

SUBSTITUTE FOR
HOUSE BILL NO. 4354

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2008; to provide for the expenditure of those appropriations; to create funds and accounts; to require reports; to prescribe certain powers and duties of certain state agencies and officials; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by the various state agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 PART 1

2 LINE-ITEM APPROPRIATIONS

3 Sec. 101. Subject to the conditions set forth in this act, the
4 amounts listed in this part are appropriated for the department of

1 natural resources for the fiscal year ending September 30, 2008,
 2 from the funds indicated in this part. The following is a summary
 3 of the appropriations in this part:

4 **DEPARTMENT OF NATURAL RESOURCES**

5 APPROPRIATION SUMMARY:

6	Full-time equated unclassified positions.....	6.0	
7	Full-time equated classified positions.....	2,082.9	
8	GROSS APPROPRIATION.....		\$ 311,940,800
9	Interdepartmental grant revenues:		
10	IDG, engineering services to work orders.....		1,972,100
11	IDG, MacMullan conference center revenue.....		1,419,200
12	IDG, land acquisition services to work orders.....		417,000
13	Total interdepartmental grants and intradepartmental		
14	transfers		3,808,300
15	ADJUSTED GROSS APPROPRIATION.....		\$ 308,132,500
16	Federal revenues:		
17	DAG, federal.....		14,209,800
18	DOC, federal.....		71,400
19	DOE, federal.....		1,000
20	DOI, federal.....		25,260,100
21	DHS, USCG.....		5,905,600
22	DOT, federal.....		2,100,000
23	EPA, federal.....		286,800
24	Total federal revenues.....		47,834,700
25	Special revenue funds:		
26	Private funds.....		2,666,500
27	Private - gift revenues.....		500,000

1	Total private revenues.....	3,166,500
2	Air photo fees - geographic information system.....	26,300
3	Aircraft fees.....	257,300
4	Cervidae licensing and inspection fees.....	165,000
5	Clean Michigan initiative fund.....	57,600
6	Commercial forest fund.....	48,500
7	Forest recreation fund.....	1,459,000
8	Forest development fund.....	27,522,800
9	Forestland user charges.....	563,400
10	Game and fish protection fund.....	66,797,600
11	Game and fish protection fund - fisheries settlement .	905,500
12	Game and fish protection fund - deer habitat reserve .	3,039,900
13	Game and fish protection fund - turkey permit fees ...	1,837,700
14	Game and fish protection fund - waterfowl fees	108,900
15	Game and fish - wildlife resource protection fund....	1,653,600
16	Game and fish protection fund - youth hunting and	
17	fishing education and outreach.....	28,400
18	Harbor development fund.....	299,400
19	Land exchange facilitation fund.....	6,166,400
20	Marine safety fund.....	4,771,700
21	Michigan civilian conservation corps endowment fund..	578,300
22	Michigan state parks endowment fund.....	13,816,600
23	Michigan state waterways fund.....	16,504,100
24	21st century jobs trust fund.....	20,000,000
25	Michigan natural resources trust fund.....	3,065,200
26	Nongame wildlife fund.....	704,800
27	Off-road vehicle trail improvement fund.....	4,701,600

1	Park improvement fund.....	41,367,500
2	Publication revenue.....	500
3	Recreation improvement fund.....	1,476,500
4	Safety education fund.....	217,300
5	Shop fees.....	65,900
6	Snowmobile registration fee revenue.....	2,273,400
7	Snowmobile trail improvement fund.....	10,030,100
8	Sportsmen against hunger fund.....	257,000
9	Total other state restricted revenues.....	230,767,800
10	State general fund/general purpose.....	\$ 26,363,500
11	Sec. 102. EXECUTIVE	
12	Full-time equated unclassified positions.....	6.0
13	Full-time equated classified positions.....	45.6
14	Commission (including travel expense--per diem)	\$ 91,300
15	Unclassified salaries.....	416,500
16	Communications--33.6 FTE positions.....	3,420,800
17	Executive direction--12.0 FTE positions.....	<u>2,217,700</u>
18	GROSS APPROPRIATION.....	\$ 6,146,300
19	Appropriated from:	
20	Interdepartmental grant revenues:	
21	IDG, MacMullan conference center revenue.....	6,100
22	Special revenue funds:	
23	Aircraft fees.....	500
24	Forest development fund.....	301,100
25	Forestland user charges.....	6,500
26	Forest recreation fund.....	28,000
27	Game and fish protection fund.....	2,040,500

