

HOUSE BILL No. 5619

February 26, 2004, Introduced by Rep. Whitmer and referred to the Committee on Appropriations.

EXECUTIVE BUDGET BILL

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2005; 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

1
2

1 Sec. 101. Subject to the conditions set forth in this bill, the
 2 amounts listed in this part are appropriated for the department of
 3 environmental quality for the fiscal year ending September 30, 2005,
 4 from the funds indicated in this part. The following is a summary of
 5 the appropriations in this part:

6 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

7 APPROPRIATIONS SUMMARY:

8	Full-time equated unclassified positions.....	6.0	
9	Full-time equated classified positions.....	1,572.2	
10	GROSS APPROPRIATION		\$ 340,608,000
11	Interdepartmental grant revenues:		
12	Total interdepartmental grants and intradepartmental		
13	transfers		14,263,000
14	ADJUSTED GROSS APPROPRIATION.....		\$ 326,345,000
15	Federal revenues:		
16	Total federal revenues		133,766,800
17	Special revenue funds:		
18	Total local revenues		0
19	Total private revenues		445,900
20	Total other state restricted revenues.....		153,980,000
21	State general fund/general purpose.....		\$ 38,152,300
22	FUND SOURCE SUMMARY:		
23	GROSS APPROPRIATION		\$ 340,608,000
24	Interdepartmental grant revenues:		
25	IDG, MDA		106,200
26	IDG-MDCH, local public health operations.....		10,472,500
27	IDG, MDSP		672,700

1	IDG, Michigan transportation fund.....	958,200
2	IDT, interdivisional charges.....	2,053,400
3	Total interdepartmental grants and intradepartmental	
4	transfers	14,263,000
5	ADJUSTED GROSS APPROPRIATION.....	\$ 326,345,000
6	Federal revenues:	
7	Brownfield cleanup revolving loan fund.....	1,000,000
8	DHS, federal	225,700
9	DOC-NOAA, federal	3,194,200
10	DOD, federal	485,600
11	DOI, federal	542,600
12	EPA, multiple	127,425,800
13	FEMA, federal	892,900
14	Total federal revenues	133,766,800
15	Special revenue funds:	
16	Private funds	445,900
17	Total private revenues	445,900
18	Aboveground storage tank fees.....	752,600
19	Air emissions fees	12,089,000
20	Aquifer protection revolving fund.....	450,000
21	CESARS service fee	27,700
22	Clean Michigan initiative - administration.....	3,081,600
23	Clean Michigan initiative - clean water fund.....	3,129,000
24	Clean Michigan initiative - response activities.....	1,655,600
25	Cleanup and redevelopment fund.....	25,151,100
26	Community pollution prevention fund.....	250,000
27	Drinking water revolving fund.....	6,163,200

1	Environmental education fund.....	186,400
2	Environmental pollution prevention fund.....	1,516,100
3	Environmental protection fund.....	613,300
4	Environmental response fund.....	4,513,300
5	Fees and collections	819,000
6	Financial instruments	5,000,000
7	Great Lakes protection fund.....	2,416,800
8	Groundwater discharge permit fees.....	1,846,700
9	Hazardous materials transportation permit fund.....	94,300
10	Land and water permit fees.....	3,364,300
11	Landfill maintenance trust fund.....	50,600
12	Medical waste emergency response fund.....	250,400
13	Metallic mining surveillance fee revenue.....	68,800
14	Mineral well regulatory fee revenue.....	222,200
15	NPDES fees	3,092,400
16	Oil and gas regulatory fund.....	8,632,700
17	Orphan well fund	2,015,300
18	Public utility assessments.....	793,900
19	Public water supply fees	4,449,500
20	Publication revenue	109,900
21	Retired engineers technical assistance fund.....	1,500,000
22	Revolving loan revenue bonds.....	16,300,000
23	Saginaw Bay and River restoration revenue.....	162,300
24	Sand extraction fee revenue.....	188,000
25	Scrap tire regulatory fund.....	4,697,400
26	Septage waste license fees.....	1,763,700
27	Settlement funds	3,541,400

