

HOUSE BILL No. 5721

EXECUTIVE BUDGET BILL

February 21, 2006, Introduced by Rep. Brown and referred to the Committee on Appropriations.

A bill to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to provide for certain advances from the general fund; to prescribe powers and duties of certain state

officers and agencies; to require certain reports, plans, and agreements; to provide for leases; to prescribe standards and conditions relating to the appropriations; to make appropriations for the fiscal year ending September 30, 2007; and to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. Subject to the conditions set forth in this bill,
4 the amounts listed in this part are appropriated for certain
5 capital outlay projects at the various state agencies and
6 institutions for the fiscal year ending September 30, 2007, from
7 the funds indicated in this part. The following is a summary of
8 the appropriations in this part:

9 CAPITAL OUTLAY

10 APPROPRIATIONS SUMMARY:

11	GROSS APPROPRIATION.....	\$	215,975,100
12	Interdepartmental grant revenues:		
13	Total interdepartmental grants and . intradepartmental		
14	transfers		2,000,000
15	ADJUSTED GROSS APPROPRIATION.....	\$	213,975,100
16	Federal revenues:		
17	Total federal revenues		147,974,300
18	Special revenue funds:		
19	Total local revenues.....		12,648,300
20	Total private revenues.....		0
21	Total state restricted revenues.....		53,350,300

1	State general fund/general purpose	\$	2,200
2	Sec. 102. DEPARTMENT OF AGRICULTURE		
3	Farmland and open space development acquisition	\$	<u>3,750,000</u>
4	GROSS APPROPRIATION.....	\$	3,750,000
5	Appropriated from:		
6	Federal revenues:		
7	DAG, multiple grants.....		1,250,000
8	Special revenue funds:		
9	Agriculture preservation fund		2,500,000
10	State general fund/general purpose	\$	0
11	Sec. 103. DEPARTMENT OF MANAGEMENT AND BUDGET		
12	Major special maintenance, remodeling and addition		
13	for state agencies	\$	<u>2,000,000</u>
14	GROSS APPROPRIATION.....	\$	2,000,000
15	Appropriated from:		
16	Interdepartmental grant revenues:		
17	IDG, building occupancy charges.....		2,000,000
18	Special revenue funds:		
19	State general fund/general purpose	\$	0
20	Sec. 104. STATE AGENCY, COMMUNITY COLLEGE, AND UNIVERSITY		
21	PLANNING PROJECTS		
22	Eastern Michigan University - Pray-Harrold addition		
23	and modernization - for program and planning to		
24	be paid for from university resources.....	\$	100
25	Lake Superior State University - south hall		
26	reconstruction - for program and planning to		
27	be paid for from university resources.....		100

1	Northern Michigan University - Cohodas building	
2	adaptive re-use - for program and planning to	
3	be paid for from university resources.....	100
4	Oakland University - engineering center - for	
5	program and planning to be paid for from	
6	university resources	100
7	University of Michigan Dearborn - teacher preparation	
8	facility/child development center - for	
9	program and planning to be paid for from	
10	university resources	100
11	Delta College - health and wellness center - for	
12	program and planning to be paid for from college	
13	resources	100
14	Grand Rapids Community College - lifelong learning	
15	center - for program and planning to be paid for	
16	from college resources	100
17	Henry Ford Community College - instructional technology	
18	and infrastructure - for program and planning to	
19	be paid for from college resources.....	100
20	Kalamazoo Community College - Texas township campus	
21	expansion - for program and planning to be paid for	
22	from college resources	100
23	Kellogg Community College - classroom C building	
24	renovations - for program and planning to be paid for	
25	from college resources	100
26	Lake Michigan College - emerging technologies	
27	initiative - for program and planning to be paid for	

1	from college resources	100
2	Monroe Community College - classroom technology and	
3	environmental renovations - for program and planning	
4	to be paid for from college resources.....	100
5	Mott Community College - library consolidation and	
6	renovations - for program and planning	
7	to be paid for from college resources.....	100
8	Muskegon Community College - museum/art project - for	
9	program and planning to be paid	
10	for from college resources	100
11	North Central Michigan College - university and	
12	science center - for program and planning to be	
13	paid for from college resources.....	100
14	Oakland Community College - building A additions/	
15	renovations - for program and planning to be paid	
16	for from college resources	100
17	St. Clair County Community College - center for health	
18	and human services - for program and planning to be paid	
19	for from college resources	100
20	Wayne County Community College - northwest campus	
21	replacement - for program and planning to be paid	
22	for from college resources	100
23	Regional economic development initiative - for program	
24	and planning to be paid for from state and local	
25	resources	<u>100</u>
26	GROSS APPROPRIATION.....	\$ 1,900
27	Appropriated from:	