1	Game and fish protection fund - deer habitat reserve .	38,000
2	Game and fish protection fund - turkey permit fees ...	16,200
3	Game and fish protection fund - waterfowl fees	900
4	Game and fish - wildlife resource protection fund	15,600
5	Game and fish protection fund - youth hunting and	
6	fishing education and outreach.....	28,400
7	Harbor development fund.....	600
8	Land exchange facilitation fund.....	65,100
9	Marine safety fund.....	29,900
10	Michigan civilian conservation corps endowment fund ..	2,600
11	Michigan natural resources trust fund.....	33,000
12	Michigan state parks endowment fund.....	134,100
13	Michigan state waterways fund.....	288,100
14	Nongame wildlife fund.....	11,300
15	Off-road vehicle trail improvement fund.....	24,200
16	Park improvement fund.....	2,214,900
17	Publications revenue.....	500
18	Recreation improvement fund.....	13,300
19	Snowmobile registration fee revenue.....	4,400
20	Snowmobile trail improvement fund.....	47,400
21	State general fund/general purpose.....	\$ 795,100
22	Sec. 103. ADMINISTRATIVE SERVICES	
23	Full-time equated classified positions.....	80.0
24	Budget and support services--10.0 FTE positions	\$ 1,039,200
25	Financial services--27.0 FTE positions	2,684,200
26	Grants administration--15.0 FTE positions	1,356,000
27	Human resources--20.0 FTE positions	2,192,300

1	Human resources optimization user charges	163,000
2	Internal audit--8.0 FTE positions	<u>867,000</u>
3	GROSS APPROPRIATION	\$ 8,301,700
4	Appropriated from:	
5	Interdepartmental grant revenues:	
6	Federal revenues:	
7	DOI, federal	315,600
8	Special revenue funds:	
9	Clean Michigan initiative fund	57,600
10	Commercial forest fund	1,000
11	Forest development fund	1,113,700
12	Forestland user charges	1,000
13	Forest recreation fund	77,100
14	Game and fish protection fund	1,666,000
15	Game and fish protection fund - deer habitat reserve .	66,400
16	Game and fish protection fund - turkey permit fees ...	33,700
17	Game and fish protection fund - waterfowl fees	4,600
18	Game and fish - wildlife resource protection fund	35,000
19	Harbor development fund	7,200
20	Land exchange facilitation fund	77,500
21	Marine safety fund	173,300
22	Michigan natural resources trust fund	754,100
23	Michigan state parks endowment fund	360,400
24	Michigan state waterways fund	482,800
25	Michigan civilian conservation corps endowment fund ..	50,700
26	Nongame wildlife fund	23,900
27	Off-road vehicle trail improvement fund	70,600

1	Park improvement fund.....	1,375,900
2	Recreation improvement fund.....	21,000
3	Safety education fund.....	6,600
4	Snowmobile registration fee revenue.....	79,000
5	Snowmobile trail improvement fund.....	246,800
6	State general fund/general purpose.....	\$ 1,200,200
7	Sec. 104. LAND AND FACILITIES	
8	Full-time equated classified positions.....	134
9	Land and facilities--134.2 FTE positions.....	\$ <u>20,310,600</u>
10	GROSS APPROPRIATION.....	\$ 20,310,600
11	Appropriated from:	
12	Interdepartmental grant revenues:	
13	IDG, MacMullan conference center revenue.....	1,413,100
14	IDG, engineering services to work orders.....	1,972,100
15	IDG, land acquisition services to work orders.....	417,000
16	Special revenue funds:	
17	Forest development fund.....	1,903,300
18	Forestland user charges.....	13,600
19	Forest recreation fund.....	11,000
20	Game and fish protection fund.....	6,912,600
21	Game and fish protection fund - deer habitat reserve .	117,900
22	Game and fish protection fund - turkey permit fees...	37,600
23	Game and fish - wildlife resource protection fund....	10,400
24	Land exchange facilitation fund.....	5,907,900
25	Marine safety fund.....	75,700
26	Michigan natural resources trust fund.....	5,900
27	Michigan state parks endowment fund.....	132,600

1	Michigan state waterways fund.....		266,100
2	Park improvement fund.....		504,200
3	Off-road vehicle trail improvement fund.....		24,100
4	Snowmobile trail improvement fund.....		123,800
5	State general fund/general purpose.....	\$	461,700
6	Sec. 105. DEPARTMENTAL OPERATION SUPPORT		
7	Building occupancy charges.....	\$	2,135,700
8	Rent - privately owned property.....		565,000
9	Gifts and bequests.....		<u>500,000</u>
10	GROSS APPROPRIATION.....	\$	3,200,700
11	Appropriated from:		
12	Special revenue funds:		
13	Private - gift revenues.....		500,000
14	Forest development fund.....		651,100
15	Forest recreation fund.....		20,900
16	Game and fish protection fund.....		952,400
17	Game and fish protection fund - deer habitat reserve .		21,300
18	Game and fish protection fund - turkey permit fees ...		20,400
19	Game and fish - wildlife resource protection fund....		7,600
20	Land exchange facilitation fund.....		13,200
21	Marine safety fund.....		34,900
22	Michigan state parks endowment fund.....		245,400
23	Michigan state waterways fund.....		151,600
24	Michigan natural resources trust fund.....		43,000
25	Snowmobile trail improvement fund.....		22,300
26	Park improvement fund.....		341,600
27	State general fund/general purpose.....	\$	175,000

