

SENATE BILL No. 1144

EXECUTIVE BUDGET BILL

February 28, 2008, Introduced by Senators SCOTT and SWITALSKI and referred to the Committee on Appropriations.

A bill to make appropriations for the department of agriculture for the fiscal year ending September 30, 2009; to provide for the expenditure of the appropriations; to create funds; to provide for the imposition of fees; to require reports, audits, and plans; to authorize certain transfers by certain state agencies; and to provide for the disposition of fees and other income received by certain state agencies.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

PART 1

LINE-ITEM APPROPRIATIONS

Sec. 101. Subject to the conditions set forth in this bill, the amounts listed in this part are appropriated for the department of agriculture for the fiscal year ending September 30, 2009, from

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1 the funds indicated in this part. The following is a summary of the
 2 appropriations in this part:

3 **DEPARTMENT OF AGRICULTURE**

4 APPROPRIATION SUMMARY:

5	Full-time equated unclassified positions.....	6.0	
6	Full-time equated classified positions.....	593.5	
7	GROSS APPROPRIATION.....		\$ 102,980,000
8	Interdepartmental grant revenues:		
9	IDG from MDCH, local public health operations.....		8,878,700
10	IDG from MDEQ, aquifer protection and dispute		
11	resolution		50,000
12	IDG from MDEQ, biosolids.....		92,500
13	IDG from MDEQ, MAEAP.....		159,100
14	IDG from MDEQ, type II well survey.....		17,000
15	IDG from DHS, food bank.....		150,000
16	IDG from MDLEG (LCC), liquor quality testing fees....		191,900
17	Total interdepartmental grants and intradepartmental		
18	transfers		9,539,200
19	ADJUSTED GROSS APPROPRIATION.....		\$ 93,440,800
20	Federal revenues:		
21	DAG, multiple grants.....		11,376,400
22	EPA, multiple grants.....		1,753,300
23	HHS-FDA.....		1,077,700
24	United States department of labor.....		400,000
25	Corporation for national and community services.....		253,600
26	Total federal revenues.....		14,861,000
27	Special revenue funds:		

1	Total local revenues.....	0
2	Private - commodity group.....	89,200
3	Private - slow-the-spread foundation.....	148,000
4	Total private revenues.....	237,200
5	Agricultural preservation fund.....	900,000
6	Agriculture equine industry development fund.....	12,548,400
7	Agriculture pollution prevention fund.....	100
8	Commodity inspection fees.....	1,084,000
9	Dairy and food safety fund.....	2,728,300
10	Gasoline inspection and testing fund.....	2,620,700
11	Freshwater protection fund.....	5,174,300
12	Horticulture fund.....	79,700
13	Industry support funds.....	697,900
14	Licensing and inspection fees.....	4,038,400
15	Migratory labor housing.....	25,000
16	Nonretail liquor fees.....	678,600
17	Refined petroleum fund.....	3,339,000
18	State services fee fund.....	9,185,700
19	Testing fees.....	434,500
20	Upper Peninsula state fair revenue.....	1,382,500
21	Consumer and industry food safety education fund.....	260,500
22	Weights and measures regulation fees.....	674,800
23	Total other state restricted revenues.....	45,852,400
24	State general fund/general purpose.....	\$ 32,490,200
25	Sec. 102. EXECUTIVE	
26	Full-time equated unclassified positions.....	6.0
27	Full-time equated classified positions.....	37.5

1	Commission and boards.....	\$	32,800
2	Unclassified positions.....		354,000
3	Executive direction--10.0 FTE positions.....		923,900
4	Management services--24.0 FTE positions.....		1,728,800
5	Agricultural statistics--1.0 FTE positions.....		143,800
6	Emergency management--2.5 FTE positions.....		243,300
7	Internal audit services.....		<u>263,700</u>
8	GROSS APPROPRIATION.....	\$	3,690,300
9	Appropriated from:		
10	Special revenue funds:		
11	Private - commodity group.....		78,400
12	Gasoline inspection and testing fund.....		61,200
13	Industry support funds.....		34,200
14	Nonretail liquor fees.....		8,800
15	Refined petroleum fund.....		50,400
16	State services fee fund.....		502,500
17	Upper Peninsula state fair revenue.....		9,000
18	State general fund/general purpose.....	\$	2,945,800
19	Sec. 103. DEPARTMENTWIDE		
20	Rent and building occupancy charges.....	\$	<u>1,471,500</u>
21	GROSS APPROPRIATION.....	\$	1,471,500
22	Appropriated from:		
23	Federal revenues:		
24	DAG, multiple grants.....		106,500
25	EPA, multiple grants.....		64,900
26	HHS-FDA.....		14,000
27	Special revenue funds:		

