

**SUBSTITUTE FOR
SENATE BILL NO. 270**

A bill to make appropriations for the department of environmental quality for the fiscal year ending September 30, 2006; 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:

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PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this act, the

Senate Bill No. 270 as amended June 14, 2005

amounts listed in this part are appropriated for the department of environmental quality for the fiscal year ending September 30, 2006, from the funds indicated in this part. The following is a summary of the appropriations in this part:

DEPARTMENT OF ENVIRONMENTAL QUALITY

APPROPRIATION SUMMARY:

Full-time equated classified positions..... 1,567.2

GROSS APPROPRIATION..... \$ <<373,963,800>>

Interdepartmental grant revenues:

Total interdepartmental grants and intradepartmental

transfers 18,031,100

ADJUSTED GROSS APPROPRIATION..... \$ <<355,932,700>>

Federal revenues:

Total federal revenues 144,062,700

Special revenue funds:

Total local revenues 0

Total private revenues 450,000

Total other state restricted revenues 180,578,600

State general fund/general purpose \$ <<30,841,400>>

FUND SOURCE SUMMARY:

Full-time equated classified positions..... 1,567.2

GROSS APPROPRIATION..... \$ <<373,963,800>>

Interdepartmental grant revenues:

IDG-MDCH, local public health operations 10,472,500

IDG-MDSP 690,100

IDG, Michigan transportation fund 959,400

IDT, interdivisional charges 2,053,400

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1	IDT, laboratory services	3,855,700
2	Total interdepartmental grants and intradepartmental	
3	transfers	18,031,100
4	ADJUSTED GROSS APPROPRIATION	\$ <<355,932,700>>
5	Federal revenues:	
6	DHHS, federal	4,500
7	DHS, federal	1,473,100
8	DOC-NOAA, federal	3,506,200
9	DOD, federal	508,200
10	DOI, federal	575,000
11	EPA, brownfield cleanup revolving loan fund	1,000,000
12	EPA, multiple	136,995,700
13	Total federal revenues	144,062,700
14	Special revenue funds:	
15	Private funds	450,000
16	Total private revenues	450,000
17	Aboveground storage tank fees	794,400
18	Air emissions fees	13,119,900
19	Aquifer protection revolving fund	400,000
20	Campground fund	242,100
21	Clean Michigan initiative - administration	3,169,600
22	Clean Michigan initiative - clean water fund	3,187,100
23	Clean Michigan initiative - pollution prevention	
24	activities	50,000
25	Cleanup and redevelopment fund	15,774,600
26	Community pollution prevention fund	250,000
27	Environmental education fund	203,700

1	Environmental pollution prevention fund	1,839,700
2	Environmental protection fund	615,100
3	Environmental response fund	11,224,100
4	Fees and collections	565,900
5	Financial instruments	5,000,000
6	Great Lakes protection fund	2,547,100
7	Groundwater discharge permit fees	1,956,600
8	Hazardous materials transportation permit fund	218,800
9	Laboratory data quality recognition fund	15,400
10	Land and water permit fees	3,961,100
11	Landfill maintenance trust fund	52,100
12	Manufactured housing commission fees	633,300
13	Medical waste emergency response fund	250,400
14	Metallic mining surveillance fee revenue	69,400
15	Mineral well regulatory fee revenue	231,200
16	Nonferrous metallic mineral surveillance	200,000
17	NPDES fees	3,437,700
18	Oil and gas regulatory fund	9,660,300
19	Orphan well fund	2,029,600
20	Public swimming pool fund	541,700
21	Public utility assessments	806,600
22	Public water supply fees	4,619,200
23	Publication revenue	112,700
24	Refined petroleum fund	34,327,800
25	Retired engineers technical assistance fund	1,500,000
26	Revolving loan revenue bonds	11,400,000
27	Saginaw Bay and River restoration revenue	165,300

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1	Sand extraction fee revenue	194,000
2	Scrap tire regulatory fund	5,957,500
3	Septage waste contingency fund	35,600
4	Septage waste license fees	2,070,400
5	Settlement funds	3,006,800
6	Sewage sludge land application fee	838,700
7	Soil erosion and sedimentation control training fund .	108,300
8	Solid waste program fees	4,356,000
9	Stormwater permit fees	2,867,600
10	Strategic water quality initiatives fund	10,010,700
11	Underground storage tank fees	4,493,200
12	Waste reduction fee revenue	4,671,900
13	Wastewater operator training fees	177,400
14	Water analysis fees	3,404,800
15	Water pollution control revolving fund	3,050,200
16	Water quality protection fund	25,000
17	Water use reporting fees	138,000
18	Total other state restricted revenues	180,578,600
19	State general fund/general purpose	\$ <<30,841,400>>

Sec. 102. EXECUTIVE OPERATIONS AND DEPARTMENT**SUPPORT**

22	Full-time equated unclassified positions	6.0
23	Full-time equated classified positions	79.0
24	Unclassified salaries--6.0 FTE positions	\$ 482,600
25	Administrative hearings	
26	Salaries and fringe benefits	370,300
27	Travel	1,000

