

HOUSE SUBSTITUTE FOR  
SENATE BILL NO. 1106

A bill to make appropriations for the department of natural resources for the fiscal year ending September 30, 2009; 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, 2009,  
 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.....	2,167.9	
8	GROSS APPROPRIATION.....		\$ 291,158,800
9	Interdepartmental grant revenues:		
10	Total interdepartmental grants and intradepartmental		
11	transfers .....		3,802,200
12	ADJUSTED GROSS APPROPRIATION.....		\$ 287,356,600
13	Federal revenues:		
14	Total federal revenues.....		50,409,100
15	Special revenue funds:		
16	Total private revenues.....		3,245,000
17	Total other state restricted revenues.....		209,053,600
18	State general fund/general purpose.....		\$ 24,648,900
19	FUND SOURCE SUMMARY:		
20	Full-time equated unclassified positions.....	6.0	
21	Full-time equated classified positions.....	2,167.9	
22	GROSS APPROPRIATION.....		\$ 291,158,800
23	Interdepartmental grant revenues:		
24	IDG, engineering services to work orders.....		1,972,100
25	IDG, MacMullan conference center revenue.....		1,413,100
26	IDG, land acquisition services to work orders.....		417,000
27	Total interdepartmental grants and intradepartmental		

1	transfers .....	3,802,200
2	ADJUSTED GROSS APPROPRIATION.....	\$ 287,356,600
3	Federal revenues:	
4	DAG, federal.....	13,352,700
5	DOC, federal.....	71,400
6	DOE, federal.....	1,000
7	DOI, federal.....	28,451,900
8	DHS, federal.....	6,144,300
9	DOT, federal.....	2,100,000
10	EPA, federal.....	287,800
11	Total federal revenues.....	50,409,100
12	Special revenue funds:	
13	Private funds.....	3,245,000
14	Total private revenues.....	3,245,000
15	Aircraft fees.....	257,200
16	Cervidae licensing and inspection fees.....	165,100
17	Clean Michigan initiative fund.....	45,900
18	Commercial forest fund.....	53,000
19	Forest recreation fund.....	1,422,000
20	Forest development fund.....	29,605,800
21	Forestland user charges.....	560,200
22	Game and fish protection fund.....	66,228,700
23	Game and fish protection fund - fisheries settlement .	906,300
24	Game and fish protection fund - deer habitat reserve .	3,125,800
25	Game and fish protection fund - turkey permit fees ...	1,880,300
26	Game and fish protection fund - waterfowl fees .....	111,000
27	Game and fish - wildlife resource protection fund ....	1,649,300

1	Game and fish protection fund - youth hunting and	
2	fishing education and outreach.....	28,700
3	Land exchange facilitation fund.....	6,286,900
4	Marine safety fund.....	4,793,400
5	Michigan civilian conservation corps endowment fund..	500,000
6	Michigan state parks endowment fund.....	13,645,900
7	Michigan state waterways fund.....	16,594,000
8	Michigan natural resources trust fund.....	3,141,600
9	Nongame wildlife fund.....	699,100
10	Off-road vehicle trail improvement fund.....	4,722,900
11	Park improvement fund.....	38,381,300
12	Recreation improvement fund.....	1,465,800
13	Safety education fund.....	216,800
14	Shop fees.....	66,000
15	Snowmobile registration fee revenue.....	2,300,200
16	Snowmobile trail improvement fund.....	9,942,800
17	Sportsmen against hunger fund.....	257,600
18	Total other state restricted revenues.....	209,053,600
19	State general fund/general purpose.....	\$ 24,648,900
20	<b>Sec. 102. EXECUTIVE</b>	
21	Full-time equated unclassified positions..... 6.0	
22	Full-time equated classified positions..... 64.3	
23	Commission (including travel expense--per diem) .....	\$ 91,300
24	Unclassified salaries.....	416,500
25	Communications--48.3 FTE positions.....	3,951,800
26	Executive direction--16.0 FTE positions.....	<u>2,108,800</u>
27	GROSS APPROPRIATION.....	\$ 6,568,400

