenues:		
IDG from building occupancy and parking charges		45,134,000
IDG from MDCH		235,000
IDG from MDOT, comprehensive transportation fund		27,200
IDG from MDOT, Michigan transportation fund		349,400
IDG from MDOT, state aeronautics fund		43,000
IDG from MDOT, state trunkline fund		578,600
IDG from MJC		100,000
IDG from user fees		3,433,600
Federal revenues:		
Federal - MESA, administration fund		590,700
Special revenue funds:		
Game and fish protection fund		187,400
Marine safety fund		39,700
MAIN user charges		3,684,800
Risk management fund		1,123,100
Special revenue, internal service, and pension trust funds		6,427,400
State building authority revenue		289,800
State lottery fund		54,300
State-sponsored group insurance, flexible spending accounts, and COBRA		4,570,400
Waterways fund		36,600
State general fund/general purpose	$	40,904,500
(3) STATEWIDE APPROPRIATIONS		
Professional development fund - MPES	$	90,000
Professional development fund - MSC		150,000
Professional development fund - UAW		900,000
Professional development fund - local 31-M		25,000
Professional development fund - nonexclusively represented employees		50,000
GROSS APPROPRIATION	$	1,215,000

Appropriated from:	
Interdepartmental grant revenues:	
IDG from employer contributions	1,215,000
State general fund/general purpose	$ 0
(4) SPECIAL PROGRAMS	
Full-time equated classified positions 162.0	
Building occupancy charges - property management services for executive/legislative building occupancy	$ 2,618,400
Retirement services—148.0 FTE positions	20,840,200
Office of children's ombudsman—14.0 FTE positions	1,157,100
GROSS APPROPRIATION	$ 24,615,700
Appropriated from:	
Special revenue funds:	
Pension trust funds	20,840,200
State general fund/general purpose	$ 3,775,500
Sec. 110. DEPARTMENT OF STATE	
(1) APPROPRIATION SUMMARY:	
Full-time equated unclassified positions 6.0	
Full-time equated classified positions 2,008.1	
GROSS APPROPRIATION	$ 170,157,900
Interdepartmental grant revenues:	
Total interdepartmental grants and intradepartmental transfers	46,604,600
ADJUSTED GROSS APPROPRIATION	$ 123,553,300
Federal revenues:	
Total federal revenues	959,600
Special revenue funds:	
Total local revenues	0
Total private revenues	884,500
Total other state restricted revenues	59,227,200
State general fund/general purpose	$ 62,482,000
(2) EXECUTIVE DIRECTION	
Full-time equated unclassified positions 6.0	
Full-time equated classified positions 23.2	
Secretary of state	$ 124,900
Unclassified positions—5.0 FTE positions	431,600
Operations—23.2 FTE positions	1,398,400
GROSS APPROPRIATION	$ 1,954,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDOT, Michigan transportation fund	331,000
Special revenue funds:	
Auto repair facilities fees	46,700
Driver fees	68,500
Expedient service fees	38,700
Look-up fees	329,900
Parking ticket court fines	6,100
Personal identification card fees	9,300
Reinstatement fees - operator licenses	81,300
Vehicle theft prevention fees	26,800
State general fund/general purpose	$ 1,016,600
(3) DEPARTMENT SERVICES	
Full-time equated classified positions 371.0	
Operations—163.8 FTE positions	$ 16,917,100
Auto regulation—104.7 FTE positions	6,879,000
Data processing—96.0 FTE positions	20,240,600
Assigned claims assessments—6.5 FTE positions	582,200
GROSS APPROPRIATION	$ 44,618,900
Appropriated from:	
Interdepartmental grant revenues:	
IDG from MDOT, Michigan transportation fund	11,742,000

Special revenue funds:		
Administrative order processing fees		10,300
Assigned claims assessments		582,200
Auto repair facilities fees		4,099,700
Child support clearance fees		44,800
Driver fees		1,058,300
Expedient service fees		653,700
Look-up fees		8,896,300
Marine safety fund		63,100
Off-road vehicle title fees		6,700
Parking ticket court fines		120,000
Personal identification card fees		95,100
Reinstatement fees - operator licenses		844,900
Scrap tire fund		57,900
Snowmobile registration fee revenue		15,200
Vehicle theft prevention fees		1,467,700
State general fund/general purpose	$	14,861,000
(4) REGULATORY SERVICES		
Full-time equated classified positions 85.8		
Operations—85.8 FTE positions	$	6,150,700
GROSS APPROPRIATION	$	6,150,700
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT, Michigan transportation fund		1,581,600
Special revenue funds:		
Auto repair facilities fees		55,100
Driver fees		499,000
Expedient service fees		24,900
Look-up fees		2,085,300
Parking ticket court fines		6,900
Personal identification card fees		34,000
Reinstatement fees - operator licenses		438,400
Vehicle theft prevention fees		91,600
State general fund/general purpose	$	1,333,900
(5) CUSTOMER DELIVERY SERVICES		
Full-time equated classified positions 1,426.9		
Branch operations—1,011.4 FTE positions	$	60,823,500
Central records—380.3 FTE positions		25,017,700
Motor carrier services—19.0 FTE positions		1,062,700
Commemorative license plates—16.2 FTE positions		9,353,300
Specialty license plates		2,215,000
Olympic center plate		75,700
Organ donor program		104,000
GROSS APPROPRIATION	$	98,651,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT, Michigan transportation fund		30,842,700
Special revenue funds:		
Auto repair facilities fees		72,500
Child support clearance fees		319,600
Commercial driver training school fees		54,800
Driver fees		10,469,900
Expedient service fees		1,499,600
Look-up fees		14,677,000
Marine safety fund		870,700
Mobile home commission fees		361,400
Motorcycle safety fund		114,600
Off-road vehicle title fees		93,300
Olympic center training fund		75,700

Parking ticket court fines		1,270,200
Personal identification card fees		1,169,700
Reinstatement fees - operator licenses		1,772,900
Snowmobile annual permit fee revenue		127,800
Snowmobile registration fee revenue		214,600
Vehicle theft prevention fees		163,100
State general fund/general purpose	$	34,481,800
(6) ELECTION REGULATION AND DEPARTMENT POLICY AND PLANNING		
Full-time equated classified positions 28.5		
Election administration and services—28.5 FTE positions	$	2,040,400
Fees to local units		69,800
Qualified voter file		1,119,900
GROSS APPROPRIATION	$	3,230,100
Appropriated from:		
State general fund/general purpose	$	3,230,100
(7) HISTORICAL PROGRAM		
Full-time equated classified positions 72.7		
Historical administration and services—63.3 FTE positions	$	4,234,800
Federal programs—8.9 FTE positions		959,600
Heritage publications		700,000
Mann house—0.5 FTE position		50,200
Private grants and gifts		834,300
GROSS APPROPRIATION	$	6,778,900
Appropriated from:		
Federal revenues:		
DOI-NPS, historic preservation grants-in-aid		764,600
Federal institute of museum services		50,000
DOI-NHPRC		70,000
DOC-NOAA, coastal zone management administration		75,000
Special revenue funds:		
Private - grants and gifts		834,300
Private - Mann house trust fund		50,200
Heritage publication fund		700,000
State general fund/general purpose	$	4,234,800
(8) DEPARTMENTWIDE APPROPRIATIONS		
Building occupancy charges - property management services	$	1,663,000
Private rent		6,351,000
Worker's compensation		758,500
GROSS APPROPRIATION	$	8,772,500
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT, Michigan transportation fund		2,107,300
Special revenue funds:		
Auto repair facilities fees		173,100
Driver fees		532,400
Expedient service fees		15,900
Look-up fees		2,046,000
Parking ticket court fines		574,000
State general fund/general purpose	$	3,323,800
Sec. 111. DEPARTMENT OF TREASURY		
(1) APPROPRIATION SUMMARY:		
Full-time equated unclassified positions 9.0		
Full-time equated classified positions 1,907.0		
GROSS APPROPRIATION	$	1,758,639,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		15,603,700
ADJUSTED GROSS APPROPRIATION	$	1,743,035,500
Federal revenues:		
Total federal revenues		39,076,100