1	Other operational expenses	30,400
2	Subtotal - administrative hearings	401,700
3	Automated data processing	2,053,400
4	Central operations	
5	Salaries and fringe benefits--63.0 FTE positions	5,229,400
6	Travel	210,300
7	Other operational expenses	1,178,600
8	Subtotal - central operations	6,618,300
9	Environmental support projects	5,000,000
10	Executive direction	
11	Salaries and fringe benefits--9.0 FTE positions	1,734,400
12	Travel	53,400
13	Other operational expenses	362,800
14	Subtotal - executive direction	2,150,600
15	Human resource optimization user charges	59,100
16	Office of the Great Lakes	
17	Salaries and fringe benefits--7.0 FTE positions	624,400
18	Travel	13,300
19	Other operational expenses	308,200
20	Subtotal - office of the Great Lakes	945,900
21	Building occupancy charges	7,850,900
22	Rent - privately owned property	<u>2,066,900</u>
23	GROSS APPROPRIATION	\$ 27,629,400
24	Appropriated from:	
25	Interdepartmental grant revenues:	
26	IDT, interdivisional charges	2,053,400
27	IDT, laboratory services	488,700

1	Federal revenues:	
2	DOI, federal.....	150,900
3	EPA, multiple.....	262,500
4	Special revenue funds:	
5	Aboveground storage tank fees.....	88,200
6	Air emissions fees.....	848,000
7	Campground fund.....	17,700
8	Clean Michigan initiative - administration.....	179,700
9	Cleanup and redevelopment fund.....	1,368,400
10	Environmental education fund.....	203,700
11	Environmental pollution prevention fund.....	62,600
12	Environmental protection fund.....	50,400
13	Environmental response fund.....	1,239,000
14	Fees and collections.....	50,100
15	Financial instruments.....	5,000,000
16	Great Lakes protection fund.....	547,100
17	Groundwater discharge permit fees.....	119,700
18	Hazardous materials transportation permit fund.....	15,000
19	Land and water permit fees.....	111,200
20	Medical waste emergency response fund.....	20,000
21	NPDES fees.....	319,600
22	Oil and gas regulatory fund.....	1,623,000
23	Public swimming pool fund.....	31,000
24	Public utility assessments.....	32,200
25	Public water supply fees.....	542,100
26	Refined petroleum fund.....	4,447,400
27	Retired engineers technical assistance fund.....	25,700

1	Scrap tire regulatory fund	122,800
2	Settlement funds	863,600
3	Sewage sludge land application fee	38,700
4	Solid waste program fees	139,300
5	Stormwater permit fees	220,700
6	Underground storage tank fees	275,800
7	Waste reduction fee revenue	259,700
8	Wastewater operator training fees	12,900
9	Water analysis fees	123,600
10	Water use reporting fees	8,300
11	State general fund/general purpose	\$ 5,666,700
12	Sec. 103. AIR QUALITY	
13	Full-time equated classified positions	242.0
14	Air quality programs	
15	Salaries and fringe benefits--242.0 FTE positions	\$ 20,334,700
16	Travel	420,300
17	Other operational expenses	2,581,400
18	Subtotal - air quality programs	<u>23,336,400</u>
19	GROSS APPROPRIATION	\$ 23,336,400
20	Appropriated from:	
21	Federal revenues:	
22	EPA, multiple	5,558,500
23	Special revenue funds:	
24	Air emissions fees	11,060,300
25	Environmental response fund	98,900
26	Fees and collections	380,000
27	Oil and gas regulatory fund	100,000

1	Refined petroleum fund.....		2,652,000
2	State general fund/general purpose	\$	3,486,700
3	Sec. 104. ENVIRONMENTAL SCIENCE AND SERVICES		
4	Full-time equated classified positions.....		184.0
5	Environmental services		
6	Salaries and fringe benefits--27.5 FTE positions	\$	2,653,400
7	Travel.....		38,800
8	Other operational expenses		427,300
9	Subtotal - environmental services		3,119,500
10	Laboratory services		
11	Salaries and fringe benefits--68.0 FTE positions		4,659,800
12	Travel.....		51,900
13	Other operational expenses		1,843,200
14	Subtotal - laboratory services		6,554,900
15	Municipal assistance		
16	Salaries and fringe benefits--35.5 FTE positions		2,078,500
17	Travel.....		47,000
18	Other operational expenses		2,992,400
19	Subtotal - municipal assistance		5,117,900
20	Pollution prevention and technical assistance		
21	Salaries and fringe benefits--53.0 FTE positions		3,014,500
22	Travel.....		87,700
23	Other operational expenses		1,846,800
24	Subtotal - pollution prevention and technical		
25	assistance		4,949,000
26	Pollution prevention outreach		300,000
27	Retired engineers technical assistance program		1,474,300