1	Appropriated from:	
2	Interdepartmental grant revenues:	
3	Special revenue funds:	
4	Forest development fund.....	301,500
5	Forestland user charges.....	2,100
6	Forest recreation fund.....	28,100
7	Game and fish protection fund.....	2,610,900
8	Game and fish protection fund - deer habitat reserve .	38,100
9	Game and fish protection fund - turkey permit fees ...	16,100
10	Game and fish protection fund - waterfowl fees .....	900
11	Game and fish - wildlife resource protection fund....	15,600
12	Game and fish protection fund - youth hunting and	
13	fishing education and outreach.....	28,700
14	Land exchange facilitation fund.....	65,500
15	Marine safety fund.....	30,100
16	Michigan natural resources trust fund.....	33,000
17	Michigan state parks endowment fund.....	134,900
18	Michigan state waterways fund.....	289,800
19	Nongame wildlife fund.....	7,000
20	Off-road vehicle trail improvement fund.....	24,400
21	Park improvement fund.....	2,242,200
22	Recreation improvement fund.....	9,300
23	Snowmobile registration fee revenue.....	2,900
24	Snowmobile trail improvement fund.....	47,700
25	State general fund/general purpose.....	\$ 639,600
26	<b>Sec. 103. ADMINISTRATIVE SERVICES</b>	
27	Full-time equated classified positions.....	53.5

1	Budget and support services--16.5 FTE positions .....	\$	1,712,900
2	Financial services--23.0 FTE positions .....		2,572,200
3	Grants administration--14.0 FTE positions .....		1,475,000
4	Internal audit services.....		<u>491,100</u>
5	GROSS APPROPRIATION.....	\$	6,251,200
6	Appropriated from:		
7	Federal revenues:		
8	DOI, federal.....		317,200
9	Special revenue funds:		
10	Clean Michigan initiative fund.....		45,900
11	Forest development fund.....		1,001,100
12	Forest recreation fund.....		48,000
13	Game and fish protection fund.....		1,220,800
14	Game and fish protection fund - deer habitat reserve .		66,500
15	Game and fish protection fund - turkey permit fees ...		33,800
16	Game and fish protection fund - waterfowl fees .....		3,800
17	Game and fish - wildlife resource protection fund....		35,100
18	Land exchange facilitation fund.....		90,400
19	Marine safety fund.....		174,000
20	Michigan natural resources trust fund.....		857,900
21	Michigan state parks endowment fund.....		204,100
22	Michigan state waterways fund.....		256,800
23	Nongame wildlife fund.....		23,700
24	Off-road vehicle trail improvement fund.....		83,100
25	Park improvement fund.....		753,600
26	Recreation improvement fund.....		21,000
27	Safety education fund.....		6,200

1	Snowmobile registration fee revenue.....	54,100
2	Snowmobile trail improvement fund.....	184,100
3	State general fund/general purpose.....	\$ 770,000
4	<b>Sec. 104. LAND AND FACILITIES</b>	
5	Full-time equated classified positions.....	134.2
6	Land and facilities--134.2 FTE positions.....	\$ <u>20,417,700</u>
7	GROSS APPROPRIATION.....	\$ 20,417,700
8	Appropriated from:	
9	Interdepartmental grant revenues:	
10	IDG, engineering services to work orders.....	1,972,100
11	IDG, land acquisition services to work orders.....	417,000
12	IDG, MacMullan conference center revenue.....	1,413,100
13	Special revenue funds:	
14	Forest development fund.....	1,925,000
15	Forestland user charges.....	13,600
16	Forest recreation fund.....	11,000
17	Game and fish protection fund.....	6,856,400
18	Game and fish protection fund - deer habitat reserve .	198,100
19	Game and fish protection fund - turkey permit fees...	77,300
20	Game and fish - wildlife resource protection fund....	6,200
21	Land exchange facilitation fund.....	5,909,600
22	Marine safety fund.....	102,600
23	Michigan natural resources trust fund.....	5,900
24	Michigan state parks endowment fund.....	132,900
25	Michigan state waterways fund.....	266,500
26	Off-road vehicle trail improvement fund.....	24,000
27	Park improvement fund.....	504,900

1	Snowmobile registration fee revenue.....	40,100
2	Snowmobile trail improvement fund.....	78,900
3	State general fund/general purpose.....	\$ 462,500
4	<b>Sec. 105. DEPARTMENTAL OPERATION SUPPORT</b>	
5	Building occupancy charges.....	\$ 1,979,600
6	Rent - privately owned property.....	490,000
7	Gifts and bequests.....	<u>500,000</u>
8	GROSS APPROPRIATION.....	\$ 2,969,600
9	Appropriated from:	
10	Special revenue funds:	
11	Private funds.....	500,000
12	Forest development fund.....	593,700
13	Forest recreation fund.....	15,100
14	Game and fish protection fund.....	853,400
15	Game and fish protection fund - deer habitat reserve .	20,100
16	Game and fish protection fund - turkey permit fees ...	19,200
17	Game and fish - wildlife resource protection fund....	7,200
18	Land exchange facilitation fund.....	72,500
19	Marine safety fund.....	32,600
20	Michigan natural resources trust fund.....	39,900
21	Michigan state parks endowment fund.....	204,300
22	Michigan state waterways fund.....	109,400
23	Park improvement fund.....	317,300
24	Snowmobile trail improvement fund.....	20,700
25	State general fund/general purpose.....	\$ 164,200
26	<b>Sec. 106. WILDLIFE MANAGEMENT</b>	
27	Full-time equated classified positions.....	213.0