1 **Sec. 106. WILDLIFE MANAGEMENT**

2 Full-time equated classified positions..... 195.7

3 Wildlife management--186.7 FTE positions \$ 27,630,000

4 Natural resources heritage--9.0 FTE positions 1,334,700

5 Cormorant population mitigation program..... 300,000

6 State game and wildlife area maintenance 500,000

7 GROSS APPROPRIATION..... \$ 29,764,700

8 Appropriated from:

9 Federal revenues:

10 DAG, federal..... 206,000

11 DOI, federal..... 10,957,100

12 EPA, federal..... 1,000

13 Special revenue funds:

14 Private funds..... 114,400

15 Cervidae licensing and inspection fees 101,300

16 Forest development fund..... 63,300

17 Game and fish protection fund..... 10,653,600

18 Game and fish protection fund - deer habitat reserve . 2,723,300

19 Game and fish protection fund - turkey permit fees ... 1,665,500

20 Game and fish protection fund - waterfowl fees 103,400

21 Nongame wildlife fund..... 633,800

22 Sportsmen against hunger fund..... 257,000

23 State general fund/general purpose \$ 2,285,000

24 **Sec. 107. FISHERIES MANAGEMENT**

25 Full-time equated classified positions..... 225.0

26 Aquatic resource mitigation--3.0 FTE positions \$ 906,500

27 Fisheries resource management--160.0 FTE positions ... 20,094,000

1	Fish production--62.0 FTE positions	<u>8,530,200</u>
2	GROSS APPROPRIATION.....	\$ 29,530,700
3	Appropriated from:	
4	Federal revenues:	
5	DOE, federal.....	1,000
6	DOC, federal.....	53,300
7	DOI, federal.....	9,392,600
8	EPA, federal.....	165,000
9	Special revenue funds:	
10	Private funds.....	116,300
11	Game and fish protection fund - fisheries settlement .	905,500
12	Game and fish protection fund.....	18,897,000
13	State general fund/general purpose.....	\$ 0
14	Sec. 108. PARKS AND RECREATION	
15	Full-time equated classified positions.....	794.9
16	State parks--628.4 FTE positions.....	\$ 46,981,200
17	State park improvement revenue bonds - debt service ..	1,127,800
18	Recreational boating--163.5 FTE positions.....	14,448,500
19	Michigan civilian conservation corps--3.0 FTE	
20	positions	<u>500,000</u>
21	GROSS APPROPRIATION.....	\$ 63,057,500
22	Appropriated from:	
23	Federal revenues:	
24	EPA, federal.....	119,800
25	Special revenue funds:	
26	Private funds.....	362,500
27	Harbor development fund.....	285,000

1	Michigan civilian conservation corps endowment fund..	500,000
2	Michigan state parks endowment fund.....	12,032,500
3	Michigan state waterways fund.....	14,163,500
4	Off-road vehicle trail improvement fund.....	242,200
5	Park improvement fund.....	35,352,000
6	State general fund/general purpose.....	\$ 0
7	Sec. 109. FOREST, MINERAL, AND FIRE MANAGEMENT	
8	Full-time equated classified positions.....	340.0
9	Forest and timber treatments--120.0 FTE positions....	\$ 14,643,300
10	Forest management planning--18.0 FTE positions.....	3,996,600
11	Adopt-a-forest program.....	25,000
12	Wildfire protection--130.0 FTE positions.....	10,503,900
13	Forest finance authority.....	20,000,000
14	Forest recreation--35.0 FTE positions.....	5,369,400
15	Minerals management--17.3 FTE positions.....	2,515,700
16	Cooperative resource programs--10.5 FTE positions....	2,596,500
17	Forest management initiative--9.2 FTE positions.....	862,900
18	Forest fire equipment.....	<u>100,000</u>
19	GROSS APPROPRIATION.....	\$ 60,613,300
20	Appropriated from:	
21	Federal revenues:	
22	DAG, federal.....	2,378,800
23	DOI, federal.....	2,000
24	EPA, federal.....	1,000
25	Special revenue funds:	
26	Private funds.....	923,300
27	Aircraft fees.....	256,800

