

SENATE 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:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

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

House Bill No. 4393 as amended June 19, 2003

the appropriations in this part:

DEPARTMENT OF ENVIRONMENTAL QUALITY

Full-time equated unclassified positions.....	4.0	
Full-time equated classified positions.....		<<1,605.7>>
GROSS APPROPRIATION.....	\$	<<346,850,400>>
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental		
transfers.....	\$	14,142,900
ADJUSTED GROSS APPROPRIATION.....	\$	<<332,707,500>>
Federal revenues:		
Total federal revenues.....		129,169,500
Special revenue funds:		
Total local revenues.....		0
Total private revenues.....		435,700
Total other state restricted revenues.....		<<146,905,800>>
State general fund/general purpose.....	\$	56,196,500
FUND SOURCE SUMMARY:		
Full-time equated unclassified positions.....	4.0	
Full-time equated classified positions.....		<<1,605.7>>
GROSS APPROPRIATION.....	\$	<<346,850,400>>
Interdepartmental grant revenues:		
IDG-MDA.....		100,000
IDG-MDCH, local public health operations.....		10,472,500
IDG-MDSP.....		632,200
IDG, Michigan transportation fund.....		884,800
IDT, interdivisional charges.....		2,053,400
Total interdepartmental grants and intradepartmental		

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1	transfers.....	14,142,900
2	ADJUSTED GROSS APPROPRIATION.....	\$ <<332,707,500>>
3	Federal revenues:	
4	DOC-NOAA, federal.....	3,063,500
5	DOD, federal.....	455,300
6	DOI, federal.....	525,900
7	EPA, multiple.....	124,722,900
8	FEMA, federal.....	401,900
9	Total federal revenues.....	129,169,500
10	Special revenue funds:	
11	Private funds.....	435,700
12	Total private revenues.....	435,700
13	Aboveground storage tank fees.....	717,500
14	Air emissions fees.....	11,572,700
15	CESARS service fee.....	26,300
16	Clean Michigan initiative - administration.....	2,885,700
17	Clean Michigan initiative - clean water fund.....	4,000,000
18	Clean Michigan initiative - response activities.....	1,600,000
19	Cleanup and redevelopment fund.....	<<14,797,200>>
20	Community pollution prevention fund.....	250,100
21	Drinking water revolving fund.....	6,059,100
22	Environmental education fund.....	184,500
23	Environmental pollution prevention fund.....	1,492,700
24	Environmental protection fund.....	15,042,800
25	Environmental response fund.....	21,504,000
26	Fees and collections.....	818,700
27	Financial instruments.....	5,000,100

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1	Great Lakes protection fund.....	2,851,300
2	Groundwater discharge permit fees.....	<<1,900,000>>
3	Hazardous materials transportation permit fund.....	87,800
4	Land and water permit fees.....	3,330,900
5	Landfill maintenance trust fund.....	47,200
6	Metallic mining surveillance fee revenue.....	68,200
7	Mineral well regulatory fee revenue.....	215,300
8	NPDES fees.....	<<3,524,500>>
9	Oil and gas regulatory fund.....	7,814,200
10	Orphan well fund.....	2,002,000
11	Public utility assessments.....	786,100
12	Public water supply fees.....	4,445,700
13	Publication revenue.....	103,200
14	Retired engineers technical assistance fund.....	1,500,000
15	Saginaw bay and river restoration revenue.....	154,500
16	Sand extraction fee revenue.....	188,300
17	Scrap tire regulatory fund.....	4,642,900
18	Septage waste license fees.....	1,752,500
19	Settlement funds.....	3,395,900
20	Sewage sludge land application fee.....	742,500
21	Soil erosion and sedimentation control training fund	101,300
22	Solid waste program fees.....	3,914,500
23	Stormwater permit fees.....	2,526,500
24	Submerged log recovery fund.....	101,700
25	Underground storage tank fees.....	4,245,400
26	Waste reduction fee revenue.....	4,464,300
27	Wastewater operator training fees.....	168,400

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1	Water analysis fees.....	2,839,700
2	Water pollution control revolving fund.....	2,884,300
3	Water quality protection fund.....	25,100
4	Water use reporting fees.....	130,200
5	Total other state restricted revenues.....	<<146,905,800>>
6	State general fund/general purpose..... \$	56,196,500
7	Sec. 102. EXECUTIVE	
8	Full-time equated unclassified positions.....4.0	
9	Full-time equated classified positions.....15.0	
10	Director--1.0 FTE positions..... \$	135,100
11	Deputy director--1.0 FTE positions.....	110,000
12	Senior policy advisor--1.0 FTE positions.....	114,100
13	Press secretary--1.0 FTE positions.....	65,700
14	Executive direction--8.0 FTE positions.....	813,200
15	Office of the Great Lakes--7.0 FTE positions.....	806,700
16	Travel.....	<u>48,300</u>
17	GROSS APPROPRIATION..... \$	2,093,100
18	Appropriated from:	
19	Federal revenues:	
20	DOI, federal.....	120,000
21	EPA, multiple.....	101,100
22	Special revenue funds:	
23	Environmental education fund.....	184,500
24	Environmental response fund.....	43,200
25	Great Lakes protection fund.....	501,100
26	Oil and gas regulatory fund.....	89,600
27	Settlement funds.....	210,700