1	Wildlife management--204.0 FTE positions .....	\$	30,052,600
2	Natural resources heritage--9.0 FTE positions .....		1,271,300
3	Cormorant population mitigation program .....		150,000
4	State game and wildlife area maintenance .....		<u>750,000</u>
5	GROSS APPROPRIATION .....	\$	32,223,900
6	Appropriated from:		
7	Federal revenues:		
8	DAG, federal .....		206,500
9	DOI, federal .....		13,631,900
10	EPA, federal .....		1,000
11	Special revenue funds:		
12	Private funds .....		114,600
13	Cervidae licensing and inspection fees .....		101,500
14	Forest development fund .....		63,400
15	Game and fish protection fund .....		10,579,300
16	Game and fish protection fund - deer habitat reserve .		2,729,800
17	Game and fish protection fund - turkey permit fees ...		1,669,400
18	Game and fish protection fund - waterfowl fees .....		103,600
19	Nongame wildlife fund .....		635,200
20	Sportsmen against hunger fund .....		257,600
21	State general fund/general purpose .....	\$	2,130,100
22	<b>Sec. 107. FISHERIES MANAGEMENT</b>		
23	Full-time equated classified positions .....		249.0
24	Aquatic resource mitigation--3.0 FTE positions .....	\$	907,300
25	Fisheries resource management--182.0 FTE positions ...		20,169,700
26	Fish production--64.0 FTE positions .....		<u>8,877,900</u>
27	GROSS APPROPRIATION .....	\$	29,954,900

1	Appropriated from:		
2	Federal revenues:		
3	DAG, federal.....		134,400
4	DOE, federal.....		1,000
5	DOC, federal.....		53,400
6	DOI, federal.....		9,911,700
7	EPA, federal.....		165,500
8	Special revenue funds:		
9	Private funds.....		116,700
10	Game and fish protection fund.....		18,665,900
11	Game and fish protection fund - fisheries settlement .		906,300
12	State general fund/general purpose.....	\$	0
13	<b>Sec. 108. PARKS AND RECREATION</b>		
14	Full-time equated classified positions.....	794.9	
15	State parks--628.4 FTE positions.....	\$	44,654,200
16	State park improvement revenue bonds - debt service ..		1,138,700
17	Recreational boating--163.5 FTE positions.....		14,508,800
18	Michigan civilian conservation corps--3.0 FTE		
19	positions .....		<u>500,000</u>
20	GROSS APPROPRIATION.....	\$	60,801,700
21	Appropriated from:		
22	Federal revenues:		
23	EPA, federal.....		120,300
24	Special revenue funds:		
25	Private funds.....		363,900
26	Michigan civilian conservation corps endowment fund..		500,000
27	Michigan state parks endowment fund.....		12,079,400

1	Michigan state waterways fund.....		14,508,800
2	Off-road vehicle trail improvement fund.....		243,100
3	Park improvement fund.....		32,986,200
4	State general fund/general purpose.....	\$	0
5	<b>Sec. 109. FOREST, MINERAL, AND FIRE MANAGEMENT</b>		
6	Full-time equated classified positions.....	395.0	
7	Forest and timber treatments--125.0 FTE positions....	\$	16,173,900
8	Forest management planning--40.0 FTE positions .....		4,018,100
9	Adopt-a-forest program.....		25,000
10	Wildfire protection--135.0 FTE positions .....		11,268,600
11	Forest recreation--50.0 FTE positions .....		4,771,500
12	Minerals management--23.0 FTE positions .....		2,526,100
13	Cooperative resource programs--12.0 FTE positions ....		2,542,100
14	Forest management initiative--10.0 FTE positions .....		838,500
15	Forest fire equipment.....		500,000
16	GROSS APPROPRIATION.....	\$	42,663,800
17	Appropriated from:		
18	Federal revenues:		
19	DAG, federal.....		2,386,800
20	DHS, federal.....		250,000
21	DOI, federal.....		2,000
22	EPA, federal.....		1,000
23	Special revenue funds:		
24	Private funds.....		925,100
25	Aircraft fees.....		257,200
26	Commercial forest fund.....		48,100
27	Forest development fund.....		24,270,500