1	Air photo fees - geographic information system.....	26,300
2	Commercial forest fund.....	47,500
3	Forest recreation fund.....	1,211,500
4	Forest development fund.....	22,035,000
5	Forestland user charges.....	526,200
6	Game and fish protection fund.....	1,702,200
7	Michigan state waterways fund.....	385,100
8	21st century jobs trust fund.....	20,000,000
9	Michigan natural resources trust fund.....	1,243,100
10	Michigan state parks endowment fund.....	563,800
11	Off-road vehicle trail improvement fund.....	661,500
12	Recreation improvement fund.....	322,400
13	Shop fees.....	65,900
14	Snowmobile trail improvement fund.....	2,212,700
15	State general fund/general purpose.....	\$ 6,048,200
16	Sec. 110. LAW ENFORCEMENT	
17	Full-time equated classified positions.....	267.5
18	General law enforcement--267.5 FTE positions.....	\$ <u>32,742,600</u>
19	GROSS APPROPRIATION.....	\$ 32,742,600
20	Appropriated from:	
21	Federal revenues:	
22	DOC, federal.....	18,100
23	DOI, federal.....	1,475,900
24	DHS, USCG.....	4,435,600
25	Special revenue funds:	
26	Cervidae licensing and inspection fees.....	63,700
27	Forest recreation fund.....	59,700

1	Game and fish - wildlife resource protection fund....		1,529,700
2	Game and fish protection fund.....		18,963,200
3	Marine safety fund.....		1,579,800
4	Off-road vehicle trail improvement fund.....		1,225,000
5	Safety education fund.....		60,700
6	Park improvement fund.....		59,700
7	Snowmobile registration fee revenue.....		1,018,300
8	State general fund/general purpose.....	\$	2,253,200
9	Sec. 111. PAYMENTS IN LIEU OF TAXES		
10	Swamp and tax reverted lands.....	\$	7,071,500
11	Purchased lands.....		4,700,000
12	Commercial forest reserve.....		<u>2,662,600</u>
13	GROSS APPROPRIATION.....	\$	14,434,100
14	Appropriated from:		
15	Special revenue funds:		
16	Game and fish protection fund.....		1,715,000
17	Michigan natural resources trust fund.....		500,000
18	Michigan state waterways fund.....		135,000
19	State general fund/general purpose.....	\$	12,084,100
20	Sec. 112. GRANTS		
21	Grant to counties--marine safety.....	\$	4,275,000
22	Accessibility grants.....		1,000,000
23	Federal - land and water conservation fund payments ..		2,566,900
24	Federal - forest stewardship grants.....		4,125,000
25	Federal - urban forestry grants.....		4,000,000
26	Federal - rural community fire protection.....		300,000
27	Federal - clean vessel act grants.....		400,000

1	Grants to communities - federal oil, gas, and timber	
2	payments	3,450,000
3	Recreation improvement fund grants	1,100,000
4	Snowmobile local grants program	7,314,000
5	Snowmobile law enforcement grants	1,142,000
6	Off-road vehicle safety training grants	150,000
7	Off-road vehicle trail improvement grants	2,454,000
8	National recreational trails	2,150,000
9	Game and nongame wildlife fund grants	10,000
10	Inland fisheries resources grants	<u>200,000</u>
11	GROSS APPROPRIATION	\$ 34,636,900
12	Appropriated from:	
13	Federal revenues:	
14	DAG, federal	11,625,000
15	DHS, USCG	1,470,000
16	DOI, federal	3,116,900
17	DOT, federal	2,100,000
18	Special revenue funds:	
19	Private funds	1,150,000
20	Game and fish protection fund	200,000
21	Marine safety fund	2,805,000
22	Nongame wildlife fund	10,000
23	Off-road vehicle trail improvement fund	2,454,000
24	Recreation improvement fund	1,100,000
25	Safety education fund	150,000
26	Snowmobile registration fee revenue	1,142,000
27	Snowmobile trail improvement fund	7,314,000

1	State general fund/general purpose	\$	0
2	Sec. 113. INFORMATION TECHNOLOGY		
3	Information technology services and projects	\$	<u>9,201,700</u>
4	GROSS APPROPRIATION	\$	9,201,700
5	Appropriated from:		
6	Interdepartmental grant revenues:		
7	Special revenue funds:		
8	Forest development fund		1,455,300
9	Forestland user charges		16,100
10	Forest recreation fund		50,800
11	Game and fish protection fund		3,095,100
12	Game and fish protection fund - deer habitat reserve .		73,000
13	Game and fish protection fund - turkey permit fees ...		64,300
14	Game and fish - wildlife resource protection fund		55,300
15	Harbor development fund		6,600
16	Land exchange facilitation fund		102,700
17	Marine safety fund		73,100
18	Michigan civilian conservation corps endowment fund ..		25,000
19	Michigan natural resources trust fund		486,100
20	Michigan state parks endowment fund		347,800
21	Michigan state waterways fund		631,900
22	Nongame wildlife fund		25,800
23	Park improvement fund		1,519,200
24	Recreation improvement fund		19,800
25	Snowmobile registration fee revenue		29,700
26	Snowmobile trail improvement fund		63,100
27	State general fund/general purpose	\$	1,061,000