1	State general fund/general purpose.....	\$	842,900
2	Sec. 103. DEPARTMENT SUPPORT SERVICES		
3	Full-time equated classified positions.....	72.0	
4	Financial and business services--32.0 FTE positions.	\$	1,571,600
5	Field operations support--20.0 FTE positions.....		1,287,900
6	Automated data processing.....		2,053,400
7	Office of special environmental projects--3.0 FTE		
8	positions.....		399,300
9	Personnel--13.0 FTE positions.....		722,500
10	Administrative hearings--4.0 FTE positions.....		369,200
11	Building occupancy charges.....		7,895,000
12	Rent--privately owned property.....		1,836,900
13	Environmental support projects.....		5,000,100
14	Travel.....		<u>67,100</u>
15	GROSS APPROPRIATION.....	\$	21,203,000
16	Appropriated from:		
17	Interdepartmental grant revenues:		
18	IDT, interdivisional charges.....		2,053,400
19	Federal revenues:		
20	EPA, multiple.....		57,800
21	Special revenue funds:		
22	Aboveground storage tank fees.....		25,600
23	Air emissions fees.....		401,800
24	Clean Michigan initiative - administration.....		162,600
25	Environmental pollution prevention fund.....		62,900
26	Environmental response fund.....		1,443,700
27	Fees and collections.....		99,400

1	Financial instruments.....	5,000,100
2	Land and water permit fees.....	107,500
3	Oil and gas regulatory fund.....	598,100
4	Public utility assessments.....	12,300
5	Public water supply fees.....	528,100
6	Scrap tire regulatory fund.....	88,400
7	Settlement funds.....	170,600
8	Solid waste program fees.....	69,600
9	Stormwater permit fees.....	50,500
10	Underground storage tank fees.....	206,600
11	Waste reduction fee revenue.....	54,700
12	Water analysis fees.....	187,700
13	Water pollution control revolving fund.....	14,900
14	Water use reporting fees.....	8,400
15	State general fund/general purpose..... \$	9,798,300
16	Sec. 104. AIR QUALITY	
17	Full-time equated classified positions.....249.5	
18	Air quality programs--249.5 FTE positions..... \$	20,111,900
19	Travel.....	<u>434,400</u>
20	GROSS APPROPRIATION..... \$	20,546,300
21	Appropriated from:	
22	Federal revenues:	
23	EPA, multiple.....	3,777,100
24	Special revenue funds:	
25	Air emissions fees.....	10,029,800
26	Environmental response fund.....	89,200
27	Fees and collections.....	343,000

1	State general fund/general purpose.....	\$	6,307,200
2	Sec. 105. ENVIRONMENTAL SCIENCE AND SERVICES		
3	Full-time equated classified positions.....		184.5
4	Environmental services--26.5 FTE positions.....	\$	1,872,500
5	Laboratory services--68.0 FTE positions.....		5,842,700
6	Municipal assistance--35.5 FTE positions.....		4,633,600
7	Pollution prevention and technical assistance--54.5		
8	FTE positions.....		4,992,800
9	Pollution prevention outreach.....		300,000
10	Retired engineers technical assistance program.....		1,499,900
11	Travel.....		<u>164,700</u>
12	GROSS APPROPRIATION.....	\$	19,306,200
13	Appropriated from:		
14	Interdepartmental grant revenues:		
15	IDG-MDA.....		100,000
16	Federal revenues:		
17	DOC-NOAA, federal.....		300,000
18	EPA, multiple.....		2,150,600
19	Special revenue funds:		
20	Private funds.....		300,000
21	Air emissions fees.....		654,200
22	Clean Michigan initiative - administration.....		147,900
23	Clean Michigan initiative - response activities.....		1,600,000
24	Drinking water revolving fund.....		1,273,800
25	Environmental protection fund.....		58,200
26	Environmental response fund.....		255,800
27	Public water supply fees.....		218,000