1	Special revenue funds:		
2	State general fund/general purpose	\$	1,900
3	Sec. 105. STATE BUILDING AUTHORITY FINANCED CONSTRUCTION		
4	PROJECTS		
5	Kirtland Community College - campus water well system		
6	upgrades (total authorized cost \$1,005,000; state		
7	building authority share \$502,400; Kirtland Community		
8	College share \$502,500; state general fund		
9	share \$100)	\$	100
10	Department of management and budget - state facility		
11	preservation projects - phase III (total authorized		
12	cost \$50,000,000; state building authority share		
13	\$49,999,900; state general fund share \$100).....		100
14	Department of natural resources - state park		
15	improvement projects (total authorized cost		
16	\$20,000,000; state building authority share		
17	\$19,999,900; state general fund share \$100).....		<u>100</u>
18	GROSS APPROPRIATION.....	\$	300
19	Appropriated from:		
20	Special revenue funds:		
21	State general fund/general purpose	\$	300
22	Sec. 106. DEPARTMENT OF MILITARY AND VETERANS AFFAIRS		
23	For department of military and veterans affairs		
24	special maintenance, remodeling and additions.....	\$	<u>5,000,000</u>
25	GROSS APPROPRIATION.....	\$	5,000,000
26	Appropriated from		
27	Federal revenues:		

1	DOD, department of the army - national guard bureau ..	5,000,000
2	Special revenue funds:	
3	State general fund/general purpose	\$ 0
4	Sec. 107. DEPARTMENT OF NATURAL RESOURCES	
5	(1) STATE PARK AND FOREST AREA IMPROVEMENTS	
6	State parks repair and maintenance	\$ 2,000,000
7	Forest roads, bridges and facilities	<u>1,400,000</u>
8	GROSS APPROPRIATION.....	\$ 3,400,000
9	Appropriated from:	
10	Special revenue funds:	
11	State park improvement fund	2,000,000
12	Forest development fund	1,300,000
13	Forest recreation fund.....	100,000
14	State general fund/general purpose	\$ 0
15	(2) WILDLIFE AREAS	
16	Statewide wetlands acquisitions	\$ <u>2,000,000</u>
17	GROSS APPROPRIATION.....	\$ 2,000,000
18	Appropriated from:	
19	Special revenue funds:	
20	Game and fish protection - waterfowl fees	2,000,000
21	State general fund/general purpose	\$ 0
22	(3) WATERWAYS BOATING PROGRAM	
23	Infrastructure improvements - state projects	\$ 4,720,000
24	Infrastructure improvements - local projects	2,250,000
25	Land acquisitions.....	1,330,000
26	Boating program, state boating access sites:	
27	Walloon Lake, Charlevoix County, new site construction -	

1	phase I (total authorized cost \$510,000; state	
2	share \$510,000)	510,000
3	Boating program, state harbors and docks:	
4	Mackinaw City, Cheboygan County, new marina, state	
5	dock, phase III (total authorized cost \$10,625,000;	
6	state share \$10,625,000)	265,000
7	Mitchell state park, Wexford County, seawall and	
8	walkway improvements (total authorized cost \$463,000;	
9	federal share \$160,000; state share \$303,000).....	303,000
10	DeTour, Chippewa County, floating dock repair,	
11	replacement and improvements (total authorized	
12	cost \$4,000,000; federal share \$3,000,000; state	
13	share \$1,000,000)	4,000,000
14	Boating program, local boating access sites:	
15	Tuscarora Township, Cheboygan County, boat launch	
16	and parking lot construction (total authorized	
17	cost \$467,200; state share \$332,500; local share	
18	\$134,700)	332,500
19	Frankfort, Benzie County, boat launch and parking	
20	lot rehabilitation (total authorized cost	
21	\$151,300; state share \$113,500; local share	
22	\$37,800)	113,500
23	Ludington, Mason County, breakwater rubble mound	
24	protective structure (total authorized cost	
25	\$227,900; state share \$171,000; local share	
26	\$56,900)	171,000
27	Boating program, local harbors and docks:	