1	Agricultural preservation fund.....		23,900
2	Freshwater protection fund.....		10,100
3	Licensing and inspection fees.....		63,300
4	Nonretail liquor fees.....		8,400
5	Refined petroleum fund.....		114,000
6	State services fee fund.....		313,200
7	State general fund/general purpose.....	\$	753,200
8	Sec. 104. FOOD AND DAIRY		
9	Full-time equated classified positions.....	115.0	
10	Food safety and quality assurance--115.0 FTE		
11	positions	\$	12,642,500
12	Local public health operations.....		<u>8,878,700</u>
13	GROSS APPROPRIATION.....	\$	21,521,200
14	Appropriated from:		
15	Interdepartmental grant revenues:		
16	IDG from MDCH, local public health operations.....		8,878,700
17	Federal revenues:		
18	DAG, multiple grants.....		27,100
19	HHS-FDA.....		380,300
20	Special revenue funds:		
21	Consumer and industry food safety education fund.....		260,500
22	Dairy and food safety fund.....		2,728,300
23	State general fund/general purpose.....	\$	9,246,300
24	Sec. 105. ANIMAL INDUSTRY		
25	Full-time equated classified positions.....	70.0	
26	Animal health and welfare--21.5 FTE positions.....	\$	2,309,900
27	Bovine tuberculosis program--48.5 FTE positions.....		<u>8,892,000</u>

1	GROSS APPROPRIATION.....	\$	11,201,900
2	Appropriated from:		
3	Federal revenues:		
4	DAG, multiple grants.....		1,132,100
5	HHS-FDA.....		72,100
6	Special revenue funds:		
7	Agriculture equine industry development fund.....		2,183,600
8	Licensing and inspection fees.....		106,900
9	State general fund/general purpose.....	\$	7,707,200
10	Sec. 106. PESTICIDE AND PLANT PEST MANAGEMENT		
11	Full-time equated classified positions.....		134.5
12	Pesticide and plant pest management--110.0 FTE		
13	positions	\$	12,186,900
14	Emerald ash borer control program--24.5 FTE positions		<u>5,191,400</u>
15	GROSS APPROPRIATION.....	\$	17,378,300
16	Appropriated from:		
17	Federal revenues:		
18	DAG, multiple grants.....		6,679,300
19	EPA, multiple grants.....		891,500
20	HHS-FDA.....		68,300
21	Special revenue funds:		
22	Private - slow-the-spread foundation.....		148,000
23	Commodity inspection fees.....		1,084,000
24	Horticulture fund.....		79,700
25	Industry support funds.....		340,900
26	Licensing and inspection fees.....		3,660,500
27	State general fund/general purpose.....	\$	4,426,100

1	Sec. 107. ENVIRONMENTAL STEWARDSHIP	
2	Full-time equated classified positions.....	51.0
3	Environmental stewardship--27.0 FTE positions	\$ 2,844,900
4	Groundwater and freshwater protection program--15.0	
5	FTE positions	5,472,500
6	Farmland and open space preservation--9.0 FTE	
7	positions	985,500
8	Technical assistance match.....	300,000
9	Agriculture pollution prevention program.....	1,000,100
10	Local conservation districts.....	916,800
11	Migrant labor housing.....	425,100
12	Aquifer protection program.....	<u>50,000</u>
13	GROSS APPROPRIATION.....	\$ 11,994,900
14	Appropriated from:	
15	Interdepartmental grant revenues:	
16	IDG from MDEQ, aquifer protection and dispute	
17	resolution	50,000
18	IDG from MDEQ, biosolids.....	92,500
19	IDG from MDEQ, MAEAP.....	159,100
20	IDG from MDEQ, type II well survey.....	17,000
21	Federal revenues:	
22	DAG, multiple grants.....	1,000,000
23	EPA, multiple grants.....	445,700
24	Corporation for national and community services	253,600
25	United States department of labor.....	400,000
26	Special revenue funds:	
27	Agricultural preservation fund.....	875,900

