

**SUBSTITUTE FOR
SENATE BILL NO. 334**

(As amended, June 18, 2009)

A bill to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; and to repeal acts and parts of acts.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. There is appropriated for the various state departments and agencies to supplement appropriations for the fiscal year ending September 30, 2009, from the following funds:

APPROPRIATION SUMMARY

GROSS APPROPRIATION..... \$ <<31,403,400>>
Total interdepartmental grants and intradepartmental

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1	transfers		0
2	ADJUSTED GROSS APPROPRIATION.....	\$	<<31,403,000>>
3	Total federal revenues.....		16,700,000
4	Total local revenues.....		0
5	Total private revenues.....		0
6	Total other state restricted revenues.....		<<14,703,000>>
7	State general fund/general purpose.....	\$	0
8	Sec. 102. DEPARTMENT OF COMMUNITY HEALTH		
9	(1) APPROPRIATION SUMMARY		
10	GROSS APPROPRIATION.....	\$	9,152,200
11	Interdepartmental grant revenues:		
12	Total interdepartmental grants and intradepartmental		
13	transfers		0
14	ADJUSTED GROSS APPROPRIATION.....	\$	9,152,200
15	Federal revenues:		
16	Total federal revenues.....		0
17	Special revenue funds:		
18	Total local revenues.....		0
19	Total private revenues.....		0
20	Merit award trust fund.....		5,312,500
21	Total other state restricted revenues.....		3,839,700
22	State general fund/general purpose.....	\$	0
23	(2) MEDICAL SERVICES		
24	Hospital services and therapy.....	\$	3,839,700
25	Long-term care services.....		<u>5,312,500</u>
26	GROSS APPROPRIATION.....	\$	9,152,200

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1	Appropriated from:		
2	Special revenue funds:		
3	Merit award trust fund.....		5,312,500
4	Total other state restricted revenues.....		3,839,700
5	State general fund/general purpose.....	\$	0
6	Sec. 103. DEPARTMENT OF HUMAN SERVICES		
7	(1) APPROPRIATION SUMMARY		
8	GROSS APPROPRIATION.....	\$	16,700,000
9	Interdepartmental grant revenues:		
10	Total interdepartmental grants and intradepartmental		
11	transfers		0
12	ADJUSTED GROSS APPROPRIATION.....	\$	16,700,000
13	Federal revenues:		
14	<<		>>
15	Total other federal revenues.....		<<16,700,000>>
16	Special revenue funds:		
17	Total local revenues.....		0
18	Total private revenues.....		0
19	Total other state restricted revenues.....		0
20	State general fund/general purpose.....	\$	0
21	(2) CHILD SUPPORT ENFORCEMENT		
22	Legal support contracts.....	\$	600,000
23	Child support incentive payments.....		<u>9,570,000</u>
24	GROSS APPROPRIATION.....	\$	10,170,000
25	Appropriated from:		
26	Federal revenues:		

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1	<<Total federal revenues..... >>		10,170,000
2	State general fund/general purpose.....	\$	0
3	(3) INFORMATION TECHNOLOGY		
4	Child support automation.....	\$	<u>6,530,000</u>
5	GROSS APPROPRIATION.....	\$	6,530,000
6	Appropriated from:		
7	Federal revenues:		
8	<<Total federal revenues..... >>		6,530,000
9	State general fund/general purpose.....	\$	0
10	Sec. 104. DEPARTMENT OF STATE POLICE		
11	(1) APPROPRIATION SUMMARY		
12	GROSS APPROPRIATION.....	\$	3,811,000
13	Interdepartmental grant revenues:		
14	Total interdepartmental grants and intradepartmental		
15	transfers		0
16	ADJUSTED GROSS APPROPRIATION.....	\$	3,811,000
17	Federal revenues:		
18	Total federal revenues.....		0
19	Special revenue funds:		
20	Total local revenues.....		0
21	Total private revenues.....		0
22	Total other state restricted revenues.....		3,811,000
23	State general fund/general purpose.....	\$	0
24	(2) FORENSIC SCIENCES		
25	Laboratory operations.....	\$	<u>3,811,000</u>
26	GROSS APPROPRIATION.....	\$	3,811,000

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1	Appropriated from:		
2	Special revenue funds:		
3	State services fee fund.....		3,811,000
4	State general fund/general purpose.....	\$	0
	<<Sec. 104a. STATE TRANSPORTATION DEPARTMENT		
	(1) APPROPRIATION SUMMARY:		
	Full-time equated classified positions.....	0.0	
	GROSS APPROPRIATION.....	\$	400,000
	Interdepartmental grant revenues:		
	Total interdepartmental grants and		
	Intradepartmental transfers		0
	ADJUSTED GROSS APPROPRIATION.....	\$	400,000
	Federal revenues:		
	Total federal revenues.....		0
	Special revenue funds:		
	Total local revenues.....		0
	Total private revenues.....		0
	Total other state restricted revenues		400,000
	State general fund/general purpose.....	\$	0
	(2) INTERCITY PASSENGER AND FREIGHT		
	Rail passenger service.....	\$	400,000
	GROSS APPROPRIATION.....	\$	400,000
	Appropriated from:		
	Special revenue funds:		
	Comprehensive transportation fund.....		400,000
	Appropriated from:		
	State general fund/general purpose.....	\$	0>>
5	Sec. 105. DEPARTMENT OF TREASURY		
6	(1) APPROPRIATION SUMMARY		
7	GROSS APPROPRIATION.....	\$	1,339,800
8	Interdepartmental grant revenues:		
9	Total interdepartmental grants and intradepartmental		
10	transfers		0
11	ADJUSTED GROSS APPROPRIATION.....	\$	1,339,800
12	Federal revenues:		
13	Total federal revenues.....		0
14	Special revenue funds:		
15	Total local revenues.....		0
16	Total private revenues.....		0
17	Total other state restricted revenues		1,339,800
18	State general fund/general purpose.....	\$	0
19	(2) REVENUE SHARING		
20	Constitutional state general revenue sharing grants ..	\$	(21,130,000)
21	Statutory state general revenue sharing grants		22,469,800
22	GROSS APPROPRIATION.....	\$	1,339,800
23	Appropriated from:		
24	Special revenue funds:		
25	Sales tax.....		1,339,800
26	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 2008-2009 is <<\$14,703,000.00>> and state spending from state resources to be paid to local units of government for fiscal year 2008-2009 is \$1,339,800.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF TREASURY

