

Act No. 297
Public Acts of 2005
Approved by the Governor*
December 19, 2005
Filed with the Secretary of State
December 20, 2005
EFFECTIVE DATE: December 20, 2005

*Item Vetoes

Sec. 155. DEPARTMENT OF STATE POLICE
(2) DEPARTMENTWIDE APPROPRIATIONS

Public safety grants to counties for 2006 super bowl and 2005 major league baseball all-star games appropriated by 2005 PA 200	\$ (1,000,000)	(Pages 8-9)
Public safety grants to Oakland and Macomb counties for 2005 major league baseball all-star game and Super Bowl XL security services...	\$ 1,000,000	(Pages 8-9)

Sec. 165. DEPARTMENT OF ENVIRONMENTAL QUALITY
(2) REMEDIATION AND REDEVELOPMENT

Little Black Creek site assessment: state match	\$ 35,000	(Page 10)
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Sec. 1651.

Entire Section. (Page 18)

Sec. 1751.

Entire Section. (Page 18)

**STATE OF MICHIGAN
93RD LEGISLATURE
REGULAR SESSION OF 2005**

Introduced by Senator Johnson

ENROLLED SENATE BILL No. 236

AN ACT to provide for a capital outlay program; to set forth the provisions for its implementation within the budgetary process; to make appropriations for planning and construction at state institutions and the acquisition of land; to provide for the elimination of fire hazards at the institutions; to provide for certain special maintenance, remodeling, alteration, renovation, or demolition of and additions to projects at state institutions; to provide for elimination of occupational safety and health hazards at state agencies and institutions; to provide for the award of contracts; to provide for expenditures under the supervision of the director of the department of management and budget and the state administrative board; to make, supplement, and adjust appropriations for various state departments and agencies for the fiscal years ending September 30, 2005 and September 30, 2006; and to provide for the expenditure of the appropriations.

The People of the State of Michigan enact:

PART 1

**LINE-ITEM APPROPRIATIONS FOR CAPITAL OUTLAY FOR
FISCAL YEAR 2005-2006**

Sec. 101. There is appropriated for various state departments and agencies and capital outlay for the fiscal year ending September 30, 2006, from the following funds:

APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	228,304,700
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		2,000,000
ADJUSTED GROSS APPROPRIATION	\$	226,304,700
Total federal revenues		155,382,600
Total local revenues		20,784,200
Total private revenues		0
Total state restricted revenues		45,736,000
State general fund/general purpose	\$	4,401,900

Sec. 102. DEPARTMENT OF AGRICULTURE

Farmland and open space development acquisition	\$	7,500,000
GROSS APPROPRIATION	\$	7,500,000

Appropriated from:	
Federal revenues:	
DAG, multiple grants.....	\$ 2,500,000
Special revenue funds:	
Agriculture preservation fund	5,000,000
State general fund/general purpose	\$ 0

Sec. 103. DEPARTMENT OF MANAGEMENT AND BUDGET

Lump-sum projects:	
Special maintenance, remodeling and additions:	
For state agencies special maintenance projects estimated to cost more than \$100,000 but less than \$1,000,000	\$ 2,000,000
Detroit zoological society	4,000,000
Chaldean community cultural center	300,000
Holocaust memorial museum.....	100,000
GROSS APPROPRIATION.....	\$ 6,400,000
Appropriated from:	
Interdepartmental grant revenues:	
IDG from building occupancy charges.....	2,000,000
Special revenue funds:	
State general fund/general purpose	\$ 4,400,000

Sec. 104. STATE BUILDING AUTHORITY FINANCED CONSTRUCTION PROJECTS

Department of corrections - Riverside correctional facility - power plant automation project - total project cost increase, originally authorized for design and construction in 2003 PA 193, the total authorized cost is increased from \$3,000,000 to \$4,500,000; the state building authority share is increased from \$2,999,900 to \$4,499,800; state general fund share is increased from \$100 to \$200 ..	\$ 100
Ferris State University - instructional resource center - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$8,500,000; state building authority share \$5,624,800; Ferris State University share \$2,875,000; state general fund share \$200).....	100
Grand Valley State University - Padnos College of Engineering - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$16,000,000; state building authority share \$11,999,800; Grand Valley State University share \$4,000,000; state general fund share \$200)	100
Michigan Technological University - general campus renovations - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$10,000,000; state building authority share \$7,499,800; Michigan Technological University share \$2,500,000; state general fund share \$200)	100
Michigan State University - chemistry building renovations/cooling towers - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$28,344,500; state building authority share \$19,999,800; Michigan State University share \$8,344,500; state general fund share \$200).....	100
Saginaw Valley State University - Pioneer hall renovations - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$16,000,000; state building authority share \$11,999,800; Saginaw Valley State University share \$4,000,000; state general fund share \$200)	100
University of Michigan - observatory lodge renovations - first of 3 components authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$11,500,000; state building authority share \$7,819,800; University of Michigan share \$3,680,000; state general fund share \$200).....	100
Western Michigan University - Brown Hall renovations/addition - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$14,800,000; state building authority share \$9,499,800; Western Michigan University share \$5,300,000; state general fund share \$200)..	100
Alpena Community College - instructional addition/renovation - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$3,335,000; state building authority share \$1,667,300; Alpena Community College share \$1,667,500; state general fund share \$200)..	100
Bay de Noc Community College - west campus facility - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$12,048,000; state building authority share \$5,874,100; Bay de Noc Community College share \$6,173,700; state general fund share \$200)	100