1	Leland, Leelanau County, marina rehabilitation and		
2	upgrades (total authorized cost \$3,500,000; state		
3	share \$2,625,000; local share \$875,000).....		<u>875,000</u>
4	GROSS APPROPRIATION.....	\$	14,870,000
5	Appropriated from:		
6	Federal revenues:		
7	DOI, U.S. fish and wildlife service, Dingell-Johnson .	\$	3,000,000
8	DHS, U.S. coast guard.....		1,470,000
9	Special revenue funds:		
10	Michigan state waterways fund.....		10,400,000
11	State general fund/general purpose.....	\$	0
12	Sec. 108. DEPARTMENT OF TRANSPORTATION		
13	(1) BUILDINGS AND FACILITIES		
14	Salt storage buildings and containment control		
15	systems - contract agencies	\$	2,000,000
16	Salt storage buildings and containment control		
17	systems - various state locations.....		1,100,000
18	Construct maintenance garage washbays - various state		
19	locations		563,300
20	Detroit, Wayne County, Rosa L. Parks integrated		
21	transportation campus, construction cost increase/		
22	scope change (original total authorized cost in		
23	1999 PA 265 and 2003 PA 193 is increased from		
24	\$4,300,000 to \$17,487,000; comprehensive transportation		
25	fund bond proceeds is increased from \$0 to \$3,500,000;		
26	state trunkline fund share is increased from \$4,300,000		
27	to \$13,987,000)		13,187,000

1	Oakland County, transportation service center	
2	construction	2,500,000
3	Gladstone, Delta County, bituminous testing	
4	laboratory construction	400,000
5	Bay City, Bay County, transportation service center	
6	addition	550,000
7	Institutional and agency roads	750,000
8	Miscellaneous special maintenance, remodeling, and	
9	additions	<u>1,000,000</u>
10	GROSS APPROPRIATION	\$ 22,050,300
11	Appropriated from:	
12	Special revenue funds:	
13	Comprehensive transportation fund bond proceeds	3,500,000
14	State trunkline fund	18,550,300
15	State general fund/general purpose	\$ 0
16	(2) AIRPORT IMPROVEMENT PROGRAMS	
17	Airport safety, protection and improvement program ...	\$ <u>162,902,600</u>
18	GROSS APPROPRIATION	\$162,902,600
19	Appropriated from:	
20	Federal revenues:	
21	DOT, federal aviation administration	137,254,300
22	Special revenue funds:	
23	Local aeronautics match	12,648,300
24	Combined comprehensive transportation bond proceeds	
25	fund - aeronautics	12,000,000
26	State aeronautics fund	1,000,000
27	State general fund/general purpose	\$ 0

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PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2006-2007 is \$53,352,500.00 and state spending from state resources paid to units of local government for fiscal year 2006-2007 is \$19,992,000.00. The itemized statement below identifies appropriations from which spending to units of local government will occur:

CAPITAL OUTLAY

Department of agriculture - farmland and open space

development acquisition	\$	1,250,000
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Department of natural resources - waterways boating

program	\$	3,742,000
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Department of transportation - buildings and

facilities	\$	2,000,000
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Department of transportation - airport safety,

protection, and improvement program.....	\$	<u>13,000,000</u>
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TOTAL.....	\$	19,992,000
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Sec. 202. The appropriations authorized under this bill are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 203. As used in this bill:

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

(b) "Community college" does not include a state agency or

1 university.

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

3 (d) "Director" means the director of the department of
4 management and budget.

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

6 (f) "DHS" means the United States department of homeland security.

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

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

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

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

12 (k) "ICF/MR" means intermediate care facilities for the mentally
13 retarded.

14 (l) "IDG" means interdepartmental grant.

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

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

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

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

24 Sec. 204. Funds appropriated in part 1 shall not be used for
25 the purchase of foreign goods or services, or both, if
26 competitively priced and of comparable quality American goods or

1 services, or both, are available. Preference should be given to
2 goods or services, or both, manufactured or provided by Michigan
3 businesses if they are competitively priced and of comparable
4 quality.

