

Act No. 340
Public Acts of 1996
Approved by the Governor
June 27, 1996
Filed with the Secretary of State
June 27, 1996

**STATE OF MICHIGAN
88TH LEGISLATURE
REGULAR SESSION OF 1996**

Introduced by Reps. Bobier, Middleton, Walberg, Johnson, Gilmer, Dolan, McNutt and Jellema

ENROLLED HOUSE BILL No. 5587

AN ACT to make appropriations for the department of natural resources for the fiscal year ending September 30, 1996 and the fiscal year ending September 30, 1997; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

The People of the State of Michigan enact:

Sec. 101. There is appropriated for the department of natural resources for the fiscal year ending September 30, 1997, from the following funds:

DEPARTMENT OF NATURAL RESOURCES

TOTAL APPROPRIATIONS SUMMARY:

Full-time equated unclassified positions	6.0	
Full-time equated classified positions.....	2,340.0	
GROSS APPROPRIATION.....		\$ 214,882,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		7,865,600
ADJUSTED GROSS APPROPRIATION.....		\$ 207,016,400
Federal revenues:		
Total federal revenues.....		21,427,600
Special revenue funds:		
Total local revenues		0
Total private revenues.....		1,865,500
Total other state restricted revenues		133,189,400
State general fund/general purpose		\$ 50,533,900

OPERATIONS APPROPRIATIONS SUMMARY:

Full-time equated unclassified positions	6.0	
Full-time equated classified positions.....	2,337.5	
GROSS APPROPRIATION.....		\$ 214,730,200
Interdepartmental grant revenues:		
IDG-engineering services to work orders.....		1,585,800
IDG-Oil and gas privilege fee revenue		223,400

For Fiscal Year
Ending Sept. 30,
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IDG from MDOT-state trunkline fund	25,700
IDG-MacMullan conference center revenue	1,312,600
IDG-land acquisition services to work orders	808,000
IDT-interdivisional charges	3,910,100
Total interdepartmental grants and intradepartmental transfers	7,865,600
ADJUSTED GROSS APPROPRIATION.....	\$ 206,864,600
Federal revenues:	
DAG-federal.....	2,262,300
DOC-federal.....	42,000
DOD-federal.....	111,600
DOE-federal.....	314,000
DOI-federal.....	15,602,400
DOT-federal.....	1,853,500
EPA-federal.....	251,700
EPA, superfund	37,700
SBA-federal	952,400
Total federal revenues.....	21,427,600
Special revenue funds:	
Private funds	1,365,500
Private-gift revenues	500,000
Total private revenues.....	1,865,500
Aircraft fees.....	50,800
Air photo fees.....	3,657,500
Airport and park operation fees	40,300
Automated license system revenue.....	549,500
Delinquent property tax administration fund	414,100
Environmental revenue.....	148,500
Farmland and open space withdrawal fees.....	520,300
Forest camping fee revenue	786,700
Forest resource revenue	18,159,700
Game and fish protection fund	42,598,100
Game and fish protection fund—deer habitat reserve	1,653,100
Game and fish protection fund—land leasing.....	311,300
Game and fish protection fund—turkey permit fees.....	922,900
Game and fish protection fund-waterfowl fees	110,600
Game and fish-wildlife resource protection fund	1,745,100
Harbor development fund	218,700
Land exchange facilitation fund.....	1,235,200
Land sale revenue	1,866,400
Living resources service revenue.....	47,500
Mackinac Island state park fund.....	1,511,600
Marine safety fund	4,346,800
Michigan civilian conservation corps endowment fund	1,001,800
Michigan geographic information system revenue.....	359,500
Michigan state waterways fund	11,534,300
Michigan natural resources trust fund	1,701,700
Motor fuel sales revenue	600,000
Natural resources magazine fund	51,600
Non-game wildlife fund	694,800
Off road vehicle trail improvement fund.....	1,496,900
Park improvement fund.....	23,890,700
Publication revenue.....	100,000
Recreation improvement fund.....	1,380,900
Shop fees	35,000
Snowmobile registration fee revenue	465,700
Snowmobile trail improvement fund.....	4,497,500
State parks endowment fund.....	4,327,900
Other restricted revenues.....	4,600

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Total other state restricted revenues	133,037,600
State general fund/general purpose	\$ 50,533,900