1	Forestland user charges.....	528,300
2	Forest recreation fund.....	1,217,700
3	Game and fish protection fund.....	1,707,100
4	Michigan natural resources trust fund.....	1,248,500
5	Michigan state parks endowment fund.....	566,000
6	Michigan state waterways fund.....	387,000
7	Off-road vehicle trail improvement fund.....	664,800
8	Recreation improvement fund.....	324,100
9	Shop fees.....	66,000
10	Snowmobile trail improvement fund.....	1,524,100
11	State general fund/general purpose.....	\$ 6,289,500
12	<b>Sec. 110. LAW ENFORCEMENT</b>	
13	Full-time equated classified positions.....	264.0
14	General law enforcement--264.0 FTE positions.....	\$ <u>31,861,500</u>
15	GROSS APPROPRIATION.....	\$ 31,861,500
16	Appropriated from:	
17	Federal revenues:	
18	DHS, federal.....	4,424,300
19	DOC, federal.....	18,000
20	DOI, federal.....	1,472,200
21	Special revenue funds:	
22	Private gift.....	74,700
23	Cervidae licensing and inspection fees.....	63,600
24	Forest recreation fund.....	59,600
25	Game and fish protection fund.....	18,736,500
26	Game and fish protection fund - wildlife resource	
27	protection fund .....	1,529,700

1	Marine safety fund.....	1,575,800
2	Off-road vehicle trail improvement fund.....	1,221,800
3	Park improvement fund.....	59,600
4	Safety education fund.....	60,600
5	Snowmobile registration fee revenue.....	1,015,600
6	State general fund/general purpose.....	\$ 1,549,500
7	<b>Sec. 111. PAYMENTS IN LIEU OF TAXES</b>	
8	Commercial forest reserve.....	\$ 2,662,600
9	Purchased lands.....	4,450,000
10	Swamp and tax reverted lands.....	<u>7,076,500</u>
11	GROSS APPROPRIATION.....	\$ 14,189,100
12	Appropriated from:	
13	Special revenue funds:	
14	Game and fish protection fund.....	1,715,000
15	Michigan natural resources trust fund.....	500,000
16	Michigan state waterways fund.....	135,000
17	State general fund/general purpose.....	\$ 11,839,100
18	<b>Sec. 112. GRANTS</b>	
19	Accessibility grants.....	\$ 1,000,000
20	Chesaning dam restoration - village of Chesaning.....	30,000
21	Federal - clean vessel act grants.....	400,000
22	Federal - forest stewardship grants.....	3,125,000
23	Federal - land and water conservation fund payments..	2,566,900
24	Federal - rural community fire protection.....	300,000
25	Federal - urban forestry grants.....	4,000,000
26	Game and nongame wildlife fund grants.....	10,000
27	Grant to counties -- marine safety.....	4,275,000

1	Grants to communities - federal oil, gas, and timber	
2	payments .....	3,450,000
3	Inland fisheries resources grants .....	200,000
4	Lake level assessment payments .....	10,000
5	National recreational trails .....	2,150,000
6	Off-road vehicle safety training grants .....	150,000
7	Off-road vehicle trail improvement grants .....	2,454,000
8	Recreation improvement fund grants .....	1,100,000
9	Snowmobile law enforcement grants .....	1,142,000
10	Snowmobile local grants program .....	<u>8,014,000</u>
11	GROSS APPROPRIATION .....	\$ 34,376,900
12	Appropriated from:	
13	Federal revenues:	
14	DAG, federal .....	10,625,000
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 .....	8,014,000

1	State general fund/general purpose .....	\$	40,000
2	<b>Sec. 113. INFORMATION TECHNOLOGY</b>		
3	Information technology services and projects .....	\$	<u>8,880,100</u>
4	GROSS APPROPRIATION .....	\$	8,880,100
5	Appropriated from:		
6	Special revenue funds:		
7	Commercial forest fund .....		4,900
8	Forest development fund .....		1,450,600
9	Forestland user charges .....		16,200
10	Forest recreation fund .....		42,500
11	Game and fish protection fund .....		3,083,400
12	Game and fish protection fund - deer habitat reserve .		73,200
13	Game and fish protection fund - turkey permit fees ...		64,500
14	Game and fish protection fund - waterfowl fees .....		2,700
15	Game and fish - wildlife resource protection fund ....		55,500
16	Land exchange facilitation fund .....		148,900
17	Marine safety fund .....		73,300
18	Michigan natural resources trust fund .....		456,400
19	Michigan state parks endowment fund .....		324,300
20	Michigan state waterways fund .....		640,700
21	Nongame wildlife fund .....		23,200
22	Off-road vehicle trail improvement fund .....		7,700
23	Park improvement fund .....		1,517,500
24	Recreation improvement fund .....		11,400
25	Snowmobile registration fee revenue .....		45,500
26	Snowmobile trail improvement fund .....		73,300
27	State general fund/general purpose .....	\$	764,400

