

**SUBSTITUTE FOR
SENATE BILL NO. 766**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2015; 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. There is appropriated for the department of
4 environmental quality for the fiscal year ending September 30,
5 2015, from the following funds:

6 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

7 APPROPRIATION SUMMARY

8 Full-time equated unclassified positions..... 6.0

9 Full-time equated classified positions..... 1,284.5

10 GROSS APPROPRIATION..... \$ 502,591,900

1	Interdepartmental grant revenues:	
2	Total interdepartmental grants and intradepartmental	
3	transfers	9,530,500
4	ADJUSTED GROSS APPROPRIATION.....	\$ 493,061,400
5	Federal revenues:	
6	Federal funds.....	150,367,600
7	Special revenue funds:	
8	Private funds.....	546,900
9	Total other state restricted revenues.....	301,271,000
10	State general fund/general purpose.....	\$ 40,875,900
11	State general fund/general purpose schedule:	
12	Ongoing state general fund/general	
13	purpose	38,375,900
14	One-time state general fund/general	
15	purpose	2,500,000
16	FUND SOURCE SUMMARY	
17	Full-time equated unclassified positions.....	6.0
18	Full-time equated classified positions.....	1,284.5
19	GROSS APPROPRIATION.....	\$ 502,591,900
20	Interdepartmental grant revenues:	
21	IDG, MDOT - Michigan transportation fund.....	1,312,800
22	IDG, MDSP.....	1,562,900
23	IDT, interdivisional charges.....	2,053,400
24	IDT, laboratory services.....	4,601,400
25	Total interdepartmental grants and intradepartmental	
26	transfers	9,530,500
27	ADJUSTED GROSS APPROPRIATION.....	\$ 493,061,400

1	Federal revenues:	
2	Federal funds.....	150,367,600
3	Special revenue funds:	
4	Private funds.....	546,900
5	Air emissions fees.....	10,670,000
6	Campground fund.....	334,300
7	Clean Michigan initiative - response activities.....	5,500,000
8	Clean Michigan initiative - clean water fund.....	2,617,100
9	Clean Michigan initiative - contaminated sediments...	665,000
10	Clean Michigan initiative - nonpoint source.....	500,000
11	Cleanup and redevelopment fund.....	22,620,500
12	Community pollution prevention fund.....	250,000
13	Electronic waste recycling fund.....	342,400
14	Environmental education fund.....	164,300
15	Environmental perpetual care fund.....	115,000
16	Environmental pollution prevention fund.....	8,247,300
17	Environmental protection fund.....	2,165,900
18	Environmental response fund.....	5,721,100
19	Fees and collections.....	478,100
20	Financial instruments.....	5,000,000
21	Great Lakes protection fund.....	295,000
22	Groundwater discharge permit fees.....	1,723,200
23	Infrastructure construction fund.....	50,000
24	Land and water permit fees.....	3,439,000
25	Landfill maintenance trust fund.....	30,400
26	Medical waste emergency response fund.....	346,100
27	Metallic mining surveillance fee revenue.....	160,900

1	Mineral well regulatory fee revenue	233,400
2	Nonferrous metallic mineral surveillance	105,300
3	NPDES fees	4,468,900
4	Oil and gas regulatory fund	11,398,100
5	Orphan well fund	2,345,800
6	Public swimming pool fund	661,500
7	Public utility assessments	287,800
8	Public water supply fees	4,896,700
9	Refined petroleum fund	53,617,900
10	Retired engineers technical assistance program	670,400
11	Revitalization revolving loan fund	101,000
12	Revolving loan revenue bonds	11,400,000
13	Sand extraction fee revenue	100,500
14	Scrap tire regulatory fund	5,128,000
15	Septage waste contingency fund	18,100
16	Septage waste program fund	540,700
17	Settlement funds	652,100
18	Sewage sludge land application fees	1,113,500
19	Small business pollution prevention revolving loan	
20	fund	163,000
21	Soil erosion and sedimentation control training fund .	167,500
22	Solid waste management fund - staff account	5,444,600
23	Stormwater permit fees	3,067,400
24	Strategic water quality initiatives fund	116,176,100
25	Wastewater operator training fees	593,100
26	Water analysis fees	2,260,200
27	Water pollution control revolving fund	3,844,600

1	Water quality protection fund.....	100,000
2	Water use reporting fees.....	279,200
3	Total other state restricted revenues.....	301,271,000
4	State general fund/general purpose.....	\$ 40,875,900
5	Sec. 102. EXECUTIVE OPERATIONS	
6	Full-time equated unclassified positions..... 6.0	
7	Full-time equated classified positions..... 13.0	
8	Unclassified salaries--6.0 FTE positions.....	\$ 724,700
9	Executive direction--13.0 FTE positions.....	<u>2,080,900</u>
10	GROSS APPROPRIATION.....	\$ 2,805,600
11	Appropriated from:	
12	Federal revenues:	
13	Federal funds.....	39,600
14	Special revenue funds:	
15	Environmental response fund.....	217,900
16	Oil and gas regulatory fund.....	399,900
17	Refined petroleum fund.....	593,100
18	Settlement funds.....	68,800
19	State general fund/general purpose.....	\$ 1,486,300
20	Sec. 103. OFFICE OF THE GREAT LAKES	
21	Full-time equated classified positions..... 12.0	
22	Office of the Great Lakes--12.0 FTE positions.....	\$ 2,894,700
23	Coastal management grants.....	<u>1,750,000</u>
24	GROSS APPROPRIATION.....	\$ 4,644,700
25	Appropriated from:	
26	Federal revenues:	
27	Federal funds.....	3,427,600

