

SENATE 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:

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PART 1

LINE-ITEM APPROPRIATIONS

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

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amounts listed in this part are appropriated for the department of natural resources for the fiscal year ending September 30, 2008, from the funds indicated in this part. The following is a summary of the appropriations in this part:

**APPROPRIATION SUMMARY:**

GROSS APPROPRIATION.....	\$	<<(100)>>
Interdepartmental grant revenues:		
Total interdepartmental grants and intradepartmental transfers .....		0
ADJUSTED GROSS APPROPRIATION.....	\$	<<(100)>>
Federal revenues:		
Total federal revenues.....		0
Special revenue funds:		
Total local revenues.....		0
Total private revenues.....		0
Total other state restricted revenues.....		0
State general fund/general purpose.....	\$	<<(100)>>
<<Sec. 102. BUDGETARY SAVINGS		
Budgetary savings.....	\$	(100)
GROSS APPROPRIATION.....	\$	(100)
Appropriated from:		
State general fund/general purpose.....	\$	(100)>>

## 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 under part 1 for fiscal year 2005-2006 is <<(\$100.00)>>. State payments to local units of government under part 1 are \$0.00.

TOTAL.....	\$	0
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1       Sec. 202. The appropriations made and the expenditures  
2 authorized under this part and the departments, agencies,  
3 commissions, boards, offices, and programs for which an  
4 appropriation is made under part 1 are subject to the management  
5 and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

6       Sec. 210. Before January 31, 2008, the department, in  
7 cooperation with the Michigan state waterways commission, shall  
8 provide to the state budget director, the senate and house  
9 appropriations subcommittees on natural resources, and the senate  
10 and house fiscal agencies a list of projects completed by the  
11 commission in fiscal year 2006-2007, including the county and  
12 municipality in which each project is located.

13       Sec. 214. The department shall not take disciplinary action  
14 against an employee for communicating with a member of the  
15 legislature or his or her staff.

16       Sec. 216. (1) The department shall report no later than April  
17 1, 2008 on each specific policy change made to implement enacted  
18 legislation to the senate and house appropriations subcommittees on  
19 the department budget, the senate and house standing committees on  
20 the department budget, the chairperson of the joint committee on  
21 administrative rules, and the senate and house fiscal agencies and  
22 policy offices.

23       (2) Funds appropriated in part 1 shall not be used to prepare  
24 regulatory plans or promulgate rules that fail to reduce the  
25 disproportionate economic impact on small businesses pursuant to  
26 section 40 of the administrative procedures act of 1969, 1969 PA  
27 306, MCL 24.240.

1       Sec. 217. Funds appropriated in part 1 shall not be used by a  
2       principal executive department, state agency, or authority to hire  
3       a person to provide legal services that are the responsibility of  
4       the attorney general.

5       Sec. 218. From the funds appropriated in part 1, the  
6       department shall implement continuous improvement efficiency  
7       mechanisms in the programs administered by the department. The  
8       continuous improvement efficiency mechanisms shall identify changes  
9       made in programs to increase efficiency and reduce expenditures in  
10      the programs. On March 31, 2008 and September 30, 2008, the  
11      department shall report to the state budget director, the senate  
12      and house appropriations subcommittees, and the senate and house  
13      fiscal agencies on the progress made toward increased efficiencies  
14      in departmental programs. At a minimum, each report shall include  
15      information on the program review process, the type of improvement  
16      mechanisms implemented, and actual and projected expenditure  
17      savings as a result of the increased program efficiencies.

**<<WILDLIFE MANAGEMENT**

    Sec. 503. From the funds appropriated in part 1, the department shall submit quarterly reports to the state budget director, the senate and house appropriation subcommittees on natural resources, and the senate and house fiscal agencies that provide detail about enforcement actions taken to eradicate bovine TB, the number of infected deer found, new science it is working on to detect bovine TB, and other relevant information about the department's efforts to address the presence of bovine TB in the state.

**FISHERIES MANAGEMENT**

    Sec. 603. From the funds appropriated in part 1, the department shall establish a groundwater conservation advisory council with identical membership and purpose as the one eliminated by executive order 2007-08. The department shall work with the Michigan departments of agriculture and environmental quality to provide joint resources to the council.>>

18      **PARKS AND RECREATION**

19      Sec. 702. (1) The department shall prepare detailed reports  
20      for construction projects in state parks that will involve campsite  
21      or campground closures. These reports shall include expected costs,

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22 impacts on recreation opportunities, impacts on state park  
23 revenues, and the expected impact on state park users. The  
24 department shall also prepare reports on average monthly campground  
25 occupancy rates for every state park during the previous summer  
26 season. The department shall provide reports described in this

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subsection to the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies not later than April 1, 2008.

(2) The department shall notify the house and senate appropriations subcommittees on natural resources and the house and senate fiscal agencies if it intends to reduce operations or reduce recreation opportunities at any state park or recreation area.

Sec. 703. From the funds appropriated in part 1, the department shall maintain an appropriate number of defibrillators in state parks. State parks shall accept donations of defibrillators.

Sec. 704. By September 30, 2008, the department shall report to the senate and house appropriations subcommittees on natural resources and the senate and house fiscal agencies any misuse of complimentary or discounted day passes at state recreational facilities during the 2007-2008 fiscal year.

Sec. 706. Regardless of the results of the pending shooting range litigation, from the funds appropriated in part 1, the department shall retain the services of a licensed engineer specializing in acoustics to further study and design range modifications to mitigate sound from the shooting range at the Island Lake recreation area.

<<Sec. 707. The department shall work with the natural resources commission to create a plan for generating at least \$5,000,000.00 in annual corporate sponsorship revenue for state parks operations. The department shall inventory all state park assets and determine a plan for attracting sponsorships of those assets in a tasteful and appropriate manner without detracting from the image of the park itself. The plan shall be submitted to the state budget director, the senate and house appropriation subcommittees on natural resources, and the senate and house fiscal agencies by January 31, 2008.>>

#### **FOREST, MINERAL, AND FIRE MANAGEMENT**

Sec. 807. From the funds appropriated in part 1, the department shall allow for a designated snowmobile route connecting the Village of Bellaire to the Jordan River Trail across state-

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1 owned land with associated reasonable restrictions that mitigate

2 negative impacts on the natural resources.

<<Sec. 809. From the funds appropriated in part 1 from the state  
general fund/general purpose, \$100.00 is provided for fire control  
activities, including but not limited to, the Sleeper Lake fire.>>