1	Sewage sludge land application fee.....	804,200
2	Soil erosion and sedimentation control training fund..	106,300
3	Solid waste program fees	4,104,600
4	Stormwater permit fees	2,576,000
5	Strategic water quality initiatives fund.....	10,007,600
6	Submerged log recovery fund.....	101,600
7	Underground storage tank fees.....	4,335,800
8	Waste reduction fee revenue.....	4,619,500
9	Wastewater operator training fees.....	174,800
10	Water analysis fees	3,084,200
11	Water pollution control revolving fund.....	2,946,900
12	Water quality protection fund.....	25,000
13	Water use reporting fees	135,000
14	Total other state restricted revenues.....	153,980,000
15	State general fund/general purpose.....	\$ 38,152,300
16	Sec. 102. EXECUTIVE	
17	Full-time equated unclassified positions.....	6.0
18	Full-time equated classified positions.....	15.0
19	Unclassified salaries--6.0 FTE positions.....	\$ 482,600
20	Executive direction--8.0 FTE positions.....	883,600
21	Office of the Great Lakes--7.0 FTE positions.....	<u>852,900</u>
22	GROSS APPROPRIATION	\$ 2,219,100
23	Appropriated from:	
24	Federal revenues:	
25	DOI, federal	127,700
26	EPA, multiple	107,600
27	Special revenue funds:	

1	Environmental education fund.....		186,400
2	Environmental response fund.....		45,100
3	Great Lakes protection fund.....		516,800
4	Oil and gas regulatory fund.....		93,900
5	Settlement funds		224,300
6	State general fund/general purpose.....	\$	917,300
7	Sec. 103. DEPARTMENT SUPPORT SERVICES		
8	Full-time equated classified positions.....	70.0	
9	Financial and business services--32.0 FTE positions...	\$	1,638,500
10	Field operations support--20.0 FTE positions.....		1,395,400
11	Automated data processing.....		2,053,400
12	Office of special environmental projects--3.0 FTE		
13	positions		427,800
14	Personnel--11.0 FTE positions.....		660,600
15	Human Resources Optimization User Charges.....		59,100
16	Administrative hearings--4.0 FTE positions.....		381,100
17	Building occupancy charges.....		7,274,200
18	Rent - privately owned property.....		1,836,900
19	Environmental support projects.....		<u>5,000,000</u>
20	GROSS APPROPRIATION	\$	20,727,000
21	Appropriated from:		
22	Interdepartmental grant revenues:		
23	IDT, interdivisional charges.....		2,053,400
24	Federal revenues:		
25	EPA, multiple		62,100
26	Special revenue funds:		
27	Aboveground storage tank fees.....		27,400

1	Air emissions fees	559,100
2	Clean Michigan initiative - administration.....	174,700
3	Cleanup and redevelopment fund.....	1,042,100
4	Environmental pollution prevention fund.....	58,600
5	Environmental response fund.....	1,444,100
6	Fees and collections	91,900
7	Financial instruments	5,000,000
8	Groundwater discharge permit fees.....	46,700
9	Land and water permit fees.....	105,900
10	NPDES fees	84,800
11	Oil and gas regulatory fund.....	768,200
12	Public utility assessments.....	11,600
13	Public water supply fees	510,000
14	Scrap tire regulatory fund.....	97,800
15	Settlement funds	184,100
16	Sewage sludge land application fee.....	36,300
17	Solid waste program fees	64,900
18	Stormwater permit fees	207,700
19	Underground storage tank fees.....	194,200
20	Waste reduction fee revenue.....	51,700
21	Water analysis fees	345,700
22	Water pollution control revolving fund.....	13,700
23	Water use reporting fees	7,700
24	State general fund/general purpose.....	\$ 7,482,600
25	Sec. 104. AIR QUALITY DIVISION	
26	Full-time equated classified positions.....	242.0
27	Air quality programs--242.0 FTE positions.....	\$ <u>22,406,800</u>
28	GROSS APPROPRIATION	\$ 22,406,800