Special revenue funds:		
Total local revenues		2,937,000
Total private revenues		175,000
Total other state restricted revenues		1,549,928,000
State general fund/general purpose	$	150,919,400
(2) EXECUTIVE DIRECTION		
Full-time equated unclassified positions 9.0		
Full-time equated classified positions 4.0		
Unclassified positions—9.0 FTE positions	$	726,200
Multistate tax commission dues		111,700
Office of the director—4.0 FTE positions		372,700
GROSS APPROPRIATION	$	1,210,600
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT, Michigan transportation fund		69,800
Special revenue funds:		
State lottery fund		85,900
State services fee fund		112,900
State general fund/general purpose	$	942,000
(3) DEPARTMENTWIDE APPROPRIATIONS		
Rent	$	570,400
Travel		1,810,400
Building occupancy charges - property management services		2,336,800
Worker's compensation insurance premium		486,800
GROSS APPROPRIATION	$	5,204,400
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT, Michigan transportation fund		334,600
IDG from MDOT, state aeronautics fund		2,700
IDG, state agency collection fees		17,900
Special revenue funds:		
Local - audit charges		80,600
Local - equalization study charge-backs		16,300
Delinquent property tax administration fund		127,000
Delinquent tax collection revenue		2,768,000
Municipal finance fees		76,000
Treasury fees		18,900
Waterways fund		2,300
State general fund/general purpose	$	1,760,100
(4) LOCAL GOVERNMENT PROGRAMS		
Full-time equated classified positions 93.0		
Supervision of the general property tax law—49.0 FTE positions	$	4,019,600
Property tax assessor training—4.0 FTE positions		336,200
Local property tax services—14.5 FTE positions		1,460,400
Local finance—25.5 FTE positions		1,830,600
State audits of counties		60,000
Pari-mutuel audits		240,000
GROSS APPROPRIATION	$	7,946,800
Appropriated from:		
Special revenue funds:		
Local - assessor training fees		336,200
Local - audit charges		988,300
Local - equalization study charge-backs		200,500
Local - revenue from local government		615,100
Delinquent property tax administration fund		1,420,700
Municipal finance fees		228,300
State general fund/general purpose	$	4,157,700
(5) TAX PROGRAMS		
Full-time equated classified positions 908.5		

Administration—236.0 FTE positions	$	17,130,400
Enforcement—664.5 FTE positions		41,621,600
Home heating assistance		1,600,000
Senior prescription drug credit processing		182,500
Michigan underground storage tank assurance fund—4.0 FTE positions		192,400
Tobacco tax collection—4.0 FTE positions		200,000
Joint federal/state motor fuel compliance project		100,000
Bottle bill implementation		250,000
Wage match verification reporting		1,545,000
ESKORT tax audit system		4,242,400
GROSS APPROPRIATION	$	67,064,300
Appropriated from:		
Interdepartmental grant revenues:		
IDG, data/collection services fees		250,900
IDG, state agency collection fees		280,400
IDG, warrant/lien processing fees		1,435,100
IDG from FIA		1,545,000
IDG from MDCH		200,000
IDG from MDOT, Michigan transportation fund		4,820,900
IDG from MDOT, state aeronautics fund		36,100
Federal revenues:		
DOT-FHA, intermodal surface transportation efficiency act		100,000
HHS-SSA, low-income energy assistance		1,600,000
Special revenue funds:		
Bottle deposit fund		250,000
Delinquent tax collection revenue		43,464,200
Escheats revenue		298,200
Michigan pharmaceutical		182,500
Michigan underground storage tank financial assurance revenue		192,400
Waterways fund		47,500
State general fund/general purpose	$	12,361,100
(6) MANAGEMENT PROGRAMS		
Full-time equated classified positions 369.5		
Department services—191.5 FTE positions	$	9,624,500
Information technology services—167.0 FTE positions		11,550,000
Receipt, warrant and cash processing		3,736,300
Fiscal agent—3.0 FTE positions		130,300
Child support order offsets—8.0 FTE positions		482,700
GROSS APPROPRIATION	$	25,523,800
Appropriated from:		
Interdepartmental grant revenues:		
IDG, fiscal agent service fees		130,300
IDG from MDOT, Michigan transportation fund		1,652,100
IDG from MDOT, state aeronautics fund		16,200
IDG, receipt, warrant and cash processing fees		3,736,300
IDG, state agency collection fees		129,800
IDG, user services		492,500
IDG from FIA, title IV-D		453,100
Special revenue funds:		
Children’s trust fund		6,400
Delinquent property tax administration fund		17,300
Delinquent tax collection revenue		4,534,300
Garnishment fees		344,600
Treasury fees		145,000
Waterways fund		17,100
State general fund/general purpose	$	13,848,800
(7) FINANCIAL PROGRAMS		
Full-time equated classified positions 286.0		
Retirement investments—83.5 FTE positions	$	8,224,500

Common cash investments and debt management—10.5 FTE positions		754,200
Student financial assistance programs—174.5 FTE positions		39,009,400
Deferred compensation-17.5 FTE positions		2,739,000
Act 487 savings adjustment		170,600
GROSS APPROPRIATION	$	50,897,700
Appropriated from:		
Federal revenues:		
DED-OPSE, federal lenders allowance		11,362,100
DED-OPSE, higher education act of 1965, insured loans		26,014,000
Special revenue funds:		
College work study		45,800
Deferred compensation		2,739,000
MI-CASHE fees		353,500
Retirement funds		8,027,200
School bond fees		318,900
Treasury fees		261,500
State general fund/general purpose	$	1,775,700
(8) DEBT SERVICE		
Water pollution control bond and interest redemption	$	4,065,000
School bond loan		23,615,000
Quality of life bond		66,437,500
GROSS APPROPRIATION	$	94,117,500
Appropriated from:		
Special revenue funds:		
Local - school bond loan repayments by school districts		700,000
State general fund/general purpose	$	93,417,500
(9) GRANTS		
Grants to counties in lieu of taxes	$	50,000
Convention facility development distribution		36,000,000
Michigan education trust fund challenge grants		50,000
Senior citizen cooperative housing tax exemption program		12,800,600
Constitutional state general revenue sharing grants		579,400,000
Statutory state general revenue sharing grants		801,300,000
Special census revenue sharing payments		5,500,000
Health and safety fund grants		23,175,000
City of Benton Harbor - enterprise zone		255,800
Tax increment and finance authority payments		4,000,100
GROSS APPROPRIATION	$	1,462,531,500
Appropriated from:		
Special revenue funds:		
Convention facility development fund		36,000,000
Sales tax		1,380,700,000
Health and safety fund		23,175,000
State general fund/general purpose	$	22,656,500
(10) STATE LOTTERY		
Full-time equated classified positions 202.0		
Lottery operations—164.0 FTE positions	$	12,651,000
Promotion and advertising		16,372,000
Lottery data processing—38.0 FTE positions		4,830,600
GROSS APPROPRIATION	$	33,853,600
Appropriated from:		
Special revenue funds:		
State lottery fund		33,853,600
State general fund/general purpose	$	0
(11) CASINO GAMING		
Full-time equated classified positions 44.0		
Michigan gaming control board	$	500,000
Casino gaming control administration—44.0 FTE positions		9,789,000
GROSS APPROPRIATION	$	10,289,000

Appropriated from:

Special revenue funds:

Private - casino gambling agreements		175,000
State services fee fund		10,114,000
State general fund/general purpose	$	0”.

2. Amend page 32, line 13, after “is” by striking out “$2,178,757,300.00” and inserting “$2,118,490,200.00”.
3. Amend page 32, line 16, by striking out “14,019,600” and inserting “14,210,700”.
4. Amend page 32, line 19, by striking out “401,800” and inserting “554,300”.
5. Amend page 32, line 23, by striking out “21,048,600” and inserting “21,392,200”.
6. Amend page 32, line 25, by striking out all of line 25.
7. Amend page 33, line 1, by striking out “69,900” and inserting “69,800”.
8. Amend page 33, line 7, by striking out “591,710,000” and inserting “579,400,000”.
9. Amend page 33, line 8, by striking out “802,050,000” and inserting “801,300,000”.
10. Amend page 33, line 10, by striking out all of line 10.
11. Amend page 33, line 12, by striking out “6,000,000” and inserting “4,000,100”.
12. Amend page 33, line 13, by striking out “1,516,391,400” and inserting “1,462,481,500”.
13. Amend page 33, line 14, by striking out “1,537,509,900” and inserting “1,483,943,500”.
14. Amend page 39, line 12, by striking out all of section 212 and inserting:

“Sec. 212. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan’s comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposes to spend the funds.”.

15. Amend page 40, following line 7, by inserting:

“Sec. 215. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 216. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate-setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report including all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 217. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees’ retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.”.

16. Amend page 42, following line 24, by striking out all of section 308.
17. Amend page 49, line 1, by striking out all of section 624 and inserting:

“Sec. 624. The appropriation contained in section 107 for national association dues is to be distributed in the following manner by the legislative council:

National conference of state legislatures	$	165,600
Council of state governments	$	148,600

National energy and resources research association	$	20,000
National conference of insurance legislatures	$	2,000
National commission on uniform state laws	$	38,200”.

18. Amend page 50, following line 18, by inserting:

“Sec. 630. The funds appropriated in section 107 shall not be used to pay for health insurance benefits for unmarried domestic partners of legislators or legislative employees.”.

19. Amend page 57, following line 27, following section 714, by inserting:

“Sec. 715. The department of management and budget shall report annually by April 1 to the senate and house of representatives standing committees on appropriations and to the senate and house fiscal agencies the total funds expended and the amounts received from the family independence agency for implementation components of the child support enforcement system.”.