EXECUTIVE

Full-time equated unclassified positions	6.0
Full-time equated classified positions	13.0
Commission (including travel expense—per diem)	\$ 66,600
Unclassified salaries	451,300
Executive direction	1,289,500
Office of information and education	300,000
GROSS APPROPRIATION	\$ 2,107,400
Appropriated from:	
Federal revenues:	
Interdepartmental grant revenues:	
IDG-MacMullan conference center revenue	14,600
Special revenue funds:	
Delinquent property tax	3,900
Farmland and open space withdrawal fees	4,000
Forest resource revenue	108,500
Game and fish protection fund	512,100
Michigan geographic information system revenue	1,000
Land exchange facilitation fund	6,200
Land sale fund	32,300
Mackinac Island state park fund	17,600
Marine safety fund	20,600
Michigan state waterways fund	193,700
Off road vehicle trail improvement fund	2,300
Park improvement fund	343,700
Snowmobile registration fee revenue	2,300
Snowmobile trail improvement fund	4,400
Other restricted revenues	2,500
State general fund/general purpose	\$ 837,700

ADMINISTRATIVE SERVICES

Full-time equated classified positions	204.0
Administrative services	\$ 6,354,300
Internal audit	180,400
Field programs administrative & clerical support	5,360,400
Automated data processing	3,659,700
Personnel	927,900
Office of litigation and program services	629,900
GROSS APPROPRIATION	\$ 17,112,600
Appropriated from:	
Interdepartmental grant revenues:	
IDT-interdivisional charges	3,910,100
IDG-MacMullan conference center revenue	7,300
IDG-Oil and gas privilege fee revenue	126,300
Federal revenues:	
DOI-federal	107,600
EPA-federal	21,700
EPA, superfund	37,700
Special revenue funds:	
Aircraft fees	50,800
Automated license system revenue	549,500
Delinquent property tax administration	1,600
Environmental revenue	148,500
Farmland and open space withdrawal fees	1,900
Forest resource revenue	342,200

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Game and fish protection fund	2,699,100
Land exchange facilitation fund	2,500
Land sale revenue	13,500
Mackinac Island state park fund.....	8,400
Marine safety fund	280,800
Michigan natural resources trust fund	464,000
Michigan state waterways fund	509,500
Natural resources magazine fund	51,600
Off road vehicle trail improvement fund.....	47,300
Park improvement fund.....	216,500
Publications revenue	100,000
Snowmobile registration fee revenue	16,300
Snowmobile trail improvement fund	2,000
Other restricted revenues.....	2,100
State general fund/general purpose	\$ 7,393,800

DEPARTMENTAL OPERATION SUPPORT

Building occupancy charges	\$ 1,553,400
Rent-privately owned property	665,300
Gifts and bequests	500,000
GROSS APPROPRIATION	\$ 2,718,700

Appropriated from:

Special revenue funds:

Private-gift revenues	500,000
Forest resource revenue	168,000
Game and fish protection fund	541,000
Land sale revenue	36,700
Mackinac Island state park fund.....	24,500
Marine safety fund	34,500
Michigan state waterways fund	190,900
Natural resources trust fund.....	8,900
Snowmobile trail improvement fund	14,900
Park improvement fund.....	84,500
State general fund/general purpose	\$ 1,114,800

WILDLIFE MANAGEMENT

Full-time equated classified positions.....	199.0
Wildlife administration	\$ 1,544,900
Wildlife management	14,679,200
Natural resources heritage	1,509,300
State game and wildlife area maintenance	525,000
Federal activity impact study grant	101,000
GROSS APPROPRIATION	\$ 18,359,400

Appropriated from:

Federal revenues:

DOD-federal.....	101,000
DOI-federal	7,921,900

Special revenue funds:

Private funds	100,800
Game and fish protection fund	6,320,500
Game and fish protection fund—deer habitat reserve	1,653,100
Game and fish protection fund—land leasing.....	311,300
Game and fish protection fund—turkey permit fees.....	922,900
Game and fish protection fund—waterfowl fees	110,600
Living resources service revenue.....	47,500
Non-game wildlife fund	494,800
State general fund/general purpose	\$ 375,000