5 Sec. 205. Unless otherwise specified, departments and
6 agencies shall use the Internet to fulfill the reporting
7 requirements of this bill. This requirement may include
8 transmission of reports via electronic mail to the recipients
9 identified for each reporting requirement, or it may include
10 placement of reports on an Internet or Intranet site.

11 **DEPARTMENT OF AGRICULTURE**

12 Sec. 301. Of the amounts appropriated in part 1 for farmland
13 and open space development acquisition, the funds shall be used for
14 the purchase of development rights and the awarding of grants by
15 the agriculture preservation fund board under the natural resources
16 and environmental protection act, 1994 PA 451, MCL 324.101 to
17 324.90106.

18 **CAPITAL OUTLAY PROCESSES, PROCEDURES & REPORTS**

19 Sec. 401. Each capital outlay project authorized in this bill
20 or any previous capital outlay act shall comply with the procedures
21 required by the management and budget act, 1984 PA 431, MCL 18.1101
22 to 18.1594.

23 Sec. 402. A statement of a proposed facility's operating cost
24 shall be included with the facility's program statement and
25 planning documents when the plans are presented to JCOS for

1 approval.

2 Sec. 403. (1) Before proceeding with final planning and
3 construction for projects at community colleges and universities
4 included in an appropriations act, the community college or
5 university shall sign an agreement with the department that
6 includes the following provisions:

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

11 (b) The design and program scope of the project shall not
12 deviate from the design and program scope represented in the
13 program statement and preliminary planning documents approved by
14 the department.

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

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

21 Sec. 404. (1) The department shall provide the JCOS, state
22 budget director and the fiscal agencies with reports as considered
23 necessary relative to the status of each planning or construction
24 project financed by the state building authority, by this bill, or
25 by previous acts.

26 (2) Before the end of each fiscal year, the department shall
27 report to the JCOS and the fiscal agencies for each capital outlay

1 project other than lump sums all of the following:

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

3 (b) The balance remaining in each account.

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

5 (d) The anticipated date of occupancy if the project is under
6 construction.

7 (e) The appropriations history for the project.

8 (f) The professional service contractor.

9 (g) The amount of a project financed with federal funds.

10 (h) The amount of a project financed through the state
11 building authority.

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

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

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

19 (b) Whether a program statement is approved.

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

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

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

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

25 Sec. 405. (1) If a capital outlay appropriation is contained
26 in a public act that was not reviewed by the JCOS during the
27 legislative process, the director shall notify the JCOS of an

1 expenditure of that capital outlay appropriation not less than 60
2 days before the expenditure.

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

8 Sec. 406. A state agency, college, or university shall take
9 steps necessary to make available federal and other money indicated
10 in this bill, to make available federal or other money that may
11 become available for the purposes for which appropriations are made
12 in this bill, and to use any part or all of the appropriations to
13 meet matching requirements that are considered to be in the best
14 interest of this state. However, the purpose, scope, and total
15 estimated cost of a project shall not be altered to meet the
16 matching requirements.

17 Sec. 407. Pursuant to section 242(2) of the management and
18 budget act, 1984 PA 431, MCL 18.1242, the department shall submit
19 5-year capital outlay plans and capital outlay priority requests
20 developed by state agencies (and as approved by the department of
21 management and budget), universities, and community colleges to the
22 chairperson and ranking vice-chairperson of the JCOS and the fiscal
23 agencies upon the release of the executive budget recommendation.

24 USE AND FINANCE STATEMENTS

25 Sec. 501. (1) A university or community college shall not let
26 a contract for new construction of a nonstate-funded project

1 estimated to cost more than \$1,000,000.00 unless the project is
2 authorized by the JCOS through approval of a use and financing
3 statement defined by a policy adopted by the JCOS. The request for
4 legislative authorization shall be initially submitted for review
5 to the JCOS and the department. The use and financing statement
6 for a nonstate-funded project shall contain the estimated total
7 construction cost and all associated estimated operating costs
8 including a statement of anticipated project revenues. As used in
9 this section, "new construction" includes land or property
10 acquisition, remodeling and additions, and maintenance projects.