1	Agriculture pollution prevention fund.....		100
2	Freshwater protection fund.....		5,164,100
3	Migratory labor housing.....		25,000
4	State general fund/general purpose.....	\$	3,511,900
5	Sec. 108. LABORATORY PROGRAM		
6	Full-time equated classified positions.....	131.0	
7	Laboratory services--63.0 FTE positions.....	\$	6,344,600
8	USDA monitoring program--17.0 FTE positions.....		2,134,200
9	Consumer protection program--51.0 FTE positions.....		<u>5,135,200</u>
10	GROSS APPROPRIATION.....	\$	13,614,000
11	Appropriated from:		
12	Interdepartmental grant revenues:		
13	IDG from MDLEG (LCC), liquor quality testing fees....		189,100
14	Federal revenues:		
15	DAG, multiple grants.....		2,156,200
16	EPA, multiple grants.....		351,200
17	HHS-FDA.....		543,000
18	Special revenue funds:		
19	Gasoline inspection and testing fund.....		2,532,500
20	Licensing and inspection fees.....		75,100
21	Refined petroleum fund.....		3,174,600
22	State services fee fund.....		519,700
23	Testing fees.....		434,500
24	Weights and measures regulation fees.....		674,800
25	State general fund/general purpose.....	\$	2,963,300
26	Sec. 109. AGRICULTURE DEVELOPMENT		
27	Full-time equated classified positions.....	9.0	

1	Agriculture development--6.0 FTE positions	\$	1,072,800
2	Grape and wine program--3.0 FTE positions		717,100
3	Export market development program		50,000
4	Michigan agricultural surplus system		<u>630,500</u>
5	GROSS APPROPRIATION	\$	2,470,400
6	Appropriated from:		
7	Interdepartmental grant revenues:		
8	IDG from DHS, food bank		150,000
9	Federal revenues:		
10	DAG, multiple grants		275,200
11	Special revenue funds:		
12	Private - commodity group		10,800
13	Industry support funds		311,900
14	Nonretail liquor fees		660,900
15	State services fee fund		350,700
16	State general fund/general purpose	\$	710,900
17	Sec. 110. FAIRS AND EXPOSITIONS		
18	Full-time equated classified positions..... 15.5		
19	Upper Peninsula state fair--6.0 FTE positions	\$	1,372,600
20	Fairs, racing and producer security--9.5 FTE positions		1,154,600
21	Premiums - county and state fairs		1,614,000
22	Purses and supplements - fairs/licensed tracks		2,370,000
23	Licensed tracks - light horse racing		132,000
24	Standardbred breeders' awards		969,000
25	Standardbred purses and supplements - licensed tracks		1,789,300
26	Standardbred sire stakes		810,000
27	Thoroughbred sire stakes		830,000

1	Standardbred training and stabling.....	36,000
2	Thoroughbred program.....	2,400,000
3	Thoroughbred owners' awards.....	124,000
4	Distribution of outstanding winning tickets.....	<u>700,000</u>
5	GROSS APPROPRIATION.....	\$ 14,301,500
6	Appropriated from:	
7	Special revenue funds:	
8	Agriculture equine industry development fund.....	10,160,300
9	Industry support funds.....	10,900
10	Licensing and inspection fees.....	132,600
11	State services fee fund.....	2,625,100
12	Upper Peninsula state fair revenue.....	1,372,600
13	State general fund/general purpose.....	\$ 0
14	Sec. 111. OFFICE OF RACING COMMISSIONER	
15	Full-time equated classified positions..... 30.0	
16	Office of racing commissioner--30.0 FTE positions....	\$ <u>3,811,000</u>
17	GROSS APPROPRIATION.....	\$ 3,811,000
18	Appropriated from:	
19	Special revenue funds:	
20	State services fee fund.....	3,811,000
21	State general fund/general purpose.....	\$ 0
22	Sec. 112. INFORMATION TECHNOLOGY	
23	Information technology services and projects.....	\$ <u>1,525,000</u>
24	GROSS APPROPRIATION.....	\$ 1,525,000
25	Appropriated from:	
26	Interdepartmental grant revenues:	
27	IDG from MDLEG (LCC), liquor quality testing fees....	2,800