## 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 2008-2009 is \$233,702,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2008-2009 is \$19,286,100.00. 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.....		4,450,000
Swamp and tax reverted lands.....		7,076,500

## GRANTS

Chesaning dam restoration - village of Chesaning.....	\$	30,000
Grants to counties - marine safety.....		2,805,000
Lake level assessment payments.....		10,000
Off-road vehicle safety training grants.....		150,000
Off-road vehicle trail improvement grants.....		450,000
Recreation improvement fund grants.....		110,000
Snowmobile law enforcement grants.....		1,142,000
Snowmobile local grants program.....		<u>400,000</u>
TOTAL.....	\$	19,286,100



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

4       Sec. 203. As used in this act:

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

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

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

8       (d) "DHS" means the United States department of homeland  
9 security.

10       (e) "Director" means the director of the department of natural  
11 resources.

12       (f) "DOC" means the United States department of commerce.

13       (g) "DOE" means the United States department of energy.

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

15       (i) "DOT" means the United States department of  
16 transportation.

17       (j) "EPA" means the United States environmental protection  
18 agency.

19       (k) "FTE" means full-time equated.

20       (l) "IDG" means interdepartmental grant.

21       Sec. 204. The civil service commission shall bill departments  
22 and agencies at the end of the first fiscal quarter for the 1%  
23 charge authorized by section 5 of article XI of the state  
24 constitution of 1963. Payments shall be made for the total amount  
25 of the billing by the end of the second fiscal quarter.

26       Sec. 205. (1) A hiring freeze is imposed on the state  
27 classified civil service. State departments and agencies are

1 prohibited from hiring any new full-time state classified civil  
2 service employees and prohibited from filling any vacant state  
3 classified civil service positions. This hiring freeze does not  
4 apply to internal transfers of classified employees from 1 position  
5 to another within a department.

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

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

22 Sec. 207. Within 14 days after the release of the executive  
23 budget recommendation, the department shall provide the state  
24 budget director, the senate and house appropriations subcommittees  
25 on natural resources, and the senate and house fiscal agencies with  
26 an annual report on estimated restricted fund balances, projected  
27 revenues, and expenditures for the fiscal years ending September

1 30, 2008 and September 30, 2009.

2 Sec. 208. (1) From the funds appropriated under part 1, the  
3 department shall prepare a report that lists all of the following  
4 regarding grant, loan, or grant and loan programs administered by  
5 the department for the fiscal year ending on September 30, 2009:

6 (a) The name of each program.

7 (b) The goals, criteria, filing fees, nominating procedures,  
8 eligibility requirements, processes, and deadlines for each  
9 program.

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

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

14 (e) Information pertaining to the application process,  
15 timeline for each program, and the contact people within the  
16 department.

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

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

21 (h) A listing of all recipients of grants or loans awarded by  
22 the department by type and amount of grant or loan during the  
23 fiscal year ending September 30, 2008.

24 (2) The reports required under this section shall be submitted  
25 to the state budget director, the senate and house appropriations  
26 committees, and the senate and house fiscal agencies by January 1,  
27 2009.

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

5	Civil service commission.....	\$	876,100
6	History, arts, and libraries.....		3,500
7	Legislative auditor general.....		21,400
8	Attorney general.....		917,800
9	Department of management and budget.....		235,300
10	Department of treasury.....		7,000

11       Sec. 210. Before January 31, 2009, the department, in  
 12 cooperation with the Michigan state waterways commission, shall  
 13 provide to the state budget director, the senate and house  
 14 appropriations subcommittees on natural resources, and the senate  
 15 and house fiscal agencies a list of projects completed by the  
 16 commission in fiscal year 2007-2008, including the county and  
 17 municipality in which each project is located.

18       Sec. 211. Pursuant to section 43703(3) of the natural  
 19 resources and environmental protection act, 1994 PA 451, MCL  
 20 324.43703, there is appropriated from the game and fish protection  
 21 trust fund to the game and fish protection account of the Michigan  
 22 conservation and recreation legacy fund, \$6,000,000.00 for the  
 23 fiscal year ending September 30, 2009.

24       Sec. 212. From the funds appropriated in part 1 for  
 25 information technology, departments and agencies shall pay user  
 26 fees to the department of information technology for technology-  
 27 related services and projects. Such user fees shall be subject to

1 provisions of an interagency agreement between the department and  
2 the department of information technology.