20. Amend page 65, line 13, after “services,” by striking out “$150,000.00” and inserting “$71,200.00”.

21. Amend page 65, line 23, after “services,” by striking out “$71,100.00” and inserting “$71,200.00”.

22. Amend page 67, line 12, after “12.53” by inserting a comma and “and for debt service on short-term notes issued by the state under section 14 of article IX of the state constitution of 1963 as implemented by 1967 PA 266, MCL 17.451 to 17.455. The fiscal year 1998-99 cash-flow borrowing costs are estimated at $61,700,000.00”.

23. Amend page 81, line 3, by striking out all of section 956.

24. Amend page 82, line 7, after “state” by striking out “casino gaming” and inserting “services fee”.

25. Amend page 82, line 8, after “state” by striking out “casino gaming” and inserting “services fee”.

26. Amend page 82, line 9, after the first “state” by striking out “casino gaming” and inserting “services fee”.

27. Amend page 82, line 16, by striking out “casino gaming” and inserting “services fee”.

28. Amend page 82, line 19, after “state” by striking out “casino gaming” and inserting “services fee”.

29. Amend page 83, line 14, after “for” by striking out the balance of the line through “fund” on line 15 and inserting “statutory state general revenue sharing grants”.

30. Amend page 83, line 17, by striking out all of sections 965 and 966.

31. Amend page 84, following line 16, by inserting:

“Sec. 975. From the amount appropriated in section 111(10), the bureau of state lottery shall contract for an independent third-party study on the impact that advertising and promotion has on lottery revenue. The study shall include, but not be limited to, case studies of games with targeted sites comparing revenues that result with and without use of advertising and promotion. The study shall include all forms of advertising and promotion funded by the bureau. A proposal for the study shall be submitted to the house and senate appropriation subcommittees on general government prior to November 1, 1998. The study shall be completed and presented to the senate and house appropriation subcommittees on general government prior to April 1, 1999.”.

32. Amend page 84, line 18, by striking out all of section 1101 and inserting:

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

BUDGET RECOMMENDATIONS BY OPERATING FUNDS
(Amounts in millions)
Fiscal Year 1998-99

OPERATING FUNDS	Fund #	Beginning Unreserved Fund Balance	Estimated Revenue	Ending Balance
General fund/general purpose	0110	$ 0.0	$ 8,804.7	$ 0.0
General fund/special purpose		0.0	9,725.8	0.0
Special Revenue Funds:				
Countercyclical budget and economic stabilization	0111	1,112.5	62.6	1,133.4
Game and fish protection	0112	8.3	46.9	7.3
Michigan employment security act administration	0113	0.0	136.1	0.0
State aeronautics	0114	4.0	113.6	0.0
Michigan veterans’ benefit trust	0115	0.0	0.3	0.0
State trunkline	0116	5.0	784.0	0.0
Michigan state waterways	0117	0.0	23.0	0.0
Blue water bridge	0118	10.8	11.5	0.0
Michigan transportation	0119	0.0	1,767.0	0.0
Comprehensive transportation	0120	0.0	97.9	0.0
School aid	0122	169.3	9,327.1	210.2
Marine safety	0123	2.4	5.1	1.6

Game and fish protection trust	0124	0.0	7.0	0.0
State park improvement	0125	7.1	27.3	6.7
Forest development fund	0126	0.8	17.7	0.0
Michigan civilian conservation corps endowment	0128	0.0	1.2	0.0
Michigan natural resources trust	0129	0.0	36.2	0.0
Michigan state parks endowment	0130	0.0	14.2	0.0
Safety education and training	0131	0.5	5.0	0.4
Uninsured employer security	0135	22.0	0.0	21.0
School bond loan	0137	115.8	0.0	30.8
State construction code	0138	20.0	11.2	14.0
Children’s trust	0139	0.0	3.5	0.0
Homeowner construction lien recovery	0141	3.0	4.0	3.0
Michigan nongame fish and wildlife	0143	0.7	0.9	0.6
Michigan underground storage tank finance assurance	0160	0.0	67.7	0.0
State building authority	0165	0.0	0.3	0.0
TOTALS		$1,475.4	$31,101.8	$1,429.0”.

Second: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the departments of attorney general, civil rights, civil service, management and budget, state, and treasury, the executive office, and the legislative branch for the fiscal year ending September 30, 1999; 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 prescribe certain requirements for bidding on state contracts; to provide for disposition of year-end balances for the fiscal year ending September 30, 1999; to prescribe the powers and duties of certain principal executive departments and state agencies, officials, and employees; and to provide for the disposition of fees and other income received by the various principal executive departments and state agencies.

Lynn Owen
Lynne Martinez
William R. Bobier
Conferees for the House

Dan L. DeGrow
Glenn Steil
Alma Wheeler Smith
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 628 **Yeas—36**

Bennett
Berryman
Bouchard
Bullard
Byrum
Cherry
Cisky
Conroy
DeBeaussaert
DeGrow
Dingell
Dunaskiss
Emmons
Gast
Geake
Gougeon
Hart
Hoffman
Koivisto
McManus
Miller
North
O’Brien
Peters
Posthumus
Rogers
Schuette
Schwarz
Shugars
Smith, A.
Smith, V.
Steil
Stille
Van Regenmorter
Vaughn
Young

Nays—1

Jaye

Excused—0

Not Voting—0

In The Chair: Schwarz

House Bill No. 5588, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

The House of Representatives has adopted the report of the Committee of Conference.

The Conference Report was read as follows:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

House Bill No. 5588, entitled

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

Recommends:

First: That the Senate recede from the Substitute of the Senate as passed by the Senate.

Second: That the House and Senate agree to the Substitute of the House as passed by the House and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"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 department of agriculture for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF AGRICULTURE

APPROPRIATION SUMMARY:

Full-time equated unclassified positions 6.0		
Full-time equated classified positions 598.5		
GROSS APPROPRIATION	$	79,150,700
Interdepartmental grant revenues:		
IDG from MDCIS (LCC), liquor quality testing fees		150,300
IDG from MDCIS (LCC), nonretail liquor license fees		434,000
IDG from MDEQ, meter calibrations		180,000
IDG from MDEQ, sewer sludge fund		65,000
IDG from MDEQ, type II well survey		15,000
Total interdepartmental grants and intradepartmental transfers		844,300
ADJUSTED GROSS APPROPRIATION	$	78,306,400
Federal revenues:		
DAG-AMS, cooperative agreement		1,154,300
DAG-APHIS, plant and animal disease and pest control		55,000
DAG-ERS-ARED		126,100
DAG, federal/state marketing improvement program		100,000
DAG-FS, multiple grants		2,111,200
EPA-OECA, pesticides enforcement program grants		974,000
EPA-OW, water pollution control, lake restoration cooperative agreements		236,300
EPA-RCRA		148,200
HHS-FDA		208,500
Total federal revenues		5,113,600

Special revenue funds:			
Total local revenues			0
Private - oil company overcharge settlement			711,000
Total private revenues			711,000
Agriculture equine industry development fund			14,303,900
Civil penalties			25,700
Commodity inspection fees			963,600
Food handler licensing fees			1,105,400
Gasoline inspection and testing fund			1,969,000
Groundwater and freshwater protection fund			4,506,300
Industry support funds			175,800
Licensing and inspection fees			2,679,600
Pseudorabies and swine brucellosis fund			87,100
Michigan state fair revenue			6,265,700
Testing fees			167,100
Upper Peninsula state fair revenue			927,200
Weights and measures regulation fees			305,400
Total other state restricted revenues			33,481,800
State general fund/general purpose		$	39,000,000
Sec. 102. EXECUTIVE			
Full-time equated unclassified positions	6.0		
Full-time equated classified positions	10.0		
Commission and boards		$	48,500
Unclassified positions			463,300
Executive direction—5.0 FTE positions			488,500
Statistical reporting service—5.0 FTE positions			466,400
Project GREEEN			4,000,000
Environmental technology research grant			1,400,000
GROSS APPROPRIATION		$	6,866,700
Appropriated from:			
Special revenue funds:			
Industry support funds			25,800
Michigan state fair revenue			159,500
State general fund/general purpose		$	6,681,400
Sec. 103. ADMINISTRATIVE SERVICES			
Full-time equated classified positions	75.0		
Management services—62.0 FTE positions		$	4,669,000
Agriculture development—5.0 FTE positions			828,100
Property management charges			578,300
Rent			285,700
Upper Peninsula state fair—8.0 FTE positions			1,093,900
Future farmers of America			40,000
Building and track improvement - county and state fairs			753,100
Premiums - county and state fairs			1,611,200
Purses and supplements - fairs/licensed tracks			2,351,200
Standardbred Fedele Fauri futurity			78,000
Standardbred Michigan futurity			78,000
GROSS APPROPRIATION		$	12,366,500
Appropriated from:			
Federal revenues:			
DAG-ERS-ARED			126,100
Special revenue funds:			
Agriculture equine industry development fund			4,871,500
Gasoline inspection and testing fund			51,000
Licensing and inspection fees			62,100
Upper Peninsula state fair revenue			927,200
State general fund/general purpose		$	6,328,600
Sec. 104. PESTICIDE AND PLANT PEST MANAGEMENT			
Full-time equated classified positions	131.3		