Jackson Community College - health program expansion and information commons - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$16,500,000; state building authority share \$7,499,800; Jackson Community College share \$9,000,000; state general fund share \$200)	\$	100
Lansing Community College - university center - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$11,000,000; state building authority share \$4,999,800; college share \$6,000,000; state general fund share \$200)		100
Macomb Community College - health science and technology - classroom building - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$12,000,000; state building authority share \$5,999,800; Macomb Community College share \$6,000,000; state general fund share \$200)		100
Mid Michigan Community College - science and technology center - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$16,475,000; state building authority share \$8,237,300; Mid Michigan Community College share \$8,237,500; state general fund share \$200)		100
Montcalm Community College - life science training facility - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$7,500,000; state building authority share \$2,999,800; Montcalm Community College share \$4,500,000; state general fund share \$200)		100
Northwestern Michigan College - Oleson center renovations - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$1,300,000; state building authority share \$649,800; Northwestern Michigan College share \$650,000; state general fund share \$200)..		100
Southwestern Michigan College - information technology center renovations - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$4,500,000; state building authority share \$2,249,800; Southwestern Michigan College share \$2,250,000; state general fund share \$200)		100
Washtenaw Community College - technical and industrial building renovations project - authorized for planning in 2005 PA 10, for design and construction (total authorized cost \$7,185,000; state building authority share \$2,999,800; Washtenaw Community College share \$4,185,000; general fund share \$200).....		100
Department of management and budget - state facility preservation projects - phase II (total authorized cost \$70,000,000; state building authority share \$69,999,900; state general fund share \$100)		100
State facility preservation projects - phase II - by priority:		
State facility security upgrades and system integration including access control		
State facility energy savings plan and conservation measures		
Lighting, heating, ventilation, air handling, ceilings, fire system, various facilities statewide		
Roof replacements, various facilities statewide		
Parking lots, drainage repairs, various facilities statewide		
Electrical improvements, various facilities statewide		
Fire detection and suppression systems, various locations statewide		
Elevator ADA compliance, various state office buildings		
Window systems, exterior repairs, various state office buildings		
Heating, ventilation, air conditioning upgrades, including distribution systems and boiler upgrades, various locations statewide		
Restroom ADA compliance, various state office buildings		
Miscellaneous repairs and system replacements		
GROSS APPROPRIATION.....	\$	1,900
Appropriated from:		
State general fund/general purpose	\$	1,900

Sec. 105. DEPARTMENT OF MILITARY AFFAIRS

Lump-sum projects:

For department of military affairs remodeling and additions and special maintenance projects ...	\$	5,000,000
Land acquisitions and appraisals statewide.....		200,000
Camp Grayling, multiple company headquarters buildings, phase II, for design and construction (total project cost \$37,000,000; federal share \$37,000,000)		18,500,000

		For Fiscal Year Ending Sept. 30, 2006
GROSS APPROPRIATION	\$	23,700,000
Appropriated from:		
Federal revenues:		
DOD, department of the army, national guard bureau		23,500,000
Special revenue funds:		
Armory construction fund		200,000
State general fund/general purpose	\$	0
Sec. 106. DEPARTMENT OF NATURAL RESOURCES		
(1) STATE PARKS		
State parks repair and maintenance	\$	2,000,000
Forest roads, bridges, and facilities		900,000
GROSS APPROPRIATION	\$	2,900,000
Appropriated from:		
Special revenue funds:		
State park improvement fund		2,000,000
Forest recreation fund		100,000
Forest development fund		800,000
State general fund/general purpose	\$	0
(2) WILDLIFE		
Statewide turkey habitat acquisition	\$	2,000,000
GROSS APPROPRIATION	\$	2,000,000
Appropriated from:		
Federal revenues:		
DOI, U.S. fish and wildlife service, Pittman-Robertson		1,000,000
Special revenue funds:		
Game and fish protection - turkey fund		1,000,000
State general fund/general purpose	\$	0
(3) WATERWAYS BOATING PROGRAM		
Boating program, state boating access projects:		
Crystal Lake, new site construction (total authorized cost \$1,400,000; state share \$1,400,000)	\$	600,000
Hamlin Lake, Ludington state park, dam repairs (total authorized cost \$1,700,000; state share \$500,000; federal share \$1,200,000)		1,700,000
Lake Minnawanna, Metamora-Hadley recreation area, dam repairs (total authorized cost \$600,000; state share \$375,000; federal share \$225,000)		600,000
Boating program, harbors and docks, state facilities:		
Cheboygan lock and dam repairs and improvements (total project cost \$2,610,200; state share \$652,600; federal share \$1,957,600)		2,610,200
Mackinaw City, new marina, state dock, phase II (total cost \$10,360,000; state share \$10,360,000)		5,735,000
Boating program, harbors and docks, local facilities:		
Arcadia, Manistee County, marina rehabilitation (total project cost \$1,000,000; state share \$500,000; local share \$500,000)		500,000
Charlevoix, Charlevoix County, marina expansion and upgrade (total project cost \$8,100,000; state share \$6,075,000; local share \$2,025,000)		5,075,000
Grand Haven, Ottawa County, dock replacement (total project cost \$1,000,000; state share \$500,000; local share \$500,000)		500,000
Leland, Leelanau County, marina rehabilitation and upgrade (total project cost \$3,500,000; state share \$1,750,000; local share \$1,750,000)		1,750,000
St. Clair, St. Clair County, marina rehabilitation and upgrade (total project cost \$4,500,000; federal share \$3,000,000; state share \$500,000; local share \$1,000,000)		500,000
GROSS APPROPRIATION	\$	19,570,200
Appropriated from:		
Federal revenues:		
DOI, U.S. fish and wildlife service, Dingell-Johnson		3,382,600
Special revenue funds:		
Michigan state waterways fund		16,187,600
State general fund/general purpose	\$	0

Sec. 107. DEPARTMENT OF TRANSPORTATION

STATE TRUNKLINE FUND

Department buildings and facilities:

Salt storage buildings and brine runoff control systems - contract agencies locations.....	\$	2,000,000
Construct, renovate, and/or replace salt storage buildings (Marshall garage \$400,000; Niles garage \$400,000; Covington storage shed \$300,000).....		1,100,000
Design and construct washbay additions at various maintenance garages locations		250,000
Equipment storage buildings, various maintenance garage locations		500,000
Cadillac transportation service center, originally authorized for construction in 2001 PA 45, project cost increase/scope change, total project cost is increased from \$1,000,000 to \$2,911,400; federal share is increased from \$0 to \$901,700; comprehensive transportation fund share is increased from \$0 to \$225,500; local share is increased from \$0 to \$784,200		784,200
Taylor, Wayne County, transportation service center construction cost increase (original total project cost in 2001 PA 45 is increased by \$600,000; new total project cost \$1,800,000)		600,000
Institutional and agency roads.....		750,000
Engadine, main garage building renovations		430,000
Southfield, metro region office renovations.....		200,000
Miscellaneous remodeling, additions, emergency maintenance.....		1,884,000
GROSS APPROPRIATION.....	\$	<u>8,498,200</u>