1	Appropriated from:		
2	Federal revenues:		
3	EPA, multiple		5,009,800
4	Special revenue funds:		
5	Air emissions fees		10,347,500
6	Environmental response fund.....		96,000
7	Fees and collections		368,900
8	State general fund/general purpose.....	\$	6,584,600
9	Sec. 105. ENVIRONMENTAL SCIENCE AND SERVICES DIVISION		
10	Full-time equated classified positions.....	190.0	
11	Environmental services--26.5 FTE positions.....	\$	2,450,800
12	Laboratory services--76.0 FTE positions.....		6,109,800
13	Municipal assistance--35.5 FTE positions.....		4,989,200
14	Pollution prevention and technical assistance--52.0		
15	FTE positions		4,804,500
16	Pollution prevention outreach.....		300,000
17	Retired engineers technical assistance program.....		1,500,000
18	Revitalization revolving loan fund.....		<u>1,000,000</u>
19	GROSS APPROPRIATION	\$	21,154,300
20	Appropriated from:		
21	Interdepartmental grant revenues:		
22	IDG, MDA		106,200
23	Federal revenues:		
24	Brownfield cleanup revolving loan fund.....		1,000,000
25	DOC-NOAA, federal		323,900
26	EPA, multiple		2,256,300
27	Special revenue funds:		

1	Private funds	300,000
2	Air emissions fees	695,500
3	Clean Michigan initiative - administration.....	153,600
4	Clean Michigan initiative - response activities.....	1,655,600
5	Drinking water revolving fund.....	1,325,300
6	Environmental protection fund.....	62,900
7	Environmental response fund.....	265,800
8	Public water supply fees	231,600
9	Retired engineers technical assistance fund.....	1,500,000
10	Settlement funds	385,800
11	Stormwater permit fees	89,800
12	Strategic water quality initiatives fund.....	207,600
13	Waste reduction fee revenue.....	4,116,100
14	Wastewater operator training fees.....	174,800
15	Water analysis fees	2,583,100
16	Water pollution control revolving fund.....	2,193,500
17	State general fund/general purpose.....	\$ 1,526,900
18	Sec. 106. GEOLOGICAL AND LAND MANAGEMENT DIVISION	
19	Full-time equated classified positions.....	192.0
20	Program direction--8.0 FTE positions.....	\$ 831,600
21	Coal and sand dune management--3.0 FTE positions.....	602,900
22	Field permitting and project assistance--69.0 FTE	
23	positions	6,178,100
24	Great Lakes shorelands--28.0 FTE positions.....	2,499,000
25	Metallic mine reclamation--1.0 FTE position.....	68,800
26	Mineral wells management--3.0 FTE positions.....	222,200
27	Orphan well--2.0 FTE positions.....	2,015,300

1	Services to oil and gas--57.0 FTE positions.....	6,887,600
2	Water management--21.0 FTE positions.....	2,700,800
3	Submerged log recovery	<u>101,600</u>
4	GROSS APPROPRIATION	\$ 22,107,900
5	Appropriated from:	
6	Interdepartmental grant revenues:	
7	IDG, Michigan transportation fund.....	907,900
8	Federal revenues:	
9	DOC-NOAA, federal	1,344,700
10	DOI, federal	414,900
11	EPA, multiple	470,800
12	FEMA, federal	892,900
13	Special revenue funds:	
14	Land and water permit fees.....	2,705,500
15	Metallic mining surveillance fee revenue.....	68,800
16	Mineral well regulatory fee revenue.....	222,200
17	Oil and gas regulatory fund.....	6,777,700
18	Orphan well fund	2,015,300
19	Publication revenue	109,900
20	Sand extraction fee revenue.....	188,000
21	Submerged log recovery fund.....	101,600
22	State general fund/general purpose.....	\$ 5,887,700
23	Sec. 107. REMEDIATION AND REDEVELOPMENT DIVISION	
24	Full-time equated classified positions.....	297.5
25	Contaminated site investigation, cleanup, and	
26	revitalization--230.5 FTE positions	\$ 20,884,800
27	Federal cleanup project management--67.0 FTE positions	7,505,000