FISHERIES MANAGEMENT

Full-time equated classified positions.....	245.0	
Fisheries administration.....	\$	1,230,400
Commercial fisheries.....		183,900
Recreational fisheries.....		1,643,500
Fish production.....		6,744,200
Fisheries resource management.....		10,082,200
Treaty waters management fund work project.....		138,200
Stream habitat improvement.....		1,395,300
GROSS APPROPRIATION.....	\$	21,417,700
Appropriated from:		
Federal revenues:		
DOE-federal.....		314,000
DOC-federal.....		42,000
DOI-federal.....		5,909,300
EPA-federal.....		189,000
Special revenue funds:		
Private funds.....		210,400
Game and fish protection fund.....		14,614,800
State general fund/general purpose.....	\$	138,200

PARKS AND RECREATION

Full-time equated classified positions.....	898.0	
State parks.....	\$	35,013,300
State parks natural resources & cultural research.....		50,000
MacMullan conference center.....		1,290,700
Non-motorized trails.....		184,300
Docks and harbor development.....		2,086,700
Public access sites.....		8,396,700
Michigan civilian conservation corps.....		2,215,000
Engineering.....		1,788,600
Cost of marine fuel purchase for resale.....		600,000
GROSS APPROPRIATION.....	\$	51,625,300
Appropriated from:		
Interdepartmental grant revenues:		
IDG-engineering services to work orders.....		1,585,800
IDG-MacMullan conference center revenue.....		1,290,700
Federal revenues:		
Special revenue funds:		
Private funds.....		254,300
Harbor development fund.....		218,700
Michigan civilian conservation corps endowment fund.....		1,001,800
Michigan state parks endowment fund.....		3,966,000
Michigan state waterways fund.....		10,300,800
Motor fuel sales revenue.....		600,600
Park improvement fund.....		23,246,000
State general fund/general purpose.....	\$	9,161,200

MACKINAC ISLAND STATE PARK

Full-time equated classified positions.....	55.0	
Mackinac Island park operation.....	\$	1,631,600
Historical facilities system.....		1,743,800
GROSS APPROPRIATION.....	\$	3,375,400
Appropriated from:		
Interdepartmental grant revenues:		
IDG from MDOT-state trunkline fund.....		25,700
Special revenue funds:		
Airport and park operation fees.....		40,300

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Mackinac Island state park fund.....		1,461,100
State general fund/general purpose	\$	1,848,300

FOREST RESOURCE MANAGEMENT

Full-time equated classified positions.....	357.5	
Timber harvest.....	\$	7,837,900
Forest cultivation and reforestation		4,020,400
Forest resource planning and land use.....		2,692,500
Private forest development		851,800
Forest finance authority.....		1,630,500
Forest fire protection.....		9,440,100
Forest recreation		1,644,200
Forest management initiative		300,000
Trails		2,092,100
Forest fire equipment.....		500,000
GROSS APPROPRIATION.....	\$	31,009,500

Appropriated from:

Interdepartmental grant revenues:

IDG-Oil and gas privilege fee revenue		85,000
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Federal revenues:

DAG-federal.....		1,137,300
DOD-federal.....		10,600
EPA-federal.....		41,000
SBA-federal		152,400

Special revenue funds:

Private funds		750,000
Forest camping fee revenue		786,700
Forest resource revenue		17,500,200
Game and fish protection fund		602,000
Michigan state waterways fund		339,400
Off road vehicle trail improvement fund		215,000
Recreation improvement fund.....		280,900
Shop fees		35,000
Snowmobile trail improvement fund.....		1,596,200
State general fund/general purpose	\$	7,477,800

REAL ESTATE

Full-time equated classified positions.....	77.0	
Records and services	\$	2,104,300
Minerals lease management.....		1,346,200
Land acquisition & exchange.....		2,148,500
Michigan resource inventory system		4,447,300
Farmland & open space preservation.....		514,400
Geological mapping.....		323,500
GROSS APPROPRIATION.....	\$	10,884,200

Appropriated from:

Interdepartmental grant revenues:

IDG-land acquisition services to work orders.....		808,000
IDG-oil and gas privilege fee revenue		12,100

Special revenue funds:

Air photo fees		3,657,500
Delinquent property tax administration fund		408,600
Farmland and open space withdrawal fees.....		514,400
Forest resource revenue		40,800
Game and fish protection fund		102,600
Land exchange facilitation fund.....		1,226,500
Land sale revenue		1,783,900
Michigan geographic information system revenue		358,500