11 (2) A project that is constructed in violation of this section
12 shall not receive state appropriations for purposes of operating
13 the project, or support for future infrastructure enhancements that
14 are necessitated, in part or in total, by construction of the
15 project.

16 (3) A state agency, including the department of military
17 affairs, shall not let a contract, including those for a direct
18 federally-funded capital outlay construction or major maintenance
19 or remodeling project if the total project is estimated to cost
20 more than \$1,000,000.00 and is to be constructed on state-owned
21 lands, unless the project is approved by the department and by the
22 JCOS through approval of a use and financing statement defined by a
23 policy adopted by the JCOS. For projects over \$1,000,000.00, the
24 state agency shall submit a use and financing statement as required
25 for community colleges and universities in subsection (1). As used
26 in this subsection, "direct federally-funded" refers to a project
27 for which federal payments are made directly to the construction

1 vendor and not to the state of Michigan.

2 (4) A public body corporate created under section 28 of
3 article VII of the state constitution of 1963 and the urban
4 cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to
5 124.512, by a contractual interlocal agreement between local
6 participating economic development corporations formed under the
7 economic development corporations act, 1974 PA 338, MCL 125.1601 to
8 125.1636, and the Michigan strategic fund shall not let a contract
9 for new construction estimated to cost more than \$1,000,000.00
10 unless the project is authorized by the JCOS through the approval
11 of a use and financing statement defined by a policy adopted by the
12 JCOS. For purposes of this subsection, the use and financing
13 statement for a project shall contain the estimated total
14 construction cost and all associated estimated operating costs. As
15 used in this subsection, "new construction" means land or property
16 acquisition, remodeling or additions, lease or lease purchase, and
17 maintenance projects for the corporate office of the public body
18 corporate described in this subsection.

19 **LUMP SUMS AND SPECIAL MAINTENANCE**

20 Sec. 601. (1) The director shall allocate lump-sum
21 appropriations made in this bill for remodeling and addition,
22 special maintenance, major special maintenance, energy
23 conservation, demolition, ICF/MR, air-conditioning, and fire
24 protection projects. The director shall allocate other lump sums
25 in order of program priority and need of the various state agencies
26 or as otherwise based on actual building inspection reports by

1 regulatory agencies.

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

9 (3) Before the end of each fiscal year, the department shall
10 submit a report to the JCOS and the fiscal agencies indicating the
11 total cost and status of all lump-sum projects funded under this
12 bill and any previous act that have been designated as proposed,
13 designed, bid, under construction, or completed within the current
14 fiscal year.

15 Sec. 602. (1) A state agency shall provide notification to
16 JCOS prior to commencing a demolition project not authorized by
17 law. The demolition project may be disapproved by JCOS within 30
18 days after the date of notification, and if disapproved within that
19 time, the demolition project shall not be authorized. The
20 notification to JCOS shall identify the building or facility to be
21 demolished and its location, the estimated cost of the demolition
22 project, estimated project schedule, and the source of financing.

23 (2) The 30-day disapproval period does not apply to any
24 notifications submitted during a period when the legislature is not
25 scheduled for session for 15 days or more. In these situations,
26 the 30-day disapproval period begins on the first scheduled session
27 day.

1 Sec. 603. State agencies may expend not more than
2 \$1,000,000.00 from their operating budget for special maintenance,
3 remodeling, additions, or other capital outlay purposes, unless
4 specifically approved by the JCOS.

5 Sec. 604. Any federal funds earned for department of military
6 and veterans affairs projects through the state facility
7 preservation program are hereby appropriated.

8 Sec. 605. Any unexpended and unreserved state general fund/
9 general purpose remaining in accounts appropriated in sections 103
10 and 104 of 2002 PA 518 for major special maintenance and remodeling
11 for the departments of community health, corrections, human
12 services, management and budget, military affairs and state police
13 is hereby re-appropriated for the fiscal year ending September 30,
14 2007 for maintenance and remodeling projects for the department of
15 corrections.