1	Special revenue funds:	
2	Agricultural preservation fund.....	200
3	Agriculture equine industry development fund.....	204,500
4	Gasoline inspection and testing fund.....	27,000
5	Freshwater protection fund.....	100
6	Nonretail liquor fees.....	500
7	State services fee fund.....	1,063,500
8	Upper Peninsula state fair revenue.....	900
9	State general fund/general purpose.....	\$ 225,500

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

GENERAL SECTIONS

13 Sec. 201. Pursuant to section 30 of article IX of the state
14 constitution of 1963, total state spending from state resources
15 under part 1 for fiscal year 2008-2009 is \$78,342,600.00 and state
16 spending from state resources to be paid to local units of
17 government for fiscal year 2008-2009 is \$2,416,800.00. The itemized
18 statement below identifies appropriations from which spending to
19 local units of government will occur:

DEPARTMENT OF AGRICULTURE

21	Groundwater and freshwater protection program.....	\$ 1,500,000
22	Local conservation districts.....	<u>916,800</u>
23	TOTAL.....	\$ 2,416,800

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

1 to 18.1594.

2 Sec. 203. As used in this bill:

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

4 (b) "Department" means the department of agriculture.

5 (c) "DHS" means the Michigan department of human services.

6 (d) "Director" means the director of the department.

7 (e) "EPA" means the United States environmental protection
8 agency.

9 (f) "FTE" means full-time equated.

10 (g) "HHS-FDA" means the United States department of health and
11 human services - food and drug administration.

12 (h) "IDG" means interdepartmental grant.

13 (i) "MAEAP" means the Michigan agriculture environmental
14 assurance program.

15 (j) "MDCH" means the Michigan department of community health.

16 (k) "MDEQ" means the Michigan department of environmental
17 quality.

18 (l) "MDLEG (LCC)" means the Michigan department of labor and
19 economic growth - liquor control commission.

20 (m) "USDA" means the United States department of agriculture.

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 exception.

17 Sec. 208. The department shall use the Internet to fulfill the
18 reporting requirements of this bill. This requirement may include
19 transmission of reports 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. 209. Funds appropriated in part 1 shall not be used for
23 the purchase of foreign goods or services, or both, if
24 competitively priced and of comparable quality American goods or
25 services, or both, are available. Preference shall be given to
26 goods or services, or both, manufactured or provided by Michigan
27 businesses, if they are competitively priced and of comparable

1 quality. In addition, preference shall be given to goods or
2 services, or both, that are manufactured or provided by Michigan
3 businesses owned and operated by veterans, if they are
4 competitively priced and of comparable quality.

5 Sec. 210. The director shall take all reasonable steps to
6 ensure businesses in deprived and depressed communities compete for
7 and perform contracts to provide services or supplies, or both. The
8 director shall strongly encourage firms with which the department
9 contracts to subcontract with certified businesses in depressed and
10 deprived communities for services, supplies, or both.

11 Sec. 212. Of the funds appropriated in part 1, the department
12 may provide for indemnity as provided for pursuant to the animal
13 industry act, 1988 PA 466, MCL 287.701 to 287.745, not to exceed
14 \$100,000.00 per order from any line item for the fiscal year ending
15 September 30, 2009. Before the department provides for an
16 indemnification under this section, the department shall report the
17 reason for the indemnification, the amount of the indemnification,
18 and to whom the indemnification is to be paid. The report shall be
19 given to each member of the house and senate appropriations
20 subcommittees on agriculture and to the senate and house fiscal
21 agencies and the state budget director.

22 Sec. 219. From the funds appropriated in part 1 for
23 information technology, departments and agencies shall pay user
24 fees to the department of information technology for technology-
25 related services and projects. Such user fees shall be subject to
26 provisions of an interagency agreement between the departments and
27 agencies and the department of information technology.

1 Sec. 220. Amounts appropriated in part 1 for information
2 technology may be designated as work projects and carried forward
3 to support technology projects under the direction of the
4 department of information technology. Funds designated in this
5 manner are not available for expenditure until approved as work
6 projects under section 451a of the management and budget act, 1984
7 PA 431, MCL 18.1451a.

