

SUBSTITUTE FOR
HOUSE BILL NO. 4393

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2004; to provide for the expenditure of those appropriations; to create certain funds and accounts; to require certain reports; to prescribe the 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:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the amounts listed in this part are appropriated for the department of environmental quality for the fiscal year ending September 30, 2004, from the funds indicated in this part. The following is a summary of

House Bill No. 4393 (H-1) as amended May 14, 2003

1 the appropriations in this part:

2 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

3 APPROPRIATION SUMMARY:

4	Full-time equated unclassified positions.....	6.0	
5	Full-time equated classified positions.....	1,622.7	
6	GROSS APPROPRIATION.....	\$	[333,629,300]
7	Interdepartmental grant revenues:		
8	Total interdepartmental grants and intradepartmental		
9	transfers.....		14,142,900
10	ADJUSTED GROSS APPROPRIATION.....	\$	319,485,400
11	Federal revenues:		
12	Total federal revenues.....		129,169,500
13	Special revenue funds:		
14	Total local revenues.....		0
15	Total private revenues.....		435,700
16	Total other state restricted revenues.....		138,421,500
17	State general fund/general purpose.....	\$	[51,459,700]
18	DEPARTMENT OF ENVIRONMENTAL QUALITY		
19	FUND SOURCE SUMMARY:		
20	Full-time equated unclassified positions.....	6.0	
21	Full-time equated classified positions.....	1,622.7	
22	GROSS APPROPRIATION.....	\$	333,628,300
23	Interdepartmental grant revenues:		
24	IDG-MDCH local public health operations.....		10,472,500
25	IDG from MDA.....		100,000
26	IDG from MDOT-Michigan transportation fund.....		884,800
27	IDG from MSP.....		632,200

1	IDT-interdivisional charges.....	2,053,400
2	Total interdepartmental grants and intradepartmental	
3	transfers.....	14,142,900
4	ADJUSTED GROSS APPROPRIATION..... \$	319,485,400
5	Federal revenues:	
6	DOC-NOAA, federal.....	3,063,500
7	DOD-federal.....	455,300
8	DOI-federal.....	120,000
9	DOI-USGS, federal.....	405,900
10	EPA-federal.....	615,400
11	EPA-multiple.....	124,049,700
12	EPA, superfund.....	57,800
13	FEMA-federal.....	401,900
14	Total federal revenues.....	129,169,500
15	Special revenue funds:	
16	Total local revenues.....	0
17	Private funds.....	435,700
18	Total private revenues.....	435,700
19	Total local and private revenues.....	435,700
20	Aboveground storage tank fees.....	717,500
21	Air emissions fees.....	11,572,700
22	CESARS service fee.....	26,300
23	Clean Michigan initiative fund - administration.....	2,885,700
24	Clean Michigan initiative fund - clean water fund...	3,000,000
25	Clean Michigan initiative fund - response activities	1,600,000
26	Cleanup and redevelopment fund.....	15,597,100
27	Community pollution prevention fund.....	250,000

1	Drinking water revolving fund.....	6,059,000
2	Environmental education fund.....	184,500
3	Environmental pollution prevention fund.....	1,492,700
4	Environmental protection fund.....	15,042,700
5	Environmental response fund.....	21,503,900
6	Fees and collections.....	848,700
7	Financial instruments.....	5,000,000
8	Great Lakes protection fund.....	2,851,100
9	Hazardous material transportation permit fund.....	87,800
10	Land and water permit fees.....	3,105,900
11	Landfill maintenance trust fund.....	47,200
12	Metallic mining surveillance fee revenue.....	68,200
13	Mineral well regulatory fee revenue.....	215,300
14	Oil and gas regulatory fund.....	7,814,200
15	Orphan well fund.....	2,002,000
16	Public utility assessments.....	786,100
17	Public water supply fees.....	4,445,600
18	Publication revenue.....	103,200
19	Retired engineers technical assistance fund.....	1,500,000
20	Saginaw Bay and River restoration revenue.....	154,500
21	Sand extraction fee revenue.....	188,300
22	Scrap tire regulatory fund.....	4,642,800
23	Septage waste license fees.....	1,752,400
24	Settlement funds.....	3,395,900
25	Sewage sludge land application fees.....	742,500
26	Soil erosion and sedimentation control training fund	101,300
27	Solid waste program fees.....	1,316,100