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Michigan natural resources trust fund	828,800
State parks endowment fund.....	361,900
State general fund/general purpose	\$ 780,600
LAW ENFORCEMENT	
Full-time equated classified positions.....	289.0
Wildlife resource protection	\$ 1,745,100
General law enforcement.....	23,841,500
GROSS APPROPRIATION.....	\$ 25,586,600
Appropriated from:	
Federal revenues:	
DOI-federal.....	638,600
DOT-Federal.....	1,353,500
Special revenue funds:	
Game and fish-wildlife resource protection fund	1,745,100
Game and fish protection fund	14,307,400
Marine safety fund	1,180,900
Off road vehicle trail improvement fund	354,300
Snowmobile registration fee revenue	327,100
State general fund/general purpose	\$ 5,679,700
PAYMENTS IN LIEU OF TAXES	
Swamp and tax reverted lands	\$ 7,121,500
Purchased lands taxes/open space payments	7,832,600
Commercial forest reserve.....	2,841,700
GROSS APPROPRIATION.....	\$ 17,795,800
Appropriated from:	
Special revenue funds:	
Game and fish protection fund	1,669,000
Michigan natural resources trust fund	400,000
State general fund/general purpose	\$ 15,726,800
GRANTS	
Grant to counties—marine safety	\$ 2,830,000
Federal-Land and water conservation fund payments.....	800,000
Federal-Forest stewardship grants	625,000
Federal-Urban forestry grants	400,000
Federal-SBA tree planting grants	800,000
Federal-Clean vessel act grants	175,000
Federal-Rural community fire protection/dry hydrant demonstration projects	100,000
Recreation improvement fund grants.....	1,100,000
Snowmobile local grants program	2,880,000
Snowmobile law enforcement grants	120,000
Off road vehicle trail improvement grants	878,000
National recreational trails.....	550,000
Game & non-game wildlife fund grants.....	300,000
Inland fisheries resources grants	200,000
Small range program grants.....	50,000
GROSS APPROPRIATION.....	\$ 11,808,000
Appropriated from:	
Federal revenues:	
DAG-federal.....	1,125,000
DOI-federal.....	1,025,000
DOT-federal.....	500,000
SBA-federal	800,000
Special revenue funds:	
Private funds	50,000
Game and fish protection fund	300,000

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Marine safety fund	2,830,000
Non-game wildlife fund	200,000
Off road vehicle trail improvement fund	878,000
Recreation improvement fund	1,100,000
Snowmobile registration fees	120,000
Snowmobile trail improvement fund	2,880,000
State general fund/general purpose	\$ 0

INTERFUND TRANSFERS

Department of civil service	\$ 353,300
Legislative auditor general	32,700
Attorney general's office	360,200
Department of management and budget	181,800
Department of treasury	1,600
GROSS APPROPRIATION	\$ 929,600
Appropriated from:	
Special revenue funds:	
Game and fish protection fund	929,600
State general fund/general purpose	\$ 0

BOND ADMINISTRATION SUMMARY

Full-time equated classified positions	2.5
GROSS APPROPRIATION	\$ 151,800
ADJUSTED GROSS APPROPRIATION	\$ 151,800
Special revenue funds:	
Environmental protection bond fund	\$ 16,800
Recreation bond fund	135,000
Total other state restricted revenues	151,800
State general fund/general purpose	\$ 0

ADMINISTRATIVE SERVICES

Full-time equated classified positions	2.5
Recreation bond grants administration	\$ 66,300
Internal audit staff	52,000
Administrative services bond staff	33,500
GROSS APPROPRIATION	\$ 151,800
Appropriated from:	
Special revenue funds:	
Environmental protection bond fund	16,800
Recreation bond fund	135,000

Sec. 102. There is appropriated for the department of natural resources for the fiscal year ending September 30, 1996, from the following funds:

DEPARTMENT OF NATURAL RESOURCES

APPROPRIATION SUMMARY:

GROSS APPROPRIATION	\$ 4,866,000
Total interdepartmental grants and intradepartmental transfers	0
ADJUSTED GROSS APPROPRIATION	4,866,000
Total federal revenues	0
Total local revenues	0
Total private revenues	0
Total other state restricted revenues	1,766,000
State general fund/general purpose	3,100,000