8 Sec. 223. (1) Due to the current budgetary problems in this
9 state, out-of-state travel for fiscal year ending September 30,
10 2009 shall be limited to situations in which 1 or more of the
11 following conditions apply:

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

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

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

20 (d) The travel is necessary to comply with federal
21 requirements.

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

24 (f) The travel is financed entirely by federal or nonstate
25 funds.

26 (2) If out-of-state travel is necessary but does not meet 1 or
27 more of the conditions in subsection (1), the state budget director

1 may grant an exception to allow the travel. Any exceptions granted
2 by the state budget director shall be reported on a monthly basis
3 to the senate and house of representatives standing committees on
4 appropriations.

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

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

16 (b) The destination of each travel occurrence.

17 (c) The dates of each travel occurrence.

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

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

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

27 Sec. 228. (1) In addition to the funds appropriated in part 1,

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

6 (2) In addition to the funds appropriated in part 1, there is
7 appropriated an amount not to exceed \$6,000,000.00 for state
8 restricted contingency funds. These funds are not available for
9 expenditure until they have been transferred to another line item
10 in this bill under section 393(2) of the management and budget act,
11 1984 PA 431, MCL 18.1393.

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

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

24 Sec. 230. Funds appropriated in part 1 shall not be used by a
25 principal executive department, state agency, or authority to hire
26 a person to provide legal services that are the responsibility of
27 the attorney general. This prohibition does not apply to legal

1 services for bonding activities and for those activities that the
2 attorney general authorizes.

3 **EXECUTIVE**

4 Sec. 302. The department may receive and expend revenue and
5 use that revenue to cover necessary expenses related to
6 publications, audit and licensing functions, livestock sales,
7 certification of nursery stock, bean inspection services, and
8 laboratory analyses as specified in the following:

9 (a) Management services publications.

10 (b) Management services audit and licensing functions.

11 (c) Pesticide and plant pest management propagation and
12 certification of virus free foundation stock.

13 (d) Pesticide and plant pest management bean inspection and
14 grading services.

15 (e) Laboratory support testing for testing horses in draft
16 horse pulling contests at county fairs when local jurisdictions
17 request state assistance.

18 (f) Laboratory support analyses to determine foreign
19 substances in horses engaged in racing or pulling contests at
20 tracks.

21 (g) Laboratory support analyses of food, livestock, and
22 agricultural products for disease, foreign products for disease,
23 toxic materials, foreign substances, and quality standards.

24 (h) Laboratory support test samples for other agencies and
25 organizations.

26 (i) Fruit and vegetable inspection at shipping and termination

1 points and processing plants.

2 **FOOD AND DAIRY**

3 Sec. 401. The department shall monitor restaurant inspection
4 and licensing functions carried out by local health departments to
5 ensure uniform application and enforcement of minimum program
6 requirements.

7 Sec. 404. From the funds appropriated in section 104 for food
8 safety and quality assurance, not less than \$150,000.00 from the
9 consumer and industry food safety education fund shall be expended
10 for purposes required under the food act, 2000 PA 92, MCL 289.4117,
11 including the statewide training and education to consumers on food
12 safety and the training and education on food safety to food
13 service establishment employees and department employees and agents
14 who enforce section 4117 of the food act, 2000 PA 92, MCL 289.4117.

15

16 **ANIMAL INDUSTRY**

17 Sec. 450. From the funds appropriated in section 105 for the
18 bovine tuberculosis program, the department shall reimburse the
19 department of natural resources for those costs associated with
20 monitoring and testing wildlife for bovine tuberculosis that are
21 necessary to support the department goals and are jointly agreed to
22 by the department and the department of natural resources to be in
23 excess of efforts necessary to effectively plan and execute the
24 eradication of bovine tuberculosis from Michigan's wild free-
25 ranging deer herd.

26 Sec. 451. From the funds appropriated in section 105 for

1 bovine tuberculosis, the department shall pay for all whole herd
2 testing costs and individual animal testing costs in the modified
3 accredited zone to maintain split-state status requirements. These
4 costs include indemnity and compensation for injury causing death
5 or downer to animals.