1	Special revenue funds:	
2	Great Lakes protection fund.....	213,900
3	Settlement funds.....	112,100
4	State general fund/general purpose	891,100
5	Sec. 104. GREAT LAKES RESTORATION INITIATIVE	
6	Full-time equated classified positions..... 6.0	
7	Great Lakes restoration initiative--6.0 FTE positions	\$ <u>15,052,200</u>
8	GROSS APPROPRIATION.....	\$ 15,052,200
9	Appropriated from:	
10	Federal revenues:	
11	Federal funds.....	15,052,200
12	Special revenue funds:	
13	State general fund/general purpose.....	\$ 0
14	Sec. 105. DEPARTMENT SUPPORT SERVICES	
15	Full-time equated classified positions..... 34.0	
16	Central support services--34.0 FTE positions	\$ 4,090,800
17	Accounting service center.....	1,365,300
18	Administrative hearings.....	373,800
19	Automated data processing.....	2,053,400
20	Building occupancy charges.....	4,466,600
21	Environmental support projects.....	5,000,000
22	Rent - privately owned property.....	<u>2,205,300</u>
23	GROSS APPROPRIATION.....	\$ 19,555,200
24	Appropriated from:	
25	Interdepartmental grant revenues:	
26	IDG, MDSP.....	203,700
27	IDT, interdivisional charges.....	2,053,400

1	IDT, laboratory services.....	519,800
2	Federal revenues:	
3	Federal funds.....	5,400
4	Special revenue funds:	
5	Air emissions fees.....	1,232,900
6	Campground fund.....	28,000
7	Cleanup and redevelopment fund.....	1,704,500
8	Electronic waste recycling fund.....	28,700
9	Environmental perpetual care fund.....	115,000
10	Environmental pollution prevention fund.....	994,400
11	Environmental response fund.....	272,500
12	Fees and collections.....	23,800
13	Financial instruments.....	5,000,000
14	Great Lakes protection fund.....	52,800
15	Groundwater discharge permit fees.....	179,500
16	Land and water permit fees.....	517,600
17	Medical waste emergency response fund.....	27,300
18	Metallic mining surveillance fee revenue.....	11,100
19	Mineral well regulatory fee revenue.....	16,700
20	Nonferrous metallic mineral surveillance.....	1,700
21	NPDES fees.....	219,000
22	Oil and gas regulatory fund.....	918,200
23	Orphan well fund.....	29,100
24	Public swimming pool fund.....	36,100
25	Public utility assessments.....	38,800
26	Public water supply fees.....	184,200
27	Refined petroleum fund.....	1,593,500

1	Sand extraction fee revenue.....	9,000
2	Scrap tire regulatory fund.....	187,900
3	Septage waste program fund.....	28,700
4	Settlement funds.....	211,500
5	Sewage sludge land application fees.....	114,600
6	Small business pollution prevention revolving loan	
7	fund	17,000
8	Soil erosion and sedimentation control training fund.	16,600
9	Solid waste management fund - staff account	581,600
10	Stormwater permit fees.....	111,000
11	Wastewater operator training fees.....	37,300
12	Water analysis fees.....	166,100
13	Water use reporting fees.....	21,600
14	State general fund/general purpose.....	\$ 2,044,600
15	Sec. 106. OFFICE OF ENVIRONMENTAL ASSISTANCE	
16	Full-time equated classified positions.....	40.0
17	Office of environmental assistance--40.0 FTE positions	\$ 7,242,800
18	Pollution prevention local grants.....	<u>250,000</u>
19	GROSS APPROPRIATION.....	\$ 7,492,800
20	Appropriated from:	
21	Federal revenues:	
22	Federal funds.....	780,200
23	Special revenue funds:	
24	Private funds.....	359,700
25	Air emissions fees.....	134,800
26	Community pollution prevention fund.....	250,000
27	Environmental education fund.....	164,300

1	Environmental pollution prevention fund.....		3,383,700
2	Fees and collections.....		118,700
3	Retired engineers technical assistance program.....		670,400
4	Settlement funds.....		259,700
5	Small business pollution prevention revolving loan		
6	fund		132,700
7	State general fund/general purpose.....	\$	1,238,600
8	Sec. 107. WATER RESOURCE DIVISION		
9	Full-time equated classified positions.....	331.0	
10	Land and water interface permit programs--83.0 FTE		
11	positions	\$	11,714,600
12	Program direction and project assistance--30.0 FTE		
13	positions		3,089,200
14	Water withdrawal assessment program--4.0 FTE positions		613,600
15	Water quality and use initiative--5.0 FTE positions..		3,977,200
16	Expedited water/wastewater permits--3.0 FTE positions		50,000
17	Fish contaminant monitoring.....		316,100
18	Groundwater discharge--22.0 FTE positions.....		3,064,100
19	NPDES nonstormwater program--89.0 FTE positions.....		12,803,900
20	Surface water--95.0 FTE positions.....		16,446,500
21	Federal - Great Lakes remedial action plan grants		700,000
22	Federal - nonpoint source water pollution grants		6,500,000
23	Contaminated lake and river sediment cleanup program .		665,000
24	Nonpoint source pollution prevention and control		
25	project program		500,000
26	Wetland mitigation banking grants and loans		3,000,000
27	Water quality protection grants.....		<u>100,000</u>