3       Sec. 213. Amounts appropriated in part 1 for information  
4 technology may be designated as work projects and carried forward  
5 to support technology projects under the direction of the  
6 department of information technology. Funds designated in this  
7 manner are not available for expenditure until approved as work  
8 projects under section 451a of the management and budget act, 1984  
9 PA 431, MCL 18.1451a.

10       Sec. 214. (1) Due to the current budgetary problems in this  
11 state, out-of-state travel for the fiscal year ending September 30,  
12 2009 shall be limited to situations in which 1 or more of the  
13 following conditions apply:

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

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

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

22       (d) The travel is necessary to comply with federal  
23 requirements.

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

26       (f) The travel is financed entirely by federal or nonstate  
27 funds.

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

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

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

17           (b) The destination of each travel occurrence.

18           (c) The dates of each travel occurrence.

19           (d) A brief statement of the reason for each travel  
20 occurrence.

21           (e) The transportation and related costs of each travel  
22 occurrence, including the proportion funded with state general  
23 fund/general purpose revenues, the proportion funded with state-  
24 restricted revenues, the proportion funded with federal revenues,  
25 and the proportion funded with other revenues.

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

1       Sec. 215. Funds appropriated in part 1 shall not be used for  
2 the purchase of foreign goods or services, or both, if  
3 competitively priced and comparable quality American goods or  
4 services, or both, are available. Preference should be given to  
5 goods or services, or both, manufactured or provided by Michigan  
6 businesses if they are competitively priced and of comparable  
7 quality. In addition, preference should be given to goods or  
8 services, or both, that are manufactured or provided by Michigan  
9 businesses owned and operated by veterans, if they are  
10 competitively priced and of comparable quality.

11       Sec. 216. The director shall take all reasonable steps to  
12 ensure businesses in deprived and depressed communities compete for  
13 and perform contracts to provide services or supplies, or both. The  
14 director shall strongly encourage firms with which the department  
15 contracts to subcontract with certified businesses in depressed and  
16 deprived communities for services, supplies, or both.

17       Sec. 217. The department shall not take disciplinary action  
18 against an employee for communicating truthfully and factually with  
19 a member of the legislature or his or her staff.

20       Sec. 219. Funds appropriated in part 1 shall not be used by a  
21 principal executive department, state agency, or authority to hire  
22 a person to provide legal services that are the responsibility of  
23 the attorney general. This prohibition does not apply to legal  
24 services for bonding activities and for those activities that the  
25 attorney general authorizes.

26       Sec. 220. The department shall develop a plan for allocating  
27 restricted funds among department administrative support and

1 regulatory activities. This plan shall be submitted to the house  
2 and senate appropriations subcommittees on natural resources by  
3 January 30, 2009. This plan shall include a cost allocation plan  
4 for financial services support, office space rent and building  
5 occupancy charges, and support division service for information  
6 systems and technology and a methodology to use information  
7 generated through activity reports that identifies the percentage  
8 of employee time spent on restricted fund activities.

9       Sec. 222. (1) In addition to the funds appropriated in part 1,  
10 there is appropriated an amount not to exceed \$3,000,000.00 for  
11 federal contingency funds. These funds are not available for  
12 expenditure until they have been transferred to another line item  
13 in this act under section 393(2) of the management and budget act,  
14 1984 PA 431, MCL 18.1393.

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

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

27       (4) In addition to the funds appropriated in part 1, there is



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

6 Sec. 223. It is the intent of the legislature that the  
7 recommendations of the workgroup on long-term funding that was  
8 established in section 223 of 2007 PA 122 are included in the  
9 appropriations in part 1.

10 Sec. 224. It is the intent of the legislature that revenue  
11 shortfalls in the snowmobile trail improvement fund appropriated in  
12 part 1 shall be addressed by January 15, 2009.

13 Sec. 225. The department shall not approve the travel of more  
14 than 1 departmental employee to a specific professional development  
15 conference or training seminar that is located outside of this  
16 state. The only exception to this travel restriction involves a  
17 professional development conference or training seminar that is  
18 funded by a federal or private funding source and requires more  
19 than 1 person from a department to attend.

#### 20 **ADMINISTRATIVE SERVICES**

21 Sec. 401. The department may charge the appropriations  
22 contained in part 1, including all special maintenance and capital  
23 projects appropriated for the fiscal year ending September 30,  
24 2009, for engineering services provided, a standard percentage fee  
25 to recover actual costs. The department may use the revenue derived  
26 to support the engineering services charges provided for in part 1.