6 **ENVIRONMENTAL STEWARDSHIP**

7 Sec. 604. The appropriation in section 107 for local
8 conservation districts shall be allocated in the following manner:

9 (a) Of the total appropriation, each local conservation
10 district meeting the minimum grant requirements shall receive a
11 grant of \$11,605.00 to support basic operations, unless the
12 district resides in a county consisting of multiple districts, in
13 which case a \$11,605.00 grant shall be divided equally among the
14 districts in that county. The amount of money allocated under this
15 subdivision shall not be used by local conservation districts to
16 replace any money received from local sources.

17 (b) Any amount remaining from the appropriation after
18 distributions under subdivision (a) shall be allocated for local
19 conservation district training.

20 **AGRICULTURE DEVELOPMENT**

21 Sec. 702. In any given year when insufficient amounts of
22 Michigan surplus products are offered to the food bank council and
23 accepted for distribution, unused funds may be applied by the food
24 bank council for the direct purchase of foods from Michigan
25 growers, manufacturers, or wholesalers.

1 Sec. 710. The department may match external funding for
2 domestic and international marketing programs for the purpose of
3 developing new and enhancing existing export markets for Michigan
4 agricultural products.

5 **FAIRS AND EXPOSITIONS**

6 Sec. 802. From the amount appropriated in section 110 for
7 purses and supplements - fairs/licensed tracks, \$220,000.00 is to
8 be used for state purse supplements at state licensed pari-mutuel
9 tracks for races comprised only of Michigan-bred horses segregated
10 into a 4-year-old colt trot division, a 4-year-old filly trot
11 division, a 4-year-old colt pace division, and a 4-year-old filly
12 pace division.

13 Sec. 803. Included in the appropriation made in section 110
14 for the thoroughbred program is \$23,500.00 for the Michigan united
15 thoroughbred breeders and owners association to conduct a
16 thoroughbred yearling show. The Michigan united thoroughbred
17 breeders and owners association shall submit to the department an
18 itemized list of expenses showing that the expenses of the yearling
19 show were paid.

20 Sec. 804. From the funds appropriated in section 110 for
21 thoroughbred owners' awards, awards shall be distributed pursuant
22 to section 20 of the horse racing law of 1995, 1995 PA 279, MCL
23 431.320.

24 Sec. 806. A county fair, district fair, 4-H fair, or state
25 fair receiving funds in section 110 to be used for prizes or
26 awards, in whole or in part, as a condition precedent to the

1 receiving of the funds for those purposes, shall publish the rules
2 relative to the prizes, awards, and deadlines for entries eligible
3 for the funds in their official premium books or lists relative to
4 the prizes or awards. An aggrieved exhibitor may make a written
5 complaint to the fair within 10 days after the fair ends. If the
6 fair has not satisfactorily settled the grievance within 45 days
7 after it is submitted to the fair, the aggrieved person may file
8 the complaint with the department and the department shall
9 investigate the complaint and make a finding of fact regarding the
10 complaint and take appropriate action regarding the complaint.

11 Sec. 807. Of the amount appropriated in section 110 for purses
12 and supplements - fairs/licensed tracks, a sufficient amount is
13 appropriated to provide for overnight purse supplements pursuant to
14 the horse racing law of 1995, 1995 PA 279, MCL 431.301 to 431.336.

15 Sec. 808. Of the amount appropriated in section 110 for
16 premiums - county and state fairs, \$91,400.00 shall be expended to
17 reimburse up to 75% premiums paid to large livestock and equine
18 exhibitors in shows or exhibitions held by statewide associations
19 as defined by the department. Livestock expositions shall be
20 limited to participation in this program and prohibited from
21 participation in any state-funded premium programs. The Michigan
22 horse show association fall youth show shall be included.

23 Sec. 809. From the appropriations for premiums - county and
24 state fairs in section 110, \$40,000.00 shall be awarded through a
25 competitive grant program to local, regional, or state fairs or
26 youth education programs to promote youth involvement and adult
27 exhibitions in the animal agriculture industry.

1 **OFFICE OF RACING COMMISSIONER**

2 Sec. 901. The racing commissioner may pay rewards of not more
3 than \$5,800.00 to a person who provides information that results in
4 the arrest and conviction on a felony or misdemeanor charge for a
5 crime that involves the horse racing industry. A reward paid
6 pursuant to this section shall be paid out of the office of racing
7 commissioner line item.