1	GROSS APPROPRIATION.....	\$	63,540,200
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG, MDOT - Michigan transportation fund.....		1,227,600
5	Federal revenues:		
6	Federal funds.....		23,409,700
7	Special revenue funds:		
8	Clean Michigan initiative - clean water fund.....		2,617,100
9	Clean Michigan initiative - contaminated sediments...		665,000
10	Clean Michigan initiative - nonpoint source.....		500,000
11	Environmental response fund.....		202,000
12	Groundwater discharge permit fees.....		1,449,200
13	Infrastructure construction fund.....		50,000
14	Land and water permit fees.....		2,581,700
15	NPDES fees.....		4,078,500
16	Refined petroleum fund.....		440,700
17	Sewage sludge land application fees.....		937,800
18	Soil erosion and sedimentation control training fund.		137,900
19	Stormwater permit fees.....		2,869,900
20	Strategic water quality initiatives fund.....		3,000,000
21	Wastewater operator training fees.....		277,000
22	Water pollution control revolving fund.....		810,900
23	Water quality protection fund.....		100,000
24	Water use reporting fees.....		241,200
25	State general fund/general purpose.....	\$	17,944,000
26	Sec. 108. LAW ENFORCEMENT DIVISION		
27	Full-time equated classified positions.....		14.0

1	Environmental investigations--14.0 FTE positions	\$ <u>2,810,900</u>
2	GROSS APPROPRIATION.....	\$ 2,810,900
3	Appropriated from:	
4	Interdepartmental grant revenues:	
5	IDT, laboratory services.....	54,300
6	Federal revenues:	
7	Federal funds.....	824,500
8	Special revenue funds:	
9	Air emissions fees.....	56,000
10	Campground fund.....	4,100
11	Cleanup and redevelopment fund.....	223,500
12	Electronic waste recycling fund.....	3,000
13	Environmental pollution prevention fund.....	138,600
14	Environmental response fund.....	51,000
15	Fees and collections.....	3,700
16	Great Lakes protection fund.....	5,600
17	Groundwater discharge permit fees.....	18,700
18	Land and water permit fees.....	77,000
19	Medical waste emergency response fund.....	4,200
20	Metallic mining surveillance fee revenue.....	1,700
21	Mineral well regulatory fee revenue.....	2,600
22	NPDES fees.....	32,000
23	Oil and gas regulatory fund.....	154,900
24	Orphan well fund.....	4,500
25	Public swimming pool fund.....	5,600
26	Public utility assessments.....	4,100
27	Public water supply fees.....	28,400

1	Refined petroleum fund.....	363,400
2	Sand extraction fee revenue	1,400
3	Scrap tire regulatory fund.....	36,500
4	Septage waste program fund.....	4,400
5	Sewage sludge land application fees.....	12,200
6	Small business pollution prevention revolving loan	
7	fund	2,600
8	Soil erosion and sedimentation control training fund.	2,600
9	Solid waste management fund - staff account	78,200
10	Stormwater permit fees.....	17,200
11	Wastewater operator training fees.....	5,700
12	Water analysis fees.....	22,300
13	Water use reporting fees.....	3,100
14	State general fund/general purpose.....	\$ 563,300
15	Sec. 109. AIR QUALITY DIVISION	
16	Full-time equated classified positions.....	203.0
17	Air quality programs--203.0 FTE positions.....	\$ <u>26,093,200</u>
18	GROSS APPROPRIATION.....	\$ 26,093,200
19	Appropriated from:	
20	Federal revenues:	
21	Federal funds.....	7,565,300
22	Special revenue funds:	
23	Air emissions fees.....	8,587,400
24	Environmental pollution prevention fund.....	1,337,000
25	Fees and collections.....	282,800
26	Oil and gas regulatory fund.....	134,900
27	Refined petroleum fund.....	3,596,600

1	State general fund/general purpose	\$	4,589,200
2	Sec. 110. RESOURCE MANAGEMENT DIVISION		
3	Full-time equated classified positions.....		319.5
4	Drinking water and environmental health--106.5 FTE		
5	positions	\$	15,982,300
6	Hazardous waste management program--51.0 FTE positions		6,821,200
7	Low-level radioactive waste authority--2.0 FTE		
8	positions		228,400
9	Medical waste program--2.0 FTE positions		297,700
10	Municipal assistance--34.0 FTE positions		6,534,700
11	Radiological protection program--12.0 FTE positions ..		1,693,900
12	Scrap tire regulatory program--11.0 FTE positions		1,323,400
13	Oil, gas, and mineral services--61.0 FTE positions ...		12,031,900
14	Recycling initiative--3.0 FTE positions		1,000,000
15	Solid waste management program--37.0 FTE positions ...		4,935,700
16	Drinking water program grants		1,330,000
17	Noncommunity water grants		2,000,000
18	Septage waste compliance grants		275,000
19	Strategic water quality initiative grants and loans ..		97,000,000
20	Water pollution control and drinking water revolving		
21	fund		87,943,000
22	Scrap tire grants		<u>3,500,000</u>
23	GROSS APPROPRIATION	\$	242,897,200
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG, MDSP		1,272,100
27	Federal revenues:		