FISHERIES MANAGEMENT

Commercial fisheries settlement	3,100,000
GROSS APPROPRIATION	3,100,000
State general fund/general purpose	\$ 3,100,000

LOCAL RECREATION GRANTS

Industrial Sites

Allegan County

Otsego Riverfront Trail, Otsego \$ 290,000

Berrien County

Riverfront Park Trail Development, Niles 150,000

REGION I

Gogebic County

Lake Superior Park, Gogebic County 34,000

Ontonagon County

Rockland Township Park, Rockland Township 20,000

REGION II

Leelanau County

Cherry Bend Community Park, Elmwood Township 112,500

Sanilac County

Marlette Pool Restoration, Marlette 90,000

REGION III

Berrien County

Lakeshore Youth Soccer Park, Lincoln Township 151,200

Kent County

Sports Complex Improvement, Alpine Township 67,500

Johnson Park, Kent County 223,300

Muskegon County

Seyferth Park Development, City of Muskegon 240,000

Oakland County

Founders Sports Park, Farmington Hills 100,000

Wayne County

Manz Playfield Redevelopment, Detroit 250,000

Taft Playground Development, City of Wayne 37,500

GROSS APPROPRIATION 1,766,000

Appropriated from:

Special revenue funds:

Recreation bond fund 1,766,000

State general fund/general purpose 0

GENERAL SECTIONS

Sec. 201. (1) In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending in this appropriation act is \$188,589,300.00 and state appropriations to be paid to local units of government in section 101 are as follows:

DEPARTMENT OF NATURAL RESOURCES

GRANTS

Swamp and tax reverted lands \$ 7,121,500

Purchased lands/open space payments 7,832,600

Commercial forest reserve 2,841,700

Grants to counties-marine safety 2,830,000

Snowmobile law enforcement 120,000

Inland fisheries resources 200,000

Off-road vehicle trail improvement 878,000

FY 1995-96 Local recreation grants 1,766,000

TOTAL \$ 23,589,800

(2) When it appears to the principal executive officer of each department that state spending to local units of government will be less than the amount that was projected to be expended for any quarter, the principal executive officer shall immediately give notice of the approximate shortfall to the department of management and budget, the senate and house appropriations committees, and the senate and house fiscal agencies.

Sec. 202. The appropriations made and the expenditures authorized under this act are subject to the management and budget act, Act No. 431 of the Public Acts of 1984, being sections 18.1101 to 18.1594 of the Michigan Compiled Laws.

Sec. 203. As used in this act:

- (a) "Commission" means the commission of natural resources.
- (b) "DAG-federal" means the United States department of agriculture.
- (c) "Department" means the department of natural resources.
- (d) "DOC-federal" means the United States department of commerce.
- (e) "DOD-federal" means the United States department of defense-army and the United States department of defense-navy.
- (f) "DOE-federal" means the United States department of energy.
- (g) "DOI-federal" means the United States department of interior.
- (h) "DOT-federal" means the United States department of transportation.
- (i) "EPA-federal" means the United States environmental protection agency.
- (j) "FTE" means full-time equated.
- (k) "IDG" means interdepartmental grant.
- (l) "IDT" means intradepartmental transfer.
- (m) "SBA-federal" means the United States small business administration.

Sec. 204. (1) Beginning October 1, 1996, there shall be a hiring freeze imposed on the state classified civil service. State departments and agencies shall be prohibited from hiring any new full-time state classified civil service employees or prohibited from filling any vacant state classified civil service positions. This hiring freeze does not apply to internal transfers of classified employees from 1 position to another within a department or to positions that are funded with 80% or more federal or restricted funds.

(2) The director of the department of management and budget shall grant exceptions to this hiring freeze when the director believes that such a hiring freeze will result in rendering a state department or agency unable to deliver basic services. The director of the department of management and budget shall report by the fifteenth of each month to the chairpersons of the senate and house appropriations committees the number of exclusions to the hiring freeze approved during the previous month and the reasons to justify the exclusion.

Sec. 205. The department of civil service shall bill the department at the end of the first fiscal quarter for the 1% charges authorized by section 5 of article XI of the state constitution of 1963. Payments shall be made for the total amount of the billing by the end of the second fiscal quarter.