1	Revitalization revolving loan program	<u>1,000,000</u>
2	GROSS APPROPRIATION	\$ 22,515,600
3	Appropriated from:	
4	Interdepartmental grant revenues:	
5	IDT, laboratory services	3,367,000
6	Federal revenues:	
7	DOC-NOAA, federal	333,200
8	EPA, brownfield cleanup revolving loan fund	1,000,000
9	EPA, multiple	3,260,000
10	Special revenue funds:	
11	Private funds	300,000
12	Air emissions fees	712,700
13	Clean Michigan initiative - administration	164,000
14	Environmental protection fund	64,700
15	Environmental response fund	625,300
16	Laboratory data quality recognition fund	15,400
17	Public water supply fees	237,300
18	Retired engineers technical assistance fund	1,474,300
19	Settlement funds	220,100
20	Stormwater permit fees	91,200
21	Strategic water quality initiatives fund	210,700
22	Waste reduction fee revenue	4,127,400
23	Wastewater operator training fees	164,500
24	Water analysis fees	3,121,900
25	Water pollution control revolving fund	2,282,100
26	State general fund/general purpose	\$ 743,800
27	Sec. 105. OFFICE OF GEOLOGICAL SURVEY	

1	Full-time equated classified positions.....	68.0	
2	Coal and sand dune management		
3	Salaries and fringe benefits--3.0 FTE positions	\$	145,400
4	Travel.....		19,500
5	Other operational expenses		447,400
6	Subtotal - coal and sand dune management		612,300
7	Metallic mine reclamation		
8	Salaries and fringe benefits--1.0 FTE positions		63,600
9	Travel.....		2,200
10	Other operational expenses		3,600
11	Subtotal - metallic mine reclamation		69,400
12	Mineral wells management		
13	Salaries and fringe benefits--3.0 FTE positions		185,500
14	Travel.....		7,000
15	Other operational expenses		38,700
16	Subtotal - mineral wells management		231,200
17	Nonferrous metallic mining		
18	Salaries and fringe benefits--2.0 FTE positions		140,000
19	Travel.....		10,000
20	Other operational expenses		50,000
21	Subtotal - nonferrous metallic mining		200,000
22	Orphan well		
23	Salaries and fringe benefits--2.0 FTE positions		238,500
24	Travel.....		29,800
25	Other operational expenses		1,761,300
26	Subtotal - orphan well		2,029,600
27	Services to oil and gas		

1	Salaries and fringe benefits--57.0 FTE positions	5,183,000
2	Travel.....	271,100
3	Other operational expenses	1,581,200
4	Subtotal - services to oil and gas	<u>7,035,300</u>
5	GROSS APPROPRIATION.....	\$ 10,177,800
6	Appropriated from:	
7	Federal revenues:	
8	DOI, federal.....	418,300
9	Special revenue funds:	
10	Metallic mining surveillance fee revenue	69,400
11	Mineral well regulatory fee revenue	231,200
12	Nonferrous metallic mineral surveillance	200,000
13	Oil and gas regulatory fund.....	6,922,600
14	Orphan well fund.....	2,029,600
15	Publication revenue	112,700
16	Sand extraction fee revenue	194,000
17	State general fund/general purpose	\$ 0
18	Sec. 106. LAND AND WATER MANAGEMENT	
19	Full-time equated classified positions.....	129.0
20	Program direction	
21	Salaries and fringe benefits--8.0 FTE positions	\$ 792,900
22	Travel.....	5,600
23	Other operational expenses	106,000
24	Subtotal - program direction	904,500
25	Field permitting and project assistance	
26	Salaries and fringe benefits--72.0 FTE positions	4,428,200
27	Travel.....	249,300

1	Other operational expenses	574,600
2	Subtotal - field permitting and project assistance ...	5,252,100
3	Great Lakes shorelands	
4	Salaries and fringe benefits--28.0 FTE positions	1,900,900
5	Travel	35,400
6	Other operational expenses	174,900
7	Subtotal - Great Lakes shorelands	2,111,200
8	Water management	
9	Salaries and fringe benefits--21.0 FTE positions	2,334,300
10	Travel	54,900
11	Other operational expenses	342,100
12	Subtotal - water management	<u>2,731,300</u>
13	GROSS APPROPRIATION	\$ 10,999,100
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDG, Michigan transportation fund	908,100
17	Federal revenues:	
18	DHS, federal	935,500
19	DOC-NOAA, federal	1,389,700
20	EPA, multiple	967,100
21	Special revenue funds:	
22	Land and water permit fees	3,286,000
23	State general fund/general purpose	\$ 3,512,700
24	Sec. 107. REMEDIATION AND REDEVELOPMENT	
25	Full-time equated classified positions	297.5
26	Contaminated site investigation, cleanup, and	
27	revitalization	