Pesticide and plant pest management—131.3 FTE positions	$	11,566,900
Disease and pesticide intervention fund		341,800
Michigan State University		210,000
GROSS APPROPRIATION	$	12,118,700
Appropriated from:		
Federal revenues:		
DAG-AMS, cooperative agreement		35,300
DAG-APHIS, plant and animal disease and pest control		34,600
DAG-FS, multiple grants		2,011,200
EPA-OECA, pesticides enforcement program grants		974,000
HHS-FDA		15,400
Special revenue funds:		
Commodity inspection fees		963,600
Licensing and inspection fees		2,053,000
State general fund/general purpose	$	6,031,600

Sec. 105. ANIMAL INDUSTRY

Full-time equated classified positions 26.0		
Animal health and welfare—26.0 FTE positions	$	2,084,100
GROSS APPROPRIATION	$	2,084,100
Appropriated from:		
Federal revenues:		
HHS-FDA		9,500
Special revenue funds:		
Licensing and inspection fees		32,200
Pseudorabies and swine brucellosis fund		87,100
State general fund/general purpose	$	1,955,300

Sec. 106. FOOD AND DAIRY

Full-time equated classified positions 112.0		
Food safety and quality assurance—112.0 FTE positions	$	8,371,300
GROSS APPROPRIATION	$	8,371,300
Appropriated from:		
Federal revenues:		
DAG-AMS, cooperative agreement		22,500
HHS-FDA		183,600
Special revenue funds:		
Civil penalties		25,700
Food handler licensing fees		1,105,400
Licensing and inspection fees		532,300
State general fund/general purpose	$	6,501,800

Sec. 107. LABORATORY PROGRAM

Full-time equated classified positions 127.0		
Laboratory analysis program—71.5 FTE positions	$	5,438,800
Pesticide data program—11.0 FTE positions		1,096,500
Consumer protection program—44.5 FTE positions		3,166,400
GROSS APPROPRIATION	$	9,701,700
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDCIS (LCC), liquor quality testing fees		150,300
IDG from MDEQ, meter calibrations		180,000
Federal revenues:		
DAG-AMS, cooperative agreement		1,096,500
DAG-APHIS, plant and animal disease and pest control		20,400
Special revenue funds:		
Private - oil company overcharge settlement		295,900
Agriculture equine industry development fund		572,800
Gasoline inspection and testing fund		1,918,000
Testing fees		167,100
Weights and measures regulation fees		305,400
State general fund/general purpose	$	4,995,300

Sec. 108. ENVIRONMENTAL STEWARDSHIP

Full-time equated classified positions 40.0		
Environmental stewardship—30.0 FTE positions	$	2,550,500
Groundwater and freshwater protection program—10.0 FTE positions		4,506,300
Energy conservation program		363,100
Forest stewardship program		100,000
Local soil conservation districts		1,400,000
Migrant labor housing		315,000
GROSS APPROPRIATION	$	9,234,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDEQ, sewer sludge fund		65,000
IDG from MDEQ, type II well survey		15,000
Federal revenues:		
DAG-FS, multiple grants		100,000
EPA-OW, water pollution control, lake restoration cooperative agreements		236,300
EPA-RCRA		148,200
Special revenue funds:		
Private - oil company overcharge settlement		415,100
Groundwater and freshwater protection fund		4,506,300
State general fund/general purpose	$	3,749,000

Sec. 109. MARKET DEVELOPMENT

Full-time equated classified positions 15.5		
Marketing and emergency management—15.5 FTE positions	$	2,160,700
Food bank		725,000
Grown in Michigan		100,000
Michigan festivals		50,000
Northwest Michigan horticultural research station		41,800
Southwestern Michigan tourist council - taste of Michigan		60,400
GROSS APPROPRIATION	$	3,137,900
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDCIS (LCC), nonretail liquor license fees		434,000
Federal revenues:		
DAG, federal/state marketing improvement program		100,000
Special revenue funds:		
Industry support funds		150,000
State general fund/general purpose	$	2,453,900

Sec. 110. AGRICULTURE EQUINE INDUSTRY DEVELOPMENT

Full-time equated classified positions 39.7		
Office of racing commissioner—39.7 FTE positions	$	3,609,400
Quarter horse programs		38,400
Licensed tracks-light horse racing		74,400
Standardbred breeders' awards		1,201,300
Standardbred purses and supplements-licensed tracks		258,800
Sire stakes program		1,954,500
Standardbred training and stabling		42,400
Thoroughbred program		1,753,600
Thoroughbred owners' awards		151,100
Can-Am draft horse show		78,800
GROSS APPROPRIATION	$	9,162,700
Appropriated from:		
Special revenue funds:		
Agriculture equine industry development fund		8,859,600
State general fund/general purpose	$	303,100

Sec. 111. MICHIGAN STATE FAIR

Full-time equated classified positions 22.0		
Michigan state fair operations—22.0 FTE positions	$	6,106,200
GROSS APPROPRIATION	$	6,106,200

Appropriated from:

Special revenue funds:

Michigan state fair revenue		6,106,200
State general fund/general purpose	$	0”.

2. Amend page 10, line 16, after “at” by striking out “$73,865,700.00” and inserting “$72,481,800.00”.

3. Amend page 11, following line 12, by inserting:

“Sec. 203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed $4,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

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

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

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

4. Amend page 16, line 4, by striking out all of sections 217, 218, 219, and 220 and inserting:

“Sec. 217. (1) The department of management and budget and each principal executive department and agency shall provide to the senate and house of representatives standing committees on appropriations and the senate and house fiscal agencies a monthly report on all personal service contracts awarded without competitive bidding, pricing, or rate setting. The notification shall include all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(2) For personal service contracts of $100,000.00 or more, the department of management and budget shall provide a monthly report on all of the following:

(a) The total dollar amount of the contract.

(b) The duration of the contract.

(c) The name of the vendor.

(d) The type of service to be provided.

(3) The department of management and budget shall provide a monthly listing of all bid requests or requests for proposal that were issued.

(4) Each principal executive department and agency shall provide a monthly summary listing of information that identifies any authorizations for personal service contracts that are provided to the department of civil service pursuant to delegated authority granted to each principal executive department and agency related to personal service contracts.

Sec. 218. If a department enters into a personal services contract with any temporary service agency or similar contractor that hires or subcontracts with a person who retired from employment in the department under the early retirement program under section 19f of the state employees’ retirement act, 1943 PA 240, MCL 38.19f, the retired state employee shall be limited to 500 hours for professional, technical, or clerical services and 250 hours for management services. This limitation does not apply to computer technology services. This provision only applies during a 24-month period after the date of retirement. This section applies to each principal executive department and agency.

Sec. 219. Sixty days before beginning any effort to privatize, the department shall submit a complete project plan to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies. The plan shall include the criteria under which the privatization initiative will be evaluated. The evaluation shall be completed and submitted to the appropriate house and senate appropriations subcommittees and the house and senate fiscal agencies within 30 months.

Sec. 220. Within 10 working days after formal presentation of the executive budget, the state budget director shall report to the members of the senate and house appropriations committees, and the senate and house fiscal agencies, on the amounts and sources of all capped federal funds, special revenue funds as defined in the state of Michigan’s comprehensive annual financial report, and the healthy Michigan fund, and an accounting of the state departments or agencies in which the executive budget proposes to spend the funds.”.

5. Amend page 19, following line 10, by inserting:

“Sec. 221. By December 1, 1998, the department shall provide the house and senate appropriations subcommittees on agriculture and the house and fiscal agencies a report that outlines programs funded under this act. The report shall provide explanation of the activities and personnel funded with each line item, consistent with the format of this act.”.

6. Amend page 21, line 12, by striking out all of section 305 and inserting:

"Sec. 305. (1) From the appropriation in section 102 for project GREEEN, $4,000,000.00 is allocated for a grant to an institution of higher education for the purpose of research and/or extension programs designed to address critical regulatory, food safety, economic, and environmental problems faced by Michigan's plant-based agriculture, forestry, and processing industries.

(2) A consortium of interested parties consisting of, but not limited to, representatives from the department, institutions of higher education, and agricultural commodity groups shall develop the research and/or extension program priorities described in subsection (1).

(3) Any unexpended balance of the money allocated in subsection (1) is considered a work project and shall be carried forward into the succeeding fiscal year.

(4) Not later than November 1, 1999, the grantee under subsection (1) shall submit to the house and senate appropriations subcommittees on agriculture and to the house and senate fiscal agencies a report for the immediately preceding fiscal year regarding project GREEEN projects. The report shall include, but is not limited to, the dollar amount of each project and a review of each project's performance and accomplishments.

(5) Indirect costs shall not be charged by an administering agency against a grant funded under the allocation in subsection (1).".