16 **COLLEGES AND UNIVERSITIES**

17 Sec. 701. (1) This section applies only to projects for
18 community colleges.

19 (2) State support is directed towards the remodeling and
20 additions, special maintenance, or construction of certain
21 community college buildings. The community college shall obtain or
22 provide for site acquisition and initial main utility installation
23 to operate the facility. Funding shall be comprised of local and
24 state shares, and the state share shall include 50% of any federal
25 money awarded for projects appropriated in this bill. Not more
26 than 50% of a capital outlay project, not including a lump-sum

1 special maintenance project or remodeling and addition project, for
2 a community college shall be appropriated from state and federal
3 funds, unless otherwise appropriated by the legislature.

4 (3) An expenditure under this bill is authorized when the
5 release of the appropriation is approved by the board upon the
6 recommendation of the director. The director may recommend to the
7 board the release of any appropriation in part 1 only after the
8 director is assured that the legal entity operating the community
9 college to which the appropriation is made has complied with this
10 bill and has matched the amounts appropriated as required by this
11 bill. A release of funds in part 1 shall not exceed 50% of the
12 total cost of planning and construction of any project, not
13 including lump-sum remodeling and additions and special
14 maintenance, unless otherwise appropriated by the legislature.
15 Further planning and construction of a project authorized by this
16 bill or applicable sections of the management and budget act, 1984
17 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the
18 purpose and scope as defined and delineated in the approved program
19 statements and planning documents. This bill is applicable to all
20 projects for which planning appropriations were made in previous
21 acts.

22 (4) The community college shall take the steps necessary to
23 secure available federal construction and equipment money for
24 projects funded for construction in this bill if an application was
25 not previously made. If there is a reasonable expectation that a
26 prior year unfunded application may receive federal money in a
27 subsequent year, the college shall take whatever action necessary

1 to keep the application active. If federal money is received, the
2 state share shall be adjusted accordingly as provided by this bill.

3 Sec. 702. If matching revenues are received in an amount less
4 than the appropriations contained in this bill, the state funds of
5 the appropriation shall be reduced in proportion to the amount of
6 matching revenue received.

7 Sec. 703. (1) The director may require that community
8 colleges and universities that have an authorized project listed in
9 part 1 submit documentation regarding the project match and
10 governing board approval of the authorized project not more than 60
11 days after the beginning of the fiscal year.

12 (2) If the documentation required by the director under
13 subsection (1) is not submitted, or does not adequately
14 authenticate the availability of the project match or board
15 approval of the authorized project, the authorization may
16 terminate. The authorization terminates 30 days after the director
17 notifies the JCOS of the intent to terminate the project unless the
18 JCOS convenes to extend the authorization.

19 **DEPARTMENT OF MANAGEMENT AND BUDGET**

20 Sec. 801. (1) The department shall provide the JCOS, the
21 fiscal agencies and state budget director a report of privately
22 owned leased space by state agencies by September 30 of each year,
23 consisting of the following:

24 (a) Department.

25 (b) Agency division and leased number.

26 (c) Building location (address and city).

1 (d) Type of building.

2 (e) County.

3 (f) Name and address of lessor.

4 (g) Square footage and net square footage rate.

5 (h) Monthly and annual cost.

6 (i) Date lease started and expires.

7 (j) Options and services.

8 (k) Total monthly and annual cost for all leases.

9 (2) The lease report shall be summarized for office space,
10 group homes, and other space for the Lansing area and statewide,
11 excepting the Lansing area.

12 **DEPARTMENT OF NATURAL RESOURCES**

13 Sec. 901. The appropriation made in this bill for the harbors
14 and docks program is for the purpose of participating with the
15 federal government and assisting political entities and
16 subdivisions of this state in the construction and improvement of
17 recreational boating facilities within this state. Subject to the
18 approval of the board, this money shall be allocated by the
19 department of natural resources to the federal government, or to
20 the political entities or local units of government involved in the
21 particular projects. An allocation shall not exceed the state
22 portion as listed with each project description. The department of
23 natural resources shall take the steps necessary to match federal
24 money available for the construction and improvement of
25 recreational boating facilities within this state, and to meet
26 requirements of the federal government.

1 Sec. 902. Before the end of each fiscal year, the department
2 of natural resources shall report each year to the JCOS the status
3 of each project that received an appropriation in any capital
4 outlay act, if the project is either not completed or has a balance
5 remaining in its account. The report shall be in the same form and
6 contain the information as required under section 404. The report
7 shall be separated into the following areas, by fund sources:

8 (a) Waterways projects.