1	Emergency cleanup actions.....	4,000,000
2	State cleanup 451	3,027,900
3	Superfund cleanup	<u>4,000,000</u>
4	GROSS APPROPRIATION	\$ 39,417,700
5	Appropriated from:	
6	Federal revenues:	
7	DOD, federal	485,600
8	EPA, multiple	9,037,400
9	Special revenue funds:	
10	Private funds	145,900
11	Clean Michigan initiative - administration.....	2,189,500
12	Cleanup and redevelopment fund.....	23,009,000
13	Environmental protection fund.....	550,400
14	Environmental response fund.....	2,000,000
15	Landfill maintenance trust fund.....	50,600
16	Settlement funds	1,949,300
17	State general fund/general purpose.....	\$ 0
18	Sec. 108. WASTE AND HAZARDOUS MATERIALS DIVISION	
19	Full-time equated classified positions..... 183.5	
20	Aboveground storage tank program--8.0 FTE positions...	\$ 725,200
21	Hazardous waste management program--61.0 FTE	
22	positions	5,627,600
23	Low-level radioactive waste authority--2.0 FTE	
24	positions	778,200
25	Medical waste program	250,400
26	Radiological protection program--16.5 FTE positions...	1,568,600
27	Scrap tire regulatory program--11.0 FTE positions.....	955,800

1	Solid waste management program--50.0 FTE positions....	4,046,600
2	Underground storage tank program--35.0 FTE positions .	<u>4,216,100</u>
3	GROSS APPROPRIATION	\$ 18,168,500
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG, MDSP	672,700
7	Federal revenues:	
8	EPA, multiple	3,611,100
9	Special revenue funds:	
10	Aboveground storage tank fees.....	725,200
11	Environmental pollution prevention fund.....	1,457,500
12	Hazardous materials transportation permit fund.....	94,300
13	Medical waste emergency response fund.....	250,400
14	Public utility assessments.....	778,200
15	Scrap tire regulatory fund.....	955,800
16	Solid waste program fees	3,979,700
17	Underground storage tank fees.....	3,967,700
18	Waste reduction fee revenue.....	66,900
19	State general fund/general purpose.....	\$ 1,609,000
20	Sec. 109. WATER DIVISION	
21	Full-time equated classified positions.....	360.2
22	Aquifer protection program.....	\$ 650,000
23	Drinking water--84.2 FTE positions.....	13,003,000
24	Environmental health--30.0 FTE positions.....	2,867,700
25	Fish contaminant monitoring.....	316,100
26	Groundwater discharge--22.0 FTE positions.....	1,916,400
27	NPDES nonstormwater program--121.4 FTE positions.....	9,489,400

1	Sewage sludge land application program--6.5 FTE	
2	positions	767,900
3	Surface water--96.1 FTE positions.....	<u>14,721,600</u>
4	GROSS APPROPRIATION	\$ 43,732,100
5	Appropriated from:	
6	Federal revenues:	
7	EPA, multiple	13,486,300
8	Special revenue funds:	
9	Aquifer protection revolving fund.....	450,000
10	CESARS service fee	27,700
11	Clean Michigan initiative - administration.....	563,800
12	Clean Michigan initiative - clean water fund.....	3,129,000
13	Drinking water revolving fund.....	3,422,300
14	Environmental response fund.....	155,100
15	Fees and collections	358,200
16	Groundwater discharge permit fees.....	1,800,000
17	Land and water permit fees.....	446,200
18	NPDES fees	3,007,600
19	Public water supply fees	2,042,600
20	Saginaw Bay and River restoration revenue.....	162,300
21	Septage waste license fees.....	238,700
22	Sewage sludge land application fee.....	767,900
23	Soil erosion and sedimentation control training fund..	106,300
24	Stormwater permit fees	2,278,500
25	Water pollution control revolving fund.....	619,900
26	Water use reporting fees	127,300
27	State general fund/general purpose.....	\$ 10,542,400