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 2007-2008 is \$257,131,300.00 and state spending from state resources to be paid to local units of government for fiscal year 2007-2008 is \$28,409,100.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF NATURAL RESOURCES

PAYMENTS IN LIEU OF TAXES

Commercial forest reserves.....	\$	2,662,600
Purchased lands.....		4,700,000
Swamp and tax reverted lands.....		7,071,500

GRANTS

Grants to counties - marine safety.....	\$	2,805,000
Off-road vehicle safety training grants.....		150,000
Off-road vehicle trail improvement grants.....		2,454,000
Recreation improvement fund grants.....		110,000
Snowmobile law enforcement grants.....		1,142,000
Snowmobile local grants program.....		<u>7,314,000</u>
TOTAL.....	\$	28,409,100

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

1 Sec. 203. As used in this act:

2 (a) "Commission" means the commission of natural resources.

3 (b) "DAG" means the United States department of agriculture.

4 (c) "Department" means the department of natural resources.

5 (d) "DHS" means the United States department of homeland
6 security.

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

8 (f) "DOE" means the United States department of energy.

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

10 (h) "DOT" means the United States department of
11 transportation.

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

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

15 (k) "IDG" means interdepartmental grant.

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

21 Sec. 205. (1) A hiring freeze is imposed on the state
22 classified civil service. State departments and agencies are
23 prohibited from hiring any new full-time state classified civil
24 service employees and prohibited from filling any vacant state
25 classified civil service positions. This hiring freeze does not
26 apply to internal transfers of classified employees from 1 position
27 to another within a department.

1 (2) The state budget director may grant exceptions to this
2 hiring freeze when the state budget director believes that the
3 hiring freeze will result in rendering a state department or agency
4 unable to deliver basic services, cause loss of revenue to the
5 state, result in the inability of the state to receive federal
6 funds, or necessitate additional expenditures that exceed any
7 savings from maintaining a vacancy. The state budget director shall
8 report quarterly to the chairpersons of the senate and house of
9 representatives standing committees on appropriations the number of
10 exceptions to the hiring freeze approved during the previous
11 quarter and the reasons to justify the exceptions.

12 Sec. 206. The department shall use the Internet to fulfill the
13 reporting requirements of this act. This requirement can be met if
14 reports are transmitted via electronic mail to the recipients
15 identified for each reporting requirement or it may include
16 placement of reports on an Internet or Intranet site.

17 Sec. 207. Within 14 days after the release of the executive
18 budget recommendation, the department shall provide the state
19 budget director, the senate and house appropriations subcommittees
20 on natural resources, and the senate and house fiscal agencies with
21 an annual report on estimated restricted fund balances, projected
22 revenues, and expenditures for the fiscal years ending September
23 30, 2007 and September 30, 2008.

24 Sec. 208. (1) From the funds appropriated under part 1, the
25 department shall prepare a report that lists all of the following
26 regarding grant, loan, or grant and loan programs administered by
27 the department for the fiscal year ending on September 30, 2008:

1 (a) The name of each program.

2 (b) The goals, criteria, filing fees, nominating procedures,
3 eligibility requirements, processes, and deadlines for each
4 program.

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

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

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

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

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

16 (h) A listing of all recipients of grants or loans awarded by
17 the department by type and amount of grant or loan during the
18 fiscal year ending September 30, 2007.

19 (2) The reports required under this section shall be submitted
20 to the state budget director, the senate and house appropriations
21 committees, and the senate and house fiscal agencies by January 1,
22 2008.

23 Sec. 209. Appropriations of state-restricted game and fish
24 protection funds have been made to the following departments and
25 agencies in their respective appropriation acts. The amounts
26 appropriated to these departments and agencies are listed below:

27 Department of civil service..... \$ 409,100

1	History, arts, and libraries.....	2,400
2	Legislative auditor general.....	21,400
3	Attorney general.....	740,800
4	Department of management and budget.....	259,100
5	Department of treasury.....	11,700

6 Sec. 211. Pursuant to section 43703(3) of the natural
7 resources and environmental protection act, 1994 PA 451, MCL
8 324.43703, there is appropriated from the game and fish protection
9 trust fund to the game and fish protection account of the Michigan
10 conservation and recreation legacy fund, \$6,000,000.00 for the
11 fiscal year ending September 30, 2008.

12 Sec. 212. From the funds appropriated in part 1 for
13 information technology, departments and agencies shall pay user
14 fees to the department of information technology for technology-
15 related services and projects. Such user fees shall be subject to
16 provisions of an interagency agreement between the department and
17 the department of information technology.