Sec. 206. (1) From funds appropriated under section 101, the department shall prepare a report that lists all of the following regarding grant, or loan, or grant and loan programs administered by the department for the fiscal year ending on September 30, 1997:

- (a) The name of each program.
- (b) The goals of the program, the criteria, including filing fees, and nominating procedures, eligibility, process, and deadlines for each program.
- (c) The maximum and minimum grant and loan available and whether there is a match requirement for each program.
- (d) The amount of any required match, and whether in-kind contributions may be used as part or all of a required match.
- (e) Information pertaining to the application process, timeline for each program, and the contact people within the department.
- (f) The source of funds for each program, including the citation of pertinent authorizing acts.
- (g) Information regarding plans for the next fiscal year for the phaseout, expansion, or changes for each program.
- (h) A listing of all recipients of grants or loans awarded by the department by type and amount of grant or loan.

(2) The reports required under this section shall be submitted to the senate and house of representatives appropriations subcommittees by January 1, 1998.

Sec. 207. The department shall establish and use a cost accounting process that allocates intra-departmental charges among divisions. This process shall be acceptable to both the department of management and budget and the legislative auditor general. The department shall provide an annual report to the senate and house appropriations subcommittees on natural resources, and the senate and house fiscal agencies, on the amount and type of charges for intra-departmental services including detailed fund sources that comprise the restricted fund deducts contained in section 101.

Sec. 208. A branch of government, a principal executive department, or a state agency that is appropriated funds in section 101 shall not use any of the funds for the purchase of foreign goods or services if competitively priced and of comparable quality American goods or services are available.

Sec. 209. (1) In addition to the funds appropriated in section 101, there is appropriated an amount not to exceed \$1,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1393 of the Michigan Compiled Laws.

(2) In addition to the funds appropriated in section 101, there is appropriated an amount not to exceed \$2,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this act pursuant to section 393(2) of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1393 of the Michigan Compiled Laws.

Sec. 210. (1) A joint legislative work group on program performance assessment for the department of natural resources is established. This work group shall consist of representatives of the house and senate standing committees and the house and senate appropriations subcommittees on natural resources. Members of this work group shall be appointed on a bipartisan basis by the speaker of the house and the majority leader of the senate. Assistance and staff support to the work group may be provided by the house and senate fiscal agencies. The work group shall issue a report on February 1, 1997 to the members of the Michigan house of representatives and the Michigan state senate addressing basic program assessment requirements. These recommendations should include suggested measures of need and demand, work load, and outcomes for each program.

(2) The department of natural resources shall prepare annual performance objectives. Program performance objectives shall be provided to the work group on program performance assessment on November 1, 1996. The work group shall review these program performance objectives and any associated outcomes and make recommendations in the report issued on February 1, 1997 to the members of the Michigan house of representatives and the Michigan state senate.

Sec. 211. The department of natural resources shall reduce overall staffing by 3 full-time equivalent positions assuring that total staffing levels will remain at or below 2,337.0 full-time equivalent positions.

Sec. 212. The director shall take all reasonable steps to ensure that businesses in deprived and depressed communities compete for and perform contracts to provide services or supplies, or both, for the department. The director shall strongly encourage firms with which the department contracts to subcontract with businesses certified by the department of civil rights in depressed and deprived communities for services or supplies, or both.

Sec. 213. (1) If the director of the department of management and budget determines that the federal government has failed to enact comprehensive reforms in the federal cash welfare and medicaid programs by October 1, 1996, and notifies the senate and house appropriations committees of that determination, the line-item appropriations contained in section 101 of this appropriation act are adjusted by the amounts listed in subsection (5). A contingency fund account is created in an amount equal to these adjustments.

(2) Effective October 1, 1996, the director of the department of management and budget may adjust the annual allotments and payment schedules of the line-item appropriations in section 101 in accordance with the items listed in subsection (5).

(3) Contingency fund transfers are authorized in an amount necessary to reverse these adjustments. These transfers shall conform with the provisions of section 393(2) of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1393 of the Michigan Compiled Laws. Transfers may restore all or part of the adjustments listed in subsection (5).

(4) If any of the appropriation adjustments listed in subsection (5) have not been reversed through contingency fund transfers by April 1, 1997, the directors of the department of management and budget, the house fiscal agency, and the senate fiscal agency shall jointly determine the extent of the remaining fiscal imbalance that results from failure to

achieve federal medicaid and cash welfare reform. All remaining appropriation adjustments, not previously reversed by contingency fund transfers, shall be made on the same proportionate basis.