1	Sec. 110. CRIMINAL INVESTIGATIONS	
2	Full-time equated classified positions.....	22.0
3	Environmental investigations--22.0 FTE positions.....	\$ <u>2,136,700</u>
4	GROSS APPROPRIATION	\$ 2,136,700
5	Appropriated from:	
6	Federal revenues:	
7	DHS, federal	225,700
8	EPA, multiple	139,700
9	Special revenue funds:	
10	Environmental response fund.....	100,100
11	Oil and gas regulatory fund.....	120,900
12	Scrap tire regulatory fund.....	62,500
13	State general fund/general purpose.....	\$ 1,487,800
14	Sec. 111. GRANTS	
15	Grants to counties - air pollution.....	\$ 83,700
16	Water pollution control and drinking water revolving	
17	fund	112,153,500
18	Noncommunity water grants.....	1,400,000
19	Coastal management grants.....	1,800,000
20	Federal - nonpoint source water pollution grants.....	6,500,000
21	Federal - Great Lakes remedial action plan grants.....	700,000
22	Great Lakes research and protection grants.....	1,900,000
23	Pollution prevention local grants.....	250,000
24	Radon grants	134,300
25	Septage waste compliance grants.....	1,525,000
26	Scrap tire grants	3,500,000
27	Drinking water revolving fund implementation.....	1,330,000

1	Local health department operations.....	10,472,500
2	Volunteer river, stream, and creek cleanup.....	<u>25,000</u>
3	GROSS APPROPRIATION	\$ 141,774,000
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	IDG-MDCH, local public health operations.....	10,472,500
7	Federal revenues:	
8	DOC-NOAA, federal	1,500,000
9	EPA, multiple	92,590,000
10	Special revenue funds:	
11	Community pollution prevention fund.....	250,000
12	Drinking water revolving fund.....	1,330,000
13	Great Lakes protection fund.....	1,900,000
14	Public water supply fees	1,400,000
15	Revolving loan revenue bonds.....	16,300,000
16	Scrap tire regulatory fund.....	3,500,000
17	Septage waste license fees.....	1,525,000
18	Strategic water quality initiatives fund.....	9,800,000
19	Water quality protection fund.....	25,000
20	State general fund/general purpose.....	\$ 1,181,500
21	Sec. 112. INFORMATION TECHNOLOGY	
22	Information technology services and projects.....	<u>\$ 6,763,900</u>
23	GROSS APPROPRIATION	\$ 6,763,900
24	Appropriated from:	
25	Interdepartmental grant revenues:	
26	IDG, Michigan transportation fund.....	50,300
27	Federal revenues:	

1	DOC-NOAA, federal	25,600
2	EPA, multiple	654,700
3	Special revenue funds:	
4	Air emissions fees	486,900
5	Cleanup and redevelopment fund.....	1,100,000
6	Drinking water revolving fund.....	85,600
7	Environmental response fund.....	407,100
8	Land and water permit fees.....	106,700
9	Oil and gas regulatory fund.....	872,000
10	Public utility assessments.....	4,100
11	Public water supply fees	265,300
12	Scrap tire regulatory fund.....	81,300
13	Settlement funds	797,900
14	Solid waste program fees	60,000
15	Underground storage tank fees.....	173,900
16	Waste reduction fee revenue.....	384,800
17	Water analysis fees	155,400
18	Water pollution control revolving fund.....	119,800
19	State general fund/general purpose.....	\$ 932,500