18 Sec. 213. Amounts appropriated in part 1 for information
19 technology may be designated as work projects and carried forward
20 to support technology projects under the direction of the
21 department of information technology. Funds designated in this
22 manner are not available for expenditure until approved as work
23 projects under section 451a of the management and budget act, 1984
24 PA 431, MCL 18.1451a.

25 Sec. 214. (1) Due to the current budgetary problems in this
26 state, out-of-state travel for the fiscal year ending September 30,
27 2008 shall be limited to situations in which 1 or more of the

1 following conditions apply:

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

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

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

10 (d) The travel is necessary to comply with federal
11 requirements.

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

14 (f) The travel is financed entirely by federal or nonstate
15 funds.

16 (2) If out-of-state travel is necessary but does not meet 1 or
17 more of the conditions in subsection (1), the state budget director
18 may grant an exception to allow the travel. Any exceptions granted
19 by the state budget director shall be reported on a monthly basis
20 to the house and senate appropriations committees.

21 (3) Not later than January 1 of each year, each department
22 shall prepare a travel report listing all travel by classified and
23 unclassified employees outside this state in the immediately
24 preceding fiscal year that was funded in whole or in part with
25 funds appropriated in the department's budget. The report shall be
26 submitted to the chairs and members of the house and senate
27 appropriations committees, the house and senate fiscal agencies,

1 and the state budget director. The report shall include the
2 following information:

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

5 (b) The destination of each travel occurrence.

6 (c) The dates of each travel occurrence.

7 (d) A brief statement of the reason for each travel
8 occurrence.

9 (e) The transportation and related costs of each travel
10 occurrence, including the proportion funded with state general
11 fund/general purpose revenues, the proportion funded with state-
12 restricted revenues, the proportion funded with federal revenues,
13 and the proportion funded with other revenues.

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

16 Sec. 215. Funds appropriated in part 1 shall not be used for
17 the purchase of foreign goods or services, or both, if
18 competitively priced and comparable quality American goods or
19 services, or both, are available. Preference should be given to
20 goods or services, or both, manufactured or provided by Michigan
21 businesses if they are competitively priced and of comparable
22 quality.

23 Sec. 217. (1) In addition to the funds appropriated in part 1,
24 there is appropriated an amount not to exceed \$3,000,000.00 for
25 federal contingency funds. These funds are not available for
26 expenditure until they have been transferred to another line item
27 in this act under section 393(2) of the management and budget act,

1 1984 PA 431, MCL 18.1393.

2 (2) In addition to the funds appropriated in part 1, there is
 3 appropriated an amount not to exceed \$5,000,000.00 for state
 4 restricted contingency funds. These funds are not available for
 5 expenditure until they have been transferred to another line item
 6 in this act under section 393(2) of the management and budget act,
 7 1984 PA 431, MCL 18.1393.

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

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

20 Sec. 218. (1) If game and fish license fee adjustments are not
 21 enacted into law by October 1, 2007, the projected \$7,827,500.00
 22 shortfall in the game and fish protection account of the Michigan
 23 conservation and recreation legacy fund is hereby eliminated by the
 24 reduction of game and fish protection account appropriations
 25 through negative appropriations of the following amounts:

26 EXECUTIVE

27 Game and fish protection account..... (220,100)

1 ADMINISTRATIVE SERVICES

2 Game and fish protection account (143,900)

3 LAND AND FACILITIES

4 Game and fish protection account (296,500)

5 WILDLIFE MANAGEMENT

6 Game and fish protection account (1,629,400)

7 FISHERIES MANAGEMENT

8 Game and fish protection account (2,480,100)

9 FOREST, MINERAL, AND FIRE MANAGEMENT

10 Game and fish protection account (203,600)

11 LAW ENFORCEMENT

12 Game and fish protection account (2,853,900)

13 (2) If the license fee adjustments are made after October 1,

14 2007 or the game and fish protection account shortfall is less than

15 \$7,827,500.00, adjustments to balance the revenues and

16 appropriations in the game and fish protection account will be made

17 in the same proportion as identified in subsection (1).

18 (3) Any adjustments under subsection (1) or (2) shall be

19 communicated to the house and senate appropriations subcommittees

20 on natural resources 30 days before the effective date of these

21 adjustments.

22 Sec. 219. The director shall take all reasonable steps to

23 ensure businesses in deprived and depressed communities compete for

24 and perform contracts to provide services or supplies, or both. The

25 director shall strongly encourage firms with which the department

26 contracts to subcontract with certified businesses in depressed and

27 deprived communities for services, supplies, or both.