1       Sec. 402. The department may charge land acquisition projects  
2 appropriated for the fiscal year ending September 30, 2009, and for  
3 prior fiscal years, a standard percentage fee to recover actual  
4 costs, and may use the revenue derived to support the land  
5 acquisition service charges provided for in part 1.

6       Sec. 403. The department may charge both application fees and  
7 transaction fees related to the exchange or sale of state-owned  
8 land or rights in land authorized by part 21 of the natural  
9 resources and environmental protection act, 1994 PA 451, MCL  
10 324.2101 to 324.2162. The fees shall be set by the director at a  
11 rate which allows the department to recover its costs for providing  
12 these services.

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

21       Sec. 405. Within 21 days after the end of the fiscal year  
22 ending September 30, 2009, the department shall submit to the  
23 senate and house appropriations subcommittees on natural resources  
24 a report on all land transactions approved by the commission in the  
25 previous fiscal year. For each land transaction, the report shall  
26 include the size of the parcel, the county and municipality in  
27 which the parcel is located, the dollar amount of the transaction,

1 the fund source affected by the transaction, and whether the  
2 transaction is by purchase, public auction, transfer, exchange, or  
3 conveyance.

4 Sec. 406. The department shall make the required payments in  
5 lieu of local property taxes by February 14, 2009, provided the  
6 billing is accurate and complete and postmarked by the local  
7 treasurer before December 1, 2008. The department shall notify  
8 local taxing units of this policy change by November 1, 2008.

#### 9 **WILDLIFE MANAGEMENT**

10 Sec. 501. It is the intent of the legislature that, from the  
11 funds appropriated in part 1, the department shall reimburse the  
12 department of agriculture for costs incurred for indemnification  
13 payments for livestock losses caused by wolves, coyotes, or cougars  
14 under the animal industry act, 1988 PA 466, MCL 287.701 to 287.745.

15 Sec. 502. From the funds appropriated in part 1, the  
16 department shall submit quarterly reports to the state budget  
17 director, the senate and house appropriations subcommittees on  
18 natural resources, and the senate and house fiscal agencies that  
19 provide detail about enforcement actions taken to eradicate bovine  
20 tuberculosis, the number of infected deer found, new science it is  
21 working on to detect bovine tuberculosis, and other relevant  
22 information about the department's efforts to address the presence  
23 of bovine tuberculosis in this state.

#### 24 **FISHERIES MANAGEMENT**

25 Sec. 601. As a condition of expenditure of fisheries

1 management appropriations under part 1, the department shall not  
2 impede the certification process for water control structures on  
3 Michigan waterways. The department shall fund from funds  
4 appropriated in part 1 all non-water-quality studies or  
5 requirements that the department requests of either of the  
6 following:

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

10 (b) The federal energy regulatory commission as a condition of  
11 licensing under the federal power act, 16 USC 791a to 825r.

12 Sec. 602. (1) From the appropriation in part 1 for aquatic  
13 resource mitigation, not more than \$758,000.00 shall be allocated  
14 for grants to watershed councils, resource development councils,  
15 soil conservation districts, local governmental units, and other  
16 nonprofit organizations for stream habitat stabilization and soil  
17 erosion control.

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

20 Sec. 603. From the funds appropriated in part 1 for fish  
21 production and fisheries resource management, the department shall  
22 continue to operate the 6 hatcheries that were operational on  
23 September 30, 2007.

#### 24 **PARKS AND RECREATION**

25 Sec. 701. Pursuant to section 1902(2) of the natural resources  
26 and environmental protection act, 1994 PA 451, MCL 324.1902, there

1 is appropriated from the Michigan natural resources trust fund to  
2 the Michigan state parks endowment fund an amount not to exceed  
3 \$10,000,000.00 for the fiscal year ending September 30, 2009.

4       Sec. 702. (1) The department shall prepare detailed reports  
5 for construction projects in state parks that will involve campsite  
6 or campground closures. These reports shall include expected costs,  
7 impacts on recreation opportunities, impacts on state park  
8 revenues, and the expected impact on state park users. The  
9 department shall also prepare reports on average monthly campground  
10 occupancy rates for every state park during the previous summer  
11 season. The department shall provide reports described in this  
12 subsection to the house and senate appropriations subcommittees on  
13 natural resources and the house and senate fiscal agencies not  
14 later than April 1, 2009.

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

19       Sec. 704. The department shall not alter or halt operations of  
20 the ski hill or demolish buildings related to the ski hill, the  
21 assistant manager residence, the 3-unit apartment building, or the  
22 carpenter's shop and garage in Porcupine Mountains wilderness state  
23 park. The department shall collaborate with travel Michigan for the  
24 marketing and promotion of the ski hill.