1	Retired engineers technical assistance fund.....	1,500,000
2	Settlement funds.....	363,100
3	Stormwater permit fees.....	86,500
4	Waste reduction fee revenue.....	3,962,900
5	Wastewater operator training fees.....	168,400
6	Water analysis fees.....	2,496,600
7	Water pollution control revolving fund.....	2,159,300
8	State general fund/general purpose..... \$	1,510,900
9	Sec. 106. GEOLOGICAL AND LAND MANAGEMENT	
10	Full-time equated classified positions.....201.5	
11	Program direction--11.0 FTE positions..... \$	786,300
12	Coal and sand dune management--3.0 FTE positions....	590,500
13	Field permitting and project assistance--69.0 FTE	
14	positions.....	5,672,000
15	Great Lakes shorelands--28.0 FTE positions.....	2,329,900
16	Metallic mine reclamation--1.0 FTE positions.....	65,700
17	Mineral wells management--3.0 FTE positions.....	212,900
18	Orphan well--2.5 FTE positions.....	1,987,600
19	Services to oil and gas--61.0 FTE positions.....	6,431,500
20	Water management--23.0 FTE positions.....	2,087,800
21	Submerged log recovery.....	101,700
22	Travel.....	<u>501,200</u>
23	GROSS APPROPRIATION..... \$	20,767,100
24	Appropriated from:	
25	Interdepartmental grant revenues:	
26	IDG, Michigan transportation fund.....	838,500
27	Federal revenues:	

1	DOC-NOAA, federal.....	1,237,900
2	DOI, federal.....	405,900
3	EPA, multiple.....	453,000
4	FEMA, federal.....	401,900
5	Special revenue funds:	
6	Environmental response fund.....	75,900
7	Land and water permit fees.....	2,691,700
8	Metallic mining surveillance fee revenue.....	68,200
9	Mineral well regulatory fee revenue.....	215,300
10	Oil and gas regulatory fund.....	6,444,500
11	Orphan well fund.....	2,002,000
12	Publication revenue.....	103,200
13	Sand extraction fee revenue.....	188,300
14	Submerged log recovery fund.....	101,700
15	State general fund/general purpose..... \$	5,539,100
16	Sec. 107. REMEDIATION AND REDEVELOPMENT	
17	Full-time equated classified positions.....304.5	
18	Contaminated site investigation, cleanup, and	
19	revitalization--233.5 FTE positions..... \$	19,387,700
20	Federal cleanup project management--71.0 FTE	
21	positions.....	7,023,400
22	Emergency cleanup actions.....	4,000,100
23	Environmental cleanup and redevelopment program.....	21,715,100
24	State cleanup 451.....	3,028,000
25	Superfund cleanup.....	4,000,000
26	Travel.....	<u>750,000</u>
27	GROSS APPROPRIATION..... \$	59,904,300

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 - administration.....	2,038,200
8	Cleanup and redevelopment fund.....	13,097,200
9	Environmental protection fund.....	14,915,600
10	Environmental response fund.....	18,569,300
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	
15	Full-time equated classified positions.....187.5	
16	Aboveground storage tank program--9.0 FTE positions. \$	687,300
17	Hazardous waste management program--61.0 FTE	
18	positions.....	5,561,800
19	Low-level radioactive waste authority--2.0 FTE	
20	positions.....	765,300
21	Radiological protection program--16.5 FTE positions.	1,471,500
22	Scrap tire regulatory program--11.0 FTE positions...	894,100
23	Solid waste management program--51.0 FTE positions..	3,756,900
24	Underground storage tank program--37.0 FTE positions	3,973,900
25	Travel.....	<u>354,500</u>
26	GROSS APPROPRIATION..... \$	17,465,300
27	Appropriated from:	

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1	Interdepartmental grant revenues:	
2	IDG-MDSP.....	632,200
3	Federal revenues:	
4	EPA, multiple.....	3,383,400
5	Special revenue funds:	
6	Aboveground storage tank fees.....	691,900
7	Environmental pollution prevention fund.....	1,429,800
8	Environmental response fund.....	262,700
9	Hazardous materials transportation permit fund.....	87,800
10	Public utility assessments.....	769,700
11	Scrap tire regulatory fund.....	915,000
12	Solid waste program fees.....	3,784,900
13	Underground storage tank fees.....	3,864,900
14	Waste reduction fee revenue.....	61,900
15	State general fund/general purpose..... \$	1,581,100
16	Sec. 109. WATER	
17	Full-time equated classified positions.....<<369.2>>	
18	Aquifer protection and dispute resolution..... \$	500,100
19	Drinking water--84.2 FTE positions.....	13,481,100
20	Environmental health--30.0 FTE positions.....	2,685,800
21	Fish contaminant monitoring.....	316,100
22	Groundwater discharge--<<31.0>> FTE positions..... ..	<<1,821,500>>
23	Groundwater use reporting.....	150,100
24	NPDES nonstormwater program--<<121.4>>FTE positions....	<<8,827,600>>
25	Sewage sludge land application program--6.5 FTE	
26	positions.....	711,000
27	Surface water--96.1 FTE positions.....	14,199,900