Appropriated from:

Special revenue funds:

State trunkline fund.....		7,714,000
Local revenues		784,200
State general fund/general purpose	\$	0

Sec. 108. DEPARTMENT OF TRANSPORTATION

AERONAUTICS FUND: AIRPORT PROGRAMS

Airport safety, protection, and improvement program	\$	<u>157,734,400</u>
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Adrian - Lenawee County airport
Allegan - Padgham field
Alma - Gratiot community airport
Alpena - Alpena County regional airport
Ann Arbor - Ann Arbor municipal airport
Atlanta - Atlanta municipal airport
Bad Axe - Huron County memorial airport
Baraga - new airport
Battle Creek - W.K. Kellogg airport
Bay City - James Clements airport
Bellaire - Antrim County airport
Benton Harbor - Southwest Michigan regional airport
Big Rapids - Roben-Hood airport
Cadillac - Wexford County airport
Caro - Tuscola area/Caro municipal airport
Charlevoix - Charlevoix municipal airport
Charlotte - Fitch H. Beach airport
Cheboygan - Cheboygan County airport
Clare - Clare municipal airport
Coldwater - Branch County airport
Detroit - Detroit city airport
Detroit - Detroit metropolitan airport, Wayne County airport
Detroit - Willow Run airport
Dowagiac - Cass County airport
Drummond Island - Drummond Island airport
East Tawas - East Tawas Iosco County airport
Escanaba - Delta County airport
Ewart - Ewart municipal airport
Flint - Bishop international airport
Frankfort - Frankfort Dow memorial airport

Fremont - Fremont municipal airport
Gaylord - Otsego County airport
Gladwin - Gladwin Zettel memorial airport
Grand Haven - Grand Haven memorial airpark
Grand Ledge - Abrams municipal airport
Grand Rapids - Gerald R. Ford international airport
Grayling - Grayling army airfield
Greenville - Greenville municipal airport
Grosse Ile - Grosse Ile municipal airport
Hancock - Houghton County memorial airport
Harbor Springs - Harbor Springs municipal airport
Hart Shelby - Oceana County airport
Hastings - Hastings city/Barry County airport
Hillsdale - Hillsdale municipal airport
Holland - tulip city airport
Houghton Lake - Roscommon County airport
Howell - Livingston County airport
Ionia - Ionia County airport
Iron County - county airports
Iron Mountain - Ford airport
Ironwood - Gogebic-Iron County (Wisconsin) airport
Jackson - Jackson County-Reynolds field
Kalamazoo - Kalamazoo/Battle Creek international airport
Lakeview - Lakeview-Griffith field
Lansing - capital city airport
Lapeer - Dupont-Lapeer airport
Linden - Price airport
Ludington - Mason County airport
Mackinac Island - Mackinac Island airport
Manistee - Manistee County airport
Manistique - Schoolcraft County airport
Marlette - Marlette Township airport
Marquette - Sawyer airport
Marshall - Brooks field
Mason - Mason Jewett field
Menominee - Menominee-Marinette twin city airport
Midland - Jack Barstow airport
Mio - Oscoda County airport
Monroe - Custer airport
Mt. Pleasant - Mt. Pleasant municipal airport
Munising - Hanley field
Muskegon - Muskegon County airport
New Hudson - Oakland-Southwest airport
Newberry - Luce County airport
Niles - Jerry Tyler memorial airport
Ontonagon - Ontonagon County airport
Oscoda - Wurtsmith airport
Owosso - Owosso community airport
Paradise - new airport
Pellston - Pellston regional airport
Plymouth - Canton-Plymouth-Mettetal airport
Pointe Aux Pins - Bois Blanc island airport
Pontiac - Oakland County international airport
Port Huron - St. Clair County international airport
Rogers City - Presque Isle County/Rogers City airport
Romeo - Romeo state airport
Saginaw - Harry W. Browne airport
Saginaw - MBS international airport

St. Ignace - Mackinac County airport		
St. James - Beaver Island airport		
Sandusky - Sandusky city airport		
Sault Ste. Marie - Chippewa County international airport		
South Haven - South Haven area regional airport		
Sparta - Sparta airport		
Statewide - various sites		
Sturgis - Kirsch municipal airport		
Three Rivers - Three Rivers municipal, Dr. Haines airport		
Traverse City - cherry capital airport		
Troy - Oakland-Troy airport		
West Branch - West Branch community airport		
White Cloud - White Cloud airport		
GROSS APPROPRIATION	\$	157,734,400
Appropriated from:		
Federal revenues:		
DOT, federal aviation administration		125,000,000
Special revenue funds:		
Combined comprehensive transportation bond proceeds fund - aeronautics		12,000,000
Local aeronautics match		20,000,000
State aeronautics fund		734,400
State general fund/general purpose	\$	0

PART 1A

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2004-2005

Sec. 151. There is appropriated for certain state departments and certain other state purposes as set forth in this part for the fiscal year ending September 30, 2005, from the following funds:

APPROPRIATION SUMMARY

Full-time equated classified positions	0.0	
GROSS APPROPRIATION	\$	2,018,200
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	2,018,200
Federal revenues:		
Total federal revenues		1,643,200
Special revenue funds:		
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		375,000
State general fund/general purpose	\$	0

Sec. 152. DEPARTMENT OF ATTORNEY GENERAL

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	1,200,000
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION	\$	1,200,000
Total federal revenues		1,200,000
Total local revenues		0
Total private revenues		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0

(2) ATTORNEY GENERAL OPERATIONS

Attorney general operations	\$	800,000
Child support enforcement		400,000

		For Fiscal Year Ending Sept. 30, 2005
GROSS APPROPRIATION	\$	1,200,000
Appropriated from:		
Federal revenues:		
Federal funds		400,000
HHS-OS, state Medicaid fraud control units.....		800,000
State general fund/general purpose	\$	0