1	Federal funds.....	89,533,200
2	Special revenue funds:	
3	Campground fund.....	285,700
4	Electronic waste recycling fund.....	298,300
5	Environmental pollution prevention fund.....	1,800,100
6	Fees and collections.....	34,200
7	Medical waste emergency response fund.....	297,700
8	Metallic mining surveillance fee revenue.....	141,200
9	Mineral well regulatory fee revenue.....	203,700
10	Nonferrous metallic mineral surveillance.....	103,000
11	Oil and gas regulatory fund.....	9,205,600
12	Orphan well fund.....	2,293,900
13	Public swimming pool fund.....	597,300
14	Public utility assessments.....	228,400
15	Public water supply fees.....	4,222,200
16	Refined petroleum fund.....	671,700
17	Revolving loan revenue bonds.....	11,400,000
18	Sand extraction fee revenue.....	84,500
19	Scrap tire regulatory fund.....	4,823,400
20	Septage waste contingency fund.....	18,100
21	Septage waste program fund.....	489,500
22	Solid waste management fund - staff account.....	4,457,500
23	Strategic water quality initiatives fund.....	98,176,100
24	Wastewater operator training fees.....	249,800
25	Water pollution control revolving fund.....	2,821,300
26	State general fund/general purpose.....	\$ 9,188,700
27	Sec. 111. REMEDIATION AND REDEVELOPMENT DIVISION	

1	Full-time equated classified positions.....	312.0	
2	Contaminated site investigations, cleanup and		
3	revitalization--209.0 FTE positions.....		\$ 29,885,200
4	Federal cleanup project management--55.0 FTE positions		8,931,000
5	Laboratory services--48.0 FTE positions		6,092,000
6	Brownfield grants.....		5,500,000
7	Emergency cleanup actions.....		4,000,000
8	Environmental cleanup support.....		1,840,000
9	Environmental cleanup and redevelopment program.....		15,000,000
10	Refined petroleum product cleanup program.....		32,400,000
11	Superfund cleanup.....		<u>3,000,000</u>
12	GROSS APPROPRIATION.....		\$ 106,648,200
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDT, laboratory services.....		3,807,200
16	Federal revenues:		
17	Federal funds.....		8,315,000
18	Special revenue funds:		
19	Private funds.....		187,200
20	Clean Michigan initiative - response activities		5,500,000
21	Cleanup and redevelopment fund.....		19,785,700
22	Environmental protection fund.....		2,165,800
23	Environmental response fund.....		4,769,400
24	Landfill maintenance trust fund.....		30,400
25	Public water supply fees.....		303,300
26	Refined petroleum fund.....		44,701,700
27	Revitalization revolving loan fund.....		101,000

1	Strategic water quality initiatives fund.....	15,000,000
2	Water analysis fees.....	1,981,500
3	State general fund/general purpose.....	\$ 0
4	Sec. 112. INFORMATION TECHNOLOGY	
5	Information technology services and projects.....	\$ <u>8,551,600</u>
6	GROSS APPROPRIATION.....	\$ 8,551,600
7	Appropriated from:	
8	Interdepartmental grant revenues:	
9	IDG, MDOT - Michigan transportation fund.....	85,200
10	IDG, MDSP.....	87,100
11	IDT, laboratory services.....	220,100
12	Federal revenues:	
13	Federal funds.....	1,414,900
14	Special revenue funds:	
15	Air emissions fees.....	658,900
16	Campground fund.....	16,500
17	Cleanup and redevelopment fund.....	906,800
18	Electronic waste recycling fund.....	12,400
19	Environmental pollution prevention fund.....	593,500
20	Environmental response fund.....	208,300
21	Fees and collections.....	14,900
22	Great Lakes protection fund.....	22,700
23	Groundwater discharge permit fees.....	75,800
24	Land and water permit fees.....	262,700
25	Medical waste emergency response fund.....	16,900
26	Metallic mining surveillance fee revenue.....	6,900
27	Mineral well regulatory fee revenue.....	10,400

1	Nonferrous metallic mineral surveillance	600
2	NPDES fees	139,400
3	Oil and gas regulatory fund	584,600
4	Orphan well fund	18,300
5	Public swimming pool fund	22,500
6	Public utility assessments	16,500
7	Public water supply fees	158,600
8	Refined petroleum fund	1,657,200
9	Sand extraction fee revenue	5,600
10	Scrap tire regulatory fund	80,200
11	Septage waste program fund	18,100
12	Sewage sludge land application fees	48,900
13	Small business pollution prevention revolving loan	
14	fund	10,700
15	Soil erosion and sedimentation control training fund .	10,400
16	Solid waste management fund - staff account	327,300
17	Stormwater permit fees	69,300
18	Wastewater operator training fees	23,300
19	Water analysis fees	90,300
20	Water pollution control revolving fund	212,400
21	Water use reporting fees	13,300
22	State general fund/general purpose	\$ 430,100
23	Sec. 113. ONE-TIME BASIS ONLY APPROPRIATIONS	
24	Electronic document management	\$ 2,500,000
25	Mancelona TCE plume cleanup	<u>100</u>
26	GROSS APPROPRIATION	\$ 2,500,100
27	Appropriated from:	