1 Sec. 220. The department shall develop a plan for allocating
2 restricted funds among department administrative support and
3 regulatory activities. This plan shall be submitted to the house
4 and senate appropriations subcommittees on natural resources by
5 January 30, 2008. This plan shall include a cost allocation plan
6 for financial services support, office space rent and building
7 occupancy charges, and support division service for information
8 systems and technology and a methodology to use information
9 generated through activity reports that identifies the percentage
10 of employee time spent on restricted fund activities.

11 Sec. 221. The department shall not take disciplinary action
12 against an employee for truthfully and factually communicating with
13 a member of the legislature or his or her staff.

14 ADMINISTRATIVE SERVICES

15 Sec. 401. The department may charge the appropriations
16 contained in part 1, including all special maintenance and capital
17 projects appropriated for the fiscal year ending September 30,
18 2008, for engineering services provided, a standard percentage fee
19 to recover actual costs. The department may use the revenue derived
20 to support the engineering services charges provided for in part 1.

21 Sec. 402. The department may charge land acquisition projects
22 appropriated for the fiscal year ending September 30, 2008, and for
23 prior fiscal years, a standard percentage fee to recover actual
24 costs, and may use the revenue derived to support the land
25 acquisition service charges provided for in part 1.

26 Sec. 403. The department may charge both application fees and

1 transaction fees related to the exchange or sale of state-owned
2 land or rights in land authorized by part 21 of the natural
3 resources and environmental protection act, 1994 PA 451, MCL
4 324.2101 to 324.2162. The fees shall be set by the director at a
5 rate which allows the department to recover its costs for providing
6 these services.

7 Sec. 404. The department shall prominently display in a
8 prominent place in the fishing guide provided to each licensed
9 fisher and paid for from the funds appropriated in part 1, the
10 website address for the department of community health. In
11 addition, the fishing guide shall include information on
12 alternative sources where interested parties without Internet
13 access may find information on fish advisories issued by the
14 department of community health.

15 Sec. 405. Within 21 days after the end of the fiscal year
16 ending September 30, 2008, the department shall submit to the
17 senate and house appropriations subcommittees on natural resources
18 a report on all land transactions approved by the commission in the
19 previous fiscal year. For each land transaction, the report shall
20 include the size of the parcel, the county and municipality in
21 which the parcel is located, the dollar amount of the transaction,
22 the fund source affected by the transaction, and whether the
23 transaction is by purchase, public auction, transfer, exchange, or
24 conveyance.

25 WILDLIFE MANAGEMENT

26 Sec. 501. Of the funds appropriated in part 1, the department

1 shall reimburse the department of agriculture for costs incurred
2 for indemnification payments for apiary or livestock losses caused
3 by bears, wolves, coyotes, or cougars under the animal industry
4 act, 1988 PA 466, MCL 287.701 to 287.745.

5 Sec. 502. The appropriation in part 1 for cormorant control
6 shall be used to enter into a partnership agreement with the United
7 States department of agriculture - wildlife services agency to
8 provide for additional control activities in areas of the state
9 most affected by the double-crested cormorant. The agreement shall
10 contain conditions requiring the United States department of
11 agriculture to document that the state appropriation was used to
12 control double-crested cormorants within Michigan boundary waters
13 in sufficient detail to allow verification by the legislative
14 auditor general.

15 **FISHERIES MANAGEMENT**

16 Sec. 601. As a condition of expenditure of fisheries
17 management appropriations under part 1, the department shall not
18 impede the certification process for water control structures on
19 Michigan waterways. The department shall fund from funds
20 appropriated in part 1 all non-water-quality studies or
21 requirements that the department requests of either of the
22 following:

23 (a) The department of environmental quality as a condition for
24 issuance of a certification under the federal water pollution
25 control act, 33 USC 1341.

26 (b) The federal energy regulatory commission as a condition of

1 licensing under the federal power act, 16 USC 791a to 825r.

2 Sec. 602. (1) From the appropriation in part 1 for aquatic
3 resource mitigation, not more than \$758,000.00 shall be allocated
4 for grants to watershed councils, resource development councils,
5 soil conservation districts, local governmental units, and other
6 nonprofit organizations for stream habitat stabilization and soil
7 erosion control.

8 (2) The fisheries division of the department shall develop
9 priority and cost estimates for all recommended projects.

10 **PARKS AND RECREATION**

11 Sec. 701. Pursuant to section 1902(2) of the natural resources
12 and environmental protection act, 1994 PA 451, MCL 324.1902, there
13 is appropriated from the Michigan natural resources trust fund to
14 the Michigan state parks endowment fund an amount not to exceed
15 \$10,000,000.00 for the fiscal year ending September 30, 2008.

16 Sec. 705. The department shall not alter or halt operations of
17 the ski hill or demolish buildings related to the ski hill, the
18 assistant manager residence, the 3-unit apartment building, or the
19 carpenter's shop and garage in Porcupine Mountains wilderness state
20 park. The department shall collaborate with travel Michigan for the
21 marketing and promotion of the ski hill.