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

22 **GENERAL SECTIONS**

23 Sec. 201. Pursuant to section 30 of article IX of the state
24 constitution of 1963, total state spending from state resources under
25 part 1 for fiscal year 2004-2005 is \$192,132,300.00 and state spending
26 from state resources to be paid to local units of government for fiscal
27 year 2004-2005 is \$18,445,500.00. The itemized statement below

1 identifies appropriations from which spending to units of local
2 government will occur:

3 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

4 GRANTS

5	Grants to counties - air pollution.....	\$	83,700
6	Local health department operations.....		10,472,500
7	Septage waste compliance grants.....		1,525,000
8	Scrap tire grants		3,500,000
9	Noncommunity water grants.....		1,400,000
10	Radon grants		134,300
11	Drinking water grants		<u>1,330,000</u>
12	TOTAL	\$	18,445,500

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

15 Sec. 203. As used in this bill:

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

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

19 (c) "DHS" means the United States department of homeland
20 security.

21 (d) "DOC" means the United States department of commerce.

22 (e) "DOC-NOAA" means the DOC national oceanic and atmospheric
23 administration.

24 (f) "DOD" means the United States department of defense.

25 (g) "DOI" means the United States department of interior.

26 (h) "EPA" means the United States environmental protection
27 agency.

- 1 (i) "FEMA" means the federal emergency management agency.
2 (j) "FTE" means full-time equated.
3 (k) "IDG" means interdepartmental grant.
4 (l) "IDT" means intradepartmental transfer.
5 (m) "MDA" means the Michigan department of agriculture.
6 (n) "MDCH" means the Michigan department of community health.
7 (o) "MDSP" means the Michigan department of state police.
8 (p) "NPDES" means national pollutant discharge elimination
9 system.

10 Sec. 204. The department of civil service shall bill the department
11 at the end of the first fiscal quarter for the 1% charge authorized by
12 section 5 of article XI of the state constitution of 1963. Payments
13 shall be made for the total amount of the billing by the end of the
14 second fiscal quarter.

15 Sec. 208. Unless otherwise specified, the department receiving
16 appropriations in part 1 shall use the Internet to fulfill the
17 reporting requirements of this bill. This requirement may include
18 transmission of reports via electronic mail to the recipients
19 identified for each reporting requirement, or it may include placement
20 of reports on an Internet or Intranet site.

21 Sec. 216. (1) The department shall report all of the following
22 information relative to allocations made from appropriations for the
23 environmental cleanup and redevelopment program, state cleanup,
24 emergency actions, superfund cleanup, the revitalization revolving loan
25 program, the brownfield grants and loans program, the leaking
26 underground storage tank cleanup program, the contaminated lake and
27 river sediments cleanup program, and the environmental protection bond

1 projects under section 19508(7) of the natural resources and
2 environmental protection act, 1994 PA 451, MCL 324.19508, to the state
3 budget director, the senate and house appropriations subcommittees on
4 environmental quality, and the senate and house fiscal agencies:

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

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

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

10 (d) The estimated date that site closure activities will be
11 completed.

12 (e) The amount of the allocation, or the anticipated financing
13 for the site.

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

16 (g) The number of sites that would qualify as brownfields that
17 were redeveloped.

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

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

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

26 (c) The total amount of bonds issued for the environmental
27 protection bond program pursuant to part 193 of the natural resources

1 and environmental protection act, 1994 PA 451, MCL 324.19301 to
2 324.19306, and bonds issued pursuant to the clean Michigan initiative
3 act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

5 Sec. 217. (1) The department of environmental quality is authorized
6 to expend amounts remaining from current and prior fiscal year
7 appropriations to meet funding needs of legislatively approved sites.

8 (2) Unexpended and unencumbered amounts remaining from
9 appropriations from the environmental protection bond fund contained in
10 2003 PA 173 are appropriated for expenditure for any site listed in
11 this bill and any site listed in the public acts referenced in this
12 section.