25       **FOREST, MINERAL, AND FIRE MANAGEMENT**

26       Sec. 801. In addition to the funds appropriated in part 1,

1 \$350,000.00 is appropriated to cover costs related to any declared  
2 emergency involving the collapse of any abandoned mine shaft  
3 located on state land. This appropriation shall not be expended  
4 unless the state budget director recommends the expenditure and the  
5 department notifies the house and senate committees on  
6 appropriations.

7       Sec. 802. As a condition of expenditure of appropriations in  
8 part 1 from state general fund/general purpose, on November 15,  
9 2008 the department shall provide at least \$1,000,000.00 from  
10 cooperative resources programs as an interdepartmental grant to the  
11 department of agriculture for the cooperative resources management  
12 initiative program for the purposes of supporting forestry programs  
13 in local conservation districts.

14       Sec. 803. The department shall spend amounts appropriated in  
15 part 1 for forest-related activities to employ or contract for  
16 additional foresters to mark timber, pursuant to section 804.

17       Sec. 804. Of the funds appropriated in part 1, the department  
18 shall, subject to the forest certification process, prescribe  
19 appropriate treatment on not less than 63,000 acres at the current  
20 average rate of 12.5 to 13 cords per acre, and offer those cords  
21 for sale in 2009, provided that the department shall take into  
22 consideration the impact of timber harvesting on wildlife habitat  
23 and recreation uses. The department shall, subject to the forest  
24 certification process, increase marking or treatment of hardwood  
25 timber for sale and harvest by 10% over 2008 levels. In addition,  
26 the department shall take into consideration silvicultural analysis  
27 and report annually to the legislature on plans and efforts to

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1 address factors limiting management of timber. The department shall  
2 provide quarterly reports on the number of acres treated, pursuant  
3 to this section, to the senate and house appropriations  
4 subcommittees on natural resources and the standing committees of  
5 the senate and house of representatives with primary responsibility  
6 for natural resources issues. The department shall complete and  
7 deliver these reports no later than 45 days after the end of the  
8 fiscal quarter.

[Sec. 805. From the funds appropriated in part 1, the department shall provide for a designated snowmobile route connecting the village of Bellaire to the Jordan River Trail across state owned land with associated reasonable restrictions that mitigate negative impacts on the natural resources.]

9 Sec. 806. In addition to the money appropriated in this act,  
10 the department may receive and expend money from federal sources  
11 for the purpose of providing response to wildfires as required by a  
12 compact with the federal government. If additional expenditure  
13 authorization is required, the department shall notify the state  
14 budget office that expenditure under this section is required. The  
15 department shall notify the house and senate appropriations  
16 subcommittees on natural resources and the house and senate fiscal  
17 agencies of the expenditures under this section by November 1,  
18 2009.

#### 19 LAW ENFORCEMENT

20 Sec. 901. The appropriation in part 1 for snowmobile law  
21 enforcement grants shall be used to provide grants to county law  
22 enforcement agencies to enforce part 821 of the natural resources  
23 and environmental protection act, 1994 PA 451, MCL 324.82101 to  
24 324.82160, including rules promulgated under that part and  
25 ordinances enacted pursuant to that part. The department shall  
26 consider the number of enforcement hours and the number of miles of

1 snowmobile trails in each county in allocating these grants. Any  
2 funds not distributed to counties revert back to the snowmobile  
3 registration fee subaccount created under section 82111 of the  
4 natural resources and environmental protection act, 1994 PA 451,  
5 MCL 324.82111. Counties shall provide semiannual reports to the  
6 department on the use of grant money received under this section.

#### 7 GRANTS

8       Sec. 1101. Federal pass-through funds to local institutions  
9 and governments that are received in amounts in addition to those  
10 included in part 1 for grants to communities - federal oil, gas,  
11 and timber payments and that do not require additional state  
12 matching funds are appropriated for the purposes intended. By  
13 November 30, 2008, the department shall report to the senate and  
14 house appropriations subcommittees on natural resources, the senate  
15 and house fiscal agencies, and the state budget director on all  
16 amounts appropriated under this section during the fiscal year  
17 ending September 30, 2008.

18       Sec. 1102. Subject to part 811 of the natural resources and  
19 environmental protection act, 1994 PA 451, MCL 324.81101 to  
20 324.81150, from the funds appropriated in part 1 for off-road  
21 vehicle trail improvements grants, not less than \$980,000.00 shall  
22 be spent on the development of new trails in accordance with the  
23 off-road vehicle trail expansion plan submitted to the legislature  
24 pursuant to section 807 of article 14 of 2005 PA 154.