(5) The line-item appropriations contained in section 101 of this act are adjusted by the following amount:

General law enforcement.....	(1,600,000)
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EXECUTIVE

Sec. 301. The appropriations in section 101 may be used for per diem payments to the members of commissions or committees for a full day of commission or committee work at which a quorum is present, for attending a hearing as authorized by the respective commission or committee, or for performing official business as authorized by each respective commission or committee. The per diem payments for members of the commission of natural resources shall be at a rate of \$75.00 per day.

Sec. 302. The appropriation in section 101 for the office of information and education shall be allocated by the department through recognized natural resource education specialists to provide outreach programs to school age children and to the general public. Natural resources education shall include information on both consumptive and nonconsumptive aspects of natural resources, such as hunting, fishing, recreation, biodiversity protection, and ecosystem management. Any funds allocated in section 101 to any department program for the purpose of public education and outreach to the general public or nonprofit natural resource organizations shall be coordinated by the office of information and education.

Sec. 303. If the game and fish license fee adjustments included in either Senate Bill No. 940 or House Bill No. 5429 of the 88th Legislature are not enacted into law by January 1, 1997, the projected \$2.0 million shortfall in the game and fish protection fund is hereby eliminated by the reduction of game and fish protection fund appropriations through negative appropriations of the following amounts:

FISHERIES MANAGEMENT

Game and Fish Reduction.....	(750,000)
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WILDLIFE MANAGEMENT

Game and Fish Reduction.....	(400,000)
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LAW ENFORCEMENT

Game and Fish Reduction.....	(750,000)
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ADMINISTRATIVE SERVICES

Game and Fish Reduction.....	(100,000)
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If the license fee adjustments are made after January 1, 1997, or the game and fish protection fund shortfall is less than \$2.0 million, adjustments to balance the revenues and appropriations in the game and fish protection fund will be made in the same proportion identified in this section above.

ADMINISTRATIVE SERVICES

Sec. 401. The following are the estimated general purpose revenues available in the game and fish protection fund for the state fiscal year beginning October 1, 1996:

Projected balance from previous year	\$	0
General purpose licenses		34,400,000
Interest and earnings.....		3,400,000
Federal indirect revenues		1,000,000
Miscellaneous revenues		1,200,000
Total general purpose game and fish protection fund	\$	40,000,000

Sec. 402. Of the state general fund/general purpose resources appropriated in section 101 to administrative services and field administration, \$2,250,000.00 is to provide reimbursement to the game and fish protection fund for senior citizen reimbursement.

DEPARTMENTAL OPERATIONAL SUPPORT

Sec. 501. The department shall report on February 1, 1997 to the senate and house of representatives appropriations committees and to the senate and house fiscal agencies. The report shall include both of the following:

(a) The amount of contributions, gifts, bequests, grants, and donations received by the department for the fiscal year ending September 30, 1996.

(b) A listing of the expenditures made from the amounts received as reported in subdivision (a).

STATE PARKS

Sec. 601. The department may charge the appropriations contained in section 101, including all special maintenance and capital projects appropriated for the fiscal year ending September 30, 1997, for engineering services provided, a standard percentage fee to be determined by the director of the department of management and budget, and may use the revenue derived to support the engineering services charges provided for in section 101.

Sec. 602. The amount appropriated in section 101 from the Michigan civilian conservation corps revenues shall be used to provide job training for public assistance recipients and other low-income youth for natural resources and conservation projects.

Sec. 603. Unless on official state business, the department shall charge state officials the same fees for admission to state park and recreation facilities as other citizens of the state.

Sec. 604. The department shall report on or before November 30, 1996, the findings of the state parks and state recreation areas timber resources inventory. The report shall include possible timber management options, wildlife habitat improvement opportunities, and its recommendations to best manage the timber resources within the state parks and state recreation areas.

Sec. 605. Of the funds expended for state parks from the recreation improvement fund, the highest priority shall be given to projects that use the Michigan civilian conservation corps to its greatest ability.

FOREST RESOURCE MANAGEMENT

Sec. 701. The commission may establish and collect fees for the processing of applications for the use of state forests that require extensive review. The fees shall cover the cost to the department of processing the applications. Any unexpended application fees for the use of state forests, along with any excess collections from prior fiscal years, shall be carried over into subsequent fiscal years and shall be available for appropriation.