Sec. 153. DEPARTMENT OF CIVIL RIGHTS

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	443,200
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	443,200
Total federal revenues		443,200
Total local revenues		0
Total private revenues.....		0
Total state restricted revenues.....		0
State general fund/general purpose	\$	0

(2) CIVIL RIGHTS OPERATIONS

Civil rights operations	\$	443,200
GROSS APPROPRIATION	\$	443,200
Appropriated from:		
Federal revenues:		
EEOC, state and local antidiscrimination agency contracts.....		161,300
HUD, grant.....		281,900
State general fund/general purpose	\$	0

Sec. 154. DEPARTMENT OF NATURAL RESOURCES

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	375,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	375,000
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues		375,000
State general fund/general purpose	\$	0

(2) PAYMENTS IN LIEU OF TAXES

Purchased lands	\$	(340,000)
Special payments to counties.....		340,000
GROSS APPROPRIATION	\$	0
Appropriated from:		
State general fund/general purpose	\$	0

(3) PARKS AND RECREATION

State parks.....	\$	375,000
GROSS APPROPRIATION	\$	375,000
Appropriated from:		
Special revenue funds:		
Park improvement fund.....		375,000
State general fund/general purpose	\$	0

Sec. 155. DEPARTMENT OF STATE POLICE

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	0
Total interdepartmental grants and intradepartmental transfers		0

		For Fiscal Year Ending Sept. 30, 2005
ADJUSTED GROSS APPROPRIATION.....	\$	0
Total federal revenues		0
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues		0
State general fund/general purpose	\$	0
(2) DEPARTMENTWIDE APPROPRIATIONS		
Public safety grants to counties for 2006 super bowl and 2005 major league baseball all-star games appropriated by 2005 PA 200.....	\$	(1,000,000)
Public safety grants to Oakland and Macomb counties for 2005 major league baseball all-star game and Super Bowl XL security services		1,000,000
GROSS APPROPRIATION.....	\$	0
Appropriated from:		
Special revenue funds:		
State general fund/general purpose	\$	0

PART 1B

LINE-ITEM APPROPRIATIONS FOR FISCAL YEAR 2005-2006

Sec. 161. There is appropriated for certain state departments and certain other state purposes as set forth in this part for the fiscal year ending September 30, 2006, from the following funds:

APPROPRIATION SUMMARY

Full-time equated classified positions.....	0.0	
GROSS APPROPRIATION.....	\$	1,535,000
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	1,535,000
Federal revenues:		
Total federal revenues		0
Special revenue funds:		
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues		1,035,000
State general fund/general purpose	\$	500,000

Sec. 163. HIGHER EDUCATION

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION.....	\$	500,000
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	500,000
Total federal revenues		0
Total local revenues		0
Total private revenues.....		0
Total state restricted revenues.....		0
State general fund/general purpose	\$	500,000

(2) GRANTS AND FINANCIAL AID

Children of veterans tuition grant program	\$	500,000
GROSS APPROPRIATION.....	\$	500,000
Appropriated from:		
State general fund/general purpose	\$	500,000

Sec. 164. DEPARTMENT OF TREASURY

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION.....	\$	1,000,000
Total interdepartmental grants and intradepartmental transfers		0

		For Fiscal Year Ending Sept. 30, 2006
ADJUSTED GROSS APPROPRIATION.....	\$	1,000,000
Total federal revenues		0
Total local revenues		0
Total private revenues.....		0
Total other state restricted revenues		1,000,000
State general fund/general purpose	\$	0
(2) GRANTS		
State sports tourism.....	\$	1,000,000
GROSS APPROPRIATION	\$	1,000,000
Appropriated from:		
Special revenue funds:		
Convention facility development fund		1,000,000
State general fund/general purpose	\$	0

Sec. 165. DEPARTMENT OF ENVIRONMENTAL QUALITY

(1) APPROPRIATION SUMMARY

GROSS APPROPRIATION	\$	35,000
Total interdepartmental grants and intradepartmental transfers		0
ADJUSTED GROSS APPROPRIATION.....	\$	35,000
Total federal revenues		0
Total local revenues		0
Total private revenues.....		0
Total state restricted revenues.....		35,000
State general fund/general purpose	\$	0

(2) REMEDIATION AND REDEVELOPMENT

Little Black Creek site assessment: state match	\$	35,000
GROSS APPROPRIATION	\$	35,000
Appropriated from:		
Special revenue funds:		
Cleanup and redevelopment fund		35,000
State general fund/general purpose	\$	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS FOR CAPITAL OUTLAY FOR FISCAL YEAR 2005-2006

GENERAL SECTIONS

Sec. 201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending under part 1 for fiscal year 2005-06 is \$50,137,900.00. State payments to local units of government under part 1 are \$14,325,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

CAPITAL OUTLAY

Department of agriculture - farmland and open space preservation.....	\$	2,500,000
Department of natural resources - waterways	\$	9,825,000
Department of transportation - salt storage buildings.....	\$	2,000,000
TOTAL	\$	14,325,000

Sec. 202. The appropriations made and the expenditures authorized under this part and the departments, agencies, commissions, boards, offices, and programs for which an appropriation is made under part 1 are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

CAPITAL OUTLAY GENERAL SECTIONS

Sec. 203. If it appears to the principal executive officer of a department or branch that state spending to local units of government will be less than the amount that was projected to be expended under this act, the principal executive officer shall immediately give notice of the approximate shortfall to the state budget director.