7. Amend page 22, line 17, by striking out all of section 306.

8. Amend page 30, line 10, after "of" by striking out "$246,800.00" and inserting "$258,800.00".

9. Amend page 30, line 19, by striking out all of lines 19 and 20 and inserting:

"Arabian and Appaloosa horse racing	$	18,600.00
Quarter horse racing	$	55,800.00".

Third: That the House and Senate agree to the title of the bill to read as follows:

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

Paul Tesanovich
A. T. Frank
Mark Jansen
Conferees for the House

George A. McManus, Jr.
Harry Gast
Don W. Koivisto
Conferees for the Senate

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 629 **Yeas—36**

Bennett	DeGrow	Koivisto	Schwarz
Berryman	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Gast	O'Brien	Steil
Cherry	Geake	Peters	Stille
Cisky	Gougeon	Posthumus	Van Regenmorter
Conroy	Hart	Rogers	Vaughn
DeBeaussaert	Hoffman	Schuette	Young

Nays—1

Jaye

Excused—0

Not Voting—0

In The Chair: Schwarz

Senator Gast submitted the following:

FIRST CONFERENCE REPORT

The Committee of Conference on the matters of difference between the two Houses concerning

Senate Bill No. 907, entitled

A bill to make appropriations for community colleges for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, officers, and employees.

Recommends:

First: That the Senate and House agree to the Substitute of the House as passed by the House and to the following amendments:

1. Amend page 1, line 1, by striking out all of part 1 and inserting:

"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 community colleges and certain other state purposes relating to education for the fiscal year ending September 30, 1999, from the funds indicated in this part. The following is a summary of the appropriations in this part:

COMMUNITY COLLEGES

GROSS APPROPRIATION	$	282,000,000
Total interdepartmental grants and intradepartmental transfers	$	0
ADJUSTED GROSS APPROPRIATION	$	282,000,000
Total federal revenues		0
Total local revenues		0
Total private revenues		0
Total local and private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	$	282,000,000
Sec. 102. OPERATIONS		
Alpena Community College	$	4,557,252
Bay de Noc Community College		4,220,690
Delta College		13,199,307
Glen Oaks Community College		2,010,948
Gogebic Community College		3,991,939
Grand Rapids Community College		17,381,780
Henry Ford Community College		19,643,681
Jackson Community College		11,563,803
Kalamazoo Valley Community College		10,108,380
Kellogg Community College		8,387,943
Kirtland Community College		2,848,415
Lake Michigan College		4,589,230
Lansing Community College		28,517,734
Macomb Community College		31,109,093
Mid Michigan Community College		3,735,994
Monroe County Community College		3,664,952
Montcalm Community College		2,955,481
C.S. Mott Community College		14,602,384
Muskegon Community College		8,211,204
North Central Michigan College		2,738,746
Northwestern Michigan College		8,050,662

Oakland Community College		20,231,211
St. Clair County Community College		6,465,131
Schoolcraft College		10,982,897
Southwestern Michigan College		5,355,807
Washtenaw Community College		10,554,270
Wayne County Community College		16,066,808
West Shore Community College		2,116,692
GROSS APPROPRIATION	$	277,862,434
Appropriated from:		
State general fund/general purpose	$	277,862,434
Sec. 103. GRANTS		
At-risk student success program	$	3,584,566
Renaissance zone tax reimbursement funding		553,000
GROSS APPROPRIATION	$	4,137,566
Appropriated from:		
State general fund/general purpose	$	4,137,566".

2. Amend page 4, line 6, after "at" by striking out "$287,954,975.00" and inserting "$282,000,000.00".
3. Amend page 4, line 8, after "at" by striking out "$287,954,975.00" and inserting "$282,000,000.00".
4. Amend page 4, line 19, by striking out all of section 203 and inserting:

"Sec. 203. (1) The sums appropriated in this act are appropriated for community colleges with fiscal years ending June 30, 1999 and shall be paid out of the state treasury and distributed by the state treasurer to the respective community colleges in 11 monthly installments on the sixteenth of each month, or the next succeeding business day, beginning with October 16, 1998. Each community college shall accrue its July and August 1999 payments to its institutional fiscal year ending June 30, 1999. However, if a community college fails to submit all verified Michigan community colleges activities classification structure data for school year 1997-98 to the department of education by November 1, 1998, the monthly installments shall be withheld from that community college until those data are submitted. The department of education shall publish the activities classification structure manual for Michigan community colleges on or before March 1, 1999 for use by the legislature during budget development for the fiscal year ending September 30, 2000. The amount from the funds appropriated in part 1 that is allocated under section 401 to address the special needs of at-risk students shall be paid in full by the state treasurer by November 1, 1998. The amount distributed to a community college or department shall not exceed the net state allocation authorized by this act.

(2) Except as otherwise provided by law, each of the amounts appropriated shall be used solely for the respective purposes stated in this act. The funds appropriated by this act may be used to match the cost of any available programs under the Carl D. Perkins vocational and applied technology education act, Public Law 88-210, 98 Stat. 2435, including local administration.".

5. Amend page 8, line 26, by striking out all of section 210 and inserting:

"Sec. 210. The department of education shall ensure that a statistical report for minorities and women employees for the most recent school year as submitted to the federal government on the EEO-6 form be included in the Michigan Community Colleges Enrollment Profile published by the department of education. Also included in this profile shall be a statistical report for the most recent school year that includes enrollment statistics for minorities and women as submitted to the department of education. The department of education shall distribute a copy of this report to members of the house and senate appropriations subcommittees on community colleges and the house and senate fiscal agencies no later than March 1, 1999.".

6. Amend page 11, line 15, after "reimburse" by striking out "over 4 fiscal years".
7. Amend page 13, line 3, by striking out all of section 222.
8. Amend page 13, line 15, after "issues" by striking out "quarterly" and inserting "biannual".
9. Amend page 13, following line 21, section 224, after "to" by striking out "establish a per student funding floor from all sources of $7,421.00" and inserting "achieve full funding of the Gast-Mathieu fairness in funding formula and to establish a per student funding floor from all sources".
10. Amend page 13, following line 21, following section 227, by striking out all of section 228.
11. Amend page 14, line 24, after "gram," by striking out "$1,260,000.00" and inserting "$1,120,000.00".
12. Amend page 14, line 24, after "of" by striking out "$45,000.00" and inserting "$40,000.00".
13. Amend page 15, line 11, after "follows:" by striking out the balance of the subsection and inserting:

"Alpena Community College	$	126,215
Bay de Noc Community College		122,239
Delta College		104,543
Glen Oaks Community College		126,914
Gogebic Community College		73,459

Grand Rapids Community College	73,167
Henry Ford Community College	164,082
Jackson Community College	109,669
Kalamazoo Valley Community College	117,532
Kellogg Community College	143,437
Kirtland Community College	138,127
Lake Michigan College	174,317
Lansing Community College	106,828
Macomb Community College	85,344
Mid-Michigan Community College	124,193
Monroe Community College	100,926
Montcalm Community College	71,215
Mott Community College	110,568
Muskegon Community College	199,964
North Central Michigan College	118,681
Northwestern Michigan College	134,817
Oakland Community College	161,743
St. Clair Community College	76,110
Schoolcraft College	157,115
Southwestern Michigan College	187,371
Washtenaw Community College	135,213
Wayne County Community College	207,316
West Shore Community College	133,461”.

14. Amend page 19, line 15, by striking out “8%” and inserting “a portion”.

Second: That the Senate and House agree to the title of the bill to read as follows:

A bill to make appropriations for community colleges for the fiscal year ending September 30, 1999; to provide for the expenditure of the appropriations; to establish or continue certain funds, programs, and categories; and to prescribe the powers and duties of certain state departments, officers, and employees.

Harry Gast
Dan L. DeGrow
Jackie Vaughn III
Conferees for the Senate

Hubert Price, Jr.
Thomas C. Mathieu
Conferees for the House

Pending the order that, under joint rule 9, the conference report be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed.

The question being on the adoption of the conference report,

The first conference report was adopted, a majority of the members serving voting therefor, as follows:

Roll Call No. 630 **Yeas—31**

Bennett	Dingell	Miller	Shugars
Berryman	Gast	North	Smith, A.
Byrum	Geake	O’Brien	Smith, V.
Cherry	Gougeon	Peters	Steil
Cisky	Hart	Posthumus	Van Regenmorter
Conroy	Hoffman	Rogers	Vaughn
DeBeaussaert	Koivisto	Schuette	Young
DeGrow	McManus	Schwarz	

Nays—6

Bouchard	Dunaskiss	Jaye	Stille
Bullard	Emmons		

Excused—0

Not Voting—0

In The Chair: Schwarz

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.

Protest

Senator Jaye, under his constitutional right of protest (Art. 4, Sec. 18), protested against the adoption of the conference report to Senate Bill No. 907.