Sec. 702. By October 2, 1996, the department shall complete an inventory of all water access sites located in state forest campgrounds. In addition to the location of each site, the inventory shall describe the status of the campground in which the site is located. The inventory shall also include a brief description of the water access and its improvements, its approximate annual usage rate, the status of soil erosion at the site, and other impacts and pertinent information regarding the sites. Upon completion of this inventory, the department shall identify and prioritize the improvement and approximate the costs.

Sec. 703. The department shall review the firefighter and special fire suppression equipment resources available for the forest fire program. The department shall report the number of full-time, part-time and contractual employees devoted to forest fire programs, and evaluate the utilization and availability of equipment dedicated to forest fire suppression support by December 1, 1996, to the house and senate appropriations subcommittees on natural resources. If it appears that a modification to existing resources is warranted, then a proposal may be provided by the department to the legislature for consideration.

Sec. 704. Of the funds appropriated in section 101 for the forest finance authority, no more than 10.0 FTEs shall be assigned to implement the program. Any additional program administration shall be accomplished through contracts with consulting foresters.

REAL ESTATE

Sec. 801. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 1997, and for prior fiscal years, a standard percentage fee to be determined by the state budget director, and may use the revenue derived to support the land acquisition service charges provided for in section 101.

Sec. 802. The land sale fund is created. An amount equal to the cost of personal services, printing, postage, advertising, contractual services, and facility rental associated with tax reverted lands shall be deducted from the sales and credited to the land sale fund.

Sec. 803. Revenue from nominating fees associated with proposed oil and gas mineral leases on state owned lands and associated with minerals shall be deposited in the forest resource revenue account and shall be made available to support the costs of consulting foresters and surveyors assisting the mineral leasing program.

GRANTS

Sec. 901. The amount appropriated in section 101 for federal-rural community fire protection/dry hydrant demonstration projects shall be awarded as grants to local fire protection departments. To be eligible, local fire protection departments shall be located in governmental units or fire protection districts with permanent populations of less than 10,000 and contain 1,000 or more acres of publicly owned forested land. Grants shall be limited to a maximum of \$500.00 to be used for the purchase of materials.

FISHERIES MANAGEMENT

Sec. 1001. (1) From the appropriation in section 101 for stream habitat improvement, no more than \$575,000.00 shall be allocated for grants to watershed councils, resource development councils, soil conservation districts, local government units, and other nonprofit organizations for the purposes of stream habitat stabilization and soil erosion control.

(2) The fisheries division of the department of natural resources shall develop priority and cost estimates for all recommended projects. Priority shall be given to applications that use Michigan civilian conservation corps to its greatest ability.

Sec. 1002. If House Bill No. 4784 is not enacted into law, then all certification conditions necessary for compliance with section 401 of the federal clean water act which are required or requested by the department of natural resources shall be funded from existing department funds in the fisheries divisions.

WILDLIFE MANAGEMENT

Sec. 1101. Of the appropriation in section 101 for the wildlife management program, \$300,000.00 shall be used to improve turkey habitat in areas identified by the department, with the highest priority given to the use of participants in the Michigan civilian conservation corps.

LAW ENFORCEMENT

Sec. 1201. (1) A conservation officer or other employee or agent of the department acting in an investigative or other official capacity shall not enter a private residence, vehicle, boat, or other private property without a warrant or consent of the owner, or exception allowed by law.

(2) The department shall promulgate rules regarding its search and seizure procedures and shall educate its conservation officers, employees, and agents that they have no greater power than that of other law enforcement officers.

FY 1995-96 LOCAL RECREATION GRANTS

Sec. 1301. (1) The unexpended portion of the appropriation in section 101 for local recreational grants projects in this act are considered work project appropriations and any unencumbered or unalloted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451(3) of the management and budget act, Act No. 431 of the Public Acts of 1984, being section 18.1451 of the Michigan Compiled Laws.

(2) For each of the projects described in subsection (1):

(a) The purpose of the local recreational grant to be carried forward is to improve the development of the state's recreational base.

(b) The project will be accomplished by contract.

(c) The total estimated costs of the project are identified in a line item appropriation.

(d) The tentative completion date for the project is September 30, 1999.

This act is ordered to take immediate effect.

Clerk of the House of Representatives.

Secretary of the Senate.

Approved -----

Governor.