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1	Travel.....	797,000
2	GROSS APPROPRIATION.....	\$ <<43,490,200>>
3	Appropriated from:	
4	Federal revenues:	
5	EPA, multiple.....	12,741,400
6	Special revenue funds:	
7	CESARS service fee.....	26,300
8	Clean Michigan initiative - administration.....	537,000
9	Clean Michigan initiative - clean water fund.....	4,000,000
10	Drinking water revolving fund.....	3,369,600
11	Environmental response fund.....	147,800
12	Fees and collections.....	376,300
13	Great Lakes protection fund.....	450,100
14	Groundwater discharge permit fees.....	<<1,900,000>>
15	Land and water permit fees.....	425,000
16	NPDES fees.....	<<3,524,500>>
17	Public water supply fees.....	2,034,200
18	Saginaw bay and river restoration revenue.....	154,500
19	Septage waste license fees.....	227,400
20	Sewage sludge land application fee.....	742,500
21	Soil erosion and sedimentation control training fund	101,300
22	Stormwater permit fees.....	2,389,500
23	Water pollution control revolving fund.....	590,300
24	Water use reporting fees.....	121,800
25	State general fund/general purpose.....	\$ 9,630,700
26	Sec. 110. CRIMINAL INVESTIGATIONS	
27	Full-time equated classified positions.....	22.0

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1	Environmental investigations--22.0 FTE positions....	\$	1,693,600
2	Travel.....		<u>139,000</u>
3	GROSS APPROPRIATION.....	\$	1,832,600
4	Appropriated from:		
5	Federal revenues:		
6	EPA, multiple.....		129,900
7	Special revenue funds:		
8	Environmental response fund.....		111,700
9	Oil and gas regulatory fund.....		137,800
10	Scrap tire regulatory fund.....		58,100
11	State general fund/general purpose.....	\$	1,395,100
12	Sec. 111. GRANTS		
13	Grants to counties--air pollution.....	\$	83,800
14	Water pollution control and drinking water revolving		
15	fund.....		102,353,500
16	Noncommunity water grants.....		1,400,100
17	Coastal management grants.....		1,800,000
18	Federal - nonpoint source water pollution grants....		6,500,000
19	Federal - Great Lakes remedial action plan grants...		700,000
20	<<Grants to counties--water quality monitoring.....		1,700,000>>
20	Great Lakes research and protection grants.....		1,900,100
21	Pollution prevention local grants.....		250,100
22	Radon grants.....		134,300
23	Septage waste compliance grants.....		1,525,100
24	Scrap tire grants.....		3,500,100
25	Drinking water revolving fund implementation.....		1,330,100
26	Local health department operations.....		10,472,500
27	Volunteer river, stream, and creek cleanup.....		<u>25,100</u>

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1	GROSS APPROPRIATION.....	\$	<<133,674,800>>
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG-MDCH, local public health operations.....		10,472,500
5	Federal revenues:		
6	DOC-NOAA, federal.....		1,500,000
7	EPA, multiple.....		92,590,000
8	Special revenue funds:		
9	<<Cleanup and redevelopment fund.....		1,700,000>>
10	Community pollution prevention fund.....		250,100
11	Drinking water revolving fund.....		1,330,100
12	Great Lakes protection fund.....		1,900,100
13	Public water supply fees.....		1,400,100
14	Scrap tire regulatory fund.....		3,500,100
15	Septage waste license fees.....		1,525,100
16	Water quality protection fund.....		25,100
17	State general fund/general purpose.....	\$	17,481,600
18	Sec. 112. INFORMATION TECHNOLOGY		
19	Information technology services and projects.....	\$	<u>6,567,500</u>
20	GROSS APPROPRIATION.....	\$	6,567,500
21	Appropriated from:		
22	Interdepartmental grant revenues:		
23	IDG, Michigan transportation fund.....		46,300
24	Federal revenues:		
25	DOC-NOAA, federal.....		25,600
26	EPA, multiple.....		615,400
27	Special revenue funds:		
28	Air emissions fees.....		486,900

1	Drinking water revolving fund.....	85,600
2	Environmental protection fund.....	69,000
3	Environmental response fund.....	504,700
4	Land and water permit fees.....	106,700
5	Oil and gas regulatory fund.....	544,200
6	Public utility assessments.....	4,100
7	Public water supply fees.....	265,300
8	Scrap tire regulatory fund.....	81,300
9	Settlement funds.....	728,900
10	Solid waste program fees.....	60,000
11	Underground storage tank fees.....	173,900
12	Waste reduction fee revenue.....	384,800
13	Water analysis fees.....	155,400
14	Water pollution control revolving fund.....	119,800
15	State general fund/general purpose..... \$	2,109,600