1	Salaries and fringe benefits--230.5 FTE positions	\$	18,596,500
2	Travel.....		557,000
3	Other operational expenses.....		2,548,700
4	Subtotal - contaminated site investigation, cleanup,		
5	and revitalization.....		21,702,200
6	Federal cleanup project management		
7	Salaries and fringe benefits--67.0 FTE positions		6,377,400
8	Travel.....		172,500
9	Other operational expenses.....		1,336,800
10	Subtotal - federal cleanup project management		7,886,700
11	Emergency cleanup actions.....		4,000,000
12	Refined petroleum product cleanup program.....		22,000,000
13	State cleanup 451.....		2,500,000
14	Superfund cleanup.....		4,000,000
15	White Lake, Muskegon County nutrient study.....		<u>36,000</u>
16	GROSS APPROPRIATION.....	\$	62,124,900
17	Appropriated from:		
18	Federal revenues:		
19	DHHS, federal.....		4,500
20	DOD, federal.....		498,300
21	EPA, multiple.....		9,168,100
22	Special revenue funds:		
23	Private funds.....		150,000
24	Clean Michigan initiative - administration.....		2,251,600
25	Cleanup and redevelopment fund.....		13,307,300
26	Environmental protection fund.....		500,000
27	Environmental response fund.....		8,462,500

1	Landfill maintenance trust fund	52,100
2	Refined petroleum fund	26,319,000
3	Settlement funds	1,411,500
4	State general fund/general purpose	\$ 0
5	Sec. 108. WASTE AND HAZARDOUS MATERIALS	
6	Full-time equated classified positions	183.5
7	Aboveground storage tank program	
8	Salaries and fringe benefits--8.0 FTE positions	\$ 535,700
9	Travel	41,500
10	Other operational expenses	129,000
11	Subtotal - aboveground storage tank program	706,200
12	Hazardous waste management program	
13	Salaries and fringe benefits--61.0 FTE positions	4,699,000
14	Travel	70,000
15	Other operational expenses	1,283,900
16	Subtotal - hazardous waste management program	6,052,900
17	Low-level radioactive waste authority	
18	Salaries and fringe benefits--2.0 FTE positions	170,400
19	Travel	5,100
20	Other operational expenses	594,700
21	Subtotal - low-level radioactive waste authority	770,200
22	Medical waste program	230,400
23	Radiological protection program	
24	Salaries and fringe benefits--16.5 FTE positions	949,500
25	Travel	31,700
26	Other operational expenses	373,100
27	Subtotal - radiological protection program	1,354,300

1	Scrap tire regulatory program	
2	Salaries and fringe benefits--11.0 FTE positions	874,800
3	Travel.....	22,000
4	Other operational expenses	88,400
5	Subtotal - scrap tire regulatory program	985,200
6	Solid waste management program	
7	Salaries and fringe benefits--50.0 FTE positions	3,837,600
8	Travel.....	97,900
9	Other operational expenses	288,700
10	Subtotal - solid waste management program	4,224,200
11	Underground storage tank program	
12	Salaries and fringe benefits--35.0 FTE positions	2,213,900
13	Travel.....	133,800
14	Other operational expenses	1,944,500
15	Subtotal - underground storage tank program	<u>4,292,200</u>
16	GROSS APPROPRIATION	\$ 18,615,600
17	Appropriated from:	
18	Interdepartmental grant revenues:	
19	IDG-MDSP	690,100
20	Federal revenues:	
21	EPA, multiple	3,857,100
22	Special revenue funds:	
23	Aboveground storage tank fees	706,200
24	Environmental pollution prevention fund	1,777,100
25	Hazardous materials transportation permit fund	203,800
26	Medical waste emergency response fund	230,400
27	Public utility assessments	770,200

1	Scrap tire regulatory fund	985,200
2	Solid waste program fees	4,155,200
3	Underground storage tank fees	4,039,200
4	Waste reduction fee revenue	69,000
5	State general fund/general purpose	\$ 1,132,100
6	Sec. 109. WATER	
7	Full-time equated classified positions	362.2
8	Aquifer protection program	
9	Salaries and fringe benefits	\$ 180,000
10	Travel	5,000
11	Other operational expenses	215,000
12	Subtotal - aquifer protection program	400,000
13	Drinking water and environmental health	
14	Salaries and fringe benefits--114.2 FTE positions	10,684,700
15	Travel	278,700
16	Other operational expenses	5,159,000
17	Subtotal - drinking water and environmental health ...	16,122,400
18	Fish contaminant monitoring	316,100
19	Groundwater discharge	
20	Salaries and fringe benefits--22.0 FTE positions	1,703,800
21	Travel	48,000
22	Other operational expenses	216,800
23	Subtotal - groundwater discharge	1,968,600
24	NPDES nonstormwater program	
25	Salaries and fringe benefits--121.4 FTE positions	8,910,800
26	Travel	185,000
27	Other operational expenses	1,161,300

1	Subtotal - NPDES nonstormwater program	10,257,100
2	Sewage sludge land application program	
3	Salaries and fringe benefits--6.5 FTE positions	623,200
4	Travel.....	26,600
5	Other operational expenses	150,200
6	Subtotal - sewage sludge land application program	800,000
7	Surface water	
8	Salaries and fringe benefits--98.1 FTE positions	10,004,200
9	Travel.....	272,000
10	Other operational expenses	5,100,600
11	Subtotal - surface water.....	<u>15,376,800</u>
12	GROSS APPROPRIATION.....	\$ 45,241,000
13	Appropriated from:	
14	Federal revenues:	
15	EPA, multiple.....	18,456,300
16	Special revenue funds:	
17	Aquifer protection revolving fund.....	400,000
18	Campground fund.....	224,400
19	Clean Michigan initiative - administration	574,300
20	Clean Michigan initiative - clean water fund	3,187,100
21	Environmental response fund.....	158,000
22	Fees and collections.....	135,800
23	Groundwater discharge permit fees	1,836,900
24	Land and water permit fees.....	454,500
25	Manufactured housing commission fees	633,300
26	NPDES fees.....	3,118,100
27	Public swimming pool fund.....	510,700