Sec. 204. As used in this act:

- (a) “ADA” means the Americans with disabilities act.
- (b) “Board” means the state administrative board.
- (c) “Community college” does not include a state agency or university.
- (d) “Department” means the department of management and budget.
- (e) “Director” means the director of the department of management and budget.
- (f) “DAG” means the United States department of agriculture.
- (g) “DOD” means the United States department of defense.
- (h) “DOI” means the United States department of interior.
- (i) “DOT” means the United States department of transportation.
- (j) “Fiscal agencies” means the senate fiscal agency and the house fiscal agency.
- (k) “HHS-HCFA” means the United States department of health and human services, health care financing administration.
- (l) “ICF/MR” means intermediate care facilities for the mentally retarded.
- (m) “IDG” means interdepartmental grant.
- (n) “JCOS” means the joint capital outlay subcommittee of the appropriations committees.
- (o) “MDOT” means the Michigan department of transportation.
- (p) “Self-liquidating project” means a project constructed by a community college or university with money raised through the use of a debt instrument or other fund sources including, but not limited to, gifts, grants, federal funds, or institutional sources, that is expected to generate revenues to amortize the loan. A self-liquidating project may or may not be a self-supporting project. Examples of a self-liquidating project include dormitories, parking facilities, and stadia.
- (q) “Self-supporting project” means a project of a community college or university that will house a function or activity from which revenue is generated that will cover all the direct and indirect operating costs of the project without the additional transfer of any other general fund money of the community college or university.
- (r) “State agency” means an agency of state government. State agency does not include a community college or university.
- (s) “State building authority” means the authority created under 1964 PA 183, MCL 830.411 to 830.425.
- (t) “University” means a 4-year university supported by the state. University does not include a community college or a state agency.
- (u) “Utility system” means a utility supply or distribution system, or a combination utility supply and distribution system.

Sec. 205. Funds appropriated in part 1 shall not be used for the purchase of non-Michigan goods or services, or both, if competitively priced and of comparable quality Michigan goods or services, or both, are available.

Sec. 206. Unless otherwise specified, departments and agencies receiving appropriations in part 1 shall use the Internet to fulfill the reporting requirements of this act. This requirement may include transmission of reports via electronic mail to the recipients identified for each reporting requirement or it may include placement of reports on an Internet or Intranet site.

DEPARTMENT OF AGRICULTURE

Sec. 301. Of the amounts appropriated in part 1 for farmland and open space development acquisition, the funds shall be used for the purchase of development rights and the awarding of grants by the agriculture preservation fund board under the natural resources and environmental protection act, 1994 PA 451, MCL 324.101 to 324.90106.

DEPARTMENT OF CORRECTIONS

Sec. 401. A maximum security prison that is constructed or completed after October 1, 1986 shall have operating staffed watchtowers equipped with the weaponry, lighting, sighting, and communications devices necessary for effective execution of its function. The watchtowers shall be constructed pursuant to the American correctional association standards for watchtowers.

Sec. 402. (1) An appropriation and authorization contained in this act or a previous appropriations act for the construction of a new correctional facility, including a correctional camp, for which a specific site was not identified with the appropriation shall not be expended until approved by JCOS.

(2) For the purposes of this section, "site" means a city, village, township, or county in which a correctional facility may be located.

CAPITAL OUTLAY PROCESSES, PROCEDURES, AND REPORTS

Sec. 501. Each capital outlay project authorized in this act or any previous capital outlay act shall comply with the procedures required by the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 502. A statement of a proposed facility's operating cost shall be included with the facility's program statement and planning documents when the plans are presented to JCOS for approval.

Sec. 503. (1) Before proceeding with final planning and construction for projects at community colleges and universities included in an appropriations bill, the community college or university shall sign an agreement with the department that includes the following provisions:

(a) The university or community college agrees to construct the project within the total authorized cost established by the legislature pursuant to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, and an appropriations act.

(b) The design and program scope of the project shall not deviate from the design and program scope represented in the program statement and preliminary planning documents approved by the department.

(c) Any other items as identified by the department that are necessary to complete the project.

(2) The department retains the authority and responsibility normally associated with the prudent maintenance of the public's financial and policy interests relative to the state-financed construction projects managed by a community college or university.

Sec. 504. (1) The department shall provide JCOS and the fiscal agencies with reports as considered necessary relative to the status of each planning or construction project financed by the state building authority, by this act, or by previous acts.

(2) Before the end of each fiscal year, the department shall report to JCOS and the fiscal agencies for each capital outlay project other than lump sums all of the following:

(a) The account number and name of each construction project.

(b) The balance remaining in each account.

(c) The date of the last expenditure from the account.

(d) The anticipated date of occupancy if the project is under construction.

(e) The appropriations history for the project.

(f) The professional service contractor.

(g) The amount of a project financed with federal funds.

(h) The amount of a project financed through the state building authority.

(i) The total authorized cost for the project and the state authorized share if different than the total.

(3) Before the end of each fiscal year, the department shall report the following for each project by a state agency, university, or community college that is authorized for planning but is not yet authorized for construction:

(a) The name of the project and account number.

(b) Whether a program statement is approved.

(c) Whether schematics are approved by the department.

(d) Whether preliminary plans are approved by the department.

(e) The name of the professional service contractor.

(4) As used in this section, "project" includes appropriation line items made for purchase of real estate.

Sec. 505. (1) If a capital outlay appropriation is contained in a public act that was not reviewed by JCOS during the legislative process, the director shall notify JCOS of an expenditure of that capital outlay appropriation not less than 60 days before the expenditure.

(2) For the purposes of this section, "capital outlay appropriation" means an appropriation that provides for the construction, renovation, or repair of a capital facility or acquisition or development of land and that is normally

reviewed by JCOS.

Sec. 506. A state agency, college, or university shall take steps necessary to make available federal and other money indicated in this act, to make available federal or other money that may become available for the purposes for which appropriations are made in this act, and to use any part or all of the appropriations to meet matching requirements that are considered to be in the best interest of this state. However, the purpose, scope, and total estimated cost of a project shall not be altered to meet the matching requirements.

Sec. 507. (1) Before money is released for the construction or lease of a capital outlay project costing over \$1,000,000.00, at the request of JCOS the department shall submit to JCOS, with preliminary planning documents, a detailed comparative cost analysis. The cost analysis shall include a comparison of the financial and other benefits of construction, financing, operation, and maintenance of the proposed facility between all of the following:

- (a) The state.
- (b) The private sector.
- (c) A combination of the state and the private sector.
- (d) A lease agreement.