1 Special revenue funds:

2 Environmental protection fund..... 100

3 State general fund/general purpose..... \$ 2,500,000

4 PART 2

5 PROVISIONS CONCERNING APPROPRIATIONS

6 FOR FISCAL YEAR 2014-2015

7 GENERAL SECTIONS

8 Sec. 201. Pursuant to section 30 of article IX of the state
 9 constitution of 1963, total state spending from state resources
 10 under part 1 for fiscal year 2014-2015 is \$342,146,900.00 and state
 11 spending from state resources to be paid to local units of
 12 government for fiscal year 2014-2015 is \$2,775,000.00. The itemized
 13 statement below identifies appropriations from which spending to
 14 local units of government will occur:

15 GRANTS

16 Noncommunity water grants..... \$ 2,000,000

17 Scrap tire grants..... 500,000

18 Septage waste compliance program..... 275,000

19 TOTAL..... \$ 2,775,000

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

23 Sec. 203. As used in this part and part 1:

24 (a) "Department" means the department of environmental
 25 quality.

1 (b) "Director" means the director of the department.

2 (c) "FTE" means full-time equated.

3 (d) "IDG" means interdepartmental grant.

4 (e) "IDT" means intradepartmental transfer.

5 (f) "MDOT" means the state transportation department.

6 (g) "MDSP" means the department of state police.

7 (h) "NPDES" means national pollution discharge elimination
8 system.

9 Sec. 205. The departments and agencies receiving appropriation
10 in part 1 shall use the Internet to fulfill the reporting
11 requirements of this part. This requirement may include
12 transmission of reports via electronic mail to the recipients
13 identified for each reporting requirement, or it may include
14 placement of reports on an Internet or Intranet site.

15 Sec. 207. The department and agencies receiving appropriations
16 in part 1 shall receive and retain copies of all reports funded
17 from appropriations in part 1. Federal and state guidelines for
18 short-term and long-term retention of records shall be followed.
19 The department may electronically retain copies of reports unless
20 otherwise required by federal and state guidelines.

21 Sec. 209. The departments and agencies receiving
22 appropriations in part 1 shall prepare a report on out-of-state
23 travel expenses not later than January 1 of each year. The travel
24 report shall be a listing of all travel by classified and
25 unclassified employees outside this state in the immediately
26 preceding fiscal year that was funded in whole or in part with
27 funds appropriated in the department's budget. The report shall be

1 submitted to the house and senate appropriations committees, the
2 house and senate fiscal agencies, and the state budget director.

3 The report shall include the following information:

4 (a) The dates of each travel occurrence.

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

10 Sec. 210. Funds appropriated in part 1 shall not be used for
11 the purchase of foreign goods or services, or both, if
12 competitively priced and of comparable quality American goods or
13 services, or both, are available. Preference shall be given to
14 goods or services, or both, manufactured or provided by Michigan
15 businesses and associated subcontractors if they are competitively
16 priced and of comparable quality. In addition, preference shall be
17 given to goods or services, or both, that are manufactured or
18 provided by Michigan businesses owned and operated by veterans, if
19 they are competitively priced and of comparable quality.

20 Sec. 211. The director shall take all reasonable steps to
21 ensure businesses in deprived and depressed communities compete for
22 and perform contracts to provide services or supplies, or both. The
23 director shall strongly encourage firms with which the department
24 contracts to subcontract with certified businesses in depressed and
25 deprived communities for services, supplies, or both.

26 Sec. 212. The department shall not take disciplinary action
27 against an employee for communicating with a member of the

1 legislature or his or her staff.

2 Sec. 213. (1) Funds appropriated in part 1 shall not be used
3 by the department to promulgate a rule that will apply to a small
4 business and that will have a disproportionate economic impact on
5 small businesses because of the size of those businesses if the
6 department fails to reduce the disproportionate economic impact of
7 the rule on small businesses as provided under section 40 of the
8 administrative procedures act of 1969, 1969 PA 306, MCL 24.240.

9 (2) As used in this section:

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

12 (b) "Small business" means that term as defined under section
13 7a of the administrative procedures act of 1969, 1969 PA 306, MCL
14 24.207a.

15 Sec. 214. Funds appropriated in part 1 shall not be used by a
16 principal executive department, state agency, or authority to hire
17 a person to provide legal services that are the responsibility of
18 the attorney general. This prohibition does not apply to legal
19 services for bonding activities and for those activities that the
20 attorney general authorizes.

21 Sec. 215. (1) In addition to the funds appropriated in part 1,
22 there is appropriated an amount not to exceed \$30,000,000.00 for
23 federal contingency funds. These funds are not available for
24 expenditure until they have been transferred to another line item
25 in this article under section 393(2) of the management and budget
26 act, 1984 PA 431, MCL 18.1393.

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

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

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

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

18 Sec. 216. (1) The department shall report all of the following
19 information relative to allocations made from appropriations for
20 the environmental cleanup and redevelopment program, state cleanup,
21 emergency actions, superfund cleanup, the revitalization revolving
22 loan program, the brownfield grants and loans program, the leaking
23 underground storage tank cleanup program, the contaminated lake and
24 river sediments cleanup program, the refined petroleum product
25 cleanup program, and the environmental protection bond projects
26 under section 19508(7) of the natural resources and environmental
27 protection act, 1994 PA 451, MCL 324.19508, to the state budget

1 director, the senate and house appropriations subcommittees on
2 environmental quality, and the senate and house fiscal agencies:

3 (a) The name and location of the site for which an allocation
4 is made.