1	State water pollution control revolving fund.....	2,884,300
2	Stormwater permit fees.....	2,526,500
3	Submerged log recovery fund.....	101,600
4	Underground storage tank fees.....	4,245,400
5	Waste reduction fee revenue.....	4,464,300
6	Wastewater operator training fees.....	168,400
7	Water analysis fees.....	2,839,700
8	Water quality protection fund.....	25,000
9	Water use reporting fees.....	65,100
10	Total other state restricted revenues.....	138,421,500
11	State general fund/general purpose..... \$	51,458,700
12	Sec. 102. EXECUTIVE	
13	Full-time equated unclassified positions.....6.0	
14	Full-time equated classified positions.....15.0	
15	Unclassified salaries..... \$	348,900
16	Executive direction--8.0 FTE positions.....	713,500
17	Office of the Great Lakes--7.0 FTE positions.....	819,500
18	Permit review and compliance project.....	<u>30,000</u>
19	GROSS APPROPRIATION..... \$	1,911,900
20	Appropriated from:	
21	Federal revenues:	
22	DOI, federal.....	120,000
23	EPA-multiple.....	101,100
24	Special revenue funds:	
25	Great Lakes protection fund.....	501,100
26	Environmental education fund.....	184,500
27	Environmental response fund.....	43,200

1	Fees and collections.....	30,000
2	Oil and gas regulatory fund.....	89,600
3	Settlement funds.....	210,700
4	State general fund/general purpose..... \$	631,700
5	Sec. 103. DEPARTMENT SUPPORT SERVICES	
6	Full-time equated classified positions.....72.0	
7	Financial and business services--32.0 FTE positions. \$	1,341,900
8	Field operations support--20.0 FTE positions.....	1,086,300
9	Automated data processing.....	2,053,400
10	Office of special environmental projects--3.0 FTE	
11	positions.....	406,300
12	Personnel--13.0 FTE positions.....	525,800
13	Administrative hearings--4.0 FTE positions.....	289,400
14	Environmental project support.....	5,000,000
15	Building occupancy charges.....	6,108,700
16	Rent-privately owned property.....	<u>1,470,100</u>
17	GROSS APPROPRIATION..... \$	18,281,900
18	Appropriated from:	
19	Interdepartmental grant revenues:	
20	IDT-interdivisional charges.....	2,053,400
21	Federal revenues:	
22	EPA, superfund.....	57,800
23	Special revenue funds:	
24	Aboveground storage tank fees.....	25,600
25	Air emissions fees.....	401,800
26	Clean Michigan initiative fund - administration.....	162,600
27	Environmental pollution prevention fund.....	62,900

1	Environmental response fund.....	1,443,700
2	Fees and collections.....	99,400
3	Financial instruments.....	5,000,000
4	Land and water permit fees.....	107,500
5	Public utility assessments.....	12,300
6	Public water supply fees.....	528,100
7	Oil and gas regulatory fund.....	598,100
8	Scrap tire regulatory fund.....	88,400
9	Solid waste program fees.....	69,600
10	Stormwater permit fees.....	50,500
11	Underground storage tank fees.....	206,600
12	Waste reduction fee revenue.....	54,700
13	Water analysis fees.....	187,700
14	Water pollution control revolving fund.....	14,900
15	Water use reporting fees.....	8,400
16	Settlement funds.....	170,600
17	State general fund/general purpose..... \$	6,877,300
18	Sec. 104. GEOLOGICAL SURVEY AND LAND MANAGEMENT	
19	DIVISION	
20	Full-time equated classified positions.....201.5	
21	Program direction--11.0 FTE positions..... \$	698,400
22	Field permitting and project assistance--69.0 FTE	
23	positions.....	5,412,100
24	Services to oil and gas programs--61.0 FTE positions	6,623,600
25	Well plugging-orphan wells--2.5 FTE positions.....	2,002,000
26	Great Lakes shorelands--28.0 FTE positions.....	2,106,900
27	Water management--23.0 FTE positions.....	1,961,100

1	Coal and sand dune management--3.0 FTE positions....	594,200
2	Mineral wells management--3.0 FTE positions.....	215,300
3	Submerged log recovery.....	101,600
4	Metallic mining reclamation program--1.0 FTE	
5	positions.....	<u>68,200</u>
6	GROSS APPROPRIATION..... \$	19,783,400
7	Appropriated from:	
8	Interdepartmental grant revenues:	
9	IDG from MDOT-Michigan transportation fund.....	838,500
10	Federal revenues:	
11	DOC-NOAA, federal.....	1,237,900
12	DOI, federal.....	405,900
13	EPA-multiple.....	453,000
14	FEMA-federal.....	401,900
15	Special revenue funds:	
16	Environmental response fund.....	75,900
17	Land and water permit fees.....	2,466,700
18	Metallic mining surveillance fee revenue.....	68,200
19	Mineral well regulatory fee revenue.....	215,300
20	Oil and gas regulatory fund.....	6,444,500
21	Orphan well fund.....	2,002,000
22	Publication revenue.....	103,200
23	Sand extraction fee revenue.....	188,300
24	Submerged log recovery fund.....	101,600
25	State general fund/general purpose..... \$	4,780,500
26	Sec. 105. AIR QUALITY	
27	Full-time equated classified positions.....	249.5