16

PART 2

17

PROVISIONS CONCERNING APPROPRIATIONS

18 GENERAL SECTIONS

19

Sec. 201. Pursuant to section 30 of article IX of the state

20

constitution of 1963, total state spending from state resources under

21

part 1 for fiscal year 2003-2004 is \$203,025,000.00 and state spending

22

from state resources to be paid to local units of government for

23

fiscal year 2003-2004 is \$18,446,000.00. The itemized statement below

24

identifies appropriations from which spending to units of local

25

government will occur:

1 DEPARTMENT OF ENVIRONMENTAL QUALITY

2 GRANTS

3	Grants to counties - air pollution.....	\$	83,800
4	Local health department operations.....		10,472,500
5	Septage waste compliance program.....		1,525,100
6	Scrap tire grants.....		3,500,100
7	Noncommunity water grants.....		1,400,100
8	Radon grants.....		134,300
9	Drinking water grants.....		<u>1,330,100</u>
10	TOTAL.....	\$	18,446,000

11 Sec. 202. The appropriations authorized under this act are
 12 subject to the management and budget act, 1984 PA 431, MCL 18.1101 to
 13 18.1594.

14 Sec. 203. As used in this act:

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

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

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

18 (d) "DOC-NOAA" means the DOC national oceanic and atmospheric
 19 administration.

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

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

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

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

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

25 (j) "IDG" means interdepartmental grant.

26 (k) "IDT" means intradepartmental transfer.

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

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

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

3 (o) "MI" means Michigan.

4 (p) "NPDES" means national pollutant discharge elimination system.

5 Sec. 204. The department of civil service shall bill departments
6 and agencies at the end of the first fiscal quarter for the 1% charge
7 authorized by section 5 of article XI of the state constitution of
8 1963. Payments shall be made for the total amount of the billing by
9 the end of the second fiscal quarter.

10 Sec. 205. (1) Beginning October 1, a hiring freeze is imposed on
11 the state classified civil service. State departments and agencies
12 are prohibited from hiring any new full-time state classified civil
13 service employees and prohibited from filling any vacant state
14 classified civil service positions. This hiring freeze does not apply
15 to internal transfers of classified employees from 1 position to
16 another within a department.

17 (2) The state budget director shall grant exceptions to the hiring
18 freeze described in subsection (1) when the state budget director
19 believes that the hiring freeze will result in rendering a state
20 department or agency unable to deliver basic services, cause a loss of
21 revenue to the state, result in the inability of the state to receive
22 federal funds, or would necessitate additional expenditures that
23 exceed any savings from maintaining a vacancy. The state budget
24 director shall report quarterly to the chairpersons of the senate and
25 house of representatives standing committees on appropriations the
26 number of exceptions to the hiring freeze approved during the previous
27 quarter and the reasons to justify the exception.

1 Sec. 207. At least 60 days before beginning any effort to
2 privatize, the department shall submit a complete project plan to the
3 appropriate senate and house of representatives appropriations
4 subcommittees and the senate and house fiscal agencies. The plan
5 shall include the criteria under which the privatization initiative
6 will be evaluated. The evaluation shall be completed and submitted to
7 the appropriate senate and house of representatives appropriations
8 subcommittees and the senate and house fiscal agencies within 30
9 months.

10 Sec. 208. Unless otherwise specified in this act, the department
11 shall use the internet to fulfill the reporting requirements of this
12 act. This may include transmission of reports via electronic mail to
13 the recipients identified for each reporting requirement or it may
14 include placement of reports on an Internet or Intranet site.

15 Sec. 209. Funds appropriated in part 1 shall not be used for the
16 purchase of foreign goods or services, or both, if competitively
17 priced American goods or services, or both, of comparable quality are
18 available. Preference should be given to goods or services, or both,
19 manufactured or provided by Michigan businesses if they are
20 competitively priced and of comparable value.

21 Sec. 211. The departments and state agencies receiving
22 appropriations under this act shall receive and retain copies of all
23 reports funded from appropriations in part 1. These departments and
24 state agencies shall follow federal and state guidelines for
25 short-term and long-term retention of these reports. To the extent
26 consistent with federal and state guidelines, the requirements of this
27 section are satisfied if the reports funded from appropriations in

1 part 1 are retained in electronic format.

2 Sec. 212. By February 15, the department shall provide the state
3 budget director, the subcommittees on natural resources and
4 environmental quality of the senate and house appropriations
5 committees, and the senate and house fiscal agencies with an annual
6 report on restricted fund balances, projected revenues, and
7 expenditures for the previous and current fiscal years.