22 **FOREST, MINERAL, AND FIRE MANAGEMENT**

23 Sec. 801. In addition to the funds appropriated in part 1,
24 \$350,000.00 is appropriated to cover costs related to any declared
25 emergency involving the collapse of any abandoned mine shaft

1 located on state land. This appropriation shall not be expended
2 unless the state budget director recommends the expenditure and the
3 department notifies the house and senate committees on
4 appropriations.

5 Sec. 802. As a condition of expenditure of appropriations in
6 part 1 from forest development funds, on October 15, 2007 the
7 department shall provide at least \$1,000,000.00 from cooperative
8 resources programs as an interdepartmental grant to the department
9 of agriculture for the cooperative resources management initiative
10 program for the purposes of supporting forestry programs in local
11 conservation districts.

12 Sec. 803. The department shall provide a report describing
13 timber marking efforts and how the additional \$478,100.00 funding
14 support provided in part 1 was applied to these efforts to the
15 house and senate appropriations subcommittees on natural resources
16 30 days after the end of the fiscal year ending September 30, 2008.

17 Sec. 804. The appropriation in part 1 for the Michigan forest
18 finance authority authorizes the grant from the Michigan strategic
19 fund appropriated from the 21st century jobs trust fund under
20 section 88j of the Michigan strategic fund act, 1984 PA 270, MCL
21 125.2088j.

22 Sec. 805. The department shall spend amounts appropriated in
23 part 1 for forest-related activities to employ or contract for
24 additional foresters to mark timber, pursuant to section 806.

25 Sec. 806. Of the funds appropriated in part 1, the department
26 shall, subject to the forest certification process, prescribe
27 appropriate treatment on not less than 63,000 acres at the current

1 average rate of 12.5 to 13 cords per acre, and put those cords up
2 for sale in 2008, provided that the department shall take into
3 consideration the impact of timber harvesting on wildlife habitat
4 and recreation uses. The department shall, subject to the forest
5 certification process, increase marking or treatment of hardwood
6 timber for sale and harvest by 10% over 2006 levels. In addition,
7 the department shall take into consideration silvicultural analysis
8 and report annually to the legislature on plans and efforts to
9 address factors limiting management of timber. The department shall
10 provide quarterly reports on the number of acres treated, pursuant
11 to this section, to the senate and house appropriations
12 subcommittees on natural resources and the standing committees of
13 the senate and house of representatives with primary responsibility
14 for natural resources issues.

15 Sec. 807. In addition to the money appropriated in this act,
16 the department may receive and expend money from federal sources
17 for the purpose of providing response to wildfires as required by a
18 compact with the federal government. If additional expenditure
19 authorization is required, the department shall notify the state
20 budget office that expenditure under this section is required. The
21 department shall notify the house and senate appropriations
22 subcommittees on natural resources and the house and senate fiscal
23 agencies of the expenditures under this section by November 1,
24 2008.

25 LAW ENFORCEMENT

26 Sec. 901. The appropriation in part 1 for snowmobile law

1 enforcement grants shall be used to provide grants to county law
2 enforcement agencies to enforce part 821 of the natural resources
3 and environmental protection act, 1994 PA 451, MCL 324.82101 to
4 324.82160, including rules promulgated under that part and
5 ordinances enacted pursuant to that part. The department shall
6 consider the number of enforcement hours and the number of miles of
7 snowmobile trails in each county in allocating these grants. Any
8 funds not distributed to counties revert back to the snowmobile
9 registration fee subaccount created under section 82111 of the
10 natural resources and environmental protection act, 1994 PA 451,
11 MCL 324.82111. Counties shall provide semiannual reports to the
12 department on the use of grant money received under this section.

13 **GRANTS**

14 Sec. 1001. Federal pass-through funds to local institutions
15 and governments that are received in amounts in addition to those
16 included in part 1 for grants to communities - federal oil, gas,
17 and timber payments and that do not require additional state
18 matching funds are appropriated for the purposes intended. By
19 November 30, 2007, the department shall report to the senate and
20 house appropriations subcommittees on natural resources, the senate
21 and house fiscal agencies, and the state budget director on all
22 amounts appropriated under this section during the fiscal year
23 ending September 30, 2007.

24 Sec. 1003. Subject to part 811 of the natural resources and
25 environmental protection act, 1994 PA 451, MCL 324.81101 to
26 324.81150, from the funds appropriated in part 1 for off-road

1 vehicle trail improvements grants, not less than \$980,000.00 shall
2 be spent on the development of new trails in accordance with the
3 off-road vehicle trail expansion plan submitted to the legislature
4 pursuant to section 807 of article 14 of 2005 PA 154.