Senator Jaye's statement is as follows:

Mr. President and Senate colleagues, I voted against this community college budget because it failed to include two amendments passed by the Michigan House of Representatives. One amendment would abandon minority preferences by the community college. Yes, that's right, the Democrat-controlled Michigan House of Representatives passed an amendment that says, "A community college shall not use funds appropriated in Part 1 to discriminate or grant preferential treatment based upon religion, race, color, national origin, or gender for the purpose of employment or promotion of administrators or employees or for the purpose of awarding contracts at that community college." That Whyman and McManus amendment passed the Michigan House of Representatives. We could have adopted it in this Republican-controlled Senate. We chose not to.

Also, the Senate rejected a Representative Crissman amendment which said that a community college shall not use funds appropriated in Part 1 to adjust a test score or use a different cut-off score or otherwise alter the results of a test on the basis of religion, race, color, national origin, or gender for the purpose of selecting or referring an applicant or a candidate for employment or a current administrator in the employ at that community college.

What we did today by rejecting these two House-passed amendments is we turned our backs on the working men and women and on their children who are seeking a job or promotion or seeking a better education at the community colleges. Community colleges are where the little guys—the working men and women, the taxpayers, the people struggling to try to get a better education, trying to enhance their paycheck, those people who are struggling to try to get a better job at a community college institution—we turned our back on them, and we did it here in the Senate.

The Michigan House of Representatives passed these two bills which would provide protections to make sure that the theft that affirmative action minority preferences imposes—the theft that steals jobs and promotions and scholarship opportunities would have ended. We could have said today that by adopting this bill, as of October 1 of 1998, there would be no longer any minority preferences at the community colleges. Instead, we lost the opportunity and once again, turned our backs on the working men and women who attend or work or contract with community colleges.

Some people say, "Oh, you'll never get the votes to pass legislation to get rid of minority preferences in this Legislature." I'm here to tell you, we already did get the votes to pass legislation to get rid of minority preferences. It passed through the House of Representatives, and it could have passed through this state Senate, and we didn't do so. It's a very sad day for those who are hoping to be judged on their individual merit as opposed to their nationality and ethnicity. I am very disappointed that these two amendments that passed the House weren't concurred with by the Senate and sent on to the Governor for his signature.

The President, Lieutenant Governor Binsfeld, resumed the Chair.

By unanimous consent the Senate returned to the order of

Motions and Communications

Senator V. Smith moved that the Committee on Appropriations be discharged from further consideration of the following bill:

House Bill No. 5516, entitled

A bill to amend 1979 PA 94, entitled "The state school aid act of 1979," by amending sections 11, 11i, 20, 25, 51a, 62, 81, 101, and 166b (MCL 388.1611, 388.1611i, 388.1620, 388.1625, 388.1651a, 388.1662, 388.1681, 388.1701, and 388.1766b), sections 11, 20, 51a, 62, 81, and 101 as amended and section 11i as added by 1997 PA 142, section 25 as amended by 1997 PA 93, and section 166b as amended by 1996 PA 300, and by adding sections 11j, 11k, 11*l*, 25a, 31b, 31d, and 63.

On which motion Senator V. Smith requested the yeas and nays.
The yeas and nays were ordered, 1/5 of the members present voting therefor.

The President pro tempore, Senator Schwarz, resumed the Chair.

The motion did not prevail, a majority of the members serving not voting therefor, as follows:

Roll Call No. 631 **Yeas—16**

Bennett	Conroy	Koivisto	Smith, A.
Berryman	DeBeaussaert	Miller	Smith, V.
Byrum	Dingell	O'Brien	Vaughn
Cherry	Hart	Peters	Young

Nays—20

Bouchard	Emmons	McManus	Schwarz
Bullard	Gast	North	Shugars
Cisky	Geake	Posthumus	Steil
DeGrow	Gougeon	Rogers	Stille
Dunaskiss	Jaye	Schuette	Van Regenmorter

Excused—0

Not Voting—1

Hoffman

In The Chair: Schwarz

Protest

Senator DeGrow, under his constitutional right of protest (Art. 4, Sec. 18), protested against the motion to discharge the Committee on Appropriations from further consideration of House Bill No. 5516.

Senator DeGrow's statement, in which Senators Gougeon, North, McManus, Posthumus, Steil, Gast, Stille, Dunaskiss, Shugars, Emmons, Bullard and Schwarz concurred, is as follows:

I voted "no" on the discharge, because as the discharge was occurring, talks were going on within this building to attempt to work this out. It is still my hope that it can be worked out. But a discharge on the bill and putting it out on the floor at this time was, in my opinion, not helpful in terms of actually solving this problem today, and would have made it worse.

By unanimous consent the Senate returned to the order of

Messages from the House

Senate Bill No. 873, entitled

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending sections 34 and 44 (MCL 791.234 and 791.244), section 34 as amended by 1994 PA 345 and section 44 as amended by 1992 PA 181.

The House of Representatives has substituted (H-1) the bill.

The House of Representatives has passed the bill as substituted (H-1), ordered that it be given immediate effect and amended the title to read as follows:

A bill to amend 1953 PA 232, entitled "An act to revise, consolidate, and codify the laws relating to probationers and probation officers, to pardons, reprieves, commutations, and paroles, to the administration of correctional institutions, correctional farms, and probation recovery camps, to prisoner labor and correctional industries, and to the supervision and inspection of local jails and houses of correction; to provide for the siting of correctional facilities; to create a state department of corrections, and to prescribe its powers and duties; to provide for the transfer to and vesting in said department of powers and duties vested by law in certain other state boards, commissions, and officers, and to abolish certain boards, commissions, and offices the powers and duties of which are transferred by this act; to allow for the operation of certain facilities by private entities; to prescribe the powers and duties of certain other state departments and agencies; to provide for the creation of a local lockup advisory board; to prescribe penalties for the violation of the provisions of this act; to make certain appropriations; to repeal certain parts of this act on specific dates; and to repeal all acts and parts of acts inconsistent with the provisions of this act," by amending section 51 (MCL 791.251), as amended by 1998 PA 204.

Pending the order that, under rule 3.202, the bill be laid over one day,

Senator DeGrow moved that the rule be suspended.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the substitute made to the bill by the House,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 632 **Yeas—34**

Bennett	Dunaskiss	Miller	Shugars
Berryman	Emmons	North	Smith, A.
Bouchard	Gast	O'Brien	Smith, V.
Bullard	Geake	Peters	Steil
Byrum	Gougeon	Posthumus	Stille
Cisky	Hart	Rogers	Van Regenmorter
Conroy	Jaye	Schuette	Vaughn
DeBeaussaert	Koivisto	Schwarz	Young
DeGrow	McManus		

Nays—2

Cherry Dingell

Excused—0

Not Voting—1

Hoffman

In The Chair: Schwarz

The question being on concurring in the committee recommendation to give the bill immediate effect,

The recommendation was concurred in, 2/3 of the members serving voting therefor.

The Senate agreed to the title as amended.

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

The House of Representatives requested the return of

Senate Bill No. 200, entitled

A bill to amend 1931 PA 328, entitled "The Michigan penal code," (MCL 750.1 to 750.568) by adding section 329a.

Senator DeGrow moved that the request of the House be granted.

The motion prevailed.

The following message was received and read:

July 1, 1998

Ms. Carol Morey Viventi
Secretary of the Senate
Capitol Building
Lansing, MI 48909

Dear Ms. Viventi:

Pursuant to Joint Rule 12, this is to notify you that the House of Representatives has concurred in the corrective letter to Senate Bill No. 299 by a record roll call vote.

Very respectfully,
Mary Kay Scullion, Clerk
House of Representatives

The bill was referred to the Secretary for enrollment printing and presentation to the Governor.

By unanimous consent the Senate returned to consideration of the following bill:

House Bill No. 4332, entitled

A bill to amend 1998 PA 58, entitled "An act to create a commission for the control of the alcoholic beverage traffic within this state, and to prescribe its powers, duties, and limitations; to provide for powers and duties for certain state departments and agencies; to impose certain taxes for certain purposes; to provide for the control of the alcoholic liquor traffic within this state and to provide for the power to establish state liquor stores; to provide for the care and treatment of alcoholics; to provide for the incorporation of farmer cooperative wineries and the granting of certain rights and privileges to those cooperatives; to provide for the licensing and taxation of activities regulated under this act and the disposition of the money received under this act; to prescribe liability for retail licensees under certain circumstances and to require security for that liability; to provide procedures, defenses, and remedies regarding violations of this act; to provide for the enforcement and to prescribe penalties for violations of this act; to provide for allocation of certain funds for certain purposes; to provide for the confiscation and disposition of property seized under this act; to provide referenda under certain circumstances; and to repeal acts and parts of acts," by amending sections 521 and 531 (MCL 436.1521 and 436.1531) and by adding section 522.

(This bill was returned from the House with amendments earlier today, rules suspended and consideration postponed. See p. 1421.)