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1	Air quality programs--249.5 FTE positions.....	\$	<u>19,600,200</u>
2	GROSS APPROPRIATION.....	\$	19,600,200
3	Appropriated from:		
4	Federal revenues:		
5	EPA-multiple.....		3,777,100
6	Special revenue funds:		
7	Fees and collections.....		343,000
8	Environmental response fund.....		89,200
9	Air emissions fees.....		10,029,800
10	State general fund/general purpose.....	\$	5,361,100
11	Sec. 106. WATER DIVISION		
12	Full-time equated classified positions.....386.2		
13	Drinking water--84.2 FTE positions.....	\$	12,320,600
14	Environmental health--24.0 FTE positions.....		[1,734,700]
15	Surface water--227.5 FTE positions.....		21,855,500
16	Groundwater discharge--44.0 FTE positions.....		1,197,500
17	Groundwater use reporting.....		150,000
18	Sewage sludge land application program--6.5 FTE		
19	positions.....		742,500
20	Aquifer protection and dispute resolution.....		500,000
21	Fish contaminant monitoring contracts.....		<u>268,700</u>
22	GROSS APPROPRIATION.....	\$	[38,769,500]
23	Appropriated from:		
24	Federal revenues:		
25	EPA-multiple.....		12,741,400
26	Special revenue funds:		
27	CESARS service fee.....		26,300

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1	Clean Michigan initiative fund - administration.....	537,000
2	Clean Michigan initiative fund - clean water fund...	3,000,000
3	Drinking water revolving fund.....	3,369,600
4	Environmental response fund.....	147,800
5	Fees and collections.....	376,300
6	Great Lakes protection fund.....	450,000
7	Land and water permit fees.....	425,000
8	Public water supply fees.....	2,034,200
9	Saginaw Bay and River restoration revenue.....	154,500
10	Septage waste license fees.....	227,400
11	Sewage sludge land application fees.....	742,500
12	Soil erosion and sedimentation control training fund	101,300
13	State water pollution control revolving fund.....	590,300
14	Stormwater permit fees.....	2,389,500
15	Water use reporting fees.....	56,700
16	State general fund/general purpose..... \$	[11,399,700]
17	Sec. 107. REMEDIATION AND REDEVELOPMENT	
18	Full-time equated classified positions.....304.5	
19	Environmental cleanup and redevelopment program..... \$	21,715,000
20	Federal cleanup project management--71.0 FTE	
21	positions.....	7,203,200
22	Superfund cleanup.....	4,000,000
23	Contaminated site investigations, cleanup and	
24	revitalization--233.5 FTE positions.....	19,957,900
25	Emergency cleanup action.....	4,000,000
26	State cleanup (part 201 of Public Act 451 of 1994)..	<u>3,027,900</u>
27	GROSS APPROPRIATION..... \$	59,904,000

1	Appropriated from:	
2	Federal revenues:	
3	DOD-federal.....	455,300
4	EPA-multiple.....	8,723,200
5	Special revenue funds:	
6	Private funds.....	135,700
7	Clean Michigan initiative fund - administration.....	2,038,200
8	Cleanup and redevelopment fund.....	13,097,100
9	Environmental protection fund.....	14,915,500
10	Environmental response fund.....	18,569,200
11	Landfill maintenance trust fund.....	47,200
12	Settlement funds.....	1,922,600
13	State general fund/general purpose..... \$	0
14	Sec. 108. WASTE AND HAZARDOUS MATERIALS DIVISION	
15	Full-time equated classified positions.....187.5	
16	Hazardous waste management program--61.0 FTE	
17	positions..... \$	5,492,900
18	Low-level radioactive waste authority--2.0 FTE	
19	positions.....	769,700
20	Radiological protection--16.5 FTE positions.....	1,408,900
21	Scrap tire program--11.0 FTE positions.....	915,000
22	Solid waste management program--51.0 FTE positions..	3,457,100
23	Underground storage tank program--37.0 FTE positions	4,102,900
24	Aboveground storage tank program--9.0 FTE positions.	<u>691,900</u>
25	GROSS APPROPRIATION..... \$	16,838,400
26	Appropriated from:	
27	Interdepartmental grant revenues:	