9 (b) Urban recreation projects.

10 (c) State park projects.

11 (d) Wildlife and fisheries projects.

12 (e) Other projects.

13 Sec. 903. The department of natural resources shall transfer
14 all revenues and unreserved receipts in the harbor development fund
15 to the state waterways fund for the purposes appropriated in part 1
16 of this bill.

17 **STATE TRANSPORTATION DEPARTMENT**

18 Sec. 1001. (1) From federal-state-local project appropriations
19 contained in part 1 for the purpose of assisting political entities
20 and subdivisions of this state in the construction and improvement
21 of publicly used airports and landing fields within this state, the
22 state transportation department may permit the award of contracts
23 on behalf of units of local government for the authorized locations
24 not to exceed the indicated amounts, of which the state allocated
25 portion shall not exceed the amount appropriated in part 1.

26 (2) Political entities and subdivisions shall provide not less

1 than 2.5% of the cost of any project under this section, unless a
2 total nonfederal share greater than 5% is otherwise specified in
3 federal law. State money shall not be allocated until local money
4 is allocated. State money for any 1 project shall not exceed 1/3 of
5 the total appropriation in part 1 from state funds for airport
6 improvement programs.

7 (3) The Michigan aeronautics commission may take those steps
8 necessary to match federal money available for airport construction
9 and improvement within this state, and to meet the matching
10 requirements of the federal government. Whether acting alone or
11 jointly with another political subdivision or public agency or with
12 this state, a political subdivision or public agency of this state
13 shall not submit to any agency of the federal government a project
14 application for airport planning or development unless it is
15 authorized in this bill and the project application is approved by
16 the governing body of each political subdivision or public agency
17 making the application, and by the Michigan aeronautics commission.

18 Sec. 1002. Before the end of each fiscal year, the state
19 transportation department shall report to the JCOS the status of
20 projects funded in part 1 with the estimated dollars allocated for
21 each project. If there has to be a delay in reporting, the state
22 transportation department shall notify JCOS in writing of the date
23 the report will be received.

24 Sec. 1003. (1) A planning project or construction project
25 appropriated for the airport program shall be made available for no
26 more than 3 fiscal years following the fiscal year in which the
27 original appropriation was made.

(2) Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

MISCELLANEOUS

Sec. 1101. (1) Revenue collected from licenses issued under the antenna site management project shall be deposited into the antenna site management revolving fund created for this purpose in the department of information technology. The department may receive and expend funds from the fund for costs associated with the antenna site management project, including the cost of a third-party site manager. Any excess revenue remaining in the fund at the close of the fiscal year shall be proportionately transferred to the appropriate state restricted funds as designated in statute or by constitution.

(2) An antenna shall not be sited pursuant to this section without prior compliance with the respective local zoning codes and local unit of government processes.

Sec. 1102. (1) A site preparation economic development fund is hereby created in the department of management and budget. As used in this section, "economic development sites" means those state-owned sites declared as surplus property pursuant to section 251 of the management and budget act, 1984 PA 431, MCL 18.1251, that would provide economic benefit to the area or to the state. The Michigan economic development corporation board and the state budget director shall determine whether or not a specific state-owned site

1 qualifies for inclusion in the fund created under this subsection.

2 (2) Proceeds from the sale of any sites designated in
3 subsection (1) shall be deposited into the fund created in
4 subsection (1) and shall be available for site preparation
5 expenditures, unless otherwise provided by law. The economic
6 development sites authorized in subsection (1) are hereby
7 authorized for sale consistent with state law. Expenditures from
8 the fund are hereby authorized for site preparation activities that
9 enhance the marketable sale value of the sites. Site preparation
10 activities include, but are not limited to, demolition,
11 environmental studies and abatement, utility enhancement, and site
12 excavation.

13 (3) A cash advance in an amount of not more than
14 \$25,000,000.00 is hereby authorized from the general fund to the
15 site preparation economic development fund.

16 (4) An annual report shall be transmitted to the senate and
17 house of representatives appropriations committees not later than
18 December 31 of each year. This report shall detail both of the
19 following:

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

22 (b) The sites identified as economic development sites under
23 subsection (1).