1	Public water supply fees		2,167,900
2	Refined petroleum fund		825,700
3	Saginaw Bay and River restoration revenue		165,300
4	Septage waste contingency fund		35,600
5	Septage waste license fees		545,400
6	Sewage sludge land application fee		800,000
7	Soil erosion and sedimentation control training fund .		108,300
8	Stormwater permit fees		2,555,700
9	Water pollution control revolving fund		631,400
10	Water use reporting fees		129,700
11	State general fund/general purpose	\$	7,586,600
12	Sec. 110. CRIMINAL INVESTIGATIONS		
13	Full-time equated classified positions	22.0	
14	Environmental investigations		
15	Salaries and fringe benefits--22.0 FTE positions	\$	1,715,000
16	Travel		27,100
17	Other operational expenses		705,500
18	Subtotal - environmental investigations		<u>2,447,600</u>
19	GROSS APPROPRIATION	\$	2,447,600
20	Appropriated from:		
21	Federal revenues:		
22	DHS, federal		520,300
23	EPA, multiple		143,800
24	Special revenue funds:		
25	Environmental response fund		123,600
26	Oil and gas regulatory fund		339,200
27	Scrap tire regulatory fund		266,100

1	State general fund/general purpose	\$	1,054,600
2	Sec. 111. GRANTS		
3	Coastal management grants	\$	2,000,000
4	Federal - Great Lakes remedial action plan grants		700,000
5	Federal - nonpoint source water pollution grants		6,500,000
6	Grants to counties--air pollution		83,700
7	Radon grants		90,000
8	Water pollution control and drinking water revolving		
9	fund		113,053,500
10	Drinking water revolving fund implementation		1,330,000
11	Great Lakes research and protection grants		2,000,000
12	Household hazardous waste collection program		50,000
13	Local health department operations		10,472,500
14	Noncommunity water grants		1,400,000
15	Pollution prevention local grants		250,000
16	Septage waste compliance grants		1,525,000
17	Scrap tire grants		4,500,000
18	Volunteer river, stream, and creek cleanup		<u>25,000</u>
19	GROSS APPROPRIATION	\$	143,979,700
20	Appropriated from:		
21	Interdepartmental grant revenues		
22	IDG-MDCH, local public health operations		10,472,500
23	Federal revenues:		
24	DOC-NOAA, federal		1,700,000
25	EPA, multiple		93,920,000
26	Special revenue funds:		
27	Clean Michigan initiative - pollution prevention		

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1	activities	50,000
2	Community pollution prevention fund	250,000
3	Great Lakes protection fund	2,000,000
4	Public water supply fees	1,400,000
5	Refined petroleum fund	83,700
6	Revolving loan revenue bonds	11,400,000
7	Scrap tire regulatory fund	4,500,000
8	Septage waste license fees	1,525,000
9	Strategic water quality initiatives fund	9,800,000
10	Water quality protection fund	25,000
11	State general fund/general purpose	\$ 6,853,500
12	Sec. 112. INFORMATION TECHNOLOGY	
13	Information technology services and projects	\$ <<6,896,700>>
14	GROSS APPROPRIATION	\$ <<6,896,700>>
15	Appropriated from:	
16	Interdepartmental grant revenues	
17	IDG, Michigan transportation fund	51,300
18	Federal revenues:	
19	DHS, federal	17,300
20	DOC-NOAA, federal	83,300
21	DOD, federal	9,900
22	DOI, federal	5,800
23	EPA, multiple	1,402,300
24	Special revenue funds:	
25	Air emissions fees	498,900
26	Cleanup and redevelopment fund	1,098,900
27	Environmental response fund	516,800

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1	Land and water permit fees	109,400
2	Oil and gas regulatory fund	675,500
3	Public utility assessments	4,200
4	Public water supply fees	271,900
5	Scrap tire regulatory fund	83,400
6	Settlement funds	511,600
7	Solid waste program fees	61,500
8	Underground storage tank fees	178,200
9	Waste reduction fee revenue	215,800
10	Water analysis fees	159,300
11	Water pollution control revolving fund	136,700
12	State general fund/general purpose	\$ <<804,700>>

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2005-2006 is <<\$211,420,000.00>> and state spending from state resources to be paid to local units of government for fiscal year 2005-2006 is \$5,988,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF ENVIRONMENTAL QUALITY

WASTE AND HAZARDOUS MATERIALS

25	Radiological protection program	\$	25,000
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1 GRANTS

2	Drinking water grants	\$	1,330,000
3	Grants to counties - air pollution		83,700
4	Household hazardous waste collection program		50,000
5	Noncommunity water grants		1,400,000
6	Scrap tire grants		1,575,000
7	Septage waste compliance program		<u>1,525,000</u>
8	TOTAL	\$	5,988,700

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

12 Sec. 203. As used in this act:

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

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

17 (c) "DHS" means the United States department of homeland
 18 security.