8 Sec. 213. (1) From funds appropriated under part 1, the
9 department shall prepare a report that lists all of the following
10 regarding grant or loan or grant and loan programs administered by the
11 department for this fiscal year:

12 (a) The name of each program.

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

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

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

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

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

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

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

27 (2) The reports required under this section shall be submitted to

1 the state budget office, the senate and house appropriations
2 committees, and senate and house fiscal agencies by January 1.

3 Sec. 214. By March 1, the department shall provide an annual
4 report on the total amount of funds received from responsible parties
5 and legal settlements, and the disposition of these funds. Included
6 in the report shall be a listing of the individual settlement cases,
7 the location of the facilities involved, the type of violation
8 committed, and the amount of funds received.

9 Sec. 215. The department shall notify the legislature and shall
10 provide a public meeting and public comment opportunity with respect
11 to any request received by the state of Michigan to divert water from
12 the Great Lakes pursuant to the water resources development act of
13 1986, Public Law 99-662, 100 Stat. 4082.

14 Sec. 216. (1) The department shall report all of the following
15 information relative to allocations made in part 1 for the
16 environmental cleanup and redevelopment program, state cleanup,
17 emergency actions, superfund cleanup, the revitalization revolving
18 loan program, the brownfield grants and loans program, the leaking
19 underground storage tank cleanup program, the contaminated lake and
20 river sediments cleanup program, and the environmental protection bond
21 projects under section 19508(7) of the natural resources and
22 environmental protection act, 1994 PA 451, MCL 324.19508, to the state
23 budget director, the senate and house appropriations subcommittees on
24 environmental quality, and the senate and house fiscal agencies:

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

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

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

3 (d) The estimated date that site closure activities will be
4 completed.

5 (e) The amount of the allocation, or the anticipated financing for
6 the site.

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

9 (g) The number of sites that would qualify as brownfields that
10 were redeveloped.

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

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

16 (b) The report shall include the total amount of funds expended
17 during the fiscal year and the total amount of funds awaiting
18 expenditure.

19 (c) The total amount of bonds issued for the environmental
20 protection bond program pursuant to part 193 of the natural resources
21 and environmental protection act, 1994 PA 451, MCL 324.19301 to
22 324.19306, and bonds issued pursuant to the clean Michigan initiative
23 act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

25 Sec. 217. (1) In addition to the funds appropriated in part 1
26 for the environmental cleanup and redevelopment program and the
27 leaking underground storage tank cleanup program, the department of

1 environmental quality is authorized to expend amounts remaining from
2 prior fiscal year appropriations to meet funding needs of
3 legislatively approved sites.

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

10 (3) Unexpended and unencumbered amounts remaining from
11 appropriations from the cleanup and redevelopment fund and unclaimed
12 bottle deposits fund contained in 1996 PA 319, 1997 PA 113, 1997
13 PA 114, 1998 PA 292, 1999 PA 125, 2000 PA 275, 2001 PA 43, and 2002 PA
14 520 are appropriated for expenditure for any site listed in this act
15 and any site listed in the public acts referenced in this section.

16 (4) Unexpended and unencumbered amounts remaining from
17 appropriations from the clean Michigan initiative fund - response
18 activities contained in 1999 PA 111, 2000 PA 52, 2000 PA 506, and 2001
19 PA 120 are appropriated for expenditure for any site listed in this
20 act and any site listed in the public acts referenced in this
21 section.

22 Sec. 218. Of the money appropriated from the environmental
23 education fund in part 1, \$5,000.00 shall be allocated to Michigan
24 State University Extension Service - 4-H Youth Programs to fund the
25 Michigan Youth Conservation Council.

26 Sec. 219. From the funds appropriated in part 1 for information
27 technology, the department shall pay user fees to the department of

1 information technology for technology-related services and projects.
2 These user fees shall be subject to provisions of an interagency
3 agreement between the department and the department of information
4 technology.

5 Sec. 220. Amounts appropriated in part 1 for information
6 technology may be designated as work projects and carried forward to
7 support department of environmental quality technology projects under
8 the direction of the department of information technology. Funds
9 designated in this manner are not available for expenditure until
10 approved as work projects under section 451a of the management and
11 budget act, 1984 PA 431, MCL 18.1451a.

12 **AIR QUALITY**

13 Sec. 401. The department shall report quarterly, via the
14 department's Internet website, on air quality program expenditures and
15 revenues. The report shall include expenditures and revenues by fund
16 source and by program function.

17 **ENVIRONMENTAL SCIENCE AND SERVICES**

18 Sec. 501. The funds appropriated in part 1 for pollution
19 prevention and technical assistance include authorization for 1.0 FTE
20 position and \$60,000.00 to provide technical assistance to
21 organizations and businesses involved in recycling and composting.