1	IDG-MSP.....	632,200
2	Federal revenues:	
3	EPA-multiple.....	3,383,400
4	Special revenue funds:	
5	Aboveground storage tank fees.....	691,900
6	Hazardous material transportation permit fund.....	87,800
7	Solid waste program fees.....	1,186,500
8	Environmental pollution prevention fund.....	1,429,800
9	Environmental response fund.....	262,700
10	Public utility assessments.....	769,700
11	Scrap tire regulatory fund.....	915,000
12	Underground storage tank fees.....	3,864,900
13	Waste reduction fee revenue.....	61,900
14	State general fund/general purpose..... \$	3,552,600
15	Sec. 109. ENVIRONMENTAL SCIENCE AND SERVICES	
16	DIVISION	
17	Full-time equated classified positions.....184.5	
18	Environmental services--26.5 FTE positions..... \$	1,833,800
19	Laboratory services--68.0 FTE positions.....	5,507,000
20	Pollution prevention outreach programs.....	300,000
21	Retired engineers technical assistance program.....	1,500,000
22	Municipal assistance--35.5 FTE positions.....	4,630,300
23	Pollution prevention and technical assistance--54.5	
24	FTE positions.....	<u>5,030,100</u>
25	GROSS APPROPRIATION..... \$	18,801,200
26	Appropriated from:	
27	Interdepartmental grant revenues:	

1	IDG from MDA.....	100,000
2	Federal revenues:	
3	DOC-NOAA, federal.....	300,000
4	EPA-multiple.....	2,150,600
5	Special revenue funds:	
6	Private funds.....	300,000
7	Air emissions fees.....	654,200
8	Clean Michigan initiative fund - administration.....	147,900
9	Clean Michigan initiative fund - response activities	1,600,000
10	Drinking water revolving fund.....	1,273,800
11	Environmental protection fund.....	58,200
12	Environmental response fund.....	255,800
13	Public water supply fees.....	218,000
14	Retired engineers technical assistance fund.....	1,500,000
15	Settlement revenue.....	363,100
16	State water pollution control revolving fund.....	2,159,300
17	Stormwater permit fees.....	86,500
18	Waste reduction fee revenue.....	3,962,900
19	Wastewater operator training fees.....	168,400
20	Water analysis fees.....	2,496,600
21	State general fund/general purpose..... \$	1,005,900
22	Sec. 110. CRIMINAL INVESTIGATIONS	
23	Full-time equated classified positions.....22.0	
24	Environmental investigations--22.0 FTE positions.... \$	<u>1,623,300</u>
25	GROSS APPROPRIATION..... \$	1,623,300
26	Appropriated from:	
27	Federal revenues:	

1	EPA-multiple.....	129,900
2	Special revenue funds:	
3	Environmental response fund.....	111,700
4	Oil and gas regulatory fund.....	137,800
5	Scrap tire regulatory fund.....	58,100
6	State general fund/general purpose..... \$	1,185,800
7	Sec. 111. GRANTS	
8	Water pollution control and drinking water revolving	
9	funds..... \$	99,750,500
10	Noncommunity water grants.....	1,400,000
11	Grants to counties--water quality monitoring.....	2,500,000
12	Grants to counties--air pollution.....	83,700
13	Coastal zone management grants.....	1,800,000
14	Federal - nonpoint source water pollution grants....	6,500,000
15	Federal - Great Lakes remedial action plan grants...	700,000
16	Great Lakes research and protection grants.....	1,900,000
17	Radon grants.....	127,700
18	Drinking water revolving fund implementation.....	1,330,000
19	Local health department operations.....	10,472,500
20	Pollution prevention local grants.....	250,000
21	Septage waste compliance grants.....	1,525,000
22	Scrap tire grants.....	3,500,000
23	Volunteer lake, river, stream, and creek cleanup....	<u>25,000</u>
24	GROSS APPROPRIATION..... \$	131,864,400
25	Appropriated from:	
26	Interdepartmental grant revenues:	
27	IDG-MDCH local public health operations.....	10,472,500