(2) If the department's recommendation for financing is inconsistent with the findings of the comparative cost analysis, the department shall present written documentation to JCOS outlining the rationale for the recommendation.

(3) For purposes of this section, "capital outlay project" means a construction project or lease requiring JCOS approval including, but not limited to, a general office facility, special use facility, warehouse, institutional facility, or utility system designed for use by a state agency or university. Capital outlay project does not include a special maintenance and remodeling project, grant-in-aid project, prison facility, legislative facility, judicial facility, community college facility, or self-liquidating project constructed by a university.

Sec. 508. Pursuant to section 242(2) of the management and budget act, 1984 PA 431, MCL 18.1242, the department shall submit 5-year capital outlay plans and capital outlay priority requests developed by state agencies (and as approved by the department of management and budget), universities, and community colleges to the chairperson and ranking vice-chairperson of JCOS and the fiscal agencies upon the release of the executive budget recommendation.

USE AND FINANCE STATEMENTS

Sec. 601. (1) A university or community college shall not let a contract for new construction of a self-funded project estimated to cost more than \$1,000,000.00 unless the project is authorized by JCOS through approval of a use and financing statement defined by a policy adopted by JCOS. If the project results in, or is funded by, a direct surcharge or increase in tuition, fees, special assessment, or other mandatory charge, then a use and finance statement is required regardless of cost. The request for legislative authorization shall be initially submitted for review to JCOS, the fiscal agencies, and the department. The use and financing statement for a nonstate-funded project shall contain the estimated total construction cost and all associated estimated operating costs including a statement of anticipated project revenues. As used in this section, "new construction" includes land or property acquisition, remodeling and additions, and maintenance projects, roads, landscaping, equipment, telecommunications, utilities, and parking lots. Certificate of need forms may be submitted in lieu of a use and finance form where applicable.

(2) When health or safety concerns warrant, a project may be completed without prior approval of a use and finance statement. However, timely submission of a use and finance statement as soon as possible after the event is expected.

(3) A project that is constructed in violation of this section shall not receive state appropriations for purposes of operating the project, or support for future infrastructure enhancements that are necessitated, in part or in total, by construction of the project. In addition, the violation shall result in the loss of any state capital outlay funding for the institution for 2 years, and a prohibition of doing self-funded projects of any kind, except for emergencies where health or safety concerns warrant, for 1 year.

(4) A state agency, including the department of military affairs, shall not let a contract, including those for a direct federally-funded capital outlay construction or major maintenance or remodeling project if the total project is estimated to cost more than \$1,000,000.00 and is to be constructed on state-owned lands, unless the project is approved by the department and by JCOS through approval of a use and financing statement defined by a policy adopted by JCOS, unless the project is otherwise appropriated in a capital outlay appropriations bill. For projects not appropriated in a capital outlay appropriations bill that are over \$1,000,000.00, the state agency shall submit a use and financing statement as required for community colleges and universities in subsection (1). As used in this subsection, "direct federally-funded" refers to a project for which federal payments are made directly to the construction vendor and not to the state of Michigan.

(5) A public body corporate created under section 28 of article VII of the state constitution of 1963 and the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, by a contractual interlocal agreement between local participating economic development corporations formed under the economic development corporations act, 1974 PA 338, MCL 125.1601 to 125.1636, and the Michigan strategic fund shall not let a contract for new construction estimated to cost more than \$1,000,000.00 unless the project is authorized by JCOS through the approval of a use and financing statement defined by a policy adopted by JCOS. For purposes of this subsection, the use and financing statement for a project shall contain the estimated total construction cost and all associated estimated operating costs. As used in this subsection, "new construction" means land or property acquisition, remodeling or additions, lease or lease purchase, and maintenance projects for the corporate office of the public body corporate described in this subsection.

(6) The chair of JCOS shall annually transmit to each community college and public university the current requirements and guidelines for the submission of use and finance statements.

LUMP SUMS AND SPECIAL MAINTENANCE

Sec. 701. (1) The director shall allocate lump-sum appropriations made in this act for remodeling and addition, special maintenance, major special maintenance, energy conservation, demolition, ICF/MR, air-conditioning, and fire protection projects. The director shall allocate other lump sums in order of program priority and need of the various state agencies or as otherwise based on actual building inspection reports by regulatory agencies.

(2) The state budget director may authorize that funds appropriated for lump-sum special maintenance shall be available for no more than 2 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

(3) Before the end of each fiscal year, the department shall submit a report to JCOS and the fiscal agencies indicating the total cost and status of all lump-sum projects funded under this act and any previous act that have been designated as proposed, designed, bid, under construction, or completed within the current fiscal year.

Sec. 702. (1) A state agency shall provide notification to JCOS prior to commencing a demolition project not authorized by law. The demolition project may be disapproved by JCOS within 30 days after the date of notification, and if disapproved within that time, the demolition project shall not be authorized. The notification to JCOS shall identify the building or facility to be demolished and its location, the estimated cost of the demolition project, estimated project schedule, and the source of financing.

(2) The 30-day disapproval period does not apply to any notifications submitted during a period when the legislature will not be in session for 15 days or more. In these situations, the 30-day disapproval period begins on the first scheduled session day.

Sec. 703. Pursuant to department policy, state agencies may expend not more than \$600,000.00 from their operating budget for special maintenance, remodeling, additions, or other capital outlay purposes, unless specifically authorized by the legislature, for those purposes.

Sec. 704. (1) The funds appropriated in part 1 for state facility preservation projects phase II shall be used to fund the remaining priorities previously funded under section 206 of 2005 PA 10, but not completed.

(2) Each calendar quarter, the department shall submit to the members of JCOS a report detailing the contracts awarded in the previous quarter and any anticipated contracts to be awarded in the immediately succeeding quarter for the projects described in subsection (1).

COLLEGES AND UNIVERSITIES

Sec. 801. (1) This section applies only to projects for community colleges.

(2) State support is directed towards the remodeling and additions, special maintenance, or construction of certain community college buildings. The community college shall obtain or provide for site acquisition and initial main utility installation to operate the facility. Funding shall be comprised of local and state shares, and the state share shall include 50% of any federal money awarded for projects appropriated in this act. Not more than 50% of a capital outlay project, not including a lump-sum special maintenance project or remodeling and addition project, for a community college shall be appropriated from state and federal funds, unless otherwise appropriated by the legislature.