22 Sec. 502. The recycling coordinator shall conduct a study of the
23 state's capacity to handle material recovered for recycling, the
24 feasibility of collecting and transporting the material for recycling
25 within the state, and the ability of the state to sustain markets for

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1 products containing recycled content. The department shall make
2 recommendations for improving and expanding recycling in the state in
3 a report submitted to the legislature, the state budget director, and
4 the senate and house fiscal agencies no later than December 30.

<<Sec. 503. By September 30, the department shall prepare and submit a report to the state budget director, the legislature, the chairs of the standing committees of the senate and house of representatives with primary responsibility for issues related to natural resources and the environment, and the chairs of the subcommittees of the senate and house appropriations committees with primary responsibility for appropriations for the department of environmental quality, outlining the implementation of the Great Lakes water quality bond, 2002 PA 397, MCL 324.19701 to 324.19708, including, but not limited to, the amount of bonds issued and the date they were issued, the number of applications received for loans from the state water pollution control revolving fund created in section 16a of the shared credit rating act, 1985 PA 227, MCL 141.1066a, the total amount of loans requested, a listing of the applicants receiving loans and the total amount of loans provided to those applicants, a listing of applicants whose loan applications were not approved and the reasons why those applications were not approved, the amount of the loans granted that were paid from bond proceeds, and the remaining bond proceeds and bond authorization.>>

5 **GEOLOGICAL AND LAND MANAGEMENT**

6 Sec. 601. The department shall collect Great Lakes bottomland
7 permit fees uniformly and fairly from commercial and noncommercial
8 users of the Great Lakes bottomlands.

9 Sec. 602. The department may waive permit fees for nonprofit
10 organizations conducting approved stream habitat improvement
11 projects.

12 **REMEDIATION AND REDEVELOPMENT**

13 Sec. 701. The unexpended funds appropriated in part 1 for the
14 state cleanup program, environmental cleanup and redevelopment
15 program, emergency cleanup action, contaminated site investigations,
16 cleanup and revitalization, state site cleanup, leaking underground
17 storage tank cleanup program, and superfund cleanup projects are
18 considered work project appropriations and any unencumbered or
19 unallotted funds are carried forward into the succeeding fiscal year.

20 The following is in compliance with section 451a(1) of the management
21 and budget act, 1984 PA 431, MCL 18.1451a:

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

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

25 (c) The total estimated cost of all projects is identified in each

1 line-item appropriation.

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

3 Sec. 702. The funds appropriated in part 1 for the environmental
4 cleanup and redevelopment program shall be used to fund redevelopment
5 and cleanup activities on the following sites:

6	Allegan	Sunrise Landfill
7	Berrien	Coloma DCPA
8	Berrien	Bendix
9	Branch	Bronson Area Wells
10	Cass	U.S. Aviex
11	Eaton	Parsons Chemical
12	Gladwin	Gladwin Bulk Oil Plant State St.
13	Gratiot	Velsicol Chemical Corporation
14	Gratiot	Pine R Downstream of St. Louis
15	Houghton	Torch Lake
16	Ingham	Americhem Corporation
17	Iosco	Res Wells Bachman Rd.
18	Jackson	Exxon Petroleum
19	Kalamazoo	Portage Creek/Kalamazoo River
20	Kent	Former Autostyle Plastics, Inc.
21	Mecosta	Joe's Tire/Ridderman Oil
22	Midland	Tittabawasee River
23	Montmorency	Mary D's
24	Muskegon	Green Ridge Subdivision
25	Muskegon	Laketon Auto Clinic
26	Muskegon	Meat Block
27	Wayne	Plymouth Industrial Center Holding Company

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Sec. 703. Of the funds appropriated in part 1 for the environmental cleanup and redevelopment program, an amount not to exceed \$2,000,000.00 shall be expended for the NPL municipal landfill match grants.

<<Sec. 704. The department shall work with local stakeholders to identify the sources of contamination in the ruddiman creek watershed and shall submit an application for federal funding pursuant to the Great Lakes legacy act of 2002, title I of the Great Lakes and Lake Champlain act of 2002, Public Law 107-303, 116 Stat. 2355, for this sediment cleanup project when the application process is opened.>>

<<WASTE AND HAZARDOUS MATERIALS

Sec. 801. The department shall place a priority on inspections of landfills, which receive waste in excess of 3,000 tons per day.

Sec. 802. By February 1, the department shall submit to the chairpersons of the senate and house of representatives standing committees on appropriations, the chairpersons of the senate and house appropriations subcommittees on environmental quality, the state budget director, and the senate and house fiscal agencies a report on out-of-state waste disposed of in landfills in this state. The report shall include, but not be limited to, the amount, type, and state of origin for all out-of-state waste.>>

5 WATER

Sec. 901. Of the funds appropriated in part 1 for water quality monitoring, \$20,000.00 may be provided, on a 50:50 cost-sharing basis, to erect signs at beaches owned by governmental entities. These signs will inform the public where the most recent beach water quality information may be found.