1	Federal revenues:	
2	DOC-NOAA, federal.....	1,500,000
3	EPA-multiple.....	92,590,000
4	Special revenue funds:	
5	Cleanup and redevelopment fund.....	2,500,000
6	Community pollution prevention fund.....	250,000
7	Drinking water revolving fund.....	1,330,000
8	Great Lakes protection fund.....	1,900,000
9	Public water supply fees.....	1,400,000
10	Scrap tire regulatory fund.....	3,500,000
11	Septage waste license fees.....	1,525,000
12	Water quality protection fund.....	25,000
13	State general fund/general purpose..... \$	14,871,900
14	Sec. 112. INFORMATION TECHNOLOGY	
15	Information technology services and projects..... \$	<u>6,251,100</u>
16	GROSS APPROPRIATION..... \$	6,251,100
17	Appropriated from:	
18	Interdepartmental grant revenues:	
19	IDG from MDOT-Michigan transportation fund.....	46,300
20	Federal revenues:	
21	DOC-NOAA, federal.....	25,600
22	EPA-federal.....	615,400
23	Special revenue funds:	
24	Air emissions fees.....	486,900
25	Drinking water revolving fund.....	85,600
26	Environmental protection fund.....	69,000
27	Environmental response fund.....	504,700

1	Land and water permit fees.....	106,700
2	Oil and gas regulatory fund.....	544,200
3	Public utility assessments.....	4,100
4	Public water supply fees.....	265,300
5	Scrap tire regulatory fund.....	81,300
6	Settlement funds.....	728,900
7	Solid waste program fees.....	60,000
8	Underground storage tank fees.....	173,900
9	Waste reduction fee revenue.....	384,800
10	Water analysis fees.....	155,400
11	State water pollution control revolving fund.....	119,800
12	State general fund/general purpose..... \$	1,793,200

13 PART 1A

14 NPDES APPROPRIATIONS FOR FISCAL YEAR 2003-2004

15 Sec. 151. If a national pollution discharge elimination system
 16 fee increase is approved by September 30, 2003, the amounts listed in
 17 this part are appropriated for the department of environmental quality
 18 for the fiscal year ending September 30, 2004 from the funds in this
 19 part. The following is a summary of the appropriations in this part:

20 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

21 **FUND SOURCE SUMMARY:**

22	GROSS APPROPRIATION..... \$	5,020,900
23	Interdepartmental grant revenues:	
24	Total interdepartmental grants and intradepartmental	
25	transfers.....	0

1	ADJUSTED GROSS APPROPRIATION.....	\$	5,020,900
2	Federal revenues:		
3	Total federal revenues.....		0
4	Special revenue funds:		
5	Total local revenues.....		0
6	Total private revenues.....		0
7	Total other state restricted revenues.....		5,020,900
8	State general fund/general purpose.....	\$	0
9	Sec. 102. GEOLOGICAL SURVEY AND LAND MANAGEMENT		
10	DIVISION		
11	Program direction.....	\$	99,400
12	Field permitting and project assistance.....		456,600
13	Great Lakes shorelands.....		127,900
14	Water management.....		<u>159,700</u>
15	GROSS APPROPRIATION.....	\$	843,600
16	Appropriated from:		
17	State general fund/general purpose.....	\$	843,600
18	Sec. 103. AIR QUALITY		
19	Air quality programs.....	\$	<u>946,100</u>
20	GROSS APPROPRIATION.....	\$	946,100
21	Appropriated from:		
22	State general fund/general purpose.....	\$	946,100
23	Sec. 104. WATER DIVISION		
24	Drinking water.....	\$	277,900
25	Environmental health.....		199,800
26	Surface water.....		1,192,900
27	Fish contaminant monitoring contracts.....		<u>47,400</u>

1	GROSS APPROPRIATION.....	\$	1,718,000
2	Appropriated from:		
3	NPDES fees.....		4,699,900
4	State general fund/general purpose.....	\$	(2,981,900)
5	Sec. 105. WASTE AND HAZARDOUS MATERIALS DIVISION		
6	Hazardous waste management program.....	\$	141,300
7	Radiological protection.....		<u>95,900</u>
8	GROSS APPROPRIATION.....	\$	237,200
9	Appropriated from:		
10	State general fund/general purpose.....	\$	237,200
11	Sec. 106. ENVIRONMENTAL SCIENCE AND SERVICES		
12	DIVISION		
13	Environmental services.....	\$	52,200
14	Laboratory services.....		379,600
15	Municipal assistance.....		40,500
16	Pollution prevention and technical assistance.....		<u>32,700</u>
17	GROSS APPROPRIATION.....	\$	505,000
18	Appropriated from:		
19	Special revenue funds:		
20	NPDES fees.....		321,000
21	State general fund/general purpose.....	\$	184,000
22	Sec. 107. CRIMINAL INVESTIGATIONS		
23	Environmental investigations.....	\$	<u>209,300</u>
24	GROSS APPROPRIATION.....	\$	209,300
25	Appropriated from:		
26	State general fund/general purpose.....	\$	209,300
27	Sec. 108. GRANTS		