Constitutional state general revenue sharing grants ..	\$	(21,130,000)
Statutory state general revenue sharing grants		<u>22,469,800</u>
TOTAL OF PAYMENTS TO LOCAL UNITS OF GOVERNMENT	\$	1,339,800

Sec. 202. (1) The appropriations authorized under this act are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

(2) Funds for which the state is acting as the custodian or agent are not subject to annual appropriation.

DEPARTMENT OF COMMUNITY HEALTH

Sec. 301. (1) Effective July 1, 2009, for fee-for-service recipients who do not reside in nursing homes, the pharmaceutical dispensing fee shall be \$2.50 or the pharmacy's usual or customary cash charge, whichever is less. For nursing home residents, the

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1 pharmaceutical dispensing fee shall be \$2.75 or the pharmacy's
2 usual or customary cash charge, whichever is less.

3 (2) The department shall require a prescription copayment for
4 Medicaid recipients of \$1.00 for a generic drug and \$3.00 for a
5 brand-name drug, except as prohibited by federal or state law or
6 regulation.

7 (3) It is the intent of the legislature that if the department
8 realizes savings as a result of the implementation of average
9 manufacturer's price for reimbursement of multiple source generic
10 medication dispensing as imposed pursuant to the federal deficit
11 reduction act of 2005, Public Law 109-171, the savings shall be
12 returned to pharmacies in the form of an increased dispensing fee
13 for medications not to exceed \$2.00. The savings shall be
14 calculated as the difference in state expenditure between the
15 current methodology of payment, which is maximum allowable cost,
16 and the proposed new reimbursement method of average manufacturer's
17 price.

18 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

19 Sec. 401. For the fiscal year ending September 30, 2009,
20 surplus funds in the community pollution prevention fund are hereby
21 appropriated to the environmental protection fund in the amount of
22 \$874,900.00.

18 **<<STATE TRANSPORTATION DEPARTMENT**

19 Sec. 501. (1) From the funds appropriated in part 1 from the
20 comprehensive transportation fund for rail passenger service, the
21 department shall negotiate with a rail carrier to provide rail service
22 between Grand Rapids and Chicago and between Port Huron and Chicago on a
7-day basis, consistent with other provisions of this section.

(2) The rail carrier shall, as a condition to receiving a state
operating subsidy, maintain a system to monitor, collect, and resolve
customer complaints and shall make the information available to the
department, the state budget director, the house and senate
appropriations subcommittees on transportation, and the house and senate
fiscal agencies.>>

23 **DEPARTMENT OF TREASURY**

24 Sec. 601. The amount appropriated in part 1 for statutory
25 state general revenue sharing grants in combination with the

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1 appropriation in 2008 PA 261 for statutory state general revenue
2 sharing grants is distributed to each city, village, and township
3 in an amount equal to the amount the city, village, or township
4 received in the 2008 state fiscal year under section 950(2) of 2007
5 PA 127.

6 Sec. 602. The funds appropriated in part 1 for constitutional
7 revenue sharing shall be distributed by the department to cities,
8 villages, and townships, as required under section 10 of article IX
9 of the state constitution of 1963. Revenue collected in accordance
10 with section 10 of article IX of the state constitution of 1963 in
11 excess of the amount appropriated in part 1 for constitutional
12 revenue sharing is appropriated for distribution to cities,
13 villages, and townships, on a population basis as required under
14 section 10 of article IX of the state constitution of 1963.

15 **REPEALERS**

16 Sec. 1001. (1) Section 269 of 2008 PA 246 is repealed.

17 (2) Section 1620 of 2008 PA 246 is repealed.

18 (3) Section 1625 of 2008 PA 246 is repealed.

19 (4) Section 1630 of 2008 PA 246 is repealed.

20 (5) Section 1634 of 2008 PA 246 is repealed.

21 (6) Section 1635 of 2008 PA 246 is repealed.

22 (7) Section 1636 of 2008 PA 246 is repealed.

23 (8) Section 516 of 2008 PA 248 is repealed.

24 (9) Section 1104 of 2008 PA 248 is repealed.

25 (10) Section 950 of 2008 PA 261 is repealed.

<<(11) Section 711 of 2008 PA 275 is repealed.>>