(3) An expenditure under this act is authorized when the release of the appropriation is approved by the board upon the recommendation of the director. The director may recommend to the board the release of any appropriation in part 1 only after the director is assured that the legal entity operating the community college to which the appropriation is made has complied with this act and has matched the amounts appropriated as required by this act. A release of funds in part 1 shall not exceed 50% of the total cost of planning and construction of any project, not including lump-sum remodeling and additions and special maintenance, unless otherwise appropriated by the legislature. Further planning and construction of a project authorized by this act or applicable sections of the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and planning documents. This act is applicable to all projects for which planning appropriations were made in previous acts.

(4) The community college shall take the steps necessary to secure available federal construction and equipment money for projects funded for construction in this act if an application was not previously made. If there is a reasonable expectation that a prior year unfunded application may receive federal money in a subsequent year, the college shall take whatever action necessary to keep the application active. If federal money is received, the state share shall be adjusted accordingly as provided by this act.

Sec. 802. If matching revenues are received in an amount less than the appropriations contained in this act, the state funds of the appropriation shall be reduced in proportion to the amount of matching revenue received.

Sec. 803. (1) The director may require that community colleges and universities that have an authorized project listed in part 1 submit documentation regarding the project match and governing board approval of the authorized project not more than 60 days after the beginning of the fiscal year.

(2) If the documentation required by the director under subsection (1) is not submitted, or does not adequately authenticate the availability of the project match or board approval of the authorized project, the authorization may terminate. The authorization terminates 30 days after the director notifies JCOS of the intent to terminate the project unless JCOS convenes to extend the authorization.

Sec. 804. The funds appropriated in part 1 for the Montcalm Community College life science training facility shall only be released upon approval of the planning documents and construction authorization request by the JCOS. The project may not move into final design until JCOS approval.

Sec. 807. The funds appropriated in part 1 for the Jackson Community College health program expansion and information commons project shall only be released upon approval of the total authorized cost increase request by the JCOS. The project may not move into final design until JCOS approval of the cost increase.

DEPARTMENT OF MANAGEMENT AND BUDGET

Sec. 901. (1) The department shall provide JCOS and the fiscal agencies a report, not more than 15 days after the reporting date, of privately owned leased space by state agencies, by March 31 and September 30 of each year, consisting of the following:

- (a) Department.
- (b) Agency division and leased number.
- (c) Building location (address and city).
- (d) Type of building.
- (e) County.
- (f) Name and address of lessor.
- (g) Square footage and net square footage rate.
- (h) Monthly and annual cost.
- (i) Date lease started and expires.
- (j) Options and services.

(2) The lease report shall be summarized for office space, group homes, and other space for the Lansing area and statewide, excepting the Lansing area.

Sec. 902. The funds appropriated in part 1 for the Detroit zoological society shall only be awarded if the city of Detroit relinquishes itself of all governance, management, and operational authority in the zoo within 60 days of the effective date of this act and transfers all governance, management, and operational authority in the zoo within 60 days of the effective date of this act to a local unit of government or to a nonprofit entity.

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Sec. 1001. The appropriations in part 1 for department of military and veterans affairs design and construction projects are contingent upon the availability of federal and state restricted funds for financing.

DEPARTMENT OF NATURAL RESOURCES

Sec. 1101. The appropriation made in this act for the harbors and docks program is for the purpose of participating with the federal government and assisting political entities and subdivisions of this state in the construction and improvement of recreational boating facilities within this state. Subject to the approval of the board, this money shall be allocated by the department of natural resources to the federal government, or to the political entities or local units of government involved in the particular projects. An allocation shall not exceed the state portion as listed with each project description. The department of natural resources shall take the steps necessary to match federal money available for the construction and improvement of recreational boating facilities within this state, and to meet requirements of the federal government.

Sec. 1102. Before the end of each fiscal year, the department of natural resources shall report each year to JCOS the status of each project that received an appropriation in any capital outlay act, if the project is either not completed or has a balance remaining in its account. The report shall be in the same form and contain the information as required under section 504. The report shall be separated into the following areas, by fund sources:

- (a) Waterways projects.
- (b) Urban recreation projects.
- (c) State park projects.
- (d) Wildlife and fisheries projects.
- (e) Other projects.

Sec. 1104. (1) Subject to subsection (2), prior to June 1, 2006, the department of natural resources shall not expend funds appropriated to the Michigan state waterways fund in part 1 or funds appropriated to any other fund in part 1 to develop the property currently under review by the department of natural resources, which property is recognized by the department of natural resources to be the forest, mineral, and fire management property located on the main body of Walloon Lake in Bay Township, for any use as a public access site. The department of natural resources shall work with the Walloon Lake association, officials from the impacted local units of government, local land conservancy officials, and any other interested parties to improve 1 or more existing public access sites on Walloon Lake in order to provide suitable public access.

(2) If Melrose Township or the department of natural resources enters into a purchase agreement on property located on Walloon Lake in Melrose Township adjacent to state highway M-75 for the purpose of constructing a boating access site, or an individual or group of individuals acquires and transfers ownership of that property to Melrose Township or the department of natural resources for the purpose of constructing a boating access site, the prohibition in subsection (1) on the expenditure of funds appropriated to the Michigan state waterways fund in part 1 or funds appropriated to any other fund in part 1 to develop the property currently under review by the department of natural resources, which property is recognized by the department of natural resources to be the forest, mineral, and fire management property located on the main body of Walloon Lake in Bay Township, shall be extended until September 30, 2006.

STATE TRANSPORTATION DEPARTMENT

Sec. 1201. (1) From federal-state-local project appropriations contained in part 1 for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1.

(2) Political entities and subdivisions shall provide not less than 2.5% of the cost of any project under this section, unless a total nonfederal share greater than 5% is otherwise specified in federal law. State money shall not be allocated until local money is allocated. State money for any 1 project shall not exceed 1/3 of the total appropriation in part 1 from state funds for airport improvement programs.