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1	Water pollution control and drinking water revolving		
2	funds.....	\$	<u>561,700</u>
3	GROSS APPROPRIATION.....	\$	561,700
4	Appropriated from:		
5	State general fund/general purpose.....	\$	561,700

6 PART 2

7 PROVISIONS CONCERNING APPROPRIATIONS

8 GENERAL SECTIONS

9 Sec. 201. Pursuant to section 30 of article IX of the state
10 constitution of 1963, total state spending from state resources under
11 part 1 for fiscal year 2003-2004 is [\$189,881,200.00] and state spending
12 from state resources to be paid to local units of government for
13 fiscal year 2003-2004 is \$18,445,500.00. The itemized statement below
14 identifies appropriations from which spending to units of local
15 government will occur:

16 DEPARTMENT OF ENVIRONMENTAL QUALITY

17 GRANTS

18	Grants to counties - air pollution.....	\$	83,700
19	Local health department operations.....		10,472,500
20	Septage waste compliance program.....		1,525,000
21	Scrap tire grants.....		3,500,000
22	Noncommunity water grants.....		1,400,000
23	Radon grants.....		134,300
24	Drinking water grants.....		<u>1,330,000</u>
25	TOTAL.....	\$	18,445,500

1 Sec. 202. The appropriations authorized under this act are
2 subject to the management and budget act, 1984 PA 431, MCL 18.1101 to
3 18.1594.

4 Sec. 203. As used in this act:

5 (a) "CESARS" means chemical evaluation search and retrieval system.

6 (b) "Department" means the department of environmental quality.

7 (c) "DOC" means the United States department of commerce.

8 (d) "DOC-NOAA" means the DOC national oceanic and atmospheric
9 administration.

10 (e) "DOD" means the United States department of defense.

11 (f) "DOI" means the United States department of interior.

12 (g) "EPA" means the United States environmental protection agency.

13 (h) "FEMA" means the federal emergency management agency.

14 (i) "FTE" means full-time equated.

15 (j) "IDG" means interdepartmental grant.

16 (k) "IDT" means intradepartmental transfer.

17 (l) "MDA" means the Michigan department of agriculture.

18 (m) "MDCH" means the Michigan department of community health.

19 (n) "MDSP" means the Michigan department of state police.

20 (o) "MI" means Michigan.

21 Sec. 204. The department of civil service shall bill departments
22 and agencies at the end of the first fiscal quarter for the 1% charge
23 authorized by section 5 of article XI of the state constitution of
24 1963. Payments shall be made for the total amount of the billing by
25 the end of the second fiscal quarter.

26 Sec. 205. At least 60 days before beginning any effort to
27 privatize, the department shall submit a complete project plan to the

1 appropriate senate and house of representatives appropriations
2 subcommittees and the senate and house fiscal agencies. The plan
3 shall include the criteria under which the privatization initiative
4 will be evaluated. The evaluation shall be completed and submitted to
5 the appropriate senate and house of representatives appropriations
6 subcommittees and the senate and house fiscal agencies within 30
7 months.

8 Sec. 206. Unless otherwise specified in this act, the department
9 shall use the internet to fulfill the reporting requirements of this
10 act. This may include transmission of reports via electronic mail to
11 the recipients identified for each reporting requirement or it may
12 include placement of reports on an Internet or Intranet site.

13 Sec. 207. Funds appropriated in part 1 shall not be used for the
14 purchase of foreign goods or services, or both, if competitively
15 priced American goods or services, or both, of comparable quality are
16 available. Preference should be given to goods or services, or both,
17 manufactured or provided by Michigan businesses if they are
18 competitively priced and of comparable value.

19 Sec. 208. (1) From funds appropriated under part 1, the
20 department shall prepare a report that lists all of the following
21 regarding grant or loan or grant and loan programs administered by the
22 department for the fiscal year ending on September 30, 2004:

23 (a) The name of each program.

24 (b) The goals of the program, the criteria, eligibility, process,
25 filing fees, nominating procedures, and deadlines for each program.

26 (c) The maximum and minimum grant and loan available and whether
27 there is a match requirement for each program.

1 (d) The amount of any required match, and whether in-kind
2 contributions may be used as part or all of a required match.

3 (e) Information pertaining to the application process, timeline
4 for each program, and the contact people within the department.

5 (f) The source of funds for each program, including the citation
6 of pertinent authorizing acts.

7 (g) Information regarding plans for the next fiscal year for the
8 phaseout, expansion, or changes for each program.

9 (h) A listing of all recipients of grants or loans awarded by the
10 department by type and amount of grant or loan.