The question being on concurring in the House amendments made to the Senate substitute,

The amendments were concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 633 **Yeas—33**

Bennett	Dingell	Koivisto	Schuette
Berryman	Dunaskiss	McManus	Schwarz
Bullard	Emmons	Miller	Smith, A.
Byrum	Gast	North	Smith, V.
Cherry	Geake	O'Brien	Steil
Cisky	Gougeon	Peters	Stille

Conroy	Hart	Posthumus	Vaughn
DeBeaussaert	Hoffman	Rogers	Young
DeGrow			

Nays—4

Bouchard	Jaye	Shugars	Van Regenmorter

Excused—0

Not Voting—0

In The Chair: Schwarz

Senator Schuette stated that had he been present when the votes were taken on June 11 on the passage of the following bills, he would have voted “yea”:

House Bill No. 5185
Senate Bill No. 1009
Senate Bill No. 1010
Senate Bill No. 649
Senate Bill No. 1163
Senate Bill No. 1164
Senate Bill No. 1165
Senate Bill No. 1166
Senate Bill No. 837
House Bill No. 5280
Senate Bill No. 1183
Senate Bill No. 1184
Senate Bill No. 1185
Senate Bill No. 1186
Senate Bill No. 1187
Senate Bill No. 1188
Senate Bill No. 1189
Senate Bill No. 1190
Senate Bill No. 1191
Senate Bill No. 1192
Senate Bill No. 1193
Senate Bill No. 1194
Senate Bill No. 1195
House Bill No. 5580
House Bill No. 4910
House Bill No. 4328
House Bill No. 4535
House Bill No. 5346
House Bill No. 5399
House Bill No. 5487
Senate Bill No. 1173

Senator Schuette stated that had he been present when the vote was taken on June 11 on the passage of the following bill, he would have voted “nay”:

House Bill No. 5114

Senator Conroy stated that had he been present when the votes were taken on the concurring in the House substitute and amendments to the following bills, he would have voted “yea”:

Senate Bill No. 862
House Bill No. 5418

The House of Representatives returned, in accordance with the request of the Senate

Senate Bill No. 273, entitled

A bill to amend 1994 PA 451, entitled “Natural resources and environmental protection act,” by amending section 82113 (MCL 324.82113), as amended by 1997 PA 102.

Senator DeGrow moved to reconsider the vote by which the House substitute, as amended, was concurred in.

The motion prevailed, a majority of the members serving voting therefor.

The question being on concurring in the House substitute, as amended,

Senator Gast offered the following amendment to the substitute:

1. Amend page 6, line 1, by striking out all of enacting section 1.

The amendment to the substitute was adopted.

The question being on concurring in the House substitute, as amended,

The substitute was concurred in, a majority of the members serving voting therefor, as follows:

Roll Call No. 634 **Yeas—36**

Bennett	Dingell	Koivisto	Schwarz
Bouchard	Dunaskiss	McManus	Shugars
Bullard	Emmons	Miller	Smith, A.
Byrum	Gast	North	Smith, V.
Cherry	Geake	O’Brien	Steil
Cisky	Gougeon	Peters	Stille
Conroy	Hart	Posthumus	Van Regenmorter
DeBeaussaert	Hoffman	Rogers	Vaughn
DeGrow	Jaye	Schuette	Young

Nays—0

Excused—0

Not Voting—1

Berryman

In The Chair: Schwarz

Senator V. Smith moved that Senator Berryman be excused from the balance of today’s session.

The motion prevailed.

Third Reading of Bills

Senator DeGrow moved that the rules be suspended and that the following bills, now on the order of Third Reading of Bills, be placed on their immediate passage at the head of the Third Reading of Bills calendar:

Senate Bill No. 1225
House Bill No. 5866
House Bill No. 5888

The motion prevailed, a majority of the members serving voting therefor.

The following bill was read a third time:

Senate Bill No. 1225, entitled

A bill to amend 1974 PA 258, entitled "Mental health code," by amending sections 100a, 161, and 748 (MCL 330.1100a, 330.1161, and 330.1748), section 100a as added and section 161 as amended by 1995 PA 290 and section 748 as amended by 1996 PA 588, and to add section 748a.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 635 **Yeas—35**

Bennett	Dingell	McManus	Shugars
Bouchard	Dunaskiss	Miller	Smith, A.
Bullard	Emmons	North	Smith, V.
Byrum	Geake	O'Brien	Steil
Cherry	Gougeon	Peters	Stille
Cisky	Hart	Posthumus	Van Regenmorter
Conroy	Hoffman	Rogers	Vaughn
DeBeaussaert	Jaye	Schuette	Young
DeGrow	Koivisto	Schwarz	

Nays—0

Excused—1

Berryman

Not Voting—1

Gast

In The Chair: Schwarz

The Senate agreed to the title of the bill.

The following bill was read a third time:

House Bill No. 5866, entitled

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending sections 8501 and 8511 (MCL 324.8501 and 324.8511), as added by 1995 PA 60, and by adding section 8517.

The question being on the passage of the bill,

The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 636 **Yeas—36**

Bennett	Dingell	Koivisto	Schwarz
Bouchard	Dunaskiss	McManus	Shugars
Bullard	Emmons	Miller	Smith, A.
Byrum	Gast	North	Smith, V.

Cherry	Geake	O'Brien	Steil
Cisky	Gougeon	Peters	Stille
Conroy	Hart	Posthumus	Van Regenmorter
DeBeaussaert	Hoffman	Rogers	Vaughn
DeGrow	Jaye	Schuette	Young

Nays—0

Excused—1

Berryman

Not Voting—0

In The Chair: Schwarz

The question being on concurring in the committee recommendation to give the bill immediate effect,
The recommendation was concurred in, 2/3 of the members serving voting therefor.
Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:
"An act to protect the environment and natural resources of the state; to codify, revise, consolidate, and classify laws relating to the environment and natural resources of the state; to regulate the discharge of certain substances into the environment; to regulate the use of certain lands, waters, and other natural resources of the state; to prescribe the powers and duties of certain state and local agencies and officials; to provide for certain charges, fees, and assessments; to provide certain appropriations; to prescribe penalties and provide remedies; to repeal certain parts of this act on a specific date; and to repeal certain acts and parts of acts,".
The Senate agreed to the full title.

The following bill was read a third time:
House Bill No. 5888, entitled
A bill to amend 1945 PA 327, entitled "Aeronautics code of the state of Michigan," by amending sections 20c and 24a (MCL 259.20c and 259.24a), as added by 1996 PA 370, and by adding chapter IA and section 20d [; and to repeal acts and parts of acts].
The question being on the passage of the bill,
The bill was passed, a majority of the members serving voting therefor, as follows:

Roll Call No. 637 **Yeas—36**

Bennett	Dingell	Koivisto	Schwarz
Bouchard	Dunaskiss	McManus	Shugars
Bullard	Emmons	Miller	Smith, A.
Byrum	Gast	North	Smith, V.
Cherry	Geake	O'Brien	Steil
Cisky	Gougeon	Peters	Stille
Conroy	Hart	Posthumus	Van Regenmorter
DeBeaussaert	Hoffman	Rogers	Vaughn
DeGrow	Jaye	Schuette	Young

Nays—0

Excused—1

Berryman

Not Voting—0

In The Chair: Schwarz

Senator DeGrow moved that the bill be given immediate effect.
The motion prevailed, 2/3 of the members serving voting therefor.
Pursuant to Joint Rule 20, the full title of the act shall be inserted to read as follows:
"An act relating to aeronautics in this state; providing for the development and regulation thereof; creating a state aeronautics commission; prescribing powers and duties; providing for the licensing, or registration, or supervision and control of all aircraft, airports and landing fields, schools of aviation, flying clubs, airmen, aviation instructors, airport managers, manufacturers, dealers, and commercial operation in intrastate commerce; providing for rules pertaining thereto; prescribing a privilege tax for the use of the aeronautical facilities on the lands and waters of this state; providing for the acquisition, development, and operation of airports, landing fields, and other aeronautical facilities by the state and by political subdivisions; providing jurisdiction of crimes, torts, and contracts; providing police powers for those entrusted to enforce this act; providing for civil liability of owners, operators, and others; making hunting from aircraft unlawful; providing for repair station operators lien; providing for appeals from rules or orders issued by the commission; providing for the transfer from the Michigan board of aeronautics to the aeronautics commission all properties and funds held by the board of aeronautics; providing for a state aeronautics fund and making an appropriation therefor; prescribing penalties; and making uniform the law with reference to state development and regulation of aeronautics,".
The Senate agreed to the full title.

By unanimous consent the Senate proceeded to the order of

Resolutions

The question was placed on the adoption of the following resolution consent calendar:
Senate Resolution No. 211
Senate Resolution No. 212
The resolution consent calendar was adopted.