(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state, and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this act and the project application is approved by the governing body of each political subdivision or public agency making the application, and by the Michigan aeronautics commission.

Sec. 1202. Before the end of each fiscal year, the state transportation department shall report to JCOS the status of projects funded in part 1 with the estimated dollars allocated for each project. If there has to be a delay in reporting, the state transportation department shall notify JCOS in writing of the date the report will be received.

Sec. 1203. (1) A planning project or construction project appropriated for the airport program shall be made available for no more than 2 fiscal years following the fiscal year in which the original appropriation was made.

(2) Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 1204. From the appropriations contained in part 1 for airport improvement programs, no funds shall be allocated for any runway extensions, taxiway extensions, or apron extensions at the Detroit-Willow Run airport. Further, it is the intent of the legislature that no state funds shall be expended to improve or repair the airport where the purpose of the improvement or repair is to expand the usage of the airport including, but not limited to, anything approximating a tradeport as that term is defined in the former international tradeport development authority act, former 1994 PA 325.

MISCELLANEOUS

Sec. 1301. (1) Revenue collected from licenses issued under the antenna site management project shall be deposited into the antenna site management revolving fund created for this purpose in the department of information technology. The department may receive and expend funds from the fund for costs associated with the antenna site management project, including the cost of the third-party site manager. Any excess revenue remaining in the fund at the close of the fiscal year shall be proportionately transferred to the appropriate state restricted funds as designated in statute or by constitution.

(2) An antenna shall not be sited pursuant to this section without prior compliance with the respective local zoning codes and local unit of government processes.

Sec. 1302. (1) A site preparation economic development fund is hereby created in the department of management and budget. As used in this section, "economic development sites" means those state-owned sites declared as surplus property pursuant to section 251 of the management and budget act, 1984 PA 431, MCL 18.1251, that would provide economic benefit to the area or to the state. The Michigan economic development corporation board and the state budget director shall determine whether or not a specific state-owned site qualifies for inclusion in the fund created under this subsection.

(2) Proceeds from the sale of any sites designated in subsection (1) shall be deposited into the fund created in subsection (1) and shall be available for site preparation expenditures, unless otherwise provided by law. The economic development sites authorized in subsection (1) are hereby authorized for sale consistent with state law. Expenditures from the fund are hereby authorized for site preparation activities that enhance the marketable sale value of the sites. Site preparation activities include, but are not limited to, demolition, environmental studies and abatement, utility enhancement, and site excavation.

(3) A cash advance in an amount of not more than \$25,000,000.00 is hereby authorized from the general fund to the site preparation economic development fund.

(4) An annual report shall be transmitted to the senate and house of representatives appropriations committees not later than December 31 of each year. This report shall detail both of the following:

- (a) The revenue and expenditure activity in the fund for the preceding fiscal year.
- (b) The sites identified as economic development sites under subsection (1).

Sec. 1303. No funds shall be spent on any building, lease, or other development project on property commonly referred to as the triangle property located at Kalamazoo Street and Grand Avenue in downtown Lansing. Any and all previously approved building, lease, or other development projects on the triangle property are hereby canceled. Any proposed building, lease, or other development project for any state agency on the site of the triangle property shall require prior approval of the joint capital outlay subcommittee.

PART 2A

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2004-2005

GENERAL SECTIONS

Sec. 1551. In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending from state resources in part 1A for the fiscal year ending September 30, 2005 is \$375,000.00 and state appropriations paid to local units of government are \$0.

Sec. 1552. The appropriations made and expenditures authorized under part 1A and the departments, commissions, boards, offices, and programs for which appropriations are made under part 1A are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

DEPARTMENT OF NATURAL RESOURCES

Sec. 1601. From the funds appropriated in part 1A for special payments to counties, \$170,000.00 shall be used to replace a loss of revenue to a county with a fiscal year ending September 30, 2005, caused by a single annual statement and billing for payments in lieu of taxes authorized under sections 2153 and 2154 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.2153 and 324.2154, and as a result of revenue due for set aside to the revenue sharing reserve fund generated by county allocated millage as authorized under section 44a of the general property tax act, 1893 PA 206, MCL 211.44a. Unexpended appropriations for special payments to counties for the fiscal year ending September 30, 2005 shall be carried forward into the succeeding fiscal year for use to replace a loss of revenue to a county with a fiscal year ending September 30, 2006 for the purpose described in this section.

DEPARTMENT OF STATE POLICE

Sec. 1651. (1) From the funds appropriated in part 1A for public safety grants, the department shall establish procedures in order to reimburse Oakland and Macomb counties for security services expenditures each incurred for the 2005 major league baseball all-star game and for Super Bowl XL.

(2) This appropriation is established as a work project account with the funds being available for expenditure in fiscal year 2005-2006 for the purpose identified in subsection (1).

PART 2B

PROVISIONS CONCERNING APPROPRIATIONS FOR FISCAL YEAR 2005-2006

GENERAL SECTIONS

Sec. 1701. In accordance with the provisions of section 30 of article IX of the state constitution of 1963, total state spending from state resources in part 1B for the fiscal year ending September 30, 2006 is \$1,535,000.00 and state appropriations paid to local units of government are \$0.

Sec. 1702. The appropriations made and expenditures authorized under part 1B and the departments, commissions, boards, offices, and programs for which appropriations are made under part 1B are subject to the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

DEPARTMENT OF ENVIRONMENTAL QUALITY

Sec. 1751. The appropriation in section 165 for the Little Black Creek site assessment is available for any incurred state obligation related to the federal study of the Little Black Creek watershed. These funds shall not lapse at the end of the fiscal year, and shall be available until the site assessment project is completed.

DEPARTMENT OF TREASURY

Sec. 1801. From the funds appropriated in part 1B for state sports tourism, the department shall reimburse the Super Bowl XL host committee up to \$1,000,000.00 for expenses incurred for security operations related to the Super Bowl XL game.

This act is ordered to take immediate effect.

Carol Morey Viventi

Secretary of the Senate

Sam E. Randall

Clerk of the House of Representatives

Approved

.....
Governor