11 (2) The reports required under this section shall be submitted to
12 the state budget office, the senate and house appropriations
13 committees, and senate and house fiscal agencies by January 1, 2004.

14 Sec. 209. By February 15, 2004, the department shall provide the
15 state budget director, the subcommittees on natural resources and
16 environmental quality of the senate and house appropriations
17 committees, and the senate and house fiscal agencies with an annual
18 report on restricted fund balances, projected revenues, and
19 expenditures for the fiscal years ending September 30, 2003 and
20 September 30, 2004.

21 Sec. 210. The department shall notify the legislature and shall
22 provide a public meeting and public comment opportunity with respect
23 to any request received by the state of Michigan to divert water from
24 the Great Lakes pursuant to the water resources development act of
25 1986, Public Law 99-662, 100 Stat. 4082.

26 Sec. 211. (1) The department shall report all of the following
27 information relative to allocations made in part 1 for the

1 environmental cleanup and redevelopment program, state cleanup,
2 emergency actions, superfund cleanup, the revitalization revolving
3 loan program, the brownfield grants and loans program, the leaking
4 underground storage tank cleanup program, the contaminated lake and
5 river sediments cleanup program, and the environmental protection bond
6 projects under section 19508(7) of the natural resources and
7 environmental protection act, 1994 PA 451, MCL 324.19508, to the state
8 budget director, the senate and house appropriations subcommittees on
9 environmental quality, and the senate and house fiscal agencies:

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

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

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

15 (d) The estimated date that site closure activities will be
16 completed.

17 (e) The amount of the allocation, or the anticipated financing
18 for the site.

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

21 (g) The number of sites that would qualify as brownfields that
22 were redeveloped.

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

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

1 (b) The report shall include the total amount of funds expended
2 during the fiscal year and the total amount of funds awaiting
3 expenditure.

4 (c) The total amount of bonds issued for the environmental
5 protection bond program pursuant to part 193 of the natural resources
6 and environmental protection act, 1994 PA 451, MCL 324.19301 to
7 324.19306, and bonds issued pursuant to the clean Michigan initiative
8 act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

10 Sec. 212. (1) In addition to the funds appropriated in part 1
11 for the environmental cleanup and redevelopment program and the
12 leaking underground storage tank cleanup program, the department of
13 environmental quality is authorized to expend amounts remaining from
14 prior fiscal year appropriations to meet funding needs of
15 legislatively approved sites.

16 (2) Unexpended and unencumbered amounts remaining from
17 appropriations from the environmental protection bond fund contained
18 in 1989 PA 180, 1990 PA 55, 1990 PA 194, 1991 PA 31, 1991 PA 160, 1993
19 PA 74, 1993 PA 353, 1994 PA 442, 1996 PA 353, and 1997 PA 114 are
20 appropriated for expenditure for any site listed in this act and any
21 site listed in the public acts referenced in this section.

22 (3) Unexpended and unencumbered amounts remaining from
23 appropriations from the cleanup and redevelopment fund and unclaimed
24 bottle deposits fund contained in 1996 PA 319, 1997 PA 113, 1997
25 PA 114, 1998 PA 292, 1999 PA 125, 2000 PA 275, 2001 PA 43, and 2002 PA
26 520 are appropriated for expenditure for any site listed in this act
27 and any site listed in the public acts referenced in this section.

1 (4) Unexpended and unencumbered amounts remaining from
2 appropriations from the clean Michigan initiative fund - response
3 activities contained in 1999 PA 111, 2000 PA 52, 2000 PA 506, and 2001
4 PA 120 are appropriated for expenditure for any site listed in this
5 act and any site listed in the public acts referenced in this
6 section.

7 Sec. 213. Of the appropriation in part 1, \$30,000.00 is
8 appropriated for costs related to the permit review and compliance
9 project. The department shall review license and permit programs
10 authorized in statute or provided for in administrative rules. A
11 report detailing statutory or rule authority for each permit,
12 application or processing fees, the number of permits received, the
13 number of permits returned, and the number of days until they are
14 returned, the number of permit applications amended, the number of
15 permits issued, the number of permits issued with changes, the number
16 of applications denied, the number of applications submitted but
17 returned for resubmission, the average number of days required to
18 review and act on each permit application, and total fines or
19 penalties assessed for failure to comply with permit regulations or
20 requirements shall be provided to the house and senate appropriations
21 subcommittees on environmental quality on or before May 1, 2004.

22 Sec. 214. The department of information technology shall
23 establish a schedule of rates, user fees, and charges or assessments
24 for standard services and information system support requirements to
25 be made to departments for technology related services and projects.
26 This schedule, as well as copies of related interagency agreements,
27 shall be provided to the state budget office and the house and senate

1 committees on appropriations before October 1, 2003.