Senators Schwarz, Gast, Hoffman, Bullard, Bouchard, Steil, Rogers, Gougeon, Shugars, Bennett, Dunaskiss, Posthumus, Cisky, Byrum, Peters, DeBeaussaert, A. Smith, V. Smith, Van Regenmorter, North, Conroy, Miller, Koivisto, Young, Vaughn, Cherry, Berryman, Dingell, Hart, Schuette, DeGrow, Stille, Geake and Jaye offered the following resolution:
Senate Resolution No. 211.
A resolution commending the Michigan Children's Ombudsman agency for its outstanding service to the people of Michigan.
Whereas, The Michigan Children's Ombudsman has been in existence for three and one-half years, pursuant to Public Act 204 of 1994, "The Children's Ombudsman Act," and was the second such ombudsman office in the nation dedicated solely to serving at-risk children; and
Whereas, The program goals of the Michigan Children's Ombudsman are to make a direct impact on the lives of children, about whom complaints are received, to make serious and specific recommendations to the Governor, Legislature, and the Director of the Family Independence Agency as a result of investigative findings, and to improve the effectiveness and efficiency of child protection service delivery by public and private agencies; and
Whereas, The achievement of these goals is measured according to the impact on each child served, compliance with the Children's Ombudsman Act, and implementation of Ombudsman recommendations; and
Whereas, The statutory focus of each investigation is to "monitor and ensure compliance of relevant laws, rules, and policies" governing child welfare, with specific emphasis as to whether the Family Independence Agency and private agencies have acted "contrary to law, rule or policy, or imposed without an adequate statement of reason, or based on irrelevant, immaterial, or erroneous grounds"; and

Whereas, The Michigan Children's Ombudsman was advocated and enacted by the Michigan Legislature in response to public outcry surrounding the handling of certain child maltreatment cases across the state, including children who died from abuse; and

Whereas, The need for a children's ombudsman is underscored by the fact that Michigan has 2.7 million citizens who met the legal definition of children, over 125,000 protective service complaints each year, an annual average of 15,000 children in foster care, and over 2,000 adoptions each year, but still has a long waiting list of children with special needs who are also waiting for adoptive homes; and

Whereas, Since January 1, 1995, the Michigan Children's Ombudsman has conducted over 1,300 investigations involving over 3,500 children from 78 of Michigan's 83 counties, including 38 children who died from child maltreatment. Sixty-five percent of the investigated complaints concern protective services, 25 percent relate to foster care, and 10 percent are in regard to adoptions; and

Whereas, In the two annual reports required by Public Act 204 of 1994, the Michigan Children's Ombudsman has made 80 specific recommendations to the Governor and Legislature for reforms in the state's laws, rules, and policies governing child welfare. Of these, over two-thirds of the recommendations have been implemented—an unheard-of rate of success for a new agency in such a short time; and

Whereas, As evidenced by responses to the Ombudsman's case reports and annual reports, there is improved accountability by public and private agencies. The very agencies the Ombudsman is authorized to investigate have endorsed a significant number of his recommendations. The Family Independence Agency has officially endorsed 80 percent of the Ombudsman's 80 annual report recommendations and the Michigan Federation of Private Child and Family Agencies has officially endorsed 90 percent of them; and

Whereas, Organizations and individuals should contact their Governor, State Senator, State Representative, and the Michigan Children's Ombudsman to indicate their support of the Michigan Children's Ombudsman. They also should identify and communicate needed areas of reform to strengthen the Michigan Children's Ombudsman's mission, jurisdiction, and independence pertaining to complaints it receives and investigates concerning at-risk children; now, therefore, be it

Resolved by the Senate, That a unanimous accolade of praise and tribute be hereby accorded to the Michigan Children's Ombudsman and his team in recognition of their outstanding service to the children and all citizens of the state of Michigan; and be it further

Resolved, That a copy of this resolution be transmitted to the Governor, Lieutenant Governor, each member of the Legislature, the Director of the Family Independence Agency, state organizations devoted to child welfare and advocacy, and other interested parties.

Senators Schwarz, Gast, Hoffman, Bullard, Bouchard, Steil, Rogers, Gougeon, Shugars, Bennett, Dunaskiss, Posthumus, Cisky, Byrum, Peters, DeBeaussaert, A. Smith, V. Smith, Van Regenmorter, North, Conroy, Miller, Koivisto, Young, Vaughn, Cherry, Berryman, Dingell, Hart, Schuette, DeGrow, Stille and Geake offered the following resolution:

Senate Resolution No. 212.

A resolution to memorialize the life of George M. Van Peursem.

Whereas, It is with immeasurable sadness that the members of the Michigan Senate offer this resolution as a memorial to the inspirational life of George M. Van Peursem, whose contributions to the people of the state of Michigan cannot be adequately described in words alone. He was a man devoted to his family and committed to his work. His cherished memory will not fade from the hearts and minds of those who knew and loved him; and

Whereas, Mr. Van Peursem was a 1930 graduate of Zeeland High School and attended Hope College in Holland for two years before receiving his law degree from Chicago Kent College of Law in 1936. In 1936, he started another successful chapter in his life when he married Gladys Irene Dillman, a union that lasted until her death in 1997. George is survived by three children, seven grandchildren, thirteen great-grandchildren, a sister, and nieces and nephews. May his family know of our gratitude for the many gifts he gave to others over the years; and

Whereas, Mr. Van Peursem practiced law in Illinois until his return to Zeeland in 1948. He then ran for office in the Michigan Legislature in 1950 and represented Ottawa County for four terms, the last term as the Speaker of the House of Representatives. Mr. Van Peursem was elected Chairman of the Michigan Republican Party in 1961 and served two years in that capacity. He joined the Michigan Manufacturers Association in 1963 and remained there as President until his retirement in 1978. We are most grateful for that which he has shared with us, for the memory of those times will continue to illuminate our lives for years to come; now, therefore, be it

Resolved by the Senate, That a unanimous accolade of tribute be hereby accorded to honor the memory of George M. Van Peursem; and be it further

Resolved, That copies of this resolution be transmitted to the family of Mr. Van Peursem as evidence of the respect we will always have for his memory.

Committee Reports

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5592 submits the following:
Meeting held on Thursday, June 25, 1998, at 9:00 a.m., House Appropriations Room, Capitol Building
Present: Senators Steil (C), Geake and Young

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5592 submits the following:
Meeting held on Monday, June 29, 1998, at 1:30 p.m., House Appropriations Room, Capitol Building
Present: Senators Steil (C), Geake and Young

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5595 submits the following:
Meeting held on Monday, June 29, 1998, at 4:12 p.m., House Appropriations Room, Capitol Building
Present: Senators DeGrow (C), Steil and A. Smith

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5590 submits the following:
Meeting held on Tuesday, June 30, 1998, at 8:00 a.m., House Appropriations Room, Capitol Building
Present: Senators Geake (C), Steil and Conroy

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5592 submits the following:
Meeting held on Tuesday, June 30, 1998, at 9:00 a.m., Room 405, Capitol Building
Present: Senators Steil (C), Geake and Young

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5595 submits the following:
Meeting held on Tuesday, June 30, 1998, at 9:00 a.m., Room 405, Capitol Building
Absent: Senators DeGrow (C), Steil and A. Smith

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Senate Bill No. 909 submits the following:
Meeting held on Tuesday, June 30, 1998, at 9:00 a.m., Room 404, Capital Building
Present: Senators Cisky (C), Hoffman and Vaughn

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Senate Bill No. 313 submits the following:
Meeting held on Tuesday, June 30, 1998, at 9:45 a.m., Room 405, Capitol Building
Present: Senators Stille (C), Emmons and Peters

COMMITTEE ATTENDANCE REPORT

The Subcommittee on Joint Capital Outlay submits the following:
Meeting held on Thursday, June 30, 1998, at 1:00 p.m., Senate Appropriations Room, Capitol Building
Present: Senators Gast (C), Geake, Schwarz, McManus, Conroy, Koivisto and Young
Excused: Senator DeGrow

COMMITTEE ATTENDANCE REPORT

The Conference Committee on Senate Bill No. 910 submits the following:
Meeting held on Tuesday, June 30, 1998, at 1:30 p.m., Senate Appropriations Room, Capitol Building
Present: Senators DeGrow (C), Schwarz and Conroy

COMMITTEE ATTENDANCE REPORT

The Conference Committee on House Bill No. 5596 submits the following:
Meeting held on Tuesday, June 30, 1998, at 3:15 p.m., House Appropriations Room, Capitol Building
Present: Senators DeGrow (C) and A. Smith
Absent: Senator Steil

Scheduled Meetings

Conference Committee on House Bill No. 5594 - Thursday, July 2, at 8:30 a.m., Rooms 425 and 426, Capitol Building (3-2426).

Conference Committee on Senate Bill No. 904 - Thursday, July 2, at 9:00 a.m., Rooms 402 and 403, Capitol Building (3-7350).

Conference Committee on Senate Bill No. 908 - Thursday, July 2, at 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (3-1707).

Families, Mental Health and Human Services Committee - Thursday, July 2, at 9:00 a.m., Room 100, Farnum Building (3-1777).

Senator DeGrow moved that the Senate adjourn.
The motion prevailed, the time being 4:24 p.m.

The President pro tempore, Senator Schwarz, declared the Senate adjourned until Thursday, July 2, at 10:00 a.m.

CAROL MOREY VIVENTI
Secretary of the Senate.