13 (3) Unexpended and unencumbered amounts remaining from
14 appropriations from the cleanup and redevelopment fund and unclaimed
15 bottle deposits fund contained in 2003 PA 171, 2003 PA 173, and 2003 PA
16 237 are appropriated for expenditure for any site listed in this bill
17 and any site listed in the public acts referenced in this section.

18 (4) Unexpended and unencumbered amounts remaining from
19 appropriations from the clean Michigan initiative fund - response
20 activities contained in 2000 PA 52, 2001 PA 120, 2003 PA 173, and 2003
21 PA 237 are appropriated for expenditure for any site listed in this
22 bill and any site listed in the public acts referenced in this section.

23 (5) Unexpended and unencumbered amounts remaining from
24 appropriations from the environmental protection fund contained in 2001
25 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for expenditure
26 for any site listed in this bill and any site listed in the public acts
27 referenced in this section.

1 Sec. 219. From the funds appropriated in part 1 for information
2 technology, the department shall pay user fees to the department of
3 information technology for technology-related services and projects.
4 Such user fees shall be subject to provisions of an interagency
5 agreement between the department and the department of information
6 technology.

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

14 Sec. 222. (1) In addition to the funds appropriated in part 1,
15 there is appropriated an amount not to exceed \$30,000,000.00 for
16 federal contingency funds. These funds are not available for
17 expenditure until they have been transferred to another line item in
18 this bill under section 393(2) of the management and budget act, 1984
19 PA 431, MCL 18.1393.

20 (2) In addition to the funds appropriated in part 1, there is
21 appropriated an amount not to exceed \$5,000,000.00 for state restricted
22 contingency funds. These funds are not available for expenditure until
23 they have been transferred to another line item in this bill under
24 section 393(2) of the management and budget act, 1984 PA 431, MCL
25 18.1393.

26 (3) In addition to the funds appropriated in part 1, there is
27 appropriated an amount not to exceed \$100,000.00 for local contingency

1 funds. These funds are not available for expenditure until they have
2 been transferred to another line item in this bill under section 393(2)
3 of the management and budget act, 1984 PA 431, MCL 18.1393.

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

10 Sec. 223. Funds appropriated in part 1 shall not be used for the
11 purchase of foreign goods or services, or both, if competitively priced
12 and comparable quality American goods or services, or both, are
13 available. Preference should be given to goods and services or both,
14 manufactured or provided by Michigan businesses if they are
15 competitively priced and of comparable value.

16 **ENVIRONMENTAL SCIENCES AND SERVICES**

17 Sec. 502. The recycling coordinator shall conduct a study of the
18 state's capacity to handle material recovered for recycling, the
19 feasibility of collecting and transporting the material for recycling
20 within the state, and the ability of the state to sustain markets for
21 products containing recycled content. The department shall make
22 recommendations for improving and expanding recycling in the state in a
23 report submitted to the legislature, the state budget director, and the
24 senate and house fiscal agencies no later than December 30, 2004.

25 **REMEDICATION AND REDEVELOPMENT**

26 Sec. 701. The unexpended funds appropriated in part 1 for the
27 emergency cleanup actions are considered work project appropriations

1 and any unencumbered or unallotted funds are carried forward into the
2 succeeding fiscal year. The following is in compliance with section
3 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

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

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

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

9 (d) The tentative completion date is September 30, 2009.

10 **GRANTS**

11 Sec. 1101. If a certified health department does not exist in a
12 city, county, or district or does not fulfill its responsibilities
13 under part 117 of the natural resources and environmental protection
14 act, 1994 PA 451, MCL 324.11701 to 324.11719, then the department may
15 spend funds appropriated in part 1 under the septage waste compliance
16 program in accordance with section 11716 of the natural resources and
17 environmental protection act, 1994 PA 451, MCL 324.11716.

18 Sec. 1102. Of the funds appropriated in part 1 for scrap tire
19 grants, \$100,000.00 shall be available for grants to communities to
20 cover scrap tire fire suppression costs, provided owner liability bonds
21 and other available funding sources have been exhausted.