5 (b) The nature of the problem encountered at the site.

6 (c) A brief description of how the problem will be resolved if
7 the allocation is made for a response activity.

8 (d) The estimated date that site closure activities will be
9 completed.

10 (e) The amount of the allocation, or the anticipated financing
11 for the site.

12 (f) A summary of the sites and the total amount of funds
13 expended at the sites at the conclusion of the fiscal year.

14 (g) The number of brownfield projects that were successfully
15 redeveloped.

16 (2) The report prepared under subsection (1) shall also
17 include all of the following:

18 (a) The status of all state-owned facilities that are on the
19 list compiled under part 201 of the natural resources and
20 environmental protection act, 1994 PA 451, MCL 324.20101 to
21 324.20142.

22 (b) The report shall include the total amount of funds
23 expended during the fiscal year and the total amount of funds
24 awaiting expenditure.

25 (c) The total amount of bonds issued for the environmental
26 protection bond program pursuant to part 193 of the natural
27 resources and environmental protection act, 1994 PA 451, MCL

1 324.19301 to 324.19306, and bonds issued pursuant to the clean
2 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

3 (3) The report shall be made available by March 31 of each
4 year.

5 Sec. 217. (1) The department may expend amounts remaining from
6 the current and prior fiscal year appropriations to meet funding
7 needs of legislatively approved sites for the environmental cleanup
8 and redevelopment program, the refined petroleum product cleanup
9 program, brownfield grants and loans, and the environmental bond
10 site reclamation program.

11 (2) Unexpended and unencumbered amounts remaining from
12 appropriations from the environmental protection bond fund
13 contained in 1991 PA 160, 2003 PA 173, 2005 PA 109, 2006 PA 343,
14 2011 PA 63, and 2012 PA 236 are appropriated for expenditure for
15 any site listed in this part and part 1 and any site listed in the
16 public acts referenced in this section.

17 (3) Unexpended and unencumbered amounts remaining from
18 appropriations from the clean Michigan initiative fund - response
19 activities contained in 2000 PA 52, 2004 PA 309, 2005 PA 11, 2006
20 PA 343, 2007 PA 121, 2011 PA 63, and 2013 PA 59 are appropriated
21 for expenditure for any site listed in this part and part 1 and any
22 site listed in the public acts referenced in this section.

23 (4) Unexpended and unencumbered amounts remaining from
24 appropriations from the refined petroleum fund activities contained
25 in 2007 PA 121, 2008 PA 247, 2009 PA 118, 2010 PA 189, 2011 PA 63,
26 2012 PA 200, and 2013 PA 59 are appropriated for expenditure for
27 any site listed in this part and part 1 and any site listed in the

1 public acts referenced in this section.

2 (5) Unexpended and unencumbered amounts remaining from the
3 appropriations from the strategic water quality initiatives fund
4 contained in 2011 PA 50, 2011 PA 63, 2012 PA 200, and 2013 PA 59
5 are appropriated for expenditure for any site listed in this part
6 and part 1 and any site listed in the public acts referenced in
7 this section.

8 Sec. 219. Unexpended settlement revenues at the end of the
9 fiscal year may be carried forward into the settlement fund in the
10 succeeding fiscal year up to a maximum carryforward of
11 \$2,500,000.00.

12 Sec. 221. Not later than November 30, the state budget office
13 shall prepare and transmit a report that provides for estimates of
14 the total general fund/general purpose appropriation lapses at the
15 close of the previous fiscal year. This report shall summarize the
16 projected year-end general fund/general purpose appropriation
17 lapses by major departmental program or program areas. The report
18 shall be transmitted to the chairpersons of the senate and house
19 appropriations committees and the senate and house fiscal agencies.

20 Sec. 222. Within 14 days after the release of the executive
21 budget recommendation, the department shall cooperate with the
22 state budget office to provide the senate and house appropriations
23 chairs, the senate and house appropriations subcommittee chairs,
24 and the senate and house fiscal agencies with an annual report on
25 estimated state restricted fund balances, state restricted fund
26 projected revenues, and state restricted fund expenditures for the
27 fiscal years ending September 30, 2014 and September 30, 2015.

1 Sec. 223. Part 1 provides authorizations to fund 1,284.5 FTE
2 classified positions during the fiscal year ending September 30,
3 2015. Line-item appropriations include limitations on the number of
4 payroll hours to be funded, on the basis of 2,088 hours per each
5 FTE position. The department shall report the number of funded FTE
6 positions within 15 days after the effective date of this article.
7 The number of classified employees compensated through each line
8 item is limited by the authorized FTE positions indicated in this
9 article, as adjusted for the number of reported funded FTE
10 positions. The report shall be provided to the house and senate
11 appropriations subcommittees on environmental quality and the house
12 and senate fiscal agencies.

13 Sec. 225. The department shall cooperate with the department
14 of technology, management, and budget to maintain a searchable
15 website accessible by the public at no cost that includes, but is
16 not limited to, all of the following for each department or agency:

17 (a) Fiscal year-to-date expenditures by category.

18 (b) Fiscal year-to-date expenditures by appropriation unit.

19 (c) Fiscal year-to-date payments to a selected vendor,
20 including the vendor name, payment date, payment amount, and
21 payment description.