19 (d) "DHHS" means the United States department of health and
 20 human services.

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

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

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

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

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

1 (j) "FTE" means full-time equated.

2 (k) "IDG" means interdepartmental grant.

3 (l) "IDT" means intradepartmental transfer.

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

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

6 (o) "MI" means Michigan.

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

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

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

21 (2) The state budget director shall grant exceptions to the
22 hiring freeze described in subsection (1) when the state budget
23 director believes that the hiring freeze will result in rendering a
24 state department or agency unable to deliver basic services, cause
25 a loss of revenue to the state, result in the inability of the
26 state to receive federal funds, or would necessitate additional
27 expenditures that exceed any savings from maintaining a vacancy.

1 The state budget director shall report quarterly to the
2 chairpersons of the senate and house of representatives standing
3 committees on appropriations the number of exceptions to the hiring
4 freeze approved during the previous quarter and the reasons to
5 justify the exception.

6 Sec. 206. The department shall use the Internet to fulfill the
7 reporting requirements of this act. This may include transmission
8 of reports via electronic mail to the recipients identified for
9 each reporting requirement or it may include placement of reports
10 on an Internet or Intranet site.

11 Sec. 207. The departments and state agencies receiving
12 appropriations under this act shall receive and retain copies of
13 all reports funded from appropriations in part 1. These departments
14 and state agencies shall follow federal and state guidelines for
15 short-term and long-term retention of these reports. To the extent
16 consistent with federal and state guidelines, the requirements of
17 this section are satisfied if the reports funded from
18 appropriations in part 1 are retained in electronic format.

19 Sec. 208. By February 15, 2006, the department shall provide
20 the state budget director, the subcommittees on natural resources
21 and environmental quality of the senate and house appropriations
22 committees, and the senate and house fiscal agencies with an annual
23 report on restricted fund balances, projected revenues, and
24 expenditures for the fiscal years ending September 30, 2005 and
25 September 30, 2006.

26 Sec. 209. (1) From funds appropriated under part 1, the
27 department shall prepare a report that lists all of the following

1 regarding grant or loan or grant and loan programs administered by
2 the department for the fiscal year ending September 30, 2006:

3 (a) The name of each program.

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

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

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

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

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

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

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

20 (2) The reports required under this section shall be submitted
21 to the state budget office, the senate and house appropriations
22 committees, and senate and house fiscal agencies by January 1,
23 2006.

24 Sec. 210. The department shall notify the legislature and
25 shall provide a public meeting and public comment opportunity with
26 respect to any request received by the state of Michigan to divert
27 water from the Great Lakes pursuant to the water resources

1 development act of 1986, Public Law 99-662, 100 Stat. 4082.

2 Sec. 211. (1) The department shall report all of the following
3 information relative to allocations made from appropriations for
4 the environmental cleanup and redevelopment program, state cleanup,
5 emergency actions, superfund cleanup, the revitalization revolving
6 loan program, the brownfield grants and loans program, the leaking
7 underground storage tank cleanup program, the contaminated lake and
8 river sediments cleanup program, and the environmental protection
9 bond projects under section 19508(7) of the natural resources and
10 environmental protection act, 1994 PA 451, MCL 324.19508, to the
11 state budget director, the senate and house appropriations
12 subcommittees on environmental quality, and the senate and house
13 fiscal agencies:

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

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

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

19 (d) The estimated date that site closure activities will be
20 completed.

21 (e) The amount of the allocation, or the anticipated financing
22 for the site.

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

25 (g) The number of sites that would qualify as brownfields that
26 were redeveloped.

27 (2) The report prepared under subsection (1) shall also

1 include all of the following:

2 (a) The status of all state-owned facilities that are on the
3 list compiled under part 201 of the natural resources and
4 environmental protection act, 1994 PA 451, MCL 324.20101 to
5 324.20142.

6 (b) The report shall include the total amount of funds
7 expended during the fiscal year and the total amount of funds
8 awaiting expenditure.

9 (c) The total amount of bonds issued for the environmental
10 protection bond program pursuant to part 193 of the natural
11 resources and environmental protection act, 1994 PA 451, MCL
12 324.19301 to 324.19306, and bonds issued pursuant to the clean
13 Michigan initiative act, 1998 PA 284, MCL 324.95101 to 324.95108.

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

16 Sec. 212. (1) The department of environmental quality is
17 authorized to expend amounts remaining from the current and prior
18 fiscal year appropriations to meet funding needs of legislatively
19 approved sites for the environmental cleanup and redevelopment
20 program and the leaking underground storage tank cleanup program.

