

Act No. 286
Public Acts of 1995
Approved by the Governor
January 9, 1996
Filed with the Secretary of State
January 9, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1995**

Introduced by Reps. Gilmer and Johnson

ENROLLED HOUSE BILL No. 4915

AN ACT to amend section 354 of Act No. 431 of the Public Acts of 1984, entitled as amended "An act to prescribe the powers and duties of the department of management and budget; to define the authority and functions of its director and its organizational entities; to authorize the department to issue directives; to provide for the capital outlay program; to provide for the leasing, planning, constructing, maintaining, altering, renovating, demolishing, conveying of lands and facilities; to provide for centralized administrative services such as purchasing, payroll, record retention, data processing, and publishing and for access to certain services; to provide for a system of internal accounting and administrative control for certain principal departments; to provide for an internal auditor in certain principal departments; to provide for certain powers and duties of certain state officers and agencies; to codify, revise, consolidate, classify, and add to the powers, duties, and laws relative to budgeting, accounting, and the regulating of appropriations; to provide for the implementation of certain constitutional provisions; to create funds and accounts; to make appropriations; to prescribe remedies and penalties; to rescind certain executive reorganization orders; to prescribe penalties; and to repeal certain acts and parts of acts," as amended by Act No. 159 of the Public Acts of 1995, being section 18.1354 of the Michigan Compiled Laws; and to repeal acts and parts of acts.

The People of the State of Michigan enact:

Section 1. Section 354 of Act No. 431 of the Public Acts of 1984, as amended by Act No. 159 of the Public Acts of 1995, being section 18.1354 of the Michigan Compiled Laws, is amended to read as follows:

Sec. 354. (1) The executive budget for each fiscal year shall contain an estimate of the transfer into or out of the fund required by section 352.

(2) The legislature shall include a final estimate of the transfer into or out of the fund required by section 352 in the appropriations bill which contains the revenue estimate required by section 31 of article IV of the state constitution of 1963.

(3) Except as provided in subsection (7), a transfer into the fund shall be made in equal monthly installments throughout the fiscal year. Except as provided in subsection (7), a transfer out of the fund may be made as needed during the fiscal year.

(4) For the fiscal year ending September 30, 1995 only, all general fund-general purpose balances at the final close of the fiscal year are appropriated in the following order:

(a) Up to \$22,653,100.00 are appropriated for distribution to the state's 15 universities and 28 community colleges. Of the \$22,653,100.00 available for distribution to the state's 15 universities and 28 community colleges, \$18,805,186.00 shall be distributed to universities and \$3,847,914.00 shall be distributed to community colleges in the manner provided in subsections (5) and (6). If the general fund-general purpose balances at the final close of the fiscal year are less than \$22,653,100.00, the distribution to the state's 15 universities and 28 community colleges shall be reduced proportionally.

(b) If the general fund-general purpose balances at the final close of the fiscal year exceed \$22,653,100.00, the additional general fund-general purpose balances up to \$5,000,000.00 are hereby appropriated for state special maintenance projects.

(c) If the general fund-general purpose balances at the close of the fiscal year exceed \$27,653,100, all remaining balances are hereby appropriated into the counter cyclical budget and economic stabilization fund. This appropriation shall be used to satisfy requirements under section 26 of article IX of the state constitution of 1963.

(5) The appropriation for the state's 15 universities appropriated in subsection (4) shall be allocated to the universities as follows:

Central Michigan university	\$ 1,350,000
Eastern Michigan university	1,000,000
Ferris state university	625,000
Grand valley state university	250,000
Lake Superior state university	250,000
Michigan state university	900,000
Michigan technological university	750,000
Northern Michigan university	500,000
Oakland university	700,000
Saginaw valley state university	505,186
University of Michigan - Ann Arbor	8,000,000
University of Michigan - Dearborn	250,000
University of Michigan - Flint	250,000
Wayne state university	3,000,000
Western Michigan university	475,000

(6) The appropriation for the state's 28 community colleges appropriated in subsection (4) shall be distributed to the colleges in direct proportion to the 1995 fiscal year unrestricted operating appropriations as follows:

Alpena community college	\$ 63,009
Bay de Noc community college	53,818
Delta college	182,277
Glen Oaks community college	26,991
Gogebic community college	56,841
Grand Rapids community college	251,450
Henry Ford community college	276,759
Jackson community college	168,689
Kalamazoo valley community college	124,895
Kellogg community college	110,996
Kirtland community college	41,612
Lake Michigan college	61,471
Lansing community college	400,092
Macomb community college	433,324
Mid Michigan community college	49,144
Monroe county community college	46,534
Montcalm community college	41,908
Mott community college	197,936
Muskegon community college	115,122
North central Michigan college	37,650
Northwestern Michigan college	107,757
Oakland community college	289,677
St. Clair county community college	90,922
Schoolcraft college	147,844
Southwestern Michigan college	68,966
Washtenaw community college	138,360
Wayne county community college	235,233
West Shore community college	28,637

(7) For the fiscal year ending September 30, 1996 only, all general fund-general purpose balances at the final close of the fiscal year are hereby appropriated and shall be transferred to the fund. Notwithstanding section 352, the total amount transferred to the fund under this subsection shall be considered to be the amount transferred to the fund for purposes of section 352 for the fiscal year ending September 30, 1996 only.

(8) For the fiscal year ending September 30, 1996 only, there is appropriated \$391,300.00 to the city of Detroit to fund the Detroit crime lab and the Detroit police special events unit.

Section 2. Section 204 of Act No. 180 of the Public Acts of 1995 and section 208 of Act No. 288 of the Public Acts of 1994 are repealed.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.