22 (d) The number of active department employees by job
23 classification.

24 (e) Job specifications and wage rates.

25 Sec. 228. The department shall provide a report on the
26 customer satisfaction evaluation program and the feedback received
27 to the house and senate appropriations subcommittees on

1 environmental quality and the house and senate fiscal agencies by
2 July 1, 2015.

3 Sec. 229. The department shall provide a report on the
4 expedited permitting program to the house and senate appropriations
5 subcommittees on environmental quality and the house and senate
6 fiscal agencies by July 1, 2015.

7 Sec. 231. The department shall maintain, on a publicly
8 accessible website, a department scorecard that identifies, tracks,
9 and regularly updates key metrics that are used to monitor and
10 improve the agency's performance.

11 Sec. 234. Total authorized appropriations from all sources
12 under part 1 for legacy costs for the fiscal year ending September
13 30, 2015 are \$34,046,600.00. From this amount, total agency
14 appropriations for pension-related legacy costs are estimated at
15 \$19,029,300.00. Total agency appropriations for retiree health care
16 legacy costs are estimated at \$15,017,300.00.

17 **REMEDIATION DIVISION**

18 Sec. 301. Revenues remaining in the interdepartmental
19 transfers, laboratory services at the end of the fiscal year shall
20 carry forward into the succeeding fiscal year.

21 Sec. 302. The unexpended funds appropriated in part 1 for
22 emergency cleanup actions, the environmental cleanup and
23 redevelopment program, and the refined petroleum product cleanup
24 program are considered work project appropriations and any
25 unencumbered or unallotted funds are carried forward into the
26 succeeding fiscal year. The following is in compliance with section

1 451a(1) of the management and budget act, 1984 PA 431, MCL

2 18.1451a:

3 (a) The purpose of the projects to be carried forward is to
4 provide contaminated site cleanup.

5 (b) The projects will be accomplished by contract.

6 (c) The total estimated cost of all projects is identified in
7 each line-item appropriation.

8 (d) The tentative completion date is September 30, 2019.

9 Sec. 303. Effective October 1, 2014, surplus funds not to
10 exceed \$1,000,000.00 in the cleanup and redevelopment trust fund
11 are appropriated to the environmental protection fund created in
12 section 503a of the natural resources and environmental protection
13 act, 1994 PA 451, MCL 324.503a.

14 Sec. 304. Effective October 1, 2014, surplus funds not to
15 exceed \$1,000,000.00 in the community pollution prevention fund
16 created in section 3f of 1976 IL 1, MCL 445.573f, are appropriated
17 to the environmental protection fund created in section 503a of the
18 natural resources and environmental protection act, 1994 PA 451,
19 MCL 324.503a.

20 Sec. 305. It is the intent of the legislature to repay the
21 refined petroleum fund for the \$70,000,000.00 that was transferred
22 to the environmental protection fund created in section 503a of the
23 natural resources and environmental protection act, 1994 PA 451,
24 MCL 324.503a, as part of the resolution for the fiscal year 2006-
25 2007 budget.

26 Sec. 306. (1) The funds appropriated in part 1 for the refined
27 petroleum product cleanup program shall be used to fund cleanup

1 activities on the following sites:

2	Site Name	County
3	Laughing Whitefish Trading Post	Alger
4	Geib Oil Company	Allegan
5	Bob-A-Lu Market	Alpena
6	Kihn's Suprette	Alpena
7	Schultz's Market and Gas	Alpena
8	Frankfort Station	Benzie
9	Nyes Shell Service	Berrien
10	Strefling Oil Co.	Berrien
11	Strefling Oil Galien Pro Quick Mart	Berrien
12	Clark #768 (Albion)	Calhoun
13	Pioneer Auto Truck Stops	Calhoun
14	Te-Khi Truck Auto Plaza Inc.	Calhoun
15	J.J.'s General Store	Charlevoix
16	Donald Johnson	Cheboygan
17	Jack's Auto Repair	Cheboygan
18	Rex Oil & Gas	Cheboygan
19	The Depot	Clare
20	Alexander Towing	Crawford
21	Bob's Marathon	Eaton
22	Maeward Inc. (Fabrications Plus, LLC)	Eaton
23	Odyssey House, Flint	Genesee
24	Sunshine Foods #119 Burton	Genesee
25	Taber's Oil Co., Inc.	Genesee
26	Estey Service Station	Gladwin
27	Jim's Automotive	Gladwin

1	Winegar's Trading Post	Gladwin
2	Wilson's Grocery	Gratiot
3	Bilcor Plastics	Hillsdale
4	Engelhardt Petroleum, Inc. Gas Station	Huron
5	Action Auto Inc.	Ingham
6	Action Auto Store #30	Ingham
7	Clark Station #1995	Ingham
8	Graham Oil Bulk Plant	Iosco
9	McDonald's Crosstown Service	Kalamazoo
10	Davis Country Corners	Kalkaska
11	1515 Madison Avenue SE	Kent
12	MSI #635	Kent
13	E.J. Green	Lapeer
14	Fred & Margaret Munger/Sunoco	Lapeer
15	Market 103	Lapeer
16	Lakeside Resort and Party Store	Leelanau
17	Ralph Herman Farm	Leelanau
18	Teds Standard Service (former)	Leelanau
19	A-1 Auto Parts	Lenawee
20	Blissfield Marathon	Lenawee
21	C & J Service (H. Jerry Powelka)	Lenawee
22	Clayton Corners	Lenawee
23	Darwins Truck & Auto Service	Lenawee
24	The Pit	Livingston
25	Slagg's Auto Service	Mackinac
26	White Star Tavern	Manistee
27	Quick Lube	Mason