21 (2) Unexpended and unencumbered amounts remaining from
22 appropriations from the environmental protection bond fund
23 contained in 2003 PA 173, are appropriated for expenditure for any
24 site listed in this act and any site listed in the public acts
25 referenced in this section.

26 (3) Unexpended and unencumbered amounts remaining from
27 appropriations from the cleanup and redevelopment fund and

1 unclaimed bottle deposits fund contained in 2003 PA 171, 2003 PA
2 173, 2003 PA 237, and 2004 PA 350 are appropriated for expenditure
3 for any site listed in this act and any site listed in the public
4 acts referenced in this section.

5 (4) Unexpended and unencumbered amounts remaining from
6 appropriations from the clean Michigan initiative fund - response
7 activities contained in 2000 PA 52, 2001 PA 120, 2003 PA 173, 2003
8 PA 237, 2004 PA 309, 2004 PA 350, and 2005 PA 11 are appropriated
9 for expenditure for any site listed in this act and any site listed
10 in the public acts referenced in this section.

11 (5) Unexpended and unencumbered amounts remaining from
12 appropriations from the environmental protection fund contained in
13 2001 PA 43, 2002 PA 520, 2003 PA 171, and 2004 PA 350 are
14 appropriated for expenditure for any site listed in this act and
15 any site listed in the public acts referenced in this section.

16 Sec. 213. Of the money appropriated from the environmental
17 education fund in part 1, \$5,000.00 shall be allocated to Michigan
18 State University Extension Service - 4-H Youth Programs to fund the
19 Michigan Youth Conservation Council.

20 Sec. 214. From the funds appropriated in part 1 for
21 information technology, departments and agencies shall pay user
22 fees to the department of information technology for technology-
23 related services and projects. These user fees shall be subject to
24 provisions of an interagency agreement between the department and
25 the department of information technology.

26 Sec. 215. Amounts appropriated in part 1 for information
27 technology may be designated as work projects and carried forward

1 to support department of environmental quality technology projects
2 under the direction of the department of information technology.
3 Funds designated in this manner are not available for expenditure
4 until approved as work projects under section 451a of the
5 management and budget act, 1984 PA 431, MCL 18.1451a.

6 Sec. 216. (1) Due to the current budgetary problems in this
7 state, out-of-state travel for the fiscal year ending September 30,
8 2006 shall be limited to situations in which 1 or more of the
9 following conditions apply:

10 (a) The travel is required by legal mandate or court order or
11 for law enforcement purposes.

12 (b) The travel is necessary to protect the health or safety of
13 Michigan citizens or visitors or to assist other states in similar
14 circumstances.

15 (c) The travel is necessary to produce budgetary savings or to
16 increase state revenues, including protecting existing federal
17 funds or securing additional federal funds.

18 (d) The travel is necessary to comply with federal
19 requirements.

20 (e) The travel is necessary to secure specialized training for
21 staff that is not available within this state.

22 (f) The travel is financed entirely by federal or nonstate
23 funds.

24 (2) If out-of-state travel is necessary but does not meet 1 or
25 more of the conditions in subsection (1), the state budget director
26 may grant an exception to allow the travel. Any exceptions granted
27 by the state budget director shall be reported on a monthly basis

1 to the house and senate appropriations committees.

2 (3) Not later than January 1 of each year, each department
3 shall prepare a travel report listing all travel by classified and
4 unclassified employees outside this state in the immediately
5 preceding fiscal year that was funded in whole or in part with
6 funds appropriated in the department's budget. The report shall be
7 submitted to the chairs and members of the house and senate
8 appropriations committees, the fiscal agencies, and the state
9 budget director. The report shall include the following
10 information:

11 (a) The name of each person receiving reimbursement for travel
12 outside this state or whose travel costs were paid by this state.

13 (b) The destination of each travel occurrence.

14 (c) The dates of each travel occurrence.

15 (d) A brief statement of the reason for each travel
16 occurrence.

17 (e) The transportation and related costs of each travel
18 occurrence, including the proportion funded with state general
19 fund/general purpose revenues, the proportion funded with state
20 restricted revenues, the proportion funded with federal revenues,
21 and the proportion funded with other revenues.

22 (f) A total of all out-of-state travel funded for the
23 immediately preceding fiscal year.

24 Sec. 217. Funds appropriated in part 1 shall not be used for
25 the purchase of foreign goods or services, or both, if
26 competitively priced and comparable quality American goods or
27 services, or both, are available. Preference should be given to

1 goods or services, or both, manufactured or provided by Michigan
2 businesses if they are competitively priced and of comparable
3 quality.