Sec. 902. The appropriation in part 1 for aquifer protection and dispute resolution includes a \$100,000.00 interdepartmental grant to the Michigan department of agriculture to cover costs related to implementation of part 317 of the natural resources and environmental protection act, 1994 PA 451.

Sec. 903. The funds appropriated in part 1 for groundwater use reporting shall be awarded as a grant for the development of a groundwater database needed to model the demands for domestic water uses of groundwater supplies.

20 Sec. 904. The appropriation in part 1 for drinking water
21 includes \$1,000,000.00 from the clean Michigan initiative - clean
22 water fund for preparation of the statewide groundwater inventory and
23 map established in section 32802 of the natural resources and
24 environmental protection act, 1994 PA 451, MCL 324.32802.

25 Sec. 907. Of the funds appropriated in part 1 for safe drinking
26 water assistance activities pursuant to part 54 of the natural

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1 resources and environmental protection act, 1994 PA 451, MCL 324.5401
 2 to 324.5419, the department shall allocate to a Michigan nonprofit
 3 organization the full 2% available for technical assistance under
 4 section 1452 of part E of title XIV of chapter 373, popularly known as
 5 the safe drinking water act, 110 Stat. 1662, 42 U.S.C. 300j-12.

<<Sec. 908. Of the appropriation in part 1 for NPDES nonstormwater program, at least \$426,500.00 is for compliance activities.

Sec. 909. By February 1, the department shall submit a report on the department's use of the national pollutant discharge elimination system fund created in MCL 324.3121 for the previous fiscal year, to the senate and house appropriations subcommittees on environmental quality and natural resources, the standing committees of the legislature with jurisdiction over issues primarily related to natural resources and the environment, and the senate and house fiscal agencies. The report shall include a summary of how the appropriations in part 1 for NPDES nonstormwater program were used for the various permissible uses of the fund and shall include specific information on all of the following:

(a) The number of compliance and complaint inspections completed, by category, the number of on-site compliance inspections conducted, and the number of compliance inspections that were not announced in advance to the permittee or licensee.

(b) The number and percent of permit and license inspections that were found to be in significant noncompliance, by category.

(c) The number of administrative enforcement actions taken for permit or license violations and the results of the enforcement actions, including the amount of fines and penalties collected.

(d) The number of judicial enforcement actions taken for permit or license violations and the results of the enforcement actions, including the amount of fines and penalties collected.

(e) A listing of the supplemental environmental projects agreed to as a result of a consent agreement including all of the following: the case name, the monetary value of the supplemental environmental project, and a description of the project.>>

6 **CRIMINAL INVESTIGATIONS**

7 Sec. 1001. From funds appropriated in part 1, the department
 8 shall conduct periodic inspections of imported solid waste at disposal
 9 facilities to mitigate the unpermitted disposal of waste at Michigan
 10 disposal sites.

11 Sec. 1002. With funds appropriated in part 1, the department
 12 shall provide training in support of local efforts to regulate solid
 13 waste disposal. Department environmental conservation officers shall
 14 be directed to help train law enforcement officers and other

15 enforcement personnel to develop community partnerships to combat
16 illegal dumping at the local level.

17 **GRANTS**

18 Sec. 1101. If a certified health department does not exist in a
19 city, county, or district or does not fulfill its responsibilities
20 under part 117 of the natural resources and environmental protection
21 act, 1994 PA 451, MCL 324.11701 to 324.11719, then the department may
22 spend funds appropriated in part 1 under the septage waste compliance
23 program in accordance with section 11716 of the natural resources and
24 environmental protection act, 1994 PA 451, MCL 324.11716.

25 Sec. 1102. Of the funds appropriated in part 1 for scrap tire

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1 grants, \$100,000.00 shall be available for grants to communities to
2 cover scrap tire fire suppression costs, provided owner liability
3 bonds and other available funding sources have been exhausted.

4 Sec. 1103. From the funds appropriated in part 1 for the
5 drinking water revolving loan program, the department shall provide
6 low-interest loans for public water supply systems found to be out of
7 compliance with federal arsenic standards.

<<Sec. 1104. Of the money appropriated in part 1 for grants to
counties--water quality monitoring, \$700,000.00 is for the city of St.
Clair Shores for dredging of contaminated canals and \$1,000,000.00 is to
establish and operate a comprehensive monitoring program to protect and
manage the environmental quality of the St. Clair River, Lake St. Clair,
and the Clinton River watershed, consistent with the appropriation made
for this purpose in section 1205 of 2002 PA 520.>>