2 Sec. 215. Amounts appropriated in part 1 for information
3 technology may be designated as work projects and carried forward to
4 support department of environmental quality technology projects under
5 the direction of the department of information technology. Funds
6 designated in this manner are not available for expenditure until
7 approved as work projects under section 451a of the management and
8 budget act, 1984 PA 431, MCL 18.1451a.

9 **LAND AND WATER MANAGEMENT**

10 Sec. 301. The department shall collect Great Lakes bottomland
11 permit fees uniformly and fairly from commercial and noncommercial
12 users of the Great Lakes bottomlands.

13 Sec. 302. The department may waive permit fees for nonprofit
14 organizations conducting approved stream habitat improvement
15 projects.

16 Sec. 303. The legislative auditor general shall conduct a
17 performance audit of the aquatic nuisance control program. This audit
18 report shall be provided to the house and senate subcommittees on
19 environmental quality by February 1, 2004.

20 **AIR QUALITY**

21 Sec. 401. The department shall report quarterly, via the
22 department's Internet website, on air quality program expenditures and
23 revenues. The report shall include expenditures and revenues by fund
24 source and by program function.

25 **SURFACE WATER QUALITY**

1 Sec. 501. The appropriation in part 1 for aquifer protection and
2 dispute resolution includes a \$100,000.00 interdepartmental grant to
3 the Michigan department of agriculture to cover costs related to
4 implementation of part 317 of the natural resources and environmental
5 protection act, 1994 PA 451, MCL _____.

6 **DRINKING WATER**

7 Sec. 601. The funds appropriated in part 1 for groundwater use
8 reporting shall be awarded as a grant for the development of a
9 groundwater database needed to model the demands for domestic water
10 uses of groundwater supplies.

11 **ENVIRONMENTAL RESPONSE**

12 Sec. 701. The unexpended funds appropriated in part 1 for the
13 state cleanup program, environmental cleanup and redevelopment
14 program, emergency cleanup action, contaminated site investigations,
15 cleanup and revitalization, and superfund cleanup projects are
16 considered work project appropriations and any unencumbered or
17 unallotted funds are carried forward into the succeeding fiscal year.
18 The following is in compliance with section 451a(1) of the management
19 and budget act, 1984 PA 431, MCL 18.1451a:

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

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

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

25 (d) The tentative completion date is September 30, 2008.

1 STORAGE TANKS

2 Sec. 801. The unexpended funds appropriated in part 1 for the
3 leaking underground storage tank cleanup program are considered work
4 project appropriations and any unencumbered or unallotted funds are
5 carried over into the succeeding fiscal year. The following is in
6 compliance with section 451a(1) of the management and budget act, 1984
7 PA 431, MCL 18.1451a:

8 (a) The purpose of the projects to be carried over is to provide
9 for redevelopment and contaminated site cleanup.

10 (b) These projects will be accomplished by contract.

11 (c) The total estimated costs of all projects is identified in
12 each line-item appropriation.

13 (d) The tentative completion date for these projects is
14 September 30, 2008.

15 GRANTS

16 Sec. 901. If a certified health department does not exist in a
17 city, county, or district or does not fulfill its responsibilities
18 under part 117 of the natural resources and environmental protection
19 act, 1994 PA 451, MCL 324.11701 to 324.11719, then the department may
20 spend funds appropriated in part 1 under the septage waste compliance
21 program in accordance with section 11716 of the natural resources and
22 environmental protection act, 1994 PA 451, MCL 324.11716.

23 Sec. 902. Of the funds appropriated in part 1 for scrap tire
24 grants, \$100,000.00 shall be available for grants to communities to
25 cover scrap tire fire suppression costs, provided owner liability

1 bonds and other available funding sources have been exhausted.

2 Sec. 903. From the funds appropriated in part 1 for the drinking
3 water revolving loan program, the department shall provide
4 low-interest loans for public water supply systems found to be out of
5 compliance with federal arsenic standards.

6 Sec. 904. The money appropriated in part 1 for grants to
7 counties--water quality monitoring shall be used to establish and
8 operate a comprehensive monitoring program. This \$2,500,000.00 line
9 item provides funding from the cleanup and redevelopment fund to
10 support water quality monitoring and remediation efforts recommended
11 by counties adjoining Lake St. Clair. The Macomb County health
12 department is provided \$1,800,000.00 for water quality monitoring and
13 remediation activities. The city of St. Clair Shores is provided
14 \$700,000.00 for dredging of contaminated canals.