1	216 Millbrook, Mecosta	Mecosta
2	Purcell Property	Mecosta
3	Dutch Hutch	Missaukee
4	Alexander's Full Service	Newaygo
5	DOC Optical	Oakland
6	Speed-E-Mart (Former)	Oakland
7	Wells Oil, 281 N. Shelby Rd.	Oceana
8	William Crawford Property	Oceana
9	Andy's Standard	Osceola
10	Chuck's Corner	Osceola
11	Hersey Party Store	Osceola
12	West Otsego Lake Grocery	Otsego
13	Onaway Tax Service	Presque Isle
14	Radio Tavern	Presque Isle
15	Vince's Sunoco	Presque Isle
16	Winterhawk General Store	Presque Isle
17	Thomas White Property	Roscommon
18	Chapin General Store	Saginaw
19	Clark #1072	Saginaw
20	Iva General Store	Saginaw
21	M & K Investment Group LLC	Saginaw
22	State Wide Expanded Triage	Statewide
23	Imlay City Gas & Oil	Tuscola
24	Mr. C's Service	Tuscola
25	Broekhutzen Produce	Van Buren
26	Jimmie's Filling Station	Washtenaw
27	1801 S. Fort Street (Sunoco #0008-6520)	Wayne

1	3901 Mt. Elliot, former service station	Wayne
2	Anmas Inc.	Wayne
3	Cal's Car Care, Incorporated - BTEX	Wayne

4 (2) The department shall provide a report to the legislature
5 on the amount actually spent at each site listed in subsection (1)
6 and give a detailed account of the work actually performed at each
7 site.

8 Sec. 309. The unexpended funds appropriated in part 1 for the
9 brownfield grant program are considered work project appropriations
10 and any unencumbered or unallotted funds are carried forward into
11 the succeeding fiscal year. The following is in compliance with
12 section 451a(1) of the management and budget act, 1984 PA 431, MCL
13 18.1451a:

14 (a) The purpose of the projects is to provide contaminated
15 site cleanup.

16 (b) The projects will be accomplished by contract.

17 (c) The total estimated cost of all projects is \$5,500,000.00.

18 (d) The tentative completion date is September 30, 2019.

19 Sec. 310. (1) Upon approval by the state budget director, the
20 department may expend from the general fund of the state an amount
21 to meet the cash-flow requirements of projects funded under any of
22 the following that are financed from bond proceeds and for which
23 bonds have been authorized but not yet issued:

24 (a) Part 52 of the natural resources and environmental
25 protection act, 1994 PA 451, MCL 324.5201 to 324.5206.

26 (b) Part 193 of the natural resources and environmental
27 protection act, 1994 PA 451, MCL 324.19301 to 324.19306.

1 (c) Part 196 of the natural resources and environmental
2 protection act, 1994 PA 451, MCL 324.19601 to 324.19616.

3 (2) Upon the sale of bonds for projects described in
4 subsection (1), the department shall credit the general fund of the
5 state an amount equal to that expended from the general fund.

6 **WATER RESOURCES DIVISION**

7 Sec. 401. From the funds appropriated in part 1 for surface
8 water, not less than \$700,000.00 and 5.0 FTEs shall be allocated to
9 support the permit review program within the aquatic nuisance
10 control program. The department shall report to the house and
11 senate appropriations subcommittees on environmental quality and
12 the house and senate fiscal agencies by September 30, 2015 on the
13 use of this funding and the number of permit applications processed
14 by the program in 2015.

15 Sec. 405. If a certified health department does not exist in a
16 city, county, or district or does not fulfill its responsibilities
17 under part 117 of the natural resources and environmental
18 protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the
19 department may spend funds appropriated in part 1 under the septage
20 waste compliance program in accordance with section 11716 of the
21 natural resources and environmental protection act, 1994 PA 451,
22 MCL 324.11716.

23 **RESOURCE MANAGEMENT DIVISION**

24 Sec. 603. From the funds appropriated in part 1, the
25 department shall compile and make available to the public on a

1 publicly accessible website by December 31, 2014 a report
2 containing the asset management plans of the local units of
3 government for all previously awarded stormwater, asset management,
4 and wastewater grants. A local unit of government obtaining a
5 stormwater, asset management, and wastewater grant shall submit to
6 the department its asset management plan by December 31 of the year
7 it was completed. As a condition of receiving a stormwater, asset
8 management, or wastewater grant, a local unit of government must
9 agree to allow the department to make the plan available to the
10 public. The department shall make each asset management plan
11 available to the public on a publicly accessible website.

12 PART 2A
13 PROVISIONS CONCERNING ANTICIPATED APPROPRIATIONS
14 FOR FISCAL YEAR 2015-2016

15 **GENERAL SECTIONS**

16 Sec. 1202. It is the intent of the legislature that the
17 department identify the amounts for normal retirement costs and
18 legacy retirement costs for the fiscal year ending on September 30,
19 2016 for the line items listed in part 1.