4 Sec. 218. The department shall collaborate with the statewide
5 public advisory council, local advisory councils, the United States
6 environmental protection agency, and other appropriate federal
7 agencies, the department of natural resources, and other
8 appropriate parties to develop a long-term strategy to restore and
9 formally remove Michigan's Great Lakes areas of concern from the
10 federal listing. Among other information, the strategy should
11 include a list of cleanup, source control, monitoring, and
12 assessment activities eligible for funding under the federal Great
13 Lakes legacy act; their estimated cost; options for meeting any
14 nonfederal funding match requirements for these activities,
15 including recommendations for changes to existing appropriations
16 and program expenditures to qualify as matching funds for federal
17 grant programs; a description of the optimum staffing level for the
18 areas of concern program and available funding options; and a
19 description of the department's role in seeking the formal removal
20 of areas of concern, or specific beneficial use impairments, from
21 the federal list, including minimum cleanup goals for identified
22 impairments based on applicable state and federal regulatory
23 standards and the monitoring programs available for assessing
24 progress in achieving those goals. In addition, the department
25 shall strive to apply for an equitable share of federal funding and
26 technical assistance available to support the area of concern
27 program and strive to provide the funds needed to meet nonfederal

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1 funding requirements.

2 Sec. 219. The department shall not take disciplinary action
3 against an employee for communicating with a member of the
4 legislature or his or her staff.

<<Sec. 220. The department shall annually report to the state
budget director, the senate and house appropriations committees, and the
senate and house fiscal agencies an accounting of all civil and criminal
fine revenue collected during the year. That report shall include the
total amount of fines and penalties assessed and collected by program
area and a 3-year comparison of fines assessed.>>

5 AIR QUALITY

6 Sec. 401. The department shall report quarterly, via the
7 department's Internet website, on air quality program expenditures
8 and revenues. The report shall include expenditures and revenues by
9 fund source and by program function.

10 ENVIRONMENTAL SCIENCE AND SERVICES

11 Sec. 501. By July 1, 2006, the department shall prepare and
12 submit a report to the state budget director, the legislature, the
13 chairs of the standing committees of the senate and house of
14 representatives with primary responsibility for issues related to
15 natural resources and the environment, and the chairs of the
16 subcommittees of the senate and house appropriations committees
17 with primary responsibility for appropriations for the department
18 of environmental quality, outlining the implementation of the Great
19 Lakes water quality bond provided for in part 197 of the natural
20 resources and environmental protection act, 1994 PA 451, MCL
21 324.19701 to 324.19708, including, but not limited to, the amount
22 of bonds issued and the date they were issued, the number of
23 applications received for loans from the state water pollution
24 control revolving fund created in section 16a of the shared credit
25 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 leveraged from bond proceeds, and the remaining bond proceeds and bond authorization.

GEOLOGICAL AND LAND MANAGEMENT

Sec. 601. The department may waive permit fees for nonprofit organizations conducting approved stream habitat improvement projects.

REMEDICATION AND REDEVELOPMENT

Sec. 701. The unexpended funds appropriated in part 1 for emergency cleanup actions are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

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

(b) The projects will be accomplished by contract.

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

(d) The tentative completion date is September 30, 2010.

Sec. 702. The appropriation in part 1 for the refined petroleum product cleanup program shall not be expended until a

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list of project sites is enacted into law following the issuance of cleanup program recommendations from the refined petroleum cleanup advisory council.

Sec. 703. From funds appropriated in part 1 for activities related to cleanup sites under part 201 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to 324.20142, the department shall incorporate into remedial action plans area-wide or site-specific cleanup criteria derived from peer-reviewed risk assessment based on bioavailability studies, site-specific human exposure data, and any other scientifically based risk assessment studies that are available and relevant.

WASTE AND HAZARDOUS MATERIALS

Sec. 801. The department shall notify the members of the senate and house of representatives of the appropriate district at least 48 hours in advance of a departmental order which suspends or red tags any wholesale or retail sale of petroleum products.

<<Sec. 802. The department shall annually report to the city of Romulus the various impacts of the proposed deep well injection facility.>>

WATER

Sec. 901. By February 1, 2006, 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

1 summary of how the appropriations in part 1 for NPDES nonstormwater
2 program were used for the various permissible uses of the fund and
3 shall include specific information on all of the following:

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

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

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

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

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

20 Sec. 902. Of the funds appropriated in part 1 for safe
21 drinking water assistance activities under part 54 of the natural
22 resources and environmental protection act, 1994 PA 451, MCL
23 324.5401 to 324.5418, the department shall allocate the full 2%
24 available for technical assistance under 42 USC 300j-12.

25 Sec. 903. Funds appropriated in part 1 shall not be used to
26 support the development of, or activities that promote the
27 development of, guidelines, rules, standards, protocols, or other

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similar mandates that regulate, permit, monitor, or otherwise control the quantity of groundwater use. The department shall notify the chairs of the senate and house of representatives appropriations standing committees and the chairs of the senate and house of representatives appropriations subcommittees on environmental quality prior to convening a work group, holding a public hearing, or submitting proposed administrative rules to the legislature regarding rules, policies, guidelines, or procedures that regulate, permit, monitor, or otherwise control the quantity of groundwater use. The notification shall include the date, time, and location of any meeting or action.

<<Sec. 904. From the funds appropriated in part 1, the department shall not implement or enforce administrative rules, policies, guidelines, or procedures that require a person to obtain a national pollutant discharge elimination system permit if the person has not been found by the department to have a regulated discharge of pollutants into waters of the state.>>

CRIMINAL INVESTIGATIONS

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

GRANTS

Sec. 1101. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

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